

consequences on the human environment. This action is consistent with categories of activities identified in Categorical Exclusion B4 (IHAs with no anticipated serious injury or mortality) of the Companion Manual for NOAA Administrative Order 216-6A, which do not individually or cumulatively have the potential for significant impacts on the quality of the human environment and for which we have not identified any extraordinary circumstances that would preclude this categorical exclusion. Accordingly, NMFS has determined that the issuance of the IHA qualifies to be categorically excluded from further NEPA review.

### Endangered Species Act (ESA)

Section 7(a)(2) of the Endangered Species Act of 1973 (ESA: 16 U.S.C. 1531 *et seq.*) requires that each Federal agency insure that any action it authorizes, funds, or carries out is not likely to jeopardize the continued existence of any endangered or threatened species or result in the destruction or adverse modification of designated critical habitat.

No incidental take of ESA-listed species is authorized or expected to result from this activity. Therefore, NMFS has determined that formal consultation under section 7 of the ESA is not required for this action.

### Authorization

NMFS has issued an IHA to the Navy for the incidental take of marine mammals due to in-water construction activities associated with the Floating Dry Dock Project at Naval Base San Diego in San Diego, California from September 15, 2020 to September 14, 2021, provided the previously mentioned mitigation, monitoring, and reporting requirements are incorporated.

Dated: May 27, 2020.

**Donna S. Wieting,**

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

[FR Doc. 2020-11732 Filed 5-29-20; 8:45 am]

**BILLING CODE 3510-22-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[RTID 0648-XA208]

### New England Fishery Management Council; Public Meeting

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

**ACTION:** Notice of public meeting.

**SUMMARY:** The New England Fishery Management Council (Council) is scheduling a public meeting via webinar of its Groundfish Committee to consider actions affecting New England fisheries in the exclusive economic zone (EEZ). Recommendations from this group will be brought to the full Council for formal consideration and action, if appropriate.

**DATES:** This webinar will be held on Monday, June 15, 2020 at 1:30 p.m. Webinar registration URL information: <https://attendee.gotowebinar.com/register/7775705956742892560>.

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

**FOR FURTHER INFORMATION CONTACT:** Thomas A. Nies, Executive Director, New England Fishery Management Council; telephone: (978) 465-0492.

### SUPPLEMENTARY INFORMATION:

#### Agenda

The Committee will follow-up from the April Council meeting regarding the impact of COVID-19 on the recreational groundfish fishery, including a discussion of revisiting possible recommendations for Gulf of Maine cod and Gulf of Maine haddock management measures for fishing year 2020. The Committee will receive an overview of groundfish specifications and management measures anticipated to be included in the action, which will be initiated at the June 2020 Council meeting as well as an overview from the Northeast Fisheries Science Center regarding the management track assessment plans and Assessment Oversight Panel results from their May 27 meeting. They will also receive an introduction of the Executive Order on Promoting Seafood Competitiveness and Economic Growth. The Panel will provide recommendations to the Council, as appropriate. Other business will be discussed, as necessary.

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

This meeting is physically accessible to people with disabilities. Requests for

sign language interpretation or other auxiliary aids should be directed to Thomas A. Nies, Executive Director, at (978) 465-0492, at least 5 days prior to the meeting date. This meeting will be recorded. Consistent with 16 U.S.C. 1852, a copy of the recording is available upon request.

(Authority: 16 U.S.C. 1801 *et seq.*)

Dated: May 26, 2020.

**Tracey L. Thompson,**

*Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 2020-11668 Filed 5-29-20; 8:45 am]

**BILLING CODE 3510-22-P**

## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

### Withdrawal of the Notice of Intent To Prepare an Environmental Impact Statement (EIS) for the New York New Jersey Harbor and Tributaries (NYNJHAT) Coastal Storm Risk Management Feasibility Study

**AGENCY:** U.S. Army Corps of Engineers, DOD.

**ACTION:** Notice of Intent; withdrawal.

**SUMMARY:** The U.S. Army Corps of Engineers, New York District, Planning Division is notifying interested parties that it is withdrawing the Notice of Intent (NOI) to develop an EIS for the NYNJHAT Coastal Storm Risk Management (CSRSM) Feasibility Study. The NOI to Prepare an EIS was published in the **Federal Register** on January 13, 2020.

