

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### Radiological Emergency Preparedness: Reasonable Assurance Finding for the Indian Point Energy Center

**AGENCY:** Federal Emergency Management Agency (FEMA), Emergency Preparedness and Response Directorate, Department of Homeland Security.

**ACTION:** Notice.

**SUMMARY:** On July 25, 2003, FEMA made a finding of reasonable assurance that there is adequate offsite preparedness for the Indian Point Energy Center in Buchanan, New York.

**FOR FURTHER INFORMATION CONTACT:** Vanessa E. Quinn, Chief, Radiological Emergency Preparedness Section, Nuclear and Chemical Hazards Branch, FEMA, 500 C Street, SW., Washington, DC 20472; (202) 646-3664; [Vanessa.quinn@dhs.gov](mailto:Vanessa.quinn@dhs.gov).

**SUPPLEMENTARY INFORMATION:** On July 25, 2003, FEMA made a finding of reasonable assurance that appropriate measures to protect the health and safety of communities surrounding the Indian Point Energy Center can be taken and are capable of being implemented. A link to the full text of the document transmitting the finding to George Pataki, Governor of New York, is available at <http://www.fema.gov>.

Dated: September 29, 2003.

**R. David Paulison,**

*Director of the Preparedness Division, Emergency Preparedness and Response, Department of Homeland Security.*

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## DEPARTMENT OF THE INTERIOR

### Office of the Secretary

[UT-030-02-1610-DE-24-1A]

#### Establishment of Advisory Committee

**AGENCY:** Bureau of Land Management (BLM), Utah State Office, Interior.

**ACTION:** Notice of establishment of the Grand Staircase-Escalante National Monument Advisory Committee.

**SUMMARY:** This notice is published in accordance with Section 9(a)(2) of the Federal Advisory Committee Act of 1972, Pub. L. 92-463. Notice is hereby given that the Secretary of the Interior

has established the Bureau of Land Management's Grand Staircase-Escalante National Monument Advisory Committee.

The Purpose of the Committee will be to advise Monument Managers on science and management issues and the achievement of objectives set forth in the Grand Staircase-Escalante National Monument Management Plan.

#### FOR FURTHER INFORMATION CONTACT:

Steve Cohn, National Landscape Conservation System (171), Bureau of Land Management, 1620 L Street, NW., Room 301 LS, Washington, DC 20240, telephone (202) 785-6589.

#### Certification Statement

I hereby certify that the establishment of the Grand Staircase-Escalante National Monument Advisory Committee is necessary and in the public interest in connection with the Secretary of the Interior's responsibilities to manage the lands, resources, and facilities administered by the Bureau of Land Management.

Dated: September 26, 2003.

**Gale A. Horton,**

*Secretary of the Interior.*

[FR Doc. 03-25195 Filed 10-3-03; 8:45 am]

**BILLING CODE 4310-DQ-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Notice of Permit Application and Safe Harbor Agreement Between the Fish and Wildlife Service and the Malpai Borderlands Group

**AGENCY:** U.S. Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability and 30-day public comment period.

**SUMMARY:** The Malpai Borderlands Group (Applicant) has applied to the U.S. Fish and Wildlife Service (Service) for an incidental take permit pursuant to Section 10(a)(1)(A) of the Endangered Species Act (Act). The Applicants have been assigned permit number TE-073684-0. The requested permit, which is for a period of 50 years, would authorize the take of the Threatened Chiricahua leopard frog (*Rana chiricahuensis*). The proposed take could occur as a result of conservation measures implemented on the approximately 1 million acres (404,700 hectares) identified in the application and associated documents in Cochise County, Arizona and Hidalgo County, New Mexico. Conservation measures consist of stock tank development and restoration, including modification of

stock tanks to enhance their use by Chiricahua leopard frogs and renovation to remove bullfrogs and other non-native predators. Currently, within the Agreement area, Chiricahua leopard frogs are only known to occur in a few locations, including three populations on the Magoffin property. These three populations on the Magoffin property exist solely due to the extraordinary efforts of the landowners to establish and maintain them prior to listing of the species. Thus, they are excluded from the baseline for the purposes of this Safe Harbor Agreement (Agreement). The Applicants, in cooperation with the Service, have prepared the Agreement to provide a conservation benefit to the species and allow for the take of the species. Based upon guidance in the Service's June 17, 1999, Final Safe Harbor Policy, if an Agreement and associated permit are not expected to individually or cumulatively have a significant impact on the quality of the human environment or other natural resources, the Agreement/permit may be categorically excluded from undergoing National Environmental Policy Act review. The Malpai Agreement qualifies as a "Low Effect" Agreement, thus, this action is a categorical exclusion. The "Low Effect" determination for the Malpai Agreement is also available for public comment. This notice is provided pursuant to Section 10(c) of the Act and National Environmental Policy Act regulations (40 CFR 1506.6).

**DATES:** Written comments on the application should be received by November 5, 2003.

**ADDRESSES:** Persons wishing to review the application, Agreement, and "Low Effect" determination may obtain copies by writing to the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Room 4102, Albuquerque, New Mexico 87103, or by contacting the Field Supervisor, Arizona Ecological Services Field Office, 2321 West Royal Palm Road, Suite 103, Phoenix, Arizona 85021-4951 (602) 242-0210. Documents relating to the application will be available for public inspection by written request, by appointment only, during normal business hours (8 to 4:30) at the U.S. Fish and Wildlife Service, Arizona Ecological Services Field Office, Phoenix, Arizona.

Written data or comments concerning the application and Agreement should be submitted to the Field Supervisor, U.S. Fish and Wildlife Service, Arizona Ecological Services Field Office, 2321 West Royal Palm Road, Suite 103, Phoenix, Arizona 85021-4951. Please refer to permit number TE-073684-0 (Malpai) when submitting comments.