

Both types of effects are addressed in the HCP conservation measures. The covered activities affect the covered species primarily through changes in the hydrology (flow) of occupied waters associated with the storage, release, diversion, and return of irrigation water.

In the course of storing, releasing, diverting, and returning irrigation water, the applicants alter the hydrology of the Deschutes River and a number of its tributaries. In a similar fashion, the pumping of groundwater for municipal water supply by the City of Prineville affects the hydrology in one of those tributaries, the Crooked River. In most cases, the hydrologic changes resulting from activities covered by the HCP have adverse impacts on aquatic habitats for the covered species. When flows are reduced, the total area of usable habitat for aquatic species generally decreases and water temperatures typically increase to the extent that habitat quality is negatively impacted. The HCP conservation measures will modify irrigation activities that reduce in-stream flow (storage and diversion of water) to address the adverse effects described above. As a result, with implementation of the HCP, flows in the affected reaches will be higher than they were historically (over the last 50+ years) in the winter, and provide improved habitat quality for the covered species.

Purpose and Need

As described in the Final EIS, the Service's purpose for the Federal action is to fulfill our section 10(a)(1)(B) conservation authorities and obligations. The need for our action is to respond to the ITP application submitted by the applicants requesting take of the Oregon spotted frog and bull trout, the two species under the Service's jurisdiction.

Alternatives

In compliance with NEPA (42 U.S.C. 4321 *et seq.*), the Service prepared a Final EIS analyzing the proposed action (Alternative 2, identified as the preferred alternative), a no-action alternative, and two additional alternatives to the proposed action; summaries of each alternative are presented below. The Final EIS analyzed both the Service's proposed issuance of an ITP and NMFS's proposed issuance of an ITP. The environmental consequences of each alternative were analyzed to determine if significant impacts to the human environment would occur. Public comments received in response to the Draft EIS were considered, and the Final EIS reflected clarifications of the

existing analysis to address public comments. The Final EIS did not identify an environmentally preferable alternative. Pursuant to NEPA implementing regulations found at 40 CFR 1505.2, the Service identified Alternative 3 (Enhanced Variable Streamflows) as the environmentally preferable alternative in the ROD.

Alternative 1—No-action Alternative: No ITPs would be issued, and the applicants' HCP would not be implemented. Under Alternative 1, ongoing applicant activities would remain subject to the take prohibition for listed species under section 9 of the ESA. This alternative assumes continuation of actions covered in an ESA section 7 biological opinion issued to the Bureau of Reclamation addressing the effects of water management activities in the Upper Deschutes River Basin to the Oregon spotted frog, and continuation of actions covered in other ESA section 7 consultation documents addressing the effects of Deschutes River Basin projects to the Middle Columbia River steelhead trout and the bull trout.

Alternative 2—Proposed Action, Deschutes Basin HCP: Under this alternative, identified as the preferred alternative in the Final EIS, the Service would issue a 30-year ITP to the applicants for incidental take of the two covered species under its jurisdiction, NMFS would issue a separate ITP for incidental take of the two covered species under its jurisdiction, and the applicants would implement the HCP. Over the 30-year period of HCP implementation, in-stream flows would be modified to mimic more natural flow patterns to support the various life stages of the covered species. The HCP also includes the establishment of conservation funds to support habitat restoration and enhancement projects, as well as additional funding for in-stream water leasing programs.

Alternative 3—Enhanced Variable Streamflows: Under this alternative, the Services would issue ITPs to the applicants for the same plan area, covered lands and waters, covered species, covered activities, and permit term as described for the proposed action, but with modifications to the HCP conservation strategy, including increased fall and winter flows in the Deschutes River below Wickiup Dam, and in-stream protection of uncontracted water releases on the Crooked River for fish and wildlife.

Alternative 4—Accelerated Schedule for Enhanced Variable Streamflows: Under this alternative, the Services would issue ITPs to the applicants for the same plan area, covered lands and

waters, covered species, and covered activities as described for the proposed action, but with a 20-year permit term and modifications to the HCP conservation strategy for an accelerated schedule for increases in fall and winter flows in the Deschutes River below Wickiup Dam, and in-stream protection of additional uncontracted water releases on the Crooked River for fish and wildlife.

