

new building (emphasis added).” In addition, 7 CFR 1776.14(d), states that “The water well system being funded from the proceeds of the HWWSP loan may not be associated with the construction of a new dwelling.” RUS feels that language in the HWWSP is adequate to preclude the construction of new houses in special flood hazard areas.

RUS has determined that the PEA was prepared and reviewed in accordance with the National Environmental Policy Act, as amended (42 U.S.C. 6941 *et seq.*); the Council on Environmental Quality Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act (40 CFR part 1500); and 7 CFR 1794, RUS’ Environmental Policies and Procedures and that the HWWSP will not have a significant impact on the human environment and for which an Environmental Impact Statement will not be prepared.

The mitigation measures identified in the PEA will be incorporated in executed grant agreements. The mitigation measures are as follows:

1. Floodplains

The grant recipient will complete FEMA Form 81-93, Standard Flood Hazard Determination Form for all loans. If a household is located in a special flood hazard area (Code A and V), the revolving loan fund recipient must have flood insurance and the grantee shall obtain flood insurance certifications as part of the revolving loan fund closing process.

2. Water Quality Issues

HWWSP funded projects will be built by contractors that are appropriately licensed to do the work in the State where the project is located. Water withdrawal permits will be obtained as required by the appropriate State or local regulatory agency.

3. Coastal Resources

The grant recipient will obtain written approval from the U.S. Fish and Wildlife Service before approving any proposed loans located in Coastal Barrier Resources System units.

Gary J. Morgan,

Assistant Administrator, Water and Environmental Programs, Rural Utilities Service.

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DEPARTMENT OF COMMERCE

Bureau of Industry and Security

[Docket No. 041103305-4305-01]

National Defense Stockpile Market Impact Committee Request for Public Comments on the Potential Market Impact of Proposed Stockpile Disposals in FY 2005 and FY 2006

AGENCY: Bureau of Industry and Security, Department of Commerce.

ACTION: Notice of inquiry.

SUMMARY: The purpose of this notice is to advise the public that the National Defense Stockpile Market Impact Committee (co-chaired by the Departments of Commerce and State) is seeking public comments on the potential market impact of proposed changes in the disposal levels of excess materials under the Fiscal Year 2005 Annual Materials Plan and proposed disposal levels under the Fiscal Year 2006 Annual Materials Plan. Comments received in response to this notice will be taken into consideration by the National Defense Stockpile Market Impact Committee when it meets to discuss recommendations to the National Defense Stockpile Manager regarding the disposition of materials in the National Defense Stockpile.

DATES: Comments must be received by December 17, 2004.

ADDRESSES: Written comments should be sent to William J. Denk, Co-chair, Stockpile Market Impact Committee, Office of Strategic Industries and Economic Security, Room 3876, Bureau of Industry and Security, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; fax: (202) 482-5650; e-mail: wdenk@bis.doc.gov.

FOR FURTHER INFORMATION CONTACT: Contact either Eddy Aparicio, Office of Strategic Industries and Economic Security, Bureau of Industry and Security, U.S. Department of Commerce, telephone: (202) 482-8234; e-mail: eaparici@bis.doc.gov; or E. James Steele, Co-chair, Stockpile Market Impact Committee, Office of Bilateral Trade Affairs, Bureau of Economic and Business Affairs, U.S. Department of State, fax: (202) 647-8758; e-mail: steeleej2@state.gov.

SUPPLEMENTARY INFORMATION: Under the authority of the Strategic and Critical Materials Stock Piling Act of 1979, as amended, (50 U.S.C. 98 *et seq.*), the Department of Defense (“DOD”), as National Defense Stockpile Manager, maintains a stockpile of strategic and critical materials to supply the military,

industrial, and essential civilian needs of the United States for national defense. Section 3314 of the Fiscal Year (“FY”) 1993 National Defense Authorization Act (“NDAA”) (50 U.S.C. 98h-1) formally established a Market Impact Committee (“the Committee”) to “advise the National Defense Stockpile Manager on the projected domestic and foreign economic effects of all acquisitions and disposals of materials from the stockpile * * *.” The Committee must also balance market impact concerns with the statutory requirement to protect the Government against avoidable loss.

The Committee is comprised of representatives from the Departments of Commerce, State, Agriculture, Defense, Energy, Interior, Treasury, and Homeland Security, and is co-chaired by the Departments of Commerce and State. The FY 1993 NDAA directs the Committee to “consult from time to time with representatives of producers, processors and consumers of the types of materials stored in the stockpile.”

