

lavage, and release. Forty sub-adult green and 15 loggerhead sea turtles of all sexes will be captured annually. Twelve of the 40 captured green sea turtles will have sonic transmitters glued to the carapace. The purpose of the research will be to provide a basic understanding of the abundance, location, and movement of sea turtles within the research area. The duration of this permit is five years.

Issuance of this permit, as required by the ESA, was based on a finding that such permit (1) was applied for in good faith, (2) will not operate to the disadvantage of any endangered or threatened species, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: October 25, 2005.

**Patrick Opay,**

*Acting Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*  
[FR Doc. 05-21619 Filed 10-28-05; 8:45 am]

**BILLING CODE 3510-22-S**

## COMMISSION OF FINE ARTS

### 2006 National Capital Arts and Cultural Affairs Program

Notice is hereby given that Public Law 99-190, as amended, authorizing the National Capital Arts and Cultural Affairs Program, has been funded for 2006 in the amount of \$7,215,490.00. All requests for information and applications for grants should be received by 31 December 2005 and addressed to: Frederick J. Lindstrom, Assistant Secretary/NCACA Program Administrator, Commission of Fine Arts, National Building Museum, Suite 312, 401 F Street, NW., Washington, DC 20001-2728. Phone: 202-504-2200.

Deadline for receipt of grant applications is 1 March 2006.

This program provides grants for general operating support of organizations whose primary purpose is performing, exhibiting, and/or presenting the arts. To be eligible for a grant, organizations must be located in the District of Columbia, must be non-profit, non-academic institutions of demonstrated national repute, and must have annual incomes, exclusive of federal funds, in excess of one million dollars for each of the past three years. Organizations seeking grants must provide a Dun and Bradstreet (D&S)

Data Universal Numbering System (DUNNS) number when applying.

**Frederick J. Lindstrom,**

*Assistant Secretary and NCACA Program Administrator.*

[FR Doc. 05-21603 Filed 10-28-05; 8:45 am]

**BILLING CODE 6330-01-M**

## COMMISSION OF FINE ARTS

### Notice of Meeting

The next meeting of the Commission of Fine Arts is scheduled for 17 November 2005 at 10 a.m. in the Commission's offices at the National Building Museum, Suite 312, Judiciary Square, 401 F Street, NW., Washington, DC 20001-2728. Items of discussion affecting the appearance of Washington, DC may include buildings, parks and memorials.

Draft agendas and additional information regarding the Commission are available on our Web site: <http://www.cfa.gov>. Inquiries regarding the agenda and requests to submit written or oral statements should be addressed to Thomas Luebke, Secretary, Commission of Fine Arts, at the above address or call 202-504-2200. Individuals requiring sign language interpretation for the hearing impaired should contact the Secretary at least 10 days before the meeting date.

Dated in Washington, DC, 25 October, 2005.

**Thomas Luebke,**

*Secretary.*

[FR Doc. 05-21604 Filed 10-28-05; 8:45 am]

**BILLING CODE 6330-01-M**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Membership of the Office of the Secretary of Defense; Performance Review Board

**AGENCY:** Department of Defense.

**ACTION:** Notice.

This notice announces the appointment of the members of the Performance Review Board (PRB) of the Office of the Secretary of Defense, the Joint staff, the U.S. Mission to the North Atlantic Treaty Organization, the Defense Advance Research Projects Agency, the Defense Commissary Agency, the Defense Security Service, the Defense Security Assistance Agency, the Missile Defense Agency, the Defense Field Activities and the U.S. Court of Appeals of the Armed Forces. The

publication of PRB membership is required by 5 U.S.C. 4314(c)(4).

The Performance Review Board (PRB) provides fair and impartial review of Senior Executive Service performance appraisals and makes recommendations regarding performance ratings and performance awards to the Secretary of Defense.

**EFFECTIVE DATE:** October 31, 2005.

#### FOR FURTHER INFORMATION CONTACT:

Sandra Burrell, Executive and Political Personnel Division, Directorate for Personnel and Security, Washington Headquarters Services, Office of the Secretary of Defense, Department of Defense, The Pentagon, (703) 693-8347.

#### SUPPLEMENTARY INFORMATION:

In accordance with 5 U.S.C. 4314(c)(4), the following executives are appointed to the Office of the Secretary of Defense PRB: Specific PRB panel assignments will be made from this group. Executives listed will serve a one-year renewable term, effective October 31, 2005.

### Office of the Secretary of Defense

#### Chairperson

Nancy Spruill  
Robert Nemetz  
Gail McGinn  
Mary George  
Cheryl Roby  
Joyce France  
David Pauling  
William Lowry  
Paul Hanley  
April Stephenson  
Paul Koffsky  
Claretta Merkey  
John Landon  
Frank Anderson  
Janet Felts  
Jeanne Farmer  
Eric Coulter  
Jeanne Fites  
LeAntha Sumpter  
Ellen Embrey  
Bill Lehr  
Timothy Morgan  
Jennifer Buck  
Ann Reese  
Keith Webster  
Jim Russell  
Bob Skalamara  
Ken Handelman  
Caryn Hollis  
Alan Liotta  
Robert Newberry  
Tom Lavery  
Marilee Fitzgerald  
Joseph Angello  
Mike Kern  
Scott Comes  
Jim Bexfield  
Anne O'Connor  
Kenneth Catlow

Scott Comes  
Beth McCormick

Dated: October 25, 2005.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison  
Officer, Department of Defense.*

[FR Doc. 05-21609 Filed 10-28-05; 8:45am]

BILLING CODE 5001-06-M

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7990-6]

### Recent Posting to the Applicability Determination Index (ADI) Database System of Agency Applicability Determinations, Alternative Monitoring Decisions, and Regulatory Interpretations Pertaining to Standards of Performance for New Stationary Sources, National Emission Standards for Hazardous Air Pollutants, and the Stratospheric Ozone Protection Program

**AGENCY:** Environmental Protection  
Agency (EPA).

**ACTION:** Notice of availability.

**SUMMARY:** This notice announces applicability determinations, alternative monitoring decisions, and regulatory interpretations that EPA has made under the New Source Performance Standards (NSPS); the National Emission Standards for Hazardous Air Pollutants (NESHAP); and the Stratospheric Ozone Protection Program.

