

purview of the Handbook to alter the definition in the Executive Order.

*Comment 17:* The Handbook should include a requirement that all Tribes are contacted by at least two different means prior to assuming the Tribe has no interest in a proposed action.

*Response:* NOAA does not adopt this recommendation. A Tribe may work with a Region or Line Office to establish a consultation protocol to address its preferred means of contact.

*Comment 18:* NOAA should have one integrated consultation process, not one for Tribes and one for Alaska Native Corporations.

*Response:* The unique legal and political relationship between the United States and Indian Tribal governments identified in E.O. 13175 and President Obama's November 5, 2009, Memorandum and established in treaties, statutes, executive orders, and judicial decisions does not apply to Alaska Native Corporations, which lack any kind of sovereign political status and are not governmental entities. Rather, they are corporate form entities created by the Federal statute. The consultations with Alaska Native Corporations should be and, as described in the Handbook, are different from those for Federally recognized Indian Tribes.

In addition, the Handbook allows the Alaska Regional Office and/or Line Offices to develop consultation protocols with Alaska Native Corporations when the need for any specific procedures to identify and address where the interests of an Alaska Native Corporation and Federally recognized Indian tribe may conflict or coincide. The essence of the trust relationship between NOAA and Federally recognized Indian tribes is NOAA's obligation to ensure the interests of tribes in government-to-government consultation are fully considered, whether by providing separate consultations or joint consultations with an Alaska Native Corporation.

*Comment 19:* NOAA should provide specific guidance on how disagreements between Alaska Native Corporations and Federally recognized Tribal governments will be resolved during a dual consultation process.

*Response:* NOAA does not adopt this recommendation. As noted in response to comment 18 above, this Handbook allows the Alaska Regional Office and/or Line Offices to develop consultation protocols with Alaska Native Corporations or Indian Tribal governments, including joint protocols, to address the Tribal implications of proposed NOAA policies and actions.

E.O. 13175 requires NOAA to strengthen the government-to-government relationship between the United States and Indian Tribes and engage in regular and meaningful consultation and collaboration with Tribal officials in the development of Federal policies that have Tribal implications. NOAA does not accept the recommendation that added weight should be given to an entity's views based on relative impact of a policy with Tribal implications. NOAA will consult with Alaska Native Corporations on a basis similar to that for Federally recognized tribes and reflecting the essential distinction between the sovereign governments and Alaska Native Corporations.

*Comment 20:* NOAA should include additional background information regarding the unique history of Alaska Native Corporations and their obligations to Alaska Natives.

*Response:* Section VII part E includes a history of Alaska Native Corporations and the Federal obligations to Alaska Natives. Therefore, additional information was not added to the Handbook.

*Comment 21:* Establish a Web page containing links to all DOC agency actions.

*Response:* NOAA will continue to explore the practicality of developing such a Web page and will work with the DOC Senior Advisor on communications and consultations processes.

*Comment 22:* The Handbook should clarify that Tribes need not use the Freedom of Information Act (FOIA) to obtain NOAA records relevant to a government-to-government consultation. In addition, NOAA should revise the Handbook to indicate that Tribal knowledge can be protected from FOIA requests.

*Response:* NOAA has incorporated this suggested change in section VI part F subsection 4. Culturally Sensitive Information is addressed in the Handbook section VIII.C. It should be noted, however, that there are situations where NOAA is legally obligated to provide documents to the public in response to a FOIA request.

*Comment 23:* NOAA should add a reference to the DOC Policy to the Handbook.

*Response:* The DOC Policy is discussed in the introduction section of the Handbook.

*Comment 24:* NOAA should add a statement to the Handbook making clear that NOAA cannot be represented by a private entity nor may government-to-government consultations be managed or facilitated by a private entity.

*Response:* NOAA does not adopt this recommendation. The Handbook provides NOAA with the necessary flexibility to ensure its consultations are as effective as possible. To provide meaningful consultation and coordination, NOAA may need to engage a consultant or expert facilitator to assist with a consultation or to represent NOAA during a government-to-government consultation. However, at all times, an appropriate-level NOAA representative will be present to represent the agency.

*Comment 25:* On the top of page 9 the terms "Band, Nation, Pueblo, Village, and Community" should be capitalized.

*Response:* NOAA has incorporated this suggested change.

*Authority:* Presidential Memorandum of April 29, 1994, "Government-to-Government Relations with Native American Tribal Governments" (59 FR No. 85, May 4, 1994); E.O. 13175 of November 6, 2000 "Consultation and Coordination with Indian Tribal Governments" (65 FR 67249, November 9, 2000); Presidential Memorandum of November 5, 2009, "Tribal Consultation" (74 FR 57881, November 9, 2009); Department of Commerce Administrative Order 218-8 and Tribal Consultation and Coordination Policy for the U.S. Department of Commerce, 78 FR 3331 (June 4, 2012).

