

Radars, upgrades to airfield radome and communications systems, upgrade secure Identification Friend or Foe (IFF) systems, site surveys, installation and checkout, site acceptance testing, interim contractor support, construction, contractor logistics support (CLS), spares, support equipment and training. Cost for additional non-MDE is \$132 million. The total overall estimated cost is \$194 million.

(iv) *Military Department:* Air Force (X7-D-DAB)

(v) *Prior Related Cases, if any:* None

(vi) *Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid:* None

(vii) *Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold:* See Annex attached.

(viii) *Date Report Delivered to Congress:* October 13, 2016

* as defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

The Government of Kuwait-Radar Field System

The Government of Kuwait has requested a possible total sale of six (6) Short Range Radars, otherwise known as Gap Filler Radars, one (1) Long Range Radar with Primary Surveillance Radar (PSR) and Secondary Surveillance Radar (SSR) arrays, upgrades to existing AN/FPS 117 (V) 3 Long Range Radar, upgrades to airfield radome and communications systems, upgrade to secure Identification Friend or Foe (IFF) systems, site surveys, installation and checkout, site acceptance testing, interim contractor support, construction, contractor logistics support, spares, support equipment, and training. The total estimated value of this sale is \$194 million.

The Government of Kuwait requested a limited competition between three (3) U.S. vendors to procure a total of six (6) Short Range, Gap Filler Radars (e.g., AN/MPQ-64 Sentinel F1, AN/TPS-77, or AN/TPS-703) and one (1) Long Range Radar (e.g., AN/TPS-77 or AN/TPS-78). Only one of the radars under consideration, the AN/MPQ-64 is Major Defense Equipment (MDE). The remaining radars identified by Kuwait for consideration are non-MDE.

This proposed sale supports U.S. Government national security goals by aiding a Major non-NATO Ally in the reduction of transnational threats, weapons proliferation, and the movement and support of international terrorists.

The Government of Kuwait desires the radar field system in order to

improve early warning, enhance internal and external security, and protect national sovereignty. The system provides situational awareness for Kuwaiti security forces to detect and interdict fixed and rotary wing aircraft. This procurement provides coverage for Kuwait's northern and eastern borders.

The prime contractor will be determined by competition between Lockheed Martin, Bethesda Maryland, Northrop Grumman, Falls Church, Virginia, and the Raytheon Company, Waltham, Massachusetts. There are no known offset agreements proposed in connection with this potential sale.

This procurement includes a small number of U.S. contractor system and maintenance advisors under a long-term operations and maintenance support package. The exact number of personnel and period of performance is yet to be finalized. This purchase will not substantially alter the U.S. Government presence in Kuwait.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

Transmittal No. 16-38

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex

Item No. vii

(vii) *Sensitivity of Technology:*

1. The AN/MPQ-64 Sentinel Radar System is a fielded air defense radar system in the Army inventory. Sentinel is a derivative of the AN/TPQ-36 Firefinder System used for artillery detection and the AN/TPQ-36A Norwegian adapted Hawk system. Sentinel is a mobile, phased-array radar that provides highly accurate 3 dimensional radar track data to using systems via the Forward Area Air Defense (FAAD) Command, Control, and Intelligence (C2I) node. Sentinel acquires, tracks, and reports cruise missiles, unmanned aerial vehicles, fixed and rotary wing aircraft in clutter and electronic counter measures environments. The Sentinel Export configuration (AN/MPQ-64Fl) is a derivative of the U.S. Army's Improved Sentinel Radar.

2. The Sentinel consists of a radar-based sensor system with the M1152 HighMobility Multipurpose Wheeled Vehicle (HMMWV) as the prime mover and the MEP-1041 Advanced Mobile Medium Power Source (AMMPS) Tactical Quiet Generator as the power source. The sensor is an advanced battlefield radar capable of X Band air defense phased-array with an instrumented range of 75 kilometers

with a rotating antenna providing 360 degree azimuth coverage for acquisition and tracking.

3. Sentinel has only one item currently designated Critical Program Information (CPI) and that is the Sentinel software modules containing routines for electronic counter-counter measures (ECCM) that have been determined to be a CPI.

4. These items are classified IAW EO 12958 section 1.5, Classification categories as category 1.5(e) because they contain scientific, technological, or economic matters relative to the national security. Reports, test data, and all Sentinel related media that discloses operational parameters, performance, characteristics, ECCM techniques, vulnerabilities, limitations or performance weaknesses shall be classified at the highest level based on the information being conveyed as referenced in the Sentinel Security Classification Guide. Distribution of technical performance and system capabilities reports and data shall only be released up to the CONFIDENTIAL level. It is not possible to obtain the Sentinel wartime reserved frequencies by reverse engineering, testing, or analyzing the unclassified Sentinel end item.

5. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification. Moreover, the benefits to be derived from this sale, as outlined in the Policy Justification, outweigh the potential damage that could result if the sensitive technology were revealed to unauthorized persons.

6. All defense articles and services listed in this transmittal are authorized for release and export to the Government of Kuwait.

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DEPARTMENT OF DEFENSE

Department of the Army, Corps of Engineers

Intent To Prepare a Draft Environmental Impact Statement, and Intent To Conduct Public Scoping Meetings for the Upper Susquehanna River Basin Comprehensive Flood Damage Reduction Study, New York

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

ACTION: Notice of intent.

SUMMARY: In accordance with the National Environmental Policy Act

(NEPA), the Baltimore District, U.S. Army Corps of Engineers (USACE), will prepare a Feasibility Report and EIS comprehensively evaluating flood-risk management (FRM) needs and opportunities in the upper Susquehanna River Basin in New York.

