

award any specific project or to obligate any available funds. Recipients and subrecipients are subject to all Federal laws and agency policies, regulations and procedures applicable to Federal financial assistance awards.

#### Universal Identifier

Applicants should be aware that, they are required to provide a Dun and Bradstreet Data Universal Numbering System (DUNS) number during the application process. See 67 FR 66177, October 30, 2002, for additional information. Organizations can receive a DUNS number at no cost by calling the dedicated toll-free DUNS number request line at 1-866-705-5711 or via the internet at <http://frwebgate.access.gpo.gov/cgi-bin/leaving.cgi?from=leavingFR.html&log=linklog&to=http://www.dunandbradstreet.com>.

#### National Environmental Policy Act (NEPA)

NEPA and the Council on Environmental Quality (CEQ) implementing regulations (40 CFR parts 1500 through 1508) require that an environmental analysis be completed for all major Federal actions significantly affecting the environment. NEPA applies to the actions of Federal agencies and may include a Federal agency's decision to fund non-Federal projects under grants and cooperative agreements. Detailed information on NOAA compliance with NEPA can be found at the following NOAA NEPA website: <http://nepa.noaa.gov/>, including our NOAA Administrative Order 216-6 for NEPA, [http://www.nepa.noaa.gov/NAO216\\_6\\_TOC.ped](http://www.nepa.noaa.gov/NAO216_6_TOC.ped) and CEQ 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 all project application packages, 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). Program applications should, to the best extent, provide what they know about their projects at the time of submitting their grant applications. 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

an environmental assessment, if NOAA determines an assessment is required. Applicants will also be required to cooperate with NOAA in identifying feasible measures to reduce or avoid any identified adverse environmental impacts of their proposal. The failure to do so shall be grounds for not selecting an application. In some cases if additional information is required after an application is selected, funds can be withheld by the Grants Officer under a special award condition requiring the recipient to submit additional environmental compliance information sufficient to enable NOAA to make an assessment on any impacts that a project may have on the environment.

The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** notice of February 11, 2008 (73 FR 7686), are applicable to this solicitation.

#### Paperwork Reduction Act

This collection of information contains requirements subject to the Paperwork Reduction Act (PRA). The use of Standard Forms, 424, 424A, 424B and SF-LLL and CD-346 has been approved by the Office of Management and Budget (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

It has been determined that this notice is 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 comment are not required under 5 U.S.C. 553, or any other law, for rules relating to public property, loans, grants, benefits or contracts (5 U.S.C. 553(a)). Because prior notice and an opportunity for public 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. *et seq.*) are inapplicable. Therefore, a

regulatory flexibility analysis is not required and has not been prepared.

Dated: April 29, 2009.

**Barry Thom,**

*Acting Regional Administrator, NMFS Northwest Region.*

[FR Doc. E9-10341 Filed 5-4-09; 8:45 am]

BILLING CODE 3510-22-S

## DEPARTMENT OF COMMERCE

### National Institute of Standards and Technology

#### Malcolm Baldrige National Quality Award Board of Overseers

**AGENCY:** National Institute of Standards and Technology, Department of Commerce.

**ACTION:** Notice of Public Meeting.

**SUMMARY:** Pursuant to the Federal Advisory Committee Act, 5 U.S.C. app. 2, notice is hereby given that there will be a meeting of the Board of Overseers of the Malcolm Baldrige National Quality Award on June 17, 2009. The Board of Overseers is composed of eleven members prominent in the fields of quality, innovation, and performance excellence and appointed by the Secretary of Commerce, assembled to advise the Secretary of Commerce on the conduct of the Baldrige Award. The purpose of this meeting is to discuss and review information received from the National Institute of Standards and Technology with the members of the Judges Panel of the Malcolm Baldrige National Quality Award. The agenda will include: Baldrige Program Strategic Plan, Initiation of Two Contracts, and Baldrige Collaborative and "Trifecta" (Baldrige Program, Baldrige Foundation, and the Alliance for Performance Excellence) Activities.

**DATES:** The meeting will convene June 17, 2009, at 8:30 a.m. and adjourn at 3 p.m. on June 17, 2009.

**ADDRESSES:** The meeting will be held at the National Institute of Standards and Technology, Administration Building, Lecture Room B, Gaithersburg, Maryland 20899. All visitors to the National Institute of Standards and Technology site will have to pre-register to be admitted. Please submit your name, time of arrival, e-mail address and phone number to Diane Harrison no later than Tuesday, June 16, 2009, and she will provide you with instructions for admittance. Ms. Harrison's e-mail address is [diane.harrison@nist.gov](mailto:diane.harrison@nist.gov) and her phone number is (301) 975-2361.

**FOR FURTHER INFORMATION CONTACT:** Dr. Harry Hertz, Director, National Quality Program, National Institute of Standards

and Technology, Gaithersburg, Maryland 20899, telephone number (301) 975-2361.

Dated: April 29, 2009.

**Patrick Gallagher,**

*Deputy Director.*

[FR Doc. E9-10342 Filed 5-4-09; 8:45 am]

**BILLING CODE 3510-13-P**

## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### Intent To Prepare a Draft Environmental Impact Statement for a Proposed Flood Risk Management Project on the Red River of the North in Fargo, ND & Moorhead, MN

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of intent.

