

*Number of Respondents:* 710.

*Annual Responses:* 710.

*Annual Burden Hours:* 71.

*Reporting Frequency:* On Occasion.

*Needs and Uses:* This information collection concerns the Defense Federal Acquisition Regulation Supplement (DFARS) solicitation provision at 252.232–7015, Performance-Based Payments—Representation. This provision is prescribed at DFARS 232.1005–70(b) for use in solicitations where the resulting contract may include performance-based payments. This representation is included in the annual representations and certifications in the System for Award Management. Paragraph (b) of the provision requires the offeror to check a box indicating whether the offeror's financial statements are in compliance with Generally Accepted Accounting Principles. DoD will use this information to decide whether the offeror is eligible for performance-based payments. The burden has increased due to the use of current labor rates and current data from the Federal Procurement Data System.

Comments and recommendations on the proposed information collection should be sent to Ms. Susan Minson, DoD Desk Officer, at [Oira\\_submission@omb.eop.gov](mailto:Oira_submission@omb.eop.gov). Please identify the proposed information collection by DoD Desk Officer and the Docket ID number and title of the information collection.

You may also submit comments, identified by docket number and title, by the following method: Federal eRulemaking Portal: <https://www.regulations.gov>. Follow the instructions for submitting comments.

*DoD Clearance Officer:* Ms. Angela Duncan. Requests for copies of the information collection proposal should be sent to Ms. Duncan at [whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil](mailto:whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil).

**Jennifer D. Johnson,**

*Editor/Publisher, Defense Acquisition Regulations System.*

[FR Doc. 2023–03905 Filed 2–24–23; 8:45 am]

**BILLING CODE 5001–06–P**

## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### **Intent To Prepare a Draft Environmental Impact Statement (DEIS) for the Installation of a Terminal Groin Structure Along the Inlet Shoulder of the New River Inlet and the Placement of the Dredge Material for the Fillet Along Approximately 2,000 Linear Feet of Ocean Shoreline of North Topsail Beach in Onslow County, NC**

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

**ACTION:** Notice of intent.

**SUMMARY:** The U.S. Army Corps of Engineers (USACE), Wilmington District, Wilmington Regulatory Field Office has received a request for Department of the Army (DA) authorization, pursuant to Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbor Act, from the Town of North Topsail Beach to construct a terminal groin and its associated oceanfront fillet placement along approximately 2,000 linear feet of oceanfront shoreline. Additionally, the installation of the terminal groin will be conjunction with the existing May 27, 2011, DA authorization that permitted the Town to relocate the New River Inlet ebb tide channel, conduct maintenance events within the channel, and perform a phased beach nourishment along approximately 11 miles of oceanfront shoreline. The DA authorization for the maintenance operation expires on December 31, 2041. The main purpose of adding the terminal groin is to provide additional shoreline protection of the Town's infrastructure, specifically along the northeastern end of island.

**DATES:** No comments are requested, so there are no dates applicable to this Notice of Intent.

**ADDRESSES:** Questions regarding this notice may be submitted to: U.S. Army Corps of Engineers, Wilmington District, Regulatory Division. ATTN: File Number: SAW–2016–02091, 69 Darlington Avenue, Wilmington, NC 28403 or [mickey.t.sugg@usace.army.mil](mailto:mickey.t.sugg@usace.army.mil).

#### **FOR FURTHER INFORMATION CONTACT:**

Questions about the proposed action and Draft EIS can be directed to Mr. Mickey Sugg, Chief, Wilmington Regulatory Field Office, at telephone (910) 251–4811; email [mickey.t.sugg@usace.army.mil](mailto:mickey.t.sugg@usace.army.mil); or regular mail at (see **ADDRESSES**).

#### **SUPPLEMENTARY INFORMATION:**

1. *Proposed Action.* On May 27, 2011, the USACE granted DA authorization to

the Town of North Topsail Beach to implement a shoreline protection project, which encompassed the relocation of the New River Inlet ebb tide channel and nourishment of approximately 11 miles of the Town's oceanfront shoreline. This authorization also allowed the Town to conduct channel maintenance dredging to maintain the ebb tide channel within a pre-determined location to improve shoreline protection along the eastern end of the island. The initial construction of the channel relocation was completed in January 2013, but no subsequent maintenance dredging has taken place. Upon the completion of the channel relocation, the Town re-evaluated the post-construction conditions and the project's performance and is currently seeking to supplement the existing inlet management project with the installation of a terminal groin to enhance the oceanfront protection along the most western end of the island.

The proposed plans for a terminal groin consist of constructing the structure along the eastern shoulder of the New River Inlet and building the groin's fillet (or oceanfront shoreline) with material dredged during an inlet channel maintenance event. The terminal groin would consist of a 2,021-ft-long sheet pile and rubble-mound structure with several distinct components, including a 345-ft-long sheet pile anchor section extending landward of the primary dune, an 894-ft-long sheet pile upland section extending seaward from the primary dune across the inlet/oceanfront dry beach, and a 782-ft-long rubble mound in-water section extending seaward of the MHW line. The anchor and upland sheet pile groin sections would have maximum crest elevations of +5 feet NAVD that are slightly lower than the natural beach berm elevation of +6 ft NAVD. The in-water rubble-mound section, consisting of 4- to 6-ft-diameter granite armor stone, would have a crest elevation of +5 feet NAVD, a crest width of 5 feet, and a base width of ~40 feet. Conventional land-based heavy equipment would be used to construct both the onshore and in-water groin sections. Construction of the onshore (anchor and upland) sections would involve excavating the groin footprint, installing sheet pile and armor stone scour aprons to design specifications, covering the completed structure with the original excavated material, and grading the work area to reestablish pre-construction beach profiles. Depending on the position of the shoreline, construction of the in-water groin

section may require work from a temporary trestle, or an embankment, built out from the shoreline using existing beach material. It is anticipated that all of the stone for groin construction would be hauled in by trucks from the quarry site. Once the structure is in place, beach fill material would be placed southward of the terminal groin to construct the north end beach fill and groin fillet. The groin fillet would consist of a tapered fill section extending 2,000 feet southwest from the groin along the seaward margin of the +6-ft berm. Initial construction of the fillet and a projected four-year maintenance nourishment event would require ~310,000 cy of beach fill. Based on a four-year nourishment cycle, an estimated volume of ~2.35 million cubic yards of beach fill would be required over a total 30-year period.

