

respond, through the use of appropriate technological collection techniques or other forms of information technology.

**DATES:** Submit comments on or before June 4, 2004.

**ADDRESSES:** Submit comments including suggestions for reducing this burden to the General Services Administration, FAR Secretariat (MVA), 1800 F Street, NW., Room 4035, Washington, DC 20405. Please cite OMB Control No. 9000-0135, Subcontractor Requests for Bonds, in all correspondence.

**FOR FURTHER INFORMATION CONTACT:** Cecelia Davis, Acquisition Policy Division, GSA (202) 219-0202.

**SUPPLEMENTARY INFORMATION:**

#### A. Purpose

Part 28 of the FAR contains guidance related to obtaining financial protection against damages under Government contracts (e.g., use of bonds, bid guarantees, insurance etc.). Part 52 contains the texts of solicitation provisions and contract clauses. These regulations implement a statutory requirement for information to be provided by Federal contractors relating to payment bonds furnished under construction contracts which are subject to the Miller Act (40 U.S.C. 270a-270d). This collection requirement is mandated by section 806 of the National Defense Authorization Act for Fiscal Years 1992 and 1993 (Pub. L. 102-190), as amended by section 2091 of the Federal Acquisition Streamlining Act of 1994 (Pub. L. 103-335). The clause at 52.228-12, Prospective Subcontractor Requests for Bonds, implements section 806(a)(3) of Pub. L. 102-190, as amended, which specifies that, upon the request of a prospective subcontractor or supplier offering to furnish labor or material for the performance of a construction contract for which a payment bond has been furnished to the United States pursuant to the Miller Act, the contractor shall promptly provide a copy of such payment bond to the requestor.

In conjunction with performance bonds, payment bonds are used in Government construction contracts to secure fulfillment of the contractor's obligations under the contract and to assure that the contractor makes all payments, as required by law, to persons furnishing labor or material in performance of the contract. This regulation provides prospective subcontractors and suppliers a copy of the payment bond furnished by the contractor to the Government for the performance of a Federal construction contract subject to the Miller Act. It is expected that prospective

subcontractors and suppliers will use this information to determine whether to contract with that particular prime contractor. This information has been and will continue to be available from the Government. The requirement for contractors to provide a copy of the payment bond upon request to any prospective subcontractor or supplier under the Federal construction contract is contained in section 806(a)(3) of Pub. L. 102-190, as amended by sections 2091 and 8105 of Pub. L. 103-355.

#### B. Annual Reporting Burden

*Respondents:* 12,698.

*Responses Per Respondent:* 5.

*Total Responses:* 63,490.

*Hours Per Response:* .25.

*Total Burden Hours:* 15,872.50.

*Obtaining Copies of Proposals:*

Requesters may obtain a copy of the information collection documents from the General Services Administration, FAR Secretariat (MVA), Room 4035, 1800 F Street, Washington, DC 20405, telephone (202) 501-4755. Please cite OMB Control No. 9000-0135, Subcontractor Requests for Bonds, in all correspondence.

Dated: April 29, 2004.

**Laura Auletta,**

*Director, Acquisition Policy Division.*

[FR Doc. 04-10146 Filed 5-4-04; 8:45 am]

BILLING CODE 6820-EP-P

#### DEPARTMENT OF DEFENSE

##### Department of the Army; Corps of Engineers

##### **Cancellation of the Notice of Intent To Prepare a Draft Environmental Impact Statement for the Potential Multipurpose Projects for Ecosystem Restoration, Flood Damage Reduction, and Recreation Alternatives Within and Along the Portion of the San Antonio River Located in San Antonio, Bexar County, TX**

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice; cancellation.

**SUMMARY:** The Fort Worth District, U.S. Army Corps of Engineers hereby cancels its notice of intent to prepare a Draft Environmental Impact Statement (DEIS) for the potential multipurpose projects for ecosystem restoration, flood damage reduction, and recreation alternatives within and along the portion of the San Antonio River located in San Antonio, Bexar County, TX, as published in the **Federal Register** on April 25, 2002 (67 FR 20497).

