

7; Port Huron, October 14; Marine City, October 18; Algonac, October 18; and Sault St. Marie, October 28. No port in this cluster is designated as the "model port."

#### Previous NCAP Notices Not Concerning Deployment Schedules

On Monday, March 21, 2005, a General Notice was published in the **Federal Register** (70 FR 13514) announcing a modification to the NCAP test to clarify that all relevant data elements are required to be submitted in the automated truck manifest submission. That notice did not announce any change to the deployment schedule and is not affected by publication of this notice. All requirements and aspects of the test, as set forth in the September 13, 2004 notice, as modified by the March 21, 2005 notice, continue to be applicable.

Dated: October 6, 2005.

**Jayson P. Ahern,**

*Assistant Commissioner, Office of Field Operations.*

[FR Doc. 05-20579 Filed 10-13-05; 8:45 am]

BILLING CODE 9110-06-P

## DEPARTMENT OF HOMELAND SECURITY

### Transportation Security Administration

#### Intent To Request Renewal From OMB of One Current Public Collection of Information: Application for Participation in Biometric Device Performance Qualification Testing Program

**AGENCY:** Transportation Security Administration (TSA), DHS.

**ACTION:** Notice.

**SUMMARY:** TSA invites public comment on one currently approved information collection requirement abstracted below that we will submit to the Office of Management and Budget (OMB) for renewal in compliance with the Paperwork Reduction Act.

**DATES:** Send your comments by December 12, 2005.

**ADDRESSES:** Comments may be mailed or delivered to Katrina Wawer, Information Collection Specialist, Office of Transportation Security Policy, TSA-9, Transportation Security Administration, 601 South 12th Street, Arlington, VA 22202-4220.

**FOR FURTHER INFORMATION CONTACT:** Katrina Wawer at the above address or by telephone (571) 227-1995 or facsimile (571) 227-2594.

**SUPPLEMENTARY INFORMATION:**

#### Comments Invited

In accordance with the Paperwork Reduction Act of 1995, (44 U.S.C. 3501 *et seq.*), an agency may not conduct or sponsor, and a person is not required to respond to a collection of information, unless it displays a valid OMB control number. Therefore, in preparation for OMB review and approval of the following information collection, TSA is soliciting comments to—

(1) Evaluate whether the proposed information requirement is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility;

(2) Evaluate the accuracy of the Agency's estimate of the burden;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including using appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

#### Information Collection Requirement

*1652-0031; Application for Participation in Biometric Device Performance Qualification Testing Program.* Section 4011, Provision for the Use of Biometric and Other Technology, in Title IV—Transportation Security, of the Intelligence Reform and Terrorism Prevention Act of 2004 (Pub. L. 108-458, 118 Stat. 3638, 3712, Dec. 17, 2004) directs TSA to issue guidance for use of biometric technology in airport access control systems, including a list of qualified biometric devices and vendors, also known as a Qualified Products List (QPL).

In compliance, TSA has developed a process that examines the fitness of biometric technology for application to airport access control systems. The first step of the process will be for a manufacturer or vendor of a biometric device seeking TSA's evaluation of the device for placement on TSA's QPL to complete an application form, as well as to submit electronically via the Web a manufacturer's data package. The application form will be widely available to the public through TSA's Web address at <http://www.tsa.gov/public>. Go to the "Business Opportunities" link, then the "Current Opportunities" link.

As this specific qualification process is new, no historical data on the information collection burden exists. However, TSA estimates that the annual recordkeeping and reporting burden from the qualification process will be

800 hours, based on 100 responses (all collected electronically) at a rate of 8 hours per response. TSA will use the information collected to evaluate a biometric device's readiness for qualification performance testing, which supports TSA's obligation to produce a biometric QPL.

TSA published a notice in the **Federal Register** requesting emergency clearance of this collection from OMB on February 16, 2005 (70 FR 7956). OMB subsequently issued its approval of this collection on September 17, 2005, and assigned it OMB No. 1652-0031, with an expiration date of December 31, 2005.

Issued in Arlington, Virginia, on October 7, 2005.

**Lisa S. Dean,**

*Privacy Officer.*

[FR Doc. 05-20578 Filed 10-13-05; 8:45 am]

BILLING CODE 4910-62-P

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4980-N-41]

### Federal Property Suitable as Facilities To Assist the Homeless

**AGENCY:** Office of the Assistant Secretary for Community Planning and Development, HUD.

**ACTION:** Notice.

**SUMMARY:** This Notice identifies unutilized, underutilized, excess, and surplus Federal property reviewed by HUD for suitability for possible use to assist the homeless.

