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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents.

DEPARTMENT OF AGRICULTURE

Farm Service Agency

7 CFR Part 760

RIN 0560-A174

Removal of Obsolete Crop Assistance Program Regulations

AGENCY: Farm Service Agency, U.S. Department of Agriculture (USDA).

ACTION: Final rule.

SUMMARY: The Farm Service Agency (FSA) is updating our regulations to remove the FSA Crop Assistance Program (CAP), which is obsolete. The changes in this rule will have no impacts on past or present FSA customers.

DATES: This rule is effective May 13, 2025.

FOR FURTHER INFORMATION CONTACT: Sherrie Grimm; telephone: (202) 401-0062; email: Sherrie.Grimm@usda.gov. Individuals with disabilities who require alternative means for communication should contact the USDA Target Center at (202) 720-2600 (voice and text telephone (TTY mode)) or dial 711 for Telecommunications Relay Service (both voice and text telephone users can initiate this call from any telephone).

SUPPLEMENTARY INFORMATION:

Background

FSA program regulations are in 7 CFR Chapter VII (parts 700 through 799). This rule removes the CAP regulations that are obsolete. This rule is considered a housekeeping change and is not changing the active programs that FSA administers.

This rule removes the CAP regulations that are now obsolete due to the expiration of its authority and the ending of the program. Removal of this regulation will not impact any remaining disputes, issues, or other matters regarding the program. The CAP

regulations in effect at the time of any action remain in effect for such matters though they are removed from the CFR. The regulations are being removed and a brief description of them follows.

Crop Assistance Program (7 CFR Part 760 Subpart H)

The CAP regulations in 7 CFR part 760 subpart H were authorized by clause 3 of section 32 of the Agricultural Act of 1935 (Pub. L. 74-320). The Secretary of Agriculture determined that it was necessary to use that authority for a one-time program to provide emergency assistance to reestablish the purchasing power of producers of certain crops based on conditions for the 2009 crop year. As a one-time program, the regulations are obsolete and this rule removes them from the CFR.

Notice and Comment, Effective Date, and Exemptions

No public comment period nor delay in the effective date are required for this rule because the Administrative Procedure Act (5 U.S.C. 553) provides that the notice and comment and 30-day delay in the effective date provisions do not apply when the rule involves a matter relating to agency management or personnel, or to public property, loans, grants, benefits, or contracts. This rule involves a program that provided payments to certain agricultural crop producers and therefore falls within the exemption for rules related to benefits.

Executive Orders 12866, 13563, 13771, and 13777

Executive Order 12866, "Regulatory Planning and Review," and Executive Order 13563, "Improving Regulation and Regulatory Review," direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). Executive Order 13563 emphasized the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. Executive Order 13777 "Enforcing the Regulatory Reform Agenda," established a federal policy to alleviate unnecessary regulatory burdens on the American people. Executive Order 14192

"Unleashing Prosperity Through Deregulation" announced the Administration policy to significantly reduce the private expenditures required to comply with Federal regulations to secure America's economic prosperity and national security and the highest possible quality of life for each citizen and to alleviate unnecessary regulatory burdens placed on the American people. In line with the requirement to repeal, replace, or modify regulations, this rule is repealing obsolete regulations and will result in cost savings by not publishing those regulations in the Code of Federal Regulations.

The Office of Management and Budget (OMB) designated this rule as not significant under Executive Order 12866 and, therefore, OMB was not required to review this rule. Executive Order 13771, "Reducing Regulation and Controlling Regulatory Costs," and Executive Order 14192 requires that in order to manage the private costs required to comply with Federal regulations that for every new significant or economically significant regulation issued, specifically, agencies are directed to ensure that the total incremental cost of all new regulations, including repealed regulations, being finalized this year, will be significantly less than zero. Any cost savings related to removing the regulations from the Code of Federal Regulation will be accounted for and will be banked to be used as needed for future offsetting costs.

List of Subjects in 7 CFR Part 760

Acresage allotments, Dairy products, Indemnity payments, Pesticides and pests, Reporting and recordkeeping requirements.

For the reasons discussed above, under the authority cited in the preamble, the Farm Service Agency amends 7 CFR part 760 as follows:

PART 760—INDEMNITY PAYMENT PROGRAMS

■ 1. The authority citation for part 760 continues to read as follows:

Authority: 7 U.S.C. 4501 and 1531; 16 U.S.C. 3801, note; 19 U.S.C. 2497; Title III, Pub. L. 109-234, 120 Stat. 474; Title IX, Pub. L. 110-28, 121 Stat. 211; Sec. 748, Pub. L. 111-80, 123 Stat. 2131; Title I, Pub. L. 115-123, 132 Stat. 65; Title I, Pub. L. 116-20, 133 Stat. 871; Division B, Title VII, Pub. L. 116-94, 133 Stat. 2658; Title I, Pub. L. 117-43,

135 Stat. 356; and Division N, Title I, Pub. L. 117–328.

Subpart H—[Removed and Reserved]

■ 2. Remove and reserve subpart H.

William Beam,

Administrator, Farm Service Agency.

[FR Doc. 2025–08298 Filed 5–12–25; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2024–2533; **Airspace**
Docket No. 22–AAL–26]

RIN 2120–AA66

Amendment of Colored Federal Airways Green 8 (G–8), Green 10 (G–10), Green 12 (G–12), and Red 99 (R–99); Revocation of Colored Federal Airway Blue 27 (B–27) and Alaskan Very High Frequency Omnidirectional Range Federal Airway V–619 in Alaska

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action amends Colored Federal Airways Green 8 (G–8), Green 10 (G–10), Green 12 (G–12), and Red 99 (R–99); and revokes Colored Federal Airway Blue 27 (B–27) and Alaskan Very High Frequency Omnidirectional Range (VOR) Federal Airway V–619 in Alaska. This action is due to the decommissioning of the Chinook, Fort Davis, Hotham, Oscarville, and Kachemak Nondirectional Radio Beacons (NDB) in Alaska.

DATES: Effective date 0901 UTC, August 7, 2025. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order JO 7400.11 and publication of conforming amendments.

ADDRESSES: A copy of the Notice of Proposed Rulemaking (NPRM), all comments received, this final rule, and all background material may be viewed online at www.regulations.gov using the FAA Docket number. Electronic retrieval help and guidelines are available on the website. It is available 24 hours each day, 365 days each year.

FAA Order JO 7400.11J, **Airspace Designations and Reporting Points**, and subsequent amendments can be viewed online at www.faa.gov/air_traffic/publications/. You may also contact the Rules and Regulations Group, Policy Directorate, Federal Aviation

Administration, 600 Independence Avenue SW, Washington, DC 20597; telephone: (202) 267–8783.

FOR FURTHER INFORMATION CONTACT: Steven Roff, Rules and Regulations Group, Office of Policy, Federal Aviation Administration, 600 Independence Avenue SW, Washington, DC 20597; telephone: (202) 267–8783.

SUPPLEMENTARY INFORMATION:

Authority for This Rulemaking

The FAA’s authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency’s authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it modifies the Air Traffic Service (ATS) route structure as necessary to preserve the safe and efficient flow of air traffic within the National Airspace System.

History

The FAA published a notice of proposed rulemaking for Docket No. FAA–2024–2533 in the **Federal Register** (89 FR 91293; November 19, 2024), to amend Colored Federal Airways Green 8 (G–8), Green 10 (G–10), Green 12 (G–12), and Red 99 (R–99); and revoke Colored Federal Airway Blue 27 (B–27) and Alaskan VOR Federal Airway V–619 in Alaska. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal. No comments were received.

Incorporation by Reference

Colored Federal Airways are published in paragraph 6009 and Alaskan VOR Federal Airways are published in paragraph 6010(b) of FAA Order JO 7400.11, **Airspace Designations and Reporting Points**, which is incorporated by reference in 14 CFR 71.1 on an annual basis. This document amends the current version of that order, FAA Order JO 7400.11J, dated July 31, 2024, and effective September 15, 2024. These amendments will be published in the next update to FAA Order JO 7400.11. FAA Order JO 7400.11J is publicly available as listed in the **ADDRESSES** section of this document.

FAA Order JO 7400.11J lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This action amends 14 CFR part 71 to amend Colored Federal Airways G–8, G–10, G–12, and R–99. Additionally, this action revokes B–27 and V–619 in their entirety in Alaska. These actions are proposed due to the decommissioning of the Chinook, Fort Davis, Hotham, Oscarville, and Kachemak NDB in Alaska.

G–8: Prior to this final rule, G–8 extended between the Shemya, AK, NDB and the Kachemak, AK, NDB. This rule revokes a segment of G–8 between the Elfee, AK, NDB and the Kachemak NDB. The decommissioning of the Chinook and Kachemak NDBs renders these segments unusable. As amended, G–8 extends between the Shemya NDB and the Elfee NDB.

G–10: Prior to this final rule, G–10 extended between the Cape Newenham, AK, NDB/Distance Measuring Equipment (DME) and the Kachemak, AK NDB. This rule revokes a segment of G–10 between the Woody Island, AK NDB and the Kachemak NDB. The decommissioning of the Kachemak NDB renders this segment of G–10 unusable. As amended, G–10 extends between the Cape Newenham NDB/DME and the Woody Island NDB.

G–12: Prior to this final rule, G–12 extended between the Chinook, AK, NDB and the Elfee, AK, NDB. This rule revokes a segment of G–12 between the Chinook NDB and the Port Heiden, AK, NDB/DME. The decommissioning of the Chinook NDB renders this segment of this route unusable. As amended, G–12 extends between the Port Heiden NDB/DME and the Elfee NDB.

R–99: Prior to this final rule, R–99 extended between the St. Paul Island, AK, NDB/DME and the Kachemak, AK, NDB. This rule revokes a segment of R–99 between the Dutch Harbor, AK, NDB/DME and the Kachemak NDB. The decommissioning of the Chinook and Kachemak NDBs renders this segment unusable. As amended, R–99 extends between the Port Heiden and the Dutch Harbor NDB/DMEs in Alaska.

B–27: Prior to this final rule, B–27 extended between the Woody Island, AK, NDB and the Hotham, AK, NDB. This rule revokes this airway in its entirety due to the decommissioning of the Chinook, Oscarville, Fort Davis, and the Hotham NDBs.

V–619: Prior to this final rule, V–619 extended between the Port Heiden, AK, NDB/DME and the Dillingham, AK, VOR/DME. This rule revokes this airway in its entirety due to the

decommissioning of the Chinook, AK, NDB.

Regulatory Notices and Analyses

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore: (1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action of amending Colored Federal Airways Green 8 (G–8), Green 10 (G–10), Green 12 (G–12), and Red 99 (R–99) and revoking Colored Federal Airway Blue 27 (B–27) and Alaskan VOR Federal Airway V–619 in Alaska qualifies for categorical exclusion under the National Environmental Policy Act (42 U.S.C. 4321, *et seq.*) and in accordance with FAA Order 1050.1F, Environmental Impacts: Policies and Procedures, paragraph 5–6.5a, which categorically excludes from further environmental impact review rulemaking actions that designate or modify classes of airspace areas, airways, routes, and reporting points (see 14 CFR part 71, Designation of Class A, B, C, D, and E Airspace Areas; Air Traffic Service Routes; and Reporting Points); and paragraph 5–6.5k, which categorically excludes from further environmental impact review the publication of existing air traffic control procedures that do not essentially change existing tracks, create new tracks, change altitude, or change concentration of aircraft on these tracks. As such, this action is not expected to result in any potentially significant environmental impacts. In accordance with FAA Order 1050.1F, paragraph 5–2 regarding Extraordinary Circumstances, the FAA has reviewed this action for factors and circumstances in which a normally categorically excluded action may have a significant environmental impact requiring further analysis. The FAA has determined that no extraordinary circumstances exist that warrant preparation of an

environmental assessment or environmental impact study.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

The Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order JO 7400.11J, Airspace Designations and Reporting Points, dated July 31, 2024, and effective September 15, 2024, is amended as follows:

Paragraph 6009 Colored Federal Airways.

* * * * *

G–8 [Amended]

From Shemya, AK, NDB, 20 AGL; Mount Moffett, AK, NDB/DME, 20 AGL; Dutch Harbor, AK, NDB/DME, 20 AGL; INT Dutch Harbor, AK, NDB/DME 041° and Elfee, AK, NDB 253° bearings, 20 AGL; Elfee, AK, NDB.

* * * * *

G–10 [Amended]

From Cape Newenham, AK, NDB/DME; 20 AGL St. Paul Island, AK, NDB/DME; 20 AGL Elfee AK, NDB; 20 AGL INT Elfee NDB 041° and Port Heiden, AK, NDB/DME 248° bearings; 20 AGL Port Heiden NDB/DME; 67 miles 12 AGL, 77 miles 85 MSL, 67 miles 12 AGL, Woody Island, AK, NDB.

