

*Estimated Time per Response:* 15 minutes.

*Estimated Total Annual Burden Hours:* 42,181.

*Form 216, Application for Foreign-Trade Zone Activity Permit*

*Estimated Number of Respondents:* 2,500.

*Estimated Number of Annual Responses per Respondent:* 10.

*Estimated Total Annual Responses:* 25,000.

*Estimated Time per Response:* 10 minutes.

*Estimated Total Annual Burden Hours:* 4,167.

Dated: May 15, 2018.

**Seth D. Renkema,**

*Branch Chief, Economic Impact Analysis Branch, U.S. Customs and Border Protection.*

[FR Doc. 2018-10619 Filed 5-17-18; 8:45 am]

BILLING CODE 9111-14-P

## DEPARTMENT OF HOMELAND SECURITY

### Transportation Security Administration

#### Opening of Application Period for Third-Party Canine-Cargo Certifiers

**AGENCY:** Transportation Security Administration, DHS.

**ACTION:** Notice.

**SUMMARY:** The Transportation Security Administration (TSA) is opening a 90-day window for applications to be a third-party canine-cargo certifying organization. Successful applicants will be required to sign and comply with an Order issued by TSA. Approved certifying organizations will assess third-party explosives detection canine teams to determine whether they meet TSA's standards for screening air cargo. This notice provides information necessary for qualified, interested persons to obtain the application.

**DATES:**

*Opening Date:* Applications will be accepted beginning 12:01 a.m. (EDT) on May 21, 2018.

*Closing Date:* Applications under this notice must be received no later than 11:59 p.m. (EDT) on August 19, 2018.

**ADDRESSES:** Interested parties can contact [3PKCert@tsa.dhs.gov](mailto:3PKCert@tsa.dhs.gov) to obtain a copy of the application package.

**FOR FURTHER INFORMATION CONTACT:**

Noah Burnett, 3PK9-C Team, Canine Training Center, Office of Training and Development, Transportation Security Administration, U.S. Department of Homeland Security; email to [3PKCert@tsa.dhs.gov](mailto:3PKCert@tsa.dhs.gov); telephone at (210) 396-4425 (desk); fax to (210) 671-4911.

**SUPPLEMENTARY INFORMATION:**

**Background**

TSA created the Third-Party Canine-Cargo (3PK9-C) Program, under TSA's regulations for Certified Cargo Screening Programs (CSSP), *see* 49 CFR part 1549, to provide an efficient and effective method for screening air cargo to TSA's standards. Under this program, third-party canine teams trained in explosives detection can be certified by a non-governmental entity, acting under the approval of TSA, as meeting TSA's certification standards. Certified 3PK9-C teams can be deployed to screen air cargo for aircraft operators, foreign air carriers, and other TSA-regulated parties operating under a TSA-approved or accepted security program.

TSA is seeking applications from qualified persons interested in becoming an approved 3PK9-C Certifier under the 3PK9-C Program. All applicants must meet the minimal qualifications before their application will be evaluated to determine whether the applicant meets TSA's requirements.

The evaluation process will assess whether the applicant meets TSA's requirements. Applications received between 12:01 a.m. (EDT) on May 21, 2018 and 11:59 p.m. (EDT) on August 19, 2018, will be reviewed on a rolling basis. If the agency determines that an applicant meets TSA's requirements, TSA will provide the applicant with a copy of a binding Order<sup>1</sup> that must be signed before the applicant becomes a participant in the program as a 3PK9-C Certifier. Failure to comply with the 3PK9-C Certifier Order may result in removal from the program and/or enforcement action against the 3PK9-C Certifier. TSA may require the 3PK9-C Certifier to submit additional information under the Order and complete orientation before being approved by TSA to commence operations.

Under this program, 3PK9-C Certifiers are authorized to conduct certifications and make determinations as to whether canine teams meet TSA's standards as specified in the Order. Selection as a 3PK9-C Certifier does not indicate any of the following:

- An award of a government-issued contract or financial support from TSA (no Federal funding will be expended

<sup>1</sup>The Order for 3PK9-C Certifiers will not be available to the public as it contains information that cannot be publicly disclosed under 49 CFR part 1520. Applicants that complete the required vetting processes and other agreements necessary for release of Sensitive Security Information (SSI), including documenting a "need to know," will be provided a copy of the Order as part of the application process.

for certification of canine teams under the 3PK9-C program).