Decision and Rationale for Decision

Based on our review of the alternatives and their environmental consequences as described in the Final EIS, we have selected the Proposed Action (Alternative 2). The Proposed Action includes the implementation of the final HCP and the Service's issuance of an ITP authorizing incidental take of the two covered species under the Service's jurisdiction for a 30-year permit term. Our assessment of the application was conducted in accordance with the requirements of section 10(a)(1)(B) of the ESA and its implementing regulations. In order to issue an ITP for covered species under the ESA, we must determine that the HCP meets the issuance criteria set forth in 16 U.S.C. 1539(a)(2)(B). We have made the determination that the HCP meets this criteria, as described further in the ROD.

Authority

We provide this notice in accordance with the requirements of section 10(c) of the ESA (16 U.S.C. 1539(c)) and its implementing regulations (50 CFR 17.32), and NEPA (42 U.S.C. 4321 *et seq.*) and its implementing regulations (40 CFR 1506.6; 43 CFR part 46).

Robyn Thorson,

Regional Director, U.S. Fish and Wildlife Service.

[FR Doc. 2021-00304 Filed 1-8-21; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[FWS-R3-FAC-2020-N122; FF03F22900/FRFR481203YA200/XXX; OMB Control Number 1018-New]

Agency Information Collection Activities; Online Program Management System for Carbon Dioxide-Carp

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of information collection; request for comment.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, we, the U.S. Fish and Wildlife Service (Service), are proposing a new information collection.

DATES: Interested persons are invited to submit comments on or before March 12, 2021.

ADDRESSES: Send your comments on the information collection request (ICR) by mail to the Service Information Collection Clearance Officer, U.S. Fish and Wildlife Service, MS: PRB (JAO/3W), 5275 Leesburg Pike, Falls Church, VA 22041-3803 (mail); or by email to Info_Coll@fws.gov. Please reference OMB Control Number "1018-Asian Carp" in the subject line of your comments.

FOR FURTHER INFORMATION CONTACT: Madonna L. Baucum, Service Information Collection Clearance Officer, by email at Info_Coll@fws.gov, or by telephone at (703) 358-2503. Individuals who are hearing or speech impaired may call the Federal Relay Service at 1-800-877-8339 for TTY assistance.

SUPPLEMENTARY INFORMATION: In accordance with the Paperwork Reduction Act (PRA, 44 U.S.C. 3501 *et seq.*) and its implementing regulations at 5 CFR 1320, all information collections require approval under the PRA. We may not conduct or sponsor and you are not required to respond to a collection of information unless it displays a currently valid OMB control number.

As part of our continuing effort to reduce paperwork and respondent burdens, we invite the public and other Federal agencies to comment on new, proposed, revised, and continuing collections of information. This helps us assess the impact of our information collection requirements and minimize the public's reporting burden. It also helps the public understand our information collection requirements and provide the requested data in the desired format.

We are especially interested in public comment addressing the following:

- (1) Whether or not the collection of information is necessary for the proper performance of the functions of the agency, including whether or not the information will have practical utility;
- (2) The accuracy of our estimate of the burden for this collection of information, including the validity of the methodology and assumptions used;
- (3) Ways to enhance the quality, utility, and clarity of the information to be collected; and
- (4) How might the agency minimize the burden of the collection of

information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submission of response.

Comments that you submit in response to this notice are a matter of public record. We will include or summarize each comment in our request to OMB to approve this ICR. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Abstract: The Lacey Act (Act, 18 U.S.C. 42) prohibits the importation of any animal deemed to be and prescribed by regulation to be injurious to:

- Human beings;
- The interests of agriculture, horticulture, and forestry; or
- Wildlife or the wildlife resources of the United States.

