

reference to the OMB Circulars A-122, "Cost Principles for Non-profit Organizations"; A-21, "Cost Principles for Education Institutions"; A-87, "Cost Principles for State, Local and Indian Tribal Governments"; and Federal Acquisition Regulation, codified at 48 Code of Federal Regulations, subpart 31.2 "Contracts with Commercial Organizations."

XV. Other Requirements

The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** notice of October 1, 2001 (66 FR 49917), will be applicable to this solicitation. However, please note that the Department of Commerce will not implement the requirements of Executive Order 13202 (66 FR 49921), pursuant to guidance issued by the Office of Management and Budget in light of a court opinion which found that the Executive Order was not legally authorized. See *Building and Construction Trades Department v. Allbaugh*, 172 F. Supp. 2d 138 (D.D.C. 2001). This decision is currently on appeal. When the case has been finally resolved, the Department will provide further information on implementation of Executive Order 13202.

Applications under this program are subject to the provisions of Executive Order 12372, "Intergovernmental Review of Federal Programs."

Classification

Prior notice and an opportunity for public comment are not required by the Administrative Procedure Act or by any other law for this document concerning grants, benefits, and contracts. Accordingly, a regulatory flexibility analysis is not required by the Regulatory Flexibility Act.

The CRP will determine National Environmental Policy Act compliance on a project by project basis.

This action has been determined to be not significant for purposes of Executive Order 12866.

The use of the standard NOAA grants application package referred to in this notice involves collection-of-information requirements subject to the Paperwork Reduction Act. The use of Standard Forms 424, 424A, 424B, and SF-LLL have been approved by OMB under the respective control numbers 0348-0043, 0348-0044, 0348-0040, and 0348-0046.

Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a

collection of information subject to the Paperwork Reduction Act, unless that collection displays a currently valid OMB control number.

Dated: February 6, 2002.

John Oliver,

*Acting Assistant Administrator for Fisheries,
National Marine Fisheries Service.*

[FR Doc. 02-3376 Filed 2-11-02; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 020602B]

Gulf of Mexico 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 Gulf of Mexico Fishery Management Council (Council) will convene public meetings of the Standing and Special Reef Fish Scientific and Statistical Committee (SSC) and the Reef Fish Advisory Panel (AP).

DATES: The meetings will be held on Tuesday, February 26 through Thursday, February 28, 2002. The Council's Reef Fish AP will convene at 9 a.m. (CST) on Tuesday, February 26, 2002, and conclude by 12 noon on Wednesday, February 27, 2002. The SSC will subsequently convene at 1:30 p.m. on Wednesday, February 27, 2002 and will conclude by 5 p.m. on Thursday, February 28, 2002.

ADDRESSES: The meetings will be held at the New Orleans Airport Hilton, 901 Airline Drive, Kenner, LA; telephone: 504-469-5000.

Council address: Gulf of Mexico Fishery Management Council, 3018 U.S. Highway 301 North, Suite 1000, Tampa, FL 33619.

FOR FURTHER INFORMATION CONTACT: Mr. Steven Atran, Population Dynamics Statistician, the Gulf of Mexico Fishery Management Council; telephone: 813-228-2815.

SUPPLEMENTARY INFORMATION: The AP and the SSC will review a draft Red Grouper Rebuilding Plan Regulatory Amendment and to provide recommendations to the Council on red grouper regulations. Red grouper were declared to be overfished and undergoing overfishing by the Acting

Southeast Regional Administrator for NMFS in October 2000. The Council originally began developing a rebuilding plan as part of Draft Reef Fish Amendment 18, which addressed a number of other reef fish issues. However, due to delays in the development of Amendment 18, the Council chose to separate out the rebuilding plan and proceed with it through a separate regulatory amendment.

The red grouper regulatory amendment contains alternatives for determining the sustainable fishing parameters on which a rebuilding plan is based. These include maximum sustainable yield (MSY), the fishing mortality rate that produces MSY (FMSY), the biomass or biomass proxy that supports MSY (BMSY), the minimum stock size threshold below which a stock is considered to be overfished (MSST), the maximum fishing mortality threshold above which a stock is considered to be undergoing overfishing (MFMT), and optimum yield (OY). The regulatory amendment also contains alternatives for selecting a rebuilding strategy and rebuilding scenarios (combinations of management measures) to achieve rebuilding. In addition to the pre-constructed scenarios, the regulatory amendment contains individual alternatives to adjust the shallow-water grouper quota, implement or adjust closed seasons, implement commercial trip limits, adjust recreational bag limits, move the longline/buoy gear boundary, and change the starting date of the commercial reef fish fishing year.

Although other non-emergency issues not on the agenda may come before the AP/SSC for discussion, in accordance with the Magnuson-Stevens Fishery Conservation and Management Act, those issues may not be the subject of formal action during these meetings. Actions of the AP/SSC will be restricted to those issues specifically identified in the agendas 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 action to address the emergency.

Copies of the agenda can be obtained by calling 813-228-2815. This meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Anne Alford at the Council (see **ADDRESSES**) by February 19, 2002.