* * * * *

G–12 [Amended]

Port Heiden, AK, NDB/DME, 20 AGL; Borland, AK, NDB/DME; 20 AGL; to Elfee, AK, NDB.

* * * * *

R–99 [Amended]

From St. Paul Island, AK, NDB/DME, 20 AGL; Dutch Harbor, AK, NDB/DME.

* * * * *

B–27 [Removed]

* * * * *

Paragraph 6010(b) Alaskan VOR Federal Airway.

* * * * *

V–619 [Removed]

* * * * *

Issued in Washington, DC, on May 6, 2025.

Brian Eric Konie,

Manager (A), Rules and Regulations Group.

[FR Doc. 2025–08270 Filed 5–12–25; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2024–2048; Airspace Docket No. 24–AWP–101]

RIN 2120–AA66

Modification of Class E Airspace; Colusa County Airport, Colusa, CA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action modifies the Class E airspace extending upward from 700 feet above the surface of the earth and removes the Class E airspace extending upward from 1,200 feet above the surface at Colusa County Airport, Colusa, CA. Additionally, this action proposes administrative amendments to update the airport’s Class E airspace legal description. These actions will support the safety and management of instrument flight rules (IFR) operations at the airport.

DATES: Effective date 0901 UTC, August 7, 2025. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order JO 7400.11 and publication of conforming amendments.

ADDRESSES: A copy of the notice of proposed rulemaking (NPRM), all comments received, this final rule, and all background material may be viewed online at www.regulations.gov using the FAA Docket number. Electronic retrieval help and guidelines are available on the website. It is available 24 hours each day, 365 days each year.

FAA Order JO 7400.11J, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at www.faa.gov/air_traffic/publications/. You may also contact the Rules and Regulations Group, Policy Directorate, Federal Aviation Administration, 600 Independence Avenue SW, Washington, DC 20597; telephone: (202) 267–8783.

FOR FURTHER INFORMATION CONTACT: Keith Adams, Federal Aviation Administration, Western Service Center, Operations Support Group, 2200 S 216th Street, Des Moines, WA 98198; telephone (206) 231–2428.

SUPPLEMENTARY INFORMATION:**Authority for This Rulemaking**

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106, describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it modifies Class E airspace to support IFR operations at Colusa County Airport, Colusa, CA.

History

The FAA published a notice of proposed rulemaking for Docket No. FAA-2024-2048 in the **Federal Register** (89 FR 94601; November 29, 2024),¹ proposing to modify Class E airspace at Colusa County Airport, Colusa, CA. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Incorporation by Reference

Class E5 airspace areas are published in paragraph 6005 of FAA Order JO 7400.11, Airspace Designations and Reporting Points, which is incorporated by reference in 14 CFR 71.1 on an annual basis. This document amends the current version of that order, FAA Order JO 7400.11J, dated July 31, 2024, and effective September 15, 2024. FAA Order JO 7400.11J is publicly available as listed in the **ADDRESSES** section of this document. These amendments will be published in the next update to FAA Order JO 7400.11.

FAA Order JO 7400.11J lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This action amends 14 CFR part 71 by modifying the Class E airspace extending upward from 700 feet above the surface and removing the Class E airspace extending upward from 1,200 feet above the surface at Colusa County Airport, Colusa CA.

¹ Due to a technical error the notice of proposed rulemaking for Docket No. FAA-2024-2048 published in the Rules and Regulations section of the November 29, 2024 **Federal Register** rather than in the Proposed Rules section.

The Class E airspace extending upward from 700 feet above the surface is expanded to a 6.6-mile radius to better contain departing aircraft until reaching 1,200 feet above the surface when executing the Runway (RWY) 14 obstacle departure procedure. A 5.4-mile extension to the south is established to appropriately contain arriving IFR operations below 1,500 feet above the surface while executing the Very High Frequency Omnidirectional Range (VOR)-A approach procedure. A .2-mile extension to the northwest is established to contain aircraft ascending via the Area Navigation (RNAV) (Global Positioning System (GPS)) RWY 32 missed approach procedure until reaching 1,200 feet above the surface.

Additionally, the Colusa Class E airspace beginning at 1,200 feet above the surface is removed as it is redundant.

Finally, the airport's geographic coordinates within the legal description are updated to match the FAA's database.

Regulatory Notices and Analyses

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore: (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, "Environmental Impacts: Policies and Procedures," paragraph 5-6.5.a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

The Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR part 71.1 of FAA Order JO 7400.11J, Airspace Designations and Reporting Points, dated July 31, 2024, and effective September 15, 2024, is amended as follows:

Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.

* * * * *

AWP CA E5 Colusa, CA [Amended]

Colusa County Airport, CA
(Lat. 39°10'44.4" N, long. 121°59'36" W)

That airspace extending upward from 700 feet above the surface within 6.6-mile radius of the airport, within 1.5 miles either side of the 193° bearing extending from the 6.6-mile radius to 12 miles south of the airport, and within 1.8 miles either side of the 331° bearing extending from the 6.6-mile radius to 6.8 miles northwest of the airport.

* * * * *

Issued in Des Moines, Washington, on May 7, 2025.

B.G. Chew,

*Group Manager, Operations Support Group,
Western Service Center.*

[FR Doc. 2025-08295 Filed 5-12-25; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION**Federal Highway Administration****23 CFR Part 490**

[Docket No. FHWA-2025-0001]

RIN 2125-AG16

National Performance Management Measures; Assessing Performance of the National Highway System, Greenhouse Gas Emissions Measure; Correction

AGENCY: Federal Highway Administration (FHWA), U.S. Department of Transportation (DOT).

ACTION: Final rule; correction.

SUMMARY: The FHWA is correcting a clerical error in a final rule that appeared in the **Federal Register** (FR) on April 18, 2025. The final rule repealed a requirement that State departments of transportation (State DOT) and metropolitan planning organizations (MPO) establish declining carbon dioxide (CO₂) targets for the greenhouse gas (GHG) measure and report on progress toward the achievement of the target.

DATES: This final rule is effective May 19, 2025.

FOR FURTHER INFORMATION CONTACT: Mr. Gary A. Jensen, Office of Natural Environment, (202) 366–2048, or via email at Gary.Jensen@dot.gov, or Mr. Lev Gabrilovich, Office of the Chief Counsel, (202) 366–3813, or via email at Lev.Gabrilovich@dot.gov. Office hours are from 8 a.m. to 4:30 p.m. Eastern time (ET), Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION: On April 18, 2025, FHWA published a final rule repealing the requirement that State DOTs and MPOs assess the performance of the National Highway System (NHS) under the National Highway Performance Program by establishing declining CO₂ emissions targets and measuring and reporting on the percent change in tailpipe CO₂ emissions on the NHS from the calendar year 2022 (90 FR 16463). In the amendatory instructions effectuating the removal of the rule from the Code of Federal Regulations (CFR), FHWA included an erroneous citation to a section of the CFR unrelated to the GHG measure being repealed. This document corrects that error.

Correction

In FR Doc. 2025–06664 appearing on page 16463 in the **Federal Register** of April 18, 2025, the following correction is made:

§ 490.509 [Corrected]

■ 1. On page 16466, in the second column, in part 490, in amendment 9, the instruction “In § 450.509 remove paragraphs (f) through (h).” is corrected to read “In § 490.509, remove paragraphs (f) through (h).”

§ 490.515 [Corrected]

■ 2. On page 16466, in the second column, in part 490, in amendment 12, the header is corrected to read “§ 490.515 [Removed and Reserved]”.

Issued under authority delegated in 49 CFR 1.85.

Gloria M. Shepherd,
Executive Director, Federal Highway Administration.

[FR Doc. 2025–08352 Filed 5–12–25; 8:45 am]

BILLING CODE 4910–22–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG–2025–0152]

Drawbridge Operation Regulation; Atlantic Intracoastal Waterway, North Myrtle Beach, SC

AGENCY: Coast Guard, Department of Homeland Security (DHS).

ACTION: Notice of temporary deviation from regulations; request for comments.

SUMMARY: The Coast Guard has issued a temporary deviation from the operating schedule that governs the Little River Bridge, across the Atlantic Intracoastal Waterway (AICW), mile 347.3, at North Myrtle Beach, SC. South Carolina Department of Transportation (SCDOT) requested the Coast Guard consider placing the swing bridge on weekday scheduled openings at designated times to assist with vehicle congestion. This deviation will test a change to the drawbridge operation schedule to determine whether a permanent change to the schedule is needed. The Coast Guard is seeking comments from the public regarding these changes.

DATES: This deviation is effective without actual notice from May 13, 2025, through October 31, 2025. For the purposes of enforcement, actual notice will be used from May 5, 2025, until May 13, 2025.

Comments and relate material must reach the Coast Guard on or before June 27, 2025.

ADDRESSES: You may submit comments identified by docket number USCG–2025–0152 using Federal Decision-Making Portal at <https://www.regulations.gov>.

See the “Public Participation and Request for Comments” portion of the **SUPPLEMENTARY INFORMATION** section below for instructions on submitting comments.

FOR FURTHER INFORMATION CONTACT: If you have questions on this test deviation, call or email Ms. Jennifer Zercher, Bridge Management Specialist, Seventh Coast Guard District; telephone

571–607–5951, email Jennifer.N.Zercher@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Background, Purpose and Legal Basis

Little River Bridge across the AICW, mile 347.3, at North Myrtle Beach, SC, is a swing bridge with a 7-foot vertical clearance at mean high water in the closed position. The normal operating schedule for the bridge is set forth in 33 CFR 117.5.

The Coast Guard received a request from SCDOT to consider placing the swing bridge on weekday scheduled openings at designated times to assist with vehicle congestion. The swing bridge currently opens to navigation on demand. This temporary deviation will test a change to the drawbridge operation schedule to determine if the reasonable needs of navigation are maintained and whether a permanent change to the schedule is needed.

Under this temporary deviation, the Little River Bridge shall open on signal; except that from 7 a.m. to 9 a.m. and 4 p.m. to 6 p.m., Monday through Friday, except Federal holidays, the draw will open on the hour and half hour. Public vessels of the United States and tugs with tows, upon proper signal, will be passed through any time. Vessels able to pass without an opening may do so at any time.

The Coast Guard will also inform the users of the waterways through our Local and Broadcast Notices to Mariners of the change in operating schedule for the bridge so that vessel operators can arrange their transits to minimize any impact caused by the temporary deviation.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the effective period of this temporary deviation. This deviation from the operating regulations is authorized under 33 CFR 117.35.

II. Public Participation and Request for Comments

We view public participation as essential to effective rulemaking and will consider all comments and material received during the comment period. Your comment can help shape the outcome of this rulemaking. If you submit a comment, please include the docket number for this rulemaking, indicate the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation.

Submitting comments. We encourage you to submit comments through the Federal Decision-Making Portal at <https://www.regulations.gov>. To do so,

go to <https://www.regulations.gov>, type USCG–2025–0152 in the search box and click “Search.” Next, look for this document in the Search Results column, and click on it. Then click on the Comment option. If your material cannot be submitted using <https://www.regulations.gov>, contact the person in the **FOR FURTHER INFORMATION CONTACT** section of this document for alternate instructions.

View material in the docket. To view documents mentioned in this deviation as being available in the docket, find the docket as described in the previous paragraph, and then select “Supporting & Related Material” in the Document Type column. Public comments will also be placed in our online docket and can be viewed by following instructions on the <https://www.regulations.gov> Frequently Asked Questions web page. Also, if you go to the online docket and sign up for email alerts, you will be notified when comments are posted, or a final rule is published of any posting or updates to the docket.

We review all comments received, but we will only post comments that address the topic of this deviation. We may choose not to post off-topic, inappropriate, or duplicate comments that we receive.

We accept anonymous comments. Comments we post to <https://www.regulations.gov> will include any personal information you have provided. For more about privacy and submissions in response to this document, see DHS’s eRulemaking System of Records notice (85 FR 14226, March 11, 2020).

Dated: May 2, 2025.

Randall D. Overton,

Director, Bridge Administration, Seventh Coast Guard District.

[FR Doc. 2025–08366 Filed 5–12–25; 8:45 am]

BILLING CODE 9110–04–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 705

[EPA–HQ–OPPT–2020–0549; FRL–7902.2–01–OCSPP]

RIN 2070–AL30

Perfluoroalkyl and Polyfluoroalkyl Substances (PFAS) Data Reporting and Recordkeeping Under the Toxic Substances Control Act (TSCA); Change to Submission Period

AGENCY: Environmental Protection Agency (EPA).

ACTION: Interim final rule; request for comment.