**ADDRESSES:** U.S. Army Corps of Engineers, New York District, 26 Federal Plaza, New York, NY 10278.

### FOR FURTHER INFORMATION CONTACT:

Questions regarding the withdrawal of this NOI should be addressed to Cheryl R. Alkemeyer, NEPA Lead, Environmental Analysis Branch, Watershed Section, Planning Division, U.S. Army Corps of Engineers, New York District. Mail: Cheryl R. Alkemeyer, USACE Planning Environmental 17-421 c/o PSC Mail Center, 26 Federal Plaza, New York, NY 10278; phone: (917) 790-8723; email: [Cheryl.R.Alkemeyer@usace.army.mil](mailto:Cheryl.R.Alkemeyer@usace.army.mil).

**SUPPLEMENTARY INFORMATION:** The NOI to prepare an EIS for the NYNJHAT CSRSM Feasibility Study was published in the **Federal Register** on January 13, 2020 (85 FR 1807). The NYNJHAT CSRSM Feasibility Study did not receive federal funding in the fiscal (FY) 2020 Work Plan (published Feb. 10, 2020), nor in the Administration's proposed

FY2021 budget. Under Executive Order 13807 titled "Establishing Discipline and Accountability in the Environmental Review and Permitting Process for Infrastructure Projects", a goal was set for agencies to reduce the time for completing environmental reviews and authorization decisions to an agency average of not more than two years from publication of a NOI to prepare an EIS. Therefore, in order to align with E.O. 13807, it is necessary to withdraw the existing NOI to develop and re-scope a NEPA coordination/ review schedule with the appropriate Federal and state resource agencies that have statutory jurisdiction over the review process for any action being contemplated in the course of the feasibility study and development of an environmental impact statement. Any future Federal-aided action associated with this Study will comply with the environmental review requirements of the National Environmental Policy Act (NEPA) (42 U.S.C. 4321 *et seq.*) and related authorities, as appropriate. Comments and questions concerning this action should be directed to U.S. Army Corps of Engineers at the address provided above.

*Study Website:* Pertinent information about the study can be found at: <http://www.nan.usace.army.mil/Missions/Civil-Works/Projects-in-New-York/New-York-New-Jersey-Harbor-Tributaries-Focus-Area-Feasibility-Study/>.

Dated: May 22, 2020.

**Karen J. Baker,**

*Programs Director, North Atlantic Division.*

[FR Doc. 2020-11673 Filed 5-29-20; 8:45 am]

**BILLING CODE 3720-58-P**

## **DEFENSE NUCLEAR FACILITIES SAFETY BOARD**

### **Memorandum of Understanding between the U.S. Nuclear Regulatory Commission and the Defense Nuclear Facilities Safety Board**

**AGENCY:** Defense Nuclear Facilities Safety Board.

**ACTION:** Notice; memorandum of understanding.

**SUMMARY:** On May 18, 2020, the Defense Nuclear Facilities Safety Board (DNFSB) and U.S. Nuclear Regulatory Commission (NRC) entered into a Memorandum of Understanding (MOU) to revise and update an earlier agreement of June 22, 1990. The purpose of this MOU is to provide the basis for the DNFSB to receive assistance from the NRC on matters pertaining to the DNFSB's

responsibilities, as well as administrative support.

**FOR FURTHER INFORMATION CONTACT:** Tara Tadlock, Manager of Board Operations, Defense Nuclear Facilities Safety Board, 625 Indiana Avenue NW, Suite 700, Washington, DC 20004-2901, (800) 788-4016.

