

# Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF AGRICULTURE

### Submission for OMB Review; Comment Request

February 3, 2009.

The Department of Agriculture has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13. Comments regarding (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology should be addressed to: Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), *OIRA\_Submission@OMB.EOP.GOV* or fax (202) 395-5806 and to Departmental Clearance Office, USDA, OCIO, Mail Stop 7602, Washington, DC 20250-7602. Comments regarding these information collections are best assured of having their full effect if received within 30 days of this notification. Copies of the submission(s) may be obtained by calling (202) 720-8958.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to the collection of information unless it

displays a currently valid OMB control number.

### Natural Resources Conservation Service

*Title:* Long Term Contracting.

*OMB Control Number:* 0578-0013.

*Summary of Collection:* The Long Term Contracting regulations at 7 CFR part 630, and the Conservation program regulations at 7 CFR parts 624, 625, 636, 701, 633, 1415, 1469, 1465 and 1491 set forth the basic policies, program provisions, and eligibility requirements for owners and operators to enter into and carry out long-term conservation program contracts with technical assistance under the various program. These programs authorize federal technical and financial long term cost sharing assistance for conservation treatment with eligible land users and entities. The financial assistance is based on a conservation plan that is made a part of an agreement or contract for a period of no less than 5 years to not more than 15 years. Under the terms of the agreement, the participant agrees to apply, or arrange to apply, the conservation treatment specified in the conservation plan. In return for this agreement, federal cost-share payments are made to the land user, or third party, upon successful application of the conservation treatment.

*Need and Use of the Information:* Natural Resource and Conservation Service (NRCS) will collect information on cost sharing and technical assistance, making land use changes and install measure to conserve, develop and utilize soil, water, and related natural resources on participants land. NRCS uses the information to ensure the proper utilization of program funds, including application for participation, easement, and application for payment.

*Description of Respondents:* Individuals or households; Farms; Not-for-profit institutions; State, Local or Tribal Government.

*Number of Respondents:* 37,504.

*Frequency of Responses:* Reporting: Annually, Other (As required).

*Total Burden Hours:* 25,291.

### Ruth Brown,

*Departmental Information Collection Clearance Officer.*

[FR Doc. E9-2597 Filed 2-6-09; 8:45 am]

**BILLING CODE 3410-16-P**

## DEPARTMENT OF COMMERCE

### Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* National Oceanic and Atmospheric Administration (NOAA).

*Title:* Applications and Reports for Scientific Research and Enhancement Permits under the Endangered Species Act.

*OMB Control Number:* 0648-0402.

*Form Number(s):* None.

*Type of Request:* Regular submission.

*Burden Hours:* 1,400.

*Number of Respondents:* 100.

*Average Hours per Response:* Permit applications, 20 hours; requests for permit modifications and annual reports, 5 hours; and final reports, 10 hours.

*Needs and Uses:* The Endangered Species Act (ESA) prohibits the taking of endangered species. Section 10 of the ESA allows for certain exceptions to this prohibition, such as a taking for scientific research purposes or to enhance the propagation or survival of species listed as threatened or endangered under the ESA. National Oceanic and Atmospheric Administration (NOAA) has issued regulations to provide for application and reporting for exceptions related to scientific research or to enhance the propagation of threatened or endangered species. The information is used to evaluate the proposed activity (permits) and on-going activities (reports) and is necessary for National Marine Fisheries Service (NMFS) to ensure the conservation of the species under the ESA.

*Affected Public:* Business or other for-profit organizations; not-for profit institutions; State, Local or Tribal Government.

*Frequency:* One-time only, on occasion, and annually.

*Respondent's Obligation:* Mandatory.  
*OMB Desk Officer:* David Rostker, (202) 395-3897.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, Departmental Paperwork Clearance

Officer, (202) 482-0266, Department of Commerce, Room 7845, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at [dHynek@doc.gov](mailto:dHynek@doc.gov)).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to David Rostker, OMB Desk Officer, FAX number (202) 395-7285, or [David\\_Rostker@omb.eop.gov](mailto:David_Rostker@omb.eop.gov).