SUMMARY: The Environmental Protection Agency (EPA or Agency) is amending the data submission period for the Toxic Substances Control Act (TSCA) PFAS reporting rule by changing the start date for submissions and making corresponding changes to the end dates for the submission period, *i.e.*, the data submission period begins on April 13, 2026, and ends on October 13, 2026, with an alternate end date for small manufacturers reporting exclusively as article importers of April 13, 2027. As promulgated in October 2023, the regulation requires manufacturers (including importers) of perfluoroalkyl and polyfluoroalkyl substances (PFAS) in any year between 2011–2022 to report certain data to EPA related to exposure and environmental and health effects. This change is necessary because EPA requires more time to prepare the reporting application to collect this data. The Agency is separately considering reopening certain aspects of the rule to public comment. The delayed reporting date ensures that EPA has adequate time to consider the public comments and propose and finalize any modifications to the rule before the submission period begins.

DATES: This interim final rule is effective on May 13, 2025. Comments must be received on or before June 12, 2025.

ADDRESSES: Submit your comments, identified by docket identification (ID) number EPA–HQ–OPPT–2020–0549, online at <https://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Additional instructions on commenting and visiting the docket, along with more information about dockets generally, is available at <https://www.epa.gov/dockets>.

FOR FURTHER INFORMATION CONTACT:

For technical information: David Turk, Data Gathering, Management, and Policy Division (7406M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460–0001; telephone number: 202–566–1527; email address: turk.david@epa.gov.

For general information: The TSCA–Hotline, ABVI–Goodwill, 422 South Clinton Ave., Rochester, NY 14620; telephone number: (202) 554–1404; email address: TSCA-Hotline@epa.gov.

SUPPLEMENTARY INFORMATION:

I. Executive Summary

A. Does this action apply to me?

This action may apply to you if you have manufactured (defined by statute at 15 U.S.C. 2602(9) to include import) PFAS for a commercial purpose at any time since January 1, 2011. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

- Construction (NAICS code 23);
- Manufacturing (NAICS codes 31 through 33);
- Wholesale trade (NAICS code 42);
- Retail trade (NAICS codes 44 through 45); and
- Waste management and remediation services (NAICS code 562).

This list details the types of entities that EPA is aware could potentially be impacted by this action. Other types of entities not listed could also be impacted. To determine whether your entity is impacted by this action, you should carefully examine the applicability criteria found in 40 CFR 705.10 and 705.12. If you have questions regarding the applicability of this action to a particular entity, consult the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

B. What action is the Agency taking?

EPA is amending the data submission period for the TSCA section 8(a)(7) PFAS reporting rule codified in 40 CFR part 705 by changing the start date to April 13, 2026, and making corresponding changes to the end dates for the submission period. As modified by this rule, the data submission period begins on April 13, 2026, and ends on October 13, 2026, with an alternate end date for small manufacturers reporting exclusively as article importers of April 13, 2027. The Agency is taking this action in response to constraints on the timely development and testing of the software being developed to collect information pursuant to this reporting rule (*i.e.*, the rule’s reporting application). Further, the Agency may, in a future separate action, reopen other aspects of this rule for public comment in light of *Executive Order 14219: Unleashing Prosperity through Deregulations* (90 FR 9065, January 31, 2025). In this action, however, EPA is not reopening or reconsidering any provisions of the underlying reporting rule other than the submission period dates.

Although EPA continues to devote significant resources to the development of the reporting application, EPA will not be in a position to verify that the data will be submitted and stored in a usable manner on the current start date of July 11, 2025. At this point in the project development timeline, EPA does not have time to conduct industry beta testing of the application and incorporate any tester feedback prior to the start of the submission period. Without a period of industry beta testing as previously planned, the current reporting timeline is no longer tenable, and maintaining that timeline would require entities to submit data before EPA has sufficiently verified that the technological capacity is in place to accept that data. This would negatively impact EPA's ability to collect, organize, and make the collected data available to the public, which is the underlying objective of the regulation as well as the Congressional direction that required its promulgation.

Though EPA notes that it may reopen portions of the rule to comment regarding potential modifications, this action does not alter any aspect of the TSCA section 8(a)(7) PFAS rule in 40 CFR part 705 except for the data submission period dates. Accordingly, comments regarding topics other than the commencement of the reporting period are outside the scope of this action. This action provides additional time for the Agency's reporting application to be completed and sufficiently tested to ensure that reporting entities do not experience technical issues that prevent or complicate successful submission of data as required under TSCA section 8(a)(7) during the regulatory submission period. Further, without modifying the reporting period, EPA would need to continue to develop and test the application while reporting is occurring, which could negatively impact submissions in progress or other functions of the reporting application.

The Agency further anticipates being able to review submitted data, including CBI claims, and prepare non-CBI data for broader dissemination more efficiently if the Agency is able to establish the full data collection infrastructure prior to the start of the submission period. Further, this action is consistent with the public interest because it is designed to facilitate compliance with the rule. Any impact on the regulated community is expected to be beneficial given that the extension provides additional time to submit reports to EPA and minimize potential for technical issues.

C. What is the Agency's authority for taking this action?

As with the final rule that published in the **Federal Register** of October 11, 2023 (88 FR 70516 (FRL-7902-02-OCSP)) and September 5, 2024 (89 FR 72336 (FRL-7902.1-02-OCSP)), EPA is promulgating this rule pursuant to its authority in TSCA section 8(a)(7) (15 U.S.C. 2607(a)(7)). The National Defense Authorization Act for Fiscal Year 2020 (NDAA) (Pub. L. 116-92, section 7351) amended TSCA section 8(a) in December 2019, adding TSCA section 8(a)(7), titled "PFAS Data." TSCA section 8(a)(7) requires EPA to promulgate a rule "requiring each person who has manufactured a chemical substance that is a perfluoroalkyl or polyfluoroalkyl substance in any year since January 1, 2011" to report information described in TSCA section 8(a)(2)(A) through (G). This includes a broad range of information, such as information related to chemical identity and structure, production, use, byproducts, exposure, disposal, and health and environmental effects.

In addition, under section 553(b)(B) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)(B)), "an agency may issue a final rule without providing notice and an opportunity for public comment if it for good cause finds that notice and public procedures are impracticable, unnecessary, or contrary to the public interest."

D. Why is the Agency using an interim final rule?

EPA finds that notice and public comment is impracticable because there is insufficient time for notice and comment on an extension to the deadline prior to the reporting deadline of July 11, 2025. EPA recently became aware of the need for the extension after EPA was unable to conduct industry beta testing of the Central Data Exchange (CDX) application as originally planned. Moving the start of the submission period will provide more time for EPA to conduct necessary beta testing of the reporting application, which the Agency was unable to do as previously scheduled. This beta testing period will provide critical feedback to the Agency on the application and database infrastructure, including on any appropriate guidance that can be provided to the reporting community. Further, Congress recently appropriated additional funds to EPA in the FY2025 Continuing Resolution for the purposes of improving EPA's information technology infrastructure for the TSCA program. With additional time to

receive and distribute those funds provided by the nine-month extension in this rule, EPA may be able to improve functionality of the reporting application and databases.

The Agency finds that notice and public comment would be contrary to the public interest. If notice and comment time frames prevent the Agency from delaying the start of the reporting deadline prior to July 11, 2025, submitters would be confronted with using a CDX application that has not yet undergone rigorous beta testing. Thus, any data submissions might be provided without sufficient resources to ensure secure certification and accuracy and ultimately impair the ability of the Agency to carry out its obligations under TSCA and enable public access to the information, as appropriate. It is in the interest of both the public and industry to delay the start of the reporting period April 13, 2026, to allow EPA time necessary to confirm that the infrastructure underlying the data collection process is working optimally.

In conclusion, for the reasons enumerated above, EPA is promulgating this interim final rule without a general notice of proposed rulemaking pursuant to 5 U.S.C. 553(b)(3)(B) because the Agency finds good cause that notice and public comment procedures are impracticable and contrary to the public interest. In addition, EPA also intends to issue a separate notice of proposed rulemaking in the near future that will, among other things, allow for further comment on the appropriate reporting period. EPA intends to address comments in response to this final rule and the notice of proposed rulemaking concurrently and to publish a final rule.

This final rule is effective immediately upon publication. Section 553(d)(1) of the Administrative Procedure Act, (5 U.S.C. 553(d)(1)), provides that final rules shall not become effective until 30 days after publication in the **Federal Register**, with an exception for "a substantive rule which grants or recognizes an exemption or relieves a restriction." This rule relieves a restriction by extending the reporting deadline by nine months. This extension also provides the Agency an opportunity to reconsider and, if applicable, propose a separate action to modify any aspects of the TSCA section 8(a)(7) reporting rule through standard notice and comment rulemaking procedures.

II. Background

A. What is the modification to the submission period?

Nearly all TSCA regulatory submissions are required to be submitted through EPA's Central Data Exchange (CDX). CDX provides EPA's interface with data submitters and fulfills all legal requirements for electronic submittals as set out by the Cross-Media Electronic Reporting Rule (CROMERR) (40 CFR part 3).

When EPA uses CDX to collect information, the Agency must also develop a corresponding application in its TSCA CBI environment, which is used to manage the final validation and processing of submitted content. Each submission to CDX is transmitted into the appropriate TSCA CBI application for further processing, storage, and use. Functional CDX and CBI applications are necessary for a regulated entity to fully and legally submit the required information to EPA and demonstrate compliance with the regulation under which the information was submitted.

Under the NDAA, EPA was directed to promulgate a final rule that published on October 11, 2023 (88 FR 70516 (FRL-7902-02-OCSP)). The information required to be collected under TSCA section 8(a)(7) is critical to advancing the Agency's understanding of PFAS in commerce and will create a database of information on previously manufactured PFAS in commerce to support EPA's actions to address PFAS exposure and contamination.

Resource constraints, alongside additional priorities, impacted the Agency's ability to collect data for the TSCA section 8(a)(7) requirement during the reporting period that had been anticipated when the Agency promulgated the rule. As explained in a September 5, 2024, **Federal Register** notice, resource constraints forced the agency to move the reporting period once (89 FR 72336, September 5, 2024) (FRL-7902.1-02-OCSP), delaying the commencement of the reporting period from November 12, 2024, to July 11, 2025. The Agency previously extended the reporting period (89 FR 72336 (September 5, 2024) (FRL-7902.1-02-OCSP)) due to resource and funding constraints for the CDX application support.

Similarly, as explained in this notice, the Agency must again delay the data submission period because of EPA must extend the time provided for project development and testing. As modified by this rule, the data submission period begins on April 13, 2026, and ends on October 13, 2026, with an alternate end date of April 13, 2027, for small

manufacturers reporting exclusively as article importers. As codified, this includes a start and end date for submissions, including an alternate end date for small entities.

B. Why is the Agency modifying the data submission period?

EPA has considered the costs of compliance with the reporting requirements using a potentially inadequate IT system against the costs to the public associated with a reporting delay. EPA has determined that the costs of compliance with an under-tested IT system outweigh the costs to the public associated with a delay in reported data, as EPA would not be able to provide public access of such data in the face of uncertainty over its integrity.

EPA typically conducts testing prior to making a new reporting application available. Recognizing that users have been having difficulties with other TSCA reporting applications (e.g., the application for Chemical Data Reporting (CDR)), the Agency believes it is critical to ensure that the TSCA section 8(a)(7) PFAS reporting application is adequately tested before reporting under this rule begins. Relatedly, EPA has committed to providing interested industry stakeholders an opportunity to help test the application to ensure that it could collect the data as intended. The current timelines for the submission of data under the rule would not allow this testing to be completed before the reporting period commences.

To ensure functioning reporting capability, EPA must extend the time provided for project development and testing. The reporting tool will be available beginning April 13, 2026. EPA is not altering the length of time provided for reporters to submit data. Delaying the commencement of the reporting period to April 13, 2026, will ensure that the project team has adequate time to complete development and testing of the reporting tool, along with incorporation of any findings from testing participants. Thus, EPA is delaying the commencement of the reporting period to that date. Reporters will still have the same amount of time to submit data as was provided in the original rule (see 40 CFR part 705). EPA is not amending any other aspects of the regulation at this time.

III. Statutory and Executive Orders Reviews

Additional information about these statutes and Executive orders can be found at <https://www.epa.gov/laws-regulations-and-executive-orders>.

A. Executive Order 12866: Regulatory Planning and Review

This action is not a significant regulatory action and was therefore not submitted to the Office of Management and Budget (OMB) for review under Executive Order 12866 (58 FR 51735, October 4, 1993).

B. Executive Order 14192: Unleashing Prosperity Through Deregulation

This action is considered an Executive Order 14192 deregulatory action. This interim final rule provides burden reduction by relieving immediate pressure on manufacturers for rule familiarization, data collection and preparation, and electronic reporting. This longer timeframe will also reduce the opportunity costs on affected firms.

C. Paperwork Reduction Act (PRA)

This action does not contain an information collection burden under the PRA, 44 U.S.C. 3501 *et seq.* OMB has previously approved the information collection activities contained in the existing regulations and has assigned OMB control number 2070-0217 (EPA ICR No. 2682.02). This action does not create any new reporting or recordkeeping obligations and does not otherwise change the burden estimates that were approved.

