

must specify which method would apply, should their proposal be funded.

Vessels participating in an approved project, and fishing in the Sea Scallop Access Areas, would be authorized by the Regional Administrator to do one or more of the following: Take additional trips into the areas and/or to land scallops in excess of the proposed 18,000-lb (8,164.7-kg) possession limit; make a trip of specified duration without counting against the vessel's 2004 DAS allocation; or be allocated additional DAS which would be added to the vessel's 2004 DAS allocation.

*Electronic Access:* <http://www.Grants.gov>.

*Funding Availability:* No Federal funds are provided for research under this notification. The Federal Government may issue an Exempted Fishing Permit (EFP) or Letter of Acknowledgment (LOA), as applicable, which may provide special fishing privileges in response to research proposals selected under this program.

*Statutory Authority:* Issuing grants is consistent with sections 303(b)(11), 402(e), and 404 ) of the Magnuson-Stevens Fishery Conservation and Management Act, 16 U.S.C. 1853(b)(11), 16 U.S.C. 1881a(e), and 16 U.S.C. 1881c), respectively.

*CFDA:* 11.454, Unallied Management Projects

*Eligibility:* Eligible applicants are institutions of higher education, hospitals, other nonprofits, commercial organizations, individuals, State, local and Indian tribal governments. Federal agencies or institutions are not eligible to receive Federal assistance under this notice. Also, a person is not eligible to submit an application under this program if he/she is an employee of any Federal agency or a Regional Fishery Management Council. However, Council members who are not Federal employees may submit an application.

*Cost Sharing Requirements:* None.

*Intergovernmental Review:* Required, if applicable. Applications under this program are subject to Executive Order 12372, "Intergovernmental Review of Federal Programs."

*Limitation of Liability:* In no event will NOAA or the Department of Commerce be responsible for proposal preparation costs if these programs are cancelled because of other agency priorities. Publication of this announcement does not oblige NOAA to award any specific project or to provide special fishing privileges.

*National Environmental Policy Act (NEPA):* NOAA must analyze the potential environmental impacts, as required by the NEPA, for applicant projects or proposals which are seeking

NOAA federal assistance opportunities including special fishing privileges. Detailed information on NOAA compliance with NEPA can be found at the following NOAA NEPA website: <http://www.nepa.noaa.gov/>, including our NOAA Administrative Order 216-6 for NEPA, [http://www.nepa.noaa.gov/NAO216\\_6\\_TOC.pdf](http://www.nepa.noaa.gov/NAO216_6_TOC.pdf), and the Council on Environmental Quality implementation regulations, [http://ceq.eh.doe.gov/nepa/regs/ceq/toc\\_ceq.htm](http://ceq.eh.doe.gov/nepa/regs/ceq/toc_ceq.htm).

Consequently, as part of an applicant's package, and under their description of their program activities, applicants are required to provide detailed information on the activities to be conducted, locations, sites, species and habitat to be affected, possible construction activities, and any environmental concerns that may exist (e.g., the use and disposal of hazardous or toxic chemicals, introduction of non-indigenous species, impacts to endangered and threatened species, aquaculture projects, and impacts to coral reef systems). In addition to providing specific information that will serve as the basis for any required impact analyses, applicants may also be requested to assist NOAA in drafting of a NEPA document (e.g. an environmental assessment), if NOAA determines that an environmental analysis is required. Applicants will also be required to cooperate with NOAA in identifying and implementing feasible measures to reduce or avoid any identified adverse environmental impacts of their proposal. The failure to do so shall be grounds for the denial of an application.

*Evaluation and Selection Procedures:* NOAA published its first omnibus notice announcing the availability of grant funds for both projects and fellowships/scholarship/ internships for Fiscal Year 2004 in the **Federal Register** on June 30, 2003 (68 FR 38678). The evaluation criteria and selection procedures contained in the June 30, 2003, omnibus notice are applicable to this solicitation. For a copy of the June 30, 2003, omnibus notice please go to: <http://www.ofa.noaa.gov/amd/SOLINDEX.HTML>.

*The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements:* The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** notice of October 1, 2001 (66 FR 49917), as amended by the **Federal Register** notice published on October 30, 2002 (67 FR 66109), are applicable to this solicitation.

## Classification

*Paperwork Reduction Act:* This document contains collection-of-information requirements subject to the Paperwork Reduction Act (PRA). The use of Standard Forms 424 and 424A, 424B, SF-LLL, and CD-346 has been approved by OMB under the respective control numbers 0348-0043, 0348-0044, 0348-0040, 0348-0046, and 0605-0001. Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA unless that collection of information displays a currently valid OMB control number.

*Executive Order 12866:* This notice has been determined to be not significant for purposes of Executive Order 12866.

*Executive Order 13132 (Federalism):* It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

*Administrative Procedure Act/Regulatory Flexibility Act:* Prior notice and an opportunity for public comments are not required by the Administrative Procedure Act or any other law for notices concerning grants, benefits, and contracts (5 U.S.C. section 553(a)(2)). Because notice and opportunity for comment are not required pursuant to 5 U.S.C. 553 or any other law, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. section 601 et seq) are inapplicable. Therefore, a regulatory flexibility analysis has not been prepared.

Dated: April 9, 2004.

**William T. Hogarth,**

*Assistant Administrator for Fisheries,  
National Marine Fisheries Service.*

[FR Doc. 04-8592 Filed 4-14-04; 8:45 am]

BILLING CODE 3510-22-S

---

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 040904B]

#### New England Fishery Management Council; Public Meetings

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of public meetings.

