

Chapter 512 DM 2, and the Department of Commerce *American Indian and Alaska Native Policy* (March 30, 1995), we have considered possible effects on federally recognized Indian tribes and have determined that there are no potential adverse effects of issuing this draft policy. As noted above, we cannot reasonably predict those species for which we will receive petitions to list, delist, or reclassify, or whether a species' specific circumstances would result in us listing a species based on its status in an SPR. We therefore cannot predict which entities, including federally recognized Indian tribes, would be affected by listing a species as endangered or threatened based on its status in an SPR or the extent of those impacts. Given our experience implementing the Act, we believe few if any entities, including tribes, would be affected.

However, the Act requires that we give notice of and seek comment on any proposal to list, delist, or reclassify any species prior to a final decision. Our proposed rules to list, delist, or reclassify species would indicate the types of activities that may be affected by resulting regulatory requirements of the Act. Any potentially affected federally recognized Indian tribes would be notified of a proposed determination and given the opportunity to review and comment on the proposed rules.

#### *H. Paperwork Reduction Act*

This draft policy does not contain any new collections of information that require approval by Office of Management and Budget (OMB) under the Paperwork Reduction Act. This policy would not impose recordkeeping or reporting requirements on State or local governments, individuals, businesses, or organizations. 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.

#### *I. National Environmental Policy Act*

We are analyzing this draft policy in accordance with the criteria of the National Environmental Policy Act (NEPA), the Department of the Interior Manual (318 DM 2.2(g) and 6.3(D)), and National Oceanic and Atmospheric Administration (NOAA) Administrative Order 216-6. We will complete our analysis, in compliance with NEPA, before finalizing this proposed policy.

#### *J. Energy Supply, Distribution or Use (E.O. 13211)*

On May 18, 2001, the President issued Executive Order 13211 on regulations

that significantly affect energy supply, distribution, and use. Executive Order 13211 requires agencies to prepare Statements of Energy Effects when undertaking certain actions. This draft policy, if made final, is not expected to affect energy supplies, distribution, and use. Therefore, this action is not a significant energy action, and no Statement of Energy Effects is required.

#### *K. Clarity of This Policy*

We are required by Executive Orders 12866 and 12988 and by the Presidential Memorandum of June 1, 1998, to write all rules in plain language. This means that each rule or policy we publish must:

- (a) Be logically organized;
- (b) Use the active voice to address readers directly;
- (c) Use clear language rather than jargon;
- (d) Be divided into short sections and sentences; and
- (e) Use lists and tables wherever possible.

If you feel that we have not met these requirements, send us comments by one of the methods listed in the **ADDRESSES** section. To better help us revise the policy, your comments should be as specific as possible. For example, you should tell us the sections or paragraphs that are unclearly written, which sections or sentences are too long, the sections where you feel lists or tables would be useful, etc.

#### **References Cited**

A complete list of all references cited in this document is available on the Internet at <http://www.regulations.gov> or upon request from the Endangered Species Program, U.S. Fish and Wildlife Service (see **FOR FURTHER INFORMATION CONTACT**).

#### **Authors**

The primary authors of this draft policy are the staff members of the Endangered Species Program, U.S. Fish and Wildlife Service, 4401 N. Fairfax Drive, Arlington, VA 22203, and the National Marine Fisheries Service's Endangered Species Division, 1335 East-West Highway, Silver Spring, MD 20910.

#### **Authority**

We are taking this action under the authority of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: December 6, 2011.

**Daniel M. Ashe,**

*Director, Fish and Wildlife Service.*

Dated: December 6, 2011

**Samuel D. Rauch III,**

*Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.*

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## **DEPARTMENT OF THE INTERIOR**

### **Fish and Wildlife Service**

**[FWS-R9-IA-2011-N257;  
FXGO1671090000P5-123-FF09A30000]**

### **Endangered Species; Receipt of Applications for Permit; Correction**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of receipt of applications for permit.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, invite the public to comment on the following applications to conduct certain activities with endangered species. With some exceptions, the Endangered Species Act (ESA) prohibits activities with listed species unless Federal authorization is acquired that allows such activities. We also invite comment on a previously published application that has been corrected.

**DATES:** We must receive comments or requests for documents on or before January 9, 2012.

**ADDRESSES:** Brenda Tapia, Division of Management Authority, U.S. Fish and Wildlife Service, 4401 North Fairfax Drive, Room 212, Arlington, VA 22203; fax (703) 358-2280; or email [DMAFR@fws.gov](mailto:DMAFR@fws.gov).

**FOR FURTHER INFORMATION CONTACT:** Brenda Tapia, (703) 358-2104 (telephone); (703) 358-2280 (fax); [DMAFR@fws.gov](mailto:DMAFR@fws.gov) (email).

