

and seasonal variations to normal biological parameters such as mass and body composition; and research and development of external tags and attachments for future deployment in the field.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an environmental assessment was prepared analyzing the effects of the permitted activities. After a Finding of No Significant Impact, the determination was made that it was not necessary to prepare an environmental impact statement.

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 such endangered species; and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: March 16, 2006.

**Stephen L. Leathery**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. E6-4495 Filed 3-27-06; 8:45 am]

BILLING CODE 3510-22-S

## CONSUMER PRODUCT SAFETY COMMISSION

### Request for Comments Concerning Proposed Extension of Approval of a Collection of Information—Safety Standard for Walk-Behind Power Lawn Mowers

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice.

**SUMMARY:** As required by the Paperwork Reduction Act (44 U.S.C. Chapter 35), the Consumer Product Safety Commission requests comments on a proposed request for an extension of approval of a collection of information from manufacturers and importers of walk-behind power lawn mowers. This collection of information consists of testing and recordkeeping requirements in certification regulations implementing the Safety Standard for Walk-Behind Power Lawn Mowers (16 CFR part 1205). The Commission will consider all comments received in response to this notice before requesting an extension of approval of this collection of information from the Office of Management and Budget.

**DATES:** The Office of the Secretary must receive written comments not later than May 30, 2006.

**ADDRESSES:** Written comments should be captioned "Walk-Behind Power

Lawn Mowers" and sent by e-mail to [cpssc-os@cpssc.gov](mailto:cpssc-os@cpssc.gov). Written comments may also be sent to the Office of the Secretary by facsimile at (301) 504-0127, or by mail to the Office of the Secretary, Consumer Product Safety Commission, Room 502, 4330 East-West Highway, Bethesda, 20814.

**FOR FURTHER INFORMATION CONTACT:** For information about the proposed extension of approval of the collection of information, or to obtain a copy of 16 CFR part 1205, call or write Linda L. Glatz, Office of Planning and Evaluation, Consumer Product Safety Commission, Washington DC 20207; telephone (301) 504-7671.

**SUPPLEMENTARY INFORMATION:** In 1979, the Commission issued the Safety Standard for Walk-Behind Power Lawn Mowers (16 CFR part 1205) under provisions of the Consumer Product Safety Act (CPSA) (15 U.S.C. 2051 *et seq.*) to eliminate or reduce risks of amputations, avulsions, lacerations, and other serious injuries which have resulted from the accidental contact of some part of an operator's body with the rotating blade of a power lawn mower. The standard contains performance and labeling requirements for walk-behind power lawn mowers to address risks of blade-contact injuries.

#### A. Certification Requirements

Section 14(a) of the CPSA (15 U.S.C. 2063(a)) requires manufacturers, importers, and private labelers of a consumer product subject to a consumer product safety standard to issue a certificate stating that the product complies with all applicable consumer product safety standards. Section 14(a) of the CPSA also requires that the certificate of compliance must be based on a test of each product or upon a reasonable testing program.

Section 14(b) of the CPSA authorizes the Commission to issue regulations to prescribe a reasonable testing program to support certificates of compliance with a consumer product safety standard. Section 16(b) of the CPSA (15 U.S.C 2065(b)) authorizes the Commission to issue rules to require that firms "establish and maintain" records to permit the Commission to determine compliance with rules issued under the authority of the CPSA.

The Commission has issued regulations prescribing requirements for a reasonable testing program to support certificates of compliance with the standard for walk-behind power mowers. These regulations also require manufacturers, importers, and private labelers of walk-behind power mowers to establish and maintain records to

demonstrate compliance with the requirements for testing to support certification of compliance. 16 CFR part 1205, subpart B.

The Commission uses the information compiled and maintained by manufacturers and importers of walk-behind power mowers to protect consumers from risks of injuries associated with walk-behind power lawn mowers. More specifically, the Commission uses this information to determine whether the mowers produced and imported comply with the applicable standard. The Commission also uses this information to obtain corrective actions if walk-behind power mowers fail to comply with the standard in a manner which creates a substantial risk of injury to the public.

The Office of Management and Budget (OMB) approved the collection of information requirements for walk-behind mowers under control number 3041-0091. OMB's most recent extension of approval will expire on June 30, 2006. The Commission proposes to request an extension of approval without change for these collection of information requirements.

#### B. Estimated Burden

The Commission staff estimates that about 20 firms are subject to the testing and recordkeeping requirements of the certification regulations. The Commission staff estimates further that the annual testing and recordkeeping burden imposed by the regulations on each of these firms on average is approximately 390 hours. Thus, the total annual burden imposed by the certification regulations on all manufacturers and importers of walk-behind power mowers is about 7,800 hours.

The Commission staff estimates that the hourly wage for the time required to perform the required testing and to maintain the required records is about \$42.84 (Bureau of Labor Statistics, June 2005), and that the annual total cost to the industry is approximately \$334,000.

#### C. Request for Comments

The Commission solicits written comments from all interested persons about the proposed collection of information. The Commission specifically solicits information relevant to the following topics:

—Whether the collection of information described above is necessary for the proper performance of the Commission's functions, including whether the information would have practical utility;

- Whether the estimated burden of the proposed collection of information is accurate;
- Whether the quality, utility, and clarity of the information to be collected could be enhanced; and
- Whether the burden imposed by the collection of information could be minimized by use of automated, electronic or other technological collection techniques, or other forms of information technology.

