

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Public Assistance in the designated areas and Hazard Mitigation throughout the State. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Hazard Mitigation will be limited to 75 percent of the total eligible costs. Federal funds provided under the Stafford Act for Public Assistance also will be limited to 75 percent of the total eligible costs, with the exception of projects that meet the eligibility criteria for a higher Federal cost-sharing percentage under the Public Assistance Alternative Procedures Pilot Program for Debris Removal implemented pursuant to section 428 of the Stafford Act.

Further, you are authorized to make changes to this declaration for the approved assistance to the extent allowable under the Stafford Act.

The Federal Emergency Management Agency (FEMA) hereby gives notice that pursuant to the authority vested in the Administrator, under Executive Order 12148, as amended, Nancy M. Casper, of FEMA is appointed to act as the Federal Coordinating Officer for this major disaster.

The following areas of the State of Utah have been designated as adversely affected by this major disaster:

Box Elder and Cache Counties for Public Assistance.

All areas within the State of Utah are eligible for assistance under the Hazard Mitigation Grant Program.

The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 97.030, Community Disaster Loans; 97.031, Cora Brown Fund; 97.032, Crisis Counseling; 97.033, Disaster Legal Services; 97.034, Disaster Unemployment Assistance (DUA); 97.046, Fire Management Assistance Grant; 97.048, Disaster Housing Assistance to Individuals and Households In Presidentially Declared Disaster Areas; 97.049, Presidentially Declared Disaster Assistance—Disaster Housing Operations for Individuals and Households; 97.050, Presidentially Declared Disaster Assistance to Individuals and Households—Other Needs; 97.036, Disaster Grants—Public Assistance (Presidentially Declared Disasters); 97.039, Hazard Mitigation Grant.

Robert J. Fenton,

Acting Administrator, Federal Emergency Management Agency.

[FR Doc. 2017-09614 Filed 5-11-17; 8:45 am]

BILLING CODE 9111-23-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[Docket No. FWS-R6-ES-2014-0048; FF06E220000-178-FXES11140600000]

Endangered and Threatened Wildlife and Plants; Incidental Take Permit Application; Draft Habitat Conservation Plan for the R-Project Transmission Line and Draft Environmental Impact Statement

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of availability; request for comments.

SUMMARY: The Nebraska Public Power District (NPPD) has applied for an incidental take permit under the Endangered Species Act (ESA) for the R-Project transmission line in north-central Nebraska. If issued, the permit would authorize the take of the federally endangered American burying beetle incidental to the construction, operation, and maintenance of the transmission line. We, the U.S. Fish and Wildlife Service (Service), announce the availability of the following documents related to the NPPD incidental take permit application for review and comment by the public and Federal, Tribal, State, and local governments: Draft Habitat Conservation Plan for the R-Project Transmission Line in Nebraska (HCP); Draft Environment Impact Statement of the R-Project HCP (DEIS); Draft Migratory Bird Conservation Plan (MBCP); and Draft Restoration Management Plan.

DATES: *Comment submission:* Written comments must be submitted by July 11, 2017.

Public meetings: We are holding three public meetings to share information and allow the public to provide oral and written comments on the DEIS and draft HCP. The meetings will be held from 7 p.m. to 9 p.m. on:

- Monday, June 12, 2017—Sutherland, NE.
- Tuesday, June 13, 2017—Thedford, NE.
- Wednesday, June 14, 2017—Burwell, NE.

Persons needing reasonable accommodations to attend and participate in the public meetings should contact Eliza Hines (see **FOR FURTHER INFORMATION CONTACT**). To allow sufficient time to process requests, please call no later than one week before the meeting.

ADDRESSES: *Document availability:* The draft HCP, DEIS, draft MBCP and draft Restoration Management Plan are available via the Internet at the Federal

eRulemaking Portal (www.regulations.gov) in Docket No. FWS-R6-ES-2014-0048. Information regarding the DEIS and accompanying documents is available in alternative formats upon request (see **FOR FURTHER INFORMATION CONTACT**). Documents will also be available for public inspection by appointment (call 308-382-6468 extension 204) during normal business hours at the U.S. Fish and Wildlife Service, Nebraska Field Office, 9325 South Alda Road, Wood River, NE 68883.

