

Embassies or to U.S. Department of State offices in the Washington, DC area. Eligible Family Members are children, parents (including step parents and legally adoptive parents), siblings, spouse and certified Same Sex Domestic Partners of a Foreign Service Officer eligible for certain benefits on an overseas assignment, including the health care program administered by the Department's Bureau of Medical Services.

- *Estimated Number of Respondents:* 1,233.

- *Estimated Number of Responses:* 1,233.

- *Average Time per Response:* 2 hours.

- *Total Estimated Burden Time:* 2,466 hours.

- *Frequency:* Annually for up to three years.

- *Obligation to Respond:* Voluntary. We are soliciting public comments to permit the Department to:

- Evaluate whether the proposed information collection is necessary for the proper functions of the Department.
- Evaluate the accuracy of our estimate of the time and cost burden for this proposed collection, including the validity of the methodology and assumptions used.

- Enhance the quality, utility, and clarity of the information to be collected.

- Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of information technology.

Please note that comments submitted in response to this Notice are public record. Before including any detailed personal information, you should be aware that your comments as submitted, including your personal information, will be available for public review.

Abstract of Proposed Collection

Air pollution exposure is a health risk to the U.S. diplomatic community worldwide. More than 80% of U.S. embassies and consulates are located in cities with air pollution levels above U.S. health-based standards, and air pollution exposure is linked to a range of adverse health effects. The U.S. Department of State's Bureau of Medical Services (MED) establishes and operates the Department's Medical Program to promote and maintain the physical and mental health of members of the Service, and (when incident to service abroad) other designated eligible Government employees, and members of the families of such members and employees. In addition to medical examinations for employees and

members of their families, a health care program may include health education and disease prevention programs. MED also develops and implements medical policies for the Department and advises the Secretary on global healthcare issues. MED has begun the Air Pollution and Health Monitoring Program to understand how respiratory and cardiovascular health may change during an overseas tour in locations that differ in air pollution levels, in order to inform Department policies. Data are needed on Eligible Family members who serve overseas with employees, are participants in the medical program, and are affected by policies set by the Department. Participants from the public will be Eligible Family Members of U.S. employees working at the Department of State in Washington, DC or at the U.S. Embassy in New Delhi, India; Jakarta, Indonesia; or Mexico City, Mexico. Participants will be asked to complete a questionnaire about their health and activities and visit the U.S. Department of State Exam Clinic in Washington, DC or the Health Unit of the selected U.S. Embassies overseas to have their height, weight, lung function, blood pressure, and blood oxygen saturation measured yearly over the next three years. The results will be used to implement and improve policies and mitigation programs to protect the health and well-being of the U.S. Diplomatic community. Such policies and programs may include tour length, medical clearance, health surveillance, alerts for susceptible population, and standards for exposure reduction measures.

Methodology

Participants will complete an electronic questionnaire. Questions ask about the participant's respiratory and cardiovascular health and activities. Participants will visit the Exam Clinic in Washington, DC or Health Unit of the selected U.S. Embassies. MED staff will measure their height, weight, blood pressure, and oxygen saturation. MED staff will also test their lung function by having them blow into a machine that measures air flow and lung volume. MED staff will ask the participant questions that can affect lung function values. The questionnaire and clinic visit will be repeated once a year for the next two years. Participation is voluntary, and respondents can stop participating at any time.

Kimberly Ottwell,

Deputy Medical Director.

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OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Notice of Product Exclusions: China's Acts, Policies, and Practices Related to Technology Transfer, Intellectual Property, and Innovation

AGENCY: Office of the United States Trade Representative.

ACTION: Notice of product exclusions.

SUMMARY: In September 2018, the U.S. Trade Representative imposed additional duties on goods of China with an annual trade value of approximately \$200 billion as part of the action in the Section 301 investigation of China's acts, policies, and practices related to technology transfer, intellectual property, and innovation. The U.S. Trade Representative initiated a product exclusion process in June 2019, and interested persons have submitted requests for the exclusion of specific products. This notice announces the U.S. Trade Representative's determination to grant certain exclusion requests, as specified in the Annex to this notice, and makes conforming amendments to certain notes in the Harmonized Tariff Schedule of the United States (HTSUS).

DATES: The product exclusions announced in this notice will apply as of September 24, 2018, the effective date of the \$200 billion action, to August 7, 2020. The amendments announced in this notice are retroactive to the date the original exclusions were published.

FOR FURTHER INFORMATION CONTACT: For general questions about this notice, contact Assistant General Counsels Philip Butler or Benjamin Allen, or Director of Industrial Goods Justin Hoffmann at (202) 395-5725. For specific questions on customs classification or implementation of the product exclusions identified in the Annex to this notice, contact traderemedy@cbp.dhs.gov.