Dated: March 22, 2006.

**Todd A. Stevenson,**

Secretary, Consumer Product Safety Commission.

[FR Doc. E6-4475 Filed 3-27-06; 8:45 am]

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## DEPARTMENT OF EDUCATION

### Office of Elementary and Secondary Education; Overview Information; Migrant Education Even Start Family Literacy Program; Notice Inviting Applications for New Awards for Fiscal Years (FY) 2005 and 2006

*Catalog of Federal Domestic Assistance (CFDA) Number: 84.214A.*

**Dates:** Applications Available: March 28, 2006. Deadline for Transmittal of Applications: May 12, 2006. Deadline for Intergovernmental Review: July 11, 2006.

**Eligible Applicants:** Any entity is eligible to apply for a grant under the Migrant Education Even Start (MEES) Family Literacy Program. For example, the following types of entities are eligible to apply: State educational agencies (SEAs) that administer migrant education programs; local educational agencies (LEAs) that have a high percentage of migratory students; nonprofit community-based organizations that work with migratory agricultural or fishing families; and faith-based organizations.

**Estimated Available Funds:** \$3,450,000. This is the combined estimate from both FY 2005 and FY 2006 funds. Contingent upon the availability of funds and the quality of applications, we may make additional awards in FY 2007 from the list of unfunded applicants from this competition.

**Estimated Range of Awards:** \$150,000–\$500,000 per year.

**Estimated Average Size of Awards:** \$345,000 per year.

**Estimated Number of Awards:** 10.

**Note:** The Department is not bound by any estimates in this notice.

**Project Period:** Up to 48 months.

## Full Text of Announcement

### I. Funding Opportunity Description

**Purpose of Program:** MEES Family Literacy program grants are intended to help break the cycle of poverty and illiteracy of migratory agricultural or fishing families by improving the educational opportunities of these families through the integration of early childhood education, adult literacy or adult basic education, and parenting education into a unified family literacy program. This program is implemented through cooperative activities that build on high-quality existing community resources to create a new range of educational services for most-in-need migratory agricultural or fishing families; promote the academic achievement of migratory children and adults; assist migratory children and adults from low-income families in achieving challenging State content standards and challenging State student achievement standards; and use instructional programs based on scientifically based reading research on preventing and overcoming reading difficulties for children and adults. The application package contains a description of the 15 program elements that MEES projects must provide, as required under Title I, Part B, Section 1235 of the Elementary and Secondary Education Act of 1965, as amended (ESEA).

**Priorities:** This notice includes one competitive preference priority and two invitational priorities.

**Competitive Preference Priority:** For the FY 2006 competition and any subsequent year in which we make awards based on the list of unfunded applicants from this competition, this priority is a competitive preference priority. In accordance with 34 CFR 75.105, this priority is from the Education Department General Administrative Regulations (EDGAR) that apply to this program (34 CFR 75.225). Under 34 CFR 75.105(c)(2)(i) we award an additional five points to an application that meets this competitive preference priority.

#### *This Priority Is: Novice Applicant*

The applicant must be a “novice applicant.” Under 34 CFR 75.225 a novice applicant is an applicant that has never received a grant or subgrant under the MEES program; has never been a participant in a group application, submitted in accordance with §§ 75.127 through 75.129 of EDGAR, that received a grant under the MEES program; and has not had an active discretionary grant from the Federal Government in the five

years before the deadline date for applications under the MEES program.

**Invitational Priorities:** For the FY 2006 competition and any subsequent year in which we make awards based on the list of unfunded applicants from this competition, these priorities are invitational priorities. Under 34 CFR 75.105(c)(1) we do not give an application that meets these invitational priorities a competitive or absolute preference over other applications.

#### *These Priorities Are: Invitational Priority 1—Partnerships to Improve School Readiness*

The Secretary is especially interested in applications for projects that would develop collaborative efforts and partnerships that leverage Federal, State, and local funding in order to improve reading proficiency and advance English language acquisition so that migratory children enter elementary school with strong early reading skills.

#### *Invitational Priority 2—Collaboration With Experienced MEES Projects*

The Secretary is especially interested in applications that would build networks among novice applicants and experienced MEES projects in order to eliminate disruptions in the education of participating families and engage migrant agricultural or fishing families wherever they move outside the area in which the project operates. Networks among experienced and novice projects increase the likelihood of maintaining the academic progress of migratory adults and children regardless of where migratory families travel to perform qualifying agricultural or fishing work.

**Program Authority:** 20 U.S.C. 6381a(a)(1)(A).

**Applicable Regulations:** EDGAR in 34 CFR parts 74, 75, 77, 79, 80, 81, 82, 84, 85, 86, 97, 98, and 99.

**Note:** The regulations in 34 CFR part 79 apply to all applicants except federally recognized Indian tribes.

**Note:** The regulations in 34 CFR part 86 apply to institutions of higher education only.

## II. Award Information

**Type of Award:** Discretionary grants.

**Estimated Available Funds:** \$3,450,000. This is the combined estimate from both FY 2005 and FY 2006 funds. Contingent upon the availability of funds and the quality of applications, we may make additional awards in FY 2007 from the list of unfunded applicants from this competition.