Submitting comments: To send written comments, please use one of the following methods, and note that your information requests or comments are in reference to the draft HCP. Please specify which documents your comment addresses: the DEIS, draft HCP, draft MBCP, or draft Restoration Management Plan.

- *Internet:* Submit comments at <http://www.regulations.gov> to Docket Number FWS-R6-ES-2014-0048.

- *U.S. Mail:* Public Comments Processing, Attn: Docket No. FWS-R6-ES-2014-0048; U.S. Fish and Wildlife Service Headquarters, MS: BPHC; 5275 Leesburg Pike, Falls Church, VA 22041-3803.

Public meetings: The public meetings discussed above in **DATES** will be held at the following locations in Nebraska:

- *Burwell:* American Legion Hall, 657 G Street, Burwell, NE 68823.
- *Sutherland:* Village Municipal Offices, 1200 First Street, Sutherland, NE 69165.
- *Thedford:* Thomas County Fairgrounds, 8386 Hwy 83, Thedford, NE 69166.

FOR FURTHER INFORMATION CONTACT:

Eliza Hines, 308-382-6468 extension 204 (phone) or eliza_hines@fws.gov (email). If you use a telecommunications device for the deaf, hard-of-hearing, or speech disabled, please call the Federal Relay Service at 800-877-8339.

SUPPLEMENTARY INFORMATION: We received an application from NPPD for an incidental take permit to authorize the incidental take of the federally endangered American burying beetle resulting from the construction, operation, and maintenance of the proposed R-Project transmission line and substations. The 345-kilovolt R-Project transmission line would be approximately 225 miles long in north-central Nebraska. As part of its application, NPPD prepared a draft HCP that describes actions to avoid, minimize, and mitigate impacts of incidental take of the American burying beetle. NPPD also prepared a Draft Restoration Management Plan to outline

restoration plans for beetle habitat as well as other habitats impacted by the R-Project. Additionally, NPPD developed a MBCP to address impacts to migratory birds and bald and golden eagles in a good faith effort to comply with the Migratory Bird Treaty Act and the Bald and Golden Eagle Protection Act.

In the DEIS, we analyze the potential impacts to the natural and human environment from implementing the proposed HCP and issuing the permit and from implementing the two alternatives to the proposed action. The DEIS also identifies alternatives that we considered but eliminated from further analysis.

Background

Section 9 of the ESA prohibits take of fish and wildlife species listed as endangered (16 U.S.C. 1538). Under section 3 of the ESA, the term “take” means to “harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or attempt to engage in any such conduct” (16 U.S.C. 1532(19)). The term “harm” is defined in title 50 of the Code of Federal Regulations as “an act which actually kills or injures wildlife. Such acts may include significant habitat modification or degradation where it actually kills or injures wildlife by significantly impairing essential behavioral patterns, including breeding, feeding, or sheltering” (50 CFR 17.3). The term “harass” is defined in the regulations as “an intentional or negligent act or omission which creates the likelihood of injury to wildlife by annoying it to such an extent as to significantly disrupt normal behavioral patterns which include, but are not limited to, breeding, feeding, or sheltering” (50 CFR 17.3).

Under section 10(a) of the ESA, the Service may issue permits to authorize incidental take of listed fish and wildlife species. “Incidental take” is defined by the ESA as take that is incidental to, and not the purpose of, carrying out an otherwise lawful activity. Section 10(a)(1)(B) of the ESA contains provisions for issuing incidental take permits to non-Federal entities for the incidental take of endangered and threatened species, provided the following criteria are met:

- The taking will be incidental.
- The applicant will minimize and mitigate, to the maximum extent practicable, the impact of such taking.
- The applicant will develop an HCP and ensure that adequate funding for the plan will be provided.
- The taking will not appreciably reduce the likelihood of the survival and recovery of the species in the wild.

- The applicant will carry out any other measures that the Secretary of the Interior may require as being necessary or appropriate for the purposes of the HCP.

Regulations governing permits for endangered species are at 50 CFR 17.22.

