

The Applicant proposes to mitigate the take of scrub-jays through contribution of \$25,875 to the Sarasota County Scrub-jay Mitigation Plan Fund administered by Sarasota County. Funds in this account are earmarked for use in the conservation and recovery of scrub-jays and may include habitat acquisition, restoration, and management.

The Service has determined that the Applicants' proposal, including the proposed mitigation and minimization measures, will individually and cumulatively have a minor or negligible effect on the species covered in the HCP. Therefore, the ITP is a "low-effect" project and qualifies as a categorical exclusion under the National Environmental Policy Act (NEPA), as provided by the Department of Interior Manual (516 DM 2, Appendix 1 and 516 DM 6, Appendix 1). This preliminary information may be revised based on our review of public comments that we receive in response to this notice. Low-effect HCPs are those involving: (1) Minor or negligible effects on Federally listed or candidate species and their habitats, and (2) minor or negligible effects on other environmental values or resources.

The Service will evaluate the HCP and comments submitted thereon to determine whether the application meets the requirements of section 10(a) of the Act (16 U.S.C. 1531 *et seq.*). If it is determined that those requirements are met, the ITPs will be issued for incidental take of the Florida scrub-jay. The Service will also evaluate whether issuance of the section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. The results of this consultation, in combination with the above findings, will be used in the final analysis to determine whether or not to issue the ITP. This notice is provided pursuant to section 10 of the Endangered Species Act and National Environmental Policy Act regulations (40 CFR 1506.6).

Dated: August 9, 2006.

**Cynthia K. Dohner,**

*Acting Regional Director, Southeast Region.*  
[FR Doc. E6-14244 Filed 8-25-06; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Receipt of an Application and Availability of an Environmental Assessment for an Incidental Take Permit for Urban Development Within the City of Palm Bay, Brevard County, FL

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

**ACTION:** Notice.

**SUMMARY:** The City of Palm Bay (Applicant) requests an incidental take permit (ITP) pursuant to section 10(a)(1)(B) of the Endangered Species Act of 1973, as amended (Act). The Applicant prepared a Habitat Conservation Plan (HCP) identifying anticipated impacts to two federally-listed threatened species, the Florida scrub-jay (*Aphelocoma coerulescens*) (scrub-jay) and the eastern indigo snake (*Drymarchon corais couperi*). The Applicant also requests incidental take authorization for the gopher tortoise (*Gopherus polyphemus*) in the event this species becomes federally-listed as either threatened or endangered during the 30-year term of the requested ITP. Take of these species is anticipated as a result of residential, commercial, industrial, and municipal construction projects and associated infrastructure within the city limits of the City of Palm Bay. The Applicant's HCP describes the mitigation and minimization measures proposed to address the effects of urban development on the scrub-jay, eastern indigo snake, and gopher tortoise. These measures are outlined in the **SUPPLEMENTARY INFORMATION** section below.

**DATES:** Written comments on the ITP application, HCP, and environmental assessment should be sent to the Service's Regional Office (see **ADDRESSES**) and should be received on or before October 27, 2006.

**ADDRESSES:** Persons wishing to review the application, HCP, and environmental assessment may obtain a copy by writing the Service's Southeast Regional Office, 1875 Century Boulevard, Suite 200, Atlanta, Georgia 30345 (Attn: Endangered Species Permits), or Jacksonville Field Office, Fish and Wildlife Service, 6620 Southpoint Drive South, Suite 310, Jacksonville, Florida 32216-0912. Please reference permit number TE118199-0 in such requests. Documents will also be available for public inspection by appointment during normal business hours at the

Service's regional office or the Jacksonville field office.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Dell, Regional HCP Coordinator, (see **ADDRESSES** above), telephone: 404/679-7313, facsimile: 404/679-7081; or Mr. Mike Jennings, Fish and Wildlife Biologist, Jacksonville Field Office, Jacksonville, Florida (see **ADDRESSES** above), telephone: 904/232-2580.

**SUPPLEMENTARY INFORMATION:** If you wish to comment, you may submit written comments by any one of several methods. Please reference permit number TE118199-0 in such comments. You may mail comments to the Service's Regional Office (see **ADDRESSES**). You may also comment via the Internet to [david\\_dell@fws.gov](mailto:david_dell@fws.gov). Please include your name and return address in your Internet message. If you do not receive a confirmation from us that we have received your internet message, contact us directly at either telephone number listed above (see **FOR FURTHER INFORMATION CONTACT**). Finally, you may hand deliver comments to either Service office listed above (see **ADDRESSES**). Our practice is to make comments, including names and home addresses of respondents, available for public review during regular business hours. Individual respondents may request that we withhold their home address from the administrative record. We will honor such requests to the extent allowable by law. There may also be other circumstances in which we would withhold from the administrative record a respondent's identity, as allowable by law. If you wish us to withhold your name and address, you must state this prominently at the beginning of your comments. We will not, however, consider anonymous comments. We will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public inspection in their entirety.

The scrub-jay is geographically isolated from other species of scrub-jays found in Mexico and the western United States. The scrub-jay is found exclusively in peninsular Florida and is restricted to xeric uplands (predominately in oak-dominated scrub). Increasing urban and agricultural development has resulted in habitat loss and fragmentation that has adversely affected the distribution and numbers of scrub-jays. The total estimated population is between 7,000 and 11,000 individuals.

