

*Docket:* For access to the docket to read background documents or comments received by the NIAC, go to [www.regulations.gov](http://www.regulations.gov).

Members of the public will have an opportunity to provide oral comments after the presentation of the report from the Regional Resilience Working Group. We request that comments be limited to the issues listed in the meeting agenda and previous NIAC studies. All previous NIAC studies can be located at [www.dhs.gov/NIAC](http://www.dhs.gov/NIAC). Relevant public comments may be submitted in writing or presented in person for the Council to consider. Comments received by Nancy Wong after October 11, 2012, will still be accepted and reviewed by the members, but not necessarily by the time of the meeting. In-person presentations will be limited to 3 minutes per speaker, with no more than 30 minutes for all speakers. Parties interested in making in-person comments should register no later than 15 minutes prior to the beginning of the meeting at the meeting location.

**FOR FURTHER INFORMATION CONTACT:** Nancy Wong, National Infrastructure Advisory Council Designated Federal Officer, Department of Homeland Security, telephone (703) 235-2888.

**SUPPLEMENTARY INFORMATION:** Notice of this meeting is given under the Federal Advisory Committee Act, 5 U.S.C. App. (Pub. L. 92-463). The NIAC shall provide the President through the Secretary of Homeland Security with advice on the security of the critical infrastructure sectors and their information systems.

The NIAC will meet to discuss issues relevant to the protection of critical infrastructure as directed by the President. At this meeting, the Council will receive and discuss a presentation from the NIAC Regional Resilience Working Group documenting their work to date on the Regional Resilience Study, which includes the role and impact of critical infrastructure on regional resiliency, best regional practices and models, and the contribution of public private partnerships. The presentation will be posted no later than one week prior to the meeting on the Council's public Web page on [www.dhs.gov/NIAC](http://www.dhs.gov/NIAC). The Council will review and discuss the findings of the Working Group. Federal officials will provide further direction to the Council on the scope of the Working Group's study.

The Federal Advisory Committee Act requires that notices of meetings of advisory committees be announced in the **Federal Register** 15 days prior to the meeting date.

This notice of the NIAC meeting is published in the **Federal Register** with less than 15 days notice due to the complexity of the issues within the current study. Due to the complexities, the NIAC Working Group was not able to complete the interim finding of the report within this aggressive time line. Waiting for the full 15 day notice period to conduct the meeting will delay the discussion of the report. In order to not delay the continuation of this important study, this meeting is being announced with less than 15 days notice.

#### Meeting Agenda

- I. Opening of Meeting
- II. Roll Call of Members
- III. Opening Remarks and Introductions
- IV. Approval of July 17, 2012, minutes
- V. NIAC Presentation on Regional Resilience Working Group
- VI. Public Comment: Discussion Limited to Meeting Agenda Items and Previous NIAC Studies
- VII. Closing Remarks

#### Information on Services for Individuals With Disabilities

For information on facilities or services for individuals with disabilities or to request special assistance at the meeting, contact the NIAC Secretariat at (703) 235-2888 as soon as possible.

Dated: October 3, 2012.

**Nancy Wong,**

*Designated Federal Officer for the NIAC.*

[FR Doc. 2012-25176 Filed 10-12-12; 8:45 am]

**BILLING CODE 9110-9P-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R4-ES-2012-N236;  
FXES1113040000EA-123-FF04EF1000]

#### **Endangered and Threatened Wildlife and Plants; Receipt of Application for Incidental Take Permit; Availability of Proposed Low-Effect Habitat Conservation Plan; Primax Properties, LLC, Lake County, FL**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability; request for comment/information.

**SUMMARY:** We, the Fish and Wildlife Service (Service), have received an application from Primax Properties, LLC (applicant), for an incidental take permit (ITP). The applicant requests a 5-year ITP under the Endangered Species Act of 1973, as amended (Act). We request public comment on the permit application (#TE83714A-0) and

accompanying proposed habitat conservation plan (HCP), as well as on our preliminary determination that the plan qualifies as low-effect under the National Environmental Policy Act (NEPA). To make this determination, we used our environmental action statement and low-effect screening form, which are also available for review.

**DATES:** To ensure consideration, please send your written comments by November 14, 2012.

**ADDRESSES:** If you wish to review the application and HCP, you may request documents by email, U.S. mail, or phone (see below). These documents are also available for public inspection by appointment during normal business hours at the office below. Send your comments or requests by any one of the following methods.

*Email:* [northflorida@fws.gov](mailto:northflorida@fws.gov). Use "Attn: Permit number TE83714A-0" as your message subject line.

*Fax:* David L. Hankla, Field Supervisor, (904) 731-3045, Attn.: Permit number TE83714A-0.

*U.S. mail:* David L. Hankla, Field Supervisor, Jacksonville Ecological Services Field Office, Attn: Permit number TE83714A-0, U.S. Fish and Wildlife Service, 7915 Baymeadows Way, Suite 200, Jacksonville, FL 32256.

*In-person drop-off:* You may drop off information during regular business hours at the above office address.

**FOR FURTHER INFORMATION CONTACT:** Erin M. Gawera, telephone: (904) 731-3121; email: [erin\\_gawera@fws.gov](mailto:erin_gawera@fws.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

Section 9 of the Act (16 U.S.C. 1531 et seq.) and our implementing Federal regulations in the Code of Federal Regulations (CFR) at 50 CFR part 17 prohibit the "take" of fish or wildlife species listed as endangered or threatened. Take of listed fish or wildlife is defined under the Act as "to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct" (16 U.S.C. 1532). However, under limited circumstances, we issue permits to authorize incidental take—i.e., take that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity.