The National Environmental Policy Act (NEPA; 42 U.S.C. 4321 *et seq.*) requires that Federal agencies conduct an environmental analysis of their proposed actions to determine whether the actions may significantly affect the human environment. Under NEPA and its implementing regulations (40 CFR 1500 *et seq.*), Federal agencies must also compare effects of a reasonable range of alternatives to the proposed action. In these analyses, the Federal agency will identify potentially significant direct, indirect, and cumulative effects, as well as possible mitigation for any significant effects, on biological resources, land use, air quality, water resources, socioeconomic, environmental justice, cultural resources, and other environmental resources that could occur with the implementation of the proposed action and alternatives. In accordance with NEPA, we prepared a DEIS to analyze the impacts to the natural and human environment that may occur if the Service were to issue the permit and NPPD were to implement the proposed R-Project HCP. We announced scoping for the DEIS in the **Federal Register** of October 30, 2014 (79 FR 64619).

Proposed Action

We propose to issue a 50-year permit for incidental take of the American burying beetle if NPPD’s HCP meets all the section 10(a)(1)(B) permit issuance criteria. The permit would authorize take of the American burying beetle incidental to the proposed construction, operation, and maintenance, including emergency repairs, of the R-Project. NPPD would avoid the incidental take of other federally listed species by implementing avoidance measures presented in the draft HCP.

The permit area for the HCP is determined by the geographical area within which incidental take is expected to occur. The proposed permit area includes 1 mile on each side of the R-Project centerline from Stapleton, Nebraska, north to the Thedford Substation. The permit area also includes 4 miles on each side of the centerline from the Thedford Substation east to a new Holt County Substation. The varying permit area width incorporates all potential incidental take that may occur outside the transmission line right-of-way resulting from construction access, temporary work

areas, staging sites, fly yards, or other ground disturbance from construction and maintenance.

The proposed R-Project transmission line would be constructed with tubular steel monopoles and steel lattice towers. Tubular steel monopoles require large equipment for installation and would be used where adequate access and established roads exist. Steel lattice towers would be used in the Sandhills where access routes are limited or do not exist. Lattice towers can be constructed with less overall effect on the surrounding area because smaller equipment and helicopter construction can be used.

The draft HCP describes a number of measures that NPPD would implement to avoid and minimize the incidental take of the beetle during construction, operations, and maintenance of the R-Project. Measures associated with restoration of beetle habitat, as well as other habitats, are outlined in the Restoration Management Plan. The HCP also commits NPPD to provide mitigation lands to conserve beetle habitat to fully offset temporary and permanent impacts of the remaining take. With these measures, construction of the R-Project would permanently destroy 33 acres of American burying beetle habitat and temporarily disturb an additional 1,250 acres of American burying beetle habitat over the term of the permit. NPPD would work with the Service to secure at least 500 acres of occupied American burying beetle habitat in perpetuity.

Alternatives Analyzed in the DEIS

In the DEIS, we also evaluate the effects on the natural and human environment from two alternatives to the proposed action: (1) No action (*i.e.*, no permit issuance), and (2) construction of the R-Project using only steel tubular monopole structures. Construction of tubular steel monopoles would require access roads to support heavy equipment. NPPD would construct temporary access routes where adequate ones do not exist. Associated levels of ground disturbance would require the permit to authorize higher levels of incidental take of the American burying beetle, and an associated HCP would need to expand conservation measures to minimize and fully offset the impacts of the incidental take.

The DEIS considers the direct, indirect, and cumulative effects of the two action alternatives, including measures intended to avoid, minimize, and mitigate such impacts. The DEIS also identifies alternative routing options that the Service considered but eliminated from detailed analysis.

The Service invites comments and suggestions from interested parties on the content of the DEIS. In particular, information and comments regarding the following topics are requested:

1. The direct, indirect, or cumulative effects that implementation of either action alternative could have on the natural and human environment.
2. Whether or not the impact on various aspects of the natural and human environment have been adequately analyzed.
3. Any other information pertinent to evaluating the effects of the proposed action on the natural and human environment.

Role of the Environmental Protection Agency in the EIS Process

The U.S. Environmental Protection Agency (EPA) is charged under section 309 of the Clean Air Act to review all Federal agencies' environmental impact statements (EISs) and to comment on the adequacy and acceptability of the environmental impacts of proposed actions in the EISs.