DATES: The public scoping meeting dates are:

1. November 21, 2016, at 1:30 p.m. and 6:30 p.m. in the Hubbard Auditorium of the Tioga County Office Building.

2. November 22, 2016 at 1:30 p.m. and 6:30 p.m. at the Town of Chenango Community Meeting Room.

3. November 30, 2016, at 6:30 p.m. in the Village of Sidney.

ADDRESSES: Two scoping meetings will be held in the Village of Owego on Monday, November 21, 2016, at 1:30 p.m. and 6:30 p.m. in the Hubbard Auditorium of the Tioga County Office Building, 56 Main Street. Two scoping meetings will be held in the Town of Chenango on Tuesday, November 22, 2016 at 1:30 p.m. and 6:30 p.m. at the Town of Chenango Community Meeting Room at 1529 Upper Front Street (NY Route 12). One meeting will be held on November 30, 2016, at 6:30 p.m. in the Village of Sidney in the Memorial Public Library located at 8 River Street.

FOR FURTHER INFORMATION CONTACT: Questions about the proposed scoping meetings, requests to be placed on the project information distribution list, information requests or written comments on the scope of the EIS and the comprehensive FRM study can be addressed to Mr. David W. Robbins, U.S. Army Corps of Engineers, ATTN: CENAB-PL-P, 10 S. Howard Street, Baltimore, MD 21201, telephone 410-962-0685; email address: UpperSRBStudy@usace.army.mil.

Please contact me if you wish to speak at the meetings or should you have special needs (sign language interpreters, access needs) at the above address. Information about the study, including public scoping meetings, is available at the study Web site http://www.nab.usace.army.mil/USRB_Feasibility_Study/.

SUPPLEMENTARY INFORMATION: This Notice initiates formal scoping for the Environmental Impact Statement (EIS), provides information on the nature of the proposed Project, invites participation in the EIS process, and identifies potential environmental effects to be considered. It also invites comments from interested members of the public, tribes, and agencies on the scope of the EIS and announces upcoming public scoping meetings. Comments should address (1) feasible

alternatives that may better achieve the Project's need and purposes with fewer adverse impacts and (2) any significant environmental impacts relating to the alternatives.

Scoping meeting information will be posted online by Baltimore District via Web site postings and social media. Meeting information will be provided electronically via the study's Web page and in printed form to local libraries, government offices, as well as mailed to interested public.

For all meetings, staff will be available to answer questions. All interested parties are invited to speak at the public meetings. The public scoping period will begin on the date of publication of this Notice and will continue through 30 days following the last public scoping meeting.

The study was authorized by a Resolution of the House Committee on Transportation and Infrastructure, on 24 September, 2008. The upper Susquehanna Basin includes the portions of Tioga, Broome, Chenango, Cortland, Otsego, Delaware, Schoharie, Herkimer, Oneida, Madison, Onondaga, Tompkins, Schuyler, and Chemung Counties in the Susquehanna River Watershed of New York upstream of the Chemung River confluence near Waverly. The upper Susquehanna River Basin repeatedly experiences flooding damages, with recent notable events occurring in 2006 and 2011. USACE is undertaking the FRM study in partnership with the New York State Department of Environmental Conservation (NYSDEC).

USACE and NYSDEC are seeking public input to identify areas with flooding concerns which may be of interest to address in the context of the study, and learn of area-specific considerations important in formulating any FRM plans. Study efforts will be coordinated with the Federal Emergency Management Area (FEMA), the U.S. Geological Survey (USGS), as well as other Federal and state agencies and local governments.

An initial conceptual effort will be completed using existing information to identify areas of the basin that currently do not have FRM infrastructure in place and screen these areas for FRM needs and opportunities. The study will evaluate the level of FRM currently provided by existing FRM infrastructure under current conditions and projected future conditions. Within the study area, there are 20 existing USACE FRM projects, as well as other non-Federal FRM projects. The study will investigate FRM strategies to reduce flood risk, as well as reduce residual risk in areas with existing FRM infrastructure.

Structural and non-structural FRM will be considered. Hydrologic and hydraulic modeling will be developed for the majority of the Susquehanna River main stem and major tributaries in the basin to aid plan formulation.

The study will be conducted in compliance with applicable federal laws including the Clean Water Act, the Endangered Species Act, the Clean Air Act, the U.S. Fish and Wildlife Coordination Act, the National Historic Preservation Act, and the Farmland Protection Policy Act. All appropriate compliance documentation will be obtained and included as part of the EIS. It is currently anticipated that the study will take three years and may lead to the implementation of one or more FRM projects. The EIS is expected to be publicly released in Spring 2018.

David W. Robbins,

Acting Chief, Civil Project Development Branch, Planning Division.

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DEPARTMENT OF DEFENSE

Department of the Navy

Notice of Availability of Record of Decision for the Northwest Training and Testing Final Environmental Impact Statement/Overseas Environmental Impact Statement

AGENCY: Department of the Navy, DoD.

ACTION: Notice.

SUMMARY: The Department of the Navy (DoN), after carefully weighing the strategic, operational, and environmental consequences of the proposed action, announces its decision to continue and enhance training activities as identified in Alternative 1 in the Northwest Training and Testing Final Environmental Impact Statement/Overseas Environmental Impact Statement. This alternative includes adjustments to existing training and testing activities, new training and testing activities to support future requirements, and activities not previously analyzed, such as pierside sonar maintenance and testing. Implementation of Alternative 1 will enable the DoN to achieve the levels of operational readiness required under Section 5062 Title 10 U.S.C. without resulting in significant environmental impacts.

SUPPLEMENTARY INFORMATION: The complete text of the Record of Decision is available at <http://nwtteis.com>. Single copies of the Record of Decision are available upon request by contacting: