

which they are receiving the regulator waiver.

Description of Respondents: Individuals or households.

Number of Respondents: 94.

Frequency of Responses:

Recordkeeping; Reporting; On occasion.

Total Burden Hours: 53,776.

Ruth Brown,

Departmental Information Collection Clearance Officer.

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DEPARTMENT OF AGRICULTURE

Submission for OMB Review; Comment Request

December 10, 2014.

The Department of Agriculture has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13. Comments regarding (a) whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

Comments regarding this information collection received by January 15, 2015 will be considered. Written comments should be addressed to: Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), New Executive Office Building, 725-17th Street NW., Washington, DC 20502. 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. Copies of the submission(s) may be obtained by calling (202) 720-8958.

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

persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

Animal Plant and Health Inspection Service

Title: Self Certification Medical Statement.

OMB Control Number: 0579-0196.

Summary of Collection: The United States Department of Agriculture is responsible for ensuring consumers that food and farm products are moved from producer to consumer in the most efficient, dependable, economical, and equitable system possible. 5 CFR part 339 authorizes an agency to obtain medical information about the applicant's health status to assist management in making employment decisions concerning positions that have specific medical standards or physical requirements in order to determine medical/physical fitness. The Marketing and Regulatory Programs (MRP) of the Animal Plant and Health Inspection Service (APHIS) of the U.S. Department of Agriculture hires individuals each year in commodity grading and inspection positions. These positions involve arduous duties and work under conditions, around moving machinery, slippery surfaces, and high noise level areas. APHIS will collect information using the MRP-5 form (Self-Certification Medical Statement).

Need and Use of the Information: The information collected from the prospective employees assists the MRP officials, administrative personnel, and servicing Human Resources Offices in determining an applicant's physical fitness and suitability for employment in positions with approved medical standards and physical requirements and direct contact with meat, dairy, fresh or processed fruits and vegetables, and poultry intended for human consumption and cotton and tobacco products intended for consumer use. If the information was not collected, APHIS would not be able to accurately determine the physical and/or mental fitness for the position which the applicant has applied and still meet the provisions of the Act.

Description of Respondents: Individuals or households.

Number of Respondents: 322.

Frequency of Responses: Reporting; On occasion.

Total Burden Hours: 54.

Animal and Plant Health Inspection Service

Title: Trichinae Certification Program.

OMB Control Number: 0579-0323.

Summary of Collection: The Animal Health Protection Act (AHPA) of 2002 is the primary Federal law governing the protection of animal health. The law gives the Secretary of Agriculture broad authority to detect, control and eradicate pests or diseases of livestock or poultry. The AHPA is contained in Title X, Subtitle E, Sections 10401-18 of Public Law 107-171, May 13, 2002, the Farm Security and Rural Investment Act of 2002. *Trichinella spiralis* is a contagious nematode affecting animals and people. The disease, trichinellosis, is transmitted by consuming the meat of an infected animal. The Animal and Plant Health Inspection Service (APHIS) will collect information using a certificate site audit, program audit form, request for information during a spot audit, animal disposal plan and recordkeeping, animal movement record and recordkeeping, rodent control logbook and recordkeeping, trichinae herd certification feed mill quality assurance affidavit and recordkeeping, and records for slaughter testing and recordkeeping.

Need and Use of the Information: APHIS will collect information to certify swine are raised using practices that will reduce or eliminate *T spiralis* exposure. If this information is not collected, it will compromise APHIS' ability to determine the trichinae infection status of pork produced in the United States.

Description of Respondents: Business or other for-profit; State, Local or Tribal Government.

Number of Respondents: 260.

Frequency of Responses:

Recordkeeping; Reporting; On occasion.

Total Burden Hours: 2,118.

Ruth Brown,

Departmental Information Collection Clearance Officer.

[FR Doc. 2014-29445 Filed 12-15-14; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[B-59-2014]

Foreign-Trade Zone (FTZ) 90—Onondaga County, New York; Authorization of Proposed Production Activity; PPC Broadband, Inc.; Subzone 90C (Coaxial Jumper Cables); Dewitt, New York

On August 12, 2014, the Onondaga County Office of Economic Development, grantee of FTZ 90, submitted a notification of proposed production activity to the Foreign-Trade

Zones (FTZ) Board on behalf of PPC Broadband, Inc., within Subzone 90C, in Dewitt, New York.

The notification was processed in accordance with the regulations of the FTZ Board (15 CFR part 400) including notice in the **Federal Register** inviting public comment (79 FR 51138, August 27, 2014). The FTZ Board has determined that no further review of the activity is warranted at this time. The production activity described in the notification is authorized, subject to the FTZ Act and the Board's regulations, including Section 400.14.

Dated: December 10, 2014.

Andrew McGilvray,
Executive Secretary.