The eastern indigo snake is distributed in dry pinelands of the

extreme southeastern United States. In peninsular Florida, eastern indigo snakes occur in a variety of upland habitats but are most commonly associated with vegetative communities that occur in well-drained soils. The number and status of eastern indigo snakes in peninsular Florida is not known because reliable survey techniques for this species are not available. Recent population modeling efforts suggest that eastern indigo snake populations are vulnerable to habitat fragmentation related to urban development and greater road densities.

Gopher tortoises are widely distributed throughout the southeastern United States where they are typically found in association with xeric vegetative communities. Gopher tortoises require well-drained soils with relatively deep water tables in which to excavate their burrows. Habitat loss, degradation, and fragmentation due to urban, agricultural, and silvicultural development have resulted in a decline in the numbers and distribution of gopher tortoises throughout Florida.

According to the Applicant's HCP, up to 20 families of scrub-jays, about 40 eastern indigo snakes living within 12,904 acres of potential habitat and about 1,233 gopher tortoises residing in 10,966 acres of potential habitat might be taken as a result of urban development. The Applicant intends to minimize impacts to listed species by: (1) Prohibiting land clearing during the scrub-jay nesting season if active nests are on or near properties to be cleared, (2) requiring that scrub vegetation be retained for landscaping or ornamental purposes within new development, and (3) developing Web-based public education information for the covered species. Mitigation measures proposed by the Applicant include the collection of environmental fees as a component of the local building permit issuance process. The Applicant anticipates that environmental fees collected over the duration of the requested permit period will be approximately \$10.7 million dollars. The Applicant proposes to donate environmental fees to the Scrub-jay Conservation Fund that is administered by The Nature Conservancy (TNC). Pursuant to an agreement between the Service and TNC, donated environmental fees will be used for the acquisition, management, and restoration of scrub-jay habitat. The Service will review proposed acquisition, management and restoration of habitat funded by the City's environmental fees to ensure that the eastern indigo snake and gopher tortoise benefit as well.

The Service has made a preliminary determination that issuance of the requested ITP is not a major Federal action significantly affecting the quality of the human environment within the meaning of Section 102(2)(C) of National Environmental Policy Act (NEPA). This preliminary information may be revised due to public comment received in response to this notice and is based on information contained in the EA and HCP.

The Service will evaluate the HCP and comments submitted thereon to determine whether the ITP application meets the requirements of section 10(a) of the Act (16 U.S.C. 1531 *et seq.*). If the Service determines that those requirements are met, an ITP will be issued for the incidental take of the Florida scrub-jay, eastern indigo snake, and provisionally for the gopher tortoise. The Service will also evaluate whether issuance of this section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. The results of this consultation, in combination with the above findings, will be used in the final analysis to determine whether or not to issue the ITP. This notice is provided pursuant to section 10 of the Endangered Species Act and NEPA regulations (40 CFR 1506.6).

Dated: August 9, 2006.

**Cynthia K. Dohner,**

*Acting Regional Director, Southeast Region.*

[FR Doc. E6-14245 Filed 8-25-06; 8:45 am]

**BILLING CODE 4310-55-P**

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## DEPARTMENT OF THE INTERIOR

### National Park Service

#### National Park System Advisory Board; Meeting

**AGENCY:** National Park Service, Interior.

**ACTION:** Notice of meeting.

Notice is hereby given in accordance with the Federal Advisory Committee Act, 5 U.S.C. Appendix, that the National Park System Advisory Board will meet September 14-15, 2006, in Three Rivers, California. On September 14, the Board will tour Sequoia and Kings Canyon National Parks and will be briefed regarding environmental, education and partnership programs. The Board will convene its business meeting on September 15 at 8:30 a.m., PST, at the Wuksachi Lodge, 64740 Wuksachi Way, Three Rivers, California, telephone 559-565-4070. The Board will be addressed by National Park Service Director Fran Mainella and will

receive the reports of its Partnerships Committee, Committee on Federal Historic Rehabilitation Tax Credit, Committee on Philanthropy, Committee on Health and Recreation, National Parks Science Committee, and Education Committee. The business meeting will be adjourned at 4:30 p.m.

Other officials of the National Park Service and the Department of the Interior may address the Board, and other miscellaneous topics and reports may be covered.

The order of the agenda may be changed, if necessary, to accommodate travel schedules or for other reasons.

The Board meeting will be open to the public. Space and facilities to accommodate the public are limited and attendees will be accommodated on a first-come basis. Anyone may file with the Board a written statement concerning matters to be discussed. The Board also may permit attendees to address the Board, but may restrict the length of the presentations, as necessary to allow the Board to complete its agenda within the allotted time.

Anyone who wishes further information concerning the meeting, or who wishes to submit a written statement, may contact Ms. Shirley Sears Smith, Office of Policy, National Park Service; 1849 C Street, NW., Room 7250; Washington, DC 20240; telephone 202-208-7456.

Draft minutes of the meeting will be available for public inspection about 12 weeks after the meeting, in room 7252, Main Interior Building, 1849 C Street, NW., Washington, DC.

Dated: August 15, 2006.

**Bernard Fagan,**

*Deputy Chief, Office of Policy.*

[FR Doc. E6-14204 Filed 8-25-06; 8:45 am]

**BILLING CODE 4312-52-P**

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## DEPARTMENT OF JUSTICE

### Federal Bureau of Investigation

[OMB Number 1110-NEW]

#### Agency Information Collection Activities; Proposed Collection, Comments Requested; Three Fingerprint Cards: Arrest and Institution; Applicant; Personal Identification

**ACTION:** 60-day Notice of Information Collection Under Review.

The Department of Justice, Federal Bureau of Investigation, Criminal Justice Information Services Division has submitted the following information collection request to the Office of