**FOR FURTHER INFORMATION CONTACT:** Kathy Ezzell, room 7266, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC 20410; telephone (202) 708-1234; TTY number for the hearing- and speech-impaired (202) 708-2565 (these telephone numbers are not toll-free), or call the toll-free Title V information line at 1-800-927-7588.

**SUPPLEMENTARY INFORMATION:** In accordance with 24 CFR part 581 and section 501 of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11411), as amended, HUD is publishing this Notice to identify Federal buildings and other real property that HUD has reviewed for suitability for use to assist the homeless. The properties were reviewed using information provided to HUD by Federal landholding agencies regarding unutilized and underutilized buildings and real property controlled by such agencies or by GSA regarding its inventory of excess or surplus Federal property. This Notice is also

published in order to comply with the December 12, 1988 Court Order in *National Coalition for the Homeless v. Veterans Administration*, No. 88-2503-OG (D.D.C.).

Properties reviewed are listed in this Notice according to the following categories: Suitable/available, suitable/unavailable, suitable/to be excess, and unsuitable. The properties listed in the three suitable categories have been reviewed by the landholding agencies, and each agency has transmitted to HUD: (1) Its intention to make the property available for use to assist the homeless, (2) its intention to declare the property excess to the agency's needs, or (3) a statement of the reasons that the property cannot be declared excess or made available for use as facilities to assist the homeless.

Properties listed as suitable/available will be available exclusively for homeless use for a period of 60 days from the date of this Notice. Where property is described as for "off-site use only" recipients of the property will be required to relocate the building to their own site at their own expense. Homeless assistance providers interested in any such property should send a written expression of interest to HHS, addressed to John Hicks, Division of Property Management, Program Support Center, HHS, room 5b-17, 5600 Fishers Lane, Rockville, MD 20857; (301) 443-2265. (This is not a toll-free number.) HHS will mail to the interested provider an application packet, which will include instructions for completing the application. In order to maximize the opportunity to utilize a suitable property, providers should submit their written expressions of interest as soon as possible. For complete details concerning the processing of applications, the reader is encouraged to refer to the interim rule governing this program, 24 CFR part 581.

For properties listed a suitable/to be excess, that property may, if subsequently accepted as excess by GSA, be made available for use by the homeless in accordance with applicable law, subject to screening for other Federal use. At the appropriate time, HUD will publish the property in a Notice showing it as either suitable/available or suitable/unavailable.

For properties listed as suitable/unavailable, the landholding agency has decided that the property cannot be declared excess or made available for use to assist the homeless, and the property will not be available.

Properties listed as unsuitable will not be made available for any other purpose for 20 days from the date of this

Notice. Homeless assistance providers interested in a review by HUD of the determination of unsuitability should call the toll free information line at 1-800-927-7588 for detailed instructions or write a letter to Mark Johnston at the address listed at the beginning of this Notice. Included in the request for review should be the property address (including zip code), the date of publication in the **Federal Register**, the landholding agency, and the property number.

For more information regarding particular properties identified in this Notice (*i.e.*, acreage, floor plan, existing sanitary facilities, exact street address), providers should contact the appropriate landholding agencies at the following addresses: GSA: Mr. John Kelly, Acting Deputy Assistant Commissioner, General Services Administration, Office of Property Disposal, 18th and F Streets, NW., Washington, DC 20405; (202) 501-0084; INTERIOR: Ms. Linda Tribby, Acquisition & Property Management, Department of the Interior, 1849 C Street, NW., MS5512, Washington, DC 20240; (202) 219-0728; NAVY: Mr. Warren Meekins, Department of the Navy, Real Estate Services, Naval Facilities Engineering Command, Washington Navy Yard, 1322 Patterson Ave., SE., Suite 1000, Washington, DC 20374-5065; (202) 685-9305; (These are not toll-free numbers).

Dated: October 6, 2005.