#### **SUPPLEMENTARY INFORMATION:**

#### **I. Public Comment Procedures**

*A. How do I request copies of applications or comment on submitted applications?*

Send your request for copies of applications or comments and materials concerning any of the applications to the contact listed under **ADDRESSES**. Please include the **Federal Register** notice publication date, the PRT-number, and the name of the applicant in your request or submission. We will not consider requests or comments sent to an email or address not listed under

**ADDRESSES.** If you provide an email address in your request for copies of applications, we will attempt to respond to your request electronically.

Please make your requests or comments as specific as possible. Please confine your comments to issues for which we seek comments in this notice, and explain the basis for your comments. Include sufficient information with your comments to allow us to authenticate any scientific or commercial data you include.

The comments and recommendations that will be most useful and likely to influence agency decisions are: (1) Those supported by quantitative information or studies; and (2) Those that include citations to, and analyses of, the applicable laws and regulations. We will not consider or include in our administrative record comments we receive after the close of the comment period (see **DATES**) or comments delivered to an address other than those listed above (see **ADDRESSES**).

*B. May I review comments submitted by others?*

Comments, including names and street addresses of respondents, will be available for public review at the address listed under **ADDRESSES**. The public may review documents and other information applicants have sent in support of the application unless our allowing viewing would violate the Privacy Act or Freedom of Information Act. 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.

## II. Background

To help us carry out our conservation responsibilities for affected species, and in consideration of section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), along with Executive Order 13576, “Delivering an Efficient, Effective, and Accountable Government” and “the President’s Memorandum for the Heads of Executive Departments and Agencies of January 21, 2009—Transparency and Open Government” (74 FR 4685; January 26, 2009), which call on all Federal agencies to promote openness and transparency in Government by disclosing information to the public, we invite public comment before final

action on these permit applications before final action is taken.

### III. Permit Applications

#### A. Endangered Species

Applicant: Mountain Gorilla Veterinary Project, Inc., Baltimore, MD; PRT–55564A

The applicant requests a permit to re-export biological samples from Eastern lowland gorillas (*Gorilla berengei*), for the purpose of enhancement of the survival of the species.

Applicant: U.S. Geological Survey, National Wildlife Health Center, Madison, WI; PRT–048370

The applicant requests renewal of a permit to import biological samples from all species of wild, captive-bred, and/or captive-held specimens for the purpose of enhancement of the survival of the species. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Ricardo Longoria, Laredo TX; PRT–192404

The applicant requests renewal and amendment of their captive-bred wildlife registration under 50 CFR 17.21(g) for barasingha (*Rucervus duvaucelii*), Eld’s deer (*Rucervus eldii*) and Arabian oryx (*Oryx leucoryx*), to enhance their propagation or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Virginia Zoological Park, Norfolk, VA; PRT–676511

The applicant requests amendment of their captive-bred wildlife registration under 50 CFR 17.21(g) to include the family Equidae to enhance their propagation or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Busch Gardens, Tampa, FL; PRT–692283

The applicant requests amendment of their captive-bred wildlife registration under 50 CFR 17.21(g) to include the families Hominidae and Rhinocerotidae and the species Asian elephant (*Elephas maximus*), to enhance their propagation or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: New England Aquarium Corp., Boston, MA; PRT–59781A

The applicant requests a captive-bred wildlife registration under 50 CFR 17.21(g) for jackass penguin (*Spheniscus demersus*) to enhance their propagation

or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Phoenix Herpetological Society, Scottsdale, AZ; PRT–19818A

The applicant requests amendment of their captive-bred wildlife registration under 50 CFR 17.21(g) to include the Aruba island rattlesnake (*Crotalus durissus unicolor*), to enhance their propagation or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Stephen Chan, El Cajon, CA; PRT–197162

The applicant requests renewal of their captive-bred wildlife registration under 50 CFR 17.21(g) for radiated tortoise (*Astrochelys radiata*) to enhance their propagation or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Jeffrey Hunter, San Francisco, CA; PRT–091931

The applicant requests renewal of their captive-bred wildlife registration under 50 CFR 17.21(g) for radiated tortoise (*Astrochelys radiata*), to enhance their propagation or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: James Pfarr, Everett, WA; PRT–201582

The applicant requests a captive-bred wildlife registration under 50 CFR 17.21(g) for radiated tortoise (*Astrochelys radiata*) to enhance their propagation or survival. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Matson’s Laboratory, Milltown, MT; PRT–096048

The applicant requests renewal and amendment of a permit to import samples such as teeth from wood bison (*Bison bison athabasca*) from government-managed herds such as the Mackenzie Sanctuary herd and the Nahanni population in Canada for the purpose of scientific research. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Zoological Society of San Diego, San Diego, CA; PRT–50819A

The applicant requests a permit to export and reimport nonliving museum specimens of endangered and threatened species previously

accessioned into the applicant's collection for scientific research. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Duke Lemur Center, Durham, NC; PRT-56737A

The applicant requests a permit to import biological specimens collected from silky sifakas (*Propithecus diadema candidus*) in the wild in Madagascar for the purpose of scientific research.