EPA also administers the database for EISs prepared by Federal agencies and provides notice of their availability in the **Federal Register**. The EIS database provides information about EISs prepared by Federal agencies, as well as EPA's comments concerning the EISs. All EISs are filed with EPA, which publishes a notice of availability each Friday in the **Federal Register**.

For more information, see <http://www.epa.gov/compliance/nepa/eisdata.html>. You may search for EPA comments on EISs, along with EISs themselves, at <https://cdxnodengn.epa.gov/cdx-enepa-public/action/eis/search>.

Public Comments

Written comments received become part of the public record associated with this action. 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 may request in your comment that we withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. We will not consider anonymous comments. All submissions from organizations or businesses and from individuals identifying themselves as representatives or officials of organizations or businesses will be made available for public disclosure in their entirety.

Authority

We provide this notice under section 10(c) of the ESA (16 U.S.C. 1531 *et seq.*) and its implementing regulations for incidental take permits (50 CFR 17.22) and NEPA (42 U.S.C. 4321 *et seq.*) and its implementing regulations (40 CFR 1506.6; 43 CFR part 46).

Michael G. Thabault,

Assistant Regional Director—Ecological Services, Mountain-Prairie Region, U.S. Fish and Wildlife Service, Lakewood, Colorado.

[FR Doc. 2017-09366 Filed 5-11-17; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 701-TA-571-572 and 731-TA-1347-1348 (Preliminary)]

Biodiesel From Argentina and Indonesia; Determinations

On the basis of the record¹ developed in the subject investigations, the United States International Trade Commission ("Commission") determines, pursuant to the Tariff Act of 1930 ("the Act"), that there is a reasonable indication that an industry in the United States is materially injured by reason of imports of biodiesel from Argentina and Indonesia, provided for in subheadings 3826.00.10 and 3826.00.30 of the Harmonized Tariff Schedule of the United States, that are alleged to be sold in the United States at less than fair value ("LTFV") and to be subsidized by the governments of Argentina and Indonesia.

Commencement of Final Phase Investigations

Pursuant to section 207.18 of the Commission's rules, the Commission also gives notice of the commencement of the final phase of its investigations. The Commission will issue a final phase notice of scheduling, which will be published in the **Federal Register** as provided in section 207.21 of the Commission's rules, upon notice from the Department of Commerce ("Commerce") of affirmative preliminary determinations in the investigations under sections 703(b) or 733(b) of the Act, or, if the preliminary determinations are negative, upon notice of affirmative final determinations in those investigations under sections 705(a) or 735(a) of the Act. Parties that filed entries of appearance in the preliminary phase of

the investigations need not enter a separate appearance for the final phase of the investigations. 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 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 the investigations.

Background

On March 23, 2017, the National Biodiesel Board Fair Trade Coalition, Washington, DC filed a petition with the Commission and Commerce, alleging that an industry in the United States is materially injured or threatened with material injury by reason of LTFV and subsidized imports of biodiesel from Argentina and Indonesia. Accordingly, effective March 23, 2017, the Commission, pursuant to sections 703(a) and 733(a) of the Act (19 U.S.C. 1671b(a) and 1673b(a)), instituted countervailing duty investigation Nos. 701-TA-571-572 and antidumping duty investigation Nos. 731-TA-1347-1348 (Preliminary).

Notice of the institution of the Commission's investigations and of a public conference to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the **Federal Register** of March 29, 2017 (82 FR 15541). The conference was held in Washington, DC, on April 13, 2017, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission made these determinations pursuant to sections 703(a) and 733(a) of the Act (19 U.S.C. 1671b(a) and 1673b(a)). It completed and filed its determinations in these investigations on May 8, 2017. The views of the Commission are contained in USITC Publication 4690 (May 2017), entitled *Biodiesel from Argentina and Indonesia: Investigation Nos. 701-TA-571-572 and 731-TA-1347-1348 (Preliminary)*.

By order of the Commission.

Issued: May 8, 2017.

Lisa R. Barton,

Secretary to the Commission.

[FR Doc. 2017-09629 Filed 5-11-17; 8:45 am]

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¹ The record is defined in sec. 207.2(f) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(f)).