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DEPARTMENT OF AGRICULTURE

Grain Inspection, Packers and Stockyards Administration

9 CFR Part 201

Scales; Accurate Weights, Repairs, Adjustments or Replacements After Inspection

AGENCY: Grain Inspection, Packers and Stockyards Administration, USDA.

ACTION: Direct final rule; correction.

SUMMARY: The Grain Inspection, Packers and Stockyards Administration is correcting a direct final rule that appeared in the **Federal Register** on April 29, 2014 (FR Doc. 2014–9655). The direct final rule required all scales used to weigh livestock, livestock carcasses, live poultry, or feed meet requirements contained in section 5.59, Electronic Livestock, Meat, and Poultry Evaluation Systems and/or Devices of the National Institute of Standards and Technology, Specifications, Tolerances, and other Technical Requirements for Weighing and Measuring Devices (NIST Handbook 44) 2013 edition. The NIST Handbook 44 includes additional requirements for scales used to weigh live animals, livestock and poultry carcasses, which should not have been excluded by this rule. The direct final rule should have incorporated, by reference, all of the General Code, Scales Code, and Weight Code from the 2013 edition of the NIST Handbook 44. Additionally, the direct final rule must reflect the change to the heading of § 201.71, as a result of NIST Handbook 44 requirements for electronic devices and systems and the correct email address for the National Conference for Weights and Measures.

DATES: This correction is effective June 30, 2014. The incorporation by reference of certain publications listed in the rule is approved by the Director of the Federal Register as of June 30, 2014.

FOR FURTHER INFORMATION CONTACT: S. Brett Offutt, Director, Policy and Litigation Division by Email at *s.brett.offutt@usda.gov*, or by telephone at (202) 720–7363.

SUPPLEMENTARY INFORMATION: In FR Doc. 2014–9655 appearing on page 23892 in the **Federal Register** of Tuesday, April 29, 2014, the following corrections are made:

§ 201.71 [Corrected]

■ 1. On page 23893, in the first column, in Part 201—Regulations Under the Packers and Stockyards Act, the section heading ''§ 201.7 1 Scales; accurate weights, repairs, adjustments or replacements after inspection'' is corrected to read ''§ 201.71 Scales and or Electronic Evaluation Devices or Systems; accurate weights and measures, repairs, adjustments or replacements after inspection.''

■ 2. On page 23893, in the first column, in Part 201—Regulations Under the Packers and Stockyards Act, Section 201.71, in paragraph (a), ''All scales used by stockyard owners, swine contractors, market agencies, dealers, packers and live poultry dealers to weigh livestock, livestock carcasses, live poultry, or feed for the purposes of purchase, sale, acquisition, payment, or settlement shall be installed, maintained, and operated to ensure accurate weights. Such scales shall meet applicable requirements contained in section 5.59, Electronic Livestock, Meat, and Poultry Evaluation Systems and/or Devices, pages 5–85 and 5–86 of the ''U.S. Department of Commerce, National Institute of Standards and Technology, Specifications, Tolerances, and other Technical Requirements for Weighing and Measuring Devices (NIST Handbook 44), 2013 edition'' which is hereby incorporated by reference. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51'' is corrected to read ''(a) All scales used by stockyard owners, swine contractors, market agencies, dealers, packers, and live poultry dealers to weigh livestock, livestock carcasses, live poultry, or feed for the purposes of purchase, sale, acquisition, payment, or settlement shall be installed, maintained, and operated to ensure accurate weights. All electronic evaluation devices or systems for measuring the composition or quality constituents of live animals, livestock and poultry carcasses, and individual cuts of meat or a combination thereof for the purpose of determining value shall be installed, maintained, and operated to ensure accuracy. Such scales or electronic evaluation devices or systems shall meet applicable requirements contained in the General Code, Scales Code, Weights Code, and Electronic Livestock, Meat, and Poultry Evaluation Systems and/or Devices Code of the NIST Handbook 44. The 2013 edition of the National Institute of Standards and Technology (NIST) Handbook 44, ''Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices'' is hereby incorporated by reference and was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51''

■ 3. On page 23893, in the second column, in paragraph (a), the National Conference of Weights and Measures (NCWM) email address of ''*nfo@ncwm.net*'' is corrected to read ''*info@ncwm.net*.''

Dated: June 3, 2014.

Larry Mitchell,

Administrator, Grain Inspection, Packers and Stockyards Administration.

[FR Doc. 2014–13218 Filed 6–6–14; 8:45 am]

BILLING CODE P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. FAA–2013–0697; Directorate Identifier 2013–SW–009–AD; Amendment 39–17862; AD 2014–12–01]

RIN 2120–AA64

Airworthiness Directives; Bell Helicopter Textron, Inc. (Bell) Helicopters

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: We are superseding Airworthiness Directive (AD) 2013–11–05 for Bell Model 214B, 214B–1, and 214ST helicopters with certain tail rotor

hanger bearings (bearing) installed. AD 2013–11–05 required inspecting the bearing to determine whether an incorrectly manufactured seal material is installed on the bearing. This new AD retains the repetitive inspection of the bearings and also requires replacing the defective bearings. This AD was prompted by a report that certain bearings were manufactured with an incorrect seal material that does not meet Bell specifications. We are issuing this AD to prevent failure of the bearing and subsequent loss of control of the helicopter.

DATES: This AD is effective July 14, 2014.

The Director of the Federal Register approved the incorporation by reference of certain publications listed in this AD as of June 19, 2013 (78 FR 33204, June 4, 2013).

ADDRESSES: For service information identified in this AD, contact Bell Helicopter Textron, Inc., P.O. Box 482, Fort Worth, Texas 76101; telephone (817) 280–3391; fax (817) 280–6466; or at *http://www.bellcustomer.com/files/*. You may review service information at the FAA, Office of the Regional Counsel, Southwest Region, 2601 Meacham Blvd., Room 663, Fort Worth, Texas 76137.

Examining the AD Docket

You may examine the AD docket on the Internet at *http://www.regulations.gov* in Docket No. FAA–2013–0697; or in person at the Docket Management Facility between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The AD docket contains this AD, any incorporated-by-reference information, the economic evaluation, any comments received, and other information. The address for the Docket Office (phone: 800–647–5527) is Document Management Facility, U.S. Department of Transportation, Docket Operations, M–30, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590.

FOR FURTHER INFORMATION CONTACT: Joon Kim, Aviation Safety Engineer, Rotorcraft Certification Office, Rotorcraft Directorate, FAA, 2601 Meacham Blvd., Fort Worth, Texas 76137; telephone (817) 222–5762; email *7-AVS-ASW-170@faa.gov.*

SUPPLEMENTARY INFORMATION:

Discussion

We issued a notice of proposed rulemaking (NPRM) to amend 14 CFR part 39 to supersede AD 2013–11–05, Amendment 39–17465 (78 FR 33204, June 4, 2013) (AD 2013–11–05). AD 2013–11–05 applied to Bell Model 214B, 214B–1, and 214ST helicopters with certain part-numbered bearings installed. The NPRM published in the **Federal Register** on August 12, 2013 (78 FR 48822). The NPRM proposed to retain the repetitive inspection requirements of AD 2013–11–05 and also proposed to require replacing any bearing that has black seal material with a bearing that has correct seal material within 500 hours time-in-service (TIS) or 6 months, whichever occurs earlier, as a terminating action. AD 2013–11–05 was prompted by a report that all part number 214–040–606–005 and 214–040–606–101 bearings delivered between May 2011 and June 2012 were manufactured with incorrect seal material that does not meet Bell's operating and environmental temperature specifications. Since we issued AD 2013–11–05, we determined that replacing the bearings within 500 hours TIS will provide an acceptable level of safety and should be a required terminating action for the repetitive inspections. These actions are intended to prevent loss of bearing grease, failure of the bearing, and subsequent loss of control of the helicopter.

Comments

We gave the public the opportunity to participate in developing this AD, but we did not receive any comments on the NPRM (78 FR 48822, August 12, 2013).

FAA's Determination

We have reviewed the relevant information and determined that an unsafe condition exists and is likely to exist or develop on other helicopters of these same type designs and that air safety and the public interest require adopting the AD requirements as proposed.

Related Service Information

Bell issued Alert Service Bulletin (ASB) 214–13–74, Revision A, dated March 25, 2013, for Model 214B and 214B–1 helicopters serial number (S/N) 28001 through 28070, and ASB 214ST–13–90, Revision A, dated March 25, 2013, for Model 214ST helicopters. Both ASBs describe procedures to determine whether any bearing with incorrect seal material is installed on the helicopter and for inspecting any installed bearing with incorrect seal material every 10 hours TIS. Both ASBs also specify replacing any bearing with incorrect seal material that is leaking grease or damaged. Finally, the ASBs specify replacing any bearing with incorrect seal material within 500 hours TIS or by December 31, 2013.

Differences Between This AD and the Service Information

The Bell ASBs allow 25 hours TIS for the initial inspection, while this AD requires inspecting within 10 hours TIS. The ASBs specify replacing any bearing with black seal material within 500 hours TIS or by December 31, 2013. This AD requires replacement within 500 hours TIS or 6 months, whichever occurs earlier.

Costs of Compliance

We estimate that this AD affects 26 helicopters of U.S. Registry. We estimate that operators will incur the following costs in order to comply with this AD. At an average labor cost of $85 per hour, inspecting the bearings requires about 2.5 work hours, for a cost per helicopter of $213 and a cost of $5,538 for the fleet. Replacing a defective bearing requires about 3 work hours, and required parts would cost $1,372, for a cost per helicopter of $1,627.

According to Bell's service information some of the costs of this AD may be covered under warranty, thereby reducing the cost impact on affected individuals. We do not control warranty coverage by Bell. Accordingly, we have included all costs in our cost estimate.

Authority for This Rulemaking

Title 49 of the United States Code specifies the FAA's authority to issue rules on aviation safety. Subtitle I, Section 106, describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the Agency's authority.

We are issuing this rulemaking under the authority described in Subtitle VII, Part A, Subpart III, Section 44701, ''General requirements.'' Under that section, Congress charges the FAA with promoting safe flight of civil aircraft in air commerce by prescribing regulations for practices, methods, and procedures the Administrator finds necessary for safety in air commerce. This regulation is within the scope of that authority because it addresses an unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

Regulatory Findings

We have determined that this AD will not have federalism implications under Executive Order 13132. This AD will not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify that this AD:

(1) Is not a ''significant regulatory action'' under Executive Order 12866,

(2) Is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979),

(3) Will not affect intrastate aviation in Alaska to the extent that a regulatory distinction is required, and

(4) Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA amends 14 CFR part 39 as follows:

PART 39—AIRWORTHINESS DIRECTIVES

■ 1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

■ 2. The FAA amends § 39.13 by removing Airworthiness Directive (AD) 2013–11–05, Amendment 39–17465 (78 FR 33204, June 4, 2013), and adding the following new AD:

2014–12–01 Bell Helicopter Textron, Inc. (Bell): Amendment 39–17862; Docket No. FAA–2013–0697; Directorate Identifier 2013–SW–009–AD.

(a) Applicability

This AD applies to Bell Model 214B helicopters, serial number (S/N) 28001 through 28070, Model 214B–1 helicopters, S/N 28001 through 28070, and Model 214ST helicopters, S/N 28101 through 28200, with a tail rotor hanger bearing (bearing), part number (P/N) 214–040–606–005 or 214–040–606–101 installed, certificated in any category.

(b) Unsafe Condition

This AD defines the unsafe condition as a bearing with incorrect seal material, which could fail under extreme temperature or environmental conditions, resulting in loss of tail rotor control and subsequent loss of control of the helicopter.

(c) Affected ADs

This AD supersedes AD 2013–11–05, Amendment 39–17465 (78 FR 33204, June 4, 2013).

(d) Effective Date

This AD becomes effective July 14, 2014.

(e) Compliance

You are responsible for performing each action required by this AD within the specified compliance time unless it has already been accomplished prior to that time.

(f) Required Actions

(1) Within 10 hours time in service (TIS):

(i) Inspect each bearing to determine whether the seal material is correct, as described in the Accomplishment Instructions, Part 1—Inspection, paragraphs 1.a. through 2. and Figure 1 of Bell Alert Service Bulletin (ASB) No. 214–13–74, Revision A, dated March 25, 2013, for Model 214B and 214B–1 helicopters and ASB No. 214ST–13–90, Revision A, dated March 25, 2013, for Model 214ST helicopters.

(ii) For each bearing with black seal material, before further flight and thereafter at intervals not to exceed 10 hours TIS, inspect the bearing for leakage, slung grease, or damage. If there is any leakage, slung grease, or damage, before further flight, replace the bearing with an airworthy bearing with red/orange to brown color seal material.

(2) Within 500 hours TIS or 6 months, whichever occurs earlier, replace any bearing with black seal material with an airworthy bearing with red/orange to brown color seal material.

(3) Do not install bearing P/N 214–040–606–005 or 214–040–606–101 with black seal material on any helicopter.

(g) Special flight permits

Special flight permits are prohibited.

(h) Alternative Methods of Compliance (AMOCs)

(1) The Manager, Rotorcraft Certification Office, FAA, may approve AMOCs for this AD. Send your proposal to: Joon Kim, Aviation Safety Engineer, Rotorcraft Certification Office, Rotorcraft Directorate, FAA, 2601 Meacham Blvd., Fort Worth, Texas 76137; telephone (817) 222–5762; email *7-AVS-ASW-170@faa.gov.*

(2) For operations conducted under a 14 CFR part 119 operating certificate or under 14 CFR part 91, subpart K, we suggest that you notify your principal inspector, or lacking a principal inspector, the manager of the local flight standards district office or certificate holding district office, before operating any aircraft complying with this AD through an AMOC.

(i) Subject

Joint Aircraft Service Component (JASC) Code: 6500: Tail Rotor Drive Bearing.

(j) Material Incorporated by Reference

(1) The Director of the Federal Register approved the incorporation by reference (IBR) of the service information listed in this paragraph under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) You must use this service information as applicable to do the actions required by this AD, unless the AD specifies otherwise.

(3) The following service information was approved for IBR on June 19, 2013 (78 FR 33204, June 4, 2013).

(i) Bell Alert Service Bulletin No. 214–13–74, Revision A, dated March 25, 2013.

(ii) Bell Alert Service Bulletin No. 214ST–13–90, Revision A, dated March 25, 2013.

(4) For Bell service information identified in this AD, contact Bell Helicopter Textron, Inc., P.O. Box 482, Fort Worth, Texas 76101; telephone (817) 280–3391; fax (817) 280–6466; or at *http://www.bellcustomer.com/files/.*

(5) You may view this service information at FAA, Office of the Regional Counsel, Southwest Region, 2601 Meacham Blvd., Room 663, Fort Worth, Texas 76137. For information on the availability of this material at the FAA, call (817) 222–5110.

(6) You may also view this service information that is incorporated by reference at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call (202) 741–6030, or go to: *http://www.archives.gov/federal-register/cfr/ibr-locations.html.*

Issued in Fort Worth, Texas, on May 30, 2014.

Lance T. Gant,

Acting Directorate Manager, Rotorcraft Directorate, Aircraft Certification Service.

[FR Doc. 2014–13260 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2013–0914; Airspace Docket No. 13–AGL–29]

Establishment of Class E Airspace; Mineral Point, WI

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action establishes Class E airspace at Mineral Point, WI. A Class E surface area is necessary to accommodate increased business aviation and flight instruction activity at Iowa County Airport. The FAA is taking this action to enhance the safety and management of Instrument Flight Rule (IFR) operations for SIAPs at the airport. Geographic coordinates of the existing Class E airspace are also updated.

DATES: *Effective date:* 0901 UTC, July 24, 2014. The Director of the Federal Register approves this incorporation by reference action under 1 CFR Part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

FOR FURTHER INFORMATION CONTACT: Scott Enander, Central Service Center, Operations Support Group, Federal Aviation Administration, Southwest Region, 2601 Meacham Blvd., Fort Worth, TX 76137; telephone 817–321–7716.

SUPPLEMENTARY INFORMATION:

History

On March 3, 2014, the FAA published in the **Federal Register** a notice of proposed rulemaking (NPRM) to establish Class E airspace for the Mineral Point, WI, area, creating additional controlled airspace at Iowa County Airport (79 FR 11732) Docket No. FAA–2013–0914. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received. Class E airspace designations are published in paragraph 6002 and 6005, respectively, of FAA Order 7400.9X dated August 7, 2013, and effective September 15, 2013, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

The Rule

This action amends Title 14 Code of Federal Regulations (14 CFR) Part 71 by establishing Class E airspace designated as a surface area within a 4.1-mile radius of Iowa County Airport, Mineral Point, WI. Increases in business aviation, air cargo, and flight instruction operations under instrument meteorological conditions have made this addition of controlled airspace necessary for the safety and management of IFR operations at the airport. Geographic coordinates of the airport in Class E airspace extending upward from 700 feet above the surface are also adjusted to coincide with the FAA's aeronautical database.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this regulation: (1) Is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the U.S. Code. Subtitle 1, Section 106, describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it establishes controlled airspace at Iowa County Airport, Mineral Point, WI.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1E, ''Environmental Impacts: Policies and Procedures,'' paragraph 311a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9X, Airspace Designations and Reporting Points, dated August 7, 2013, and effective September 15, 2013, is amended as follows:

Paragraph 6002 Class E Airspace Designated as Surface Areas.

* * * * *

AGL WI E2 Mineral Point, WI [New]

Mineral Point, Iowa County Airport, WI
(Lat. 42°53′13″ N., long. 90°14′12″ W.)

Within a 4.1-mile radius of Iowa County Airport. This Class E airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Directory.

Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface.

* * * * *

AGL WI E5 Mineral Point, WI [Amended]

Mineral Point, Iowa County Airport, WI
(Lat. 42°53′13″ N., long. 90°14′12″ W.)
Mineral Point NDB
(Lat. 42°53′17″ N., long. 90°13′35″ W.)

That airspace extending upward from 700 feet above the surface within a 7.2-mile radius of Iowa County Airport, and within 2.6 miles each side of the 029° bearing from the Mineral Point NDB extending from the 7.2-mile radius to 7.4 miles northeast of the airport.

Issued in Fort Worth, Texas, on May 20, 2014.

Kent M. Wheeler,

Manager, Operations Support Group, ATO Central Service Center.

[FR Doc. 2014–13277 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2014–0178; Airspace Docket No. 13–ASW–23]

Establishment of Class E Airspace; Conway, AR

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action establishes Class E airspace at Conway, AR. Controlled airspace is necessary to accommodate new Area Navigation (RNAV) Standard Instrument Approach Procedures at Cantrell Field. The FAA is taking this action to enhance the safety and management of Instrument Flight Rule (IFR) operations at the airport.

DATES: *Effective date:* 0901 UTC, July 24, 2014. The Director of the Federal Register approves this incorporation by reference action under 1 CFR Part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

FOR FURTHER INFORMATION CONTACT: Raul Garza, Jr., Central Service Center, Operations Support Group, Federal Aviation Administration, Southwest Region, 2601 Meacham Blvd., Fort Worth, TX 76137; telephone 817–321–7654.

SUPPLEMENTARY INFORMATION:

History

On March 31, 2014, the FAA published in the **Federal Register** a notice of proposed rulemaking (NPRM) to establish Class E airspace for the Conway, AR, area, creating controlled airspace at Cantrell Field (79 FR 17944) Docket No. FAA–2014–0178. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received. Class E airspace designations are published in paragraph 6005 of FAA Order 7400.9X dated August 7, 2013, and effective September 15, 2013, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

The Rule

This action amends Title 14 Code of Federal Regulations (14 CFR) Part 71 by establishing Class E airspace extending upward from 700 feet above the surface within a 12-mile radius of Cantrell Field, Conway, AR, for new standard instrument approach procedures developed at the airport. Controlled airspace is needed for the safety and management of IFR operations at the airport.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this regulation: (1) Is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the U.S. Code. Subtitle 1, Section 106, describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it establishes controlled airspace at Cantrell Field, Conway, AR.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1E, ''Environmental Impacts: Policies and Procedures,'' paragraph 311a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9X, Airspace Designations and Reporting Points, dated August 7, 2013, and effective September 15, 2013, is amended as follows:

Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface.

* * * * *

ASW AR E5 Conway, AR [New]

Cantrell Field, AR

(Lat. 35°01′12″ N., long. 92°33′18″ W.)

That airspace extending upward from 700 feet above the surface within a 12-mile radius of Cantrell Field.

Issued in Fort Worth, Texas, on May 28, 2014.

Gail Jackson

Acting Manager, Operations Support Group, ATO Central Service Center.

[FR Doc. 2014–13279 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–14–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 100

[Docket No. USCG–2013–0327]

Regattas and Marine Parades in the COTP Lake Michigan Zone

AGENCY: Coast Guard, DHS.

ACTION: Notice of enforcement of regulation.

SUMMARY: The Coast Guard will enforce the special local regulation on the Black River for the Harborfest Dragon Boat Race in South Haven, Michigan. This regulated area will be enforced from 6 a.m. until 7 p.m. on June 21 and June 22, 2014. This action is necessary and intended to ensure safety of life and property on navigable waters immediately prior to, during, and immediately after the Dragon Boat race. During the aforementioned period, the Coast Guard will enforce restrictions upon, and control movement of, vessels in a portion of the Captain of the Port Lake Michigan Zone.

DATES: The regulations in 33 CFR 100.903 will be enforced from 6 a.m. until 7 p.m. on June 21 and June 22, 2014.

FOR FURTHER INFORMATION CONTACT: If you have questions on this document, call or email MST1 Joseph McCollum, Prevention Department, Coast Guard Sector Lake Michigan, Milwaukee, WI at (414) 747–7148, email *joseph.p.mccollum@uscg.mil*.

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce the special local regulation listed in 33 CFR 100.903, Harborfest Dragon Boat Race; South Haven, MI. This special local regulation will be established on the Black River in South Haven, MI within the following coordinates starting at 42°24′13.6″ N, 086°16′41″ W; then southeast 42°24′12.6″ N, 086°16′40″ W; then northeast to 42°24′19.2″ N, 086°16′26.5″ W; then northwest to 42°24′20.22″ N, 086°16′27.4″ W; then back to point of origin (NAD 83). This special local regulation will be enforced from 6 a.m. until 7 p.m. on June 21 and June 22, 2014.

Vessels desiring to transit the regulated area may do so only with prior approval of the Patrol Commander and when so directed by that officer. Vessels will be operated at a no wake speed to reduce the wake to a minimum, and in a manner which will not endanger participants in the event or any other craft. The rules contained in the above

two sentences shall not apply to participants in the event or vessels of the patrol operating in the performance of their assigned duties. The Patrol Commander may direct the anchoring, mooring, or movement of any boat or vessel within the regatta area.

This document is issued under authority of 33 CFR 100.903, Harborfest Dragon Boat Race; South Haven, MI, and 5 U.S.C. 552(a). In addition to this publication in the **Federal Register**, the Coast Guard will provide the maritime community with advance notification of this event via Broadcast Notice to Mariners or Local Notice to Mariners. The Captain of the Port, Lake Michigan, or his or her on-scene representative may be contacted via Channel 16, VHF–FM.

Dated: May 27, 2014.

M.W. Sibley,

Captain, U.S. Coast Guard, Captain of the Port, Lake Michigan.

[FR Doc. 2014–13302 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG–2013–0063]

RIN 1625–AA09

Drawbridge Operation Regulation; Pelican Island Causeway, Galveston Channel, TX

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule; effective period extended.

SUMMARY: The Coast Guard is extending the temporary final rule changing the operating schedule that governs the Pelican Island Causeway bridge across Galveston Channel mile 4.5 (GIWW mile 356.1), at Galveston, Texas. Extending this temporary final rule allows the bridge to remain closed to navigation for an additional six months while major repairs are conducted to the mechanical portions of the bascule span. The additional time for these repairs is necessary due to a delay in beginning the repairs resulting from construction and contractual needs and delays.

DATES: This temporary final rule is effective from 6 a.m. on July 8, 2014 through 6 a.m. on December 31, 2014.

ADDRESSES: Documents mentioned in this preamble are part of docket USCG–2013–0063. To view documents mentioned in this preamble as being available in the docket, go to *http://www.regulations.gov*, type the docket number in the ''SEARCH'' box and click ''SEARCH.'' Click on Open Docket Folder on the line associated with this rulemaking. You may also visit the Docket Management Facility in Room W12–140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If you have questions on this temporary rule, call or email David Frank, Bridge Administration Branch, Coast Guard; telephone 504–671–2128, email *David.M.Frank@uscg.mil*. If you have questions on viewing the docket, call Cheryl Collins, Program Manager, Docket Operations, telephone 202–366–9826.

SUPPLEMENTARY INFORMATION:

Table of Acronyms

CFR Code of Federal Regulations
DHS Department of Homeland Security
FR **Federal Register**
NPRM Notice of Proposed Rulemaking
§ Section Symbol
U.S.C. United States Code

A. Regulatory History and Information

On April 5, 2013, we published a temporary final rule entitled ''Drawbridge Operating Regulations; Pelican Island Causeway, Galveston Channel, TX'' in the **Federal Register** (78 FR 20451). This temporary final rule allows the Pelican Island Causeway bridge to remain closed to navigation during certain times for necessary bridge repairs and is effective through July 8, 2014. The Coast Guard is extending this temporary final rule without prior notice and opportunity to comment pursuant to authority under section 4(a) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). This provision authorizes an agency to issue a rule without prior notice and opportunity to comment when the agency for good cause finds that those procedures are ''impracticable, unnecessary, or contrary to the public interest.'' Under 5 U.S.C. 553(b), the Coast Guard finds that good cause exists for not publishing a notice of proposed rulemaking (NPRM) with respect to this rule because the Coast Guard is extending an already existing temporary final rule. Completing the NRPM process is impracticable and contrary to public interest because it would interrupt and delay the scheduled and noticed repair work for this bridge. Continuing this repair work without interruption requires the bridge to be closed to navigation throughout the repair period. The scheduled start date for the repair work was delayed and the existing temporary final rule, although in effect, was not utilized until October, 2013. The time required for the work necessary to repair the bridge remains 14 months, requiring an extension to this temporary final rule and allowing repair work to continue seamlessly. Further, while this closure has prevented certain vessels from passing under the bridge, vessels will be able to transit around the island through the Galveston Channel. This route involves an additional distance of up to three miles.

B. Basis and Purpose

The Pelican Island Causeway bridge, Galveston Channel mile 4.5 (GIWW mile 356.1), at Galveston, Texas, is a bascule bridge connecting Galveston Island with Pelican Island in Galveston, Texas. The roadway is the only land route between the two islands and is a vital link to numerous facilities and to the Texas A&M University Galveston Maritime School. An inspection by the Texas Department of Transportation (TXDOT) and the Federal Highway Administration determined that the ''Rocker Segmental Girder Tracks'' that allow the bridge to open and close were severely damaged and in need of immediate repair. Due to the advanced age of the bridge, replacement parts were not readily available and the existing parts had to be removed and molds made to manufacture replacement parts. During the planning stages for this work, modifications to the work required contractual issues to be corrected, delaying the start of the project approximately six months. During the delay, the bridge continued to operate normally allowing for the passage of vessels through the bridge. Due to the fact that the start of the project was delayed and the total time of the repair did not change, the extension of the temporary final rule is necessary to accommodate completing repairs.

Under the existing operating schedule, before the temporary final rule, the bridge operated as follows: The draw of the Pelican Island Causeway bridge across Galveston Channel, mile 4.5 of the Galveston Channel, (GIWW mile 356.1) at Galveston, Texas, shall open on signal; except that, from 6:40 a.m. to 8:10 a.m., 12 noon to 1 p.m., and 4:15 p.m. to 5:15 p.m. Monday through Friday except Federal holidays, the draw need not be opened for passage of vessels. Public vessels of the United States and vessels in distress shall be passed at any time.

Vessel traffic consists of mainly small tows and supply vessels, recreational boats and some commercial shrimpers. The bridge opens approximately 7 times per day for the passage of vessels. The vertical clearance of the bridge in the closed to navigation position is 13 feet above mean high water.

Approximately 4000 vehicles cross the bridge in each direction daily. This includes students, factory and shipyard workers and delivery vehicles of all types.

Originally, TXDOT issued a contract for the repairs and the contractor was to begin on May 6, 2013. Due to unforeseen modifications to the project, the start date of the repair work was delayed requiring the repairs to continue past the original expiration date of the temporary final rule. The Corps of Engineers, the Port of Galveston, waterway users and the Coast Guard discussed the need for the extension of the closure with the bridge owner, TXDOT, FHWA, and the contractor to discuss ways to minimize the effects on navigation and understand the need for the work. These parties also acknowledge the fact that marine traffic can transit around the island through the Galveston Channel, involving an additional distance of up to three miles, with little or no interruption to their services.

C. Discussion of Temporary Final Rule

The extended temporary final rule allows the bridge owner to continue the necessary repairs to the bridge that include: The removal of the rocker segmental girder track for repair/replacement of the damaged parts of the track. Removal of the track rendered the bridge inoperable with regards to opening for the passage of vessels. The necessary repairs and this related temporary final rule were scheduled to begin on May 6, 2013. The repairs requiring the bridge to remain closed to navigation actually began in October, 2013, subsequently delaying the need for the temporary final rule. Due to the initial delay, completion of the repairs is expected to take until December 2014. The end of this temporary final rule is therefore extended from July 8, 2014 until December 31, 2014.

D. Regulatory Analyses

We developed this rule after considering numerous statutes and executive orders related to rulemaking. Below we summarize our analyses based on these statutes or executive orders.

1. Regulatory Planning and Review

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866, Regulatory Planning and Review, as supplemented by Executive Order 13563, Improving Regulation and Regulatory Review, and does not require an assessment of potential costs and benefits under section 6(a)(3) of Order 12866 or under section 1 of Executive Order 13563. The Office of Management and Budget has not reviewed it under those Orders.

This rule is not a significant regulatory action because it has been coordinated with those parties affected by the closure. It is understood that the work is necessary for the continued operation of the bridge and by allowing repairs to continue without interruption, the possibility of catastrophic failure of the movable bridge is further reduced. Additionally, this closure will not significantly impact navigation in the area as marine traffic may transit around the island through the Galveston Channel, an additional distance of up to three miles.

2. Impact on Small Entities

The Regulatory Flexibility Act of 1980 (RFA), 5 U.S.C. 601–612, as amended, requires federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a significant impact on a substantial number of small entities.

This rule would affect the following entities, some of which may be small entities: The owners or operators of vessels with vertical clearance requirements of greater than 13 feet intending to transit beneath the bridge from 6 a.m. on May 6, 2013 until 6 a.m. on December 31, 2014. This rule will not have a significant economic impact on a substantial number of small entities for the following reasons: The bridge closure will prevent certain vessels from transiting beneath it; however, those vessels may safely transit around the island through the Galveston Channel, involving an additional distance of up to three miles.

3. Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT**, above.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency's responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247). The Coast Guard will not retaliate against small entities that question or complain about this rule or any policy or action of the Coast Guard.

4. Collection of Information

This rule calls for no new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

5. Federalism

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this rule under that Order and have determined that it does not have implications for federalism.

6. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

7. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of $100,000,000 (adjusted for inflation) or more in any one year. Though this rule will not result in such an expenditure,

we do discuss the effects of this rule elsewhere in this preamble.

8. Taking of Private Property

This rule will not cause a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

9. Civil Justice Reform

This rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

10. Protection of Children

We have analyzed this rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not create an environmental risk to health or risk to safety that might disproportionately affect children.

11. Indian Tribal Governments

This rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it does not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

12. Energy Effects

This action is not a ''significant energy action'' under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use.

13. Technical Standards

This rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

14. Environment

We have analyzed this rule under Department of Homeland Security Management Directive 023–01 and Commandant Instruction M16475.lD, which guides the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have concluded that this action is one of a category of actions which do not individually or cumulatively have a significant effect on the human environment. This rule involves allowing a movable bridge to remain closed to navigation for an additional six months and will not have any impact on the environment. This rule is categorically excluded, under figure 2–1, paragraph (32)(e), of the Instruction.

Under figure 2–1, paragraph (32)(e), of the Instruction, an environmental analysis checklist and a categorical exclusion determination are not required for this rule.

List of Subjects in 33 CFR Part 117

Bridges.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 117 as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS

■ 1. The authority citation for part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 33 CFR 1.05–1; Department of Homeland Security Delegation No. 0170.1.

■ 2. Effective 6 a.m. on July 8, 2014 until 6 a.m. on December 31, 2014, suspend § 117.966 and add § 117.T966 to read as follows:

§ 117.T966 Pelican Island Causeway, Galveston Channel.

The draw of the Pelican Island Causeway bridge across Galveston Channel, mile 4.5 of the Galveston Channel, (GIWW mile 356.1) at Galveston, Texas, need not open for the passage of vessels.

Dated: May 19, 2014.

Kevin S. Cook,

Rear Admiral, U.S. Coast Guard, Commander, Eighth Coast Guard District.

[FR Doc. 2014–13308 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2013–1033]

RIN 1625–AA00

Safety Zone; Annual Events Requiring Safety Zones in the Captain of the Port Lake Michigan Zone

AGENCY: Coast Guard, DHS.

ACTION: Notice of enforcement of regulation.

SUMMARY: The Coast Guard will enforce the safety zone in Milwaukee Harbor, Milwaukee, WI for firework displays at Pier Wisconsin at specified times from June 15, 2014 until August 9, 2014. This action is necessary and intended to ensure safety of life on the navigable waters immediately prior to, during, and immediately after fireworks displays. During the aforementioned periods, the Coast Guard will enforce restrictions upon, and control movement of, vessels in the safety zone. No person or vessel may enter the safety zone while it is being enforced without permission of the Captain of the Port, Lake Michigan.

DATES: The regulations in 33 CFR 165.929 will be enforced for safety zone (e)(46) in § 165.929, Table 165.929, from June 15, 2014, through August 9, 2014, at times specified in the **SUPPLEMENTARY INFORMATION** section.

FOR FURTHER INFORMATION CONTACT: If you have questions on this document, call or email MST1 Joseph McCollum, Prevention Department, Coast Guard Sector Lake Michigan, Milwaukee, WI at (414) 747–7148, email *joseph.p.mccollum@uscg.mil.*

SUPPLEMENTARY INFORMATION:

The Coast Guard will enforce the Fireworks at Pier Wisconsin safety zone listed as item (e)(46) in Table 165.929 of 33 CFR 165.929 on the dates and times specified in this paragraph. Section 165.929 lists many annual events requiring safety zones in the Captain of the Port Lake Michigan zone. The Fireworks at Pier Wisconsin safety zone will be enforced at the following times for the following events:

(1) *Private Party fireworks display* on June 15, 2014 from 9:15 p.m. until 10 p.m.;

(2) *Private Party fireworks display* on June 24, 2014 from 9:30 p.m. until 10:15 p.m.;

(3) *Wedding fireworks display* on July 12, 2014 from 9:30 p.m. until 10:15 p.m.;

(4) *Private Party fireworks display* on August 9, 2014 from 10:15 p.m. until 11 p.m.;

This safety zone will encompass all waters of Milwaukee Harbor, including Lakeshore Inlet and the marina at Pier Wisconsin, within the arc of a circle with a 300-foot radius from the fireworks launch site on Pier Wisconsin located in approximate position 43°02′10.7″ N, 087°53′37.5″ W (NAD 83). All vessels must obtain permission from the Captain of the Port, Lake Michigan, or his or her on-scene representative to enter, move within, or exit the safety zone. Vessels and persons granted permission to enter the safety zone must obey all lawful orders or directions of the Captain of the Port, Lake Michigan, or his or her on-scene representative.

This document is issued under authority of 33 CFR 165.929, Safety

Zones; Annual events requiring safety zones in the Captain of the Port Lake Michigan zone and 5 U.S.C. 552(a). In addition to this publication in the **Federal Register**, the Coast Guard will provide the maritime community with advance notification of the enforcement periods via broadcast Notice to Mariners or Local Notice to Mariners. The Captain of the Port, Lake Michigan, or his or her on-scene representative may be contacted via VHF Channel 16.

Dated: May 27, 2014.

M.W. Sibley,

Captain, U.S. Coast Guard, Captain of the Port, Lake Michigan.

[FR Doc. 2014–13272 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2013–1033]

Safety Zones; Annual Events Requiring Safety Zones in the Captain of the Port Lake Michigan Zone

AGENCY: Coast Guard, DHS.

ACTION: Notice of enforcement of regulation.

SUMMARY: The Coast Guard will enforce the safety zone on Lake Michigan near St. Joseph, Michigan for the World War II Beach Invasion Reenactment. This zone will be enforced from 8 a.m. until 2 p.m. on June 21, 2014. This action is necessary and intended to ensure safety of life on navigable waters during a World War II Reenactment involving 5 military vessels. During the aforementioned period, the Coast Guard will enforce restrictions upon, and control movement of, vessels in the safety zone. No person or vessel may enter the safety zone while it is being enforced without permission of the Captain of the Port, Lake Michigan.

DATES: The regulations in 33 CFR 165.929 will be enforced for safety zone (d)(5) in § 165.929, Table 165.929, from 8 a.m. until 2 p.m. on June 21, 2014.

FOR FURTHER INFORMATION CONTACT: If you have questions on this document, call or email MST1 Joseph McCollum, Prevention Department, Coast Guard Sector Lake Michigan, Milwaukee, WI at (414) 747–7148, email *joseph.p.mccollum@uscg.mil.*

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce the World War II Beach Invasion Re-enactment safety zone listed as item (d)(5) in Table 165.929 of 33 CFR 165.929. Section 165.929 lists many annual events requiring safety zones in the Captain of the Port Lake Michigan zone. This World War II Beach Invasion Re-enactment zone encompasses the waters of Lake Michigan in the vicinity of Tiscornia Park in St. Joseph, MI beginning at 42°06′55″ N, 086°29′23″ W; then west/northwest along the north breakwater to 42°06′59″ N, 086°29′41″ W; the northwest 100 yards to 42°07′01″ N, 086°29′44″ W; then northeast 2,243 yards to 42°07′50″ N, 086°28′43″ W; the southeast to the shoreline at 42°07′39″ N, 086°28′27″ W; then southwest along the shoreline to the point of origin. This zone will be enforced from 8 a.m. until 2 p.m. on June 21, 2014.

All vessels must obtain permission from the Captain of the Port, Lake Michigan, or the on-scene representative to enter, move within, or exit a safety zone. Vessels and persons granted permission to enter the safety zone must obey all lawful orders or directions of the Captain of the Port, Lake Michigan, or a designated representative.

Vessels that wish to transit through the safety zone may request permission from the Captain of the Port Lake Michigan. Requests must be made in advance and approved by the Captain of the Port before transits will be authorized. Approvals will be granted on a case by case basis.

This document is issued under authority of 33 CFR 165.929, Safety Zones; Annual events requiring safety zones in the Captain of the Port Lake Michigan zone and 5 U.S.C. 552(a). In addition to this publication in the **Federal Register**, the Coast Guard will provide the maritime community with advance notification of this event via Broadcast Notice to Mariners or Local Notice to Mariners that the regulation is in effect. The Captain of the Port, Lake Michigan, or his or her on-scene representative may be contacted via Channel 16, VHF–FM.

Dated: May 27, 2014.

M.W. Sibley,

Captain, U.S. Coast Guard, Captain of the Port, Lake Michigan.

[FR Doc. 2014–13300 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2013–1033]

Safety Zones; Annual Events Requiring Safety Zones In the Captain of the Port Lake Michigan Zone

AGENCY: Coast Guard, DHS.

ACTION: Notice of enforcement of regulation.

SUMMARY: The Coast Guard will enforce the safety zone on the Grand River in Spring Lake, MI. for the Spring Lake Heritage Festival fireworks. This zone will be enforced from 9:30 p.m. until 11 p.m. on June 14, 2014. This action is necessary and intended to ensure the safety of life on navigable waters during a fireworks display. During the aforementioned period, the Coast Guard will enforce restrictions upon, and control movement of, vessels in the safety zone. No person or vessel may enter the safety zone while it is being enforced without permission of the Captain of the Port, Lake Michigan.

DATES: The regulations in 33 CFR 165.929 will be enforced for safety zone (d)(3) in § 165.929, Table 165.929, from 9:30 p.m. until 11 p.m. on June 14, 2014.

FOR FURTHER INFORMATION CONTACT: If you have questions on this document, call or email MST1 Joseph McCollum, Prevention Department, Coast Guard Sector Lake Michigan, Milwaukee, WI at (414) 747–7148, email *joseph.p.mccollum@uscg.mil.*

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce the Spring Lake Heritage Festival Fireworks safety zone listed as item (d)(3) in Table 165.929 of 33 CFR 165.929. Section 165.929 lists many annual events requiring safety zones in the Captain of the Port Lake Michigan zone. This Spring Lake safety zone encompasses all waters of the Grand River within the arc of a circle with a 700-foot radius from a barge in position 43°04′22.5″ N, 086°12′24.07″ W, (NAD 83). This zone will be enforced from 9:30 p.m. until 11 p.m. on June 14, 2014.

All vessels must obtain permission from the Captain of the Port, Lake Michigan, or the on-scene representative to enter, move within, or exit the safety zone. Vessels and persons granted permission to enter the safety zone must obey all lawful orders or directions of the Captain of the Port, Lake Michigan, or a designated representative. Vessels

that wish to transit through the safety zone may request permission from the Captain of the Port Lake Michigan. Requests must be made in advance and approved by the Captain of the Port before transits will be authorized. Approvals will be granted on a case by case basis.

This document is issued under authority of 33 CFR 165.929, Safety Zones; Annual events requiring safety zones in the Captain of the Port Lake Michigan zone and 5 U.S.C. 552(a). In addition to this publication in the **Federal Register**, the Coast Guard will provide the maritime community with advance notification of this event via Broadcast Notice to Mariners or Local Notice to Mariners that the regulation is in effect. The Captain of the Port, Lake Michigan, or his or her on-scene representative may be contacted via Channel 16, VHF–FM.

Dated: May 27, 2014.

M.W. Sibley,

Captain, U.S. Coast Guard, Captain of the Port, Lake Michigan.

[FR Doc. 2014–13305 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2013–1033]

RIN 1625–AA00

Safety Zone; Annual Events Requiring Safety Zones in the Captain of the Port Lake Michigan Zone

AGENCY: Coast Guard, DHS.

ACTION: Notice of enforcement of regulation.

SUMMARY: The Coast Guard will enforce the safety zone on Lake Michigan in Milwaukee, Wisconsin for the Milwaukee Air and Water Show. This zone will be enforced from 8:30 a.m. until 5 p.m. on each day of June 18, 19, 20, 21, and 22, 2014. This action is necessary and intended to ensure safety of life on navigable waters during the Milwaukee Air and Water Show. During the aforementioned periods, the Coast Guard will enforce restrictions upon, and control movement of, vessels in the safety zone. No person or vessel may enter the safety zone while it is being enforced without permission of the Captain of the Port, Lake Michigan.

DATES: The regulations in 33 CFR 165.929 will be enforced for safety zone (f)(2) in § 165.929, Table 165.929, from 8:30 a.m. until 5 p.m. on each day of June 18, 19, 20, 21, and 22, 2014.

FOR FURTHER INFORMATION CONTACT: If you have questions on this document, call or email MST1 Joseph McCollum, Prevention Department, Coast Guard Sector Lake Michigan, Milwaukee, WI at (414) 747–7148, email *joseph.p.mccollum@uscg.mil.*

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce the Milwaukee Air and Water Show safety zone listed as item (f)(2) in Table 165.929 of 33 CFR 165.929. Section 165.929 lists many annual events requiring safety zones in the Captain of the Port Lake Michigan zone. This Milwaukee Air and Water Show zone encompasses all waters and adjacent shoreline of Lake Michigan and Bradford Beach located within an area that is approximately 4600-by-1550 yards. The area is be bounded by the points beginning at 43°02′57″ N, 087°52′50″ W; then south along the Milwaukee Harbor break wall to 43°02′41″ N, 087°52′49″ W; then southeast to 43°02′26″ N, 087°52′01″ W; then northeast to 43°04′27″ N, 087°50′30″ W; then northwest to 43°04′41″ N, 087°51′29″ W; then southwest returning to the point of origin. This zone will be enforced from 8:30 a.m. until 5 p.m. on each day of June 18, 19, 20, 21, and 22, 2014.

All vessels must obtain permission from the Captain of the Port, Lake Michigan, or his or her on-scene representative to enter, move within, or exit the safety zone. Requests must be made in advance and approved by the Captain of the Port before transits will be authorized.

Approvals will be granted on a case by case basis. Vessels and persons granted permission to enter the safety zone must obey all lawful orders or directions of the Captain of the Port, Lake Michigan, or his or her designated representative.

This document is issued under authority of 33 CFR 165.929, Safety Zones; Annual events requiring safety zones in the Captain of the Port Lake Michigan zone, and 5 U.S.C. 552(a). In addition to this publication in the **Federal Register**, the Coast Guard will provide the maritime community with advance notification of this event via Broadcast Notice to Mariners or Local Notice to Mariners. The Captain of the Port, Lake Michigan, or his or her on-scene representative may be contacted via VHF Channel 16.

Dated: May 27, 2014.

M.W. Sibley,

Captain, U.S. Coast Guard, Captain of the Port, Lake Michigan.

[FR Doc. 2014–13385 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2014–0394]

RIN 1625–AA00

Safety Zone: Vallejo 4th of July Fireworks, Mare Island Strait, Vallejo, CA

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone in the navigable waters of Mare Island Strait near Vallejo, CA in support of the Vallejo 4th of July Fireworks display on July 4, 2014. This safety zone is established to ensure the safety of participants and spectators from the dangers associated with pyrotechnics. Unauthorized persons or vessels are prohibited from entering into, transiting through, or remaining in the safety zone without permission of the Captain of the Port or their designated representative.

DATES: This rule is effective and will be enforced from 9:30 p.m. to 10 p.m. on July 4, 2014.

ADDRESSES: Documents mentioned in this preamble are part of docket USCG–2014–0394. To view documents mentioned in this preamble as being available in the docket, go to *http://www.regulations.gov,* type the docket number in the ''SEARCH'' box and click ''SEARCH.'' Click on Open Docket Folder on the line associated with this rulemaking. You may also visit the Docket Management Facility in Room W12–140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call or email Lieutenant Junior Grade William J. Hawn, U.S. Coast Guard Sector San Francisco; telephone (415) 399–7442 or email at *D11-PF-MarineEvents@uscg.mil.* If you have questions on viewing or submitting material to the docket, call Program Manager, Docket Operations, telephone (202) 366–9826.

SUPPLEMENTARY INFORMATION:

Table of Acronyms

COTP U.S. Coast Guard Captain on the Port
DHS Department of Homeland Security
FR **Federal Register**
PATCOM U.S. Coast Guard Patrol Commander

A. Regulatory History and Information

The Coast Guard is issuing this temporary final rule without prior notice and opportunity to comment pursuant to authority under section 4(a) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). This provision authorizes an agency to issue a rule without prior notice and opportunity to comment when the agency for good cause finds that those procedures are ''impracticable, unnecessary, or contrary to the public interest.''

Under 5 U.S.C. 553(d)(3), the Coast Guard finds that good cause exists for making this rule effective less than 30 days after publication in the **Federal Register**. The Coast Guard received the information about the fireworks display on March 28, 2014, and the fireworks display would occur before the rulemaking process would be completed. Because of the dangers posed by the pyrotechnics used in this fireworks display, the safety zone is necessary to provide for the safety of event participants, spectators, spectator craft, and other vessels transiting the event area. For the safety concerns noted, it is in the public interest to have these regulations in effect during the event.

B. Basis and Purpose

The legal basis for the proposed rule is 33 U.S.C 1231; 46 U.S.C Chapter 701, 3306, 3703; 50 U.S.C. 191, 195; 33 CFR 1.05–1, 6.04–1, 6.04–6, 160.5; Public Law 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1, which collectively authorize the Coast Guard to establish safety zones.

The City of Vallejo will sponsor the Vallejo 4th of July Fireworks display on July 4, 2014, on Mare Island near Vallejo, CA in approximate position 38°06′04″ N, 122°16′10″ W (NAD 83) as depicted in National Oceanic and Atmospheric Administration (NOAA) Chart 18655. Upon the commencement of the 30 minute fireworks display, the safety zone will encompass the navigable waters around the launch site within a radius of 420 feet. The fireworks display is meant for entertainment purposes. This restricted area around the launch site is necessary to protect spectators, vessels, and other property from the hazards associated with the pyrotechnics.

C. Discussion of the Final Rule

The Coast Guard will enforce a safety zone in navigable waters around the land based launch site on Mare Island near Vallejo, CA. Upon the commencement of the 30 minute fireworks display, scheduled to begin at 9:30 p.m. on July 4, 2014, the safety zone will encompass the navigable waters around the fireworks launch site within a radius 420 feet from position 38°06′04″ N, 122°16′10″ W (NAD 83) for the Vallejo 4th of July Fireworks display. At the conclusion of the fireworks display the safety zone shall terminate.

The effect of the temporary safety zone will be to restrict navigation in the vicinity of the launch site until the conclusion of the scheduled display. Except for persons or vessels authorized by the Coast Guard Patrol Commander, no person or vessel may enter or remain in the restricted area. These regulations are needed to keep spectators and vessels away from the immediate vicinity of the launch site to ensure the safety of participants, spectators, and transiting vessels.

D. Regulatory Analyses

We developed this rule after considering numerous statutes and executive orders related to rulemaking. Below we summarize our analyses based on these statutes and executive orders.

1. Regulatory Planning and Review

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866, Regulatory Planning and Review, as supplemented by Executive Order 13563, Improving Regulation and Regulatory Review, and does not require an assessment of potential costs and benefits under section 6(a)(3) of Executive Order 12866 or under section 1 of Executive Order 13563. The Office of Management and Budget has not reviewed it under those Orders.

We expect the economic impact of this rule will not rise to the level of necessitating a full Regulatory Evaluation. The safety zone is limited in duration, and is limited to a narrowly tailored geographic area. In addition, although this rule restricts access to the waters encompassed by the safety zone, the effect of this rule will not be significant because the local waterway users will be notified via public Broadcast Notice to Mariners to ensure the safety zone will result in minimum impact. The entities most likely to be affected are waterfront facilities, commercial vessels, and pleasure craft engaged in recreational activities.

2. Impact on Small Entities

The Regulatory Flexibility Act of 1980 (RFA), 5 U.S.C. 601–612, as amended, requires federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000.

This rule may affect owners and operators of waterfront facilities, commercial vessels, and pleasure craft engaged in recreational activities and sightseeing. This safety zone would not have a significant economic impact on a substantial number of small entities for the following reasons. This safety zone would be activated, and thus subject to enforcement, for a limited duration. When the safety zone is activated, vessel traffic could pass safely around the safety zone. The maritime public will be advised in advance of this safety zone via Broadcast Notice to Mariners.

3. Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT**, above.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency's responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247). The Coast Guard will not retaliate against small entities that question or complain about this rule or any policy or action of the Coast Guard.

4. Collection of Information

This rule will not call for a new collection of information under the

Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

5. Federalism

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this rule under that Order and determined that this rule does not have implications for federalism.

6. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

7. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of $100,000,000 (adjusted for inflation) or more in any one year. Though this rule will not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

8. Taking of Private Property

This rule will not cause a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

9. Civil Justice Reform

This rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

10. Protection of Children

We have analyzed this rule under Executive Order 13045, Protection of Children From Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not create an environmental risk to health or risk to safety that may disproportionately affect children.

11. Indian Tribal Governments

This rule does not have tribal implications under Executive Order 13175, Consultation and Coordination With Indian Tribal Governments, because it does not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

12. Energy Effects

This action is not a ''significant energy action'' under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use.

13. Technical Standards

This rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

14. Environment

We have analyzed this rule under Department of Homeland Security Management Directive 023–01 and Commandant Instruction M16475.lD, which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have determined that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This rule involves a safety zone of limited size and duration. This rule is categorically excluded from further review under paragraph 34(g) of Figure 2–1 of the Commandant Instruction. An environmental analysis checklist supporting this determination and a Categorical Exclusion Determination are available in the docket where indicated under **ADDRESSES**. We seek any comments or information that may lead to the discovery of a significant environmental impact from this rule.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, and Waterways.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

■ 1. The authority citation for part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 46 U.S.C. Chapter 701, 3306, 3707; 50 U.S.C. 191, 195; 33 CFR 1.05–1, 6.04–1, 6.04–6, 160.5; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1.

■ 2. Add temporary § 165.T11–638 to read as follows:

§ 165.T11–638 Safety Zone; Vallejo 4th of July Fireworks, Mare Island Strait, Vallejo, CA.

(a) *Location.* This temporary safety zone will be established in the navigable waters of Mare Island Strait near Vallejo, CA as depicted in National Oceanic and Atmospheric Administration (NOAA) Chart 18655. The temporary safety zone will encompass the navigable waters around the land based fireworks launch site in approximate position 38°06′04″ N, 122°16′10″ W (NAD 83) within a radius of 420 feet.

(b) *Enforcement period.* The zone described in paragraph (a) of this section will be enforced from 9:30 p.m. through 10 p.m. on July 4, 2014. The Captain of the Port San Francisco (COTP) will notify the maritime community of periods during which this zone will be enforced via Broadcast Notice to Mariners in accordance with 33 CFR 165.7.

(c) *Definitions.* As used in this section, ''designated representative'' means a Coast Guard Patrol Commander, including a Coast Guard coxswain, petty officer, or other officer on a Coast Guard vessel or a Federal, State, or local officer designated by or assisting the COTP in the enforcement of the safety zone.

(d) *Regulations.* (1) Under the general regulations in 33 CFR Part 165, Subpart C, entry into, transiting or anchoring within this safety zone is prohibited unless authorized by the COTP or a designated representative.

(2) The safety zone is closed to all vessel traffic, except as may be permitted by the COTP or a designated representative.

(3) Vessel operators desiring to enter or operate within the safety zone must contact the COTP or a designated representative to obtain permission to do so. Vessel operators given permission to enter or operate in the safety zone must comply with all directions given to them by the COTP or a designated representative. Persons and vessels may request permission to enter the safety zone on VHF–23A or through the 24-hour Command Center at telephone (415) 399–3547.

Dated: May 22, 2014.

Gregory G. Stump,

Captain, U.S. Coast Guard, Captain of the Port San Francisco.

[FR Doc. 2014–13392 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket Number USCG–2014–0155]

RIN 1625–AA00

Safety Zone, Atlantic Intracoastal Waterway; Morehead City, NC

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone on the waters of the Atlantic Intracoastal Waterway at Morehead City, North Carolina. The safety zone is necessary to provide for the safety of mariners on navigable waters during maintenance on the U.S. 70 Fixed Bridge crossing the Atlantic Intracoastal Waterway, mile 203.7, at Morehead City, North Carolina. The safety zone will temporarily restrict vessel movement within the designated area.

DATES: This rule is effective from 11 p.m. on July 19, 2014 to 5 a.m. on April 25, 2015. This rule will be enforced daily from 11 p.m. through 5 a.m. from July 19, 2014 to April 25, 2015.

ADDRESSES: Documents mentioned in this preamble are part of docket [USCG–2014–0155]. To view documents mentioned in this preamble as being available in the docket, go to *http://www.regulations.gov,* type the docket number in the ''SEARCH'' box and click ''SEARCH.'' Click on Open Docket Folder on the line associated with this rulemaking. You may also visit the Docket Management Facility in Room W12–140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call or email LCDR Evelynn B. Samms, U.S. Coast Guard Sector North Carolina; telephone (910) 772–2207, email *Evelynn.B.Samms@uscg.mil.* If you have questions on viewing or submitting material to the docket, call Cheryl Collins, Program Manager, Docket Operations, telephone (202) 366–9826.

SUPPLEMENTARY INFORMATION:

Table of Acronyms

DHS Department of Homeland Security
FR **Federal Register**
NPRM Notice of Proposed Rulemaking

A. Regulatory History and Information

A Notice of Proposed Rulemaking was published on April 01, 2014 in the **Federal Register** (79 FR 18245). We received no comments on the proposed rule. No public meeting was requested, and none was held.

B. Basis and Purpose

North Carolina Department of Transportation has awarded a contract to FREYSSINET, INC of Sterling, Virginia to perform bridge maintenance on the U.S. 70 Fixed Bridge crossing the Atlantic Intracoastal Waterway, mile 203.7, at Morehead City, North Carolina. Concrete demolition, repair, shotcreting work and bridge bearing repair will commence on July 19, 2014 with a completion date of April 25, 2015. The contractor will utilize a 40 foot by 60 foot barge as a work platform and for equipment staging. This safety zone will provide a safety buffer to transiting vessels as bridge repairs present potential hazards to mariners and property due to reduced horizontal clearance. Due to the need to protect mariners from the hazards associated with the bridge maintenance, vessel traffic will be temporarily restricted from transiting within the area. In addition, during this period the Coast Guard will require a two hour notification to the work supervisor for passage through the U.S. 70 Fixed Bridge along the Atlantic Intracoastal Waterway, mile 203.7, Morehead City, North Carolina. The bridge notification requirement will apply during the maintenance period for vessels requiring a horizontal clearance of greater than 40 feet.

C. Discussion of the Final Rule

The temporary safety zone will encompass the waters directly under the U.S. 70 Fixed Bridge crossing the Atlantic Intracoastal Waterway, mile 203.7, at Morehead City, North Carolina (34°43′16″ N, 076°41′37″ W). In the interest of public safety, general navigation within the safety zone will be restricted during the specified date and times. Except for vessels authorized by the Coast Guard Captain of the Port or his representative, no person or vessel may enter or remain in the regulated area. All vessels transiting this section of the waterway requiring a horizontal clearance of greater than 40 feet will be required to make a two hour advanced notification to the work supervisor while the safety zone is in effect. This zone will be in effect daily, 11 p.m. until 5 a.m., from July 19, 2014 through April 25, 2015.

D. Regulatory Analyses

We developed this rule after considering numerous statutes and executive orders related to rulemaking. Below we summarize our analyses based on these statutes and executive orders.

1. Regulatory Planning and Review

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866, Regulatory Planning and Review, as supplemented by Executive Order 13563, Improving Regulation and Regulatory Review, and does not require an assessment of potential costs and benefits under section 6(a)(3) of Executive Order 12866 or under section 1 of Executive Order 13563. The Office of Management and Budget has not reviewed it under those Orders. This rule does not restrict traffic from transiting the designated portion of the Atlantic Intracoastal Waterway, it imposes a two hour notification to ensure the waterway is clear of impediment to allow passage to vessels requiring a horizontal clearance of greater than 40 feet.

2. Impact on Small Entities

The Regulatory Flexibility Act of 1980 (RFA), 5 U.S.C. 601–612, as amended, requires federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a significant economic impact on a substantial number of small entities.

This rule would affect the following entities, some of which may be small entities: The owners or operators of commercial tug and barge companies, recreational and commercial fishing vessels intending to transit the specified portion of Atlantic Intracoastal Waterway, 11 p.m. until 5 a.m., from July 19, 2014 through April 25, 2015.

This safety zone would not have a significant economic impact on a substantial number of small entities for the following reasons. Although the safety zone will apply to this section of the Atlantic Intracoastal Waterway, vessel traffic requiring a horizontal clearance of greater than 40 feet will be able to request passage by providing a two hour advanced notification to the work supervisor. All those requiring less than 40 feet may pass at any time. Before the effective period, the Coast

Guard will issue maritime advisories widely available to the users of the waterway.

3. Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT**, above.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency's responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247). The Coast Guard will not retaliate against small entities that question or complain about this rule or any policy or action of the Coast Guard.

4. Collection of Information

This rule will not call for a new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

5. Federalism

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this rule under that Order and determined that this rule does not have implications for federalism.

6. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

7. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of $100,000,000 (adjusted for inflation) or more in any one year. Though this rule will not result in such expenditure, we do discuss the effects of this rule elsewhere in this preamble.

8. Taking of Private Property

This rule will not cause a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

9. Civil Justice Reform

This rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

10. Protection of Children

We have analyzed this rule under Executive Order 13045, Protection of Children From Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not create an environmental risk to health or risk to safety that may disproportionately affect children.

11. Indian Tribal Governments

This rule does not have tribal implications under Executive Order 13175, Consultation and Coordination With Indian Tribal Governments, because it does not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

12. Energy Effects

This action is not a ''significant energy action'' under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use.

13. Technical Standards

This rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

14. Environment

We have analyzed this rule under Department of Homeland Security Management Directive 023–01 and Commandant Instruction M16475.lD, which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have determined that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This rule involves the establishment of a temporary safety zone. This rule is categorically excluded from further review under paragraph 34(g) of Figure 2–1 of the Commandant Instruction. An environmental analysis checklist supporting this determination and a Categorical Exclusion Determination are available in the docket where indicated under **ADDRESSES**. We seek any comments or information that may lead to the discovery of a significant environmental impact from this rule.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

■ 1. The authority citation for part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 46 U.S.C. Chapter 701, 3306, 3703; 50 U.S.C. 191, 195; 33 CFR 1.05–1, 6.04–1, 6.04–6, 160.5; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1.

■ 2. Add temporary § 165.T05–0155 to read as follows:

§ 165.T05–0155 Safety Zone, Atlantic Intracoastal Waterway; Morehead City, NC.

(a) *Regulated Area.* The following area is a safety zone: This zone includes the waters directly under and 100 yards either side of the U.S. 70 Fixed Bridge crossing the Atlantic Intracoastal Waterway, mile 203.7, at Morehead City, North Carolina (34°43′16″ N, 076°41′37″ W).

(b) *Regulations.* The general safety zone regulations found in 33 CFR 165.23 apply to the safety zone created by this temporary section, § 165.T05–0155. In addition the following regulations apply:

(1) All vessels requiring greater than 40 feet horizontal clearance to safely transit through the U.S. 70 Fixed Bridge crossing the Atlantic Intracoastal Waterway, mile 203.7, at Morehead City, North Carolina must contact the work supervisor tender on VHF–FM marine band radio channels 10 and 13

or at (703) 786–7607 two hour in advance of intended transit.

(2) All Coast Guard assets enforcing this safety zone can be contacted on VHF–FM marine band radio channels 13 and 16.

(3) The operator of any vessel within or in the immediate vicinity of this safety zone shall:

(i) Stop the vessel immediately upon being directed to do so by any commissioned, warrant or petty officer on board a vessel displaying a Coast Guard Ensign, and

(ii) Proceed as directed by any commissioned, warrant or petty officer on board a vessel displaying a Coast Guard Ensign.

(c) *Definitions.* (1) *Captain of the Port North Carolina* means the Commander, Coast Guard Sector North Carolina or any Coast Guard commissioned, warrant or petty officer who has been authorized by the Captain of the Port to act on his behalf.

(2) *Designated representative* means any Coast Guard commissioned, warrant, or petty officer who has been authorized by the Captain of the Port North Carolina to assist in enforcing the safety zone described in paragraph (a) of this section.

(3) *Work supervisor* means the contractors on site representative.

(d) *Enforcement.* The U.S. Coast Guard may be assisted by Federal, State and local agencies in the patrol and enforcement of the zone.

(e) *Enforcement period.* This section will be enforced daily 11 p.m. until 5 a.m., from July 19, 2014 through April 25, 2015 unless cancelled earlier by the Captain of the Port.

Dated: May 19, 2014.

S.R. Murtagh,

Captain, U.S. Coast Guard, Captain of the Port.

[FR Doc. 2014–13309 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R01–OAR–2010–0460; A–1–FRL–9904–73–Region–1]

Approval and Promulgation of Air Quality Implementation Plans; Connecticut; Reasonably Available Control Technology Update To Address Control Techniques Guidelines Issued in 2006, 2007, and 2008

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is approving State Implementation Plan (SIP) revisions submitted by the State of Connecticut. The revisions establish Reasonably Available Control Technology (RACT) for several categories of volatile organic compound (VOC) air emission sources. The intended effect of this action is to approve these requirements into the Connecticut SIP. This action is being taken in accordance with the Clean Air Act (CAA).

DATES: This rule is effective on July 9, 2014.

ADDRESSES: EPA has established a docket for this action under Docket Identification No. EPA–R01–OAR–2010–0460. All documents in the docket are listed on the *www.regulations.gov* Web site. Although listed in the index, some information is not publicly available, i.e., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically through *www.regulations.gov* or in hard copy at the Office of Ecosystem Protection, U.S. Environmental Protection Agency, EPA New England Regional Office, Office of Ecosystem Protection, Air Quality Planning Unit, 5 Post Office Square—Suite 100, Boston, MA. EPA requests that if at all possible, you contact the contact listed in the **FOR FURTHER INFORMATION CONTACT** section to schedule your inspection. The Regional Office's official hours of business are Monday through Friday, 8:30 to 4:30, excluding legal holidays.

Copies of the documents relevant to this action are also available for public inspection during normal business hours, by appointment at the Bureau of Air Management, Department of Energy and Environmental Protection, State Office Building, 79 Elm Street, Hartford, CT 06106–1630.

FOR FURTHER INFORMATION CONTACT: David Mackintosh, Air Quality Planning Unit, U.S. Environmental Protection Agency, New England Regional Office, 5 Post Office Square—Suite 100, (Mail Code OEP05–02), Boston, MA 02109–3912, telephone 617–918–1584, facsimile 617–918–0584, email *mackintosh.david@epa.gov.*

SUPPLEMENTARY INFORMATION: Throughout this document whenever ''we,'' ''us,'' or ''our'' is used, we mean EPA.

Organization of this document: The following outline is provided to aid in locating information in this preamble.

I. Background and Purpose
II. Connecticut's Reasonably Available Control Technology Updates
III. Final Action
IV. Statutory and Executive Order Reviews

I. Background and Purpose

On May 24, 2013 (78 FR 31459), EPA published a Notice of Proposed Rulemaking (NPR) for the State of Connecticut. In that action, EPA proposed approval of Connecticut's revisions to Section 22a–174–20 ''Control of Organic Compound Emissions'' and Connecticut's newly adopted Section 22a–174–40 ''Consumer Products'' and Section 22a–174–44 ''Adhesives and Sealants.'' These regulations address RACT for the VOC source categories covered by Control Technique Guidelines (CTGs) issued by EPA in 2006, 2007, and 2008 [1] and include requirements to reduce VOC emissions from consumer products based on the 2006 Ozone Transport Commission (OTC) model rule. EPA also proposed approval of the negative declarations for the CTGs for which Connecticut determined no applicable sources exist in the State of Connecticut.

II. Connecticut's Reasonably Available Control Technology Updates

On February 1, 2008, Connecticut submitted its consumer products regulation to EPA as part of its 8-hour Ozone Attainment Demonstration SIP revision. Then, on November 18, 2008, Connecticut submitted its adhesives and sealants regulation as part of its Annual Fine Particulate Matter ($PM_{2.5}$) Attainment Demonstration SIP revision. On April 29, 2010, Connecticut submitted a SIP revision that addressed eight CTGs: Flexible package printing; industrial cleaning solvents; large appliance coatings; metal furniture coatings; miscellaneous industrial adhesives; offset lithographic printing and letterpress printing; and paper, film and foil coatings. At that time, Connecticut also submitted negative declarations for three CTGs: Automobile and light-duty truck assembly coating; fiberglass boat manufacturing; and flat wood paneling coating. On November 21, 2012, Connecticut submitted a SIP revision that addressed the CTG for miscellaneous metal and plastic parts coatings. Lastly, in letters dated March 13, 2013 and April 3, 2013, Connecticut withdrew a number of provisions from

[1] EPA's CTGs are posted at *http://www.epa.gov/airquality/ozonepollution/SIPToolkit/ctgs.html.*

the April 29, 2010 and February 1, 2008 SIP submittals, respectively.

EPA has reviewed Connecticut's new and revised VOC regulations and found that they are consistent with the relevant CTGs and OTC recommendations. In addition, Connecticut's process for determining the categories for which the state should make negative declarations was reasonable. Therefore, EPA concludes that Connecticut has met the CAA requirement to adopt RACT for all the 2006, 2007, and 2008 CTGs.

III. Final Action

EPA is approving, and incorporating into the SIP, the following changes to Connecticut's Section 22a–174–20 ''Control of organic compound emissions'' as meeting RACT for the relevant CTG categories: Revised subsection (p) Metal furniture coatings; revised subsection (q) Paper, film, and foil coatings; revised subsection (s) Miscellaneous metal and plastic parts coatings; new subsection (ff) Flexible package printing; new subsection (gg) Offset lithographic printing and letterpress printing; new subsection (hh) Large appliance coatings; new subsection (ii) Industrial solvent cleaning; new subsection (jj) Spray application equipment cleaning; and new subsection (kk) Pleasure craft coatings.

Additionally, EPA is approving, and incorporating into the SIP, Connecticut's new Section 22a–174–40 ''Consumer Products,'' consistent with the OTC's recommendations, and Connecticut's new Section 22a–174–44 ''Adhesives and Sealants'' as meeting RACT.

EPA is taking no action on the portions of sections 22a–174–20(ff)(1)(K), (ff)(5)(B)(vi), (gg)(1)(O), (gg)(7)(B)(Vi), (hh)(1)(CC), (hh)(7)(B)(vi), (ii)(1)(I), (ii)(6)(B)(vi), (jj)(1)(H), (jj)(3)(D), and (jj)(6)(B)(vii) which Connecticut withdrew from its April 29, 2010 SIP submittal. Likewise, EPA is taking no action on the portions of Sections 22a–174–40(c)(4) through (7) and 22a–174–40(f)(2)(C) through (D), which Connecticut withdrew from its February 1, 2008 SIP submittal.

EPA is also approving, and incorporating into the SIP, minor revisions to the following subsections of Connecticut's Section 22a–174–20: (f)(9); (l)(1) and (2); (aa)(1); (cc)(2) and (3); and subsection (ee) Reasonably available control technology for large sources. EPA is also approving Connecticut's request to withdraw subsection (g) Architectural coatings of Section 22a–174–20 from the SIP. Lastly, EPA is approving Connecticut's negative declarations for three source categories: Flat wood paneling coating; fiberglass and boat manufacturing; and automobile and light-duty truck assembly coating. Connecticut has, therefore, met the CAA requirement to adopt RACT for all of the 2006, 2007, and 2008 CTGs.

IV. Statutory and Executive Order Reviews

Under the Clean Air Act, the Administrator is required to approve a SIP submission that complies with the provisions of the Act and applicable Federal regulations. 42 U.S.C. 7410(k); 40 CFR 52.02(a). Thus, in reviewing SIP submissions, EPA's role is to approve state choices, provided that they meet the criteria of the Clean Air Act. Accordingly, this action merely approves state law as meeting Federal requirements and does not impose additional requirements beyond those imposed by state law. For that reason, this action:

- Is not a ''significant regulatory action'' subject to review by the Office of Management and Budget under Executive Order 12866 (58 FR 51735, October 4, 1993);
- does not impose an information collection burden under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*);
- is certified as not having a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*);
- does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4);
- does not have Federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);
- is not an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);
- is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);
- is not subject to requirements of Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) because application of those requirements would be inconsistent with the Clean Air Act; and
- does not provide EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

In addition, this rule does not have tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), because the SIP is not approved to apply in Indian country located in the state, and EPA notes that it will not impose substantial direct costs on tribal governments or preempt tribal law.

The Congressional Review Act, 5 U.S.C. 801 *et seq.,* as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a ''major rule'' as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by August 8, 2014. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Nitrogen dioxide, Ozone, Volatile organic compounds.

Dated: November 12, 2013.

H. Curtis Spalding,

Regional Administrator, EPA New England.

Editorial note: This document was received for publication by the Office of the Federal Register on June 3, 2014.

Part 52 of chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

■ 1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. 7401 et seq.

Subpart H—Connecticut

■ 2. Section 52.370 is amended by adding paragraph (c)(102) to read as follows:

§ 52.370 Identification of plan.

* * * * *

(c) * * *

(102) Revisions to the State Implementation Plan submitted by the Connecticut Department of Environmental Protection on November 18, 2008, April 29, 2010, and November 21, 2012.

(i) Incorporation by reference.

(A) Regulations of Connecticut State Agencies (RCSA) Section 22a–174–20, as published in the Connecticut Law Journal on May 18, 2010, effective April 6, 2010:

(*1*) The amendment of subdivision (f)(9);

(*2*) The withdrawal of subsection (g);

(*3*) The amendment of subdivisions (l)(1) and (l)(2);

(*4*) The amendment of subsections (p) Metal furniture coatings, (q) Paper, film, and foil coating;

(*5*) The amendment of subparagraph (s)(2)(B);

(*6*) The amendment of subsection (ee) Reasonably available control technology for large sources;

(*7*) The addition of subsection (ff) Flexible package printing, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (ff)(1)(K) and ''or alternative method as approved by the commissioner'' in clause (ff)(5)(B)(vi);

(*8*) The addition of subsection (gg) Offset lithographic printing and letterpress printing, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (gg)(1)(O) and ''or alternative method as approved by the commissioner'' in clause (gg)(7)(B)(vi);

(*9*) The addition of subsection (hh) Large appliance coatings, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (hh)(1)(CC) and ''or alternative method as approved by the commissioner'' in clause (hh)(7)(B)(vi);

(*10*) The addition of (ii) Industrial solvent cleaning, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (ii)(1)(I) and ''or alternative method as approved by the commissioner'' in clause (ii)(6)(B)(vi); and

(*11*) The addition of (jj) Spray application equipment cleaning, with the exception of the phrase ''or other method approved by the commissioner'' in subparagraph (jj)(1)(H), the exception of subparagraph (jj)(3)(D), and the exception of the phrase ''or alternative method as approved by the commissioner'' in clause (JJ)(6)(B)(vii).

(B) Regulations of Connecticut State Agencies (RCSA) Section 22a–174–20, as published in the Connecticut Law Journal on December 4, 2012, effective October 31, 2012:

(*1*) The amendment of subsection(s) Miscellaneous metal parts and products;

(*2*) The amendment of subdivisions (aa)(1), (cc)(2), and (cc)(3);

(*3*) The amendment of subparagraph (ii)(3)(A); and

(*4*) The addition of subdivision (kk) Pleasure craft coatings.

(C) Regulations of Connecticut State Agencies (RCSA) Section 22a–174–40 entitled ''Consumer Products,'' with the exception of subdivisions (4) through (7) in subsection (c) and the exception of subparagraphs (C) and (D) in subdivision (f)(2), effective July 26, 2007.

(D) Regulations of Connecticut State Agencies (RCSA) section 22a–174–44, entitled ''Adhesives and Sealants,'' effective October 3, 2008.

■ 3. Section 52.375 is amended by adding paragraph (g) to read as follows:

§ 52.375 Certification of no sources.

* * * * *

(g) In its April 29, 2010 submittal to EPA pertaining to reasonably available control technology requirements for the 1997 8-hour ozone standard, the State of Connecticut certified to the satisfaction of EPA that no sources are located in the state that are covered by the following Control Technique Guidelines:

(1) Flat wood paneling coating;

(2) Fiberglass boat manufacturing; and

(3) Automobile and light duty truck assembly coating.

■ 4. In § 52.385, Table 52.385 is amended by:

■ a. Adding two new entries for existing state citation ''22–174–20'' in order of ''Date adopted by State''; and

■ b. Adding two new state citations ''22a–174–40'' and ''22a–174–44'' in order of ''Connecticut State citation''.

The added text reads as follows:

§ 52.385 EPA-approved Connecticut regulations.

* * * * *

TABLE 52.385—EPA-APPROVED REGULATIONS

Connecticut State citation	Title/subject	Dates		**Federal Register** citation	Section 52.370	Comments/description
		Date adopted by State	Date approved by EPA			
*	*	*	*	*	*	*
22a–174–20	Control of organic compound emissions.					
*	*	*	*	*	*	*
		04/06/10	6/9/14	[Insert **Federal Register** page number where the document begins].	(c)(102)	Amendment of subdivision (f)(9), withdrawal of subsection (g), amendment of subdivisions (l)(1) and (l)(2), amendment of subsections (p) Metal furniture coatings, (q) Paper, film, and foil coating, amendment of subparagraph (s)(2)(B), amendment of subsection (ee) Reasonably available control technology for large sources, addition of subsection (ff) Flexible package printing, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (ff)(1)(K) and ''or alternative method as approved by the commissioner'' in clause (ff)(5)(B)(vi), addition of subsection (gg) Offset lithographic printing and letterpress printing, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (gg)(1)(O) and ''or alternative method as approved by the commissioner'' in clause (gg)(7)(B)(vi), addition of subsection (hh) Large appliance coatings, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (hh)(1)(CC) and ''or alternative method as approved by the commissioner'' in clause (hh)(7)(B)(vi), addition of (ii) Industrial solvent cleaning, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (ii)(1)(I) and ''or alternative method as approved by the commissioner'' in clause (ii)(6)(B)(vi) and addition of (jj) Spray application equipment cleaning, with the exception of the phrases ''or other method approved by the commissioner'' in subparagraph (jj)(1)(H), with the exception of subparagraph (jj)(3)(D), and with the exception of the phrase ''or alternative method as approved by the commissioner'' in clause (JJ)(6)(B)(vii).
22a–174–20	Control of organic compound emissions.	10/31/12	6/9/14	[Insert **Federal Register** page number where the document begins].	(c)(103)	Amendment of subsection (s) Miscellaneous metal parts and products, amendment of subdivisions (aa)(1), (cc)(2), and (cc)(3), amendment of subparagraph (ii)(3)(A); and addition of subdivision (kk) Pleasure craft coatings.
*	*	*	*	*	*	*
22a–174–40	Consumer Products	7/26/07	6/9/14	[Insert **Federal Register** page number where the document begins].	(c)(103)	All of Section 22a–174–40 is approved, with the exception of subdivisions (4) through (7) in subsection (c) and subparagraphs (C) and (D) in subdivision (f)(2), which CT withdrew from its SIP submittal.
*	*	*	*	*	*	*
22a–174–44	Adhesives and Sealants	10/03/08	6/9/14	[Insert **Federal Register** page number where the document begins].	(c)(103)	
*	*	*	*	*	*	*

[FR Doc. 2014–13220 Filed 6–6–14; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 64

[Docket ID FEMA–2014–0002; Internal Agency Docket No. FEMA–8333]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: This rule identifies communities where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP) that are scheduled for suspension on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If the Federal Emergency Management Agency (FEMA) receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will not occur and a notice of this will be provided by publication in the **Federal Register** on a subsequent date. Also, information identifying the current participation status of a community can be obtained from FEMA's Community Status Book (CSB). The CSB is available at *http://www.fema.gov/fema/csb.shtm.*

DATES: *Effective Dates:* The effective date of each community's scheduled suspension is the third date (''Susp.'') listed in the third column of the following tables.

FOR FURTHER INFORMATION CONTACT: If you want to determine whether a particular community was suspended on the suspension date or for further information, contact David Stearrett, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–2953.

SUPPLEMENTARY INFORMATION: The NFIP enables property owners to purchase Federal flood insurance that is not otherwise generally available from private insurers. In return, communities agree to adopt and administer local floodplain management measures aimed at protecting lives and new construction

from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits the sale of NFIP flood insurance unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed in this document no longer meet that statutory requirement for compliance with program regulations, 44 CFR Part 59. Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. We recognize that some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue to be eligible for the sale of NFIP flood insurance. A notice withdrawing the suspension of such communities will be published in the **Federal Register**.

In addition, FEMA publishes a Flood Insurance Rate Map (FIRM) that identifies the Special Flood Hazard Areas (SFHAs) in these communities. The date of the FIRM, if one has been published, is indicated in the fourth column of the table. No direct Federal financial assistance (except assistance pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may be provided for construction or acquisition of buildings in identified SFHAs for communities not participating in the NFIP and identified for more than a year on FEMA's initial FIRM for the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column. The Administrator finds that notice and public comment procedures under 5 U.S.C. 553(b), are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives 6-month, 90-day, and 30-day notification letters addressed to the Chief Executive Officer stating that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications were made, this final rule may take effect within less than 30 days.

National Environmental Policy Act. This rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Considerations. No environmental impact assessment has been prepared.

Regulatory Flexibility Act. The Administrator has determined that this rule is exempt from the requirements of the Regulatory Flexibility Act because the National Flood Insurance Act of 1968, as amended, Section 1315, 42 U.S.C. 4022, prohibits flood insurance coverage unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed no longer comply with the statutory requirements, and after the effective date, flood insurance will no longer be available in the communities unless remedial action takes place.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This rule meets the applicable standards of Executive Order 12988.

Paperwork Reduction Act. This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

List of Subjects in 44 CFR Part 64

Flood insurance, Floodplains.

Accordingly, 44 CFR part 64 is amended as follows:

PART 64—[AMENDED]

■ 1. The authority citation for part 64 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.;* Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp.; p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp.; p. 376.

§ 64.6 [Amended]

■ 2. The tables published under the authority of § 64.6 are amended as follows:

State and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
Region V				
Indiana:				
Knox, City of, Starke County	180242	April 22, 1975, Emerg; February 1, 1994, Reg; June 16, 2014, Susp.	June 16, 2014	June 16, 2014.
Starke County, Unincorporated Areas	180240	January 6, 1992, Emerg; April 1, 1993, Reg; June 16, 2014, Susp.	.....do*	Do.
Region IX				
Arizona: Maricopa, City of, Pinal County	040052	N/A, Emerg; December 27, 2007, Reg; June 16, 2014, Susp.	.....do	Do.

* -do- = Ditto.
Code for reading third column: Emerg.—Emergency; Reg.—Regular; Susp.—Suspension.

Dated: May 12, 2014.

David L. Miller,

Associate Administrator, Federal Insurance and Mitigation Administration, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. 2014–13283 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–12–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 622

[Docket No. 130403322–4454–02]

RIN 0648–BD08

Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Dolphin and Wahoo Fishery Off the Atlantic States; Amendment 5

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule.

SUMMARY: NMFS issues regulations to implement Amendment 5 to the Fishery Management Plan for the Dolphin and Wahoo Fishery off the Atlantic States (FMP) (Amendment 5), as prepared and submitted by the South Atlantic Fishery Management Council (Council). This rule revises the annual catch limits (ACLs) and accountability measures (AMs) for the commercial and recreational sectors of dolphin and wahoo, and updates the framework procedures for the FMP. In addition, Amendment 5 revises the acceptable biological catch (ABC) values and recreational annual catch targets (ACTs) for dolphin and wahoo. The purpose of Amendment 5 and this rule is to help achieve optimum yield (OY) within the dolphin and wahoo fishery, and to minimize any negative socio-economic impacts to the affected fishing participants, to the extent practicable, in accordance with the requirements of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act).

DATES: This rule is effective July 9, 2014.

ADDRESSES: Electronic copies of Amendment 5, which includes an environmental assessment, regulatory impact review, and Regulatory Flexibility Act analysis, may be obtained from the Southeast Regional Office Web site at *http://sero.nmfs.noaa.gov/sustainable_fisheries/s_atl/dw/2013/am5/index.html.*

FOR FURTHER INFORMATION CONTACT: Nikhil Mehta, telephone: 727–824–5305, or email: *nikhil.mehta@noaa.gov.*

SUPPLEMENTARY INFORMATION: The dolphin and wahoo fishery of the Atlantic is managed under the FMP. The FMP was prepared by the Council and is implemented through regulations at 50 CFR part 622 under the authority of the Magnuson-Stevens Act.

On February 28, 2014, NMFS published a notice of availability for Amendment 5 and requested public comment (79 FR 11383). On March 14, 2014, NMFS published a proposed rule for Amendment 5 and requested public comment (79 FR 14466). NMFS approved Amendment 5 on May 23, 2014. The proposed rule and Amendment 5 outline the rationale for the actions contained in this final rule. A summary of the actions implemented by Amendment 5 and this final rule is provided below.

Management Measures Contained in This Final Rule

This final rule revises the commercial and recreational ACLs and AMs for dolphin and wahoo, and updates the framework procedures for the FMP. The purpose of this rule is to help achieve OY for dolphin and wahoo and minimize any potential negative socio-economic impacts to the affected fishing participants, to the extent practicable, in accordance with the requirements of the Magnuson-Stevens Act. All weights in this final rule are given in round weight.

Dolphin Commercial and Recreational ACLs

This final rule revises the dolphin commercial and recreational ACLs. The dolphin commercial ACL increases from 1,065,524 lb (483,314 kg) to 1,157,001 lb (524,807 kg). The dolphin recreational ACL increases from 13,530,692 lb (6,137,419 kg) to 14,187,845 lb (6,435,498 kg). The effects of the increases in the ACLs for dolphin are expected to be negligible to the stock and the human environment.

Wahoo Commercial and Recreational ACLs

This final rule revises the wahoo commercial and recreational ACLs. The wahoo commercial ACL increases from 64,147 lb (29,097 kg) to 70,542 lb (31,997 kg). The wahoo recreational ACL increases from 1,427,638 lb (647,566 kg) to 1,724,418 lb (782,183 kg). The effects of the increases in ACLs for wahoo are also expected to be negligible to the stock and the human environment.

Dolphin and Wahoo Commercial AMs

The current commercial AMs for dolphin and wahoo close the commercial sector for the respective species for the remainder of the fishing year, if commercial landings as estimated by the Science and Research Director (SRD) reach, or are projected to reach, the commercial ACL (in-season closure).

These in-season AMs will not change; however, this final rule also provides that if the commercial ACL is exceeded in a fishing year, then the commercial ACL for the respective species in the following fishing year will be reduced by the amount of the commercial ACL overage in the prior year. However, the commercial ACL overage adjustment would only be applied if the species is overfished and the total ACL (combined commercial and recreational ACLs) is exceeded. The Council determined the commercial ACL overage adjustment (payback), combined with the in-season AM closure, would offer greater protection to the stocks and provides the best management strategy for the commercial sector based on the biology and recent catch levels of dolphin and wahoo.

Dolphin and Wahoo Recreational AMs

The current recreational AMs for dolphin and wahoo provide that if recreational landings, as estimated by the SRD, exceed the recreational ACL, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the NMFS Southeast Regional Administrator (RA) shall publish a notice to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. However, the length of the recreational season will not be reduced during the following fishing year if the RA determines, using the best scientific information available, that a reduction in the length of the following fishing season is unnecessary.

This final rule modifies these recreational AMs to reduce the length of the fishing season as well as the recreational ACL in the fishing year following any recreational ACL overage, if the stock is overfished and the total ACL (commercial and recreational ACLs combined) is exceeded. However, the recreational ACL overage adjustment and fishing season reduction would not be applied if the RA determines, using the best scientific information available, that such a reduction is unnecessary. The ability to reduce the recreational

ACL when an overage of the respective ACL occurs provides additional protection to the dolphin and wahoo stocks. The Council determined that this set of AMs best meets the objectives of the FMP, while complying with the requirements of the Magnuson-Stevens Act.

Dolphin and Wahoo FMP Framework Procedures

This final rule adds to the regulatory amendment process changes to the ABC control rule, ACLs, ACTs, and AMs, as management measures that can be revised via the framework procedures of the FMP. Additionally, this rule allows an ABC, ACL, and ACT to be modified using an abbreviated framework procedure, whereby after the Council has taken final action to change an ABC, ACL, and/or ACT, the Council would submit a document to the RA containing an analysis of the relevant biological, economic, social, and administrative information necessary to support the action. If, based on the information provided by the Council, the RA determines the modifications are warranted, NMFS would develop the appropriate documentation to comply with the National Environmental Policy Act and other applicable law, and propose the action through rulemaking. NMFS anticipates this expedited process will shorten the time it would take to make routine changes to harvest limits in response to new scientific information, while allowing the public adequate time to comment on any change.

Additional Measures Contained in Amendment 5

In addition to the measures contained in this final rule, Amendment 5 revises the ABCs and recreational ACTs for dolphin and wahoo. Amendment 5 increases the ABC for dolphin from 14,596,216 lb (6,620,732 kg) to 15,344,846 lb (6,960,305 kg). The ABC for wahoo increases from 1,491,785 lb (676,662 kg) to 1,794,960 lb (814,180 kg). Amendment 5 also increases the current dolphin recreational ACT of 11,595,803 lb (5,259,768 kg) to 12,769,061 (5,791,949 kg) and the current wahoo recreational ACT of 1,164,953 lb (528,414 kg) to 1,258,825 lb (570,993 kg). All of these increases are based on the best scientific information available about these species, and reflect the most recent and accurate catch estimates.

Comments and Responses

A total of four comments were received on Amendment 5 and the proposed rule from an individual, a commercial fishing association, and a Federal agency. The Federal agency submission stated that they had no comment on the proposed rule or Amendment 5. In two comment submissions, the commercial fishing association expressed support for the actions to increase the dolphin and wahoo commercial ACLs, the revisions to the AMs for both species, and the revisions to the framework procedures. An individual submitted a comment critical of the actions contained in Amendment 5 and the proposed rule; NMFS' response is summarized below.

Comment: NMFS should not increase the dolphin and wahoo recreational ACLs because of uncertainty associated with recreational landings data.

Response: NMFS disagrees that the recreational ACLs should not be changed for dolphin and wahoo. Recreational ACLs for dolphin and wahoo were established in the Comprehensive ACL Amendment (77 FR 15916, March 16, 2012), using data generated by the Marine Recreational Fisheries Statistics Survey (MRFSS), which was the best scientific information available at that time. In 2013, following an independent review by the National Research Council and as directed by Congress within the Magnuson-Stevens Act, NMFS replaced MRFSS with the Marine Recreational Information Program (MRIP) to provide more accurate recreational catch estimates. MRIP is expected to reduce potential bias and increase the accuracy, timeliness, and spatial resolution of recreational catch and effort estimates. In Amendment 5, MRIP methods have been used to recalculate previous MRFSS estimates dating back to 1986, and are the basis for all new ACL estimates.

The recreational ACL revisions are necessary because if the ABC, ACL, and ACT values for dolphin and wahoo are not updated with the new MRIP estimates, then the ACLs would be based on MRFSS data while the landings being used to track the ACLs would be estimated using MRIP data. That would result in an inconsistency in how ACLs are calculated versus how they are monitored. In addition to using MRIP data, the dolphin and wahoo ACLs are being updated to include revisions to commercial and for-hire landings data. Revising the ACLs using MRIP values to estimate recreational landings, as well as updates to headboat and commercial landings, represent the best scientific information available in accordance with National Standard 2 of the Magnuson-Stevens Act.

Classification

The Regional Administrator, Southeast Region, NMFS has determined that this final rule is necessary for the conservation and management of Atlantic dolphin and wahoo and is consistent with Amendment 5, the FMP, the Magnuson-Stevens Act, and other applicable law.

This final rule has been determined to be not significant for purposes of Executive Order 12866.

The Magnuson-Stevens Act provides the statutory basis for this rule. No duplicative, overlapping, or conflicting Federal rules have been identified. In addition, no new reporting, recordkeeping, or other compliance requirements are introduced by this final rule.

The Chief Counsel for Regulation of the Department of Commerce certified to the Chief Counsel for Advocacy of the Small Business Administration during the proposed rule stage that this rule would not have a significant economic impact on a substantial number of small entities. The factual basis for this determination was published in the proposed rule and is not repeated here. No comments were received regarding the certification and NMFS has not received any new information that would affect its determination. As a result, a final regulatory flexibility analysis is not required and none was prepared.

List of Subjects in 50 CFR Part 622

Atlantic Dolphin, Fisheries, Fishing, Wahoo.

Dated: June 3, 2014.

Samuel D. Rauch III,

Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.

For the reasons set out in the preamble, 50 CFR part 622 is amended as follows:

PART 622—FISHERIES OF THE CARIBBEAN, GULF OF MEXICO, AND SOUTH ATLANTIC

■ 1. The authority citation for part 622 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*

■ 2. Section 622.280 is revised to read as follows:

§ 622.280 Annual catch limits (ACLs) and accountability measures (AMs).

(a) *Atlantic dolphin*—(1) *Commercial sector.* (i) If commercial landings for Atlantic dolphin, as estimated by the SRD, reach or are projected to reach the commercial ACL of 1,157,001 lb (524,807 kg), round weight, the AA will

file a notification with the Office of the Federal Register to close the commercial sector for the remainder of the fishing year. On and after the effective date of such a notification, all sale or purchase of Atlantic dolphin is prohibited and harvest or possession of this species in or from the South Atlantic EEZ is limited to the bag and possession limit. This bag and possession limit applies in the South Atlantic on board a vessel for which a valid Federal commercial or charter vessel/headboat permit for Atlantic dolphin and wahoo has been issued, without regard to where such species were harvested, *i.e.,* in state or Federal waters.

(ii) In addition to the measures specified in paragraph (a)(1)(i) of this section, if the combined Atlantic dolphin commercial and recreational landings exceed the combined commercial and recreational ACLs specified in paragraphs (a)(1)(i) and (a)(2)(i) of this section, and Atlantic dolphin are overfished, based on the most recent Status of U.S. Fisheries Report to Congress, the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year, to reduce the commercial ACL for that following year by the amount of the commercial overage in the prior fishing year.

(2) *Recreational sector.* (i) If recreational landings for Atlantic dolphin, as estimated by the SRD, exceed the recreational ACL of 14,187,845 lb (6,435,498 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings.

(ii) If the combined Atlantic dolphin commercial and recreational landings exceed the combined commercial and recreational ACLs specified in paragraphs (a)(1)(i) and (a)(2)(i) of this section, and Atlantic dolphin are overfished, based on the most recent Status of U.S. Fisheries Report to Congress, the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year, to reduce the recreational ACL for that following year by the amount of the recreational overage in the prior fishing year, and reduce the recreational fishing season by the amount necessary to ensure recreational landings do not exceed the reduced ACL. However, the recreational ACL and the length of the recreational fishing season will not be reduced during the following fishing year if the RA determines, using the best scientific information available, that a reduced recreational ACL and a reduction in the length of the following fishing season is unnecessary.

(b) *Atlantic wahoo*—(1) *Commercial sector.* (i) If commercial landings for Atlantic wahoo, as estimated by the SRD, reach or are projected to reach the commercial ACL of 70,542 lb (31,997 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for the remainder of the fishing year. On and after the effective date of such a notification, all sale or purchase of Atlantic wahoo is prohibited and harvest or possession of this species in or from the South Atlantic EEZ is limited to the bag and possession limit. This bag and possession limit applies in the South Atlantic on board a vessel for which a valid Federal commercial or charter vessel/headboat permit for Atlantic dolphin and wahoo has been issued, without regard to where such species were harvested, *i.e.,* in state or Federal waters.

(ii) In addition to the measures specified in paragraph (b)(1)(i) of this section, if the combined Atlantic wahoo commercial and recreational landings exceed the combined commercial and recreational ACLs specified in paragraphs (b)(1)(i) and (b)(2)(i) of this section, and Atlantic wahoo are overfished, based on the most recent Status of U.S. Fisheries Report to Congress, the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year, to reduce the commercial ACL for that following year by the amount of the commercial overage in the prior fishing year.

(2) *Recreational sector.* (i) If recreational landings for Atlantic wahoo, as estimated by the SRD, exceed the recreational ACL of 1,724,418 lb (782,183 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings.

(ii) If the combined Atlantic wahoo commercial and recreational landings exceed the combined commercial and recreational ACLs specified in paragraphs (b)(1)(i) and (b)(2)(i) of this section, and Atlantic wahoo are overfished, based on the most recent Status of U.S. Fisheries Report to Congress, the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year, to reduce the recreational ACL for that following year by the amount necessary to ensure recreational landings do not exceed the reduced ACL. However, the recreational ACL and the length of the recreational fishing season will not be reduced during the following year if the RA determines, using the best scientific information available, that a reduced recreational ACL and a reduction in the length of the following fishing season is unnecessary.

■ 3. In § 622.281, paragraph (a) is revised to read as follows:

§ 622.281 Adjustment of management measures.

* * * * *

(a) *Atlantic dolphin and wahoo.* Biomass levels, age-structured analyses, MSY, OY, OFL, TAC, ABC, ABC Control Rule, ACLs, ACTs, AMs, trip limits, minimum sizes, gear regulations and restrictions, permit requirements, seasonal or area closures, sub-zones and their management measures, overfishing definitions and other status determination criteria, time frame for recovery of Atlantic dolphin or wahoo if overfished, fishing year (adjustment not to exceed 2 months), authority for the RA to close a fishery when a quota is reached or is projected to be reached or reopen a fishery when additional quota becomes available, definitions of essential fish habitat, and essential fish habitat HAPCs or Coral HAPCs.

* * * * *

[FR Doc. 2014–13257 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–22–P

Proposed Rules

Federal Register
Vol. 79, No. 110
Monday, June 9, 2014

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. FAA–2014–0364; Directorate Identifier 2013–SW–041–AD]

RIN 2120–AA64

Airworthiness Directives; Airbus Helicopters (Previously Eurocopter France) (Airbus Helicopters) Helicopters

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: We propose to supersede airworthiness directive (AD) 2013–21–01 that currently applies to Eurocopter France Model AS350B, AS350BA, AS350B1, AS350B2, AS350B3, AS350C, AS350D, AS350D1, AS355E, AS355F, AS355F1, AS355F2, AS355N, and AS355NP helicopters. AD 2013–21–01 currently requires certain inspections of each tail rotor pitch horn assembly (pitch horn) for a crack and, if there is a crack, before further flight, replacing the pitch horn with an airworthy pitch horn. AD 2013–21–01 also requires a one-time visual inspection for pitch horns above certain hours time-in-service (TIS). This NPRM would retain the requirements of AD 2013–21–01 but would require a repetitive visual inspection for all pitch horns regardless of hours TIS, which requires allowing the public an opportunity to comment. These proposed actions are intended to detect a crack in the pitch horn to prevent failure of the pitch horn, loss of the anti-torque function, and subsequent loss of control of the helicopter.

DATES: We must receive comments on this proposed AD by August 8, 2014.

ADDRESSES: You may send comments by any of the following methods:

- *Federal eRulemaking Docket:* Go to *http://www.regulations.gov.* Follow the online instructions for sending your comments electronically.
- *Fax:* 202–493–2251.
- *Mail:* Send comments to the U.S. Department of Transportation, Docket Operations, M–30, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590–0001.
- *Hand Delivery:* Deliver to the ''Mail'' address between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

Examining the AD Docket

You may examine the AD docket on the Internet at *http://www.regulations.gov* or in person at the Docket Operations Office between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The AD docket contains this proposed AD, the foreign authority's AD, the economic evaluation, any comments received and other information. The street address for the Docket Operations Office (telephone 800–647–5527) is in the **ADDRESSES** section. Comments will be available in the AD docket shortly after receipt.

For service information identified in this proposed AD, contact Airbus Helicopters, Inc., 2701 N. Forum Drive, Grand Prairie, TX 75052; telephone (972) 641–0000 or (800) 232–0323; fax (972) 641–3775; or at *http://www.airbushelicopters.com/techpub.*

You may review the referenced service information at the FAA, Office of the Regional Counsel, Southwest Region, 2601 Meacham Blvd., Room 663, Fort Worth, Texas 76137.

FOR FURTHER INFORMATION CONTACT: Robert Grant, Aviation Safety Engineer, Safety Management Group, FAA, 2601 Meacham Blvd., Fort Worth, Texas 76137; telephone (817) 222–5110; email *robert.grant@faa.gov.*

SUPPLEMENTARY INFORMATION:

Comments Invited

We invite you to participate in this rulemaking by submitting written comments, data, or views. We also invite comments relating to the economic, environmental, energy, or federalism impacts that might result from adopting the proposals in this document. The most helpful comments reference a specific portion of the proposal, explain the reason for any recommended change, and include supporting data. To ensure the docket does not contain duplicate comments, commenters should send only one copy of written comments, or if comments are filed electronically, commenters should submit only one time.

We will file in the docket all comments that we receive, as well as a report summarizing each substantive public contact with FAA personnel concerning this proposed rulemaking. Before acting on this proposal, we will consider all comments we receive on or before the closing date for comments. We will consider comments filed after the comment period has closed if it is possible to do so without incurring expense or delay. We may change this proposal in light of the comments we receive.

Discussion

On October 7, 2013, we issued AD 2013–21–01, Amendment 39–17625 (78 FR 63853, October 25, 2013) for Eurocopter France (now Airbus Helicopters) Model AS350B, AS350BA, AS350B1, AS350B2, AS350B3, AS350C, AS350D, AS350D1, AS355E, AS355F, AS355F1, AS355F2, AS355N, and AS355NP helicopters. AD 2013–21–01 requires a one-time visual inspection of each pitch horn with 135 or more hours TIS for a crack and, if there is a crack, before further flight, replacing the pitch horn with an airworthy pitch horn. It also requires a dye-penetrant inspection of any pitch horn before it is installed. AD 2013–21–01 was prompted by a report of a crack in the yoke of a pitch horn and is intended to detect a crack in the pitch horn to prevent failure of the pitch horn, loss of the anti-torque function, and subsequent loss of control of the helicopter.

AD 2013–21–01 was prompted by AD No. 2013–0133, dated June 28, 2013, issued by the European Aviation Safety Agency (EASA), which is the Technical Agent for the Member States of the European Union. EASA issued AD No. 2013–0133 to correct an unsafe condition for Model AS350B, AS350BA, AS350BB, AS350B1, AS350B2, AS350B3, AS350D, AS355E, AS355F, AS355F1, AS355F2, AS355N, and AS355NP helicopters. EASA advises of an ongoing investigation of a crack in the yoke of a pitch horn for which a cause has not been determined. The EASA AD requires repetitive visual inspections of each pitch horn for a crack and replacing the pitch horn with a serviceable assembly if a crack is found. EASA states that its AD is an

interim action and further action may follow.

This NPRM would retain the actions in AD 2013–12–01 but would require the visual inspection for all pitch horns regardless of hours TIS. This NPRM would also require repeating the visual inspection every 165 hours TIS. This NPRM would also change the requirement for the dye penetration inspection so that it only applies to pitch horns that are not new. Also, since we issued AD 2013–12–01, Eurocopter France has changed its name to Airbus Helicopters. This NPRM reflects that change.

FAA's Determination

These helicopters have been approved by the aviation authority of France and are approved for operation in the United States. Pursuant to our bilateral agreement with France, EASA, its technical representative, has notified us of the unsafe condition described in the EASA AD. We are proposing this AD because we evaluated all known relevant information and determined that an unsafe condition is likely to exist or develop on other helicopters of the same type design.

Related Service Information

We reviewed a Eurocopter (now Airbus Helicopters) Emergency Alert Service Bulletin, Revision 1, dated June 25, 2013 (EASB), with four different numbers. EASB No.05.00.74 is for Model AS350B, B1, B2, B3, BA, and D; the non-FAA type certificated Model AS350BB; and the non-FAA type certificated military Model AS350L1 helicopters. EASB No. 05.00.49 is for non-FAA type certificated military Model AS550A2, C2, C3, and U2 helicopters. EASB No. 05.00.65 is for Model AS355E, F, F1, F2, N, and NP helicopters. EASB No. 05.00.44 is for non-FAA type certificated military Model AS555AF, AN, SN, UF, and UN helicopters. Airbus Helicopters has been informed of a case of a crack on the yoke of a pitch horn, which may lead to failure of the pitch horn, resulting in loss of the anti-torque function. The EASB specifies a check for cracks on the yokes of the two pitch horns and specifies replacing any cracked pitch horn. The EASB states that it may be necessary to modify the log card of the tail rotor blade assembly due to some of the pitch horn part numbers being recorded incorrectly.

EASA classified this EASB as mandatory and issued EASA AD No. 2013–0133, dated June 28, 2013, to ensure the continued airworthiness of these helicopters.

Proposed AD Requirements

This proposed AD would require:

- For parts with 155 or less hours TIS, before exceeding 165 hours TIS, or for parts with more than 155 hours TIS, within 10 hours TIS, visually inspecting each pitch horn for a crack.
- Thereafter, at intervals not to exceed 165 hours TIS, visually inspecting each pitch horn for a crack.
- After each inspection, if there is a crack, before further flight, replacing the pitch horn with an airworthy pitch horn.
- Before installing any pitch horn, P/N 350A121368, with more than 0 hours TIS, dye penetrant inspecting it for a crack.

Differences Between the Proposed AD and the EASA AD

The EASA AD applies to Eurocopter Model AS350BB that does not have an FAA type certificate and therefore is not a part of this proposed AD. The EASA AD does not apply to Eurocopter Model AS350C or AS350D1, but this proposed AD would because those models have an FAA type certificate and may have the applicable pitch horn installed. The proposed AD would require a dye-penetrant inspection before installing a pitch horn; the EASA AD does not.

Interim Action

We consider this AD to be an interim action. If final action is later identified, we might consider further rulemaking then.

Costs of Compliance

We estimate that this proposed AD would affect 938 helicopters of U.S. Registry. We estimate that operators may incur the following costs in order to comply with this proposed AD. Labor costs are estimated at $85 per work hour. We estimate .1 work hour to visually inspect a pitch horn for a total cost of $8.50 per helicopter or $7,973 for the fleet, per inspection cycle. We estimate 1 work hour to do a dye-penetrant inspection, for a total cost of $85 per helicopter. We estimate 1 work hour to replace a part, if necessary, and a cost for required parts of $1,946, for a total cost of $2,031 per helicopter.

Authority for This Rulemaking

Title 49 of the United States Code specifies the FAA's authority to issue rules on aviation safety. Subtitle I, section 106, describes the authority of the FAA Administrator. ''Subtitle VII: Aviation Programs,'' describes in more detail the scope of the Agency's authority.

We are issuing this rulemaking under the authority described in ''Subtitle VII, Part A, Subpart III, Section 44701: General requirements.'' Under that section, Congress charges the FAA with promoting safe flight of civil aircraft in air commerce by prescribing regulations for practices, methods, and procedures the Administrator finds necessary for safety in air commerce. This regulation is within the scope of that authority because it addresses an unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

Regulatory Findings

We determined that this proposed AD would not have federalism implications under Executive Order 13132. This proposed AD would not have a substantial direct effect on the States, on the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed, I certify this proposed regulation:

1. Is not a ''significant regulatory action'' under Executive Order 12866;
2. Is not a ''significant rule'' under the DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979);
3. Will not affect intrastate aviation in Alaska to the extent that it justifies making a regulatory distinction; and
4. Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

We prepared an economic evaluation of the estimated costs to comply with this proposed AD and placed it in the AD docket.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA proposes to amend 14 CFR part 39 as follows:

PART 39—AIRWORTHINESS DIRECTIVES

■ 1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

■ 2. The FAA amends § 39.13 by removing airworthiness directive (AD) 2013–21–01, Amendment 39–17625 (78 FR 63853, October 25, 2013), Docket No. FAA–2013–0878, Directorate Identifier

2013–SW–033–AD, and adding the following new AD:

Airbus Helicopters (Previously Eurocopter France Helicopters) (Airbus Helicopters): Docket No. FAA–2014–0364; Directorate Identifier 2013–SW–041–AD.

(a) Applicability

This AD applies to Airbus Helicopters Model AS350B, AS350BA, AS350B1, AS350B2, AS350B3, AS350C, AS350D, AS350D1, AS355E, AS355F, AS355F1, AS355F2, AS355N, and AS355NP helicopters with tail rotor hub pitch horn (pitch horn) assembly, part number (P/N) 350A121368.01, 350A121368.02, 350A121368.03, or 350A121368.04, with a pitch horn, P/N 350A121368.XX, where XX stands for a two-digit dash number, installed, certificated in any category. The pitch horn may be marked with either the pitch horn assembly P/N or pitch horn P/N.

(b) Unsafe Condition

This AD defines the unsafe condition a crack in the yoke of a pitch horn. This condition could result in failure of a pitch horn, loss of the anti-torque function, and subsequent loss of control of the helicopter.

(c) Affected ADs

This AD supersedes AD 2013–21–01, Amendment 39–17625 (78 FR 63853, October 25, 2013).

(d) Comments Due Date

We must receive comments by August 8, 2014.

(e) Compliance

You are responsible for performing each action required by this AD within the specified compliance time unless it has already been accomplished prior to that time.

(f) Required Actions

(1) For parts with 155 or less hours time-in-service (TIS), before exceeding 165 hours TIS, or for parts with more than 155 hours TIS, within 10 hours TIS, and thereafter at intervals not to exceed 165 hours TIS, visually inspect each pitch horn for a crack in the areas shown in Figure 1 of Eurocopter Emergency Alert Service Bulletin (EASB) No. 05.00.74 or No. 05.00.65, both Revision 1 and both dated June 25, 2013, as appropriate for your model helicopter.

(2) If there is a crack, before further flight, replace the pitch horn with an airworthy pitch horn.

(3) Do not install a pitch horn, P/N 350A121368 (any dash number), with more than 0 hours TIS on any helicopter unless it has passed a dye penetrant inspection for a crack in the areas shown in Figure 1 of Eurocopter EASB No. 05.00.74 or No. 05.00.65, both Revision 1 and both dated June 25, 2013, as appropriate for your model helicopter.

(g) Special Flight Permits

Special flight permits are prohibited.

(h) Alternative Methods of Compliance (AMOCs)

(1) The Manager, Safety Management Group, FAA, may approve AMOCs for this AD. Send your proposal to: Robert Grant, Aviation Safety Engineer, Safety Management Group, FAA, 2601 Meacham Blvd., Fort Worth, Texas 76137; telephone (817) 222–5110; email *robert.grant@faa.gov.*

(2) For operations conducted under a 14 CFR part 119 operating certificate or under 14 CFR part 91, subpart K, we suggest that you notify your principal inspector, or lacking a principal inspector, the manager of the local flight standards district office or certificate holding district office, before operating any aircraft complying with this AD through an AMOC.

(i) Additional Information

The subject of this AD is addressed in European Aviation Safety Agency (EASA) AD No. 2013–0133, dated June 28, 2013. You may view the EASA AD on the Internet at *http://www.regulations.gov* in Docket No. FAA–2014–0364.

(j) Subject

Joint Aircraft Service Component (JASC) Code: 6400 Tail Rotor.

Issued in Fort Worth, Texas, on May 30, 2014.

Lance T. Gant,

Acting Directorate Manager, Rotorcraft Directorate, Aircraft Certification Service.

[FR Doc. 2014–13261 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2014–0271; Airspace Docket No. 13–AWP–16]

RIN 2120–AA66

Proposed Modification and Establishment of Area Navigation (RNAV) Routes; Western United States

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This action proposes to modify three RNAV Q-routes and establish five Q-routes originating in Oakland Air Route Traffic Control Center's (ARTCC) airspace. The routes would promote operational efficiencies for users and provide connectivity to current and proposed RNAV en route and terminal procedures.

DATES: Comments must be received on or before July 24, 2014.

ADDRESSES: Send comments on this proposal to the U.S. Department of Transportation, Docket Operations, M–30, 1200 New Jersey Avenue SE., West Building Ground Floor, Room W12–140, Washington, DC 20590–0001; telephone: (202) 366–9826. You must identify FAA Docket No. FAA–2014–0271 and Airspace Docket No. 13–AWP–16 at the beginning of your comments. You may also submit comments through the Internet at h*ttp://www.regulations.gov*.

FOR FURTHER INFORMATION CONTACT: Paul Gallant, Airspace Policy and Regulations Group, Office of Airspace Services, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591; telephone: (202) 267–8783.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal.

Communications should identify both docket numbers (FAA Docket No. FAA–2014–0271 and Airspace Docket No. 13–AWP–16) and be submitted in triplicate to the Docket Management Facility (see **ADDRESSES** section for address and phone number). You may also submit comments through the Internet at *http://www.regulations.gov.*

Commenters wishing the FAA to acknowledge receipt of their comments on this action must submit with those comments a self-addressed, stamped postcard on which the following statement is made: ''Comments to FAA Docket No. FAA–2014–0271 and Airspace Docket No. 13–AWP–16.'' The postcard will be date/time stamped and returned to the commenter.

All communications received on or before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this action may be changed in light of comments received. All comments submitted will be available for examination in the public docket both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

Availability of NPRM's

An electronic copy of this document may be downloaded through the Internet at *http://www.regulations.gov*.

You may review the public docket containing the proposal, any comments received and any final disposition in person in the Dockets Office (see **ADDRESSES** section for address and phone number) between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. An informal docket may also be examined during normal business hours at the office of the Western Service Center, Operations Support Group, Federal Aviation Administration, 1601 Lind Ave. SW., Renton, WA 98057.

Persons interested in being placed on a mailing list for future NPRM's should contact the FAA's Office of Rulemaking, (202) 267–9677, for a copy of Advisory Circular No. 11–2A, Notice of Proposed Rulemaking Distribution System, which describes the application procedure.

The Proposal

The FAA is proposing an amendment to Title 14, Code of Federal Regulations (14 CFR) part 71 to modify 3 Q-routes and establish 5 RNAV Q-routes originating in the Oakland ARTCC airspace. The routes would run generally west-east, connecting the San Francisco and Los Angeles terminal areas with destinations to the east. The modified routes would connect to new Standard Instrument Departure (SID) and Standard Terminal Arrival (STAR) procedures as designed in the Northern California (NorCal) Metroplex. The proposed routes would provide options to traverse or circumnavigate the restricted area R–2508 complex. The proposed routes are described below.