Dated: November 8, 2013.

**Mark Schaefer,**

*NOAA Assistant Secretary for Conservation and Management.*

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**BILLING CODE 3510-12-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Availability of Seats for National Marine Sanctuary Advisory Councils

**AGENCY:** Office of National Marine Sanctuaries (ONMS), National Ocean Service (NOS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (DOC).

**ACTION:** Notice and request for applications.

**SUMMARY:** ONMS is seeking applications for vacant seats for 7 of its 13 national marine sanctuary advisory councils and for the Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve Advisory Council (advisory councils). Vacant seats, including positions (i.e., primary member and alternate), for each of the advisory councils are listed in this notice under Supplementary

Information. Applicants are chosen based upon their particular expertise and experience in relation to the seat for which they are applying; community and professional affiliations; philosophy regarding the protection and management of marine resources; and possibly the length of residence in the area affected by the sanctuary.

Applicants who are chosen as primary members or alternates should expect to serve two- or three-year terms, pursuant to the charter of the specific national marine sanctuary advisory council or the Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve Advisory Council.

**DATES:** Applications are due by December 31, 2013.

**ADDRESSES:** Application kits are specific to each advisory council. As such, application kits must be obtained from and returned to the council-specific addresses noted below.

- Flower Garden Banks National Marine Sanctuary Advisory Council: Jennifer Morgan, Flower Garden Banks National Marine Sanctuary, 4700 Avenue U, Bldg. 216, Galveston, TX 77551; (409) 621-5151 extension 103; email [Jennifer.Morgan@noaa.gov](mailto:Jennifer.Morgan@noaa.gov); or download application from <http://flowergarden.noaa.gov/advisorycouncil/councilnews.html>.

- Gray's Reef National Marine Sanctuary Advisory Council: Becky Shortland, Gray's Reef National Marine Sanctuary, 10 Ocean Science Circle, Savannah, GA 31411; (912) 598-2381; email [Becky.Shortland@noaa.gov](mailto:Becky.Shortland@noaa.gov); or download application from <http://graysreef.noaa.gov/>.

- Gulf of the Farallones National Marine Sanctuary Advisory Council: Leslie Abramson, Gulf of the Farallones National Marine Sanctuary, 991 Marine Drive, The Presidio, San Francisco, CA 94129; 415-561-6622 extension 306; email [Leslie.Abramson@noaa.gov](mailto:Leslie.Abramson@noaa.gov); or download application from: <http://farallones.noaa.gov/>.

- Monterey Bay National Marine Sanctuary Advisory Council: Sara Hutto, Monterey Bay National Marine Sanctuary, 99 Pacific Street, Building 455A, Monterey, CA 93940; (831) 647-4206; email [Sara.Hutto@noaa.gov](mailto:Sara.Hutto@noaa.gov); or download application from <http://montereybay.noaa.gov/sac/2014/recruit14v1/131110covlet.html>.

- National Marine Sanctuary of American Samoa Advisory Council: Joseph Paulin, National Marine Sanctuary of American Samoa, Tauese P.F. Sunia Ocean Center, P.O. Box 4318, Pago Pago, American Samoa 96799; (684) 633-6500 extension 226; email [Joseph.Paulin@noaa.gov](mailto:Joseph.Paulin@noaa.gov); or download

application from <http://americansamoa.noaa.gov>.

- Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve Advisory Council: Katie Gentry-Ackerman, Office of National Marine Sanctuaries, Pacific Island Region, 6600 Kalaniana'ole Hwy, #300, Honolulu, HI 96825; (808) 694-3936; email [Katie.Gentry-Ackerman@noaa.gov](mailto:Katie.Gentry-Ackerman@noaa.gov); or download application from <http://www.papahānaumokuākea.gov/council/>.

- Olympic Coast National Marine Sanctuary Advisory Council: Karlyn Langjahr, Olympic Coast National Marine Sanctuary, 115 East Railroad Ave., Suite 101, Port Angeles, WA 98362; (360) 457-6622 extension 31; email [Karlyn.Langjahr@noaa.gov](mailto:Karlyn.Langjahr@noaa.gov); or download application from [http://olympiccoast.noaa.gov/involved/sac/sac\\_welcome.html](http://olympiccoast.noaa.gov/involved/sac/sac_welcome.html).