Dated: February 7, 2002.

Bruce C. Morehead,

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

[FR Doc. 02-3380 Filed 2-11-02; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 020602C]

New England Fishery Management Council; Public Meetings

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

ACTION: Notice of public meetings.

SUMMARY: The New England Fishery Management Council (Council) is scheduling a public meeting of its Monkfish Oversight Committee and Scallop Oversight Committee in February and March, 2002 to consider actions affecting New England fisheries in the exclusive economic zone (EEZ). Recommendations from these groups will be brought to the full Council for formal consideration and action, if appropriate.

DATES: The meetings will be held on February 28, 2002 and March 4 and 5, 2002. See **SUPPLEMENTARY INFORMATION** for specific dates and times.

ADDRESSES: The meetings will be held at the Holiday Inn by the Bay, 88 Spring Street, Portland, ME 04101; telephone: (207) 775-2311.

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

FOR FURTHER INFORMATION CONTACT: Paul J. Howard, Executive Director, New England Fishery Management Council; (978) 465-0492.

SUPPLEMENTARY INFORMATION:

Meeting Dates and Agendas

Thursday, February 28, 2002, 10 a.m.—Monkfish Oversight Committee Meeting.

The committee will finalize recommendations to the Council on goals and objectives for Amendment 2 to the Monkfish Fishery Management Plan (FMP) for approval in March. The committee will also begin to outline alternative management strategies to achieve those goals and objectives.

Monday, March 4, 2002, 10 a.m. and Tuesday, March 5, 2002, 9:30 a.m.—Scallop Oversight Committee Meeting.

The Oversight Committee will continue development of management

alternatives for Draft Amendment 10 to the Sea Scallop FMP. The committee will evaluate habitat and bycatch technical advice from the joint meeting of the Habitat Technical Team, the Groundfish Plan Development Team (PDT) and the Scallop PDT. Recommendations will be developed for draft alternatives in Scallop FMP Amendment 10 to minimize, to the extent practicable, bycatch and habitat impacts from scallop fishing. Other issues and measures associated with Amendment 10 may also be developed.

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

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Paul J. Howard (see **ADDRESSES**) at least 5 days prior to the meeting dates.

Dated: February 7, 2002.

Matteo Milazzo,

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

[FR Doc. 02-3381 Filed 2-11-02; 8:45 am]

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DEPARTMENT OF COMMERCE

Patent and Trademark Office

Disposal of Paper Copies of U.S. Patents Removed From the Examiners' Search Rooms

AGENCY: Patent and Trademark Office, Commerce.

ACTION: Notice.

SUMMARY: The United States Patent and Trademark Office (USPTO) is considering whether the paper copies of selected subclasses of U.S. patents to be removed from the examiners' search rooms should be disposed of as wastepaper or donated to a non-profit organization. The USPTO is seeking input on whether any non-profit organization is interested in acquiring the paper copies of the U.S. patents to be removed from the examiners' search rooms.

DATES: Any interested non-profit organization should contact the USPTO on or before March 14, 2002 to indicate a desire to acquire paper copies of U.S. patents. If such interest is expressed, and the USPTO proceeds with donating the paper copies of U.S. patents removed from the examiners' search rooms to a non-profit organization, interested non-profit organizations will then be required to contact the USPTO within thirty days of the date the USPTO's web site is updated to include the subclasses in which the organization is interested.

FOR FURTHER INFORMATION CONTACT: Any interested non-profit organization should contact Richard Seidel by facsimile marked "ATTN EXAMINERS SEARCH ROOMS" at (703) 308-7725. Questions concerning this notice may be directed to Richard Seidel by telephone at (703) 306-3431.

SUPPLEMENTARY INFORMATION: The USPTO is in the process of removing paper copies of selected subclasses of U.S. patents from the examiners' search rooms. The National Archives and Records Administration (NARA) has determined that paper copies of U.S. patents in the examiners' search rooms are temporary records that may be destroyed when no longer needed for current USPTO business. Some of the paper copies have already been destroyed. The USPTO is considering whether it should: (1) Dispose of the paper copies of the selected subclasses of U.S. patents removed from the examiners' search rooms as wastepaper; or (2) donate the paper copies of the selected subclasses of U.S. patents removed from the examiners' search rooms to a non-profit organization. Therefore, the USPTO is seeking input on whether any non-profit organization is interested in acquiring the paper copies of U.S. patents to be removed from the examiners' search rooms (the USPTO is not currently aware of any).

Any donation of paper copies of U.S. patents must comply with the NARA regulations for the donation of temporary records which are set out in 36 CFR 1228.60. For example, the donee must be a non-profit organization and must agree not to sell the U.S. patent copies except as wastepaper, the donation must be made without cost to the United States Government, and NARA must provide written approval of the donation. Thus, even if there is interest by a non-profit organization in acquiring the paper copies of U.S. patents removed from the examiners' search rooms, the USPTO may still dispose of them as wastepaper if the USPTO cannot donate them to the non-