D. Regulatory Flexibility Act (RFA)

This action is not subject to the RFA, 5 U.S.C. 601 *et seq.* The RFA applies only to rules subject to notice and comment rulemaking requirements under the APA, 5 U.S.C. 553, or any other statute. This rule is not subject to notice and comment requirements under the APA because the Agency has invoked the APA "good cause" exemption (see Unit I).

E. Unfunded Mandates Reform Act (UMRA)

This action does not contain an unfunded mandate of \$100 million (in 1995 dollars and adjusted annually for inflation) or more as described in UMRA, 2 U.S.C. 1531-1538, and does not significantly or uniquely affect small governments. The action imposes no enforceable duty on any state, local or tribal governments or the private sector.

F. Executive Order 13132: Federalism

This action does not have federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999), because it will not have substantial direct effects on the states, on the relationship between the National Government and the states, or on the distribution of power and

responsibilities among the various levels of government.

G. Executive Order 13175: Consultation and Coordination With Indian Tribal Governments

This action does not have tribal implications as specified in Executive Order 13175 (65 FR 67249, November 9, 2000), because it will not have substantial direct effects on tribal governments, on the relationship between the Federal Government and the Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes. This action does not impose substantial direct compliance costs on federally recognized Indian tribal governments. Thus, Executive Order 13175 does not apply to this action.

H. Executive Order 13045: Protection of Children From Environmental Health Risks and Safety Risks

This action is not subject to Executive Order 13045 (62 FR 19885, April 23, 1997), because it does not concern an environmental health or safety risk. Since this action does not concern human health, EPA's Policy on Children's Health also does not apply.

I. Executive Order 13211: Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution or Use

This action is not a "significant energy action" as defined in Executive Order 13211 (66 FR 28355, May 22, 2001), because it is not likely to have any adverse effect on the supply, distribution or use of energy.

J. National Technology Transfer and Advancement Act (NTTAA)

This action does not involve technical standards under the NTTAA section 12(d), 15 U.S.C. 272.

K. Congressional Review Act (CRA)

This action is subject to the CRA, 5 U.S.C. 801 *et seq.*, and EPA will submit a rule report to each House of the Congress and to the Comptroller General of the United States. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 705

Chemicals, Environmental protection, Reporting and recordkeeping requirements.

Dated: May 5, 2025.

Nancy B. Beck,

*Principal Deputy Assistant Administrator,
Office of Chemical Safety and Pollution
Prevention.*

For the reasons set forth in the preamble, 40 CFR part 705 is amended as follows:

PART 705—REPORTING AND RECORDKEEPING REQUIREMENTS FOR CERTAIN PER- AND POLYFLUOROALKYL SUBSTANCES.

- 1. The authority for part 705 continues to read as follows

Authority: 42 U.S.C. 2607(a)(7).

- 2. Revise § 705.20 to read as follows:

§ 705.20 When to report.

(a) All information reported to EPA in response to the requirements of this part must be submitted during the applicable submission period. For all reporters submitting information pursuant to §§ 705.15 and 705.18(b) (research and development), the submission period shall begin on April 13, 2026, and last for six months: April 13, 2026, through October 13, 2026.

(b) For any reporter who is reporting under this part exclusively pursuant to § 705.18(a) (article importers), and is also considered a small manufacturer under the definition at 40 CFR 704.3, the submission period shall begin on April 13, 2026, and last for 12 months: April 13, 2026, through April 13, 2027.

[FR Doc. 2025–08168 Filed 5–12–25; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 679

[Docket No. 250312–0037; RTID 0648–XE810]

Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher/Processors Using Hook-and-Line Gear in the Central Regulatory Area of the Gulf of Alaska

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

ACTION: Temporary rule; closure.

SUMMARY: NMFS is prohibiting directed fishing for Pacific cod by catcher/processors using hook-and-line (HAL) gear in the Central Regulatory Area of the Gulf of Alaska (GOA). This action is

necessary to prevent exceeding the A season allowance of the 2025 Pacific cod total allowable catch (TAC) apportioned to catcher/processors using HAL gear in the Central Regulatory Area of the GOA.

DATES: Effective 1200 hours, Alaska local time (A.l.t.), May 8, 2025, through 1200 hours, A.l.t., June 10, 2025.

FOR FURTHER INFORMATION CONTACT: Abby Jahn, 907–586–7228.

SUPPLEMENTARY INFORMATION: NMFS manages the groundfish fishery in the GOA exclusive economic zone according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared and recommended by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act). Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The A season allowance of the 2025 Pacific cod TAC apportioned to catcher/processors using HAL gear in the Central Regulatory Area of the GOA is 613 metric tons (mt) as established by the final 2025 and 2026 harvest specifications for groundfish in the GOA (90 FR 12468, March 18, 2025).

In accordance with § 679.20(d)(1)(i), the Regional Administrator has determined that the A season allowance of the 2025 Pacific cod TAC apportioned to catcher/processors using HAL gear in the Central Regulatory Area of the GOA will soon be or has been reached. Therefore, the Regional Administrator is establishing a directed fishing allowance of 603 mt and is setting aside the remaining 10 mt as bycatch to support other anticipated groundfish fisheries. In accordance with § 679.20(d)(1)(iii), the Regional Administrator finds that this directed fishing allowance will be or has been reached. Consequently, NMFS is prohibiting directed fishing for Pacific cod by catcher/processors using HAL gear in the Central Regulatory Area of the GOA to prevent exceeding this sector's A season allowance of Pacific cod TAC.

While this closure is effective, the maximum retainable amounts at § 679.20(e) and (f) apply at any time during a trip.

Classification

NMFS issues this action pursuant to section 305(d) of the Magnuson-Stevens Act. This action is required by 50 CFR part 679, which was issued pursuant to section 304(b) of the Magnuson-Stevens

Act, and is exempt from review under Executive Order 12866.

Pursuant to 5 U.S.C. 553(b)(B), there is good cause to waive prior notice and an opportunity for public comment on this action, as notice and comment would be impracticable and contrary to the public interest, as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion, and would delay the closure of Pacific cod by catcher/processors using HAL

gear in the A season in the Central Regulatory Area of the GOA. NMFS was unable to publish a notice providing time for public comment because the most recent, relevant data only became available as of May 7, 2025.

The Assistant Administrator for Fisheries, NOAA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for

waiver of prior notice and opportunity for public comment.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: May 8, 2025.

Kelly Denit,

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

[FR Doc. 2025-08392 Filed 5-8-25; 4:15 pm]

BILLING CODE 3510-22-P

Proposed Rules

Federal Register

Vol. 90, No. 91

Tuesday, May 13, 2025

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

CONSUMER FINANCIAL PROTECTION BUREAU

12 CFR Part 1081

[Docket No. CFPB–2025–0012]

RIN 3170–AB33

Rules of Practice for Adjudication Proceedings; Rescission

AGENCY: Consumer Financial Protection Bureau.

ACTION: Proposed rule; request for comment.

SUMMARY: The Consumer Financial Protection Bureau (Bureau) is proposing to rescind the amendments it adopted to the Rules of Practice for Adjudication Proceedings (Rules of Practice) on February 22, 2022, and March 29, 2023.

DATES: Comments must be received on or before June 12, 2025.

ADDRESSES: You may submit responsive information and other comments, identified by Docket No. CFPB–2025–0012, by any of the following methods:

- *Federal eRulemaking Portal:* <https://www.regulations.gov>. Follow the instructions for submitting comments. A brief summary of this document will be available at <https://www.regulations.gov/docket/CFPB-2025-0012>.

- *Email:* 2025-NPRM-Adjudication-Proceedings@cfpb.gov. Include Docket No. CFPB–2025–0012 in the subject line of the message.

- *Mail/Hand Delivery/Courier:* Comment Intake—Rules of Practice for Adjudication Proceedings, c/o Legal Division Docket Manager, Consumer Financial Protection Bureau, 1700 G Street NW, Washington, DC 20552.

Instructions: The Bureau encourages the early submission of comments. All submissions should include the agency name and docket number. Because paper mail is subject to delay, commenters are encouraged to submit comments electronically. In general, all comments received will be posted without change to <https://www.regulations.gov>. All submissions,

including attachments and other supporting materials, will become part of the public record and subject to public disclosure. Proprietary information or sensitive personal information, such as account numbers or Social Security numbers, or names of other individuals, should not be included. Submissions will not be edited to remove any identifying or contact information.

FOR FURTHER INFORMATION CONTACT:

George Karithanom, Regulatory Implementation and Guidance Program Analyst, Office of Regulations, at 202–435–7700. If you require this document in an alternative electronic format, please contact CFPB_Accessibility@cfpb.gov.

SUPPLEMENTARY INFORMATION:

I. Discussion

The Bureau hereby issues this notice of proposed rulemaking, which proposes to rescind the amendments to its Rules of Practice for Adjudication Proceedings that the Bureau adopted on February 22, 2022, at 87 FR 10028 and on March 29, 2023, at 88 FR 18382. These changes expanded parties' opportunities to conduct depositions in adjudication proceedings and made amendments concerning timing and deadlines, the content of answers, the scheduling conference, bifurcation of proceedings, the process for deciding dispositive motions, and requirements for issue exhaustion, as well as other technical changes. The Bureau proposes to repeal these amendments in full and seeks comment on that proposal.

The Bureau has particular concerns about the provisions of the 2022 and 2023 amendments that transferred authority to decide dispositive motions from the hearing officer who is presiding over the proceeding (normally an administrative law judge) to the Director. A dispositive motion includes a motion to dismiss or a motion for summary disposition. Under the 2022 and 2023 amendments, a party must file a dispositive motion with the Director, and the Director has the option of either deciding the motion or referring it to the hearing officer. This approach is atypical in the Executive Branch, where the norm is for hearing officers to decide dispositive motions, and industry commenters criticized it for concentrating authority in the Director at the expense of the hearing officer.

With respect to other changes made by the amendments, the Bureau's preliminary view subject to considering comments is that they were largely unnecessary.

II. Section 1022(b)(2) Analysis

In developing this rule, the Bureau has considered the rule's benefits, costs, and impacts in accordance with section 1022(b)(2)(A) of the Consumer Financial Protection Act (CFPA).¹ The Bureau discussed the hypothetical benefits and costs of a more- or less-cost-effective process for adjudication proceedings in the February 2022 rule. In practice, no administrative proceedings have been conducted under the Rules of Practice since the 2022 and 2023 amendments, and only two cases have been brought through the administrative adjudication process from start to finish since the process was established in 2012. As such, any benefits, costs, or impacts to consumers or covered persons are likely to be minimal.

List of Subjects in 12 CFR Part 1081

Administrative practice and procedure, Banks, banking, Consumer protection, Credit unions, Law enforcement, National banks, Savings associations, Trade practices.

Authority and Issuance

■ As discussed above, the Bureau proposes to revise 12 CFR part 1081 to read as follows:

PART 1081—RULES OF PRACTICE FOR ADJUDICATION PROCEEDINGS

Subpart A—General Rules

Sec.	
1081.100	Scope of the rules of practice.
1081.101	Expedition and fairness of proceedings.
1081.102	Rules of construction.
1081.103	Definitions.
1081.104	Authority of the hearing officer.
1081.105	Assignment, substitution, performance, disqualification of hearing officer.
1081.106	Deadlines.
1081.107	Appearance and practice in adjudication proceedings.
1081.108	Good faith certification.
1081.109	Conflict of interest.
1081.110	Ex parte communication.
1081.111	Filing of papers.

¹ 12 U.S.C. 5512(b)(2)(A). Whether section 1022(b)(2)(A) is applicable to this rule is unclear, but in order to inform the rulemaking more fully the Bureau performed the described analysis.

- 1081.112 Formal requirements as to papers filed.
- 1081.113 Service of papers.
- 1081.114 Construction of time limits.
- 1081.115 Change of time limits.
- 1081.116 Witness fees and expenses.
- 1081.117 Bureau's right to conduct examination, collect information.
- 1081.118 Collateral attacks on adjudication proceedings.
- 1081.119 Confidential information; protective orders.
- 1081.120 Settlement.
- 1081.121 Cooperation with other agencies.

Subpart B—Initiation of Proceedings and Prehearing Rules

- 1081.200 Commencement of proceeding and contents of notice of charges.
- 1081.201 Answer and disclosure statement and notification of financial interest.
- 1081.202 Amended pleadings.
- 1081.203 Scheduling conference.
- 1081.204 Consolidation and severance of actions.
- 1081.205 Non-dispositive motions.
- 1081.206 Availability of documents for inspection and copying.
- 1081.207 Production of witness statements.
- 1081.208 Subpoenas.
- 1081.209 Deposition of witness unavailable for hearing.
- 1081.210 Expert discovery.
- 1081.211 Interlocutory review.
- 1081.212 Dispositive motions.
- 1081.213 Partial summary disposition.
- 1081.214 Prehearing conferences.
- 1081.215 Prehearing submissions.
- 1081.216 Amicus participation.