Q–120: Q–120 extends between the Sacramento, CA, VORTAC (SAC) and the Redwood Falls, MN, VOR/DME (RWF). The proposed modification would remove the SAC VORTAC at the west end of the route and replace it with the new ORRCA waypoint (WP). Additional WPs would be added along the route. On the east end, the RWF VOR/DME would be removed from the route and a new endpoint would be established using the existing UFFDA WP, MN. The UFFDA WP is located approximately 41 nautical miles (NM) west of the RWF VOR/DME, thereby shortening the length of Q–120 by that distance.

Q–128: Q–128 extends between the Linden, CA, VORTAC (LIN) and the Memphis, TN, VORTAC (MEM). The proposed modifications would remove the LIN VORTAC from route and replaced with the new SYRAH, CA, WP. The SYRAH WP would be located approximately 7 NM southwest of the LIN VORTAC. The Bartlesville, OK, VOR/DME (BVO) would be removed from the route and replaced with the VEGUC, OK, WP (approximately 12 NM southeast of the BVO) VOR/DME. The Razorback, AR, VORTAC (RZC) would also be removed from the route and replaced by the NOBBY, AR, WP. The NOBBY WP is approximately 1 NM northeast of RZC VORTAC. The MEM VORTAC would be removed from the route and replaced by the MUDHO, MS, WP (approximately 7 NM southwest of the MEM VORTAC). From the MUDHO WP, Q–128 would be extended by approximately 160 NM to the southeast terminating at the new east end JILLS, AL, WP. The JILLS WP would be located approximately 11 NM northwest of the Crimson, AL, VORTAC (LDK).

Q130: Q130 extends between the LIN VORTAC and the Panhandle, TX, VORTAC (PNH). The proposed modifications would remove the LIN VORTAC from route and replace it with the new SYRAH, CA, WP. The Rattlesnake, NM, VORTAC (RSK) would also be replaced by the new HASSL, UT, WP; and the existing TAHIB, UT, WP, would be inserted between the ROCCY, UT, WP and the DIXAN, NM, WP. The PNH VORTAC would remain as the eastern endpoint of Q–130.

The proposed changes to Q–120, Q–128, and Q–130 are intended to support Performance Based Navigation procedures into or out of terminal areas and to reduce the reliance on ground-based navigation aids by replacing some facilities in the route descriptions with GPS waypoints.

The following new routes are proposed:

Q–158: Q–158 would extend from a new NTELL, CA, WP (to be located west of restricted area R–2508, near the Clovis, CA, VORTAC (CZQ), transiting through the northern part of R–2508, and the new JEDNA, NV, WP (northwest of Las Vegas, NV).

Q–160: Q–160 would begin at the new SHVVR, CA, WP, then transit through the northern part of R–2508, and end at the existing BIKKR, CA, WP, where it would link to Q–158.

Q–162: Q–162 would extend between the NTELL WP and the MYCAL, NV, WP. From NTELL, Q–162 would circumnavigate around the north end of R–2508 through the existing CABAB, CA, WP and the KENNO, NV, WP, then turn southeastward through the gap between restricted areas R–2508 and R–4807A/R–4808N, to the MYCAL WP, where it would link to Q–158.

Q–164: Q–164 would extend between the NTELL, CA, WP and the existing ROCCY, UT, WP. Q–164 would provide east- and west-bound routing north of the R–2508 and R–4807/R–4808 complexes.

Q–166: Q–166 would begin at the VIKSN, CA, WP, then transit through the northeast corner of R–2508, to end at the BIKKR, CA, WP. Q–166 would connect with Q–162 at the VIKSN WP and with Q–158 and Q–160 at the BIKKR WP.

It should be noted that the proposed routes that would transit through R–2508 (i.e., Q–158, Q–160 and Q–166) would only be available during times when the restricted airspace has been released to the FAA for joint use in accordance with a joint use agreement.

The FAA is proposing this action to promote user operational efficiencies and to provide connectivity to current and proposed RNAV en route and terminal procedures.

High altitude RNAV routes are published in paragraph 2006 of FAA Order 7400.9X dated August 7, 2013, and effective September 15, 2013, which is incorporated by reference in 14 CFR 71.1. The RNAV routes listed in this document would be subsequently published in the Order.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this proposed regulation: (1) Is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under Department of Transportation (DOT) Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this proposed rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority.

This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the

efficient use of airspace. This proposed regulation is within the scope of that authority as it would modify the route structure as required to enhance the safe and efficient flow of air traffic in the western United States.

Environmental Review

This proposal will be subject to an environmental analysis in accordance with FAA Order 1050.1E, ''Environmental Impacts: Policies and Procedures'' prior to any FAA final regulatory action.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.9X, Airspace Designations and Reporting Points, Dated August 7, 2013, and effective September 15, 2013, is amended as follows:

Paragraph 2006 United States Area Navigation Routes.

* * * * *

Q120 ORRCA, CA to UFFDA, MN [Amended]

ORRCA, CA	WP	(Lat. 38°26′37″ N., long. 121°33′06″ W.)
MENSE, NV	WP	(Lat. 39°53′32″ N., long. 119°05′50″ W.)
ZORUN, NV	WP	(Lat. 39°59′00″ N., long. 118°55′00″ W.)
GALLI, NV	WP	(Lat. 40°19′10″ N., long. 118°07′18″ W.)
JAJAY, NV	WP	(Lat. 40°44′03″ N., long. 116°49′33″ W.)
LIITL, NV	WP	(Lat. 41°21′36″ N., long. 114°44′31″ W.)
PROXI, UT	WP	(Lat. 41°58′21″ N., long. 112°31′34″ W.)
Big Piney, WY	(BPI) VOR/DME	(Lat. 42°34′46″ N., long. 110°06′33″ W.)
JUGIV, WY	WP	(Lat. 42°57′44″ N., long. 108°08′43″ W.)
HIKOX, WY	WP	(Lat. 43°12′16″ N., long. 106°52′19″ W.)
JASTI, SD	WP	(Lat. 44°01′24″ N., long. 101°26′26″ W.)
UFFDA, MN	WP	(Lat. 44°29′46″ N., long. 96°05′25″ W.)

Q128 SYRAH, CA to JILLS, AL [Amended]

SYRAH, CA	WP	(Lat. 37°59′28″ N., long. 121°06′11″ W.)
JSICA, NV	WP	(Lat. 38°31′14″ N., long. 117°17′13″ W.)
TABLL, UT	WP	(Lat. 38°39′56″ N., long. 113°10′35″ W.)
EDLES, UT	WP	(Lat. 38°40′40″ N., long. 109°56′27″ W.)
FLOOD, CO	WP	(Lat. 38°20′24″ N., long. 105°05′38″ W.)
ZAROS, CO	WP	(Lat. 37°59′22″ N., long. 102°20′22″ W.)
VEGUC, OK	WP	(Lat. 36°48′52″ N., long. 96°00′45″ W.)
NOBBY, AR	FIX	(Lat. 36°15′13″ N., long. 94°06′27″ W.)
ECIGE, AR	WP	(Lat. 35°33′53″ N., long. 91°54′08″ W.)
MUDHO, MS	WP	(Lat. 34°56′30″ N., long. 90°06′26″ W.)
JILLS, AL	WP	(Lat. 33°19′27″ N., long. 87°44′47″ W.)

Q130 SYRAH, CA to Panhandle, TX (PNH) [Amended]

SYRAH, CA	WP	(Lat. 37°59′28″ N., long. 121°06′11″ W.)
JSICA, NV	WP	(Lat. 38°31′14″ N., long. 117°17′13″ W.)
REANA, NV	WP	(Lat. 38°24′00″ N., long. 114°20′00″ W.)
ROCCY, UT	WP	(Lat. 37°49′42″ N., long. 112°00′00″ W.)
HASSL, UT	WP	(Lat. 37°34′12″ N., long. 110°53′01″ W.)
TAHIB, UT	WP	(Lat. 37°03′15″ N., long. 108°47′44″ W.)
DIXAN, NM	WP	(Lat. 36°16′51″ N., long. 105°57′20″ W.)
MIRME, NM	WP	(Lat. 35°47′01″ N., long. 103°50′32″ W.)
Panhandle, TX	(PNH) VORTAC	(Lat. 35°14′06″ N., long. 101°41′57″ W.)

Q158 NTELL, CA TO JEDNA, NV [New]

NTELL, CA	WP	(Lat. 36°53′59″ N., long. 119°53′22″ W.)
PPARK, CA	WP	(Lat. 36°46′49″ N., long. 118°38′49″ W.)
TRTIS, CA	WP	(Lat. 36°36′37″ N., long. 117°06′57″ W.)
BIKKR, CA	WP	(Lat. 36°34′00″ N., long. 116°45′00″ W.)
MYCAL, NV	WP	(Lat. 36°27′37″ N., long. 116°15′51″ W.)
JEDNA, NV	WP	(Lat. 36°19′24″ N., long. 115°39′22″ W.)

Q160 SHVVR, CA TO BIKKR, CA [New]

SHVVR, CA	WP	(Lat. 37°14′24″ N., long. 119°48′49″ W.)
FAANG, CA	INT	(Lat. 37°00′00″ N., long. 118°35′03″ W.)
RIVVO, CA	WP	(Lat. 36°39′10″ N., long. 117°06′15″ W.)
BIKKR, CA	WP	(Lat. 36°34′00″ N., long. 116°45′00″ W.)

Q162 NTELL, CA TO MYCAL, NV [New]

NTELL, CA	WP	(Lat. 36°53′59″ N., long. 119°53′22″ W.)
CABAB, CA	WP	(Lat. 37°16′36″ N., long. 118°43′12″ W.)
VIKSN, CA	WP	(Lat. 37°21′03″ N., long. 117°53′36″ W.)
KENNO, NV	WP	(Lat. 37°17′53″ N., long. 117°18′37″ W.)

ESSAA, NV	WP	(Lat. 37°04′05″ N., long. 116°55′59″ W.)
TUMBE, NV	WP	(Lat. 36°48′20″ N., long. 116°40′03″ W.)
MYCAL, NV	WP	(Lat. 36°27′37″ N., long. 116°15′51″ W.)

Q164 NTELL, CA TO ROCCY, UT [New]

NTELL, CA	WP	(Lat. 36°53′59″ N., long. 119°53′22.21″ W.)
CABAB, CA	WP	(Lat. 37°16′36″ N., long. 118°43′12″ W.)
KICHI, NV	WP	(Lat. 37°58′00″ N., long. 117°11′00″ W.)
KATTS, NV	WP	(Lat. 38°20′00″ N., long. 116°20′00″ W.)
KITTN, NV	WP	(Lat. 38°19′44″ N., long. 114°57′41″ W.)
ROCCY, UT	WP	(Lat. 37°49′42″ N., long. 112°00′00″ W.)

Q166 VIKSN, CA TO BIKKR, CA [New]

VIKSN, CA	WP	(Lat. 37°21′03″ N., long. 117°53′36″ W.)
UHILL, CA	WP	(Lat. 36°53′48″ N., long. 117°13′36″ W.)
BIKKR, CA	WP	(Lat. 36°34′00″ N., long. 116°45′00″ W.)

Issued in Washington, DC, on June 3, 2014.

Gary A. Norek,

Manager, Airspace Policy and Regulations Group.

[FR Doc. 2014–13373 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 100

[Docket Number USCG–2014–0200]

RIN 1625–AA08

Special Local Regulations for Marine Events, Wrightsville Channel; Wrightsville Beach, NC

AGENCY: Coast Guard, DHS.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: The Coast Guard is proposing to establish a Special Local Regulation for the ''Swim the Loop/Motts Channel Sprint'' swim event, to be held on the waters adjacent to and surrounding Harbor Island in Wrightsville Beach, North Carolina. This Special Local Regulation is necessary to provide for the safety of life on the navigable waters during the event. This action is intended to restrict vessel traffic on the Atlantic Intracoastal Waterway within 550 yards north and south of the U.S. 74/76 Bascule Bridge crossing the Atlantic Intracoastal Waterway, mile 283.1, at Wrightsville Beach, North Carolina, during the swim event.

DATES: Comments and related material must be received by the Coast Guard on or before July 9, 2014.

ADDRESSES: You may submit comments identified by docket number using any one of the following methods:

(1) *Federal eRulemaking Portal: http://www.regulations.gov.*

(2) *Fax:* 202–493–2251.

(3) *Mail or Delivery:* Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590–0001. Deliveries accepted between 9 a.m. and 5 p.m., Monday through Friday, except federal holidays. The telephone number is 202–366–9329.

See the ''Public Participation and Request for Comments'' portion of the **SUPPLEMENTARY INFORMATION** section below for further instructions on submitting comments. To avoid duplication, please use only one of these three methods.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call or email LCDR Evelynn B. Samms, Coast Guard Sector North Carolina, Coast Guard; telephone 910–772–2207, email *Evelynn.B.Samms@uscg.mil.* If you have questions on viewing or submitting material to the docket, call Cheryl Collins, Program Manager, Docket Operations, telephone (202) 366–9826.

SUPPLEMENTARY INFORMATION:

Table of Acronyms

DHS Department of Homeland Security
FR **Federal Register**
NPRM Notice of Proposed Rulemaking

A. Public Participation and Request for Comments

We encourage you to participate in this rulemaking by submitting comments and related materials. All comments received will be posted without change to *http://www.regulations.gov* and will include any personal information you have provided.

1. Submitting Comments

If you submit a comment, please include the docket number for this rulemaking, indicate the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. You may submit your comments and material online at *http://www.regulations.gov,* or by fax, mail, or hand delivery, but please use only one of these means. If you submit a comment online, it will be considered received by the Coast Guard when you successfully transmit the comment. If you fax, hand deliver, or mail your comment, it will be considered as having been received by the Coast Guard when it is received at the Docket Management Facility. We recommend that you include your name and a mailing address, an email address, or a telephone number in the body of your document so that we can contact you if we have questions regarding your submission.

To submit your comment online, go to *http://www.regulations.gov,* type the docket number (USCG–2014–0200) in the ''SEARCH'' box and click ''SEARCH.'' Click on ''Submit a Comment'' on the line associated with this rulemaking.

If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit comments by mail and would like to know that they reached the Facility, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period and may change the rule based on your comments.

2. Viewing Comments and Documents

To view comments, as well as documents mentioned in this preamble as being available in the docket, go to *http://www.regulations.gov,* type the docket number (USCG–2014–0200) in the ''SEARCH'' box and click ''SEARCH.'' Click on Open Docket Folder on the line associated with this rulemaking. You may also visit the Docket Management Facility in Room W12–140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

3. Privacy Act

Anyone can search the electronic form of comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review a Privacy Act notice regarding our public dockets in the January 17, 2008, issue of the **Federal Register** (73 FR 3316).

4. Public Meeting

We do not plan to hold a public meeting. But you may submit a request for one, using one of the methods specified under **ADDRESSES**. Please explain why you believe a public meeting would be beneficial. If we determine that one would aid this rulemaking, we will hold one at a time and place announced by a later notice in the **Federal Register**.

B. Regulatory History and Information

The ''Swim the Loop/Motts Channel Sprint'' and similar swim events have taken place at this location in previous years. On both June 13, 2012, and March 29, 2013, we published a Notice of Proposed Rulemaking entitled ''Special Local Regulations for Marine Events, Wrightsville Channel; Wrightsville Beach, NC'' in the **Federal Register** (77 FR 35321 and 78 FR 19155). We received no comments on the proposed rules. No public meeting was requested, and none was held.

C. Basis and Purpose

On October 11, 2014 from 10 a.m. to 1 p.m., Without Limits Coaching will sponsor ''Swim the Loop'' and ''Motts Channel Sprint'' on the waters adjacent to and surrounding Harbor Island in Wrightsville Beach, North Carolina. The swim event will consist of up to 200 swimmers per event swimming a 1.3 mile course or a 3.5 mile course around Harbor Island in Wrightsville Beach, North Carolina. To provide for the safety of participants, spectators and other transiting vessels, the Coast Guard will temporarily restrict vessel traffic in the event area during this event.

D. Discussion of Proposed Rule

The Coast Guard is proposing to restrict vessel access from the navigable waters of the Atlantic Intracoastal Waterway 550 yards north and south of the U.S. 74/76 Bascule Bridge, mile 283.1, latitude 34°13′06″ North, longitude 077°48′44″ West, at Wrightsville Beach, North Carolina. Participants will enter the Atlantic Intracoastal Waterway at the Dockside Marina on the west bank of the Atlantic Intracoastal Waterway south of the U.S. 74/76 Bascule Bridge at Wrightsville Beach, North Carolina, and swim north and clockwise around Harbor Island returning to the Dockside Marina. To provide for the safety of participants, spectators and other transiting vessels, the Coast Guard will temporarily restrict vessel traffic in the event area during this event. Specifically, the U.S. 74/76 Bascule Bridge at Wrightsville Beach, North Carolina will remain closed during the event on October 11, 2014 from 10 a.m. to 1 p.m. In addition, during the event, general navigation within the regulated area will be restricted during the specified date and time with the exception of participants and vessels authorized by the Coast Guard Captain of the Port or his representative, no person or vessel may enter or remain in the regulated area.

E. Regulatory Analyses

We developed this proposed rule after considering numerous statutes and executive orders related to rulemaking. Below we summarize our analyses based on a number of these statutes or executive orders.

1. Regulatory Planning and Review

This proposed rule is not a significant regulatory action under section 3(f) of Executive Order 12866, Regulatory Planning and Review, as supplemented by Executive Order 13563, Improving Regulation and Regulatory Review, and does not require an assessment of potential costs and benefits under section 6(a)(3) of Executive Order 12866 or under section 1 of Executive Order 13563. The Office of Management and Budget has not reviewed it under those Orders. Although this regulation will restrict access to the area, the effect of this rule will not be significant because the regulated area will be in effect for a limited time, from 10 a.m. to 1 p.m., on October 11, 2014. The Coast Guard will provide advance notification via maritime advisories so mariners can adjust their plans accordingly. The regulated area will apply only to the section of the Atlantic Intracoastal Waterway in the immediate vicinity of the U.S. 74/76 Bascule Bridge at Wrightsville Beach, North Carolina. Coast Guard vessels enforcing this regulated area can be contacted on marine band radio VHF–FM channel 16 (156.8 MHz).

2. Impact on Small Entities

The Regulatory Flexibility Act of 1980 (RFA), 5 U.S.C. 601–612, as amended, requires federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard certifies under 5 U.S.C. 605(b) that this proposed rule will not have a significant economic impact on a substantial number of small entities.

This proposed rule will affect the following entities, some of which may be small entities: The owners or operators of recreational vessels intending to transit the specified portion of Atlantic Intracoastal Waterway from 10 a.m. to 1 p.m. on October 11, 2014.

This proposed rule will not have a significant economic impact on a substantial number of small entities for the following reasons. This proposed rule will only be in effect for three hours from 10 a.m. to 1 p.m. The regulated area applies only to the section of the Atlantic Intracoastal Waterway in the vicinity of the U.S. 74/76 Bascule Bridge at Wrightsville Beach, North Carolina. Vessel traffic may be allowed to pass through the regulated area with the permission of the Coast Guard Patrol Commander. In the case where the Patrol Commander authorizes passage through the regulated area, vessels shall proceed at the minimum speed necessary to maintain a safe course that minimizes wake near the swim course. The Patrol Commander will allow non-participating vessels to transit the event area once all swimmers are safely clear of navigation channels and vessel traffic areas. Before the enforcement period, we will issue maritime advisories so mariners can adjust their plans accordingly.

If you think that your business, organization, or governmental jurisdiction qualifies as a small entity and that this rule would have a significant economic impact on it, please submit a comment (see **ADDRESSES**) explaining why you think it qualifies and how and to what degree this rule would economically affect it.

3. Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this proposed rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT**, above. The Coast Guard will not retaliate against small entities that question or complain about this

proposed rule or any policy or action of the Coast Guard.

4. Collection of Information

This proposed rule will not call for a new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520.).

5. Federalism

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this proposed rule under that Order and determined that this rule does not have implications for federalism.

6. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

7. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of $100,000,000 (adjusted for inflation) or more in any one year. Though this proposed rule would not result in such expenditure, we do discuss the effects of this rule elsewhere in this preamble.

8. Taking of Private Property

This proposed rule would not cause a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

9. Civil Justice Reform

This proposed rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

10. Protection of Children From Environmental Health Risks

We have analyzed this proposed rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and would not create an environmental risk to health or risk to safety that might disproportionately affect children.

11. Indian Tribal Governments

This proposed rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it would not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

12. Energy Effects

This proposed rule is not a ''significant energy action'' under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use.

13. Technical Standards

This proposed rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

14. Environment

We have analyzed this proposed rule under Department of Homeland Security Management Directive 023–01 and Commandant Instruction M16475.lD, which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have made a preliminary determination that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This proposed rule involves implementation of regulations within 33 CFR Part 100 that apply to organized marine events on the navigable waters of the United States that may have potential for negative impact on the safety or other interest of waterway users and shore side activities in the event area. This special local regulation is necessary to provide for the safety of the general public and event participants from potential hazards associated with movement of vessels near the event area. This rule is categorically excluded from further review under paragraph 34(h) of Figure 2–1 of the Commandant Instruction. A preliminary environmental analysis checklist supporting this determination and a Categorical Exclusion Determination are available in the docket where indicated under **ADDRESSES**. We seek any comments or information that may lead to the discovery of a significant environmental impact from this proposed rule.

List of Subjects in 33 CFR Part 100

Marine safety, Navigation (water), Reporting and recordkeeping requirements, Waterways.

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR part 100 as follows:

PART 100—SAFETY OF LIFE ON NAVIGABLE WATERS

■ 1. The authority citation for part 100 continues to read as follows:

Authority: 33 U. S. C. 1233

■ 2. Add a temporary § 100.35–T05–0200 to read as follows:

§ 100.35–T05–0200 Special Local Regulations for Marine Events, Wrightsville Channel; Wrightsville Beach, NC.

(a) *Regulated area:* The following location is a regulated area: All waters of the Atlantic Intracoastal Waterway within 550 yards north and south of the U.S. 74/76 Bascule Bridge, mile 283.1, latitude 34°13′06″ North, longitude 077°48′44″ West, at Wrightsville Beach, North Carolina. All coordinates reference Datum NAD 1983.

(b) *Definitions:* (1) Coast Guard Patrol Commander means a commissioned, warrant, or petty officer of the U.S. Coast Guard who has been designated by the Commander, Coast Guard Sector North Carolina.

(2) Official Patrol means any vessel assigned or approved by Commander, Coast Guard Sector North Carolina with a commissioned, warrant, or petty officer on board and displaying a Coast Guard ensign.

(3) Participant means all participating in the ''Swim the Loop/Motts Channel Sprint'' swim event under the auspices of the Marine Event Permit issued to the event sponsor and approved by Commander, Coast Guard Sector North Carolina.

(4) Spectator means all persons and vessels not registered with the event sponsor as participants or official patrol.

(c) *Special local regulations:* (1) The Coast Guard Patrol Commander will control the movement of all vessels in the vicinity of the regulated area. When hailed or signaled by an official patrol vessel, a vessel approaching the regulated area shall immediately comply with the directions given. Failure to do so may result in termination of voyage and citation for failure to comply.

(2) The Coast Guard Patrol Commander may terminate the event, or the operation of any support vessel participating in the event, at any time it is deemed necessary for the protection of life or property. The Coast Guard may be assisted in the patrol and enforcement of the regulated area by other Federal, State, and local agencies.

(3) Vessel traffic, not involved with the event, may be allowed to transit the regulated area with the permission of the Patrol Commander. Vessels that desire passage through the regulated area shall contact the Coast Guard Patrol Commander on VHF–FM marine band radio for direction. Only participants and official patrol vessels are allowed to enter the regulated area.

(4) All Coast Guard vessels enforcing the regulated area can be contacted on marine band radio VHF–FM channel 16 (156.8 MHz) and channel 22 (157.1 MHz). The Coast Guard will issue marine information broadcast on VHF–FM marine band radio announcing specific event date and times.

(d) *Enforcement period:* This section will be enforced from 10 a.m. to 1 p.m. on October 11, 2014.

Dated: May 19, 2014.

S.R. Murtagh,

Captain, U.S. Coast Guard, Captain of the Port.

[FR Doc. 2014–13269 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket Number USCG–2014–0183]

RIN 1625–AA00

Safety Zone, Ohio River, Miles 449.0 to 451.5; New Richmond, OH

AGENCY: Coast Guard, DHS.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: The Coast Guard proposes to establish a temporary safety zone for all waters of the Ohio River, surface to bottom, extending from Ohio River mile 449.0 to mile 451.5 at New Richmond, Ohio. This temporary safety zone is necessary to protect persons and property from potential damage and safety hazards during the New Richmond Bicentennial Big Bash, which involves tossing pumpkins into the river with trebuchets, which are catapults operating under a raised counterweight system. During the period of enforcement, no vessels may be located within this proposed safety zone and entry into this area will be prohibited unless specifically authorized by the Captain of the Port Ohio Valley or other designated representative.

DATES: Comments and related material must be received by the Coast Guard on or before July 9, 2014.

ADDRESSES: You may submit comments identified by docket number using any one of the following methods:

(1) *Federal eRulemaking Portal: http://www.regulations.gov.*

(2) *Fax:* 202–493–2251.

(3) *Mail or Delivery:* Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590–0001. Deliveries are accepted between 9 a.m. and 5 p.m., Monday through Friday, except federal holidays. The telephone number is 202–366–9329.

See the ''Public Participation and Request for Comments'' portion of the **SUPPLEMENTARY INFORMATION** section below for further instructions on submitting comments. To avoid duplication, please use only one of these three methods.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call or email Petty Officer Denise Davidson, Marine Safety Detachment Cincinnati, U.S. Coast Guard; telephone 513–921–9033 x2113, email *Denise.M.Davidson@uscg.mil* or Petty Officer John Joeckel, Marine Safety Detachment Cincinnati, U.S. Coast Guard; telephone 513–921–9033 x2109, email *John.R.Joeckel@uscg.mil.* If you have questions on viewing or submitting material to the docket, call Cheryl Collins, Program Manager, Docket Operations, telephone (202) 366–9826.

SUPPLEMENTARY INFORMATION:

Table of Acronyms

COTP Captain of the Port
DHS Department of Homeland Security
FR **Federal Register**
NPRM Notice of Proposed Rulemaking

A. Public Participation and Request for Comments

We encourage you to participate in this rulemaking by submitting comments and related materials. All comments received will be posted without change to *http://www.regulations.gov* and will include any personal information you have provided.

1. Submitting Comments

If you submit a comment, please include the docket number for this rulemaking, indicate the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. You may submit your comments and material online at *http://www.regulations.gov,* or by fax, mail, or hand delivery, but please use only one of these means. If you submit a comment online, it will be considered received by the Coast Guard when you successfully transmit the comment. If you fax, hand deliver, or mail your comment, it will be considered as having been received by the Coast Guard when it is received at the Docket Management Facility. We recommend that you include your name and a mailing address, an email address, or a telephone number in the body of your document so that we can contact you if we have questions regarding your submission.

To submit your comment online, go to *http://www.regulations.gov,* type the docket number [USCG–2014–0183] in the ''SEARCH'' box and click ''SEARCH.'' Click on ''Submit a Comment'' on the line associated with this rulemaking.

If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit comments by mail and would like to know that they reached the Facility, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period and may change the rule based on your comments.

2. Viewing Comments and Documents

To view comments, as well as documents mentioned in this preamble as being available in the docket, go to *http://www.regulations.gov,* type the docket number (USCG–2014–0183) in the ''SEARCH'' box and click ''SEARCH.'' Click on Open Docket Folder on the line associated with this rulemaking. You may also visit the Docket Management Facility in Room W12–140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

3. Privacy Act

Anyone can search the electronic form of comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor

union, etc.). You may review a Privacy Act notice regarding our public dockets in the January 17, 2008, issue of the **Federal Register** (73 FR 3316).

4. Public Meeting

We do not now plan to hold a public meeting. But you may submit a request for one, using one of the methods specified under **ADDRESSES**. Please explain why you believe a public meeting would be beneficial. If we determine that one would aid this rulemaking, we will hold one at a time and place announced by a later notice in the **Federal Register**.

B. Regulatory History and Information

There is no regulatory history related to the proposed safety zone or the event triggering a need for the proposed safety zone. The New Richmond Bicentennial Big Bash is an event that is planned to take place September 20, 2014. This event includes tossing pumpkins into the river using trebuchets. This event will be advertised to and throughout the local community.

Should this event and the related waterway activity become a recurring event, requiring a safety zone, the Coast Guard will include it in a future update to the list of recurring safety zones under 33 CFR 165.801.

C. Basis and Purpose

The New Richmond Bicentennial Big Bash is an event that involves tossing pumpkins into the river with trebuchets. The purpose of this proposed rule is to establish a safety zone to protect persons and property from potential damage and safety hazards during the New Richmond Bicentennial Big Bash. The Coast Guard's authority for establishing safety zones is contained at 33 U.S.C. 1231, 46 U.S.C. Chapter 701, 3306, 3703; 50 U.S.C. 191, 195; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Public Law 107–295, 116 Stat. 2064; and Department of Homeland Security Delegation No. 0170.1.

D. Discussion of Proposed Rule

The COTP Ohio Valley proposes to establish a safety zone for the waters of the Ohio River, beginning at mile marker 449.0 and ending at 451.5, to protect persons and property from potential damage and safety hazards during the New Richmond Bicentennial Big Bash, which involves tossing pumpkins into the river with trebuchets. During this event, vessels will not be allowed to enter into, depart from, or move or anchor within the area of this safety zone without permission from the COTP Ohio Valley or designated representative. Persons or vessels requiring entry into or passage through the safety zone must request permission from the COTP Ohio Valley, or a designated representative. They may be contacted on VHF–FM Channel 13 or 16, or through Coast Guard Sector Ohio Valley at 1–800–253–7465. This proposed rule would be effective from 12:00 p.m. until 5:00 p.m. on September 20, 2014. The COTP Ohio Valley will inform the public through Broadcast Notices to Mariners, Local Notices to Mariners, and/or Marine Safety Information Bulletins as appropriate of the enforcement period for the safety zone.

E. Regulatory Analyses

We developed this proposed rule after considering numerous statutes and executive orders related to rulemaking. Below we summarize our analyses based on a number of these statutes or executive orders.

1. Regulatory Planning and Review

This proposed rule is not a significant regulatory action under section 3(f) of Executive Order 12866, Regulatory Planning and Review, as supplemented by Executive Order 13563, Improving Regulation and Regulatory Review, and does not require an assessment of potential costs and benefits under section 6(a)(3) of Executive Order 12866 or under section 1 of Executive Order 13563. The Office of Management and Budget has not reviewed it under those Orders.

The U.S. Coast Guard expects the economic impact of this proposed rule to be so minimal that a full regulatory evaluation is unnecessary. The safety zone in this proposed rule requires restricted vessel traffic transiting the Ohio River from mile 449.0 to mile 451.5 at New Richmond, Ohio from 12:00 p.m. to 5:00 p.m. on September 20, 2014. The effect of this regulation will not be significant because the event is short in duration and the safety zone restricting and governing vessel movements is limited in scope and also short in duration. Additionally, the public will be given advance notification through **Federal Register**, Local Notices to Mariners, Broadcast Notices to Mariners and/or Marine Safety Information Bulletins to be able to plan operations around the events in advance.

2. Impact on Small Entities

The Regulatory Flexibility Act of 1980 (RFA), 5 U.S.C. 601–612, as amended, requires federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard certifies under 5 U.S.C. 605(b) that this proposed rule will not have a significant economic impact on a substantial number of small entities.

This proposed rule would affect the following entities, some of which might be small entities: The owners or operators of vessels intending to transit or anchor in a 2.5 mile portion of the Ohio River from 12:00 p.m. to 5:00 p.m. on September 20, 2014.

This safety zone would not have a significant economic impact on a substantial number of small entities for the following reasons. This safety zone would be activated, and thus subject to enforcement, for 5 hours. Although the safety zone would apply to the entire width of the river, traffic would be allowed to pass through the regulated area from 2:00 p.m. to 3:00 p.m. with the permission of the Captain of the Port. Before the activation of the regulated area, we would issue maritime advisories widely available to users of the river.

If you think that your business, organization, or governmental jurisdiction qualifies as a small entity and that this rule would have a significant economic impact on it, please submit a comment (see **ADDRESSES**) explaining why you think it qualifies and how and to what degree this rule would economically affect it.

3. Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this proposed rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT**, above. The Coast Guard will not retaliate against small entities that question or complain about this proposed rule or any policy or action of the Coast Guard.

4. Collection of Information

This proposed rule will not call for a new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520.).

5. Federalism

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct

effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this proposed rule under that Order and determined that this proposed rule does not have implications for federalism.

6. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

7. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of $100,000,000 (adjusted for inflation) or more in any one year. Though this proposed rule would not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

8. Taking of Private Property

This proposed rule would not cause a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

9. Civil Justice Reform

This proposed rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

10. Protection of Children From Environmental Health Risks

We have analyzed this proposed rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and would not create an environmental risk to health or risk to safety that might disproportionately affect children.

11. Indian Tribal Governments

This proposed rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it would not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

12. Energy Effects

This proposed rule is not a ''significant energy action'' under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use.

13. Technical Standards

This proposed rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

14. Environment

We have analyzed this proposed rule under Department of Homeland Security Management Directive 023–01 and Commandant Instruction M16475.lD, which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have made a preliminary determination that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This proposed rule involves establishment of a safety zone to protect persons and property from potential damage and safety hazards during the New Richmond Bicentennial Big Bash occurring on the Ohio River from mile marker 449.0 to mile marker 451.5 for a 5-hour period on September 20, 2014. This rule is categorically excluded from further review under paragraph 34(g) of Figure 2–1 of the Commandant Instruction. We seek any comments or information that may lead to the discovery of a significant environmental impact from this proposed rule.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR part 165 as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

■ 1. The authority citation for part 165 continues to read as follows:

Authority: 33 U.S.C. 1231, 46 U.S.C. Chapter 701, 3306, 3703; 50 U.S.C. 191, 195; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Pub. L. 107–295, 116 Stat. 2064; and Department of Homeland Security Delegation No. 0170.1.

■ 2. A new temporary safety zone § 165.T08–0183 is added to read as follows:

§ 165.T08–0183 Safety Zone; Ohio River, Miles 449.0 to 451.5, New Richmond, OH.

(a) *Location.* The following area is a safety zone: All waters of the Ohio River, beginning at mile marker 449.0 to mile 451.5 at New Richmond, Ohio.

(b) *Effective date.* This section is effective and enforceable from 12:00 p.m. to 5:00 p.m. on September 20, 2014.

(c) *Regulations.*

(1) In accordance with the general regulations in § 165.23 of this part, entry into this area is prohibited unless authorized by the Captain of the Port (COTP) Ohio Valley or a designated representative.

(2) Persons or vessels requiring entry into or passage through the area must request permission from the COTP Ohio Valley or a designated representative. COTP Ohio Valley and designated U.S. Coast Guard patrol personnel may be contacted on VHF Channel 13 or 16, or at 1–800–253–7465.

(3) All persons and vessels shall comply with the instructions of the COTP Ohio Valley and designated U.S. Coast Guard patrol personnel. On-scene U.S. Coast Guard patrol personnel include commissioned, warrant, and petty officers of the U.S. Coast Guard.

(d) *Informational Broadcasts.* The COTP Ohio Valley or a designated representative will inform the public through Broadcast Notices to Mariners, Local Notices to Mariners, and/or Marine Safety Information Bulletins as appropriate of the enforcement period and any changes in schedule for the safety zone.

Dated: May 2, 2014.

R.V. Timme,

Captain, U.S. Coast Guard, Captain of the Port Ohio Valley.

[FR Doc. 2014–13307 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 51

[EPA–HQ–OAR–2009–0897; FRL–9909–28–OAR]

RIN 2060–AQ07

Withdrawal of the Prior Determination or Presumption That Compliance With the CAIR or the NO_X SIP Call Constitutes RACT or RACM for the 1997 8-Hour Ozone and 1997 Fine Particle NAAQS

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The U.S. Environmental Protection Agency (EPA) is proposing to withdraw any prior determination or presumption, for the 1997 8-hour ozone national ambient air quality standard (NAAQS) and the 1997 fine particle ($PM_{2.5}$) NAAQS, that compliance with the Clean Air Interstate Rule (CAIR) or the NO_X SIP Call automatically constitutes reasonably available control technology (RACT) or reasonably available control measures (RACM) for oxides of nitrogen (NO_X) or sulfur dioxide (SO_2) emissions from electric generating unit (EGU) sources participating in these regional cap-and-trade programs.

DATES: *Comments.* Comments must be received on or before July 9, 2014. *Public Hearings.* If anyone contacts us requesting a public hearing on or before June 24, 2014, we will hold a public hearing. Please refer to **SUPPLEMENTARY INFORMATION** for additional information on the comment period and the public hearing.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA–HQ–OAR–2009–0897, by one of the following methods:

- *www.regulations.gov.* Follow the online instructions for submitting comments. Attention Docket ID No. EPA–HQ–OAR–2009–0897.
- *Email: a-and-r-docket@epa.gov.* Attention Docket ID No. EPA–HQ–OAR–2009–0897.
- *Fax:* (202) 566–9744. Attention Docket ID No. EPA–HQ–OAR–2009–0897.
- *Mail:* EPA Docket Center, EPA West (Air Docket), Attention Docket ID No. EPA–HQ–OAR–2009–0897, U.S. Environmental Protection Agency, Mailcode: 28221T, 1200 Pennsylvania Avenue NW., Washington, DC 20460. Please include a total of two copies.
- *Hand Delivery:* U.S. Environmental Protection Agency, William Jefferson Clinton West Building (Air Docket), 1301 Constitution Avenue NW., Room 3334, Washington, DC 20004, Attention Docket ID No. EPA–HQ–OAR–2009–0897. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

Instructions. Direct your comments to Docket ID No. EPA–HQ–OAR–2009–0897. The EPA's policy is that all comments received will be included in the public docket without change and may be made available online at *www.regulations.gov,* including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through *www.regulations.gov* or email. The *www.regulations.gov* Web site is an ''anonymous access'' system, which means the EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an email comment directly to the EPA without going through *www.regulations.gov,* your email address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, the EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD–ROM you submit. If the EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, the EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, avoid any form of encryption, and be free of any defects or viruses. For additional information about the EPA's public docket, visit the EPA Docket Center homepage at *www.epa.gov/epahome/dockets.htm.*

Docket. All documents in the docket are listed in the *www.regulations.gov* index. Although listed in the index, some information is not publicly available, *e.g.,* CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in *www.regulations.gov* or in hard copy at the Air and Radiation Docket and Information Center, EPA/DC, William Jefferson Clinton West Building, Room 3334, 1301 Constitution Ave. NW., Washington, DC The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the Air Docket is (202) 566–1742.

FOR FURTHER INFORMATION CONTACT: Ms. Kristin Riha, Office of Air Quality Planning and Standards, Air Quality Policy Division, Mailcode C539–01, Research Triangle Park, NC 27711, telephone: (919) 541–2031; fax number: (919) 541–5315; email address: *riha.kristin@epa.gov.*

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this action apply to me?

Entities potentially affected by this action include states (typically state air pollution control agencies) and, in some cases, local governments that are responsible for air quality management and planning. In particular, states with areas designated nonattainment for the 1997 8-hour ozone NAAQS and/or the 1997 $PM_{2.5}$ NAAQS and that are located within the geographic areas covered by the NO_X SIP Call [1] and/or the CAIR [2] may be affected by this action. EGUs located in such geographic regions may also be affected by any new RACT or RACM reviews that may result from final rulemaking on this action. These sources are in the following groups:

[1] *See* Finding of Significant Contribution and Rulemaking for Certain States in the Ozone Transport Assessment Group Region for Purposes of Reducing Regional Transport of Ozone; Final Rule, 63 FR 57356 (October 27, 1998).

[2] *See* Rule to Reduce Interstate Transport of Fine Particulate Matter and Ozone (Clean Air Interstate Rule); Revisions to Acid Rain Program; Revisions to the NO_X SIP Call; Final Rule, 70 FR 25162 (May 12, 2005).

Industry group	SIC [a]	NAICS [b]
Electric Services	492	221111, 221112, 221113, 221119, 221121, 221122.

[a] Standard Industrial Classification.
[b] North American Industry Classification System.

B. What should I consider as I prepare my comments for the EPA?

1. Submitting CBI. Do not submit this information to the EPA through *www.regulations.gov* or email. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD–ROM that you mail to the EPA, mark the outside of the disk or CD–ROM as CBI and then identify electronically within the disk or CD–ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed to be CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR Part 2.

2. Tips for Preparing Your Comments. When submitting comments, remember to:

- Identify the rulemaking by docket number and other identifying information (subject heading, **Federal Register** date and page number).
- Follow directions—The agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.
- Describe any assumptions and provide any technical information and/or data that you used.
- If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.
- Provide specific examples to illustrate your concerns, and suggest alternatives.
- Explain your views as clearly as possible, avoiding the use of profanity or personal threats.
- Make sure to submit your comments by the comment period deadline identified.

C. Where can I get a copy of this document and other related information?

In addition to being available in the docket, an electronic copy of this notice will be posted at *http://www.epa.gov/airquality/ozonepollution/actions.html*.

D. What information should I know about a possible public hearing?

To request a public hearing or information pertaining to a public hearing on this document, contact Ms. Pamela Long at (919) 541–0641 before 5 p.m. on June 24, 2014. If requested, further details concerning a public hearing for this proposed rule will be published in a separate **Federal Register** notice. For updates and additional information on a public hearing, please check the EPA's Web site for this rulemaking at *http://www.epa.gov/airquality/ozonepollution/actions.html*.

E. How is this notice organized?

The information presented in this notice is organized as follows:

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II. Background

A. CAA Requirements and the Definitions of RACT and RACM

The Clean Air Act (CAA) requires the EPA to designate areas as either attainment, nonattainment, or unclassifiable for each NAAQS. States have primary responsibility for implementing the NAAQS within their borders, and each state must develop a state implementation plan (SIP) that contains adequate provisions for attainment and maintenance of the NAAQS. The SIPs developed by states must meet the applicable statutory requirements. For areas designated nonattainment, Part D of the CAA requires that SIPs must include certain control measures. Subpart 1 of Part D contains generally applicable requirements for all nonattainment areas. Subpart 2 and Subpart 4 of Part D contain additional requirements applicable to certain ozone and particulate matter (PM, including $PM_{2.5}$) nonattainment areas, respectively.

Among the general statutory requirements for all nonattainment areas is the requirement in section 172(c)(1) that SIPs: ''provide for the implementation of all reasonably available control measures as expeditiously as practicable (including such reductions in emissions from existing sources in the area as may be obtained through the adoption, at a minimum, of reasonably available control technology).'' Ozone nonattainment areas that are subject to the requirements of Subpart 2 must meet more specific RACT requirements in accordance with section 182(b)(2)(C). States located within the Ozone Transport Region (OTR) have additional requirements to impose RACT on sources statewide, rather than only in nonattainment areas, in accordance with section 184.

The EPA refers to the requirement for ''reasonably available control measures'' as RACM, and refers to the subset of RACM in the parenthetical for ''reasonably available control technology'' as RACT. RACM and RACT measures apply broadly to a range of source categories located in designated nonattainment areas, including large stationary sources such as EGUs. The EPA has historically interpreted RACT

to mean the lowest emissions limitation that a particular source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility.[3]

RACT requirements are specifically intended to impose emission controls for purposes of attainment and maintenance of the NAAQS within a specific nonattainment area. The EPA has interpreted the terms RACT and RACM for purposes of Subpart 1 requirements as being the level of emissions control that is necessary to provide for expeditious attainment of the NAAQS within a nonattainment area. Courts have upheld this interpretation of the statute with respect to nonattainment SIPs.[4]

In contrast to nonattainment plan requirements, section 110(a)(2)(D)(i) requires each state's SIP to contain provisions that will prevent emissions from sources in the state from having certain prohibited impacts on the air quality of other states, via interstate transport. In particular, section 110(a)(2)(D)(i)(I) requires that a state's SIP must contain provisions to prevent emissions in amounts that would ''contribute significantly to nonattainment in, or interfere with maintenance by, any other state'' with respect to a NAAQS. The EPA has initiated several regulatory programs pursuant to section 110(a)(2)(D)(i)(I) to address interstate transport of emissions that have such prohibited impacts on attainment of the ozone and $PM_{2.5}$ NAAQS on a regional basis.

B. The NO_X SIP Call

In October 1998, the EPA published a rule under section 110(a)(2)(D)(i) of the CAA, commonly referred to as the ''NO_X SIP Call.'' This rule was intended to reduce NO_X emissions (a precursor for ozone formation) from sources that significantly contribute to nonattainment or interfere with maintenance of the ozone NAAQS in one or more downwind states. To implement these reductions, the NO_X SIP Call required 22 states and the District of Columbia to submit SIP revisions prohibiting those NO_X emissions that the EPA determined to be adversely impacting downwind air quality problems. The NO_X SIP Call provided a regional emissions cap-and-trade program as one mechanism for states to meet their interstate transport requirements under section 110(a)(2)(D)(i). Through this mechanism, affected sources could meet emissions reductions requirements either by installing NO_X emissions controls or by purchasing allowances from other sources located within the geographic region covered by the NO_X SIP Call.

C. The CAIR

In May 2005, the EPA published another rule under section 110(a)(2)(D)(i) of the CAA, referred to as the ''Clean Air Interstate Rule'' (or the CAIR). The CAIR required reductions of NO_X and/or SO_2 emissions across 28 states and the District of Columbia needed to eliminate significant contribution to nonattainment, or interference with maintenance of, the 1997 8-hour ozone NAAQS and/or the 1997 $PM_{2.5}$ NAAQS in one or more downwind states.[5] Similar to the NO_X SIP Call, the EPA provided a regional emissions cap-and-trade mechanism as one means for upwind states to meet the interstate transport requirements of section 110(a)(2)(D)(i). By this mechanism, affected sources could meet their emission reduction requirements either by installing controls for NO_X and/or SO_2 emissions, or by purchasing allowances from other sources located in the geographic region covered by the CAIR. On April 28, 2006 (71 FR 25328), the EPA also promulgated Federal Implementation Plans (FIPs) for all jurisdictions covered by the CAIR to address the section 110(a)(2)(D)(i) requirements in the event that states were unable to make a SIP submission containing state measures necessary to alleviate interstate transport.

A number of parties filed petitions for review in 2008 to challenge the CAIR on various grounds. As a result of this litigation, the United States Court of Appeals for the District of Columbia Circuit (the Court) remanded the CAIR to the EPA, but later decided not to vacate the rule.[6] In the process of remanding the CAIR, however, the Court identified serious concerns with the EPA's reading of the statute and analytical approach, including such core issues as the agency's method of evaluating significant contribution to nonattainment and interference with maintenance of the NAAQS. In response to the remand of the CAIR, the EPA finalized another rule, the ''Cross-State Air Pollution Rule'' (CSAPR) on July 6, 2011 (published in the **Federal Register** on August 8, 2011).[7] This rule was then vacated by the U.S. Court of Appeals for the District of Columbia (D.C. Circuit) on August 21, 2012.[8] In its opinion vacating the CSAPR, the D.C. Circuit instructed the EPA to continue administering the CAIR pending promulgation of a valid replacement. The United States Supreme Court subsequently agreed to review the decision of the D.C. Circuit and issued a decision on April 29, 2014, that reversed the judgment of the D.C. Circuit and remanded the case for further proceedings. At this time, CSAPR remains stayed and CAIR remains in place.

Both the NO_X SIP Call and the CAIR were intended and designed to eliminate interstate transport of pollutants that have impacts on attainment and maintenance of the ozone and/or $PM_{2.5}$ NAAQS in downwind areas. Thus, they provide significant emissions reductions that assist downwind areas with attainment or maintenance of the NAAQS, and allow downwind states to develop SIPs in reliance on regional emissions reductions. However, the EPA did not intend that either the NO_X SIP Call or the CAIR would completely obviate the potential need for additional local pollution controls in downwind nonattainment areas, nor did the EPA intend either action to override the statutory requirements for SIPs for nonattainment areas.[9]

In order to help states address the specific statutory requirement for SIPs for nonattainment areas for the 1997 8-hour ozone NAAQS and 1997 $PM_{2.5}$ NAAQS, the EPA promulgated both regulations and guidance applicable to each NAAQS in separate implementation rules. Within those actions, the EPA addressed questions concerning the intersection of the requirements for regional control strategies and the requirements for local control strategies to reduce interstate transport in individual nonattainment

[3] *See* Memorandum from Roger Strelow titled, ''Guidance for Determining Acceptability of SIP Regulations in Non-Attainment Areas.'' (December 9, 1976.) *See* also ''State Implementation Plans; General Preamble for the Implementation of Title I of the Clean Air Act Amendments of 1990,'' 57 FR 13498 (April 16, 1992).

[4] *See NRDC* v. *EPA,* 571 F.3d 1245, at 1252–53 (D.C. Cir. 2009).

[5] NO_X is a precursor for ozone formation, while both NO_X and SO_2 are precursors for $PM_{2.5}$ formation.

[6] *See North Carolina* v. *EPA,* 531 F.3d 896; modified by 550 F.3d 1176 (D.C. Cir. 2008).

[7] *See* ''Federal Implementation Plans: Interstate Transport of Fine Particulate Matter and Ozone and Correction of SIP Approvals, Final Rule,'' 76 FR 48208 (August 8, 2011).

[8] *See EME Homer City Generation L.P.* v. *EPA,* 696 F.3d 7 (D.C. Cir. 2012), *cert. granted* 133 S. Ct. 2857 (2013).

[9] *See* the CAIR, 70 FR 25184 (discussing the need for both regional and local emission reductions to bring all areas into attainment); *See* also Clean Air Fine Particle Implementation Rule, 72 FR 20587 (discussing the need for regional and national emission reduction programs in conjunction with local controls in SIPs for nonattainment areas to bring all areas into attainment).

areas needed for local attainment purposes. In particular, the EPA focused on the issue of whether, or to what extent, compliance by EGUs with the requirements of the NO_X SIP Call and/or the CAIR could also be construed as compliance with the RACT requirements for local nonattainment SIPs for the 1997 8-hour ozone and 1997 $PM_{2.5}$ NAAQS. The EPA's approach to this issue for each NAAQS is described in more detail later.

D. The Phase 2 Ozone Implementation Rule

On November 29, 2005 (70 FR 71612), the EPA published an ozone implementation rule to address nonattainment SIP requirements for the 1997 8-hour ozone NAAQS (the Phase 2 Ozone Implementation Rule). The Phase 2 Ozone Implementation Rule addressed various statutory requirements, including the requirement for RACT-level controls for sources located within nonattainment areas generally, and controls for NO_X emissions from EGUs in particular. After explaining its analysis of the issue, the EPA indicated its determination that the regional NO_X emissions reductions that result from either the NO_X SIP Call or the CAIR would meet the NO_X RACT requirement for EGUs located in states included within the respective NO_X SIP Call or CAIR geographic regions. Thus, the EPA concluded that: ''[t]he State need not perform a NO_X RACT analysis for sources subject to the State's emission cap-and-trade program where the cap-and-trade program has been adopted by the State and approved by the EPA as meeting the NO_X SIP Call requirements or, in States achieving the CAIR reductions solely from electric generating units (EGUs), the CAIR NO_X requirements.'' [10]

In January 2006, Earthjustice, on behalf of the Natural Resources Defense Council (NRDC), filed a petition for reconsideration of the Phase 2 Ozone Implementation Rule, objecting to the EPA's determination that, in certain circumstances, compliance with the requirements of the CAIR would constitute RACT for NO_X emissions for EGUs located in states within the CAIR region.[11] The petition raised objections to an alleged failure to seek public comment on the determination and to the agency's interpretation of the CAA to allow a regional emissions reduction program to constitute RACT for sources located within nonattainment areas, as well as other related issues. The EPA granted the petition for reconsideration of the Phase 2 Ozone Implementation Rule and subsequently conducted a Supplemental Technical Analysis to assess whether compliance with the CAIR could satisfy the NO_X RACT requirement for EGUs in certain geographic areas.[12] A proposed rule, which presented this analysis and solicited comments regarding the reconsideration of whether the CAIR would constitute RACT for NO_X emissions for EGUs located in states within the CAIR region, was published in December 2006. The EPA did not reconsider or request comments on its prior determination that the NO_X SIP Call constitutes RACT for those sources covered by the NO_X SIP Call.

The EPA then published a final notice of reconsideration on June 8, 2007 (72 FR 31727), reflecting the agency's additional evaluation of whether compliance with the CAIR could constitute RACT for NO_X emissions for certain EGUs. In that action, the EPA modified its conclusion regarding when compliance with the CAIR may satisfy NO_X RACT requirements for EGUs in areas within the CAIR region. The EPA reaffirmed its determination that, in many ozone nonattainment areas, compliance with the CAIR would satisfy NO_X RACT requirements for EGUs in such areas.[13] However, the EPA stated that this determination would only apply to specific areas for which the EPA's Supplemental Technical Analysis showed that the CAIR was projected to achieve equal or greater NO_X emissions reductions than application of source-by-source application of RACT to the EGUs within the nonattainment area. Even in those nonattainment areas where the EPA did not make a formal determination, however, the EPA also established a separate presumption that compliance with the CAIR, in certain circumstances, could satisfy NO_X RACT requirements for EGUs in any area within the CAIR region.[14] The EPA thus announced that states could rely initially on this presumption, even in areas where the agency had made no formal determination, assuming certain conditions. Finally, the EPA reiterated in the final notice of reconsideration that EGU sources complying with the requirements of the NO_X SIP Call would also be considered to have met their ozone NO_X RACT obligations, assuming certain conditions.[15]

In addition to the Supplemental Technical Analysis, the EPA provided various legal and policy bases for its determinations and presumptions in the final notice of reconsideration of the Phase 2 Ozone Implementation Rule. For example, the EPA argued that its interpretation of section 172(c) to allow RACT to include consideration of regionwide emissions reductions, rather than nonattainment area specific reductions only, was permissible because of the use of the term ''reasonable'' as part of the definition of RACT.[16] As a policy matter, the EPA also argued that emissions reductions that result from regional scale programs like the CAIR often ''will achieve a more effective and economically efficient air quality improvement in nonattainment areas than application of source-by-source RACT.'' [17]

In November 2008, the U.S. Court of Appeals for the D.C. Circuit heard oral argument concerning multiple petitions for judicial review of the EPA's Phase 2 Ozone Implementation Rule and the Notice of Reconsideration. Among other issues, the petitioners (including NRDC) challenged the EPA's determination that compliance with the NO_X SIP Call and/or the CAIR could satisfy NO_X RACT requirements for EGUs in ozone nonattainment areas, and the EPA's specific determinations for some areas and general presumption for other areas, that compliance with the CAIR could satisfy NO_X RACT for EGUs in ozone nonattainment areas. In view of its decision in *North Carolina* v. *EPA,* in which the Court had previously remanded the CAIR and in response to the parties' joint suggestion to the Court that any further litigation of CAIR-related issues be held in abeyance given the *North Carolina* decision, the Court deferred consideration of the litigants' challenges to the Phase 2 Ozone Implementation Rule and Reconsideration Notice insofar as they related to the CAIR program.

[10] *See* Phase 2 Ozone Implementation Rule, 70 FR 71617.

[11] *See* ''Petition for Reconsideration,'' filed by David Baron, Earthjustice, on behalf of NRDC (January 30, 2006). A copy of the petition is located in the docket for this action.

[12] *See* ''Technical Support Document for Phase 2 of the Final Rule to Implement the 8-Hour Ozone National Ambient Air Quality Standard—Notice of Reconsideration; NO_X RACT for EGUs in CAIR States—Supplemental Technical Analysis,'' December 2006. (Docket ID no. EPA–HQ–OAR–2003–0079, item number EPA–HQ–OAR–2003–0079–1044.2) (Supplemental Technical Analysis).

[13] Specifically, the EPA determined that compliance with the CAIR would meet the NO_X RACT requirements for ozone nonattainment areas in sections 172(c)(1) and 182(f), and the statewide NO_X RACT requirements for SIPs for states located within the Ozone Transport Region pursuant to sections 184(b) and 182(f). *See* Phase 2 Ozone Implementation Rule—Notice of Reconsideration, 72 FR 31730.

[14] *See* Phase 2 Ozone Implementation Rule—Notice of Reconsideration, 72 FR 31730.

[15] Id. 72 FR 31731.

[16] Id. 72 FR 31730.

[17] Id.

As a result of this litigation, the Court decided that the provisions in the Phase 2 Ozone Implementation Rule indicating that a state need not perform (or submit) a NO_X RACT analysis for EGU sources subject to a cap-and-trade program that meets the requirements of the NO_X SIP Call are inconsistent with the statutory requirements of section 172(c)(1).[18] The Court specifically held that the Phase 2 Ozone Implementation Rule allowing use of the NO_X SIP call to constitute RACT without any locally applicable analysis regarding the equivalence of NO_X SIP Call and RACT reductions: ''is inconsistent with the Clean Air Act . . . in allowing participation in a regional cap-and-trade program to satisfy an area-specific statutory mandate.'' The Court emphasized that: ''the RACT requirement calls for reductions in emissions from sources in the area; reductions from sources outside the nonattainment area do not satisfy the requirement . . . Accordingly, participation in the NO_X SIP call would constitute RACT only if participation entailed at least RACT-level reductions in emissions from sources within the nonattainment area.''

The Court rejected the EPA's arguments that a regional emissions reductions program like the NO_X SIP Call would result in greater emissions reductions in nonattainment areas as unsupported by any adequate technical analysis.[19] The Court likewise rejected the EPA's argument that regionwide emissions reductions would collectively achieve better emissions reductions because this argument did not comport with the explicit ''in the area'' language of section 172(c)(1).[20] With respect to the EPA's argument that the statute is ambiguous as to whether each individual source within a nonattainment area must install RACT, the Court concluded that even if that were correct, the EPA had failed to evaluate the impact of the NO_X SIP Call on the air quality within specific nonattainment areas, and thus the EPA ''has failed to establish that NO_X SIP Call compliance can be equated to RACT compliance.''[21] The Court disagreed with the EPA's theory that section 172(c)(6), which authorizes auctions as a permissible form of control measure, could allow reliance on a regional cap-and-trade type program in lieu of the RACT requirement for sources ''in the area.''[22] Finally, the Court rejected the argument that the EPA's interpretation should be upheld because a state could still elect to define RACT to require greater emissions reductions from EGUs in a given area for local attainment needs, concluding that: ''[a] state's decision to require stricter controls cannot eliminate the defect in the EPA's approach—failing to implement the requirement of at least RACT-level reductions in emissions from sources in the nonattainment area.''[23]

Based on the foregoing reasoning, the Court remanded the provision of the Phase 2 Ozone Implementation Rule determining that the NO_X SIP Call satisfies NO_X RACT for EGUs because the EPA had failed to show that compliance with the NO_X SIP Call would achieve at least RACT-level reductions in each nonattainment area. In deciding not to vacate the provision, however, the Court noted that a determination that RACT was satisfied by compliance with the NO_X SIP Call might be permissible for an area if accompanied by a technical analysis demonstrating that the program in fact ''results in greater emissions reductions in a nonattainment area than would be achieved if RACT-level controls were installed in that area.''[24] In other words, the Court rejected the notion that a regional cap-and-trade program intended to eliminate interstate transport of emissions consistent with section 110(a)(2)(D)(i) could automatically constitute RACT-level control as required by section 172(c)(1), but held open the possibility that such a program might in fact result in the same, or higher, level of emissions reductions in individual nonattainment areas.

Significantly, the Court did not address at all the EPA's comparable determinations and presumption that compliance with the CAIR would constitute NO_X RACT for EGUs in ozone nonattainment areas under certain circumstances. As mentioned earlier, the Court (in response to the joint suggestion of the parties) deferred consideration of the CAIR-related challenges to the EPA's determinations and presumption because at the time of this decision, the Court had already remanded the CAIR.[25] However, on August 30, 2013, the U.S. Court of Appeals for the D.C. Circuit granted the EPA's request for voluntary remand of the CAIR determination and vacatur of the CAIR presumption. In granting the agency's request, the Court said that ''[v]acatur of the presumption is appropriate in light of the *NRDC* v. *EPA* . . .''[26]

E. The $PM_{2.5}$ Implementation Rule

On April 25, 2007 (72 FR 20586), the EPA published the ''Clean Air Fine Particle Implementation Rule'' to address nonattainment SIP requirements for the 1997 $PM_{2.5}$ NAAQS (the $PM_{2.5}$ Implementation Rule).[27] That action provided regulations and additional guidance in the preamble for state plans required to implement the 1997 $PM_{2.5}$ NAAQS. The $PM_{2.5}$ Implementation Rule provided a framework for developing SIP submissions for nonattainment areas based on the Subpart 1 requirements for nonattainment areas found in section 172 of the CAA.[28]

With respect to the requirements of section 172 (c)(1), the $PM_{2.5}$ Implementation Rule used a combined RACT/RACM approach, where a state's obligation to implement RACT was considered as part of the overall RACM obligation for EGU sources. RACT/RACM was defined in the Rule as the set of emission reduction measures needed to attain the standards as expeditiously as practicable in the nonattainment area at issue. Through guidance in the preamble to the final $PM_{2.5}$ Implementation Rule, the EPA also established a presumption that compliance with the CAIR would satisfy RACT/RACM requirements for SO_2 and NO_X emissions from EGUs in states participating in the CAIR cap-and-trade program for such emissions.[29]

For SO_2, the EPA's guidance recommended that states that obtained all SO_2 reductions required by the CAIR from EGUs could presume that such sources located within a designated nonattainment area were meeting SO_2 RACT/RACM requirements because of

[18] *See NRDC* v. *EPA,* 571 F.3d 1245 (D.C. Cir. 2009).

[19] Id. 571 F.3d at 1257.

[20] Id.

[21] Id.

[22] Id. 571 F.3d at 1258.

[23] Id.

[24] Id.

[25] Id. at 1250.

[26] *NRDC* v. *EPA,* No. 09–1198 (D.C. Cir.) (order of August 30, 2013).

[27] The $PM_{2.5}$ Implementation Rule is now codified at 40 CFR Section 51.1000–1012. Section 51.1010 addresses the RACT and RACM requirements.

[28] The EPA notes that on January 4, 2013, the $PM_{2.5}$ Implementation Rule was remanded by the U.S. Court of Appeals for the D.C. Circuit. The Court ruled that the EPA should have issued the implementation rule under the Clean Air Act requirements of Subpart 4. (*See NRDC* v. *EPA,* 706 F.3d 428 (D.C. Cir. 2013). This proposal addresses only one aspect of the remanded $PM_{2.5}$ Implementation Rule, *i.e.,* the presumption that CAIR is RACT/RACM for purposes of attainment plans for the 1997 $PM_{2.5}$ NAAQS. This issue is not directly related to the Court's decision in *NRDC* v. *EPA.* The EPA intends to respond to the Court's remand in that decision in another rulemaking that will address implementation requirements for the $PM_{2.5}$ NAAQS more broadly.

[29] *See* $PM_{2.5}$ Implementation Rule, 72 FR 20623.

overall regional SO_2 reductions from EGUs. The guidance indicated that this presumption could be used without conducting a technical analysis comparing the CAIR and RACT/RACM reductions for the specific nonattainment area. For NO_X, the EPA similarly recommended that so long as the EGU sources in the state were required to operate NO_X emissions controls on a year-round basis to comply with the CAIR, then that state could presume that those EGUs were meeting NO_X RACT/RACM requirements because of overall regional NO_X reductions from EGUs. The EPA made no decision with respect to what might constitute RACT/RACM level controls for direct $PM_{2.5}$ emissions from EGUs in relation to the CAIR because the CAIR only addressed the NO_X and SO_2 emissions from such sources.

Based on this presumption that compliance with the CAIR would constitute RACT/RACM level controls for SO_2 and NO_X emissions from EGUs within the CAIR region, the EPA concluded that: ''States may define RACT/RACM as the CAIR level of control on the collective group of sources in the region rather than impose a specific level of control on individual sources.'' [30] In other words, the EPA indicated that states could presume that EGUs located within a given nonattainment area were meeting the RACT/RACM requirement, based solely upon a regional program that imposed controls on sources both within and outside designated nonattainment areas. The EPA acknowledged that reliance on the presumption could result in situations where specific EGUs located within nonattainment areas might elect to comply with the CAIR through the acquisition of allowances, rather than the reduction of emissions. Although the EPA articulated a series of policy and technical reasons for the appropriateness of considering a regional control program like the CAIR to be a preferable approach, the agency also acknowledged that a state might ''conclude that establishing additional 'beyond CAIR' emissions control requirements on specific sources in nonattainment areas is warranted to provide for attainment as expeditiously as practicable.'' [31] These policy and technical arguments are very similar to those made by the EPA in connection with challenges to the Phase 2 Ozone Implementation Rule, and rejected by the Court decision discussed in further detail previously in this notice.

In June 2007, the EPA received a petition for reconsideration filed by Earthjustice on behalf of several petitioners (including NRDC) that raised several objections to the $PM_{2.5}$ Implementation Rule.[32] One of the principle objections raised by the petition is that under the CAA, compliance with a regional trading program, such as the CAIR, should not be presumed to satisfy RACT/RACM requirements for individual EGU sources located in nonattainment areas. The petitioner argued that the effect of the ''CAIR–RACT presumption'' was to waive the CAA RACT requirements for individual EGU sources located within $PM_{2.5}$ nonattainment areas. The petition also asserts that the presumption and its accompanying rationale were added to the rule after the close of the public comment period, and that the EPA therefore failed to seek public comment on the final rule's determination that the CAIR presumptively satisfies SO_2 and NO_X RACT requirements for EGUs located in nonattainment areas. The petition further maintains that the EPA lacks authority to establish a presumption on what satisfies RACT in this fashion, and that the EPA's conclusion that the CAIR can be presumed to satisfy RACT is arbitrary and capricious because it lacked a factual basis. Lastly, the petition also maintained that even if an initial presumption that compliance with the CAIR constituted compliance with the RACT requirements of section 172(c)(1) were otherwise permissible, the final rule would be arbitrary and unlawful because it failed to explain if or how the presumption can be rebutted.

Significantly, Earthjustice filed the petition for reconsideration of the $PM_{2.5}$ Implementation Rule well before the Court in the *NRDC* v. *EPA* case addressed the comparable issue with respect to the NO_X SIP Call in the context of the Phase 2 Ozone Implementation Rule. Nevertheless, the petitioner made essentially the same points as the Court in the *NRDC* v. *EPA* case that to allow compliance with a regional cap-and-trade program to constitute RACT for sources located within a nonattainment area automatically, or pursuant to an unsupported presumption, would be contrary to the explicit requirements of section 172(c)(1). Moreover, the EPA notes that multiple parties have indicated that they intend to challenge the $PM_{2.5}$ Implementation Rule on this same issue through petitions for review currently pending in the Court.

In light of the arguments raised in the petition for reconsideration, and in light of the Court's decision in *NRDC* v. *EPA,* the EPA decided to grant the petition for reconsideration on this issue and initiate this rulemaking.[33]

F. Impact of the NRDC v. *EPA Court Decision on Determinations and Presumptions*

The EPA has reevaluated whether compliance with the NO_X SIP Call could automatically constitute NO_X RACT for EGUs in light of the Court's opinion in the *NRDC* v. *EPA* case. Given the explicit wording of section 172(c)(1) that sources ''in the area'' must at a minimum adopt RACT controls for that area, the EPA believes that it is no longer appropriate to presume that this requirement is automatically met through the participation of sources in a regional emissions cap-and-trade program. Implicit in a regional cap-and-trade program is that some sources may elect to use allowances in lieu of emissions controls to meet the regional emissions reductions requirements, and that those elections could change from year to year. The EPA believes that it would be inappropriate to pre-judge whether participation in a cap-and-trade program satisfies NO_X RACT for EGU sources in any given nonattainment area. The EPA further believes that states could rely on a regional emissions cap-and-trade program for purposes of meeting NO_X RACT requirements if they conduct the appropriate analysis demonstrating that compliance by EGUs participating in this program results in actual emission reductions in the particular nonattainment area that are equal to, or greater than, emission reductions that would result if RACT were applied to each individual EGU source or the EGU source category in the nonattainment area.

Additionally, based on the logic of the *NRDC* v. *EPA* Court decision, and the concerns raised in the petition for reconsideration on the $PM_{2.5}$ Implementation Rule, the EPA believes that it would be inappropriate absent an analysis for the EPA to pre-judge whether regional cap-and-trade programs would constitute RACT or RACM for covered sources in a particular $PM_{2.5}$ nonattainment area.

[30] Id. at 72 FR 20624.

[31] Id. at 72 FR 20625.

[32] *See* ''Petition for Reconsideration,'' filed by Paul Cort, Earthjustice, on behalf of the American Lung Association, Medical Advocates for Healthy Air, Natural Resources Defense Council, and the Sierra Club (June 25, 2007). A copy of the petition is in the docket for this action.

[33] *See* letter dated April 25, 2011, from Lisa P. Jackson to Paul Cort, Earthjustice. A copy of this letter is located in the docket for this action.

III. Proposed Action

In this notice, the EPA is proposing to: (1) Withdraw from the Phase 2 Ozone Implementation Rule the determination that compliance with the NO_X SIP Call satisfies NO_X RACT for EGUs located in certain ozone nonattainment areas or in states within the OTR; (2) withdraw from the Phase 2 Ozone Implementation Rule the separate determination that compliance with the CAIR satisfies NO_X RACT for EGUs located in certain ozone nonattainment areas; and (3) withdraw from the $PM_{2.5}$ Implementation Rule any presumption that compliance with the CAIR automatically satisfies RACT/RACM requirements for SO_2 and NO_X emissions from EGUs located in $PM_{2.5}$ nonattainment areas.

In general, the EPA supports flexible, common sense approaches that provide the health and environmental protections required under the CAA while maximizing flexibility for states. The EPA also supports maintaining the integrity of regional cap-and-trade programs. Therefore, as a result of this action, states would retain the option of relying on source participation in a regional cap-and-trade program for purposes of meeting the RACT or RACM requirements for the 1997 ozone NAAQS or the 1997 $PM_{2.5}$ NAAQS if there is a technical analysis that supports the conclusion that participation in the cap-and-trade program is equivalent. More information about this flexibility is included below.

The EPA has reevaluated whether compliance with the NO_X SIP Call could constitute NO_X RACT for EGUs in light of the Court's opinion in the *NRDC* v. *EPA* case. Given the explicit wording of section 172(c)(1) that sources ''in the area'' must at a minimum adopt RACT controls for that area, the EPA believes that it is no longer appropriate to determine that this requirement is automatically addressed for certain sources based upon the participation of those sources in a regional cap-and-trade program. After reconsideration, the EPA believes that it would be consistent with the statutory provision, with the overall structure of the CAA with respect to nonattainment plans, and with the overarching objective to provide for expeditious attainment of the NAAQS in each nonattainment area, that states should evaluate the EGUs located within designated nonattainment areas for any necessary controls. As noted above, the *NRDC* v. *EPA* decision left open the possibility that an area-specific analysis might establish that compliance with a regional cap-and-trade program like the NO_X SIP Call could simultaneously result in factual compliance with the RACT requirement for sources located within nonattainment areas, and EPA's elimination of the prior determination will in no way prevent a state from conducting and relying on such an analysis. States have the option of conducting a technical analysis for the specific nonattainment area considering the emissions controls required by a regional cap-and-trade program, and demonstrating that compliance by EGUs participating in the program results in actual emission reductions in the particular nonattainment area that are equal to or greater than the emission reductions that would result if RACT were applied to each individual EGU source or the EGU source category within the nonattainment area.

We note that subsequent to the *NRDC* v. *EPA* decision, the Court granted the EPA's request for a remand of a similar determination, previously made in the Phase 2 Ozone Implementation Rule, that compliance with the CAIR could, in some circumstances, automatically satisfy RACT requirements for certain sources. Following the *North Carolina* v. *EPA* decision that remanded the CAIR, the Court had deferred consideration of whether compliance with the CAIR could automatically satisfy a source's obligation to install RACT for the 1997 ozone NAAQS. Following vacatur of the rule that was to replace the CAIR, however, the EPA decided that it would be appropriate to reconsider this determination also in light of the earlier decision in *NRDC* v. *EPA*. The EPA believes that the logic of the *NRDC* v. *EPA* decision extends to any determination that sources subject to a regional trading program such as the CAIR automatically comply with RACT requirements for NO_X. In other words, the decision establishes that any such determination is permissible if supported by an adequate technical demonstration showing that the trading program would result in equal or greater emission reductions than would be achieved by application of RACT to the relevant sources or source categories.

The EPA does not believe the analysis to support the CAIR determination in the Phase 2 Ozone Implementation Rule provides an adequate technical demonstration. For this reason, the EPA is also proposing to withdraw its conclusion, made in the Phase 2 Ozone Implementation Rule final notice of reconsideration, that the EPA's Supplemental Technical Analysis gives an adequate demonstration that participation in the CAIR is projected to achieve equal or greater annual emissions reductions from EGUs than source-by-source RACT for certain specific areas.

The EPA is proposing this action because it no longer believes that the assumptions held within the Supplemental Technical Analysis are adequate to make such a showing. After reconsideration, the EPA now concludes that the analysis's across-the-board assumptions regarding what constitutes RACT for all sources in all nonattainment areas were inadequate, and did not consider whether more advanced control technologies, such as post-combustion controls (*e.g.,* selective catalytic reduction or selective non-catalytic reduction), might at some time be technically and economically feasible for specific sources in some areas.

The EPA is consequently proposing to amend Section 51.912 to state explicitly that for each individual major source, or major source category, in a nonattainment area, states must conduct a RACT analysis for purposes of 1997 8-hour ozone NAAQS SIPs.

As part of the $PM_{2.5}$ Implementation Rule, the EPA included a presumption that EGU participation in the CAIR constituted RACT or RACM for SO_2 for EGU sources in a particular nonattainment area. The EPA did not include a supporting analysis for this presumption as part of the Rule. The EPA believes that the logic of the *NRDC* v. *EPA* decision extends to any presumption that sources subject to a regional emissions cap-and-trade program such as the CAIR automatically comply with RACT or RACM requirements for NO_X or SO_2.

As a result of this action, states should not rely merely on the fact that sources are complying with a regional cap-and-trade program as a basis for RACT or RACM-level emissions controls for the 1997 8-hour ozone NAAQS or the 1997 $PM_{2.5}$ NAAQS. States must comply with the provisions of the CAA, which require an evaluation of emissions sources, such as EGUs, located within designated nonattainment areas for potential RACT or RACM controls, and imposition of such controls as may be necessary for expeditious attainment of the NAAQS within the area.

However, states retain the option of conducting a technical analysis for the specific nonattainment area considering the emissions controls required by a regional cap-and-trade program, and demonstrating that compliance by EGUs participating in the cap-and-trade program results in actual emission reductions in the particular nonattainment area that are equal to or greater than the emission reductions that would result if RACT or RACM

were applied to an individual EGU source or the EGU source category within the nonattainment area. States could conduct this analysis for the EGUs in the nonattainment area, either individually or in the aggregate.

The EPA anticipates that in many areas, such an evaluation will likely indicate that EGUs within the nonattainment area at issue are already adequately controlled for NO_X and SO_2 emissions, whether by virtue of the NO_X SIP Call, the controls required by the CAIR, or by other means. However, based on the logic of the *NRDC* v. *EPA* Court decision, and the concerns raised in the petition for reconsideration of the $PM_{2.5}$ Implementation Rule, the EPA believes that it would be inappropriate to pre-judge that outcome prior to state development of locally applicable demonstrations showing equivalent reductions.

The EPA is soliciting comments on the withdrawal of the determinations and presumption as explained previously in this notice. Additionally, the EPA does not believe that the withdrawal of the determinations and presumption has a practical impact on state planning and emissions control efforts, either currently or prospectively, for the 1997 ozone and $PM_{2.5}$ NAAQS. The EPA has worked closely with those states who previously relied on the determinations or presumption, and in those instances either the states or EPA (through SIP approval notices) have conducted, or are currently conducting, the appropriate analysis to demonstrate that EGUs in each nonattainment area have met the RACT or RACM requirements. The EPA is not aware of any states that have raised concerns about the need to conduct a new RACT or RACM analysis as a result of the policy changes proposed in this rulemaking. The EPA is soliciting comments on our assessment that the withdrawal of the determinations and presumption does not have a practical impact on states.

IV. Statutory and Executive Order Reviews

A. Executive Order 12866: Regulatory Planning and Review and Executive Order 13563: Improving Regulation and Regulatory Review

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is a ''significant regulatory action'' because it raises novel policy issues. Accordingly, the EPA submitted this action to the Office of Management and Budget (OMB) for review under Executive Orders 12866 and 13563 (76 FR 3821, January 21, 2011) and any changes made in response to OMB recommendations have been documented in the docket for this action.

B. Paperwork Reduction Act

This action does not impose an information collection burden under the provisions of the *Paperwork Reduction Act,* 44 U.S.C. 3501 *et seq.* Burden is defined at 5 CFR 1320.3(b). This action merely interprets the statutory requirements that apply to states in preparing their SIPs.

C. Regulatory Flexibility Act

The Regulatory Flexibility Act (RFA) generally requires an agency to prepare a regulatory flexibility analysis of any rule subject to notice and comment rulemaking requirements under the Administrative Procedure Act or any other statute unless the agency certifies that the rule will not have a significant economic impact on a substantial number of small entities. Small entities include small businesses, small organizations, and small governmental jurisdictions.

For purposes of assessing the impacts of this proposed rule on small entities, small entity is defined as: (1) A small business that is a small industrial entity as defined in the U.S. Small Business Administration (SBA) size standards. (*See* 13 CFR 121.); (2) A governmental jurisdiction that is a government of a city, county, town, school district, or special district with a population of less than 50,000; and (3) A small organization that is any not-for-profit enterprise which is independently owned and operated and is not dominant in its field.

After considering the economic impacts of this proposed rule on small entities, I certify that this action will not have a significant economic impact on a substantial number of small entities. This rule will not directly impose any requirements on small entities. Rather, this rule interprets the obligations of the CAA for states to submit implementation plans in order to attain the 1997 8-hour ozone and 1997 $PM_{2.5}$ NAAQS. We continue to be interested in the potential impacts of the proposed rule on small entities and welcome comments on issues related to such impacts.

D. Unfunded Mandates Reform Act

This action contains no federal mandates under the provisions of Title II of the Unfunded Mandates Reform Act of 1995 (UMRA, 2 U.S.C. 1531–1538) for state, local, or tribal governments or the private sector. The action imposes no enforceable duty on any state, local, or tribal governments or the private sector. Therefore, this action is not subject to the requirements of sections 202 or 205 of the UMRA.

This action is also not subject to the requirements of section 203 of UMRA because it contains no regulatory requirements that might significantly or uniquely affect small governments. This action merely interprets the statutory requirements that apply to states in preparing their SIPs.

E. Executive Order 13132: Federalism

This action does not have federalism implications. It will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government, as specified in Executive Order 13132. This action does not impose any new mandates on state or local governments. Thus, Executive Order 13132 does not apply to this rule.

In the spirit of Executive Order 13132, and consistent with EPA policy to promote communications between the EPA and state and local governments, the EPA is specifically soliciting comments on this proposed rule from state and local officials.

F. Executive Order 13175: Consultation and Coordination With Indian Tribal Governments

This rule does not have tribal implications, as specified in Executive Order 13175 (65 FR 67249, November 9, 2000). The rule does not have a substantial direct effect on one or more Indian tribes, since no tribe has to develop a Tribal Implementation Plan under this regulation. Furthermore, this rule does not affect the relationship or distribution of power and responsibilities between the federal government and Indian tribes. The CAA and the Tribal Air Rule establish the relationship of the federal government and tribes in developing plans to attain the NAAQS, and this rule does nothing to modify that relationship. This rule does not have tribal implications. Thus, Executive Order 13175 does not apply to this action. However, the EPA did conduct outreach to tribes on a regularly scheduled conference call with the National Tribal Air Association on March 27, 2014, where tribes were provided a brief overview of the proposed rule. The EPA specifically solicits additional comment on this proposed action from tribal officials.

G. Executive Order 13045: Protection of Children From Environmental Health and Safety Risks

The EPA interprets E.O. 13045 (62 FR 19885, April 23, 1997) as applying only to those regulatory actions that concern health or safety risks, such that the analysis required under section 5–501 of the E.O. has the potential to influence the regulation. This action is not subject to E.O. 13045 because it does not establish an environmental standard intended to mitigate health or safety risks. This proposal is designed to help implement the already-established ozone and $PM_{2.5}$ NAAQS, which were both promulgated in 1997 to protect the health and welfare of individuals, including children, who are susceptible to the adverse effects of exposure to unhealthy levels of ozone and $PM_{2.5}$.

H. Executive Order 13211: Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use

This action is not a ''significant energy action'' as defined in Executive Order 13211 (66 FR 28355 (May 22, 2001)), because it is not likely to have a significant adverse effect on the supply, distribution, or use of energy because it does not establish requirements that directly affect the general public and the public and private sectors, but, rather interprets the statutory requirements that apply to states in preparing their SIPs. The SIPs themselves will likely establish requirements that directly affect the general public, and the public and private sectors.

I. National Technology Transfer and Advancement Act

Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (''NTTAA''), Public Law 104–113, section 12(d), (15 U.S.C. 272 note) directs the EPA to use voluntary consensus standards in its regulatory activities unless to do so would be inconsistent with applicable law or otherwise impractical. Voluntary consensus standards are technical standards (*e.g.,* materials specifications, test methods, sampling procedures, and business practices) that are developed or adopted by voluntary consensus standards bodies. The NTTAA directs the EPA to provide Congress, through OMB, explanations when the agency decides not to use available and applicable voluntary consensus standards. This rulemaking does not involve technical standards. Therefore, the EPA is not considering the use of any voluntary consensus standards.

J. Executive Order 12898: Federal Actions To Address Environmental Justice in Minority Populations and Low-Income Populations

Executive Order 12898 (59 FR 7629, Feb. 16, 1994) establishes federal executive policy on environmental justice. Its main provision directs federal agencies, to the greatest extent practicable and permitted by law, to make environmental justice part of their mission by identifying and addressing, as appropriate, disproportionately high and adverse human health or environmental effects of their programs, policies, and activities on minority populations and low-income populations in the United States.

The EPA has determined that this proposed rule will not have disproportionately high and adverse human health or environmental effects on minority or low-income populations because if it has any effect on the level of protection provided to human health or the environment, the effect will be to increase the level of protection by resulting in more stringent emission controls on EGUs in affected nonattainment areas.

Statutory Authority

The statutory authority for this action is provided by 42 U.S.C. 7501, 7502, 7511a, 7513a, 7513b and 7601.

List of Subjects in 40 CFR Part 51

Environmental protection, Administrative practice and procedure, Air pollution control, Ozone, Particulate matter, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: May 29, 2014.

Gina McCarthy,

Administrator.

For reasons set forth in the preamble, part 51 of chapter I of title 40 of the Code of Federal Regulations is proposed to be amended as follows:

PART 51—REQUIREMENTS FOR PREPARATION, ADOPTION, AND SUBMITTAL OF IMPLEMENTATION PLANS.

■ 1. The authority citation for part 51 continues to read as follows:

Authority: 23 U.S.C. 101; 42 U.S.C. 7401–7671q.

■ 2. Section 51.912 is amended by adding paragraph (a)(4) to read as follows:

§ 51.912 What requirements apply for reasonably available control technology (RACT) and reasonably available control measures (RACM) under the 8-hour NAAQS?

(a) * * *

(4) An individual RACT determination must be made for each major source or major source category meeting the applicable major source size within a nonattainment area.

* * * * *

[FR Doc. 2014–13415 Filed 6–6–14; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

[Docket Nos. FWS–HQ–ES–2014–0012; FWS–HQ–ES–2014–0013; FWS–HQ–ES–2014–0014; 450 003 0115]

Endangered and Threatened Wildlife and Plants; 90-Day Finding on Petitions To List Two Tortoises as Endangered or Threatened and and a Sloth as Endangered

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of petition findings and initiation of status reviews.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), announce 90-day findings on two petitions to list two species (Flat-tailed tortoise (*Pyxis planicauda*) and Spider tortoise (*Pyxis arachnoides*)) as endangered or threatened and one petition to list one species (Pygmy three-toed sloth (*Bradypus pygmaeus*)) as endangered under the Endangered Species Act of 1973, as amended (Act). Based on our review, we find that these petitions present substantial scientific or commercial information indicating that the petitioned actions may be warranted. Therefore, with the publication of this document, we are initiating a review of the status of these species to determine if the petitioned actions are warranted. To assure that the best scientific and commercial data informs the status review and, if warranted, the subsequent listing determinations, and to provide an opportunity for all interested parties to provide information for consideration for the status assessment, we are requesting information regarding these species (see Request for Information, below). Based on the status reviews, we will issue 12-month findings on the petitions, which will address whether

the petitioned action is warranted, as provided in section 4(b)(3)(B) of the Act.

DATES: To allow us adequate time to conduct these status reviews, we request that we receive information no later than September 8, 2014. Information submitted electronically using the Federal eRulemaking Portal (see **ADDRESSES**, below) must be received by 11:59 p.m. Eastern Time on the closing date.

ADDRESSES: You may submit information by one of the following methods:

(1) Electronically: Go to the Federal eRulemaking Portal: *http://www.regulations.gov*. In the Search box, enter the appropriate docket number (see table, below). You may submit information by clicking on ''Comment Now!'' If your information will fit in the provided comment box, please use this feature of *http://www.regulations.gov*, as it is most compatible with our information review procedures. If you attach your information as a separate document, our preferred file format is Microsoft Word. If you attach multiple comments (such as form letters), our preferred format is a spreadsheet in Microsoft Excel.

(2) By hard copy: Submit by U.S. mail or hand-delivery to: Public Comments Processing, Attn: [Insert appropriate docket number; see table below]; Division of Policy and Directives Management; U.S. Fish and Wildlife Service; 4401 N. Fairfax Drive, MS 2042–PDM; Arlington, VA 22203.

We request that you send information only by the methods described above. We will post all comments on *http://www.regulations.gov*. This generally means that we will post any personal information you provide us (see Request for Information).

Species	Docket No.
Flat-tailed tortoise (*Pyxis planicauda*).	FWS–HQ–ES–2014–0012
Spider tortoise (*Pyxis arachnoides*).	FWS–HQ–ES–2014–0013
Pygmy three-toed sloth (*Bradypus pygmaeus*).	FWS–HQ–ES–2014–0014

FOR FURTHER INFORMATION CONTACT: Janine Van Norman, Chief, Branch of Foreign Species, Ecological Services Program, U.S. Fish and Wildlife Service, 4401 N. Fairfax Drive, Room 420, Arlington, VA 22203; telephone 703–358–2171; facsimile 703–358–1735. If you use a telecommunications device for the deaf (TDD), please call the Federal Information Relay Service (FIRS) at 800–877–8339.

SUPPLEMENTARY INFORMATION:

Request for Information

When we make a finding that a petition presents substantial information indicating that listing a species may be warranted, we are required to promptly review the status of the species (status review). For the status review to be complete and based on the best available scientific and commercial information, we request information on these species from range countries, governmental agencies, the scientific community, industry, and any other interested parties. We seek information on:

(1) Each species' biology, range, and population trends, including:

(a) Habitat requirements;

(b) Genetics and taxonomy;

(c) Historical and current range, including distribution patterns;

(d) Historical and current population levels, and current and projected trends; and

(e) Past and ongoing conservation measures for the species, its habitat, or both.

(2) The factors that are the basis for making a listing determination for a species under section 4(a)(1) of the Act (16 U.S.C. 1531 et seq.), which are:

(a) The present or threatened destruction, modification, or curtailment of its habitat or range (''Factor A'');

(b) Overutilization for commercial, recreational, scientific, or educational purposes (''Factor B'');

(c) Disease or predation (''Factor C'');

(d) The inadequacy of existing regulatory mechanisms (''Factor D''); or

(e) Other natural or manmade factors affecting its continued existence (''Factor E'').

Please include sufficient information with your submission (such as scientific journal articles or other publications) to allow us to verify any scientific or commercial information you include.

Submissions merely stating support for or opposition to the actions under consideration without providing supporting information, although noted, will not be considered in making a determination. Section 4(b)(1)(A) of the Act directs that determinations as to whether any species is an endangered or threatened species must be made ''solely on the basis of the best scientific and commercial data available.''

You may submit your information concerning these status reviews by one of the methods listed in the **ADDRESSES** section. If you submit information via *http://www.regulations.gov*, your entire submission—including any personal identifying information—will be posted on the Web site. If you submit a hardcopy that includes personal identifying information, you may request at the top of your document that we withhold this personal identifying information from public review. However, we cannot guarantee that we will be able to do so. We will post all hardcopy submissions on *http://www.regulations.gov*.

Information and supporting documentation that we received and used in preparing this finding will be available for you to review at *http://www.regulations.gov,* or you may make an appointment during normal business hours at the U.S. Fish and Wildlife Service's Branch of Foreign Species (see **FOR FURTHER INFORMATION CONTACT**).

Background

Section 4(b)(3)(A) of the Act requires that we make a finding on whether a petition to list a species presents substantial scientific or commercial information indicating that the petitioned action may be warranted. We are to base this finding on information provided in the petition and supporting information submitted with the petition. To the maximum extent practicable, we are to make this finding within 90 days of our receipt of the petition and publish our notice of the finding in the **Federal Register**.

Our standard for substantial scientific or commercial information within the Code of Federal Regulations (CFR) with regard to a 90-day petition finding is ''that amount of information that would lead a reasonable person to believe that the measure proposed in the petition may be warranted'' (50 CFR 424.14(b)). If we find that substantial scientific or commercial information was presented, we are required to commence a review of the status of the species, which will be subsequently summarized in our 12-month finding.

Section 4 of the Act (16 U.S.C. 1533) and its implementing regulations at 50 CFR Part 424 set forth the procedures for adding a species to, or removing a species from, the Federal Lists of Endangered and Threatened Wildlife and Plants. A species may be determined to be an endangered or threatened species due to one or more of the five factors described in section 4(a)(1) of the Act (see Request for Information).

In considering what factors might constitute threats, we must look beyond the exposure of the species to a factor to evaluate whether the species may respond to the factor in a way that causes actual impacts to the species. If

there is exposure to a factor and the species responds negatively, the factor may be a threat and, during the status review, we attempt to determine how significant a threat it is. The threat is significant if it drives, or contributes to, the risk of extinction of the species such that the species may warrant listing as endangered or threatened as those terms are defined in the Act. However, the identification of factors that could impact a species negatively may not be sufficient to compel a finding that the information in the petition and our files is substantial. The information must include evidence sufficient to suggest that these factors may be operative threats that act on the species to the point that the species may meet the definition of endangered or threatened under the Act.

Review of Petition To List the Flat-Tailed Tortoise as Endangered or Threatened Under the Act

Additional information regarding our review of this petition can be found at *http://www.regulations.gov* under Docket No. FWS–HQ–ES–2014–0012 in the document labeled Appendix for the flat-tailed tortoise.

Species and Range

The flat-tailed tortoise (*Pyxis planicauda*) is endemic to Madagascar.

Petition History

On September 27, 2013, we received a petition from Friends of Animals and WildEarth Guardians, requesting that the flat-tailed tortoise be listed as endangered or threatened under the Act. The petition clearly identified itself as such and included the identification information for the petitioner required at 50 CFR 424.14(a). On October 25, 2013, we sent a response letter to the Petitioner acknowledging receipt of the petition. This finding addresses the petition.

Finding

Based on our review of the information provided in the petition and in the sources cited in the petition, we find that the petition presents substantial scientific or commercial information indicating that the petitioned action may be warranted for the flat-tailed tortoise based on factors A and E (see Appendix for the flat-tailed tortoise). Thus, for the flat-tailed tortoise, the Service requests information on the five listing factors under section 4(a)(1) of the Act (see Request for Information).

Review of Petition To List the Spider Tortoise as Endangered or Threatened Under the Act

Additional information regarding our review of this petition can be found at *http://www.regulations.gov* under Docket No. FWS–HQ–ES–2014–0013 in the document labeled Appendix for the spider tortoise.

Species and Range

The spider tortoise (*Pyxis arachnoides*) is endemic to Madagascar.

Petition History

On September 27, 2013, we received a petition from Friends of Animals and WildEarth Guardians, requesting that the spider tortoise be listed as endangered or threatened under the Act. The petition clearly identified itself as such and included the identification information for the petitioner required at 50 CFR 424.14(a). On October 25, 2013, we sent a response letter to the Petitioner acknowledging receipt of the petition. This finding addresses the petition.

Finding

Based on our review of the information provided in the petition and in the sources cited in the petition, we find that the petition presents substantial scientific or commercial information indicating that the petitioned action may be warranted for the spider tortoise based on factors A, B, D, and E (see Appendix for the spider tortoise). Thus, for the spider tortoise, the Service requests information on the five listing factors under section 4(a)(1) of the Act (see Request for Information).

Review of Petition To List the Pygmy Three-Toed Sloth as Endangered Under the Act

Additional information regarding our review of this petition can be found at *http://www.regulations.gov* under Docket No. FWS–HQ–ES–2014–0014 in the document labeled Appendix for the pygmy three-toed sloth.

Species and Range

The pygmy three-toed sloth (*Bradypus pygmaeus*) is endemic to Panama on the island of Isla Escudo de Veraguas (Isla Escudo).

Petition History

On November 15, 2013, we received a petition from the Animal Welfare Institute requesting that we emergency-list the pygmy three-toed sloth as endangered under the Act. The petition clearly identified itself as such and included the identification information for the petitioner required by 50 CFR 424.14(a). In a December 4, 2013, letter to the petitioner, we responded that we reviewed the information presented in the petition and did not find that the species warranted an emergency listing. This finding addresses the petition.

Finding

Based on our review of the information provided in the petition and in the sources cited in the petition, we find that the petition presents substantial scientific or commercial information indicating that the petitioned action may be warranted for the pygmy three-toed sloth based on factors A, B, C, and E (see Appendix for the pygmy three-toed sloth). Thus, for the pygmy three-toed sloth, the Service requests information on the five listing factors under section 4(a)(1) of the Act (see Request for Information).

Conclusion

On the basis of our evaluation of the information presented under section 4(b)(3)(A) of the Act, we have determined that the three petitions summarized above present substantial scientific or commercial information indicating that the requested actions may be warranted, and we are initiating status reviews to determine whether these actions are warranted under the Act. At the conclusion of the status reviews, we will issue 12-month findings in accordance with section 4(b)(3)(B) of the Act, as to whether or not listing is warranted.

It is important to note that the ''substantial information'' standard for a 90-day finding differs from the Act's ''best scientific and commercial data'' standard that applies to a status review to determine whether a petitioned action is warranted. A 90-day finding does not constitute a status review under the Act. In a 12-month finding, we will determine whether a petitioned action is warranted after we have completed a thorough review of the species. Because the Act's standards for 90-day and 12-month findings are different, as described above, a substantial 90-day finding does not mean that the 12-month finding will result in a warranted finding.

References Cited

On *http://www.regulations.gov*, the docket for each species (see table under **ADDRESSES**) contains the relevant appendix and petition mentioned above. Each appendix contains a list of references cited. Each appendix is also available upon request from the Branch of Foreign Species (see **FOR FURTHER INFORMATION CONTACT**).

Author

The primary author of this document is Amy Brisendine, Branch of Foreign Species, Ecological Services Program, U.S. Fish and Wildlife Service (see **FOR FURTHER INFORMATION CONTACT**).

Authority

The authority for these actions is the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 et seq.).

Dated: May 27, 2014.

Stephen Guertin,

Acting Director, U.S. Fish and Wildlife Service.

[FR Doc. 2014–13288 Filed 6–6–14; 8:45 am]

BILLING CODE 4310–55–P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 29

[Docket No. FWS–HQ–NWRS–2012–0086; FXRS12610900000–134–FF09R200000]

RIN 1018–AX36

Non-Federal Oil and Gas Development Within the National Wildlife Refuge System

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Advance notice of proposed rulemaking; notice of intent to prepare an environmental impact statement; reopening and extension of the comment period.

SUMMARY: The U.S. Fish and Wildlife Service (Service) is reopening and extending the comment period for the advance notice of proposed rulemaking and notice of intent to prepare an environmental impact statement for non-Federal oil and gas development within the National Wildlife Refuge System published in the **Federal Register** on February 24, 2014. We are taking this action in response to public comments.

DATES: The comment period for the advance notice of proposed rulemaking and notice of intent to prepare an environmental impact statement that published February 24, 2014 (79 FR 10080), is reopened. We will consider comments received or postmarked on or before July 9, 2014.

ADDRESSES: *Document availability:* You may obtain a copy of the advance notice of proposed rulemaking and notice of intent to prepare an environmental impact statement on the Internet at *http://www.regulations.gov* at Docket No. FWS–HQ–NWRS–2012–0086.

Written comments: You may submit written comments by one of the following methods:

(1) *Electronically:* Go to the Federal eRulemaking Portal: *http://www.regulations.gov.* Search for FWS–HQ–NWRS–2012–0086, which is the docket number for this rulemaking. You may submit a comment by clicking on ''Comment Now!'' If your comments will fit in the provided comment box, please use this feature of *http://www.regulations.gov,* as it is most compatible with our comment review procedures. If you attach your comments as a separate document, our preferred file format is Microsoft Word. If you attach multiple comments (such as form letters), our preferred format is a spreadsheet in Microsoft Excel.

(2) *By hard copy:* Submit by U.S. mail or hand-delivery to: Public Comments Processing, Attn: FWS–HQ–NWRS–2012–0086; Division of Policy and Directives Management, U.S. Fish and Wildlife Service, 4401 N. Fairfax Drive, MS 2042–PDM, Arlington, VA 22203.

We will not accept email or faxes. We will post all comments on *http://www.regulations.gov.* This generally means that we will post any personal information you provide us (see **SUPPLEMENTARY INFORMATION** for more information).

FOR FURTHER INFORMATION CONTACT: Scott Covington, (703) 358–2427.

SUPPLEMENTARY INFORMATION: On February 24, 2014 (79 FR 10080), we published an advance notice of proposed rulemaking (ANPR) and notice of intent (NOI) to prepare an environmental impact statement (EIS) seeking public comments to assist us in developing a proposed rule and programmatic EIS on managing activities associated with non-Federal oil and gas development on lands and waters of the National Wildlife Refuge System (Refuge System). Non-Federal oil and gas development refers to oil and gas activities associated with any private, state, or tribally owned mineral interest where the surface estate is administered by the Service as part of the Refuge System. The proposed rule will clarify and expand existing regulations at 50 CFR 29.32.

The Service solicited public comment and provided a 60-day public comment period ending April 25, 2014. The Service has received requests for an extension of the public comment period. In response to those requests, we are reopening and extending the public comment period for 30 days. All comments received between April 25, 2014, and the date specified above in **DATES** will be considered.

If you submitted comments or information on the ANPR/NOI during the initial comment period from February 24 to April 25, 2014, please do not resubmit them. We have incorporated them into the public record, and will fully consider them in determining the scope of the proposed rule and EIS.

Dated: May 21, 2014.

Rachel Jacobson,

Principal Deputy Assistant Secretary for Fish and Wildlife and Parks.

[FR Doc. 2014–13303 Filed 6–6–14; 8:45 am]

BILLING CODE 4310–55–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 300

[Docket No. 130722645–4453–01]

RIN 0648–BD53

International Fisheries; Pacific Tuna Fisheries; Fishing Restrictions in the Eastern Pacific Ocean, Whale Shark Conservation Measures

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Proposed rule; request for comments.

SUMMARY: NMFS proposes under the Tuna Conventions Act to implement a resolution of the Inter-American Tropical Tuna Commission (IATTC) intended to conserve whale sharks (*Rhincodon typhus*) in the Eastern Pacific Ocean (EPO). This proposed rule, if adopted, would prohibit setting a purse seine net on a whale shark, and would require certain measures to protect whale sharks in the event that a whale shark is encircled in a purse seine net. This proposed rulemaking is necessary for the United States to satisfy its obligations as a member of the IATTC.

DATES: Comments must be submitted in writing by June 30, 2014. A public hearing will be held from 1 p.m. to 4 p.m. PST, June 11, 2014 in Long Beach, CA.

ADDRESSES: You may submit comments on this document, identified by NOAA–NMFS–2013–0118, by any of the following methods:

- *Electronic Submission:* Submit all electronic public comments via the Federal e-Rulemaking Portal. Go to *www.regulations.gov/*

#!docketDetail;D=NOAA-NMFS-2013-0118, click the ''Comment Now!'' icon, complete the required fields, and enter or attach your comments.

• *Mail:* Attn: Chris Fanning, NMFS West Coast Region, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802. Include the identifier ''NOAA–NMFS–2013–0118'' in the comments.

• *Public hearing:* The public is welcome to attend a public hearing and offer comments on this proposed rule from 1 p.m. to 4 p.m. PST, June 11, 2014 at 501 W. Ocean Boulevard, Suite 4200, Long Beach, CA 90802. The public may also participate in the public hearing via conference line: 1–888–790–6181, passcode 14789.

Instructions: Comments sent by any other method, to any other address or individual, or received after the end of the comment period, may not be considered by NMFS. All comments received are a part of the public record and will generally be posted for public viewing on *www.regulations.gov* without change. All personal identifying information (e.g., name, address, etc.), confidential business information, or otherwise sensitive information submitted voluntarily by the sender will be publicly accessible. NMFS will accept anonymous comments (enter ''N/A'' in the required fields if you wish to remain anonymous). Attachments to electronic comments will be accepted in Microsoft Word, Excel, or Adobe PDF file formats only. Written comments regarding the burden-hour estimates or other aspects of the collection-of-information requirements contained in this proposed rule may be submitted to Chris Fanning, NMFS West Coast Region (see **ADDRESSES** above) and by email to *OIRA_Submission@omb.eop.gov.* Copies of the draft Regulatory Impact Review (RIR) and other supporting documents are available via the Federal e-Rulemaking Portal: *http://www.regulations.gov,* docket NOAA–NMFS–2013–0118 or contact with the Regional Administrator, William W. Stelle, Jr., NMFS West Coast Regional Office, 7600 Sand Point Way NE., Bldg 1, Seattle, WA 98115–0070, or *RegionalAdministrator.WCRHMS@noaa.gov.*

FOR FURTHER INFORMATION CONTACT: Chris Fanning, NMFS, 562–980–4198 or Heidi Taylor NMFS, 562–980–4039.

SUPPLEMENTARY INFORMATION:

Background on the IATTC

The United States is a member of the IATTC, which was established under the 1949 Convention for the Establishment of an Inter-American Tropical Tuna Commission. The full text of the 1949 Convention is available at: *http://www.iattc.org/PDFFiles/IATTC_convention_1949.pdf.* The IATTC facilitates scientific research into, as well as conservation and management of, highly migratory species in the IATTC Convention Area (defined as the waters of the EPO). Since 1998, conservation resolutions adopted by the IATTC have further defined the Convention Area as the area bounded by the coast of the Americas, the 50° N. and 50° S. parallels, and the 150° W. meridian. The IATTC has maintained a scientific research and fishery monitoring program for many years, and regularly assesses the status of tuna and billfish stocks in the EPO to determine appropriate catch limits and other measures deemed necessary to prevent overexploitation of these stocks and to promote sustainable fisheries. Current IATTC member countries include: Belize, Canada, China, Chinese Taipei (Taiwan), Colombia, Costa Rica, Ecuador, El Salvador, the European Union, France, Guatemala, Japan, Kiribati, the Republic of Korea, Mexico, Nicaragua, Panama, Peru, the United States, Vanuatu, and Venezuela. Bolivia, Honduras, Indonesia and the Cook Islands are cooperating non-members.

International Obligations of the United States Under the Convention

As a Contracting Party to the 1949 Convention and a member of the IATTC, the United States is legally bound to implement resolutions adopted by the IATTC. The Tuna Conventions Act (16 U.S.C. 951–962) directs the Secretary of Commerce, after approval by the Secretary of State, to promulgate such regulations as may be necessary to implement resolutions adopted by the IATTC. The Secretary's authority to promulgate such regulations has been delegated to NMFS.

IATTC Conservation Decisions in 2013

At its 85th Meeting, in June 2013, the IATTC adopted by consensus the Resolution on Collection and Analysis of Data on Fish-Aggregating Devices (FADs) (Resolution C–13–04). (Active resolutions of the IATTC are available at: *http://www.iattc.org/ResolutionsActiveENG.htm.*) Three measures in Section 4 of Resolution C–13–04 address the potential impacts of purse seine fishing operations on the sustainability of the whale shark. The first provision directs countries to prohibit setting any purse seine on a school of tuna associated with a live whale shark if the animal is sighted prior to the commencement of the set. In the event that a whale shark is encircled by a purse seine net, the second and third provisions of Resolution C–13–04 direct countries to require that purse seine vessel operators ensure all reasonable steps are taken to ensure the safe release of the shark, and report the incident to the relevant governmental authority, including the number of individual whale sharks, details of how and why the encirclement happened, where it occurred, steps taken to ensure safe release, and an assessment of the life status of the whale shark on release (including whether the animal was released alive, but subsequently died). As per section 4, paragraph 16 of Resolution C–13–04, the whale shark provisions ''shall enter into effect on July 1, 2014''. This effective date is necessary for the United States to fully satisfy its obligations as a member of the IATTC. The remaining provisions of Resolution C–13–04 pertaining to Fish Aggregating Devices (FADs) data collection and identification will be addressed in a later rulemaking.

Proposed Action

This proposed rule, if adopted, would implement Resolution C–13–04 which includes conservation measures for whale sharks. The regulations would apply to owners and operators of U.S. purse seine vessels while fishing commercially for tuna in the Convention Area. The Department of State has approved implementation of Resolution C–13–04 by this rulemaking.

Classification

The NMFS Assistant Administrator has determined that this proposed rule is consistent with the Tuna Conventions Act and other applicable laws, subject to further consideration after public comment.

This proposed rule has been determined to be not significant for purposes of Executive Order 12866.

Pursuant to the Regulatory Flexibility Act (RFA), 5 U.S.C. 605(b), the Chief Counsel for Regulation of the Department of Commerce certified to the Chief Counsel for Advocacy of the Small Business Administration that this proposed rule, if adopted, would not have a significant economic impact on a substantial number of small entities. The rationale for the certification is as follows:

It is extremely unlikely that this rulemaking will result in a significant change in fishing operations. According to observer data report summaries from the previous 10 years supplied by the IATTC, U.S. large (greater than 363 metric tons, or 400 short tons, in carrying capacity) purse seine vessels

with 100 percent observer coverage in the EPO have had two interactions with whale sharks: Once each in 2006 and 2009. In both instances, the encirclement of the whale shark was incidental to a fish aggregating device (FAD) directed set, and the whale shark was released and presumed unharmed. No data exists for purse seine vessels smaller than 400 short tons carrying capacity having interactions with whale sharks. Given the rare occurrence of observed U.S. purse seine vessel incidental interactions with whale sharks in the EPO, and given whale sharks are not a target species of the tuna purse seine fishery and have no commercial value to tuna canneries, the proposed action is not expected to affect or change current operating procedures or result in a reduction in associated revenues.

On June 20, 2013, the U.S. Small Business Administration (SBA) issued a final rule revising the small business size standards for several industries effective July 22, 2013 (78 FR 37398). The rule increased the size standard for finfish fishing from $4.0 million to $19.0 million, shellfish fishing from $4.0 million to $5.0 million, and other marine fishing from $4.0 million to $7.0 million. NMFS conducted its analysis for this action using the new size standards.

Estimates of ex-vessel revenues in the U.S. purse seine fishery in the IATTC Convention Area since 2005, which would be indicative of current conditions, are confidential and may not be publicly disclosed because of the small number of vessels in the fishery. Since 2004, only two U.S. purse seine vessels in class sizes 1 to 6 have made landings each year on average. Only two U.S. purse seine vessels landed fish in this fishery from 2005 through 2008, thus the landings and revenue data from these years are confidential and may not be released. Based on historic and recent U.S. purse seine vessels listed on the IATTC Active Purse Seine Vessel Register, there are four class size 6 vessels and no class size 5 and 4 vessels likely to be affected by the rule in the near future. Two vessels transited through the IATTC Convention Area in 2010 but did not fish. Only three and two class size 6 vessels fished for tunas in IATTC Convention Area in 2011 and 2012, respectively. In 2013 there were 10 vessels registered to operate in the IATTC Convention Area, including the smaller purse seine vessels that typically fish for coastal pelagic species (e.g., sardines). The average annual per vessel revenue in 2013 for the registered vessels operating in the IATTC Convention Area has been below $19 million; therefore, all of these vessels are considered small businesses under the RFA. Because each affected vessel is a small business, this proposed rule has an equal effect on all of these small entities, and therefore will impact a substantial number of these small entities in the same manner. Based on the analysis above, the proposed action, if adopted, will not have adverse or disproportional economic impact on these small business entities. Because the proposed action would not have a significant impact on a substantial number of small entities, an Initial Regulatory Flexibility Analysis is not required and none has been prepared. NMFS solicits public comment on the analyses in light of the new size standards.

This proposed rule contains a collection-of-information requirement subject to the Paperwork Reduction Act (PRA), which has been approved by the Office of Management and Budget (OMB) under control number 0648–0387. Public reporting burden for whale shark interaction reporting is estimated to average ten minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate, or any other aspect of this data collection, including suggestions for reducing the burden, to NMFS (see **ADDRESSES**) and by email to *OIRA_Submission@omb.eop.gov*, or fax to (202) 395–7285.

Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA, unless that collection of information displays a currently valid OMB Control Number.

List of Subjects in 50 CFR Part 300

Administrative practice and procedure, Fish, Fisheries, Fishing, Marine resources, Reporting and record keeping requirements, Treaties.

Dated: June 3, 2014.

Samuel D. Rauch III,

Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.

For the reasons set out in the preamble, 50 CFR part 300, subpart C is proposed to be amended as follows:

PART 300—INTERNATIONAL FISHERIES REGULATIONS

Subpart C—Eastern Pacific Tuna Fisheries

■ 1. The authority citation for 50 CFR part 300, subpart C, continues to read as follows:

Authority: 16 U.S.C. 951–961 *et seq.*

■ 2. In § 300.22, paragraph (a) is redesignated as paragraph (a)(1), and paragraph (a) heading and paragraph (a)(2) are added as follows:

§ 300.22 Eastern Pacific fisheries recordkeeping and written reports.

(a) *Logbooks.*

* * *

(2) *Whale shark encirclement reporting.* The owner and operator of a purse seine fishing vessel of the United States that encircles a whale shark (*Rhincodon typus*) while fishing commercially in the Convention Area must ensure that the incident is recorded in the comment section of the Log that is required by this paragraph (a). The Log must describe, among other things: The number of individual whale sharks with which the vessel interacted, details of how and why the encirclement happened, where it occurred, steps taken to ensure safe release, and an assessment of the life status of the whale shark upon release (including whether the animal was released alive, but subsequently died).

* * * * *

■ 3. In § 300.24, paragraphs (v), (w), and (x) are added to read as follows:

§ 300.24 Prohibitions.

* * * * *

(v) Fail to maintain, submit, or ensure submission of a Log that includes all the information required in § 300.22(a).

(w) Set or attempt to set a purse seine on or around a whale shark (*Rhincodon typus*) in contravention of § 300.25(e)(5).

(x) Fail to release a whale shark encircled in a purse seine net of a fishing vessel as required in § 300.25(e)(6)

■ 4. In § 300.25, paragraphs (e)(5) and (e)(6) are added to read as follows:

§ 300.25 Eastern Pacific fisheries management.

* * * * *

(e) * * *

(5) Owners, operators, and crew of fishing vessels of the United States fishing commercially for tuna in the Convention Area may not set or attempt to set a purse seine on or around a whale shark (*Rhincodon typus*) if the animal is sighted prior to the commencement of the set or the attempted set.

(6) The crew, operator, and owner of a fishing vessel of the United States fishing commercially for tuna in the Convention Area must release as soon as possible, any whale shark that is encircled in a purse seine net, and must ensure that all reasonable steps are taken to ensure its safe release.

* * * * *

[FR Doc. 2014–13267 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–22–P

Notices

Federal Register

Vol. 79, No. 110

Monday, June 9, 2014

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

June 3, 2014.