**SUMMARY:** The St. Paul District Corps of Engineers, in partnership with the City of Fargo, North Dakota and City of Moorhead, Minnesota is conducting a flood risk management feasibility study for the Fargo-Moorhead metropolitan area. The feasibility study will focus on reducing flood risk in the entire Fargo-Moorhead Metropolitan area and surrounding areas. The study will evaluate several alternative measures, including but not limited to; levees and floodwalls, diversion channels, non-structural flood-proofing, relocation of flood-prone structures, and flood storage.

**FOR FURTHER INFORMATION CONTACT:** Questions about the proposed action and Draft Environmental Impact Statement (DEIS) can be directed to: Mr. Terry J. Birkenstock, Chief, Environmental and Economic Analysis Branch, 190 Fifth Street East, St. Paul, MN 55101-1638, *telephone:* (651) 290-5264.

**SUPPLEMENTARY INFORMATION:** Fargo, North Dakota, and Moorhead, Minnesota, are on the west and east banks, respectively, of the Red River of the North approximately 150 miles south of the Canada/United States border. In addition to the Red River, the Wild Rice, Sheyenne, Maple and Rush Rivers in North Dakota and the Buffalo River in Minnesota also cross the study area.

The purpose of this study is to collect and evaluate pertinent engineering, economic, social, and environmental information in order to assess the potential for a federal flood risk management project in the Fargo-Moorhead Metropolitan Area. The study

objective is to define a feasible and implementable project to reduce flood risk in the study area. The Fargo-Moorhead metropolitan area has a relatively high risk of flooding. The highest river stages usually occur as a result of spring snowmelt, but summer rainfall events have also caused significant flood damages. The Red River of the North has exceeded the National Weather Service flood stage of 17 feet in 51 of the past 107 years, and every year from 1993 through 2009. The study area is between the Wild Rice River, the Sheyenne River, and the Red River of the North; interbasin flows complicate the hydrology of the region and contribute to extensive flooding. Average annual flood damages in the Fargo-Moorhead metropolitan area are currently estimated at over \$43 million.

Fargo and Moorhead have become accustomed to dealing with flooding. Sufficient time is usually available to prepare for flood fighting because winter snowfall can be monitored to predict unusual spring runoff. Both communities have well documented standard operating procedures for flood fights. Both communities avoided major flood damages in the historic flood of 1997 by either raising existing levees or building temporary barriers. Since the 1997 flood, both communities have implemented mitigation measures, including acquisition of almost 100 floodplain homes, raising and stabilizing existing levees, installing permanent pump stations, and improving storm sewer lift stations and the sanitary sewer system. Although emergency measures have been very successful, they may also contribute to an unwarranted sense of security that does not reflect the true flood risk in the area.

The Fargo-Moorhead Metro Feasibility Study and its associated NEPA documentation will be prepared by the Corps and the cities of Fargo, North Dakota and Moorhead, Minnesota. The Corps will act as the lead agency and the cities will act as cooperating partners.

The study will evaluate several alternative measures, including but not limited to: levees and floodwalls along the river through the towns, diversion channels either west or east of the Fargo-Moorhead Metro area, non-structural flood-proofing, relocation of flood-prone structures, and flood storage.

Significant resources and issues to be addressed in the DEIS will be determined through coordination with Federal agencies, State agencies, local governments, the general public, interested private organizations, and

industry. Anyone who has an interest in participating in the development of the DEIS is invited to contact the St. Paul District, Corps of Engineers.

*To date, the following areas of discussion have been identified for inclusion in the DEIS:*

1. Flood damage reduction.
2. Fish and wildlife.
3. Land-use Effects (effects on agricultural land).
4. Archeological, cultural, and historic resources.
5. Social Effects.
6. Groundwater (Buffalo Aquifer).

Additional areas of interest may be identified through the scoping process, which will include public and agency meetings. A notice of those meetings will be provided to interested parties and to local news media.

The first scoping meeting will be held May 19 at Centennial Hall in Fargo, North Dakota and May 20th at the Hanson Theater on the Minnesota State University, Moorhead campus in Moorhead, Minnesota. Both meetings will begin at 5:30 for open house followed by presentation and questions and answers at 7.

An environmental review will be conducted under the NEPA of 1969 and other applicable laws and regulations. It is anticipated that the DEIS will be available for public review in the winter of 2009-2010.

Dated: April 22, 2009.

**Terry J. Birkenstock,**  
*Chief, Environmental and Economic Analysis Branch.*

[FR Doc. E9-10309 Filed 5-4-09; 8:45 am]

**BILLING CODE 3720-58-P**

## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### Withdrawal of Notice of Intent To Prepare Environmental Impact Statement for St. Charles International Airport

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Withdrawal of Notice.

**SUMMARY:** The Department of the Army, Army Corps of Engineers today withdraws its Notice of Intent (67 FR 65342, October 24, 2002) to prepare a Draft Environmental Impact Statement (DEIS) for the St. Charles International Airport Project.

The Department has relied upon the National Environmental Policy Act (NEPA) CEQ guidelines, to complete the actions taken in connection with this project.