SUPPLEMENTARY INFORMATION:

A. Background

For background on the proceedings in this investigation, please see the prior notices issued in the investigation, including 82 FR 40213 (August 23, 2017), 83 FR 14906 (April 6, 2018), 83 FR 28710 (June 20, 2018), 83 FR 33608 (July 17, 2018), 83 FR 38760 (August 7, 2018), 83 FR 47974 (September 21, 2018), 83 FR 49153 (September 28, 2018), 83 FR 65198 (December 19, 2018), 84 FR 7966 (March 5, 2019), 84 FR 20459 (May 9, 2019), 84 FR 29576 (June 24, 2019), 84 FRN 38717 (August 7, 2019), 84 FR 46212 (September 3,

2019), 84 FR 49591 (September 20, 2019), 84 FR 57803 (October 28, 2019), 84 FR 61674 (November 13, 2019), 84 FR 65882 (November 29, 2019), 84 FR 69012 (December 17, 2019), 85 FR 549 (January 6, 2020), 85 FR 6674 (February 5, 2020), and 85 FR 9921 (February 20, 2020).

Effective September 24, 2018, the U.S. Trade Representative imposed additional 10 percent duties on goods of China classified in 5,757 full and partial subheadings of the HTSUS, with an approximate annual trade value of \$200 billion. *See* 83 FR 47974, as modified by 83 FR 49153. In May 2019, the U.S. Trade Representative increased the additional duty to 25 percent. *See* 84 FR 20459. On June 24, 2019, the U.S. Trade Representative established a process by which U.S. stakeholders could request exclusion of particular products classified within an 8-digit HTSUS subheading covered by the \$200 billion action from the additional duties. *See* 84 FR 29576 (the June 24 notice).

Under the June 24 notice, requests for exclusion had to identify the product subject to the request in terms of the physical characteristics that distinguish the product from other products within the relevant 8-digit subheading covered by the \$200 billion action. Requestors also had to provide the 10-digit subheading of the HTSUS most applicable to the particular product requested for exclusion, and could submit information on the ability of U.S. Customs and Border Protection to administer the requested exclusion. Requestors were asked to provide the quantity and value of the Chinese-origin product that the requestor purchased in the last three years. With regard to the rationale for the requested exclusion, requests had to address the following factors:

- Whether the particular product is available only from China and specifically whether the particular product and/or a comparable product is available from sources in the United States and/or third countries.

- Whether the imposition of additional duties on the particular product would cause severe economic harm to the requestor or other U.S. interests.

- Whether the particular product is strategically important or related to “Made in China 2025” or other Chinese industrial programs.

The June 24 notice stated that the U.S. Trade Representative would take into account whether an exclusion would undermine the objective of the Section 301 investigation.

The June 24 notice required submission of requests for exclusion from the \$200 billion action no later than September 30, 2019, and noted that the U.S. Trade Representative periodically would announce decisions. In August 2019, the U.S. Trade Representative granted an initial set of exclusion requests. *See* 84 FR 38717.

The U.S. Trade Representative granted additional exclusions in September 2019, October 2019, November 2019, December 2019, January 2020, and February 2020. *See* 84 FR 49591, 84 FR 57803, 84 FR 61674, 84 FR 65882, 84 FR 69012, 85 FR 549, 85 FR 6674, and 85 FR 9921. The Office of the United States Trade Representative regularly updates the status of each pending request on the Exclusions Portal at <https://exclusions.ustr.gov/s/docket?docketNumber=USTR-2019-0005>.

B. Determination To Grant Certain Exclusions

Based on the evaluation of the factors set forth in the June 24 notice, which are

summarized above, pursuant to sections 301(b), 301(c), and 307(a) of the Trade Act of 1974, as amended, and in accordance with the advice of the interagency Section 301 Committee, the U.S. Trade Representative has determined to grant the product exclusions set forth in the Annex to this notice. The U.S. Trade Representative’s determination also takes into account advice from advisory committees and any public comments on the pertinent exclusion requests.

As set out in the Annex, the exclusions are reflected in five 10-digit HTSUS subheadings, which cover 75 separate exclusion requests.

In accordance with the June 24 notice, the exclusions are available for any product that meets the description in the Annex, regardless of whether the importer filed an exclusion request. Further, the scope of each exclusion is governed by the scope of the product descriptions in the Annex, and not by the product descriptions found in any particular request for exclusion.

Paragraph A, subparagraphs (3)–(5) of the Annex contain conforming amendments to the HTSUS reflecting the modifications made by the Annex.

As stated in the September 20, 2019 notice, the exclusions will apply from September 24, 2018, to August 7, 2020. U.S. Customs and Border Protection will issue instructions on entry guidance and implementation.

The U.S. Trade Representative will continue to issue determinations on pending requests on a periodic basis.

Joseph Barloon,

General Counsel, Office of the U.S. Trade Representative.