Implementation and enforcement of the Lacey Act is the responsibility of the Department of the Interior. The Service, in concert with our diverse partners, works to conserve, restore, and maintain the nation's fishery resources and aquatic ecosystems for the benefit of the American people, to include managing and controlling four species of invasive carp—bighead, black, grass, and silver—native to Asia. Under the authority of the Act, the Service listed bighead, black, and silver carp species as injurious wildlife to protect humans, native wildlife, and wildlife resources from the purposeful or accidental introduction of Asian carp into the nation's aquatic ecosystems.

The Service takes part in a broad, partner-driven approach to strategically control the movement of Asian carp. The spread of these invasive species in the nation's river systems threatens the conservation efforts conducted by our agency, our State partners, and other stakeholders, to promote self-sustaining aquatic resources and healthy aquatic ecosystems. In addition to widespread and longstanding ecological consequences, aquatic invasive species often result in significant economic losses and cost our nation's economy billions of dollars per year.

To effectively carry out our responsibilities under the Act and protect the aquatic resources of the

United States, the Service, in collaboration with the U.S. Geological Survey, proposes to administer applications of Carbon Dioxide-Carp by registered management partners (applicators) and to collect information regarding the usage of Carbon Dioxide-Carp, an Environmental Protection Agency (EPA) registered product #6704-95 to control Asian carp. Carbon Dioxide-Carp is approved for use only by the U.S. Fish and Wildlife Service, U.S. Geological Survey, U.S. Army Corps of Engineers, State natural resource managers, or persons under their direct supervision.

The Service will use the information collected to document the label requests, maintain inventory, and document application results of Carbon Dioxide-Carp as an EPA registered product. The Service proposes to collect information from applicators using the following four forms:

- Form 3-2130: Report on Receipt of Label—Applicators must apply for a label to attach to a treatment container of Carbon Dioxide-Carp prior to being able to legally apply it as an Asian carp deterrent or as an under-ice lethal control for aquatic nuisance species. This form collects the following information:
 - Applicant's information, to include address, date of birth, contact number(s), email address, and relevant business information (if application is on behalf of a business, corporation, public agency, Tribe, or institution);
 - Date of label receipt;
 - Site of application, to include GPS location, approximate number of surface acres, and date of application;
 - Label number; and
 - Name and address of applicator.
- Form 3-2163: Inventory Form for Use with Carbon Dioxide-Carp—Registered applicators must maintain an accurate inventory of CO₂-Carp for the duration of possession of the product label. This form collects the following information:
 - Applicant's information, to include address, date of birth, contact number(s), email address, and relevant business information (if application is on behalf of a business, corporation, public agency, Tribe, or institution);
 - Date of application;
 - Amount of Carbon Dioxide-Carp applied (pounds);
 - Label number;
 - Label return date;
 - Any adverse incident; and
 - Name of applicator and affiliation.
- Form 3-2164: *Worksheet for Field Application Locations*—Applicators must complete Form 3-2164 for each application of Carbon Dioxide-Carp

before the actual application. This form collects the following information:

- Applicant's information, to include address, date of birth, contact number(s), email address, and relevant business information (if application is on behalf of a business, corporation, public agency, Tribe, or institution);

- Site information, to include the name and address of the location; applicator name, address, telephone number, and email address; and the applicator's certification number; and

- Carbon Dioxide-Carp use information, to include estimated pounds of CO₂ needed, estimated dates of use, purpose, and a list of obtained permits.

- *Form 3-2191: Results Report Form*—Investigator must submit application results to the Service to document efficacy of the treatment and any possible adverse effects, as this data is required by the EPA to maintain product registration. This form collects the following information:

- Applicant's information, to include address, date of birth, contact number(s), email address, and relevant business information (if application is on behalf of a business, corporation, public agency, Tribe, or institution);

- Site information (to include GPS coordinates and city/county/state) and reporting individual; and

- Application information, to include total amount of Carbon Dioxide-Carp used (pounds); application date(s); adverse incident information (to include date reported to the U.S. Geological

Society); applicator name and label number; NPDES Permit number; and other required permits and permit numbers.