The Department of Agriculture will submit the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104–13 on or after the date of publication of this notice. 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), New Executive Office Building, Washington, DC; New Executive Office Building, 725 17th Street NW., Washington, DC 20503. Commenters are encouraged to submit their comments to OMB via email to: *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 by July 9, 2014. Copies of the submission(s) may be obtained by calling (202) 720–8681.

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.

Agricultural Marketing Service

Title: Dairy Request for Applicant Number.

OMB Control Number: 0581–0272.

Summary of Collection: The dairy grading program is a voluntary user fee program providing grading and inspection service to the dairy industry. The program is authorized under the Agricultural Marketing Act of 1946 (7 U.S.C. 1621–1627).

Need and Use of the Information: The Agricultural Marketing Service will collect the necessary information on form DA–228—Request for Applicant Number. The information requested will be used by the Administrative Officer to identify the applicant in the billing system, to set up an account in the billing system and contact the party responsible for payment of the fee and expense for the inspection, certification, and grading or equipment evaluation service.

Description of Respondents: Business or other for profit.

Number of Respondents: 100.

Frequency of Responses: Reporting: On occasion.

Total Burden Hours: 5.

Charlene Parker,

Departmental Information Collection Clearance Officer.

[FR Doc. 2014–13287 Filed 6–6–14; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

Farm Service Agency

Information Collection; Representation for CCC and FSA Loan and Authorization To File a Financing Statement

AGENCY: Commodity Credit Corporation and Farm Service Agency, USDA.

ACTION: Notice; request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, the Commodity Credit Corporation (CCC) and the Farm Service Agency (FSA) are requesting comments from all interested individuals and organizations on an extension with a revision of a currently approved information collection. The form CCC–10, entitled ''Representations for Commodity Credit Corporation or Farm Service Agency Loans and Authorization To File a Financing Statement and Related Documents'' is used for CCC and FSA loan programs. The information collection is necessary to gather data regarding the applicant that is required on a financing statement, and to obtain the applicant's permission to file a financing statement prior to the execution of a security agreement.

DATES: We will consider comments we receive by August 8, 2014.

ADDRESSES: We invite you to submit comments on this notice. In your comments, include date, volume and page number of this issue of the **Federal Register**. You may submit comments by any of the following methods:

- Federal eRulemaking Portal: Go to *www.regulations.gov*. Follow the online instructions for submitting comments.
- Mail: DeAnn Allen, Program Manager, USDA, FSA, Stop 0512, 1400 Independence Avenue SW., Washington, DC 20250.

You may also send comments to the Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503. Copies of the information collection may be requested by contacting DeAnn Allen at the above address.

FOR FURTHER INFORMATION CONTACT: DeAnn Allen; (202) 720–9889.

SUPPLEMENTARY INFORMATION:

Title: Representations for Commodity Credit Corporation or Farm Service Agency Loans and Authorization to File a Financing Statement and Related Documents.

OMB Control Number: 0560–0215.

Expiration Date of Approval: October 31, 2014.

Type of Request: Extension with a revision.

Abstract: Form CCC–10 is necessary to: (a) Gather or verify basic data provided by a CCC or FSA loan applicant that is required on a financing

statement filed by CCC or FSA to perfect a security interest in collateral used to secure a loan; and (b) obtain applicant permission to file a financing statement prior to the execution of a security agreement.

Farm Loan Programs (FLP) uses the CCC–10 when a nonapplicant third party pledges the full value of chattel security to FSA as adequate security required for a FLP loan.

Both CCC's Marketing Assistance Loan and Farm Storage Facility Loan programs also use the CCC–10, but are exempt from the provisions of the Paperwork Reduction Act as specified in section 1601(c)(2)(B) of the Agricultural Act of 2014 (Pub. L. 113–79, Title I, Subtitle F—Administration).

The formula used to calculate the total burden house is estimated average time per response (includes travel times) hours times total annual responses.

Estimated annual burden: The public reporting burden for this information collection is estimated to average 5 minutes per response. The average travel time, which is included in the total annual burden, is estimated to be 1 hour per respondent.

Respondents: Individual producers and farming entities.

Estimated Number of Respondents: 2,148.

Estimated Number of Responses per Respondent: 1.

Estimated Total Annual Response: 2,148.

Estimated Average Time per Response: 1.083 of an hour (65 minutes).

Estimated Total Annual Burden on Respondents: 2,326.

We are requesting comments on this information collection to help us to:

(1) Evaluate whether the collection of information is necessary for the proper performance of the agency, including whether the information will have practical utility;

(2) Evaluate the accuracy of the estimate of burden, including the validity of the methodology and assumptions used;

(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 through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

All responses to this notice, including names and addresses, when provided, will be summarized and included in the request for OMB approval. All comments will also become a matter of public record.

Dated: June 3, 2014.

Juan M. Garica,

Executive Vice President, Commodity Credit Corporation, Administrator, Farm Service Agency.

[FR Doc. 2014–13355 Filed 6–6–14; 8:45 am]

BILLING CODE 3410–05–P

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service

National Advisory Council on Maternal, Infant and Fetal Nutrition; Notice of Meeting

AGENCY: Food and Nutrition Service, USDA.

ACTION: Notice of meeting.

SUMMARY: Pursuant to the Federal Advisory Committee Act, 5 U.S.C. APP., this notice announces a meeting of the National Advisory Council on Maternal, Infant and Fetal Nutrition.

DATES: *Date and Time:* July 15–17, 2014; 9:00 a.m.–5:30 p.m.

Place: The meeting will be held at the Hilton Garden Inn Arlington/Shirlington, Environment Room, 4271 Campbell Avenue, Arlington, Virginia, 22206.

SUPPLEMENTARY INFORMATION: The National Advisory Council on Maternal, Infant, and Fetal Nutrition will meet to continue its study of the Special Supplemental Nutrition Program for Women, Infants and Children (WIC), and the Commodity Supplemental Food Program (CSFP). The agenda will include updates and a discussion of Breastfeeding Promotion and Support activities, the WIC food packages, WIC funding, Electronic Benefits Transfer, CSFP initiatives, and current research studies.

Status: Meetings of the National Advisory Council on Maternal, Infant and Fetal Nutrition are open to the public. Members of the public may participate, as time permits. Members of the public may file written statements with the contact person named below before or after the meeting.

Contact Person For Additional Information: Anne Bartholomew, Supplemental Food Programs Division, Food and Nutrition Service, Department of Agriculture, (703) 305–2746. If members of the public need special accommodations, please notify Anne Bartholomew by July 7, 2014, at (703) 305–2746, or email at *WICHQ–SFPD@fns.usda.gov.*

Dated: June 2, 2014.

Jeffrey J. Tribiano,

Acting Administrator, Food and Nutrition Service.

[FR Doc. 2014–13285 Filed 6–6–14; 8:45 am]

BILLING CODE 3410–30–P

DEPARTMENT OF AGRICULTURE

Food Safety and Inspection Service

[Docket No. FSIS–2014–0009]

Notice of Request for a New Information Collection: Meat Slaughter Industry Survey

AGENCY: Food Safety and Inspection Service, USDA.

ACTION: Notice and request for comments; reopening of comment period.

SUMMARY: The Food Safety and Inspection Service (FSIS) is reopening the comment period on its notice requesting comments on a new information collection for a survey of the meat slaughter industry that appeared in the **Federal Register** on April 21, 2014. FSIS is reopening the comment period for 30 days because the document that announced the information collection contained an incorrect comment period end date and did not provide a full 60 days for public comment.

DATES: Submit comments on or before July 9, 2014.

ADDRESSES: FSIS invites interested persons to submit comments on this information collection. Comments may be submitted by one of the following methods:

- *Federal eRulemaking Portal:* This Web site provides the ability to type short comments directly into the comment field on this Web page or attach a file for lengthier comments. Go to *http://www.regulations.gov.* Follow the on-line instructions at that site for submitting comments.
- *Mail, including CD–ROMs, etc.:* Send to Docket Clerk, U.S. Department of Agriculture, Food Safety and Inspection Service, Docket Clerk, Patriots Plaza 3, 1400 Independence Avenue SW., Mailstop 3782, Room 8–163A, Washington, DC 20250–3700.
- *Hand- or courier-delivered submittals:* Deliver to Patriots Plaza 3, 355 E Street SW., Room 8–163A, Washington, DC 20250–3700.

Instructions: All items submitted by mail or electronic mail must include the Agency name and docket number FSIS–2014–0009. Comments received in response to this docket will be made available for public inspection and

posted without change, including any personal information, to *http://www.regulations.gov.*

Docket: For access to background documents or comments received, go to the FSIS Docket Room at Patriots Plaza 3, 355 E Street SW., Room 8–164, Washington, DC 20250–3700 between 8:00 a.m. and 4:30 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Gina Kouba, Paperwork Reduction Act Coordinator, Food Safety and Inspection Service, USDA, 1400 Independence Avenue SW., Room 6067, South Building, Washington, DC 20250; (202) 690–6510.

SUPPLEMENTARY INFORMATION: On April 21, 2014, FSIS published a notice in the **Federal Register** (79 FR 22080) requesting comments on a new information collection for a survey of the meat slaughter industry. In this planned survey of meat slaughter establishments, FSIS will collect data to provide the most accurate, up-to-date information on industry practices and use of technologies. The information gathered through the meat slaughter industry survey will provide FSIS with reliable and valid information regarding food safety practices in FSIS-regulated establishments. The Agency will use this information to estimate costs in regulatory impact analyses. FSIS also will use the survey data to evaluate the effectiveness of its meat inspection program and to conduct analyses to assess the industry's food safety technologies, sanitation practices, microbiological testing practices, and recall readiness.

The April 21, 2014, notice contained an incorrect comment period end date of May 21, 2014. FSIS is reopening the comment period on this information collection notice to provide the public with an additional 30 days to comment, so the public will be provided with a total of 60 days to submit their comments.

Additional Public Notification

FSIS will announce this notice online through the FSIS Web page located at *http://www.fsis.usda.gov/wps/portal/fsis/topics/regulations/federal-register.*

FSIS will also make copies of this **Federal Register** publication available through the FSIS Constituent Update, which is used to provide information regarding FSIS policies, procedures, regulations, **Federal Register** notices, FSIS public meetings, and other types of information that could affect or would be of interest to constituents and stakeholders. The Update is communicated via Listserv, a free electronic mail subscription service for industry, trade groups, consumer interest groups, health professionals, and other individuals who have asked to be included. The Update is also available on the FSIS Web page. In addition, FSIS offers an electronic mail subscription service which provides automatic and customized access to selected food safety news and information. This service is available at *http://www.fsis.usda.gov/wps/portal/fsis/programs-and-services/email-subscription-service.*

Options range from recalls to export information to regulations, directives, and notices. Customers can add or delete subscriptions themselves, and have the option to password protect their accounts.

USDA Nondiscrimination Statement

No agency, officer, or employee of the USDA shall, on the grounds of race, color, national origin, religion, sex, gender identity, sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, or political beliefs, exclude from participation in, deny the benefits of, or subject to discrimination any person in the United States under any program or activity conducted by the USDA.

How To File a Complaint of Discrimination

To file a complaint of discrimination, complete the USDA Program Discrimination Complaint Form, which may be accessed online at *http://www.ocio.usda.gov/sites/default/files/docs/2012/Complain_combined_6_8_12.pdf,* or write a letter signed by you or your authorized representative.

Send your completed complaint form or letter to USDA by mail, fax, or email:

Mail: U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue SW., Washington, DC 20250–9410.

Fax: (202) 690–7442.

Email: *program.intake@usda.gov.*

Persons with disabilities who require alternative means for communication (Braille, large print, audiotape, etc.), should contact USDA's TARGET Center at (202) 720–2600 (voice and TDD).

Done at Washington, DC, on June 4, 2014.

Alfred V. Almanza,

Administrator.

[FR Doc. 2014–13390 Filed 6–6–14; 8:45 am]

BILLING CODE 3410–DM–P

DEPARTMENT OF AGRICULTURE

Forest Service

Virginia Resource Advisory Committee

AGENCY: Forest Service, USDA.

ACTION: Notice of meetings.

SUMMARY: The Virginia Resource Advisory Committee (RAC) will meet in Roanoke, Virginia. The Committee is authorized under the Secure Rural Schools and Community Self-Determination Act of 2000 (the Act) (Pub. L. 112–141) and operates in compliance with the Federal Advisory Committee Act (FACA) (Pub. L. 92–463). The RAC's purposes are to improve collaborative relationships and to provide advice and recommendations to the Forest Service concerning projects and funding consistent with Title II of the Act. The meetings are open to the public. The purpose of the meetings is to prioritize and recommend projects for Title II funds.

DATES: The meetings will be held at 10:00 a.m. to 6:00 p.m. on the following dates:

- July 11, 2014.
- July 18, 2014.

All RAC meetings are subject to cancellation. For status of meeting prior to attendance, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

ADDRESSES: The meetings will be held at the George Washington and Jefferson National Forests (NF) Supervisor's Office, Conference Room, 5162 Valleypointe Parkway, Roanoke, Virginia. Written comments may be submitted as described under **SUPPLEMENTARY INFORMATION** listed below. All comments, including names and addresses when provided, are placed in the record and are available for public inspection and copying. The public may inspect comments received at the George Washington and Jefferson NF Supervisor's Office. Please call ahead to facilitate entry into the building in order to view comments.

FOR FURTHER INFORMATION CONTACT: Michael Williams, RAC Coordinator, by phone at 540–265–5173 or via email at *mrwilliams04@fs.fed.us.*

Individuals who use telecommunication devices for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339 between 8:00 a.m. and 8:00 p.m., Eastern Standard Time, Monday through Friday. Please make requests in advance for sign language interpreting, assistive listening devices or other reasonable accommodation for access to

the facility or proceedings by contacting the person listed above.

SUPPLEMENTARY INFORMATION: Additional RAC information, including the meeting agenda and the meeting summary/minutes can be found at the following Web site: *www.fs.fed.us/r8/gwj.* The agenda will include time for people to make oral statements of three minutes or less. Individuals wishing to make an oral statement should request in writing by July 7, 2014 to be scheduled on the agenda. Anyone who would like to bring related matters to the attention of the committee may file written statements with the committee staff before or after the meeting. Written comments and requests for time for oral comments must be sent to Michael Williams, RAC Coordinator, George Washington and Jefferson NF Supervisor's Office, 5162 Valleypointe Parkway, Roanoke, Virginia 24019; by email to *mrwilliams04@fs.fed.us* or via facsimile to 540–265–5145.

Meeting Accommodations: If you are a person requiring reasonable accommodation, please make requests in advance for sign language interpreting, assistive listening devices or other reasonable accommodation for access to the facility or proceedings by contacting the person listed in the section titled **FOR FURTHER INFORMATION CONTACT**. All reasonable accommodation requests are managed on a case by case basis.

Dated: June 2, 2014.

H. Thomas Speaks,

Forest Supervisor.

[FR Doc. 2014–13341 Filed 6–6–14; 8:45 am]

BILLING CODE 3411–15–P

DEPARTMENT OF COMMERCE

Economic Development Administration

Notice of Petitions by Firms for Determination of Eligibility To Apply for Trade Adjustment Assistance

AGENCY: Economic Development Administration, Department of Commerce.

ACTION: Notice and opportunity for public comment.

Pursuant to Section 251 of the Trade Act 1974, as amended (19 U.S.C. 2341 et seq.), the Economic Development Administration (EDA) has received petitions for certification of eligibility to apply for Trade Adjustment Assistance from the firms listed below. Accordingly, EDA has initiated investigations to determine whether increased imports into the United States of articles like or directly competitive with those produced by each of these firms contributed importantly to the total or partial separation of the firm's workers, or threat thereof, and to a decrease in sales or production of each petitioning firm.

LIST OF PETITIONS RECEIVED BY EDA FOR CERTIFICATION ELIGIBILITY TO APPLY FOR TRADE ADJUSTMENT ASSISTANCE

[05/07/2014 through 06/03/2014]

Firm name	Firm address	Date accepted for investigation	Product(s)
HAAS Architectural Millwork, Inc	3750 E Market Street, York, PA 17402.	6/2/2014	The firm manufactures architectural urethane millwork for the building industry.
EDCO, Inc	14508 Ovenell Road, Mount Vernon, WA 98273.	6/3/2014	The firm manufacturers customized metal and plastic products.

Any party having a substantial interest in these proceedings may request a public hearing on the matter. A written request for a hearing must be submitted to the Trade Adjustment Assistance for Firms Division, Room 71030, Economic Development Administration, U.S. Department of Commerce, Washington, DC 20230, no later than ten (10) calendar days following publication of this notice.

Please follow the requirements set forth in EDA's regulations at 13 CFR 315.9 for procedures to request a public hearing. The Catalog of Federal Domestic Assistance official number and title for the program under which these petitions are submitted is 11.313, Trade Adjustment Assistance for Firms.

Dated: June 3, 2014.

Michael DeVillo,

Eligibility Examiner.

[FR Doc. 2014–13343 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–WH–P

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket B–24–2013]

Foreign-Trade Zone (FTZ) 169—Manatee County, Florida; Application for Expanded Production Authority ASO, LLC (Subzone 169A); Adhesive Bandage Production; Comment Period on New Evidence

The FTZ Board is inviting public comment on new evidence submitted by ASO, LLC (ASO) on May 14, 2014. Currently pending before the Board is an application requesting expanded FTZ authority for ASO to use certain textile fabrics in the production of adhesive bandages within Subzone 169A. ASO's May 14, 2014, submission—which rebutted comments that other parties had submitted to the Board in response to evidence previously presented by ASO—contained new evidence on which there has not been a chance for public comment. The comment period is open through July 9, 2014 to allow parties to comment on ASO's May 14, 2014, submission.

Submissions shall be addressed to the FTZ Board's Executive Secretary at: Foreign-Trade Zones Board, U.S. Department of Commerce, Room 21013, 1401 Constitution Ave. NW., Washington, DC 20230.

A copy of ASO's May 14, 2014, submission will be available for public inspection at the address above, and in the ''Reading Room'' section of the Board's Web site, which is accessible via *www.trade.gov/ftz.* For further information, contact Diane Finver at *Diane.Finver@trade.gov* or (202) 482–1367.

Dated: June 3, 2014.

Executive Secretary.

[FR Doc. 2014–13437 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[C–570–931]

Circular Welded Austenitic Stainless Pressure Pipe From the People's Republic of China: Final Results of Expedited Sunset Review of the Countervailing Duty Order

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The Department of Commerce (''the Department'') finds that revocation of the countervailing duty order (''CVD'') order on circular welded austenitic stainless pressure pipe (''CWASPP'') from the People's Republic of China (''PRC'') would be likely to lead to continuation or recurrence of a countervailable subsidy at the levels indicated in the ''Final Results of Review'' section of this notice.

DATES: *Effective Date:* June 9, 2014.

FOR FURTHER INFORMATION CONTACT: Kristen Johnson, Office III, AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482–4793.

SUPPLEMENTARY INFORMATION:

Background

On February 3, 2014, the Department initiated a sunset review of the CVD order on CWASPP from the PRC pursuant to section 751(c) of the Tariff Act of 1930, as amended (''the Act'').[1] The Department received a notice of intent to participate in the review on behalf of Bristol Metals, LLC; Felker Brothers Corporation; and Outokumpu Stainless Pipe Inc., (collectively, ''the domestic industry'') within the deadline specified in 19 CFR 351.218(d)(1)(i). Each of these companies claimed interested party status under section 771(9)(C) of the Act, as a domestic producer of the domestic like product.

The Department received adequate substantive responses collectively from the domestic industry within the 30-day deadline specified in 19 CFR 351.218(d)(3)(i). The Department did not receive a substantive response from any government or respondent interested party to the proceeding. Because the Department received no response from the respondent interested parties, the Department conducted an expedited review of this CVD order, pursuant to section 751(c)(3)(B) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2).

Scope of the Order

The merchandise covered by this order is circular welded austenitic stainless pressure pipe not greater than 14 inches in outside diameter.

The subject imports are normally classified in subheadings 7306.40.5005, 7306.40.5040, 7306.40.5062, 7306.40.5064, and 7306.40.5085 of the Harmonized Tariff Schedule of the United States (''HTSUS''). They may also enter under HTSUS subheadings 7306.40.1010, 7306.40.1015, 7306.40.5042, 7306.40.5044, 7306.40.5080, and 7306.40.5090. The HTSUS subheadings are provided for convenience and customs purposes only; the written description of the scope is dispositive.

For a full description of the scope, *see* ''Issues and Decision Memorandum for the Final Results of Expedited Sunset Review of the Countervailing Duty Order on Circular Welded Austenitic Stainless Pressure Pipe from the People's Republic of China'' from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, to Paul Piquado, Assistant Secretary for Enforcement and Compliance, dated concurrently with this final notice, and hereby adopted by this notice (''Issues and Decision Memorandum'').

Analysis of Comments Received

All issues raised in this review are addressed in the Issues and Decision Memorandum. The issues discussed in the Issues and Decision Memorandum include the likelihood of continuation or recurrence of a countervailable subsidy and the net countervailable subsidy likely to prevail if the order were revoked. Parties can find a complete discussion of all issues raised in this expedited sunset review and the corresponding recommendations in this public memorandum which is on file electronically via the Enforcement and Compliance Antidumping and Countervailing Duty Centralized Electronic Service System (IA ACCESS). IA ACCESS is available to registered users at *http://iaaccess.trade.gov* and in the Central Records Unit, Room 7046 of the main Department of Commerce building. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly on the Internet at *http://enforcement.trade.gov/frn/index.html.* The signed Issues and Decision Memorandum and the electronic versions of the Issues and Decision Memorandum are identical in content.

Final Results of Review

We determine that revocation of the CVD order on CWASPP from the PRC would be likely to lead to continuation or recurrence of a countervailable subsidy at the rates listed below:

Exporter/manufacturer	Net subsidy rate
Winner Stainless Steel Tube Co. Ltd. (Winner)/Winner Steel Products (Guangzhou) Co., Ltd. (WSP)/Winner Machinery Enterprises Company Limited (Winner HK) (Collectively the Winner Companies).	1.10 percent *ad valorem*.
Froch Enterprise Co. Ltd. (Froch) (also known as Zhangyuan Metal Industry Co. Ltd.)	299.16 percent *ad valorem*.
All Others	1.10 percent *ad valorem*.

Notification Regarding Administrative Protective Order

This notice serves as the only reminder to parties subject to administrative protective order (''APO'') of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely notification of return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

We are issuing and publishing the results and notice in accordance with sections 751(c), 752(b), and 777(i)(1) of the Act.

Dated: May 29, 2014.

Paul Piquado,

Assistant Secretary for Enforcement and Compliance.

[FR Doc. 2014–13248 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–DS–P

[1] *See Initiation of Five-Year (''Sunset'') Review,* 79 FR 6163 (February 3, 2014).

DEPARTMENT OF COMMERCE

International Trade Administration

[A–570–952]

Narrow Woven Ribbon With Woven Selvedge From the People's Republic of China: Preliminary Results and Partial Rescission of Administrative Review; 2012–2013

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The Department of Commerce (''the Department'') is conducting the third administrative review (''AR'') of the antidumping duty order on narrow woven ribbon with woven selvedge (''NWR'') from the People's Republic of China (''PRC''). The AR covers 15 exporters of subject merchandise; the Department selected one company for individual examination. The period of review (''POR'') is September 1, 2012, through August 31, 2013. Because the Department received timely review request withdrawals for one company that previously received a separate rate, the Department is rescinding its review of this company. Additionally, the Department preliminarily determines that it will treat the sole company for which a review was requested and not subsequently withdrawn as part of the PRC-wide entity, which is subject to this AR. Interested parties are invited to comment on these preliminary results.

DATES: *Effective Date:* June 9, 2014.

FOR FURTHER INFORMATION CONTACT: Drew Jackson at (202) 482–4406; AD/CVD Operations, Enforcement and Compliance, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230.

SUPPLEMENTARY INFORMATION:

Scope of the Order

The products covered by the order are narrow woven ribbons with woven selvedge.[1] The merchandise subject to the order is classifiable under the Harmonized Tariff Schedule of the United States (''HTSUS'') subheadings 5806.32.1020; 5806.32.1030; 5806.32.1050 and 5806.32.1060. Subject merchandise also may enter under HTSUS subheadings 5806.31.00; 5806.32.20; 5806.39.20; 5806.39.30; 5808.90.00; 5810.91.00; 5810.99.90; 5903.90.10; 5903.90.25; 5907.00.60; and 5907.00.80 and under statistical categories 5806.32.1080; 5810.92.9080; 5903.90.3090; and 6307.90.9889. Although the HTSUS subheadings are provided for convenience and customs purposes, the written product description in the *Order* remains dispositive.[2]

Methodology

The Department is conducting this review in accordance with section 751(a)(1)(B) of the Tariff Act of 1930, as amended (''the Act''). The Department issued Yangzhou Bestpak Gifts & Crafts Co., Ltd. (''Bestpak''), a company for which an AR was requested, questionnaires, but Bestpak did not respond to the Department's questionnaires.[3] Because Bestpak did not establish that its export activities are separate from that of the PRC-wide entity, in accordance with 19 CFR 351.107(d), we have determined that Bestpak is part of the PRC-wide entity. Because the PRC-wide entity failed to provide responses to our questionnaires and cooperate to the best of its ability in complying with our requests for information, we have determined an estimated weighted-average dumping margin based on adverse facts available (''AFA''), in accordance with section 776(a) and (b) of the Act for the PRC-wide entity. For a full description of the methodology underlying our conclusions, see the Preliminary Decision Memorandum, which is hereby adopted with this notice. The Preliminary Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (''IA ACCESS''). IA ACCESS is available to registered users at *http://iaaccess.trade.gov* and in the Central Records Unit, Room 7046 of the main Department of Commerce building. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly at *http://enforcement.trade.gov/frn/.* The signed Preliminary Decision Memorandum and the electronic versions of the Preliminary Decision Memorandum are identical in content.

Partial Rescission of Review

For those exporters named in the *Initiation Notice*[4] that are not considered part of the PRC-wide entity for which all review requests have been withdrawn, the Department is rescinding this administrative review, in accordance with 19 CFR 351.213(d)(1). The exporters for which we are rescinding this review are Hubscher Ribbon Corp., Ltd. d/b/a Hubschercorp[5] (''Hubscher'') and Yama Ribbons and Bows Co., Ltd (''Yama Ribbons'').[6] Antidumping duties shall be assessed at rates equal to the cash deposit of estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(2).

Intent Not To Rescind Review in Part

We have received withdrawal of administrative review requests for the following exporters that remain a part of the PRC-wide entity, which is currently under review: (1) Apex Trimmings Inc. d/b/a Papillon Ribbon & Bow (Canada); (2) Cheng Hsing Ribbon Factory; (3) Hen Hao Trading Co., Ltd. a.k.a. Taiwan Tulip Ribbons and Braid Co. Ltd; (4) Hsien Chan Enterprise Co., Ltd; (5) King Young Enterprises Co., Ltd; (6) Multicolor; (7) Novelty Handicrafts Co., Ltd; (8) Papillon Ribbon & Bow (H.K.) Ltd; (9) Papillon Ribbon & Bow (Shanghai) Ltd; (10) Roung Shu Industry Corporation a.k.a Cheng Hsing Ribbon Factory; (11) Shienq Huong Enterprise

[1] *See Notice of Antidumping Duty Orders: Narrow Woven Ribbons With Woven Selvedge From Taiwan and the People's Republic of China: Antidumping Duty Orders*, 75 FR 53632 (September 1, 2010), as amended in *Narrow Woven Ribbons With Woven Selvedge From Taiwan and the People's Republic of China: Amended Antidumping Duty Orders,* 75 FR 56982 (September 17, 2010) (''*Order*'').

[2] For a complete description of the scope of the order, please see ''Decision Memorandum for Preliminary Results of Antidumping Duty Administrative: Narrow Woven Ribbons With Woven Selvedge from the People's Republic of China,'' from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, to Paul Piquado, Assistant Secretary for Enforcement and Compliance (''Preliminary Decision Memorandum''), dated concurrently with this notice.

[3] *See* memorandum to The File from Drew Jackson, International Trade Compliance Analyst, AD/CVD Operations, Office 4, regarding, ''Results of Quantity and Value Questionnaire Delivery Tracking Query,'' dated concurrently with this notice.

[4] *See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Request for Revocation in Part,* 78 FR 67104 (November 8, 2013) (''*Initiation Notice*'').

[5] In a prior administrative review, the Department determined that Hubscher is a third-country reseller from Canada. *See Narrow Woven Ribbons With Woven Selvedge From the People's Republic of China: Final Results of Antidumping Duty Administrative Review; 2010–2011,* 78 FR 10130 (February 13, 2013). The Department assigned this company a rate of 247.65 percent based on AFA. *See id.* The Department's assignment of this AFA rate to Hubscher was recently affirmed by the Court of International Trade as supported by substantial evidence and otherwise in accordance with law. *See Hubscher Ribbon Corp.* v. *United States,* Slip Op. 14–38 (CIT April 25, 2014).

[6] Yama Ribbons participated in the Department's antidumping duty investigation of NWR from the PRC, and as a result of that investigation, merchandise both produced and exported by Yama Ribbons is excluded from the *Order. See Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order/Pursuant to Court Decision: Wooden Bedroom Furniture From the People's Republic of China,* 71 FR 67099 (November 20, 2006). Accordingly, this rescission applies only to merchandise that is either produced, but not exported by Yama Ribbons, or exported, but not produced by Yama Ribbons.

Co., Ltd; and, (12) Yu Shin Development Co. Ltd. For those exporters named in the *Initiation Notice* for which all administrative review requests have been withdrawn, but which have not previously received separate rate status, the Department's practice is to refrain from rescinding the administrative review with respect to these exporters at this time.[7] As stated above, requests for review of several exporters belonging to the PRC-wide entity were timely withdrawn. While the requests for review were timely withdrawn, the exporters remain part of the PRC-wide entity. The PRC-wide entity is under review for these preliminary results. Therefore, at this time, we are not rescinding this administrative review with respect to those exporters belonging to the PRC-wide entity for which a request for review has been withdrawn.

Preliminary Results of Review

We preliminarily determine that the following weighted-average dumping margins exist for the period September 1, 2012, through August 31, 2013.

Exporter	Weighted-average dumping margin (percent)
PRC-wide entity[8]	247.65

Public Comment and Opportunity To Request a Hearing

Interested parties may submit case briefs no later than 30 days after the date of publication of these preliminary results of review.[9] Rebuttals briefs may be filed no later than five days after the written comments are filed and all rebuttal comments must be limited to comments raised in the case briefs.[10]

Any interested party may request a hearing within 30 days of publication of this notice.[11] Hearing requests should contain the following information: (1) The party's name, address, and telephone number; (2) the number of participants; and (3) a list of the issues to be discussed. Oral presentations will be limited to issues raised in the briefs. If a request for a hearing is made, parties will be notified of the time and date for the hearing to be held at the U.S. Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230.[12]

The Department will issue the final results of this AR, which will include the results of its analysis of issues raised in any briefs received, within 120 days of publication of these preliminary results, pursuant to section 751(a)(3)(A) of the Act.

Assessment Rates

With regard to the partial rescission of this review, the Department will instruct Customs and Border Protection (CBP) to assess antidumping duties on all appropriate entries. The Department intends to issue appropriate partial rescission assessment instructions directly to CBP 15 days after publication of these preliminary results of review in the **Federal Register**.

Upon issuing the final results of this review, the Department will determine, and CBP shall assess, antidumping duties on all appropriate entries covered by these reviews.[13] The Department intends to issue assessment instructions to CBP 15 days after the publication date of the final results of this review.

The Department announced a refinement to its assessment practice in NME cases. Pursuant to this refinement in practice, for entries that were not reported in the U.S. sales database submitted by companies individually examined during the administrative review, the Department will instruct CBP to liquidate such entries at the PRC-wide rate. Additionally, if the Department determines that an exporter had no shipments of subject merchandise, any suspended entries that entered under that exporter's case number (*i.e.,* at that exporter's rate) will be liquidated at the PRC-wide rate.[14]

Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication of the final results of this review for shipments of subject merchandise from the PRC entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by section 751(a)(2)(C) of the Act: (1) For any previously reviewed or investigated PRC and non-PRC exporter not listed above that received a separate rate in a previous segment of this proceeding, the cash deposit rate will continue to be the existing exporter-specific rate published for the most recently completed period; (2) for all PRC exporters that have not been found to be entitled to a separate rate, the cash deposit rate will be that for the PRC-wide entity (*i.e.,* 247.65 percent); and (3) for all non-PRC exporters of subject merchandise which have not received their own rate, the cash deposit rate will be the rate applicable to the PRC exporter that supplied the non-PRC exporter. These cash deposit requirements, when imposed, shall remain in effect until further notice.

Notification to Importers

This notice also serves as a preliminary reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in the Department's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

We are issuing and publishing these results in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.213.

Dated: June 2, 2014.

Paul Piquado,

Assistant Secretary for Enforcement and Compliance.

Appendix I

List of Topics Discussed in the Preliminary Decision Memorandum

1. Background
2. Period of Review
3. Scope of the Order
4. Respondent Selection
5. Partial Rescission of Review
6. Intent Not To Rescind Review, in Part
7. Separate Rates Determination
8. The PRC-Wide Entity
9. Rate for the PRC-Wide Entity

[FR Doc. 2014–13436 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[A–570–930]

Circular Welded Austenitic Stainless Pressure Pipe From the People's Republic of China: Final Results of the Expedited First Sunset Review of the Antidumping Duty Order

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

[7] *See, e.g., Small Diameter Graphite Electrodes from the People's Republic of China: Final Results of Antidumping Duty Administrative Review;* 2011–2012, 78 FR 55680 (September 11, 2013).

[8] The PRC-wide entity includes, among other companies, Yangzhou Bestpak Gifts & Crafts Co., Ltd.

[9] *See* 19 CFR 351.309(c).

[10] *See* 19 CFR 351.309(d).

[11] *See* 19 CFR 351.310(c).

[12] *See* 19 CFR 351.310(d).

[13] *See* 19 CFR 351.212(b).

[14] For a full discussion of this practice, *see Non-Market Economy Antidumping Proceedings: Assessment of Antidumping Duties,* 76 FR 65694 (October 24, 2011).

SUMMARY: As a result of this sunset review, the Department of Commerce (''the Department'') finds that revocation of the antidumping (''AD'') duty order on circular welded austenitic stainless pressure pipe from the People's Republic of China (''PRC'') would be likely to lead to continuation or recurrence of dumping. The magnitude of the margins of dumping likely to prevail is indicated in the ''Final Results of Sunset Review'' section of this notice.

DATES: *Effective Date:* June 9, 2014.

FOR FURTHER INFORMATION CONTACT: Lori Apodaca or Howard Smith, AD/CVD Operations, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482–4551 or (202) 482–5193, respectively.

SUPPLEMENTARY INFORMATION:

Background

On March 17, 2009, the Department published the AD order on circular welded austenitic stainless pressure pipe from the PRC.[1] On February 3, 2014, the Department published the notice of initiation of the sunset review of this AD order, pursuant to section 751(c) of the Act.[2] On February 14, 2014, pursuant to 19 CFR 351.218(d)(1), the Department received a timely and complete notice of intent to participate in the sunset review of the order from Bristol Metals LLC, Felker Brothers Corporation, and Outokumpu Stainless Pipe, Inc. (collectively ''Domestic Producers''). On March 4, 2014, pursuant to 19 CFR 351.218(d)(3), Domestic Producers filed a timely and adequate substantive response. The Department did not receive substantive responses from any respondent interested party. As a result, pursuant to section 751(c)(3)(B) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2), the Department conducted an expedited (120-day) sunset review of this AD order.

Scope of the Order

The merchandise covered by this order is circular welded austenitic stainless pressure pipe not greater than 14 inches in outside diameter. This merchandise includes, but is not limited to, the American Society for Testing and Materials (ASTM) A–312 or ASTM A–778 specifications, or comparable domestic or foreign specifications. ASTM A–358 products are only included when they are produced to meet ASTM A–312 or ASTM A–778 specifications, or comparable domestic or foreign specifications. Excluded from the scope are: (1) Welded stainless mechanical tubing, meeting ASTM A–554 or comparable domestic or foreign specifications; (2) boiler, heat exchanger, superheater, refining furnace, feedwater heater, and condenser tubing, meeting ASTM A–249, ASTM A–688 or comparable domestic or foreign specifications; and (3) specialized tubing, meeting ASTM A–269, ASTM A–270 or comparable domestic or foreign specifications.

The subject imports are normally classified in subheadings 7306.40.5005; 7306.40.5040, 7306.40.5062, 7306.40.5064, and 7306.40.5085 of the Harmonized Tariff Schedule of the United States (HTSUS). They may also enter under HTSUS subheadings 7306.40.1010; 7306.40.1015; 7306.40.5042, 7306.40.5044, 7306.40.5080, and 7306.40.5090. The HTSUS subheadings are provided for convenience and customs purposes only, the written description of the scope of this order is dispositive.

Analysis of Comments Received

A complete discussion of all issues raised in this sunset review is provided in the accompanying I&D Memorandum, which is hereby adopted by this notice.[3] The issues discussed in the I&D Memorandum include the likelihood of continuation or recurrence of dumping and the magnitude of the margins of dumping likely to prevail if the order is revoked. The I&D Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (''IA ACCESS''). Access to IA ACCESS is available to registered users at *http://iaaccess.trade.gov* and to all parties in the Central Records Unit, Room 7046 of the main Department of Commerce building. In addition, a complete version of the I&D Memorandum can be accessed at *http://enforcement.trade.gov/frn/*. The signed I&D Memorandum and the electronic version of the I&D Memorandum are identical in content.

Final Results of Sunset Review

The Department determines that revocation of the AD order on circular welded austenitic stainless pressure pipe from the PRC would be likely to lead to continuation or recurrence of dumping, and magnitude of the margins of dumping likely to prevail are at the following rates:

Exporter and producer	Weighted-average margin (percent)
Zhejiang Jiuli Hi-Tech Metals Co., Ltd. Produced by: Zhejiang Jiuli Hi-Tech Metals Co., Ltd	10.53
PRC-Wide Entity—All Other Exporters and Producers	55.21

Notification Regarding Administrative Protective Orders

This notice also serves as the only reminder to parties subject to administrative protective orders (''APO'') of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely written notification of the return or destruction of APO materials or conversion to judicial protective orders is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

Notification to Interested Parties

We are issuing and publishing these results and notice in accordance with sections 751(c), 752(c), and 777(i)(1) of the Act and 19 CFR 351.218.

[1] *See Antidumping Duty Order: Circular Welded Austenitic Stainless Pressure Pipe from the People's Republic of China,* 74 FR 11351 (March 17, 2009) (''*Antidumping Duty Order*'').

[2] *See Initiation of Five-Year (''Sunset'') Review,* 79 FR 6163 (February 3, 2014) (''*Sunset Initiation*'').

[3] *See* ''Issues and Decision Memorandum for the Expedited First Sunset Review of the Antidumping Duty Order on Circular Welded Austenitic Stainless Pressure Pipe from the People's Republic of China,'' from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations to Paul Piquado, Assistant Secretary for Enforcement and Compliance, dated concurrently with this notice (''I&D Memorandum'').

Dated: May 29, 2014.

Paul Piquado,

Assistant Secretary for Enforcement and Compliance.

[FR Doc. 2014–13433 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[C–570–955]

Certain Magnesia Carbon Bricks From the People's Republic of China: Preliminary Results of Countervailing Duty Administrative Review; 2012

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The Department of Commerce (the Department) is conducting an administrative review of the countervailing duty order on certain magnesia carbon bricks (MCBs) from the People's Republic of China (PRC), covering the period of review (POR) January 1, 2012, through December 31, 2012. We preliminarily determine that the application of adverse facts available (AFA) to the sole mandatory respondent, Fengchi Imp. and Exp. Co., Ltd. of Haicheng City and Fengchi Refractories Co., of Haicheng City (collectively, Fengchi), and the Government of the PRC (GOC), is necessary because they failed to cooperate to the best of their ability in this proceeding. The Department also preliminarily finds that certain companies made no shipments of subject merchandise to the United States during the POR. Interested parties are invited to comment on these preliminary results.

DATES: *Effective Date:* June 9, 2014.

FOR FURTHER INFORMATION CONTACT: Brandon Steele, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482–4956.

Scope of the Order

The merchandise subject to the order includes certain MCBs. Certain MCBs that are the subject of this order are currently classifiable under the following subheadings of the Harmonized Tariff Schedule of the United States (HTSUS): 6902.10.1000, 6902.10.5000, 66815.91.0000, 6815.99.2000, and 6815.99.4000. Although the HTSUS numbers are provided for convenience and customs purposes, the written product description remains dispositive. A full description of the scope of the order is contained in the memorandum to Paul Piquado, Assistant Secretary for Enforcement and Compliance from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, ''Decision Memorandum for the Preliminary Results of the Countervailing Duty Administrative Review of Certain Magnesia Carbon Bricks from the People's Republic of China,'' dated concurrently with and hereby adopted by this notice (Preliminary Decision Memorandum).

The Preliminary Decision Memorandum is a public document and is made available to the public via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (IA ACCESS). IA ACCESS is available to registered users at *https://iaaccess.trade.gov,* and is available to all parties in the Department's Central Records Unit, located in Room 7046 of the main Department of Commerce building. In addition, a complete version of the Preliminary Decision Memorandum can be found at *http://enforcement.trade.gov/frn/.* The signed and the electronic versions of the Preliminary Decision Memorandum are identical in content.

Preliminary Determination of No Shipments

On December 13, 2013, the Department received timely no shipment certifications from RHI AG and its affiliates: Liaoning RHI Jinding Magnesia Co.; RHI Refractories (Dalian) Co. Ltd.; RHI Refractories Liaoning Co., Ltd.; RHI Trading Shanghai Branch; and RHI Trading (Dalian) Co., Ltd. (collectively, the RHI Companies).[1] Because there is no evidence on the record to indicate that these companies had sales of subject merchandise during the POR, we preliminarily determine that the RHI Companies had no shipments during the POR. As a result, pursuant to 19 CFR 351.213(d)(3), the Department intends to rescind the review with respect to the RHI Companies. However, the Department finds that it is not appropriate to rescind the review with respect to the RHI Companies at this time; instead, consistent with our practice, the Department will complete the review with respect to the RHI Companies and issue appropriate instructions to U.S. Customs and Border Protection (CBP) based on the final results of the review.[2] Information on the record shows that Fengchi did have sales of subject merchandise during the POR.[3]

Methodology

The Department conducted this review in accordance with section 751(a)(1)(A) of the Tariff Act of 1930, as amended (the Act). For each subsidy program under review, we preliminarily determine there are countervailable subsidies, *i.e.,* that there is a government-provided financial contribution that gives rise to a benefit to the recipient, and that the subsidy is specific.[4] In making these findings, we relied on AFA for Fengchi, because it did not act to the best of its ability to respond to our request for information; as such, we drew an adverse inference in selecting among the facts available.[5]

With respect to the remaining companies for which we initiated reviews and that did not file no-shipment certifications, we will assign to entries made by these companies the all-others rate from the investigation. Accordingly, and consistent with section 705(c)(5)(A)(ii) of the Act, we relied upon the all others rate from the investigation because the rate calculated for the sole mandatory respondent in these preliminary results of review is based entirely upon facts available. We consider the use of the all others rate from the investigation, which was based upon a calculated rate for one of the mandatory respondents in the investigation, to be a ''reasonable method'' for calculating the all others rate because it represents the only rate in the history of the countervailing duty order on MCBs from the PRC that is not zero, *de minimis,* or based entirely upon facts available.[6]

[1] *See* the December 13, 2013, Letter to the Secretary, ''Certain Magnesia Carbon Bricks from China: Notice of No Sales.'' In our *Initiation Notice,* we stated that any company named in the notice of initiation that had no exports, sales, or entries during the POR must notify the Department within 60 days of publication of the notice in the **Federal Register**. *See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Request for Revocation in Part,* 78 FR 67104, 67104 (November 8, 2013) (*Initiation Notice*).

[2] *See, e.g., Magnesium Metal from the Russian Federation: Preliminary Results of Antidumping Duty Administrative Review,* 75 FR 26922, 26923 (May 12, 2010), unchanged in *Magnesium Metal From the Russian Federation: Final Results of Antidumping Duty Administrative Review,* 75 FR 56989 (September 17, 2010).

[3] *See* the January 13, 2014, Memorandum to the File, ''Certain Magnesia Carbon Bricks from the People's Republic of China: Customs Data of U.S. Imports of Magnesia Carbon Bricks.''

[4] *See* sections 771(5)(B) and (D) of the Act regarding financial contribution; section 771(5)(E) of the Act regarding benefit; and, section 771(5A) of the Act regarding specificity.

[5] *See* sections 776(a) and (b) of the Act.

[6] For a list of topics discussed in the Preliminary Decision Memorandum, *see* Appendix I. For a full

Continued

Preliminary Results of Review

We preliminarily determine the following margins exist for the POR:

Company	*Ad valorem* net subsidy rate (percent)
Fengchi Imp. and Exp. Co., Ltd. of Haicheng City and Fengchi Refractories Co., of Haicheng City (collectively, Fengchi)	66.27
Rate Applicable to the Remaining Companies Under Review [7]	24.24

Disclosure and Public Comment

We will disclose the calculations to parties in this proceeding within five days of the date of publication of this notice in the **Federal Register** in accordance with 19 CFR 351.224(b). Interested parties may submit written comments (case briefs) for this administrative review no later than 30 days from the date of publication of this **Federal Register** notice, and rebuttal comments (rebuttal briefs) within five days after the time limit for filing case briefs.[8] Rebuttal briefs must be limited to issues raised in the case briefs.[9] Parties who submit case briefs or rebuttal briefs in this proceeding are encouraged to submit with each argument: (1) A statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.[10]

Interested parties who wish to request a hearing, or to participate in a hearing if one is requested, must file electronically a written request to the Assistant Secretary for Enforcement and Compliance, U.S. Department of Commerce, within 30 days after the publication of this notice in the **Federal Register**.[11] Requests should contain the party's name, address, and telephone number, the number of participants, and a list of the issues to be discussed. If a request for a hearing is made, we intend to hold it at the U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230, at a time and date to be determined. Parties should confirm by telephone the date, time, and location of the hearing two days before the scheduled date.

Parties are reminded that briefs and hearing requests are to be filed electronically using IA ACCESS, and that electronically filed documents must be received successfully in their entirety by 5 p.m. Eastern Time on the due date.

Unless the deadline is extended pursuant to section 751(a)(3)(A) of the Act, we will issue the final results of this administrative review, including the results of our analysis of the issues raised by the parties in their comments, within 120 days after issuance of these preliminary results.

Assessment Rates and Cash Deposit Requirements

In accordance with 19 CFR 351.221(b)(4)(i), we assigned a subsidy rate for each producer/exporter subject to this administrative review. Upon issuance of the final results, the Department shall determine, and CBP shall assess, countervailing duties on all appropriate entries covered by this review. We intend to issue instructions to CBP 15 days after publication of the final results of review.

Pursuant to section 751(a)(2)(C) of the Act, the Department also intends to instruct CBP to collect cash deposits of estimated countervailing duties, in the amounts shown above for each of the respective companies shown above, on shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results of this review. For all non-reviewed firms, we will instruct CBP to continue to collect cash deposits at the most-recent company-specific or all-others rate applicable to the company, as appropriate. These cash deposit requirements, when imposed, shall remain in effect until further notice.

These preliminary results are issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act, and 19 CFR 351.221(b)(4).

Dated: June 2, 2014.

Paul Piquado,

Assistant Secretary for Enforcement and Compliance.

Appendix I

List of Topics Discussed in the Preliminary Decision Memorandum

I. Summary
II. Background
III. Scope of the Order
IV. Discussion of the Methodology
V. Recommendation

Appendix II

List of Remaining Companies Under Review

ANH (Xinyi) Refractories Co. Ltd
Anyang Rongzhu Silicon Industry Co., Ltd
Bayuquan Refractories Co., Ltd
Beijing Tianxing Ceramic Fiber Composite Materials Corp
Changxing Magnesium Furnace Charge Co., Ltd
Changxing Wangfa Architectural & Metallurgical Materials Co., Ltd
Changzing Zhicheng Refractory Material Factory
China Metallurgical Raw Material Beijing Company
China Quantai Metallurgical (Beijing) Engineering & Science Co., Ltd
Cimm Group of China
CNBM International Corporation
Dalian Dalmond Trading Co., Ltd
Dalian F.T.Z. Huaxin International
Dalian F.T.Z. Maylong Resources Co., Ltd
Dalian Huayu Refractories International Co., Ltd
Dalian LST Metallurgy Co., Ltd
Dalian Masoo International Trading
Dalian Mayerton Refractories Ltd
Dalian Morgan Refractories Ltd
Dashiqiao Bozhong Mineral Products Co., Ltd
Dashiqiao City Guangcheng Refractory Co., Ltd
Dashiqiao Jia Sheng Mining Co., Ltd
Dashiqiao RongXing Refractory Material Co., Ltd
Dashiqiao Sanqiang Refractory Material Co., Ltd
Dashiqiao Yutong Packing Factory
Dengfeng Desheng Refractory Co., Ltd
DFL Minmet Refractories Corp
Duferco BarInvest SA Beijing Office
Duferco Ironet Shanghai Representative Office
Eastern Industries & Trading Co., Ltd
Fengchi Mining Co., Ltd of Haicheng City
Fengchi Refractories Corp
Haicheng City Qunli Mining Co., Ltd
Haicheng City Xiyang Import & Export Corporation
Haicheng Donghe Taidi Refractory Co., Ltd
Haicheng Ruitong Mining Co., Ltd
Haiyuan Talc Powder Manufacture Factory
Henan Boma Co. Ltd
Henan Kingway Chemicals Co., Ltd
Henan Tagore Refractories Co., Ltd
Henan Xinmi Changzxing Refractories, Co., Ltd
Hebei Qinghe Refractory Group Co. Ltd
Huailin Refractories (Dashiqiao) Pte. Ltd
Hualude Hardware Products Co. Ltd
Jiangsu Sujia Group New Materials Co., Ltd
Jiangsu Sujia Joint-Stock Co., Ltd
Jinan Forever Imp. & Exp. Trading Co., Ltd
Jinan Linquan Imp. & Exp. Co. Ltd
Jinan Ludong Refractory Co., Ltd
Kosmokraft Refractory Limited
Kuehne & Nagel Ltd. Dalian Branch Office
Lechang City Guangdong Province SongXin Refractories Co., Ltd
Liaoning Fucheng Refractories Group Co., Ltd
Liaoning Fucheng Special Refractory Co., Ltd
Liaoning Jiayi Metals & Minerals Ltd
Liaoning Jinding Magnesite Group
Liaoning Mayerton Refractories Co., Ltd
Liaoning Mineral & Metallurgy Group Co., Ltd
Liaoning Qunyi Group Refractories Co., Ltd
Liaoning Qunyi Trade Co., Ltd
Liaoning RHI Jinding Magnesis Co., Ltd

description of the methodology underlying our conclusions, *see* the Preliminary Decision Memorandum.

[7] *See* Appendix II.

[8] *See* 19 CFR 351.309(c)(1)(ii) and 19 CFR 351.309(d)(1).

[9] *See* 19 CFR 351.309(d)(2).

[10] *See* 19 CFR 351.309(c)(2) and 19 CFR 351.309(d)(2).

[11] *See* 19 CFR 351.310(c).

LiShuang Refractory Industrial Co., Ltd
Lithomelt Co., Ltd
Luheng Refractory Co., Ltd
Luoyang Refractory Group Co., Ltd
Mayerton Refractories
Minsource International Ltd
Minteq International Inc
National Minerals Co., Ltd
North Refractories Co., Ltd
Orestar Metals & Minerals Co., Ltd
Oreworld Trade (Tangshan) Co., Ltd
Puyang Refractories Co., Ltd
Qingdao Almatis Co., Ltd. (HQ)
Qingdao Almatis Co., Ltd. (Manufacturing)
Qingdao Almatis Trading Co., Ltd. (Sales Office)
Qingdao Blueshell Import & Export Corp
Qingdao Fujing Group Co., Ltd
Qingdao Huierde International Trade Co., Ltd
RHI Refractories (Dalian) Co., Ltd
RHI Refractories Liaoning Co., Ltd
RHI Trading Shanghai Branch
RHI Trading (Dalian) Co., Ltd
Rongyuan Magnesite Co., Ltd. of Dashiqiao City
Shandong Cambridge International Trade Inc
Shandong Lunai Kiln Refractories Co., Ltd
Shandong Refractories Corp
Shanxi Dajin International (Group) Co., Ltd
Shanxi Xinrong International Trade Co. Ltd
Shenyang Yi Xin Sheng Lai Refractory Materials Co., Ltd
Shinagawa Rongyuan Refractories Co., Ltd
Sinosteel Corporation
SMMC Group Co., Ltd
Tangshan Success Import & Export Trading Co., Ltd
Tianjin New Century Refractories, Ltd
Tianjin New World Import & Export Trading Co., Ltd
Tianjin Weiyuan Refractory Co., Ltd
Vesuvius Advanced Ceramics (Suzhou) Co. Ltd
Wonjin Refractories Co., Ltd
Xiyuan Xingquan Forsterite Co., Ltd
Yanshi City Guangming High-Tech Refractories Products Co., Ltd
YHS Minerals Co., Ltd
Yingkou Bayuquan Refractories Co., Ltd
Yingkou Dalmond Refractories Co., Ltd
Yingkou Guangyang Refractories Co., Ltd
Yingkou Guangyang Refractories Co., Ltd. (YGR)
Yingkou Heping Samwha Minerals Co., Ltd
Yingkou Jiahe Refractories Co., Ltd
Yingkou Jinlong Refractories Group
Yingkou Kyushu Refractories Co., Ltd
Yingkou New Century Refractories Ltd
Yingkou Qinghua Group Imp. & Exp. Co., Ltd
Yingkou Qinghua Refractories Co., Ltd
Yingkou Sanhua Refractory Materials Co., Ltd
Yingkou Tianrun Refractory Co., Ltd
Yingkou Wonjin Refractory Material Co., Ltd
Yingkou Yongji Mag Refractory, Ltd
Yixing Runlong Trade Co., Ltd
Yixing Xinwei Leeshing Refractory Materials Co., Ltd
Yixing Zhenqiu Charging Ltd
Zhejiang Changxing Guangming Special Refractory Material Foundry, Co., Ltd
Zhejiang Deqing Jinlei Refractory Co., Ltd
Zhejiang Huzhou Fuzilin Refractory Metals Group Co., Ltd
Zhengzhou Annec Industrial Co., Ltd
Zhengzhou Huachen Refractory Co., Ltd
Zhengzhou Huawei Refractories Co., Ltd
Zibo Lianzhu Refractory Materials Co., Ltd

[FR Doc. 2014–13259 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XD318

Fisheries of the Gulf of Mexico and South Atlantic; Southeast Data, Assessment, and Review (SEDAR); Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of SEDAR 39 post-data workshop webinar for Highly Migratory Species (HMS) Smoothhound sharks.

SUMMARY: The SEDAR 39 assessment of the HMS Smoothhound Sharks: A Data Workshop; a series of Assessment webinars; and a Review Workshop. See **SUPPLEMENTARY INFORMATION**.

DATES: The SEDAR 39 post-data workshop webinar will be held on Tuesday, June 24, 2014, from 10 a.m. until 12 p.m. central standard time (EST).

ADDRESSES:

Meeting address: The meeting will be held via webinar. The webinar is open to members of the public. Those interested in participating should contact Julie A. Neer at SEDAR (see **FOR FURTHER INFORMATION CONTACT** below) to request an invitation providing webinar access information. Please request webinar invitations at least 24 hours in advance of the webinar.

SEDAR address: 4055 Faber Place Drive, Suite 201, N. Charleston, SC 29405.

FOR FURTHER INFORMATION CONTACT: Julie A. Neer, SEDAR Coordinator; telephone: (843) 571–4366; email: *julie.neer@safmc.net*.

SUPPLEMENTARY INFORMATION: The Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils, in conjunction with NOAA Fisheries and the Atlantic and Gulf States Marine Fisheries Commissions, have implemented the Southeast Data, Assessment and Review (SEDAR) process, a multi-step method for determining the status of fish stocks in the Southeast Region. SEDAR is a multi-step process including: (1) Data Workshop; (2) Assessment Workshop and a series of Assessment webinars; and (3) Review Workshop. The product of the Data Workshop is a report which compiles and evaluates potential datasets and recommends which datasets are appropriate for assessment analyses. The assessment webinars produce a report which describes the fisheries, evaluates the status of the stock, estimates biological benchmarks, projects future population conditions, and recommends research and monitoring needs. The assessment is independently peer reviewed at the Review Workshop. The product of the Review Workshop is a Summary documenting panel opinions regarding the strengths and weaknesses of the stock assessment and input data. Participants for SEDAR Workshops are appointed by the Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils and NOAA Fisheries Southeast Regional Office, Highly Migratory Species Management Division, and Southeast Fisheries Science Center. Participants include: Data collectors and database managers; stock assessment scientists, biologists, and researchers; constituency representatives including fishermen, environmentalists, and non-governmental organizations (NGOs); international experts; and staff of Councils, Commissions, and state and federal agencies.

The items of discussion during the data webinar are as follows:

Participants will discuss and review data analyses and decisions since the Data Workshop.

Although non-emergency issues not contained in this agenda may come before this group for discussion, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically identified in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the intent to take final action to address the emergency.

Special Accommodations

This meeting is accessible to people with disabilities. Requests for auxiliary aids should be directed to the SEDAR office (see **ADDRESSES**) at least 10 business days prior to the meeting.

Note: The times and sequence specified in this agenda are subject to change.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: June 4, 2014.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2014–13376 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RIN 0648–XD324]

Pacific Fishery Management Council; Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice; public meeting.

SUMMARY: The Atlantis California Current Ecosystem Model will be reviewed by a panel composed of representatives from the Pacific Fishery Management Council's (Pacific Council) Scientific and Statistical Committee, the Center for Independent Experts, and NMFS. The review session is open to the public.

DATES: The review session will begin at 9 a.m. each day, from Monday, June 30 to Wednesday, July 2, 2014, and continue each day until business is concluded.

ADDRESSES: The review session will be held at the NOAA Northwest Fisheries Science Center Auditorium, 2725 Montlake Blvd. E., Seattle, WA 98112; telephone: (206) 860–3200.

SUPPLEMENTARY INFORMATION: The purpose of the session is to evaluate the strengths, weaknesses, appropriate uses, and potential areas of improvement for the Atlantis model with respect to the Pacific Council's management needs, in the context of ecosystem-based management. Reviewers will be asked to comment on the technical merits and/or deficiencies of the methodology and make recommendations for remedies. The review will follow the Methodology Review Process established by the Pacific Council, and Terms of Reference developed for this review.

Although non-emergency issues not contained in the meeting agenda may come before the panel participants for discussion, those issues may not be the subject of formal panel action during this meeting. Panel action will be restricted to those issues specifically listed in this notice and any issues arising after publication of this notice that require emergency action under Section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the panel participants' intent to take final action to address the emergency.

All visitors to the NMFS science centers should bring photo identification to the meeting location. Visitors who are foreign nationals (defined as a person who is not a citizen or national of the United States) will require additional security clearance to access the NOAA facilities. Foreign national visitors should contact Jim Herkelrath at (206) 860–6798 at least two weeks prior to the meeting date to initiate the security clearance process.

Special Accommodations

This session is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Mr. Kris Kleinschmidt at (503) 820–2425 at least 5 days prior to the meeting date.

Dated: June 4, 2014.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2014–13377 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XD306

Fisheries of the South Atlantic; Southeast Data, Assessment, and Review (SEDAR); Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of SEDAR 41 pre Data Workshop webinar.

SUMMARY: The SEDAR 41 assessments of the South Atlantic stocks of red snapper and gray triggerfish will consist of a series of workshops and webinars: a Data Workshop; a series of Assessment webinars; and a Review Workshop. This notice is for a webinar associated with the Data portion of the SEDAR process. See **SUPPLEMENTARY INFORMATION**.

DATES: A SEDAR 41 pre Data Workshop webinar will be held on Wednesday, July 2, 2014, from 9 a.m. until 1 p.m. The established times may be adjusted as necessary to accommodate the timely completion of discussion relevant to the assessment process. Such adjustments may result in the meeting being extended from, or completed prior to the time established by this notice.

ADDRESSES:

Meeting address: The meeting will be held via webinar. The webinar is open to members of the public. Those interested in participating should contact Julia Byrd at SEDAR (see **FOR FURTHER INFORMATION CONTACT** below) to request an invitation providing webinar access information. Please request webinar invitations at least 24 hours in advance of each webinar.

SEDAR address: 4055 Faber Place Drive, Suite 201, N. Charleston, SC 29405.

FOR FURTHER INFORMATION CONTACT: Julia Byrd, SEDAR Coordinator; telephone: (843) 571–4366; email: *julia.byrd@safmc.net.*

SUPPLEMENTARY INFORMATION: The Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils, in conjunction with NOAA Fisheries and the Atlantic and Gulf States Marine Fisheries Commissions, have implemented the Southeast Data, Assessment and Review (SEDAR) process, a multi-step method for determining the status of fish stocks in the Southeast Region. SEDAR is a three-step process including: (1) Data Workshop; (2) Assessment Process utilizing webinars; and (3) Review Workshop. The product of the Data Workshop is a data report which compiles and evaluates potential datasets and recommends which datasets are appropriate for assessment analyses. The product of the Assessment Process is a stock assessment report which describes the fisheries, evaluates the status of the stock, estimates biological benchmarks, projects future population conditions, and recommends research and monitoring needs. The assessment is independently peer reviewed at the Review Workshop. The product of the Review Workshop is a Summary documenting panel opinions regarding the strengths and weaknesses of the stock assessment and input data. Participants for SEDAR Workshops are appointed by the Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils and NOAA Fisheries Southeast Regional Office, Highly Migratory Species Management Division, and Southeast Fisheries Science Center. Participants include: Data collectors and database managers; stock assessment scientists, biologists, and researchers; constituency representatives including fishermen, environmentalists, and non-governmental organizations (NGOs); international experts; and staff of Councils, Commissions, and state and federal agencies.

The items of discussion in the pre Data Workshop webinar are as follows:

Participants will present summary data and discuss data needs and treatments.

Although non-emergency issues not contained in this agenda may come before this group for discussion, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically identified in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the intent to take final action to address the emergency.

Special Accommodations

This meeting is accessible to people with disabilities. Requests for auxiliary aids should be directed to the SEDAR office (see **ADDRESSES**) at least 10 business days prior to the meeting.

Note: The times and sequence specified in this agenda are subject to change.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: June 4, 2014.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2014–13375 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RIN 0648–XD320]

Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to Missile Launch Activities at San Nicolas Island, CA

AGENCY: National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce.

ACTION: Notice of issuance of a Letter of Authorization.

SUMMARY: In accordance with the Marine Mammal Protection Act (MMPA), as amended, and implementing regulations, notification is hereby given that a letter of authorization (LOA) has been issued to the Naval Air Warfare Center Weapons Division, U.S. Navy (Navy), to take three species of seals and sea lions incidental to missile launch operations at San Nicolas Island (SNI), California, a military readiness activity.

DATES: Effective June 3, 2014, through June 3, 2019.

ADDRESSES: The LOA and supporting documentation are available for review on the Internet at: *http://www.nmfs.noaa.gov/pr/permits/incidental.htm#applications*. Documents cited in this notice may be viewed, by appointment, during regular business hours, at the aforementioned address and at the West Coast Regional Office, NMFS, 501 West Ocean Boulevard, Suite 4200, Long Beach, CA 90802.

FOR FURTHER INFORMATION CONTACT: John Fiorentino, Office of Protected Resources, NMFS, 301–427–8401, or Monica DeAngelis, NMFS, 562–980–3232.

SUPPLEMENTARY INFORMATION:

Background

Section 101(a)(5)(A) of the MMPA (16 U.S.C. 1361 *et seq.*) directs NMFS to allow, upon request, the incidental, but not intentional, taking of small numbers of marine mammals by U.S. citizens who engage in a specified activity (other than commercial fishing) within a specified geographical region if certain findings are made and regulations are issued. However, for military readiness activities, the National Defense Authorization Act (Pub. L. 108–136) removed the ''small numbers'' and ''specified geographical region'' limitations. Under the MMPA, the term ''take'' means to harass, hunt, capture, or kill, or to attempt to harass, hunt, capture, or kill marine mammals.

Authorization may be granted for periods up to 5 years if NMFS finds, after notification and opportunity for public comment, that the taking will have a negligible impact on the species or stock(s) of marine mammals and will not have an unmitigable adverse impact on the availability of the species or stock(s) for subsistence uses (where relevant). In addition, NMFS must prescribe regulations that include permissible methods of taking and other means of effecting the least practicable adverse impact on the species and its habitat and on the availability of the species for subsistence uses, paying particular attention to rookeries, mating grounds, and areas of similar significance. The regulations must include requirements for monitoring and reporting of such taking.

Regulations governing the taking of northern elephant seals (*Mirounga angustirostris*), Pacific harbor seals (*Phoca vitulina richardsi*), and California sea lions (*Zalophus californianus*), by harassment, incidental to missile launch operations at SNI, were issued on June 9, 2014 and are effective June 3, 2014, through June 3, 2019. For detailed information on this action, please refer to that document. The regulations include mitigation, monitoring, and reporting requirements for the incidental take of marine mammals during missile launches at SNI.

This LOA is effective from June 3, 2014, through June 3, 2019, and authorizes the incidental take of the three marine mammal species listed above that may result from missile launch activities at SNI.

These activities may result in take, by Level B harassment, of marine mammals. In summary, potential effects of the specified activity on marine mammals involve both acoustic and non-acoustic effects. Acoustic effects are related to sound produced by the engines of all launch vehicles, and, in some cases, their booster rockets. Potential non-acoustic effects could result from the physical presence of personnel during placement of video and acoustical monitoring equipment. However, careful deployment of monitoring equipment is not expected to result in any disturbance to pinnipeds hauled out nearby. Any visual disturbance caused by passage of a vehicle overhead is likely to be minor and brief as the launch vehicles are relatively small and move at great speed. Detailed information on each potential effect (acoustic impacts, behavioral reactions of pinnipeds to missile launches, stampede-related injury or mortality from missile launches) is provided in the final rule.

Take of marine mammals will be minimized through the implementation of the following mitigation measures, provided that doing so will not compromise operational safety, human safety, national security, or other requirements or mission goals:

(1) Limit activities near the beaches in advance of launches;

(2) Avoid launch activities during harbor seal pupping season (February through April);

(3) Limit launch activities during other pinniped pupping seasons;

(4) Not launch missiles from the Alpha Complex at low elevation (less than 305 m) on launch azimuths that pass close to pinniped haul-out sites when occupied;

(5) Avoid launching multiple missiles in quick succession over haul-out sites, especially when young pups are present;

(6) Limit launch activities during nighttime hours, except when required by mission objectives;

(7) Maintain a minimum altitude of 305 m from pinniped haul-outs and rookeries for aircraft and helicopter flight paths during missile launch operations, except in emergencies or for real-time security incidents (e.g., search-and-rescue, fire-fighting, adverse weather conditions), which may require approaching pinniped haul-outs and rookeries closer than 305 m.

(8) Review the launch procedure and monitoring methods, in cooperation with NMFS, if any incidents of injury or mortality of a pinniped discovered during post-launch surveys or indications of affects to the distribution, size, or productivity of the affected pinniped populations as a result of the authorized activities are thought to have occurred. If necessary, appropriate changes must be made through modification to this LOA prior to conducting the next launch of the same vehicle.

Through this LOA, the Navy is required to monitor for marine mammals. The Navy will submit annual technical reports to NMFS no later than December 31 of each year for the duration of the regulations. These reports will provide full documentation of methods, results, and interpretation pertaining to all monitoring tasks for launches during each calendar year. However, only preliminary information will be included for any launches during the 60-day period immediately preceding submission. The Navy will submit a draft comprehensive technical report to NMFS 180 days prior to the expiration of the regulations, providing full documentation of the methods, results, and interpretation of all monitoring tasks for launches to date. A revised final comprehensive technical report, including all monitoring results during the entire period of the regulations will be due 90 days after the regulations expire.

Dated: June 3, 2014.

Perry F. Gayaldo,

Deputy Director, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 2014–13320 Filed 6–6–14; 8:45 am]

BILLING CODE 3510–22–P

COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

Procurement List; Additions and Deletions

AGENCY: Committee for Purchase From People Who Are Blind or Severely Disabled.

ACTION: Additions to and Deletions from the Procurement List.

SUMMARY: This action adds products to the Procurement List that will be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities, and deletes products and a service from the Procurement List previously furnished by such agencies.

DATES: *Effective Date:* 7/7/2014.

ADDRESSES: Committee for Purchase From People Who Are Blind or Severely Disabled, 1401 S. Clark Street, Suite 10800, Arlington, Virginia 22202–4149.

FOR FURTHER INFORMATION CONTACT: Barry S. Lineback, Telephone: (703) 603–7740, Fax: (703) 603–0655, or email *CMTEFedReg@AbilityOne.gov*.

SUPPLEMENTARY INFORMATION:

Additions

On 11/29/2013 (78 FR 71582–71583), 4/4/2014 (79 FR 18891–18892) and 4/11/2014 (79 FR 20190–20191), the Committee for Purchase From People Who Are Blind or Severely Disabled published notices of proposed additions to the Procurement List.

After consideration of the material presented to it concerning capability of qualified nonprofit agencies to provide the products and impact of the additions on the current or most recent contractors, the Committee has determined that the products listed below are suitable for procurement by the Federal Government under 41 U.S.C. 8501–8506 and 41 CFR 51–2.4.

Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will furnish the products to the Government.

2. The action will result in authorizing small entities to furnish the products to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 USC 8501–8506) in connection with the products proposed for addition to the Procurement List.

End of Certification

Accordingly, the following products are added to the Procurement List:

Products

Scissor/Shear, Titanium Blade

NSN: 5110–00–NIB–0041—Straight handle, 8″
NSN: 5110–00–NIB–0042—Non-Stick, Straight handle, 8″
NSN: 5110–00–NIB–0043—Straight handle, 7″
NSN: 5110–00–NIB–0044—Bent handle, 8″
NSN: 5110–00–NIB–0067—Non-Stick, Bent handle, 8″
NPA: Winston-Salem Industries for the Blind, Inc., Winston-Salem, NC
Contracting Activity: General Services Administration, Tools Acquisition Division I, Kansas City, MO
Coverage: A-List for the Total Government Requirement as aggregated by the General Services Administration.

Belt, Rigger's, Fire Resistant Environmental Ensemble (FREE)

NSN: 8415–01–576–9708—Size X-Small
NSN: 8415–01–576–9712—Size Small
NSN: 8415–01–576–9715—Size Medium
NSN: 8415–01–576–9729—Size Large
NSN: 8415–01–576–9744—Size X-Large
NSN: 8415–01–576–9884—Size XX-Large
NPA: Travis Association for the Blind, Austin, TX
Contracting Activity: Army Contracting Command—Aberdeen Proving Ground, Natick Contracting Division, Natick MA
Coverage: C-List for 100% of the requirement of the Department of the Army, as aggregated by the Army Contracting Command—Aberdeen Proving Ground, Natick Contracting Division, Natick MA.

Sorbent, Hazardous Material, Granular, Biobased

NSN: 4235–01–572–3902—4 LB
NSN: 4235–01–572–3892—20 LB
NSN: 4235–01–599–3952—40 LB
NPA: San Antonio Lighthouse for the Blind, San Antonio, TX
Contracting Activity: Defense Logistics Agency Aviation, Richmond, VA
Coverage: B-List for the Broad Government Requirement as aggregated by the Defense Logistics Agency, Richmond, VA.

NSN: MR 10654—Bottle, Single Wall
NPA: Winston-Salem Industries for the Blind, Inc., Winston-Salem, NC
Contracting Activity: Defense Commissary Agency, Fort Lee, VA
Coverage: C-List for the requirements of military commissaries and exchanges as aggregated by the Defense Commissary Agency.

NSN: 6545–00–NIB–0114—Surgical Non-Standard Make-To-Order (MTO) Medical Kits
NPAs: National Industries for the Blind, Alexandria, VA (Prime Contractor) L.C. Industries for the Blind, Inc., Durham, NC (Subcontractor)
Contracting Activity: Defense Logistics Agency Troop Support, Philadelphia, PA
Coverage: C-List for 100% of the requirement of the Department of Defense, as aggregated by the Defense Logistics Agency Troop Support, Philadelphia, PA.

Deletions

On 4/21/2014 (79 FR 22104–22105), 4/25/2014 (79 FR 22951–22952) and 5/2/2014 (79 FR 25115), the Committee for Purchase From People Who Are Blind or Severely Disabled published notices of proposed deletions from the Procurement List.

After consideration of the relevant matter presented, the Committee has determined that the products and a service listed below are no longer suitable for procurement by the Federal Government under 41 USC 8501–8506 and 41 CFR 51–2.4.

Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in additional reporting, recordkeeping or other compliance requirements for small entities.

2. The action may result in authorizing small entities to furnish the products and a service to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 USC 8501–8506) in connection with the products and a service deleted from the Procurement List.

End of Certification

Accordingly, the following products and a service are deleted from the Procurement List:

Products

Calendars

7530–01–587–9589 DAYMAX System, 2013, JR Planner, 6-hole, Burgundy
7530–01–587–9730 DAYMAX System, 2013, Planner, 7-hole, Desert Camouflage
7530–01–587–9730L DAYMAX System, 2013, Planner, 7-hole, Desert Camouflage
7530–01–587–9702 DAYMAX System, 2013, LE Planner, 3-hole, Navy
7530–01–587–9713 DAYMAX System, 2013, JR Deluxe Planner, 6-hole, Digital Camouflage, Black
7530–01–587–9716 DAYMAX System, 2013, GLE Planner, 7-hole, Navy
7530–01–587–9716L DAYMAX System, 2013, GLE Planner, 7-hole, Navy w/logo
7530–01–587–9713L DAYMAX System, 2013, JR Deluxe Planner, 6-hole, Digital Camouflage, Black w/logo
7530–01–587–9702L DAYMAX System, 2013, LE Planner, 3-hole, Navy w/logo
7530–01–587–9639 DAYMAX System, 2013, GLE Planner, 7-hole, Burgundy
7530–01–587–9671 DAYMAX System, 2013, GLE Planner, 7-hole, Black
7530–01–587–9691 DAYMAX System, 2013, JR Deluxe Planner, 6-hole, Black
7530–01–587–9698 DAYMAX System, 2013, JR Planner, 6-hole, Black
7530–01–587–9698L DAYMAX System, 2013, JR Planner, 6-hole, Black w/logo
7530–01–587–9697 DAYMAX System, 2013, JR Planner, 6-hole, Navy
7530–01–587–9697 DAYMAX System, 2013, JR Planner, 6-hole, Navy w/logo
7530–01–587–9691L DAYMAX System, 2013, JR Deluxe Planner, 6-hole, Black w/logo
7530–01–587–9671L DAYMAX System, 2013, GLE Planner, 7-hole, Black w/logo
7530–01–587–9639L DAYMAX System, 2013, GLE Planner, 7-hole, Burgundy w/logo
7530–01–587–9631 DAYMAX System, 2013, IE Planner, 3-hole, Navy
7530–01–587–9631L DAYMAX System, 2013, IE Planner, 3-hole, Navy w/logo
7530–01–587–9610 DAYMAX System, 2013, IE Planner, 3-hole, Burgundy
7530–01–587–9614 DAYMAX System, 2013, LE Planner, 3-hole, Black
7530–01–587–9629 DAYMAX System, 2013, IE Planner, 3-hole, Black
7530–01–587–9629L DAYMAX System, 2013, IE Planner, 3-hole, Black w/logo
7530–01–587–9614L DAYMAX System, 2013, LE Planner, 3-hole, Black w/logo
7530–01–587–9610L DAYMAX System, 2013, IE Planner, 3-hole, Burgundy w/logo
7530–01–587–9589L DAYMAX System, 2013, JR Planner, 6-hole, Burgundy w/logo
7530–01–587–9588 DAYMAX System, 2013, LE Planner, 3-hole, Burgundy
7530–01–587–9588L DAYMAX System, 2013, LE Planner, 3-hole, Burgundy w/logo
7530–01–588–1508 DAYMAX System, 2014, Planner, 7-hole, Digital Camouflage
7530–01–588–1508L DAYMAX System, 2014, Planner, 7-hole, Digital Camouflage w/logo
7510–01–545–3772 DAYMAX System, 2013, Calendar Pad, Type II
7510–01–545–3779 DAYMAX System, 2013, Calendar Pad, Type I
7530–01–545–3755 DAYMAX System, 2013, Appointment Refill
7510–01–588–0112 DAYMAX System, 2013, Tabbed Monthly, JR, 6-hole
7510–01–588–0127 DAYMAX System, 2013, Week at a View, GLE, 7-hole
7510–01–588–0139 DAYMAX System, 2013, Month at a View, IE/LE, 3-hole
7510–01–588–0148 DAYMAX System, 2013, Tabbed Monthly, IE/LE, 3-hole
7510–01–588–0157 DAYMAX System, 2013, Day at a View, GLE, 7-hole
7510–01–588–0162 DAYMAX System, 2013, Week at a View, IE/LE, 3-hole
7510–01–588–0178 DAYMAX System, 2013, Tabbed Monthly, GLE, 7-hole
7510–01–588–0186 DAYMAX System, 2013, Month at a View, GLE, 7-hole
7510–01–588–0199 DAYMAX System, 2013, Day at a View, IE/LE, 3-hole
7530–01–588–0104 DAYMAX System, 2013, DOD Planner, 3-hole, Burgundy
7530–01–588–0104L DAYMAX System, 2013, DOD Planner, 3-hole, Burgundy w/logo
7530–01–588–0121 DAYMAX System, 2013, Planner, 7-hole, Woodland Camouflage
7530–01–588–0121L DAYMAX System, 2013, Planner, 7-hole, Woodland Camouflage w/logo
7530–01–588–1523 DAYMAX System, 2013, Planner, 7-hole, Digital Camouflage
7530–01–588–1523L DAYMAX System, 2013, Planner, 7-hole, Digital Camouflage w/logo
7510–01–589–0592 DAYMAX System, Replacement Binder, GLE, 7-hole, Zipper Closure, Digital Camouflage
NPA: Easter Seals Western and Central Pennsylvania, Pittsburgh, PA
Contracting Activity: General Service Administration, New York, NY

Strap, Webbing

NSN: 5340–00–235–4434
NPA: Huntsville Rehabilitation Foundation, Huntsville, AL
Contracting Activity: Defense Logistics Agency Troop Support, Philadelphia, PA

Service

Service Type/Location: Janitorial/Custodial, U.S. Federal Building, Courthouse and Post Office, 1400 E. Touhy Avenue, Council Bluffs, IA.
NPA: Nishna Productions, Inc., Shenandoah, IA
Contracting Activity: General Services Administration, FPDS Agency Coordinator, Washington, DC

Barry S. Lineback,
Director, Business Operations.

[FR Doc. 2014–13246 Filed 6–6–14; 8:45 am]
BILLING CODE 6353–01–P

BUREAU OF CONSUMER FINANCIAL PROTECTION

Consumer Advisory Board Meeting

AGENCY: Bureau of Consumer Financial Protection.

ACTION: Notice of public meeting.

SUMMARY: This notice sets forth the announcement of a public meeting of the Consumer Advisory Board (CAB or Board) of the Consumer Financial Protection Bureau (Bureau). The notice also describes the functions of the Board. Notice of the meeting is permitted by section 6 of the CAB Charter and is intended to notify the public of this meeting. Specifically, Section X of the CAB Charter states:

(1) Each meeting of the Board shall be open to public observation, to the extent that a facility is available to accommodate the public, unless the Bureau, in accordance with paragraph (4) of this section, determines that the meeting shall be closed. The Bureau also will make reasonable efforts to make the meetings available to the

public through live web streaming. (2) Notice of the time, place and purpose of each meeting, as well as a summary of the proposed agenda, shall be published in the **Federal Register** not more than 45 or less than 15 days prior to the scheduled meeting date. Shorter notice may be given when the Bureau determines that the Board's business so requires; in such event, the public will be given notice at the earliest practicable time. (3) Minutes of meetings, records, reports, studies, and agenda of the Board shall be posted on the Bureau's Web site (*www.consumerfinance.gov*). (4) The Bureau may close to the public a portion of any meeting, for confidential discussion. If the Bureau closes a meeting or any portion of a meeting, the Bureau will issue, at least annually, a summary of the Board's activities during such closed meetings or portions of meetings.

DATES: The meeting date is Wednesday, June 18, 2014, 10:00 a.m. to 5:00 p.m. Pacific Standard Time.

ADDRESSES: The meeting location is Student Center, Truckee Meadows Community College, 7000 Dandini Blvd., Reno, NV 89512.

FOR FURTHER INFORMATION CONTACT: Tracey Wilkerson, Consumer Advisory Board & Councils, External Affairs, 1700 G Street NW., Washington, DC 20552; telephone: 202–435–7216; *CAB@CFPB.gov*.

SUPPLEMENTARY INFORMATION:

I. Background

Section 1014(a) of the Dodd-Frank Wall Street Reform and Consumer Protection Act (*http://www.sec.gov/about/laws/wallstreetreform-cpa.pdf*) (Dodd-Frank Act) provides: ''The Director shall establish a Consumer Advisory Board to advise and consult with the Bureau in the exercise of its functions under the Federal consumer financial laws, and to provide information on emerging practices in the consumer financial products or services industry, including regional trends, concerns, and other relevant information.'' 12 U.S.C. 5494.

(a) The purpose of the Board is outlined in Section 1014(a) of the Dodd-Frank Act (*http://www.sec.gov/about/laws/wallstreetreform-cpa.pdf*), which states that the Board shall ''advise and consult with the Bureau in the exercise of its functions under the Federal consumer financial laws'' and ''provide information on emerging practices in the consumer financial products or services industry, including regional trends, concerns, and other relevant information.'' (b) To carry out the Board's purpose, the scope of its activities shall include providing information, analysis, and recommendations to the Bureau. The Board will generally serve as a vehicle for market intelligence and expertise for the Bureau. Its objectives will include identifying and assessing the impact on consumers and other market participants of new, emerging, and changing products, practices, or services. (c) The Board will also be available to advise and consult with the Director and the Bureau on other matters related to the Bureau's functions under the Dodd-Frank Act.

II. Agenda

The Consumer Advisory Board will discuss trends and themes and the consumer experience in the mortgage market.

Persons who need a reasonable accommodation to participate should contact *CFPB_504Request@cfpb.gov,* 202–435–9EEO, 1–855–233–0362, or 202–435–9742 (TTY) at least ten business days prior to the meeting or event to request assistance. The request must identify the date, time, location, and title of the meeting or event, the nature of the assistance requested, and contact information for the requester. CFPB will strive to provide, but cannot guarantee that accommodation will be provided for late requests.

Individuals who wish to attend the Consumer Advisory Board meeting must RSVP to *cfpb.events@cfpb.gov* by noon, Monday, June 16, 2014. Members of the public must RSVP by the due date and must include ''CAB'' in the subject line of the RSVP.

An opportunity for public comment is available on Wednesday, June 18, 2014, from 4:15 p.m. to 5 p.m. Pacific Standard Time. Individuals who wish to provide comments will be allotted one minute to speak. Citizens may also submit written comments to Tracey Wilkerson, Consumer Advisory Board & Councils, Consumer Financial Protection Bureau, 1700 G Street NW., Room 6111E, Washington, DC 20552, or by email at *CAB@cfpb.gov* by Monday, June 16, 2014.

III. Availability

The Board's agenda was made available to the public on May 20, 2014, via *consumerfinance.gov*. Individuals should express in their RSVP if they require a paper copy of the agenda.

This meeting will be webcast live and a transcript will be available after the meeting on the CFPB's Web site *consumerfinance.gov*.

Dated: June 2, 2014.

Christopher D'Angelo,

Chief of Staff, Bureau of Consumer Financial Protection.

[FR Doc. 2014–13432 Filed 6–6–14; 8:45 am]

BILLING CODE 4810–AM–P

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

Sunshine Act Meeting Notice

The National Civilian Community Corps Advisory Board gives notice of the following meeting:

DATE AND TIME: Tuesday, July 15, 2014, 1:30 p.m.–2:30 p.m. (ET).

PLACE: Conference Room 8312, 8th floor, Corporation for National and Community Service Headquarters, 1201 New York Avenue NW., Washington, DC 20525.

CALL-IN INFORMATION: This meeting is available to the public through the following toll-free call-in number: 888–324–9605 conference call access code number 8563991. Kate Becker will be the lead on the call. Any interested member of the public may call this number and listen to the meeting. Callers can expect to incur charges for calls they initiate over wireless lines, and the Corporation will not refund any incurred charges. Callers will incur no charge for calls they initiate over land-line connections to the toll-free telephone number. Replays are generally available one hour after a call ends. The toll-free phone number for the replay is 866–465–2119, replay passcode 2119. The end replay date: August 15, 2014, 10:00 p.m. (CT).

STATUS: Open.

MATTERS TO BE CONSIDERED:

I. Meeting Convenes
- Call to Order, Welcome, and Preview of Today's Meeting Agenda
- Introduction & Acknowledgements

II. Approval of Previous Meeting's Minutes

III. Program Report

IV. Budget and Operations Report

V. Public Comment

ACCOMMODATIONS: Anyone who needs an interpreter or other accommodation should notify the Corporation's contact person by 5:00 p.m. Friday, July 11, 2014.

CONTACT PERSON FOR MORE INFORMATION: Erma Hodge, NCCC, Corporation for National and Community Service, 9th Floor, Room 9802B, 1201 New York Avenue NW., Washington, DC 20525. Phone: 202–606–6696. Fax: 202–606–3459. TTY: 800–833–3722. Email: *ehodge@cns.gov*.

Dated: June 4, 2014.

Valerie E. Green,

General Counsel.

[FR Doc. 2014–13519 Filed 6–5–14; 4:15 pm]

BILLING CODE 6050–28–P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID DoD–2013–OS–0198]

Submission for OMB Review; Comment Request

ACTION: Notice.

SUMMARY: The Department of Defense has submitted to OMB for clearance, the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

DATES: Consideration will be given to all comments received by July 9, 2014.

FOR FURTHER INFORMATION CONTACT: Fred Licari, 571–372–0493.

SUPPLEMENTARY INFORMATION:

Title, Associated Form and OMB Number: Computer Aided Dispatch and Record Management System (CAD/RMS); OMB Control Number 0704–TBD.

Type of Request: New.

Number of Respondents: 693.

Responses per Respondent: 1.

Annual Responses: 693.

Average Burden per Response: 20 minutes.

Annual Burden Hours: 231.

Needs and Uses: The information collection requirement is necessary to obtain information regarding incidents that occur at the Pentagon and other facilities under the jurisdiction of the Pentagon Force Protection Agency.

Affected Public: Individuals or households.

Frequency: On occasion.

Respondent's Obligation: Voluntary.

OMB Desk Officer: Ms. Jasmeet Seehra.

Written comments and recommendations on the proposed information collection should be sent to Ms. Jasmeet Seehra at the Office of Management and Budget, Desk Officer for DoD, Room 10236, New Executive Office Building, Washington, DC 20503.

You may also submit comments, identified by docket number and title, by the following method:

• *Federal eRulemaking Portal: http://www.regulations.gov.* Follow the instructions for submitting comments.

Instructions: All submissions received must include the agency name, docket number and title for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the Internet at *http://www.regulations.gov* as they are received without change, including any personal identifiers or contact information.

DOD Clearance Officer: Ms. Patricia Toppings.

Written requests for copies of the information collection proposal should be sent to Ms. Toppings at WHS/ESD Information Management Division, 4800 Mark Center Drive, East Tower, Suite 02G09, Alexandria, VA 22350–3100.

Dated: June 4, 2014.

Aaron Siegel,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 2014–13337 Filed 6–6–14; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Defense Acquisition Regulations System

[Docket Number DARS–2014–0035]

Information Collection Requirement; Defense Federal Acquisition Regulation Supplement (DFARS); Small Business Programs

AGENCY: Defense Acquisition Regulations System, Department of Defense (DoD).

ACTION: Notice and request for comments regarding a proposed extension of an approved information collection requirement.

SUMMARY: In compliance with section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35), DoD announces the proposed extension of a public information collection requirement and seeks public comment on the provisions thereof. *DoD invites comments on:* (a) Whether the proposed collection of information is necessary for the proper performance of the functions of DoD, including whether the information will have practical utility; (b) the accuracy of the estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including the use of automated collection techniques or other forms of information technology. The Office of Management and Budget (OMB) has approved this information collection for use through October 31, 2014. DoD proposes that OMB extend its approval for use for three additional years beyond the current expiration date.

DATES: DoD will consider all comments received by August 8, 2014.

ADDRESSES: You may submit comments, identified by OMB Control Number 0704–0386, using any of the following methods:

Federal eRulemaking Portal: http://www.regulations.gov. Follow the instructions for submitting comments.

Email: dfars@mail.mil. Include OMB Control Number 0704–0386 in the subject line of the message.

Fax: 571–372–6094.

Mail: Defense Acquisition Regulations System, Attn: Ms. Lee Renna, OUSD(AT&L)DPAP(DARS), 3060 Defense Pentagon, Room 3B941, Washington, DC 20301–3060.

Comments received generally will be posted without change to *http://www.regulations.gov,* including any personal information provided.

FOR FURTHER INFORMATION CONTACT: Ms. Lee Renna, 571–372–6095. The information collection requirements addressed in this notice are available on the World Wide Web at: *http://www.acq.osd.mil/dpap/dars/dfarspgi/current/index.html.* Paper copies are available from Ms. Lee Renna, OUSD(AT&L)DPAP(DARS), 3060 Defense Pentagon, Room 3B941, Washington, DC 20301–3060.

SUPPLEMENTARY INFORMATION:

Title, Associated Form, and OMB Number: Defense Federal Acquisition Regulation Supplement (DFARS), Small Business Programs; OMB Control Number 0704–0386.

Needs and Uses: DoD needs this information to improve administration under the small business subcontracting program and to evaluate a contractor's past performance in complying with its subcontracting plan.

Affected Public: Businesses or other for-profit and not-for profit institutions.

Annual Burden Hours: 41.

Number of Respondents: 41.

Responses per Respondent: 1.

Annual Responses: 41.

Average Burden per Response: Approximately 1 hour.

Frequency: On occasion.

Summary of Information Collection

This information collection includes requirements relating to DFARS part 219, Small Business Programs. The information collection requirement at DFARS 252.219–7003, Small Business Subcontracting Plan, becomes necessary when: (1) A prime contractor has identified specific small business concerns in its subcontracting plan; and

(2) subsequent to award substitutes one of the small businesses identified in its subcontracting plan with a firm that is not a small business. The intent of this information collection is to alert the contracting officer of this situation.

Amy G. Williams,

Deputy Director, Defense Acquisition Regulations System.

[FR Doc. 2014–13356 Filed 6–6–14; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Department of the Army; Corps of Engineers

Notice of Availability of the Draft Environmental Impact Statement for BP Cherry Point Previously Authorized and Constructed Dock (North Wing), an Extension to the Existing BP Cherry Point Dock, in Strait of Georgia at Cherry Point, Near Ferndale, Whatcom County, WA

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

ACTION: Notice of Availability.

SUMMARY: The U.S. Army Corps of Engineers (Corps) Seattle District has prepared a Draft Environmental Impact Statement (EIS) to examine the incremental environmental risk, principally from vessel traffic, related to operation of the previously authorized and constructed North Wing of the BP Cherry Point dock. *Incremental environmental risk* is defined in this EIS as the change in environmental risk between operating the BP Cherry Point dock at maximum capacity with a single berth (the South Wing) and operating the dock with two berths (the North Wing and South Wing) at projected future vessel traffic levels. The Proposed Action is continuing the existing operations at the BP Cherry Point Dock with two berths, one principally for import of crude oil and the other for distribution of refined petroleum products.

The Corps has been directed by Ninth Circuit Court of Appeals to complete an EIS on the impacts of the permitted dock.

The Draft EIS was prepared in accordance with the National Environmental Policy Act (NEPA) of 1969, as amended, the Corps' regulations for NEPA implementation (33 Code of Federal Regulations [CFR] parts 230 and 325, Appendices B and C). The Corps, Seattle District, Regulatory Branch is the federal lead agency and the U.S. Coast Guard, as a cooperating agency. Information contained in the EIS serves as the basis for a decision regarding evaluation process of the existing permit under Section 10 of Rivers and Harbors Act for the BP Cherry Point dock. It also provides information for U.S. Coast Guard, other Federal, state, and local agencies having jurisdictional responsibility for affected resources.

DATES: Written comments on the Draft EIS will be accepted on or after June 6, 2014 until August 6, 2014.

ADDRESSES: Send written comments regarding the Proposed Action and Draft EIS to Olivia H. Romano, Project Manager, U.S. Army Corps of Engineers, Seattle Regulatory Branch, 4735 E. Marginal Way South, Seattle, Washington 98134; (206) 764–6960 or via email to *Olivia.h.romano@usace.army.mil.*

FOR FURTHER INFORMATION CONTACT: Mrs. Olivia Romano, Project Manager, (206) 764–6960 or via email to *Olivia.h.romano@usace.army.mil.*

SUPPLEMENTARY INFORMATION: Oral and/or written comments may also be presented at the Public meetings for the Draft EIS will be held on:

1. Bellingham, WA. July 16, 2014 from 7 p.m. to 9 p.m. with an open house from 6 p.m. to 7 p.m.. Shuksan Middle School Gymnasium, 2717 Alderwood Avenue, Bellingham, Washington 98225.
2. Seattle, WA. July 24, 2014 from 7 p.m. to 9 p.m. with an open house from 6 p.m. to 7 p.m. The Federal Center South, Galaxy Room, 4735 East Marginal Way South, Seattle, Washington 98134.

The purpose of the Draft EIS is to provide decision-makers and the public with information pertaining to the incremental environmental risk related to operations of the dock, proposed action and alternatives, disclose environmental impacts from potential vessel traffic accidents and oil spills in Puget Sound region, and identify mitigation measures.

Dated: May 22, 2014.

Bruce A. Estok,

Colonel, Corps of Engineers, District Engineer, Seattle District.

[FR Doc. 2014–13315 Filed 6–6–14; 8:45 a.m.]

BILLING CODE 3720–58–P

DEPARTMENT OF ENERGY

Agency Information Collection Extension

AGENCY: U.S. Department of Energy.

ACTION: Notice of Request for Comments.

SUMMARY: The Department of Energy (DOE), pursuant to the Paperwork Reduction Act of 1995, intends to extend for three years, an information collection request with the Office of Management and Budget (OMB). Comments are invited on: (a) Whether the extended collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information on respondents, including through the use of automated collection techniques or other forms of information technology.

DATES: Comments regarding this proposed information collection must be received on or before August 8, 2014. If you anticipate difficulty in submitting comments within that period, contact the person listed below as soon as possible.

ADDRESSES: Written comments may be sent to John T. Lucas, GC–62, U.S. Department of Energy, 1000 Independence Ave. SW., Washington, DC 20585, by fax at (202) 586–2805, or by email at *john.t.lucas@hq.doe.gov.*

FOR FURTHER INFORMATION CONTACT: John T. Lucas at the address listed above.

SUPPLEMENTARY INFORMATION: This information collection request contains: (1) *OMB No.:* 1910–0800; (2) *Information Collection Request Title:* Legal Collections; (3) *Type of Review:* Renewal; (4) Purpose: To continue to maintain DOE oversight of responsibilities relating to DOE and Contractor invention reporting and related matters; (5) *Annual Estimated Number of Respondents:* 1332; (6) *Annual Estimated Number of Total Responses:* 1332; (7) *Annual Estimated Number of Burden Hours:* 10281; (8) Annual Estimated Reporting and Recordkeeping Cost Burden: $771,075.

Statutory Authority: 42 U.S.C. 5908(a) (b) and (c); 37 CFR Part 404; 10 CFR Part 784.

Issued in Washington, DC on June 2, 2014.

John T. Lucas,

Assistant General Counsel for Technology Transfer, and Intellectual Property, U.S. Department of Energy.

NAME OF INFORMATION COLLECTION OMB CONTROL NUMBER 1910–0800

No.	Collection title	FY 13 Annual respondents	FY 13 Annual burden hours	FY 14 Annual respondents	FY 14 Annual burden hours
1	Invention Recordkeeping Procedures	150	1,200	140	1,120
2	Patent License Applications	3	12	3	12
3	Patent Certification	171	513	123	369
4	Invention Disclosures	1,612	12,896	1,045	8,360
5	Patent Waiver Petition & Reporting	53	1,060	13	420
Totals		1,989	15,681	1,332	10,281

[FR Doc. 2014–13348 Filed 6–6–14; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. IC14–15–000]

Commission Information Collection Activities (FERC–510); Comment Request; Extension

AGENCY: Federal Energy Regulatory Commission.

ACTION: Notice of information collection and request for comments.

SUMMARY: In compliance with the requirements of the Paperwork Reduction Act of 1995, 44 U.S.C. 3506(c)(2)(A), the Federal Energy Regulatory Commission (Commission or FERC) is soliciting public comment on the currently approved information collection, FERC–510, Application for Surrender of Hydropower License.

DATES: Comments on the collection of information are due August 8, 2014.

ADDRESSES: You may submit comments (identified by Docket No. IC14–15–000) by either of the following methods:

- *eFiling at Commission's Web site: http://www.ferc.gov/docs-filing/efiling.asp.*
- *Mail/Hand Delivery/Courier:* Federal Energy Regulatory Commission, Secretary of the Commission, 888 First Street NE., Washington, DC 20426.

Instructions: All submissions must be formatted and filed in accordance with submission guidelines at: *http://www.ferc.gov/help/submission-guide.asp.* For user assistance contact FERC Online Support by email at *ferconlinesupport@ferc.gov*, or by phone at: (866) 208–3676 (toll-free), or (202) 502–8659 for TTY.

Docket: Users interested in receiving automatic notification of activity in this docket or in viewing/downloading comments and issuances in this docket may do so at *http://www.ferc.gov/docs-filing/docs-filing.asp.*

FOR FURTHER INFORMATION CONTACT: Ellen Brown may be reached by email at *DataClearance@FERC.gov*, telephone at (202) 502–8663, and fax at (202) 273–0873.

SUPPLEMENTARY INFORMATION:

Title: FERC–510, Application for Surrender of Hydropower License.

OMB Control No.: 1902–0068.

Type of Request: Three-year extension of the FERC–510 information collection requirements with no changes to the current reporting requirements.

Abstract: The information collected under the requirements of FERC–510 is used by the Commission to implement the statutory provisions of sections 4(e), 6 and 13 of the Federal Power Act (FPA) (16 U.S.C. 797(e), 799 and 806). Section 4(e) gives the Commission authority to issue licenses for the purposes of constructing, operating and maintaining dams, water conduits, reservoirs, powerhouses, transmission lines or other power project works necessary or convenient for developing and improving navigation, transmission and utilization of power using bodies of water over which Congress has jurisdiction. Section 6 gives the Commission the authority to prescribe the conditions of licenses including the revocation or surrender of the license. Section 13 defines the Commission's authority to delegate time periods for when a license must be terminated if project construction has not begun. Surrender of a license may be desired by a licensee when a licensed project is retired or not constructed or natural catastrophes have damaged or destroyed the project facilities.

FERC–510 is the application for the surrender of a hydropower license. The information is used by Commission staff to determine the broad impact of such surrender. The Commission will issue a notice soliciting comments from the public and other agencies and conduct a careful review of the application before issuing an order for Surrender of a License. The order is the result of an analysis of the information produced, i.e., economic, environmental concerns, etc., which is examined to determine if the application for surrender is warranted. The order implements the existing regulations and is inclusive for surrender of all types of hydropower licenses issued by FERC and its predecessor, the Federal Power Commission. The Commission implements these mandatory filing requirements in the Code of Federal Regulations (CFR) under 18 CFR 6.1–6.4.

Type of Respondents: Private or Municipal Hydropower Licensees.

Estimate of Annual Burden:[1] The Commission estimates the annual public reporting burden for the information collection as:

[1] The Commission defines burden as the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. For further explanation of what is included in the information collection burden, reference 5 Code of Federal Regulations 1320.3.

FERC–510, APPLICATION FOR SURRENDER OF HYDROPOWER LICENSE

Number of respondents	Annual number of responses per respondent	Total number of responses	Average burden & cost per response [2]	Total annual burden hours & total annual cost	Cost per respondent ($)
(1)	(2)	(1)*(2)=(3)	(4)	(3)*(4)=(5)	(5)÷(1)
16	1	16	10 $705	160 $11,280	$705

Comments: Comments are invited on: (1) Whether the collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden and cost of the collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

Dated: June 2, 2014.

Kimberly D. Bose,

Secretary.

[FR Doc. 2014–13352 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. IC14–13–000]

Commission Information Collection Activities (FERC–549B); Comment Request; Extension

AGENCY: Federal Energy Regulatory Commission.

ACTION: Notice of information collection and request for comments.

SUMMARY: In compliance with the requirements of the Paperwork Reduction Act of 1995, 44 U.S.C. 3506(c)(2)(A), the Federal Energy Regulatory Commission (Commission or FERC) is soliciting public comment on the currently approved information collection, FERC–549B, Gas Pipeline Rates: Capacity Reports and Index of Customers.

DATES: Comments on the collection of information are due August 8, 2014.

ADDRESSES: You may submit comments (identified by Docket No. IC14–13–000) by either of the following methods:

- eFiling at Commission's Web site: *http://www.ferc.gov/docs-filing/efiling.asp.*
- Mail/Hand Delivery/Courier: Federal Energy Regulatory Commission, Secretary of the Commission, 888 First Street NE., Washington, DC 20426.

Instructions: All submissions must be formatted and filed in accordance with submission guidelines at: *http://www.ferc.gov/help/submission-guide.asp.* For user assistance contact FERC Online Support by email at *ferconlinesupport@ferc.gov,* or by phone at: (866) 208–3676 (toll-free), or (202) 502–8659 for TTY.

Docket: Users interested in receiving automatic notification of activity in this docket or in viewing/downloading comments and issuances in this docket may do so at *http://www.ferc.gov/docs-filing/docs-filing.asp.*

FOR FURTHER INFORMATION CONTACT: Ellen Brown may be reached by email at *DataClearance@FERC.gov,* telephone at (202) 502–8663, and fax at (202) 273–0873.

SUPPLEMENTARY INFORMATION:

Title: Gas Pipeline Rates: Capacity Reports and Index of Customers.

OMB Control No.: 1902–0169.

Type of Request: Three-year extension of the FERC–549B information collection requirements with no changes to the current reporting requirements.

Abstract: The information collected under the requirements of FERC–549B includes both the Index of Customers (IOC) report under Commission regulations at 18 Code of Federal Regulations (CFR) 284.13(c) and three capacity reporting requirements. One of these is in Commission regulations at 18 CFR 284.13(b) and requires reports on firm and interruptible services. The second is at 18 CFR 284.13(d)(1) and requires pipelines make information on capacity and flow information available on their Internet Web sites. The third is at 18 CFR 284.13(d)(2) and requires an annual filing of peak day capacity.

Capacity Reports Under 284.13(b) and 284.13(d)(1)

On April 4, 1992, in Order No. 636 (RM91–11–000), the Commission established a capacity release mechanism under which shippers could release firm transportation and storage capacity on either a short- or long-term basis to other shippers wanting to obtain capacity. Pipelines posted available firm and interruptible capacity information on their electronic bulletin boards (EBBs) to inform potential shippers.

On August 3, 1992, in Order No. 636–A (RM91–11–002), the Commission determined through staff audits, that the efficiency of the capacity release mechanism could be enhanced by standardizing the content and format of capacity release information and the methods by which shippers accessed this information, which pipelines posted to their EBBs.

On March 29, 1995, through Order 577 (RM95–5–000), the Commission amended § 284.243(h) of its regulations to allow shippers the ability to release capacity without having to comply with the Commission's advance posting and bidding requirements. On February 9, 2000, in Order No. 637 (RM98–10–000), to create greater substitution between different forms of capacity and to enhance competition across the pipeline grid, the Commission revised its capacity release regulations regarding scheduling, segmentation and flexible point rights, penalties, and reporting requirements. This resulted in more reliable capacity information availability and price data that shippers needed to make informed decisions in a competitive market as well as to improve shipper's and the Commission's ability to monitor the market for potential abuses.

Peak Day Annual Capacity Report Under 284.13(d)(2)

18 CFR 284.13(d)(2) requires an annual peak day capacity report of all interstate pipelines, including natural gas storage only companies. This report is generally a short report showing the peak day design capacity or the actual peak day capacity achieved, with a short

[2] We estimate that the salary and skill mix is similar to that of Commission employees. The average hourly cost of $70.50 (for salary plus benefits) is used. The estimates for cost per response are derived using the following formula: Average Burden Hours per Response * $70.50 per Hour = Average Cost per Response.

explanation, if needed. The regulation states:

An interstate pipeline must make an annual filing by March 1 of each year showing the estimated peak day capacity of the pipeline's system, and the estimated storage capacity and maximum daily delivery capability of storage facilities under reasonably representative operating assumptions and the respective assignments of that capacity to the various firm services provided by the pipeline.

This annual report/filing is publicly available, while other more specific interstate pipeline and storage capacity details are filed as CEII, such as the Annual System Flow Diagram (FERC–567) which are not publicly available.

Index of Customers Under 284.13(c)

In Order 581, issued September 28, 1995 (Docket No. RM95–4–000), the Commission established the IOC quarterly information requirement. This Order required the reporting of five data elements in the IOC filing: The customer name, the rate schedule under which service is rendered, the contract effective date, the contract termination date, and the maximum daily contract quantity, for either transportation or storage service, as appropriate.

In a notice issued separate from Order 581 in Docket No. RM95–4–000, issued February 29, 1996, the Commission, through technical conferences with industry, determined that the IOC data reported should be in tab delimited format on diskette and in a form as proscribed in Appendix A of the rulemaking. In a departure from past practice, a three-digit code, instead of a six-digit code, was established to identify the respondent.

In Order 637, issued February 9, 2000 (Docket Nos. RM98–10–000 and RM98–12–000), the Commission required the filing of: The receipt and delivery points held under contract and the zones or segments in which the capacity is held, the common transaction point codes, the contract number, the shipper identification number, an indication whether the contract includes negotiated rates, the names of any agents or asset managers that control capacity in a pipeline rate zone, and any affiliate relationship between the pipeline and the holder of capacity. It was stated in the Order that the changes to the Commission's reporting requirements would enhance the reliability of information about capacity availability and price that shippers need to make informed decisions in a competitive market as well as improve shippers' and the Commission's ability to monitor marketplace behavior to detect, and remedy anti-competitive behavior. Order 637 required a pipeline post the information quarterly on its Internet Web sites instead of on the outdated EBBs.

Type of Respondents: Respondents for this data collection are interstate pipelines subject to FERC regulation under the Natural Gas Act and those entities defined as Hinshaw Pipelines under the Natural Gas Policy Act.

Estimate of Annual Burden: [1] The Commission estimates the annual public reporting burden for the information collection as:

FERC–549B

[Gas pipeline rates: capacity reports and index of customers]

	Number of respondents (1)	Annual number of responses per respondent (2)	Total number of responses (1)*(2)=(3)	Average burden & cost per response [2] (4)	Total annual burden hours & total annual cost (3)*(4)=(5)	Cost per respondent ($) (5)÷(1)
Capacity Reports under 284.13(b) & 284.13(d)(1)	185	6	1,110	145 $10,222.50	160,950 $11,346,975	$61,335
93049344Peak Day Annual Capacity Report under 284.13(d)(2)	185	1	185	10 $705	1,850 $130,425	$705
Index of Customers under 284.13(c)	185	4	740	3 $211.50	2,220 $156,510	$846
Total			2,035		165,020 $11,633,910	$62,886

Comments: Comments are invited on: (1) Whether the collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden and cost of the collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

Dated: May 30, 2014.

Kimberly D. Bose,

Secretary.

[FR Doc. 2014–13351 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

[1] The Commission defines burden as the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. For further explanation of what is included in the information collection burden, reference 5 Code of Federal Regulations 1320.3.

[2] The estimates for cost per response are derived using the following formula: Average Burden Hours per Response * $70.50 per hour. This cost is based on the average FERC employee salary. We assume (based upon consultation of subject matter experts for this industry) that respondents to this collection are similarly compensated in terms of salary and benefits.

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2438–107]

Seneca Falls Power Corporation; Notice of Application Accepted for Filing, Soliciting Comments, Motions To Intervene, and Protests

Take notice that the following hydroelectric application has been filed

with the Commission and is available for public inspection:

a. *Type of Application:* License Amendment to Article 405.

b. *Project No.:* 2438–107.

c. *Date Filed:* March 5, 2014, and supplemented May 23, 2014.

d. *Applicant:* Seneca Falls Power Corporation.

e. *Name of Project:* Waterloo and Seneca Falls Hydroelectric Project.

f. *Location:* Seneca River in Seneca, Yates, Schuyler, and Ontario counties, New York.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791a–825r.

h. *Applicant Contact:* Mr. Cap Harper, Seneca Falls Power Corp., 3330 Clayton Road, Suite B, Concord, CA 94519, (925) 692–2198.

i. *FERC Contact:* Mr. Jeremy Jessup, (202) 502–6779, *Jeremy.Jessup@ferc.gov.*

j. Deadline for filing comments, motions to intervene, and protests, is 30 days from the issuance date of this notice by the Commission. The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission's eFiling system at *http://www.ferc.gov/docs-filing/efiling.asp.* Commenters can submit brief comments up to 6,000 characters without prior registration using the eComment system at *http://www.ferc.gov/docs-filing/ecomment.asp.* You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at *FERCOnlineSupport@ferc.gov,* (866) 208–3676 (toll free), or (202) 502–8659 (TTY). In lieu of electronic filing, please send a paper copy to: Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. The first page of any filing should include docket number P–2438–107.

k. Description of Request: The applicant proposes to amend the operation of the project required by Article 405 of the project license. The applicant's proposed revisions to Article 405 reflect a modified Section 401 Water Quality Certificate (WQC) issued by the New York State Department of Environmental Conservation. In addition, the proposed changes aim to clearly define the seasonal impoundment elevations for Seneca Lake, the Waterloo impoundment, and Van Cleef Lake, and define the first priority of maintaining seasonal navigation on Van Cleef Lake. The following table summarizes the applicant's proposed operational changes at each impoundment:

Impoundment	License requirement	Proposed revision
Seneca Lake	Maintain within 0.1 foot of the seasonal target elevations of 446.0 feet Barge Canal Datum (BCD) during the summer and at 445.0 feet BCD during the winter.	Maintain within ±0.3 foot of the seasonal target elevations of 446.0 feet BCD during the summer and 445.0 feet BCD during the winter. During flood control events the impoundment upper limit would be plus 0.55 feet.
Van Cleef Lake	Maintain at a target elevation of 430.5 feet BCD with a maximum daily water level fluctuation of ±0.25 foot.	Maintain Van Cleef Lake impoundment at a target elevation of 430.5 feet BCD with a maximum daily water level fluctuation of ±0.25 foot. During the non-navigation season (December 1 to April 30), when so requested by local authorities and after consultation with the New York State Canal Corporation (NYSCC) Van Cleef Lake may be drawn down to an absolute minimum of 425.5 BCD.
Waterloo development	N/A	Maintain the Cayuga-Seneca Canal portion of the Waterloo impoundment as measured in close proximity to the powerhouse, at the location described in section B.6. of the modified WQC, such that the surface water elevation does not fluctuate more than 0.5 foot below the daily average surface elevation as measured at the NYSCC Geneva gage on Seneca Lake.

l. Locations of the Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street NE., Room 2A, Washington, DC 20426, or by calling (202) 502–8371. This filing may also be viewed on the Commission's Web site at *http://www.ferc.gov/docs-filing/elibrary.asp.* Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at *http://www.ferc.gov/docs-filing/esubscription.asp* to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 1–866–208–3676 or email *FERCOnlineSupport@ferc.gov,* for TTY, call (202) 502–8659. A copy is also available for inspection and reproduction at the address in item (h) above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Motions to Intervene, and Protests: Anyone may submit comments, a motion to intervene, or protests in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, motions to intervene, or protests must be received on or before the specified comment date for the particular application.

o. Filing and Service of Responsive Documents: Any filing must (1) bear in all capital letters the title ''COMMENTS'', ''MOTION TO INTERVENE'', or ''PROTEST'' as applicable; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). All comments, motions to intervene, or protests should relate to project works

which are the subject of the amendment application. Agencies may obtain copies of the application directly from the applicant. A copy of any motion to intervene or protest must be served upon each representative of the applicant specified in the particular application. If an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

Dated: June 3, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13364 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 14276–001; Docket No. AD13–9–000]

Free Flow Power Project 92, LLC; Notice of Intent To File License Application; Filing of Pre-Application Document (PAD), and Request To Test a Two-Year Licensing Process

a. *Type of Filing:* Notice of Intent to File License Application for an Original License and a request to be selected as a pilot project to test a two-year licensing process.

b. *Project No.:* 14276–001.

c. *Dated Filed:* May 5, 2014.

d. *Submitted By:* Free Flow Power Project 92, LLC (FFP).

e. *Name of Project:* Kentucky River Lock & Dam No. 11 Hydroelectric Project.

f. *Location:* On the Kentucky River in Estill and Madison Counties, Kentucky. No federal land would be occupied by project features or located within the project boundary.

g. *Filed Pursuant to:* 18 CFR Part 5 of the Commission's Regulations and Hydropower Regulatory Efficiency Act of 2013.

h. *Potential Applicant Contact:* Dan Lissner, Free Flow Power Corporation, 239 Causeway Street, Suite 300, Boston, MA 02114; (978) 252–7111; email—*dlissner@free-flow-power.com.*

i. *FERC Contact:* Sarah Salazar at (202) 502–6863, or email at *sarah.salazar@ferc.gov.*

j. *FFP has filed with the Commission:* (1) A notice of intent (NOI) to file an application for an original license; (2) a Pre-Application Document (PAD) with a proposed process plan and schedule; (3) a list of environmental issues associated with the project proposal; (4) proposed studies to acquire information to include in a license application; and (5) a request to be selected as a pilot project to test a two-year licensing process, pursuant to the requirements identified in the Commission's January 6, 2014 notice soliciting pilot projects.

k. A copy of the PAD is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site (*http://www.ferc.gov*), using the ''eLibrary'' link. Enter the docket number, excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at *FERCOnlineSupport@ferc.gov,* (866) 208–3676 (toll free), or (202) 502–8659 (TTY). A copy is also available for inspection and reproduction at the address in paragraph h.