- Stellwagen Bank National Marine Sanctuary Council: Elizabeth Stokes, Stellwagen Bank National Marine Sanctuary, 175 Edward Foster Road, Scituate, MA 02066; (781) 545-8026 extension 201; email [Elizabeth.Stokes@noaa.gov](mailto:Elizabeth.Stokes@noaa.gov); or download application from <http://stellwagen.noaa.gov/management/sac/documents.html>.

**FOR FURTHER INFORMATION CONTACT:** For further information on a particular national marine sanctuary advisory council, please contact the individual identified in the **ADDRESSES** section of this notice.

**SUPPLEMENTARY INFORMATION:** ONMS serves as the trustee for 14 marine protected areas encompassing more than 170,000 square miles of ocean and Great Lakes waters from the Hawaiian Islands to the Florida Key, and from Lake Huron to American Samoa. National marine sanctuaries protect our Nation's most vital coastal and marine natural and cultural resources, and through active research, management, and public engagement, sustains healthy environments that are the foundation for thriving communities and stable economies. One of the many ways ONMS ensures public participation in the designation and management of national marine sanctuaries is through the formation of advisory councils. National marine sanctuary advisory councils are community-based advisory groups established to provide advice and recommendations to the superintendents of the national marine sanctuaries and the Papahānaumokuākea Marine National Monument on issues including management, science, service, and stewardship; and to serve as liaisons between their constituents in the community and the sanctuary.

Additional information on ONMS and its 14 advisory councils can be found at <http://sanctuaries.noaa.gov>. Information related to the purpose, policies and operational requirements for advisory councils can be found in the charter for a particular advisory council ([http://sanctuaries.noaa.gov/management/ac/council\\_charters.html](http://sanctuaries.noaa.gov/management/ac/council_charters.html)) and the National Marine Sanctuary Advisory Council Implementation Handbook (<http://www.sanctuaries.noaa.gov/management/ac/acref.html>).

The following is a list of the vacant seats, including positions (i.e., primary member or alternate), for each of the national marine sanctuary advisory councils currently seeking applications for primary members and alternates:

*Flower Garden Banks National Marine Sanctuary: Conservation (primary member); Diving Operations (primary member); Fishing—Commercial (primary member); and Oil & Gas Production (primary member).*

*Gray's Reef National Marine Sanctuary: Living Resources Research (primary member).*

*Gulf of the Farallones National Marine Sanctuary Advisory Council: Youth (primary member, non-voting); and Youth (alternate, non-voting).*

*Monterey Bay National Marine Sanctuary Advisory Council: At-large (primary member); At-large (alternate); Diving (primary member); Diving (alternate); Education (primary member); Education (alternate); Tourism (primary member); Tourism (alternate); and Conservation (alternate).*

*National Marine Sanctuary of American Samoa Advisory Council: Community-At-Large: Tutuila East Area (primary member); Community-At-Large: Manu'a Area (primary member); Education (primary member); Commercial Fishing (primary member); Research (primary member); and Tourism (primary member).*

*Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve Advisory Council: Native Hawaiian, Elder (alternate); and Native Hawaiian (alternate).*

*Olympic Coast National Marine Sanctuary Advisory Council: Research (primary member); Research (alternate); Citizen at Large (primary member); Citizen at Large (alternate); and Marine Resources Committee (primary member, non-voting).*

*Stellwagen Bank National Marine Sanctuary Advisory Council: Recreational Fishing (alternate); Business Industry (alternate); Youth (primary, non-voting); and Youth (alternate, non-voting).*

**Authority:** 16 U.S.C. Sections 1431, *et seq.* (Federal Domestic Assistance Catalog Number 11.429 Marine Sanctuary Program)

Dated: October 24, 2013.

**Daniel J. Basta,**

*Director, Office of National Marine Sanctuaries, National Ocean Service, National Oceanic and Atmospheric Administration.*

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**BILLING CODE 3510-NK-P**

## COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

### Procurement List Deletions

**AGENCY:** Committee for Purchase From People Who Are Blind or Severely Disabled.

**ACTION:** Deletions from the Procurement List.

**SUMMARY:** This action deletes products and services from the Procurement List previously furnished by nonprofit agencies employing persons who are blind or have other severe disabilities.

**DATES:** *Effective 12/16/2013.*

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, 1401 S. Clark Street, Suite 10800, Arlington, Virginia, 22202-4149.

**FOR FURTHER INFORMATION CONTACT:** Barry S. Lineback, Telephone: (703) 603-7740, Fax: (703) 603-0655, or email [CMTEFedReg@AbilityOne.gov](mailto:CMTEFedReg@AbilityOne.gov).

### SUPPLEMENTARY INFORMATION:

#### Deletions

On 9/6/2013 (78 FR 54871), 9/13/2013 (78 FR 56680) and 9/20/2013 (78 FR 57844), the Committee for Purchase From People Who Are Blind or Severely Disabled published notices of proposed deletions from the Procurement List.