Subpart C—Hearings

- 1081.300 Public hearings.
- 1081.301 Failure to appear.
- 1081.302 Conduct of hearings.
- 1081.303 Evidence.
- 1081.304 Record of the hearing.
- 1081.305 Post-hearing filings.
- 1081.306 Record in proceedings before hearing officer; retention of documents; copies.

Subpart D—Decision and Appeals

- 1081.400 Recommended decision of the hearing officer.
- 1081.401 Transmission of documents to Director; record index; certification.
- 1081.402 Notice of appeal; review by the Director.
- 1081.403 Briefs filed with the Director.
- 1081.404 Oral argument before the Director.
- 1081.405 Decision of the Director.
- 1081.406 Reconsideration.
- 1081.407 Effective date; stays pending judicial review.

Subpart E—Temporary Cease-and-Desist Proceedings

- 1081.500 Scope.
- 1081.501 Basis for issuance, form, and service.
- 1081.502 Judicial review, duration.

Authority: 12 U.S.C. 5512(b)(1), 5563(e).

Subpart A—General Rules

§ 1081.100 Scope of the rules of practice.

Subparts A, B, C, and D of this part prescribe rules of practice and procedure applicable to adjudication proceedings authorized by section 1053 of the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010 (Dodd-Frank Act) to ensure or enforce compliance with the provisions of title X of the Dodd-Frank Act, rules prescribed by the Bureau under title X of the Dodd-Frank Act, and any other Federal law or regulation that the Bureau is authorized to enforce. Except as otherwise provided in this part, the rules of practice contained in subparts A, B, C, and D of this part do not govern the conduct of Bureau investigations, investigational hearings or other proceedings that do not arise from proceedings after a notice of charges or a stipulation and consent order.

§ 1081.101 Expedition and fairness of proceedings.

To the extent practicable, consistent with requirements of law, the Bureau's policy is to conduct such adjudication proceedings fairly and expeditiously. In the conduct of such proceedings, the hearing officer and counsel for all parties shall make every effort at each stage of a proceeding to avoid delay. With the consent of the parties, the Director, at any time, or the hearing officer at any time prior to the filing of his or her recommended decision, may shorten any time limit prescribed by this part.

§ 1081.102 Rules of construction.

For the purposes of this part:

(a) Any term in the singular includes the plural, and the plural includes the singular, if such use would be appropriate;

(b) Any use of a masculine, feminine, or neutral gender encompasses all three, if such use would be appropriate;

(c) Unless context requires otherwise, a party's counsel of record, if any, may, on behalf of that party, take any action required to be taken by the party; and

(d) To the extent this part uses terms defined by section 1002 of the Dodd-Frank Act, such terms shall have the same meaning as set forth therein, unless defined differently by § 1081.103.

§ 1081.103 Definitions.

For the purposes of this part, unless explicitly stated to the contrary:

Dodd-Frank Act means the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010, Public Law 111–203 (July 21, 2010).

Adjudication proceeding means a proceeding conducted pursuant to

section 1053 of the Dodd-Frank Act and intended to lead to the formulation of a final order other than a temporary order to cease and desist issued pursuant to section 1053(c) of the Dodd-Frank Act.

Bureau means the Bureau of Consumer Financial Protection.

Chief hearing officer means the hearing officer charged with assigning hearing officers to specific proceedings, in the event there is more than one hearing officer available to the Bureau.

Counsel means any person representing a party pursuant to § 1081.107.

Decisional employee means any employee of the Bureau who has not engaged in an investigative or prosecutorial role in a proceeding and who may assist the Director or the hearing officer, respectively, in preparing orders, recommended decisions, decisions, and other documents under this part.

Director means the Director of the Bureau or a person authorized to perform the functions of the Director in accordance with the law.

Enforcement counsel means any individual who files a notice of appearance as counsel on behalf of the Bureau in an adjudication proceeding.

Final order means an order issued by the Bureau with or without the consent of the respondent, which has become final, without regard to the pendency of any petition for reconsideration or review.

General Counsel means the General Counsel of the Bureau or any Bureau employee to whom the General Counsel has delegated authority to act under this part.

Hearing officer means an administrative law judge or any other person duly authorized to preside at a hearing.

Notice of charges means the pleading that commences an adjudication proceeding, as described in § 1081.200, except that it does not include a stipulation and consent order under § 1081.200(d).

Office of Administrative Adjudication means the office of the Bureau responsible for conducting adjudication proceedings.

Office of Enforcement means the office of the Bureau responsible for enforcement of Federal consumer financial law.

Party means the Bureau, any person named as a party in any notice of charges issued pursuant to this part, and, to the extent applicable, any person who intervenes in the proceeding pursuant to § 1081.119(a) to seek a protective order.

Person means an individual, partnership, company, corporation, association (incorporated or unincorporated), trust, estate, cooperative organization, or other entity.

Person employed by the Bureau means Bureau employees, contractors, agents, and others acting for or on behalf of the Bureau, or at its direction, including consulting experts.

Respondent means the party named in the notice of charges.

State means any State, territory, or possession of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, Guam, American Samoa, or the United States Virgin Islands or any federally recognized Indian tribe, as defined by the Secretary of the Interior under section 104(a) of the Federally Recognized Indian Tribe List Act of 1994, 25 U.S.C. 479a–1(a).

§ 1081.104 Authority of the hearing officer.

(a) *General Rule.* The hearing officer shall have all powers necessary to conduct a proceeding in a fair and impartial manner and to avoid unnecessary delay. No provision of this part shall be construed to limit the powers of the hearing officers provided by the Administrative Procedure Act, 5 U.S.C. 556, 557.

(b) *Powers.* The powers of the hearing officer include but are not limited to the power:

- (1) To administer oaths and affirmations;
- (2) To issue subpoenas, subpoenas *duces tecum*, and protective orders, as authorized by this part, and to quash or modify any such subpoenas or orders;
- (3) To take depositions or cause depositions to be taken;
- (4) To receive relevant evidence and to rule upon the admission of evidence and offers of proof;
- (5) To regulate the course of a proceeding and the conduct of parties and their counsel;
- (6) To reject written submissions that materially fail to comply with the requirements of this part, and to deny confidential status to documents and testimony without prejudice until a party complies with all relevant rules;
- (7) To hold conferences for settlement, simplification of the issues, or any other proper purpose and require the attendance at any such conference of at least one representative of each party who has authority to negotiate concerning the resolution of issues in controversy;
- (8) To inform the parties as to the availability of one or more alternative

means of dispute resolution, and to encourage the use of such methods;

(9) To certify questions to the Director for his or her determination in accordance with the rules of this part;

(10) To consider and rule upon, as justice may require, all procedural and other motions appropriate in adjudication proceedings;

(11) To issue and file recommended decisions;

(12) To recuse himself or herself by motion made by a party or on his or her own motion;

(13) To issue such sanctions against parties or their counsel as may be necessary to deter repetition of sanctionable conduct or comparable conduct by others similarly situated, as provided for in this part or as otherwise necessary to the appropriate conduct of hearings and related proceedings, provided that no sanction shall be imposed before providing the sanctioned person an opportunity to show cause why no such sanction should issue; and

(14) To do all other things necessary and appropriate to discharge the duties of a presiding officer.

§ 1081.105 Assignment, substitution, performance, disqualification of hearing officer.

(a) *How assigned.* In the event that more than one hearing officer is available to the Bureau for the conduct of proceedings under this part, the presiding hearing officer shall be designated by the chief hearing officer, who shall notify the parties of the hearing officer designated.

(b) *Interference.* Hearing officers shall not be subject to the supervision or direction of, or responsible to, any officer, employee, or agent engaged in the performance of investigative or prosecuting functions for the Bureau, and all direction by the Bureau to the hearing officer concerning any adjudication proceedings shall appear in and be made part of the record.

(c) *Disqualification of hearing officers.* (1) When a hearing officer deems himself or herself disqualified to preside in a particular proceeding, he or she shall issue a notice stating that he or she is withdrawing from the matter and setting forth the reasons therefore.

(2) Any party who has a reasonable, good faith basis to believe that a hearing officer has a personal bias, or is otherwise disqualified from hearing a case, may make a motion to the hearing officer that the hearing officer withdraw. The motion shall be accompanied by an affidavit setting forth the facts alleged to constitute grounds for disqualification. Such motion shall be filed at the earliest

practicable time after the party learns, or could reasonably have learned, of the alleged grounds for disqualification. If the hearing officer does not disqualify himself or herself within ten days, he or she shall certify the motion to the Director pursuant to § 1081.211, together with any statement he or she may wish to have considered by the Director. The Director shall promptly determine the validity of the grounds alleged, either directly or on the report of another hearing officer appointed to conduct a hearing for that purpose, and shall either direct the reassignment of the matter or confirm the hearing officer's continued role in the matter.

(d) *Unavailability of hearing officer.* In the event that the hearing officer withdraws or is otherwise unable to perform the duties of the hearing officer, the chief hearing officer or the Director shall designate another hearing officer to serve.

§ 1081.106 Deadlines.

The deadlines for action by the hearing officer established by §§ 1081.203, 1081.205, 1081.211, 1081.212, and 1081.400, or elsewhere in this part, confer no substantive rights on respondents.

§ 1081.107 Appearance and practice in adjudication proceedings.

(a) *Appearance before the Bureau or a hearing officer—(1) By attorneys.* Any member in good standing of the bar of the highest court of any State may represent others before the Bureau if such attorney is not currently suspended or debarred from practice before the Bureau or by a court of the United States or of any State.

(2) *By non-attorneys.* So long as such individual is not currently suspended or debarred from practice before the Bureau:

(i) An individual may appear on his or her own behalf;

(ii) A member of a partnership may represent the partnership;

(iii) A duly authorized officer of a corporation, trust or association may represent the corporation, trust or association; and

(iv) A duly authorized officer or employee of any government unit, agency, or authority may represent that unit, agency, or authority.

(3) *Notice of appearance.* Any individual acting as counsel on behalf of a party, including the Bureau, shall file a notice of appearance at or before the time that the individual submits papers or otherwise appears on behalf of a party in the adjudication proceeding. The notice of appearance must include a written declaration that the individual

is currently qualified as provided in paragraph (a)(1) or (a)(2) of this section and is authorized to represent the particular party, and if applicable, must include the attorney's jurisdiction of admission or qualification, attorney identification number, and a statement by the appearing attorney attesting to his or her good standing within the legal profession. By filing a notice of appearance on behalf of a party in an adjudication proceeding, the counsel agrees and represents that he or she is authorized to accept service on behalf of the represented party and that, in the event of withdrawal from representation, he or she will, if required by the hearing officer, continue to accept service until a new counsel has filed a notice of appearance or until the represented party indicates that he or she will proceed on a pro se basis. The notice of appearance shall provide the representative's email address, telephone number and business address and, if different from the representative's addresses, electronic or other address at which the represented party may be served.

(b) *Sanctions.* Dilatory, obstructionist, egregious, contemptuous or contumacious conduct at any phase of any adjudication proceeding may be grounds for exclusion or suspension of counsel from the proceeding. An order imposing a sanction must describe the sanctioned conduct and explain the basis for the sanction.

(c) *Standards of conduct; disbarment.* (1) All attorneys practicing before the Bureau shall conform to the standards of ethical conduct required by the bars of which the attorneys are members.

(2) If for good cause shown, the Director believes that any attorney is not conforming to such standards, or that an attorney or counsel to a party has otherwise engaged in conduct warranting disciplinary action, the Director may issue an order requiring such person to show cause why he should not be suspended or disbarred from practice before the Bureau. The alleged offender shall be granted due opportunity to be heard in his or her own defense and may be represented by counsel. Thereafter, if warranted by the facts, the Director may issue against the attorney or counsel an order of reprimand, suspension, or disbarment.

§ 1081.108 Good faith certification.

(a) *General requirement.* Every filing or submission of record following the issuance of a notice of charges shall be signed by at least one counsel of record in his or her individual name and shall state counsel's address, email address, and telephone number. A party who

acts as his or her own counsel shall sign his or her individual name and state his or her address, email address, and telephone number on every filing or submission of record. Papers filed by electronic transmission may be signed with an "/s/" notation, which shall be deemed the signature of the party or representative whose name appears below the signature line.

(b) *Effect of signature.* (1) The signature of counsel or a party shall constitute a certification that: the counsel or party has read the filing or submission of record; to the best of his or her knowledge, information, and belief formed after reasonable inquiry, the filing or submission of record is well-grounded in fact and is warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law; and the filing or submission of record is not made for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation.

(2) If a filing or submission of record is not signed, the hearing officer shall strike the filing or submission of record, unless it is signed promptly after the omission is called to the attention of the filer.