Register online at *http://www.ferc.gov/docs-filing/esubscription.asp* to be notified via email of new filing and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

This notice is being distributed to both the applicant's distribution list and the Commission's official mailing list. If you wish to be added to or removed from the Commission's official mailing list, please send your request by email to *efiling@ferc.gov* or by mail to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Room 1A, Washington, DC 20426. All written or emailed requests must specify your wish to be removed from or added to the mailing list and must clearly identify the following on the first page: Lock & Dam No. 11 Hydroelectric Project No. 14276–001.

l. The proposed project would use the Kentucky River Authority's (KRA) existing Kentucky River Lock & Dam No. 11, and be operated as a run-of-river facility using existing flows while maintaining current water surface elevations in the upstream pool. The proposed project would include: (1) The existing 579-acre reservoir, with a normal pool elevation of 585.60 feet North American Vertical Datum of 1988; (2) a new 3.5-foot-high adjustable crest gate attached to the top of the existing 208-foot-long, 35-foot-high fixed crest dam; (3) a new 275-foot-long, 75-foot-wide reinforced concrete intake channel equipped with 3-inch bar spacing trashracks; (4) a new 140-foot-long, 64.5-foot-wide powerhouse built within the existing lock structure, with two horizontal Kaplan turbine generator units each rated at 2.5 megawatts (MW) for a total installed capacity of 5 MW; (5) a new 190-foot-long, 78-foot-wide tailrace; (6) a new substation; (7) a new, approximately 4.5-mile-long, 69-kilovolt transmission line extending from the powerhouse to an existing substation located near Waco, Kentucky; and (8) appurtenant facilities. The proposed project would generate about 18.5 gigawatt-hours annually, which would be sold to a local utility.

m. With this notice, we are soliciting comments on the use of the two-year license process for this project. We are also soliciting comments on the PAD, the list of environmental issues, the proposed studies, and study requests. Any request for additional studies or modifications to the proposed studies must conform to the requirements in 18 CFR 5.9(b) of the Commission's regulations.

All comments and study requests should be sent to the address above in paragraph h and must be filed with the Commission. The Commission strongly encourages electronic filing. Please file all documents using the Commission's eFiling system at *http://www.ferc.gov/docs-filing/efiling.asp.* Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at *http://www.ferc.gov/docs-filing/ecomment.asp.* You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at *FERCOnlineSupport@ferc.gov.* In lieu of electronic filing, please send a paper copy to: Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

All filings with the Commission must include on the first page, the project name (Kentucky River Lock & Dam No. 11 Hydroelectric Project) and number (P–14276–001), as well as docket number AD13–9–000, and bear the appropriate heading: ''Comments on Pre-Application Document,'' ''Comments on the Use of the Two-Year Process,'' ''Comments on List of Potential Environmental Effects for Environmental Analysis,'' or ''Comments on Proposed Study Plan.'' Comments and study requests must be filed by July 3, 2014.

n. Commission staff will hold a technical meeting via teleconference to

discuss the identified issues and study needs, as well as discuss the process plan and schedule. The technical meeting will focus on the information gaps that need to be filled to ensure that sufficient information exists for the Commission to make a determination on whether the proposed project meets the criteria for a pilot project and for processing a license application once it is filed with the Commission. All interested individuals, organizations, and agencies are invited to participate in the technical meeting. A summary of the meeting will be placed in the public records of the project. The time of the meeting will be Thursday, June 19, 2014, at 1:30 p.m. Anyone wanting to participate in the meeting should contact Sarah Salazar, using the contact information provided above in paragraph i, for teleconference call-in instructions by June 13, 2014.

Dated: June 3, 2014.

Kimberly D. Bose,

Secretary.

[FR Doc. 2014–13354 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2299–082]

Turlock Irrigation District; Modesto Irrigation District; Notice of Environmental Site Review

Take notice that the following hydroelectric applications have been filed with Commission and are available for public inspection:

a. *Type of Application:* New License.

b. *Project No.:* 2299–082.

c. *Date filed:* April 28, 2014.

d. *Applicant:* Turlock Irrigation District and Modesto Irrigation District.

e. *Name of Project:* Don Pedro Hydroelectric Project.

f. *Location:* The existing project is located on the Tuolumne River in Tuolumne County, California. The project would occupy federal land managed by the Bureau of Land Management Sierra Resource Management Unit.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. *Applicant Contact:* Steven Boyd, Director of Water Resources, Turlock Irrigation District, P.O. Box 949, Turlock, California 95381, 209–883–8364 and Greg Dias, Project Manager, Modesto Irrigation District, P.O. Box 4060, Modesto, California 95352, 209–526–7566

i. *FERC Contact:* Adam Beeco, 202–502–8655 or *adam.beeco@ferc.gov.*

Environmental Site Review

The applicants and FERC staff will conduct an Environmental Site Review of the recreational facilities associated with the project beginning at 10:00 a.m. on June 17, 2014. The review will consist of visiting Fleming Meadows Recreation Area, Blue Oaks Recreation Area, Moccasin Point Recreation Area, and Ward's Ferry Whitewater Boating Take-Out Facility. All interested individuals, organizations, and agencies are invited to attend. All participants should meet at the Don Pedro Recreation Agency Visitor Center located at 10201 Bonds Flat Road in La Grange, California.

All participants are responsible for their own transportation to and around the site. Anyone with questions about the Environmental Site Review should contact Adam Beeco at 202–502–8655.

Dated: June 2, 2014.

Kimberly D. Bose,

Secretary.

[FR Doc. 2014–13353 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings #1

Take notice that the Commission received the following electric rate filings:

Docket Numbers: ER10–3297–004.
Applicants: Powerex Corp.
Description: Notice of Non-Material Change in Status of Powerex Corp.
Filed Date: 5/29/14.
Accession Number: 20140529–5099.
Comments Due: 5 p.m. ET 6/19/14.

Docket Numbers: ER14–1651–001.
Applicants: Public Service Company of New Hampshire.
Description: Errata Rate Schedule No. 104 Wholesale Distribution Service Central Maine Power to be effective 6/1/2014.
Filed Date: 5/28/14.
Accession Number: 20140528–5177.
Comments Due: 5 p.m. ET 6/18/14.

Docket Numbers: ER14–2053–000.
Applicants: Interstate Power and Light Company.
Description: IPL Changes in Depreciation Rates for Wholesale Production Service to be effective 7/1/2014.
Filed Date: 5/28/14.
Accession Number: 20140528–5184.
Comments Due: 5 p.m. ET 6/18/14.

Docket Numbers: ER14–2054–000.
Applicants: Southern California Edison Company.
Description: GIA & Distribution Service Agmt with Adelanto Solar II, LLC to be effective 5/30/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5000.
Comments Due: 5 p.m. ET 6/19/14.

Docket Numbers: ER14–2055–000.
Applicants: Southern California Edison Company.
Description: GIA & Distribution Service Agmt with SunEdison Utility Solutions, LLC to be effective 5/30/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5002.
Comments Due: 5 p.m. ET 6/19/14.

Docket Numbers: ER14–2056–000.
Applicants: Erie Power, LLC.
Description: Request of Erie Power, LLC for Limited Tariff Waiver, Expedited Consideration and Commission Action.
Filed Date: 5/28/14.
Accession Number: 20140528–5210.
Comments Due: 5 p.m. ET 6/18/14.

Docket Numbers: ER14–2058–000.
Applicants: PacifiCorp.
Description: OATT Revised Schedules 3 & 3A Order 784–A Clarification to be effective 8/1/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5158.
Comments Due: 5 p.m. ET 6/19/14.

Docket Numbers: ER14–2059–000.
Applicants: Midcontinent Independent System Operator, Inc.
Description: 2014–05–29_MISO–SPP JOA Sec 3.3 Att 3 Amendment to be effective 5/30/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5175.
Comments Due: 5 p.m. ET 6/19/14.

Docket Numbers: ER14–2060–000.
Applicants: Broken Bow Wind, LLC.
Description: Common Facilities Agreement to be effective 7/28/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5176.
Comments Due: 5 p.m. ET 6/19/14.

Docket Numbers: ER14–2061–000.
Applicants: Ameren Illinois Company.
Description: Sectionalizing Switch Replacement Letter Agreement with NEC to be effective 5/20/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5211.
Comments Due: 5 p.m. ET 6/19/14.

The filings are accessible in the Commission's eLibrary system by clicking on the links or querying the docket number.

Any person desiring to intervene or protest in any of the above proceedings

must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: *http://www.ferc.gov/docs-filing/efiling/filing-req.pdf.* For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Dated: May 29, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13289 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings

Take notice that the Commission has received the following Natural Gas Pipeline Rate and Refund Report filings:

Filings Instituting Proceedings

Docket Numbers: RP07–34–000.
Applicants: PANHANDLE JOINT PARTIES, Southwest Gas Storage Company, Panhandle Complainants, Panhandle Complainants v. Southwest Gas.
Description: Southwest Gas Storage Company submits its Semi-Annual Compliance Report, for the period November 1, 2013 through April 30, 2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5173.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP07–541–000.
Applicants: Southwest Gas Storage Company.
Description: Southwest Gas Storage Company submits its Semi-Annual Compliance Report, for the period November 1, 2013 through April 30, 2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5173.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1006–000.
Applicants: Enable Mississippi River Transmission, L.
Description: Negotiated Rate Filing to Remove CES 5375 Eff 6–1–14 to be effective 6/1/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5113.
Comments Due: 5 p.m. ET 6/10/14.

Docket Numbers: RP14–1007–000.
Applicants: Kinder Morgan Louisiana Pipeline LLC.
Description: Periodic Rate Adjustment Filing 05–29–2014 to be effective 7/1/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5130.
Comments Due: 5 p.m. ET 6/10/14.

Docket Numbers: RP14–1008–000.
Applicants: Colorado Interstate Gas Company, L.L.C.
Description: Quarterly LUF Reimbursement Percentage and Index Price Development Update Filing to be effective 7/1/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5137.
Comments Due: 5 p.m. ET 6/10/14.

Docket Numbers: RP14–1009–000.
Applicants: Gulf South Pipeline Company, LP.
Description: Cap Rel Neg Rate Agmt Filing (Chesapeake 34684 to BP 42515) to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5023.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1010–000.
Applicants: Gulf South Pipeline Company, LP.
Description: Cap Rel Neg Rate Agmts (QEP 37657 to BP 42513, 42514) to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5024.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1011–000.
Applicants: Gulf South Pipeline Company, LP.
Description: Cap Rel Neg Rate Agmt (JW 34690 to QWest 42547) to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5025.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1012–000.
Applicants: Gulf South Pipeline Company, LP.
Description: Cap Rel Neg Rate Agmt (QEP 36601 to Trans LA 42546) to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5026.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1013–000.
Applicants: Rockies Express Pipeline LLC.
Description: Rockies Express Pipleine LLC Penalty Charge Reconciliation Filing.
Filed Date: 5/29/14.
Accession Number: 20140529–5282.
Comments Due: 5 p.m. ET 6/10/14.

Docket Numbers: RP14–1014–000.
Applicants: Gulf South Pipeline Company, LP.
Description: Cap Rel Neg Rate Agmt (QEP 37657 to Texla 42559) to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5027.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1015–000.
Applicants: Discovery Gas Transmission LLC.
Description: 2014 FL&U Submittal to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5101.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1016–000.
Applicants: Texas Gas Transmission, LLC.
Description: Superseding Amdts to NC Neg Rate Agmts (Southwestern 27019, 27435) to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5117.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1017–000.
Applicants: Columbia Gas Transmission, LLC.
Description: PAL—Allocation to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5118.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1018–000.
Applicants: Columbia Gulf Transmission, LLC.
Description: PAL—Allocation to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5120.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1019–000.
Applicants: Crossroads Pipeline Company.
Description: PAL—Allocation to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5121.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1020–000.
Applicants: Hardy Storage Company, LLC.
Description: Hardy Storage Company's Annual Penalty Revenue Crediting Report.
Filed Date: 5/30/14.
Accession Number: 20140530–5152.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1021–000.
Applicants: Elba Express Company, L.L.C.
Description: Annual Cashout True-up—2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5161.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1022–000.
Applicants: MarkWest Pioneer, L.L.C.
Description: MarkWest Pioneer—Quarterly FRP Filing to be effective 7/1/2014.

Filed Date: 5/30/14.
Accession Number: 20140530–5164.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1023–000.
Applicants: Algonquin Gas Transmission, LLC.
Description: Negotiated Rate Release eff 6–1–14 to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5166.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1024–000.
Applicants: Central New York Oil And Gas, L.L.C.
Description: Proposed Revisions to FERC Gas Tariff to be effective 8/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5181.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1025–000.
Applicants: Young Gas Storage Company, Ltd.
Description: Xpress to Dart Conversion Filing to be effective 12/31/9998.
Filed Date: 5/30/14.
Accession Number: 20140530–5185.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1026–000.
Applicants: Tallgrass Interstate Gas Transmission, L.
Description: Neg Rate 2014–05–23 CSU, Tenaska NRA, Housekeeping to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5197.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1027–000.
Applicants: Trailblazer Pipeline Company LLC.
Description: Neg Rate 2014–05–30 Green Plains A&R to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5200.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1028–000.
Applicants: El Paso Natural Gas Company, L.L.C.
Description: Non-Conforming Agreements Filing (NTUA, Las Cruces, TEP) to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5202.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1029–000.
Applicants: Ruby Pipeline, L.L.C.
Description: FL&U and EPC Rate Adjustment and Index Price Development Update Filing to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5231.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1030–000.
Applicants: Tennessee Gas Pipeline Company, L.L.C.
Description: PCB Adjustment Period Extension through June 2016 to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5251.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1031–000.
Applicants: Eastern Shore Natural Gas Company.
Description: Fuel Retention and Cash-Out Adjustment to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5381.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1032–000.
Applicants: TransColorado Gas Transmission Company L.
Description: Prospective Sale of Capacity and Form of Service Agreement Update to be effective 7/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5432.
Comments Due: 5 p.m. ET 6/11/14.

Docket Numbers: RP14–1033–000.
Applicants: Columbia Gas Transmission, LLC.
Description: Columbia Gas Transmission, LLC Off System Capacity Request.
Filed Date: 5/30/14.
Accession Number: 20140530–5472.
Comments Due: 5 p.m. ET 6/11/14.

Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

Filings in Existing Proceedings

Docket Numbers: RP14–689–001.
Applicants: American Midstream (Midla), LLC.
Description: Midla Compliance Filing in RP14–689 to be effective 4/1/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5218.
Comments Due: 5 p.m. ET 6/10/14.

Any person desiring to protest in any of the above proceedings must file in accordance with Rule 211 of the Commission's Regulations (18 CFR 385.211) on or before 5:00 p.m. Eastern time on the specified comment date.

The filings are accessible in the Commission's eLibrary system by clicking on the links or querying the docket number.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: *http://www.ferc.gov/docs-filing/efiling/filing-req.pdf.* For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Dated: June 2, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13367 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings #1

Take notice that the Commission received the following electric corporate filings:

Docket Numbers: EC14–95–000.
Applicants: Broken Bow Wind II, LLC.
Description: Broken Bow Wind II, LLC Section 203 Application and Request for Expedited Action.
Filed Date: 5/30/14.
Accession Number: 20140530–5253.
Comments Due: 5 p.m. ET 6/20/14.

Take notice that the Commission received the following electric rate filings:

Docket Numbers: ER13–1159–001.
Applicants: National Grid Generation LLC.
Description: Annual Reset of Pension and OPEB Expenses Ending 12/31/13 to be effective 1/1/2013.
Filed Date: 5/30/14.
Accession Number: 20140530–5314.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER13–2336–002.
Applicants: Portland General Electric Company.
Description: Portland General Electric Company submits tariff filing per 35: Compliance Filing Order 764 to be effective 11/12/2013.
Filed Date: 5/30/14.
Accession Number: 20140530–5326.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2062–000.
Applicants: Southwest Power Pool, Inc.
Description: SPP–MISO JOA Emergency Energy Assistance Revisions to Section 3.3 to be effective 3/1/2014.
Filed Date: 5/29/14.
Accession Number: 20140529–5260.
Comments Due: 5 p.m. ET 6/19/14.

Docket Numbers: ER14–2063–000.
Applicants: California Independent System Operator Corporation.
Description: 2014–05–29_IPE_Topics1–2 to be effective 8/1/2014.
Filed Date: 5/29/14.

Accession Number: 20140529–5267.
Comments Due: 5 p.m. ET 6/19/14.

Docket Numbers: ER14–2064–000.
Applicants: ISO New England Inc.
Description: Northeast Utilities Service Company to be effective 7/30/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5031.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2065–000.
Applicants: Southwest Power Pool, Inc.
Description: 2889 ITC Great Plains and Mid-Kansas Electric Co. Novation to be effective 7/29/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5085.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2066–000.
Applicants: Public Service Company of New Mexico.
Description: Annual Update Filing of GFA to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5169.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2069–000.
Applicants: CED White River Solar 2, L.L.C.
Description: Filing of Certificate of Concurrence to be effective 5/30/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5214.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2070–000.
Applicants: Plains and Eastern Clean Line LLC, Plains and Eastern Clean Line Oklahoma LLC.
Description: Application for Authorization to Sell Transmission Service Rights at Negotiated Rates, Request for Approval of Capacity Allocation Process, Request for Waivers, and Request for Expedited Action of Plains and Eastern Clean Line LLC, et al.
Filed Date: 5/30/14.
Accession Number: 20140530–5221.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2071–000.
Applicants: NorthWestern Corporation.
Description: SA 717—Construction Agreement with Idaho Power Company to be effective 5/31/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5220.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2072–000.
Applicants: Midcontinent Independent System Operator, Inc.
Description: 2014–05–30_Index of Customers Filing to be effective 7/30/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5222.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2073–000.
Applicants: Panda-Brandywine, L.P.
Description: Market-Based Rate Tariff to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5229.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2074–000.
Applicants: Broken Bow Wind II, LLC.
Description: Broken Bow Wind II, LLC, Common Facilities Agreement to be effective 7/28/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5262.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2075–000.
Applicants: Eagle Point Power Generation LLC.
Description: Request for Waiver of Eagle Point Power Generation LLC under New Docket.
Filed Date: 5/30/14
Accession Number: 20140530–5278.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2076–000.
Applicants: Pacific Gas and Electric Company.
Description: Western IA May 2014 Biannual Filing to be effective 8/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5290.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2078–000.
Applicants: PJM Interconnection, L.L.C.
Description: First Revised Service Agreement No. 3202; Queue No. W3–077 to be effective 4/30/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5307.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2079–000.
Applicants: Pacific Gas and Electric Company.
Description: Western WDT May 2014 Biannual Filing to be effective 8/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5317.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2080–000.
Applicants: Louisiana Generating LLC.
Description: Louisiana Generating LLC submits tariff filing per 35.13(a)(2)(iii: Proposed Rate Schedule FERC No. 11 to be effective 8/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5329.
Comments Due: 5 p.m. ET 6/20/14.

The filings are accessible in the Commission's eLibrary system by clicking on the links or querying the docket number.

Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: *http://www.ferc.gov/docs-filing/efiling/filing-req.pdf.* For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Dated: May 30, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13274 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings #1

Take notice that the Commission received the following electric corporate filings:

Docket Numbers: EC14–96–000.
Applicants: Exelon Corporation, Pepco Holding Inc.
Description: Joint Application for Authorization of Disposition of Jurisdictional Assets and Merger of Exelon Corporation and Pepco Holdings, Inc.
Filed Date: 5/30/14.
Accession Number: 20140530–5361.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: EC14–97–000.
Applicants: Bayonne Energy Center, LLC, Hess Corporation, Hess Bayonne LLC, ArcLight Energy Partners Fund III, L.P., AL Bayonne Holdings, LLC.
Description: Application for Authorization Under Section 203 of the Federal Power Act and Request for Waivers, Request for Shortened Notice Period and Expedited Action, and Request for Confidential Treatment of Bayonne Energy Center, LLC, et. al.
Filed Date: 5/30/14.
Accession Number: 20140530–5464.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: EC14–98–000.
Applicants: Constellation Power Source Generation, L, Safe Harbor Water Power Corp., BIF II Safe Harbor Holdings LLC.
Description: Joint Application for Authorization Under Section 203 of the FPA of BIF II Safe Harbor Holdings LLC, et. al.
Filed Date: 5/30/14.

Accession Number: 20140530–5479.
Comments Due: 5 p.m. ET 6/20/14.

Take notice that the Commission received the following exempt wholesale generator filings:

Docket Numbers: EG14–59–000.
Applicants: Danskammer Energy, LLC.
Description: Notice of Self-Certification of Exempt Wholesale Generator Status of Danskammer Energy, LLC.
Filed Date: 6/2/14.
Accession Number: 20140602–5181.
Comments Due: 5 p.m. ET 6/23/14.

Take notice that the Commission received the following electric rate filings:

Docket Numbers: ER10–3310–004.
Applicants: New Harquahala Generating Company, LLC.
Description: Supplement to March 29, 2013 Triennial Market Power Report of New Harquahala Generating Company, LLC for Southwest Region.
Filed Date: 5/30/14.
Accession Number: 20140530–5346.
Comments Due: 5 p.m. ET 6/13/14.

Docket Numbers: ER14–822–002.
Applicants: PJM Interconnection, L.L.C.
Description: Compliance filing per 5/9/2014 Order in Docket No. ER14–822 to be effective 3/15/2014.
Filed Date: 6/2/14.
Accession Number: 20140602–5194.
Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–1324–000.
Applicants: Panoche Energy Center, LLC.
Description: Supplement to February 14, 2014 Panoche Energy Center, LLC tariff filing.
Filed Date: 5/20/14.
Accession Number: 20140520–5079.
Comments Due: 5 p.m. ET 6/9/14.

Docket Numbers: ER14–1668–000; ER14–1669–000; ER14–1670–000; ER14–1671–000; ER14–1672–000; ER14–1673–000; ER14–1674–000; ER14–1675–000; ER14–1676–000; ER14–1677–000; ER14–1678–000; ER14–1679–000.
Applicants: Community Wind North 1 LLC, Community Wind North 2 LLC, Community Wind North 5 LLC, Community Wind North 6 LLC, Community Wind North 15 LLC, Community Wind North 8 LLC, Community Wind North 3 LLC, Community Wind North 7 LLC, Community Wind North 9 LLC, Community Wind North 10 LLC, Community Wind North 11 LLC, Community Wind North 13 LLC.
Description: Supplement to April 7, 2014 Community Wind North 1 LLC, et. al. tariff filings.
Filed Date: 5/23/14.
Accession Number: 20140523–5199.
Comments Due: 5 p.m. ET 6/2/14.

Docket Numbers: ER14–2081–000.
Applicants: Southwest Power Pool, Inc.
Description: 1628R6 Western Farmers Electric Cooperative NITSA to be effective 5/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5339.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2082–000.
Applicants: NSTAR Electric Company.
Description: NRG Diesels Distribution Service Agreement—2nd Amendment to 1st Supplement to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5351.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2083–000.
Applicants: PJM Interconnection, L.L.C.
Description: Revisions to PJM OATT/OA—Merchant TO Schedules Revisions and Clean Up to be effective 8/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5356.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2084–000.
Applicants: Southwest Power Pool, Inc.
Description: 2892 Kansas City Power & Light Company Sponsored Upgrade Agreement to be effective 4/30/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5357.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2085–000.
Applicants: Entergy Services, Inc.
Description: Eight Annual filing implementing Service Schedule MSS–3 Rough Production Cost Equalization Bandwidth Calculation of Entergy Services, Inc.
Filed Date: 5/30/14.
Accession Number: 20140530–5359.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2086–000.
Applicants: Arizona Public Service Company.
Description: Rate Schedule No. 217—Ex B.FLG, Ex. B.KOF, Ex. A Revision 2 to be effective 7/30/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5360.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2087–000.
Applicants: Appalachian Power Company.
Description: Open Access Transmission Tariff to be effective 8/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5380.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2087–001.
Applicants: Appalachian Power Company.
Description: OATT—Revise Attachments K & L, TCC Rate Update to be effective 12/31/9998.
Filed Date: 6/2/14.
Accession Number: 20140602–5137.
Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–2088–000.
Applicants: PJM Interconnection, L.L.C.
Description: Queue Position Z1–050, Original Service Agreement No. 3836 to be effective 4/30/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5413.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2089–000.
Applicants: New England Power Pool Participants Committee.
Description: June 2014 Membership Filing to be effective 5/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5415.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2090–000.
Applicants: Florida Power & Light Company.
Description: FPL and Seminole Rate Schedule No. 327 to be effective 5/31/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5438.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2091–000.
Applicants: Florida Power & Light Company.
Description: FPL Revisions to Seminole FERC Rate Schedule No. 102 to be effective 5/31/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5439.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2092–000.
Applicants: PJM Interconnection, L.L.C.
Description: Revisions to the OATT and OA re Clean Up for eSuite (MT23) to be effective 8/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5450.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2093–000.
Applicants: Westar Energy, Inc.
Description: KEPCo Revision to Attachment A—Delivery Points (June 1, 2014) to be effective 6/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5454.
Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2094–000.
Applicants: Puget Sound Energy, Inc.
Description: Shell Oil Products to be effective 5/1/2014.
Filed Date: 5/30/14.
Accession Number: 20140530–5458.

Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2095–000.

Applicants: Puget Sound Energy, Inc.

Description: Air Liquide TX Agreements 692, 693, & 694 to be effective 5/1/2014.

Filed Date: 5/30/14.

Accession Number: 20140530–5459.

Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2096–000.

Applicants: Puget Sound Energy, Inc.

Description: Intel Corporation TX Agreements 687, 688 & 689 to be effective 5/1/2014.

Filed Date: 5/30/14.

Accession Number: 20140530–5460.

Comments Due: 5 p.m. ET 6/20/14.

Docket Numbers: ER14–2097–000.

Applicants: Southern California Edison Company.

Description: Notices of Cancellation for SGIA & DistribServAgmt with Lancaster Little Rock D to be effective 5/21/2014.

Filed Date: 6/2/14.

Accession Number: 20140602–5002.

Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–2098–000.

Applicants: PJM Interconnection, L.L.C.

Description: First Revised Service Agreement No. 3148; Queue No. X1–021 to be effective 5/8/2014.

Filed Date: 6/2/14.

Accession Number: 20140602–5081.

Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–2099–000.

Applicants: PJM Interconnection, L.L.C.

Description: Original Service Agreement No. 3839; Queue No. Y3–082 to be effective 5/6/2014.

Filed Date: 6/2/14.

Accession Number: 20140602–5086.

Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–2100–000.

Applicants: PJM Interconnection, L.L.C.

Description: First Revised Service Agreement No. 3482; Queue No. W3–080 to be effective 5/8/2014.

Filed Date: 6/2/14.

Accession Number: 20140602–5107.

Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–2101–000.

Applicants: Northern States Power Company, a Minneso.

Description: 2014–6–2 Fairfax I&I Amnd–477–0.1.0 to be effective 1/1/2013.

Filed Date: 6/2/14.

Accession Number: 20140602–5127.

Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–2102–000.

Applicants: Danskammer Energy, LLC.

Description: MBR Petition to be effective 6/2/2014.

Filed Date: 6/2/14.

Accession Number: 20140602–5180.

Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–2103–000.

Applicants: Arizona Public Service Company.

Description: Rate Schedule No. 254—Amendment 1, Southwest Valley 500kV Project to be effective 8/2/2014 under ER14–2103.

Filed Date: 6/2/14.

Accession Number: 20140602–5185.

Comments Due: 5 p.m. ET 6/23/14.

Docket Numbers: ER14–2104–000.

Applicants: Southwest Power Pool, Inc.

Description: 2028R8 Sunflower Electric Power Corporation NITSA NOA to be effective 5/1/2014.

Filed Date: 6/2/14.

Accession Number: 20140602–5189.

Comments Due: 5 p.m. ET 6/23/14.

Take notice that the Commission received the following electric reliability filings.

Docket Numbers: RD14–10–000.

Applicants: North American Electric Reliability Corp.

Description: Motion to Discontinue Compliance Obligation of the North American Electric Reliability Corporation in Response to Paragraph 629 of Order No. 693.

Filed Date: 5/30/14.

Accession Number: 20140530–5484.

Comments Due: 5 p.m. ET 6/19/14.

The filings are accessible in the Commission's eLibrary system by clicking on the links or querying the docket number.

Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: *http://www.ferc.gov/docs-filing/efiling/filing-req.pdf.* For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Dated: June 2, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13366 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings

Take notice that the Commission has received the following Natural Gas Pipeline Rate and Refund Report filings:

Filings Instituting Proceedings

Docket Numbers: CP14–232–000.

Applicants: Interstate Power & Light Company.

Description: Interstate Power & Light Company submits an application for a Limited Jurisdiction Blanket Certificate of Public Convenience and Necessity to engage in the Transportation of natural gas in interstate commerce etc.

Filed Date: 4/24/14.

Accession Number: 20140425–0031.

Comments Due: 5 p.m. e.t. 6/4/14.

Docket Numbers: RP14–1034–000.

Applicants: Gulf Crossing Pipeline Company LLC.

Description: Amendment to Neg Rate Agmt (Panda 624–2) to be effective 6/1/2014.

Filed Date: 6/2/14.

Accession Number: 20140602–5106.

Comments Due: 5 p.m. e.t. 6/16/14.

Docket Numbers: RP14–1035–000.

Applicants: Midcontinent Express Pipeline LLC.

Description: Removal of Expiring Agreements to be effective 8/1/2014.

Filed Date: 6/2/14.

Accession Number: 20140602–5165.

Comments Due: 5 p.m. e.t. 6/16/14.

Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

Filings in Existing Proceedings

Docket Numbers: RP01–382–024.

Applicants: Northern Natural Gas Company.

Description: Northern Natural Gas Company submits for filing its annual report setting forth the Carlton Resolution buyout, surcharge and penalty dollars reimbursed to the Carlton Sourcers on their May reservation invoices for the 2013–2014 heating season,

Filed Date: 6/2/14.

Accession Number: 20140602–5102.

Comments Due: 5 p.m. e.t. 6/16/14.

Any person desiring to protest in any of the above proceedings must file in

accordance with Rule 211 of the Commission's Regulations (18 CFR 385.211) on or before 5:00 p.m. Eastern time on the specified comment date.

The filings are accessible in the Commission's eLibrary system by clicking on the links or querying the docket number.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: *http://www.ferc.gov/docs-filing/efiling/filing-req.pdf.* For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Dated: June 3, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13368 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EL14–59–000]

Powerex Corp. v. California Independent System Operator Corporation; Notice of Complaint

Take notice that on May 30, 2014, pursuant to section 206 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure, 18 CFR 385.206, and section 206 of the Federal Power Act, 16 U.S.C. 824e, Powerex Corp. (Powerex or Complainant), filed a formal complaint against California Independent System Operator Corporation (CAISO or Respondent) requesting that the Commission issue an order finding that CAISO should not have imposed Imbalance Energy charges related to a power disruption on August 18, 2013 caused by the Spring Peak fire and to direct CAISO to treat other Uncontrollable Forces going forward as events that do not trigger the imposition of Imbalance Energy charges, as more fully explained in the complaint.

Powerex certifies that copies of the complaint were served on the contacts for CAISO as listed on the Commission's list of Corporate Officials.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. The Respondent's answer and all interventions, or protests must be filed on or before the comment date. The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the ''eFiling'' link at *http://www.ferc.gov.* Persons unable to file electronically should submit an original and 5 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

This filing is accessible on-line at *http://www.ferc.gov,* using the ''eLibrary'' link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an ''eSubscription'' link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email *FERCOnlineSupport@ferc.gov,* or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Comment Date: 5:00 p.m. Eastern Time on June 30, 2014.

Dated: June 2, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13275 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. TS14–2–000]

Municipal Energy Agency of Nebraska; Notice of Filing

Take notice that on June 6, 2014, pursuant to 18 CFR 35.28(e)(2) and 358.1(d) and Rules 101(e) and 207 of the Commission's Rules of Practice and Procedure, 18 CFR 385.101(e) and 385.207, Municipal Energy Agency of Nebraska (MEAN) filed a request to waive reciprocity-based standards of conduct and OASIS requirements that might otherwise apply to MEAN under Order Nos. 889 [1] and 717.[2] Mean seeks a waiver on the basis that it is a small utility.[3]

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the ''eFiling'' link at *http://www.ferc.gov.* Persons unable to file electronically should submit an original and 5 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

This filing is accessible on-line at *http://www.ferc.gov,* using the ''eLibrary'' link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an ''eSubscription'' link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email *FERCOnlineSupport@ferc.gov,* or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Comment Date: 5:00 p.m. Eastern Time on June 30, 2014.

[1] Open Access Same-Time Information System (formerly Real-Time Information Networks) and Standards of Conduct, Order No. 889, 61 FR 21,737 (May 10, 1996), FERC Stats. & Regs. ¶ 31,035 (1996), clarified, 76 FERC ¶ 61,009 (1996), modified, Order No. 889–A, 62 FR 12,484 (Mar. 14, 1997), FERC Stats. & Regs. ¶ 31,049 (1997), reh'g denied, Order No. 889–B, 62 FR 64,715 (Dec. 9, 1997), 81 FERC ¶ 61,253 (1997), aff'd in part and remanded in part sub nom. Transmission Access Policy Study Group v. FERC, 225 F.3d 667 (D.C. Cir. 2000), aff'd sub nom. *New York* v. *FERC,* 535 U.S. 1 (2002).

[2] Standards of Conduct for Transmission Providers, Order No. 717, 73 FR 63,796 (Oct. 27, 2008), FERC Stats. & Regs. ¶ 31,280 (2008), on reh'g, Order No. 717–A, 74 FR 54,463 (Oct. 22, 2009), FERC Stats. & Regs. ¶ 31,297 (2009), clarified, Order No. 717–B, 74 FR 60,153 (Nov. 20, 2009), 129 FERC ¶ 61,123 (2009), on reh'g, Order No. 717–C, 75 FR 20,909 (Apr. 22, 2010), 131 FERC ¶ 61,045 (2010), on reh'g and clarification, Order No. 717–D, 76 FR 20,838 (Apr. 14, 2011), 135 FERC ¶ 61,017 (2011).

[3] See Valley Elec. Ass'n, Inc., 143 FERC ¶ 61,235, P 8 (2013) (''Valley Electric'') (citing Wolverine Power Supply Coop., Inc., 127 FERC ¶ 61,159, P 15 (2009).

Dated: June 3, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13365 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. NJ14–25–000]

Oncor Electric Delivery Company LLC; Notice of Filing

Take notice that on May 29, 2014, Oncor Electric Delivery Company LLC submitted its tariff filing per 35.28(e): Oncor Tex-La Tariff Rate Changes, effective May 30, 2014.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the ''eFiling'' link at *http://www.ferc.gov.* Persons unable to file electronically should submit an original and 5 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

This filing is accessible on-line at *http://www.ferc.gov,* using the ''eLibrary'' link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an ''eSubscription'' link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email *FERCOnlineSupport@ferc.gov,* or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Comment Date: 5:00 p.m. Eastern Time on June 30, 2014.

Dated: June 3, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13362 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. OR14–32–000]

Tesoro High Plains Pipeline Company LLC; Notice of Petition for Declaratory Order

Take notice that on May 30, 2014, pursuant to Rule 207(a)(2) of the Commission's Rules of Practices and Procedure, 18 CFR 385.207(a)(2) (2014), Tesoro High Plains Pipeline Company LLC (THPP) filed a petition for a declaratory order requesting that THPP's tariff rates and terms proposed in a recently concluded Open Season for the Dunn Center Gathering System will be honored for the term of the Transportation Service Agreement entered into by each shipper. In addition, THPP seeks approval of the rate design it proposes to employ, including the initial rate, for uncommitted shippers, as more fully explained in the petition.

Any person desiring to intervene or to protest in this proceeding must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Anyone filing a motion to intervene or protest must serve a copy of that document on the Petitioner.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at *http://www.ferc.gov.* To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St. NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also available for review in the Commission's Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email *FERCOnlineSupport@ferc.gov.* or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Comment Date: 5:00 p.m. Eastern time on June 30, 2014.

Dated: June 3, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13363 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EL14–52–000]

ISO New England Inc., New England Power Pool; Notice of Institution of Section 206 Proceeding and Refund Effective Date

On May 30, 2014, the Commission issued an order in Docket No. EL14–52–000, pursuant to section 206 of the Federal Power Act (FPA), 16 U.S.C. 824e (2012), instituting an investigation into the justness and reasonableness of ISO New England Inc.'s (ISO–NE) Transmission, Markets, and Services Tariff, and establishing the just and reasonable rate. *ISO New England Inc., et al.* 147 FERC ¶ 61,172 (2014).

The refund effective date in Docket No. EL14–52–000, established pursuant to section 206(b) of the FPA, will be the date of publication of this notice in the **Federal Register**.

Dated: June 3, 2014.

Nathaniel J. Davis, Sr.,

Deputy Secretary.

[FR Doc. 2014–13369 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP14–492–000]

Equitrans, L.P.; Notice of Request Under Blanket Authorization

Take notice that on May 23, 2014, Equitrans, L.P. (Equitrans), 625 Liberty Avenue, Suite 1700, Pittsburgh, Pennsylvania 15222, filed in the above Docket, a prior notice request pursuant to sections 157.205, 157.208 and 157.210 of the Commission's regulations under the Natural Gas Act (NGA) for authorization to uprate approximately 74 miles of existing pipeline in West Virginia and Pennsylvania, and to install additional compression at the existing Blacksville Compressor Station to add approximately 100 million cubic feet per day (MMcf/d) of new capacity on its Mainline System under authorization issued to Equitrans in Docket No. CP96–532–000, all as more fully set forth in the application which is on file with the Commission and open to public inspection. The filing may also be viewed on the web at *http://www.ferc.gov* using the ''eLibrary'' link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, please contact FERC Online Support at *FERCOnlineSupport@ferc.gov* or toll free at (866) 208–3676, or TTY, contact (202) 502–8659.

Any questions concerning this application may be directed to Paul W. Diehl, Senior Counsel, Midstream EQT Corporation, 625 Liberty Avenue, Suite 1700, Pittsburgh, PA 15222, at (412) 395–5540.

Specifically, Equitrans proposes to increase the maximum allowable operating pressure (MAOP) of several of its pipeline segments, from 605 psig to 655 psig and add 9,470 horsepower of compression at its Blacksville Compressor Station in Monongalia County, West Virginia. The estimated cost of the project is $26,579,260.

Pursuant to section 157.9 of the Commission's rules, 18 CFR 157.9, within 90 days of this Notice the Commission staff will either: Complete its environmental assessment (EA) and place it into the Commission's public record (eLibrary) for this proceeding; or issue a Notice of Schedule for Environmental Review. If a Notice of Schedule for Environmental Review is issued, it will indicate, among other milestones, the anticipated date for the Commission staff's issuance of the final environmental impact statement (FEIS) or EA for this proposal. The filing of the EA in the Commission's public record for this proceeding or the issuance of a Notice of Schedule for Environmental Review will serve to notify federal and state agencies of the timing for the completion of all necessary reviews, and the subsequent need to complete all federal authorizations within 90 days of the date of issuance of the Commission staff's FEIS or EA.

Any person may, within 60 days after the issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention. Any person filing to intervene or the Commission's staff may, pursuant to section 157.205 of the Commission's Regulations under the Natural Gas Act (NGA) (18 CFR 157.205) file a protest to the request. If no protest is filed within the time allowed therefore, the proposed activity shall be deemed to be authorized effective the day after the time allowed for protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to section 7 of the NGA.

The Commission strongly encourages electronic filings of comments, protests, and interventions via the internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (*www.ferc.gov*) under the ''e-Filing'' link.

Dated: May 30, 2014.

Kimberly D. Bose,

Secretary.

[FR Doc. 2014–13349 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP14–494–000]

National Fuel Gas Supply Corporation; Notice of Request Under Blanket Authorization

Take notice that on May 30, 2014, National Fuel Gas Supply Corporation (National Fuel), 6363 Main Street, Williamsville, New York 14221, filed in Docket No. CP14–494–000, a prior notice request pursuant to sections 157.205, 157.208 and 157.216 of the Commission's Regulations under the Natural Gas Act (NGA). National Fuel seeks authorization to (1) construct and operate approximately 350 feet of 6-inch diameter pipeline, (2) abandon, in place, approximately 3,430 feet of 12-inch diameter pipeline, (3) remove approximately 420 feet of 4-inch diameter bare steel pipeline, and (4) install various auxiliary facilities in connection with the pipeline abandonment, all located in National Fuel's existing Summit Storage field in Erie County, Pennsylvania, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The filing may also be viewed on the Web at *http://www.ferc.gov* using the ''eLibrary'' link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, please contact FERC Online Support at *FERCOnlineSupport@ferc.gov* or toll free at (866) 208–3676, or TTY, contact (202) 502–8659.

Any questions concerning this application may be directed to Kenneth E. Webster, Attorney, National Fuel Gas Supply Corporation, 6363 Main Street, Williamsville, NY 14221 or by calling (716) 857–7067, fax (716) 857–7206 or at *websterk@natfuel.com*.

Any person or the Commission's staff may, within 60 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the regulations under the NGA (18 CFR 157.205), a protest to the request. If no protest is filed within the time allowed therefore, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the allowed time for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the NGA.

Pursuant to section 157.9 of the Commission's rules (18 CFR 157.9), within 90 days of this Notice, the Commission staff will either: Complete its environmental assessment (EA) and place it into the Commission's public record (eLibrary) for this proceeding; or issue a Notice of Schedule for Environmental Review. If a Notice of Schedule for Environmental Review is issued, it will indicate, among other milestones, the anticipated date for the Commission staff's issuance of the EA for this proposal. The filing of the EA in the Commission's public record for this proceeding or the issuance of a Notice of Schedule for Environmental Review will serve to notify federal and state agencies of the timing for the completion of all necessary reviews, and the subsequent need to complete all

federal authorizations within 90 days of the date of issuance of the Commission staff's EA.

Persons who wish to comment only on the environmental review of this project should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commenter's will be placed on the Commission's environmental mailing list, will receive copies of the environmental documents, and will be notified of meetings associated with the Commission's environmental review process. Environmental commenters will not be required to serve copies of filed documents on all other parties. However, the non-party commentary, will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

The Commission strongly encourages electronic filings of comments, protests and interventions in lieu of paper using the ''eFiling'' link at *http://www.ferc.gov*. Persons unable to file electronically should submit an original and 5 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

Dated: June 3, 2014.

Kimberly D. Bose,

Secretary.

[FR Doc. 2014–13350 Filed 6–6–14; 8:45 am]

BILLING CODE 6717–01–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OPPT–2014–0381; FRL–9910–70]

Certain New Chemicals; Receipt and Status Information

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA is required under the Toxic Substances Control Act (TSCA) to publish in the **Federal Register** a notice of receipt of a premanufacture notice (PMN); an application for a test marketing exemption (TME), both pending and/or expired; and a periodic status report on any new chemicals under EPA review and the receipt of notices of commencement (NOC) to manufacture those chemicals. This document covers the period from April 18, 2013 to May 22, 2013.

DATES: Comments identified by the specific PMN number or TME number, must be received on or before July 9, 2014.

ADDRESSES: Submit your comments, identified by docket identification (ID) number EPA–HQ–OPPT–2014–0381, and the specific PMN number or TME number for the chemical related to your comment, by one of the following methods:

- *Federal eRulemaking Portal: http://www.regulations.gov.* Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.
- *Mail:* Document Control Office (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460–0001.
- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at *http://www.epa.gov/dockets/contacts.html.*

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at *http://www.epa.gov/dockets.*

FOR FURTHER INFORMATION CONTACT:

For technical information contact: Bernice Mudd, Information Management Division (7407M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460–0001; telephone number: (202) 564–8951; email address: *mudd.bernice@epa.gov.*

For general information contact: The TSCA-Hotline, ABVI-Goodwill, 422 South Clinton Ave., Rochester, NY 14620; telephone number: (202) 554–1404; email address: *TSCA-Hotline@epa.gov.*

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this action apply to me?

This action is directed to the public in general. As such, the Agency has not attempted to describe the specific entities that this action may apply to. Although others may be affected, this action applies directly to the submitter of the PMNs addressed in this action.

B. What should I consider as I prepare my comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through regulations.gov or email. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD–ROM that you mail to EPA, mark the outside of the disk or CD–ROM as CBI and then identify electronically within the disk or CD–ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:

i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).

ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.

iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.

iv. Describe any assumptions and provide any technical information and/or data that you used.

v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.

vi. Provide specific examples to illustrate your concerns and suggest alternatives.

vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

viii. Make sure to submit your comments by the comment period deadline identified.

II. What action is the Agency taking?

This document provides receipt and status reports, which cover the period from April 18, 2013 to May 22, 2013, and consists of the PMNs and TMEs both pending and/or expired, and the NOCs to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

III. What is the Agency's authority for taking this action?

Section 5 of TSCA requires that EPA periodical publish in the **Federal Register** receipt and status reports, which cover the following EPA activities required by provisions of TSCA section 5.

EPA classifies a chemical substance as either an ''existing'' chemical or a

''new'' chemical. Any chemical substance that is not on EPA's TSCA Inventory is classified as a ''new chemical,'' while those that are on the TSCA Inventory are classified as an ''existing chemical.'' For more information about the TSCA Inventory go to: *http://www.epa.gov/opptintr/newchems/pubs/inventory.htm.* Anyone who plans to manufacture or import a new chemical substance for a non-exempt commercial purpose is required by TSCA section 5 to provide EPA with a PMN, before initiating the activity. Section 5(h)(1) of TSCA authorizes EPA to allow persons, upon application, to manufacture (includes import) or process a new chemical substance, or a chemical substance subject to a significant new use rule (SNUR) issued under TSCA section 5(a), for ''test marketing'' purposes, which is referred to as a test marketing exemption, or TME. For more information about the requirements applicable to a new chemical go to: *http://www.epa.gov/oppt/newchems.*

Under TSCA sections 5(d)(2) and 5(d)(3), EPA is required to publish in the **Federal Register** a notice of receipt of a PMN or an application for a TME and to publish in the **Federal Register** periodic status reports on the new chemicals under review and the receipt of NOCs to manufacture those chemicals.

IV. Receipt and Status Reports

In Table I. of this unit, EPA provides the following information (to the extent that such information is not claimed as CBI) on the PMNs received by EPA during this period: The EPA case number assigned to the PMN, the date the PMN was received by EPA, the projected end date for EPA's review of the PMN, the submitting manufacturer/importer, the potential uses identified by the manufacturer/importer in the PMN, and the chemical identity.

TABLE I— 71 PMNS RECEIVED FROM 4/18/13 TO 5/22/13

Case No.	Received date	Projected notice end date	Manufacturer/ importer	Use	Chemical
P–13–0396	04/19/2013	07/18/2013	CBI	(S) Crosslinker In Matte Powder Coatings.	(G) Hydroxyalkylamide.
P–13–0397	04/22/2013	07/21/2013	CBI	(G) Surfactant For Floor Polish And Coatings.	(G) Alkylpolycarboxylic Acid, Derivative, Tris(Substitutedalkoxy) Alkyl Ester, Salt.
P–13–0398	04/22/2013	07/21/2013	CBI	(G) Cleaning Solvent	(G) Alkenyl Amide.
P–13–0399	04/23/2013	07/22/2013	CBI	(G) Tackifier In Manufacture Of Adhesives.	(G) Rosin, Polymer With Glycerol, Pentaerythritol, Dicarboxylic Acid And Ethylene Oxide Polymer.
P–13–0400	04/23/2013	07/22/2013	CBI	(G) Tackifier In Manufacture Of Adhesives.	(G) Rosin, Polymer With Glycerol, Dicarboxylic Acid And Ethylene Oxide Polymer.
P–13–0401	04/23/2013	07/22/2013	CBI	(G) Tackifier In Manufacture Of Adhesives.	(G) Rosin, Polymer With Pentaerythritol, Dicarboxylic Acid And Ethylene Oxide Polymer.
P–13–0402	04/23/2013	07/22/2013	CBI	(G) Tackifier In Manufacture Of Adhesives.	(G) Rosin, Polymer With Glycerol, Pentaerythritol, Carboxylic Acid And Ethylene Oxide Polymer.
P–13–0403	04/23/2013	07/22/2013	CBI	(G) Tackifier In Manufacture Of Adhesives.	(G) Rosin, Polymer With Glycerol, Carboxylic Acid And Ethylene Oxide Polymer.
P–13–0404	04/23/2013	07/22/2013	CBI	(G) Tackifier In Manufacture Of Adhesives.	(G) Rosin, Polymer With Pentaerythritol, Carboxylic Acid And Ethylene Oxide Polymer.
P–13–0405	04/23/2013	07/22/2013	CBI	(S) Themoplastic Polyurethane For Contains/Mouldings.	(S) Carbonic Acid, Dimethyl Ester, Polymer With 1,4-Diisocyanatobenzene, 1,6-Hexanediol And 2,2′-[1,4-Phenylenebis(Oxy)]Bis] Ethanol].*
P–13–0406	04/24/2013	07/23/2013	Mane, USA	(S) Fragrance Ingredient; Fragrance Ingredient; Fragrance Material.	(G) Ambramone.
P–13–0407	04/24/2013	07/23/2013	CBI	(S) Fluorescent Brightener For Use In Cellulosic Paper Applications.	(G) Triazinylaminostilbene.
P–13–0408	04/24/2013	07/23/2013	CBI	(G) Specialty Additive	(G) Salt Of A Substituted Alkanoic Acid.
P–13–0409	04/25/2013	07/24/2013	CBI	(S) Lubricating Surfactant	(G) Ammonium Soap.
P–13–0410	04/25/2013	07/24/2013	CBI	(G) Formulating Compound For Introducing A Performance Stabilizer.	(G) Sodium Disubstituted Alaninamide Sulfonate.

TABLE I— 71 PMNS RECEIVED FROM 4/18/13 TO 5/22/13—Continued

Case No.	Received date	Projected notice end date	Manufacturer/ importer	Use	Chemical
P–13–0411	04/26/2013	07/25/2013	International Specialty Products.	(S) Kinetic Hydrate Inhibitor	(S) 1-Propanesulfonic Acid, 2-Methyl-2-[(1-Oxo-2-Propen-1-Yl)Amino]-, Sodium Salt (1:1), Polymer With 1-Ethenyl hexahydro-2*h*-Azepin-2-One And 1-Ethenyl-2-Pyrrolidinone.*
P–13–0412	04/26/2013	07/25/2013	CBI	(G) Metalworking Fluid Additive	(G) Poly(Oxy-1,2-Ethanediyl), Alpha,Alpha′,Alpha″-1,2,3-Propanetriyltris[Omega-Hydroxy-, Hydroxyalkyl Ether.
P–13–0413	04/26/2013	07/25/2013	CBI	(S) Polymeric Binder For Coatings For Floors.	(G) Polyester Polyurethane.
P–13–0414	04/26/2013	07/25/2013	CBI	(G) Polymeric Membrane	(G) Aromatic Acid, Polymer With Amine.
P–13–0416	04/26/2013	07/25/2013	CBI	(G) Coating For Plastics	(G) Linearic Aliphatic Polycarbonate Polyester, Neutralized.
P–13–0417	04/26/2013	07/25/2013	CBI	(G) Coating For Plastics	(G) Linearic Aliphatic Polycarbonate Polyester.
P–13–0415	04/29/2013	07/28/2013	Henkel Corporation	(S) Component In Cyanoacrylate And Epxy Adhesiv Formulation.	(S) Pyridine, 2,2′Dithiobis.*
P–13–0418	04/30/2013	07/29/2013	CBI	(G) Polymer Modifier	(G) Alkanediol, Polymer With Polyethylene Glycol And Alkylene Bis (Substituted Carbomonocycle).
P–13–0419	04/30/2013	07/29/2013	Colonial Chemical, Inc.	(S) Glass Cleaners; Hard Surface Cleaner.	(G) Dialkyl Phosphate Ester.
P–13–0420	04/30/2013	07/29/2013	CBI	(G) Dispersant For Ink Formulations.	(G) 2-Propenoic Acid, Homopolymer, Reaction Products With Arylamine And Polyethylene-Polypropylene Glycol Aminoalkanol Ether, Compounds With Aminoalkanol.
P–13–0421	04/30/2013	07/29/2013	International Flavors & Fragrances Inc.	(S) Fragrance Ingredient For Use In Fragrances For Soaps, Detergent, Cleaners And Other Household Products.	(S) 4,7-Methano-1*h*-Indene-5-Acetaldehyde, Octahyro-*, (S) 4,7-Methano-1h-Indene-5-Carboxaldehyde, Octahyro-*-6-Methyl-.*
P–13–0422	04/30/2013	07/29/2013	CBI	(G) Industrial Feedstock Chemical. See Attachment 004 For More Detailed Use Information.	(G) Algal Biomass From A Fermentation.
P–13–0423	05/01/2013	07/30/2013	Colonial Chemical, Inc.	(S) Intermediate For Surfactant Production.	(S) Quaternary Ammonium Compounds, C_{14-18}-Alkyl(3-Chloro-2-Hydroxypropyl)Dimethyl, Chlorides.*
P–13–0424	05/01/2013	07/30/2013	3M Company	(S) Heat Transfer fluid; Electronics Testing.	(G) Hydrofluoroether.
P–13–0425	05/02/2013	07/31/2013	CBI	(G) Raw Material For Industry	(G) Hydroxy Phenyl Fatty Acids.
P–13–0426	05/02/2013	07/31/2013	CBI	(G) Raw Material For Industry	(G) Hydroxy Phenyl Fatty Acids.
P–13–0427	05/02/2013	07/31/2013	CBI	(G) Raw Material For Industry	(G) Hydroxy Phenyl Fatty Acids.
P–13–0428	05/02/2013	07/31/2013	RR Consulting Services, Inc.	(G) 1. Oil And Gas Production; 2. Industrial Water Treatment.	(G) Aminophosphonate Salt.
P–13–0429	05/03/2013	08/01/2013	Scott Bader, Inc	(G) This Polymer Is Intended To Be Used As A Thickener For Carpet Backing Applications/.	(G) Acrylic Copolymer Emulsion.
P–13–0430	05/06/2013	08/04/2013	CBI	(S) Intermediate Feedstock For Lubricant Base Oil Production. Industrial Use In Transport To Other Base Oil Manufacturing Facilities Controlled By Amyris.	(G) Petroleum Substitute Base.
P–13–0431	05/06/2013	08/04/2013	CBI	(G) Laundry Detergent And Manual Dishwashing Liquid Additive.	(G) 2-Propenoic Acid, 2-Methyl-, Polymers With Alkyl Acrylates And Polyethylene Glycol Methacrylate Alkyl Ethers.

TABLE I— 71 PMNS RECEIVED FROM 4/18/13 TO 5/22/13—Continued

Case No.	Received date	Projected notice end date	Manufacturer/ importer	Use	Chemical
P–13–0432	05/06/2013	08/04/2013	CBI	(G) Laundry Detergent And Manual Dishwashing Liquid Additive.	(G) 2-Propenoic Acid, 2-Methyl-, Polymers With Alkyl Acrylates And Polyethylene Glycol Methacrylate Alkyl Ethers.
P–13–0433	05/06/2013	08/04/2013	CBI	(G) Crude Oil Additive	(G) Alpha-Olefins, Polymers With Maleic Anhydride, Alkyl Esters.
P–13–0434	05/07/2013	08/05/2013	Dorf Ketal Chemicals LLC.	(G) Catalyst For Esterification	(G) Hydroxyacid Titanium Chelate Salt.
P–13–0435	05/07/2013	08/05/2013	Firmenich Incorporated.	(S) Fragrance Material	(S) Olive Leaf Oils.*
P–13–0436	05/07/2013	08/05/2013	The John D. Walsh Company, Inc.	(S) Fragrance Ingredient For Laundry Applications; Fragrance Ingredient For Household Applications; Fragrance Ingredient For Personal Care.	(G) Cyclohexaneacetic Carboxylic Acid Ester.
P–13–0437	05/07/2013	08/05/2013	Henkel Corporation	(S) Isolated Site Limited Intermediate.	(S) 2-Propenoic Acid, Butyl Ester, Polymer With Ethyl 2-Propenoate And 2-Methoxyethyl 2-Propenoate.*
P–13–0438	05/08/2013	08/06/2013	DIC International (USA) LLC.	(G) Additive For Coatings	(G) Fluorinated Copolymer.
P–13–0439	05/08/2013	08/06/2013	CBI	(S) Ultraviolet Light Stabilizer For Plastics.	(G) Fatty Acid Piperidinyl Esters.
P–13–0440	05/08/2013	08/06/2013	Interplastic Corporation.	(S) Thermoset Polymer For Floor Coating; Floor Coating, Coatings And Grouts; Composite Manufacturing.	(S) 2-Butenedioic Acid, 1-[2,2-Bis[(2-Propen-1-Yloxy)Methyl]Butyl] Ester, Ester With 3,3′-[(1-MethylethylideBis(4,1-Phenyleneoxy)]Bis[1,2-Propanediol] 2-Methyl-2-Propenoate,* (S) Phenol, Polymer With Formaldehyde, Glycidyl Ether, 2,2-Bis[(2-Propen-1-Yloxy)Methyl]Butyl 2-Butenedioate Methacrylate.*
P–13–0441	05/08/2013	08/06/2013	H.B. Fuller Company.	(G) Industrial Adhesive	(G) 1,3-Benzenedicarboxylic Acid, Polymer With Butyl 2-Methyl-2-Propenoate, Hexandioic Acid, 1,6-Hexanediol, Substituted Poly[Oxy(Methyl-1,2-Ethanediyl)], 2-Hdyroxyethyl 2-Methyl-2-Propenoate, 1,1′-Methylenebis[4-Isocyanatobenzene], Methyl 2-Methyl-2-Propenoate, 2-Methyl-2-Propenoic Acid And 2-Oxepanone.
P–13–0442	05/08/2013	08/06/2013	H.B. Fuller Company.	(G) Industrial Adhesive	(G) Hexanedioic Acid, Polymer With Butyl 2-Methyl-2-Propenoate, 1,6-Hexanediol, -Alpha-Hydro-Omega-Hydroxypoly[Oxy(Methyl-1,2-Ethanediyl)], 2-Hydroxyethyl 2-Methyl-2-Propenoate, 1,3-Isobenzofurandione, 1,1′-Methylenebis[4-Isocyanatobenzene], Methyl 2-Methyl-2-Propenoate, 2-Methyloxirane, 2-Methyl-2-Propenoic Acid, 2-Oxepanone, 2,2′-Oxybis[Ethanol] And Poly(Oxy-Alkanediyl) Glyceryl Ether.

TABLE I— 71 PMNS RECEIVED FROM 4/18/13 TO 5/22/13—Continued

Case No.	Received date	Projected notice end date	Manufacturer/ importer	Use	Chemical
P–13–0443	05/08/2013	08/06/2013	H.B. Fuller Company.	(G) Industrial Adhesive	(G) Polymer With Butyl 2-Methyl-2-Propenoate, Hexanedioic Acid, 1,6-Hexanediol, Alpha-Hydro-Omega-Hydroxypoly[Oxy(Methyl-1,2-Ethanediyl)], 2-Hydroxyethyl 2-Methyl-2-Propenoate, 1,1′-Methylenebis[4-Isocyanatobenzene], Methyl 2-Methyl-2-Propenoate, 2-Methyl-2-Propenoic Acid And 2-Oxepanone.
P–13–0444	05/08/2013	08/06/2013	H.B. Fuller Company.	(G) Industrial Adhesive	(G) 1,3-Benzenedicarboxylic Acid, Polymer With Butyl 2-Methyl-2-Propenoate, Alkane Acid, Hexandioic Acid, 1,6-Hexanediol, Substituted Poly[Oxy(Methyl-1,2-Ethanediyl)], 2-Hdyroxyethyl 2-Methyl-2-Propenoate, 1,1′-Methylenebis[4-Isocyanatobenzene], Methyl 2-Methyl-2-Propenoate, 2-Methyl-2-Propenoic Acid And 2-Oxepanone.
P–13–0445	05/08/2013	08/06/2013	H.B. Fuller Company.	(G) Industrial Adhesive	(G) 1,3-Benzenedicarboxylic Acid, Polymer With Butyl 2-Methyl-2-Propenoate, Alkane Acid, Hexandioic Acid, 1,6-Hexanediol, Substituted Poly[Oxy(Methyl-1,2-Ethanediyl)], 2-Hdyroxyethyl 2-Methyl-2-Propenoate, 1,1′-Methylenebis[Isocyan atobenzene], Methyl 2-Methyl-2-Propenoate, 2-Methyl-2-Propenoic Acid And 2-Oxepanone.
P–13–0446	05/09/2013	08/07/2013	CBI	(G) An Inert Ingredient In Pesticide Formulations.	(G) Poly(Oxyalkanediyl), [[Alkylimino]Dialkane diyl]Bis[Omega-Hydroxy]-.
P–13–0447	05/09/2013	08/07/2013	CBI	(S) Polyurethane Catalyst	(G) Carboxylic Anhydride, Polymer With -Hydro-Hydroxypoly(Oxy-1,2-Ethanediyl), compound With *N,N*-Bis[3-(Dimethylamino)Propyl]Urea.
P–13–0448	05/09/2013	08/07/2013	CBI	(S) Pigment Paste Grinding Vehicle For Ultraviolet Curable Printing Inks.	(G) Propoxylated Glycerol Aliphatic Diacid Acrylated Polymer, Polymer With Aliphatic Diamine.
P–13–0449	05/10/2013	08/08/2013	CBI	(G) Acrylic Emulsion For Concrete Coatings.	(G) Alkyl Methacrylate Polymer With Akyl Acrylate and Alkyl Methacrylate.
P–13–0450	05/10/2013	08/08/2013	CBI	(G) Acrylic Emulsion For Concrete Coatings.	(G) Carboxylic Methacrylate Polymer With Akyl Acrylate, Alkyl Methacrylate and Alkyl Methacrylate.
P–13–0451	05/10/2013	08/08/2013	CBI	(G) Acrylic Emulsion For Concrete Coatings..	(G) Carboxylic Methacrylate Polymer With Akyl Acrylate, Alkyl Methacrylate and Alkyl Methacrylate.
P–13–0452	05/10/2013	08/08/2013	Dow Chemical Company.	(G) Chemical Intermediate For Polyurethane Polymer.	(G) Polyalkylene Glycol, Alpha Isocyanate, Omega Silane.
P–13–0453	05/13/2013	08/11/2013	Henkel Corporation	(G) Phenolic Resin For Coatings	(G) Phenolic Resin.
P–13–0454	05/13/2013	08/11/2013	Henkel Corporation	(S) Epoxy Resin For Electronic Devices.	(S) 4,7-Methano-1h-Indene-2,6-Dicarboxylic Acid, 3a,4,7,7a-Tetrahydro-, 2,6-Bis(2-Oxiranylmethyl) Ester.*

TABLE I— 71 PMNS RECEIVED FROM 4/18/13 TO 5/22/13—Continued

Case No.	Received date	Projected notice end date	Manufacturer/ importer	Use	Chemical
P–13–0455	05/15/2013	08/13/2013	Henkel Corporation	(G) Used As a conductive adhesive in the Electronics Industry.	(S) Poly(Oxy-1,2-Ethanediyl), Alpha,Alpha′-[(1-Methylethylidene)Di-4,1-Phenylene]Bis[Omega-[[6-(2,5-Dihydro-2,5-Dioxo-1h-Pyrrol-1-Yl)-1-Oxohexyl]Oxy]-.*
P–13–0456	05/17/2013	08/15/2013	The John D. Walsh Company, Inc.	(S) Fragrance Ingredient For Laundry Applications; Fragrance Ingredient For Household Applications; Fragrance Ingredient For Personal Care.	(G) Cyclohexane Carboxylic Acid Ester.
P–13–0457	05/17/2013	08/15/2013	The John D. Walsh Company, Inc.	(S) Fragrance Ingredient For Laundry Applications; Fragrance Ingredient For Household Applications; Fragrance Ingredient For Personal Care.	(G) Cyclopentane Carboxylic Acid Ester.
P–13–0458	05/17/2013	08/15/2013	Al Chem & Cy Us Acquico, Inc.	(G) Coating Resin	(G) Substituted Carbopolycycle, Polymer With Substituted Carbomonocycle, Alkanoic Acid Ester And Tetrasubstituted Alkane-Blocked.
P–13–0459	05/17/2013	08/15/2013	CBI	(S) A Polymerizable Component In Novel Adhesive/Sealant Formulations.	(G) Silyl Modified Polymer.
P–13–0460	05/17/2013	08/15/2013	CBI	(G) Coating	(G) Hexamethylene Diisocyanate Homopolymer, Polyethylene Glycol Mono-Me Ether-Blocked, Reaction Products With Alkanol.
P–13–0461	05/17/2013	08/15/2013	CBI	(S) General Industrial Coating On Metal Substrates.	(S) Neononanoic Acid, Ethenyl Ester, Polymer With 1-Decene, Ethenylbenzene, 2-Hydroxyethyl 2-Methyl-2-Propenoate And Methyl 2-Methyl-2-Propenoate.*
P–13–0462	05/20/2013	08/18/2013	Al Chem & Cy Us Acquico, Inc.	(G) Coating Resin	(G) Substituted Alkanoic Acid Ester, Polymer With Substituted Alkenoate, Alkenoate, Alkyl Substituted Peroxoate-Initiated.
P–13–0463	05/21/2013	08/19/2013	CBI	(G) Intermediate	(G) Substituted Polysiloxane.
P–13–0464	05/21/2013	08/19/2013	CBI	(G) Intermediate	(G) Substituted Polysiloxane.
P–13–0465	05/21/2013	08/19/2013	CBI	(G) Ultraviolet Stabilizer	(G) Substituted Benzotriazole.
P–13–0466	05/22/2013	08/20/2013	CBI	(G) Curing Agent For Thermoset Resins.	(G) Substituted Polysiloxane.

In Table II. of this unit, EPA provides the following information (to the extent that such information is not claimed as CBI) on the TMEs received by EPA during this period: The EPA case number assigned to the TME, the date the TME was received by EPA, the projected end date for EPA's review of the TME, the submitting manufacturer/ importer, the potential uses identified by the manufacturer/importer in the TME, and the chemical identity.

TABLE II—17 TMES RECEIVED FROM 4/18/13 TO 5/22/13

Case No.	Received date	Projected notice end date	Manufacturer /importer	Use	Chemical
T–13–0010	05/06/2013	06/20/2013	CBI	(G) Crude Oil Additive	(G) Alpha-Olefins, Polymers With Maleic Anhydride, Alkyl Esters.
T–13–0053	08/14/2013	09/28/2013	CBI	(G) Component In Drilling Fluids; Component In Resin Coatings.	(G) Amine Capped Fatty Acid Dimer Polyamide.
T–13–0054	08/07/2013	09/21/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Oleylalkyl Alkylamide Acid Salt.
T–13–0055	08/07/2013	09/21/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Oleylalkyl Alkylamide Acid Salt.

TABLE II—17 TMES RECEIVED FROM 4/18/13 TO 5/22/13—Continued

Case No.	Received date	Projected notice end date	Manufacturer /importer	Use	Chemical
T–13–0056	08/07/2013	09/21/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Oleylalkyl Alkylamide Acid Salt.
T–13–0057	08/07/2013	09/21/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Oleylalkyl Alkylamide Acid Salt.
T–13–0058	08/07/2013	09/21/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Oleylalkyl Alkylamide Acid Salt.
T–13–0059	08/07/2013	09/21/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Oleylalkyl Alkylamide Acid Salt.
T–13–0060	08/12/2013	09/26/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Cocoalkyl Alkylamide Acid Salt.
T–13–0061	08/12/2013	09/26/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Cocoalkyl Alkylamide Acid Salt.
T–13–0062	08/12/2013	09/26/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Cocoalkyl Alkylamide Acid Salt.
T–13–0063	08/12/2013	09/26/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Cocoalkyl Alkylamide Acid Salt.
T–13–0064	08/12/2013	09/26/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Cocoalkyl Alkylamide Acid Salt.
T–13–0065	08/12/2013	09/26/2013	CBI	(G) Inhibitor For Oil Field Applications.	(G) Cycloalkylamino Cocoalkyl Alkylamide Acid Salt.
T–13–0091	08/22/2013	10/06/2013	Shrieve Chemical Products.	(G) Shale/Clay Inhibitor For Oilfield Industry Drilling And Fracturing Onshore Applications Not In OCS Waters.	(G) Benzyl Quats.
T–14–0002	01/10/2014	02/24/2014	CBI	(G) Highly Dispersive Use	(G) Modified Essential Oil.
T–14–0003	03/07/2014	04/21/2014	CBI	(G) Foam Suppressant	(G) Substituted Acid, Electrophilic Aromatic Substitution Products.

In Table III. of this unit, EPA provides the following information (to the extent that such information is not claimed as CBI) on the NOCs received by EPA during this period: The EPA case number assigned to the NOC, the date the NOC was received by EPA, the projected end date for EPA's review of the NOC, and chemical identity.

TABLE III—129 NOCS RECEIVED FROM 4/18/13 TO 5/22/13

Case No.	Received date	Commencement notice end date	Chemical
J–13–0005	04/20/13	04/19/2013	(G) Saccharomyces Cerevisiae Modified.
J–13–0007	07/25/2013	07/24/2013	(S) Saccharomyces Cerevisiae RN1016 Containing The Piromyces Sp. E2 Xyla Gene.
P–03–0101	07/31/2013	07/19/2013	(G) Alphatic Ester.
P–03–0102	07/31/2013	07/19/2013	(G) Alphatic Ester.
P–03–0852	07/31/2013	07/19/2013	(G) Fatty Acid Dimer, Polymer.
P–03–0853	07/31/2013	07/19/2013	(G) Fatty Acid Dimer, Polymer.
P–04–0718	06/04/2013	05/28/2013	(S) Benzene, Methyl-, Reaction Products With Sulfur Chloride (S2cl2), Hexafluorophosphates(1-).*
P–06–0458	06/05/2013	05/22/2013	(G) Magnesium Salt Of Fatty Acid.
P–07–0618	06/20/2013	06/05/2013	(G) Alkyl Acid Fluoride.
P–08–0207	07/03/2013	06/04/2013	(G) Substituted Styrene Copolymer.
P–08–0512	05/02/13	04/30/2013	(G) Alcohol Propoxylate.
P–08–0513	05/07/13	04/30/2013	(G) Alcohol Propoxylate Sulfate Salt.
P–08–0621	07/12/2013	06/22/2013	(G) Acrylate Copolymer.
P–09–0196	07/25/2013	07/17/2013	(G) Acrylic Isocyanate Intermediate.
P–09–0260	05/21/13	05/12/2013	(S) Hexanedioic Acid, Polymer With 1,6-Diisocyanatohexane, 2,2-Dimethyl-1,3-Propanediol, 1,6-Hexanediol And Sodium 2-[(2-Aminoethyl)Amino] Ethanesulfonate (1:1), Polyethylene-Polypropylene Glycol Mono-Bu Ether-Blocked.
P–09–0323	05/08/13	04/15/2013	(S) Manganese (2+), Bis(Octahydro-1,4,7-Trimethyl-1HH-I,4,7-Triazon In E-Kappa N I_ Kappa N4, Kappa N7)Tri-Mu-Oxod I-, Sulfate (1:1).
P–09–0324	05/02/13	04/15/2013	(S) Manganese (2+), Bis(Octahydro-1,4,7-Trimethyl-1H-1,4,7-Triazonine-Kappa N1, Kappa N4, Kappa N7)Tri-Mu-Oxodi-, Acetate (1:2).
P–09–0450	05/22/13	05/02/2013	(G) Methyl Methacrylate Silyl Siloxy Methacrylate Terpolymer.
P–10–0308	07/31/2013	07/19/2013	(S) Fatty Acids, C_{16-18} And C_{18}-Unsatd., Mixed Esters With Adipic Acid And Trimethylolpropane.*
P–10–0363	07/18/2013	07/05/2013	(G) Aromatic Bisphosphite.
P–10–0474	06/05/2013	05/13/2013	(S) Fatty Acids, C_{18}-Unsatd., Dimers Polymers With Cashew Nutshell Liq., Epichlorohydrin And Polyethylenepolyamines.*
P–10–0475	06/21/2013	05/13/2013	(G) Pentadocyni Phenol Polyamide.

TABLE III—129 NOCS RECEIVED FROM 4/18/13 TO 5/22/13—Continued

Case No.	Received date	Commencement notice end date	Chemical
P–10–0486	05/07/13	04/30/2013	(S) Poly[Oxy(Methyl-1,2-Ethanediyl)], Alpha-Sulfo-Omega-Hydroxy-, $C_{12–13}$-Branched And Linear Alkyl Ethers, Sodium Salts.
P–10–0487	06/25/2013	05/28/2013	(S) Poly[Oxy(Methyl-1,2-Ethanediyl)], Alpha-Sulfo-Omega-Hydroxy-,$C_{14–15}$-Branched And Linear Alkyl Ethers, Sodium Salts.*
P–10–0533	07/03/2013	06/03/2013	(G) Styrene/Acrylate Copolymer.
P–11–0161	07/31/2013	07/19/2013	(G) Polyurethane Acrylate Resin.
P–11–0192	05/01/13	04/11/2013	(G) Harmide Rb-207.
P–11–0204	07/31/2013	07/01/2013	(G) Acetalde Hyde, Substituted.
P–11–0307	05/10/13	04/15/2013	(S) Cashew Nutshell Liquid, Glycidyl Ether, Polymer With 5-Amino-1,3,3-Trimethylcyclohexanemethanamine, Bisphenol A, Diethylenetriamine, Epichlorohydrin, And Formaldehyde.
P–11–0474	07/03/2013	05/21/2013	(S) Boron, Trifluoro (Tetrahydrofuran)-, (T-4)-, Polymer With Methyloxirane, 3-Methyl-3-[(2,2,3,3,3-Pentapropoxy)Methyl]Oxetane, Oxirane And Tetrahydrofuran.*
P–11–0480	05/29/2013	05/28/2013	(G) Mercaptoalkoxysilane.
P–11–0485	06/25/2013	06/08/2013	(G) Polyoxyalkylene Ether, Polymer With Aliphatic Diisocyanate, Homopolymer, Alkanol-Blocked′.
P–11–0486	06/25/2013	06/08/2013	(G) Alkyl Substituted Alkanediol Polymer With Aliphatic And Alicyclic Diisocyanates.
P–11–0488	06/25/2013	06/08/2013	(G) Aliphatic Diisocyanate, Homopolymer, Alkanol-Blocked.
P–11–0489	06/25/2013	06/08/2013	(G) Aliphatic Diisocyanate Polymer With Alkanediol And Alkylglycol.
P–11–0500	05/29/2013	05/28/2013	(G) Polysulfide Silane.
P–11–0594	05/21/13	05/16/2013	(G) Mercaptoalkoxysilane.
P–12–0080	04/12/13	04/08/2013	(G) Fluoroethylene-Vinylether Copolymer.
P–12–0117	04/03/13	03/21/2013	(G) Substituted Pyridinium Salt.
P–12–0241	07/10/2013	06/21/2013	(G) 2-Propenoic Acid, 2-Methyl-, 2-Hydroxyethyl Ester, Telomers With $C_{18–26}$-Alkyl Acrylate, 1-Dodecanethiol, N-(Hydroxymethyl)-2-Methyl-2-Propenamide, Polyfluorooctyl Methacrylate, 2,2′-[1,2-Diazenediylbis(1-Methylethylidene)]-Bis[4,5-Dihydro-1*h*-Imidazole] Hydrochloride (1:2)-Initiated.
P–12–0243	05/28/2013	05/23/2013	(G) Copolymer Of Vinyl/Alkyl Siloxanes And Methacrylic Acid Derivatives.
P–12–0244	05/28/2013	05/24/2013	(G) Cycloaliphatic Anhydride Polymer With Aliphatic Polyols And Aliphatic Acid.
P–12–0256	04/09/13	04/06/2013	(G) Dialkyldithiophosphate Salt.
P–12–0396	05/01/13	01/02/2013	(G) Solvent-Base Polyurethane Dispersion.
P–12–0416	05/20/13	04/30/2013	(S) Multi-Walled Carbon Nanotubes (CM–95 Grade).
P–12–0417	05/21/13	04/30/2013	(S) Multi-Walled Carbon Nanotubes (CM–100 Grade).
P–12–0418	05/20/13	04/30/2013	(S) Multi-Walled Carbon Nanotubes (CM–150 Grade).
P–12–0419	05/20/13	04/30/2013	(S) Multi-Walled Carbon Nanotubes (CM–250 Grade).
P–12–0537	05/20/13	05/16/2013	(G) Hexanedioic Acid, Polymer With -[2,2-Bis(Hydroxy,Alkyl)Butyl-W-Methoxypoly(Oxy-1,2-Ethanediyl), 2,2-Alkyl-1,3-Propanediol, 1,2-Ethanediamine, 1,6-Hexanediol, 3-Hydroxy-2-(Hydroxyalkyl)-2-Alkylpropanoic Acid And 1,1′-Methylenebis[4-Isocyanatocyclohexane], Compound with *N,N*-Diethylethandiamine.
P–12–0539	05/16/13	05/01/2013	(S) CAS 1417900-96-9; Alkanes, C21-34-Branched And Linear, Chloro.
P–12–0555	07/26/2013	07/19/2013	(G) Acrylate Terpolymer.
P–12–0576	05/01/13	04/30/2013	(S) Infused Carbon Nanostructures With Iron, 25–140 Microns In Length.
P–12–0580	05/21/13	05/03/2013	(G) Polyurethane Acrylate.
P–12–0581	07/09/2013	06/14/2013	(G) Sulfurized Fatty Acid Derivative.
P–12–0583	06/28/2013	06/02/2013	(G) Sulfonated Stilbene Derivative.
P–13–0015	04/24/13	03/30/2013	(S) Phenol, 4,4′-(1-Methylethylidene) Bis-, Polymer With 2-(Chloromethyl)Oxirane, -Hydro-Hydroxypoly(Oxy-1,4-Butanediyl), 1,1′-Methlenebis[4-Isocyanatocyclohexane] And 2,2′-(Methylimino)Bis[Ethanol], Iso-Bu Alc.- Blocked, Phosphates (Salts).
P–13–0030	06/10/2013	05/29/2013	(G) Carboxylic Acid, Substituted Alkylstannylene Ester, Reaction Products With Inorganic Acid Tetra Alkyl Ester.
P–13–0042	06/05/2013	05/24/2013	(S) D-Glucopyranose, Oligomeric, $C_{10–16}$-Alkyl Glycosides, 3-(Dodecyldimethylammonio)-2-Hydroxypropyl Ethers, Chlorides, Polymers With 1,3-Dichloro-2-Propanol.*
P–13–0058	05/22/13	05/02/2013	(G) Ammonium Salt Of Propylene/Ethylene Oxide Polymer.
P–13–0061	05/06/13	04/19/2013	(G) Aliphatic Urethane Acrylate.
P–13–0062	06/21/2013	05/24/2013	(S) Oxirane, 2-Methyl-, Polymer With Oxirane, Ether With 1,2,3-Propanetriol (3:1), Triester With Alpha-[[[3-(Carboxyamino[Methylphenyl]Amino]Carbonyl]-Omega-[3-(Dimethoxy methylsilyl]Propoxy]Poly[Oxy(Methyl-1,2-Ethanediyl)].*
P–13–0111	04/25/13	04/22/2013	(G) Acrylfunctional Polysiloxane, Reaction Product Of Alcohols With Isocyanates.
P–13–0112	05/20/13	05/08/2013	(G) Acrylfunctional Polysiloxane, Reaction Product Of Alcohols With Isocyanates.
P–13–0113	04/25/13	04/22/2013	(G) Acrylfunctional Polysiloxane, Reaction Product Of Alcohols With Isocyanates.
P–13–0115	04/24/13	04/22/2013	(G) Fatty Acids Of Natural Oils, Maleated, Substituted Phenoxyalkyl Esters.
P–13–0116	04/24/13	04/22/2013	(G) Fatty Acids Of Natural Oils, Conjugated, Maleated, Substituted Phenoxyalkyl Esters.
P–13–0124	06/17/2013	06/17/2013	(G) Coating Polymer.
P–13–0127	06/04/2013	05/28/2013	(G) Monofunctional Acrylate.
P–13–0146	04/24/13	03/27/2013	(G) Aromatic Urethane Acrylate Composed Of Aliphatic Glycol, Alipatic Ester, Aliphatic Acid And Aromatic Isocyanate.
P–13–0150	05/16/13	04/26/2013	(G) Aluminoxanes, Alkyl, Reaction Products With Dichloro Substituted Alkanediyl Substituted Heteropolycycle Alkyl Biphenyl Zirconium And Silica Complex.
P–13–0151	05/30/2013	05/09/2013	(G) Vegetable Oil Based Polyol Polyester.
P–13–0156	07/08/2013	07/03/2013	(G) Alkyl Methacrylate Polymer With Alkyl Acrylate, Amino Acrylate And Alkyl Methacrylate.

TABLE III—129 NOCS RECEIVED FROM 4/18/13 TO 5/22/13—Continued

Case No.	Received date	Commencement notice end date	Chemical
P–13–0163	05/08/13	04/24/2013	(G) Alkyldioic Acid, Polymer With [(2-Aminoalkyl)Amino]Alkylsulfonic Acid Monosodium Salt, Alkyldiol, Alkyldiol, Cycloaliphatic Diisocyanate And Cycloaliphatic Diisocyanate, Polyalkylene Glycol Mono-Alkyl Ether-Blocked.
P–13–0169	07/09/2013	06/14/2013	(G) Sulfurized Fatty Acid Derivative.
P–13–0171	05/23/13	05/09/2013	(G) Silanated Urethane Polymer.
P–13–0188	06/28/2013	06/24/2013	(S) Siloxanes And Silicones, Di-Me, 3-Hydroxypropyl Me, Ethoxylated, Ethers With Oligomeric C_{10-16}-Alkyl D-Glycopyranosides And Oligomeric Decyl Octyl D-Glycopyranosides And Oligomeric Decyl Octyl D-Glycopryanosides.*
P–13–0215	04/26/13	04/14/2013	(G) Hetero Substituted Alkyl Acrylate Polymer.
P–13–0216	05/02/13	04/15/2013	Polycarboxylic Acid Polymer With Polyols.
P–13–0217	06/17/2013	05/31/2013	(G) Antimony Tris(Dialkyldithiocarbamate).
P–13–0221	06/24/2013	06/19/2013	(S) Copper, Chloro[Tris(2-Chloroethyl) Phosphite-P]-.*
P–13–0232	05/21/13	05/16/2013	(G) Benzenedicarboxylic Acid, Polymer With Substituted Alkanediol, Dodecanedioic Acid, 1,2-Ethanediol, Alkanedioic Acid, Alkanediol,Alpha-Hydro-Omega-Hydroxypoly[Oxyalkanediyl], 1,3-Isobenzofurandione, Methylene Diphenyl Diisocyanate, 2-Oxepanone, 2,2′-Oxybis[Ethanol] And Polymethylene Polyphenylene Isocyanate.
P–13–0233	05/21/13	05/18/2013	(S) Hexanedioicacid, 2,5-Dibromo-, Diethyl Ester (6CI,7CI,8CI,9CI); CAS—869-10-3.
P–13–0236	05/17/13	05/15/2013	(G) Vegetable-Oil Fatty Acids, Conjugated, Anhydride Ester, Reaction Products With Substituted Amine, Tall-Oil Acids Anhydride Ester And Substituted Amine.
P–13–0240	05/09/13	05/01/2013	(G) Alkyl Ketimine Alpha-Hydroxy Amine Alkyl Ketimine.
P–13–0241	05/17/13	05/15/2013	(G) Alkyl Quanidine Hydrochloride.
P–13–0242	07/23/2013	05/13/2013	(S) 2-Propenoic Acid, 2-Methyl-, Polymer With Cyclohexyl 2-Methyl-2-Propenoate, Methyl 2-Methyl-2-Propenoate And Phenylmethyl 2-Methyl-2-Propenoate, 2,2′-(1,2-Diazenediyl)Bis[4-Methoxy-2,4-Dimethylpentanenitrile]-Initiated.*
P–13–0243	05/24/2013	05/08/2013	(G) Siloxanes And Silicones, Di-Alkyl, 3-Aminopropyl Group-Terminated, Polymer With 1,3-Alkanediol, Subsituted Diisocyanates.
P–13–0245	05/23/13	05/17/2013	(G) Substituted Alkanoic Acid, Polymer With Substituted Alkylamide, Substituted Carbomonocycle, Substituted Alkanoates.
P–13–0247	07/25/2013	07/16/2013	(G) Dicarboxylic Acid, Polymer With Dicarboxylic Acid, Substituted Carbomonocycle And Alkanediol.
P–13–0259	07/01/2013	06/26/2013	(G) Antimony Tris(Dialkyldithiocarbamate).
P–13–0264	06/13/2013	06/12/2013	(G) Isomers Of Aliphatic Substituted Quinoline.
P–13–0265	06/11/2013	05/13/2013	(G) Substituted Propenoic Acid, Alkyl Ester, Polymer With Alkyl Propenoate, Carbomonocycle, Substituted Alkyl Propenoate, Substituted Alkyl Propenoate, 2-Propenoic Acid And Alkyl Carbopolycyclic Ester, Tert-Bu Peroxide-Initiated, Compounds with Triethanolamine.
P–13–0266	06/25/2013	06/07/2013	(G) Heteromonocycle, Decasubstituted.
P–13–0268	05/15/13	05/14/2013	(G) Rosin Ester Cycloadduct.
P–13–0271	07/19/2013	06/28/2013	(G) Aliphatic Polyester Polyol.
P–13–0277	05/22/13	05/14/2013	(G) Unsaturated Urethane Methacrylate.
P–13–0278	05/24/2013	05/23/2013	(G) Reaction Of Product Of Benzene Dicarboxylic Acid, Polyether Polyol And Propylene Oxide.
P–13–0281	06/18/2013	06/17/2013	(G) Silated Polyether Type Polyurethane Resin.
P–13–0282	07/02/2013	06/27/2013	(G) Trifluoroethene Polymer With, 4-(Ethenyloxy)-1-Butanol, Olefin Copolymers And Amine.
P–13–0283	06/27/2013	06/13/2013	(G) Polyakylene Glycol Methyl-2-Propenoate, Polymer With Alkyl-Substituted 2-Propenoate.
P–13–0284	07/02/2013	06/26/2013	(G) Trifluoroethene Polymer With, 4-(Ethenyloxy)-1-Butanol, Ethene, Ethoxy- And Olefin Ethoxy Copolymer.
P–13–0291	07/11/2013	06/25/2013	(G) Formaldehyde, Polymer With 2-(Chloromethyl)Oxirane, Cycloaliphatic Amine, 4,4′-(1-Methylethylidene)Bis[Phenol] And 2-Methylphenol.
P–13–0294	07/11/2013	07/03/2013	Null.
P–13–0296	07/03/2013	06/25/2013	Null.
P–13–0297	07/16/2013	07/05/2013	(S) 9-Decen-2-One*
P–13–0298	06/20/2013	05/22/2013	(G) Alkenoic Acid, Polymer With Alkadiene And Alkenenitrile, Substituted Alkyl-Terminated, Polymers With Substituted Carbomonocycles, Alkoxy-Terminated-Substituted Alkyl-Alkadiene Polymer, Substituted Carbomonocycle And Halogen Subsituted Carbomonocycle.
P–13–0311	07/05/2013	07/03/2013	(G) Styrene Maleic Acid Ester Copolymer.
P–13–0313	07/07/2013	07/07/2013	(G) 1,3-Isobenzofurandione, 5,5′-[(1–Methylethylidene)Bis(4,1-Phenyleneoxy)]Bis, Polymer With 3,3′-[1,3-Phenylenebis(Oxy)]Bis[Benzenamine], Sulfonylbis[Aminophenol] And 3,3′-(1,1,3,3-Tetramethyl-1,3-Disiloxanediyl)Bis[1-Propanamine], Reaction Products With Arylamine.
P–13–0328	06/20/2013	06/04/2013	(S) Hexanedioic Acid, Polymer With 1,4-Butanediol, 1,6~Diisocyanatohexane, Dimethyl Carbonate, 2, 2-Dimethyl-1, 3-Propanediol, 2-Ethyl-2-(Hydroxymethyl)-1,3-Propanediol, 1, 6-Hexanediol,3-Hydroxy-2-(Hydroxymethyl)-2-Methylpropanoic Acid,1,3-Isobenzofurandione and 1,1′-Methylenebis [4-Isocyanatocyclohexane], Compound with 2-(Dimethylamino)Ethanol.*
P–13–0336	07/16/2013	07/12/2013	(S)Acetonitrile,2-(2,4,4-Trimethylcyclopentylidene)-.*
P–13–0342	06/27/2013	06/17/2013	(S)1,2-Ethanediamine,*N,N*-Bis[2-(Dimethylamino)Ethyl]-*N′,N′*-Dimethyl-(9ci).*

If you are interested in information that is not included in these tables, you may contact EPA as described in Unit III. to access additional non-CBI information that may be available.

List of Subjects

Environmental protection, Chemicals, Hazardous substances, Imports, Notice of commencement, Premanufacturer, Reporting and recordkeeping requirements, Test marketing exemptions.

Dated: June 2, 2014.

Chandler Sirmons,

Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.

[FR Doc. 2014–13382 Filed 6–6–14; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OAR–2014–0410; FRL–9911–98–OAR]

Greenhouse Gas Reporting Program: Publication of Aggregated Greenhouse Gas Data

AGENCY: Environmental Protection Agency.

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) intends to publish aggregated versions of certain data collected under the Greenhouse Gas Reporting Program, including totals, averages, and other aggregated versions of data submitted by individual reporters. The data that we intend to aggregate were determined in previous rulemakings to be confidential business information in their original, non-aggregated form. This notice describes the criteria we plan to use to determine whether confidential data are sufficiently aggregated such that publishing them would provide useful information while protecting the data that are entitled to confidentiality. In a memorandum to the docket for this notice, we also provide a list of data elements that we have identified for possible future publication in aggregated form if they meet the final version of these criteria.

DATES: *Comments.* Comments must be received on or before July 9, 2014.

Public Hearing. The EPA does not plan to conduct a public hearing unless requested. To request a hearing, please contact the person listed in the following **FOR FURTHER INFORMATION CONTACT** section by June 16, 2014. If requested, the hearing will be conducted on June 24, 2014 in the Washington, DC area. The EPA will provide further information about the hearing on the Greenhouse Gas Reporting Rule Web site, *http://www.epa.gov/ghgreporting/index.html* if a hearing is requested.

ADDRESSES: You may submit your comments, identified by docket ID No. EPA–HQ–OAR–2014–0410, by any of the following methods:

- *Federal eRulemaking Portal: http://www.regulations.gov.* Follow the online instructions for submitting comments.
- *Email: A-and-R-Docket@epa.gov.* Include docket ID No. EPA–HQ–OAR–2014–0410 [and/or RIN number] in the subject line of the message.
- *Fax:* (202) 566–9744.
- *Mail:* Environmental Protection Agency, EPA Docket Center (EPA/DC), Mailcode 28221T, Attention Docket ID No. OAR–2014–0410, 1200 Pennsylvania Avenue NW., Washington, DC 20460.
- *Hand/Courier Delivery:* EPA Docket Center, Room 3334, EPA WJC West Building, 1301 Constitution Avenue NW., Washington, DC 20004. Such deliveries are accepted only during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

Instructions: Direct your comments to Docket ID No. EPA–HQ–OAR–2014–0410. The EPA's policy is that all comments received will be included in the public docket without change and may be made available online at *http://www.regulations.gov,* including any personal information provided, unless the comment includes information claimed to be confidential business information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through *http://www.regulations.gov* or email. The *http://www.regulations.gov* Web site is an ''anonymous access'' system, which means the EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an email comment directly to the EPA without going through *http://www.regulations.gov,* your email address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, the EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD–ROM you submit. If the EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, the EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

Docket: All documents in the docket are listed in the *http://www.regulations.gov* index. Although listed in the index, some information is not publicly available (e.g., CBI or other information whose disclosure is restricted by statute). Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in *http://www.regulations.gov* or in hard copy at the Air Docket, EPA/DC, Room 3334, EPA WJC West Building, 1301 Constitution Ave. NW., Washington, DC.

This Docket Facility is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the Air Docket is (202) 566–1742.

FOR FURTHER INFORMATION CONTACT: Carole Cook, Climate Change Division, Office of Atmospheric Programs (MC–6207J), Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460; telephone number: (202) 343–9263; fax number: (202) 343–2342; email address: *GHGReporting@epa.gov.* For technical information, please go to the Greenhouse Gas Reporting Rule Program Web site *http://www.epa.gov/climatechange/emissions/ghgrulemaking.html.* To submit a question, select Rule Help Center, followed by ''Contact Us.''

SUPPLEMENTARY INFORMATION: *Worldwide Web (WWW).* In addition to being available in the docket, an electronic copy of today's notice will also be available through the WWW. Following the Director's signature, a copy of this action will be posted on EPA's greenhouse gas reporting rule Web site at *http://www.epa.gov/climatechange/emissions/ghgrulemaking.html.*

Organization of This Document. The following outline is provided to aid in locating information in this preamble.

I. General Information
  A. Does this notice apply to me?
  B. How can I get copies of this document and other related information?
  C. What should I consider as I prepare my comments to the EPA?
II. Background and Purpose of Notice
III. Description of Rationale and Criteria for

Data Aggregation
A. Rationale for CBI Data Aggregation
B. Criteria for Data Aggregation and Publication
C. Data Elements Proposed for Aggregation and Publication
D. Data Publication Process and Availability
E. Request for Comments

I. General Information

A. Does this notice apply to me?

This notice is directed to the general public. However, this action may be of particular interest to parties subject to the requirements of 40 CFR part 98. If you have further questions regarding the applicability of this action to a particular party, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

B. How can I get copies of this document and other related information?

1. Electronically

The EPA has included a public docket for this **Federal Register** notice under Docket EPA–HQ–OAR–2014–0410. All documents in the docket are identified in the docket index available at *http://www.regulations.gov.* Although listed in the index, some information is not publicly available, such as CBI or other information for which disclosure is restricted by statute. Certain materials, such as copyrighted material, will be available only in hard copy at the EPA Docket Center.

2. EPA Docket Center

Materials listed under Docket EPA–HQ–OAR–2014–0410 will be available for public viewing at *http://www.regulations.gov* and at the EPA Docket Center (EPA/DC), Room 3334, EPA WJC West Building, 1301 Constitution Avenue NW., Washington, DC 20004. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566–1744, and the telephone number for the Air Docket is (202) 566–1742.

C. What should I consider as I prepare my comments to the EPA?

1. Submitting CBI in Response to This Notice

Clearly mark the part or all of the comments that you claim to be CBI submitted in response to this notice. For CBI information in a disk or CD ROM that you mail to the EPA, mark the outside of the disk or CD ROM as CBI and then identify electronically within the disk or CD ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, submit a copy of the comment that does not contain the information claimed as CBI for inclusion in the public docket. Information marked as CBI will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

Do not submit information that you consider to be CBI or otherwise protected through *http://www.regulations.gov* or email. Send or deliver information identified as CBI to only the mail or hand/courier delivery address listed above, attention: Docket ID No. EPA–HQ–OAR–2014–0410.

If you have any questions about CBI or the procedures for claiming CBI, please consult the person identified in the **FOR FURTHER INFORMATION CONTACT** section.

2. Tips for Preparing Your Comments

Follow directions. The EPA may ask you to respond to specific questions or organize comments by referencing a CFR part or section number. Explain why you agree or disagree and suggest alternatives for your requested changes. Describe any assumptions and provide any technical information and or data that you used. Provide specific examples to illustrate your concerns and suggest alternatives. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

Make sure to submit your information and comments by the comment period deadline identified in the preceding section titled **DATES**. To ensure proper receipt by the EPA, be sure to identify this notice by the docket ID number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

II. Background and Purpose of Notice

Background. The EPA's Office of Atmospheric Programs (OAP) has responsibility for protecting public health and the environment by addressing climate change, protecting the ozone layer, and improving regional air quality. In response to the FY2008 Consolidated Appropriations Act (H.R. 2764; Pub. L. 110–161), the EPA created the Greenhouse Gas Reporting Program (GHGRP), 40 CFR part 98 (Part 98), which requires reporting of greenhouse gas (GHG) data and other relevant information from large sources and suppliers in the United States. The purpose of Part 98 is to collect accurate and timely GHG data to inform future policy decisions.

Through a series of rulemaking actions, the EPA determined which categories of data elements meet the statutory and regulatory criteria for protection as CBI. For information on the history of confidentiality determinations for Part 98 data elements, see the following notices:

- 75 FR 39094, July 7, 2010. Described the EPA's intent to make categorical CBI determinations for Part 98 data and proposed data categories for the Part 98 data elements.
- 76 FR 30782, May 26, 2011. Assigned data elements to data categories and published the final CBI determinations for the data elements to be reported under 34 Part 98 subparts, except for those data elements that were assigned to the ''Inputs to Emission Equations'' data category. Finalized amendments to 40 CFR part 2 governing CBI obtained under Part 98 that allow the EPA to release or withhold data elements according to final categorical confidentiality determinations.
- 77 FR 48072, August 13, 2012. Finalized confidentiality determinations for data elements to be reported under nine subparts, except for those data elements that were assigned to the ''Inputs to Emission Equations'' data category, and finalized confidentiality determinations for new data elements recently added to two subparts.
- 77 FR 51477, August 24, 2012. Finalized confidentiality determinations for new data elements added to subpart L.
- 78 FR 68162, November 13, 2013. Finalized confidentiality determinations for new or substantially revised data elements in this rule for subpart I.
- 78 FR 71904, November 29, 2013. Finalized confidentiality determinations for new or substantially revised data elements in this rule for 15 subparts.

Data elements determined to be CBI are handled in accordance with the EPA's regulations in 40 CFR part 2, subpart B, and with EPA procedures that are consistent with those regulations.

Purpose. The EPA seeks to publish aggregated versions of data that were previously determined by regulation to be CBI when reported by individual facilities and suppliers, as described in the Background section above. The EPA plans to use the aggregated data in developing the Inventory of U.S. Greenhouse Gas Emissions and Sinks (Inventory) that the EPA compiles annually as well as for other purposes. The purpose of this notice is twofold: 1) to describe and seek comment on the overarching criteria that EPA plans to use to evaluate whether data that have been determined to be CBI when

reported by individual facilities and suppliers are sufficiently aggregated so as not to disclose any underlying confidential data; and 2) to identify (in a memorandum in the docket for this notice) and seek comment on a specific list of data elements that EPA is presently considering for publication in aggregated form. (A memorandum titled ''Publication of Certain Aggregated Greenhouse Gas Data,'' associated with this **Federal Register** notice and placed in the docket for this notice, contains this list of data elements.) Although the EPA's CBI regulations do not require us to publish a **Federal Register** notice or take public comment in advance of publishing aggregated data, we are publishing this notice and requesting comment because we anticipate a high level of stakeholder interest. Section III.A of this notice describes the rationale for publishing these data elements in aggregated form, and Section III.B of this notice describes the criteria we plan to apply to each aggregated value to determine whether it can be published without disclosing any underlying confidential facility-level or supplier-level data. Section III.C describes the data elements that the EPA presently seeks to aggregate. Section III.D describes the process that the EPA will follow for publication of aggregated values, and Section III.E describes the aspects of this notice for which we are seeking comment.

III. Description of Rationale and Criteria for Data Aggregation

A. Rationale for CBI Data Aggregation

The EPA's primary purpose in aggregating GHGRP data is for use in the Inventory. As a party to the United Nations Framework Convention on Climate Change (UNFCCC), the United States participates in ongoing negotiations with the international community to promote global cooperation on climate change. The UNFCCC treaty, ratified by the United States in 1992, sets an overall framework for intergovernmental efforts to address the challenges posed by climate change.[1] As part of its commitment to the UNFCCC, the United States submits the Inventory to the Secretariat of the UNFCCC as an annual reporting requirement.[2] The Inventory is a comprehensive assessment of U.S. GHG emissions based on national-level data; it is prepared by the EPA's Office of Air and Radiation in coordination with other federal agencies and with consideration of public input.

As described in the preamble of the proposed GHG Reporting Rule (74 FR 16448, April 10, 2009), the GHGRP is intended to supplement and complement existing U.S. government programs related to climate policy and research, including the Inventory. The GHGRP provides data to develop and inform inventories and other U.S. climate programs by advancing the understanding of emission processes from individual facilities and suppliers above certain thresholds. Collected facility-, unit-, and process-level GHG data from the GHGRP provide or help improve the national statistics and emission estimates presented in the Inventory. Aggregation of the GHGRP data described in this notice will support the development and quality assurance/quality control of the Inventory.

As also noted in the preamble of the proposed GHG Reporting Rule (74 FR 16448), the GHGRP was developed, in large part, to collect comprehensive and accurate data to inform future climate policy development and support a range of possible policies and regulations. The EPA described the importance of transparency in informing the public, building public confidence in the data, and ensuring data quality, which support the development of potential future climate policies or programs. The EPA believes that publication of aggregated GHGRP data helps to accomplish all of these goals.

Accordingly, the EPA plans to publish certain data, which previously were determined to be CBI in the non-aggregated form in which they are initially reported, in an aggregated format that we believe no longer qualifies as CBI. As we have noted in other rulemakings (e.g., 75 FR 39094, 77 FR 51477), it is possible to aggregate facility- or supplier-level data in ways that do not disclose any of the underlying CBI data. For example, national production totals can often provide useful and important information to the public without the risk of revealing confidential data about a specific facility or supplier.

The EPA is guided in this process by EPA regulations, federal policies, and executive orders. The EPA's regulations concerning protection of CBI suggest that aggregating this information can shield the underlying confidential information and may be sufficient to protect the reporters of that information from suffering substantial competitive harm.[3]

Government agencies and industry organizations routinely publish data in an aggregated format as a means of providing important information to the public while maintaining the confidentiality of individual companies. For example, the U.S. Energy Information Administration (EIA) publishes natural gas liquid production data by region or Petroleum Administration for Defense District (PADD) to mask data reported by individual companies.[4] The Department of Labor's Bureau of Labor Statistics aggregates employment and wage data by county and industry in the Quarterly Census of Employment and Wages,[5] while suppressing data that would reveal information about individual companies. The Census Bureau requests data from individual respondents in the American Community Survey, which is aggregated to limit the disclosure of information about individual respondents.[6] The U.S. Geological Survey (USGS) collects minerals data from thousands of mineral industry companies; USGS is required by law to protect proprietary information from unauthorized disclosure but publishes aggregated versions of many of these data sets.[7]

Many industry organizations use this approach as well. For example, the American Petroleum Institute, in coordination with several other industry organizations, collects natural gas liquid production and sales data from its members and publishes the data

[1] See: United Nations Framework Convention on Climate Change, 1992. Available at: *http://unfccc.int/resource/docs/convkp/conveng.pdf.* For more information about the UNFCCC, please refer to: *http://www.unfccc.int.*

[2] See: Articles 4 and 12 of the Convention on Climate Change. Parties to the Convention, by ratifying, ''shall develop, periodically update, publish and make available . . . national inventories of anthropogenic emissions by sources and removals by sinks of all greenhouse gases not controlled by the Montreal Protocol, using comparable methodologies . . ..''

[3] ''In taking actions under this subpart, EPA offices should consider whether it is possible to obtain the affected business's consent to disclosure of useful portions of records while protecting the information which is or may be entitled to confidentiality (e.g., by withholding such portions of a record as would identify a business, or by disclosing data in the form of industry-wide aggregates, multi-year averages or totals, or some similar form).'' 40 CFR 2.202(f). Available at: *http://www.epa.gov/epafoia1/2202.htm.*

[4] See: U.S. Energy Information Administration. ''Monthly Natural Gas Gross Production Report.'' (Mar. 31, 2014). Available at: *http://www.eia.gov/oil_gas/natural_gas/data_publications/eia914/eia914.html.*

[5] See: U.S. Department of Labor, Bureau of Labor Statistics. ''Quarterly Census of Employment and Wages.'' (Mar. 20, 2014) Available at: *http://www.bls.gov/cew/.*

[6] See: U.S. Census Bureau. ''American Community Survey: Data Suppression.'' (Nov. 15, 2013). Available at: *http://www.census.gov/acs/www/Downloads/data_documentation/data_suppression/ACSO_Data_Suppression.pdf.*

[7] See: U.S. Geological Survey. ''Proprietary Data: How They Are Protected at the U.S. Geological Survey.''

aggregated to the state and PADD levels.[8] Additionally, the Air-Conditioning, Heating and Refrigeration Institute, a trade association of equipment, chemical, and component manufacturers, publishes monthly and annual reports of U.S. manufactured shipments of central air conditioning and air-source heat pump systems, among other types of products, aggregated across all of its members.[9]

Consistent with this approach, the EPA plans to publish select aggregated Part 98 data at levels that ensure confidentiality of underlying facility- or supplier-level CBI data. To guide us in making these determinations, we have developed the criteria outlined in Section III.B of this preamble for reviewing aggregated values prior to publication.

B. Criteria for Data Aggregation and Publication

The EPA recognizes that careful consideration and review of aggregated values are necessary to ensure that underlying CBI is sufficiently masked. This requires ensuring that the aggregated data do not disclose underlying CBI data or allow the CBI to be computed, back-calculated, or otherwise discerned using other Part 98 data or additional data. To assist with this analysis, the GHGRP has developed a set of criteria to evaluate whether a given aggregation sufficiently masks underlying CBI.

In developing these criteria, the GHGRP reviewed existing, effective criteria, methods, and principles used by other EPA offices and federal agencies that publish aggregated versions of individual companies' confidential or proprietary data, including the USGS's National Minerals Information Center, the Energy Information Administration, and the EPA's Office of Chemical Safety and Pollution Prevention. The criteria that the EPA has developed for publishing aggregated GHGRP data are comparable in their rigor to the criteria or principles used by these programs.

Consistent with these goals, we have considered methods for the EPA to publish aggregated versions of GHGRP data elements that are not likely to cause substantial competitive harm and that do not disclose the underlying facility- or supplier-level CBI.

1. Criteria for Aggregating Data at the National or Regional Level

The GHGRP has established overarching criteria that we plan to use to determine under what circumstances it is appropriate to publish aggregated data. The EPA plans to apply these criteria to the specific list of data elements included in the memorandum titled ''Publication of Certain Aggregated Greenhouse Gas Data'' associated with this **Federal Register** notice and to future data aggregation efforts. Over time, the EPA may identify additional data that would be useful to publish, and plans to use these criteria as a basis for this aggregation.

To determine whether a particular data element aggregated at the national or regional level may be published without risk of disclosing any facility- or supplier-level CBI, the EPA intends to assess the data aggregation according to the following criteria. In line with the other programs and offices described above, the EPA has determined that if the data element aggregated at the national or regional level meets all four criteria, then the data may be published without disclosing underlying CBI.

1a. The data used to calculate the aggregated value must be reported by at least three separate facilities or suppliers that have no common ownership or operator.

2a. No single owner or operator can contribute more than *x* percent to a particular aggregated value. (The EPA will not disclose the value of *x*.)

3a. No two owners or operators can contribute more than *y* percent of a particular aggregated value. (The EPA will not disclose the value of *y*.)

4a. No underlying facility- or supplier-level CBI can be back-calculated or otherwise determined using the aggregated value in combination with other publicly available data, including any facility-, supplier-, regional-, or national-level data published by the GHGRP or any other data likely to be available to owners or operators.

The EPA will publish only aggregated values that meet all four criteria. Combined, the criteria ensure that publishing aggregated values that meet the criteria would not inadvertently disclose facility- or supplier-level CBI. For example, if five facilities reported a particular data element and one company has part or total ownership of four of the five facilities, criterion 1a would not be met and the EPA would not release the aggregated value. Similarly, if the data reported by one or two companies comprise the vast majority (greater than the value of *x* or *y* described above, respectively) of the aggregated value reported, then criteria 2a and 3a would not be met and the EPA would not release the aggregated data. Finally, if other public data could be used in combination with the aggregated value to calculate or otherwise estimate CBI reported by a facility or supplier, criterion 4a would not be met. For example, if a data element is aggregated by region and all but one regional aggregation meet the criteria, publishing the values from all of the other regions would allow the data for the final region to be back-calculated if the national total is also published. In this case, the EPA would withhold data from at least one other region.

The values selected for *x* and *y* in criteria 2a and 3a above will be sufficient to ensure protection for the CBI reported by individual facilities and suppliers. As stated in the above criteria, we do not plan to make public the values of *x* and *y*. The EPA has determined that releasing these values could in certain circumstances provide a reporting company with insight into the CBI reported by competitors. For example, the data reported by one company that is dominant in its market may be slightly above the percentage threshold for criterion 2a (the *x* value) in a certain reporting year but below the threshold in a subsequent reporting year. In such situations, the EPA would not publish the aggregated value for the first reporting year, but may choose to publish the aggregated value in subsequent reporting years (provided all other criteria are met). If the EPA disclosed the value of *x*, competitors would know that the dominant company's share of that data element decreased and the dominant company's approximate portion of the aggregated total.

2. Criteria for Aggregating Supplier Data at the Corporate Level in Subparts OO, PP, and QQ

Some individual suppliers that report data under Part 98 subparts OO (Suppliers of Industrial Greenhouse Gases), PP (Suppliers of Carbon Dioxide), and QQ (Importers and Exporters of Fluorinated Greenhouse Gases Contained in Pre-Charged Equipment or Closed-Cell Foams) report data about multiple industrial gases. The EPA intends to aggregate these data, in units of carbon dioxide equivalent, across products or product types at the corporate level to increase transparency by providing the general public with the total potential GHG emissions associated with industrial gases supplied into the economy by each

[8] See: American Petroleum Institute. ''2012 Sales of Natural Gas Liquids and Liquid Refinery Gases.'' (Dec. 2013).

[9] See: Air-Conditioning, Heating & Refrigeration Institute. ''Monthly Shipments.'' (2013). Available at: *http://www.ahrinet.org/monthly+shipments.aspx.*

reporting corporation and to provide the ability to track how this quantity changes over time.

The memorandum titled ''Publication of Certain Aggregated Greenhouse Gas Data'' lists certain subpart OO, PP, and QQ data elements that the EPA may aggregate and publish across multiple products or product types from a single company. As above, the EPA will only aggregate and publish this CBI if the following criteria are met.

1b. The aggregated value includes information from two or more products supplied by the reporter.

2b. No single product can contribute more than *z* percent of the corporate-level total to a particular aggregated value. (The EPA will not disclose the value of *z*.)

3b. Publication of the data does not allow for values (from another owner) that do not themselves meet criteria 1b and 2b to be back-calculated from national- or regional-level data aggregations.

4b. If a company reports data on only a single product type (e.g., under subpart QQ), the products within that product type contain different GHGs, different amounts of that GHG per product, or both.