**Mark R. Johnston,**

*Office of Special Needs Assistance Programs.*

**Title V, Federal Surplus Property Program Federal Register Report for 10/14/2005**

**Suitable/Available Properties**

*Buildings (by State)*

Kansas

BG William Menninger  
Army Reserve Center  
2101 Washington Street  
Helena Co: Shawnee KS 66607-  
Landholding Agency: GSA  
Property Number: 54200540001  
Status: Surplus  
Comment: 46,870 sq. ft. main bldg., 4 storage  
bldgs., 5121 sq. ft. vehicle maintenance  
bldg., easement restrictions  
GSA Number: 7-D-KS-0522

Maryland

F. Boy Scouts Shed  
Tract 403-48  
Boonsboro Co: Washington MD  
Landholding Agency: Interior  
Property Number: 61200540008  
Status: Excess  
Comment: 378 sq. ft., needs rehab, off-site  
use only

Former Sera House  
Tract 405-66

Middletown Co: Frederick MD 21769-  
Landholding Agency: Interior  
Property Number: 61200540009  
Status: Excess  
Comment: 1480 sq. ft. residence, needs rehab,  
off-site use only

Former Sera Shed  
Tract 405-66

Middletown Co: Frederick MD 21769-  
Landholding Agency: Interior  
Property Number: 61200540010  
Status: Excess  
Comment: 80 sq. ft., needs rehab, off-site use  
only

New Jersey

Former Mussina House  
Tract 307-21  
Wantage Co: Sussex NJ  
Landholding Agency: Interior  
Property Number: 61200540005  
Status: Excess  
Comment: 1747 sq. ft. residence, needs rehab,  
off-site use only

Former Mussina Garage  
Tract 307-21

Wantage Co: Sussex NJ  
Landholding Agency: Interior  
Property Number: 61200540006  
Status: Excess  
Comment: 730 sq. ft., needs rehab, off-site  
use only

Former Mussina Shed  
Tract 307-21

Wantage Co: Sussex NJ  
Landholding Agency: Interior  
Property Number: 61200540007  
Status: Excess  
Comment: 480 sq. ft., needs rehab, off-site  
use only

New Mexico

Federal Building  
517 Gold Avenue, SW  
Albuquerque Co: Bernalillo NM 87102-  
Landholding Agency: GSA  
Property Number: 54200540005  
Status: Excess  
Comment: 273,027 sq. ft., 8 floors +  
basement, top two floors structurally  
unsafe to occupy, 3 additional floors do not  
meet local code requirements for  
occupancy, presence of asbestos/lead paint  
GSA Number: 7-G-NM-0588

New York

F. Baron-Sousa House  
Tract 284-43  
Warwick Co: Orange NY  
Landholding Agency: Interior  
Property Number: 61200540002  
Status: Excess  
Comment: 1122 sq. ft. residence, needs rehab,  
presence of asbestos, off-site use only

Former Fernau House  
Tract 284-45

Warwick Co: Orange NY  
Landholding Agency: Interior  
Property Number: 61200540003  
Status: Excess  
Comment: 2963 sq. ft. residence, needs rehab,  
presence of asbestos, off-site use only

Former Fernau Garage

Tract 284-45  
Warwick Co: Orange NY  
Landholding Agency: Interior

Property Number: 61200540004  
 Status: Excess  
 Comment: 840 sq. ft., needs rehab, off-site use only

## Oklahoma

## Maintenance Site

## Route 1

Tupelo Co: Coal OK 74572–  
 Landholding Agency: GSA  
 Property Number: 54200540003

Status: Excess

Comment: 5046 sq. ft. office, 2000 sq. ft. garage, 336 sq. ft. storage, easement restrictions