Dated: February 4, 2009.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. E9-2635 Filed 2-6-09; 8:45 am]

BILLING CODE 3510-22-P

## DEPARTMENT OF COMMERCE

### Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* National Oceanic and Atmospheric Administration (NOAA).  
*Title:* Gear-Marking Requirement for Atlantic Large Whale Take Reduction Plan.

*OMB Control Number:* 0648-0364.

*Form Number(s):* None.

*Type of Request:* Regular submission.

*Burden Hours:* 10,235.

*Number of Respondents:* 1,470.

*Average Hours per Response:* 5 minutes.

*Needs and Uses:* Gear-marking requirements in accordance with the Atlantic Large Whale Take Reduction Plan, developed under Section 118 of the Marine Mammal Protection Act, assist National Marine Fisheries Service (NMFS) in obtaining detailed information about which fisheries or specific parts of fishing gear are responsible for the incidental mortality and serious injury of right, humpback, and fin whales. Generally, only a portion of gear is recovered from an entangled whale and it is almost impossible to link that portion of gear to a particular fishery. Therefore, requiring fishermen to mark surface buoys and the buoy line provides NMFS with an additional source of information, which could then be used to determine the gear responsible for and the location of the entanglement event. The following fisheries are affected by this information collection: Northeast and Mid-Atlantic lobster trap/pot fisheries; Atlantic blue

crab trap/pot fisheries; Atlantic mixed species trap/pot fisheries targeting crab (red, Jonah, and rock), hagfish, finfish (black sea bass, scup, tautog, cod, haddock, pollock, redfish, and white hake), conch/whelk, and shrimp; Northeast anchored gillnet; Northeast drift gillnet; Mid-Atlantic gillnet; Southeast Atlantic gillnet; and Southeastern United States Atlantic shark gillnet.

*Affected Public:* Business or other for-profit organizations.

*Frequency:* Annually.

*Respondent's Obligation:* Voluntary.

*OMB Desk Officer:* David Rostker, (202) 395-3897.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, Departmental Paperwork Clearance Officer, (202) 482-0266, Department of Commerce, Room 7845, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at [dHynek@doc.gov](mailto:dHynek@doc.gov)).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to David Rostker, OMB Desk Officer, FAX number (202) 395-7285, or [David\\_Rostker@omb.eop.gov](mailto:David_Rostker@omb.eop.gov).

Dated: February 4, 2009.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. E9-2636 Filed 2-6-09; 8:45 am]

BILLING CODE 3510-22-P

## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1604]

#### Expansion of Foreign-Trade Zone 102, St. Louis County, MO

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the St. Louis County Port Authority, grantee of Foreign-Trade Zone 102, submitted an application to the Board for authority to expand FTZ 102 to include two sites at the NorthPark industrial park (Site 2—492 acres) and at three parcels located at and adjacent to the Lambert-St. Louis International Airport (Site 3—272 acres) in St. Louis County, Missouri, adjacent to the St. Louis Customs and Border Protection port of entry (FTZ Docket 32-2008, filed 5/9/08);

*Whereas*, notice inviting public comment was given in the **Federal**

**Register** (73 FR 28429, 5/16/08) and the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

*Whereas*, the Board adopts the findings and recommendation of the examiner's report, and finds that the requirements of the FTZ Act and Board's regulations are satisfied, and that the proposal is in the public interest;

*Now, therefore*, the Board hereby orders:

The application to expand FTZ 102 is approved, subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 30th day of January 2009.

**Ronald K. Lorentzen,**

*Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

[FR Doc. E9-2648 Filed 2-6-09; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1602]

#### Grant of Authority For Subzone Status, Dal-Tile Corporation (Flooring and Home Furnishings Warehousing and Distribution), Sunnyvale and Mesquite, Texas

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Foreign-Trade Zones Act provides for "... the establishment ... of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," and authorizes the Foreign-Trade Zones Board to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

*Whereas*, the Board's regulations (15 CFR Part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in a significant public benefit and is in the public interest;

*Whereas*, the Dallas/Fort Worth International Airport Board, grantee of FTZ 39, has made application to the Board for authority to establish special-purpose subzone status at the flooring and home furnishings warehousing and distribution facilities of Dal-Tile