

**ADDRESSES:** Comments may be submitted by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov/http://frwebgate.access.gpo/cgi-bin/leaving>. Follow the instructions for submitting comments.

- *E-mail:* [secretary@cftc.gov](mailto:secretary@cftc.gov). Include "CME/CBOT Section 4(c) Petition" in the subject line of the message.

- *Fax:* 202-418-5521.

- *Mail:* Send to David A. Stawick, Secretary, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street, NW., Washington, DC 20581.

- *Courier:* Same as mail above.

All comments received will be posted without change to <http://www.cftc.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Sarah E. Josephson, Special Counsel, 202-418-5684, [sjosephson@cftc.gov](mailto:sjosephson@cftc.gov), or Phyllis P. Dietz, Associate Director, 202-418-5449, [pdietz@cftc.gov](mailto:pdietz@cftc.gov), Division of Clearing and Intermediary Oversight, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street, NW., Washington, DC 20581.

**SUPPLEMENTARY INFORMATION:**

**I. General Information**

Pursuant to the E-Government Act of 2002, Pub. L. 107-347, in January 2003, the interagency eRulemaking Program launched <http://www.regulations.gov> (the Federal eRulemaking Portal) to provide citizens with an online portal to learn about proposed regulations and to submit comments. The Commission receives comments through five distinct methods, including the Federal eRulemaking Portal.

During the time from March 22, 2008 through September 8, 2008, the Federal eRulemaking Portal experienced a software problem resulting in the non-transmittal of some public comments. The software error affected only a few federal agencies. The eRulemaking Program informed the Commission that one comment regarding CME and CBOT's requested 4(c) exemption to permit clearing of OTC corn basis swaps and corn, wheat, and soybean calendar swaps was not transmitted from the eRulemaking Portal to the Commission. The eRulemaking Program was unable to provide any information regarding the identity of the commenter or nature of the lost comment. It is the Commission's understanding that the transmission problem has been corrected, and safeguards are now in place to ensure this error will not occur in the future. This software problem affected none of the other methods by

which the Commission accepts comments.

**II. Specific Information**

The Commission is reopening the period for public comment specifically to afford the commenter, whose submission was not received, the opportunity to resubmit the comment. In addition, any other member of the public may submit a comment during the reopened comment period. The original notice of request for public comment was published on July 7, 2008, and the comment period closed on August 21, 2008. Please refer to 73 FR 38403 (July 7, 2008) for the original notice and refer to the Commission Web site (<http://www.cftc.gov>) to view the exemption request and comments submitted and received as of the publication of this notice.

Issued in Washington, DC, on December 24, 2008 by the Commission.

**David A. Stawick,**

*Secretary of the Commission.*

[FR Doc. E8-31132 Filed 12-30-08; 8:45 am]

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

[Docket ID: DoD-2008-HA-0167]

**Proposed Collection; Comment Request**

**AGENCY:** Office of the Assistant Secretary of Defense for Health Affairs, DoD.

**ACTION:** Notice.

In compliance with section 3506(c)(2)(A) of the *Paperwork Reduction Act of 1995*, the Office of the Assistant Secretary of Defense for Health Affairs announces a proposed public information collection and seeks public comment on the provisions thereof. Comments are invited on: (a) Whether the proposed 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 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 through the use of automated collection techniques or other forms of information technology.

**DATES:** Consideration will be given to all comments received by March 2, 2009.

**ADDRESSES:** You may submit comments, identified by docket number and title, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Mail:* Federal Docket Management System Office, 1160 Defense Pentagon, Washington, DC 20301-1160.

*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.

**FOR FURTHER INFORMATION CONTACT:**

To request more information on this proposed information collection or to obtain a copy of the proposal and associated collection instruments, please write to Lt. Col. Judith Schulik, TRICARE Policy and Operations, TRICARE Management Activity, 5111 Leesburg Pike, Suite 810, Falls Church, VA 22041, telephone (703) 681-0039.

*Title; Associated Form; and OMB*

*Number:* Certification of non-contributory TRICARE supplemental insurance plan; OMB Control Number 0720-TBD.

*Needs and Uses:* Section 707 of the John Warner National Defense Authorization Act for Fiscal Year 2007 added section 1097c to Title 10. Section 1097c prohibits employers from offering financial or other incentives to certain TRICARE-eligible employees to not enroll in an employer-offered group-health plan. In other words, employers may no longer offer TRICARE supplemental insurance plans as part of an employee benefit package. Employers may, however, offer TRICARE supplemental insurance plans as part of an employee benefit package provided the plan is not paid for in whole or in part by the employer and is not endorsed by the employer. When such TRICARE supplemental plans are offered, the employer must properly document that they did not provide any payment for the benefit nor receive any direct or indirect consideration or compensation for offering the benefit; the employer's only involvement is providing the administrative support. That certification will be provided upon request to the Department of Defense.

*Affected Public:* Business or other for profit; Not-for-profit institutions.

*Annual Burden Hours:* 250.