GSA Number: 7–B–OK–0571

## Vermont

## Former Border Station

## 70 Main Street

Newport Co: VT 05857–

Landholding Agency: GSA

Property Number: 54200540004

Status: Excess

Comment: 5015 sq. ft., most recent use—  
 office, possible asbestos/lead paint

GSA Number: 1–F–VT–439

**Unsuitable Properties***Buildings (by State)*

## California

Bldg. 1781

## Marine Corps Base

Camp Pendleton Co: CA 92055–

Landholding Agency: Navy

Property Number: 77200540001

Status: Excess

Reasons: Secured Area Extensive  
 deterioration

Bldgs. 76, 477, 720

## Naval Air Station

Lemoore Co: CA 93246–

Landholding Agency: Navy

Property Number: 77200540002

Status: Unutilized

Reason: Extensive deterioration

Bldgs. 398, 399, 404

## Naval Base Point Loma

San Diego Co: CA

Landholding Agency: Navy

Property Number: 77200540003

Status: Unutilized

Reason: Extensive deterioration

Bldgs. 388, 389, 390, 391

## Naval Base Point Loma

San Diego Co: CA

Landholding Agency: Navy

Property Number: 77200540004

Status: Unutilized

Reason: Extensive deterioration

## Illinois

Bldg. 2C

## Naval Station

Great Lakes Co: IL 60088–2900

Landholding Agency: Navy

Property Number: 77200540005

Status: Excess

Reason: Secured Area

## Michigan

Nat'l Biological Control Lab

2534 S. 11th Street

Niles Co: MI 49120–

Landholding Agency: GSA

Property Number: 54200540002

Status: Excess

Reason: Within 2000 ft. of flammable or  
 explosive material

GSA Number: 1–A–MI–824

## New Jersey

Facility No. 2

Naval Weapons Station

Cape May Co: NJ

Landholding Agency: Navy

Property Number: 77200540006

Status: Excess

Reason: Extensive deterioration

## North Carolina

Bldg. 216

Tract 42–101

Blowing Rock Co: Watauga NC 28605–

Landholding Agency: Interior

Property Number: 61200540001

Status: Unutilized

Reason: Extensive deterioration

## Texas

Bldg. 1732

## Naval Air Station

Corpus Christi Co: Neuces TX

Landholding Agency: Navy

Property Number: 77200540007

Status: Excess

Reasons: Secured Area Extensive  
 deterioration

[FR Doc. 05–20450 Filed 10–13–05; 8:45 am]

**BILLING CODE 4210–29–M****DEPARTMENT OF THE INTERIOR****Bureau of Indian Affairs**

**Reconsidered Final Determination To  
 Decline To Acknowledge the Eastern  
 Pequot Indians of Connecticut and the  
 Paucatuck Eastern Pequot Indians of  
 Connecticut**

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the Associate Deputy Secretary (ADS) has determined that the Eastern Pequot Indians of Connecticut and the Paucatuck Eastern Pequot Indians of Connecticut do not satisfy all seven criteria for acknowledgment as an Indian tribe in 25 CFR 83.7. This Reconsidered Final Determination (RFD) is final and effective upon the date of publication of this notice, pursuant to 25 CFR 83.11(h)(3).

**EFFECTIVE DATE:** The procedures defined by this notice are effective on October 14, 2005.

**FOR FURTHER INFORMATION CONTACT:** R. Lee Fleming, Director, Office of Federal Acknowledgment, MS: 34B–SIB, 1951 Constitution Avenue, NW., Washington, DC 20240, phone (202) 513–7650.

**SUPPLEMENTARY INFORMATION:** This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Associate Deputy Secretary by Secretarial Order 3259, February 8, 2005, as amended on August 11, 2005.

This notice is based on a determination that the Eastern Pequot Indians of Connecticut (EP) and the Paucatuck Eastern Pequot Indians of Connecticut (PEP) do not satisfy all seven mandatory criteria for acknowledgment in 25 CFR 83.7.

A notice of the proposed finding to acknowledge the EP was published in the **Federal Register** on March 31, 2000, together with a notice of the proposed finding to acknowledge the PEP (65 FR 17294–17304). The original 180-day comment period on these proposed findings was extended twice at the request of the State of Connecticut (State). The actual closing of the comment period, August 2, 2001, was established as part of a scheduling order entered by the Federal District Court for Connecticut in *Connecticut v. Dept. of the Interior*, (No. 3:01–CV–88–AVC) (D. Conn. 2001).

The Department published final determinations (FDs) to acknowledge the two petitioners, EP and PEP, as one group, known as the Historical Eastern Pequot Tribe, in the **Federal Register** on July 1, 2002 (67 FR 44234).

On September 24, 2002, a group known as the “Wiquapaug Eastern Pequot Tribe” (WEP) filed a request for reconsideration of the FDs with the Interior Board of Indian Appeals (IBIA), and on September 26, 2002, the State and the Towns of Ledyard, North Stonington, and Preston, Connecticut (Towns) also filed requests for reconsideration of the FDs with the IBIA under the provision of 25 CFR 83.11.

On May 12, 2005, the IBIA vacated and remanded the FDs for reconsideration pursuant to 25 CFR 83.11(d)(2) and (e)(10). The IBIA ruled that the FDs incorrectly relied on “the State’s continuous relationship and implicit recognition of the Eastern Pequot as a political entity as ‘additional evidence’ in support of demonstrating criteria 83.7(b) and 83.7(c) when the other evidence for a particular time period was insufficient” (41 IBIA 17). The IBIA concluded: “that the State and Towns have satisfied their burden of proof to show that a substantial portion of the evidence relied upon in the Assistant Secretary’s determination was unreliable or of little probative value” (41 IBIA 23).

The IBIA decision identified items and issues to be addressed on reconsideration. In the first three issues