- A guarantee of any minimum work or funding.

TSA must ensure the certification of canine teams under the 3PK9-C Program will be conducted in an appropriate, consistent and verifiable manner. In general, TSA will review applications to determine whether:

- The applicant demonstrates expert knowledge of critical test and evaluation concepts to certify canine teams for the detection of explosives (for example, management of certification data, explosives training aids, use and safety, *etc.*).

- The applicant demonstrates sufficient past performance and expertise in performing explosive detection canine team certifications.

TSA will make its determinations based on the information submitted by the applicant in its application. Therefore, applicants are encouraged to ensure they provide complete information related to all requirements. TSA may contact the applicant with questions and/or requests for clarification during the review of submitted materials.

Applicants will be required to attest that they meet or will be able to meet the minimal qualification standards identified below. These minimum requirements must be sustained throughout the applicant's participation in the 3PK9-C Program.

1. Has or can obtain permission from TSA to receive, store, and protect SSI in accordance with TSA regulations and policies (*see* footnote 1).

2. All proprietors, general partners, officers, directors, or owners of the applicant, as well as all employees who will perform activities pursuant to this application or the 3PK9-C Certifier Order, have successfully completed or are able to successfully complete a security threat assessment (STA) identified in 49 CFR part 1540, subpart C.

3. Has necessary resources and personnel to implement and sustain the certification plan submitted with the application.

4. Can comply with applicable Federal, state and local regulations regarding the safe handling and storage of explosives.

5. For each 3PK9-C Certifier employee who will be conducting certification activities, ensure the individual has a minimum of five years of explosives and/or narcotics detection experience in conducting certifications with one or more of the following organizations:

a. United States Police Canine Association (USPCA),  
 b. North American Police Working Dog Association (NAPWDA),  
 c. International Police Working Dog Association (IPWDA),  
 d. Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), Department of Defense (DoD), or other Federal government agencies,  
 e. TSA, or  
 f. Similar organization that TSA approves as having a commensurate level of certifications for the purpose of the 3PK9–CP.

6. Can provide 3PK9–C certifications at air cargo/shipping locations throughout the United States as defined in 49 CFR part 1500.3.

7. Must have capability to video record certification events and maintain recordings in digital format for a minimum of two years.

8. Must ensure the applicant will not conduct assessments for which there exists a conflict of interest as defined in the 3PK9–C Certifier Order.

Interested persons can obtain a copy of the application instructions by submitting a request for information to the email address noted under

**ADDRESSES.**

Dated: May 14, 2018.

**Kimberly Walton,**

*Chief of Mission Support.*

[FR Doc. 2018–10636 Filed 5–17–18; 8:45 am]

**BILLING CODE 9110–05–P**

**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

[FWS–R6–MB–2017–N185; FF06M00000–XXX–FRMB48720660190]

**Draft Environmental Assessment for the Potential Issuance of a Bald Eagle Take Permit for Courtenay Wind Farm, Stutsman County, ND**

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

**ACTION:** Notice of availability.

**SUMMARY:** The U.S. Fish and Wildlife Service announces the availability of a draft Environmental Assessment (DEA) under the National Environmental Policy Act (NEPA) for the potential issuance of a take permit for bald eagles pursuant to the Bald and Golden Eagle Protection Act (Eagle Act), in association with the operation of the Courtenay Wind Farm (project) in Stutsman County, North Dakota. The DEA was prepared in response to an application from Northern States Power Company—Minnesota, doing business

as Xcel Energy (applicant), for a 5-year take permit for bald eagles (*Haliaeetus leucocephalus*) under the Eagle Act. The applicant would implement a conservation program to avoid and minimize the project's impacts to eagles, as described in the applicant's Eagle Conservation Plan. We invite public comment on the DEA.

