

decomposition), WETA shall immediately report the incident to the Office of Protected Resources, NMFS, and the Southwest Regional Stranding Coordinator, NMFS.

The report must include the same information identified in 6(b)(i) of this IHA. Activities may continue while NMFS reviews the circumstances of the incident. NMFS will work with WETA to determine whether additional mitigation measures or modifications to the activities are appropriate.

iii. In the event that discovers an injured or dead marine mammal, and the lead observer determines that the injury or death is not associated with or related to the activities authorized in the IHA (e.g., previously wounded animal, carcass with moderate to advanced decomposition, scavenger damage), WETA shall report the incident to the Office of Protected Resources, NMFS, and the Southwest Regional Stranding Coordinator, NMFS, within 24 hours of the discovery. WETA shall provide photographs or video footage or other documentation of the stranded animal sighting to NMFS.

7. This Authorization may be modified, suspended or withdrawn if the holder fails to abide by the conditions prescribed herein, or if NMFS determines the authorized taking is having more than a negligible impact on the species or stock of affected marine mammals.

#### Request for Public Comments

We request comment on our analyses, the draft authorization, and any other aspect of this Notice of Proposed IHAs for WETA's ferry terminal construction activities. Please include with your comments any supporting data or literature citations to help inform our final decision on WETA's request for an MMPA authorization.

Dated: May 19, 2016.

**Perry F. Gayaldo,**

*Deputy Director, Office of Protected Resources, National Marine Fisheries Service.*

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#### DEPARTMENT OF COMMERCE

##### National Oceanic and Atmospheric Administration

##### Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the

Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* National Oceanic and Atmospheric Administration (NOAA).

*Title:*

*OMB Control Number:* 0648-xxxx.

*Form Number(s):* None.

*Type of Request:* Emergency request for a new information collection.

*Number of Respondents:* 200.

*Average Hours per Response:* 45 minutes.

*Burden Hours:* 150.

*Needs and Uses:* The purpose of this collection of information is to make available to the scientific community remainders of physical samples that are being stored pending the lifting of preservation requirements (expected to occur in early June 2016) associated with recently settled legal claims for natural resource damages involving the Deepwater Horizon (DWH) oil spill. These samples include oil, sediment, biological tissue, and other materials collected for various investigational purposes. The majority of the samples belong to the National Oceanic and Atmospheric Administration (NOAA); a small portion of the collection belongs to the U.S. Fish and Wildlife Service (USFWS). Prior to sample disposal, NOAA and USFWS are offering these samples and/or remainders of samples to researchers and/or other interested members of the scientific community. The information collected will allow NOAA/USFWS to process requests for samples received by both agencies.

Emergency Paperwork Reduction Act review and authorization of the information request will facilitate an expeditious sample distribution and disposal process, more quickly reducing sample storage costs which currently total approximately \$350,000 per month.

*Affected Public:* Not-for-profit institutions; business or other for-profit organizations.

*Frequency:* One time.

*Respondent's Obligation:* Required to obtain or retain benefits.

This information collection request may be viewed at [reginfo.gov](http://reginfo.gov). Follow the instructions to view Department of Commerce collections currently under review by OMB.

Written comments and recommendations for the proposed information collection should be sent within 5 days of publication of this notice to [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov) or fax to (202) 395-5806.

Dated: May 20, 2016.

**Sarah Brabson,**

*NOAA PRA Clearance Officer.*

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#### DEPARTMENT OF COMMERCE

##### National Oceanic and Atmospheric Administration

RIN 0648-XE631

##### Magnuson-Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permits

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

**ACTION:** Notice; request for comments.

**SUMMARY:** The Assistant Regional Administrator for Sustainable Fisheries, Greater Atlantic Region, NMFS, has made a preliminary determination that an Exempted Fishing Permit application contains all of the required information and warrants further consideration. The exempted fishing permit would allow a commercial fishing vessel to fish outside of the limited access scallop regulations in support of gear research designed to reduce the amount of small, unexploitable scallops caught and create better dredge selectivity, as well as reduce finfish bycatch.

Regulations under the Magnuson-Stevens Fishery Conservation and Management Act require publication of this notification to provide interested parties the opportunity to comment on applications for proposed Exempted Fishing Permits.

**DATES:** Comments must be received on or before June 9, 2016.

**ADDRESSES:** You may submit written comments by any of the following methods:

- *Email:* [nmfs.gar.efp@noaa.gov](mailto:nmfs.gar.efp@noaa.gov). Include in the subject line "Box Dredge EFP."

- *Mail:* John K. Bullard, Regional Administrator, NMFS, Greater Atlantic Regional Fisheries Office, 55 Great Republic Drive, Gloucester, MA 01930. Mark the outside of the envelope "Comments on Box Dredge EFP."

- *Fax:* (978) 281-9135.

##### FOR FURTHER INFORMATION CONTACT:

Shannah Jaburek, Fisheries Management Specialist, 978-282-8456.

**SUPPLEMENTARY INFORMATION:** A scallop captain has submitted an exempted fishing permit (EFP) application for a project that would test a scallop box-shaped ring bag designed to reduce the amount of small scallops and finfish bycatch caught in the dredge, resulting in better gear selectivity and reducing high grading. This is a proof of concept project which aims to determine whether the gear configuration can be