As above, the value selected for *z* in criterion 2b above will be sufficient to ensure protection for the CBI reported by individual suppliers, and the EPA does not intend to make that value public. For supplier data aggregated at the corporate level, if the data element includes information from only one product supplied by the reporter, then criterion 1b would not be met and the value would not be published. Similarly, if one product supplied comprises more than *z* percent of the corporate-level total of the aggregated value, then criterion 2b would not be met and the EPA would not publish the aggregated value. If publishing corporate-level data from Owners A and B would allow for the back-calculation of data from Owner C, which would otherwise have been protected because it did not meet criteria 1b and 2b, then criterion 3b would not be met and the EPA would not publish the aggregated value from Owners A and/or B.

C. Data Elements Proposed for Aggregation and Publication

The EPA reviewed the Part 98 data categorized as CBI and has identified a selection of data elements that, in aggregated form, would be used to improve or check the Inventory or otherwise inform policy-makers and the public. To determine whether these data aggregations could be published without disclosing the underlying facility- or supplier-level CBI, we will apply the final version of the criteria described above to each aggregated value. The memorandum titled ''Publication of Certain Aggregated Greenhouse Gas Data'' associated with this **Federal Register** notice contains a list of data elements that the EPA is presently considering for aggregation if they meet the final criteria for publication that the EPA adopts after considering comment on this notice. The aggregated values would likely be published on an annual basis, as long as they continue to meet the final criteria. Additional information regarding the publication of data in future years is provided in Section III.D of this notice.

D. Data Publication Process and Availability

The EPA will publish only aggregated versions of data that were previously determined to be CBI in non-aggregated form in accordance with the EPA's CBI regulations at 40 CFR part 2, subpart B. With regard to the overarching criteria described in this notice, the EPA will consider comments received and anticipates publishing the final aggregation criteria. With regard to the specific list of data elements listed in the memorandum titled ''Publication of Certain Aggregated Greenhouse Gas Data,'' the EPA will consider comments on this notice and evaluate the possible aggregations against the final criteria to determine which of the data elements may be published in aggregated form. The EPA will then individually notify each affected reporter (in writing and in a manner providing confirmation of receipt, as specified under the EPA's CBI regulations at 40 CFR 2.204(e)(1)) about which of that reporter's data elements the EPA intends to aggregate and the intended level of aggregation. The EPA will then give the reporter at least 10 days to file for judicial review, as required under 40 CFR 2.205(f)(2), before we publicly release any aggregated values.

The data elements listed in the memorandum titled ''Publication of Certain Aggregated Greenhouse Gas Data'' are the data elements that the EPA is presently considering publishing in aggregated form, provided they meet the final aggregation criteria that the EPA adopts. For aggregated values to be published in any future year, the final criteria must be met for the relevant data element(s) for that particular year. In the future, we may find that publication of additional aggregated values would be useful to Inventory compilation, policy-makers, or the public. In that case, we would evaluate the aggregations to determine whether they meet the relevant final criteria, individually notify each affected reporter and wait at least 10 days before releasing the aggregated values, as described above. We would not necessarily publish additional **Federal Register** notices concerning publication of additional aggregated values.

The EPA plans to make the aggregated Part 98 data available in various formats and sources as appropriate to the data element, including the Inventory, the EPA's Facility Level Information on GreenHouse gases Tool (FLIGHT), the EPA's Envirofacts Web site, and EPA downloadable data files available on the EPA Web site. The published data will not include non-aggregated facility or supplier data that have been categorized as CBI or aggregated values that would reveal underlying facility- or supplier-level CBI.

E. Request for Comments

We are soliciting comment on the rationale and criteria we plan to use to determine which data elements can be aggregated and published without disclosing underlying facility- or supplier-level CBI. If you believe that one or more of the criteria are either too stringent or not stringent enough, provide a detailed explanation of (1) why you believe this to be true and (2) what changes to the proposed criteria should be made or what alternative criteria should be adopted. Providing specific scenarios to illustrate either the effectiveness or ineffectiveness of the criteria would be particularly useful. We are soliciting comments on appropriate values for *x*, *y*, and *z* in criteria 2a, 3a and 2b (including whether these values must be consistent across subparts) and on our intent not to make those values publicly available.

We are also soliciting comments on whether aggregation and publication of the specific data elements identified in the memorandum titled ''Publication of Certain Aggregated Greenhouse Gas Data'' would disclose underlying CBI or otherwise would likely result in substantial competitive harm to a particular company. Please identify the specific data element and level of aggregation and explain how the public release of that particular value would or would not be likely to result in disclosure of underlying facility- or supplier-level CBI or otherwise cause substantial competitive harm. If you believe that the publication of any of the aggregated data identified in the memorandum associated with this **Federal Register** notice would be likely to disclose CBI or otherwise cause substantial competitive harm, explain the mechanism by which this would

occur. If your concern is that the release of aggregated value for a particular data element would allow competitors to derive the value for an individual facility or supplier, specifically describe the pathway by which this could occur. Describe any unique process or aspect of a facility or supplier that would be revealed if the aggregated value for a specific data element were made publicly available.

If the aggregated value would disclose underlying CBI only when used in combination with other publicly available data, then identify the information you believe could be revealed, describe how it would be calculated or otherwise discerned, explain why you consider the information to be sensitive, describe the competitive harm that its disclosure would be likely to cause, and identify the source of the other data. If the data are physically published, such as in a book, industry trade publication, or federal agency publication, provide the title, volume number (if applicable), author(s), publisher, publication date, frequency of publication, and International Standard Book Number (ISBN), or other identifier. For data published on a Web site, provide the address of the Web site and the date you last visited the Web site and identify the Web site publisher and content author.

We are also interested in comments identifying any publicly available sources of information containing the specific data aggregation in question. Discuss how these aggregated values may be different from or similar to data that are already publicly available. In your comments, please identify the manner and location in which the aggregated value for each specific data element you identify is available, including a citation. If the data are physically published, such as in a book, industry trade publication, or federal agency publication, provide the title, volume number (if applicable), author(s), publisher, publication date, frequency of publication, and ISBN, or other identifier. For data published on a Web site, provide the address of the Web site and the date you last visited the Web site and identify the Web site publisher and content author.

Avoid conclusory and unsubstantiated statements or general assertions regarding potential harm. Please be as specific as possible in your comments and include all information necessary for the EPA to evaluate your comments.

Parties who wish further information about this **Federal Register** notice or about OAP's aggregation of information designated or claimed as CBI may contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

Dated: June 2, 2014.

Paul Gunning,

Acting Director, Office of Atmospheric Programs.

[FR Doc. 2014–13425 Filed 6–6–14; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL 9911–94–OA]

Notification of a Public Teleconference of the Great Lakes Advisory Board

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) announces a teleconference of the Great Lakes Advisory Board (Board). The purpose of this meeting is to discuss the Great Lakes Restoration Initiative covering (GLRI) FY15–19 and other relevant matters.

DATES: The teleconference will be held Wednesday, June 25, 2014 from 9:00 to 11:00 a.m. Central Time, 10:00 a.m. to 12:00 p.m. Eastern Time. An opportunity will be provided to the public to comment.

ADDRESSES: The public teleconference will be held by teleconference only. The teleconference number is: (877) 744–6030; Participant code: 54163307.

FOR FURTHER INFORMATION CONTACT: Any member of the public wishing further information regarding this meeting may contact Rita Cestaric, Designated Federal Officer (DFO), by telephone at 312–886–6815 or email at *Cestaric.Rita@epa.gov*. General information on the GLRI and the Board can be found at *http://www.glri.us*.

SUPPLEMENTARY INFORMATION:

Background: The Board is a federal advisory committee chartered under the Federal Advisory Committee Act (FACA), Public Law 92–463. EPA established the Board in 2013 to provide independent advice to the EPA Administrator in her capacity as Chair of the federal Great Lakes Interagency Task Force (IATF). The Board conducts business in accordance with FACA and related regulations.

The Board consists of 18 members appointed by EPA's Administrator in her capacity as IATF Chair. Members serve as representatives of state, local and tribal government, environmental groups, agriculture, business, transportation, foundations, educational institutions, and as technical experts.

The Board held teleconferences and meetings in 2013 to develop recommendations for the FY 2015–2019 GLRI Action Plan. In December 2013, the Board issued its Advisory Report. See *http://greatlakesrestoration.us/advisory/index.html* for other information.

Availability of Meeting Materials: The agenda and other materials in support of the teleconference will be available on the GLRI Web site at *http://www.glri.us* in advance of the teleconference.

Procedures for Providing Public Input: Federal advisory committees provide independent advice to federal agencies. Members of the public can submit relevant comments for consideration by the Board. Input from the public to the Board will have the most impact if it provides specific information for the Board to consider. Members of the public wishing to provide comments should contact the DFO directly.

Oral Statements: In general, individuals or groups requesting oral presentation at this public meeting will be limited to three minutes per speaker, subject to the number of people wanting to comment. Interested parties should contact the DFO in writing (preferably via email) at the contact information noted above by June 24, 2014 to be placed on the list of public speakers for the meeting.

Written Statements: Written statements must be received by June 24, 2014 so that the information may be made available to the Board for consideration. Written statements should be supplied to the DFO in the following formats: One hard copy with original signature and one electronic copy via email. Commenters are requested to provide two versions of each document submitted: One each with and without signatures because only documents without signatures may be published on the GLRI Web page.

Accessibility: For information on access or services for individuals with disabilities, please contact the DFO at the phone number or email address noted above, preferably at least 10 days prior to the meeting, to give EPA as much time as possible to process your request.

Dated: May 29, 2014.

Cameron Davis,

Senior Advisor to the Administrator.

[FR Doc. 2014–13419 Filed 6–6–14; 8:45 am]

BILLING CODE 6560–50–P

FARM CREDIT SYSTEM INSURANCE CORPORATION

Farm Credit System Insurance Corporation Board; Regular Meeting

SUMMARY: Notice is hereby given of the regular meeting of the Farm Credit System Insurance Corporation Board (Board).

DATES: *Date and Time:* The meeting of the Board will be held at the offices of the Farm Credit Administration in McLean, Virginia, on June 12, 2014, from 1:00 p.m. until such time as the Board concludes its business.

FOR FURTHER INFORMATION CONTACT: Dale L. Aultman, Secretary to the Farm Credit System Insurance Corporation Board, (703) 883–4009, TTY (703) 883–4056.

ADDRESSES: Farm Credit System Insurance Corporation, 1501 Farm Credit Drive, McLean, Virginia 22102. Submit attendance requests via email to *VisitorRequest@FCA.gov.* See **SUPPLEMENTARY INFORMATION** for further information about attendance requests.

SUPPLEMENTARY INFORMATION: Parts of this meeting of the Board will be open to the public (limited space available), and parts will be closed to the public. Please send an email to *VisitorRequest@FCA.gov* at least 24 hours before the meeting. In your email include: name, postal address, entity you are representing (if applicable), and telephone number. You will receive an email confirmation from us.

Please be prepared to show a photo identification when you arrive. If you need assistance for accessibility reasons, or if you have any questions, contact Dale L. Aultman, Secretary to the Farm Credit System Insurance Corporation Board, at (703) 883–4009. The matters to be considered at the meeting are:

Closed Session

- FCSIC Report on System Performance

Open Session

A. Approval of Minutes

- March 27, 2014

B. Business Reports

- FCSIC Financial Report
- Report on Insured Obligations
- Quarterly Report on Annual Performance Plan

C. New Business

- Mid-Year Review of Insurance Premium Rates

Dated: June 3, 2014.

Dale L. Aultman,

Secretary, Farm Credit System Insurance Corporation Board.

[FR Doc. 2014–13304 Filed 6–6–14; 8:45 am]

BILLING CODE 6710–01–P

FEDERAL DEPOSIT INSURANCE CORPORATION

Update to Notice of Financial Institutions for Which the Federal Deposit Insurance Corporation Has Been Appointed Either Receiver, Liquidator, or Manager

AGENCY: Federal Deposit Insurance Corporation.

ACTION: Update Listing of Financial Institutions in Liquidation.

SUMMARY: Notice is hereby given that the Federal Deposit Insurance Corporation (Corporation) has been appointed the sole receiver for the following financial institutions effective as of the Date Closed as indicated in the listing. This list (as updated from time to time in the **Federal Register**) may be relied upon as ''of record'' notice that the Corporation has been appointed receiver for purposes of the statement of policy published in the July 2, 1992 issue of the **Federal Register** (57 FR 29491). For further information concerning the identification of any institutions which have been placed in liquidation, please visit the Corporation Web site at *www.fdic.gov/bank/individual/failed/banklist.html* or contact the Manager of Receivership Oversight in the appropriate service center.

Dated: June 2, 2014.

Federal Deposit Insurance Corporation.

Pamela Johnson,

Regulatory Editing Specialist.

INSTITUTIONS IN LIQUIDATION

[In alphabetical order]

FDIC Ref. No.	Bank name	City	State	Date closed
10500	Slavie Federal Savings Bank	Bel Air	MD	5/30/2014

[FR Doc. 2014–13256 Filed 6–6–14; 8:45 am]

BILLING CODE 6714–01–P

FEDERAL ELECTION COMMISSION

Sunshine Act Meetings

AGENCY: Federal Election Commission.

DATE & TIME: *Thursday, June 12, 2014 at 11:00 a.m. (or conclusion of the audit hearing).*

PLACE: 999 E Street NW., Washington, DC (Ninth Floor).

STATUS: This meeting will be open to the public.

ITEMS TO BE DISCUSSED:

Correction and Approval of Minutes for April 23, 2014

Correction and Approval of Minutes for May 8, 2014

Draft Advisory Opinion 2014–04: Enterprise Holdings, Inc.

Individuals who plan to attend and require special assistance, such as sign language interpretation or other reasonable accommodations, should contact Shelley E. Garr, Acting Secretary and Clerk, at (202) 694–1040, at least 72 hours prior to the meeting date.

PERSON TO CONTACT FOR INFORMATION: Judith Ingram, Press Officer, Telephone: (202) 694–1220.

Signed:

Shelley E. Garr,

Acting Secretary and Clerk of the Commission.

[FR Doc. 2014–13507 Filed 6–5–14; 4:15 pm]

BILLING CODE 6715–01–P

FEDERAL MARITIME COMMISSION

Ocean Transportation Intermediary License Applicants

The Commission gives notice that the following applicants have filed an application for an Ocean Transportation Intermediary (OTI) license as a Non-Vessel-Operating Common Carrier (NVO) and/or Ocean Freight Forwarder

(OFF) pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. 40101). Notice is also given of the filing of applications to amend an existing OTI license or the Qualifying Individual (QI) for a licensee.

Interested persons may contact the Office of Ocean Transportation Intermediaries, Federal Maritime Commission, Washington, DC 20573, by telephone at (202) 523–5843 or by email at *OTI@fmc.gov*.

ADN Logistics Group, LLC (OFF), 12030 SW 129th Court, Suite 103, Miami, FL 33186, Officer: Lourdes P. Goderich, Member, Application Type: New OFF License

ATI Global Cargo, Inc. (OFF), 10795 NW 50th Street, Suite 205, Miami, FL 33178, Officer: Alina M. Herrera, President (QI), Application Type: New OFF License

Cirrus International (Private) Limited (NVO), 501, Progressive Square, 11–A, Block-6, P.E.C.H.S., Shahrah-E-Faisal, Karachi, Sindh, 75350, Pakistan, Officers: Umar F. Kazi, Chief Executive (QI), Ayaz Admani, Director, Application Type: New NVO License

CMK Logistics Corporation dba BK Logistics Co. (NVO & OFF), 19500 S. Rancho Way, Suite 103, Rancho Dominguez, CA 90220, Officer: Christine M. Kim, CEO (QI), Application Type: New NVO & OFF License

D M G Logistics, Inc. (NVO & OFF), 207 Meadow Road, Edison, NJ 08817, Officer: Frank S. Molfetta, President (QI), Application Type: QI Change

Final Mile Logistics, Inc. (NVO & OFF), 165 Charles W. Grant Parkway, Atlanta, GA 30354, Officers: Paul Gentzke, Vice President (QI), Joseph A. Czyzyk, Chairman of the Board, Application Type: New NVO & OFF License

Flo Logistics LLC (NVO), 2600 South Shore Blvd., Suite 300, League City, TX 77573, Officer: Bradley Louden, Managing Member (QI), Application Type: New NVO License

FM Shipping LLC (NVO & OFF), 14482 Beach Blvd., Suite E, Westminster, CA 92683, Officer: Ryan A. Mashaqi, CEO (QI), Application Type: Transfer to FM Cargo Shipping Inc

Global Concepts Group Inc. dba Global Concepts Shipping (NVO & OFF), 9083 S. La Cienega Blvd., Inglewood, CA 90301, Officers: Ali Tafaghodi Timaji, President (QI), Brenda L. Manning, Secretary, Application Type: New NVO & OFF License

I.T.N. Consolidators, Inc. dba International Transportation Network (NVO), 3401–C NW 72nd Avenue, Miami, FL 33122, Officers: Juan A. Garcia, Vice President (QI), Daniel L. Grimes, Chief Operating Officer (QI), Application Type: Add Trade Name ITN Worldwide

Industrial Connections, Inc. (NVO), 300 Park Blvd., Suite 165, Itasca, IL 60143, Officer: Steven J. Meng, President (QI), Application Type: Add Trade Name IC-Shipping

Intorvolca Logistic, LLC (NVO), 11890 SW 8th Street, Penthouse 3 A–B, Miami, FL 33184, Officer: Javier A. Volcanes, Manager/Member (QI), Application Type: New NVO License

Leon Export & Import Services Inc. (NVO), 9284 SW 21 Terrace, Miami, FL 33165, Officers: Celia Leon, President (QI), Jose Estrada, Vice President, Application Type: New NVO License

LF Freight (West) LLC (NVO & OFF), 10350 Heritage Park Drive, Suite 200, Santa Fe Springs, CA 90670, Officers: Scott R. Ornstein, Vice President (QI), Paul McGuire, President, Application Type: New NVO & OFF License

Madi Auto Sales and Shipping, Inc (NVO & OFF), 3691 State Road 580, Suite A, Oldsmar, FL 34677, Officers: Iman Safa, Secretary (QI), Mohamad Madi, President, Application Type: New NVO & OFF License

Mid Atlantic Logistics Unlimited, Inc. (OFF), 4321 Donlyn Court, Columbus, OH 43232, Officers: Justin D. Carter, Assistant Secretary of the Board (QI), Conta Howard, President, Application Type: New OFF License

Miragrown Logistics Corporation dba Lucky Consol Inc. (NVO), 2370 West Carson Street, Suite 130, Torrance, CA 90501, Officers: Reyna Ruiz, Secretary (QI), Zhimin Wei, President, Application Type: QI Change

North American Logistics, Inc. (NVO), 710 Fox Glen, Barrington, IL 60010, Officers: Shawn T. Cummings, President (QI), Timothy J. Cummings, Vice President, Application Type: QI Change

Nostrum Freight Limited Liability Company (NVO), 2016 Westfield Avenue, Scotch Plains, NJ 07076, Officer: Maria D. Rodriguez Del Real, Member (QI), Application Type: New NVO License

NRL Logistics for International Shipping & Transport Services, Egytian joint-stock company (NVO), 15 Mahmoud El Ashry, Helopolis, Cairo, Officers: Hany Boshra, Chairman (QI), Remonda Melik, CEO, Application Type: New NVO License

Oceanic Container Line Inc. (NVO & OFF), 2350 Hylan Blvd., Staten Island, NY 10306, Officers: Kenny W. Whitman, President (QI), Joseph D'Agastino, Secretary, Application Type: Add Trade Name Share Logistics USA

Pointer Int'l Forwarders, Inc. (OFF), 6386 NW 97th Avenue, Doral, FL 33178, Officers: Maria A. Ramos, Member Manager (QI), Elio Ramos, Member, Application Type: Business Structure Change to Pointer Int'l Forwarders, LLC

Puerto Pireo, Corp (NVO & OFF), 6941 Carlye Avenue, Suite 301, Miami Beach, FL 33141, Officers: Federico M. Rocha, Vice President (QI), Nicolas Stamati, President, Application Type: New NVO & OFF License

Ranahan Solutions, L.L.C. (NVO & OFF), 1020 Fennell, Houston, TX 77012, Officers: Ryan C. St. Clair, Chief Marketing Officer (QI), George J. Schutte, CEO, Application Type: New NVO & OFF License

Royal Global Express (OFF), 1901 Raymer Avenue, Fullerton, CA 92833, Officers: James E. Barkley, Vice President (QI), Shawn K. Duke, President, Application Type: Name Change to Royal Global Express Inc.

Savant Customs Brokers & Freight Forwarders, Inc. (NVO & OFF), 11 Broadway, Suite 1063, New York, NY 10004, Officers: Leonard Satz, President (QI), Katie M. Chen, Secretary, Application Type: New NVO & OFF License

Sigma Trade Logistics Corp (NVO), 5065 NW 74th Avenue, Suite 10, Miami, FL 33166, Officers: Joseph R. Caceres, President (QI), Ana M. Onate, Vice President, Application Type: New NVO License

Si-Log USA, LLC (NVO), 46 West 55th Street, 5th Floor, New York, NY 10019, Officer: Francesco Santori, Member/Manager (QI), Application Type: New NVO License

Starck Industries, Inc. (OFF), 12 Starck Drive, Burgettstown, PA 15021, Officers: Steven Starck, President (QI), Lindy Starck, Owner, Application Type: New OFF License

Transworld Logistics Group, Inc. (NVO & OFF), 242 Old New Brunswick Road, Suite 411, Piscataway, NJ 08854, Officers: Ziad Barghash, President (QI), Debra Brancato, Secretary, Application Type: QI Change/Add Trade Name TLG, Inc./Add NVO Service

Universal Relocations Inc. (NVO & OFF), 5895 Shiloh Road, Suite 108, Alpharetta, GA 30005, Officers: Sai Baba V. Dattani, President (QI), Meenakumari S. Vijay Dattani, Secretary, Application Type: New NVO & OFF License

Uniway Freight Service, Inc. (NVO), 2347 65th Street, Brooklyn, NY 11204, Officers: Ying Fang (Yuki) Yu,

Director (QI), Peng D. Cen, Director, Application Type: New NVO License

Worldwide Export International, Corp. (NVO), 450 W. 28th St., Bay 2, Hialeah, FL 33010, Officers: Maria I. Garrido, President (QI), Isbel Montano, Vice President, Application Type: New NVO License

Zavcor Trucking Limited (NVO), 3650 Eagle Street, Stevensville, Canada, Officers: Frederick L. Cratt, Vice President (QI), Kirk J. Zavitz, Director, Application Type: New NVO License

ZM Logistics LLC (NVO & OFF), 8065 NW 68th Street, Miami, FL 33166, Officers: Vicente Memoli, Managing Member (QI), Gianni Zampini, Manager, Application Type: New NVO & OFF License

By the Commission.

Dated: May 30, 2014.

Karen V. Gregory,

Secretary.

[FR Doc. 2014–13276 Filed 6–6–14; 8:45 am]

BILLING CODE 6730–01–P

FEDERAL RESERVE SYSTEM

Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The applications will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States.

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than July 3, 2014.

A. Federal Reserve Bank of Kansas City (Dennis Denney, Assistant Vice President) 1 Memorial Drive, Kansas City, Missouri 64198–0001:

1. *KSRS, LLC,* Osceola, Missouri; to become a bank holding company by acquiring at least 32 percent of the voting shares, and together with its owners and group acting in concert to acquire at least 50 percent of the voting shares, of Bancorp II, Inc., Kansas City, Missouri, and Citizens Community Bank, Pilot Grove, Missouri.

Board of Governors of the Federal Reserve System, June 3, 3014.

Michael J. Lewandowski,

Associate Secretary of the Board.

[FR Doc. 2014–13251 Filed 6–6–14; 8:45 am]

BILLING CODE 6210–01–P

FEDERAL RESERVE SYSTEM

Change in Bank Control Notices; Acquisitions of Shares of a Bank or Bank Holding Company

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire shares of a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than June 23, 2014.

A. Federal Reserve Bank of Philadelphia (William Lang, Senior Vice President) 100 North 6th Street, Philadelphia, Pennsylvania 19105–1521:

1. *Mark J. Baiada, individually and as part as a group acting in concert with Ann Baiada, both of Moorestown, New Jersey; Michael Baiada; the 1994 Baiada Family Trust and Michael Baiada as Trustee, all of Evergreen, Colorado; L. Mathew and Janet Baiada, both of Moorestown, New Jersey; Paul Melan Baiada, the Paul Melan Baiada 1999 Family Trust and Diane Baiada, as Trustee, the Baiada Trust for the Benefit of Caitlin Baiada, and Diane Baiada, all of Moorestown, New Jersey; Michael Baiada, Evergreen, Colorado, as Trustees, the Baiada Trust for the Benefit of Emma Baiada; Diane Baiada, both of Moorestown, New Jersey; and Michael Baiada, Evergreen, Colorado, as Trustees, and OceanFirst Bank, as the Voting Trustee of the J. Mark Baiada Voting Trust,* Toms River, New Jersey; to acquire voting shares of Cornerstone Financial Corporation, and thereby indirectly acquire voting shares of Cornerstone Bank, both in Mount Laurel, New Jersey.

Board of Governors of the Federal Reserve System, June 3, 2014.

Michael J. Lewandowski,

Associate Secretary of the Board.

[FR Doc. 2014–13250 Filed 6–6–14; 8:45 am]

BILLING CODE 6210–01–P

FEDERAL TRADE COMMISSION

Agency Information Collection Activities; Submission for OMB Review; Comment Request; Extension

AGENCY: Federal Trade Commission (''FTC'' or ''Commission'').

ACTION: Notice.

SUMMARY: The FTC intends to ask the Office of Management and Budget (''OMB'') to extend for an additional three years the current Paperwork Reduction Act (''PRA'') clearance for information collection requirements contained in its Funeral Industry Practice Rule (''Funeral Rule'' or ''Rule''). That clearance expires on September 30, 2014.

DATES: Comments must be filed by July 9, 2014.

ADDRESSES: Interested parties may file a comment online or on paper, by following the instructions in the Request for Comment part of the **SUPPLEMENTARY INFORMATION** section below. Write ''Paperwork Comment: FTC File No. P084401'' on your comment, and file your comment online at *https://ftcpublic.commentworks.com/ftc/funeralrulepra2* by following the instructions on the web-based form. If you prefer to file your comment on paper, mail your comment to the following address: Federal Trade Commission, Office of the Secretary, 600 Pennsylvania Avenue NW., Suite CC–5610 (Annex J), Washington, DC 20580, or deliver your comment to the following address: Federal Trade Commission, Office of the Secretary, Constitution Center, 400 7th Street SW., 5th Floor, Suite 5610 (Annex J), Washington, DC 20024.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the proposed information requirements for the Funeral Rule should be directed to Craig Tregillus, Attorney, Division of Marketing

Practices, Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue NW., Room 8607, Washington, DC 20580, (202) 326–2970.

SUPPLEMENTARY INFORMATION: On March 18, 2014, the FTC sought public comment on the information collection requirements in the Funeral Rule (''March 18, 2014 Notice''),[1] 16 CFR Part 453 (OMB Control Number 3084–0025). No comments were received. Pursuant to the OMB regulations, 5 CFR Part 1320, that implement the PRA, 44 U.S.C. 3501 et seq., the FTC is providing this second opportunity for public comment while seeking OMB approval to renew clearance for the Rule's information collection requirements.

Burden statement: As explained in the March 18, 2014 Notice, FTC staff estimates that Rule compliance entails a cumulative burden total of 161,061 hours (19,680 hours for recordkeeping, 102,021 hours for disclosure, and 39,360 hours for compliance training), total labor cost of $4,635,998 for disclosure, recordkeeping, and training ($3,419,380 for disclosure + $255,840 for recordkeeping + $960,778 for training), and $641,083 in non-labor/capital costs.

Request for Comment: You can file a comment online or on paper. For the Commission to consider your comment, we must receive it on or before July 9, 2014. Write ''Paperwork Comment: FTC File No. P084401'' on your comment. Your comment—including your name and your state—will be placed on the public record of this proceeding, including, to the extent practicable, on the public Commission Web site, at *http://www.ftc.gov/os/publiccomments.shtm.* As a matter of discretion, the Commission tries to remove individuals' home contact information from comments before placing them on the Commission Web site.

Because your comment will be made public, you are solely responsible for making sure that your comment does not include any sensitive personal information, like anyone's Social Security number, date of birth, driver's license number or other state identification number or foreign country equivalent, passport number, financial account number, or credit or debit card number. You are also solely responsible for making sure that your comment does not include any sensitive health information, like medical records or other individually identifiable health information. In addition, do not include any ''[t]rade secret or any commercial or financial information which is . . . privileged or confidential'' as provided in Section 6(f) of the FTC Act 15 U.S.C. 46(f), and FTC Rule 4.10(a)(2), 16 CFR 4.10(a)(2). In particular, do not include competitively sensitive information such as costs, sales statistics, inventories, formulas, patterns devices, manufacturing processes, or customer names.

If you want the Commission to give your comment confidential treatment, you must file it in paper form, with a request for confidential treatment, and you have to follow the procedure explained in FTC Rule 4.9(c).[2] Your comment will be kept confidential only if the FTC General Counsel grants your request in accordance with the law and the public interest.

Postal mail addressed to the Commission is subject to delay due to heightened security screening. As a result, we encourage you to submit your comments online. To make sure that the Commission considers your online comment, you must file it at *https://ftcpublic.commentworks.com/ftc/funeralrulepra2,* by following the instructions on the web-based form. If this Notice appears at *http://www.regulations.gov/#!home,* you also may file a comment through that Web site.

If you file your comment on paper, write ''Paperwork Comment: FTC File No. P084401'' on your comment and on the envelope, and mail or deliver it to the following address: Federal Trade Commission, Office of the Secretary, 600 Pennsylvania Avenue NW., Suite CC–5610 (Annex J), Washington, DC 20580, or deliver your comment to the following address: Federal Trade Commission, Office of the Secretary, Constitution Center, 400 7th Street SW., 5th Floor, Suite 5610 (Annex J), Washington, DC 20024. If possible, submit your paper comment to the Commission by courier or overnight service.

The FTC Act and other laws that the Commission administers permit the collection of public comments to consider and use in this proceeding as appropriate. The Commission will consider all timely and responsive public comments that it receives on or before July 9, 2014. You can find more information, including routine uses permitted by the Privacy Act, in the Commission's privacy policy, at *http://www.ftc.gov/ftc/privacy.htm.*

Comments on the information collection requirements subject to review under the PRA should additionally be submitted to OMB. If sent by U.S. mail, they should be addressed to Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for the Federal Trade Commission, New Executive Office Building, Docket Library, Room 10102, 725 17th Street NW., Washington, DC 20503. Comments sent to OMB by U.S. postal mail, however, are subject to delays due to heightened security precautions. Thus, comments instead should be sent by facsimile to (202) 395–5167.

David C. Shonka,

Principal Deputy General Counsel.

[FR Doc. 2014–13398 Filed 6–6–14; 8:45 am]

BILLING CODE 6750–01–P

[1] 52 FR 15123 (March 18, 2014).

[2] In particular, the written request for confidential treatment that accompanies the comment must include the factual and legal basis for the request, and must identify the specific portions of the comment to be withheld from the public record. *See* FTC Rule 4.9(c), 16 CFR 4.9(c).

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[OMB Control No. 9000–0024; Docket 2014–0055; Sequence 15]

Federal Acquisition Regulation; Information Collection; Buy American Act and Trade Agreements Certificates

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Notice of request for public comments regarding a revision to an existing OMB clearance.

SUMMARY: Under the provisions of the Paperwork Reduction Act (44 U.S.C. chapter 35), the Regulatory Secretariat Division (MVCB) will be submitting to the Office of Management and Budget (OMB) a request for extension and revision of the expiration dates of the following four information collection requirements: 9000–0024, 9000–0025, 9000–141 and 9000–0130. This request also merges the four previously approved information collections into one (OMB Control No. 9000–0024).

DATES: Submit comments on or before August 8, 2014.

ADDRESSES: Submit comments identified by Information Collection 9000–0024, Buy American Act and Trade Agreements Certificates, by any of the following methods:

- Regulations.gov: *http://www.regulations.gov.* Submit comments

via the Federal eRulemaking portal by searching the OMB control number 9000–0024. Select the link ''Comment Now'' that corresponds with ''Information Collection 9000–0024, Buy American Act and Trade Agreements Certificates. Follow the instructions provided on the screen. Please include your name, company name (if any), and ''Information Collection 9000–0024, Buy American Act and Trade Agreements Certificates'' on your attached document.

- Fax: 202–501–4067.
- Mail: General Services Administration, Regulatory Secretariat Division (MVCB), 1800 F Street NW., Washington, DC 20405. ATTN: Ms. Flowers/IC 9000–0024, Buy American Act and Trade Agreements Certificates.

Instructions: Please submit comments only and cite Information Collection 9000–0024, Buy American Act and Trade Agreements Certificates, in all correspondence related to this collection. All comments received will be posted without change to *http://www.regulations.gov,* including any personal and/or business confidential information provided.

FOR FURTHER INFORMATION CONTACT: Ms.Cecelia L. Davis, Procurement Analyst, Acquisition Policy Division, GSA 202–219–0202 or email *cecelia.davis@gsa.gov.*

SUPPLEMENTARY INFORMATION: A. This information collection requirement pertains to information that an offeror must submit in response to the requirements of the provisions and clauses in FAR 52.225–2 that relate to the following:

* The Buy American statute (41 U.S.C. chapter 83 and E.O. 10582).
* The Trade Agreements Act (19 U.S.C. 2501–2515), including the World Trade Organization Government Procurement Agreement and various free trade agreements.
* The American Recovery and Reinvestment Act of 2009 (Pub. L. 111–5) (Recovery Act).

a. 52.225–2, Buy American Certificate (formerly OMB Control No. 9000–0024), as prescribed in FAR 25.1101(2), requires the offeror to identify in its proposal supplies that do not meet the definition of domestic end product. The Buy American Act no longer applies to acquisitions of commercial information technology.

b. 52.225–4, Buy American—Free Trade Agreements—Israeli Trade Act Certificate (formerly OMB Control No. 9000–0130), as prescribed in FAR 25.1101(b)(2)(i), requires separate listing of foreign products that are eligible under a trade agreement, and listing of all other foreign end products.

c. 52.225–6, Trade Agreements Certificate (formerly OMB Control No. 9000–0025), as prescribed in FAR 25.1101(c)(2), requires the offeror to certify that all end products are either U.S.-made or designated country end products, except as listed in paragraph (b) of the provision. Offerors are not allowed to provide other than a U.S.-made or designated country end product, unless the requirement is waived.

d. Construction provisions and clauses (formerly OMB Control No. 9000–0141):

- 52.225–9, Buy American Act Construction Materials
- 52.225–10, Notice of Buy American Act Requirement—Construction Materials
- 52.225–11, Buy American Act Construction Materials—Trade Agreements
- 52.225–12, Notice of Buy American Act Requirement—Construction Materials under Trade Agreements
- 52.225–21, Required Use of American Iron, Steel and Manufactured Goods—Buy American Act—Construction Materials
- 52.225–23, Required Use of American Iron, Steel and Manufactured Goods—Buy American Act—Construction Materials Under Trade Agreements

The listed provisions and clauses, as prescribed in FAR 25.1102(a) through (e), provide that an offeror/contractor requesting to use foreign construction material due to unreasonable cost of domestic construction material shall provide adequate information to permit evaluation of the request.

B. Annual Reporting Burden

Supplies:

FAR Clause 52.225–2, Buy American Certificate (Formerly OMB Control No. 9000–0024)

Respondents: 3,480.
Responses per Respondent: 10.
Total Responses: 34,800.
Hours per Response: .25.
Total Burden Hours: 8,700.

FAR Clause 52.225–4, Buy American-Free Trade Agreements—Israeli (Formerly OMB Control No. 9000–0130)

Trade Act Certificate

Respondents: 2,550.
Responses per Respondent: 10.
Total Responses: 25,000.
Hours per Response: .25.
Total Burden Hours: 6,375.

FAR Clause 52.225–5, Trade Agreements Certificate (Formerly OMB Control No. 9000–0025)

Respondents: 320.
Responses per Respondent: 3.
Total Responses: 960.
Hours per Response: .25.
Total Burden Hours: 240.

Construction (Formerly OMB Control No. 9000–0141)

—52.225–9, Buy American Act Construction Materials
—52.225–10, Notice of Buy American Act Requirements—Construction Materials
—52.225–11, Buy American Act Construction Materials—Trade Agreements
—52.225–12, Notice of Buy American Act requirements—Construction Materials under Trade Agreements
—52.225–21, Required Use of American Iron, Steel and Manufactured Goods—Buy American Act—Construction Materials
—52.225–23, Required Use of American Iron, Steel and Manufactured Goods—Buy American Act—Construction Materials Under Trade Agreements

Respondents: 1,000.
Responses per Respondent: 2.
Total Responses: 2,000.
Hours per Response: 2.5.
Total Burden Hours: 5,000.

C. Public Comments

Public comments are particularly invited on: Whether this collection of information is necessary for the proper performance of functions of the FAR, and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; ways to enhance the quality, utility, and clarity of the information to be collected; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

Obtaining Copies of Proposals: Requesters may obtain a copy of the information collection documents from the General Services Administration, Regulatory Secretariat Division (MVCB), 1800 F Street NW., Washington, DC 20405, telephone 202–501–4755. Please cite OMB Control No. 9000–0024, Buy American Act Certificate, in all correspondence.

Dated: June 2, 2014.

Karlos Morgan,

Acting Director, Federal Acquisition Policy Division, Office of Government-wide Acquisition Policy, Office of Acquisition Policy, Office of Government-wide Policy.

[FR Doc. 2014–13316 Filed 6–6–14; 8:45 am]

BILLING CODE 6820–14–P

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[OMB Control No. 9000–0164; Docket 2014–0055; Sequence 23]

Federal Acquisition Regulation; Information Collection; Contractor Business Ethics Compliance Program and Disclosure Requirements

AGENCY: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Notice of request for public comments regarding an extension to an existing OMB information collection.

SUMMARY: Under the provisions of the Paperwork Reduction Act (44 U.S.C. chapter 35), the Regulatory Secretariat Division (MVCB) will be submitting to the Office of Management and Budget (OMB) a request to review and approve an extension of a previously approved information collection requirement concerning Contractor Business Ethics Compliance Program and Disclosure Requirements.

DATES: Submit comments on or before August 8, 2014.

ADDRESSES: Submit comments identified by Information Collection 9000–0164, Contractor Business Ethics Compliance Program and Disclosure Requirements, by any of the following methods:

- *Regulations.gov: http://www.regulations.gov.* Submit comments via the Federal eRulemaking portal by searching the OMB control number 9000–0164. Select the link that corresponds with ''Information Collection 9000–0164, Contractor Business Ethics Compliance Program and Disclosure Requirements.'' Follow the instructions provided on the screen. Please include your name, company name (if any), and ''Information Collection 9000–0164, Contractor Business Ethics Compliance Program and Disclosure Requirements,'' on your attached document.
- *Fax:* 202–501–4067.
- *Mail:* General Services Administration, Regulatory Secretariat Division (MVCB), 1800 F Street NW., Washington, DC 20405. ATTN: Ms. Flowers/IC 9000–0164, Contractor Business Ethics Compliance Program and Disclosure Requirements.

Instructions: Please submit comments only and cite Information Collection 9000–0164, Contractor Business Ethics Compliance Program and Disclosure Requirements, in all correspondence related to this collection. All comments received will be posted without change to *http://www.regulations.gov,* including any personal and/or business confidential information provided.

FOR FURTHER INFORMATION CONTACT: Mr. Edward Loeb, Procurement Analyst, Acquisition Policy Division, via telephone 202–501–0650 or via email to *edward.loeb@gsa.gov.*

SUPPLEMENTARY INFORMATION:

A. Purpose

The collection applies to the FAR requirements for a contractor code of business ethics and conduct, an internal control system, and disclosure to the Government of certain violations of criminal law, violations of the civil False Claims Act, or significant overpayments.

The 60 hour burden estimate reflects revisions resulting from public comments as reflected in the November 12, 2008, final rule (73 FR 67064). In response to public comments the Government stated the initial estimate of 3 hours was inadequate and revised the estimated burden hours to 60 per response. The change particularly considers the hours that would be required for the collection within a company, prior to release to the Government.

B. Annual Reporting Burden

Respondents: 276.
Responses per Respondent: 1.
Total Responses: 276.
Hours per Response: 60.
Total Burden hours: 16,560.

C. Public Comments

Public comments are particularly invited on: Whether this collection of information is necessary for the proper performance of functions of the FAR, and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; ways to enhance the quality, utility, and clarity of the information to be collected; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

Obtaining Copies of Proposals: Requesters may obtain a copy of the information collection documents from the General Services Administration, Regulatory Secretariat Division (MVCB), 1800 F Street NW., Washington, DC 20405, telephone 202–501–4755.

Please cite OMB Control No. 9000–0164, Contractor Business Ethics Compliance Program and Disclosure Requirements, in all correspondence.

Dated: June 2, 2014.

Karlos Morgan,

Acting Director, Federal Acquisition Policy Division, Office of Government-wide Acquisition Policy, Office of Acquisition Policy, Office of Government-wide Policy.

[FR Doc. 2014–13301 Filed 6–6–14; 8:45 am]

BILLING CODE 6820–EP–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

[30Day–14–14RJ]

Agency Forms Undergoing Paperwork Reduction Act Review

The Centers for Disease Control and Prevention (CDC) has submitted the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The notice for the proposed information collection is published to obtain comments from the public and affected agencies.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address any of the following: (a) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) Evaluate the accuracy of the agencies estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) Enhance the quality, utility, and clarity of the information to be collected; (d) 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,

e.g., permitting electronic submission of responses; and (e) Assess information collection costs.

To request additional information on the proposed project or to obtain a copy of the information collection plan and instruments, call (404) 639–7570 or send an email to *omb@cdc.gov*. Written comments and/or suggestions regarding the items contained in this notice should be directed to the Attention: CDC Desk Officer, Office of Management and Budget, Washington, DC 20503 or by fax to (202) 395–5806. Written comments should be received within 30 days of this notice.

Proposed Project

Community Assessment for Public Health Emergency Response (CASPER)—New—National Center for Environmental Health (NCEH), Centers for Disease Control and Prevention (CDC).

Background and Brief Description

CDC requests a three-year approval for a new Generic Information Collection Request (ICR) for the Community Assessment for Public Health Emergency Response (CASPER). CASPER is an effective public health tool designed to quickly provide low-cost, household-based information about a community's needs and health status in a simple, easy-to-understand format for decision-makers. A CASPER can be conducted any time the public health needs of a community are not well known, including as part of disaster/emergency response to help inform decision making and distribution of resources, or in non-emergency settings to assess the public health needs of a community. In all situations, CASPER provides timely public health information that is essential when engaging in sound public health action.

In order for a CASPER to be initiated by CDC, a local, state, tribal, military, port, other federal agency, or international health authority or other partner organization must first invite CDC to participate in a CASPER. Communities are identified by local, state, or regional emergency managers and health department officers. The process for conducting a CASPER includes planning and preparation, field work, analysis, and sharing results with stakeholders. Planning can take 24 hours to several months depending on the type of CASPER being conducted. Field work takes approximately five days. Due to emergency situations under which CASPERs are often requested by states (e.g., hurricane response, oil spill), it is important that CDC has the ability to gain urgent approval for data collection.

The CASPER uses a validated statistical methodology that includes a two-stage probability sampling technique to collect information from a representative sample of 210 households in the community. Within the community, 30 clusters (typically census tracts) are selected based on probability proportional to size and, within each cluster, seven households are randomly selected for interview.

Participation in a CASPER questionnaire is voluntary. Consenting participants are not provided incentives for participating in the survey. Face-to-face interviews, usually taking 30 minutes or less, with one adult (≥ 18 years of age) from a selected household are recorded on paper or in electronic form. In general, yes/no and multiple choice questions are used to collect household level information including, but not limited to, the following categories: Housing unit type and extent of damage to the dwelling, household needs, physical and behavioral health status, perception and response to public health communications, household emergency preparedness, and greatest reported need. While a majority of CASPERs collect only household-level information, there may be instances where the questionnaires are modified to collect a small amount of individual level data.

Participants give verbal consent. Additionally, no data is collected that could link specific questionnaires to house addresses. Separate from the questionnaire, a tracking form is used to record the number of households visited, calculate response rates, and record households that should be revisited because a respondent was unavailable for interview. A complete addresses, including house number, street name, city, state, and zip code, are never recorded on any form. This information is not retained by CDC or entered into any database. There is no way to link data from the tracking form to specific household questionnaires.

Though each CASPER will be different, in general, personally identifying information is not collected. In a minimal number of CASPERs, interview teams may come across households with urgent needs that present an immediate threat to life or health, where calling emergency services immediately is not appropriate. In these instances, the team may refer the household to appropriate services using a referral form that is not attached to the questionnaire. In the scant instances where these forms are utilized, personally identifying information is collected. However, the forms go directly from the field team to the local CASPER coordinator for handling and rapid follow-up. When referral forms are used, the information is never retained by CDC or entered into any database. There is no way to link specific questionnaires to any information on the referral form.

The estimated annualized burden is 1,577 hours. The estimated burden is based on conducting 15 CASPERs per year, interviewing 210 households per CASPER, conducting 30 minute interviews per household, and completing 50 referral forms per year. There is no cost to respondents other than their time.

ESTIMATED ANNUALIZED BURDEN HOURS

Type of respondents	Form name	Number of respondents	Number of responses per respondent	Average burden per response (in hrs.)
Residents of the selected geographic area to be assessed.	CASPER Questionnaire	3,150	1	30/60
	Referral Form	50	1	2/60

Leroy Richardson,

Chief, Information Collection Review Office, Office of Scientific Integrity, Office of the Associate Director for Science, Office of the Director, Centers for Disease Control and Prevention.

[FR Doc. 2014–13346 Filed 6–6–14; 8:45 am]

BILLING CODE 4163–18–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

Advisory Committee on Immunization Practices (ACIP)

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), the Centers for Disease Control and Prevention (CDC) announce the following meeting of the aforementioned committee:

Times and Dates:

8:00 a.m.–6:00 p.m., June 25, 2014.
8:00 a.m.–1:30 p.m., June 26, 2014.

Place: Centers for Disease Control and Prevention, Tom Harkin Global Communications Center, 1600 Clifton Road NE., Building 19, Kent ''Oz'' Nelson Auditorium, Atlanta, Georgia 30333.

Status: Open to the public, limited only by the space available.

Purpose: The committee is charged with advising the Director, CDC, on the appropriate use of immunizing agents. In addition, under 42 U.S.C. § 1396s, the committee is mandated to establish and periodically review and, as appropriate, revise the list of vaccines for administration to vaccine-eligible children through the Vaccines for Children (VFC) program, along with schedules regarding the appropriate periodicity, dosage, and contraindications applicable to the vaccines. Further, under provisions of the Affordable Care Act, at section 2713 of the Public Health Service Act, immunization recommendations of the ACIP that have been adopted by the Director of the Centers for Disease Control and Prevention must be covered by applicable health plans.

Matters for Discussion: The agenda will include discussions on: Yellow fever vaccine, human papillomavirus vaccines, influenza, pneumococcal conjugate vaccine, tetanus, diphtheria, and acellular pertussis vaccine in healthcare personnel, meningococcal vaccines, child/adolescent immunization, adult immunization, immunization safety, measles, hepatitis vaccines and vaccine supply. Recommendation votes are scheduled for yellow fever vaccine and influenza. Time will be available for public comment.

Agenda items are subject to change as priorities dictate.

Contact Person for More Information: Stephanie Thomas, National Center for Immunization and Respiratory Diseases, CDC, 1600 Clifton Road NE., MS–A27, Atlanta, Georgia 30333, telephone 404/639–8836; Email *ACIP@CDC.GOV.*

Meeting is webcast live via the World Wide Web; for instructions and more information on ACIP please visit the ACIP Web site: *http://www.cdc.gov/vaccines/acip/index.html.*

The Director, Management Analysis and Services Office, has been delegated the authority to sign **Federal Register** notices pertaining to announcements of meetings and other committee management activities for both the Centers for Disease Control and Prevention and the Agency for Toxic Substances and Disease Registry.

Elaine L. Baker,

Director, Management Analysis and Services Office, Centers for Disease Control and Prevention.

[FR Doc. 2014–13387 Filed 6–6–14; 8:45 am]

BILLING CODE 4160–18–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

Disease, Disability, and Injury Prevention and Control Special Emphasis Panel (SEP): Initial Review

The meeting announced below concerns Demonstration Projects on Health Systems Change to Integrate Tobacco Dependence Treatment into Clinical Care and Assessment of Related Outcomes, Special Interest Projects (SIP)14–028; and Applied Research and Development of Tools to Address Point-of-Sale Tobacco Marketing, SIP14–029, Panel B, initial review.

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), the Centers for Disease Control and Prevention (CDC) announces the aforementioned meeting:

Time and Date: 9:00 a.m.–6:00 p.m., June 18, 2014 (Closed).

Place: Teleconference.

Status: The meeting will be closed to the public in accordance with provisions set forth in Section 552b(c)(4) and (6), Title 5 U.S.C., and the Determination of the Director, Management Analysis and Services Office, CDC, pursuant to Public Law 92–463.

Matters for Discussion: The meeting will include the initial review, discussion, and evaluation of applications received in response to ''Demonstration Projects on Health Systems Change to Integrate Tobacco Dependence Treatment into Clinical Care and Assessment of Related Outcomes, SIP14–028; and Applied Research and Development of Tools to Address Point-of-Sale Tobacco Marketing, SIP14–029, Panel B, initial review.''

Contact Person for More Information: M. Chris Langub, Ph.D., Scientific Review Officer, CDC, 4770 Buford Highway NE., Mailstop F–80, Atlanta, Georgia 30341, Telephone: (770) 488–3585, *EEO6@cdc.gov.*

This notice is being published on less than 15 days prior to the meeting date because no earlier notification of the meeting was practicable.

The Director, Management Analysis and Services Office, has been delegated the authority to sign **Federal Register** notices pertaining to announcements of meetings and other committee management activities, for both the Centers for Disease Control and Prevention and the Agency for Toxic Substances and Disease Registry.

Elaine L. Baker,

Director, Management Analysis and Services Office, Centers for Disease Control and Prevention.

[FR Doc. 2014–13389 Filed 6–6–14; 8:45 am]

BILLING CODE 4163–18–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

Disease, Disability, and Injury Prevention and Control Special Emphasis Panel (SEP): Initial Review

The meeting announced below concerns Global and Territorial Health Research Network—Coordinating Center, Special Interest Projects (SIP)14–021; and Global and Territorial Health Research Network—Collaborating Centers, SIP14–022, Panel C, initial review.

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), the Centers for Disease Control and Prevention (CDC) announces the aforementioned meeting:

Time and Date: 9:00 a.m.–6:00 p.m., June 17, 2014 (Closed).

Place: Teleconference.

Status: The meeting will be closed to the public in accordance with provisions set forth in Section 552b(c)(4) and (6), Title 5 U.S.C., and the Determination of the Director, Management Analysis and Services Office, CDC, pursuant to Public Law 92–463.

Matters for Discussion: The meeting will include the initial review, discussion, and evaluation of applications received in response to ''Global and Territorial Health Research Network—Coordinating Center, SIP14–021; and Global and Territorial Health Research Network—Collaborating Centers, SIP14–022, Panel C, initial review.''

Contact Person for More Information: Diana Bartlett, M.P.H., M.P.P., Health Scientist, CDC, 1600 Clifton Road NE., Mailstop D–72, Atlanta, Georgia 30333, Telephone: (404) 639–4938, *ZXD5@CDC.GOV.*

This notice is being published on less than 15 days prior to the meeting date because no earlier notification of the meeting was practicable.

The Director, Management Analysis and Services Office, has been delegated the authority to sign **Federal Register** notices

pertaining to announcements of meetings and other committee management activities, for both the Centers for Disease Control and Prevention and the Agency for Toxic Substances and Disease Registry.

Elaine L. Baker,

Director, Management Analysis and Services Office, Centers for Disease Control and Prevention.

[FR Doc. 2014–13388 Filed 6–6–14; 8:45 am]

BILLING CODE 4163–18–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

[Document Identifiers: CMS–1856 and CMS–1893, CMS–10068 and CMS–265–11]

Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: Centers for Medicare & Medicaid Services, HHS.

ACTION: Notice.

SUMMARY: The Centers for Medicare & Medicaid Services (CMS) is announcing an opportunity for the public to comment on CMS' intention to collect information from the public. Under the Paperwork Reduction Act of 1995 (the PRA), federal agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information (including each proposed extension or reinstatement of an existing collection of information) and to allow 60 days for public comment on the proposed action. Interested persons are invited to send comments regarding our burden estimates or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

DATES: Comments must be received by August 8, 2014.

ADDRESSES: When commenting, please reference the document identifier or OMB control number (OCN). To be assured consideration, comments and recommendations must be submitted in any one of the following ways:

1. *Electronically.* You may send your comments electronically to *http://www.regulations.gov.* Follow the instructions for ''Comment or Submission'' or ''More Search Options'' to find the information collection document(s) that are accepting comments.

2. *By regular mail.* You may mail written comments to the following address: CMS, Office of Strategic Operations and Regulatory Affairs, Division of Regulations Development, Attention: Document Identifier/OMB Control Number __, Room C4–26–05, 7500 Security Boulevard, Baltimore, Maryland 21244–1850.

To obtain copies of a supporting statement and any related forms for the proposed collection(s) summarized in this notice, you may make your request using one of following:

1. Access CMS' Web site address at *http://www.cms.hhs.gov/PaperworkReductionActof1995.*

2. Email your request, including your address, phone number, OMB number, and CMS document identifier, to *Paperwork@cms.hhs.gov.*

3. Call the Reports Clearance Office at (410) 786–1326.

FOR FURTHER INFORMATION CONTACT: Reports Clearance Office at (410) 786–1326.

SUPPLEMENTARY INFORMATION:

Contents

This notice sets out a summary of the use and burden associated with the following information collections. More detailed information can be found in each collection's supporting statement and associated materials (see **ADDRESSES**).

CMS–1856 and CMS–1893 Request for Certification in the Medicare and/or Medicaid Program to Provide Outpatient Physical Therapy and/or Speech Pathology Services, and Outpatient Physical Therapy—Speech Pathology Survey Report

CMS–10068 Medicare Ombudsman Customer Service Feedback Survey

CMS–265–11 Independent Renal Dialysis Facility Cost Report Form

Under the Paperwork Reduction Act (PRA) (44 U.S.C. 3501–3520), Federal agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. The term ''collection of information'' is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA requires Federal agencies to publish a 60-day notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension or reinstatement of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, CMS is publishing this notice.

Information Collection

1. *Type of Information Collection Request:* Revision of a currently approved collection; *Title of Information Collection:* (CMS–1856) Request for Certification in the Medicare and/or Medicaid Program to Provide Outpatient Physical Therapy and/or Speech Pathology Services, and (CMS–1893) Outpatient Physical Therapy—Speech Pathology Survey Report; *Use:* Form CMS–1856 is used as an application to be completed by providers of outpatient physical therapy and/or speech-language pathology services requesting participation in the Medicare and Medicaid programs. This form initiates the process for obtaining a decision as to whether the conditions of participation are met as a provider of outpatient physical therapy, speech-language pathology services, or both. It is used by the State agencies to enter new providers into the Automated Survey Process Environment (ASPEN). Form CMS–1893 is used by the State survey agency to record data collected during an on-site survey of a provider of outpatient physical therapy and/or speech-language pathology services, to determine compliance with the applicable conditions of participation, and to report this information to the Federal government. The form is primarily a coding worksheet designed to facilitate data reduction and retrieval into the ASPEN system. The information needed to make certification decisions is available to us only through the use of information abstracted from the form.

Form Numbers: CMS–1856 and CMS–1893 (OMB control number: 0938–0065); *Frequency:* Annually, occasionally; *Affected Public:* Private sector—Business or other for-profit and Not-for-profit institutions; *Number of Respondents:* 700; *Total Annual Responses*: 700; *Total Annual Hours:* 613. (For policy questions regarding this collection contact James Cowher at 410–786–1948.)

2. *Type of Information Collection Request:* Reinstatement with change of a previously approved collection; *Title of Information Collection:* Medicare Ombudsman Customer Service Feedback Survey; *Use:* The Centers for Medicare and Medicaid Services stresses a continuing need for setting

customer service goals that include providing accurate, timely, and relevant information to its customers. With these goals in mind, we periodically survey our customers to ensure that the needs of Medicare beneficiaries are being met. This survey will be used to measure overall satisfaction of the customer service that the Medicare Ombudsman Group (MOG) within CMS provides to Medicare beneficiaries and their representatives. The information provided will be used by management and staff to measure and improve the quality and timeliness of responses to written and verbal correspondence.

Form Numbers: CMS–10068 (OMB control number: 0938–0894); *Frequency:* Annually, occasionally; *Affected Public:* Private Sector; Business or other for-profit and not-for-profit institutions; *Number of Respondents:* 2,380; *Total Annual Responses*: 2,380; *Total Annual Hours:* 317. (For policy questions regarding this collection contact Nancy Conn at 410–786–8374.)

3. *Type of Information Collection Request:* Extension of a currently approved collection; *Title of Information Collection:* Independent Renal Dialysis Facility Cost Report Form; *Use:* Providers of services participating in the Medicare program are required under sections 1815(a) and 1861(v)(1)(A) of the Social Security Act (42 U.S.C. 1395g) to submit annual information to achieve settlement of costs for health care services rendered to Medicare beneficiaries. In addition, regulations at 42 CFR 413.20 and 413.24 require adequate cost data and cost reports from providers on an annual basis. The Independent Renal Dialysis Facility Cost Report (Form CMS–265–11) cost report is needed to determine a provider's reasonable costs incurred in furnishing medical services to Medicare beneficiaries. The cost reports are required to be filed with the provider's Medicare Administrative Contractor (MAC). The functions of the MAC are described in section 1816 of the Social Security Act. However, the collection of data is a secondary function of the cost report. We use the data to support program operations, payment refinement activities, and to make Medicare Trust Fund projections.

Form Numbers: CMS–10068 (OMB control number: 0938–0894); *Frequency:* Annually, occasionally; *Affected Public:* Private Sector; Business or other for-profit and not-for-profit institutions; *Number of Respondents:* 2,380; *Total Annual Responses*: 2,380; *Total Annual Hours:* 317. (For policy questions regarding this collection contact Gail Duncan at 410–786–7278.)

Dated: June 3, 2014.

Martique Jones,

Deputy Director, Regulations Development Group, Office of Strategic Operations and Regulatory Affairs.

[FR Doc. 2014–13193 Filed 6–6–14; 8:45 am]

BILLING CODE 4120–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. FDA–2013–N–1164]

Agency Information Collection Activities; Submission for Office of Management and Budget Review; Comment Request; Testing Communications on Biological Products

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that a proposed collection of information has been submitted to the Office of Management and Budget (OMB) for review and clearance under the Paperwork Reduction Act of 1995.

DATES: Fax written comments on the collection of information by July 9, 2014.

ADDRESSES: To ensure that comments on the information collection are received, OMB recommends that written comments be faxed to the Office of Information and Regulatory Affairs, OMB, Attn: FDA Desk Officer, FAX: 202–395–7285, or emailed to *oira_submission@omb.eop.gov.* All comments should be identified with the OMB control number 0910–0687. Also include the FDA docket number found in brackets in the heading of this document.

FOR FURTHER INFORMATION CONTACT: FDA PRA Staff, Office of Operations, Food and Drug Administration, 8455 Colesville Rd., COLE–14526, Silver Spring, MD 20993–0002, *PRAStaff@fda.hhs.gov.*

SUPPLEMENTARY INFORMATION: In compliance with 44 U.S.C. 3507, FDA has submitted the following proposed collection of information to OMB for review and clearance.

Testing Communications on Biological Products—(OMB Control Number 0910–0687)—Extension

FDA is authorized by section 1003(d)(2)(D) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 393(d)(2)(D)) to conduct educational and public information programs relating to the safety of regulated biological products. FDA conducts needed research to help ensure that such programs have the highest likelihood of being effective. FDA expects that improving communications about biological products will involve many research methods, including individual indepth interviews, mall-intercept interviews, focus groups, self-administered surveys, gatekeeper reviews, and omnibus telephone surveys. The information will be used to explore concepts of interest and assist in the development and modification of communication messages and campaigns to fulfill the Agency's mission to protect the public health.

The information collected will serve three major purposes. First, as formative research it will provide critical knowledge needed about target audiences to develop messages and campaigns about biological product use. Knowledge of consumer and health care professional decisionmaking processes will provide the better understanding of target audiences that FDA needs to design effective communication strategies, messages, and labels. These communications will aim to improve public understanding of the risks and benefits of using biological products by providing users with a better context in which to place risk information more completely.

Second, as initial testing, it will allow FDA to assess the potential effectiveness of messages and materials in reaching and successfully communicating with their intended audiences. Testing messages with a sample of the target audience will allow FDA to refine messages while still in the developmental stage. Respondents will be asked to give their reaction to the messages in either individual or group settings.

Third, as evaluative research, it will allow FDA to ascertain the effectiveness of the messages and the distribution method of these messages in achieving the objectives of the message campaign. Evaluation of campaigns is a vital link in continuous improvement of communications at FDA.

In the **Federal Register** of October 1, 2013 (78 FR 60287), FDA published a 60-day notice requesting public comment on the proposed collection of information. No comments were received.

FDA estimates the burden of this collection of information based on prior experience with the various types of data collection methods described in this document:

TABLE 1—ESTIMATED ANNUAL REPORTING BURDEN

21 U.S.C. Section 393(d)(2)(D) (various data collection methods)	Number of respondents	Number of responses per respondent	Total annual responses	Average burden per response	Total hours
Individual Indepth Interviews	360	1	360	0.75 (45 minutes)	270
General Public Focus Group Interviews.	288	1	288	1.50 (90 minutes)	432
Intercept Interviews: Central Location.	200	1	200	0.25 (15 minutes)	50
Intercept Interviews: Telephone	4,000	1	4,000	0.08 (5 minutes)	320
Self-Administered Surveys	2,400	1	2,400	0.25 (15 minutes)	600
Gatekeeper Reviews	400	1	400	0.50 (30 minutes)	200
Omnibus Surveys	1,200	1	1,200	0.17 (10 minutes)	204
Total (General Public)	8,848	1	8,848		2,076
Physician Focus Group Interviews	432	1	432	1.50 (90 minutes)	648
Total (Physician)	432				648
Total (Overall)	9,280	1	9,280	0.29 (17 minutes)	2,724

Dated: June 3, 2014.

Leslie Kux,

Assistant Commissioner for Policy.

[FR Doc. 2014–13292 Filed 6–6–14; 8:45 am]

BILLING CODE 4160–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. FDA–2010–D–0194]

Agency Information Collection Activities; Announcement of Office of Management and Budget Approval; Safety Assurance Case

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that a collection of information entitled ''Safety Assurance Case'' has been approved by the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995.

FOR FURTHER INFORMATION CONTACT: FDA PRA Staff, Office of Operations, Food and Drug Administration, 8455 Colesville Rd., COLE–14526, Silver Spring, MD 20993–0002, *PRAStaff@fda.hhs.gov.*

SUPPLEMENTARY INFORMATION: On April 10, 2014, the Agency submitted a proposed collection of information entitled ''Safety Assurance Case'' to OMB for review and clearance under 44 U.S.C. 3507. An Agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. OMB has now approved the information collection and has assigned OMB control number 0910–0766. The approval expires on May 31, 2017. A copy of the supporting statement for this information collection is available on the Internet at *http://www.reginfo.gov/public/do/PRAMain.*

Dated: June 3, 2014.

Leslie Kux,

Assistant Commissioner for Policy.

[FR Doc. 2014–13291 Filed 6–6–14; 8:45 am]

BILLING CODE 4160–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. FDA–2014–N–0736]

Obstetrics and Gynecology Devices Panel of the Medical Devices Advisory Committee; Notice of Meeting

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

This notice announces a forthcoming meeting of a public advisory committee of the Food and Drug Administration (FDA). The meeting will be open to the public.

Name of Committee: Obstetrics and Gynecology Devices Panel of the Medical Devices Advisory Committee.

General Function of the Committee: To provide advice and recommendations to the Agency on FDA's regulatory issues.

Date and Time: The meeting will be held on July 10 and 11, 2014, from 8 a.m. to 6 p.m.

Location: FDA White Oak Campus, 10903 New Hampshire Ave., Building 31 Conference Center, the Great Room (Rm. 1503), Silver Spring, MD 20993–0002. Information regarding special accommodations due to a disability, visitor parking, and transportation may be accessed at: *http://www.fda.gov/AdvisoryCommittees/default.htm;* under the heading ''Resources for You,'' click on ''Public Meetings at the FDA White Oak Campus.'' Please note that visitors to the White Oak Campus must enter through Building 1.

Contact Person: Shanika Craig, Center for Devices and Radiological Health, Food and Drug Administration, 10903 New Hampshire Ave., Silver Spring, MD 20993, 301–796–6639, or FDA Advisory Committee Information Line, 1–800–741–8138 (301–443–0572 in the Washington, DC area). A notice in the **Federal Register** about last minute modifications that impact a previously announced advisory committee meeting cannot always be published quickly enough to provide timely notice. Therefore, you should always check the Agency's Web site at *http://www.fda.gov/AdvisoryCommittees/default.htm* and scroll down to the appropriate advisory committee meeting link, or call the advisory committee information line to learn about possible modifications before coming to the meeting.

Agenda: On July 10 and 11, 2014, the committee will discuss the safety of laparoscopic power morcellator devices as it pertains to their potential to disseminate and upstage a confined, but undetected (occult) uterine malignancy during laparoscopic hysterectomy or myomectomy. FDA is convening this committee to seek expert scientific and clinical opinion on the risks and benefits of these types of devices when used for these procedures, based on available scientific data. The committee will make recommendations regarding the appropriate use, premarket testing, labeling, and other risk mitigations

(including the use of containment bags) for these devices.

On July 11, 2014, during the afternoon session, the committee will also be asked to discuss the regulatory classification of laparoscopic power morcellator devices when used to cut and extract tissue during gynecologic laparoscopic procedures and to assist FDA in determining the appropriate level of regulatory control necessary for this device type, including discussion of class II (special controls) or reclassification to class III (subject to premarket approval application (PMA)).

FDA intends to make background material available to the public no later than 2 business days before the meeting. If FDA is unable to post the background material on its Web site prior to the meeting, the background material will be made publicly available at the location of the advisory committee meeting, and the background material will be posted on FDA's Web site after the meeting. Background material is available at *http://www.fda.gov/AdvisoryCommittees/Calendar/default.htm.* Scroll down to the appropriate advisory committee meeting link.

The Center for Devices and Radiological Health (CDRH) plans to provide a live webcast of the July 10 and 11, 2014, meeting of the Obstetrics and Gynecology Devices Panel of the Medical Devices Advisory Committee. While CDRH is working to make webcasts available to the public for all advisory committee meetings held at the White Oak campus, there are instances where the webcast transmission is not successful; staff will work to reestablish the transmission as soon as possible. The link for the webcast is available at: *https://colaboration.fda.gov/obgyd/,* or further information regarding the webcast, including the Web address for the webcast, will be made available at least 2 days in advance of the meeting at the following Web site: *http://www.fda.gov/AdvisoryCommittees/CommitteesMeetingMaterials/MedicalDevices/MedicalDevicesAdvisoryCommittee/ObstetricsandGynecologyDevices/default.htm.* Select the link for 2014 Meeting Materials.

Procedure: Interested persons may present data, information, or views, orally or in writing, on issues pending before the committee. Written submissions may be made to the contact person on or before June 24, 2014. Oral presentations from the public will be scheduled between approximately 9 a.m. and 10 a.m. for both days of this meeting. Those individuals interested in making formal oral presentations should notify the contact person and submit a brief statement of the general nature of the evidence or arguments they wish to present, the names and addresses of proposed participants, and an indication of the approximate time requested to make their presentation on or before June 16, 2014. Time allotted for each presentation may be limited. If the number of registrants requesting to speak is greater than can be reasonably accommodated during the scheduled open public hearing session, FDA may conduct a lottery to determine the speakers for the scheduled open public hearing session. The contact person will notify interested persons regarding their request to speak by June 19, 2014.

FDA will work with the manufacturers of laparoscopic morcellators and containment bags who wish to make presentations to ensure that adequate time, separate from the approximate time slots for the general open public hearing session, is provided. Manufacturers interested in making formal presentations to the committee should notify the contact person on or before June 18, 2014. Manufacturers with common interests are urged to coordinate their oral presentations.

FDA is opening a docket for public comment on this document. The docket number is FDA–2014–N–0736. The docket will close on August 11, 2014. Interested persons are encouraged to use the docket to submit electronic or written comments regarding this meeting. Submit electronic comments to *http://www.regulations.gov.* Comments received on or before July 1, 2014, will be provided to the committee for their consideration. Comments received after July 1, 2014, will be taken into consideration by the Agency.

Submit written comments to the Division of Dockets Management, Food and Drug Administration, 5630 Fishers Lane, Rm. 1061, Rockville, MD 20852. It is only necessary to send one set of comments. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the Divisions of Dockets Management between 9 a.m. and 4 p.m., Monday through Friday and will be posted to the docket at *http://www.regulations.gov.*

Persons attending FDA's advisory committee meetings are advised that the Agency is not responsible for providing access to electrical outlets.

FDA welcomes the attendance of the public at its advisory committee meetings and will make every effort to accommodate persons with physical disabilities or special needs. If you require special accommodations due to a disability, please contact AnnMarie Williams, at *Annmarie.Williams@fda.hhs.gov,* or 301–796–5966, at least 7 days in advance of the meeting.

FDA is committed to the orderly conduct of its advisory committee meetings. Please visit our Web site at *http://www.fda.gov/AdvisoryCommittees/AboutAdvisoryCommittees/ucm111462.htm* for procedures on public conduct during advisory committee meetings.

Notice of this meeting is given under the Federal Advisory Committee Act (5 U.S.C. app. 2).

Dated: June 3, 2014.

Leslie Kux,

Assistant Commissioner for Policy.

[FR Doc. 2014–13290 Filed 6–6–14; 8:45 am]

BILLING CODE 4160–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Submission for OMB Review; 30-Day Comment Request; Generic Clearance for the Collection of Qualitative Feedback on Agency Service Delivery (NCI)

SUMMARY: Under the provisions of Section 3507(a)(1)(D) of the Paperwork Reduction Act of 1995, the National Institutes of Health (NIH), has submitted to the Office of Management and Budget (OMB) a request for review and approval of the information collection listed below. This proposed information collection was previously published in the **Federal Register** on March 18, 2014, Vol. #79, page 15133 and allowed 60-days for public comment. No public comments were received. The purpose of this notice is to allow an additional 30 days for public comment. The National Cancer Institute (NCI), National Institutes of Health, may not conduct or sponsor, and the respondent is not required to respond to, an information collection that has been extended, revised, or implemented on or after October 1, 1995, unless it displays a currently valid OMB control number.

Direct Comments to OMB: Written comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time, should be directed to the: Office of Management and Budget, Office of Regulatory Affairs, *OIRA_submission@omb.eop.gov* or by fax to 202–395–6974, Attention: NIH Desk Officer.

Comment Due Date: Comments regarding this information collection are best assured of having their full effect if received within 30-days of the date of this publication.

FOR FURTHER INFORMATION CONTACT: To obtain a copy of the data collection plans and instruments or request more information on the proposed project contact: Vivian Horovitch-Kelley, Office of Management Policy and Compliance, National Cancer Institute, 9609 Medical Center Drive, Bethesda, MD 20892–9760 or call non-toll-free number 240–276–6850 or Email your request including your address to: *horovitchkellv@mail.nih.gov.* Formal requests for additional plans and instruments must be requested in writing.

Proposed Collection: Generic Clearance for the Collection of Qualitative Feedback on Agency Service Delivery (NCI), 0925–0642, Expiration Date 9/31/2014, Extension, National Cancer Institute (NCI), National Institutes of Health (NIH).

Need and Use of Information Collection: There are no changes being requested for this submission. The information collection activity will garner qualitative customer and stakeholder feedback in an efficient, timely manner, in accordance with the Administration's commitment to improving service delivery. This generic will provide information about the National Cancer Institute's customer or stakeholder perceptions, experiences and expectations, provide an early warning of issues with service, or focus attention on areas where communication, training or changes in operations might improve delivery of products or services. It will also allow feedback to contribute directly to the improvement of program management. Feedback collected under this generic clearance will provide useful information but it will not yield data that can be generalized to the overall population.

OMB approval is requested for 3 years. There are no costs to respondents other than their time. The total estimated burden hours are 8,750.

ESTIMATED ANNUALIZED BURDEN HOURS

Type of collection	Number of respondents	Number of responses per respondent	Average burden per response (in hours)	Total burden hours
Surveys	1000	1	30/60	500
In-Depth Interviews (IDIs) or Small Discussion Groups	500	1	90/60	750
Focus Groups	2000	1	90/60	3,000
Website or Software Usability Tests	3000	1	90/60	4,500

Dated: May 27, 2014.

Karla Bailey,

NCI Project Clearance Liaison, National Institutes of Health.

[FR Doc. 2014–13411 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Library of Medicine; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App), notice is hereby given of the meetings.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable materials, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Biomedical Library and Informatics Review Committee.

Date: November 6–7, 2014.

Time: November 6, 2014, 8 a.m. to 6 p.m.

Agenda: To review and evaluate grant applications.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Time: November 7, 2014, 8 a.m. to 2 p.m.

Agenda: To review and evaluate grant applications.

Contact Person: Arthur A. Petrosian, Ph.D., Chief Scientific Review Officer, Division of Extramural Programs, National Library of Medicine, 6705 Rockledge Drive, Suite 301, Bethesda, MD 20892–7968, 301–496–4253, *petrosia@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program No. 93.879, Medical Library Assistance, National Institutes of Health, HHS)

Dated: June 3, 2014.

Michelle Trout,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13328 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Amended Notice of Meeting

Notice is hereby given of a change in the meeting of the National Cancer Advisory Board and NCI Board of Scientific Advisors, June 22, 2014, 4 p.m. to June 24, 2014, 12 p.m., National Institutes of Health, Building 31, C Wing, 6th Floor, 31 Center Drive, Conference Room 10, Bethesda, MD 20892 which was published in the **Federal Register** on May 7, 2014, 79 FR 26259.

The meeting notice is being amended to cancel the Subcommittee meeting on Planning and Budget on June 22, 2014. The meeting notice is also being amended to change the following open and closed session times of the Joint Board meeting. On June 23, 2014, the open session will be from 8:30 a.m. to 6 p.m. On June 24, 2014, the open session will be from 8:30 a.m. to 10:45 a.m. and the closed session will be from 10:45 a.m. to 12 p.m. The meeting is partially closed to the public.

Dated: June 3, 2014.

Melanie J. Gray,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13330 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as

amended (5 U.S.C. App.), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel; PAR 12–251: Behavioral Science Track Award for Rapid Transition (B/START).

Date: June 20, 2014.

Time: 12 p.m. to 4 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Jose H Guerrier, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5218, MSC 7852, Bethesda, MD 20892, 301–435–1137, *guerriej@csr.nih.gov.*

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Research Project Grant.

Date: July 1, 2014.

Time: 11 a.m. to 1 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Wenchi Liang, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3150, MSC 7770, Bethesda, MD 20892, 301–435–0681, *liangw3@csr.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: June 3, 2014.

Michelle Trout,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13323 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Environmental Health Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App.), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Environmental Health Sciences Special Emphasis Panel; Pathway to Independence in Environmental Health Sciences.

Date: June 26, 2014.

Time: 1 p.m. to 4 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institute of Environmental Health Sciences, Keystone Building, 530 Davis Drive, Suite 3118, Research Triangle Park, NC 27709, (Telephone Conference Call).

Contact Person: Leroy Worth, Ph.D., Scientific Review Officer, Scientific Review Branch, Division of Extramural Research and Training, Nat. Institute of Environmental Health Sciences, P.O. Box 12233, MD EC–30/Room 3171, Research Triangle Park, NC 27709, (919) 541–0670, *worth@niehs.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.115, Biometry and Risk Estimation—Health Risks from Environmental Exposures; 93.142, NIEHS Hazardous Waste Worker Health and Safety Training; 93.143, NIEHS Superfund Hazardous Substances—Basic Research and Education; 93.894, Resources and Manpower Development in the Environmental Health Sciences; 93.113, Biological Response to Environmental Health Hazards; 93.114, Applied Toxicological Research and Testing, National Institutes of Health, HHS)

Dated: June 4, 2014.

Carolyn Baum,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13334 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App.), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel; Special Emphasis Panel.

Date: June 17, 2014.

Time: 11 a.m. to 12 p.m.

Agenda: To review and evaluate grant applications.

Place: National Cancer Institute Shady Grove, 9609 Medical Center Drive, Room 7W530, Rockville, MD 20850 (Telephone Conference Call).

Contact Person: Shamala K. Srinivas, Ph.D., Scientific Review Officer, Office of Referral, Review, and Program Coordination, Division of Extramural Activities, National Cancer Institute, 9609 Medical Center Drive, Room 7W503, Bethesda, MD 20892–8329, 240–276–6442, *ss537t@.nih.gov.*

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: National Cancer Institute Special Emphasis Panel; SBIR Phase II Bridge Awards to Accelerate the Development of Cancer Therapeutics, Imaging Technologies, Interventional Devices, Diagnostics, and Prognostics toward Commercialization.

Date: July 14–15, 2014.

Time: 11 a.m. to 5 p.m.

Agenda: To review and evaluate grant applications.

Place: National Cancer Institute Shady Grove, 4E030 (7/14) 7W030 (7/15), Rockville, MD 20850, 9609 Medical Center Drive (Telephone Conference Call).

Contact Person: Kenneth L. Bielat, Ph.D., Scientific Review Officer, Research Technology and Contract Review Branch, Division of Extramural Activities, National Cancer Institute, 9609 Medical Center Drive, Room 7W244, Rockville, MD 20892–9750, 240–276–6373, *bielatk@mail.nih.gov.*

Information is also available on the Institute's/Center's home page: *http://deainfo.nci.nih.gov/advisory/sep/sep.htm,* where an agenda and any additional

information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: June 3, 2014.

Melanie J. Gray,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13333 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Amended Notice of Meeting

Notice is hereby given of a change in the meeting of the Center for Scientific Review Special Emphasis Panel, June 9, 2014, 9 a.m. to June 10, 2014, 5 p.m., National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 which was published in the **Federal Register** on June 3, 2014, 79 FR 31956.

The meeting will be held on June 10, 2014 to June 11, 2014. The meeting time and location remain the same. The meeting is closed to the public.

Dated: June 3, 2014.

Michelle Trout,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13322 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Library of Medicine; Notice of Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App), notice is hereby given of meetings of the Board of Regents of the National Library of Medicine.

The meeting will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable materials, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Board of Regents of the National Library of Medicine; Extramural Programs Subcommittee.

Date: September 9, 2014.

Closed: 7:45 a.m. to 8:45 a.m.

Agenda: To review and evaluate grant applications.

Place: National Library of Medicine, Building 38, Billings Conference Room, 8600 Rockville Pike, Bethesda, MD 20892.

Contact Person: Donald A.B. Lindberg, MD, Director, National Library of Medicine, 8600 Rockville Pike, Bethesda, MD 20892, 301–496–6221, *lindberg@mail.nih.gov.*

Name of Committee: Board of Regents of the National Library of Medicine; Subcommittee on Outreach and Public Information.

Date: September 9, 2014.

Open: 7:45 a.m. to 8:45 a.m.

Agenda: To review and discuss outreach activities.

Place: National Library of Medicine, Building 38, 2nd Floor, Conference Room B, 8600 Rockville Pike, Bethesda, MD 20892.

Contact Person: Donald A.B. Lindberg, MD, Director, National Library of Medicine, 8600 Rockville Pike, Bethesda, MD 20892, 301–496–6221, *lindberg@mail.nih.gov.*

Name of Committee: Board of Regents of the National Library of Medicine.

Date: September 9–10, 2014.

Open: September 9, 2014, 9 a.m. to 4:40 p.m.

Agenda: Program Discussion.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Closed: September 9, 2014, 4:40 p.m. to 5 p.m.

Agenda: To review and evaluate grant applications.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Open: September 10, 2014, 9 a.m. to 12 p.m.

Agenda: Program Discussion.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Contact Person: Donald A.B. Lindberg, MD, Director, National Library of Medicine, 8600 Rockville Pike, Bethesda, MD 20892, 301–496–6221, *lindberg@mail.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NIH campus. All visitor vehicles, including taxicabs, hotel, and airport shuttles will be inspected before being allowed on campus. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: *www.nlm.nih.gov/od/bor/bor.html,* where an agenda and any additional information for the meeting will be posted when available. This meeting will be broadcast to the public, and available for at viewing at *http://videocast.nih.gov* on September 9–10, 2014.

(Catalogue of Federal Domestic Assistance Program No. 93.879, Medical Library Assistance, National Institutes of Health, HHS)

Dated: June 3, 2014.

Michelle Trout,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13324 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Library of Medicine; Notice of Meetings

Pursuant to section 10(a) of the Federal Advisory Committee Act, as amended (5 U.S.C. App), notice is hereby given of a meeting of the Board of Scientific Counselors, Lister Hill Center for Biomedical Communications.

The meeting will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting.

The meeting will be closed to the public as indicated below in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended for review, discussion, and evaluation of individual intramural programs and projects conducted by the NATIONAL LIBRARY OF MEDICINE, including consideration of personnel qualifications and performance, and the

competence of individual investigators, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Board of Scientific Counselors, Lister Hill National Center for Biomedical Communications.

Date: September 11–12, 2014.

Open: September 11, 2014, 9 a.m. to 12 p.m.

Agenda: Review of research and development programs and preparation of reports of the Lister Hill National Center for Biomedical Communications.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Closed: September 11, 2014, 12 p.m. to 4:30 p.m.

Agenda: To review and evaluate personal qualifications, performance, and competence of individual investigators.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Closed: September 12, 2014, 9 a.m. to 10 a.m.

Agenda: To review and evaluate personal qualifications, performance, and competence of individual investigators.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Contact Person: Karen Steely, Program Assistant, Lister Hill National Center for Biomedical Communications, National Library of Medicine, Building 38A, Room 7S709, Bethesda, MD 20892, 301–435–3137, *ksteely@mail.nih.gov.*

Open: September 12, 2014, 10 a.m. to 11 a.m.

Agenda: Review of research and development programs and preparation of reports of the Lister Hill National Center for Biomedical Communications.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Contact Person: Karen Steely, Program Assistant, Lister Hill National Center for Biomedical Communications, National Library of Medicine, Building 38A, Room 7S709, Bethesda, MD 20892, 301–435–3137, *ksteely@mail.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NIH campus. All visitor vehicles, including taxicabs, hotel, and airport shuttles will be inspected before being allowed on campus. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

(Catalogue of Federal Domestic Assistance Program No. 93.879, Medical Library Assistance, National Institutes of Health, HHS)

Dated: June 3, 2014.

Michelle Trout,

Program Analyst, Office of the Federal Advisory Committee Policy.

[FR Doc. 2014–13325 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Library of Medicine; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable materials, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Library of Medicine; Special Emphasis Panel; GO8.

Date: October 15–16, 2014.

Time: 9 a.m. to 6 a.m.

Agenda: To review and evaluate grant applications.

Place: National Library of Medicine, 6705 Rockledge Drive, Suite 301, Bethesda, MD 20817, (Telephone Conference Call).

Contact Person: Zoe E. Huang, MD, Scientific Review Officer, Extramural Programs, National Library of Medicine, NIH, 6705 Rockledge Drive, Suite 301, Bethesda, MD 20892–7968, 301–594–4937, *huangz@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program No. 93.879, Medical Library Assistance, National Institutes of Health, HHS)

Dated: June 3, 2014.

Michelle Trout,

Program Analyst, Office of the Federal Advisory Committee Policy.

[FR Doc. 2014–13326 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App.), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The contract/grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the contract/grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel; Cancer Imaging.

Date: June 24, 2014.

Time: 1 p.m. to 3 p.m.

Agenda: To review and evaluate contract proposals.

Place: National Cancer Institute Shady Grove, 9609 Medical Center Drive, 2W914, Rockville, MD 20850, (Telephone Conference Call).

Contact Person: Jeffrey E. DeClue, Ph.D., Scientific Review Officer, Research Technology and Contract Review Branch, Division of Extramural Activities, National Cancer Institute, 9609 Medical Center Drive, Room 7W238, Bethesda, MD 20892–8329, 240–276–6371, *decluej@mail.nih.gov.*

Name of Committee: National Cancer Institute Special Emphasis Panel; Omnibus SEP–11.

Date: July 22, 2014.

Time: 12 p.m. to 4:30 p.m.

Agenda: To review and evaluate grant applications.

Place: National Cancer Institute Shady Grove, 9609 Medical Center Drive, 7W030, Rockville, MD 20892–9750, (Telephone Conference Call).

Contact Person: Timothy C. Meeker, MD, Ph.D., Scientific Review Officer, Resources and Training Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, 7W624, Rockville, MD 20850, 240–276–6464, *meekert@mail.nih.gov.*

Information is also available on the Institute's/Center's home page: *http://deainfo.nci.nih.gov/advisory/sep/sep.htm,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: June 3, 2014.

Melanie J. Gray,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13332 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Mental Health; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App.), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Mental Health Special Emphasis Panel; Unveiling the Genome: Genetic Architecture of Severe Mental Disorders Revealed.

Date: June 30, 2014.

Time: 10 a.m. to 12 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Neuroscience Center, 6001 Executive Boulevard, Rockville, MD 20852 (Telephone Conference Call).

Contact Person: Vinod Charles, Ph.D., Scientific Review Officer, Division of Extramural Activities, National Institute of Mental Health, NIH, Neuroscience Center, 6001 Executive Blvd., Room 6151, MSC 9606, Bethesda, MD 20892–9606, 301–443–1606, *charlesvi@mail.nih.gov*.

Name of Committee: National Institute of Mental Health Special Emphasis Panel; Fellowships and Dissertation Grants.

Date: June 30, 2014.

Time: 12:30 p.m. to 5 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Neuroscience Center, 6001 Executive Boulevard, Rockville, MD 20852 (Telephone Conference Call).

Contact Person: Marcy Ellen Burstein, Ph.D., Scientific Review Officer, Division of Extramural Activities, National Institute of Mental Health, NIH, Neuroscience Center, 6001 Executive Blvd., Room 6143, MSC 9606, Bethesda, MD 20892–9606, 301–443–9699, *bursteinme@mail.nih.gov*.

Name of Committee: National Institute of Mental Health Special Emphasis Panel; Services Conflicts.

Date: July 1, 2014.

Time: 1 p.m. to 3 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Neuroscience Center, 6001 Executive Boulevard, Rockville, MD 20852 (Telephone Conference Call).

Contact Person: Karen Gavin-Evans, Ph.D., Scientific Review Officer, Division of Extramural Activities, National Institute of Mental Health, NIH, Neuroscience Center, 6001 Executive Boulevard, Room 6153, MSC 9606, Bethesda, MD 20892, 301–451–2356, *gavinevanskm@mail.nih.gov*.

(Catalogue of Federal Domestic Assistance Program No. 93.242, Mental Health Research Grants, National Institutes of Health, HHS)

Dated: June 3, 2014.

Carolyn A. Baum,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13335 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Library of Medicine; Notice of Meeting

Pursuant to section 10(a) of the Federal Advisory Committee Act, as amended (5 U.S.C. App), notice is hereby given of a meeting of the Board of Scientific Counselors, National Center for Biotechnology Information.

The meeting will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting.

The meeting will be closed to the public as indicated below in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended for review, discussion, and evaluation of individual intramural programs and projects conducted by the NATIONAL LIBRARY OF MEDICINE, including consideration of personnel qualifications and performance, and the competence of individual investigators, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Board of Scientific Counselors, National Center for Biotechnology Information.

Date: December 2, 2014.

Open: 8:30 a.m. to 12 p.m.

Agenda: Program Discussion.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Closed: 12 p.m. to 2 p.m.

Agenda: To review and evaluate personal qualifications and performance, and competence of individual investigators.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Open: 2 p.m. to 3 p.m.

Agenda: Program Discussion.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20892.

Contact Person: David J. Lipman, MD, Director, National Center of Biotechnology Information, National Library of Medicine, Department of Health and Human Services, Building 38A, Room 8N805, Bethesda, MD 20892, 301–435–5985, *dlipman@mail.nih.gov*.

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NIH campus. All visitor vehicles, including taxicabs, hotel, and airport shuttles will be inspected before being allowed on campus. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

(Catalogue of Federal Domestic Assistance Program No. 93.879, Medical Library Assistance, National Institutes of Health, HHS)

Dated: June 3, 2014.

Michelle Trout,

Program Analyst, Office of the Federal Advisory Committee Policy.

[FR Doc. 2014–13329 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Library of Medicine; Notice of Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. App), notice is hereby given of a meeting of the Literature Selection Technical Review Committee.

The meeting will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should

notify the Contact Person listed below in advance of the meeting.

The portions of the meeting devoted to the review and evaluation of journals for potential indexing by the National Library of Medicine will be closed to the public in accordance with the provisions set forth in section 552b(c)(9)(B), Title 5 U.S.C., as amended. Premature disclosure of the titles of the journals as potential titles to be indexed by the National Library of Medicine, the discussions, and the presence of individuals associated with these publications could significantly frustrate the review and evaluation of individual journals.

Name of Committee: Literature Selection Technical Review Committee.

Date: October 23–24, 2014.

Open: October 23, 2014, 8:30 a.m. to 10:45 a.m.

Agenda: Administrative.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20894.

Closed: October 23, 2014, 10:45 a.m. to 5 p.m.

Agenda: To review and evaluate journals as potential titles to be indexed by the National Library of Medicine.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20894.

Closed: October 24, 2014, 8:30 a.m. to 2 p.m.

Agenda: To review and evaluate journals as potential titles to be indexed by the National Library of Medicine.

Place: National Library of Medicine, Building 38, 2nd Floor, Board Room, 8600 Rockville Pike, Bethesda, MD 20894.

Contact Person: Joyce Backus, M.S.L.S., Associate Director, Division of Library Operations, National Library of Medicine, 8600 Rockville Pike, Building 38, Room 2W04, Bethesda, MD 20892, 301–496–6921, *backusj@mail.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NIH campus. All visitor vehicles, including taxicabs, hotel, and airport shuttles will be inspected before being allowed on campus. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

(Catalogue of Federal Domestic Assistance Program No. 93.879, Medical Library Assistance, National Institutes of Health, HHS)

Dated: June 3, 2014.

Michelle Trout,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2014–13327 Filed 6–6–14; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

[USCG–2014–0092]

Collection of Information Under Review by Office of Management and Budget

AGENCY: Coast Guard, DHS.

ACTION: Thirty-day notice requesting comments.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995 the U.S. Coast Guard is forwarding Information Collection Requests (ICRs), abstracted below, to the Office of Management and Budget (OMB), Office of Information and Regulatory Affairs (OIRA), requesting approval of a revision to the following collection of information: 1625–0078, Licensing and Manning Requirements for Officers on Towing Vessels. Review and comments by OIRA ensure we only impose paperwork burdens commensurate with our performance of duties.

DATES: Comments must reach the Coast Guard and OIRA on or before July 9, 2014.

ADDRESSES: You may submit comments identified by Coast Guard docket number [USCG–2014–0092] to the Docket Management Facility (DMF) at the U.S. Department of Transportation (DOT) and/or to OIRA. To avoid duplicate submissions, please use only one of the following means:

(1) *Online:* (a) To Coast Guard docket at *http://www.regulations.gov.* (b) To OIRA by email via: *OIRA-submission@omb.eop.gov.*

(2) *Mail:* (a) DMF (M–30), DOT, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590–0001. (b) To OIRA, 725 17th Street NW., Washington, DC 20503, attention Desk Officer for the Coast Guard.

(3) *Hand Delivery:* To DMF address above, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The telephone number is 202–366–9329.

(4) *Fax:* (a) To DMF, 202–493–2251. (b) To OIRA at 202–395–6566. To ensure your comments are received in a timely manner, mark the fax, attention Desk Officer for the Coast Guard.

The DMF maintains the public docket for this Notice. Comments and material received from the public, as well as documents mentioned in this Notice as being available in the docket, will become part of the docket and will be available for inspection or copying at Room W12–140 on the West Building Ground Floor, 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. You may also find the docket on the Internet at *http://www.regulations.gov.*

Copies of the ICRs are available through the docket on the Internet at *http://www.regulations.gov.* Additionally, copies are available from: COMMANDANT (CG–612), ATTN: PAPERWORK REDUCTION ACT MANAGER, U.S. COAST GUARD, 2703 MARTIN LUTHER KING JR. AVE. SE., STOP 7710, WASHINGTON, DC 20593–7710.

FOR FURTHER INFORMATION CONTACT: Anthony Smith, Office of Information Management, telephone 202–475–3532 or fax 202–372–8405, for questions on these documents. Contact Ms. Cheryl Collins, Program Manager, Docket Operations, 202–366–9826, for questions on the docket.

SUPPLEMENTARY INFORMATION:

Public Participation and Request for Comments

This Notice relies on the authority of the Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended. An ICR is an application to OIRA seeking the approval, extension, or renewal of a Coast Guard collection of information (Collection). The ICR contains information describing the Collection's purpose, the Collection's likely burden on the affected public, an explanation of the necessity of the Collection, and other important information describing the Collections. There is one ICR for each Collection.

The Coast Guard invites comments on whether these ICRs should be granted based on the Collections being necessary for the proper performance of Departmental functions. In particular, the Coast Guard would appreciate comments addressing: (1) The practical utility of the Collections; (2) the accuracy of the estimated burden of the Collections; (3) ways to enhance the quality, utility, and clarity of information subject to the Collections; and (4) ways to minimize the burden of the Collections on respondents, including the use of automated collection techniques or other forms of information technology. These comments will help OIRA determine

whether to approve the ICRs referred to in this Notice.

We encourage you to respond to this request by submitting comments and related materials. Comments to Coast Guard or OIRA must contain the OMB Control Number of the ICR. They must also contain the docket number of this request, [USCG 2014–0092], and must be received by July 9, 2014. We will post all comments received, without change, to *http://www.regulations.gov.* They will include any personal information you provide. We have an agreement with DOT to use their DMF. Please see the ''Privacy Act'' paragraph below.

Submitting Comments

If you submit a comment, please include the docket number [USCG–2014–0092]; indicate the specific section of the document to which each comment applies, providing a reason for each comment. You may submit your comments and material online (via *http://www.regulations.gov*), by fax, mail, or hand delivery, but please use only one of these means. If you submit a comment online via *www.regulations.gov,* it will be considered received by the Coast Guard when you successfully transmit the comment. If you fax, hand deliver, or mail your comment, it will be considered as having been received by the Coast Guard when it is received at the DMF. We recommend you include your name, mailing address, an email address, or other contact information in the body of your document so that we can contact you if we have questions regarding your submission.

You may submit comments and material by electronic means, mail, fax, or delivery to the DMF at the address under **ADDRESSES**, but please submit them by only one means. To submit your comment online, go to *http://www.regulations.gov,* and type ''USCG–2014–0092'' in the ''Search'' box. If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit comments by mail and would like to know that they reached the Facility, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period and will address them accordingly.

Viewing Comments and Documents

To view comments, as well as documents mentioned in this Notice as being available in the docket, go to *http://www.regulations.gov,* click on the ''read comments'' box, which will then become highlighted in blue. In the ''Search'' box insert ''USCG–2014–0092'' and click ''Search.'' Click the ''Open Docket Folder'' in the ''Actions'' column. You may also visit the DMF in Room W12–140 on the ground floor of the DOT West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

OIRA posts its decisions on ICRs online at *http://www.reginfo.gov/public/do/PRAMain* after the comment period for each ICR. An OMB Notice of Action on each ICR will become available via a hyperlink in the OMB Control Numbers: 1625–0078.

Privacy Act

Anyone can search the electronic form of comments received in dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review a Privacy Act statement regarding Coast Guard public dockets in the January 17, 2008, issue of the **Federal Register** (73 FR 3316).

Previous Request for Comments

This request provides a 30-day comment period required by OIRA. The Coast Guard published the 60-day notice (79 FR 16021, March 24, 2014) required by 44 U.S.C. 3506(c)(2). That Notice elicited no comments.

Information Collection Request

1. *Title:* Licensing and Manning Requirements for Officers on Towing Vessels.

OMB Control Number: 1625–0078.

Type of Request: Revision of a currently approved collection.

Respondents: Owners and operators of towing vessels.

Abstract: Licensing and manning requirements ensure that towing vessels operating on the navigable waters of the U.S. are under the control of licensed officers who meet certain qualifications and training standards.

Forms: None.

Burden Estimate: The estimated burden has decreased from 16,770 hours to 15,869 hours a year due to an estimated decrease in the annual number of respondents.

Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended.

Dated: June 3, 2014.

Marshall B. Lytle,

Rear Admiral, U.S. Coast Guard, Assistant Commandant for Command, Control, Communications, Computers and Information Technology.

[FR Doc. 2014–13306 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[Docket No. FEMA–2014–0002; Internal Agency Docket No. FEMA–B–1292]

Proposed Flood Hazard Determinations

AGENCY: Federal Emergency Management Agency; DHS.

ACTION: Notice; correction.

SUMMARY: On January 28, 2013, FEMA published in the **Federal Register** a proposed flood hazard determination notice that contained an erroneous table. This notice provides corrections to that table, to be used in lieu of the information published at 78 FR 5823. The table provided here represents the proposed flood hazard determinations and communities affected for Spencer County, Indiana, and Incorprated Areas.

DATES: Comments are to be submitted on or before September 8, 2014.

ADDRESSES: The Preliminary Flood Insurance Rate Map (FIRM), and where applicable, the Flood Insurance Study (FIS) report for each community are available for inspection at both the online location and the respective Community Map Repository address listed in the table below. Additionally, the current effective FIRM and FIS report for each community are accessible online through the FEMA Map Service Center at *www.msc.fema.gov* for comparison.

You may submit comments, identified by Docket No. FEMA–B–1292, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646–4064, or (email) *Luis.Rodriguez3@fema.dhs.gov.*

FOR FURTHER INFORMATION CONTACT: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646–4064 or (email) *Luis.Rodriguez3@fema.dhs.gov;* or visit the FEMA Map Information eXchange (FMIX) online at

www.floodmaps.fema.gov/fhm/fmx_main.html.

SUPPLEMENTARY INFORMATION: FEMA proposes to make flood hazard determinations for each community listed in the table below, in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed flood hazard determinations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities. These flood hazard determinations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after the FIRM and FIS report become effective.

Use of a Scientific Resolution Panel (SRP) is available to communities in support of the appeal resolution process. SRPs are independent panels of experts in hydrology, hydraulics, and other pertinent sciences established to review conflicting scientific and technical data and provide recommendations for resolution. Use of the SRP may only be exercised after FEMA and local communities have been engaged in a collaborative consultation process for at least 60 days without a mutually acceptable resolution of an appeal. Additional information regarding the SRP process can be found online at *http://floodsrp.org/pdfs/srp_fact_sheet.pdf.*

The communities affected by the flood hazard determinations are provided in the table below. Any request for reconsideration of the revised flood hazard determinations shown on the Preliminary FIRM and FIS report that satisfies the data requirements outlined in 44 CFR 67.6(b) is considered an appeal. Comments unrelated to the flood hazard determinations will also be considered before the FIRM and FIS report are made final.

Correction

In the proposed flood hazard determination notice published at 78 FR 5823 in the January 28, 2013, issue of the **Federal Register**, FEMA published a table titled Spencer County, Indiana, and Incorporated Areas. This table contained inaccurate information as to the watershed or communities affected by the proposed flood hazard determinations. In this document, FEMA is publishing a table containing the accurate information. The information provided below should be used in lieu of that previously published.

Community	Community map repository address
Spencer County, Indiana, and Incorporated Areas	
Maps Available for Inspection Online at: *http://www.fema.gov/preliminaryfloodhazarddata.*	
City of Rockport	City Hall, 426 Main Street, Rockport, IN 47635.
Town of Dale	Town Hall, 103 South Wallace Street, Dale, IN 47523.
Town of Grandview	Town Hall, 316 Main Street, Grandview, IN 47615.
Town of Richland	Town of Richland, 4259 North State Road 161, Richland, IN 47634.
Town of Santa Claus	Town Hall, 90 North Holiday Boulevard, Santa Claus, IN 47579.
Unincorporated Areas of Spencer County	Spencer County Plan Commission, Spencer County Courthouse, Room 12, 200 Main Street, Rockport, IN 47635.

(Catalog of Federal Domestic Assistance No. 97.022, ''Flood Insurance.'')

Dated: May 9, 2014.

Roy E. Wright,

Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. 2014–13295 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–12–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[Docket ID FEMA–2014–0002; Internal Agency Docket No. FEMA–B–1322]

Proposed Flood Hazard Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Notice; correction.

SUMMARY: On June 17, 2013, the Federal Emergency Management Agency (FEMA) published in the **Federal Register** a proposed flood hazard determination notice that included information for the City of North Beach in the table title ''Calvert County, Maryland, and Incorporated Areas''. This notice provides corrections to be used in lieu of the information published for the City of North Beach in that table at 78 FR 36221.

DATES: Comments are to be submitted on or before July 9, 2014.

ADDRESSES: You may submit comments, identified by Docket No. FEMA–B–1322, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–4064 or (email) *Luis.Rodriguez3@fema.dhs.gov.*

FOR FURTHER INFORMATION CONTACT: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–4064 or (email) *Luis.Rodriguez3@fema.dhs.gov.*

SUPPLEMENTARY INFORMATION: FEMA proposes to make flood hazard determinations in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed flood hazard determinations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities. These flood hazard determinations are used to meet the floodplain management requirements of the NFIP

and are also used to calculate the appropriate flood insurance premium rates for new buildings built after the FIRM and FIS report become effective.

Correction

In the proposed flood hazard determination notice published at 78 FR 36221, in the June 17, 2013, issue of the **Federal Register**, FEMA published a table titled ''Calvert County, Maryland, and Incorporated Areas''. This table included the City of North Beach as one of the communities for which flood hazard changes were being proposed. Following publication in the **Federal Register**, FEMA learned that the official designation for this community had been changed and the community is now identified as the Town of North Beach. This correction notice provides notification of the change in designation for this community. The official designation of the community provided by this correction notice should be used in lieu of that previously published.

(Catalog of Federal Domestic Assistance No. 97.022, ''Flood Insurance.'')

Dated: May 9, 2014.

Roy E. Wright,

Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. 2014–13297 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–12–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[Docket No. FEMA–2014–0002; Internal Agency Docket No. FEMA–B–1348]

Proposed Flood Hazard Determinations

AGENCY: Federal Emergency Management Agency; DHS.

ACTION: Notice; correction.

SUMMARY: On December 27, 2013, FEMA published in the **Federal Register** a proposed flood hazard determination notice that contained an erroneous table. This notice provides corrections to that table, to be used in lieu of the information published at 78 FR 78997. The table provided here represents the proposed flood hazard determinations and communities affected for Wayne County, Indiana, and Incorporated Areas.

DATES: Comments are to be submitted on or before September 8, 2014.

ADDRESSES: The Preliminary Flood Insurance Rate Map (FIRM), and where applicable, the Flood Insurance Study (FIS) report for each community are available for inspection at both the online location and the respective Community Map Repository address listed in the table below. Additionally, the current effective FIRM and FIS report for each community are accessible online through the FEMA Map Service Center at *www.msc.fema.gov* for comparison.

You may submit comments, identified by Docket No. FEMA–B–1348, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646–4064, or (email) *Luis.Rodriguez3@fema.dhs.gov.*

FOR FURTHER INFORMATION CONTACT: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646–4064 or (email) *Luis.Rodriguez3@fema.dhs.gov;* or visit the FEMA Map Information eXchange (FMIX) online at *www.floodmaps.fema.gov/fhm/fmx_main.html.*

SUPPLEMENTARY INFORMATION: FEMA proposes to make flood hazard determinations for each community listed in the table below, in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed flood hazard determinations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities. These flood hazard determinations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after the FIRM and FIS report become effective.

Use of a Scientific Resolution Panel (SRP) is available to communities in support of the appeal resolution process. SRPs are independent panels of experts in hydrology, hydraulics, and other pertinent sciences established to review conflicting scientific and technical data and provide recommendations for resolution. Use of the SRP may only be exercised after FEMA and local communities have been engaged in a collaborative consultation process for at least 60 days without a mutually acceptable resolution of an appeal. Additional information regarding the SRP process can be found online at *http://floodsrp.org/pdfs/srp_fact_sheet.pdf.*

The communities affected by the flood hazard determinations are provided in the table below. Any request for reconsideration of the revised flood hazard determinations shown on the Preliminary FIRM and FIS report that satisfies the data requirements outlined in 44 CFR 67.6(b) is considered an appeal. Comments unrelated to the flood hazard determinations will also be considered before the FIRM and FIS report are made final.

Correction

In the proposed flood hazard determination notice published at 78 FR 78997 in the December 27, 2013, issue of the **Federal Register**, FEMA published a table titled Wayne County, Indiana, and Incorporated Areas. This table contained inaccurate information as to the community map repository for the Town of Spring Grove featured in the table. In this document, FEMA is publishing the accurate information. The correct address for the Town of Spring Grove, which should be used in lieu of the address listed in the previously published table, is: Office of Planning and Zoning, Wayne County Annex Building, 401 East Main Street, Richmond, IN 47374.

(Catalog of Federal Domestic Assistance No. 97.022, ''Flood Insurance.'')

Dated: May 9, 2014.

Roy E. Wright,

Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. 2014–13299 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–12–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[Docket ID FEMA–2014–0002; Internal Agency Docket No. FEMA–B–1299]

Proposed Flood Hazard Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Notice; correction.

SUMMARY: On August 9, 2013, the Federal Emergency Management Agency (FEMA) published in the **Federal Register** a proposed flood hazard determination notice that included informtion for the Township of McCandless in the table titled ''Allegheny County, Pennsylvania (All Jurisdictions)''. This notice provides corrections to be used in lieu of the information published for the Township of McCandless in that table at 78 FR 48703–48706.

DATES: Comments are to be submitted on or before July 9, 2014.

ADDRESSES: You may submit comments, identified by Docket No. FEMA–B–1299, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–4064 or (email) *Luis.Rodriguez3@fema.dhs.gov.*

FOR FURTHER INFORMATION CONTACT: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–4064 or (email) *Luis.Rodriguez3@fema.dhs.gov.*

SUPPLEMENTARY INFORMATION: FEMA proposes to make flood hazard determinations in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed flood hazard determinations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities. These flood hazard determinations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after the FIRM and FIS report become effective.

Correction

In the proposed flood hazard determination notice published at 78 FR 48703–48706, in the August 9, 2013, issue of the **Federal Register**, FEMA published a table titled ''Allegheny County, Pennsylvania (All Jurisdictions)''. This table included the Township of McCandless as one of the communities for which flood hazard changes were being proposed. Following publication in the **Federal Register**, FEMA learned that the official designation for this community had been changed and the community is now identified as the Town of McCandless. This correction notice provides notification of the change in designation for this community. The official designation of the community provided by this correction notice should be used in lieu of that previously published.

(Catalog of Federal Domestic Assistance No. 97.022, ''Flood Insurance.'')

Dated: May 9, 2014.

Roy E. Wright,

Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. 2014–13298 Filed 6–6–14; 8:45 am]

BILLING CODE 9110–12–P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[DR.5B711.IA000814]

Indian Gaming

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of Approved Tribal-State Class III Gaming Compact.

SUMMARY: This notice publishes the approval of an amendment to the Class III Tribal-State Gaming Compact (Amendment) between the Sokaogon Chippewa Community and the State of Wisconsin.

DATES: June 9, 2014.

FOR FURTHER INFORMATION CONTACT: Paula L. Hart, Director, Office of Indian Gaming, Office of the Deputy Assistant Secretary—Policy and Economic Development, Washington, DC 20240, (202) 219–4066.

SUPPLEMENTARY INFORMATION: Under section 11 of the Indian Gaming Regulatory Act (IGRA) Public Law 100–497, 25 U.S.C. 2701 *et seq.,* the Secretary of the Interior shall publish in the **Federal Register** notice of approved Tribal-State compacts for the purpose of engaging in Class III gaming activities on Indian lands. As required by 25 CFR 293.4, all compact amendments are subject to review and approval by the Secretary. The Amendment removes the name of two counties from the Compact and provides that the Tribe may enter into an agreement to provide mitigation funds to any local government.

Dated: May 27, 2014.

Kevin K. Washburn,

Assistant Secretary—Indian Affairs.

[FR Doc. 2014–13284 Filed 6–6–14; 8:45 am]

BILLING CODE 4310–4N–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLWYD04000–LL51010000–ER0000–LVRWK14K1600]

Notice of Intent To Prepare an Environmental Impact Statement for the Proposed Riley Ridge to Natrona Project, Wyoming

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Intent.

SUMMARY: In compliance with the National Environmental Policy Act of 1969 (NEPA), as amended, and the Mineral Leasing Act of 1920 (MLA), as amended, the Bureau of Land Management (BLM) Rock Springs Field Office intends to prepare an Environmental Impact Statement (EIS) for the proposed Riley Ridge to Natrona Project and by this notice announces the beginning of the scoping process to solicit public comments and identify issues that will influence the scope of the environmental analysis, including alternatives.

DATES: Comments may be submitted in writing until July 9, 2014. Four public scoping meetings for the proposed project will be held in Big Piney, Rock Springs, Lander and Casper, Wyoming. Meeting times and locations will be announced through local media and the BLM project Web site at *www.blm.gov/wy/st/en/info/NEPA/documents/rsfo/rrnp.html* at least 15 days prior to the event. In order to be considered in the analysis, all comments must be received prior to the close of the scoping period or 15 days after the last public meeting, whichever is later.

The BLM will provide additional opportunities for public participation upon publication of the draft EIS.

ADDRESSES: Written comments on issues and planning criteria may be submitted by any of the following methods:

Email: *BLM_WY_RRNP@blm.gov*

Fax: 307–352–0329

Mail or Delivery: BLM High Desert District, Attn: Jim Stobaugh, BLM National Project Manager, Riley Ridge to Natrona Project, 280 Highway 191 North, Rock Springs, WY 82901

FOR FURTHER INFORMATION CONTACT: Jim Stobaugh, BLM National Project Manager, at:

- Telephone: 775–861–6478.
- Email: *jstobaugh@blm.gov*.

Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339 to speak with Mr. Stobaugh during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question for the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: A proposal has been submitted to the BLM to construct, operate, maintain and eventually decommission and reclaim the Riley Ridge to Natrona Project, which consists of two separate right-of-way (ROW) applications: (1) the Riley Ridge Carbon Dioxide (CO_2) Pipeline and sweetening plant (WYW–167867); and (2) the Bairoil to Natrona CO_2 Pipeline (WYW–168290). Applications for permit to drill will be submitted for two hydrogen sulfide (H_2S) injection wells associated with the sweetening plant.

The Riley Ridge pipeline segment includes 31 miles of 16-inch pipeline transporting liquid H_2S and CO_2 from the existing Riley Ridge Treating Plant located 18 miles southwest of Big Piney, Wyoming, southeast to a proposed sweetening plant, a 4.2-acre facility to be located 12 miles northeast of LaBarge, Wyoming, on BLM-administered lands. From the sweetening plant, a 24-inch pipeline would transport liquid CO_2 approximately 129 miles east through Sublette County, southeast through northern Sweetwater County, Bush Rim and the Red Desert, and then northeast to the Bairoil Interconnect, located about 50 miles northwest of Rawlins, Wyoming. The proposed H_2S injection wells would be located adjacent to the proposed sweetening plant where liquid H_2S would be separated from the CO_2 stream and injected into a deep geological formation via the injection wells.

The Bairoil to Natrona pipeline segment includes 83 miles of 24-inch pipeline transporting liquid CO_2 from the Bairoil Interconnect northeast through Fremont and Natrona counties to connect to the existing Greencore CO_2 Pipeline at the Natrona Hub, located approximately 30 miles west of Casper, Wyoming.

The goals and objectives are to transport liquid CO_2 to the existing Greencore CO_2 Pipeline to supplement existing supplies, allowing for additional enhanced oil recovery at existing and planned oil fields in Montana and other oil production areas served by the pipeline.

A 75-foot-wide ROW for construction and a permanent 50-foot-wide ROW for operation and maintenance are proposed for the 16-inch H_2S/CO_2 pipeline segment. A 100-foot-wide ROW for construction and a permanent 50-foot-wide ROW for operation and maintenance are proposed for the 24-inch CO_2 pipeline segments.

The following lands in Fremont, Sublette, Sweetwater and Natrona counties, Wyoming, are included in the project description:

Sixth Principal Meridian

T. 35 N., R. 85 W.,
Sec. 24, NE¼NE¼, SE¼NE¼, and NE¼SE¼.
T. 34 N., R. 85 W.,
Sec. 2, NE¼SE¼, NW¼SE¼, and SW¼SE¼;
Sec. 28, SE¼SW¼ and SW¼SW¼;
Sec. 29, SE¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 30, lot 4, SE¼SE¼, SW¼SE¼, and SE¼SW¼.
T. 34 N., R. 86 W.,
Sec. 28, NE¼SW¼ and NW¼SW¼;
Sec. 29, NE¼SE¼, NW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 30, SE¼SE¼, SW¼SE¼, and NW¼SE¼.
T. 34 N., R. 87 W.,
Sec. 25, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 27, NE¼SE¼, NE¼SW¼, and SW¼NW¼;
Sec. 30, lot 2.
T. 34 N., R. 88 W.,
Sec. 25, NW¼SE¼;
Sec. 31, lots 1, 5, and 6.
T. 34 N., R. 89 W.,
Sec. 35, NE¼SW¼ and NW¼SW¼;
Sec. 34, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 33, NE¼SE¼ and NW¼SW¼;
Sec. 31, lot 3, NE¼SE¼, NW¼SE¼, and NE¼SW¼.
T. 34 N., R. 90 W.,
Sec. 35, SE¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 34, SW¼SW¼.
T. 33 N., R. 90 W.,
Sec. 3, lot 4;
Sec. 4, lot 1, SE¼NE¼, NE¼SE¼, NW¼SE¼, and NE¼SW¼;
Sec. 5, SE¼SE¼;
Sec. 8, NE¼NE¼, NW¼NE¼, SW¼NE¼, NW¼SE¼, NE¼SW¼, SE¼SW¼, and SW¼SW¼;
Sec. 17, NW¼NW¼;
Sec. 18, NE¼NE¼, SE¼NE¼, SW¼NE¼, NW¼SE¼, and SW¼SE¼;
Sec. 19, NW¼NE¼, SW¼NE¼, NW¼SE¼, and SW¼SE¼;
Sec. 30, NW¼NE¼, NE¼NW¼, SE¼NW¼, NE¼SW¼, and SE¼SW¼;
Sec. 31, NE¼NW¼, SE¼NW¼, NE¼SW¼, and SE¼SW¼.
T. 32 N., R. 91 W.,
Sec. 1, lots 2 and 3, SE¼NW¼, SW¼NW¼, NW¼SW¼, and SW¼SW¼;
Sec. 12, NW¼NW¼, SW¼NW¼, and NW¼SW¼;
Sec. 11, NW¼SE¼, NE¼SW¼, and SE¼SW¼;
Sec. 14, NE¼NW¼, NW¼NW¼, and SW¼NW¼;
Sec. 15, SE¼NE¼, NE¼SE¼, NW¼SE¼, SW¼SE¼, and SE¼SW¼;
Sec. 22, NE¼NW¼, SE¼NW¼, SW¼NW¼, NW¼SW¼, and SW¼SW¼;
Sec. 28, NE¼NE¼, NW¼NE¼, SW¼NE¼, NW¼SE¼, NE¼SW¼, and SE¼SW¼;
Sec. 33, NE¼NW¼, NW¼NW¼, and SW¼NW¼;
Sec. 32, SE¼NE¼, NE¼SE¼, NW¼SE¼, and SW¼SE¼.
T. 31 N., R. 91 W.,
Sec. 5, lot 2, SW¼NE¼, SE¼NW¼, NE¼SW¼, NW¼SE¼, SW¼SE¼, and SE¼SW¼;
Sec. 8, NE¼NW¼, SE¼NW¼, NE¼SW¼, SE¼SW¼, and SW¼SW¼;
Sec. 17, NW¼NW¼, SW¼NW¼, NW¼SW¼, and SW¼SW¼;
Sec. 18, SE¼SE¼;
Sec. 19, NE¼NE¼, SE¼NE¼, NE¼SE¼, SE¼SE¼, and SW¼SE¼;
Sec. 30, NW¼NE¼, SW¼NE¼, NW¼SE¼, SW¼SE¼, and SE¼SW¼;
Sec. 31, lots 3 and 4, NE¼NW¼, SE¼NW¼, and NE¼SW¼.
T. 30 N., R. 91 W.,
Sec. 6, lot 4 and lot 5.
T. 30 N., R. 92 W.,
Sec. 1, SE¼NE¼, NE¼SE¼, and SE¼SE¼;
Sec. 12, NE¼NE¼, SE¼NE¼, SW¼NE¼, NW¼SE¼, and SW¼SE¼;
Sec. 13, NW¼NE¼, SW¼NE¼, SE¼NW¼, NE¼SW¼, and SE¼SW¼;
Sec. 24, NE¼NW¼, SE¼NW¼, SW¼NW¼, NW¼SW¼, and SW¼SW¼;
Sec. 25, NW¼NW¼ and SW¼NW¼;
Sec. 26, SE¼SW¼;
Sec. 35, NE¼NW¼, NW¼NW¼, and SW¼NW¼;
Sec. 34, SE¼NE¼ and NE¼SE¼.
T. 29 N., R. 92 W.,
Sec. 22, NW¼NE¼ and SW¼NE¼;
Sec. 27, NE¼NW¼, NW¼NW¼, and SW¼NW¼.
T. 28 N., R. 92 W.,
Sec. 32, NE¼SW¼, NW¼SE¼, SW¼SE¼, and SE¼SE¼;
Sec. 33, SW¼SW¼.
T. 27 N., R. 92 W.,
Sec. 4, lots 3 and 4, SW¼NW¼, NW¼SW¼, and SW¼SW¼;
Sec. 9, NW¼NW¼ and SW¼NW¼;
Sec. 8, SE¼NE¼, NE¼SE¼, NW¼SE¼, and SW¼SE¼;
Sec. 17, NE¼NW¼ and NW¼NW¼;
Sec. 18, lots 3 and 4, NE¼NE¼, SE¼NE¼, SW¼NE¼, SE¼NW¼, and NE¼SW¼.
T. 27 N., R. 93 W.,
Sec. 13, SE¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 14, SE¼SE¼;
Sec. 23, NE¼NE¼, NW¼NE¼, NE¼NW¼, and NW¼NW¼;
Sec. 22, NE¼NE¼, SE¼NE¼, SW¼NE¼, NE¼SW¼, and NW¼SW¼,
Sec. 21, NE¼SE¼, SE¼SE¼, and SW¼SE¼;

Sec. 28, NW¼NE¼, NE¼NW¼, SE¼NW¼, and SW¼NW¼;
Sec. 29, SE¼NE¼, NE¼SE¼, NW¼SE¼, and SW¼SE¼;
Sec. 32, NE¼NE¼, NW¼NE¼, SW¼NE¼, SE¼NW¼, SW¼NW¼, and NW¼SW¼;
Sec. 31, NE¼SE¼, SE¼SE¼, and SW¼SE¼.
T. 26 N., R. 93 W.,
Sec. 6, lots 2, 3, 4, and 5.
T. 26 N., R. 94 W.,
Sec. 1, SE¼NE¼, NE¼SE¼, NW¼SE¼, SW¼SE¼, SE¼SW¼ and SW¼SW¼;
Sec. 12, NW¼NW¼;
Sec. 11, NE¼NE¼, NW¼NE¼, NE¼NW¼, SE¼NW¼, and SW¼NW¼;
Sec. 10, SE¼NE¼, SW¼NE¼, NW¼SE¼, NE¼SW¼, NW¼SW¼, and SW¼SW¼;
Sec. 9, SE¼SE¼, SW¼SE¼, and SE¼SW¼;
Sec. 17, NE¼NE¼, NW¼NE¼, SW¼NE¼, SE¼NW¼, SW¼NW¼;
Sec. 18, SE¼NE¼, NE¼SE¼, and NW¼SE¼.
T. 26 N., R. 95 W.,
Sec. 13, SE¼SE¼ and SW¼SE¼;
Sec. 24, NW¼NE¼, NE¼NW¼, and NW¼NW¼;
Sec. 23, NE¼NE¼, NW¼NE¼, SW¼NE¼, SE¼NW¼, NE¼SW¼, NW¼SW¼, and SW¼SW¼;
Sec. 22, SE¼SE¼;
Sec. 27, NE¼NE¼, NW¼NE¼, SW¼NE¼, SE¼NW¼, SW¼NW¼, and NW¼NW¼;
Sec. 28, NE¼NE¼, SE¼NE¼, SW¼NE¼, SE¼NW¼, NE¼SW¼, and NW¼SW¼;
Sec. 29, NE¼SE¼, NW¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 32, NW¼NW¼;
Sec. 31, lots 2 and 3, NE¼NE¼, NW¼NE¼, SW¼NE¼, and SE¼NW¼.
T. 25 N., R. 96 W.,
Sec. 1, lot 4;
Sec. 2, lots 1 and 2, SW¼NE¼, SE¼NW¼, SW¼NW¼, and NW¼SW¼;
Sec. 3, NE¼SE¼, NW¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 10, NW¼NW¼;
Sec. 9, NE¼NE¼, NW¼NE¼, SW¼NE¼, SE¼NW¼, NE¼SW¼, and NW¼SW¼;
Sec. 8, NE¼SE¼, SE¼SE¼, SW¼SE¼, and SE¼SW¼;
Sec. 17, NE¼NW¼, NW¼NW¼, and SW¼NW¼;
Sec. 18, lots 4, 5, and 6, SE¼NE¼, SW¼NE¼, and NW¼SE¼.
T. 25 N., R. 97 W.,
Sec. 13, SE¼SE¼;
Sec. 24, NE¼NE¼, NW¼NE¼, NE¼NW¼, SE¼NW¼, and SW¼NW¼;
Sec. 23, SE¼NE¼, NE¼SE¼, NW¼SE¼, NE¼SW¼, SE¼SW¼, and SW¼SW¼;
Sec. 22, SE¼SE¼;
Sec. 27, NE¼NE¼, NW¼NE¼, NE¼NW¼, SE¼NW¼, and SW¼NW¼;
Sec. 28, SE¼NE¼, NE¼SE¼, NW¼SE¼, NE¼SW¼, SE¼SW¼, and SW¼SW¼;
Sec. 29, SE¼SE¼;
Sec. 32, NE¼NE¼, NW¼NE¼, NE¼NW¼, SE¼NW¼, and SW¼NW¼;
Sec. 31, lot 4, SE¼NE¼, NE¼SE¼, NW¼SE¼, NE¼SW¼, and SE¼SW¼.
T. 24 N., R. 98 W.,
Sec. 2, lots 6, 7, and 8, and SW¼NW¼;
Sec. 3, SE¼NE¼, NE¼SE¼, NW¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 10, NW¼NW¼;
Sec. 9, NE¼NE¼, NW¼NE¼, SW¼NE¼, SE¼NW¼, NE¼SW¼, and NW¼SW¼;
Sec. 8, NE¼SE¼, SE¼SE¼, and SW¼SE¼;
Sec. 17, NW¼NE¼, NE¼NW¼, NW¼NW¼, and SW¼NW¼;
Sec. 18, lot 8, SE¼NE¼, SW¼NE¼, NW¼SE¼, NE¼SW¼, and SE¼SW¼.
T. 24 N., R. 99 W.,
Sec. 13, SE¼SE¼, SW¼SE¼, SE¼SW¼, NE¼SW¼, and NW¼SW¼;
Sec. 24, NE¼NE¼;
Sec. 14, NE¼SE¼, NW¼SE¼, SW¼NE¼, SE¼NW¼, NE¼NW¼, and NW¼NW¼;
Sec. 15, NE¼NE¼ and NW¼NE¼;
Sec. 10, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 9, lots 4, 3, and 2, NE¼SW¼, SE¼NW¼, and SW¼NW¼;
Sec. 8, lot 1, SE¼NE¼, and NE¼NE¼;
Sec. 5, lots 10 and 8, NW¼SE¼, NE¼SW¼, SE¼NW¼, and SW¼NW¼;
Sec. 6, lots 8, 9, and 10.
T. 25 N., R. 99 W.,
Sec. 32, SE¼SE¼, NE¼SE¼, NW¼SE¼, NE¼SW¼, SE¼SW¼, and SW¼SW¼;
Sec. 31, lot 4, SE¼SE¼, SW¼SE¼, and SE¼SW¼.
T. 25 N., R. 100 W.,
Sec. 35, SE¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 34, SE¼SE¼ and SW¼SE¼.
T. 24 N., R. 100 W.,
Sec. 4, lots 7 and 8, and SW¼NW¼;
Sec. 5, SE¼NE¼, SW¼NE¼, NW¼SE¼, NE¼SW¼, NW¼SW¼, and SW¼SW¼;
Sec. 6, lot 12, SE¼SE¼, NE¼SE¼, NW¼SE¼, NE¼SW¼, and SE¼NW¼.
T. 24 N., R. 101 W.,
Sec. 1, lots 5, 6, and 7, and SE¼NE¼.
T. 25 N., R. 100 W.,
Sec. 31, lot 3, SE¼SE¼, SW¼SE¼, SE¼SW¼, and NE¼SW¼.
T. 25 N., R. 101 W.,
Sec. 25, SW¼SW¼;
Sec. 26, SE¼SE¼, NE¼SE¼, SE¼NE¼, SW¼NE¼, NW¼NE¼, and NE¼NW¼;
Sec. 23, SE¼SW¼, NE¼SW¼, NW¼SW¼, and SW¼NW¼;
Sec. 22, SE¼NE¼, NE¼SE¼, NW¼SE¼, NE¼SW¼, NW¼SW¼, and SW¼NW¼;
Sec. 21, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 20, SE¼NE¼, NE¼NE¼, NW¼NE¼, NE¼NW¼, SE¼NW¼, and SW¼NW¼;
Sec. 19, lot 2, SE¼NE¼, SW¼NE¼, and SE¼NW¼.
T. 25 N., R. 102 W.,
Sec. 24, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 23, SE¼NE¼, SW¼NE¼, SE¼NW¼, NE¼NW¼, and NW¼NW¼;
Sec. 22, NE¼NE¼;
Sec. 15, lots 4, 3, and 2, NE¼SW¼, and NW¼SW¼;
Sec. 17, NE¼NE¼, NW¼NE¼, NE¼NW¼, and NW¼NW¼;
Sec. 8, SW¼SW¼;
Sec. 7, SE¼SE¼, SW¼SE¼, SE¼SW¼, NE¼SW¼, SE¼NW¼, SW¼NE¼, and NW¼NE¼;
Sec. 6, lots 6 and 7, SW¼SE¼, and SE¼SW¼.
T. 25 N., R. 103 W.,
Sec. 1, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 2, NE¼SE¼, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 3, lots 2, 3, and 4, SE¼NE¼, SW¼NE¼, and SW¼NW¼;
Sec. 4, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 5, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 6, lots 2 and 3, SE¼NE¼ and SW¼NE¼.
T. 26 N., R. 103 W.,
Sec. 31, lots 1, 2, and 3, SE¼SW¼, and NE¼SW¼.
T. 26 N., R. 104 W.,
Sec. 25, SE¼SW¼ and SW¼SW¼;
Sec. 35, NE¼NE¼, NW¼NE¼, NE¼NW¼, and NW¼NW¼;
Sec. 26, SW¼SE¼;
Sec. 34, NE¼NE¼, NW¼NE¼, and NE¼NW¼;
Sec. 27, SE¼SW¼, SW¼SW¼, NE¼SW¼, and NW¼SW¼;
Sec. 28, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 29, NE¼SE¼, NW¼SE¼, SW¼NE¼, SE¼NW¼, NE¼NW¼, and NW¼NW¼;
Sec. 20, SW¼SW¼;
Sec. 19, lots 1 and 2, SE¼SE¼, SW¼SE¼, NW¼SE¼, NE¼SW¼, and SE¼NW¼.
T. 26 N., R. 105 W.,
Sec. 24, NE¼NE¼;
Sec. 13, SE¼SE¼, SW¼SE¼, NW¼SE¼, NE¼SW¼, SE¼NW¼, SW¼NW¼, and NW¼NW¼;
Sec. 14, NE¼NE¼;
Sec. 11, SE¼SE¼, SW¼SE¼, NW¼SE¼, SW¼NE¼, and NW¼NW¼;
Sec. 2, SW¼SW¼;
Sec. 3, lot 4, SE¼SE¼, NE¼SE¼, NW¼SE¼, NE¼SW¼, SE¼NW¼, and SW¼NW¼;
Sec. 4, lot 1.
T. 27 N., R. 105 W.,
Sec. 33, SE¼SE¼, NE¼SE¼, NW¼SE¼, NE¼SW¼, SE¼NW¼, SW¼NW¼, and NW¼NW¼;
Sec. 32, NE¼NE¼;
Sec. 29, SE¼SE¼, SW¼SE¼, NW¼SE¼, NE¼SW¼, SE¼NW¼, SW¼NW¼, and NW¼NW¼;
Sec. 30, NE¼NE¼;
Sec. 19, lot 1, SE¼SE¼, SW¼SE¼, NW¼SE¼, SW¼NE¼, SE¼NW¼, and NE¼NW¼.
T. 27 N., R. 106 W.,
Sec. 24, NE¼NE¼;
Sec. 13, SE¼SE¼, SW¼SE¼, NW¼SE¼, NE¼SW¼, SE¼NW¼, NE¼NW¼, and NW¼NW¼;
Sec. 12, SW¼SW¼;

Sec. 11, SE¼SE¼, NE¼SE¼, NW¼SE¼, SW¼NE¼, SE¼NW¼, NE¼NW¼, and NW¼NW¼;
Sec. 2, SW¼SW¼;
Sec. 3, SE¼SE¼, SW¼SE¼, SE¼SW¼, NE¼SW¼, and NW¼SW¼;
Sec. 4, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 5, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 6, NE¼SE¼, SE¼SE¼, and SW¼SE¼;
Sec. 7, lot 1, NW¼NE¼, and NE¼NW¼.
T. 27 N., R. 107 W.,
Sec. 12, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 11, SE¼NE¼, SW¼NE¼, SE¼NW¼, NE¼SW¼, and NW¼SW¼;
Sec. 10, NE¼SE¼, NW¼SE¼, NE¼SW¼, NW¼SW¼, and SW¼NW¼;
Sec. 9, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 8, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 7, lot 2, SE¼NE¼, SW¼NE¼, and SE¼NW¼.
T. 27 N., R. 108 W.,
Sec. 12, lots 8, 7, 6, and 5;
Sec. 11, lots 8, 7, 6, and 5;
Sec. 10, lots 8, 7, 6, and 5;
Sec. 9, lots 8, 1, 2, and 3;
Sec. 4, lots 18 and 17;
Sec. 5, lots 20, 13, 14, 15 and 16;
Sec. 6, lots 16, 15, 14, 13, and 12.
T. 27 N., R. 109 W.,
Sec. 1, lot 4, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 2, lots 1, 2, 3, and 4;
Sec. 3, lots 1, 2, 3, and 4;
Sec. 4, lots 1, 2, 3, and 4;
Sec. 5, lots 1, 2, 3, and 4;
Sec. 6, lots 1, 2, 3, and 4.
T. 27 N., R. 110 W.,
Sec. 1, lot 1, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 2, SE¼NE¼, SW¼NE¼, SE¼NW¼, NE¼SW¼, and NW¼SW¼;
Sec. 3, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 4, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 5, NE¼SE¼, SE¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 6, lots 5, 6, and 7, SE¼SE¼, SW¼SE¼, and SE¼SW¼.
T. 27 N., R. 111 W.,
Sec. 1, SE¼NE¼, SW¼NE¼, NW¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 2, SE¼SE¼, SW¼SE¼, SE¼SW¼, and SW¼SW¼;
Sec. 3, SE¼SE¼, SW¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 4, NE¼SE¼, NW¼SE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 5, SE¼NE¼, NE¼NE¼, NW¼NE¼, NE¼NW¼, and NW¼NW¼;
Sec. 6, lot 1, NE¼NE¼, NW¼NE¼, and NE¼NW¼.
T. 28 N., R. 111 W.,
Sec. 31, lot 4 and SE¼SW¼.
T. 27 N., R. 112 W.,
Sec. 1, lot 5.
T. 28 N., R. 112 W.,
Sec. 25, lots 4 and 7, NW¼SE¼, and SE¼SW¼NE¼;
Sec. 23, lot 8, NE¼SW¼, SW¼NW¼, SE¼NW¼, and NE¼NW¼;
Sec. 14, SE¼SW¼, NE¼SW¼, SE¼NW¼, and SW¼NW¼;
Sec. 15, NW¼NW¼;
Sec. 9, SE¼SE¼, SW¼SE¼, NW¼SE¼, NE¼SW¼, NW¼SW¼, and SW¼NW¼;
Sec. 8, SE¼NE¼, SW¼NE¼, NW¼NE¼, NE¼NW¼, and NW¼NW¼;
Sec. 5, SW¼SW¼;
Sec. 6, lots 13 and 17, SE¼SE¼, SW¼SE¼, NW¼SE¼, and NE¼SW¼.
T. 28 N., R. 113 W.,
Sec. 1, lots 10 and 11, NW¼SE¼, NE¼SW¼, SE¼NW¼, and SW¼NW¼;
Sec. 2, lot 8, SE¼NE¼, SW¼NE¼, SE¼NW¼, and SW¼NW¼;
Sec. 3, lots 5 and 6.
T. 29 N., R. 113 W.,
Sec. 36, SE¼SW¼, NE¼SW¼, SE¼NW¼, NE¼NW¼, and NW¼NW¼;
Sec. 25, SW¼SW¼ and NW¼SW¼;
Sec. 26, NE¼SE¼, NW¼SE¼, NE¼SW¼, SE¼NW¼, SW¼NW¼, and NW¼NW¼;
Sec. 23, SW¼SW¼, NW¼SW¼, SW¼NW¼, and NW¼NW¼;
Sec. 14, SW¼SW¼, NW¼SW¼, and SW¼NW¼;
Sec. 15, NE¼SE¼, NW¼SE¼, NE¼SW¼, and NW¼SW¼;
Sec. 17, NE¼SE¼, NW¼SE¼, NE¼SW¼, SE¼SW¼, and SW¼SW¼;
Sec. 18, SE¼SE¼;
Sec. 19, NW¼NE¼ and NE¼NW¼.
T. 29 N., R. 114 W.,
Sec. 13, SE¼SE¼, NE¼SE¼, SE¼NE¼, SW¼NE¼, NW¼NE¼, NE¼NW¼, and NW¼NW¼;
Sec. 14, NE¼NE¼, NW¼NE¼, NE¼NW¼, SE¼NW¼, and SW¼NW¼.

The areas described aggregate approximately 1,128 acres.

The sweetening plant is located in an area designated as a marginal nonattainment zone for ozone within the Upper Green River Basin by the Environmental Protection Agency (EPA) in July 2012.

The EIS will take into consideration the use of the Department of Energy's west-wide energy corridors, best management practices and mitigation measures described in the Programmatic EIS, ''Designation of Energy Corridors on Federal Land in the 11 Western States (DOE/EIS–0386)'' Record of Decision signed January 14, 2009, and available at *corridoreis.anl.gov/eis/guide/index.cfm*.

Agencies with legal jurisdiction or special expertise will be invited to participate as cooperating agencies in preparation of the EIS. Federal, state and local agencies, along with tribes and other stakeholders that may be interested in or affected by the proposed project, are invited to participate in the scoping process and, if eligible, may request or be requested by the BLM to participate as a cooperating agency.

During the public scoping period, the BLM will solicit public comments on behalf of all cooperating agencies regarding issues, concerns, alternatives and opportunities that should be considered in the analysis of the proposed action. To date, the BLM has identified the following preliminary list of potential issues: Socioeconomic impacts; public health and safety; air quality and noise effects; soil disturbances and erosion; wildlife and vegetation; threatened, endangered, sensitive and candidate species (e.g., sage-grouse); cultural resources; paleontological resources; changes in visual quality and settings; and National Scenic and Historical Trails.

All comments must include a legible full name and address on the envelope, letter, fax, postcard or email. Documents pertinent to this proposal may be examined at the following BLM offices from 7:45 a.m. to 4:30 p.m., Monday through Friday, except holidays:

- BLM Rock Springs Field Office, 280 Highway 191 North, Rock Springs, Wyoming
- BLM Pinedale Field Office, 1625 West Pine Street, Pinedale, Wyoming
- BLM Rawlins Field Office, 1300 N. Third Street, Rawlins, Wyoming
- BLM Lander Field Office, 1335 Main Street, Lander, Wyoming
- BLM Casper Field Office, 2987 Prospector Drive, Casper, Wyoming

The BLM will use the NEPA process to identify and disclose impacts to the above resources or any additional issues or resources found through the scoping process. Further, the BLM will identify opportunities to apply a mitigation hierarchy strategy for on-site, regional, landscape-level conservation and management actions, which may include the option of compensatory mitigation. Mitigation strategies would be employed to achieve resource-based objectives commensurate with the scope of the impacts from the proposed project.

The BLM will use the NEPA public participation requirements to assist the agency in satisfying the public involvement requirements under Section 106 of the National Historic Preservation Act (NHPA) (16 U.S.C. 470f) as provided for in 36 CFR 800.2(d)(3). The information about historic and cultural resources that could potentially be affected by the project will assist the BLM in identifying and evaluating impacts to such resources in the context of both NEPA and Section 106 of the NHPA.

The BLM will consult with federally recognized Native American tribes on a

government-to-government basis in accordance with Executive Order 13175 and other policies. Tribal concerns, including potential impacts on Tribal trust assets and cultural resources, will be given due consideration. In October 2013 and November 2013, the BLM facilitated three informational meetings with federally recognized Native American tribes with an interest in the general area of the proposed project.

In addition to Native American tribes, consultation with the U.S. Fish and Wildlife Service (USFWS), the National Park Service and the U.S. Army Corps of Engineers (USACE) will also need to occur. Consistent with the requirements of Section 7 of the Endangered Species Act, informal and/or formal consultation relative to the Riley Ridge to Natrona Project will be initiated with the USFWS. The USACE will assess the Riley Ridge to Natrona Project consistent with Section 404 of the Clean Water Act and Section 10 of the River and Harbors Act. Consultation with other agencies with jurisdiction over project components will be conducted as needed.

Comments on issues and potential impacts, or suggestions for additional or different alternatives, may be submitted in writing to the BLM at any public scoping meeting or through one of the methods listed in the **ADDRESSES** section. Before including your address, phone number, email address, or any other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you may request in your comment that your personal identifying information be withheld from public review, we cannot guarantee that we will be able to do so.

Authority: 40 CFR 1501.7 and 43 CFR 1610.2.

Brenda V. Neuman,

Acting State Director.

[FR Doc. 2014–13395 Filed 6–6–14; 8:45 am]

BILLING CODE 4310–22–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[14XL LLIDB00100 LF1000000.HT0000 LXSS020D0000 241A 4500061567]

Notice of Temporary Closures on Public Lands in Owyhee County, Idaho

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Temporary Route Closures.

SUMMARY: Notice is hereby given that temporary closures are in effect for the routes within the Hot Well Wildlife Tract on public lands administered by the Bruneau Field Office, Bureau of Land Management (BLM). The routes within the tract will be closed to motorized vehicle traffic to protect sensitive botanical resources.

DATES: The temporary closure will be in effect beginning July 9, 2014 and will remain in effect until August 8, 2016, or until rescinded or modified by the authorized officer or designated Federal officer. Future route management will be evaluated during travel management planning that will take place over the next two years.

FOR FURTHER INFORMATION CONTACT: For further information, contact Tanya Thrift, Bruneau Field Manager, at 3948 Development Avenue, Boise, Idaho, 83705, by email at *tthrift@blm.gov,* or by phone at 208–384–3300. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, seven days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION:

Routes Closed to Motorized Vehicle Use

The Hot Well Wildlife Tract temporary closures affect routes crossing public lands located in Owyhee County, Idaho. The affected routes are found in:

T. 7 S., R. 5 E., Section 6, W½SE¼, Boise Meridian, Idaho

One route enters the wildlife tract from Cattle Drive Road then splits into two routes that join back together at the geothermal well. These routes are shown on the map named ''Hot Well Wildlife Tract Temporary Route Closures,'' and all portions (a total length of approximately 1 mile) will be closed under this temporary closure.

As documented in Categorical Exclusion Documentation (CX) No. DOI–BLM–ID–B20–2013–0004–CX, this action is in conformance with the 1983 Bruneau Management Framework Plan and is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9 G(3), Temporary closure of roads and trails, as none of the extraordinary circumstances described in 516 DM 2 apply. The CX and Decision Record for this action were signed on March 12, 2014. The Hot Well Wildlife Tract is the only known location in Idaho for a BLM Sensitive plant, alkali cleomella (Cleomella plocasperma). Use of this wildlife tract for unauthorized social gatherings by some local residents is in conflict with Bruneau Management Framework Plan direction to manage the site for wildlife values (Decision W/L–4.2) and to protect and conserve special status plants (Objective RM–5). The documented high level of recreational use associated with the adjacent privately owned geothermal well and the associated large quantities of trash have resulted in the need for temporary route closures to protect threatened natural resources. These activities are damaging habitat for the sensitive plant and increasing the risk for population decline. Future route management will be evaluated in the forthcoming travel management plan. Estimated time for completion of this plan is the summer of 2016. The BLM will post a closure sign and place a locked metal gate at the north entry point on Cattle Drive Road. Pedestrian access to the Hot Well Wildlife Tract will still be allowed. These closures will also be posted in the BLM Boise District Office. Maps of the affected area and other documents associated with these closures are available at the BLM Boise District Office at 3948 Development Avenue, Boise, Idaho, 83705. Under the authority of Section 303(a) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1733(a)), 43 CFR 8360.0–7, and 43 CFR 8364.1, the BLM will enforce the following rule within the Hot Well Wildlife Tract:

Motorized vehicles must not be used on closed routes.

Exemptions: Exempt from this closure are contractors hired by the BLM to work in the area; search and rescue personnel; Federal, State or local law enforcement officials; other BLM employees in the performance of their official duties; and persons with written authorization from the BLM.

Penalties: Any person who violates the above rule may be tried before a United States Magistrate and fined no more than $1,000, imprisoned for no more than 12 months, or both. Violators may also be subject to the enhanced fines provided for in 18 U.S.C. 3571.

Authority: 43 CFR 8364.1.

Tanya M. Thrift,

Bruneau Field Manager.

[FR Doc. 2014–13405 Filed 6–6–14; 8:45 am]

BILLING CODE 4310–GG–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLNVL02000.L14300000.ET0000; N–56170; MO# 4500061003]

Public Land Order No. 7825; Extension of Public Land Order No. 7060; Nevada

AGENCY: Bureau of Land Management, Interior.

ACTION: Public Land Order.

SUMMARY: This order extends the duration of the withdrawal created by Public Land Order No. 7060, issued effective June 3, 1994, for an additional 20-year period. The extension is necessary to continue protection of the Sacramento Pass Recreation Area in White Pine County, Nevada, which would otherwise expire on June 2, 2014.

DATES: *Effective Date:* June 3, 2014.

FOR FURTHER INFORMATION CONTACT: Elena Montenegro-Long, Realty Specialist, BLM Schell Field Office at 775–289–1800, or email: *emontenegro@blm.gov*. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339 to reach the Bureau of Land Management (BLM) contact person during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The purpose for which the withdrawal was first made requires this extension to continue the protection of the Sacramento Pass Recreation Area resource values and the capital investment in the area. The withdrawal extended by this order will now expire on June 2, 2034, unless as a result of a review conducted prior to the expiration date pursuant to Section 204(f) of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714(f), the Secretary determines that the withdrawal shall be further extended.

Order

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714, it is ordered as follows:

Public Land Order No. 7060 (59 FR 28790 (1994)), which withdrew 464.93 acres of public land from settlement, sale, location or entry under the general land laws, including the United States mining laws (30 U.S.C. Ch. 2), but not from leasing under the mineral leasing laws, is hereby extended for an additional 20-year period until June 2, 2034.

Dated: May 29, 2014.

Janice M. Schneider,

Assistant Secretary—Land and Minerals Management.

[FR Doc. 2014–13441 Filed 6–6–14; 8:45 am]

BILLING CODE 4310–HC–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[14XL.LLIDT03000. LF2200000.JB0000. LFESHT800000.241A]

Notice of Temporary Closures on Public Lands in Blaine County, Idaho

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Temporary Closure.

SUMMARY: Notice is hereby given that portions of the Beaver Creek Fire are closed year-round to human entry for the period specified. The closure is in effect on public lands administered by the Shoshone Field Office, Bureau of Land Management (BLM).

DATES: The closures will be in effect on July 9, 2014 and will remain in effect until June 30, 2015 or until rescinded or modified by the authorized officer or designated Federal officer.

FOR FURTHER INFORMATION CONTACT: Elizabeth Maclean, Shoshone Field Manager, 400 West F Street, Shoshone, Idaho 83352, via email at *emaclean@blm.gov,* or phone 208–732–7200. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339 to contact the above individuals during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individuals. You will receive a reply during normal hours.

SUPPLEMENTARY INFORMATION: The Beaver Creek Fire closure affects public lands burned in August 2013 by the Beaver Creek Fire, west of Hailey, Idaho. The parcels of public lands affected by these closures, depicted on the Beaver Creek Rehabilitation Recreation Entry Closure Maps 1, 2, and 3 are located at the Twin Falls District BLM Office in Twin Falls, Idaho. The legal description of the affected public lands is:

Boise Meridian, Blaine County, Idaho

T. 3 N., R. 17 E.,
Sec. 13, S½SW¼, NE¼SE¼, S½SE¼; and
Sec. 14, NW¼SW¼, S½SW¼, S½SE¼; and
Sec. 23, Lot 1, NE¼NW¼, N½NE¼, SE¼NE¼; and
Sec. 25, S½SW¼, SW¼SE¼; and
Sec. 26, SE¼SE¼; and
Sec. 35, SE¼SE¼.
T. 2 N., R. 17 E.,
See Map 2 and 3.
T. 2 N., R 18 E.,
See Map 2.

Containing 3,989 acres, more or less.

This closure is intended to slow the spread of noxious weeds; allow planted shrub, forb, and grass species to become established; and allow existing plants to recover which will help stabilize hillsides. Once the hillsides begin to stabilize the designated trail system in the area will be reconstructed. The BLM anticipates that the trail system will be open for public use by June 30, 2015.

The BLM will post closure signs at main entry points to the closed areas and/or other locations on-site. This closure will be posted in the Twin Falls District BLM offices. Maps of the affected area and other documents associated with this closure are available at 400 West F Street, Shoshone, Idaho 83352. Under the authority of Section 303(a) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1733(a)), 43 CFR 8360.0–7, and 43 CFR 8364.1, the BLM will enforce the following rules within the Beaver Creek Fire closure: All human entry onto the lands described above, by any means, is prohibited while this closure order is in effect.

Exemptions: The following persons are exempt from this order: Federal, State, and local officers and employees in the performance of their official duties; members of organized rescue or fire-fighting forces in the performance of their official duties; any landowner or landowner employee within the closure area; and persons with written authorization from the BLM.

Penalties: On public lands under section 303(a) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1733(a), 43 CFR 8360.0–7 and 43 CFR 8364.1, any person who violates the provisions of this closure may be tried before a United States Magistrate and fined no more than $1,000 or imprisoned for no more than 12 months, or both. Such violations may also be subject to enhanced fines provided for by 18 U.S.C. 3571.

Authority: 43 CFR 8364.1.

Elizabeth Maclean,

Shoshone Field Office Manager.

[FR Doc. 2014–13400 Filed 6–6–14; 8:45 am]

BILLING CODE 4310–GG–P

DEPARTMENT OF THE INTERIOR

National Park Service

[NPS–WASO–NAGPRA–15681; PPWOCRADN0–PCU00RP14.R50000]

Notice of Inventory Completion: State Historical Society of Wisconsin, Madison, WI

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The State Historical Society of Wisconsin has completed an inventory of human remains, in consultation with the appropriate Indian tribes or Native Hawaiian organizations, and has determined that there is no cultural affiliation between the human remains and any present-day Indian tribes or Native Hawaiian organizations. Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request to the State Historical Society of Wisconsin. If no additional requestors come forward, transfer of control of the human remains to the Indian tribes or Native Hawaiian organizations stated in this notice may proceed.

DATES: Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to the State Historical Society of Wisconsin at the address in this notice by July 9, 2014.

ADDRESSES: Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org.*

SUPPLEMENTARY INFORMATION: Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains under the control of the State Historical Society of Wisconsin, Madison, WI. The human remains were removed from the Trowbridge-Carey site, Milwaukee County, WI.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3) and 43 CFR 10.11(d). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains. The National Park Service is not responsible for the determinations in this notice.

Consultation

A detailed assessment of the human remains was made by the State Historical Society of Wisconsin professional staff in consultation with representatives of the Forest County Potawatomi Community, Wisconsin; Ho-Chunk Nation of Wisconsin; and the Menominee Indian Tribe of Wisconsin.

History and Description of the Remains

At an unknown date, human remains representing, at minimum, one individual (A02581) were removed from the Trowbridge-Carey Site in Milwaukee, WI. The human remains were donated to the State Historical Society in 1916 by Absalom Van Deusen. The primary burial location of the human remains is unclear, but accession records describe the remains as ''Indian skull from Trowbridge Mound.'' The multi-component site included a campsite or village, an agricultural component with evidence of corn hills, a burial that was not in a mounded context, and several mounds, two of which contained burials. The human remains were determined to be those of an adult Native American male. No known individuals were identified. No associated funerary objects are present.

Determinations Made by the State Historical Society of Wisconsin

Officials of the State Historical Society of Wisconsin have determined that:

- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice are Native American based on State Historical Society records, location and context of the burial sites, and skeletal analysis.
- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of one individual of Native American ancestry.
- Pursuant to 25 U.S.C. 3001(2), a relationship of shared group identity cannot be reasonably traced between the Native American human remains and any present-day Indian tribe.
- According to final judgments of the Indian Claims Commission or the Court of Federal Claims, the land from which the Native American human remains were removed is the aboriginal land of the Forest County Potawatomi Community, Wisconsin.
- Treaties, Acts of Congress, or Executive Orders, indicate that the land from which the Native American human remains were removed is the aboriginal land of the Bad River Band of the Lake Superior Tribe of Chippewa Indians of the Bad River Reservation, Wisconsin; Bay Mills Indian Community, Michigan; Bois Forte Band (Nett Lake) of the Minnesota Chippewa Tribe, Minnesota; Chippewa-Cree Indians of the Rocky Boy's Reservation, Montana; Citizen Potawatomi Nation, Oklahoma; Fond du Lac Band of the Minnesota Chippewa Tribe, Minnesota; Forest County Potawatomi Community, Wisconsin; Grand Portage Band of the Minnesota Chippewa Tribe, Minnesota; Grand Traverse Band of Ottawa and Chippewa Indians, Michigan; Hannahville Indian Community, Michigan; Keweenaw Bay Indian Community, Michigan; Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin; Lac du Flambeau Band of Lake Superior Chippewa Indians of the Lac du Flambeau Reservation of Wisconsin; Lac Vieux Desert Band of Lake Superior Chippewa Indians of Michigan; Leech Lake Band of the Minnesota Chippewa Tribe, Minnesota; Match-e-be-nash-she-wish Band of Pottawatomi Indians of Michigan; Mille Lacs Band of the Minnesota Chippewa Tribe, Minnesota; Minnesota Chippewa Tribe, Minnesota; Nottawaseppi Huron Band of the Potawatomi, Michigan (previously listed as the Huron Potawatomi, Inc.); Ottawa Tribe of Oklahoma; Pokagon Band of Potawatomi Indians, Michigan and Indiana; Prairie Band Potawatomi Nation (previously listed as the Prairie Band of Potawatomi Nation, Kansas); Quechan Tribe of the Fort Yuma Indian Reservation, California & Arizona; Red Cliff Band of Lake Superior Chippewa Indians of Wisconsin; Red Lake Band of Chippewa Indians, Minnesota; Saginaw Chippewa Indian Tribe of Michigan; Sault Ste. Marie Tribe of Chippewa Indians, Michigan; Sokaogon Chippewa Community, Wisconsin; St. Croix Chippewa Indians of Wisconsin; Turtle Mountain Band of Chippewa Indians of North Dakota; and the White Earth Band of the Minnesota Chippewa Tribe, Minnesota (hereafter referred to as ''The Aboriginal Land Tribes'').
- Pursuant to 43 CFR 10.11(c)(1), the disposition of the human remains may be to The Aboriginal Land Tribes.

Additional Requestors and Disposition

Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org,* by July 9, 2014. After that date, if no additional requestors have come forward, transfer

of control of the human remains to The Aboriginal Land Tribes may proceed.

The State Historical Society of Wisconsin is responsible for notifying The Aboriginal Land Tribes that this notice has been published.

Dated: April 24, 2014.

David Tarler,

Acting Manager, National NAGPRA Program.

[FR Doc. 2014–13416 Filed 6–6–14; 8:45 am]

BILLING CODE 4312–50–P

DEPARTMENT OF THE INTERIOR

National Park Service

[NPS–WASO–NAGPRA–15676; PPWOCRADN0–PCU00RP14.R50000]

Notice of Inventory Completion: State Historical Society of Wisconsin, Madison, WI

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The State Historical Society of Wisconsin has completed an inventory of human remains, in consultation with the appropriate Indian tribes or Native Hawaiian organizations, and has determined that there is no cultural affiliation between the human remains and any present-day Indian tribes or Native Hawaiian organizations. Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request to the State Historical Society of Wisconsin. If no additional requestors come forward, transfer of control of the human remains to the Indian tribes or Native Hawaiian organizations stated in this notice may proceed.

DATES: Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to the State Historical Society of Wisconsin at the address in this notice by July 9, 2014.

ADDRESSES: Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org.*

SUPPLEMENTARY INFORMATION: Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains under the control of the State Historical Society of Wisconsin, Madison, WI. The human remains were removed from the Point Sauble site, Brown County, WI.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3) and 43 CFR 10.11(d). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains. The National Park Service is not responsible for the determinations in this notice.

Consultation

A detailed assessment of the human remains was made by the State Historical Society of Wisconsin professional staff in consultation with representatives of the Forest County Potawatomi Community, Wisconsin; Ho-Chunk Nation of Wisconsin; and the Menominee Indian Tribe of Wisconsin.

History and Description of the Remains

In 1990, human remains representing, at minimum, one individual (HP.BR–0101.1) were removed from the Point Sauble site (47–BR–0101) in Brown County, WI. The remains were discovered in a backfill pile of a sewer line installation during the State Highway 57 Improvement Project. An archeological consultant, the Brown County Sheriff's Department, and the Brown County Coroner were contacted. The human remains were transferred to the State Historical Society's Burial Sites Office. The human remains were determined to represent a young adult Native American male. No known individuals were identified. No associated funerary objects are present.

Determinations Made by the State Historical Society of Wisconsin

Officials of the State Historical Society of Wisconsin have determined that:

- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice are Native American based on State Historical Society records, location and context of the burial sites, and skeletal analysis.
- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of one individual of Native American ancestry.
- Pursuant to 25 U.S.C. 3001(2), a relationship of shared group identity cannot be reasonably traced between the Native American human remains and any present-day Indian tribe.
- According to final judgments of the Indian Claims Commission or the Court of Federal Claims, the land from which the Native American human remains were removed is the aboriginal land of the Forest County Potawatomi Community, Wisconsin.
- Treaties, Acts of Congress, or Executive Orders, indicate that the land from which the Native American human remains were removed is the aboriginal land of the Bad River Band of the Lake Superior Tribe of Chippewa Indians of the Bad River Reservation, Wisconsin; Bay Mills Indian Community, Michigan; Bois Forte Band (Nett Lake) of the Minnesota Chippewa Tribe, Minnesota; Cayuga Nation; Chippewa-Cree Indians of the Rocky Boy's Reservation, Montana; Fond du Lac Band of the Minnesota Chippewa Tribe, Minnesota; Grand Portage Band of the Minnesota Chippewa Tribe, Minnesota; Grand Traverse Band of Ottawa and Chippewa Indians, Michigan; Ho-Chunk Nation of Wisconsin; Keweenaw Bay Indian Community, Michigan; Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin; Lac du Flambeau Band of Lake Superior Chippewa Indians of the Lac du Flambeau Reservation of Wisconsin; Lac Vieux Desert Band of Lake Superior Chippewa Indians of Michigan; Leech Lake Band of the Minnesota Chippewa Tribe, Minnesota; Menominee Indian Tribe of Wisconsin; Mille Lacs Band of the Minnesota Chippewa Tribe, Minnesota; Minnesota Chippewa Tribe, Minnesota; Oneida Nation of New York; Onondago Nation; Red Cliff Band of Lake Superior Chippewa Indians of Wisconsin; Red Lake Band of Chippewa Indians, Minnesota; Saginaw Chippewa Indian Tribe of Michigan; Saint Regis Mohawk Tribe (previously listed as the St. Regis Band of Mohawk Indians of New York); Sault Ste. Marie Tribe of Chippewa Indians, Michigan; Seneca Nation of Indians (previously listed as the Seneca Nation of New York); Sokaogon Chippewa Community, Wisconsin; St. Croix Chippewa Indians of Wisconsin; Tonawanda Band of Seneca (previously listed as the Tonawanda Band of Seneca Indians of New York); Turtle Mountain Band of Chippewa Indians of North Dakota; Tuscarora Nation; White Earth Band of the Minnesota Chippewa Tribe, Minnesota; and the Winnebago Tribe of Nebraska (hereafter, with the Forest County Potawatomi Community, Wisconsin, referred to as ''The Aboriginal Land Tribes'').
- Pursuant to 43 CFR 10.11(c)(1), the disposition of the human remains may be to The Aboriginal Land Tribes.

Additional Requestors and Disposition

Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these

human remains should submit a written request with information in support of the request to Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org,* by July 9, 2014. After that date, if no additional requestors have come forward, transfer of control of the human remains to The Aboriginal Land Tribes may proceed.

The State Historical Society of Wisconsin is responsible for notifying The Aboriginal Land Tribes that this notice has been published.

Dated: April 24, 2014

David Tarler,

Acting Manager, National NAGPRA Program.

[FR Doc. 2014–13361 Filed 6–6–14; 8:45 am]

BILLING CODE 4312–50–P

DEPARTMENT OF THE INTERIOR

National Park Service

[NPS–WASO–NAGPRA–15673; PPWOCRADN0–PCU00RP14.R50000]

Notice of Inventory Completion: U.S. Department of Defense, Army Corps of Engineers, Walla Walla District, Walla Walla, WA

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The U.S. Department of Defense, Army Corps of Engineers (Corps), Walla Walla District has completed an inventory of human remains, in consultation with the appropriate Indian tribes or Native Hawaiian organizations, and has determined that there is a cultural affiliation between the human remains and present-day Indian tribes or Native Hawaiian organizations. Lineal descendants or representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request to the Corps, Walla Walla District. If no additional requestors come forward, transfer of control of the human remains to the lineal descendants, Indian tribes, or Native Hawaiian organizations stated in this notice may proceed.

DATES: Lineal descendants or representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to the Corps, Walla Walla District at the address in this notice by July 9, 2014.

ADDRESSES: LTC Andrew D. Kelly, U.S. Department of Defense, Army Corps of Engineers, Walla Walla District, 201 North Third Ave., Walla Walla, WA 99362, telephone (509) 527–7700.

SUPPLEMENTARY INFORMATION: Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains in the possession of the U.S. Department of Defense, Army Corps of Engineers (Corps), Walla Walla District, Walla Walla, WA. The human remains were removed from Benton County, WA.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains. The National Park Service is not responsible for the determinations in this notice.

Consultation

A detailed assessment of the human remains was made by the Corps and the University of Idaho (UI) professional staff in consultation with representatives of the Confederated Tribes and Bands of the Yakama Nation; Confederated Tribes of Colville Reservation; Confederated Tribes of the Umatilla Indian Reservation (previously listed as the Confederated Tribes of the Umatilla Reservation, Oregon); Nez Perce Tribe (previously listed as the Nez Perce Tribe of Idaho); and the Wanapum Band, a non-Federally recognized Indian group.

History and Description of the Remains

On April 13, 1962, human remains representing, at minimum, one individual were removed from Indian Island by U.S. Fish and Wildlife employees during a migratory bird count. The human remains were turned over to the Corps Pasco Maintenance Office on October 22, 2013. To date, no archeological sites on Indian Island have been documented. Indian Island was surveyed between 1998 and 1999 by archeologists from the Confederated Tribes of the Umatilla Indian Reservation and no archeological sites were recorded. Indian Island is located within the McNary Lock and Dam Project on the Columbia River, WA, which is managed by the Corps. The Corps initiated land acquisition processes for the McNary Lock and Dam Project in 1947, and Indian Island was acquired by the Corps from the Department of the Army on May 21, 1965. While the Corps did not own the parcel in question on the date of the collection of the human remains, as the parcel was owned by the Corps' parent agency, the Corps is proceeding with the repatriation of these remains.

The human remains were examined in December 2013 by Don Tyler (UI) and were identified as Native American. Distinctive morphological traits indicate that the human remains, comprised of a partial cranium, are from an adult Native American female. The individual was described as young and healthy, and about 18 to 20 years of age at the time of death. No known individuals were identified. No associated funerary objects are present. The estimated date range of the human remains is A.D. 1800–1850.

The relevant evidence supports a cultural affiliation between the human remains and the Confederated Tribes and Bands of the Yakama Nation; Confederated Tribes of Colville Reservation; Confederated Tribes of the Umatilla Indian Reservation (previously listed as the Confederated Tribes of the Umatilla Reservation, Oregon); and Nez Perce Tribe (previously listed as the Nez Perce Tribe of Idaho). Additionally, a cultural relationship is determined to exist between the human remains and the Wanapum Band, a non-Federally recognized Indian group. Information provided during consultation demonstrates that the consulting tribes are descended from the Native people who occupied Indian Island, and that the individuals buried along the Snake River and mid-Columbia River are their ancestors. The aforementioned tribes are all part of the more broadly defined Plateau cultural community, and have shared past and present traditional lifeways that bind them to common ancestors.

Determinations Made by the U.S. Department of Defense, Army Corps of Engineers, Walla Walla District

Officials of the U.S. Department of Defense, Army Corps of Engineers, Walla Walla District, have determined that:

- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of one individual of Native American ancestry.
- Pursuant to 25 U.S.C. 3001(2), there is a relationship of shared group identity that can be reasonably traced between the Native American human remains and the Confederated Tribes and Bands of the Yakama Nation; Confederated Tribes of Colville Reservation; Confederated Tribes of the Umatilla Indian Reservation (previously listed as the Confederated Tribes of the Umatilla Reservation, Oregon); and Nez

Perce Tribe (previously listed as the Nez Perce Tribe of Idaho). Additionally, a cultural relationship is determined to exist between the human remains and the Wanapum Band, a non-Federally recognized Indian group.

Additional Requestors and Disposition

Lineal descendants or representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to LTC Andrew D. Kelly, U.S. Department of Defense, Army Corps of Engineers, Walla Walla District, 201 North Third Ave., Walla Walla, WA 99362, telephone (509) 527–7700, by July 9, 2014. After that date, if no additional requestors have come forward, transfer of control of the human remains to the Confederated Tribes and Bands of the Yakama Nation; Confederated Tribes of Colville Reservation; Confederated Tribes of the Umatilla Indian Reservation (previously listed as the Confederated Tribes of the Umatilla Reservation, Oregon); Nez Perce Tribe (previously listed as the Nez Perce Tribe of Idaho); and, if joined to one or more of the culturally affiliated tribes, the Wanapum Band, a non-Federally recognized Indian group, may proceed.

The Corps, Walla Walla District, is responsible for notifying the Confederated Tribes and Bands of the Yakama Nation; Confederated Tribes of Colville Reservation; Confederated Tribes of the Umatilla Indian Reservation (previously listed as the Confederated Tribes of the Umatilla Reservation, Oregon); Nez Perce Tribe (previously listed as the Nez Perce Tribe of Idaho); and the Wanapum Band, a non-Federally recognized Indian group, that this notice has been published.

Dated: April 21, 2014.

David Tarler,

Acting Manager, National NAGPRA Program.

[FR Doc. 2014–13414 Filed 6–6–14; 8:45 am]

BILLING CODE 4312–50–P

DEPARTMENT OF THE INTERIOR

National Park Service

[NPS–WASO–NAGPRA–15675; PPWOCRADN0–PCU00RP14.R50000]

Notice of Inventory Completion: State Historical Society of Wisconsin, Madison, WI

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The State Historical Society of Wisconsin has completed an inventory of human remains and associated funerary objects, in consultation with the appropriate Indian tribes or Native Hawaiian organizations, and has determined that there is no cultural affiliation between the human remains and associated funerary objects and any present-day Indian tribes or Native Hawaiian organizations. Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains and associated funerary objects should submit a written request to the State Historical Society of Wisconsin. If no additional requestors come forward, transfer of control of the human remains and associated funerary objects to the Indian tribes or Native Hawaiian organizations stated in this notice may proceed.

DATES: Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains and associated funerary objects should submit a written request with information in support of the request to the State Historical Society of Wisconsin at the address in this notice by July 9, 2014.

ADDRESSES: Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org.*

SUPPLEMENTARY INFORMATION: Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains and associated funerary objects under the control of the State Historical Society of Wisconsin, Madison, WI. The human remains and associated funerary objects were removed from four sites in Brown County, WI.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3) and 43 CFR 10.11(d). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains and associated funerary objects. The National Park Service is not responsible for the determinations in this notice.

Consultation

A detailed assessment of the human remains was made by the State Historical Society of Wisconsin professional staff in consultation with representatives of the Forest County Potawatomi Community, Wisconsin; Ho-Chunk Nation of Wisconsin; and the Menominee Indian Tribe of Wisconsin.

History and Description of the Remains

Sometime between 1936 and 1951, human remains representing, at minimum, one individual (1951.352–.355 & F1997.60.2) were removed from the Beaumier Farm site (47–BR–0060) in Brown County, WI. Robert Hall collected the fragmentary human remains from the surface of a disturbed context. In 1951, Hall donated the human remains to the State Historical Society. The human remains were determined to represent an adult of indeterminate sex. No known individuals were identified. The three associated funerary objects are a copper awl (1951.356), a copper fragment (1951.357), and a string of buckskin with rolled copper fragments (1951.358).

In 1990, 1991, and 1992, human remains representing, at minimum, twelve individuals (HP.BR–0222.1) were removed from the Bordeleau site (47–BR–0222) in Brown County, WI. The human remains were disturbed by plowing activities, and subsequently collected from the surface by Jim Yinst of the Neville Public Museum. In 1995, the remains from each surface collection were transferred from the Neville Public Museum to the State Historical Society's Burial Sites Office. The human remains were determined to represent eight adults and four subadults, all of indeterminate sex. No known individuals were identified. No associated funerary objects are present.

In 1987, human remains representing, at minimum, three individuals (HP.BR–0434.1) were removed from the Nicolet Grove site (47–BR–0434) in Brown County, WI. The human remains were disturbed by residential construction on the site. A local real estate broker contacted the Neville Public Museum about the human remains and they, in turn, contacted the State Historical Society's Burial Sites Office. Neville Museum staff archeologists excavated the disturbed remains and transferred them to the State Historical Society. State Historical Society staff archeologists surveyed the site and no additional remains were discovered. The human remains were determined to represent an infant, an adolescent, and an adult, all of indeterminate sex. No known individuals were identified. No associated funerary objects are present.

In 1995, human remains representing, at minimum, one individual (HP.BR–0440.1) were removed from the Seymour Burial site (47–BR–0440) in

Brown County, WI. The human remains were discovered along an eroding riverbank by the property owners. The property owners removed the human remains and contacted the Brown County Sheriff's Department, who, in turn, contacted the State Historical Society's Burial Sites Office. A staff archeologist investigated the site and no additional human remains were discovered. Later that same year, the property owners discovered additional human remains in water at the foot of the bank. These remains were given to the Brown County Sheriff's Department and then transferred to the State Historical Society. The remains were determined to represent one adult Native American male. No known individuals were identified. No associated funerary objects are present.

Determinations Made by the State Historical Society of Wisconsin

Officials of the State Historical Society of Wisconsin have determined that:

- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice are Native American based on State Historical Society records, location and context of the burial sites, the presence of associated funerary objects in some instances, and skeletal analysis in some instances.
- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of 17 individuals of Native American ancestry.
- Pursuant to 25 U.S.C. 3001(3)(A), the three objects described in this notice are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of the death rite or ceremony.
- Pursuant to 25 U.S.C. 3001(2), a relationship of shared group identity cannot be reasonably traced between the Native American human remains and associated funerary objects and any present-day Indian tribe.
- According to final judgments of the Indian Claims Commission or the Court of Federal Claims, the land from which the Native American human remains and associated funerary objects were removed is the aboriginal land of the Forest County Potawatomi Community, Wisconsin.
- Treaties, Acts of Congress, or Executive Orders, indicate that the land from which the Native American human remains and associated funerary objects were removed is the aboriginal land of the Bad River Band of the Lake Superior Tribe of Chippewa Indians of the Bad River Reservation, Wisconsin; Bay Mills Indian Community, Michigan; Bois Forte Band (Nett Lake) of the Minnesota Chippewa Tribe, Minnesota; Cayuga Nation; Chippewa-Cree Indians of the Rocky Boy's Reservation, Montana; Fond du Lac Band of the Minnesota Chippewa Tribe, Minnesota; Grand Portage Band of the Minnesota Chippewa Tribe, Minnesota; Grand Traverse Band of Ottawa and Chippewa Indians, Michigan; Ho-Chunk Nation of Wisconsin; Keweenaw Bay Indian Community, Michigan; Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin; Lac du Flambeau Band of Lake Superior Chippewa Indians of the Lac du Flambeau Reservation of Wisconsin; Lac Vieux Desert Band of Lake Superior Chippewa Indians of Michigan; Leech Lake Band of the Minnesota Chippewa Tribe, Minnesota; Menominee Indian Tribe of Wisconsin; Mille Lacs Band of the Minnesota Chippewa Tribe, Minnesota; Minnesota Chippewa Tribe, Minnesota; Oneida Nation of New York; Onondago Nation; Red Cliff Band of Lake Superior Chippewa Indians of Wisconsin; Red Lake Band of Chippewa Indians, Minnesota; Saginaw Chippewa Indian Tribe of Michigan; Saint Regis Mohawk Tribe (previously listed as the St. Regis Band of Mohawk Indians of New York); Sault Ste. Marie Tribe of Chippewa Indians, Michigan; Seneca Nation of Indians (previously listed as the Seneca Nation of New York); Sokaogon Chippewa Community, Wisconsin; St. Croix Chippewa Indians of Wisconsin; Tonawanda Band of Seneca (previously listed as the Tonawanda Band of Seneca Indians of New York); Turtle Mountain Band of Chippewa Indians of North Dakota; Tuscarora Nation; White Earth Band of the Minnesota Chippewa Tribe, Minnesota; and the Winnebago Tribe of Nebraska (hereafter, with the Forest County Potawatomi Community, Wisconsin, referred to as ''The Aboriginal Land Tribes'').
- Pursuant to 43 CFR 10.11(c)(1), the disposition of the human remains and associated funerary objects may be to The Aboriginal Land Tribes.

Additional Requestors and Disposition

Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains and associated funerary objects should submit a written request with information in support of the request to Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org,* by July 9, 2014. After that date, if no additional requestors have come forward, transfer of control of the human remains and associated funerary objects to The Aboriginal Land Tribes may proceed.

The State Historical Society of Wisconsin is responsible for notifying The Aboriginal Land Tribes that this notice has been published.

Dated: April 24, 2014.

David Tarler,

Acting Manager, National NAGPRA Program.

[FR Doc. 2014–13412 Filed 6–6–14; 8:45 am]

BILLING CODE 4312–50–P

DEPARTMENT OF THE INTERIOR

National Park Service

[NPS–WASO–NAGPRA–15680; PPWOCRADN0–PCU00RP14.R50000]

Notice of Inventory Completion: State Historical Society of Wisconsin, Madison, WI

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The State Historical Society of Wisconsin has completed an inventory of human remains and associated funerary objects, in consultation with the appropriate Indian tribes or Native Hawaiian organizations, and has determined that there is no cultural affiliation between the human remains and associated funerary objects and any present-day Indian tribes or Native Hawaiian organizations. Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains and associated funerary objects should submit a written request to the State Historical Society of Wisconsin. If no additional requestors come forward, transfer of control of the human remains and associated funerary objects to the Indian tribes or Native Hawaiian organizations stated in this notice may proceed.

DATES: Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains and associated funerary objects should submit a written request with information in support of the request to the State Historical Society of Wisconsin at the address in this notice by July 9, 2014.

ADDRESSES: Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org.*

SUPPLEMENTARY INFORMATION: Notice is here given in accordance with the

Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains and associated funerary objects under the control of the State Historical Society of Wisconsin, Madison, WI. The human remains and associated funerary objects were removed from five sites in Jefferson County, WI.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3) and 43 CFR 10.11(d). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains and associated funerary objects. The National Park Service is not responsible for the determinations in this notice.

Consultation

A detailed assessment of the human remains was made by the State Historical Society of Wisconsin professional staff in consultation with representatives of the Forest County Potawatomi Community, Wisconsin; Ho-Chunk Nation of Wisconsin; and the Menominee Indian Tribe of Wisconsin.

History and Description of the Remains

In 1906, human remains representing, at minimum, two individuals (A01030) were removed from Carcajou Point (47–JE–0002) in Jefferson County, WI. The remains were uncovered by a washout in a field and excavated by H.L. Skavlam. When Skavlam donated the remains to the State Historical Society in 1910, the human remains were believed to represent a single individual. However, a skeletal analysis in 2013 determined that the human remains actually represent two individuals, both adult females. No known individuals were identified. No associated funerary objects are present.

In 1957, human remains representing, at minimum, nine individuals (1998.60.4, 1998.60.5, 1998.60.7, & 1998.60.8) were removed from Carcajou Point (47–JE–0002) in Jefferson County, WI. The human remains were discovered during an excavation of the Oneota component of the site led by archeologist Robert Hall. Hall donated the human remains to the State Historical Society at an unknown date in the late 1950s, and the human remains were formally accessioned into the collection in 1998. The human remains were determined to represent three children of indeterminate sex, three infants of indeterminate sex, two adults of indeterminate sex, and an adult male. No known individuals were identified. The four associated funerary objects are two sandstone abraders (1998.60.6 & 1998.60.9), a shell gorget (1998.60.10), and a ceramic vessel (1998.60. JE2 B2–A2).

In 1908, human remains representing, at minimum, one individual (A00268) were removed from the Telfer site (47–JE–0937) in Jefferson County, WI. The human remains were discovered in a mound on the property of G.D. Telfer. Telfer donated the human remains to the State Historical Society in 1909. The human remains were determined to represent an adult male. No known individuals were identified. No associated funerary objects are present.

In 1992, human remains representing, at minimum, three individuals (HP.JE–0940.1) were removed from the January site (47–JE–0940) in Jefferson County, WI. The human remains were uncovered by a plumber excavating for a water line. The plumber notified the Jefferson's County Sheriff's Office. Responding officers screened the backfill pile, collected the human remains, and then contacted the State Historical Society's Burial Sites Office. Staff archeologists investigated and no additional remains were discovered, either in situ or in the backfill pile. The human remains were determined to represent two adult males and one adult female. No known individuals were identified. No associated funerary objects are present.

In 1994, human remains representing, at minimum, sixteen individuals (HP.JE–1111.1) were removed from the Skau Site (47–JE–1111) in Jefferson County, WI. The human remains were uncovered during excavation for a house foundation. State Historical Society's Burial Sites Office staff archeologists found the human remains in both the backfill pile and eroding from an excavation pit wall. Remains that were undisturbed were left in situ. It was determined that the excavation had disturbed a burial feature in a conical mound. The human remains were determined to represent six children of indeterminate sex, one infant of indeterminate sex, five adult males, three adult females, and one adult of indeterminate sex. No known individuals were identified. No associated funerary objects are present.

In 1998, human remains representing, at minimum, one individual (HP.JE–1182.1) were removed from the Boomer Street Burial Site (47–JE–1182) in Jefferson County, WI. The human remains were discovered in a drainage ditch by the property's owner, who notified the City of Watertown Police Department. Responding officers determined that the human remains were archeological and contacted the State Historical Society's Burial Sites Office. A staff archeologist took possession of the human remains and investigated the site. The human remains were determined to represent an adult male. No known individuals were identified. No associated funerary objects are present.

Determinations Made by the State Historical Society of Wisconsin

Officials of the State Historical Society of Wisconsin have determined that:

- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice are Native American based on State Historical Society records, location and context of the burial sites, the presence of associated funerary objects in some instances, and skeletal analysis in some instances.
- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of 32 individuals of Native American ancestry.
- Pursuant to 25 U.S.C. 3001(3)(A), the four objects described in this notice are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of the death rite or ceremony.
- Pursuant to 25 U.S.C. 3001(2), a relationship of shared group identity cannot be reasonably traced between the Native American human remains and associated funerary objects and any present-day Indian tribe.
- According to final judgments of the Indian Claims Commission or the Court of Federal Claims, the land from which the Native American human remains and associated funerary objects were removed is the aboriginal land of the Forest County Potawatomi Community, Wisconsin, and the Ho-Chunk Nation of Wisconsin.
- Treaties, Acts of Congress, or Executive Orders, indicate that the land from which the Native American human remains and associated funerary objects were removed is the aboriginal land of the Bad River Band of the Lake Superior Tribe of Chippewa Indians of the Bad River Reservation, Wisconsin; Bay Mills Indian Community, Michigan; Bois Forte Band (Nett Lake) of the Minnesota Chippewa Tribe, Minnesota; Chippewa-Cree Indians of the Rocky Boy's Reservation, Montana; Citizen Potawatomi Nation, Oklahoma; Fond du Lac Band of the Minnesota Chippewa Tribe, Minnesota; Forest County Potawatomi Community, Wisconsin; Grand Portage Band of the Minnesota Chippewa Tribe, Minnesota; Grand Traverse Band of Ottawa and Chippewa

Indians, Michigan; Hannahville Indian Community, Michigan; Ho-Chunk Nation of Wisconsin; Keweenaw Bay Indian Community, Michigan; Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin; Lac du Flambeau Band of Lake Superior Chippewa Indians of the Lac du Flambeau Reservation of Wisconsin; Lac Vieux Desert Band of Lake Superior Chippewa Indians of Michigan; Leech Lake Band of the Minnesota Chippewa Tribe, Minnesota; Match-e-be-nash-she-wish Band of Pottawatomi Indians of Michigan; Mille Lacs Band of the Minnesota Chippewa Tribe, Minnesota; Minnesota Chippewa Tribe, Minnesota; Nottawaseppi Huron Band of the Potawatomi, Michigan (previously listed as the Huron Potawatomi, Inc.); Ottawa Tribe of Oklahoma; Pokagon Band of Potawatomi Indians, Michigan and Indiana; Prairie Band Potawatomi Nation (previously listed as the Prairie Band of Potawatomi Nation, Kansas); Quechan Tribe of the Fort Yuma Indian Reservation, California & Arizona; Red Cliff Band of Lake Superior Chippewa Indians of Wisconsin; Red Lake Band of Chippewa Indians, Minnesota; Saginaw Chippewa Indian Tribe of Michigan; Sault Ste. Marie Tribe of Chippewa Indians, Michigan; Sokaogon Chippewa Community, Wisconsin; St. Croix Chippewa Indians of Wisconsin; Turtle Mountain Band of Chippewa Indians of North Dakota; White Earth Band of the Minnesota Chippewa Tribe, Minnesota; and the Winnebago Tribe of Nebraska (hereafter referred to as ''The Aboriginal Land Tribes'').

• Pursuant to 43 CFR 10.11(c)(1), the disposition of the human remains and associated funerary objects may be to The Aboriginal Land Tribes.

Additional Requestors and Disposition

Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains and associated funerary objects should submit a written request with information in support of the request to Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org,* by July 9, 2014. After that date, if no additional requestors have come forward, transfer of control of the human remains and associated funerary objects to The Aboriginal Land Tribes may proceed.

The State Historical Society of Wisconsin is responsible for notifying The Aboriginal Land Tribes that this notice has been published.

Dated: April 24, 2014.

David Tarler,

Acting Manager, National NAGPRA Program.

[FR Doc. 2014–13370 Filed 6–6–14; 8:45 am]

BILLING CODE 4312–50–P

DEPARTMENT OF THE INTERIOR

National Park Service

[NPS–WASO–NAGPRA–15679; PPWOCRADN0–PCU00RP14.R50000]

Notice of Inventory Completion: State Historical Society of Wisconsin, Madison, WI

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The State Historical Society of Wisconsin has completed an inventory of human remains, in consultation with the appropriate Indian tribes or Native Hawaiian organizations, and has determined that there is no cultural affiliation between the human remains and any present-day Indian tribes or Native Hawaiian organizations. Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request to the State Historical Society of Wisconsin. If no additional requestors come forward, transfer of control of the human remains to the Indian tribes or Native Hawaiian organizations stated in this notice may proceed.

DATES: Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to the State Historical Society of Wisconsin at the address in this notice by July 9, 2014.

ADDRESSES: Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email J*ennifer.Kolb@wisconsinhistory.org.*

SUPPLEMENTARY INFORMATION: Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains under the control of the State Historical Society of Wisconsin, Madison, WI. The human remains were removed from the Crooks Mound Group, Green Lake County, WI.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3) and 43 CFR 10.11(d). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains. The National Park Service is not responsible for the determinations in this notice.

Consultation

A detailed assessment of the human remains was made by the State Historical Society of Wisconsin professional staff in consultation with representatives of the Forest County Potawatomi Community, Wisconsin; Ho-Chunk Nation of Wisconsin; and the Menominee Indian Tribe of Wisconsin.

History and Description of the Remains

At an unknown date, human remains representing, at minimum, two individuals (1996.93.6) were removed from the Crooks Mound Group (47–GL–0014) in Green Lake County, WI. These remains were discovered in the State Historical Society's collections in 1996. The information on the box indicated the remains were ''Unaccessioned skeletal materials; Crooks Group, Forest Glen, Green Lake.'' While there is no record of a donation being made by H.D. Crook, there is historical evidence of human remains being found in a mound on his property. The remains were determined to be those of an adult male and an adult of indeterminate sex. No known individuals were identified. No associated funerary objects are present.

Determinations Made by the State Historical Society of Wisconsin

Officials of the State Historical Society of Wisconsin have determined that:

• Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice are Native American based on State Historical Society records and location and context of the burial.

• Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of two individuals of Native American ancestry.

• Pursuant to 25 U.S.C. 3001(2), a relationship of shared group identity cannot be reasonably traced between the Native American human remains and any present-day Indian tribe.

• According to final judgments of the Indian Claims Commission or the Court of Federal Claims, the land from which the Native American human remains were removed is the aboriginal land of the Ho-Chunk Nation of Wisconsin.

• Treaties, Acts of Congress, or Executive Orders, indicate that the land from which the Native American human remains were removed is the aboriginal

land of the Ho-Chunk Nation of Wisconsin and the Winnebago Tribe of Nebraska.

• Pursuant to 43 CFR 10.11(c)(1), the disposition of the human remains may be to the Ho-Chunk Nation of Wisconsin and the Winnebago Tribe of Nebraska.

Additional Requestors and Disposition

Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org,* by July 9, 2014. After that date, if no additional requestors have come forward, transfer of control of the human remains to the Ho-Chunk Nation of Wisconsin and the Winnebago Tribe of Nebraska may proceed.

The State Historical Society of Wisconsin is responsible for notifying the Ho-Chunk Nation of Wisconsin and the Winnebago Tribe of Nebraska that this notice has been published.

Dated: April 24, 2014.

David Tarler,

Acting Manager, National NAGPRA Program.

[FR Doc. 2014–13371 Filed 6–6–14; 8:45 am]

BILLING CODE 4312–50–P

DEPARTMENT OF THE INTERIOR

National Park Service

[NPS–WASO–NAGPRA–15677; PPWOCRADN0–PCU00RP14.R50000]

Notice of Inventory Completion: State Historical Society of Wisconsin, Madison, WI

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The State Historical Society of Wisconsin has completed an inventory of human remains, in consultation with the appropriate Indian tribes or Native Hawaiian organizations, and has determined that there is no cultural affiliation between the human remains and any present-day Indian tribes or Native Hawaiian organizations. Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request to the State Historical Society of Wisconsin. If no additional requestors come forward, transfer of control of the human remains to the Indian tribes or Native Hawaiian organizations stated in this notice may proceed.

DATES: Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to the State Historical Society of Wisconsin at the address in this notice by July 9, 2014.

ADDRESSES: Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org.*

SUPPLEMENTARY INFORMATION: Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains under the control of the State Historical Society of Wisconsin, Madison, WI. The human remains were removed from the Rich site, Columbia County, WI.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3) and 43 CFR 10.11(d). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains. The National Park Service is not responsible for the determinations in this notice.

Consultation

A detailed assessment of the human remains was made by the State Historical Society of Wisconsin professional staff in consultation with representatives of the Forest County Potawatomi Community, Wisconsin; Ho-Chunk Nation of Wisconsin; and the Menominee Indian Tribe of Wisconsin.

History and Description of the Remains

In 1932, human remains representing, at minimum, six individuals (F1996.17.1) were removed from the Rich site (47–CO–0175) in Columbia County, WI. The human remains were discovered on what was the H. Rich Farm on the southwest shore of Swan Lake near the town of Pacific. Two bundle burials were disturbed by plowing and brought to the State Historical Society by the landowner's son. The human remains were determined to be those of one child, three subadults, one young adult, and one adult, all of indeterminate sex. No known individuals were identified. No associated funerary objects are present.

Determinations Made by the State Historical Society of Wisconsin

Officials of the State Historical Society of Wisconsin have determined that:

• Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice are Native American based on State Historical Society records, location and context of the burial, and skeletal analysis.

• Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of six individuals of Native American ancestry.

• Pursuant to 25 U.S.C. 3001(2), a relationship of shared group identity cannot be reasonably traced between the Native American human remains and any present-day Indian tribe.

• According to final judgments of the Indian Claims Commission or the Court of Federal Claims, the land from which the Native American human remains were removed is the aboriginal land of Ho-Chunk Nation of Wisconsin and the Winnebago Tribe of Nebraska.

• Treaties, Acts of Congress, or Executive Orders, indicate that the land from which the Native American human remains were removed is the aboriginal land of the Ho-Chunk Nation of Wisconsin, Menominee Indian Tribe of Wisconsin, and the Winnebago Tribe of Nebraska.

• Pursuant to 43 CFR 10.11(c)(1), the disposition of the human remains may be to the Ho-Chunk Nation of Wisconsin, Menominee Indian Tribe of Wisconsin, and the Winnebago Tribe of Nebraska.

Additional Requestors and Disposition

Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org,* by July 9, 2014. After that date, if no additional requestors have come forward, transfer of control of the human remains to the Ho-Chunk Nation of Wisconsin, Menominee Indian Tribe of Wisconsin, and the Winnebago Tribe of Nebraska may proceed.

The State Historical Society of Wisconsin is responsible for notifying the Ho-Chunk Nation of Wisconsin, Menominee Indian Tribe of Wisconsin, and the Winnebago Tribe of Nebraska that this notice has been published.

Dated: April 24, 2014.

David Tarler,

Acting Manager, National NAGPRA Program.

[FR Doc. 2014–13406 Filed 6–6–14; 8:45 am]

BILLING CODE 4312–50–P

DEPARTMENT OF THE INTERIOR

National Park Service

[NPS–WASO–NAGPRA–15674; PPWOCRADN0–PCU00RP14.R50000]

Notice of Inventory Completion: State Historical Society of Wisconsin, Madison, WI

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The State Historical Society of Wisconsin has completed an inventory of human remains, in consultation with the appropriate Indian tribes or Native Hawaiian organizations, and has determined that there is no cultural affiliation between the human remains and any present-day Indian tribes or Native Hawaiian organizations. Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request to the State Historical Society of Wisconsin. If no additional requestors come forward, transfer of control of the human remains to the Indian tribes or Native Hawaiian organizations stated in this notice may proceed.

DATES: Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to the State Historical Society of Wisconsin at the address in this notice by July 9, 2014.

ADDRESSES: Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org.*

SUPPLEMENTARY INFORMATION: Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains under the control of the State Historical Society of Wisconsin, Madison, WI. The human remains were removed from Castle Rock Flowage Burial site, Adams County, WI.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3) and 43 CFR 10.11(d). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains. The National Park Service is not responsible for the determinations in this notice.

Consultation

A detailed assessment of the human remains was made by the State Historical Society of Wisconsin professional staff in consultation with representatives of the Forest County Potawatomi Community, Wisconsin; Ho-Chunk Nation of Wisconsin; and the Menominee Indian Tribe of Wisconsin.

History and Description of the Remains

In 1990, human remains representing, at minimum, one individual (HP.AD–0139.1) were removed from the Castle Rock Flowage Burial site (47–AD–0139) in Adams County, WI. The human remains eroded from the shoreline and were found during an archeological surface survey of the area. The State Historical Society's Burial Sites Preservation Program took possession of the human remains. The human remains were determined to be those of an adult female of probable Native American ancestry. No known individuals were identified. No associated funerary objects are present.

Determinations Made by the State Historical Society of Wisconsin

Officials of the State Historical Society of Wisconsin have determined that:

- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice are Native American based on State Historical Society records, location and context of the burial, and skeletal analysis.
- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of one individual of Native American ancestry.
- Pursuant to 25 U.S.C. 3001(2), a relationship of shared group identity cannot be reasonably traced between the Native American human remains and any present-day Indian tribe.
- Treaties, Acts of Congress, or Executive Orders, indicate that the land from which the Native American human remains were removed is the aboriginal land of the Ho-Chunk Nation of Wisconsin and the Menominee Indian Tribe of Wisconsin.
- Pursuant to 43 CFR 10.11(c)(1), the disposition of the human remains may be to the Ho-Chunk Nation of Wisconsin and the Menominee Indian Tribe of Wisconsin.

Additional Requestors and Disposition

Representatives of any Indian tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains should submit a written request with information in support of the request to Jennifer Kolb, Wisconsin Historical Museum, 30 North Carroll Street, Madison, WI 53703, telephone (608) 261–2461, email *Jennifer.Kolb@wisconsinhistory.org,* by July 9, 2014. After that date, if no additional requestors have come forward, transfer of control of the human remains to the Ho-Chunk Nation of Wisconsin and the Menominee Indian Tribe of Wisconsin may proceed.

The State Historical Society of Wisconsin is responsible for notifying the Ho-Chunk Nation of Wisconsin and the Menominee Indian Tribe of Wisconsin that this notice has been published.

Dated: April 24, 2014.

David Tarler,

Acting Manager, National NAGPRA Program.

[FR Doc. 2014–13413 Filed 6–6–14; 8:45 am]

BILLING CODE 4312–50–P

DEPARTMENT OF THE INTERIOR

Bureau of Ocean Energy Management

[OMB Control Number 1010–0151]

Information Collection: Plans and Information; Proposed Collection for OMB Review; Comment Request; MMAA104000

ACTION: 60-day notice.

SUMMARY: To comply with the Paperwork Reduction Act of 1995 (PRA), the Bureau of Ocean Energy Management (BOEM) is inviting comments on a collection of information that we will submit to the Office of Management and Budget (OMB) for review and approval. The information collection request (ICR) concerns the paperwork requirements in the regulations under 30 CFR 550, Subpart B, Plans and Information.

DATES: Submit written comments by August 8, 2014.

ADDRESSES: Please send your comments on this ICR to the BOEM Information Collection Clearance Officer, Arlene Bajusz, Bureau of Ocean Energy Management, 381 Elden Street, HM–3127, Herndon, Virginia 20170 (mail); or *arlene.bajusz@boem.gov* (email); or 703–787–1209 (fax). Please reference ICR 1010–0151 in your comment and include your name and return address.

FOR FURTHER INFORMATION CONTACT: Arlene Bajusz, Office of Policy, Regulations, and Analysis at (703) 787–1025 to request a copy of the ICR and forms.

SUPPLEMENTARY INFORMATION:

OMB Control Number: 1010–0151.

Title: 30 CFR 550, Subpart B, Plans and Information.

Forms: BOEM–0137, BOEM–0138, BOEM–0139, BOEM–0141, BOEM–0142.

Abstract: The Outer Continental Shelf (OCS) Lands Act, as amended (43 U.S.C. 1331 *et seq.* and 43 U.S.C. 1801 *et seq.*), authorizes the Secretary of the Interior to prescribe rules and regulations to administer leasing of mineral resources on the OCS. Such rules and regulations apply to all operations conducted under a lease, right-of-use and easement, or unit. The OCS Lands Act, at U.S.C. §§ 1340 and 1351, requires the holders of OCS oil and gas or sulphur leases to submit exploration plans (EPs) and development and production plans (DPPs) to the Secretary for approval prior to commencing these activities. Also, as a Federal agency, we have a continuing affirmative duty to comply with the Endangered Species Act (ESA). This includes a substantive duty to carry out any agency action in a manner that is not likely to jeopardize protected species as well as a procedural duty to consult with the United States Fish and Wildlife Service (FWS) and National Oceanic and Atmospheric Administration Fisheries (NOAA Fisheries) before engaging in a discretionary action that may affect a protected species.

This authority and responsibility are among those delegated to BOEM. The regulations at 30 CFR 550, Subpart B, concern plans and information that must be submitted to conduct activities on a lease, right-of-use and easement, or unit and are the subject of this collection. The collection also covers the related Notices to Lessees and Operators (NTLs) that BOEM issues to clarify, supplement, or provide additional guidance on some aspects of our regulations.

BOEM geologists, geophysicists, and environmental scientists and other Federal agencies (e.g., FWS, NOAA Fisheries) analyze and evaluate the information and data collected under Subpart B to ensure that planned operations are safe; will not adversely affect the marine, coastal, or human environment; and will conserve the resources of the OCS. We use the information to: (a) Make an informed decision on whether to approve the proposed exploration or development and production plan as submitted, or whether modifications are necessary without the analysis and evaluation of the required information. The affected States also review the information collected to determine consistency with approved Coastal Zone Management (CZM) plans and (b) report annually to NOAA Fisheries the effectiveness of mitigation, any adverse effects of the proposed action, and any incidental take, in accordance with 50 CFR 402.14(i)(3).

The following forms are submitted to BOEM under Subpart B.

BOEM–0137—Plan Information Form is submitted to summarize plan information. BOEM uses the information to review and evaluate submitted OCS plans. In this renewal, BOEM is modifying the form to clarify the wording of some fields, remove redundant fields, and make some minor formatting adjustments. We do not expect any change in the hour burden as a result.

BOEM–0138—GOM Air Emission Calculations for Exploration Plans and BOEM–0139—GOM Air Emission Calculations for Development Operations Coordination Documents (DOCDs) are submitted to standardize the way potential air emissions are estimated and approved as part of the OCS plan. BOEM uses the data from these forms to determine the effect of air emissions on the environment.

BOEM–0141—ROV Survey Report is submitted to report the observations and information recorded from two sets of ROV monitoring surveys to identify high-density benthic communities that may occur on the seafloor in deep water. BOEM uses the information to help design mitigation measures to avoid these areas and to help assess the effectiveness of avoidance criteria.

BOEM–0142—Environmental Impact Analysis Worksheet identifies the environmental impact-producing factors for the listed environmental resources. BOEM uses the information to help assess impacts and determine compliance with the National Environmental Policy Act.

We will protect information considered proprietary under the Freedom of Information Act (5 U.S.C. 552) and its implementing regulations (43 CFR part 2), 30 CFR 550.197, ''Data and information to be made available to the public or for limited inspection,'' and 30 CFR part 552, ''Outer Continental Shelf (OCS) Oil and Gas Information Program.'' No items of a sensitive nature are collected. Responses are mandatory.

Frequency: On occasion, semi-monthly, and varies by section.

Description of Respondents: Potential respondents comprise Federal OCS oil, gas, or sulphur lessees and operators.

Estimated Reporting and Recordkeeping Hour Burden: We expect the estimated annual reporting burden for this collection to be 429,142 hours. The following table details the individual components and respective hour burden estimates of this ICR.

BILLING CODE: 4310–MR–P

Burden Breakdown

Citation 30 CFR 550 Subpart B and NTLs	Reporting &Recordkeeping Requirement	Hour Burden	Average No. of Annual Responses	Burden Hours
		Non-Hour Costs		
200 thru 206	General requirements for plans and information; fees/refunds, etc.	Burden included with specific requirements below.		0
201 thru 206; 211 thru 228: 241 thru 262	BOEM posts on FDMS, EPs/DPPs/DOCDs, and receives public comments in preparation of EAs.	Not considered IC as defined in 5 CFR 1320.3(h)(4).		0
Ancillary Activities				
208; NTLs*	Notify BOEM in writing and other users of the OCS before conducting ancillary activities.	11	61 notices	671
207; 210(a)	Submit report summarizing & analyzing data/ information obtained or derived from ancillary activities.	2	61 reports	122
207; 210(b)	Retain ancillary activities data/information; upon request, submit to BOEM.	2	61 records	122
		2.5	1 submittal	3 (rounded)
		Subtotal	**184 responses**	**918 hours**
Contents of Exploration Plans (EP)				
209; 231(b); 232(d); 234; 235; 281; 283; 284; 285; NTLs (e.g., 2010 N-06)*	Submit amended, modified, revised, or supplemental EP, or resubmit disapproved EP, including required information; withdraw your EP.	150	343 changed plans	51,450
209; 211 thru 228; NTLs (e.g., 2010 N-06)*	Submit EP and all required information (including, but not limited to, submissions required by BOEM Forms 0137, 0138, 0142; lease stipulations; withdrawals; reports, including shallow hazards surveys; H2S; G&G; archaeological surveys & reports (550.194)), in specified formats. Provide notifications.	600	161 plans	96,600
		$3,673 x 161 EP surface locations = $591,353		
220	Alaska-specific requirements.	Burden included with EP requirements (30 CFR 550.211-228).		0
		Subtotal	**504 responses**	**148,050 hours**
			$591,353 Non-Hour Costs	
Review and Decision Process for the EP				
235(b); 272(b); 281(d)(3)(ii)	Appeal State's objection.	Burden exempt as defined in 5 CFR 1320.4(a)(2), (c).		0

Citation 30 CFR 550 Subpart B and NTLs	Reporting &Recordkeeping Requirement	Hour Burden	Average No. of Annual Responses	Burden Hours
		Non-Hour Costs		
Contents of Development and Production Plans (DPP) and Development Operations Coordination Documents (DOCD)				
209; 266(b); 267(d); 272(a); 273; 281; 283; 284; 285; NTLs (e.g., 2010 N-06)*	Submit amended, modified, revised, or supplemental DPP or DOCD, including required information, or resubmit disapproved DPP or DOCD.	235	351 changed plans	82,485
241 thru 262; 209; NTLs (e.g., 2010 N-06)*	Submit DPP/DOCD and required/supporting information (including, but not limited to, submissions required by BOEM Forms 0137, 0139, 0142; lease stipulations; withdrawals; reports, including shallow hazards surveys; archaeological surveys & reports such as shallow hazards surveys (CFR 550.194)), in specified formats. Provide notifications.	700	266 plans	186,200
		$4,238 x 266 DPP/DOCD wells = $1,127,308		
		Subtotal	**617 responses**	**268,685 hours**
			$1,127,308 non-hour costs	
Review and Decision Process for the DPP or DOCD				
267(a)	Once BOEM deemed DPP/DOCD submitted; Governor of each affected State, local government official; etc., submit comments/recommendations.	1	1 submittal	1
267(b)	General public comments/recommendations submitted to BOEM re DPPs or DOCDs.	Not considered IC as defined in 5 CFR 1320.3(h)(4).		0
269(b)	Submit information on preliminary plans for leases or units in vicinity of proposed development and production activities.	3	1 response	3
		Subtotal	**2 responses**	**4 hours**
Post-Approval Requirements for the EP, DPP, and DOCD				
280	Request departure from your approved EP, DPP, or DOCD.	Burden included under 1010-0114.		0
281(a)	Submit various BSEE applications.	Burdens included under appropriate subpart or form (1014-0003; 1014-0011; 1014-0016; 1014-0018).		0
282	Retain monitoring data/information; upon request, make available to BOEM.	4	150 records	600
	Submit monitoring plan for approval	2	6 plans	12

282(b)	Submit monitoring reports and data (including BOEM Form 0141 used in GOMR).	3	12 reports	36
284(a)	Submit updated info on activities conducted under approved EP/DPP/DOCD.	4	56 updates	224
		Subtotal	**224 responses**	**872 hours**
Submit CIDs				
296(a); 297	Submit CID and required/supporting information.	375	14 documents	5,250
		$27,348 x 14 = $382,872		
296(b); 297	Submit a revised CID for approval.	100	13 revisions	1,300
		Subtotal	**27 responses**	**6,550 hours**
			$382,872 non-hour costs	
Seismic Survey Mitigation Measures and Protected Species Observer Program NTL*				
NTL; 211 thru 228; 241 thru 262	Submit to BOEM observer training requirement materials and information.	1.5 hours	2 sets of material	3
	Training certification and recordkeeping.	1 hour	1 new trainee	1
	During seismic acquisition operations, submit daily observer reports semi-monthly.	1.5 hours	344 reports	516
	If used, submit to BOEM information on any passive acoustic monitoring system prior to placing it in service.	2 hour	6 submittals	12
	During seismic acquisition operations, submit to BOEM marine mammal observation report(s) semi-monthly or within 14 hours if air gun operations were shut down.	1.5 hours	1,976 reports	2,964
	During seismic acquisition operations, when air guns are being discharged, submit daily observer reports semi-monthly.	1.5 hours	344 reports	516
	Observation Duty (3 observers fulfilling an 8 hour shift ea for 365 calendar days x 4 vessels = 35,040 man-hours). This requirement is contracted out; hence the non-hour cost burden.	3 observers x 8 hrs x 365 days = 8,760 hours x 4 vessels observing = 35,040 man-hours x $52/hr = $1,822,080.		
		Subtotal	**2,673 responses**	**4,012 hours**
			$1,822,080 Non-Hour Costs	

Vessel Strike Avoidance and Injured/Protected Species Reporting NTL*				
NTL; 211 thru 228; 241 thru 262	Notify BOEM within 24 hours of strike, when your vessel injures/kills a protected species (marine mammal/sea turtle)	1 hour	1 notice	1
		Subtotal	**1 response**	**1 hour**
General Departure				
200 thru 299	General departure and alternative compliance requests not specifically covered elsewhere in Subpart B regulations.	2	25 requests	50
Subtotal			**25 responses**	**50 hours**
TOTAL BURDEN			**4,257 Responses**	**429,142 Hours**
			$3,923,613 Non-Hour Costs	

* The identification number of NTLs may change when NTLs are reissued periodically to update information.

Estimated Reporting and Recordkeeping Non-Hour Cost Burden: We have identified three non-hour costs associated with this information collection that are cost recovery fees. They consist of fees being submitted with EP's ($3,673), DPP's or DOCD's ($4,238), and CID's ($27,348).

There is also one non-hour cost burden associated with the protected Species Observer Program. The cost associated with this program is due to observation activities that are usually subcontracted to other service companies with expertise in these areas (see above table). The total non-hour cost burden for this collection is $3,923,613.

Public Disclosure Statement: The PRA (44 U.S.C. 3501, *et seq.*) provides that an agency may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number. Until OMB approves a collection of information, you are not obligated to respond.

Comments: We invite comments concerning this information collection on:

- Whether or not the collection of information is necessary, including whether or not the information will have practical utility;
- The accuracy of our burden estimates;
- Ways to enhance the quality, utility, and clarity of the information to be collected; and
- Ways to minimize the burden on respondents.

If you have costs to generate, maintain, and disclose this information, you should comment and provide your total capital and startup costs or annual operation, maintenance, and purchase of service costs. You should describe the methods you use to estimate major cost factors, including system and technology acquisition, expected useful life of capital equipment, discount rate(s), and the period over which you incur costs. Capital and startup costs include, among other items, computers and software you purchase to prepare for collecting information, monitoring, and record storage facilities. You should not include estimates for equipment or services purchased: (a) before October 1, 1995; (b) to comply with requirements not associated with the information collection; (c) for reasons other than to provide information or keep records for the Government; or (d) as part of customary and usual business or private practices.

We will summarize written responses to this notice and address them in our submission for OMB approval. As a result of your comments, we will make any necessary adjustments to the burden in our submission to OMB.

Public Availability of Comments: Before including your address, phone number, email address, or other personal identifying information in your comment, 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.

Dated: May 29, 2014.

Deanna Meyer-Pietruszka,

Chief, Office of Policy, Regulations, and Analysis.

[FR Doc. 2014–13278 Filed 6–6–14; 8:45 am]

BILLING CODE 4310–MR–P

INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 701–TA–522 and 731–TA–1258 (Preliminary)]

Certain Passenger Vehicle and Light Truck Tires From China; Institution of Antidumping and Countervailing Duty Investigations and Scheduling of Preliminary Phase Investigations

AGENCY: United States International Trade Commission.

ACTION: Notice.

SUMMARY: The Commission hereby gives notice of the institution of investigations and commencement of preliminary phase antidumping and countervailing duty investigation Nos. 701–TA–522 and 731–TA–1258 (Preliminary) under sections 703(a) and 733(a) of the Tariff Act of 1930 (19 U.S.C. §§ 1671b(a) and 1673b(a)) (the Act) to determine whether there is a reasonable indication that an industry in the United States is materially injured or threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports from China of certain passenger vehicle and light truck tires, provided for in subheadings 4011.10.10, 4011.10.50, 4011.20.10, and 4011.20.50 of the Harmonized Tariff Schedule of the United States, that are alleged to be

subsidized by the Government of China and are alleged to be sold in the United States at less than fair value. Products subject to these petitions may also be imported under HTS subheadings 4011.99.45 and 4011.99.85. Unless the Department of Commerce extends the time for initiation pursuant to sections 702(c)(1)(B) or 732(c)(1)(B) of the Act (19 U.S.C. §§ 1671a(c)(1)(B) or 1673a(c)(1)(B)), the Commission must reach a preliminary determination in antidumping and countervailing duty investigations in 45 days, or in this case by Friday, July 18, 2014. The Commission's views must be transmitted to Commerce within five business days thereafter, or by Friday, July 25, 2014.

For further information concerning the conduct of these investigations and rules of general application, consult the Commission's Rules of Practice and Procedure, part 201, subparts A through E (19 CFR part 201), and part 207, subparts A and B (19 CFR part 207).

DATES: *Effective Date:* Tuesday, June 3, 2014.

FOR FURTHER INFORMATION CONTACT: Edward Petronzio (202–205–3176), Office of Investigations, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202–205–1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202–205–2000. General information concerning the Commission may also be obtained by accessing its internet server (*http://www.usitc.gov*). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at *http://edis.usitc.gov.*

SUPPLEMENTARY INFORMATION:

Background

These investigations are being instituted in response to a petition filed on Tuesday, June 03, 2014, by the United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union (''USW''), Pittsburgh, PA.

Participation in the Investigation and Public Service List

Persons (other than petitioners) wishing to participate in the investigations as parties must file an entry of appearance with the Secretary to the Commission, as provided in sections 201.11 and 207.10 of the Commission's rules, not later than seven days after publication of this notice in the **Federal Register**. Industrial users and (if the merchandise under investigation is sold at the retail level) representative consumer organizations have the right to appear as parties in Commission antidumping duty and countervailing duty investigations. The Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to these investigations upon the expiration of the period for filing entries of appearance.

Limited Disclosure of Business Proprietary Information (BPI) Under an Administrative Protective Order (APO) and BPI Service List

Pursuant to section 207.7(a) of the Commission's rules, the Secretary will make BPI gathered in these investigations available to authorized applicants representing interested parties (as defined in 19 U.S.C. § 1677(9)) who are parties to the investigations under the APO issued in the investigations, provided that the application is made not later than seven days after the publication of this notice in the **Federal Register**. A separate service list will be maintained by the Secretary for those parties authorized to receive BPI under the APO.

Conference

The Commission's Director of Investigations has scheduled a conference in connection with these investigations for 9:30 a.m. on Tuesday, June 24, 2014, at the U.S. International Trade Commission Building, 500 E Street SW., Washington, DC. Requests to appear at the conference should be emailed to *William.bishop@usitc.gov* and *Sharon.bellamy@usitc.gov* (DO NOT FILE ON EDIS) on or before Friday, June 20, 2014. Parties in support of the imposition of countervailing and antidumping duties in these investigations and parties in opposition to the imposition of such duties will each be collectively allocated one hour within which to make an oral presentation at the conference. A nonparty who has testimony that may aid the Commission's deliberations may request permission to present a short statement at the conference.

Written Submissions

As provided in sections 201.8 and 207.15 of the Commission's rules, any person may submit to the Commission on or before Friday, June 27, 2014, a written brief containing information and arguments pertinent to the subject matter of the investigations. Parties may file written testimony in connection with their presentation at the conference no later than three days before the conference. If briefs or written testimony contain BPI, they must conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules. Please consult the Commission's rules, as amended, 76 Fed. Reg. 61937 (Oct. 6, 2011) and the Commission's Handbook on Filing Procedures, 76 Fed. Reg. 62092 (Oct. 6, 2011), available on the Commission's Web site at *http://edis.usitc.gov*.

In accordance with sections 201.16(c) and 207.3 of the rules, each document filed by a party to the investigations must be served on all other parties to the investigations (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

Authority: These investigations are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.12 of the Commission's rules.

By order of the Commission.

Dated: June 3, 2014.

Lisa R. Barton,

Secretary to the Commission.

[FR Doc. 2014–13342 Filed 6–6–14; 8:45 am]

BILLING CODE 7020–02–P

INTERNATIONAL TRADE COMMISSION

Notice of Receipt of Complaint; Solicitation of Comments Relating to the Public Interest

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has received an amended complaint entitled *Certain Integrated Circuits and Products Containing the Same, DN 3014;* the Commission is soliciting comments on any public interest issues raised by the complaint or complainant's amended filing under section 210.8(b) of the Commission's Rules of Practice and Procedure (19 CFR 210.8(b)).

FOR FURTHER INFORMATION CONTACT: Lisa R. Barton, Secretary to the Commission, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 205–2000. The public version of the complaint can be accessed on the Commission's Electronic Document Information

System (EDIS) at *EDIS,*[1] and will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 205–2000.

General information concerning the Commission may also be obtained by accessing its Internet server at United States International Trade Commission (USITC) at *USITC.*[2] The public record for this investigation may be viewed on the Commission's Electronic Document Information System (EDIS) at *EDIS.*[3] Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205–1810.

SUPPLEMENTARY INFORMATION: The Commission has received an amended complaint and a submission pursuant to section 210.8(b) and 210.14(a) of the Commission's Rules of Practice and Procedure filed on behalf of Freescale Semiconductor, Inc. on May 27, 2014. The complaint alleges violations of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain integrated circuits and products containing the same. The complaint name as respondents MediaTek, Inc. of Taiwan; MediaTek USA Inc. of San Jose, CA; Acer Inc. of Taiwan; AmTRAN Technology Co. Ltd. of Taiwan; AmTRAN Logistics, Inc. of Irvine, CA; ASUSTek Computer Inc. of Taiwan; ASUS Computer International, Inc. of Fremont, CA; BLU Products, Inc. of Doral, FL; Sharp Corporation of Japan; Sharp Electronics Corporation of Mahwah, NJ; Sharp Electronics Manufacturing Company of America Inc. of San Diego, CA; Sony Corporation of Japan, Sony Corporation of America of New York, NY, Sony Electronics Inc. of San Diego, CA, and Sony EMCS (Malaysia) Sdn Bhd of Malaysia; Toshiba America Information Systems, Inc. of Irvine, CA; Toshiba Logistics America, Inc. of Irvine, CA; TPV Display Technology (Xiamen) Co., Ltd. of China; Trend Smart America, Ltd. of Lake Forest, CA; Trend Smart Ce México, S.r.l de C.V. of Mexico, Vizio, Inc. of Irvine, CA; Yamaha Corporation of Japan; Yamaha Corporation of America of Buena Park, CA; Lenovo Group Ltd. of China, Lenovo (United States) Inc. of Morrisville, NC; Best Buy Co., Inc. of Richfield, MN; Newegg Inc. of City Of Industry, CA; Buy.com Inc. d/b/a Rakuten.com Shopping of Aliso Viejo, CA; Walmart Stores, Inc. of Bentonville, AK; Amazon.com, Inc. of Seattle, WA; B & H Foto & Electronics Corp. of New York, NY and Costco Wholesale Corporation of Issaquah, WA. The complainant requests that the Commission issue a general exclusion order, or in the alternative, a limited exclusion order and cease and desist orders.

Proposed respondents, other interested parties, and members of the public are invited to file comments, not to exceed five (5) pages in length, inclusive of attachments, on any public interest issues raised by the complaint or section 210.8(b) filing. Comments should address whether issuance of the relief specifically requested by the amended complainant in this investigation would affect the public health and welfare in the United States, competitive conditions in the United States economy, the production of like or directly competitive articles in the United States, or United States consumers.

In particular, the Commission is interested in comments that:

(i) Explain how the articles potentially subject to the requested remedial orders are used in the United States;

(ii) identify any public health, safety, or welfare concerns in the United States relating to the requested remedial orders;

(iii) identify like or directly competitive articles that complainant, its licensees, or third parties make in the United States which could replace the subject articles if they were to be excluded;

(iv) indicate whether complainant, complainant's licensees, and/or third party suppliers have the capacity to replace the volume of articles potentially subject to the requested exclusion order and/or a cease and desist order within a commercially reasonable time; and

(v) explain how the requested remedial orders would impact United States consumers.

Written submissions must be filed no later than by close of business, eight calendar days after the date of publication of this notice in the **Federal Register**. There will be further opportunities for comment on the public interest after the issuance of any final initial determination in this investigation.

Persons filing written submissions must file the original document electronically on or before the deadlines stated above and submit 8 true paper copies to the Office of the Secretary by noon the next day pursuant to section 210.4(f) of the Commission's Rules of Practice and Procedure (19 CFR 210.4(f)). Submissions should refer to the docket number (''Docket No. 3014'') in a prominent place on the cover page and/or the first page. (*See* Handbook for Electronic Filing Procedures, *Electronic Filing Procedures*[4]). Persons with questions regarding filing should contact the Secretary (202–205–2000).

Any person desiring to submit a document to the Commission in confidence must request confidential treatment. All such requests should be directed to the Secretary to the Commission and must include a full statement of the reasons why the Commission should grant such treatment. *See* 19 CFR 201.6. Documents for which confidential treatment by the Commission is properly sought will be treated accordingly. All nonconfidential written submissions will be available for public inspection at the Office of the Secretary and on *EDIS.*[5]

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and of sections 201.10 and 210.8(c) of the Commission's Rules of Practice and Procedure (19 CFR 201.10, 210.8(c)).

By order of the Commission.
Issued: June 3, 2014.

Lisa R. Barton,

Secretary to the Commission.

[FR Doc. 2014–13247 Filed 6–6–14; 8:45 am]

BILLING CODE 7020–02–P

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337–TA–872]

Certain Compact Fluorescent Reflector Lamps, Products Containing Same and Components Thereof; Notice of the Commission's Final Determination Finding No Violation of Section 337; Termination of the Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has found no violation of

[1] Electronic Document Information System (EDIS): *http://edis.usitc.gov.*

[2] United States International Trade Commission (USITC): *http://edis.usitc.gov.*

[3] Electronic Document Information System (EDIS): *http://edis.usitc.gov.*

[4] Handbook for Electronic Filing Procedures: *http://www.usitc.gov/secretary/fed_reg_notices/rules/handbook_on_electronic_filing.pdf.*

[5] Electronic Document Information System (EDIS): *http://edis.usitc.gov.*

section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, in this investigation. The investigation is terminated.

FOR FURTHER INFORMATION CONTACT: Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 708–5468. Copies of non-confidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 205–2000. General information concerning the Commission may also be obtained by accessing its Internet server (*http://www.usitc.gov*). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at *http://edis.usitc.gov.* Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205–1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on March 5, 2013, based on a complaint filed by Neptun Light, Inc., and Mr. Andrzej Bobel (together, ''Neptun'') to consider alleged violations of section 337 by reason of infringement of claims 1, 2, 10, and 11 of U.S. Patent No. 7,053,540 (''the '540 patent''). 78 *Fed. Reg.* 14357–58. The Commission's notice of investigation named as respondents Maxlite, Inc. (''Maxlight''); Satco Products, Inc. (''Satco''); Litetronics International, Inc. (''Litetronics'') (together, ''Respondents''); and Technical Consumer Products, Inc. (''TCP''). *Id.* at 14358. The Office of Unfair Import Investigations did not participate in this investigation. *Id.*

On June 10, 2013, Neptun and TCP moved to terminate the investigation with respect to TCP on the basis of a settlement agreement. The motion was granted on June 11, 2013. Order No. 20, *not reviewed* (July 8, 2013).

On February 3, 2014, the ALJ issued his final initial determination (''ID''), finding a violation of section 337. Specifically, the ALJ found that Maxlite and Satco violated section 337 with respect to claims 1, 2 and 11 of the '540 patent, and that Litetronics violated section 337 with respect to claims 1, 2 and 10 of the '540 patent. The ALJ recommended that a limited exclusion order issue against the infringing products of Maxlite, Satco, and Litetronics. He did not recommend the issuance of any cease and desist orders.

On February 18, 2014, Respondents petitioned for review of several of the ALJ's findings. Also on February 18, 2014, Neptun contingently petitioned for review of the ALJ's finding that Neptun had not made a sufficient showing on the economic prong of the domestic industry requirement through 19 U.S.C. 1337(a)(3)(C). On February 26, 2014, Neptun and Respondents opposed each other's petitions.

On April 8, 2014, the Commission determined to review the ALJ's findings on the economic prong of the domestic industry requirement, the claim construction of ''mating opening,'' and infringement. The Commission also sought briefing from the parties on seven issues, and received opening submissions on April 22, 2014, and responsive submissions on April 29, 2014.

Having examined the record of this investigation, including the ALJ's final ID and the submissions from the parties, the Commission has determined that Neptun has not proven a violation of section 337. Specifically, the Commission has determined to reject the ALJ's construction of ''mating opening,'' and to reverse the ALJ's findings of infringement. The Commission takes no position on whether Neptun satisfied the economic prong of the domestic industry requirement. *See Beloit Corp.* v. *Valmet Oy,* 742 F.2d 1421, 1423 (Fed. Cir. 1984). All other findings in the ID that are consistent with the Commission's determinations are affirmed. A Commission Opinion will issue shortly.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and in Part 210 of the Commission's Rules of Practice and Procedure (19 CFR Part 210).

By order of the Commission.

Dated: June 3, 2014.

Lisa R. Barton,

Secretary to the Commission.

[FR Doc. 2014–13340 Filed 6–6–14; 8:45 am]

BILLING CODE 7020–02–P

DEPARTMENT OF JUSTICE

[OMB Number 1140–0070]

Agency Information Collection Activities: Proposed eCollection eComments Requested; Application for Explosives License or Permit

AGENCY: Bureau of Alcohol, Tobacco, Firearms and Explosives, Department of Justice.

ACTION: 30-day notice.

SUMMARY: The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) will submit the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** Volume 79, Number 64, page 18698 on April 3, 2014, allowing for a 60 day comment period.

DATES: The purpose of this notice is to allow for an additional 30 days for public comment until July 9, 2014.

FOR FURTHER INFORMATION CONTACT: If you have comments, especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Christopher R. Reeves, Federal Explosives Licensing Center, Bureau of Alcohol, Tobacco, Firearms and Explosives, 244 Needy Road, Martinsburg, WV 25405, Telephone 1–877–283–3352. Written comments and/or suggestions can also be directed to the Office of Management and Budget, Office of Information and Regulatory Affairs, Attention Department of Justice Desk Officer, Washington, DC 20503 or email to *OIRA_submission@omb.eop.gov.*

SUPPLEMENTARY INFORMATION: This process is conducted in accordance with 5 CFR 1320.10. Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

• Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

• Enhance the quality, utility, and clarity of the information to be collected; and

• 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, e.g., permitting electronic submission of responses.

Overview of This Information Collection 1140–0070

(1) *Type of Information Collection:* Extension without change of an existing collection.

(2) *Title of the Form/Collection:* Application for Explosives License or Permit.

(3) *Agency form number, if any, and the applicable component of the Department sponsoring the collection:*

Form number(s): ATF Form 5400.13/5400.16.

Component: Bureau of Alcohol, Tobacco, Firearms and Explosives, U.S. Department of Justice.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:*

Primary: Business or other-for-profit.

Other: Individual or households.

Abstract: All persons intending to engage in the business of manufacturing, dealing, importing or using explosives materials must submit an ATF Form 5400.13/5400.16 Application for Explosives License or Permit to the Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). The explosives application will be processed by the ATF Federal Explosives Licensing Center (FELC), and upon approval, the applicant shall receive their explosives license or permit within a ninety-day timeframe.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* An estimated 10,200 respondents will take 1 hour and 30 minutes to complete the form.

(6) *An estimate of the total public burden (in hours) associated with the collection:* The estimated annual public burden associated with this collection is 15,300 hours.

If additional information is required contact: Jerri Murray, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Two Constitution Square, 145 N Street NE., Room 3E–405B, Washington, DC 20530.

Dated: June 3, 2014.

Jerri Murray,

Department Clearance Officer for PRA, U.S. Department of Justice.

[FR Doc. 2014–13252 Filed 6–6–14; 8:45 am]

BILLING CODE 4410–FY–P

DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Amendment to Consent Decree Under the Clean Water Act

On May 30, 2014, the Department of Justice lodged with the United States District Court for the Eastern District of Virginia a proposed Third Amendment to the Consent Decree previously entered in *United States and Commonwealth of Virginia* v. *Hampton Roads Sanitation District,* Civil Action No. 2:09–cv–481 (''Third Amendment'').

The United States filed a complaint and lodged a consent decree concurrently in September, 2009, to address claims under the Clean Water Act arising from sanitary sewer overflows in the service area of the Hampton Roads Sanitation District (''HRSD''). A second amendment, entered in 2013, extended the deadline for the completion of the Regional Wet Weather Management Plan (''RWWMP'') in order to give HRSD and the local governments up to three years to study, evaluate, and implement regionalization, *i.e.,* consolidation of ownership and control of all the collection and treatment system under HRSD.

The regionalization study was completed but the local governments and HRSD did not agree to transfer ownership to HRSD. This Third Amendment provides, consistent with HRSD and the local governments' agreement, that HRSD, as the central authority, will design, fund and implement the projects in the RWWMP, including in systems where the assets were owned by the local communities, so that the benefits of the regional approach could be realized. The Third Amendment also extends a final deadline for submission of the Regional Wet Weather Management Plan to 2017.

The publication of this notice opens a period for public comment on the proposed Third Amendment. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States et al.* v. *Hampton Roads Sanitation District,* D.J. Ref. No. 90–5–1–1–09125. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

To submit comments:	*Send them to:*
By email	*pubcomment-ees.enrd@usdoj.gov.*
By mail	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

During the public comment period, the proposed Third Amendment may be examined and downloaded at this Justice Department Web site: *http://www.usdoj.gov/enrd/Consent_Decrees.html.* We will provide a paper copy of the Third Amendment upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

Please enclose a check or money order for $3.25 (25 cents per page reproduction cost) payable to the United States Treasury.

Robert Brook,

Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 2014–13296 Filed 6–6–14; 8:45 am]

BILLING CODE 4410–15–P

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to The National Cooperative Research and Production Act of 1993—American Society of Mechanical Engineers

Notice is hereby given that, on May 2, 2014, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. § 4301 *et seq.* (''the Act''), the American Society of Mechanical Engineers (''ASME'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing additions or changes to its standards development activities. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, since January 8, 2014 ASME has published four new standards and withdrawn ten published standards within the general nature and scope of ASME's standards

development activities, as specified in its original notification. More detail regarding these changes can be found at *www.asme.org*.

On September 15, 2004, ASME filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on October 13, 2004 (69 FR 60895).

The last notification was filed with the Department on January 10, 2014. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on February 20, 2014 (79 FR 9767).

Patricia A. Brink,

Director of Civil Enforcement, Antitrust Division.