In Attachment 1, the Defense National Stockpile Center (DNSC) lists the current quantities in the stockpile inventory, the previously approved FY 2005 AMP quantities for five materials, and the proposed revisions to the FY 2005 AMP for five materials. In Attachment 2, the proposed quantities for the FY 2006 AMP are enumerated. The Committee is seeking public comments on the potential market impact of the sale of these materials.

The quantities listed in Attachments 1 and 2 are not disposal or sale target quantities. They are only a statement of the proposed maximum disposal quantity of each listed material that may be sold in a particular fiscal year by the DNSC. The quantity of each material that will actually be offered for sale will depend on the market for the material at the time of the offering as well as on the quantity of each material approved for disposal by Congress.

The Committee requests that interested parties provide written comments, supporting data and documentation, and any other relevant information on the potential market impact of the sale of these commodities. Although comments in response to this Notice must be received by December 17, 2004 to ensure full consideration by the Committee, interested parties are encouraged to submit comments and supporting information at any time thereafter to keep the Committee informed as to the market impact of the sale of these commodities. Public comments are an important element of the Committee’s market impact review process.

Public comments received will be made available at the Department of Commerce for public inspection and copying. Anyone submitting business confidential information should clearly identify the business confidential portion of the submission and also provide a non-confidential submission that can be placed in the public record. The Committee will seek to protect such

information to the extent permitted by law.

The records related to this Notice will be made accessible in accordance with the regulations published in part 4 of title 15 of the Code of Federal Regulations (15 CFR 4.1, *et seq.*). Specifically, the Bureau of Industry and Security's Freedom of Information Act (FOIA) reading room is located on its Web site found at <http://www.bis.doc.gov/foia/default.htm>.

Copies of the public comments received will be maintained on the Web site. If requesters cannot access the Web site, they may call (202) 482-2165 for assistance.

Dated: November 12, 2004.

Peter Lichtenbaum,
Assistant Secretary for Export Administration.

Attachment 1

PROPOSED REVISIONS TO FY 2005 ANNUAL MATERIALS PLAN

Material	Unit	Current FY 2005 (quantity)	Previously approved FY 2005 (quantity)	Proposed revised FY 2005 (quantity)
Aluminum Oxide, Abrasive	ST	6,000	.....	.....
Bauxite, Metallurgical Jamaican	LDT	0	³ 2,000,000	.....
Bauxite, Metallurgical Surinam	LDT	0	.....	³ 400,000
Bauxite, Refractory	LCT	¹ 43,000	.....	.....
Beryl Ore	ST	¹ 4,000	.....	.....
Beryllium Metal	ST	40	.....	.....
Beryllium Copper Master Alloy	ST	¹ 1,200	.....	.....
Cadmium	LB	¹ 0	.....	.....
Celestite	SDT	6,000	.....	.....
Chromite, Chemical	SDT	² 100,000	.....	.....
Chromite, Refractory	SDT	² 100,000	.....	.....
Chromium, Ferro	ST	110,000	.....	.....
Chromium, Metal	ST	500	.....	.....
Cobalt	LB Co	6,000,000	.....	.....
Columbium Concentrates	LB Cb	² 560,000	.....	.....
Columbium Metal Ingots	LB Cb	² 20,000	.....	.....
Diamond Stone	ct	² 400,000	.....	¹ 2520,000
Fluorspar, Acid Grade	SDT	12,000	.....	.....
Fluorspar, Metallurgical Grade	SDT	60,000	.....	.....
Germanium	Kg	² 8,000	.....	.....
Graphite	ST	0	.....	¹ 60
Iodine	LB	1,000,000	.....	.....
Jewel Bearings	PC	¹ 82,051,558	.....	.....
Kyanite	SDT	0	.....	.....
Lead	ST	¹ 60,000	.....	.....
Manganese, Battery Grade, Natural	SDT	30,000	.....	.....
Manganese, Battery Grade, Synthetic	SDT	¹ 3,011	.....	.....
Manganese, Chemical Grade	SDT	¹ 40,000	.....	.....
Manganese, Ferro	ST	50,000	² 100,000	.....
Manganese, Metal, Electrolytic	ST	¹ 2,000	.....	.....
Manganese, Metallurgical Grade	SDT	250,000	³ 500,000	.....
Mica, All	LB	¹ 1,000,000	.....	.....
Palladium	Tr Oz	² 100,000	.....	.....
Platinum	Tr Oz	² 25,000	.....	.....
Platinum—Iridium	Tr Oz	6,000	.....	.....
Quartz Crystals	Lb	¹ 25,000	.....	.....
Quinidine	OZ	0	.....	⁴ 21,000
Sebacic Acid	LB	¹ 600,000	.....	.....
Talc	ST	¹ 1,000	.....	.....
Tantalum Carbide Powder	LB Ta	² 4,000	.....	.....
Tantalum Metal Ingots	LB Ta	¹ 40,000	.....	.....
Tantalum Metal Powder	LB Ta	² 40,000	.....	.....
Tantalum Minerals	LB Ta	² 500,000	.....	.....
Tantalum Oxide	LB Ta	² 20,000	.....	.....
Thorium	LB	7,100,000	.....	.....
Tin	MT	12,000	.....	.....
Titanium Sponge	ST	¹ 7,000	.....	.....
Tungsten Ferro	LB W	² 300,000	.....	.....
Tungsten Metal Powder	LB W	² 300,000	.....	.....
Tungsten Ores & Concentrates	LB W	² 4,000,000	² 5,000,000	.....
VTE, Chestnut	LT	¹ 250	.....	¹ 500
VTE, Quebracho	LT	20,000	6,000	.....
VTE, Wattle	LT	¹ 6,500	.....	.....
Zinc	ST	50,000	.....	.....