Regulations governing incidental take permits for threatened and endangered species are at 50 CFR 17.32 and 17.22, respectively. The Act's take prohibitions do not apply to federally listed plants on private lands unless such take would violate State law. In addition to meeting other criteria, an incidental take permit's proposed actions must not

jeopardize the existence of federally listed fish, wildlife, or plants.

### Applicant's Proposal

The applicant is requesting take of approximately 3.57 ac of occupied sand skink foraging and sheltering habitat incidental to construction of a commercial development, and seeks a 5-year permit. The 3.92-ac project site is located on 21.28-ac parcel #19-22-25-000100005200 within Section 19, Township 22 South, Range 25 East, Lake County, Florida. The applicant proposes to mitigate for the take of the sand skink by the purchase of 7.14 mitigation credits within the Hatchineha Ranch Conservation Bank.

### Our Preliminary Determination

We have determined that the applicant's proposal, including the proposed mitigation and minimization measures, would have minor or negligible effects on the species covered in the HCP. Therefore, we determined that the ITP is a "low-effect" project and qualifies for categorical exclusion under the National Environmental Policy Act (NEPA), as provided by the Department of the Interior Manual (516 DM 2 Appendix 1 and 516 DM 6 Appendix 1). A low-effect HCP is one involving (1) minor or negligible effects on federally listed or candidate species and their habitats, and (2) minor or negligible effects on other environmental values or resources.

### Next Steps

We will evaluate the HCP and comments we receive to determine whether the ITP application meets the requirements of section 10(a) of the Act (16 U.S.C. 1531 et seq.). If we determine that the application meets these requirements, we will issue ITP #TE83714A-0. We will also evaluate whether issuance of the section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. We will use the results of this consultation, in combination with the above findings, in our final analysis to determine whether or not to issue the ITP. If the requirements are met, we will issue the permit to the applicant.

### Public Comments

If you wish to comment on the permit application, HCP, and associated documents, you may submit comments by any one of the methods in **ADDRESSES**.

### Public Availability of Comments

Before including your address, phone number, email address, or other

personal identifying information in your comments, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

### Authority

We provide this notice under Section 10 of the Act and NEPA regulations (40 CFR 1506.6).

Dated: October 5, 2012.

**David L. Hankla,**

*Field Supervisor, Jacksonville Field Office, Southeast Region.*

[FR Doc. 2012-25299 Filed 10-12-12; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Geological Survey

[GX13GG009950000]

### Scientific Earthquake Studies Advisory Committee

**AGENCY:** U.S. Geological Survey.

**ACTION:** Notice of Meeting.

**SUMMARY:** Pursuant to Public Law 106-503, the Scientific Earthquake Studies Advisory Committee (SESAC) will hold its next meeting on the campus of the Colorado School of Mines, Ballroom B, in Golden, Colorado. The Committee is comprised of members from academia, industry, and State government. The Committee shall advise the Director of the U.S. Geological Survey (USGS) on matters relating to the USGS's participation in the National Earthquake Hazards Reduction Program.

The Committee will receive reports on the status of activities of the Program and progress toward Program goals and objectives. The Committee will assess this information and provide guidance on the future undertakings and direction of the Earthquake Hazards Program.

Meetings of the Scientific Earthquake Studies Advisory Committee are open to the public.

**DATES:** October 29, 2012, commencing at 8:30 a.m. and adjourning at Noon on October 30, 2012.

Contact: Dr. William Leith, U.S. Geological Survey, MS 905, 12201 Sunrise Valley Drive, Reston, Virginia 20192, (703) 648-6786, [wleith@usgs.gov](mailto:wleith@usgs.gov).

Dated: October 9, 2012.

**David Newman,**

*Federal Liaison.*

[FR Doc. 2012-25159 Filed 10-12-12; 8:45 am]

**BILLING CODE 4311-AM-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

### Land Acquisitions: Mandan, Hidatsa, and Arikara Nation

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice.

**SUMMARY:** The Assistant Secretary—Indian Affairs made a final agency determination to acquire approximately 468.39 acres of land into trust for the Mandan, Hidatsa, and Arikara Nation (MHA Nation) on October 10, 2012.

**FOR FURTHER INFORMATION CONTACT:** Diane Mann-Klager, Bureau of Indian Affairs, Division of Natural Resources, 115 Fourth Ave Southeast, Suite 400, Aberdeen, South Dakota 57401; phone: (605) 226-7621; email: [diane.mann-klager@bia.gov](mailto:diane.mann-klager@bia.gov).

**SUPPLEMENTARY INFORMATION:** This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 Departmental Manual 8.1 and is published to comply with the requirements of 25 CFR 151.12(b) that notice be given to the public of the Secretary's decision to acquire land into trust at least 30 days prior to signatory acceptance of the land into trust. The purpose of the 30-day waiting period in 25 CFR 151.12(b) is to afford interested parties the opportunity to seek judicial review of final administrative decisions to take land into trust for Indian tribes and individual Indians before transfer of title to the property occurs.

On October 10, 2012, the Assistant Secretary—Indian Affairs decided to accept approximately 468.39 acres of land into trust for the MHA Nation; under the authority of the Indian Reorganization Act of 1934, 25 U.S.C. 465. The parcel is located on the Fort Berthold reservation, in Ward County, North Dakota, and is located in the northeast corner of the Fort Berthold Indian Reservation west of Makoti, North Dakota, in N<sup>1</sup>/<sub>2</sub> of Section 19 and NW<sup>1</sup>/<sub>4</sub> of Section 20 of Township 152 North, Range 87 West, 5th Principal Meridian. The MHA Nation proposes to use the property to construct and operate a new "Clean Fuels Refinery" and grow forage for buffalo.