

education and increase the number of American Indians and Alaska Natives who know their HIV/AIDS status.

The target population for the initiative is tribes, tribal organizations, and urban Indian organizations that reside in Alaska, Arizona, California, Florida, Michigan, Nevada, New Mexico, New York, North Carolina, Oklahoma, Texas, Utah and Washington who are at risk for substance use and HIV/AIDS. The selected states are those with the highest concentration of AI/AN population based on United States Census 2000. It should be noted that 6 of these states (California, Florida, Nevada, North Carolina, and New York) are also designated Block Grant HIV State-aside

states (reported 10 HIV cases per 100,000 to CDC). Additionally, the top five AI/AN AIDS Case states are—California, Oklahoma, Washington, Arizona and Alaska, which also are part of the target population.

Given the history, SAMHSA could not have anticipated the need for the MAI Rapid HIV Testing Clinical Information Form earlier and is requesting an emergency OMB approval. Due to the six month shelf-life of the Rapid HIV Test Kits it is unlikely that SAMHSA will be able to distribute the kits and collect the essential clinical information prior to the expiration of the existing 20,000 Rapid HIV Test Kits without the emergency OMB approval. Emergency

OMB approval will make available the immediate distribution of up to 50,000 no cost Rapid HIV Test kits to American Indian and Alaska Native communities. The MAI Rapid HIV Testing Clinical Information Form would support quality of care, provide minimum but adequate clinical and product monitoring, and provide appropriate safeguards against fraud, waste and abuse of Federal funds. SAMHSA's approach would avoid unnecessary delay in informing any person potentially adversely affected by a test kit recall or public health advisory.

The following table is the estimated hour burden:

	Number of respondents	Responses/ respondent	Burden hours	Total burden hours
50,000 .....		1	.167	8,350

Written comments and recommendations concerning the proposed information collection should be sent within 30 Days of this notice to: John Kraemer, Human Resources and Housing Branch, Office of Management and Budget, New Executive Office Building, Room 10235, Washington, DC 20503; due to potential delays in OMB's receipt and processing of mail sent through the U.S. Postal Service, respondents are encouraged to submit comments by fax to: 202-395-6974.

Date: July 24, 2008.

**Christine Chen,**

*Director, Division of Grants Management.*

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**DEPARTMENT OF HOMELAND SECURITY**

**Office of Health Affairs; BioWatch Filter Holder Log**

**AGENCY:** Office of Health Affairs, Weapons of Mass Destruction (WMD) and Biodefense, Chem/Bio Early Detection Division, DHS.

**ACTION:** 30-Day Notice and request for comments; New Information Collection Request 1601-NEW.

**SUMMARY:** The Department of Homeland Security, Office of Health Affairs, WMD and Biodefense, has submitted the following information collection request (ICR) to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35). The Office of Health Affairs, WMD and Biodefense are

soliciting comments concerning a new information collection request, Bio Watch Filter Holder Log Form 9500. DHS previously published this information collection request (ICR) in the **Federal Register** on April 4, 2008 at 73 FR 18542, for a 60-day public comment period. No comments were received by DHS. The purpose of this notice is to allow additional 30-days for public comments.

**DATES:** Comments are encouraged and will be accepted until August 28, 2008. This process is conducted in accordance with 5 CFR 1320.1.

**ADDRESSES:** Interested persons are invited to submit written comments on the proposed information collection to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to OMB Desk Officer for the Department of Homeland Security, Office of Health Affairs, and sent via electronic mail to *oira\_submission@omb.eop.gov* or faxed to (202) 395-6974.

The Office of Management and Budget is particularly interested in comments which:

1. 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;
2. 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;
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, e.g., permitting electronic submissions of responses.

**FOR FURTHER INFORMATION CONTACT:** If additional information is required contact: the Department of Homeland Security, Office of Health Affairs, WMD and Biodefense, Chem/Bio Early Detection Division, Washington, DC 20528. Attn: Division Director, Dr. Jeffrey Stiefel, 703-647-8056 or 202-254-6076.