[FR Doc. 2014–13338 Filed 6–6–14; 8:45 am]

BILLING CODE P

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—ASTM International Standards

Notice is hereby given that, on May 7, 2014, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), ASTM International (''ASTM'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing additions or changes to its standards development activities. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, ASTM has provided an updated list of current, ongoing ASTM standards activities originating between February 2014 and May 2014 designated as Work Items. A complete listing of ASTM Work Items, along with a brief description of each, is available at *http://www.astm.org*.

On September 15, 2004, ASTM filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on November 10, 2004 (69 FR 65226).

The last notification was filed with the Department on February 27, 2014. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on March 27, 2014 (79 FR 17181).

Patricia A. Brink,

Director of Civil Enforcement, Antitrust Division.

[FR Doc. 2014–13344 Filed 6–6–14; 8:45 am]

BILLING CODE 4410–11–P

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Cooperative Research Group on Ros-Industrial Consortium-Americas

Notice is hereby given that, on April 30, 2014, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), Southwest Research Institute—Cooperative Research Group on ROS-Industrial Consortium-Americas (''RIC-Americas'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties to the venture and (2) the nature and objectives of the venture. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances.

Pursuant to Section 6(b) of the Act, the identities of the parties to the venture are: ABB–US Corporation Research, Windsor, CT; BMW AG, Munich, Germany; The Boeing Company, Seal Beach, CA; Cessna Aircraft Company, a Textron Company, Wichita, KS; Deere & Company, Moline, IL; EWI, Columbus, OH; Ford Motor Company, Livonia, MI; HDT Robotics, Inc., Fredericksburg, VA; IDEXX Laboratories, Westbrook, ME; National Institute of Standards and Technology, Gaithersburg, MD; National Research Council Canada, Montreal, Quebec, CANADA; OmnicO AGV, Inc., Sterling Heights, MI; Shanghai Shou-Elin Robot Technology Co., Ltd., Shanghai, PEOPLE'S REPUBLIC OF CHINA; Spirit Aero Systems, Inc., Wichita, KS; University of Texas at Arlington, Arlington, TX; The Department of Mechanical Engineering, UT Austin, Austin, TX; Willow Garage, Inc., Menlo Park, CA; and Yaskawa America, Inc., Motoman Robotics Division, Miamisburg, OH.

The general area of RIC-America's planned activity is to develop an application roadmap for ROS-Industrial, set near-term technical goals, and participate in member-initiated Focused Technical Projects (FTP), further supporting the developer community through training, road mapping, events, and technical support. The Robot Operating System (ROS) is an open-source software project that provides a common framework for robotic applications. ROS is being used extensively by the research community for service robotics; its technology can now be applied to industrial/manufacturing robotics through ROS-Industrial (ROS–I). ROS–I is a repository of ROS drivers and algorithms for industrial robots, sensors, and automation hardware. It enables new applications like unstructured manipulation including advanced perception for identifying robot work pieces (reducing the need for costly hard tooling); dynamic path planning that adapts to the environment in real time and creates collision-free trajectories, mobile manipulation, which enables larger workspaces and more flexible operations. RIC-Americas will focus on the needs of industrial robot users and will accelerate the further development of ROS-Industrial.

Patricia A. Brink,

Director of Civil Enforcement Antitrust Division.

[FR Doc. 2014–13339 Filed 6–6–14; 8:45 am]

BILLING CODE

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Medical Technology Enterprise Consortium

Notice is hereby given that, on May 9, 2014, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), the Medical Technology Enterprise Consortium (''MTEC'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties to the venture and (2) the nature and objectives of the venture. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances.

Pursuant to Section 6(b) of the Act, the identities of the parties to the venture are: Biohealth Innovation Inc., Rockville, MD; Consortia to Improve Medicine (CIMIT), Boston, MA; Florida Atlantic University, Boca Raton, FL; Indiana University, Bloomington, IN;

Institute for Systems Biology, Seattle, WA; Jade Therapeutics, Inc., Salt Lake City, UT; Johns Hopkins Technology Transfer, Baltimore, MD; KAI Research Inc. (KAI), Rockville, MD; Human Effects Modeling, Advanced Technology Inc., L–3 Communications, San Diego, CA; Maryland Technology Development Corp. (TEDCO), Columbia, MD; Institute for Collaborative Biotechnologies, University of California, Santa Barbara, CA; and Center for Military Medical Research, University of Pittsburgh, Pittsburgh, PA.

The general area of MTEC's planned activity is (a) to enter into a Section 845 Other Transactions Agreement (The OT Agreement) with U.S. Army Medical Research and Materiel Command (the Government) for the funding of certain research, development, and commercialization to be conducted, in partnership with the Government, the Consortium, and Consortium Members, to enhance the medical knowledge and life cycle management of the medical program and to enable the Government to better protect, treat, and optimize Warfighter health and performance across the full spectrum of operations; (b) participate in establishment of sound technical and programmatic performance goals based on the needs and requirements of the Government's Technology Objectives and other mission requirements, (c) create programs and secure funding; (d) provide a unified voice to effectively articulate the strategically important role that military medical technologies play in current and future military operations; and (e) maximize the utilization of the Government and member capabilities and resources to effectively develop critical processes, procedures, drugs, vaccines, and devices that can be transitioned and commercialized for both military and civilian use.

Patricia A. Brink,

Director of Civil Enforcement Antitrust Division.

[FR Doc. 2014–13345 Filed 6–6–14; 8:45 am]

BILLING CODE

DEPARTMENT OF LABOR

Office of the Secretary

Agency Information Collection Activities; Submission for OMB Review; Comment Request; Mine Accident, Injury, and Illness Report and Quarterly Mine Employment and Coal Production Report

ACTION: Notice.

SUMMARY: The Department of Labor (DOL) is submitting the Mine Safety and Health Administration (MSHA) sponsored information collection request (ICR) titled, ''Mine Accident, Injury, and Illness Report and Quarterly Mine Employment and Coal Production Report,'' to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA), 44 U.S.C. 3501 et seq. Public comments on the ICR are invited.

DATES: The OMB will consider all written comments that agency receives on or before July 9, 2014.

ADDRESSES: A copy of this ICR with applicable supporting documentation; including a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained free of charge from the RegInfo.gov Web site at *http://www.reginfo.gov/public/do/PRAViewICR?ref_nbr=201403-1219-001* (this link will only become active on the day following publication of this notice) or by contacting Michel Smyth by telephone at 202–693–4129, TTY 202–693–8064, (these are not toll-free numbers) or by email at *DOL_PRA_PUBLIC@dol.gov*.

Submit comments about this request by mail or courier to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for DOL–MSHA, Office of Management and Budget, Room 10235, 725 17th Street NW., Washington, DC 20503; by Fax: 202–395–6881 (this is not a toll-free number); or by email: *OIRA_submission@omb.eop.gov*. Commenters are encouraged, but not required, to send a courtesy copy of any comments by mail or courier to the U.S. Department of Labor–OASAM, Office of the Chief Information Officer, Attn: Departmental Information Compliance Management Program, Room N1301, 200 Constitution Avenue NW., Washington, DC 20210; or by email: *DOL_PRA_PUBLIC@dol.gov*.

FOR FURTHER INFORMATION CONTACT: Contact Michel Smyth by telephone at 202–693–4129, TTY 202–693–8064, (these are not toll-free numbers) or by email at *DOL_PRA_PUBLIC@dol.gov*.

Authority: 44 U.S.C. 3507(a)(1)(D).

SUPPLEMENTARY INFORMATION: This ICR seeks to extend PRA authority for the Mine Accident, Injury, and Illness Report and Quarterly Mine Employment and Coal Production Report information collection. The reporting and recordkeeping provisions in regulations 30 CFR part 50, Notification, Investigation, Reports and Records of Accidents, Injuries and Illnesses, Employment and Coal Production in Mines, are essential elements in the MSHA's Congressional mandate to reduce work-related injuries and illnesses among the nation's miners. Accident, injury, and illness data, when correlated with employment and production data, provide information that allows the MSHA to improve its safety and health enforcement programs, focus its education and training efforts, and establish priorities for its technical assistance activities in mine safety and health. Maintaining a current database allows the MSHA to identify and direct increased attention to those mines, industry segments, and geographical areas where hazardous trends are developing. This could not be done effectively using historical data. The information collected under part 50 is the most comprehensive and reliable occupational data available concerning the mining industry. The Federal Mine Safety and Health Act of 1977 authorizes this information collection. *See* 30 U.S.C. 813(h).

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless it is approved by the OMB under the PRA and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid Control Number. *See* 5 CFR 1320.5(a) and 1320.6. The DOL obtains OMB approval for this information collection under Control Number 1219–0007.

OMB authorization for an ICR cannot be for more than three (3) years without renewal, and the current approval for this collection is scheduled to expire on July 31, 2014. The DOL seeks to extend PRA authorization for this information collection for three (3) more years, without any change to existing requirements. The DOL notes that existing information collection requirements submitted to the OMB receive a month-to-month extension while they undergo review. For additional substantive information about this ICR, see the related notice published in the **Federal Register** on February 27, 2014 (79 FR 11133).

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs at the address shown in the **ADDRESSES** section within 30 days of publication of

this notice in the **Federal Register**. In order to help ensure appropriate consideration, comments should mention OMB Control Number 1219–0007. The OMB is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- 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, e.g., permitting electronic submission of responses.

Agency: DOL–MSHA.

Title of Collection: Mine Accident, Injury, and Illness Report and Quarterly Mine Employment and Coal Production Report.

OMB Control Number: 1219–0007.

Affected Public: Private Sector—businesses or other for-profits.

Total Estimated Number of Respondents: 29,710.

Total Estimated Number of Responses: 132,179.

Total Estimated Annual Time Burden: 180,535 hours.

Total Estimated Annual Other Costs Burden: $5,706.

Dated: June 3, 2014.

Michel Smyth,

Departmental Clearance Officer.

[FR Doc. 2014–13359 Filed 6–6–14; 8:45 am]

BILLING CODE 4510–43–P

DEPARTMENT OF LABOR

Wage and Hour Division

Proposed Extension of the Approval of Information Collection Requirements

AGENCY: Wage and Hour Division, Department of Labor.

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95). 44 U.S.C. 3056(c)(2)(A). This program helps to ensure that requested data can be provided in a desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Wage and Hour Division is soliciting comments concerning its proposal to extend Office of Management and Budget (OMB) approval of the Information Collection: Davis-Bacon Certified Payroll. A copy of the proposed information request can be obtained by contacting the office listed below in the **FOR FURTHER INFORMATION CONTACT** section of this Notice.

DATES: Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before August 8, 2014.

ADDRESSES: You may submit comments identified by Control Number 1235–0008, by either one of the following methods: *Email: WHDPRAComments@dol.gov; Mail, Hand Delivery, Courier:* Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S–3502, 200 Constitution Avenue NW., Washington, DC 20210. *Instructions:* Please submit one copy of your comments by only one method. All submissions received must include the agency name and Control Number identified above for this information collection. Because we continue to experience delays in receiving mail in the Washington, DC area, commenters are strongly encouraged to transmit their comments electronically via email or to submit them by mail early. Comments, including any personal information provided, become a matter of public record. They will also be summarized and/or included in the request for OMB approval of the information collection request.

FOR FURTHER INFORMATION CONTACT: Mary Ziegler, Director, Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S–3502, 200 Constitution Avenue NW., Washington, DC 20210; telephone: (202) 693–0406 (this is not a toll-free number). Copies of this notice may be obtained in alternative formats (Large Print, Braille, Audio Tape, or Disc), upon request, by calling (202) 693–0023 (not a toll-free number). TTY/TTD callers may dial toll-free (877) 889–5627 to obtain information or request materials in alternative formats.

SUPPLEMENTARY INFORMATION:

I. Background

The Davis-Bacon and related Acts (DBRA) require the application of Davis-Bacon labor standards to federal and federally assisted construction. The Copeland Act (40 U.S.C. 3145) requires the Secretary of Labor to prescribe reasonable regulations for contractors and subcontractors engaged in construction work subject to Davis-Bacon labor standards. While the Federal contracting or assistance-administering agencies have a primary responsibility for enforcement of Davis-Bacon labor standards, Reorganization Plan Number 14 of 1950 assigns to the Secretary of Labor responsibility for developing government-wide policies, interpretations and procedures to be observed by the contracting and assisting agencies, in order to assure coordination of administration and consistency of DBRA enforcement.

The Copeland Act provision cited above specifically requires the regulations to ''include a provision that each contractor and subcontractor each week must furnish a statement on the wages paid each employee during the prior week.'' This requirement is implemented by 29 CFR 3.3 and 3.4 and the standard Davis-Bacon contract clauses set forth at 29 CFR 5.5. Regulations 29 CFR 5.5(a)(3)(ii)(A) requires contractors to submit weekly a copy of all payrolls to the federal agency contracting for or financing the construction project. If the agency is not a party to the contract, the contractor will submit the payrolls to the applicant, sponsor, or owner, as the case may be, for transmission to the contracting agency. This same section requires that the payrolls submitted shall set out accurately and completely the information required to be maintained under 29 CFR 5.5(a)(3)(i), except that full social security numbers and home addresses shall not be included on weekly transmittals, and instead, the payrolls shall only need to include an individually identifying number for each employee (*e.g.*, the last four digits of the employee's social security number). The required weekly payroll information may be submitted in any form desired. Optional Form WH–347 is available for this purpose from the Wage and Hour Division Web site at *http://www.dol.gov/whd/forms/wh347.pdf.*

Regulations 29 CFR 3.3(b) requires each contractor to furnish weekly a signed ''Statement of Compliance'' accompanying the payroll indicating the

payrolls are correct and complete and that each laborer or mechanic has been paid not less than the proper Davis-Bacon Act (DBA) prevailing wage rate for the work performed. The weekly submission of a properly executed certification, with the prescribed language set forth on page 2 of Optional Form WH–347, satisfies the requirement for submission of the required ''Statement of Compliance''. Id. at §§ 3.3(b), 3.4(b), and 5.5(a)(3)(ii)(B). Regulations 29 CFR 3.4(b) and 5.5(a)(3)(i) require contractors to maintain these records for three years after completion of the work.

II. Review Focus

The Department of Labor is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Enhance the quality, utility and clarity of the information to be collected;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- 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, e.g., permitting electronic submissions of responses.

III. Current Actions

The DOL seeks an approval for the extension of this information collection requirement that contractors and subcontractors on federal and federally assisted construction subject to DBRA labor standards submit weekly certified payrolls in accordance with the statutory, regulatory, and contractual requirements discussed herein.

Type of Review: Extension.

Agency: Wage and Hour Division.

Title: Davis-Bacon Certified Payroll.

OMB Number: 1235–0008.

Affected Public: Business or other for-profit; Federal Government; and State, Local, or Tribal Government.

Total Respondents: 89,498.

Total Annual Responses: 2,058,454.

Estimated Total Burden Hours: 1,921,224.

Estimated Time per Response: 56 minutes.

Frequency: Weekly.

Total Burden Cost (capital/startup): $0.

Total Burden Costs (operation/maintenance): $271,715.

Dated: June 3, 2014.

Mary Ziegler,

Director, Division of Regulations, Legislation, and Interpretation.

[FR Doc. 2014–13380 Filed 6–6–14; 8:45 am]

BILLING CODE 4510–27–P

DEPARTMENT OF LABOR

Wage and Hour Division

Proposed Extension of the Approval of Information Collection Requirements

AGENCY: Wage and Hour Division, Department of Labor.

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95). 44 U.S.C. 3056(c)(2)(A). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Wage and Hour Division is soliciting comments concerning its proposal to extend Office of Management and Budget (OMB) approval of the Information Collection: Nondisplacement of Qualified Workers Under Service Contracts. A copy of the proposed information request can be obtained by contacting the office listed below in the **FOR FURTHER INFORMATION CONTACT** section of this Notice.

DATES: Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before August 8, 2014.

ADDRESSES: You may submit comments identified by Control Number 1235–0025, by either one of the following methods: *Email: WHDPRAComments@dol.gov; Mail, Hand Delivery, Courier:* Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S–3502, 200 Constitution Avenue NW., Washington, DC 20210.

Instructions: Please submit one copy of your comments by only one method. All submissions received must include the agency name and Control Number identified above for this information collection. Because we continue to experience delays in receiving mail in the Washington, DC area, commenters are strongly encouraged to transmit their comments electronically via email or to submit them by mail early. Comments, including any personal information provided, become a matter of public record. They will also be summarized and/or included in the request for OMB approval of the information collection request.

FOR FURTHER INFORMATION CONTACT: Mary Ziegler, Director, Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S–3502, 200 Constitution Avenue NW., Washington, DC 20210; telephone: (202) 693–0406 (this is not a toll-free number). Copies of this notice may be obtained in alternative formats (Large Print, Braille, Audio Tape, or Disc), upon request, by calling (202) 693–0023 (not a toll-free number). TTY/TTD callers may dial toll-free (877) 889–5627 to obtain information or request materials in alternative formats.

SUPPLEMENTARY INFORMATION:

I. Background

On January 30, 2009, President Obama signed Executive Order (E.O.) 13495, ''Nondisplacement of Qualified Workers Under Service Contracts.'' 74 FR 6103. The E.O. generally requires Federal service contracts and their solicitations to include a clause requiring the successor contractor, and its subcontractors, under a contract that succeeds a contract for performance of the same or similar services at the same location, to offer suitable employment (i.e., positions for which the employees are qualified) on the contract to those predecessor employees whose employment will be terminated as a result of the award of the successor contract. The E.O. contains a number of exclusions, including exempting contracts under the simplified acquisition threshold (currently $150,000) and certain contracts awarded for services produced or provided by persons who are blind or have severe disabilities. The Secretary of Labor is responsible for investigating and obtaining compliance with the E.O. The E.O. also directs the Secretary, in consultation with the Federal Acquisition Regulatory Council, to issue implementing regulations within 180 days of the date of the Order to the extent permitted by law.

II. Review Focus

The Department of Labor is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- 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, e.g., permitting electronic submissions of responses.

III. Current Actions

The DOL seeks an approval for the extension of this information collection that requires Federal service contracts and their solicitations to include a clause requiring the successor contractor, and its subcontractors, under a contract that succeeds a contract for performance of the same or similar services at the same location, to offer suitable employment (i.e., positions for which the employees are qualified) on the contract to those predecessor employees whose employment will be terminated as a result of the award of the successor contract.

Type of Review: Extension without change of a currently approved collection.

Agency: Wage and Hour Division.

Title: Nondisplacement of Qualified Workers Under Service Contracts.

OMB Number: 1235–0025.

Affected Public: contractors, subcontractors, contracting officers, and service workers on Federal contracts.

Total Respondents: 40,000.

Total Annual Responses: 2,070,012.

Estimated Total Burden Hours: 57,504.

Estimated Time per Response: 30–50 minutes.

Frequency: On occasion.

Total Burden Cost (capital/startup): $0.

Total Burden Costs (operation/maintenance): $0.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection and will become a matter of public record.

Dated: June 3, 2014.

Mary Ziegler,

Director, Division of Regulation, Legislation, and Interpretation.

[FR Doc. 2014–13374 Filed 6–6–14; 8:45 am]

BILLING CODE 4510–27–P

DEPARTMENT OF LABOR

Wage and Hour Division

Proposed Extension of the Approval of Information Collection Requirements

AGENCY: Wage and Hour Division, Department of Labor.

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95). 44 U.S.C. 3056(c)(2)(A). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Wage and Hour Division is soliciting comments concerning its proposal to extend Office of Management and Budget (OMB) approval of the Information Collection: Regulations 29 CFR Part 547, Requirements of a ''Bona Fide Profit-Thrift of Savings Plan'' and Regulations 29 CFR Part 549, Requirements of a ''Bona Fide Profit-Sharing Plan or Trust''. A copy of the proposed information request can be obtained by contacting the office listed below in the **FOR FURTHER INFORMATION CONTACT** section of this Notice.

DATES: Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before August 8, 2014.

ADDRESSES: You may submit comments identified by Control Number 1235–0013, by either one of the following methods: *Email: WHDPRAComments@dol.gov; Mail, Hand Delivery, Courier:* Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S–3502, 200 Constitution Avenue NW., Washington, DC 20210. *Instructions:* Please submit one copy of your comments by only one method. All submissions received must include the agency name and Control Number identified above for this information collection. Because we continue to experience delays in receiving mail in the Washington, DC area, commenters are strongly encouraged to transmit their comments electronically via email or to submit them by mail early. Comments, including any personal information provided, become a matter of public record. They will also be summarized and/or included in the request for OMB approval of the information collection request.

FOR FURTHER INFORMATION CONTACT: Mary Ziegler, Director, Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S–3502, 200 Constitution Avenue NW., Washington, DC 20210; telephone: (202) 693–0406 (this is not a toll-free number). Copies of this notice mayt be obtained in alternative formats (Large Print, Braille, Audio Tape, or Disc), upon request, by calling (202) 693–0023 (not a toll-free number). TTY/TTD callers may dial toll-free (877) 889–5627 to obtain information or request materials in alternative formats.

SUPPLEMENTARY INFORMATION:

I. Background

Section 7(e)(3)(b) of the Fair Labor Standards Act permits the exclusion from an employee's regular rate of pay, payments on behalf of an employee to a ''bona fide'' thrift or savings plan, profit-sharing plan or trust. Regulations, 29 CFR Parts 547 and 549 set forth the requirements for what constitutes a ''bona fide'' thrift or savings plan, profit-sharing plan or trust. The maintenance of the records required by the regulations enables Department of Labor investigators to determine whether contributions to a given thrift or savings plan, profit-sharing plan or trust may be excluded in calculating the regular rate of pay for overtime purposes in compliance with section 7(e)(3)(b) of the FLSA. Without these records, such a determination could not be made. This information collection is currently approved for use through January 2015.

II. Review Focus

The Department of Labor is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the

proposed collection of information, including the validity of the methodology and assumptions used;

• 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, e.g., permitting electronic submissions of responses.

III. Current Actions

The DOL seeks an approval for the extension of this information collection that requires the keeping of records by employers as necessary or appropriate for the administration of the Act.

Type of Review: Extension without change of a currently approved collection.

Agency: Wage and Hour Division.

Title: Requirements of a Bona Fide Thrift or Savings Plan (29 CFR Part 547) and Requirements of a Bona Fide Profit-Sharing Plan or Trust (29 CFR Part 549).

OMB Control Number: 1235–0013.

Affected Public: Business or other for-profit, Not-for-profit institutions, Farms.

Total Respondents: 523,500.

Total Annual Responses: 523,500.

Estimated Total Burden Hours: 291.

Estimated Time per Response: 30–45 minutes.

Frequency: On occasion.

Total Burden Cost (capital/startup): $0.

Total Burden Costs (operation/maintenance): $0.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection and will become a matter of public record.

Dated: June 3, 2014.

Mary Ziegler,

Director, Division of Regulation, Legislation, and Interpretation.

[FR Doc. 2014–13378 Filed 6–6–14; 8:45 am]

BILLING CODE 4510–27–P

DEPARTMENT OF LABOR

Office of Workers' Compensation Programs

Division of Longshore and Harbor Workers' Compensation Proposed Renewal of Existing Collection; Comment Request

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)] This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Office of Workers' Compensation (OWCP) is soliciting comments concerning the proposed collection: Payment of Compensation without Award (LS–206). A copy of the proposed information collection request can be obtained by contacting the office listed below in the address section of this Notice.

DATES: Written comments must be submitted to the office listed in the addresses section below on or before August 8, 2014.

ADDRESSES: Ms. Yoon Ferguson, U.S. Department of Labor, 200 Constitution Ave. NW., Room S–3201, Washington, DC 20210, telephone (202) 693–0701, fax (202) 693–1447, Email *ferguson.Yoon@dol.gov.* Please use only one method of transmission for comments (mail, fax, or Email).

SUPPLEMENTARY INFORMATION:

I. Background

The Office of Workers' Compensation Programs administers the Longshore and Harbor Workers' Compensation Act. The Act provides benefits to workers' injured in maritime employment on the navigable waters of the United States or in an adjoining area customarily used by an employer in loading, unloading, repairing, or building a vessel. In addition, several acts extend the Longshore Act's coverage to certain other employees.

Under sections 914(b) & (c) of the Longshore Act, a self-insured employer or insurance carrier is required to pay compensation within 14 days after the employer has knowledge of the injury or death. Upon making the first payment, the employer or carrier shall immediately notify the district director of the payment. Form LS–206 has been designated as the proper form on which report of first payment is to be made. This information collection is currently approved for use through November 30, 2014.

II. Review Focus

The Department of Labor is particularly interested in comments which:

* Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

* evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

* enhance the quality, utility and clarity of the information to be collected; and

* 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, e.g., permitting electronic submissions of responses.

III. Current Actions

The Department of Labor seeks the extension of approval of this information collection in order to carry out its responsibility to meet the statutory requirements to provide compensation or death benefits under the Act to workers covered by the Act.

Agency: Office of Workers' Compensation Programs.

Type of Review: Extension.

Title: Payment of Compensation without Award.

OMB Number: 1240–0043.

Agency Number: LS–206.

Affected Public: Business or other for-profit.

Total Respondents: 600.

Total Annual Responses: 16,800.

Estimated Total Burden Hours: 4,200.

Estimated Time per Response: 15 minutes.

Frequency: On occasion.

Total Burden Cost (capital/startup): $0

Total Burden Cost (operating/maintenance): $8,736.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: June 3, 2014.

Yoon Ferguson,

Agency Clearance Officer, Office of Workers' Compensation Programs, U.S. Department of Labor.

[FR Doc. 2014–13379 Filed 6–6–14; 8:45 am]

BILLING CODE 4510–CF–P

NUCLEAR REGULATORY COMMISSION

[Docket No. 030–38594; NRC–2013–0250]

CSMI, LLC

AGENCY: Nuclear Regulatory Commission.

ACTION: Director's Decision; issuance.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is giving notice that the Director of the Office of Federal and State Materials and Environmental Management Programs (FSME) has issued a Director's Decision with regard to a petition dated August 10, 2013, filed by George Walther-Meade (the petitioner).

DATES: *Effective date:* May 27, 2014.

ADDRESSES: Please refer to Docket ID NRC–2013–0250 when contacting the NRC about the availability of information regarding this document. You may access information related to this document, which the NRC possesses and is publicly available, using the following methods:

- *Federal Rulemaking Web site:* Go to *http://www.regulations.gov* and search for Docket ID NRC–2013–0250. Address questions about NRC dockets to Carol Gallagher; telephone: 301–287–3422; email: *Carol.Gallagher@nrc.gov*.
- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may access publicly available documents online in the NRC Library at *http://www.nrc.gov/reading-rm/adams.html*. To begin the search, select ''*ADAMS Public Documents*'' and then select ''*Begin Web-based ADAMS Search*.'' For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1–800–397–4209, 301–415–4737, or by email to *pdr.resource@nrc.gov*. The ADAMS accession number for each document referenced in this notice (if that document is available in ADAMS) is provided the first time that a document is referenced.
- *NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, Room O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

FOR FURTHER INFORMATION CONTACT: Hector Rodriguez-Luccioni, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555–001; telephone: 301–415–6004; email: *Hector.Rodriguez-Luccioni@nrc.gov*.

SUPPLEMENTARY INFORMATION: Notice is hereby given that the Director, Office of Federal and State Materials and Environmental Management Programs, has issued a Director's Decision with regard to a petition dated August 10, 2013 (ADAMS Accession No. ML13226A020), filed by George Walther-Meade.

The petition requested immediate enforcement action by issuing an order to revoke CSMI's License No. 20–35022–01. The petitioner also requested that a public meeting be held to discuss this matter in the Washington, DC area.

As the basis for this request, the petitioner stated that the Licensee has committed willful violations involving falsification of information that are of particular concern because the NRC's regulatory program is based on licensees acting with integrity and communicating with candor.

The petition of August 10, 2013, raises concerns about potential misrepresentation made by the licensee, which form the basis for the petition, can be summarized as follow:

- In the cover letter to its license application dated December 3, 2012, CSMI stated that they have provided installation, transportation, and maintenance services related to the radiological safety of SAIC Vehicle and Cargo Inspection System (VACIS) for 10 years as a subcontractor. However, according to the petitioner, SAIC, has only been operating the VACIS system for the U.S. Government since 2006 (a period of less than 10 Years).
- Three of the petitioner's concerns involved training that CSMI stated their employees had received form SAIC. CSMI stated that Mr. Roberto Bhaday, their Radiation Safety Officer (RSO), received 40 hours of SAIC Field Service Representative radiation safety training in January 2005 in San Diego, California. Additionally, CSMI stated that their staff attended 80 hours of Initial Field Service Representative technical training in January 2005, at SAIC's facility in Rancho San Bernardo, California. However, the petitioner stated that SAIC did not provided training to Mr. Bhaday or any CSMI staff.
- Two of the petitioner's concerns involved communication with SAIC for maintenance and emergency support. CSMI stated that their service personnel will adhere to the strict guidelines provided by SAIC (e.g., maintenance procedure) and that SAIC will be consulted immediately in the case of an emergency. However, the petitioner stated that the licensee does not have access to current guidelines and procedures nor is there any vehicle to consult SAIC in case of an emergency.
- CSMI stated that radiation safety training is supervised by an RSO-qualified representative of the system manufacturer and that all radiation safety training materials are provided by the system manufacturer. However, the petitioner stated that no such agreement exists, nor is there evidence to support this claim.
- CSMI stated that leak analysis will be the responsibility of the manufacturer. However, the petitioner stated that no such agreement exists, nor is there evidence to support the licensee's claim.
- In telephone conversations with the NRC, CSMI stated that Mr. Michael Hartnett would be named RSO with Mr. Bhaday as back-up and that Mr. Hartnett was scheduled for RSO training in mid-February. However, the petitioner stated that Mr. Bhaday is no longer with CSMI and Mr. Christopher Knox has since been appointed RSO.
- The petitioner stated that Messers. Knox, Hartnett, and Bhaday have not received training by the petitioner as implied in the license application and correspondence.

On September 10, 2013, the petitioner and the licensee met with the staff's petition review board during a public meeting. The meeting gave the petitioner and the licensee an opportunity to provide additional information and to clarify issues raised in the petition. The transcript of this meeting was treated as a supplement to the petition (ADAMS Accession No. ML13263A388).

The NRC sent a copy of the proposed Director's Decision to the petitioner and to CSMI for comment on February 28, 2014. The petitioner responded with comments on April 4, 2014 (ADAMS Accession No. ML14101A127) and CSMI responded with no comments on March 26, 2014. The comments and the NRC staff's response to them are included in the Director's Decision.

The Director of FSME has determined that the request, to revoke CSMI License Number 20–35022–01, be denied. The reasons for this decision are explained in the Director's Decision pursuant to Title 10 of *Code of Federal Regulations* (10 CFR) 2.206 (DD–14–04, ADAMS Accession No. ML14128A277).

The NRC staff has not substantiated the petitioner's concern that CSMI has committed a willful violation involving falsification of information. Additionally the staff has not identified any safety basis for revoking or suspending CSMI's license.

A copy of the Director's Decision will be filed with the Secretary of the Commission for the Commission's review in accordance with 10 CFR 2.206 of the Commission's regulations. As provided for by this regulation, the

Director's Decision will constitute the final action of the Commission 25 days after the date of the Decision, unless the Commission, on its own motion, institutes a review of the Director's Decision in that time.

Dated at Rockville, Maryland, this 27th day of May 2014.

For the Nuclear Regulatory Commission.

Brian E. Holian,

Acting Director, Office of Federal and State Materials and Environmental Management Programs.

[FR Doc. 2014–13360 Filed 6–6–14; 8:45 am]

BILLING CODE 7590–01–P

OVERSEAS PRIVATE INVESTMENT CORPORATION

Sunshine Act Cancellation Notice—OPIC June 5, 2014 Public Hearing

OPIC's Sunshine Act notice of its Public Hearing in Conjunction with each Board meeting was published in the **Federal Register** (Volume 79, Number 105, Page 31350) on June 2, 2014. No requests were received to provide testimony or submit written statements for the record; therefore, OPIC's public hearing scheduled for 2 p.m., June 4, 2014 in conjunction with OPIC's June 12, 2014 Board of Directors meeting has been cancelled.

CONTACT PERSON FOR INFORMATION: Information on the hearing cancellation may be obtained from Connie M. Downs at (202) 336–8438, or via email at *Connie.Downs@opic.gov.*

Dated: June 4, 2014.

Connie M. Downs,

OPIC Corporate Secretary.

[FR Doc. 2014–13485 Filed 6–5–14; 4:15 pm]

BILLING CODE 3210–01–M

SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 31070; 813–382]

Kohlberg Kravis Roberts & Co. L.P., et al.; Notice of Application

June 3, 2014.

AGENCY: Securities and Exchange Commission (''Commission'').

ACTION: Notice of application for an order under sections 6(b) and 6(e) of the Investment Company Act of 1940 (the ''Act'') granting an exemption from all provisions of the Act and the rules and regulations thereunder, except sections 9, 17, 30, and 36 through 53 of the Act, and the rules and regulations thereunder (the ''Rules and Regulations''). With respect to sections 17(a), (d), (f), (g) and (j) and 30(a), (b), (e), and (h) of the Act, and the Rules and Regulations, and rule 38a-1 under the Act, the exemption is limited as set forth in the application.

SUMMARY: *Summary of Application:* Applicants request an order to exempt certain limited partnerships and other entities (''Partnerships'') formed for the benefit of eligible employees of Kohlberg Kravis Roberts & Co. L.P. (''KKR LP'') and its affiliates from certain provisions of the Act. Each Partnership will be an ''employees' securities company'' within the meaning of section 2(a)(13) of the Act.

Applicants: KKR LP; KKR North America Fund XI ESC L.P. (''NAXI ESC''), KKR Asian Fund II ESC L.P. (''Asia II ESC''), KKR Energy Income and Growth Fund I ESC L.P. (''EIGF I ESC''), KKR Real Estate Partners Americas ESC L.P. (''REPA ESC,'' and with NAXI ESC, Asia II ESC, and EIGF I ESC, collectively, the ''Initial Partnerships''); and KKR North America XI Limited (''NAXI ESC GP''), the General Partner (defined below) of NAXI ESC, KKR Asia II Limited (''Asia II ESC GP''), the General Partner of Asia II ESC, KKR EIGF LLC (''EIGF I ESC GP''), the General Partner of EIGF I ESC, and KKR REPA GP LLC (''REPA ESC GP,'' and with NAXI ESC GP, Asia II ESC GP, and EIGF I ESC GP, collectively, the ''Initial General Partners''), the General Partner of REPA ESC.

DATES: *Filing Dates:* The application was filed on September 20, 2012 and amended on May 6, 2013, December 31, 2013 and May 29, 2014.

Hearing or Notification of Hearing: An order granting the application will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on June 30, 2014, and should be accompanied by proof of service on applicants, in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Commission's Secretary.

ADDRESSES: Secretary, U.S. Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549–1090; Applicants: 9 West 57th Street, Suite 4200, New York, New York 10019.

FOR FURTHER INFORMATION CONTACT: David J. Marcinkus, Senior Counsel, at (202) 551–6882, or David P. Bartels, Branch Chief, at (202) 551–6821 (Division of Investment Management, Chief Counsel's Office).

SUPPLEMENTARY INFORMATION: The following is a summary of the application. The complete application may be obtained via the Commission's Web site by searching for the file number, or for an applicant using the Company name box, at *http://www.sec.gov/search/search.htm* or by calling (202) 551–8090.

Applicants' Representations

1. KKR LP is a Delaware limited partnership, and together with its ''affiliates,'' as defined in rule 12b-2 under the Securities Exchange Act of 1934 (the ''Exchange Act'') (collectively, ''KKR,'' and each, a ''KKR entity''), it has organized, and will in the future organize, limited partnerships, limited liability companies, business trusts or other entities (each a ''Partnership'' and, collectively, the ''Partnerships'') as ''employees' securities companies,'' as defined in section 2(a)(13) of the Act.

2. A Partnership may be organized under the laws of the state of Delaware, another state, or of a jurisdiction outside the United States. KKR may also form parallel Partnerships organized under the laws of various jurisdictions in order to create the same investment opportunities for Eligible Employees (as defined below) in other jurisdictions. Interests in a Partnership (''Interests'') may be issued in one or more series, each of which corresponds to particular Partnership investments (each, a ''Series''). Each Series will be an ''employees' securities company'' within the meaning of section 2(a)(13) of the Act. Each Partnership will operate as a closed-end management investment company, and a particular Partnership may operate as a diversified or non-diversified vehicle within the meaning of the Act. The Partnerships are intended to provide investment opportunities for Eligible Employees that are competitive with those at other investment management and financial services firms and to facilitate the recruitment and retention of high caliber professionals. KKR will control each Partnership within the meaning of section 2(a)(9) of the Act.

3. KKR formed NAXI ESC in June 2012 under the laws of the Cayman Islands. NAXI ESC invests concurrently with KKR North America Fund XI L.P. (''NAXI'') and other investors organized or managed by KKR or its designees that generally co-invest with NAXI in various investment opportunities, as

described in the application. KKR formed Asia II ESC in September 2012 under the laws of the Cayman Islands. Asia II ESC invests concurrently with KKR Asian Fund II L.P. (''Asia II'') and other investors organized or managed by KKR or its designees that generally co-invest with Asia II in various investment opportunities, as described in the application. KKR formed REPA ESC in June 2013 under the laws of Delaware. REPA ESC invests concurrently with KKR Real Estate Partners Americas L.P. (''REPA'') and other investors organized or managed by KKR or its designees that generally co-invest with REPA in various investment opportunities, as described in the application. KKR formed EIGF I ESC in July 2013 under the laws of Delaware. EIGF I ESC invests concurrently with KKR Energy Income and Growth Fund I L.P. (''EIGF I'') and other investors organized or managed by KKR or its designees that generally co-invest with EIGF I in various investment opportunities, as described in the application. Each of the Initial Partnerships is organized as a limited partnership.

4. Each Partnership will have a general partner, managing member or other such similar entity (a ''General Partner''). All investors in a Partnership will be ''Limited Partners.'' The General Partner will be responsible for the overall management of each Partnership and will have the authority to make all decisions regarding the acquisition, management and disposition of Partnership investments. A KKR entity will be a General Partner of each Partnership. The General Partner may be permitted to delegate certain of its responsibilities regarding the acquisition, management and disposition of Partnership investments to an Investment Adviser (as defined below), provided that the ultimate responsibility for, and control of, each Partnership, remain with the General Partner.

5. The General Partner or another KKR entity will serve as investment adviser to a Partnership (the ''Investment Adviser''). The Investment Adviser will be registered as an investment adviser under the Investment Advisers Act of 1940 (the ''Advisers Act''), if required under applicable law. Each Investment Adviser shall comply with the standards prescribed in Sections 9, 36 and 37 of the Act. The Applicants represent and concede that each General Partner and Investment Adviser managing a Partnership is an ''investment adviser'' within the meaning of Sections 9 and 36 of the Act and is subject to those sections. An Investment Adviser may be paid a management fee, which will generally be determined as a percentage of the capital commitments of the Limited Partners. A General Partner or Investment Adviser may receive a performance-based fee (a ''Carried Interest'') based on the net gains of the Partnership's investments in addition to any amount allocable to the General Partner's or Investment Adviser's capital contribution.[1]

6. If the General Partner determines that a Partnership enter into any side-by-side investment with an unaffiliated entity, the General Partner will be permitted to engage as sub-investment adviser the unaffiliated entity (an ''Unaffiliated Subadviser''), which will be responsible for the management of such side-by-side investment.

7. Interests in a Partnership will be offered without registration in reliance on section 4(2) of the Securities Act of 1933 (the ''Securities Act''), or Regulation D or Regulation S under the Securities Act, and will be sold only to ''Qualified Participants'' (as defined below). Prior to offering Interests to an Eligible Individual (as defined below), a General Partner must reasonably believe that the Eligible Employee or Eligible Family Member will be capable of understanding and evaluating the merits and risks of participation in a Partnership and that each such individual is able to bear the economic risk of such participation and afford a complete loss of his or her investments in Partnerships.

8. ''Qualified Participants'' are (a) current and former employees, officers, directors and current Consultants[2] of KKR (collectively, ''Eligible Employees''[3]), (b) spouses, parents, children, spouses of children, brothers, sisters and grandchildren of Eligible Employees, including step and adoptive relationships (''Eligible Family Members'' and, together with Eligible Employees who are natural persons, ''Eligible Individuals''), (c) any ''Eligible Investment Vehicle,'' which is defined as (i) a trust of which the trustee, grantor and/or beneficiary is an Eligible Employee, (ii) a partnership, corporation or other entity controlled by an Eligible Employee,[4] or (iii) a trust or other entity established solely for the benefit of Eligible Family Members, and (d) KKR. Each Eligible Individual will be an ''accredited investor'' under rule 501(a)(5) or rule 501(a)(6) of Regulation D (''Accredited Investor''), except that a maximum of 35 Eligible Employees who are sophisticated investors but who are not Accredited Investors may become Limited Partners if each of them falls into one of the following two categories: (A) Eligible Employees who (i) have a graduate degree in business, law or accounting, (ii) have a minimum of five years of consulting, investment management, investment banking, legal or similar business experience, and (iii) had reportable income from all sources (including any profit shares or bonus) of $100,000 in each of the two most recent years immediately preceding the Eligible Employee's admission as a Limited Partner and have a reasonable expectation of income from all sources of at least $140,000 in each year in which the Eligible Employee will be committed to make investments in a Partnership; or (B) Eligible Employees

[1] If a General Partner or Investment Adviser is registered under the Advisers Act, the Carried Interest payable to it by a Partnership will be pursuant to an arrangement that complies with rule 205–3 under the Advisers Act. If the General Partner or Investment Adviser is not required to register under the Advisers Act, the Carried Interest payable to it will comply with section 205(b)(3) of the Advisers Act (with such Partnership treated as though it were a business development company solely for the purpose of that section).

[2] A ''Consultant'' is a person or entity whom KKR has engaged on retainer to provide services and professional expertise on an ongoing basis as a regular consultant or as a business or legal adviser and who shares a community of interest with KKR and its employees. In order to participate in a Partnership, Consultants will be required to be sophisticated investors who qualify as Accredited Investors (defined below) (if a Consultant is an individual) or, if not an individual, meet the standards of an ''accredited investor'' under Rule 501(a) of Regulation D. A Qualified Participant of a Consultant may invest in a Partnership. If a Consultant is an entity (such as, for example, a law firm or consulting firm), and the Consultant proposes to invest in the Partnership through a partnership, corporation or other entity that is controlled by the Consultant, the individual participants in such partnership, corporation or other entity will be limited to senior level employees, members or partners of the Consultant who are responsible for the activities of the Consultant and will be required to qualify as Accredited Investors. In addition, such entities will be limited to businesses controlled by individuals who have levels of expertise and sophistication in the area of investments in securities that are comparable to other Eligible Employees who are employees, officers or directors of KKR and who have an interest in maintaining an ongoing relationship with KKR. Most importantly, the individuals participating through such entities will belong to that class of persons who will have access to the directors and officers of the General Partner and/or the officers of KKR responsible for making investments for the Partnerships similar to the access afforded other Eligible Employees who are employees, officers or directors of KKR. Accordingly, there will be a close nexus between KKR and such entities.

[3] To qualify as an Eligible Employee, any current or former officer or director of KKR must be an employee or former employee of KKR.

[4] The inclusion of partnerships, corporations, or other entities controlled by an Eligible Employee in the definition of ''Eligible Investment Vehicle'' is intended to enable Eligible Employees to make investments in the Partnerships through personal investment vehicles for the purpose of personal and family investment and estate planning objectives.

who are ''knowledgeable employees,'' as defined in rule 3c–5 of the Act, of the Partnership (with the Partnership treated as though it were a ''covered company'' for purposes of the rule). An Eligible Employee who is described in category (A) above will not be permitted to invest in any year more than 10% of his or her income from all sources for the immediately preceding year, in the aggregate, in a Partnership and in all other Partnerships in which that investor has previously invested.

9. An Eligible Individual may purchase an Interest through an Eligible Investment Vehicle only if either (i) the investment vehicle is an Accredited Investor, as defined in rule 501(a) of Regulation D or (ii) the Eligible Individual is a settlor [5] and principal investment decision-maker with respect to the investment vehicle. Eligible Investment Vehicles that are not Accredited Investors will be included in the 35 non-Accredited Investor limit discussed above.

10. The terms of a Partnership will be disclosed to the Eligible Employees at the time they are offered the right to subscribe for Interests, and they will be furnished with a copy of the partnership agreement. A Partnership will send its Limited Partners an annual financial statement with respect to those Series in which the Limited Partner had an Interest within 120 days, or as soon as practicable, after the end of the Partnership's fiscal year. The financial statement will be audited [6] by independent certified public accountants. In addition, as soon as practicable after the end of each fiscal year of a Partnership, a report will be sent to each Limited Partner setting forth the information with respect such Limited Partner's share of income, gains, losses, credits, and other items for federal and state income tax purposes.

11. Interests in the Partnerships will not be transferable except with the express consent of the General Partner, and then only to a Qualified Participant. All of the Partnerships will have only Qualified Participants as Limited Partners. No sales load or similar fee of any kind will be charged in connection with the sale of Interests.

12. Applicants state that a General Partner may have the right to repurchase or cancel the Interest of (i) an Eligible Employee who ceases to be an employee, officer, director or current Consultant of any KKR entity for any reason or (ii) any Eligible Family Member of any person described in clause (i). Once a Consultant's ongoing relationship with KKR is terminated: (i) Such Consultant and its Qualified Participants, if any, will not be permitted to contribute any additional capital to a Partnership and (ii) the existing Interests of such Consultant and its Qualified Participants, if any, as of the date of such termination will (A) to the extent the governing documents of a Partnership provide for periodic redemptions in the ordinary course, be redeemed as of the next regularly scheduled redemption date and (B) to the extent the governing documents of a Partnership do not provide for such periodic redemptions (e.g. as a result of the vehicle primarily investing in illiquid investments), be retained. The Partnership Agreement or private placement memorandum for each Partnership will describe, if applicable, the amount that a Limited Partner would receive upon repurchase or cancellation of its Interest. A Limited Partner would receive upon repurchase or cancellation of its Interest, at a minimum, the lesser of (i) the amount actually paid by or (subject to any vesting requirements) on behalf of the Limited Partner to acquire the Interest, plus interest, less any distributions, and (ii) the fair market value of the Interest determined at the time of the repurchase or cancellation as determined in good faith by the General Partner.

13. Applicants state that the Partnerships may invest either directly or through investments in limited partnerships and other investment pools (including pools that are exempt from registration in reliance on section 3(c)(1) or 3(c)(7) of the Act) and investments in registered investment companies.[7] Investments may be made side by side with KKR entities and through investment pools (including Aggregation Vehicles) [8] sponsored or managed by a KKR entity or an unaffiliated entity.

14. Applicants state that a Partnership may also co-invest in a portfolio company with KKR or an investment fund or separate account organized primarily for the benefit of investors who are not affiliated with KKR over which a KKR entity or an Unaffiliated Subadviser exercises investment discretion (''Third Party Funds''). The General Partner will not delegate management and investment discretion for the Partnership to an Unaffiliated Subadviser or a sponsor of a Third Party Fund. Side-by-side investments held by a Third Party Fund, or by a KKR entity in a transaction in which the KKR investment was made pursuant to a contractual obligation to a Third Party Fund, will not be subject to the restrictions contained in Condition 3 below. All other side-by-side investments held by KKR entities will be subject to the restrictions contained in Condition 3.

15. If KKR makes loans to a Partnership, the lender will be entitled to receive interest, provided that the interest rate will be no less favorable to the borrower than the rate obtainable on an arm's length basis. The possibility of any such borrowings, as well as the terms thereof, would be disclosed to Qualified Participants prior to their investment in a Partnership.[9] A Partnership will not borrow from any person if the borrowing would cause any person not named in section 2(a)(13) of the Act to own securities of the Partnership (other than short-term paper). A Partnership will not lend any funds to a KKR entity.[10] Any indebtedness of a Partnership will be the debt of the Partnership and without recourse to the Limited Partners.

16. In compliance with section 12(d)(1)(A)(i) of the Act, a Partnership will not purchase or otherwise acquire

[5] If such investment vehicle is an entity other than a trust, the term ''settlor'' will be read to mean a person who created such vehicle, alone or together with other Eligible Individuals, and contributed funds to such vehicle.

[6] ''Audit'' will have the meaning defined in rule 1–02(d) of Regulation S–X.

[7] Applicants are not requesting any exemption from any provision of the Act or any rule thereunder that may govern the eligibility of a Partnership to invest in an entity relying on section 3(c)(1) or 3(c)(7) of the Act or any such entity's status under the Act.

[8] An ''Aggregation Vehicle'' is an investment pool sponsored or managed by a KKR entity that is formed solely for the purpose of permitting a Partnership and other KKR entities or Third Party Funds to collectively invest in other entities. Applicants state that it may be more efficient for a Partnership and other KKR entities and Third Party Funds to invest in an entity together through an Aggregation Vehicle rather than having each investor separately acquire a direct interest in such entity. An Aggregation Vehicle will not be used to issue interests that discriminate against a Partnership or provide preferential treatment to a KKR entity or other KKR-related investors with respect to a portfolio company investment. Applicants submit that because no investment decisions are made at the Aggregation Vehicle level, the fact that a person who participates in the Partnership's decision to acquire an interest in an Aggregation Vehicle also serves as an officer, director, general partner or investment adviser of the Aggregation Vehicle would not create a conflict of interest on the part of such person.

[9] Applicants note that the Initial Partnerships disclosed the possibility of such borrowings but not the terms thereof prior to Qualified Participants investing in the Initial Partnership. As of May 29, 2014, the Initial Partnerships have also disclosed the terms of such potential borrowings to the Limited Partners.

[10] A Partnership may, subject to the terms and conditions set out herein, make investments in issuers that are portfolio companies of funds managed by KKR, and such investments may take the form of loans. However, a Partnership will not make any loans to KKR LP, its subsidiaries or any entity that controls KKR LP.

any security issued by a registered investment company if, immediately after the acquisition, the Partnership will own, in the aggregate, more than 3% of the outstanding voting stock of the registered investment company.

Applicants' Legal Analysis

1. Section 6(b) of the Act provides that, upon application, the Commission will exempt employees' securities companies from the provisions of the Act to the extent that the exemption is consistent with the protection of investors. Section 6(b) provides that the Commission will consider, in determining the provisions of the Act from which the company should be exempt, the company's form of organization and capital structure, the persons owning and controlling its securities, the price of the company's securities and the amount of any sales load, how the company's funds are invested, and the relationship between the company and the issuers of the securities in which it invests. Section 2(a)(13) defines an employees' securities company, in relevant part, as any investment company all of whose securities (other than short-term paper) are beneficially owned (a) by current or former employees, or persons on retainer, of one or more affiliated employers, (b) by immediate family members of such persons, or (c) by such employer or employers together with any of the persons in (a) or (b).

2. Section 7 of the Act generally prohibits investment companies that are not registered under section 8 of the Act from selling or redeeming their securities. Section 6(e) of the Act provides that, in connection with any order exempting an investment company from any provision of section 7, certain provisions of the Act, as specified by the Commission, will be applicable to the company and other persons dealing with the company as though the company were registered under the Act. Applicants request an order under sections 6(b) and 6(e) of the Act exempting the Partnerships from all provisions of the Act, except sections 9, 17, 30, and 36 through 53 of the Act, and the Rules and Regulations. With respect to sections 17(a), (d), (f), (g), and (j) and 30(a), (b), (e), and (h) of the Act, and the Rules and Regulations, and rule 38a–1 under the Act, the exemption is limited as set forth in the application.

3. Section 17(a) generally prohibits any affiliated person of a registered investment company, or any affiliated person of an affiliated person, acting as principal, from knowingly selling or purchasing any security or other property to or from the company. Applicants request an exemption from section 17(a) to the extent necessary to permit a KKR entity or a Third Party Fund (or any affiliated person of any such KKR entity or Third Party Fund), acting as principal, to purchase or sell securities or other property to or from any Partnership or any company controlled by such Partnership. Any such transaction to which any Partnership is a party will be effected only after a determination by the General Partner that the requirements of condition 1 below have been satisfied. In addition, the Applicants, on behalf of the Partnerships, represent that any transactions otherwise subject to section 17(a) of the Act, for which exemptive relief has not been requested, would require approval of the Commission.

4. Applicants submit that an exemption from section 17(a) is consistent with the purposes of the Partnerships and the protection of investors. Applicants state that the Limited Partners will be informed of the possible extent of the Partnership's dealings with KKR and of the potential conflicts of interest that may exist. Applicants also state that, as professionals engaged in financial services businesses, the Limited Partners will be able to evaluate the risks associated with those dealings. Applicants assert that the community of interest among the Limited Partners and KKR will serve to reduce the risk of abuse. Applicants acknowledge that the requested relief will not extend to any transactions between a Partnership and an Unaffiliated Subadviser or an affiliated person of an Unaffiliated Subadviser, or between a Partnership and any person who is not an employee, officer or director of the KKR or is an entity outside of the KKR and is an affiliated person of the Partnership as defined in section 2(a)(3)(E) of the Act (''Advisory Person'') or any affiliated person of such a person.

5. Section 17(d) of the Act and rule 17d–1 under the Act prohibit any affiliated person or principal underwriter of a registered investment company, or any affiliated person of such person or principal underwriter, acting as principal, from participating in any joint arrangement with the company unless authorized by the Commission. Applicants request relief to permit affiliated persons of the Partnerships, or affiliated persons of any of such persons, to participate in, or effect any transaction in connection with, any joint enterprise or other joint arrangement or profit-sharing plan in which a Partnership or a company controlled by a Partnership is a participant. Applicants acknowledge that the requested relief will not extend to any transaction in which an Unaffiliated Subadviser or an Advisory Person, or an affiliated person of either such person, has an interest, except in connection with a Third Party Fund sponsored by an Unaffiliated Subadviser.

6. Applicants assert that compliance with section 17(d) would cause the Partnership to forego investment opportunities simply because a Limited Partner, the General Partner or any other affiliated person of the Partnership (or any affiliate of the affiliated person) made a similar investment. Applicants submit that the types of investment opportunities considered by a Partnership often require each investor to make funds available in an amount that may be substantially greater than what a Partnership may be able to make available on its own. Applicants contend that, as a result, the only way in which a Partnership may be able to participate in these opportunities may be to co-invest with other persons, including its affiliates. Applicants assert that the flexibility to structure co-investments and joint investments will not involve abuses of the type section 17(d) and rule 17d–1 were designed to prevent. In addition, Applicants represent that any transactions otherwise subject to section 17(d) of the Act and rule 17d–1 thereunder, for which exemptive relief has not been requested, would require approval by the Commission.

7. Co-investments with Third Party Funds, or by a KKR entity pursuant to a contractual obligation to a Third Party Fund, will not be subject to condition 3 below. Applicants note that it is common for a Third Party Fund to require that KKR invest its own capital in Third Party Fund investments, and that KKR investments be subject to substantially the same terms as those applicable to the Third Party Fund. Applicants believe it is important that the interests of the Third Party Fund take priority over the interests of the Partnerships, and that the Third Party Fund not be burdened or otherwise affected by activities of the Partnerships. In addition, applicants assert that the relationship of a Partnership to a Third Party Fund is fundamentally different from a Partnership's relationship to KKR. Applicants contend that the focus of, and the rationale for, the protections contained in the requested relief are to protect the Partnerships from any overreaching by KKR in the employer/employee context, whereas the same concerns are not present with respect to the Partnerships vis-a-vis a Third Party Fund.

8. Section 17(e) of the Act and rule 17e–1 under the Act limit the compensation an affiliated person may receive when acting as agent or broker for a registered investment company. Applicants request an exemption from section 17(e) to permit a KKR entity (including the General Partner) that acts as an agent or broker to receive placement fees, advisory fees, or other compensation from a Partnership in connection with the purchase or sale by the Partnership of securities, provided that the fees or other compensation are deemed ''usual and customary.'' Applicants state that for purposes of the application, fees or other compensation that are charged or received by a KKR entity will be deemed ''usual and customary'' only if (a) the Partnership is purchasing or selling securities with other unaffiliated third parties, including Third Party Funds, (b) the fees or compensation being charged to the Partnership are also being charged to the unaffiliated third parties, including Third Party Funds, and (c) the amount of securities being purchased or sold by the Partnership does not exceed 50% of the total amount of securities being purchased or sold by the Partnership and the unaffiliated third parties, including Third Party Funds. Applicants assert that, because KKR does not wish to appear to be favoring the Partnerships, compliance with section 17(e) would prevent a Partnership from participating in transactions where the Partnership is being charged lower fees than unaffiliated third parties. Applicants assert that the fees or other compensation paid by a Partnership to a KKR entity will be the same as those negotiated at arm's length with unaffiliated third parties.

9. Rule 17e–1(b) under the Act requires that a majority of directors who are not ''interested persons'' (as defined in section 2(a)(19) of the Act) take actions and make approvals regarding commissions, fees, or other remuneration. Rule 17e–1(c) under the Act requires each investment company relying on the rule to satisfy the fund governance standards defined in rule 0–1(a)(7) under the Act (the ''Fund Governance Standards''). Applicants request an exemption from rule 17e–1 to the extent necessary to permit each Partnership to comply with the rule without having a majority of the directors of the General Partner who are not interested persons take actions and make determinations as set forth in paragraph (b) of the rule, and without having to satisfy the standards set forth in paragraph (c) of the rule. Applicants state that because all the directors of the General Partner will be affiliated persons, without the relief requested, a Partnership could not comply with rule 17e–1. Applicants state that each Partnership will comply with rule 17e–1 by having a majority of the directors of the General Partner take actions and make approvals as set forth in the rule. Applicants state that each Partnership will otherwise comply with rule 17e–1.

10. Section 17(f) of the Act designates the entities that may act as investment company custodians, and rule 17f–1 under the Act imposes certain requirements when the custodian is a member of a national securities exchange. Applicants request an exemption from section 17(f) and subsections (a), (b) (to the extent such subsection refers to contractual requirements), (c), and (d) of rule 17f–1 to permit a KKR entity to act as custodian of Partnership assets without a written contract. Applicants also request an exemption from the rule 17f–1(b)(4) requirement that an independent accountant periodically verify the assets held by the custodian. Applicants state that, because of the community of interest between KKR and the Partnerships and the existing requirement for an independent audit, compliance with this requirement would be unnecessary. Applicants will comply with all other requirements of rule 17f–1.

11. Applicants also request an exemption from section 17 and rule 17f–2 to permit the following exceptions from the requirements of rule 17f–2: (a) A Partnership's investments may be kept in the locked files of the KKR LP, the General Partner or the KKR entity that serves as investment adviser to the Partnership; (b) for purposes of paragraph (d) of the rule, (i) employees of the General Partner (or KKR) will be deemed to be employees of the Partnerships, (ii) officers or managers of the General Partner of a Partnership (or KKR) will be deemed to be officers of the Partnership and (iii) the General Partner of a Partnership or its board of directors will be deemed to be the board of directors of a Partnership and (c) in place of the verification procedure under paragraph (f) of the rule, verification will be effected quarterly by two employees, each of whom will have sufficient knowledge, sophistication and experience in business matters to perform such examination. Applicants expect that, with respect to certain Partnerships, some of their investments may be evidenced only by partnership agreements, participation agreements or similar documents, rather than by negotiable certificates that could be misappropriated. Applicants assert that for such a Partnership, these instruments are most suitably kept in the files of KKR LP, the General Partner, or the KKR entity that serves as investment adviser to the Partnership, where they can be referred to as necessary. Applicants will comply with all other provisions of rule 17f–2.

12. Section 17(g) of the Act and rule 17g–1 under the Act generally require the bonding of officers and employees of a registered investment company who have access to its securities or funds. Rule 17g–1 requires that a majority of directors who are not interested persons of a registered investment company take certain actions and give certain approvals relating to fidelity bonding. The rule also requires that the board of directors of an investment company relying on the rule satisfy the Fund Governance Standards. Applicants request relief to permit the General Partner's board of directors, who may be deemed interested persons, to take actions and make determinations as set forth in the rule. Applicants state that, because all directors of the General Partner will be affiliated persons, a Partnership could not comply with rule 17g–1 without the requested relief. Specifically, each Partnership will comply with rule 17g–1 by having a majority of the General Partner's directors take actions and make determinations as set forth in rule 17g–1. Applicants also request an exemption from the requirements of: (i) Paragraph (g) of the rule relating to the filing of copies of fidelity bonds and related information with the Commission and the provision of notices to the board of directors; (ii) paragraph (h) of the rule relating to the appointment of a person to make the filings and provide the notices required by paragraph (g); and (iii) paragraph (j)(3) of the rule relating to compliance with the Fund Governance Standards. Applicants state that the fidelity bond of each Partnership will cover KKR employees who have access to the securities and funds of the Partnership. Applicants state that the Partnerships will comply with all other requirements of rule 17g–1.

13. Section 17(j) of the Act and paragraph (b) of rule 17j–1 under the Act make it unlawful for certain enumerated persons to engage in fraudulent or deceptive practices in connection with the purchase or sale of a security held or to be acquired by a registered investment company. Rule 17j–1 also requires that every registered investment company adopt a written code of ethics and that every access person of a registered investment

company report personal securities transactions. Applicants request an exemption from section 17(j) and the provisions of rule 17j–1, except for the anti-fraud provisions of paragraph (b), because they assert that these requirements are unnecessarily burdensome as applied to the Partnerships. The relief requested will only extend to KKR entities and is not requested with respect to any Unaffiliated Subadviser or Advisory Person.

14. Applicants request an exemption from the requirements in sections 30(a), 30(b), and 30(e) of the Act, and the rules under those sections, that registered investment companies prepare and file with the Commission and mail to their shareholders certain periodic reports and financial statements. Applicants contend that the forms prescribed by the Commission for periodic reports have little relevance to the Partnerships and would entail administrative and legal costs that outweigh any benefit to the Limited Partners. Applicants request exemptive relief to the extent necessary to permit each Partnership to report annually to its Limited Partners, as described in the application. Applicants also request an exemption from section 30(h) of the Act to the extent necessary to exempt the General Partner of each Partnership, members of the General Partner or any board of managers or directors or committee of KKR employees to whom the General Partner may delegate its functions, and any other persons who may be deemed to be members of an advisory board of a Partnership, from filing Forms 3, 4, and 5 under section 16(a) of the Exchange Act with respect to their ownership of Interests in the Partnership. Applicants assert that, because there will be no trading market and the transfers of Interests will be severely restricted, these filings are unnecessary for the protection of investors and burdensome to those required to make them.

15. Rule 38a–1 requires registered investment companies to adopt, implement and periodically review written policies reasonable designed to prevent violation of the federal securities law and to appoint a chief compliance officer. Each Partnership will comply will rule 38a–1(a), (c) and (d), except that (i) since the Partnership does not have a board of directors, the board of directors of the General Partner will fulfill the responsibilities assigned to the Partnership's board of directors under the rule, and (ii) since the board of directors of the General Partner does not have any disinterested members, (a) approval by a majority of the disinterested board members required by rule 38a–1 will not be obtained, and (b) the Partnerships will comply with the requirement in rule 38a–1(a)(4)(iv) that the chief compliance officer meet with the independent directors by having the chief compliance officer meet with the board of directors of the General Partner as constituted.

Applicants' Conditions

Applicants agree that any order granting the requested relief will be subject to the following conditions:

1. Each proposed transaction involving a Partnership otherwise prohibited by section 17(a) or section 17(d) of the Act and rule 17d–1 under the Act to which a Partnership is a party (the ''Section 17 Transactions'') will be effected only if the General Partner determines that (i) the terms of the Section 17 Transaction, including the consideration to be paid or received, are fair and reasonable to the Limited Partners of the Partnership and do not involve overreaching of the Partnership or its Limited Partners on the part of any person concerned, and (ii) the Section 17 Transaction is consistent with the interests of the Limited Partners, the Partnership's organizational documents and the Partnership's reports to its Limited Partners.[11]

In addition, the General Partner of a Partnership will record and preserve a description of all Section 17 Transactions, the General Partner's findings, the information or materials upon which the findings are based and the basis for the findings. All such records will be maintained for the life of the Partnership and at least six years thereafter and will be subject to examination by the Commission and its staff.[12]

2. The General Partner of each Partnership will adopt, and periodically review and update, procedures designed to ensure that reasonable inquiry is made, prior to the consummation of any Section 17 Transaction, with respect to the possible involvement in the transaction of any affiliated person or promoter of or principal underwriter for the Partnership or any affiliated person of such person, promoter or principal underwriter.

3. The General Partner of each Partnership will not invest the funds of the Partnership in any investment in which an ''Affiliated Co-Investor'' (as defined below) has acquired or proposes to acquire the same class of securities of the same issuer and where the investment transaction involves a joint enterprise or other joint arrangement within the meaning of rule 17d–1 in which the Partnership and an Affiliated Co-Investor are participants (each such investment, a ''Rule 17d–1 Investment''), unless any such Affiliated Co-Investor, prior to disposing of all or part of its investment, (i) gives the General Partner sufficient, but not less than one day's, notice of its intent to dispose of its investment; and (ii) refrains from disposing of its investment unless the Partnership has the opportunity to dispose of the Partnership's investment prior to or concurrently with, on the same terms as, and *pro rata* with the Affiliated Co-Investor.[13] The term ''Affiliated Co-Investor'' with respect to any Partnership means any person who is: (i) An ''affiliated person'' (as such term is defined in section 2(a)(3) of the Act) of the Partnership (other than a Third Party Fund); (ii) KKR; (iii) an officer or director of KKR; (iv) an Eligible Employee; or (v) an entity (other than a Third Party Fund) in which a KKR entity acts as a general partner or has a similar capacity to control the sale or other disposition of the entity's securities. The restrictions contained in this condition, however, shall not be deemed to limit or prevent the disposition of an investment by an Affiliated Co-Investor (i) to its direct or indirect wholly-owned subsidiary, to any company (a ''Parent'') of which the Affiliated Co-Investor is a direct or indirect wholly-owned subsidiary or to a direct or indirect wholly-owned subsidiary of its Parent, (ii) to immediate family members of the Affiliated Co-Investor or a trust or other investment vehicle established for any Affiliated Co-Investor or any such immediate family member, or (iii) when the investment is comprised of securities that are (a) listed on a national securities exchange registered under section 6 of the Exchange Act, (b) NMS stocks pursuant to section 11A(a)(2) of the Exchange Act and rule 600(a) of Regulation NMS thereunder, (c) government securities as defined in section 2(a)(16) of the Act or other

[11] If a Partnership invests through an Aggregation Vehicle and such investment is a Section 17 Transaction, this condition will apply with respect to both the investment in the Aggregation Vehicle and any investment by the Aggregation Vehicle of Partnership funds.

[12] Each Partnership will preserve the accounts, books and other documents required to be maintained in an easily accessible place for the first two years.

[13] If a Partnership invests in a Rule 17d–1 Investment through an Aggregation Vehicle, the requirements of clauses (i) and (ii) of this sentence shall apply to both the Affiliated Co-Investor's disposition of such Rule 17d–1 Investment and, if the Affiliated Co-Investor also holds a Rule 17d–1 Investment through such Aggregation Vehicle, its disposition of all or part of its investment in the Aggregation Vehicle.

securities that meet the definition of ''Eligible Security'' in rule 2a–7 under the Act, or (d) listed or traded on any foreign securities exchange or board of trade that satisfies regulatory requirements under the law of the jurisdiction in which such foreign securities exchange or board of trade is organized similar to those that apply to a national securities exchange or a national market system for securities.

4. Each Partnership and its General Partner will maintain and preserve, for the life of each Series of the Partnership and at least six years thereafter, such accounts, books and other documents constituting the record forming the basis for the audited financial statements that are to be provided to the Limited Partners in the Partnership, and each annual report of the Partnership required to be sent to the Limited Partners, and agree that all such records will be subject to examination by the Commission and its staff.[14]

5. Within 120 days after the end of each fiscal year of each Partnership, or as soon as practicable thereafter, the General Partner of each Partnership will send to each Limited Partner having an Interest in the Partnership at any time during the fiscal year then ended, Partnership financial statements audited by the Partnership's independent accountants with respect to those Series in which the Limited Partner had an Interest. At the end of each fiscal year, the General Partner will make or cause to be made a valuation of all of the assets of the Partnership as of such fiscal year end in a manner consistent with customary practice with respect to the valuation of assets of the kind held by the Partnership. In addition, within 120 days after the end of each fiscal year of each Partnership (or as soon as practicable thereafter), the General Partner will send a report to each person who was a Limited Partner at any time during the fiscal year then ended, setting forth such tax information as shall be necessary for the preparation by the Limited Partner of that partner's federal and state income tax returns and a report of the investment activities of the Partnership during that fiscal year.

6. If a Partnership makes purchases or sales from or to an entity affiliated with the Partnership by reason of an officer, director or employee of a KKR entity (i) serving as an officer, director, general partner, manager or investment adviser of the entity (other than an entity that is an Aggregation Vehicle), or (ii) having a 5% or more investment in the entity, such individual will not participate in the Partnership's determination of whether or not to effect the purchase or sale.

For the Commission, by the Division of Investment Management, under delegated authority.

Kevin M. O'Neill,

Deputy Secretary.

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[14] Each Partnership will preserve the accounts, books and other documents required to be maintained in an easily accessible place for the first two years.

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–72300; File No. SR–MIAX–2014–16]

Self-Regulatory Organizations; Miami International Securities Exchange LLC; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Amend MIAX Exchange Rules To Harmonize the Language With Certain Rules of the Financial Industry Regulatory Authority, Inc. (''FINRA'') and Other Exchanges

June 3, 2014.

Pursuant to the provisions of Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act'')[1] and Rule 19b–4 thereunder,[2] notice is hereby given that on June 2, 2014, Miami International Securities Exchange LLC (''MIAX'' or ''Exchange'') filed with the Securities and Exchange Commission (''Commission'') a proposed rule change as described in Items I, II, and III below, which Items have been prepared by the Exchange. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of the Substance of the Proposed Rule Change

The Exchange is filing a proposal to amend its Rules to harmonize the language with certain rules of the Financial Industry Regulatory Authority, Inc. (''FINRA'') and other exchanges.

The text of the proposed rule change is available on the Exchange's Web site at *http://www.miaxoptions.com/filter/wotitle/rule_filing,* at MIAX's principal office, and at the Commission's Public Reference Room.

[1] 15 U.S.C. 78s(b)(1).

[2] 17 CFR 240.19b–4.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the Exchange included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

1. Purpose

The Exchange proposes to amend certain Rules to harmonize the language with the rules of FINRA and other exchanges, and to make other conforming and technical changes. Specifically, the Exchange proposes: (i) To amend Rule 303, Prevention of the Misuse of Nonpublic Information, to adopt the language of the corresponding rule of another exchange; (ii) to amend Rule 315, Anti-Money Laundering Compliance Program, by adding text to paragraphs (c) and (d) which is identical to text found in FINRA Rule 3310; (iii) to amend Rule 319, to adopt the language of the corresponding rule of another exchange; (iv) to add a new Rule 320, Trading Ahead of Research Reports; (v) to amend Rule 610, Limitation on Dealings, to adopt the language of the corresponding rule of another exchange; (vi) to amend paragraphs (b) and (d) of Rule 800, Maintenance, Retention and Furnishing of Books, Records and Other Information; (vii) to amend Rule 1321, Transfer of Accounts, to incorporate by reference FINRA Rule 11870, Customer Account Transfer Contracts; (viii) to amend Rule 1322, Options Communications, to better align with FINRA Rule 2220; and (ix) to replace the rule text of Rule 1325, Telephone Solicitation, with the rule text from FINRA Rule 3230. The Exchange anticipates entering into a 17d–2 Agreement with FINRA and possibly a Regulatory Service Agreement within the near future. The Exchange believes the proposed changes to harmonize the Exchange rules with FINRA and other exchanges (which also have such 17d–2 Agreements and Regulatory Service Agreement with FINRA) should expedite the process.

The Exchange proposes to replace Rule 303, Prevention of the Misuse of Nonpublic Information, in its entirety with the language of the corresponding rule of another exchange.[3] The new Rule will provide that each Member must establish, maintain and enforce written procedures reasonably designed, taking into consideration the nature of such Member's business, to prevent the misuse of material, non-public information by such Member or persons associated with such Member. Members for whom the Exchange is the Designated Examining Authority (''DEA'') that are required to file SEC form X–17A–5 with the Exchange on an annual or more frequent basis must file contemporaneously with the submission for the calendar year end ITSFEA compliance acknowledgements stating that the procedures mandated by this Rule have been established, enforced and maintained. In addition, any Member or associated person of a Member who becomes aware of a possible misuse of material, non-public information must notify the Exchange's Regulatory Department.

Interpretations and Policies .01 to proposed Rule 303 provides that conduct which will be characterized as the misuse of material, non-public information includes, but is not limited to, the following:

- Trading in any securities issued by a corporation, or in any related securities or related options or other derivative securities, while in possession of material, non-public information concerning that issuer; or
- Trading in a security or related options or other derivative securities, while in possession of material non-public information concerning imminent transactions in the security or related securities; or
- Disclosing to another person or entity any material, non-public information involving a corporation whose shares are publicly traded or an imminent transaction in an underlying security or related securities for the purpose of facilitating the possible misuse of such material, non-public information.

Interpretations and Policies .02 to proposed Rule 303 provides that at minimum each Member must establish, maintain, and enforce the following policies and procedures:

- All associated persons of the Member must be advised in writing of the prohibition against the misuse of material, non-public information; and
- All associated persons of the Member must sign attestations affirming their awareness of, and agreement to abide by the aforementioned prohibitions. These signed attestations must be maintained for at least three years, the first two years in an easily accessible place; and
- Each Member must receive and retain copies of trade confirmations and monthly account statements for each account in which an associated person: has a direct or indirect financial interest or makes investment decisions. The activity in such brokerage accounts should be reviewed at least quarterly by the Member for the purpose of detecting the possible misuse of material, non-public information; and
- All associated persons must disclose to the Member whether they, or any person in whose account they have a direct or indirect financial interest, or make investment decisions, are an officer, director or 10% shareholder in a company whose shares are publicly traded. Any transaction in the stock (or option thereon) of such company shall be reviewed to determine whether the transaction may have involved a misuse of material non-public information. Maintenance of the foregoing policies and procedures will not, in all cases, satisfy the requirements and intent of this Rule; the adequacy of each Member's policies and procedures will depend upon the nature of such Member's business.

The Exchange believes that the proposed changes to the Prevention of the Misuse of Nonpublic Information Rule clarifies activity which it believes to be inconsistent with just and equitable principles of trade. Additionally, the Exchange believes the proposed changes will assist in the prevention of fraudulent and manipulative acts by providing an appropriate mechanism designed to ensure that material, non-public information continues to be protected while promoting the protecting of investors and the public interest.

The Exchange proposes to amend Rule 315(c) to provide additional clarity and instruction to Members' regarding independent testing for compliance and to more closely align the language of the Rule with the corresponding FINRA Rule 3310.[4] The proposed rule change will require ''annual (on a calendar year basis)'' independent testing for compliance of the Member's anti-money laundering program, to be conducted by the Member's personnel or by a qualified outside party. Further, the proposed rule change will provide that testing be done on a periodic basis, ''every two years (on a calendar-year basis),'' if the Member does not execute transactions for customers or otherwise hold customer accounts or act as an introducing broker with respect to customer accounts. Finally, the proposed rule change clarifies that the individual responsible for implementing and monitoring the program must be an associated person of the Member. The Exchange believes the proposed changes to Rule 315(c) will more closely align the Rule with the corresponding FINRA Rule 3310, and creates a more concise rule which benefits investors and the public by establishing uniform and clearly defined time parameters for review. The Exchange proposes to amend Rule 315(d) to clarify that implementation and monitoring of a Member's Anti-Money Laundering Compliance Program be performed by an associated person of the Member. The proposed change to Rule 315(d) clarifies a Member's obligation for implementing and maintaining its program and more closely aligns to FINRA Rule 3310.

The Exchange proposes to replace Rule 319, Proxy Voting, in its entirety with the language of the corresponding rule of another exchange, Forwarding of Proxy and Other Issuer-Related Materials; Proxy Voting.[5] The new Rule will provide that a Member when so requested by an issuer and upon being furnished with: (1) Sufficient copies of proxy material, annual reports, information statements or other material required by law to be sent to security holders periodically, and (2) satisfactory assurance that it will be reimbursed by such issuer for all out-of-pocket expenses, including reasonable clerical expenses, shall transmit promptly to each beneficial owner of securities (or the beneficial owner's designated investment adviser) of such issuer which are in its possession and control and registered in a name other than the name of the beneficial owner all such material furnished. In the event of a proxy solicitation, such material shall include a signed proxy indicating the number of shares held for such beneficial owner and bearing a symbol identifying the proxy with proxy records maintained by the Member, and a letter informing the beneficial owner (or the beneficial owner's designated investment adviser) of the time limit and necessity for completing the proxy form and forwarding it to the person soliciting proxies prior to the expiration of the time limit in order for the shares to be represented at the meeting. In

[3] *See* Proposed Rule 303. *See also* BATS Rule 5.5.

[4] *See* Proposed Rule 315(c). *See also* FINRA Rule 3310.

[5] *See* Proposed Rule 319. *See also* BATS Rule 13.3.

addition, a Member shall furnish a copy of the symbols to the person soliciting the proxies and shall also retain a copy thereof pursuant to the provisions of Exchange Act Rule 17a–4. This paragraph shall not apply to beneficial owners residing outside of the United States of America though Members may voluntarily comply with the provisions hereof in respect of such persons if they so desire. Further, the new Rule provides that No Member shall give a proxy to vote stock that is registered in its name, unless: (i) Such Member is the beneficial owner of such stock; (ii) such proxy is given pursuant to the written instructions of the beneficial owner; or (iii) such proxy is given pursuant to the rules of any national securities exchange or association of which it is a member provided that the records of the Member clearly indicate the procedure it is following. In addition, notwithstanding the foregoing, a Member that is not the beneficial owner of a security registered under Section 12 of the Exchange Act is prohibited from granting a proxy to vote the security in connection with a shareholder vote on the election of a member of the board of directors of an issuer (except for a vote with respect to uncontested election of a member of the board of directors of any investment company registered under the Investment Company Act of 1940), executive compensation, or any other significant matter, as determined by the Commission, by rule, unless the beneficial owner of the security has instructed the Member to vote the proxy in accordance with the voting instructions of the beneficial owner. Notwithstanding the foregoing, a Member may give a proxy to vote any stock registered in its name if such Member holds such stock as executor, administrator, guardian, trustee, or in a similar representative or fiduciary capacity with authority to vote. A Member that has in its possession or within its control stock registered in the name of another Member and that desires to transmit signed proxies pursuant to the provisions of paragraph (a) of this proposed Rule 319, shall obtain the requisite number of signed proxies from such holder of record. Notwithstanding the foregoing: (1) Any Member designated by a named Employee Retirement Income Security Act of 1974 (as amended) (''ERISA'') Plan fiduciary as the investment manager of stock held as assets of the ERISA Plan may vote the proxies in accordance with the ERISA Plan fiduciary responsibilities if the ERISA Plan expressly grants discretion to the investment manager to manage, acquire, or dispose of any plan asset and has not expressly reserved the proxy voting right for the named ERISA Plan fiduciary; and (2) any designated investment adviser may vote such proxies.

Interpretations and Policies .01 to proposed Rule 319 provides that for purposes of this Rule, the term ''designated investment adviser'' is a person registered under the Investment Advisers Act of 1940, or registered as an investment adviser under the laws of a state, who exercises investment discretion pursuant to an advisory contract for the beneficial owner and is designated in writing by the beneficial owner to receive proxy and related materials and vote the proxy, and to receive annual reports and other material sent to security holders. For purposes of this Rule, the term ''state'' shall have the meaning given to such term in Section 202(a)(19) of the Investment Advisers Act (as the same may be amended from time to time). The written designation must be signed by the beneficial owner; be addressed to the Member; and include the name of the designated investment adviser. Members that receive such a written designation from a beneficial owner must ensure that the designated investment adviser is registered with the SEC pursuant to the Investment Advisers Act, or with a state as an investment adviser under the laws of such state, and that the investment adviser is exercising investment discretion over the customer's account pursuant to an advisory contract to vote proxies and/or to receive proxy soliciting material, annual reports and other material. Members must keep records substantiating this information. Beneficial owners have an unqualified right at any time to rescind designation of the investment adviser to receive materials and to vote proxies. The rescission must be in writing and submitted to the Member. The Exchange believes that the proposed changes to the proxy voting Rule will provide a clearer framework for Members to handle proxy related materials in a manner that is designed to prevent fraudulent and manipulative acts and practices, and to promote the protection of investors and the public interest. The Exchange notes that the proposed changes will also bring the Exchange's Rule more closely aligned with that of FINRA.[6]

The Exchange proposes to add Rule 320, to incorporate the language of FINRA Rule 5280, Trading Ahead of Research Reports.[7] The proposed Rule 320 contains two provisions, paragraph (a) and (b), pertaining to trading and research reports. Paragraph (a) stipulates that a Member may not change its position in a security based upon non-public advance knowledge of information contained in a research report. Specifically, no Member shall establish, increase, decrease or liquidate an inventory position in a security or a derivative of such security based on non-public advance knowledge of the content or timing of a research report in that security. Paragraph (b) stipulates that a Member must establish and enforce policies and procedures which are designed to restrict the flow of information between research department personnel and trading department personnel. Specifically, Members must establish, maintain and enforce policies and procedures reasonably designed to restrict or limit the information flow between research department personnel, or other persons with knowledge of the content or timing of a research report, and trading department personnel, so as to prevent trading department personnel from utilizing non-public advance knowledge of the issuance or content of a research report for the benefit of the Member or any other person. The Exchange believes the addition of Rule 320 benefits investors and the public by establishing specific parameters concerning a Members' trading activity in a security and the timing of Research Reports related to that security. The Exchange also believes that adopting the language of FINRA helps to ensure that Members have the same obligations to comply under the Exchange Rules as they do under FINRA rules.[8]

The Exchange proposes to replace Rule 610, Limitations on Dealings, in its entirety with the language of the corresponding rule of another exchange.[9] The new Rule will provide that no Member, other than a Market

[6] *See* FINRA Rule 2251.

[7] *See* Proposed Rule 320. *See also* FINRA Rule 5280.

[8] The Exchange intends that MIAX Rule 320 be interpreted and applied in the same manner as FINRA interprets and applies FINRA Rule 5280, including the application of any associated Notice to Members, or rules, that FINRA uses to interpret FINRA Rule 5280. *See* Rule 200(c)(7). MIAX Rule 200(c)(7) provides that, ''[e]very Applicant must have and maintain membership in another registered options exchange (that is not registered solely under Section 6(g) of the Exchange Act). If such other registered options exchange has not been designated by the Commission, pursuant to Rule 17d–1 under the Exchange Act, to examine Members for compliance with financial responsibility rules, then such Applicant must have and maintain a membership in FINRA.''

[9] *See* Proposed Rule 610. *See also* NYSE Arca Rule 6.83; NYSE MKT Rule 927.3NY.

Maker acting pursuant to Rule 603, limited partner, officer, employee, approved person(s) approved [sic], who is affiliated with a Market Maker or Member, shall, during the period of such affiliation, purchase or sell any option in which such Market Maker is appointed for any account in which such person(s) has a direct or indirect interest. Any such person(s) may, however, reduce or liquidate an existing position in an option in which such Market Maker is appointed provided that such orders are (i) identified as being for an account in which such person(s) has a direct or indirect interest; (ii) approved for execution by an Exchange Official; and (iii) executed by the Market Maker in a manner reasonably calculated to contribute to the maintenance of price continuity with reasonable depth. No order entered pursuant to Rule 610(a) shall be given priority over, or parity with, any order represented in the market at the same price. Notwithstanding the provisions of Rule 603, an approved person or Member that is affiliated with a Market Maker shall not be subject to Rule 610(a), provided it has obtained Exchange approval of procedures restricting the flow of material non-public corporate or market information between itself and the Market Maker and any Member, officer, or employee associated therewith. For such Member that controls, is controlled by, or is under common control with another organization, the exemption provided in Subsection (b) of Rule 610 shall be available to it only where the Exchange has determined that the relationship between the Market Maker, each person associated therewith, and such other organization satisfies all the conditions specified in the Exemption Guidelines. In addition, the following restrictions apply to a Member that is affiliated with a Market Maker. The Member may not: Purchase or sell for any account in which it has a direct or indirect interest in any security in which its affiliate is a Market Maker; engage in any business transaction with the issuer of a security or its insiders in which its affiliate is a Market Maker; or accept orders directly from the issuer, its insiders or certain designated parties in securities in which its affiliate is a Market Maker.

Further, the Exchange proposes Exemption Guidelines which provides a means by which an affiliated firm doing business with the public as defined in Rule 203 (hereafter ''Member'') may obtain an exemption from the restrictions discussed in Rule 610 above. This exemption is only available to a Member that obtains prior Exchange approval for procedures restricting the flow of material non-public information between it and its affiliated Market Maker, (i.e., so-called ''Chinese Wall'' procedures). The Exemption Guideline subsection sets forth the steps a Member must undertake, at a minimum, to seek to qualify for exemptive relief. Any firm that does not obtain Exchange approval for its procedures in accordance with these Guidelines shall remain subject to the restrictions set forth in Rule 610 described above.

The Exchange believes that the proposed changes to the information barrier rule clarify activity which it believes to be inconsistent with just and equitable principles of trade. The Exchange believes that the proposed information barrier rule is more precise and prescriptive than the current rule regarding which activities are prohibitive and what constitutes an adequate information barrier between Market Makers and affiliated order flow providers. The proposed rule also contains a detailed exemptive relief section that is absent from the current rule. The Exchange notes that under the proposal the Exchange will still require the maintaining of information barriers between Members and any affiliated Market Makers to the same extent as the current rule. The Exchange believes the proposed changes will assist in the prevention of fraudulent and manipulative acts by providing an appropriate mechanism designed to ensure that there are sufficient information barriers between Market Makers and affiliated order flow providers while promoting the protecting of investors and the public interest. The Exchange believes that the proposed rule will provide detailed guidelines and protections in a manner that is easily understood and enforced by not only Members, but also FINRA, with whom the Exchange anticipates entering in a17d–2 Agreement and possibly a Regulatory Service Agreement with in the near future.

The Exchange proposes to amend Rule 800, Maintenance, Retention and Furnishing of Books, Records and Other Information, to include rule text from the related FINRA Rule 4511, General Requirements.[10] The Exchange proposes to add paragraph (b) to its rule, specifying that each Member shall preserve for a period of at least six years those books and records for which there is no specified period under Exchange Rules or applicable Exchange Act rules. The Exchange also proposes to add paragraph (d) to its rule, specifying that all books and records required to be made pursuant to the Exchange Rules shall be preserved in a format and media that complies with Exchange Act Rule 17a–4. The Exchange believes that adding additional detail to its Rule is appropriate as it will harmonize the Exchange's Rule with the related FINRA rule, which is designed to protect investors and the public interest.

The Exchange proposes to amend Rule 1321, Transfer of Accounts, to incorporate FINRA Rule 11870 by reference into its rules so that Members have the same obligations to comply as if such rules and interpretations were part of the Exchange's rules.[11] FINRA Rule 11870 provides a comprehensive articulation of procedures to be followed when transferring a customer account. The FINRA Rule establishes the protocol and procedures for initiating a transfer, validating the transfer instructions, and handling fails. Incorporating by reference the FINRA rule ensures that Members have the same obligations to comply as if such rules and interpretations were part of the Exchange's Rules.

The Exchange proposes to amend Rule 1322, Options Communications, to conform with the corresponding FINRA Rule 2220, Options Communications.[12] The current rule requires each Member to establish appropriate written procedures for review by a Registered Options Principal of institutional communications used by the Member. The Exchange proposes to add a paragraph to section (a) Definitions, to conform the Exchange Rule text to FINRA by including the definition of an institutional investor in paragraph (a)(4) and an Institutional Investor in paragraph (a)(5). The Exchange proposes to update the text of paragraph (b)(3) Institutional Communications, to clarify that procedures for Institutional Communications be designed to ensure that those communications comply with applicable standards. Further, when procedures do not require review, the procedures must include a provision for the duration and training of associated persons as to the firm's procedures concerning institutional communications. In addition, evidence that these supervisory procedures have been implemented and carried out must be maintained and made available to the Exchange upon request. The Exchange

[10] *See* Proposed Rule 800. *See also* FINRA Rule 4511.

[11] *See* Proposed Rule 1321. *See also* FINRA Rule 11870. In the event FINRA updates its Rule 11870, Customer Account Transfer Contracts, MIAX will file a 19b–4 Rule filing to adopt any corresponding changes to its Rule 1321 to ensure it remains consistent with FINRA Rule 11870.

[12] *See* Proposed Rule 1322. *See also* FINRA Rule 2220.

proposes to make conforming and technical changes to Exchange Rule 1322 to align to FINRA Rule 2220.

The Exchange proposes to amend Rule 1325, Telephone Solicitation, to adopt the language of the corresponding FINRA Rule 3230, Telemarketing.[13] The FINRA rule text provides detailed guidance concerning telemarketing activities. The Exchange believes that the proposed changes are appropriate as they will harmonize the Exchange's Rules with FINRA rules with respect to account transfers and Exchange Members' communication with the public. The Exchange's proposed changes are designed to further cooperation and coordination with persons engaged in regulating, clearing, settling, processing information with respect to, and facilitating transactions in securities. Additionally, the Exchange believes that the proposed changes serve to further protect investors and the public interest by providing detailed guidance concerning telemarking [sic].

2. Statutory Basis

The Exchange believes that its proposed rule change is consistent with Section 6(b) [14] of the Act in general, and furthers the objectives of Section 6(b)(5) [15] of the Act in particular, in that it is designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in facilitating transactions in securities, to remove impediments to and perfect the mechanisms of a free and open market and a national market system and, in general, to protect investors and the public interest.

In particular, the Exchange believes the proposed rule changes will provide greater clarity to Members and the public regarding the Exchange's Rules. The Exchange believes that the new nonpublic information rule should assist in the prevention of fraudulent and manipulative acts by providing an appropriate mechanism designed to ensure that material, non-public information continues to be protected while promoting the protecting of investors and the public interest. In addition, the Exchange believes that the proposed rule changes will help ensure that investors are protected from potentially false or misleading communications with the public distributed by Exchange Members. The Exchange believes that the new proxy voting Rule will provide a clearer framework for Members to handle proxy related materials in a manner that is designed to prevent fraudulent and manipulative acts and practices, and to promote the protection of investors and the public interest. The Exchange believes that the new information barrier rule should assist in the prevention of fraudulent and manipulative acts by providing an appropriate mechanism designed to ensure that there are sufficient information barriers between Market Makers and affiliated order flow providers while promoting the protecting of investors and the public interest. Further, the proposed rule changes provide greater harmonization between Exchange Rules and FINRA Rules of similar substance and purpose, resulting in less burdensome and more efficient regulatory compliance for dual members. As previously noted, the proposed rule text is substantially similar to FINRA's current rule text, which has already been approved by the Commission. As such, the proposed rule change will foster cooperation and coordination with persons engaged in facilitating transactions in securities and will remove impediments to and perfect the mechanism of a free and open market and a national market system.

B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act. The proposed rule change is not designed to address any competitive issues but rather is designed to provide greater harmonization between Exchange and FINRA rules of similar purpose, resulting in less burdensome and more efficient regulatory compliance for dual members.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

Written comments were neither solicited nor received.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Because the foregoing proposed rule change does not: (i) Significantly affect the protection of investors or the public interest; (ii) impose any significant burden on competition; and (iii) become operative for 30 days after the date of the filing, or such shorter time as the Commission may designate, it has become effective pursuant to 19(b)(3)(A) of the Act [16] and Rule 19b–4(f)(6) [17] thereunder.

At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings to determine whether the proposed rule should be approved or disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's Internet comment form (*http://www.sec.gov/rules/sro.shtml*); or
- Send an email to *rule-comments@sec.gov*. Please include File Number SR–MIAX–2014–16 on the subject line.

Paper Comments

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549–1090.

All submissions should refer to File Number SR–MIAX–2014–16. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (*http://www.sec.gov/rules/sro.shtml*). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the

[13] *See* Proposed Rule 1325. *See also* FINRA Rule 3230.

[14] 15 U.S.C. 78f(b).

[15] 15 U.S.C. 78f(b)(5).

[16] 15 U.S.C. 78s(b)(3)(A).

[17] 17 CFR 240.19b–4(f)(6). In addition, Rule 19b–4(f)(6) requires a self-regulatory organization to give the Commission written notice of its intent to file the proposed rule change at least five business days prior to the date of filing of the proposed rule change, or such shorter time as designated by the Commission. The Exchange has satisfied this requirement.

provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Room, 100 F Street NE., Washington, DC 20549 on official business days between the hours of 10:00 a.m. and 3:00 p.m. Copies of such filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR–MIAX–2014–16, and should be submitted on or before June 30, 2014.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.[18]

Kevin M. O'Neill,

Deputy Secretary.

[FR Doc. 2014–13312 Filed 6–6–14; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–72302; File No. SR–NYSE–2014–28]

Self-Regulatory Organizations; New York Stock Exchange LLC; Notice of Filing and Immediate Effectiveness of Proposed Rule Change Amending Its Price List To Eliminate a Credit for Certain Non-Floor Broker Transactions

June 3, 2014.

Pursuant to Section 19(b)(1)[1] of the Securities Exchange Act of 1934 (''Act'')[2] and Rule 19b–4 thereunder,[3] notice is hereby given that, on May 28, 2014, New York Stock Exchange LLC (''NYSE'' or ''Exchange'') filed with the Securities and Exchange Commission (''Commission'') the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to amend its Price List to eliminate a credit for certain non-Floor broker transactions. The proposed change will be operative on June 1, 2014. The text of the proposed rule change is available on the Exchange's Web site at *www.nyse.com,* at the principal office of the Exchange, and at the Commission's Public Reference Room.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change

1. Purpose

The Exchange proposes to amend its Price List to eliminate a credit for certain non-Floor broker transactions. The proposed change will be operative on June 1, 2014.

On March 1, 2014, the Exchange established a $0.0019 per share credit per transaction for all non-Floor broker transactions that add liquidity to the Exchange if the member organization executes an average daily volume (''ADV'') during the billing month of at least 1 million shares in Retail Price Improvement Orders (''RPIs'')[4] and a Customer Electronic Adding ADV[5] during the billing month of at least 5 million shares.[6] A member organization's provide [sic] volume in RPIs counts toward the 5 million share Customer Electronic Adding ADV threshold if the RPIs meet the definition of Customer Electronic Adding ADV. When it established this credit, the Exchange believed that the credit would incentivize member organizations to submit RPIs and, therefore, contribute to robust amounts of RPI liquidity being available for interaction with retail orders submitted by other market participants and encourage overall liquidity in customer electronic orders that add liquidity to the Exchange. Because the credit has not attracted liquidity as the Exchange anticipated, the Exchange proposes to eliminate it.

2. Statutory Basis

The Exchange believes that the proposed rule change is consistent with Section 6(b) of the Act,[7] in general, and furthers the objectives of Sections 6(b)(4) and (5) of the Act,[8] in particular, because it provides for the equitable allocation of reasonable dues, fees, and other charges among its members, issuers and other persons using its facilities and does not unfairly discriminate between customers, issuers, brokers or dealers. The Exchange believes that eliminating the credit is reasonable because it has not attracted liquidity as the Exchange anticipated when it was established. The elimination of the credit is also equitable and not unfairly discriminatory because it will be eliminated for all non-Floor broker transactions.

B. Self-Regulatory Organization's Statement on Burden on Competition

In accordance with Section 6(b)(8) of the Act,[9] the Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act. The credit that the Exchange is proposing to eliminate has not attracted liquidity to the Exchange as anticipated, and therefore removing it will not affect competition. The Exchange notes that it operates in a highly competitive market in which market participants can readily favor competing venues if they deem fee or credit levels at a particular venue to be unattractive. In such an environment, the Exchange must continually review, and consider adjusting, its fees and credits to remain competitive with other exchanges. For these reasons, the Exchange believes that the proposed rule change reflects this competitive environment and is therefore consistent with the Act.

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[18] 17 CFR 200.30–3(a)(12).

[1] 15 U.S.C. 78s(b)(1).

[2] 15 U.S.C. 78a.

[3] 17 CFR 240.19b–4.

[4] ''RPI'' is defined in NYSE Rule 107C(a)(4) and consists of non-displayed interest in NYSE-listed securities that is priced better than the best protected bid or best protected offer, as such terms are defined in Regulation NMS Rule 600(b)(57), by at least $0.001 and that is identified as such.

[5] ''Customer Electronic Adding ADV'' is ADV that adds liquidity in customer electronic orders to the Exchange and excludes any liquidity added by a Floor broker, Designated Market Maker, or Supplemental Liquidity Provider. *See* Price List.

[6] *See* Securities Exchange Act Release No. 71684 (March 11, 2014), 78 FR 14758 (March 17, 2014) (SR–NYSE–2014–09). The applicable $0.0015 Midpoint Passive Liquidity (''MPL'') order credit did not change as a result of adding this credit and will continue to be available.

[7] 15 U.S.C. 78f(b).

[8] 15 U.S.C. 78f(b)(4) and (5).

[9] 15 U.S.C. 78f(b)(8).

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

No written comments were solicited or received with respect to the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The foregoing rule change is effective upon filing pursuant to Section 19(b)(3)(A) [10] of the Act and subparagraph (f)(2) of Rule 19b–4 [11] thereunder, because it establishes a due, fee, or other charge imposed by the Exchange.

At any time within 60 days of the filing of such proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings under Section 19(b)(2)(B) [12] of the Act to determine whether the proposed rule change should be approved or disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's Internet comment form (*http://www.sec.gov/rules/sro.shtml*); or
- Send an email to *rule-comments@sec.gov*. Please include File Number SR–NYSE–2014–28 on the subject line.

Paper Comments

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549–1090.

All submissions should refer to File Number SR–NYSE–2014–28. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (*http://www.sec.gov/rules/sro.shtml*). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Section, 100 F Street NE., Washington, DC 20549–1090. Copies of the filing will also be available for Web site viewing and printing at the NYSE's principal office and on its Internet Web site at *www.nyse.com*. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR–NYSE–2014–28 and should be submitted on or before June 30, 2014.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.[13]

Kevin M. O'Neill,

Deputy Secretary.

[FR Doc. 2014–13313 Filed 6–6–14; 8:45 am]

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[10] 15 U.S.C. 78s(b)(3)(A).

[11] 17 CFR 240.19b–4(f)(2).

[12] 15 U.S.C. 78s(b)(2)(B).

[13] 17 CFR 200.30–3(a)(12).

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–72299; File No. SR–NYSEArca–2014–44]

Self-Regulatory Organizations; NYSE Arca, Inc.; Notice of Filing of Proposed Rule Change Relating to Listing and Trading Shares of First Trust Long/Short Equity ETF Under NYSE Arca Equities Rule 8.600

June 3, 2014.

Pursuant to Section 19(b)(1) [1] of the Securities Exchange Act of 1934 (the ''Act'') [2] and Rule 19b–4 thereunder,[3] notice is hereby given that, on May 21, 2014, NYSE Arca, Inc. (the ''Exchange'' or ''NYSE Arca'') filed with the Securities and Exchange Commission (the ''Commission'') the proposed rule change as described in Items I and II below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of the Substance of the Proposed Rule Change

The Exchange proposes to list and trade shares of the following under NYSE Arca Equities Rule 8.600 (''Managed Fund Shares''): First Trust Long/Short Equity ETF. The text of the proposed rule change is available on the Exchange's Web site at *www.nyse.com,* at the principal office of the Exchange, and at the Commission's Public Reference Room.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

1. Purpose

The Exchange proposes to list and trade shares (''Shares'') of the First Trust Long/Short Equity ETF (the ''Fund'') under NYSE Arca Equities Rule 8.600, which governs the listing and trading of Managed Fund Shares [4] on the Exchange. The Fund will be a series of First Trust Exchange-Traded Fund III

[1] 15 U.S.C. 78s(b)(1).

[2] 15 U.S.C. 78s(b)(1).

[3] 17 CFR 240.19b–4.

[4] A Managed Fund Share is a security that represents an interest in an investment company registered under the Investment Company Act of 1940 (15 U.S.C. 80a–1), as amended (''1940 Act''), organized as an open-end investment company or similar entity that invests in a portfolio of securities selected by its investment adviser consistent with its investment objectives and policies. In contrast, an open-end investment company that issues Investment Company Units, listed and traded on the Exchange under NYSE Arca Equities Rule 5.2(j)(3), seeks to provide investment results that correspond generally to the price and yield performance of a specific foreign or domestic stock index, fixed income securities index or combination thereof.

(the ''Trust''),[5] a registered management investment company.[6]

The Fund will be an actively-managed exchange-traded fund and will not seek to replicate the performance of a specified index.

First Trust Advisors L.P. (the ''Adviser'') will be the investment adviser for the Fund.[7] Brown Brothers Harriman & Co. (''BBH'') will be the administrator, accounting agent, custodian and transfer agent for the Fund. First Trust Portfolios L.P. (''Distributor'') will be the principal underwriter and distributor for the Fund.

Commentary .06 to Rule 8.600 provides that, if the investment adviser to the investment company issuing Managed Fund Shares is affiliated with a broker-dealer, such investment adviser shall erect a ''fire wall'' between the investment adviser and the broker-dealer with respect to access to information concerning the composition and/or changes to such investment company portfolio. In addition, Commentary .06 further requires that personnel who make decisions on the open-end fund's portfolio composition must be subject to procedures designed to prevent the use and dissemination of material nonpublic information regarding the open-end fund's portfolio. Commentary .06 to Rule 8.600 is similar to Commentary .03(a)(i) and (iii) to NYSE Arca Equities Rule 5.2(j)(3); however, Commentary .06 in connection with the establishment of a ''fire wall'' between the investment adviser and the broker-dealer reflects the applicable open-end fund's portfolio, not an underlying benchmark index, as is the case with index-based funds.

The Adviser is not registered as a broker-dealer, although it is affiliated with the Distributor, a broker dealer. The Adviser has implemented a ''fire wall'' with respect to its broker-dealer affiliate regarding access to information concerning the composition and/or changes to the Fund's portfolio. In the event (a) the Adviser or any sub-adviser becomes, or becomes newly affiliated with, a broker-dealer, or (b) any new adviser or sub-adviser is, or becomes affiliated with, a broker-dealer, it will implement a fire wall with respect to its relevant personnel or its broker-dealer affiliate regarding access to information concerning the composition and/or changes to the Fund's portfolio, and will be subject to procedures designed to prevent the use and dissemination of material non-public information regarding such portfolio.

First Trust Long/Short Equity ETF

Principal Investments

According to the Registration Statement, the Fund will seek to provide investors with long-term total return.

The Fund intends to pursue its investment objective by establishing long and short positions in a portfolio of Equity Securities (as defined below). Under normal market conditions,[8] at least 80% of the Fund's net assets will be exposed to U.S. exchange-listed equity securities of U.S. and foreign companies by investing both in such securities directly and in U.S. exchange-traded funds (''ETFs'')[9] that provide exposure to such securities. The securities of the companies and ETFs in which the Fund will invest are referred to collectively as ''Equity Securities.'' The Equity Securities held by the Fund may include U.S. exchange-listed equity securities of foreign issuers as well as investments in the equity securities of foreign issuers that are in the form of U.S. exchange-listed American Depositary Receipts (''ADRs'') or U.S. exchange-listed Global Depositary Receipts (''GDRs,'' and together with ADRs, ''Depositary Receipts'') as well as unsponsored ADRs.[10] The Equity Securities in which the Fund may invest (with the exception of unsponsored ADRs) will be listed on a U.S. national securities exchange, all of which are members of the Intermarket Surveillance Group (''ISG'').

As indicated above, the Fund will take long and short positions in Equity Securities. As opposed to taking long positions in which an investor seeks to profit from increases in the price of a security, short selling (or ''selling short'') is a technique that will be used by the Fund to try and profit from the falling price of a security. Short selling involves selling a security that has been borrowed from a third party with the intention of buying an identical security back at a later date to return to that third party.

The Adviser will select Equity Securities using an investment process that analyzes fundamental, market-related, technical and statistical attributes of Equity Securities to assess total return potential. The Adviser will then use this analysis as the basis to establish long and short positions within the Fund's portfolio.

According to the Registration Statement, having both long and short positions in an equity security portfolio is a common way to create returns that are independent of market moves. One advantage of a long and short portfolio

[5] The Trust is registered under the 1940 Act. On April 1, 2014, the Trust filed with the Commission an amendment to its registration statement on Form N–1A relating to the Fund (File Nos. 333–176976 and 811–22245) (the ''Registration Statement''). The description of the operation of the Trust and the Fund herein is based, in part, on the Registration Statement. In addition, the Commission has issued an order granting certain exemptive relief to the Trust under the 1940 Act. *See* Investment Company Act Release No. 28468 (October 27, 2008) (File No. 812–13477) (the ''Exemptive Order'').

[6] The Commission has previously approved the listing and trading on the Exchange of other actively-managed funds under Rule 8.600. *See, e.g.,* Securities Exchange Act Release Nos. 60717 (September 24, 2009), 74 FR 50853 (October 1, 2009) (SR–NYSEArca–2009–74) (order approving listing of four actively-managed exchange-traded funds of the Grail Advisors ETF Trust) and 67320 (June 29, 2012), 77 FR 39763 (July 5, 2012) (SR–NYSEArca–2012–44) (order approving listing of the iShares Strategic Beta U.S. Large Cap Fund and iShares Strategic Beta U.S. Small Cap Fund).

[7] An investment adviser to an open-end fund is required to be registered under the Investment Advisers Act of 1940 (the ''Advisers Act''). The Adviser is registered as an investment adviser under the Advisers Act. As a result, the Adviser and its related personnel are subject to the provisions of Rule 204A–1 under the Advisers Act relating to codes of ethics. This Rule requires investment advisers to adopt a code of ethics that reflects the fiduciary nature of the relationship to clients as well as compliance with other applicable securities laws. Accordingly, procedures designed to prevent the communication and misuse of non-public information by an investment adviser must be consistent with Rule 204A–1 under the Advisers Act. In addition, the Adviser and its related personnel are subject to the provisions of Rule 206(4)–7 under the Advisers Act, which makes it unlawful for an investment adviser to provide investment advice to clients unless such investment adviser has (i) adopted and implemented written policies and procedures reasonably designed to prevent violation, by the investment adviser and its supervised persons, of the Advisers Act and the Commission rules adopted thereunder; (ii) implemented, at a minimum, an annual review regarding the adequacy of the policies and procedures established pursuant to subparagraph (i) above and the effectiveness of their implementation; and (iii) designated an individual (who is a supervised person) responsible for administering the policies and procedures adopted under subparagraph (i) above.

[8] The term ''under normal market conditions'' or ''under normal circumstances'' includes, but is not limited to, the absence of adverse market, economic, political or other conditions, including extreme volatility or trading halts in the equities markets or the financial markets generally; operational issues causing dissemination of inaccurate market information; or force majeure type events such as systems failure, natural or man-made disaster, act of God, armed conflict, act of terrorism, riot or labor disruption or any similar intervening circumstance.

[9] For purposes of this filing, ETFs include Investment Company Units (as described in NYSE Arca Equities Rule 5.2(j)(3)); Portfolio Depositary Receipts (as described in NYSE Arca Equities Rule 8.100); and Managed Fund Shares (as described in NYSE Arca Equities Rule 8.600). The ETFs all will be listed and traded in the U.S. on registered exchanges. The ETFs in which the Fund may invest will primarily be equity index-based exchange-traded funds that hold substantially all of their assets in securities representing a specific equity index. While the Fund may invest in inverse ETFs, the Fund will not invest in leveraged (*e.g.,* 2X, –2X, 3X or –3X) ETFs.

[10] The Fund will not invest more than 10% of its investments in Equity Securities in unsponsored ADRs.

is that the long and short positions may offset one another in a manner that results in a lower net exposure to the direction of the market.

In addition, cash balances arising from the use of short selling typically will be held in money market instruments.[11]

Other Investments

According to the Registration Statement, while the Fund, under normal circumstances,[12] will invest at least 80% of the Fund's net assets as described above, the Fund may also invest in its remaining assets in other investments as described below.

According to the Registration Statement, the Fund may invest a portion of its net assets in high-quality money market instruments on an ongoing basis. The instruments in which the Fund may invest include: (1) Short-term obligations issued by the U.S. government; (2) negotiable certificates of deposit (''CDs''), fixed time deposits and bankers' acceptances of U.S. and foreign banks and similar institutions; (3) commercial paper rated at the date of purchase ''Prime-1'' by Moody's Investors Service, Inc. or ''A–1+'' or ''A–1'' by Standard & Poor's Ratings Group, Inc., a division of The McGraw-Hill Companies, Inc., or, if unrated, of comparable quality as determined by the Adviser; (4) repurchase agreements (only from or to a commercial bank or a broker-dealer, and only if the purchase is scheduled to occur within seven (7) days or less); and (5) money market mutual funds. CDs are short-term negotiable obligations of commercial banks. Time deposits are non-negotiable deposits maintained in banking institutions for specified periods of time at stated interest rates. Bankers' acceptances are time drafts drawn on commercial banks by borrowers, usually in connection with international transactions.

According to the Registration Statement, the Fund may invest up to 20% of its net assets in U.S. exchange-listed equity index futures contracts. All of such equity index futures contracts will be listed on an exchange that is a member of ISG.

In certain situations or market conditions, the Fund may temporarily depart from its normal investment policies and strategies provided that the alternative is consistent with its investment objective and is in the best interest of the Fund. For example, the Fund may hold little or no short positions for extended periods, or the Fund may hold a higher than normal proportion of its net assets in cash in times of extreme market stress.

Investment Restrictions

The Fund will seek to qualify for treatment as a regulated investment company (''RIC'') under Subchapter M of the Internal Revenue Code of 1986, as amended.[13]

As part of its non-principal strategy, the Fund may hold up to an aggregate amount of 15% of its net assets in illiquid assets (calculated at the time of investment).[14] The Fund will monitor its portfolio liquidity on an ongoing basis to determine whether, in light of current circumstances, an adequate level of liquidity is being maintained, and will consider taking appropriate steps in order to maintain adequate liquidity if, through a change in values, net assets, or other circumstances, more than 15% of the Fund's net assets are held in illiquid securities and other illiquid assets.

The Fund will not invest 25% or more of the value of its net assets in securities of issuers in any one industry. This restriction will not apply to (a) obligations issued or guaranteed by the U.S. government, its agencies or instrumentalities or (b) securities of other investment companies.[15]

Net Asset Value

The Fund's net asset value (''NAV'') will be determined as of the close of trading (normally 4:00 p.m. Eastern time (''E.T.'')) on each day the New York Stock Exchange (''NYSE'') is open for business. NAV will be calculated for the Fund by taking the market price of the Fund's net assets, including interest or dividends accrued but not yet collected, less all liabilities, and dividing such amount by the total number of Shares outstanding. The result, rounded to the nearest cent, will be the NAV per Share. All valuations will be subject to review by the Board of Trustees of the Trust (''Trust Board'') or its delegate.

The Fund's investments will be valued daily at market value or, in the absence of market value with respect to any investment, at fair value, in each case in accordance with valuation procedures (which may be revised from time to time) adopted by the Trust Board (the ''Valuation Procedures'') and in accordance with the 1940 Act. A market valuation generally means a valuation (i) obtained from an exchange, an independent pricing service (''Pricing Service''), or a major market maker (or dealer) or (ii) based on a price quotation or other equivalent indication of value supplied by an exchange, a Pricing Service, or a major market maker (or dealer). The information summarized below is based on the Valuation Procedures as currently in effect; however, as noted above, the Valuation Procedures are amended from time to time and, therefore, such information is subject to change.

Equity securities (including ETFs and Depositary Receipts) listed on any exchange other than The NASDAQ Stock Market LLC (''NASDAQ'') will be valued at the last sale price on the exchange on which they are principally traded on the business day as of which such value is being determined. Equity securities listed on the NASDAQ will be valued at the official closing price on the business day as of which such value is being determined. If there has been no sale on such day, or no official closing price in the case of securities traded on the NASDAQ, the securities will be valued using fair value pricing, as described below. Equity securities traded on more than one securities exchange will be valued at the last sale price or official closing price, as applicable, on the business day as of which such value is being determined at the close of the exchange representing the principal market for such securities.

Exchange-traded futures contracts will be valued at the closing price in the market where such contracts are principally traded.

Intra-day and closing price information regarding unsponsored ADRs will be available from major market data vendors such as Bloomberg and Reuters.

[11] According to the Registration Statement, money market instruments will generally be short-term cash instruments that have a remaining maturity of 397 days or less and exhibit high quality credit profiles. These include U.S. Treasury Bills and repurchase agreements.