(c) *Effect of making oral motion or argument.* The act of making any oral motion or oral argument by any counsel or party constitutes a certification that to the best of his or her knowledge, information, and belief formed after reasonable inquiry, his or her statements are well-grounded in fact and are warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law, and are not made for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation.

(d) *Sanctions.* Counsel or a party that fails to abide by the requirements of this section may be subject to sanctions pursuant to § 1081.104(b)(13).

§ 1081.109 Conflict of interest.

(a) *Conflict of interest in representation.* No person shall appear as counsel for another person in an adjudication proceeding if it reasonably appears that such representation may be materially limited by that counsel's responsibilities to a third person or by the counsel's own interests. The hearing officer may take corrective measures at any stage of a proceeding to cure a conflict of interest in representation, including the issuance of an order limiting the scope of representation or disqualifying an individual from

appearing in a representative capacity for the duration of the proceeding.

(b) *Certification and waiver.* If any person appearing as counsel represents two or more parties to an adjudication proceeding or also represents a non-party on a matter relevant to an issue in the proceeding, counsel must certify in writing at the time of filing the notice of appearance required by § 1081.107(a)(3):

(1) That the counsel has personally and fully discussed the possibility of conflicts of interest with each such party and non-party; and

(2) That each such party and/or non-party waives any right it might otherwise have had to assert any known conflicts of interest or to assert any conflicts of interest during the course of the proceeding.

§ 1081.110 Ex parte communication.

(a) *Definitions.* (1) For purposes of this section, *ex parte communication* means any material oral or written communication relevant to the merits of an adjudication proceeding that was neither on the record nor on reasonable prior notice to all parties that takes place between:

(i) An interested person not employed by the Bureau (including such person's counsel); and

(ii) The hearing officer handling the proceeding, the Director, or a decisional employee.

(2) A request for status of the proceeding does not constitute an *ex parte communication*.

(3) *Pendency of an adjudication proceeding* means the time from when the Bureau issues a notice of charges, unless the person responsible for the communication has knowledge that a notice of charges will be issued, in which case the pendency of an adjudication shall commence at the time of his or her acquisition of such knowledge, or from when an order by a court of competent jurisdiction remanding a Bureau decision and order for further proceedings becomes effective, until the time the Director enters his or her final decision and order in the proceeding and the time permitted to seek reconsideration of that decision and order has elapsed. For purposes of this section, an order of remand by a court of competent jurisdiction shall be deemed to become effective when the Bureau's right to petition for review or for a writ of certiorari has lapsed without a petition having been filed, or when such a petition has been denied. If a petition for reconsideration of a Bureau decision is filed pursuant to § 1081.406, the matter shall be considered to be a

pending adjudication proceeding until the time the Bureau enters an order disposing of the petition.

(b) *Prohibited ex parte communications.* During the pendency of an adjudication proceeding, except to the extent required for the disposition of ex parte matters as authorized by law or as otherwise authorized by this part:

(1) No interested person not employed by the Bureau shall make or knowingly cause to be made to the Director, or to the hearing officer, or to any decisional employee, an ex parte communication; and

(2) The Director, the hearing officer, or any decisional employee shall not make or knowingly cause to be made to any interested person not employed by the Bureau any ex parte communication.

(c) *Procedure upon occurrence of ex parte communication.* If an ex parte communication prohibited by paragraph (b) of this section is received by the hearing officer, the Director, or any decisional employee, that person shall cause all such written communications (or, if the communication is oral, a memorandum stating the substance of the communication) to be placed on the record of the proceeding and served on all parties. All other parties to the proceeding shall have an opportunity, within ten days of receipt of service of the ex parte communication, to file responses thereto and to recommend any sanctions, in accordance with paragraph (d) of this section, that they believe to be appropriate under the circumstances.

(d) *Sanctions*—(1) *Adverse action on claim.* Upon receipt of an ex parte communication knowingly made or knowingly caused to be made by a party and prohibited by paragraph (b) of this section, the Director or hearing officer, as appropriate, may, to the extent consistent with the interests of justice and the policy of the underlying statutes, require the party to show cause why his claim or interest in the proceeding should not be dismissed, denied, disregarded, or otherwise adversely affected on account of such violation.

(2) *Discipline of persons practicing before the Bureau.* The Director may, to the extent not prohibited by law, censure, suspend, or revoke the privilege to practice before the Bureau of any person who makes, or solicits the making of, an unauthorized ex parte communication.

(e) *Separation of functions.* Except to the extent required for the disposition of ex parte matters as authorized by law, the hearing officer may not consult a person or party on any matter relevant to the merits of the adjudication, unless

upon notice and opportunity for all parties to participate. An employee or agent engaged in the performance of investigative or prosecuting functions for the Bureau in a case, other than the Director, may not, in that or a factually related case, participate or advise in the decision, recommended decision, or agency review of the recommended decision, except as witness or counsel in public proceedings.

§ 1081.111 Filing of papers.

(a) *Filing.* The following papers must be filed by parties in an adjudication proceeding: the notice of charges, proof of service of the notice of charges, notices of appearance, answer, the disclosure statement required under § 1081.201(e), motion, brief, request for issuance or enforcement of a subpoena, response, opposition, reply, notice of appeal, or petition for reconsideration. The hearing officer shall file all written orders, rulings, notices, or requests. Any papers required to be filed shall be filed with the Office of Administrative Adjudication, except as otherwise provided in this section.

(b) *Manner of filing.* Unless otherwise specified by the Director or the hearing officer, filing may be accomplished by:

(1) Electronic transmission in accordance with guidance issued by the Office of Administrative Adjudication; or

(2) Any of the following methods if respondent demonstrates, in accordance with guidance issued by the Office of Administrative Adjudication, that electronic filing is not practicable:

(i) Personal delivery;

(ii) Delivery to a reliable commercial courier service or overnight delivery service; or

(iii) Mailing the papers through the U.S. Postal Service by First Class Mail, Registered Mail, Certified Mail or Express Mail.

(c) *Papers filed in an adjudication proceeding are presumed to be public.* Unless otherwise ordered by the Bureau or the hearing officer, all papers filed in connection with an adjudication proceeding are presumed to be open to the public. The Bureau may provide public access to and publish any papers filed in an adjudication proceeding except if there is a pending motion for a protective order filed pursuant to § 1081.119, or if there is an order from the Director, hearing officer, or a Federal court authorizing the confidential treatment of the papers filed.

§ 1081.112 Formal requirements as to papers filed.

(a) *Form.* All papers filed by parties must:

(1) Set forth the name, address, telephone number, and email address of the counsel or party making the filing;

(2) Be double-spaced (except for single-spaced footnotes and single-spaced indented quotations) and printed or typewritten on 8½ x 11 inch paper in 12-point or larger font;

(3) Include at the head of the paper, or on a title page, a caption setting forth the title of the case, the docket number of the proceeding, and a brief descriptive title indicating the purpose of the paper;

(4) Be paginated with margins at least one inch wide; and

(5) If filed by other than electronic means, be stapled, clipped or otherwise fastened in a manner that lies flat when opened.

(b) *Signature.* All papers must be dated and signed as provided in § 1081.108.

(c) *Number of copies.* Unless otherwise specified by the Director or the hearing officer, one copy of all documents and papers shall be filed if filing is by electronic transmission. If filing is accomplished by any other means, an original and one copy of all documents and papers shall be filed, except that only one copy of transcripts of testimony and exhibits must be filed.

(d) *Authority to reject document for filing.* The Office of Administrative Adjudication or the hearing officer may reject a document for filing that materially fails to comply with these rules.

(e) *Sensitive personal information.* Sensitive personal information means an individual's Social Security number, taxpayer identification number, financial account number, credit card or debit card number, driver's license number, State-issued identification number, passport number, date of birth (other than year), and any sensitive health information identifiable by individual, such as an individual's medical records. Sensitive personal information shall not be included in, and must be redacted or omitted from, filings unless the person filing the paper determines that such information is relevant or otherwise necessary for the conduct of the proceeding. If the person filing a paper determines the sensitive personal information contained in the paper is relevant or necessary to the proceeding, the person shall file the paper in accordance with paragraph (f) of this section, including filing an expurgated copy of the paper with the sensitive personal information redacted.

(f) *Confidential treatment of information in certain filings.* A party seeking confidential treatment of information contained in a filing must

contemporaneously file either a motion requesting such treatment in accordance with § 1081.119 or a copy of the order from the Director, hearing officer, or Federal court authorizing such confidential treatment. The filing must comply with any applicable order of the Director or hearing officer and must be accompanied by:

(1) A complete, sealed copy of the documents containing the materials as to which confidential treatment is sought, with the allegedly confidential material clearly marked as such, and with the first page of the document labeled "Under Seal." If the movant seeks or has obtained a protective order against disclosure to other parties as well as the public, copies of the documents shall not be served on other parties; and

(2) An expurgated copy of the materials as to which confidential treatment is sought, with the allegedly confidential materials redacted. The redacted version shall indicate any omissions with brackets or ellipses, and its pagination and depiction of text on each page shall be identical to that of the sealed version.

(g) *Certificate of service.* Any papers filed in an adjudication proceeding shall contain proof of service on all other parties or their counsel in the form of a statement of the date and manner of service and of the names of the persons served, certified by the person who made service. The certificate of service must be affixed to the papers filed and signed in accordance with § 1081.108.

§ 1081.113 Service of papers.

(a) *When required.* In every adjudication proceeding, each paper required to be filed by § 1081.111 shall be served upon each party in the proceeding in accordance with the provisions of this section; provided, however, that absent an order to the contrary, no service shall be required for motions which are to be heard *ex parte*.

(b) *Upon a person represented by counsel.* Whenever service is required to be made upon a person represented by counsel who has filed a notice of appearance pursuant to § 1081.107(a)(3), service shall be made pursuant to paragraph (c) of this section upon counsel, unless service upon the person represented is ordered by the Director or the hearing officer, as appropriate.

(c) *Method of service.* Except as provided in paragraph (d) of this section or as otherwise ordered by the hearing officer or the Director, service shall be made by delivering a copy of the filing by one of the following methods:

(1) Transmitting the papers by electronic transmission where the

persons so serving each other have consented to service by specified electronic transmission and provided the Bureau and the parties with notice of the means for service by electronic transmission (e.g., email address or facsimile number);

(2) Handing a copy to the person required to be served; or leaving a copy at the person's office with a clerk or other person in charge thereof, or, if there is no one in charge, leaving it in a conspicuous place therein; or, if the office is closed or the person to be served has no office, leaving it at the person's dwelling or usual place of abode with some person of suitable age and discretion then residing therein;

(3) Mailing the papers through the U.S. Postal Service by First Class Mail, Registered Mail, Certified Mail or Express Mail delivery addressed to the person; or

(4) Sending the papers through a third-party commercial courier service or express delivery service.

(d) *Service of certain papers by the Bureau.* Service of the notice of charges, recommended decisions and final orders of the Bureau shall be effected as follows:

(1) *Service of a notice of charges—(i) To individuals.* Notice of a proceeding shall be made to an individual by delivering a copy of the notice of charges to the individual or to an agent authorized by appointment or by law to receive such notice. Delivery, for purposes of this paragraph, means handing a copy of the notice to the individual; or leaving a copy at the individual's office with a clerk or other person in charge thereof; or leaving a copy at the individual's dwelling house or usual place of abode with some person of suitable age and discretion then residing therein; or sending a copy of the notice addressed to the individual through the U.S. Postal Service by Registered Mail, Certified Mail or Express Mail delivery, or by third-party commercial carrier, for overnight delivery and obtaining a confirmation of receipt.

(ii) *To corporations or entities.* Notice of a proceeding shall be made to a person other than a natural person by delivering a copy of the notice of charges to an officer, managing or general agent, or any other agent authorized by appointment or law to receive such notice, by any method specified in paragraph (d)(1)(i) of this section.

(iii) *Upon persons registered with the Bureau.* In addition to any other method of service specified in paragraph (d)(1)(i) or (ii) of this section, notice may be made to a person currently registered

with the Bureau by sending a copy of the notice of charges addressed to the most recent business address shown on the person's registration form by U.S. Postal Service certified, registered or Express Mail and obtaining a confirmation of receipt or attempted delivery.

(iv) *Upon persons in a foreign country.* Notice of a proceeding to a person in a foreign country may be made by any method specified in paragraph (d)(1) of this section, or by any other method reasonably calculated to give notice, provided that the method of service used is not prohibited by the law of the foreign country.

(v) *Record of service.* The Bureau shall maintain and file a record of service of the notice of charges on parties, identifying the party given notice, the method of service, the date of service, the address to which service was made, and the person who made service. If service is made in person, the certificate of service shall state, if available, the name of the individual to whom the notice of charges was given. If service is made by U.S. Postal Service Registered Mail, Certified Mail or Express Mail, the Bureau shall maintain the confirmation of receipt or attempted delivery. If service is made to an agent authorized by appointment to receive service, the certificate of service shall be accompanied by evidence of the appointment.