¹ Actual quantity will be limited to remaining inventory.

² Actual quantity will be limited to remaining sales authority. Additional sales authority is pending with Congress.

³ Represents inventory sold by DNSC, but not yet shipped.

⁴ Proposed for disposal by DNSC.

Attachment 2

PROPOSED FY 2006 ANNUAL MATERIALS PLAN

Material	Unit	FY2006 (quantity)
Aluminum Oxide, Abrasive	ST	¹ 6,000
Bauxite, Metallurgical Jamaican	LDT	³ 2,000,000
Bauxite, Metallurgical Surinam	LDT	³ 400,000
Bauxite, Refractory	LCT	³ 43,000
Beryl Ore	ST	³ 4,000
Beryllium Metal Vacuum Cast	ST	³ 40
Beryllium Copper Master Alloy	ST	³ 1,200
Celestite	SDT	6,000
Chromite, Chemical	SDT	³ 100,000
Chromite, Refractory	SDT	³ 100,000
Chromium, Ferro	ST	110,000
Chromium, Metal	ST	500
Cobalt	LB Co	¹ 6,000,000
Columbium Concentrates	LB Cb	² 560,000
Columbium Metal Ingots	LB Cb	² 20,000
Diamond Stone	ct ^{1 2}	520,000
Fluorspar, Acid Grade	SDT	¹ 12,000
Fluorspar, Metallurgical Grade	SDT	¹ 60,000
Germanium	Kg	8,000
Graphite	ST	¹ 60
Iodine	LB	1,000,000
Jewel Bearings	PC	¹ 82,051,558
Lead	ST	¹ 60,000
Manganese, Battery Grade, Natural	SDT	¹ 30,000
Manganese, Battery Grade, Synthetic	SDT	¹ 3,011
Manganese, Chemical Grade	SDT	¹ 40,000
Manganese, Ferro	ST	² 100,000
Manganese, Metal, Electrolytic	ST	³ 2,000
Manganese, Metallurgical Grade	SDT	500,000
Mica, All	LB	¹ 1,000,000
Palladium	Tr Oz	¹ 100,000
Platinum	Tr Oz	¹ 25,000
Platinum—Iridium	Tr Oz	6,000
Quartz crystals	Lb	³ 25,000
Quinidine	OZ	⁴ 21,000
Talc	ST	¹ 1,000
Tantalum Carbide Powder	LB Ta	² 4,000
Tantalum Metal Ingots	LB Ta	¹ 40,000
Tantalum Metal Powder	LB Ta	¹ 40,000
Tantalum Minerals	LB Ta	² 500,000
Tantalum Oxide	LB Ta	² 20,000
Thorium	LB	7,100,000
Tin	MT	12,000
Titanium Sponge	ST	7,000
Tungsten Ferro	LB W	² 300,000
Tungsten Metal Powder	LB W	² 300,000
Tungsten Ores & Concentrates	LB W	² 5,000,000
VTE, Chestnut	LT	¹ 500
VTE, Quebracho	LT	6,000
VTE, Wattle	LT	¹ 6,500
Zinc	ST	50,000

¹ Actual quantity will be limited to remaining inventory.

² Actual quantity will be limited to remaining sales authority. Additional sales authority is pending with Congress.

³ Represents inventory sold, but not yet shipped.

⁴ Proposed for disposal by DNSC.