[12] *See supra* note 8.

[13] 26 U.S.C. 851.

[14] The Commission has stated that long-standing Commission guidelines have required open-end funds to hold no more than 15% of their net assets in illiquid securities and other illiquid assets. *See* Investment Company Act Release No. 8901 (March 11, 2008), 73 FR 14618 (March 18, 2008), footnote 34. *See also,* Investment Company Act Release No. 5847 (October 21, 1969), 35 FR 19989 (December 31, 1970) (Statement Regarding ''Restricted Securities''); Investment Company Act Release No. 18612 (March 12, 1992), 57 FR 9828 (March 20, 1992) (Revisions of Guidelines to Form N–1A). A fund's portfolio security is illiquid if it cannot be disposed of in the ordinary course of business within seven days at approximately the value ascribed to it by the fund. *See* Investment Company Act Release No. 14983 (March 12, 1986), 51 FR 9773 (March 21, 1986) (adopting amendments to Rule 2a–7 under the 1940 Act); Investment Company Act Release No. 17452 (April 23, 1990), 55 FR 17933 (April 30, 1990) (adopting Rule 144A under the Securities Act of 1933).

[15] *See* Form N–1A, Item 9. The Commission has taken the position that a fund is concentrated if it invests more than 25% of the value of its total assets in any one industry. *See, e.g.,* Investment Company Act Release No. 9011 (October 30, 1975), 40 FR 54241 (November 21, 1975).

Repurchase agreements will be valued as follows: Overnight repurchase agreements will be valued at cost. Term repurchase agreements (*i.e.,* those whose maturity exceeds seven days) will be valued at the average of the bid quotations obtained daily from at least two recognized dealers.

Certain securities in which the Fund may invest will not be listed on any securities exchange or board of trade. Such securities will typically be bought and sold by institutional investors in individually negotiated private transactions that function in many respects like an over-the-counter secondary market, although typically no formal market makers will exist. Certain securities, particularly debt securities, will have few or no trades, or trade infrequently, and information regarding a specific security may not be widely available or may be incomplete. Accordingly, determinations of the fair value of debt securities may be based on infrequent and dated information. Because there is less reliable, objective data available, elements of judgment may play a greater role in valuation of debt securities than for other types of securities. Typically, debt securities (other than those described in the next sentence) will be valued using information provided by a Pricing Service. Money market instruments having a remaining maturity of 60 days or less when purchased will be valued at cost adjusted for amortization of premiums and accretion of discounts.

Certain assets may not be able to be priced by pre-established pricing methods. Such assets may be valued by the Trust Board or its delegate at fair value. The use of fair value pricing by the Fund will be governed by the Valuation Procedures and conducted in accordance with the provisions of the 1940 Act. Valuing the Fund's assets using fair value pricing will result in using prices for those securities that may differ from current market valuations or official closing prices on the applicable exchange.

Creations and Redemptions of Shares

The Fund will issue and redeem Shares on a continuous basis at NAV only in large blocks of Shares (''Creation Units'') in transactions with authorized participants, generally including broker-dealers and large institutional investors (''Authorized Participants''). Creation Units generally will consist of 50,000 Shares, although this may change from time to time. Creation Units, however, are not expected to consist of less than 50,000 Shares. As described in the Registration Statement and consistent with the Exemptive Order, the Fund will issue and redeem Creation Units in exchange for an in-kind portfolio of instruments and/or cash in lieu of such instruments (the ''Creation Basket''). In addition, if there is a difference between the NAV attributable to a Creation Unit and the market value of the Creation Basket exchanged for the Creation Unit, the party conveying instruments with the lower value will pay to the other an amount in cash equal to the difference (referred to as the ''Cash Component'').

Creations and redemptions must be made by an Authorized Participant or through a firm that is either a member of the National Securities Clearing Corporation (''NSCC'') or a Depository Trust Company participant that, in each case, must have executed an agreement that has been agreed to by the Distributor and BBH with respect to creations and redemptions of Creation Units.

All standard orders to create Creation Units must be received by the transfer agent no later than the closing time of the regular trading session on the NYSE (ordinarily 4:00 p.m. E.T.) (the ''Closing Time''), in each case on the date such order is placed, in order for the creation of Creation Units to be effected based on the NAV of Shares as next determined on such date after receipt of the order in proper form. The Fund's custodian, through the NSCC, will make available on each business day, prior to the opening of business on the Exchange, the list of the names and the required number of shares of the securities to be included in the Creation Basket with respect to purchases. In addition, the Fund's custodian, through the NSCC, will also make available on each business day the estimated Cash Component (if any) for that day.

Shares may be redeemed only in Creation Units at their NAV next determined after receipt not later than the Closing Time of a redemption request in proper form by the Fund through the transfer agent and only on a business day. The Fund's custodian, through the NSCC, will make available on each business day, prior to the opening of business on the Exchange, the identity of the securities that will be applicable to redemption requests received in proper form on that day.

Availability of Information

The Fund's Web site, *www.ftportfolios.com,* which will be publicly available prior to the public offering of Shares, will include a form of the prospectus for the Fund that may be downloaded. The Fund's Web site will include additional quantitative information updated on a daily basis, including, for the Fund, (1) daily trading volume, the prior business day's reported closing price, NAV and mid-point of the bid/ask spread at the time of calculation of such NAV (the ''Bid/Ask Price''),[16] and a calculation of the premium and discount of the Bid/Ask Price against the NAV, and (2) data in chart format displaying the frequency distribution of discounts and premiums of the daily Bid/Ask Price against the NAV, within appropriate ranges, for each of the four previous calendar quarters.

On a daily basis, the Adviser, on behalf of the Fund, will disclose on the Fund's Web site the following information regarding each portfolio holding, as applicable to the type of holding: Ticker symbol, CUSIP number or other identifier, if any; a description of the holding; the identity of the security, index, or other asset or instrument underlying the holding, if any; quantity held (as measured by, for example, par value, notional value or number of shares, contracts or units); maturity date, if any; coupon rate, if any; effective date, if any; market value of the holding; and the percentage weighting of the holding in the Fund's portfolio. The Web site information will be publicly available at no charge.

In addition, a basket composition file, which will include the security names and share quantities required to be delivered in exchange for the Fund's Shares, together with estimates and actual Cash Components, will be publicly disseminated daily prior to the opening of the NYSE via the NSCC. The basket will represent one Creation Unit of the Fund.

Investors can also obtain the Fund's Statement of Additional Information (''SAI''), Shareholder Reports and Form N–CSR. The Fund's SAI and Shareholder Reports will be available free upon request from the Fund, and those documents and the Form N–CSR may be viewed on-screen or downloaded from the Commission's Web site at *www.sec.gov.* Information regarding market price and trading volume of the Shares will be continually available on a real-time basis throughout the day on brokers' computer screens and other electronic services. Information regarding the previous day's closing price and trading volume information for the Shares will be published daily in the financial section of newspapers. Quotation and last sale information for the Shares and the

[16] The Bid/Ask Price of the Fund will be determined using the midpoint of the highest bid and the lowest offer on the Exchange as of the time of calculation of the Fund's NAV. The records relating to Bid/Ask Prices will be retained by the Fund and its service providers.

underlying U.S. exchange-traded Equity Securities will be available via the Consolidated Tape Association (''CTA'') high-speed line. Information regarding the Equity Securities and U.S. exchange-traded futures contracts held by the Fund will be available from the national exchanges trading such securities and futures contracts, respectively, automated quotation systems, published or other public sources, or on-line information services such as Bloomberg or Reuters or any future such service provider. In addition, quotation information from brokers and dealers or pricing services will be available for fixed income securities, including U.S. government obligations, other money market instruments, and repurchase agreements. Moreover, the Portfolio Indicative Value of the Fund, as defined in NYSE Arca Equities Rule 8.600(c)(3), will be widely disseminated by one or more major market data vendors at least every 15 seconds during the Core Trading Session.[17] The dissemination of the Portfolio Indicative Value, together with the Disclosed Portfolio, will allow investors to determine the value of the underlying portfolio of the Fund on a daily basis and to provide a close estimate of that value throughout the trading day.

Additional information regarding the Fund and the Shares, including investment strategies, risks, creation and redemption procedures, fees, portfolio holdings disclosure policies, distributions and taxes is included in the Registration Statement. All terms relating to the Fund that are referred to, but not defined in, this proposed rule change are defined in the Registration Statement.

Trading Halts

With respect to trading halts, the Exchange may consider all relevant factors in exercising its discretion to halt or suspend trading in the Shares of the Fund.[18] Trading in Shares of the Fund will be halted if the circuit breaker parameters in NYSE Arca Equities Rule 7.12 have been reached. Trading also may be halted because of market conditions or for reasons that, in the view of the Exchange, make trading in the Shares inadvisable. These may include: (1) The extent to which trading is not occurring in the securities and/or the financial instruments comprising the Disclosed Portfolio of the Fund; or (2) whether other unusual conditions or circumstances detrimental to the maintenance of a fair and orderly market are present. Trading in the Shares will be subject to NYSE Arca Equities Rule 8.600(d)(2)(D), which sets forth circumstances under which Shares of the Fund may be halted.

Trading Rules

The Exchange deems the Shares to be equity securities, thus rendering trading in the Shares subject to the Exchange's existing rules governing the trading of equity securities. Shares will trade on the NYSE Arca Marketplace from 4 a.m. to 8 p.m. E.T. in accordance with NYSE Arca Equities Rule 7.34 (Opening, Core, and Late Trading Sessions). The Exchange has appropriate rules to facilitate transactions in the Shares during all trading sessions. As provided in NYSE Arca Equities Rule 7.6, Commentary .03, the minimum price variation (''MPV'') for quoting and entry of orders in equity securities traded on the NYSE Arca Marketplace is $0.01, with the exception of securities that are priced less than $1.00 for which the MPV for order entry is $0.0001.

The Shares will be subject to NYSE Arca Equities Rule 8.600, which sets forth the initial and continued listing criteria applicable to Managed Fund Shares. The Exchange represents that, for initial and/or continued listing, the Fund will be in compliance with Rule 10A–3 [19] under the Act, as provided by NYSE Arca Equities Rule 5.3. A minimum of 100,000 Shares will be outstanding at the commencement of trading on the Exchange. The Exchange will obtain a representation from the issuer of the Shares that the NAV per Share will be calculated daily and that the NAV and the Disclosed Portfolio, as defined in NYSE Arca Equities Rule 8.600(c)(2), will be made available to all market participants at the same time.

Surveillance

The Exchange represents that trading in the Shares will be subject to the existing trading surveillances, administered by the Financial Industry Regulatory Authority (''FINRA'') on behalf of the Exchange, which are designed to detect violations of Exchange rules and applicable federal securities laws.[20] The Exchange represents that these procedures are adequate to properly monitor Exchange trading of the Shares in all trading sessions and to detect and help deter violations of Exchange rules and applicable federal securities laws applicable to trading on the Exchange.

The surveillances referred to above generally focus on detecting securities trading outside their normal patterns, which could be indicative of manipulative or other violative activity. When such situations are detected, surveillance analysis follows and investigations are opened, where appropriate, to review the behavior of all relevant parties for all relevant trading violations.

FINRA, on behalf of the Exchange, will communicate as needed regarding trading in the Shares and underlying Equity Securities and equity index futures contracts with other markets and other entities that are members of ISG and FINRA, on behalf of the Exchange, may obtain trading information regarding trading in the Shares, Equity Securities and equity index futures contracts from such markets and other entities. In addition, the Exchange may obtain information regarding trading in the Shares and underlying Equity Securities and equity index futures contracts from markets and other entities that are members of ISG or with which the Exchange has in place a comprehensive surveillance sharing agreement.[21]

In addition, the Exchange also has a general policy prohibiting the distribution of material, non-public information by its employees.

Information Bulletin

Prior to the commencement of trading, the Exchange will inform its Equity Trading Permit (''ETP'') Holders in an Information Bulletin (''Bulletin'') of the special characteristics and risks associated with trading the Shares. Specifically, the Bulletin will discuss the following: (1) The procedures for purchases and redemptions of Shares in Creation Unit aggregations (and that Shares are not individually redeemable); (2) NYSE Arca Equities Rule 9.2(a), which imposes a duty of due diligence on its ETP Holders to learn the essential facts relating to every customer prior to trading the Shares; (3) the risks involved in trading the Shares during the Opening and Late Trading Sessions when an updated Portfolio Indicative Value will not be calculated or publicly disseminated; (4) how information regarding the Portfolio Indicative Value and Disclosed Portfolio is disseminated; (5) the requirement that ETP Holders

[17] Currently, it is the Exchange's understanding that several major market data vendors display and/or make widely available Portfolio Indicative Values taken from CTA or other data feeds.

[18] *See* NYSE Arca Equities Rule 7.12, Commentary .04.

[19] 17 CFR 240.10A–3.

[20] FINRA surveils trading on the Exchange pursuant to a regulatory services agreement. The Exchange is responsible for FINRA's performance under this regulatory services agreement.

[21] For a list of the current members of ISG, *see www.isgportal.org.* The Exchange notes that not all components of the Disclosed Portfolio for the Fund may trade on markets that are members of ISG or with which the Exchange has in place a comprehensive surveillance sharing agreement.

deliver a prospectus to investors purchasing newly issued Shares prior to or concurrently with the confirmation of a transaction; and (6) trading information.

In addition, the Bulletin will reference that the Fund is subject to various fees and expenses described in the Registration Statement. The Bulletin will discuss any exemptive, no-action and interpretive relief granted by the Commission from any rules under the Act. The Bulletin will also disclose that the NAV for the Shares will be calculated after 4:00 p.m. E.T. each trading day.

2. Statutory Basis

The basis under the Act for this proposed rule change is the requirement under Section 6(b)(5) [22] that an exchange have rules that are designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, to remove impediments to, and perfect the mechanism of a free and open market and, in general, to protect investors and the public interest.

The Exchange believes that the proposed rule change is designed to prevent fraudulent and manipulative acts and practices in that the Shares will be listed and traded on the Exchange pursuant to the initial and continued listing criteria in NYSE Arca Equities Rule 8.600. The Exchange has in place surveillance procedures that are adequate to properly monitor trading in the Shares in all trading sessions and to deter and detect violations of Exchange rules and applicable federal securities laws. The Exchange may obtain information via ISG from other exchanges that are members of ISG or with which the Exchange has entered into a comprehensive surveillance sharing agreement. All of the Equity Securities and equity index futures contracts in which the Fund may invest will be listed on a U.S. national exchange that is a member of ISG. The Fund's investments will, under normal circumstances, be consistent with its investment objective. As part of its non-principal strategy, the Fund will not hold more than 15% of its net assets in illiquid securities (calculated at the time of investment). The Adviser is not registered as a broker-dealer, although it is affiliated with the Distributor, a broker-dealer, and has implemented a ''fire wall'' with respect to its broker-dealer affiliate regarding access to information concerning the composition and/or changes to the Fund's portfolio. In the event (a) the Adviser or any sub-adviser becomes, or becomes newly affiliated with, a broker-dealer, or (b) any new adviser or sub-adviser is, or becomes affiliated with, a broker-dealer, it will implement a fire wall with respect to its relevant personnel or its broker-dealer affiliate regarding access to information concerning the composition and/or changes to the Fund's portfolio, and will be subject to procedures designed to prevent the use and dissemination of material non-public information regarding such portfolio.

The proposed rule change is designed to promote just and equitable principles of trade and to protect investors and the public interest in that the Exchange will obtain a representation from the issuer of the Shares that the NAV per Share will be calculated daily and that the NAV and the Disclosed Portfolio will be made available to all market participants at the same time. In addition, a large amount of information will be publicly available regarding the Fund and the Shares, thereby promoting market transparency. The Fund's portfolio holdings will be disclosed on its Web site daily after the close of trading on the Exchange and prior to the opening of trading on the Exchange the following day. Moreover, the Portfolio Indicative Value will be widely disseminated by one or more major market data vendors at least every 15 seconds during the Core Trading Session. Information regarding market price and trading volume of the Shares will be continually available on a real-time basis throughout the day on brokers' computer screens and other electronic services, and quotation and last sale information will be available via the CTA high-speed line. The Web site for the Fund will include a form of the prospectus for the Fund and additional data relating to the Fund's NAV and other applicable quantitative information. Moreover, prior to the commencement of trading, the Exchange will inform its ETP Holders in an Information Bulletin of the special characteristics and risks associated with trading the Shares. Trading in Shares of the Fund will be halted if the circuit breaker parameters in NYSE Arca Equities Rule 7.12 have been reached or because of market conditions or for reasons that, in the view of the Exchange, make trading in the Shares inadvisable, and trading in the Shares will be subject to NYSE Arca Equities Rule 8.600(d)(2)(D), which sets forth circumstances under which Shares of the Fund may be halted. In addition, as noted above, investors will have ready access to information regarding the Fund's holdings, the Portfolio Indicative Value, the Disclosed Portfolio, and quotation and last sale information for the Shares.

The proposed rule change is designed to perfect the mechanism of a free and open market and, in general, to protect investors and the public interest in that it will facilitate the listing and trading of an additional type of actively-managed exchange-traded product that will enhance competition among market participants, to the benefit of investors and the marketplace. As noted above, the Exchange has in place surveillance procedures relating to trading in the Shares and may obtain information via ISG from other exchanges that are members of ISG or with which the Exchange has entered into a comprehensive surveillance sharing agreement. In addition, as noted above, investors will have ready access to information regarding the Fund's holdings, the Portfolio Indicative Value, the Disclosed Portfolio, and quotation and last sale information for the Shares.

B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purpose of the Act. The Exchange notes that the proposed rule change will facilitate the listing and trading of an additional type of actively-managed exchange-traded product that will enhance competition among market participants, to the benefit of investors and the marketplace.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants or Others

No written comments were solicited or received with respect to the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 45 days of the date of publication of this notice in the **Federal Register** or within such longer period up to 90 days (i) as the Commission may designate if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

(A) By order approve or disapprove the proposed rule change, or

(B) institute proceedings to determine whether the proposed rule change should be disapproved.

[22] 15 U.S.C. 78f(b)(5).

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's Internet comment form *http://www.sec.gov/rules/sro.shtml*); or
- Send an Email to *rule-comments@sec.gov.* Please include File Number SR–NYSEArca–2014–44 on the subject line.

Paper Comments

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549–1090.

All submissions should refer to File Number SR–NYSEArca–2014–44. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (*http://www.sec.gov/rules/sro.shtml*). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Room, 100 F Street NE., Washington, DC 20549, on official business days between the hours of 10:00 a.m. and 3:00 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR–NYSEArca–2014–44 and should be submitted on or before June 30, 2014.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.[23]

Kevin M. O'Neill,

Deputy Secretary.

[FR Doc. 2014–13311 Filed 6–6–14; 8:45 am]

BILLING CODE 8011–01–P

[23] 17 CFR 200.30–3(a)(12).

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–72298; File No. SR–NYSEArca–2014–59]

Self-Regulatory Organizations; NYSE Arca, Inc.; Notice of Filing of Proposed Rule Change Relating to the Listing and Trading of Shares of the AdvisorShares Athena High Dividend ETF Under NYSE Arca Equities Rule 8.600

June 3, 2014.

Pursuant to Section 19(b)(1) [1] of the Securities Exchange Act of 1934 (the ''Act'') [2] and Rule 19b–4 thereunder,[3] notice is hereby given that, on May 20, 2014, NYSE Arca, Inc. (the ''Exchange'' or ''NYSE Arca'') filed with the Securities and Exchange Commission (the ''Commission'') the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to list and trade the shares of the following under NYSE Arca Equities Rule 8.600 (''Managed Fund Shares''): AdvisorShares Athena High Dividend ETF. The text of the proposed rule change is available on the Exchange's Web site at *www.nyse.com,* at the principal office of the Exchange, and at the Commission's Public Reference Room.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change

1. Purpose

The Exchange proposes to list and trade shares (''Shares'') of the following under NYSE Arca Equities Rule 8.600, which governs the listing and trading of Managed Fund Shares: [4] AdvisorShares Athena High Dividend ETF (''Fund''). The Shares will be offered by AdvisorShares Trust (the ''Trust''),[5] a statutory trust organized under the laws of the State of Delaware and registered with the Commission as an open-end management investment company.[6] The investment adviser to the Fund will be AdvisorShares Investments, LLC (the ''Adviser''). AthenaInvest Advisors LLC (''Sub-Adviser'') will be the Fund's sub-adviser and will provide day-to-day

[1] 15 U.S.C. 78s(b)(1).

[2] 15 U.S.C. 78a.

[3] 17 CFR 240.19b–4.

[4] A Managed Fund Share is a security that represents an interest in an investment company registered under the Investment Company Act of 1940 (15 U.S.C. 80a–1) (''1940 Act'') organized as an open-end investment company or similar entity that invests in a portfolio of securities selected by its investment adviser consistent with its investment objectives and policies. In contrast, an open-end investment company that issues Investment Company Units, listed and traded on the Exchange under NYSE Arca Equities Rule 5.2(j)(3), seeks to provide investment results that correspond generally to the price and yield performance of a specific foreign or domestic stock index, fixed income securities index or combination thereof.

[5] The Trust is registered under the 1940 Act. On February 18, 2014, the Trust filed with the Commission an amendment to its registration statement on Form N–1A under the Securities Act of 1933 (15 U.S.C. 77a) (''Securities Act''), and under the 1940 Act relating to the Fund (File Nos. 333–157876 and 811–22110) (''Registration Statement''). The description of the operation of the Trust and the Fund herein is based, in part, on the Registration Statement. In addition, the Commission has issued an order granting certain exemptive relief to the Trust under the 1940 Act. *See* Investment Company Act Release No. 29291 (May 28, 2010) (File No. 812–13677) (''Exemptive Order'').

[6] The Commission has approved listing and trading on the Exchange of shares of a number of actively managed funds under Rule 8.600. *See, e.g.,* Securities Exchange Act Release Nos. 63076 (October 12, 2010), 75 FR 63874 (October 18, 2010) (SR–NYSEArca–2010–79) (order approving Exchange listing and trading of Cambria Global Tactical ETF); 63802 (January 31, 2011), 76 FR 6503 (February 4, 2011) (SR–NYSEArca–2010–118) (order approving Exchange listing and trading of the SiM Dynamic Allocation Diversified Income ETF and SiM Dynamic Allocation Growth Income ETF); and 65468 (October 3, 2011), 76 FR 62873 (October 11, 2011) (SR–NYSEArca–2011–51) (order approving Exchange listing and trading of TrimTabs Float Shrink ETF).

portfolio management of the Fund. Foreside Fund Services, LLC (the ''Distributor'') will be the principal underwriter and distributor of the Fund's Shares. The Bank of New York Mellon (the ''Administrator'') will serve as the administrator, custodian, transfer agent and accounting agent for the Fund.

Commentary .06 to Rule 8.600 provides that, if the investment adviser to the investment company issuing Managed Fund Shares is affiliated with a broker-dealer, such investment adviser shall erect a ''fire wall'' between the investment adviser and the broker-dealer with respect to access to information concerning the composition and/or changes to such investment company portfolio. In addition, Commentary .06 further requires that personnel who make decisions on the open-end fund's portfolio composition must be subject to procedures designed to prevent the use and dissemination of material nonpublic information regarding the open-end fund's portfolio.[7] Commentary .06 to Rule 8.600 is similar to Commentary .03(a)(i) and (iii) to NYSE Arca Equities Rule 5.2(j)(3); however, Commentary .06 in connection with the establishment of a ''fire wall'' between the investment adviser and the broker-dealer reflects the applicable open-end fund's portfolio, not an underlying benchmark index, as is the case with index-based funds. Neither the Adviser nor the Sub-Adviser is registered as a broker-dealer or is affiliated with a broker-dealer. In the event (a) the Adviser or the Sub-Adviser becomes a registered broker-dealer or becomes newly affiliated with a broker-dealer, or (b) any new adviser or sub-adviser is a registered broker-dealer or becomes affiliated with a broker-dealer, it will implement a fire wall with respect to its relevant personnel or its broker-dealer affiliate regarding access to information concerning the composition and/or changes to the portfolio, and will be subject to procedures designed to prevent the use and dissemination of material non-public information regarding such portfolio.

Principal Investments

According to the Registration Statement, the Fund will seek long-term capital appreciation.

Under normal market conditions,[8] the Fund will seek to achieve its investment objective by investing substantially all of the Fund's assets in (1) U.S. and foreign common stock of issuers of any capitalization range, and (2) American Depositary Receipts (''ADRs''), Global Depositary Receipts (''GDRs''), European Depositary Receipts (''EDRs'') and International Depository Receipts (''IDRs'', and together with ADRs, GDRs, and EDRs, ''Depositary Receipts'') that provide investment exposure to global equity markets.[9] Other than unsponsored ADRs, all U.S. and foreign common stocks and Depositary Receipts in which the Fund will invest will be exchange-traded.

The Sub-Adviser will manage the Fund's portfolio based on its patented Behavioral Portfolio Management methodology. The Sub-Adviser will start by applying a quantitative behavioral screen that narrows the equity universe to securities held in large part by mutual funds the Sub-Adviser believes to be most consistently pursuing their investment strategy. The Sub-Adviser then will narrow this universe by a high dividend yield criteria and select positions for the portfolio based on the highest combined ranking of the two dimensions.

Other Fund Investments

While the Fund, under normal market conditions, will invest substantially all of the Fund's assets [sic] in exchange-traded U.S. and foreign common stocks as well as Depositary Receipts, the Fund may invest in other securities and financial instruments, as described below.

The Fund may purchase equity securities (other than U.S. and foreign common stocks and Depositary Receipts) traded in the U.S. on registered exchanges. Such other equity securities in which the Fund may invest include preferred stock, rights, warrants, convertible securities,[10] master limited partnerships (''MLPs''),[11] real estate investment trusts (''REITs''),[12] and closed-end funds.[13] The Fund may invest in affiliated and unaffiliated exchange-traded funds (''ETFs''),[14], and

[7] An investment adviser to an open-end fund is required to be registered under the Investment Advisers Act of 1940 (the ''Advisers Act''). As a result, the Adviser and Sub-Adviser and their related personnel are subject to the provisions of Rule 204A–1 under the Advisers Act relating to codes of ethics. This Rule requires investment advisers to adopt a code of ethics that reflects the fiduciary nature of the relationship to clients as well as compliance with other applicable securities laws. Accordingly, procedures designed to prevent the communication and misuse of non-public information by an investment adviser must be consistent with Rule 204A–1 under the Advisers Act. In addition, Rule 206(4)–7 under the Advisers Act makes it unlawful for an investment adviser to provide investment advice to clients unless such investment adviser has (i) adopted and implemented written policies and procedures reasonably designed to prevent violation, by the investment adviser and its supervised persons, of the Advisers Act and the Commission rules adopted thereunder; (ii) implemented, at a minimum, an annual review regarding the adequacy of the policies and procedures established pursuant to subparagraph (i) above and the effectiveness of their implementation; and (iii) designated an individual (who is a supervised person) responsible for administering the policies and procedures adopted under subparagraph (i) above.

[8] The term ''under normal market conditions'' means, without limitation, the absence of extreme volatility or trading halts in the equity markets or the financial markets generally; operational issues causing dissemination of inaccurate market information; or force majeure type events such as systems failure, natural or man-made disaster, act of God, armed conflict, act of terrorism, riot or labor disruption or any similar intervening circumstance.

[9] ADRs are U.S. dollar denominated receipts typically issued by U.S. banks and trust companies that evidence ownership of underlying securities issued by a foreign issuer. The underlying securities may not necessarily be denominated in the same currency as the securities into which they may be converted. The underlying securities are held in trust by a custodian bank or similar financial institution in the issuer's home country. The depositary bank may not have physical custody of the underlying securities at all times and may charge fees for various services, including forwarding dividends and interest and corporate actions. Generally, ADRs in registered form are equity securities designed for use in domestic securities markets and are traded on exchanges or over-the-counter in the U.S. GDRs, EDRs, and IDRs are similar to ADRs in that they are certificates evidencing ownership of shares of a foreign issuer; however, GDRs, EDRs, and IDRs may be issued in bearer form and denominated in other currencies, and are generally designed for use in specific or multiple securities markets outside the U.S. EDRs, for example, are designed for use in European securities markets while GDRs are designed for use throughout the world. ADRs may be purchased with and sold for U.S. dollars. ADRs may be sponsored or unsponsored, but unsponsored ADRs will not exceed 10% of the Fund's net assets. Not more than 10% of the net assets of the Fund in the aggregate shall consist of equity securities whose principal market is not a member of the Intermarket Surveillance Group (''ISG'') or is a market with which the Exchange does not have a comprehensive surveillance sharing agreement. *See* note 30 [sic], *infra.*

[10] Convertible securities are bonds, debentures, notes, preferred stocks or other securities that may be converted or exchanged (by the holder or by the issuer) into shares of the underlying common stock (or cash or securities of equivalent value) at a stated exchange ratio.

[11] MLPs are limited partnerships in which the ownership units are publicly traded.

[12] REITs are pooled investment vehicles which invest primarily in real estate or real estate related loans. REITs are generally classified as equity REITs, mortgage REITs or a combination of equity and mortgage REITs.

[13] A closed-end fund is a pooled investment vehicle that is registered under the 1940 Act and whose shares are listed and traded on U.S. national securities exchanges.

[14] For purposes of this filing, ETFs include Investment Company Units (as described in NYSE Arca Equities Rule 5.2(j)(3)); Portfolio Depositary Receipts (as described in NYSE Arca Equities Rule 8.100); and Managed Fund Shares (as described in NYSE Arca Equities Rule 8.600). The ETFs in which the Fund will invest all will be listed and traded on national securities exchanges. The Fund will invest in the securities of ETFs registered under the 1940 Act consistent with the requirements of Section 12(d)(1) of the 1940 Act, or any rule, regulation or order of the Commission or interpretation thereof. The Fund will only make such investments in conformity with the requirements of Regulation M of the Internal

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exchange-traded notes (''ETNs'').[15] The Fund also may invest in the securities of exchange-traded pooled investment vehicles (together with ETFs, and ETNs, ''exchange-traded products'' or ''ETPs) that are not investment companies and, thus, not required to comply with the provisions of the 1940 Act. These pooled vehicles typically hold commodities, such as gold or oil, currency, or other property that is itself not a security.[16]

On a day-to-day basis, the Fund may hold money market instruments, cash, other cash equivalents, and ETPs that invest in these and other highly liquid instruments.

The Fund may invest in the securities of other investment companies, including mutual funds and business development companies (''BDCs''),[17] to the extent that such an investment would be consistent with the requirements of Section 12(d)(1) of the 1940 Act, or any rule, regulation or order of the Commission or interpretation thereof. The Fund will only make such investments in conformity with the requirements of Subchapter M of the Internal Revenue Code.[18]

The Fund may invest in variable and floating rate instruments, which involve certain obligations that may carry variable or floating rates of interest, and may involve a conditional or unconditional demand feature. Such instruments bear interest at rates which are not fixed, but which vary with changes in specified market rates or indices. The interest rates on these securities may be reset daily, weekly, quarterly, or some other reset period, and may have a set floor or ceiling on interest rate changes. A demand instrument with a demand notice exceeding seven days may be considered illiquid if there is no secondary market for such security.

The Fund may invest in bank obligations, which will include certificates of deposit, bankers' acceptances, and fixed time deposits. Certificates of deposit are negotiable certificates issued against funds deposited in a commercial bank for a definite period of time and earning a specified return. Bankers' acceptances are negotiable drafts or bills of exchange, normally drawn by an importer or exporter to pay for specific merchandise, which are ''accepted'' by a bank, meaning, in effect, that the bank unconditionally agrees to pay the face value of the instrument on maturity. Fixed time deposits are bank obligations payable at a stated maturity date and bearing interest at a fixed rate.

The Fund may invest in municipal securities.

The Fund may seek to invest in corporate debt securities.[19] The broad category of corporate debt securities in which the Fund may invest includes debt issued by domestic or foreign companies of all kinds, including those with small-, mid- and large-capitalizations. The Fund also may invest in corporate debt securities representative of one or more high yield bond or credit derivative indices, which may change from time to time. Selection will generally be dependent on independent credit analysis or fundamental analysis performed by the Sub-Adviser. The Fund may invest in all grades of corporate debt securities including below investment grade, and such debt may carry variable or floating rates of interest. The Fund also may invest in unrated corporate debt securities.

The Fund may invest in non-investment-grade debt securities. Non-investment-grade securities, also referred to as ''high yield securities'' or ''junk bonds,'' are debt securities that are rated lower than the four highest rating categories by a nationally recognized statistical rating organization (for example, lower than Baa3 by Moody's Investors Service, Inc. or lower than BBB–by Standard & Poor's) or are determined to be of comparable quality by the Fund's Sub-Adviser.

The Fund may invest in unrated debt securities. The creditworthiness of the issuer, as well as any financial institution or other party responsible for payments on the security, will be analyzed to determine whether to purchase unrated bonds.

The Fund may invest up to 10% of net assets in asset-backed and commercial mortgaged-backed securities. Asset-backed securities are securities backed by installment contracts, credit-card receivables or other assets. Commercial mortgage-backed securities are securities backed by commercial real estate properties. Both asset-backed and commercial mortgage-backed securities represent interests in ''pools'' of assets in which payments of both interest and principal on the securities are made on a regular basis.

The Fund may invest in inflation-indexed bonds, which are fixed income securities whose principal value is periodically adjusted according to the rate of inflation.

The Fund may invest in U.S. government securities. Securities issued or guaranteed by the U.S. government or its agencies or instrumentalities include U.S. Treasury securities, which are backed by the full faith and credit of the U.S. Treasury and which differ only in their interest rates, maturities, and times of issuance.

The Fund may also invest in separately traded principal and interest components of securities guaranteed or issued by the U.S. government or its agencies, instrumentalities or sponsored enterprises if such components trade independently under the Separate Trading of Registered Interest and Principal of Securities program (''STRIPS'') or any similar program sponsored by the U.S. government. STRIPS may be sold as zero coupon securities.

The Fund may invest in U.S. Treasury zero-coupon bonds. These securities are U.S. Treasury bonds which have been stripped of their unmatured interest coupons, the coupons themselves, and receipts or certificates representing interests in such stripped debt obligations and coupons. Interest is not paid in cash during the term of these

Revenue Code of 1986, as amended (the ''Internal Revenue Code''). While the Fund may invest in inverse ETFs, the Fund will not invest in leveraged or inverse leveraged (*e.g.,* 2X, –2X, 3X or –3X) ETFs.

[15] ETNs are securities listed and traded on the Exchange under NYSE Arca Equities Rule 5.2(j)(6) (''Index-Linked Securities''). ETNs are senior, unsecured unsubordinated debt securities issued by an underwriting bank that are designed to provide returns that are linked to a particular benchmark less investor fees. ETNs have a maturity date and, generally, are backed only by the creditworthiness of the issuer.

[16] Pooled investment vehicles include Trust Issued Receipts (as described in NYSE Arca Equities Rule 8.200); Commodity-Based Trust Shares (as described in NYSE Arca Equities Rule 8.201); Currency Trust Shares (as described in NYSE Arca Equities Rule 8.202); Commodity Index Trust Shares (as described in NYSE Arca Equities Rule 8.203); and Trust Units (as described in NYSE Arca Equities Rule 8.500).

[17] A BDC is a less common type of exchange-traded closed-end investment company that more closely resembles an operating company than a typical investment company. BDCs generally focus on investing in, and providing managerial assistance to, small, developing, financially troubled, private companies or other companies that may have value that can be realized over time and with management assistance.

[18] 26 U.S.C. 851.

[19] According to the Registration Statement, corporate debt securities are typically fixed-income securities issued by businesses to finance their operations. Notes, bonds, debentures and commercial paper are the most common types of corporate debt securities. The primary differences between the different types of corporate debt securities are their maturities and secured or unsecured status. Commercial paper has the shortest term and is usually unsecured. Commercial paper is a short-term obligation with a maturity ranging from one to 270 days issued by banks, corporations and other borrowers. Such investments are unsecured and usually discounted. The Fund may invest in commercial paper rated A–1 or A–2 by Standard and Poor's Ratings Services (''S&P'') or Prime-1 or Prime-2 by Moody's Investors Service, Inc. (''Moody's'').

securities, but is accrued and paid at maturity.

The Fund may enter into repurchase agreements with financial institutions, which may be deemed to be loans. The Fund will follow certain procedures designed to minimize the risks inherent in such agreements. These procedures include effecting repurchase transactions only with large, well-capitalized and well-established financial institutions whose condition will be continually monitored by the Sub-Adviser. In addition, the value of the collateral underlying the repurchase agreement will always be at least equal to the repurchase price, including any accrued interest earned on the repurchase agreement. It is the current policy of the Fund not to invest in repurchase agreements that do not mature within seven days if any such investment, together with any other illiquid assets held by the Fund, amount to more than 15% of the Fund's net assets.

The Fund may enter into reverse repurchase agreements as part of the Fund's investment strategy. Reverse repurchase agreements involve sales by the Fund of portfolio assets concurrently with an agreement by the Fund to repurchase the same assets at a later date at a fixed price.

Investment Restrictions

According to the Registration Statement, the Fund may not

(i) With respect to 75% of its total assets, purchase securities of any issuer (except securities issued or guaranteed by the U.S. government, its agencies or instrumentalities or shares of investment companies) if, as a result, more than 5% of its total assets would be invested in the securities of such issuer; or (ii) acquire more than 10% of the outstanding voting securities of any one issuer. For purposes of this policy, the issuer of the underlying security will be deemed to be the issuer of any respective depositary receipt; [20] or

(ii) Invest 25% or more of its total assets in the securities of one or more issuers conducting their principal business activities in the same industry or group of industries. This limitation does not apply to investments in securities issued or guaranteed by the U.S. government, its agencies or instrumentalities, or shares of investment companies. The Fund will not invest 25% or more of its total assets in any investment company that so concentrates.[21]

The Fund may hold up to an aggregate amount of 15% of its net assets in illiquid assets (calculated at the time of investment), including Rule 144A securities deemed illiquid by the Adviser or Sub-Adviser,[22] in accordance with Commission guidance. The Fund will monitor its portfolio liquidity on an ongoing basis to determine whether, in light of current circumstances, an adequate level of liquidity is being maintained, and will consider taking appropriate steps in order to maintain adequate liquidity if, through a change in values, net assets, or other circumstances, more than 15% of the Fund's net assets are held in illiquid assets. Illiquid assets include securities subject to contractual or other restrictions on resale and other instruments that lack readily available markets as determined in accordance with Commission staff guidance.[23]

According to the Registration Statement, the Fund will seek to qualify for treatment as a Regulated Investment Company (''RIC'') under the Internal Revenue Code.[24]

The Fund will not invest in options, futures, swaps or other derivatives.

The Fund's investments will be consistent with the Fund's investment objective and will not be used to enhance leverage.

Creation and Redemption of Shares

The Trust will issue and sell Shares of the Fund in aggregations of 25,000 Shares or more (''Creation Units'') on a continuous basis through the Distributor, at their net asset value (''NAV'') next determined after receipt, on any business day. The consideration for purchase of a Creation Unit of the Fund generally will consist of an in-kind deposit of a designated portfolio of securities—the ''Deposit Securities''—per each Creation Unit constituting a substantial replication, or a representation, of the securities included in the Fund's portfolio and an amount of cash—the ''Cash Component''—computed as described below. Together, the Deposit Securities and the Cash Component constitute the ''Fund Deposit,'' which represents the minimum initial and subsequent investment amount for a Creation Unit of the Fund. The Cash Component is an amount equal to the difference between the NAV of the Shares (per Creation Unit) and the market value of the Deposit Securities. If the Cash Component is a positive number (*i.e.,* the NAV per Creation Unit exceeds the market value of the Deposit Securities), the Cash Component shall be such positive amount. If the Cash Component is a negative number (*i.e.,* the NAV per Creation Unit is less than the market value of the Deposit Securities), the Cash Component shall be such negative amount and the creator will be entitled to receive cash from the Fund in an amount equal to the Cash Component. The Cash Component serves the function of compensating for any differences between the NAV per Creation Unit and the market value of the Deposit Securities.

The Administrator, through the National Securities Clearing Corporation (''NSCC''), will make available on each business day, immediately prior to the opening of business on the Exchange (currently 9:30 a.m., Eastern Time), the list of the names and the required quantity or number of shares of each Deposit Security to be included in the current Fund Deposit (based on information at the end of the previous business day) for the Fund. Such Fund Deposit will be applicable, subject to any adjustments as described below, in order to effect creations of Creation Units of the Fund until such time as the next-announced composition of the Deposit Securities is made available.

The identity and number of shares or quantity of the Deposit Securities required for a Fund Deposit for the Fund may change as rebalancing adjustments and corporate action events

[20] The diversification standard is set forth in Section 5(b)(1) of the 1940 Act. *See* note 8 [sic], *supra,* regarding Depositary Receipts that the Fund may hold.

[21] *See* Form N–1A, Item 9. The Commission has taken the position that a fund is concentrated if it invests more than 25% of the value of its total assets in any one industry. *See, e.g.,* Investment Company Act Release No. 9011 (October 30, 1975), 40 FR 54241 (November 21, 1975).

[22] In reaching liquidity decisions, the Adviser or Sub-Adviser may consider the following factors: The frequency of trades and quotes for the security; the number of dealers wishing to purchase or sell the security and the number of other potential purchasers; dealer undertakings to make a market in the security; and the nature of the security and the nature of the marketplace in which it trades (*e.g.,* the time needed to dispose of the security, the method of soliciting offers and the mechanics of transfer).

[23] The Commission has stated that long-standing Commission guidelines have required open-end funds to hold no more than 15% of their net assets in illiquid securities and other illiquid assets. *See* Investment Company Act Release No. 28193 (March 11, 2008), 73 FR 14618 (March 18, 2008), footnote 34. *See also,* Investment Company Act Release No. 5847 (October 21, 1969), 35 FR 19989 (December 31, 1970) (Statement Regarding ''Restricted Securities''); Investment Company Act Release No. 18612 (March 12, 1992), 57 FR 9828 (March 20, 1992) (Revisions of Guidelines to Form N–1A). A fund's portfolio security is illiquid if it cannot be disposed of in the ordinary course of business within seven days at approximately the value ascribed to it by the fund. *See* Investment Company Act Release No. 14983 (March 12, 1986), 51 FR 9773 (March 21, 1986) (adopting amendments to Rule 2a–7 under the 1940 Act); Investment Company Act Release No. 17452 (April 23, 1990), 55 FR 17933 (April 30, 1990) (adopting Rule 144A under the Securities Act).

[24] 26 U.S.C. 851.

occur from time to time. In addition, the Trust reserves the right to permit or require the substitution of an amount of cash—*i.e.,* a ''cash in lieu'' amount—to be added to the Cash Component to replace any Deposit Security which may not be available in sufficient quantity for delivery or which may not be eligible for transfer (as discussed in the Registration Statement), or which may not be eligible for trading by an Authorized Participant or the investor for which it is acting. The Trust also reserves the right to offer an ''all cash'' option for creations of Creation Units for the Fund. The Adviser represents that, to the extent the Trust effects the creation of Shares in cash, such transactions will be effected in the same manner for all Authorized Participants.

In addition to the list of names and numbers of securities constituting the current Deposit Securities of a Fund Deposit, the Administrator, through the NSCC, also will make available on each business day, the estimated Cash Component, effective through and including the previous business day, per outstanding Creation Unit of the Fund.

Shares may be redeemed only in Creation Units at their NAV next determined after receipt of a redemption request in proper form by the Fund through the Administrator and only on a business day. The Trust will not redeem Shares in amounts less than Creation Units. Beneficial owners must accumulate enough Shares in the secondary market to constitute a Creation Unit in order to have such Shares redeemed by the Trust.

With respect to the Fund, the Administrator, through the NSCC, will make available immediately prior to the opening of business on the Exchange (currently 9:30 a.m., Eastern Time) on each business day, the ''Fund Securities'' that will be applicable (subject to possible amendment or correction) to redemption requests received in proper form on that day. Fund Securities received on redemption may not be identical to Deposit Securities which are applicable to creations of Creation Units.

For the Fund, unless cash redemptions are available or specified for the Fund, the redemption proceeds for a Creation Unit generally will consist of Fund Securities—as announced by the Administrator on the business day of the request for redemption received in proper form—plus cash in an amount equal to the difference between the NAV of the Shares being redeemed, as next determined after receipt of a request in proper form, and the value of the Fund Securities (the ''Cash Redemption Amount''), less a redemption transaction fee described in the Registration Statement. In the event that the Fund Securities have a value greater than the NAV of the Shares, a compensating cash payment equal to the differential is required to be made by or through an Authorized Participant by the redeeming shareholder.

If it is not possible to effect deliveries of the Fund Securities, the Trust may in its discretion exercise its option to redeem such Shares in cash, and the redeeming beneficial owner will be required to receive its redemption proceeds in cash. In addition, an investor may request a redemption in cash which the Fund may, in its sole discretion, permit. In either case, the investor will receive a cash payment equal to the NAV of its Shares based on the NAV of Shares of the Fund next determined after the redemption request is received in proper form (minus a redemption transaction fee and additional charge for requested cash redemptions specified above, to offset the Trust's brokerage and other transaction costs associated with the disposition of Fund Securities). The Fund may also, in its sole discretion, upon request of a shareholder, provide such redeemer a portfolio of securities which differs from the exact composition of the Fund Securities but does not differ in NAV.

The Trust also reserves the right to offer an ''all cash'' option for redemptions of Creation Units for the Fund. The Adviser represents that, to the extent the Trust effects the redemption of Shares in cash, such transactions will be effected in the same manner for all Authorized Participants.

Net Asset Value

The NAV per Share of the Fund will be computed by dividing the value of the net assets of the Fund (*i.e.,* the value of its total assets less total liabilities) by the total number of Shares of the Fund outstanding, rounded to the nearest cent. Expenses and fees, including without limitation, the management, administration and distribution fees, will be accrued daily and taken into account for purposes of determining NAV per Share.

In calculating NAV, the Fund will generally value its portfolio investments at market prices. In computing the Fund's NAV, the Fund's securities holdings will be valued based on their last readily available market price. Price information on exchange-listed securities, including common stocks, ETFs, ETNs, closed-end funds, exchange-traded pooled investment vehicles, Depositary Receipts, MLPs, REITs, warrants, rights, preferred stocks, BDCs and convertible securities will be valued at market value, which will generally be determined using the last reported official closing or last trading price on the exchange or market on which the security is primarily traded at the time of valuation or, if no sale has occurred, at the last quoted bid price on the primary market or exchange on which they are traded. Other portfolio securities and assets for which market quotations are not readily available or determined to not represent the current fair value will be valued based on fair value as determined in good faith in accordance with procedures adopted by the Trust's Board of Trustees and in accordance with the 1940 Act.

The Fund will have an approved pricing matrix at the time of launch. The matrix will be based on pre-determined rules for pricing logic (such as mean) and valuation point (such as market close). Third party pricing sources will be used.

Unsponsored ADRs will be valued on the basis of the market closing price on the exchange where the stock of the foreign issuer that underlies the ADR is listed. Investment company securities, other than ETFs and BDCs, (including mutual funds), will be valued at NAV.

Domestic and foreign fixed income securities, including U.S. government securities, repurchase agreements, reverse repurchase agreement, variable and floating rate securities, bank obligations, corporate debt securities, zero-coupon bonds, commercial paper, inflation-indexes bonds, mortgage-backed securities and asset-backed securities generally trade in the over-the-counter market rather than on a securities exchange. The Fund will generally value these portfolio securities by relying on independent pricing services. The Fund's pricing services will use valuation models or matrix pricing to determine current value. In general, pricing services use information with respect to comparable bond and note transactions, quotations from bond dealers or by reference to other securities that are considered comparable in such characteristics as rating, interest rate, maturity date, option adjusted spread models, prepayment projections, interest rate spreads and yield curves. Matrix price is an estimated price or value for a fixed-income security. Matrix pricing is considered a form of fair value pricing.

The Administrator will calculate NAV and NAV per Share once each business day as of the regularly scheduled close of normal trading on the New York Stock Exchange, LLC (the ''NYSE'') (normally, 4:00 p.m., Eastern Time).

Availability of Information

The Fund's Web site (*www.advisorshares.com*), which will be publicly available prior to the public offering of Shares, will include a form of the prospectus for the Fund that may be downloaded. The Fund's Web site will include additional quantitative information updated on a daily basis, including, for the Fund, (1) daily trading volume, the prior business day's reported closing price, NAV and mid-point of the bid/ask spread at the time of calculation of such NAV (the ''Bid/Ask Price''),[25] and a calculation of the premium and discount of the Bid/Ask Price against the NAV, and (2) data in chart format displaying the frequency distribution of discounts and premiums of the daily Bid/Ask Price against the NAV, within appropriate ranges, for each of the four previous calendar quarters. On each business day, before commencement of trading in Shares in the Core Trading Session on the Exchange, the Fund will disclose on its Web site the Disclosed Portfolio that will form the basis for the Fund's calculation of NAV at the end of the business day.[26]

On a daily basis, the Adviser will disclose on behalf of the Fund on the Fund's Web site each portfolio security and other financial instrument of the Fund the following information: Ticker symbol (if applicable), name of security and financial instrument, number of shares, if applicable, and dollar value of securities and financial instruments held in the portfolio, and percentage weighting of the security and financial instrument in the portfolio. The Web site information will be publicly available at no charge.

In addition, a basket composition file, which includes the security names and share quantities (as applicable) required to be delivered in exchange for Fund Shares, together with estimates and actual cash components, will be publicly disseminated daily prior to the opening of the NYSE via the NSCC. The basket will represent one Creation Unit of the Fund.

Investors can also obtain the Trust's Statement of Additional Information (''SAI''), the Fund's Shareholder Reports, and its Form N–CSR and Form N–SAR, filed twice a year. The Trust's SAI and Shareholder Reports will be available free upon request from the Trust, and those documents and the Form N–CSR and Form N–SAR may be viewed on-screen or downloaded from the Commission's Web site at *www.sec.gov.* Information regarding market price and trading volume of the Shares will be continually available on a real-time basis throughout the day on brokers' computer screens and other electronic services. Information regarding the previous day's closing price and trading volume information for the Shares will be published daily in the financial section of newspapers. Quotation and last sale information for the Shares and U.S. exchange-listed equity securities, including common stocks, ETPs, closed-end funds, exchange-traded pooled investment vehicles, Depositary Receipts, MLPs, REITs, warrants, rights, preferred stocks, BDCs and convertible securities will be available via the Consolidated Tape Association (''CTA'') high-speed line, and will be available from the national securities exchange on which they are listed. Information regarding unsponsored ADRs will be available from major market data vendors. Intra-day and closing price information relating to the fixed income investments of the Fund will be available from major market data vendors. Price information regarding investment company securities will be available from on-line sources and from the Web site for the applicable investment company securities. In addition, the Portfolio Indicative Value, as defined in NYSE Arca Equities Rule 8.600(c)(3), based on current information regarding the value of the securities and other assets in the Disclosed Portfolio, will be widely disseminated at least every 15 seconds during the Core Trading Session by one or more major market data vendors.[27] The dissemination of the Portfolio Indicative Value, together with the Disclosed Portfolio, will allow investors to determine the value of the underlying portfolio of the Fund on a daily basis and will provide a close estimate of that value throughout the trading day. The Portfolio Indicative Value should not be viewed as a ''real-time'' update of the NAV per Share of the Fund, which will be calculated once per day.

Additional information regarding the Trust and the Shares, including investment strategies, risks, creation and redemption procedures, fees, portfolio holdings disclosure policies, distributions and taxes is included in the Registration Statement. All terms relating to the Fund that are referred to, but not defined in, this proposed rule change are defined in the Registration Statement.

Trading Halts

With respect to trading halts, the Exchange may consider all relevant factors in exercising its discretion to halt or suspend trading in the Shares of the Fund.[28] Trading in Shares of the Fund will be halted if the circuit breaker parameters in NYSE Arca Equities Rule 7.12 have been reached. Trading also may be halted because of market conditions or for reasons that, in the view of the Exchange, make trading in the Shares inadvisable. These may include: (1) The extent to which trading is not occurring in the securities and/or the financial instruments comprising the Disclosed Portfolio of the Fund; or (2) whether other unusual conditions or circumstances detrimental to the maintenance of a fair and orderly market are present. Trading in the Shares will be subject to NYSE Arca Equities Rule 8.600(d)(2)(D), which sets forth circumstances under which Shares of the Fund may be halted.

Trading Rules

The Exchange deems the Shares to be equity securities, thus rendering trading in the Shares subject to the Exchange's existing rules governing the trading of equity securities. Shares will trade on the NYSE Arca Marketplace from 4 a.m. to 8 p.m. Eastern Time in accordance with NYSE Arca Equities Rule 7.34 (Opening, Core, and Late Trading Sessions). The Exchange has appropriate rules to facilitate transactions in the Shares during all trading sessions. As provided in NYSE Arca Equities Rule 7.6, Commentary .03, the minimum price variation (''MPV'') for quoting and entry of orders in equity securities traded on the NYSE Arca Marketplace is $0.01, with the exception of securities that are priced less than $1.00 for which the MPV for order entry is $0.0001.

The Shares will conform to the initial and continued listing criteria under NYSE Arca Equities Rule 8.600. The Exchange represents that, for initial and/or continued listing, the Fund will be in compliance with Rule 10A–3 [29] under the Act, as provided by NYSE Arca Equities Rule 5.3. A minimum of 100,000 Shares will be outstanding at

[25] The Bid/Ask Price of Shares of the Fund will be determined using the mid-point of the highest bid and the lowest offer on the Exchange as of the time of calculation of the Fund's NAV. The records relating to Bid/Ask Prices will be retained by the Fund and its service providers.

[26] Under accounting procedures followed by the Fund, trades made on the prior business day (''T'') will be booked and reflected in NAV on the current business day (''T+1''). Accordingly, the Fund will be able to disclose at the beginning of the business day the portfolio that will form the basis for the NAV calculation at the end of the business day.

[27] Currently, it is the Exchange's understanding that several major market data vendors display and/or make widely available Portfolio Indicative Values taken from CTA or other data feeds.

[28] *See* NYSE Arca Equities Rule 7.12.

[29] 17 CFR 240.10A–3.

the commencement of trading on the Exchange. The Exchange will obtain a representation from the issuer of the Shares that the NAV and the Disclosed Portfolio as defined in NYSE Arca Equities Rule 8.600(c)(2) will be made available to all market participants at the same time.

Surveillance

The Exchange represents that trading in the Shares will be subject to the existing trading surveillances, administered by the Financial Industry Regulatory Authority (''FINRA'') on behalf of the Exchange, which are designed to detect violations of Exchange rules and applicable federal securities laws.[30] The Exchange represents that these procedures are adequate to properly monitor Exchange trading of the Shares in all trading sessions and to deter and detect violations of Exchange rules and federal securities laws applicable to trading on the Exchange.

The surveillances referred to above generally focus on detecting securities trading outside their normal patterns, which could be indicative of manipulative or other violative activity. When such situations are detected, surveillance analysis follows and investigations are opened, where appropriate, to review the behavior of all relevant parties for all relevant trading violations.

FINRA, on behalf of the Exchange, will communicate as needed regarding trading in the Shares, and underlying exchange-traded equity securities (including, without limitation, common stocks, ETPs, closed-end funds, exchange-traded pooled investment vehicles, Depositary Receipts, MLPs, REITs, warrants, rights, preferred stocks, BDCs and convertible securities with other markets and other entities that are members of the ISG, and FINRA, on behalf of the Exchange, may obtain trading information regarding trading in the Shares and underlying exchange-traded equity securities from such markets and other entities. In addition, the Exchange may obtain information regarding trading in the Shares and underlying exchange-traded equity securities (including, without limitation, common stocks, ETPs, closed-end funds, exchange-traded pooled investment vehicles, Depositary Receipts, MLPs, REITs, warrants, rights, preferred stocks, BDCs and convertible securities) from markets and other entities that are members of ISG or with which the Exchange has in place a comprehensive surveillance sharing agreement.[31] In addition, FINRA, on behalf of the Exchange, is able to access, as needed, trade information for certain fixed income securities held by the Fund reported to FINRA's Trade Reporting and Compliance Engine (''TRACE'').

Not more than 10% of the net assets of the Fund in the aggregate shall consist of equity securities whose principal market is not a member of ISG or is a market with which the Exchange does not have a comprehensive surveillance sharing agreement.

In addition, the Exchange also has a general policy prohibiting the distribution of material, non-public information by its employees.

Information Bulletin

Prior to the commencement of trading, the Exchange will inform its Equity Trading Permit Holders in an Information Bulletin (''Bulletin'') of the special characteristics and risks associated with trading the Shares. Specifically, the Bulletin will discuss the following: (1) The procedures for purchases and redemptions of Shares in Creation Unit aggregations (and that Shares are not individually redeemable); (2) NYSE Arca Equities Rule 9.2(a), which imposes a duty of due diligence on its Equity Trading Permit Holders to learn the essential facts relating to every customer prior to trading the Shares; (3) the risks involved in trading the Shares during the Opening and Late Trading Sessions when an updated Portfolio Indicative Value will not be calculated or publicly disseminated; (4) how information regarding the Portfolio Indicative Value is disseminated; (5) the requirement that Equity Trading Permit Holders deliver a prospectus to investors purchasing newly issued Shares prior to or concurrently with the confirmation of a transaction; and (6) trading information.

In addition, the Bulletin will reference that the Fund is subject to various fees and expenses described in the Registration Statement. The Bulletin will discuss any exemptive, no-action, and interpretive relief granted by the Commission from any rules under the Act. The Bulletin will also disclose that the NAV for the Shares will be calculated after 4:00 p.m. Eastern Time each trading day.

2. Statutory Basis

The basis under the Act for this proposed rule change is the requirement under Section 6(b)(5)[32] that an exchange have rules that are designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, to remove impediments to, and perfect the mechanism of a free and open market and, in general, to protect investors and the public interest.

The Exchange believes that the proposed rule change is designed to prevent fraudulent and manipulative acts and practices in that the Shares will be listed and traded on the Exchange pursuant to the initial and continued listing criteria in NYSE Arca Equities Rule 8.600. The Exchange has in place surveillance procedures that are adequate to properly monitor trading in the Shares in all trading sessions and to deter and detect violations of Exchange rules and applicable federal securities laws. FINRA, on behalf of the Exchange, will communicate as needed regarding trading in the Shares and underlying exchange-traded equity securities (including, without limitation, common stocks, ETPs, closed-end funds, exchange-traded pooled investment vehicles, Depositary Receipts, MLPs, REITs, warrants, rights, preferred stocks, BDCs and convertible securities) with other markets and other entities that are members of the ISG, and FINRA, on behalf of the Exchange, may obtain trading information regarding trading in the Shares and underlying exchange-traded equity securities from such markets and other entities. In addition, the Exchange may obtain information regarding trading in the Shares and underlying exchange-traded equity securities (including, without limitation, common stocks, ETPs, closed-end funds, exchange-traded pooled investment vehicles, Depositary Receipts, MLPs, REITs, warrants, rights, preferred stocks, BDCs and convertible securities) from other markets and other entities that are members of the ISG or with which the Exchange has in place a comprehensive surveillance sharing agreement. In addition, FINRA, on behalf of the Exchange, is able to access, as needed, trade information for certain fixed income securities held by the Fund reported to FINRA's TRACE. Not more than 10% of the net assets of the Fund in the aggregate shall consist of equity securities whose principal market is not a member of ISG or is a market with which the Exchange does not have a comprehensive surveillance

[30] FINRA surveils trading on the Exchange pursuant to a regulatory services agreement. The Exchange is responsible for FINRA's performance under this regulatory services agreement.

[31] For a list of the current members of ISG, see *www.isgportal.org*. The Exchange notes that not all components of the Disclosed Portfolio for the Fund may trade on markets that are members of ISG or with which the Exchange has in place a comprehensive surveillance sharing agreement.

[32] 15 U.S.C. 78f(b)(5).

sharing agreement. Neither the Adviser nor the Sub-Adviser is registered as a broker-dealer or is affiliated with a broker-dealer. The Fund may invest up to 10% of net assets in asset-backed and commercial mortgaged-backed securities. The Fund may hold up to an aggregate amount of 15% of its net assets in illiquid securities, including Rule 144A securities deemed illiquid by the Adviser. The Fund will not invest in leveraged or inverse leveraged (*e.g.,* 2X, –2X, 3X or –3X) ETFs. The Fund will not invest in options, futures, swaps or other derivatives. The Fund's investments will be consistent with the Fund's investment objective and will not be used to enhance leverage.

The proposed rule change is designed to promote just and equitable principles of trade and to protect investors and the public interest in that the Exchange will obtain a representation from the issuer of the Shares that the NAV per Share will be calculated daily and that the NAV and the Disclosed Portfolio will be made available to all market participants at the same time. In addition, a large amount of information is publicly available regarding the Fund and the Shares, thereby promoting market transparency. Quotation and last sale information for the Shares will be available via the CTA high-speed line. In addition, the Portfolio Indicative Value will be widely disseminated by the Exchange at least every 15 seconds during the Core Trading Session. The Fund's Web site will include a form of the prospectus for the Fund that may be downloaded, as well as additional quantitative information updated on a daily basis. On a daily basis, the Adviser will disclose on behalf of the Fund each portfolio security and other financial instrument of the Fund the following information: Ticker symbol (if applicable), name of security and financial instrument, number of shares, if applicable, and dollar value of securities and financial instruments held in the portfolio, and percentage weighting of the security and financial instrument in the portfolio. The Web site information will be publicly available at no charge [sic] Moreover, prior to the commencement of trading, the Exchange will inform its Equity Trading Permit Holders in an Information Bulletin of the special characteristics and risks associated with trading the Shares. Trading in Shares of the Fund will be halted if the circuit breaker parameters in NYSE Arca Equities Rule 7.12 have been reached or because of market conditions or for reasons that, in the view of the Exchange, make trading in the Shares inadvisable. Trading in the Shares will be subject to NYSE Arca Equities Rule 8.600(d)(2)(D), which sets forth circumstances under which Shares of the Fund may be halted. In addition, as noted above, investors will have ready access to information regarding the Fund's holdings, the Portfolio Indicative Value, the Disclosed Portfolio, and quotation and last sale information for the Shares.

The proposed rule change is designed to perfect the mechanism of a free and open market and, in general, to protect investors and the public interest in that it will facilitate the listing and trading of an additional type of actively-managed exchange-traded product that will enhance competition among market participants, to the benefit of investors and the marketplace. As noted above, the Exchange has in place surveillance procedures that are adequate to properly monitor trading in the Shares in all trading sessions and to deter and detect violations of Exchange rules and applicable federal securities laws. In addition, as noted above, investors will have ready access to information regarding the Fund's holdings, the Portfolio Indicative Value, the Disclosed Portfolio, and quotation and last sale information for the Shares.

B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purpose of the Act. The Exchange notes that the proposed rule change will facilitate the listing and trading of an additional type of actively-managed exchange-traded product that primarily holds equity securities and that will enhance competition among market participants, to the benefit of investors and the marketplace.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

No written comments were solicited or received with respect to the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 45 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

(A) By order approve or disapprove the proposed rule change, or

(B) institute proceedings to determine whether the proposed rule change should be disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's Internet comment form (*http://www.sec.gov/rules/sro.shtml*); or
- Send an email to *rule-comments@sec.gov.* Please include File Number SR–NYSEArca–2014–59 on the subject line.

Paper Comments

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549–1090.

All submissions should refer to File Number SR–NYSEArca–2014–59. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (*http://www.sec.gov/rules/sro.shtml*). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Room, 100 F Street NE., Washington, DC 20549, on official business days between the hours of 10:00 a.m. and 3:00 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR–NYSEArca–2014–59 and should be submitted on or before June 30, 2014.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.[33]

Kevin M. O'Neill,

Deputy Secretary.

[FR Doc. 2014–13310 Filed 6–6–14; 8:45 am]

BILLING CODE 8011–01–P

[33] 17 CFR 200.30–3(a)(12).

SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

China Power Technology, Inc.; Order of Suspension of Trading

June 5, 2014.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of China Power Technology, Inc. because it has not filed any periodic reports since the period ended March 31, 2011.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company. Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of the above-listed company is suspended for the period from 9:30 a.m. EDT on June 5, 2014, through 11:59 p.m. EDT on June 18, 2014.

By the Commission.

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 2014–13477 Filed 6–5–14; 11:15 am]

BILLING CODE 8011–01–P

SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

Order of Suspension of Trading; China Digital Animation Development, Inc.

June 5, 2014.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of China Digital Animation Development, Inc. because it has not filed any periodic reports since the period ended March 31, 2012.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company. Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of the above-listed company is suspended for the period from 9:30 a.m. EDT on June 5, 2014, through 11:59 p.m. EDT on June 18, 2014.

By the Commission.

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 2014–13475 Filed 6–5–14; 11:15 am]

BILLING CODE 8011–01–P

SECURITIES AND EXCHANGE COMMISSION

In the Matter of WebXU, Inc., File No. 500–1; Order of Suspension of Trading

June 5, 2014.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of WebXU, Inc. because of questions regarding the accuracy of publicly available information about the company's finances.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company.

Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of the above-listed company is suspended for the period from 9:30 a.m. EDT on June 5, 2014, through 11:59 p.m. EDT on June 18, 2014.

By the Commission.

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 2014–13478 Filed 6–5–14; 11:15 am]

BILLING CODE 8011–01–P

SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

Order of Suspension of Trading; In the Matter of FLM Minerals, Inc.

June 5, 2014.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of FLM Minerals, Inc. because it has not filed any periodic reports since the period ended August 31, 2011.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company. Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of the above-listed company is suspended for the period from 9:30 a.m. EDT on June 5, 2014, through 11:59 p.m. EDT on June 18, 2014.

By the Commission.

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 2014–13474 Filed 6–5–14; 11:15 am]

BILLING CODE 8011–01–P

SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

Zhidali Radio and Television Network, Inc.; Order of Suspension of Trading

June 5, 2014.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of Zhidali Radio and Television Network, Inc. because it has not filed any periodic reports since the period ended December 31, 2010.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company. Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of the above-listed company is suspended for the period from 9:30 a.m. EDT on June 5, 2014, through 11:59 p.m. EDT on June 18, 2014.

By the Commission.

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 2014–13476 Filed 6–5–14; 11:15 am]

BILLING CODE 8011–01–P

DEPARTMENT OF STATE

[Public Notice: 8758]

Culturally Significant Objects Imported for Exhibition Determinations: ''Charlotte Salomon: Life? or Theater?''

SUMMARY: Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.;* 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, and Delegation of Authority No. 236–3 of August 28, 2000 (and, as appropriate, Delegation of

Authority No. 257 of April 15, 2003), I hereby determine that the objects to be included in the exhibition ''Charlotte Salomon: Life? or Theater?,'' imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to loan agreements with the foreign owners or custodians. I also determine that the exhibition or display of the exhibit objects at the Illinois Holocaust Museum & Education Center, from on or about June 19, 2014, until on or about September 21, 2014, and at possible additional exhibitions or venues yet to be determined, is in the national interest. I have ordered that Public Notice of these Determinations be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: For further information, including a list of the imported objects, contact Paul W. Manning, Attorney-Adviser, Office of the Legal Adviser, U.S. Department of State (telephone: 202–632–6469). The mailing address is U.S. Department of State, SA–5, L/PD, Fifth Floor (Suite 5H03), Washington, DC 20522–0505.

Dated: May 29, 2014.

Kelly Keiderling,

Principal Deputy Assistant Secretary, Bureau of Educational and Cultural Affairs, Department of State.

[FR Doc. 2014–13357 Filed 6–6–14; 8:45 am]

BILLING CODE 4710–05–P

DEPARTMENT OF STATE

[Public Notice 8761]

Shipping Coordinating Committee; Notice of Committee Meeting

The Shipping Coordinating Committee (SHC) will conduct an open meeting at 10:00 a.m. on Thursday, July 10th, 2014, in U.S. Coast Guard Headquarters, Room 5Y23–21, Washington, DC. The primary purpose of the meeting is to prepare for the first Session of the International Maritime Organization's (IMO) Subcommittee on Implementation of IMO Instruments to be held at the IMO Headquarters, United Kingdom on July 14–18, 2014.

The agenda items to be considered include:

- Decisions of other IMO bodies;
- Responsibilities of Governments and measures to encourage flag State compliance;
- Mandatory reports under International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 (MARPOL 73/78);
- Casualty analysis and statistics;
- Harmonization of port State control activities;
- Port State Control (PSC) Guidelines on seafarers' hours of rest and PSC guidelines in relation to the Maritime Labour Convention, 2006;
- Development of guidelines on port State control under the 2004 Ballast Water Management (BWM) Convention;
- Comprehensive analysis of difficulties encountered in the implementation of IMO instruments;
- Review of the Survey Guidelines under the Harmonized System of Survey and Certification (HSSC) and the non-exhaustive list of obligations under instruments relevant to the IMO Instruments Implementation Code (III Code);
- Consideration of International Association of Classification Societies (IACS) unified interpretations;
- Measures to protect the safety of persons rescued at sea;
- Illegal unregulated and unreported (IUU) fishing and related matters;
- Review of general cargo ship safety;
- Any other business.

Members of the public may attend this meeting up to the seating capacity of the room. Upon request, members of the public may also participate via teleconference, up to the capacity of the teleconference phone line. The access number for this teleconference line will be posted online at *http://www.uscg.mil/imo/msc/default.asp* at least 5 working days in advance.

Physical access to the meeting, or participation via the teleconference line, requires that all attendees respond to the meeting coordinator not later than July 3rd, 2014, 7 working days prior to the meeting. The meeting coordinator, Mr. E.J. Terminella, may be contacted by email at *Emanuel.J.TerminellaJr@uscg.mil* or by phone at (202) 372–1239. Responses made after July 3rd, 2014 might result in not being able to participate in the meeting. Please note that due to security considerations, two valid, government issued photo identifications must be presented to gain entrance to the Coast Guard Headquarters building. The building is accessible by public transportation or taxi. Additional information regarding this and other IMO SHC public meetings may be found at: *www.uscg.mil/imo.* In case of severe weather or other emergency in the Washington, DC area, attendees should check with the Office of Personnel Management at *http://www.opm.gov* or (202) 606–1900 for the operating status of federal agencies. If federal agencies are closed, this meeting will not be rescheduled, but the Shipping Coordinating Committee will publish a separate **Federal Register** notice to announce an electronic docket to receive public comments.

Dated: May 30, 2014.

Marc Zlomek,

Executive Secretary, Shipping Coordinating Committee, Department of State.

[FR Doc. 2014–13358 Filed 6–6–14; 8:45 am]

BILLING CODE 4710–09–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Approval of Noise Compatibility Program for Willow Run Airport, Ypsilanti, Michigan

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice.

SUMMARY: The FAA announces its findings on the noise compatibility program submitted by the City of Ypsilanti, Michigan under the provisions of 49 U.S.C. 47501 et seq. (formerly the Aviation Safety and Noise Abatement Act, hereinafter referred to as ''the Act'') and 14 CFR Part 150 (hereinafter referred to as ''Part 150''). On January 15, 2014, the FAA determined that the noise exposure maps submitted by the City of Ypsilanti, Michigan under Part 150 were in compliance with applicable requirements. On May 20, 2014 the FAA approved the Willow Run Airport noise compatibility program. This is the first Record of Approval (ROA) for the YIP NCP, which included nine measures recommended for approval. No program elements relating to new or revised flight procedures for noise abatement were proposed by the airport operator.

DATES: This notice is effective June 9, 2014, and is applicable beginning May 20, 2014.

FOR FURTHER INFORMATION CONTACT: Mr. Ernest P. Gubry, 11677 S. Wayne Road, Suite 107, Romulus, Michigan; Email: *Ernest.Gubry@faa.gov*; Phone: 734–229–2900. Documents reflecting this FAA action may be reviewed, upon appointment during normal business hours, at this location.

SUPPLEMENTARY INFORMATION: This notice announces that the FAA has made a determination on each measure in the Noise Compatibility Program for Willow Run Airport, effective May 20, 2014.

Under section 47504 of the Act, an airport operator who has previously submitted a Noise Exposure Map may submit to the FAA a Noise Compatibility Program which sets forth the measures taken or proposed by the airport operator for the reduction of existing non-compatible land uses and prevention of additional non-compatible

land uses within the area covered by the Noise Exposure Maps. The Act requires such programs to be developed in consultation with interested and affected parties including local communities, government agencies, airport users, and FAA personnel.

Each airport noise compatibility program developed in accordance with Part 150 is a local program, not a Federal program. The FAA does not substitute its judgment for that of the airport proprietor with respect to which measures should be recommended for action. The FAA's approval or disapproval of Part 150 program recommendations is measured according to the standards expressed in Part 150 and the Act and is limited to the following determinations:

a. The Noise Compatibility Program was developed in accordance with the provisions and procedures of Part 150;

b. Program measures are reasonably consistent with achieving the goals of reducing existing non-compatible land uses around the airport and preventing the introduction of additional non-compatible land uses;

c. Program measures would not create an undue burden on interstate or foreign commerce, unjustly discriminate against types or classes of aeronautical uses, violate the terms of airport grant agreements, or intrude into areas preempted by the Federal Government; and

d. Program measures relating to the use of flight procedures can be implemented within the period covered by the program without derogating safety, adversely affecting the efficient use and management of the navigable airspace and air traffic control systems, or adversely affecting other powers and responsibilities of the Administrator prescribed by law.

Specific limitations with respect to FAA's approval of an airport noise compatibility program are delineated in Part 150, section 150.5. Approval is not a determination concerning the acceptability of land uses under Federal, state, or local law. Approval does not by itself constitute an FAA implementing action. A request for Federal action or approval to implement specific noise compatibility measures may be required. Prior to an FAA decision on a request to implement the action, an environmental review of the proposed action may be required. Approval does not constitute a commitment by the FAA to financially assist in the implementation of the program nor a determination that all measures covered by the program are eligible for grant-in-aid funding from the FAA under applicable law contained in Title 49 U.S.C. Where federal funding is sought, requests for project grants must be submitted to the FAA Airports District Office in Romulus, Michigan.

The Willow Run Airport study contains a proposed noise compatibility program comprised of actions designed for phased implementation by airport management and adjacent jurisdictions from 2012 to the year 2018. It was requested that the FAA evaluate and approve this material as a Noise Compatibility Program as described in section 47504 of the Act. The FAA began its review of the program on January 15, 2014 and was required by a provision of the Act to approve or disapprove the program within 180 days (other than the use of new or modified flight procedures for noise control). Failure to approve or disapprove such program within the 180-day period shall be deemed to be an approval of such program.

The submitted program contained nine (9) proposed actions for noise abatement, noise mitigation, land use planning and program management on and off the airport. The FAA completed its review and determined that the procedural and substantive requirements of the Act and Part 150 have been satisfied. The overall program was approved by the FAA, effective May 20, 2014.

These determinations are set forth in detail in a Record of Approval signed by the Great Lakes Airports Division Manager on May 20, 2014. The Record of Approval, as well as other evaluation materials and the documents comprising the submittal, are available for review, upon appointment during normal business hours, at the FAA office listed above and at the administrative offices of the Willow Run Airport, 801 Willow Run Airport, Ypsilanti, MI 48198.

The Record of Approval will also be available on-line at: *http://www.faa.gov/airports/environmental/airport_noise/.*

Issued in Romulus, Michigan, on May 20, 2014.

John L. Mayfield, Jr.,

Manager, Detroit Airports District Office.

[FR Doc. 2014–13372 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Membership in the National Parks Overflights Advisory Group Aviation Rulemaking Committee

AGENCY: Federal Aviation Administration, Transportation.

ACTION: Notice.

SUMMARY: By **Federal Register** notice (See 79 FR 18757, April 3, 2014) the National Park Service (NPS) and the Federal Aviation Administration (FAA) invited interested persons to apply to fill two openings on the National Parks Overflights Advisory Group (NPOAG) Aviation Rulemaking Committee (ARC). The notice invited interested persons to apply to fill one upcoming and one currently vacant seat, both representing environmental concerns. This notice informs the public of the person selected to fill one of the vacancies, no selection has been made for the other open vacancy representing environmental concerns.

FOR FURTHER INFORMATION CONTACT: Keith Lusk, Special Programs Staff, Federal Aviation Administration, Western-Pacific Region Headquarters, P.O. Box 92007, Los Angeles, CA 90009–2007, telephone: (310) 725–3808, email: *Keith.Lusk@faa.gov.*

SUPPLEMENTARY INFORMATION:

Background

The National Parks Air Tour Management Act of 2000 (the Act) was enacted on April 5, 2000, as Public Law 106–181, and subsequently amended in the FAA Modernization and Reform Act of 2012. The Act required the establishment of the advisory group within 1 year after its enactment. The NPOAG was established in March 2001. The advisory group is comprised of a balanced group of representatives of general aviation, commercial air tour operations, environmental concerns, and Native American tribes. The Administrator of the FAA and the Director of NPS (or their designees) serve as ex officio members of the group. Representatives of the Administrator and Director serve alternating 1-year terms as chairman of the advisory group.

In accordance with the Act, the advisory group provides ''advice, information, and recommendations to the Administrator and the Director—

(1) On the implementation of this title [the Act] and the amendments made by this title;

(2) On commonly accepted quiet aircraft technology for use in commercial air tour operations over a national park or tribal lands, which will receive preferential treatment in a given air tour management plan;

(3) On other measures that might be taken to accommodate the interests of visitors to national parks; and

(4) At the request of the Administrator and the Director, safety, environmental, and other issues related to commercial

air tour operations over a national park or tribal lands.''

Membership

The current NPOAG ARC is made up of one member representing general aviation, three members representing the commercial air tour industry, four members representing environmental concerns, and two members representing Native American interests. Current members of the NPOAG ARC are as follows:

Heidi Williams representing general aviation; Alan Stephen, Matt Zuccaro, and Mark Francis representing commercial air tour operators; Greg Miller, Michael Sutton, and Dick Hingson representing environmental interests with one open seat; and Rory Majenty and Martin Begaye representing Native American tribes.

Selection

The member selected to fill the upcoming open seat representing environmental concerns is Dick Hingson. Mr. Hingson is a current member of the NPOAG and his term begins on the day of this **Federal Register** notice publication. The term of service for NPOAG ARC members is 3 years.

Issued in Hawthorne, CA on June 2, 2014.

Keith Lusk,

Program Manager, Special Programs Staff, Western-Pacific Region.

[FR Doc. 2014–13281 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Notice of Final Federal Agency Actions on Proposed Transportation Projects in Florida

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of Limitation of Claims for Judicial Review of Actions by FHWA, and other Federal Agencies.

SUMMARY: This notice announces actions taken by the FHWA and other Federal Agencies since January 1, 2013, that are final within the meaning of 23 U.S.C. 139(*l*)(1). The actions relate to the proposed SR 40 (from 1 mile W of SR 326 to US 17/SR 15) in Marion, Lake and Volusia Counties; SR 200/US 301 Baldwin Bypass in Duval County; PJ Adams Parkway in Okaloosa County; SR 710 (from SR 76 to Blue Heron Blvd. at I–95) in Martin and Palm Beach Counties; SR 968/SW 1st Street Bridge over Miami River (from SW 5th Avenue to SW 2nd Avenue) in Miami-Dade County; Starke Bypass US 301 (from CR 227 to CR 233) in Bradford County; Crosstown Parkway (from Manth Lane to US 1) in St. Lucie County, and St. Johns River Crossing in Clay and St. Johns Counties in the State of Florida. These actions grant licenses, permits, and approvals for the project.

DATES: By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(*l*)(1). A claim seeking judicial review of the Federal agency actions on the listed highway projects will be barred unless the claim is filed on or before November 6, 2014. If the Federal law that authorizes judicial review of a claim provides a time period of less than 150 days for filing such claim, then that shorter time period still applies.

FOR FURTHER INFORMATION, CONTACT: Mr. Benito Cunill, Environmental Coordinator, FHWA Florida Division, 545 John Knox Road, Suite 200, Tallahassee, Florida 32303; telephone: 850–553–2224; *email: benito.cunill@dot.gov.* The FHWA Florida Division Office's normal business hours are 7:30 a.m. to 4:00 p.m. (Eastern Standard Time), Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION: Notice is hereby given that the FHWA has taken final agency action subject to 23 U.S.C. 139(*l*)(1) by issuing licenses, permits, and approvals for the projects listed below. The actions by the Federal agencies on a project, and the laws under which such actions were taken, are described in the documented environmental assessment (EA) and environmental impact statement (EIS) issued in connection with the project, and in other project records for the listed projects. The EA and FEIS and other documents from the FHWA project records for the listed projects are available by contacting the FHWA or by using the links provided below.

This notice applies to all Federal agency decisions as of the issuance date of this notice and all laws under which such actions were taken. Pursuant to 23 U.S.C. 139(*l*) laws generally applicable to such actions include but are not limited to:

1. General: National Environmental Policy Act (NEPA) [42 U.S.C. 4321–4351; Federal-Aid Highway Act [23 U.S.C. 109 and 23 U.S.C. 128].

2. Air: Clean Air Act, 42 U.S.C. 7401–7671(q).

3. Land: Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303 and 23 U.S.C. 138].

4. Wildlife: Endangered Species Act [16 U.S.C. 1531–1544 and 1536]; Marine Mammal Protection Act [16 U.S.C. 1361], Fish and Wildlife Coordination Act [16 U.S.C. 661–667(d); Migratory Bird Treaty Act (MBTA) [16 U.S.C. 703–712]; Magnuson-Stevenson Fishery Conservation and Management Act of 1976, as amended [16 U.S.C. 1801 et seq.].

5. Historic and Cultural Resources: Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(f) et seq.]; Archaeological Resources Protection Act of 1977 (ARPA) [16 U.S.C. 470(aa)–470(II)]; Archaeological and Historic Preservation Act (AHPA) [16 U.S.C. 469–469(c)]; Native American Grave Protection and Repatriation Act (NAGPRA) [25 U.S.C. 3001–3013].

6. Social and Economic: Civil Rights Act of 1964 [42 U.S.C. 20009(d)–2000(d)(1)]; American Indian Religious Freedom Act [42 U.S.C. 1996]; Farmland Protection Policy Act (FPPA) [7 U.S.C. 4201–4209].

7. Wetlands and Water Resources: Clean Water Act (Section 404, Section 401, Section 319) [33 U.S.C. 1251–1377]; Coastal Barriers Resources Act (CBRA) [16 U.S.C. 3501 et seq.]; Coastal Zone Management Act (CZMA) [16 U.S.C. 1451–1465]; Land and Water Conservation Fund (LWCF) [16 U.S.C. 4601–4604]; Safe Drinking Water Act (SDWA) [42 U.S.C. 300(f)–300(j)(6)]; Rivers and Harbors Act of 1899 [33 U.S.C. 401–406]; Wild and Scenic Rivers Act [16 U.S.C. 1271–1287]; Emergency Wetlands Resources Act [16 U.S.C. 3921, 3931]; Wetlands Mitigation, [23 U.S.C. 103(b)(6)(M) and 103(b)(11)]; Flood Disaster Protection Act [42 U.S.C. 4001–4128].

8. Executive Orders: E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations; E.O. 11593 Protection and Enhancement of Cultural Resources; E.O. 13287 Preserve America; E.O. 13175 Consultation and Coordination with Indian Tribal Governments; E.O. 11514 Protection and Enhancement of Environmental Quality; E.O. 13112 Invasive Species.

The projects subject to this notice are:

1. Project Location: Marion, Lake, and Volusia Counties, SR 40. Financial Project Number 410674, 410675, and 410676. Project type: The SR 40 project proposes improving the existing two-lane roadway to a four-lane divided roadway from the beginning of the study area near Silver Springs to SE 183rd Avenue Road (Levy Hammock Road) and is called the Capacity Improvement Area in the Environmental Assessment.

The remainder of the project is referred to as the No Capacity Improvement Area. The total project length is approximately 40 miles. The actions by the FHWA and the laws under which such actions were taken are described in the Environmental Assessment (EA) and in the Finding of No Significant Impact (FONSI) issued on April 18, 2013, and are available at *http://sr40pde.com/.*

2. Project Location: Baldwin, Duval County, SR 200/US 301. Federal-Aid Project Number: 3115–025–P. Project type: The SR 200/US 301 Baldwin Bypass proposes a 4.1 mile four-lane divided highway on new alignment to serve as an alternate route for S.R. 200/U.S. 301 to bypass the Town of Baldwin. The project includes two railroad overpasses and one Rails-to-Trails overpass. The project will connect with the existing U.S. 301 on the south and the north sides of Baldwin and will intersect with U.S. 90. The actions by the FHWA and the laws under which such actions were taken are described in the Environmental Assessment (EA) and in the Finding of No Significant Impact (FONSI) issued on May 24, 2013, and are available at *http://www.us301northflorida.com/Pages/Home.aspx.*

3. Project Location: Crestview, Okaloosa County, PJ Adams Parkway. Financial Project Number: 421997–1–28–01. Project type: The PJ Adams Parkway, on existing and new alignment, will provide system linkage, needed capacity, and safety improvements from SR 85 to US 90 as a western route around the City of Crestview, FL. The actions by the FHWA and the laws under which such actions were taken are described in the Environmental Assessment (EA) and in the Finding of No Significant Impact (FONSI) issued on August 28, 2013, and are available by contacting Peggy Kelley, with the FDOT Environmental Management Office at (850) 330–1517, or *peggy.kelley@dot.state.fl.us.*

4. Project Location: Martin and Palm Beach Counties, SR 710. Financial Project Number: 419348–2–22–01 and 419348–1–22–01. Project type: The SR 710 project proposes to add capacity to SR 710 in Martin and Palm Beach Counties, and provide a new urban interchange at Northlake Boulevard. The actions by the FHWA and the laws under which such actions were taken are described in the Environmental Assessment (EA) and in the Finding of No Significant Impact (FONSI) issued on January 6, 2014, and are available at *https://etdmpub.fla-etat.org/est/,* ETDM #7151.

5. Project Location: Miami, Miami-Dade County, SR 968/SW 1st Street. Federal-Aid Project Number: 6158011U. Project type: The SR 968/SW 1st Street Bridge project proposes bridge replacement with improved clearance from underlying roads, improved travel lines for boat traffic, improved bumper widths at boat travel lane, improved height over mean high water level, and updated bascule mechanisms. The actions by the FHWA and the laws under which such actions were taken are described in the Environmental Assessment (EA) and in the Finding of No Significant Impact (FONSI) issued on December 9, 2013, and are available at *https://etdmpub.fla-etat.org/est/,* ETDM #11240.

6. Project Location: Starke, Bradford County, US 301. Federal-Aid Project Number: 3114–018–P. Project type: The Starke Bypass US 301 project proposes to provide a 4 lane limited-access highway facility that will provide a 7.3 mile bypass around the City of Starke in Bradford County. The actions by the FHWA and the laws under which such actions were taken are described in the EIS and Record of Decision (ROD) issued on February 12, 2014, and available at *http://www.us301northflorida.com/Pages/Home.aspx.*

7. Project Location: Port St. Lucie, St. Lucie County, Crosstown Parkway. Federal-Aid Project Number: 7777–087–A. Project type: The Crosstown Parkway project proposes to provide a New Bridge Crossing of the North Fork of the St. Lucie River on the Crosstown Parkway from Manth Lane to US 1. The actions by the FHWA and the laws under which such actions were taken are described in the EIS and Record of Decision (ROD) issued on February 24, 2014, and are available at *https://etdmpub.fla-etat.org/est/,* ETDM #8247.

8. Project Location: Clay and St. Johns Counties, new road—St. Johns River Crossing. Federal-Aid Project Number: SFTL 264 R. Project Type: The first segment starts as a four-lane facility at the intersection of Brannan Field-Chaffee Road and SR 21 in Clay County, crosses Black Creek, and continues southeast to US 17, where it becomes as a 6-lane facility crossing the St. Johns River with a replacement of the Shands Bridge. The project continues east to 16A where it transitions back to a 4-lane facility in St. Johns County to its terminus at I–95. The actions by the FHWA and the laws under which such actions were taken are described in the EIS and Record of Decision (ROD) issued on April 7, 2014, and are available at *http://firstcoastexpressway.com/SJRBridge/documents-and-publications.shtml.*

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

Authority: 23 U.S.C. 139(*l*)(1).

Issued on: May 28, 2014.

James C. Christian,

Division Administrator, Federal Highway Administration.

[FR Doc. 2014–13321 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–RY–P

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Environmental Impact Statement for the Baltimore & Potomac (B&P) Tunnel Project Along the Northeast Corridor (NEC) in Baltimore, MD

AGENCY: Federal Railroad Administration (FRA), Department of Transportation (DOT).

ACTION: Notice of Intent to Prepare an Environmental Impact Statement (EIS).

SUMMARY: FRA is issuing this notice to advise the public that an EIS for the B&P Tunnel Project (Project) is being prepared pursuant to the National Environmental Policy Act of 1969 (NEPA). The Project is intended to address transportation deficiencies associated with the existing rail tunnel and is located on the NEC in the area of Baltimore that surrounds the existing B&P Tunnel. The EIS will evaluate the potential environmental impacts of alternatives that address transportation deficiencies.

To ensure significant issues are identified and considered, the public and all interested parties are invited to comment on the proposed scope of environmental review, the project purpose and need, alternatives to be considered, environmental effects to be considered and evaluated, and methodologies to be used for evaluating effects.

DATES: An open house for the public will be held on Thursday, June 19, 2014, between 5:00 p.m. and 8:00 p.m. Written comments should be provided to FRA by July 30, 2014 using the email address or physical mailing address listed below. Comments may also be provided orally or in writing at the June 19, 2014 public meeting.

ADDRESSES: The public and other interested parties are encouraged to comment on-line at the B&P Tunnel Project's Web site (*www.bptunnel.com*), via email at *info@bptunnel.com,* in

person or by hard copy during the June 19, 2014 public meeting at Coppin State University, Talon Center, 2nd floor Atrium, 2500 West North Avenue, Baltimore, MD 21216 or by mailing hard copy comments to the **FOR FURTHER INFORMATION CONTACT** noted below.

FOR FURTHER INFORMATION CONTACT: Michelle W. Fishburne, Environmental Protection Specialist, USDOT Federal Railroad Administration, Office of Program Delivery, 1200 New Jersey Avenue SE., MS–20, Washington, DC 20590; (202) 294–0398.

SUPPLEMENTARY INFORMATION: The Maryland Department of Transportation (MDOT) in cooperation with the National Railroad Passenger Corporation (Amtrak) was awarded a grant from FRA to complete an engineering and environmental study (Study) for the B&P Tunnel as part of the High-Speed Intercity Passenger Rail (HSIPR) Program. The B&P Tunnel opened in 1873 and is approaching the end of its useful life. The tunnel currently serves Amtrak passenger rail and Maryland Commuter Rail (MARC) trains, as well as Norfolk Southern freight trains. The purpose of the Study is to develop and evaluate alternatives that would improve the deficient tunnel and related rail infrastructure, which significantly hampers train movement and creates a low-speed bottleneck on this high traffic section of the NEC. The area for the Study includes the existing B&P Tunnel in Central Baltimore and will encompass an area needed to identify potential alternatives and the evaluation of potential environmental effects.

FRA as the lead federal agency will be responsible for the environmental review of alternatives and the EIS process in coordination with MDOT as the grantee, Amtrak as the owner of the B&P Tunnel, and other stakeholders. The EIS will evaluate alternatives based on project needs, potential environmental impacts, and input received from the public and all interested parties. The EIS will be developed in accordance with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321 *et. seq.*), the Council on Environmental Quality (CEQ) regulations (40 CFR parts 1500–1508), FRA Procedures for Considering Environmental Impacts (64 **Federal Register** [FR] 28545, [May 26, 1999]), and FRA's Update to NEPA Implementing Procedures (78 FR 2713, [January 14, 2013]).

Purpose and Need

The B&P Tunnel is important not only for Baltimore, but also the NEC, which connects the five major metropolitan areas of Boston, New York, Philadelphia, Baltimore and Washington, DC. The NEC is the most active passenger rail corridor in the nation and carries intercity passenger, commuter, and freight trains. FRA is preparing NEC FUTURE: A Rail Investment Plan for the Northeast Corridor, which is a comprehensive planning effort to define, evaluate and prioritize future investments in the NEC and is available at *www.necfuture.com.*

Amtrak and MARC operate approximately 140 daily passenger trains through the B&P Tunnel, including Acela Express and Northeast Regional service. As intercity travel demand increases within the region, there will be additional need for passenger service on the NEC. The potential for future high speed rail on the NEC is also an important consideration for improvements to the B&P Tunnel, as well as support of freight service. The B&P Tunnel hosts approximately 5 to 10 through-freight trains daily, serving ports in Baltimore.

The B&P Tunnel is comprised of a series of three sequential, two-track tunnels: The John Street Tunnel, the Wilson Street Tunnel, and the Gilmor Street Tunnel. According to the NEC Infrastructure and Operations Advisory Commission's report, *Critical Infrastructure Needs on the Northeast Corridor* (2013), the B&P Tunnel's tight curvature and aged structural conditions limit train speeds to 30 mph (down from 60 mph or higher on its approach tracks).

Previous studies and plans examined the broader railroad network and identified the B&P Tunnel as a primary chokepoint in Baltimore. In November 2001, Congress requested that FRA conduct a comprehensive study to assess problems in the freight and passenger rail infrastructure in the vicinity of Baltimore, Maryland. The study comprised two reports: *Baltimore's Railroad Network: Challenges and Alternatives* (2005) and *Baltimore's Railway Network: Analysis and Recommendations* (2011). The 2005 and 2011 reports assessed Baltimore's railroad network, identified the need to improve deficient track geometry and tunnel conditions, and reviewed multiple alternatives associated with the B&P Tunnel. The *Northeast Corridor Infrastructure Master Plan* (2010), prepared by the NEC Master Plan Working Group, states that the B&P Tunnel has exceeded its useful life and is a major chokepoint for intercity, commuter, and freight operations in the northeast. The 2005 and 2011 reports and the 2010 Master Plan are available on the project Web site at *www.bptunnel.com.* Additional need elements for the project will be documented and evaluated as part of the NEPA process.

Alternatives To Be Considered

Alternatives will be developed based on the purpose of and need for the project, information obtained through the scoping process, and previous reports. The EIS will consider a range of reasonable alternatives based on the need to improve capacity and travel time through the corridor, improve reliability, and maintain safety for commuter, freight and intercity passenger rail services on the NEC. Alternatives will include the No Action Alternative as well as Build Alternatives such as rehabilitation of the existing tunnel and a new tunnel at a different location.

Possible Effects

FRA in coordination with MDOT will evaluate direct, indirect, and cumulative changes to the human and natural environment resulting from the alternatives, including: Land use and socioeconomics, Environmental Justice, public safety, cultural resources, recreational resources, ecological resources (including terrestrial and aquatic habitat and species), wetland areas, water quality, flood hazards and floodplain management, hazardous contamination, transportation, construction issues, air quality, noise and vibration, and aesthetics. The analysis and environmental review will be documented in the EIS consistent with NEPA, CEQ regulations, Section 106 of the NHPA, the Endangered Species Act, the Clean Air Act, the Clean Water Act, FRA Environmental Procedures, Executive Order 12898 and USDOT Order 5610.2(a) on Environmental Justice, and Section 4(f) of the USDOT Act of 1966, along with other applicable Federal and State regulations.

Scoping Process

The FRA and MDOT are inviting comments and suggestions from the public and all interested parties regarding the scope of the EIS to ensure that all relevant issues, applicable planning efforts, constraints, and reasonable alternatives are addressed in the EIS. FRA and MDOT will directly contact appropriate Federal, State, and local agencies, Native American tribes and private organizations that have previously expressed or that are known to have an interest in this Project.

Public meetings, open houses, and other public involvement initiatives, including newsletters and outreach, will

be held and used throughout the course of this Study. Dates, times and locations for the scoping meetings and other opportunities for public participation will be announced on the B&P Tunnel Project's Web site (*www.bptunnel.com*) and through mailings, public notices, advertisements and press releases.

Comments will be accepted on the scope of the EIS at the public meeting, through the project Web site (*www.bptunnel.com*) and by submitting written comments to Michelle Fishburne according to **FOR FURTHER INFORMATION CONTACT** above. The formal comment period for scoping will be as described in **DATES** above.

Authority: National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321 *et. seq.*)

Issued in Washington, DC, on June 4, 2014.

Corey W. Hill,

Director, Office of Program Delivery.

[FR Doc. 2014–13318 Filed 6–6–14; 8:45 am]

BILLING CODE 4910–06–P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. EP 682 (Sub-No. 5)]

2013 Tax Information for use in the Revenue Shortfall Allocation Method

AGENCY: Surface Transportation Board.

ACTION: Notice.

SUMMARY: The Board is publishing, and providing the public an opportunity to comment on, the 2013 weighted average state tax rates for each Class I railroad, as calculated by the Association of American Railroads (AAR), for use in the Revenue Shortfall Allocation Method (RSAM).

DATES: Comments are due by July 9, 2014. If any comment opposing AAR's calculation is filed, AAR's reply will be due by July 29, 2014. If no comments are filed by the due date, AAR's calculation of the 2013 weighted average state tax rates will be automatically adopted by the Board, effective July 10, 2014.

ADDRESSES: Comments may be submitted either via the Board's e-filing format or in traditional paper format. Any person using e-filing should attach a document and otherwise comply with the instructions at the E-FILING link on the Board's Web site at *http://www.stb.dot.gov.* Any person submitting a filing in the traditional paper format should send an original and 10 copies referring to Docket No. EP 682 (Sub-No. 5) to: Surface Transportation Board, 395 E Street SW., Washington, DC 20423–0001.

FOR FURTHER INFORMATION CONTACT: Marc Lerner, (202) 245–0390. Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at (800) 877–8339.

SUPPLEMENTARY INFORMATION: The RSAM figure is one of three benchmarks that together are used to determine the reasonableness of a challenged rate under the Board's *Simplified Standards for Rail Rate Cases,* EP 646 (Sub-No. 1) (STB served Sept. 5, 2007),[1] as further revised in *Simplified Standards for Rail Rate Cases–Taxes in Revenue Shortfall Allocation Method,* EP 646 (Sub-No. 2) (STB served Nov. 21, 2008). RSAM is intended to measure the average markup that the railroad would need to collect from all of its ''potentially captive traffic'' (traffic with a revenue-to-variable-cost ratio above 180%) to earn adequate revenues as measured by the Board under 49 U.S.C. 10704(a)(2) (i.e., earn a return on investment equal to the railroad industry cost of capital). *Simplified Standards–Taxes in RSAM,* slip op. at 1. In *Simplified Standards–Taxes in RSAM,* slip op. at 3, 5, the Board modified its RSAM formula to account for taxes, as the prior formula mistakenly compared pre-tax and after-tax revenues. In that decision, the Board stated that it would institute a separate proceeding in which Class I railroads would be required to submit the annual tax information necessary for the Board's annual RSAM calculation. *Id.* at 5–6.

In *Annual Submission of Tax Information for Use in the Revenue Shortfall Allocation Method,* EP 682 (STB served Feb. 26, 2010), the Board adopted rules to require AAR—a national trade association—to annually calculate and submit to the Board the weighted average state tax rate for each Class I railroad. *See* 49 CFR 1135.2(a). On May 30, 2014, AAR filed its calculation of the weighted average state tax rates for 2013, listed below for each Class I railroad:

WEIGHTED AVERAGE STATE TAX RATES

[In percent]

Railroad	2013 (percent)	2012 (percent)	% Change
BNSF Railway Company	5.510	5.567	−0.057
CSX Transportation, Inc	5.486	5.588	−0.102
Grand Trunk Corporation	8.066	8.078	−0.012
The Kansas City Southern Railway	5.762	5.877	−0.115
Norfolk Southern Combined	5.821	5.891	−0.070
Soo Line Corporation	7.289	7.351	0.062
Union Pacific Railroad Company	5.929	5.970	−0.041

Any party wishing to comment on AAR's calculation of the 2013 weighted average state tax rates should file a comment by July 9, 2014. *See* 49 CFR 1135.2(c). If any comments opposing AAR's calculations are filed, AAR's reply will be due by July 29, 2014. *Id.* If any comments are filed, the Board will review AAR's submission, together with the comments, and serve a decision within 60 days of the close of the record that either accepts, rejects, or modifies AAR's railroad-specific tax information. *Id.* If no comments are filed by July 9, 2014, AAR's submitted weighted average state tax rates will be automatically adopted by the Board, effective July 10, 2014. *Id.*

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

Decided: June 4, 2014.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

Derrick A. Gardner,

Clearance Clerk.

[FR Doc. 2014–13381 Filed 6–6–14; 8:45 am]

BILLING CODE 4915–01–P

[1] *Aff'd sub nom. CSX Transp., Inc.* v. *STB,* 568 F.3d 236 (D.C. Cir. 2009), *and vacated in part on reh'g, CSX Transp., Inc.* v. *STB,* 584 F.3d 1076 (D.C. Cir. 2009).

DEPARTMENT OF THE TREASURY

Office of the Comptroller of the Currency

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Information Collection Activities; Information Collection Renewal; Comment Request; Basel II Interagency Supervisory Guidance for the Supervisory Review Process

AGENCY: Office of the Comptroller of the Currency, Treasury (OCC) and Federal Deposit Insurance Corporation (FDIC) (collectively, the agencies).

ACTION: Notice.

SUMMARY: The agencies, as part of their continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to comment on a continuing information collection, as required by the Paperwork Reduction Act of 1995 (PRA). An agency may not conduct or sponsor, and a respondent is not required to respond to, an information collection unless it displays a currently valid Office of Management and Budget (OMB) control number. The agencies are soliciting comment concerning the renewal of their information collection titled ''Basel II Interagency Supervisory Guidance for the Supervisory Review Process (Pillar 2).''

DATES: Comments must be received by August 8, 2014.

ADDRESSES: Comments should be addressed to:

OCC: Because paper mail in the Washington, DC area and at the OCC is subject to delay, commenters are encouraged to submit comments by email if possible. Comments may be sent to: Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, Attention: 1557–0242, 400 7th Street SW., Suite 3E–218, Mail Stop 9W–11, Washington, DC 20219. In addition, comments may be sent by fax to (571) 465–4326 or by electronic mail to *regs.comments@occ.treas.gov*. You may personally inspect and photocopy comments at the OCC, 400 7th Street SW., Washington, DC 20219. For security reasons, the OCC requires that visitors make an appointment to inspect comments. You may do so by calling (202) 649–6700. Upon arrival, visitors will be required to present valid government-issued photo identification and to submit to security screening in order to inspect and photocopy comments.

All comments received, including attachments and other supporting materials, are part of the public record and subject to public disclosure. Do not enclose any information in your comment or supporting materials that you consider confidential or inappropriate for public disclosure.

FDIC: You may submit comments by any of the following methods:

- Agency Web site: *http://www.fdic.gov/regulations/laws/federal/*. Follow instructions for submitting comments on the Agency Web site.
- Email: *Comments@FDIC.gov*. Include ''Basel II Supervisory Guidance'' in the subject line of the message.
- Mail: Robert E. Feldman, Executive Secretary, Attention: Comments, Federal Deposit Insurance Corporation, 550 17th Street NW., Washington, DC 20429.
- Hand Delivery/Courier: Guard station at the rear of the 550 17th Street Building (located on F Street) on business days between 7 a.m. and 5 p.m. (EST).
- Federal eRulemaking Portal: *http://www.regulations.gov*. Follow the instructions for submitting comments.
- Public Inspection: All comments received will be posted without change to *http://www.fdic.gov/regulations/laws/federal* including any personal information provided. Comments may be inspected and photocopied in the FDIC Public Information Center, 3501 North Fairfax Drive, Room E–1002, Arlington, VA 22226, between 9 a.m. and 5 p.m. (EST) on business days. Paper copies of public comments may be ordered from the Public Information Center by telephone at (877) 275–3342 or (703) 562–2200.

FOR FURTHER INFORMATION CONTACT: *OCC:* Johnny Vilela or Mary H. Gottlieb, OCC Clearance Officers, (202) 649–5490, for persons who are deaf or hard of hearing, TTY, (202) 649–5597, Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, 400 7th Street SW., Suite 3E–218, Mail Stop 9W–11, Washington, DC 20219.

FDIC: Leneta Gregorie, Counsel, (202) 898–3719, Legal Division, Federal Deposit Insurance Corporation, 550 17th Street NW., Washington, DC 20429.

SUPPLEMENTARY INFORMATION: In accordance with the requirements of the PRA, the Agencies may not conduct or sponsor, and the respondent is not required to respond to, an information collection unless it displays a currently valid OMB control number. The Agencies are requesting comment on a continuing information collection.

Comments are invited on:

(a) Whether the collection of information is necessary for the proper performance of the Agencies' functions, including whether the information has practical utility;

(b) The accuracy of the estimates of the burden of the information collection, 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 information collection on respondents, including through the use of automated collection techniques or other forms of information technology; and

(e) Estimates of capital or start up costs and costs of operation, maintenance, and purchase of services to provide information.

Title of Information Collection: Basel II Interagency Supervisory Guidance for the Supervisory Review Process (Pillar 2).

OMB Control Numbers:

OCC: 1557–0242.

FDIC: 3064–0165.

Frequency of Response: Event-generated.

Affected Public:

OCC: National banks.

FDIC: Insured state nonmember banks and certain subsidiaries of these entities.

Abstract: The agencies issued a supervisory guidance document for implementing the supervisory review process (Pillar 2). The guidance was issued on July 31, 2008 (73 FR 44620).

Sections 37, 41, 43, and 46 of the guidance impose information collection requirements. Section 37 states that banks should state clearly the definition of capital used in any aspect of its internal capital adequacy assessment process (ICAAP) and document any changes in the internal definition of capital. Section 41 requires banks to maintain thorough documentation of ICAAP. Section 43 specifies that boards of directors must approve the bank's ICAAP, review it on a regular basis, and approve any changes. Boards of directors also are required under section 46 to periodically review the assessment of overall capital adequacy and to analyze how measures of internal capital adequacy compare with other capital measures (such as regulatory or accounting).

Estimated Burden:

OCC:

Number of Respondents: 26.

Estimated Burden per Respondent: 140 hours.

Total Estimated Annual Burden: 3,640 hours.

FDIC:

Number of Respondents: 8.

Estimated Burden per Respondent: 420 hours.

Total Estimated Annual Burden: 3,360 hours.

Dated: June 3, 2014.

Stuart E. Feldstein,

Director, Legislative & Regulatory Activities Division, Office of the Comptroller of the Currency.

Dated at Washington, DC, the 3rd day of June, 2014.

By order of the Federal Deposit Insurance Corporation.

Robert E. Feldman,

Executive Secretary.

[FR Doc. 2014–13417 Filed 6–6–14; 8:45 am]

BILLING CODE 4810–33–P; 6714–01–P

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

Publishing Additional Identifying Information Associated With Persons Whose Property and Interests in Property Are Blocked Pursuant to the Foreign Narcotics Kingpin Designation Act

AGENCY: Office of Foreign Assets Control, Treasury.

ACTION: Notice.

SUMMARY: The U.S. Department of the Treasury's Office of Foreign Assets Control (''OFAC'') is publishing additional identifying information associated with the names of three individuals identified by the President of the United States on May 30, 2014, whose property and interests in property have been blocked pursuant to the Foreign Narcotics Kingpin Designation Act (''Kingpin Act'') (21 U.S.C. §§ 1901–1908, 8 U.S.C. § 1182).

DATES: The President of the United States identified the three individuals in this notice pursuant to 21 U.S.C. 1903 (b)(1) of the Kingpin Act on May 30, 2014.

FOR FURTHER INFORMATION CONTACT: Assistant Director, Sanctions Compliance & Evaluation, Office of Foreign Assets Control, U.S. Department of the Treasury, Washington, DC 20220, Tel: (202) 622–2490.

SUPPLEMENTARY INFORMATION:

Electronic and Facsimile Availability

This document and additional information concerning OFAC are available on OFAC's Web site at *http://www.treasury.gov/ofac* or via facsimile through a 24-hour fax-on-demand service at (202) 622–0077.

Background

The Kingpin Act became law on December 3, 1999. The Kingpin Act establishes a program targeting the activities of significant foreign narcotics traffickers and their organizations on a worldwide basis. It provides a statutory framework for the imposition of sanctions against significant foreign narcotics traffickers and their organizations on a worldwide basis, with the objective of denying their businesses and agents access to the U.S. financial system and the benefits of trade and transactions involving U.S. companies and individuals.

The Kingpin Act blocks all property and interests in property, subject to U.S. jurisdiction, owned or controlled by significant foreign narcotics traffickers as identified by the President. In addition, the Secretary of the Treasury, in consultation with the Attorney General, the Director of the Central Intelligence Agency, the Director of the Federal Bureau of Investigation, the Administrator of the Drug Enforcement Administration, the Secretary of Defense, the Secretary of State, and the Secretary of Homeland Security may designate and block the property and interests in property, subject to U.S. jurisdiction, of persons who are found to be: (1) Materially assisting in, or providing financial or technological support for or to, or providing goods or services in support of, the international narcotics trafficking activities of a person designated pursuant to the Kingpin Act; (2) owned, controlled, or directed by, or acting for or on behalf of, a person designated pursuant to the Kingpin Act; or (3) playing a significant role in international narcotics trafficking.

OFAC is publishing additional identifying information associated with the following three individuals the President of the United States identified on May 30, 2014, whose property and interest in property are blocked pursuant to Section 21 U.S.C. 1903 (b)(1) of the Kingpin Act:

1. BARROS, Francisco de Fatima Frederico (a.k.a. BARROS FREDERICO, Lucio Francisco de Fatima; a.k.a. ''CHICO BARROS''); DOB 13 May 1967; alt. DOB 06 Jun 1970; POB Praia, Cabo Verde; nationality Cabo Verde; citizen Cabo Verde; alt. citizen Guinea-Bissau; Passport I066302 (Cabo Verde); alt. Passport CA0120780 (Guinea-Bissau) issued 08 Apr 2006 expires 07 Apr 2009; National ID No. 16128971 (Cabo Verde) (individual) [SDNTK].

2. NAVARRO CERRANO, Victor Ramon (a.k.a. ''MEGATEO''); DOB 25 Jan 1976; POB San Calixto, Norte de Santander, Colombia; citizen Colombia; Cedula No. 0088282754 (Colombia) (individual) [SDNTK].

3. SALAZAR UMANA, Jose Adan (a.k.a. ''CHEPE DIABLO''), Metapan, Santa Ana, El Salvador; DOB 16 Jun 1948; POB Metapan, El Salvador; nationality El Salvador; citizen El Salvador; National ID No. 02071606480022 (El Salvador) (individual) [SDNTK].

Dated: May 30, 2014.

Adam J. Szubin,

Director, Office of Foreign Assets Control.

[FR Doc. 2014–13347 Filed 6–6–14; 8:45 am]

BILLING CODE 4810–AL–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Proposed Information Collection; Comment Request

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 8957, Foreign Account Tax Compliance Act (FATCA) Registration, and Form 8966, FATCA Report.

DATES: Written comments should be received on or before August 8, 2014 to be assured of consideration.

ADDRESSES: Direct all written comments to Joe Durbala, Internal Revenue Service, Room 6129, 1111 Constitution Avenue NW., Washington, DC 20224.

FOR FURTHER INFORMATION CONTACT: Requests for additional information, or copies of the information collection and instructions should be addressed to Allan Hopkins, at Internal Revenue Service, Room 6129, 1111 Constitution Avenue NW., Washington, DC 20224, or through the Internet, at *Allan.M.Hopkins@irs.gov.*

SUPPLEMENTARY INFORMATION: *Title:* Form 8957, Application or Foreign Account Tax Compliance Act (FATCA) Registration, Form 8966, FATCA Report.

OMB Number: 1545–2246.

Form Numbers: 8957, 8966.

Abstract: The IRS is developed these forms under the authority of IRC section 1471(b), which was added by PL 111–47, section 501(a). Section 1471 is part of the new Foreign Account Tax Compliance Act (FATCA) legislative framework to obtain reporting from

foreign financial institutions on the accounts held in their institutions by U.S. persons.

Current Actions: There are no changes being made to these forms at this time.

Type of Review: Extension of a currently approved collection.

Affected Public: Business and other for profit and not-for-profit institutions.

Estimated Number of Respondents: 4,896,800.

Estimated Time per Respondent: 50 minutes.

Estimated Total Annual Burden Hours: 4,063,856.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information, unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

Request for Comments: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the agency's functions, including whether the information has practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (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 respondents, including the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: June 2, 2014.

R. Joseph Durbala,

IRS Reports Clearance Officer.

[FR Doc. 2014–13420 Filed 6–6–14; 8:45 am]

BILLING CODE 4830–01–P

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Federal Register

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