**SUPPLEMENTARY INFORMATION:** The Department of Homeland Security (DHS), Office of Health Affairs, WMD and Biodefense, Chem/Bio Early Detection Division requires the collection of information by BioWatch jurisdictions. The BioWatch Program operates aerosol collector equipment in approximately 30 U.S. jurisdictions to monitor for the presence of organisms that may be related to the deliberate release of a select subset of biological threat agents. Information is collected in writing by a representative of a BioWatch jurisdiction (either an employee, or a contractor) responsible for installing and removing filters from aerosol collection devices and transporting them to local laboratories for sample analysis. A standard filter holder log is completed for each sample and is archived by the BioWatch jurisdiction for a year. The DHS BioWatch Program provides financial support to the participating jurisdictions

for the cost of collection and laboratory analysis activities, including the preparation of the filter holder log and other documentation. The Federal Bureau of Investigation (FBI) has instructed the BioWatch Program to maintain a written record for each collected filter sample to support law enforcement activities, including criminal prosecution in the case of a deliberate release of a biological agent. Collection of written records establishing chain of custody for samples containing biological agents and toxins for the purpose of evidence in a criminal proceeding is consistent with the "Best Evidence Rule", Section 1002, of the federal Rules of Evidence. The FBI instruction to the BioWatch program is consistent with Section 7 of the FBI Quality Assurance Guidelines for Laboratories Performing Microbial Forensic Work, produced by the members of the Scientific Working Group on Microbial Genetics and Forensics (SWGMP). Such record keeping supports mandatory reporting requirements directed by The APHIS Interim Final Rule 7 CFR Part 331, Possession, Use, and Transfer of Biological Agents and Toxins; and the CDC Interim Final Rule 42 CFR Part 73 Possession, Use, and Transfer of Select Agents and Toxins, *inter alia*.

#### Analysis

*Agency:* Department of Homeland Security, Office of Health Affairs, WMD and Biodefense, Chem/Bio Early Detection Division.

*Title:* BioWatch Filter Holder Log.

*DHS Form:* 9500 (5/07).

*OMB Number:* 1601-NEW.

*Frequency:* Once daily.

*Affected Public:* State, Local, and Tribal Governments.

*Number of Respondents:* 522.

*Estimated Time per Respondent:* 1 minute.

*Total Burden Hours:* 3,182 annual burden hours.

*Total Burden Cost (capital/startup):* \$0.00.

*Total Burden Cost (operating/maintaining):* \$144,770.

Dated: July 17, 2008.

**Richard Mangogna,**  
Chief Information Officer.

[FR Doc. E8-17338 Filed 7-28-08; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R4-ES-2008-N0183; 40120-1113-0000-C4]

#### Endangered and Threatened Wildlife and Plants; 5-Year Status Review of 20 Southeastern Species

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice.

**SUMMARY:** The U.S. Fish and Wildlife Service (Service) is initiating 5-year status reviews of the slender chub (*Erimystax cahni*), blackside dace (*Phoxinus Cumberlandensis*), vermilion darter (*Etheostoma chermocki*), pygmy madtom (*Noturus stanauli*), palezone shiner (*Notropis albizonatus*), fanshell (*Cyprogenai stegaria*), inflated heelsplitter (*Potamilus inflatus*), pink mucket (*Lampsilis abrupta*), spruce-fir moss spider (*Microhexura montivaga*), cave crayfish (*Cambarus aculabrum*), Pyne's ground plum (*Astragalus bibulatus*), small-anthered bittercress (*Cardamine micranthera*), leafy prairie clover (*Dalea foliosa*), smooth coneflower (*Echinacea laevigata*), spreading avens (*Geum radiatum*), Roan Mountain bluet (*Hedyotis purpurea var. montana*), rough-leaved loosestrife (*Lysimachia asperulaefolia*), Michaux's sumac (*Rhus michauxii*), Alabama canebrake pitcher plant (*Sarracenia rubra ssp. alabamensis*), and Blue Ridge goldenrod (*Solidago spithamaea*), under section 4(c)(2) of the Endangered Species Act of 1973, as amended (Act). The purpose of reviews conducted under this section of the Act is to ensure that the classification of species as threatened or endangered on the List of Endangered and Threatened Wildlife and Plants (50 CFR 17.11 and 17.12) is accurate. A 5-year review is an assessment of the best scientific and commercial data available at the time of the review.