After consideration of the relevant matter presented, the Committee has determined that the products and services listed below are no longer suitable for procurement by the Federal Government under 41 U.S.C. 8501-8506 and 41 CFR 51-2.4.

#### Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in additional reporting, recordkeeping or other compliance requirements for small entities.

2. The action may result in authorizing small entities to furnish the

products and services to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 8501-8506) in connection with the products and services deleted from the Procurement List.

#### End of Certification

Accordingly, the following products and services are deleted from the Procurement List:

#### Products

NSN: 6510-00-913-7906—Bandage, Gauze, Elastic.

NPA: Elwyn, Inc., Aston, PA.

*Contracting Activity:* Defense Logistics Agency Troop Support, Philadelphia, PA.

#### Marker Board, Wall Mounted

NSN: 7195-01-567-9516—Cork Tiles, Self-Stick, 12" x 12", unframed.

NPA: The Lighthouse for the Blind, Inc. (Seattle Lighthouse), Seattle, WA.

*Contracting Activities:* Department of Veterans Affairs, NAC, Hines, IL. GSA/FSS Household and Industrial Furniture, Arlington, VA.

#### Desk Planners

NSN: 7530-01-600-7584—Weekly Planner Book, Dated, 5" x 8", Digital Camouflage.

NSN: 7530-01-600-7587—Daily Desk Planner, Wire bound, Non-refillable, Black Cover.

NSN: 7530-01-600-7594—Monthly Desk Planner, Wire Bound, Non-refillable, Black cover.

NSN: 7530-01-600-7604—Weekly Desk Planner, Wire Bound, Non-refillable, Black cover.

#### Desk and Wall Calendars

NSN: 7510-01-600-7565—Wall Calendar, Dated, Wire Bound w/Hanger, 12" x 17".

NSN: 7510-01-600-7620—Monthly Wall Calendar, Dated, Jan-Dec, 8½" x 11".

NSN: 7510-01-600-7635—Wall Calendar, Dated, Wire Bound w/hanger, 15.5" x 22".

NPA: The Chicago Lighthouse for People Who Are Blind or Visually Impaired, Chicago, IL.

*Contracting Activity:* General Services Administration, New York, NY.

NSN: 7530-01-554-9537—CD/DVD Label Kit.

NPA: North Central Sight Services, Inc., Williamsport, PA.

*Contracting Activity:* General Services Administration, New York, NY

#### Services

##### Service Type/Location:

Janitorial/Custodial Service, Frank T. Bow Federal Building, 201 Cleveland Avenue SE., Canton, OH.

NPA: The Workshops, Inc., Canton, OH.

*Contracting Activity:* GSA/Public Buildings Service, Property Management Service Center, Chicago, IL.

*Service Type/Location:* Janitorial/Custodial Service, Gamelin USARC, 10 Asylum Road, Bristol, RI.

NPA: Road to Responsibility, Inc., Marshfield, MA.

*Contracting Activity:* Dept of the Army, W6QM MICC-FT DIX (RC-E), FT DIX, NJ.

**Barry S. Lineback,**

*Director, Business Operations.*

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**BILLING CODE 6353-01-P**

## COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

### Procurement List Proposed Additions and Deletions

**AGENCY:** Committee for Purchase From People Who Are Blind or Severely Disabled.

**ACTION:** Proposed additions to and deletions from the Procurement List.

**SUMMARY:** The Committee is proposing to add products to the Procurement List that will be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities, and deletes products and services previously furnished by such agencies.

**DATES:** *Comments must be received on or before: 12/16/2013.*

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, 1401 S. Clark Street, Suite 10800, Arlington, Virginia 22202-4149.

**FOR FURTHER INFORMATION CONTACT:** Barry S. Lineback, Telephone: (703) 603-7740, Fax: (703) 603-0655, or email [CMTEFedReg@AbilityOne.gov](mailto:CMTEFedReg@AbilityOne.gov).

**SUPPLEMENTARY INFORMATION:** This notice is published pursuant to 41 U.S.C. 8503(a)(2) and 41 CFR 51-2.3. Its purpose is to provide interested persons an opportunity to submit comments on the proposed actions.

#### Additions

If the Committee approves the proposed additions, the entities of the Federal Government identified in this notice will be required to procure the products listed below from nonprofit agencies employing persons who are blind or have other severe disabilities.

The following products are proposed for addition to the Procurement List for production by the nonprofit agencies listed:

#### Products

*Cover, Certificate-Document, Gold Foil Stamped*

NSN: 7510-00-NIB-1853—Green.

NSN: 7510-00-NIB-9910—Burgundy.