*Number of Respondents:* 1,500.

*Responses per Respondent:* 1.

*Average Burden per Response:* 10 minutes.

*Frequency:* On occasion.

**SUPPLEMENTARY INFORMATION:**

**Summary of Information Collection**

Respondents are employers who make available non-contributory TRICARE supplemental insurance plan to their employees. This new paperwork requirement is consistent with section 707 of the John Warner National Defense Authorization Act for Fiscal Year 2007 which added Section 1097c to Title 10. Per Section 1097c, employers may no longer offer TRICARE supplemental insurance plans as part of an employee benefit package. They may offer TRICARE supplemental insurance plans, however, provided the plan is not paid for in whole or in part by the employer and is not endorsed by the employer. When such TRICARE supplemental plans are offered, the employer must properly document that they did not provide any payment for the benefit nor receive any direct or indirect consideration or compensation for offering the benefit; the employer's only involvement is providing the administrative support. One certification must be completed per employer. It should be kept on file by the employer for as long as such plans are offered. The employer will provide the certification to the Department of Defense upon request.

Dated: December 22, 2008.

**Patricia L. Toppings,**

*OSD Federal Register Liaison Officer,  
Department of Defense.*

[FR Doc. E8-31046 Filed 12-30-08; 8:45 am]

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

[Docket ID: DoD-2008-HA-0168]

**Proposed Collection; Comment Request**

**AGENCY:** Office of the Assistant Secretary of Defense for Health Affairs, DoD.

**ACTION:** Notice.

In compliance with section 3506(c)(2)(A) of the *Paperwork Reduction Act of 1995*, the Office of the Assistant Secretary of Defense for Health Affairs announces the proposed extension of a public information collection and seeks public comment on the provisions thereof. Comments are invited on: (a) Whether the proposed

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 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 through the use of automated collection techniques or other forms of information technology.

**DATES:** Consideration will be given to all comments received by March 2, 2009.

**ADDRESSES:** You may submit comments, identified by docket number and title, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Mail:* Federal Docket Management System Office, 1160 Defense Pentagon, Washington, DC 20301-1160.

*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.

**FOR FURTHER INFORMATION CONTACT:** To request more information on this proposed information collection or to obtain a copy of the proposal and associated collection instruments, please write to Naval Health Research Center, DoD Center for Deployment Health Research, Department 164, ATTN: Tyler C. Smith, MS, PhD, 140 Sylvester Rd., San Diego, CA 92106-3521, or call (619) 553-7593.

*Title; Associated Form; and OMB Number:* Prospective Department of Defense Studies of U.S. Military Forces: The Millennium Cohort Study—OMB Control Number 0720-0029.

*Needs and Uses:* The Millennium Cohort Study responds to recent recommendations by Congress and by the Institute of Medicine to perform investigations that systematically collect population-based demographic and health data so as to track and evaluate the health of military personnel throughout the course of their careers and after leaving military service.

*Affected Public:* Civilians, formerly Active Duty and activated Reservists in the U.S. Military, who enrolled and participated in Panels 1, 2, and 3 of the Millennium Cohort Study.

*Annual Burden Hours:* 9,150.

*Number of Respondents:* 36,599.

*Responses per Respondent:* 1.

*Average Burden per Response:* 45 minutes.

*Frequency:* Every 3 years.

**SUPPLEMENTARY INFORMATION:**

**Summary of Information Collection**

Persons eligible to respond to this survey are those civilians now separated from military service who initially enrolled, gave consent and participated in the Millennium Cohort Study while on active duty in the Army, Navy, Air Force, Marine Corps or U.S. Coast Guard during the first, second, or third panel enrollment periods in 2001-2003, 2004-2006, or 2007-2008, respectively.

Dated: December 22, 2008.

**Patricia L. Toppings,**

*OSD Federal Register Liaison Officer,  
Department of Defense.*

[FR Doc. E8-31047 Filed 12-30-08; 8:45 am]

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

**Announcement of Federal Funding Opportunity**

**AGENCY:** Office of Economic Adjustment, DoD.

**ACTION:** Notice.

**SUMMARY:** This notice announces the opportunity to enter into a cooperative agreement with the Office of Economic Adjustment (OEA) for Research and Technical Assistance (RTA) and invites proposals. The OEA is authorized by 10 U.S.C. 2391, to make grants to, or conclude cooperative agreements or enter into contracts with, a State or local government or any private entity to conduct research and provide technical assistance in support of the Defense Economic Adjustment Program, and assist communities, businesses and workers responding to Defense changes under 10 U.S.C. 2391 and Executive Order 12788, as amended. OEA is the Department of Defense's primary source for assisting communities that are adversely impacted by Defense program changes, including base closures or realignments, base expansions, and contract or program cancellations. Awards provided under this announcement support the Defense Economic Adjustment Program by: (1) Providing analysis and dissemination of information; and (2) support to innovative approaches.

**DATES:** OEA will hold a pre-proposal teleconference on Tuesday, January 27,