**DATES:** To allow us adequate time to conduct this review, information submitted for our consideration must be received on or before September 29, 2008. However, we will continue to accept new information about any listed species at any time.

**ADDRESSES:** Information submitted on the slender chub, pygmy madtom, Pyne's groundplum, and leafy prairie clover should be sent to Geoff Call, Tennessee Field Office, U.S. Fish and Wildlife Service, 446 Neal Street, Cookeville, TN 38501, fax 931-528-7075. Information on the palezone shiner, blackside dace, and fanshell should be sent to Mike Floyd, Kentucky

Field Office, U.S. Fish and Wildlife Service, 330 W. Broadway, Rm. 265, Frankfort, KY 40601, fax 502-695-1024. Information on the smooth coneflower, Michaux's sumac, and rough-leaved loosestrife should be sent to Dale Suiter, Raleigh Field Office, U.S. Fish and Wildlife Service, P.O. Box 33726, Raleigh, NC 27636, fax 919-856-4556. Information on the pink mucket, spruce fir moss spider, spreading avens, Blue Ridge goldenrod, Roan Mountain bluet, and small-anthered bittercress should be sent to Field Supervisor, Asheville Field Office, U.S. Fish and Wildlife Service, 160 Zillicoa St., Asheville, NC 28801, fax 828-258-5330. Information on the vermilion darter, inflated heelsplitter, and Alabama canebrake pitcher plant should be sent to Cary Norquist, Mississippi Field Office, U.S. Fish and Wildlife Service, 6578 Dogwood View Pkwy., Jackson, MS 39213, fax 601-965-4340. Information on the cave crayfish should be sent to David Kampwerth, Arkansas Field Office, 110 South Amity Road, Suite 300, Conway, AR 72032, fax 501-513-4480. Information received in response to this notice of review will be available for public inspection by appointment, during regular business hours, at the same addresses.

#### FOR FURTHER INFORMATION CONTACT:

Geoff Call at Cookeville, Tennessee address above for the slender chub, pygmy madtom, Pyne's groundplum and leafy prairie clover (telephone, 931/528-6481 ext. 213, e-mail [geoff\\_call@fws.gov](mailto:geoff_call@fws.gov)); Mike Floyd at the Frankfort, Kentucky, address above for the palezone shiner, blackside dace, and fanshell (telephone, 502/695-0468 ext. 102, e-mail [mike\\_floyd@fws.gov](mailto:mike_floyd@fws.gov)); Dale Suiter at the Raleigh, North Carolina address above for the smooth coneflower, Michaux's sumac, and rough-leaved loosestrife (telephone, 919/856-4520 ext. 18, e-mail [dale\\_suiter@fws.gov](mailto:dale_suiter@fws.gov)); Bob Butler at Asheville, North Carolina address above for the pink mucket (telephone, 828/258-3939 ext. 235, e-mail [robert\\_butler@fws.gov](mailto:robert_butler@fws.gov)); John Fridell at the Asheville, North Carolina for the spruce fir moss spider (telephone, 828/258-3939 ext. 225, e-mail [john\\_fridell@fws.gov](mailto:john_fridell@fws.gov)); Carolyn Wells at Asheville, North Carolina for the spreading avens, Blue Ridge goldenrod, Roan Mountain bluet, and small-anthered bittercress (telephone, 828/258-3939 ext. 231, [carolyn\\_wells@fws.gov](mailto:carolyn_wells@fws.gov)); Cary Norquist at Jackson, Mississippi address above for the vermilion darter, inflated heelsplitter, and Alabama canebrake pitcher plant (telephone, 601/321-1128,