Section 335 of the Water Resources Development Act (WRDA) of 2000,

passed by Congress, amended the San Antonio Channel Improvement Project (SACIP) by authorizing ecosystem restoration and recreation as project purposes in addition to the previously authorized flood damage reduction project purpose. An initial assessment based on implementation guidance for section 335 indicated a Federal interest in continuing with more detailed studies for these purposes. In accordance with the National Environmental Policy Act (NEPA), the DEIS was required to evaluate and compare ecosystem restoration, flood damage reduction, and recreation alternatives within and along two reaches of the San Antonio River. The DEIS was also required to assess the impacts to the quality of the human environment associated with each design alternative.

Past channelization and clearing of floodways associated with the SACIP, along with urbanization, have significantly degraded the terrestrial and aquatic habitat along and within the San Antonio River. Consequently, ecosystem restoration measures were developed and evaluated to address the degraded habitats. In addition, recreation measures were developed and evaluated as complements to proposed ecosystem restoration measures. The preliminary lack of significant adverse impacts from proposed project design alternatives and the lack of public controversy indicated that a DEIS was no longer required under NEPA. Instead, the U.S. Army Corps of Engineers will prepare a Draft Environmental Assessment (DEA) for the potential multipurpose projects for ecosystem restoration, flood damage reduction, and recreation alternatives within and along the portion of the San Antonio River located in San Antonio, Bexar County, TX. Therefore, the cancellation of the Notice of Intent (NOI) to prepare a DEIS is being filed for publication in the Notice Section of the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Mr. Eli A. Kangas, CESWF-PER-PF, U.S. Army Corps of Engineers, Fort Worth District, P.O. Box 17300, 819 Taylor Street, Fort Worth, TX 76102-0300, phone (817) 886-1924, fax (817) 886-6498.

#### **SUPPLEMENTARY INFORMATION:**

Alternatives for ecosystem restoration, flood damage reduction, and recreation are being developed and evaluated based on ongoing fieldwork and data collection and past studies conducted by the U.S. Army Corps of Engineers, the San Antonio River Authority, and the City of San Antonio. Ecosystem restoration alternatives that are being

evaluated include restoring meanders within the San Antonio River, restoring, protecting and expanding the riparian corridor, creating riffle-pool complexes, and constructing wetlands. It is anticipated that ecosystem restoration alternatives would aid in improving water quality, optimizing aquatic and terrestrial habitat, and minimizing erosion and scouring along and within the river. Alternatives for flood damage reduction measures are being evaluated from both a non-structural and structural aspect. Non-structural measures that will be evaluated include acquisition and removal of structures or flood proofing of structures for protection from potential future flood damage. Structural measures that are being evaluated include diversion channels and/or channel modifications of various widths and depths and/or a combination of these measures. Recreation measures that are being evaluated include multipurpose trails and passive recreation features, such as interpretive guidance, media, and picnic areas. Recreation measures will be developed to a scope and scale compatible with proposed ecosystem restoration measures without significantly diminishing ecosystem benefits.

The public will be given the opportunity to review the DEA during the 30-day public comment period. Prior to the close of the comment period, any person may make a written request for a public meeting, setting forth the particular reasons for the request. The District Engineer will then determine whether the issues raised are substantial and should be considered in his decision. If a public meeting is warranted, all known interested parties will be notified of the time, date, and location of such a meeting in the local news media. Release of the DEA for public comment is scheduled for June 2004. The exact release date, once established, will be announced in the local news media.

Dated: April 21, 2004.

**John R. Minahan,**

*Colonel, Corps of Engineers, Commanding.*  
[FR Doc. 04-10184 Filed 5-4-04; 8:45 am]

BILLING CODE 3710-20-M

## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### Intent To Grant an Exclusive License to Senera Corporation, Waltham, MA

**AGENCY:** Department of the Army, U.S. Corps of Engineers, DoD.

**ACTION:** Notice of intent.

**SUMMARY:** In accordance with 37 CFR 404.7(a)(1)(i), announcement is made of prospective exclusive licenses for use in bridge and dam scour monitoring of the following U.S. patents: 5,784,338; 5,790,471; 6,084,393; 6,100,700; 6,121,894; 6,281,688; 6,526,189; 6,541,985 which are more fully described in **SUPPLEMENTARY INFORMATION**.