**FOR FURTHER INFORMATION CONTACT:** An electronic copy of each complete document posted on the Applicability Determination Index (ADI) database system is available on the Internet through the Office of Enforcement and Compliance Assurance (OECA) Web site at: <http://www.epa.gov/compliance/monitoring/programs/caa/adi.html>. The document may be located by date,

author, subpart, or subject search. For questions about the ADI or this notice, contact Maria Malave at EPA by phone at: (202) 564-7027, or by e-mail at: [malave.maria@epa.gov](mailto:malave.maria@epa.gov). For technical questions about the individual applicability determinations or monitoring decisions, refer to the contact person identified in the individual documents, or in the absence of a contact person, refer to the author of the document.

#### SUPPLEMENTARY INFORMATION:

##### Background

The General Provisions to the NSPS in 40 CFR part 60 and the NESHAP in 40 CFR part 61 provide that a source owner or operator may request a determination of whether certain intended actions constitute the commencement of construction, reconstruction, or modification. EPA's written responses to these inquiries are broadly termed applicability determinations. See 40 CFR 60.5 and 61.06. Although the part 63 NESHAP and section 111(d) of the Clean and Air Act regulations contain no specific regulatory provision that sources may request applicability determinations, EPA does respond to written inquiries regarding applicability for the part 63 and section 111(d) programs. The NSPS and NESHAP also allow sources to seek permission to use monitoring or recordkeeping which is different from the promulgated requirements. See 40 CFR 60.13(i), 61.14(g), 63.8(b)(1), 63.8(f), and 63.10(f). EPA's written responses to these inquiries are broadly termed alternative monitoring decisions. Furthermore, EPA responds to written inquiries about the broad range of NSPS and NESHAP regulatory requirements as they pertain to a whole source category. These inquiries may pertain, for example, to the type of sources to which the regulation applies, or to the testing, monitoring, recordkeeping or reporting requirements contained in the

regulation. EPA's written responses to these inquiries are broadly termed regulatory interpretations.

EPA currently compiles EPA-issued NSPS and NESHAP applicability determinations, alternative monitoring decisions, and regulatory interpretations, and posts them on the Applicability Determination Index (ADI) on a quarterly basis. In addition, the ADI contains EPA-issued responses to requests pursuant to the stratospheric ozone regulations, contained in 40 CFR part 82. The ADI is an electronic index on the Internet with more than one thousand EPA letters and memoranda pertaining to the applicability, monitoring, recordkeeping, and reporting requirements of the NSPS and NESHAP. The letters and memoranda may be searched by date, office of issuance, subpart, citation, control number or by string word searches.

Today's notice comprises a summary of 58 such documents added to the ADI on August 19, 2005. The subject, author, recipient, date, header and a brief abstract of each letter and memorandum are listed in this notice. Complete copies of these documents may be obtained from the ADI through the OECA Web site at: <http://www.epa.gov/compliance/assistance/applicability>.

#### Summary of Headers and Abstracts

The following table identifies the database control number for each document posted on the ADI database system on August 19, 2005; the applicable category; the subpart(s) of 40 CFR part 60, 61, or 63 (as applicable) covered by the document; and the title of the document, which provides a brief description of the subject matter. We have also included an abstract of each document identified with its control number after the table. These abstracts are provided solely to alert the public to possible items of interest and are not intended as substitutes for the full text of the documents.

#### ADI DETERMINATIONS UPLOADED ON AUGUST 19, 2005

Control	Category	Subpart	Title
M050020 .....	MACT .....	RRR .....	Treatment of New In-Line Fluxer as a New Unit.
M050021 .....	MACT .....	XXXX .....	Tire Retreading Operations.
M050022 .....	MACT .....	HH, HHH .....	Separating Single Individual Surface Sites.
M050023 .....	MACT .....	UUU .....	Temporary Alternative Monitoring Plan.
M050024 .....	MACT .....	CC .....	Alternative Reporting Period.
M050025 .....	MACT .....	AA .....	Clarification of Cooling Tower Requirements.
M050026 .....	MACT .....	LLL .....	Opacity Limit for Commingled Emission Streams.
M050027 .....	MACT .....	LLL .....	Opacity Limit for Commingled Emission Streams.
M050028 .....	MACT .....	VVVV .....	Classification of a Resin as a Production Resin.
M050029 .....	MACT .....	A, T .....	Degreaser No Longer Using Regulated Solvent.
M050031 .....	MACT .....	RRR .....	Holding Furnaces Regulated as Group 2 Furnaces.
M050032 .....	MACT .....	RRR .....	Sweat Furnace.
M050033 .....	MACT .....	RRR .....	Die Caster Not Operating a Scrap Dryer.
M050034 .....	MACT .....	RRR .....	Clarification of Visible Emission Observations.