**DATES:** To ensure consideration, please send your written comments by June 18, 2018.

**ADDRESSES:** To request further information or submit written comments, please use one of the following methods, and note that your information request or comments are in reference to the Courtenay Wind Farm DEA:

- *Internet:* Documents may be viewed on the internet at <https://www.fws.gov/mountain-prairie/wind/>.

- *Email:* [FW6WindEnergy@fws.gov](mailto:FW6WindEnergy@fws.gov). Include “Courtenay Wind Farm DEA” in the subject line of the message.

- *U.S. Mail:* Courtenay Wind Farm DEA, U.S. Fish and Wildlife Service, Mountain-Prairie Region, Attention: Hillary White, P.O. Box 25486 DFC, Denver, CO 80225.

- *Hand-Delivery/Courier:* Courtenay Wind Farm DEA, U.S. Fish and Wildlife Service, Mountain-Prairie Region, Attention: Hillary White, 134 Union Blvd., Lakewood, CO 80228.

**FOR FURTHER INFORMATION CONTACT:**

Hillary White, Migratory Bird Program, at [FW6WindEnergy@fws.gov](mailto:FW6WindEnergy@fws.gov) (email) or 303–236–4770 (telephone); or Brian Smith, at [FW6WindEnergy@fws.gov](mailto:FW6WindEnergy@fws.gov) (email) or 303–236–4403 (telephone). Persons who use a telecommunications device for the deaf may call the Federal Relay Service at 1–800–877–8339 to contact the above individuals. The Federal Relay Service is available 24 hours a day, 7 days a week, for you to leave a message or question for the above individuals. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:**

**Introduction**

The U.S. Fish and Wildlife Service (Service) is considering an application under the Bald and Golden Eagle Protection Act (16 U.S.C. 668a–d; Eagle Act) for a bald eagle (*Haliaeetus leucocephalus*) take permit from Northern States Power Company—Minnesota, doing business as Xcel Energy (applicant), for a 5-year take permit for bald eagles under the 2009 regulations (74 FR 46836, September 11, 2009). The Service published changes to eagle permitting regulations (81 FR 91494, December 16, 2016), which took effect on January 15, 2017. Applicants

who submitted permit applications before July 14, 2017, may choose to be considered for issuance of an eagle take permit under either the original 2009 regulations or the 2016 revised regulations (81 FR 91494). The applicant submitted the permit application on April 11, 2016, and has chosen to be considered under the 2009 regulations. The project is an existing operational wind facility in Stutsman County, North Dakota. The application includes an Eagle Conservation Plan (ECP) as the foundation of the applicant's permit application. The ECP describes actions that have been taken, as well as proposed future actions, to avoid and minimize adverse effects on eagles.

We have prepared this DEA to evaluate the impacts of issuing or not issuing the eagle take permit for compliance with our Eagle Act permitting regulations in the Code of Federal Regulations (CFR) at 50 CFR 22.26, as well as impacts of implementing the supporting ECP, which is included as an appendix to the DEA.

**Background**

The Eagle Act allows us to authorize bald eagle take “for the protection . . . of agricultural or other interests in any particular locality.” The 2009 regulations authorize the limited take of bald eagles under the Eagle Act, where the take to be authorized is associated with otherwise lawful activities (74 FR 46836). The Eagle Act's implementing regulations define “take” as to “pursue, shoot, shoot at, poison, wound, kill, capture, trap, collect, destroy, molest, or disturb” individuals, their nests and eggs (50 CFR 22.3); and “disturb” is further defined as “to agitate or bother a bald or golden eagle to a degree that causes . . . (1) injury to an eagle, . . . (2) a decrease in its productivity, . . . or (3) nest abandonment” (50 CFR 22.3). The project is predicted to result in recurring bald eagle mortalities over the life of the project, so the appropriate type of take permit is the permit under 50 CFR 22.26.

We may consider issuance of eagle take permits if (1) the incidental take is necessary to protect legitimate interests; (2) the take is compatible with the preservation standard of the Eagle Act—providing for stable or increasing breeding populations; and (3) the take has been avoided and minimized to the degree achievable through implementation of Advanced Compensation Practices, and the remaining take is unavoidable. The Service must determine that the direct and indirect effects of the take, together