(vi) *Waiver of service.* In lieu of service as set forth in paragraph (d)(1)(i) or (d)(1)(ii) of this section, the party may be provided a copy of the notice of charges by First Class Mail or other reliable means if a waiver of service is obtained from the party and placed in the record.

(2) *Service of recommended decisions and final orders.* Recommended decisions issued by the hearing officer and final orders issued by the Bureau shall be served promptly on each party pursuant to any method of service authorized under paragraph (d)(1) of this section. Such decisions and orders may also be served by electronic transmission if the party to be served has agreed to accept such service in writing, signed by the party or its counsel, and has provided the Bureau with information concerning the manner of electronic transmission.

§ 1081.114 Construction of time limits.

(a) *General rule.* In computing any period of time prescribed by this part, by order of the Director or a hearing officer, or by any applicable statute, the date of the act or event that commences the designated period of time is not included. The last day so computed is

included unless it is a Saturday, Sunday, or Federal holiday as set forth in 5 U.S.C. 6103(a). When the last day is a Saturday, Sunday, or Federal holiday, the period runs until the end of the next day that is not a Saturday, Sunday, or Federal holiday.

Intermediate Saturdays, Sundays, and Federal holidays are included in the computation of time, except when the time period within which an act is to be performed is ten days or less, not including any additional time allowed for in paragraph (c) of this section.

(b) *When papers are deemed to be filed or served.* Filing and service are deemed to be effective:

(1) In the case of personal service or same day commercial courier delivery, upon actual receipt by person served;

(2) In the case of overnight commercial delivery service, Express Mail delivery, First Class Mail, Registered Mail, or Certified Mail, upon deposit in or delivery to an appropriate point of collection; or

(3) In the case of electronic transmission, upon transmission.

(c) *Calculation of time for service and filing of responsive papers.* Whenever a time limit is measured by a prescribed period from the service of any notice or paper, the applicable time limits are calculated as follows:

(1) If service is made by First Class Mail, Registered Mail, or Certified Mail, add three calendar days to the prescribed period;

(2) If service is made by Express Mail or overnight delivery service, add one calendar day to the prescribed period; or

(3) If service is made by electronic transmission, add one calendar day to the prescribed period.

§ 1081.115 Change of time limits.

(a) *General rule.* Except as otherwise provided by law, the hearing officer may, in any proceeding before him or her, for good cause shown, extend the time limits prescribed by this part or by any notice or order issued in the proceedings. After appeal to the Director pursuant to § 1081.402, the Director may grant extensions of the time limits for good cause shown. Extensions may be granted on the motion of a party after notice and opportunity to respond is afforded all non-moving parties or on the Director's or the hearing officer's own motion, as appropriate.

(b) *Considerations in determining whether to extend time limits or grant postponements, adjournments and extensions.* In considering all motions for extensions of time filed pursuant to paragraph (a) of this section, the Director or the hearing officer should adhere to a policy of strongly

disfavoring granting such motions, except in circumstances where the moving party makes a strong showing that the denial of the motion would substantially prejudice its case. In determining whether to grant any motions, the Director or hearing officer, as appropriate, shall consider, in addition to any other relevant factors:

(1) The length of the proceeding to date;

(2) The number of postponements, adjournments or extensions already granted;

(3) The stage of the proceedings at the time of the motion;

(4) The impact of the motion on the hearing officer's ability to complete the proceeding in the time specified by § 1081.400(a); and

(5) Any other matters as justice may require.

(c) *Time limit.* Postponements, adjournments, or extensions of time for filing papers shall not exceed 21 days unless the Director or the hearing officer, as appropriate, states on the record or sets forth in a written order the reasons why a longer period of time is necessary.

(d) *No effect on deadline for recommended decision.* The granting of any extension of time pursuant to this section shall not affect any deadlines set pursuant to § 1081.400(a).

§ 1081.116 Witness fees and expenses.

Respondents shall pay to witnesses subpoenaed for testimony or depositions on their behalf the same fees for attendance and mileage as are paid in the United States district courts in proceedings in which the United States is a party, provided that, in the case of a deposition subpoena addressed to a party, no witness fees or mileage need be paid. Fees for witnesses shall be tendered in advance by any respondent requesting the issuance of a subpoena, except that fees and mileage need not be tendered in advance where the Bureau is the party requesting the subpoena. The Bureau shall pay to witnesses subpoenaed for testimony or depositions on behalf of the Office of Enforcement the same fees for attendance and mileage as are paid in the United States district courts in proceedings in which the United States is a party, but the Bureau need not tender such fees in advance.

§ 1081.117 Bureau's right to conduct examination, collect information.

Nothing contained in this part limits in any manner the right of the Bureau to conduct any examination, inspection, or visitation of any person, to conduct or continue any form of investigation

authorized by law, to collect information in order to monitor the market for risks to consumers in the offering or provision of consumer financial products or services, or to otherwise gather information in accordance with law.

§ 1081.118 Collateral attacks on adjudication proceedings.

Unless a court of competent jurisdiction, or the Director for good cause, so directs, if an interlocutory appeal or collateral attack is brought in any court concerning all or any part of an adjudication proceeding, the challenged adjudication proceeding shall continue without regard to the pendency of that court proceeding. No default or other failure to act as directed in the adjudication proceeding within the times prescribed in this part shall be excused based on the pendency before any court of any interlocutory appeal or collateral attack.

§ 1081.119 Confidential information; protective orders.

(a) *Rights of third parties.* Any party that intends to disclose information obtained from a third party that is subject to a claim of confidentiality must provide notice to the third party at least ten days prior to the proposed disclosure of such information. In response to such notice, the third party may consent to the disclosure of such information, which may be conditioned on the entry of an appropriate protective order, or may intervene in the proceeding for the limited purpose of moving for a protective order pursuant to this section. Any written filing by a party that contains such confidential information must be accompanied by a certification that proper notice was provided. The act of making any oral motion or oral argument by any counsel or party which contains such confidential information constitutes a certification that proper notice was provided. A third party wishing to intervene for purposes of protecting its confidential information may file a single motion, in conformity with all applicable rules, setting forth the basis of both the third party's right to intervene and the basis for the protective order, in conformity with paragraph (b).

(b) *Procedure.* In any adjudication proceeding, a party, including a third party who has intervened pursuant to paragraph (a) of this section, may file a motion requesting a protective order to limit from disclosure to other parties or to the public documents or testimony that contain confidential information. The motion should include a general

summary or extract of the documents or testimony without revealing confidential details, and a copy of the proposed protective order. A motion for confidential treatment of documents should be filed in accordance with § 1081.112(f), and all other applicable rules.

(c) *Basis for issuance.* Documents and testimony introduced in a public hearing, or filed in connection with an adjudication proceeding, are presumed to be public. A motion for a protective order shall be granted:

(1) Upon a finding that public disclosure will likely result in a clearly defined, serious injury to the party or third party requesting confidential treatment;

(2) After finding that the material constitutes sensitive personal information, as defined in § 1081.112(e);

(3) If all parties, including third parties to the extent their information is at issue, stipulate to the entry of a protective order; or

(4) Where public disclosure is prohibited by law.

(d) *Requests for additional information supporting confidentiality.* The hearing officer may require a movant under paragraph (b) of this section to furnish in writing additional information with respect to the grounds for confidentiality. Failure to supply the information so requested within five days from the date of receipt by the movant of a notice of the information required shall be deemed a waiver of the objection to public disclosure of that portion of the documents to which the additional information relates, unless the hearing officer shall otherwise order for good cause shown at or before the expiration of such five-day period.

(e) *Confidentiality of documents pending decision.* Pending a determination of a motion under this section, the documents as to which confidential treatment is sought and any other documents that would reveal the confidential information in those documents shall be maintained under seal and shall be disclosed only in accordance with orders of the hearing officer. Any order issued in connection with a motion under this section shall be public unless the order would disclose information as to which a protective order has been granted, in which case that portion of the order that would reveal the protected information shall be nonpublic.

§ 1081.120 Settlement.

(a) *Availability.* Any respondent in an adjudication proceeding instituted under this part, may, at any time,

propose in writing an offer of settlement.

(b) *Procedure.* An offer of settlement shall state that it is made pursuant to this section; shall recite or incorporate as a part of the offer the provisions of paragraphs (c)(3) and (4) of this section; shall be signed by the person making the offer, not by counsel; and shall be submitted to enforcement counsel.

(c) *Consideration of offers of settlement.* (1) Offers of settlement shall be considered when time, the nature of the proceedings, and the public interest permit.

(2) Any settlement offer shall be presented to the Director with a recommendation, except that, if the recommendation is unfavorable, the offer shall not be presented to the Director unless the person making the offer so requests.

(3) By submitting an offer of settlement, the person making the offer waives, subject to acceptance of the offer:

(i) All hearings pursuant to the statutory provisions under which the proceeding has been instituted;

(ii) The filing of proposed findings of fact and conclusions of law;

(iii) Proceedings before, and a recommended decision by, a hearing officer;

(iv) All post-hearing procedures;

(v) Judicial review by any court; and

(vi) Any objection to the jurisdiction of the Bureau under section 1053 of the Dodd-Frank Act.

(4) By submitting an offer of settlement the person further waives:

(i) Such provisions of this part or other requirements of law as may be construed to prevent any Bureau employee from participating in the preparation of, or advising the Director as to, any order, opinion, finding of fact, or conclusion of law to be entered pursuant to the offer; and

(ii) Any right to claim bias or prejudgment by the Director based on the consideration of or discussions concerning settlement of all or any part of the proceeding.

(5) If the Director rejects the offer of settlement, the person making the offer shall be notified of the Director's action and the offer of settlement shall be deemed withdrawn. The rejected offer shall not constitute a part of the record in any proceeding against the person making the offer, provided, however, that rejection of an offer of settlement does not affect the continued validity of waivers pursuant to paragraph (c)(4) of this section with respect to any discussions concerning the rejected offer of settlement.

(d) *Consent orders.* If the Director accepts the offer of settlement, all terms and conditions of a settlement entered into under this section shall be recorded in a written stipulation signed by all settling parties, and a consent order concluding the proceeding. The stipulation and consent order shall be filed pursuant to § 1081.111, and shall recite or incorporate as a part of the stipulation the provisions of paragraphs (c)(3) and (4) of this section. The Director will then issue a consent order, which shall be a final order concluding the proceeding.

§ 1081.121 Cooperation with other agencies.

It is the policy of the Bureau to cooperate with other governmental agencies to avoid unnecessary overlap or duplication of regulatory functions.

Subpart B—Initiation of Proceedings and Prehearing Rules

§ 1081.200 Commencement of proceeding and contents of notice of charges.

(a) *Commencement of proceeding.* A proceeding governed by subparts A, B, C, and D of this part is commenced by filing of a notice of charges by the Bureau in accordance with § 1081.111. The notice of charges must be served by the Bureau upon the respondent in accordance with § 1081.113(d)(1).

(b) *Contents of a notice of charges.*

The notice of charges must set forth:

(1) The legal authority for the proceeding and for the Bureau's jurisdiction over the proceeding;

(2) A statement of the matters of fact and law showing that the Bureau is entitled to relief;

(3) A proposed order or prayer for an order granting the requested relief;

(4) The time and place of the hearing as required by law or regulation;

(5) The time within which to file an answer as required by law or regulation;

(6) That the answer shall be filed and served in accordance with subpart A of this part; and

(7) The docket number for the adjudication proceeding.

(c) *Publication of notice of charges.*

Unless otherwise ordered by the Bureau, the notice of charges shall be given general circulation by release to the public, by publication on the Bureau's website and, where directed by the hearing officer or the Director, by publication in the **Federal Register**. The Bureau may publish any notice of charges after ten days from the date of service except if there is a pending motion for a protective order filed pursuant to § 1081.119.

(d) *Commencement of proceeding through a consent order.*

Notwithstanding paragraph (a) of this section, where the parties agree to settlement before the filing of a notice of charges, a proceeding may be commenced by filing a stipulation and consent order. The stipulation and consent order shall be filed pursuant to § 1081.111. The stipulation shall contain the information required under § 1081.120(d), and the consent order shall contain the information required under paragraphs (b)(1) through (b)(2) of this section. The proceeding shall be concluded upon issuance of the consent order by the Director.

(e) *Voluntary dismissal*—(1) *Without an order*. The Bureau may voluntarily dismiss an adjudication proceeding without an order entered by a hearing officer by filing either:

(i) A notice of dismissal before the respondent(s) serves an answer; or

(ii) A stipulation of dismissal signed by all parties who have appeared.

(2) *Effect*. Unless the notice or stipulation states otherwise, the dismissal is without prejudice, and does not operate as an adjudication on the merits.

§ 1081.201 Answer and disclosure statement and notification of financial interest.

(a) *Time to file answer*. Within 14 days of service of the notice of charges, respondent shall file an answer as designated in the notice of charges.