[FR Doc. 2014-29383 Filed 12-15-14; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[Docket No. 130214141-4999-02]

RIN 0648-XC515

Endangered and Threatened Wildlife and Plants; Notice of 12-Month Finding on Petitions To List the Northwest Atlantic Population of the Dusky Shark as Threatened or Endangered Under the Endangered Species Act (ESA)

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

ACTION: Notice of 12-month finding and availability of status review report.

SUMMARY: We, NMFS, announce a 12-month finding on two petitions to list the Northwest Atlantic and Gulf of Mexico population of dusky shark (*Carcharhinus obscurus*) as a threatened or endangered distinct population segment (DPS) under the Endangered Species Act (ESA). We completed a comprehensive status review of the dusky shark in response to these petitions. Based on the best scientific and commercial information available, including the status review report (McCandless *et al.*, 2014), we have determined that the Northwest Atlantic and Gulf of Mexico (henceforth abbreviated as NWA) population constitutes a DPS but does not warrant listing at this time. We conclude that the NWA DPS is not currently in danger of extinction throughout all or a significant portion of its range and is not likely to become so within the foreseeable future.

DATES: This finding was made on December 17, 2014.

ADDRESSES: The status review document for the dusky shark is available electronically at: <http://www.nmfs.noaa.gov/pr/species/fish/duskyshark.htm>. You may also receive a copy by submitting a request to the Office of Protected Resources, NMFS, 1315 East-West Highway, Silver Spring, MD 20910, Attention: Dusky Shark 12-month Finding.

FOR FURTHER INFORMATION CONTACT: Maggie Miller, NMFS, Office of Protected Resources, (301) 427-8403.

SUPPLEMENTARY INFORMATION:

Background

On November 14, 2012, we received a petition from WildEarth Guardians (WEG) to list the dusky shark (*Carcharhinus obscurus*) as threatened or endangered under the ESA throughout its entire range, or, as an alternative, to list the Northwest Atlantic/Gulf of Mexico DPS as threatened or endangered. The petitioners also requested that critical habitat be designated for the dusky shark under the ESA. On February 1, 2013, we received a second petition from Natural Resources Defense Council (NRDC) to list the Northwest Atlantic DPS of dusky shark as threatened, or, as an alternative, to list the dusky shark range-wide as threatened, and a request that critical habitat be designated. On May 17, 2013, we published a positive 90-day finding (78 FR 29100) announcing that the petitions presented substantial scientific or commercial information indicating the petitioned action of listing may be warranted for the NWA population of dusky shark, but not for the species range-wide, and explained the basis for that finding. We also announced the initiation of a status review of the NWA population of dusky shark, as required by section 4(b)(3)(a) of the ESA, and requested information to inform the agency's decision on whether the species warranted listing as endangered or threatened under the ESA.

Listing Species Under the Endangered Species Act

We are responsible for determining whether species are threatened or endangered under the ESA (16 U.S.C. 1531 *et seq.*). To make this determination, we consider first whether a group of organisms constitutes a "species" under section 3 of the ESA, and then whether the status of the species qualifies it for listing as either threatened or endangered. Section 3 of the ESA defines a "species" to include "any subspecies of fish or wildlife or plants, and any distinct

population segment of any species of vertebrate fish or wildlife which interbreeds when mature." On February 7, 1996, NMFS and the U.S. Fish and Wildlife Service (USFWS; together, the Services) adopted a policy describing what constitutes a DPS of a taxonomic species (the DPS Policy; 61 FR 4722). The DPS policy identified two elements that must be considered when identifying a DPS: (1) The discreteness of the population segment in relation to the remainder of the species (or subspecies) to which it belongs; and (2) the significance of the population segment to the remainder of the species (or subspecies) to which it belongs.

Section 3 of the ESA defines an endangered species as "any species which is in danger of extinction throughout all or a significant portion of its range" and a threatened species as one "which is likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range." We interpret an "endangered species" to be one that is presently in danger of extinction. A "threatened species," on the other hand, is not presently in danger of extinction, but is likely to become so in the foreseeable future. In other words, the primary statutory difference between a threatened and endangered species is the timing of when a species may be in danger of extinction, either presently (endangered) or in the foreseeable future (threatened). In addition, we interpret "foreseeable future" as the horizon over which predictions about the conservation status of the species can be reasonably relied upon.

Section 4(a)(1) of the ESA requires us to determine whether any species is endangered or threatened due to any one or a combination of the following five threat factors: The present or threatened destruction, modification, or curtailment of its habitat or range; overutilization for commercial, recreational, scientific, or educational purposes; disease or predation; the inadequacy of existing regulatory mechanisms; or other natural or manmade factors affecting its continued existence. We are also required to make listing determinations based solely on the best scientific and commercial data available, after conducting a review of the species' status and after taking into account efforts being made by any state or foreign nation to protect the species.

If we determine that a petitioned species meets the ESA definition of a "species" and warrants listing as threatened or endangered, we publish a proposed rule in the **Federal Register** and seek public comment on the