2. *Scoping Process.* A local Public Notice was issued on March 15, 2021, announcing an initial scoping meeting (a Facebook Live event) and included a 30-day commenting period that ended on April 14, 2021. The scoping meeting was held on March 25, 2021, and all received comments were evaluated and considered in the preparation of the Draft EIS.

Additionally, the USACE will reinstate consultation with the U.S. Fish and Wildlife Service under the Endangered Species Act and the Fish and Wildlife Coordination Act; with the National Marine Fisheries Service under the Magnuson-Stevens Fishery Conservation and Management Act and the Endangered Species Act; and with the North Carolina State Historic Preservation Office under the National Historic Preservation Act. Additionally, the USACE will coordinate the proposed project with the North Carolina Division of Water Quality (NCDWQ) to assess the potential water quality impacts pursuant to Section 401 of the Clean Water Act, and with the North Carolina Division of Coastal Management (NCDQM) to determine the projects consistency with the Coastal Zone Management Act. The USACE will closely work with NCDQM and NCDWQ in the development of the EIS to ensure the process complies with all State Environmental Policy Act (SEPA) requirements. It is the intention of both the USACE and the State of North Carolina to consolidate the NEPA and any required SEPA processes thereby eliminating duplication.

3. *Alternatives.* Several alternatives, including various borrow areas, are being considered for the proposed project. The following alternatives have determined to be reasonable options for the Town's proposal and each will be

evaluated in the EIS: (1) No Action (Continuation of existing USACE-authorized Beach and Inlet Management), (2) Abandon and Retreat (No use of existing USACE-authorized Beach and Inlet Management and/or other USACE permitting actions), (3) Beach Nourishment Only, (4) Beach Nourishment and Terminal Groin (No use of existing USACE-authorized Beach and Inlet Management), and (5) Beach Nourishment, Terminal Groin, and Use of existing USACE-authorized Inlet Management.

4. *Availability of the Draft EIS.* The Draft EIS is expected to be published and circulated the summer of 2023; and a public hearing will be held after the publication of the Draft EIS.

**Daniel H. Hibner,**

*Brigadier General, U.S. Army, Commanding.*

[FR Doc. 2023-03914 Filed 2-24-23; 8:45 am]

**BILLING CODE 3720-58-P**

## DEPARTMENT OF EDUCATION

[Docket No. ED-2023-SCC-0037]

### Agency Information Collection Activities; Comment Request; Prison Education Program Application

**AGENCY:** Federal Student Aid (FSA), Department of Education (ED).

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act (PRA) of 1995, the Department is proposing a new information collection request (ICR).

**DATES:** Interested persons are invited to submit comments on or before April 28, 2023.

**ADDRESSES:** To access and review all the documents related to the information collection listed in this notice, please use <http://www.regulations.gov> by searching the Docket ID number ED-2023-SCC-0037. Comments submitted in response to this notice should be submitted electronically through the Federal eRulemaking Portal at <http://www.regulations.gov> by selecting the Docket ID number or via postal mail, commercial delivery, or hand delivery. If the [www.regulations.gov](http://www.regulations.gov) site is not available to the public for any reason, the Department will temporarily accept comments at [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov). Please include the docket ID number and the title of the information collection request when requesting documents or submitting comments. Please note that comments submitted after the comment period will not be accepted. Written requests for

information or comments submitted by postal mail or delivery should be addressed to the Manager of the Strategic Collections and Clearance Governance and Strategy Division, U.S. Department of Education, 400 Maryland Ave. SW, LBJ, Room 6W203, Washington, DC 20202-8240.

**FOR FURTHER INFORMATION CONTACT:** For specific questions related to collection activities, please contact Beth Grebeldinger, (202) 377-4018.

**SUPPLEMENTARY INFORMATION:** The Department, in accordance with the Paperwork Reduction Act of 1995 (PRA) (44 U.S.C. 3506(c)(2)(A)), provides the general public and Federal agencies with an opportunity to comment on proposed, revised, and continuing collections of information. This helps the Department assess the impact of its information collection requirements and minimize the public's reporting burden. It also helps the public understand the Department's information collection requirements and provide the requested data in the desired format. The Department is soliciting comments on the proposed information collection request (ICR) that is described below. The Department is especially interested in public comment addressing the following issues: (1) is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology. Please note that written comments received in response to this notice will be considered public records.

*Title of Collection:* Prison Education Program Application.

*OMB Control Number:* 1845-NEW.

*Type of Review:* New ICR.

*Respondents/Affected Public:* Private Sector; State, Local, and Tribal Governments.

*Total Estimated Number of Annual Responses:* 600.

*Total Estimated Number of Annual Burden Hours:* 6,000.

*Abstract:* The U.S. Department of Education in 2021, proposed rules for the Prison Education Program (PEP) to allow eligible institution to work together with correctional facilities to offer postsecondary educational programs to confined or incarcerated individuals who may be eligible to receive Pell Grant funds. On October 28, 2022, the Final Rule was published