**SUMMARY:** The New England Fishery Management Council (Council) is scheduling a public meeting of its

Research Steering and Joint Enforcement Oversight Committee and Advisory Panel in April and May, 2004 to consider actions affecting New England fisheries in the exclusive economic zone (EEZ).

Recommendations from these groups will be brought to the full Council for formal consideration and action, if appropriate.

**DATES:** The meetings will be held on April 30, 2004 and May 4, 2004. See **SUPPLEMENTARY INFORMATION** for specific dates and times.

**ADDRESSES:** The meetings will be held in Wakefield and Newburyport, MA. See **SUPPLEMENTARY INFORMATION** for specific locations.

*Council address:* New England Fishery Management Council, 50 Water Street, Mill 2, Newburyport, MA 01950.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Howard, Executive Director, New England Fishery Management Council; telephone: (978) 465-0492.

#### **SUPPLEMENTARY INFORMATION:**

##### **Meeting Dates and Agendas**

*Friday, April 30, 2004 at 9:30 a.m.*  
*Research Steering Committee Meeting.*  
Location: Sheraton Colonial, One Audubon Road, Wakefield, MA 01880; telephone: (781) 245-9300.

The Research Steering Committee will hear an informal presentation on the status of NOAA Fisheries cooperative cod tagging program and review project objectives. The Committee will also complete work on a policy to incorporate new research results into the management process and initiate a discussion on the disposition of catch and the use of days-at-sea when vessels are engaged in cooperative research. They will address the possibility of allowing the use of B-days, as defined in Amendment 13 to the Northeast Multispecies Fishery Management Plan, for cooperative research purposes. Finally, the Committee will develop a list of priorities and activities for 2004.

*Tuesday, May 4, 2004 at 9:30 a.m.*  
*Joint Enforcement Oversight Committee and Advisory Panel Meeting.*

Location: New England Fishery Management Council Office, 50 Water Street, Newburyport, MA 01950; telephone: (978) 465-0492.

The Enforcement Committee and Advisors will review the current penalty schedule, and make recommendations with respect to egregious violations.

Although non-emergency issues not contained in this agenda may come before this group for discussion, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically

listed in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Act, provided the public has been notified of the Council's intent to take final action to address the emergency.

#### **Special Accommodations**

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Paul J. Howard (see **ADDRESSES**) at least 5 days prior to the meeting dates.

Dated: April 12, 2004.

**Alan D. Risenhoover,**  
*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*  
[FR Doc. E4-854 Filed 4-14-04; 8:45 am]  
**BILLING CODE 3510-22-S**

## **DEPARTMENT OF COMMERCE**

### **National Oceanic and Atmospheric Administration**

[I.D. 040604A]

#### **Marine Mammals; File No. 881-1724**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Issuance of permit.

**SUMMARY:** Notice is hereby given that the Alaska SeaLife Center, 301 Railway Avenue, Seward, Alaska 99664, has been issued a permit to import and export marine mammal parts for purposes of scientific research.

**ADDRESSES:** The permit and related documents are available for review upon written request or by appointment in the following office(s):

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376; and Alaska Region, NMFS, P.O. Box 21668, Juneau, AK 99802-1668; phone (907)586-7221; fax (907)586-7249.

**FOR FURTHER INFORMATION CONTACT:** Amy Sloan or Ruth Johnson, (301)713-2289.

**SUPPLEMENTARY INFORMATION:** On December 17, 2003, notice was published in the **Federal Register** (68 FR 70234) that a request for a scientific research permit to take parts from the following species: Antarctic fur seal (*Arctocephalus gazella*), Australian fur seal (*Arctocephalus pusillus*), Australian sea lion (*Neophoca cinerea*),

California sea lion (*Zalophus californianus*), harbor seal (*Phoca vitulina*), northern fur seal (*Callorhinus ursinus*), ribbon seal (*Phoca fasciata*), ringed seal (*Phoca hispida*), Southern fur seal (*Arctocephalus australis*), Southern sea lion (*Otaria flavescens*), Steller sea lion (*Eumetopias jubatus*), beluga whale (*Delphinapterus leucas*), bowhead whale (*Balaena mysticetus*), gray whale (*Eschrichtius robustus*), humpback whale (*Megaptera novaeangliae*), killer whale (*Orcinus orca*), and sperm whale (*Physeter catodon*) had been submitted by the above-named organization. The requested permit has been issued under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226), and the Fur Seal Act of 1966, as amended (16 U.S.C. 1151 *et seq.*).

The applicant has been authorized to import and export specimen samples (hard and soft parts) from the above-named species for a number of projects to study marine mammal population ecology, diet and nutrition, reproductive physiology, toxicology, and health. The applicant has been issued a five-year permit.

Issuance of this permit, as required by the ESA, was based on a finding that such permit (1) was applied for in good faith, (2) will not operate to the disadvantage of the endangered species which is the subject of this permit, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: April 9, 2004.

**Stephen L. Leathery,**  
*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*  
[FR Doc. 04-8594 Filed 4-14-04; 8:45 am]  
**BILLING CODE 3510-22-S**

## **DEPARTMENT OF COMMERCE**

### **National Oceanic and Atmospheric Administration**

[I.D. 030304D]

#### **Vessel Monitoring Systems (VMS); Approved Mobile Transmitting Units for Use in Alaska Fisheries Requiring VMS**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and