#### Multiple Applicants

The following applicants each request a permit to import the sport-hunted trophy of one male bontebok (*Damaliscus pygargus pygargus*) culled from a captive herd maintained under the management program of the Republic of South Africa, for the purpose of enhancement of the survival of the species.

Applicant: Ronald Bain, New Haven, MO; PRT-59367A.

Applicant: James Moses, Houston, TX; PRT-59496A.

Applicant: Glen Hudson, Weston, FL; PRT-59085A.

Applicant: Paxton Motheral, Fort Worth, TX; PRT-58509A.

Applicant: Lloyd Douglas, Aledo, TX; PRT-59287A.

Applicant: Jill Holstead, Houston, TX; PRT-59495A.

#### Correction

On October 28, 2011, we published a **Federal Register** notice inviting the public to comment on several applications for permits to conduct certain activities with endangered species (76 FR 66954). We made an error by omitting one animal in Leonard Voyle's application (PRT-57362A), which starts in the first column on page 66955. The omission is for an additional male bontebok (*Damaliscus pygargus pygargus*), for a total of two animals, not one. All the other information we printed was correct. With this notice, we correct that error and reopen the comment period for PRT-57362A. The corrected entry for this application is as follows:

Applicant: Leonard Voyles, Richmond, TX; PRT-57362A

The applicant requests a permit to import the sport-hunted trophy of two male bontebok (*Damaliscus pygargus pygargus*), culled from a captive herd maintained under the management program of the Republic of South Africa,

for the purpose of enhancement of the survival of the species.

#### Brenda Tapia,

Program Analyst/Data Administrator, Branch of Permits, Division of Management Authority.

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLMT930000-12-L18200000-XX0000]

#### Notice of Administrative Boundary Change for Bureau of Land Management Offices in Montana To Eliminate the County Split of Lewis and Clark County

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

**SUMMARY:** The administrative boundaries between the Central Montana District Office, Lewistown Field Office, and the Western Montana District Office, Butte Field Office, are being changed. The administrative boundary change will realign Lewis and Clark County, currently a split county between the two offices, to the Western Montana District Office, Butte Field Office.

**DATES:** The boundary change is effective October 1, 2011.

**FOR FURTHER INFORMATION CONTACT:** Gary Benes by telephone at (406) 538-1945 or by email at [gbenes@blm.gov](mailto:gbenes@blm.gov); or Richard Hotaling by telephone at (406) 533-7629 or by email at [rhotalin@blm.gov](mailto:rhotalin@blm.gov); or Scott Haight by telephone at (406) 533-7630 or by email at [shaight@blm.gov](mailto:shaight@blm.gov). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-(800) 877-8339 to contact the above individuals during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individuals. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** The primary purpose of the administrative boundary change is to improve service to the public and coordination efforts with local, Federal, State, and county agencies. The benefits of this change will result in the following improvements:

- Consolidation of resource receipts, workloads (*i.e.*, range, forestry, recreation) into one office location;

- Consolidation of law enforcement coordination between the county sheriff and one BLM office;

- Consolidation of fire response and coordination between the county interagency dispatch and one BLM office; and

- Improved coordination with local and county officials on a number of land resource issues such as lands and reality, rights-of-way, and land use planning. The boundaries for the Butte Field Office are described as follows:

#### Butte Field Office

The Bureau of Land Management, Butte Field Office administrative boundary now encompasses all of Broadwater, Deer Lodge, Gallatin, Jefferson, Lewis and Clark, Park, Silver Bow and the northern portion of Beaverhead Counties, in the state of Montana.

**Authority:** BLM Manual 1203 Delegation of Authority Sec 1202 and Sec 1201 relates to functions of BLM. The delegation manual shows the various delegations of functions to BLM officials, *et al.*, which includes "Approve changes in District and Field Office boundaries." (See the table of delegations in the manual, specifically subject code 1202). This authority is retained by the Director, with concurrence by the "Office of the Assistant Secretary" (see footnote 3 in the 1203 Manual).

Jamie E. Connell,  
State Director.

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLWO230.11100000.PH0000]

#### Notice of Intent To Prepare Environmental Impact Statements and Supplemental Environmental Impact Statements To Incorporate Greater Sage-Grouse Conservation Measures Into Land Use Plans and Land Management Plans

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Intent.

**SUMMARY:** In compliance with the National Environmental Policy Act of 1969, as amended (NEPA), the Federal Land Policy and Management Act of 1976, as amended (FLPMA), and the Resources Planning Act of 1974, as amended by the National Forest Management Act 1976 (NFMA), the Bureau of Land Management (BLM) and the Forest Service (FS) intend to prepare Environmental Impact Statements (EIS)