**SUPPLEMENTARY INFORMATION:** On June 22, 1990, DNFSB and NRC entered into a Memorandum of Understanding (1990 Agreement) to provide a process whereby the DNFSB can receive assistance from the NRC pursuant to the Atomic Energy Act of 1954, as amended. On November 28, 1990, DNFSB and NRC approved Appendix A to the 1990 Agreement to provide Employee Assistance Program support services to the DNFSB. On May 18, 2020, the DNFSB and the NRC entered into a new MOU to replace the 1990 Agreement and cancel Appendix A. The new agreement is reproduced in its entirety below.

**Authority:** 42 U.S.C. 2286b(f)

Dated: May 26, 2020.

**Bruce Hamilton,**  
*Chairman.*

### **Memorandum of Understanding Between Defense Nuclear Facilities Safety Board and U.S. Nuclear Regulatory Commission**

#### **I. Purpose**

The purpose of this memorandum of understanding (MOU) is to provide the basis for the Defense Nuclear Facilities Safety Board (DNFSB) to obtain assistance from the U.S. Nuclear Regulatory Commission (NRC) and the Advisory Committee on Reactor Safeguards (ACRS) on matters pertaining to the DNFSB's responsibilities as well as administrative support for the DNFSB's activities.

#### **II. Authority and Background**

The DNFSB was established by Chapter 21 of the Atomic Energy Act of 1954, as amended (AEA) (42 U.S.C. 2286-2286l). The DNFSB's mission is to provide independent analysis, advice, and recommendations to the Secretary of Energy with regard to the adequate protection of public health and safety at defense nuclear facilities. Section 2286b of the AEA authorizes the DNFSB to obtain the advice of the NRC staff and the ACRS on matters pertaining to the DNFSB's responsibilities, with the consent of and under appropriate support arrangements with the NRC. In addition, the NRC will, consistent with the NRC's mission, provide the DNFSB with requested administrative support.

These technical and administrative support services are provided under the authority of the Economy Act of 1932, as amended (31 U.S.C. 1535).

#### **III. Execution and Points of Contact**

The NRC will provide technical and administrative support services to the DNFSB as agreed upon to meet the requirements of the AEA. The NRC and the DNFSB will each designate a liaison who will direct and monitor all interactions between the two organizations. The NRC liaison is the Assistant for Operations, Office of the Executive Director for Operations. The DNFSB liaison is the Executive Director of Operations or his/her designee. Execution of this MOU will proceed as follows:

1. The DNFSB will direct all requests for NRC or ACRS assistance to the NRC liaison.
2. Requests for NRC support of an ongoing nature (*e.g.*, contractual support) will be covered by an appendix to this MOU, which must be approved by the Commission.
3. Requests for NRC support of an ad hoc or one-time nature will be handled as follows:
  - a. Requests for assistance requiring 4 staff hours or less may be made orally to the NRC liaison. When support for a specific request exceeds a total of 16 hours in any one month, additional requests for support must be submitted to the NRC liaison in writing for approval.
  - b. Requests for assistance that are likely to require more than 4 staff hours will be submitted in writing and must be approved by the NRC Executive Director for Operations.
4. The NRC will evaluate all requests to determine the amount of time needed to fulfill each request and advise the DNFSB of the required staff hours. The NRC shall attempt to fulfill each request within the DNFSB's requested timeframe. To keep the Commission informed, the NRC staff shall notify the Commission of requests from the DNFSB.
5. The NRC liaison will forward requests for ACRS assistance to the Advisory Committee Management Officer (ACMO). The ACMO will inform the DNFSB liaison if and when the ACRS may provide advice or recommendations.

#### **IV. Release of Information**

The parties agree that information developed during the course of any service performed under this MOU should not be released except in accordance with the Freedom of Information Act (FOIA) (5 U.S.C. 552),