

Dated: December 18, 2008.

**Stephan J. Claeys,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

[FR Doc. E8-31139 Filed 12-30-08; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XM39**

#### Marine Mammals; File No. 704-1698

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

**ACTION:** Notice; issuance of permit amendment.

**SUMMARY:** Notice is hereby given that The University of Alaska Museum, 907 Yukon Drive, P.O. Box 756960, Fairbanks, AK 99775 (Dr. Link Olsen, Responsible Party) has been issued an amendment to scientific research Permit No. 704-1698-00.

**ADDRESSES:** The amendment and related documents are available for review upon written request or by appointment in the following office(s):

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)427-2521; and Alaska Region, NMFS, P.O. Box 21668, Juneau, AK 99802-1668; phone (907)586-7221; fax (907)586-7249.

**FOR FURTHER INFORMATION CONTACT:** Amy Sloan or Jennifer Skidmore, (301)713-2289.

**SUPPLEMENTARY INFORMATION:** The requested amendment has been granted under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the regulations governing the taking and importing of marine mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226), and the Fur Seal Act of 1966, as amended (16 U.S.C. 1151 *et seq.*).

The amendment (No. 704-1698-01) extends the expiration date of the permit from December 31, 2008 to December 31, 2009.

Issuance of this permit amendment, as required by the ESA, was based on a finding that such amendment: (1) was applied for in good faith; (2) will not

operate to the disadvantage of such endangered species; and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: December 23, 2008.

**P. Michael Payne,**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. E8-31147 Filed 12-30-08; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XM41**

#### North Pacific Fishery Management Council; Public Meeting

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

**ACTION:** Notice of a public meeting.

**SUMMARY:** The North Pacific Fishery Management Council's (Council) Salmon Bycatch Workgroup will meet in Anchorage, AK.

**DATES:** The meeting will be held on January 20, 2009, from 10 a.m. to 5 p.m.

**ADDRESSES:** The meeting will be held at the Hilton Hotel, 500 West 3rd Avenue, Fireweed Room, Anchorage AK.

Council address: North Pacific Fishery Management Council, 605 W. 4th Ave., Suite 306, Anchorage, AK 99501-2252.

**FOR FURTHER INFORMATION CONTACT:** Diana Stram, Council staff; telephone: (907) 271-2809

**SUPPLEMENTARY INFORMATION:** The Committee will review industry proposals for incentive-based salmon bycatch reduction programs in conjunction with the Council's forthcoming action on Chinook salmon bycatch management measures. The Committee will receive presentations and then provide their written comments and recommendations on these proposals to the Council for its consideration.

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 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 Council's intent to take final action to address the emergency.

#### Special Accommodations

This meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Gail Bendixen at (907) 271-2809 at least 7 working days prior to the meeting date.

Dated: December 24, 2008.

**Tracey L. Thompson,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. E8-31075 Filed 12-30-08; 8:45 am]

**BILLING CODE 3510-22-S**

## COMMODITY FUTURES TRADING COMMISSION

### Request To Exempt Certain Over-the-Counter Swaps From Certain of the Requirements Imposed by Commission Regulation 35.2, Pursuant to the Authority in Section 4(C) of the Commodity Exchange Act; Reopening of Comment Period

**AGENCY:** Commodity Futures Trading Commission.

**ACTION:** Notice of request for comment on exemption request; reopening of comment period.

**SUMMARY:** The Commodity Futures Trading Commission ("Commission") is reopening the period for public comment to provide interested persons additional time to comment on whether to exempt certain over-the-counter ("OTC") agricultural swaps from certain of the requirements otherwise imposed by Commission Regulation 35.2. The comment period is being reopened due to the non-transmittal of a comment letter from the Federal eRulemaking Portal to the Commission. The purpose of the Commission's action is to afford the commenter whose submission was not received, the opportunity to resubmit the comment. The Chicago Mercantile Exchange Inc. ("CME"), a registered derivatives clearing organization, and the Board of Trade of the City of Chicago, Inc. ("CBOT"), a designated contract market, requested an exemption that would permit the clearing of OTC agricultural swaps. Authority for extending this relief is found in Section 4(c) of the Commodity Exchange Act.<sup>1</sup>

**DATES:** Comments must be received on or before January 21, 2009.

<sup>1</sup> 7 U.S.C. 6(c).

**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]

**BILLING CODE 6351-01-P**

**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.