- *Form 3-2541: 6(a)(2) Adverse Incident Report*—Investigator must submit application adverse results to the Service to document any irregularities in the application circumstances or adverse effects on non-target organisms. This form collects the following information:

- Administrative data, to reporting and contact individual (if different), address and phone number, incident status, location and date of incident, when registrant became aware of incident, and whether incident was part of a larger study;

- Pesticide data, to include whether exposure was to concentrate prior to dilution;

- Incident circumstances, to include whether there is evidence that label directions were not followed, whether applicator is a certified pest control operator, type of exposure, incident site, situation, and brief description of habitat and incident circumstances; and

- Information involving fish, wildlife, plants, or other non-target organisms; species; symptoms or adverse effects; magnitude of the effects; and any explanatory or qualifying information surrounding the incident.

ePermits Initiative

We are exploring the feasibility of using the Service's new "ePermits" initiative, an automated permit

application system that will allow the agency to move towards a streamlined permitting process to reduce public burden. The ePermits platform would automate the five forms associated with this proposed information collection. Public burden reduction is a priority for the Service, the Assistant Secretary for Fish and Wildlife and Parks, and senior leadership at the Department of the Interior. The intent of the ePermits initiative is to fully automate the permitting and reporting process to improve the customer experience and to reduce time burden on respondents. This new system will enhance the user experience by allowing users to enter data from any device that has internet access, including personal computers, tablets, and smartphones. It will also link the permit applicant to the Pay.gov system for payment of any associated fees.

Title of Collection: Online Program Management System for Carbon Dioxide-Carp.

OMB Control Number: 1018–New.
Form Number: FWS Forms 3–2130, 3–2163, 3–2164, 3–2191, and 3–2541.

Type of Review: New.

Respondents/Affected Public: State and Tribal governments.

Total Estimated Annual Nonhour Burden Cost: \$15,000.00. We estimate that each of the anticipated 10 annual respondents would pay an EPA Maintenance fee of \$400, a State registration fee of \$252; and an administrative fee of \$858.

| Requirement | Average number of annual respondents | Average number of responses each | Average number of annual responses | Average completion time per response (min) | Estimated annual burden hours * |
|--|--------------------------------------|----------------------------------|------------------------------------|--|---------------------------------|
| <i>Form 3-2130: Report on Receipt of Label</i> | | | | | |
| Government | 5 | 1 | 5 | 15 | 1 |
| <i>ePermits Form 3-2130: Report on Receipt of Label</i> | | | | | |
| Government | 5 | 1 | 5 | 12 | 1 |
| <i>Form 3-2163: Inventory Form for Use with Carbon Dioxide-Carp</i> | | | | | |
| Government | 5 | 1 | 5 | 15 | 1 |
| <i>ePermits Form 3-2163: Inventory Form for Use with Carbon Dioxide-Carp</i> | | | | | |
| Government | 5 | 1 | 5 | 12 | 1 |
| <i>Form 3-2164: Worksheet for Field Application Locations</i> | | | | | |
| Government | 5 | 1 | 5 | 15 | 1 |
| <i>ePermits 3-2164: Worksheet for Field Application Locations</i> | | | | | |
| Government | 5 | 1 | 5 | 12 | 1 |
| <i>Form 3-2191: Results Report Form</i> | | | | | |
| Government | 5 | 1 | 5 | 15 | 1 |
| <i>ePermits Form 3-2191: Results Report Form</i> | | | | | |
| Government | 5 | 1 | 5 | 12 | 1 |
| <i>Form 3-2541: 6(a)(2) Adverse Incident Report</i> | | | | | |
| Government | 1 | 1 | 1 | 60 | 1 |
| <i>ePermits Form 3-2541: 6(a)(2) Adverse Incident Report</i> | | | | | |
| Government | 1 | 1 | 1 | 50 | 1 |

| Requirement | Average number of annual respondents | Average number of responses each | Average number of annual responses | Average completion time per response (min) | Estimated annual burden hours * |
|---------------|--------------------------------------|----------------------------------|------------------------------------|--|---------------------------------|
| Totals: | 42 | | 42 | | 10 |

* Rounded.

An agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

The authority for this action is the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Dated: January 5, 2021.

Madonna Baucum,

Information Collection Clearance Officer, U.S. Fish and Wildlife Service.

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DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[212A2100DD/AAK001030/AOA501010.999900 253G; OMB Control Number 1076-0179]

Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Solicitation of Nominations for the Advisory Board for Exceptional Children

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of information collection; request for comment.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, we, the Bureau of Indian Education (BIE) are proposing to renew an information collection with revisions.

DATES: Interested persons are invited to submit comments on or before February 10, 2021.

ADDRESSES: Send written comments on this information collection request (ICR) to the Office of Management and Budget's Desk Officer for the Department of the Interior by email at *OIRA_Submission@omb.eop.gov*; or via facsimile to (202) 395-5806. Please provide a copy of your comments to Ms. Jennifer Davis, Bureau of Indian Education, 2600 N. Central Avenue, Suite 800, Phoenix, Arizona 85004, fax: (602) 265-0293; or by email to *jennifer.davis@bie.edu*. Please reference OMB Control Number 1076-0179 in the subject line of your comments.

FOR FURTHER INFORMATION CONTACT: To request additional information about this ICR, Ms. Jennifer Davis by email at *jennifer.davis@bie.edu* or by telephone at (602) 265-1592. You may also view the ICR at *http://www.reginfo.gov/public/do/PRAMain*.

SUPPLEMENTARY INFORMATION: In accordance with the Paperwork Reduction Act of 1995, we provide the general public and other Federal agencies with an opportunity to comment on new, proposed, revised, and continuing collections of information. This helps us assess the impact of our information collection requirements and minimize the public's reporting burden. It also helps the public understand our information collection requirements and provide the requested data in the desired format.

A **Federal Register** notice with a 60-day public comment period soliciting comments on this collection of information was published on September 21, 2020 (85 FR 59325). No comments were received.

We are again soliciting comments on the proposed ICR that is described below. We are especially interested in public comment addressing the following issues: (1) is the collection necessary to the proper functions of the BIE; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the BIE enhance the quality, utility, and clarity of the information to be collected; and (5) how might the BIE minimize the burden of this collection on the respondents, including through the use of information technology.

Comments that you submit in response to this notice are a matter of public record. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

The Bureau of Indian Education (BIE) is seeking renewal for an information collection that would allow it to collect information regarding individuals' qualifications to serve on the Federal advisory committee known as the Advisory Board for Exceptional Children. This information collection requires persons interested in being nominated to serve on the Board to provide information regarding their qualifications. This information collection includes one form. After reviewing comments from respondents, BIE has edited the instructions and form to correct a typographical error, explicitly allow self-nomination, and clarify that the Board provides guidance in accordance with all relevant federal laws. BIE has also added clarifying language to the form to assist respondents with providing necessary information (example: "Work Address" now clarifies "Work Address (City, State, Zip Code)").

The Individuals with Disabilities Education Improvement Act (IDEA) of 2004, (20 U.S.C. 1400 *et seq.*) requires the BIE to establish an Advisory Board on Exceptional Education. See 20 U.S.C. 1411(h)(6). Advisory Board members shall serve staggered terms of two or three years from the date of their appointment. This Board is currently in operation. This information collection allows BIE to better manage the nomination process for future appointments to the Board.

Title of Collection: Solicitation of Nominations for the Advisory Board for Exceptional Children.

OMB Control Number: 1076-0179.

Form Number: None.

Type of Review: Revision of currently approved collection.

Respondents/Affected Public: Individuals.

Total Estimated Number of Annual Respondents: 20, per year.

Total Estimated Number of Annual Responses: 20, per year.

Estimated Completion Time per Response: 1 hour.

Total Estimated Number of Annual Burden Hours: 20 hours.

Respondent's Obligation: Required to Obtain or Retain a Benefit.

Frequency of Collection: Once.

Total Estimated Annual Nonhour Burden Cost: \$0.