**DATES:** Written objections must be filed not later than May 20, 2004.

**ADDRESSES:** United States Army Engineer Research and Development Center, Cold Regions Research and Engineering Laboratory, 7701 Telegraph Road, Kingman Building, Alexandria, VA 22315-3860.

**FOR FURTHER INFORMATION CONTACT:** Ms. Sharon Borland, ATTN: CEERD-ZA-TT; (703) 428-9112, FAX (703) 428-6275; email:

*Sharon.L.Borland@usace.army.mil.*

**SUPPLEMENTARY INFORMATION:**

Patent No. 5,784,338 entitled "Time Domain Reflectometry System for Real-time Bridge Scour Detection and Monitoring," invented by Dr. Norbert E. Yankielun and Leonard J. Zabilansky, issued July 21, 1998; Patent No. 5,790,471 entitled "Water/Sediment Interface Monitoring System using Frequency-Modulated Continuous Wave," invented by Dr. Norbert E. Yankielun and Leonard J. Zabilansky, issued August 4, 1998; Patent No. 6,084,393 entitled "Scour Probe Assembly," invented by Dr. Norbert E. Yankielun, issued July 4, 2000; Patent No. 6,100,700 entitled "Bridge Scour Detection and Monitoring Apparatus using Time Domain Reflectometry (TDR)," invented by Dr. Norbert E. Yankielun and Leonard J. Zabilansky, issued August 8, 2000; Patent No. 6,121,894 entitled "Low Cost Time Domain Reflectometry System for Bridge Scour Detection and Monitoring", invented by Dr. Norbert E. Yankielun and Leonard Zabilansky, issued September 19, 2000; Patent No. 6,281,688 entitled "Transmission Line Reflectometer using Frequency-Modulated Continuous Wave," invented by Dr. Norbert E. Yankielun, issued August 28, 2001; Patent No. 6,526,189 entitled "Scour Sensor Assembly," invented by Dr. Norbert E. Yankielun, issued February 25, 2003; Patent No. 6,541,985 entitled "System and Method for Remotely Monitoring an Interface Between Dissimilar Materials," invented by Dr. Norbert E. Yankielun, issued April 1, 2003. The United States of America as represented by the Secretary of the Army intends to grant an

exclusive license for the field of use of bridge and dam scour monitoring, in the manufacture, use, and sale of the patented technology in the territories and possessions of the U.S.A., to Senera Corporation, 41 Seyon St. Building 1, Suite 500, Waltham, MA 02453. Pursuant to 37 CFR 404.7(b)(1)(I), any interested party may file a written objection to this prospective partially exclusive license agreement.

**Richard L. Frenette,**

*Counsel.*

[FR Doc. 04-10183 Filed 5-4-04; 8:45 am]

BILLING CODE 3710-92-P

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Meeting of the Chief of Naval Operations (CNO) Executive Panel

**AGENCY:** Department of the Navy, DOD.

**ACTION:** Notice of closed meeting.

**SUMMARY:** The CNO Executive Panel is to report the findings and recommendations of the Shaping the Force Study Group to the Chief of Naval Operations. The meeting will consist of discussions of policy considerations to advance efforts to shape the Navy's workforce and develop a systematic Navy Human Resources strategy.

**DATES:** The meeting will be held on Friday, May 14, 2004, from 12 p.m. to 1 p.m.

**ADDRESSES:** The meeting will be held at the Chief of Naval Operations Office, Room 4E540, 2000 Navy Pentagon, Washington, DC 20350-2000.

**FOR FURTHER INFORMATION CONTACT:** Commander David Hughes, CNO Executive Panel, 4825 Mark Center Drive, Alexandria, VA 22311, (703) 681-4908.

**SUPPLEMENTARY INFORMATION:** Pursuant to the provisions of the Federal Advisory Committee Act (5 U.S.C. App. 2), these matters relate solely to the internal personnel rules and practices of the Navy. Accordingly, the Secretary of the Navy has determined in writing that the public interest requires that all sessions of the meeting be closed to the public because they will be concerned with matters listed in section 552b(c)(2) of title 5, United States Code.

Dated: April 30, 2004.

**S. A. Hughes,**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. 04-10289 Filed 5-4-04; 8:45 am]

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