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ANNEX

A. Effective with respect to goods entered for consumption, or withdrawn from warehouse for consumption, on or after 12:01 a.m. eastern daylight time on September 24, 2018, subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTSUS) is modified:

1. by inserting the following new heading 9903.88.41 in numerical sequence, with the material in the new heading inserted in the columns of the HTSUS labeled “Heading/Subheading”, “Article Description”, and “Rates of Duty 1-General”, respectively:

Heading/ Subheading	Article Description	Rates of Duty		
		1		2
		General	Special	
“9903.88.41	Articles the product of China, as provided for in U.S. note 20(tt) to this subchapter, each covered by an exclusion granted by the U.S. Trade Representative	The duty provided in the applicable subheading”		

2. by inserting the following new U.S. note 20(tt) to subchapter III of chapter 99 in numerical sequence:

“(tt) The U.S. Trade Representative determined to establish a process by which particular products classified in heading 9903.88.03 and provided for in U.S. notes 20(e) and (f) to this subchapter could be excluded from the additional duties imposed by heading 9903.88.03. See 83 Fed. Reg. 47974 (September 21, 2018) and 84 Fed. Reg. 29576 (June 24, 2019). Pursuant to the product exclusion process, the U.S. Trade Representative has determined that the additional duties provided for in heading 9903.88.03 shall not apply to the following particular products, which are provided for in the enumerated statistical reporting numbers:

- 1) 3923.21.0030
- 2) 3923.21.0095
- 3) 3926.20.9050
- 4) 4015.19.1010
- 5) 5603.12.0090”

3. by amending the last sentence of the first paragraph of U.S. note 20(e) to subchapter III of chapter 99:
 - a. by deleting the word “or” where it appears after the phrase “U.S. note 20(qq) to subchapter III of chapter 99;” and
 - b. by inserting the phrase “; or (10) heading 9903.88.41 and U.S. note 20(tt) to subchapter III of chapter 99” after the phrase “U.S. note 20(ss) to subchapter III of chapter 99”.
4. by amending U.S. note 20(f) to subchapter III of chapter 99;
 - a. by deleting the word “or” where it appears after the phrase “U.S. note 20(qq) to subchapter III of chapter 99;” and
 - b. by inserting the phrase “; or (10) heading 9903.88.41 and U.S. note 20(tt) to subchapter III of chapter 99” after the phrase “U.S. note 20(ss) to subchapter III of chapter 99”.
5. by amending the Article Description of heading 9903.88.03:
 - a. by deleting “9903.88.38 or” and inserting “9903.88.38,” in lieu thereof; and
 - b. by inserting “or 9903.88.41,” after “9903.88.40,”.

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Orders Limiting Operations at John F. Kennedy International Airport and New York LaGuardia Airport; High Density Traffic Airports Rule at Ronald Reagan Washington National Airport

AGENCY: Department of Transportation, Federal Aviation Administration (FAA).

ACTION: Notice of limited waiver of the minimum slot usage requirement.

SUMMARY: This notice announces a limited waiver of the minimum usage requirement that applies to Operating Authorizations or “slots” at John F. Kennedy International Airport (JFK), New York LaGuardia Airport (LGA) and Ronald Reagan Washington National Airport (DCA), in light of the current impacts on air travel demand related to the outbreak of novel 2019 coronavirus (also known as “SARS-CoV-2,” causing the disease COVID-19) (“Coronavirus”). Through May 31, 2020, the FAA will waive the minimum usage requirement as to any slot associated with a scheduled nonstop flight between JFK, LGA, or DCA, respectively, and other points that is canceled as a direct result

of Coronavirus-related impacts. This action is effective for Coronavirus-related flight cancellations through May 31, 2020. The duration of the Coronavirus outbreak and its effect on demand for commercial air travel remains to be seen. The FAA will continue to monitor the situation and may augment this waiver as circumstances warrant. The FAA will inform carriers of any decision to extend the waiver period as soon as possible.

In addition, this notice announces the policy that the FAA will prioritize flights canceled at designated International Air Transport Association (IATA) Level 2 airports in the U.S. due to Coronavirus through May 31, 2020, including at Chicago O’Hare International Airport (ORD), Newark Liberty International Airport (EWR), Los Angeles International Airport (LAX), and San Francisco International Airport (SFO), for purposes of establishing a carrier’s operational baseline in the next corresponding season.

The FAA is acting in good faith in granting relief to carriers worldwide impacted by the Coronavirus. In doing so, the FAA expects that U.S. carriers will be accommodated with reciprocal relief by foreign slot coordinators.

DATES: Effective upon publication.

FOR FURTHER INFORMATION CONTACT: Bonnie Dragotto, Office of the Chief Counsel, Regulations Division, Federal

Aviation Administration, 800 Independence Avenues SW, Washington, DC 20591; telephone: (202) 267-3808; email: bonnie.dragotto@faa.gov.

SUPPLEMENTARY INFORMATION:

Background

The Coronavirus was detected in China in December 2019 and as of March 7, 2020 had been detected in almost 90 locations internationally, including in the United States.

The Centers for Disease Control and Prevention (CDC), a component of the Department of Health and Human Services (HHS), has determined that the virus presents a serious public health threat and continues to take steps to prevent its spread. On January 27, 2020, the CDC issued a Level 3 Travel Health Notice recommending that travelers avoid all nonessential travel to China due to widespread community transmission of COVID-19. On January 30, 2020, the World Health Organization (WHO) declared the outbreak a public health emergency of international concern (PHEIC). On January 31, 2020, HHS declared a public health emergency for the United States to aid in responding to COVID-19. That same day, citing the threat of this communicable disease, the President issued a Proclamation suspending the entry into the United States of certain