(b) *Content of answer*. An answer must specifically respond to each paragraph or allegation of fact contained in the notice of charges and must admit, deny, or state that the party lacks sufficient information to admit or deny each allegation of fact. A statement of lack of information has the effect of a denial. Denials must fairly meet the substance of each allegation of fact denied; general denials are not permitted. When a respondent denies part of an allegation, that part must be denied, and the remainder specifically admitted. Any allegation of fact in the notice of charges which is not denied in the answer shall be deemed admitted for purposes of the proceeding. A respondent is not required to respond to the portion of a notice of charges that constitutes the prayer for relief or proposed order. The answer must set forth affirmative defenses, if any, asserted by the respondent.

(c) *If the allegations of the complaint are admitted*. If the respondent elects not to contest the allegations of fact set forth in the notice of charges, the answer shall consist of a statement that the respondent admits all of the material allegations to be true. Such an answer shall constitute a waiver of hearings as

to the facts alleged in the notice of charges, and together with the notice of charges will provide a record basis on which the hearing officer shall issue a recommended decision containing appropriate findings and conclusions and a proposed order disposing of the proceeding. In such an answer, the respondent may, however, reserve the right to submit proposed findings of fact and conclusions of law under § 1081.305.

(d) *Default*. (1) Failure of a respondent to file an answer within the time provided shall be deemed to constitute a waiver of the respondent's right to appear and contest the allegations of the notice of charges and to authorize the hearing officer, without further notice to the respondent, to find the facts to be as alleged in the notice of charges and to enter a recommended decision containing appropriate findings and conclusions. In such cases, respondent shall have no right to appeal pursuant to § 1081.402, but must instead proceed pursuant to paragraph (d)(2) of this section.

(2) A motion to set aside a default shall be made within a reasonable time, state the reasons for the failure to appear or defend, and specify the nature of the proposed defense in the proceeding. In order to prevent injustice and on such conditions as may be appropriate, the hearing officer, at any time prior to the filing of the recommended decision, or the Director, at any time, may for good cause shown set aside a default.

(e) *Disclosure statement and notification of financial interest*—(1) *Who must file; contents*. A respondent, nongovernmental intervenor, or nongovernmental amicus must file a disclosure statement and notification of financial interest that:

(i) Identifies any parent corporation, any publicly owned corporation owning ten percent or more of its stock, and any publicly owned corporation not a party to the proceeding that has a financial interest in the outcome of the proceeding and the nature of that interest; or

(ii) States that there are no such corporations.

(2) *Time for filing; supplemental filing*. A respondent, nongovernmental intervenor, or nongovernmental amicus must:

(i) File the disclosure statement with its first appearance, pleading, motion, response, or other request addressed to the hearing officer or the Bureau; and

(ii) Promptly file a supplemental statement if any required information changes.

§ 1081.202 Amended pleadings.

(a) *Amendments before the hearing*. The notice of charges, answer, or any other pleading may be amended or supplemented only with the opposing party's written consent or leave of the hearing officer. The respondent must answer an amended notice of charges within the time remaining for the respondent's answer to the original notice of charges, or within ten days after service of the amended notice of charges, whichever is later, unless the hearing officer orders otherwise for good cause.

(b) *Amendments to conform to the evidence*. When issues not raised in the notice of charges or answer are tried at the hearing by express or implied consent of the parties, they will be treated in all respects as if they had been raised in the notice of charges or answer, and no formal amendments are required. If evidence is objected to at the hearing on the ground that it is not within the issues raised by the notice of charges or answer, the hearing officer may admit the evidence when admission is likely to assist in adjudicating the merits of the action and the objecting party fails to satisfy the hearing officer that the admission of such evidence would unfairly prejudice that party's action or defense upon the merits. The hearing officer may grant a continuance to enable the objecting party to meet such evidence.

§ 1081.203 Scheduling conference.

(a) *Meeting of the parties before scheduling conference*. As early as practicable before the scheduling conference described in paragraph (b) of this section, counsel for the parties shall meet to discuss the nature and basis of their claims and defenses and the possibilities for a prompt settlement or resolution of the case. The parties shall also discuss and agree, if possible, on the matters set forth in paragraph (b) of this section.

(b) *Scheduling conference*. Within 20 days of service of the notice of charges or such other time as the parties and hearing officer may agree, counsel for all parties shall appear before the hearing officer in person at a specified time and place or by telephone for the purpose of scheduling the course and conduct of the proceeding. This meeting or telephone conference is called a *scheduling conference*. At the scheduling conference, counsel for the parties shall be prepared to address:

(1) Determination of the dates and location of the hearing, including, in proceedings under section 1053(b) of the Dodd-Frank Act, whether the hearing should commence later than 60

days after service of the notice of charges;

(2) Simplification and clarification of the issues;

(3) Amendments to pleadings;

(4) Settlement of any or all issues;

(5) Production of documents as set forth in § 1081.206 and of witness statements as set forth in § 1081.207, and prehearing production of documents in response to subpoenas *duces tecum* as set forth in § 1081.208;

(6) Whether or not the parties intend to move for summary disposition of any or all issues;

(7) Whether the parties intend to seek the deposition of witnesses pursuant to § 1081.209;

(8) A schedule for the exchange of expert reports and the taking of expert depositions, if any; and

(9) Such other matters as may aid in the orderly disposition of the proceeding.

(c) *Transcript*. The hearing officer, in his or her discretion, may require that a scheduling conference be recorded by a court reporter. A transcript of the conference and any materials filed, including orders, becomes part of the record of the proceeding. A party may obtain a copy of the transcript at his or her expense.

(d) *Scheduling order*. At or within five days following the conclusion of the scheduling conference, the hearing officer shall serve on each party an order setting forth the date and location of the hearing and any agreements reached and any procedural determinations made.

(e) *Failure to appear; default*. Any person who is named in a notice of charges as a person against whom findings may be made or sanctions imposed and who fails to appear, in person or through counsel, at a scheduling conference of which he or she has been duly notified may be deemed in default pursuant to § 1081.201(d)(1). A party may make a motion to set aside a default pursuant to § 1081.201(d)(2).

(f) *Public access*. The scheduling conference shall be public unless the hearing officer determines, based on the standard set forth in § 1081.119(c), that the conference (or any part thereof) shall be closed to the public.

§ 1081.204 Consolidation and severance of actions.

(a) *Consolidation*. (1) On the motion of any party, or on the hearing officer's own motion, the hearing officer may consolidate, for some or all purposes, any two or more proceedings, if each such proceeding involves or arises out of the same transaction, occurrence or

series of transactions or occurrences, or involves at least one common respondent or a material common question of law or fact, unless such consolidation would cause unreasonable delay or injustice.

(2) In the event of consolidation under paragraph (a)(1) of this section, appropriate adjustment to the prehearing schedule may be made to avoid unnecessary expense, inconvenience, or delay.

(b) *Severance*. The hearing officer may, upon the motion of any party, sever the proceeding for separate resolution of the matter as to any respondent only if the hearing officer finds that:

(1) Undue prejudice or injustice to the moving party would result from not severing the proceeding; and

(2) Such undue prejudice or injustice would outweigh the interests of judicial economy and expedition in the complete and final resolution of the proceeding.

§ 1081.205 Non-dispositive motions.

(a) *Scope*. This section applies to all motions except motions to dismiss and motions for summary disposition. A non-dispositive motion filed pursuant to another section of this part shall comply with any specific requirements of that section and this section to the extent these requirements are not inconsistent.

(b) *In writing*. (1) Unless made during a hearing or conference, an application or request for an order or ruling must be made by written motion.

(2) All written motions must state with particularity the relief sought and must be accompanied by a proposed order.

(3) No oral argument may be held on written motions except as otherwise directed by the hearing officer. Written memoranda, briefs, affidavits or other relevant material or documents may be filed in support of or in opposition to a motion.

(c) *Oral motions*. The Director or the hearing officer, as appropriate, may order that an oral motion be submitted in writing.

(d) *Responses and replies*. (1) Except as otherwise provided in this part, within ten days after service of any written motion, or within such other period of time as may be established by the hearing officer or the Director, as appropriate, any party may file a written response to a motion. The hearing officer shall not rule on any oral or written motion before each party has had an opportunity to file a response.

(2) Reply briefs, if any, may be filed within three days after service of the response.

(3) The failure of a party to oppose a written motion or an oral motion made on the record is deemed consent by that party to the entry of an order substantially in the form of the order accompanying the motion.

(e) *Length limitations*. No motion subject to this section (together with the brief in support of the motion) or brief in response to the motion shall exceed 15 pages in length, exclusive of pages containing the table of contents, table of authorities, and any addendum that consists solely of copies of applicable cases, pertinent legislative provisions or rules, and exhibits. No reply brief shall exceed six pages in length, exclusive of pages containing the table of contents, table of authorities, and any addendum that consists solely of copies of applicable cases, pertinent legislative provisions or rules, and exhibits. Motions for leave to file motions and briefs in excess of these limitations are disfavored.

(f) *Meet and confer requirements*. Each motion filed under this section shall be accompanied by a signed statement representing that counsel for the moving party has conferred or made a good faith effort to confer with opposing counsel in a good faith effort to resolve by agreement the issues raised by the motion and has been unable to reach such an agreement. If some of the matters in controversy have been resolved by agreement, the statement shall specify the matters so resolved and the matters remaining unresolved.

(g) *Ruling on non-dispositive motions*. Unless otherwise provided by a relevant section of this part, a hearing officer shall rule on non-dispositive motions. Such ruling shall be issued within 14 days after the expiration of the time period allowed for the filing of all motion papers authorized by this section. The Director, for good cause, may extend the time allowed for a ruling.

(h) *Proceedings not stayed*. A motion under consideration by the Director or the hearing officer shall not stay proceedings before the hearing officer unless the Director or the hearing officer, as appropriate, so orders.

(i) *Dilatory motions*. Frivolous, dilatory, or repetitive motions are prohibited. The filing of such motions may form the basis for sanctions.

§ 1081.206 Availability of documents for inspection and copying.

For purposes of this section, the term *documents* shall include any book, document, record, report, memorandum, paper, communication, tabulation, chart, logs, electronic files,

or other data or data compilations stored in any medium.

(a) *Documents to be available for inspection and copying.* (1) Unless otherwise provided by this section, or by order of the hearing officer, the Office of Enforcement shall make available for inspection and copying by any respondent documents obtained by the Office of Enforcement prior to the institution of proceedings, from persons not employed by the Bureau, in connection with the investigation leading to the institution of proceedings. Such documents shall include:

(i) Any documents turned over in response to civil investigative demands or other written requests to provide documents or to be interviewed issued by the Office of Enforcement;

(ii) All transcripts and transcript exhibits; and

(iii) Any other documents obtained from persons not employed by the Bureau.

(2) In addition, the Office of Enforcement shall make available for inspection and copying by any respondent:

(i) Each civil investigative demand or other written request to provide documents or to be interviewed issued by the Office of Enforcement in connection with the investigation leading to the institution of proceedings; and

(ii) Any final examination or inspection reports prepared by any other Office of the Bureau if the Office of Enforcement either intends to introduce any such report into evidence or to use any such report to refresh the recollection of, or impeach, any witness.

(3) Nothing in paragraph (a) of this section shall limit the right of the Office of Enforcement to make available any other document, or shall limit the right of a respondent to seek access to or production pursuant to subpoena of any other document, or shall limit the authority of the hearing officer to order the production of any document pursuant to subpoena.

(4) Nothing in paragraph (a) of this section shall require the Office of Enforcement to produce a final examination or inspection report prepared by any other Office of the Bureau or any other government agency to a respondent who is not the subject of that report.

(b) *Documents that may be withheld.* (1) The Office of Enforcement may withhold a document if:

(i) The document is privileged;

(ii) The document is an internal memorandum, note or writing prepared by a person employed by the Bureau or another government agency, other than

an examination or supervision report as specified in paragraph (a)(2)(ii) of this section, or would otherwise be subject to the work product doctrine and will not be offered in evidence;

(iii) The document was obtained from a domestic or foreign governmental entity and is either not relevant to the resolution of the proceeding or was provided on condition that the information not be disclosed;

(iv) The document would disclose the identity of a confidential source;

(v) Applicable law prohibits the disclosure of the document; or

(vi) The hearing officer grants leave to withhold a document or category of documents as not relevant to the subject matter of the proceeding or otherwise, for good cause shown.

(2) Nothing in paragraph (b)(1) of this section authorizes the Office of Enforcement in connection with an adjudication proceeding to withhold material exculpatory evidence in the possession of the Office that would otherwise be required to be produced pursuant to paragraph (a) of this section.

(c) *Withheld document list.* The hearing officer may require the Office of Enforcement to produce a list of documents or categories of documents withheld pursuant to paragraphs (b)(1)(i) through (v) of this section or to submit to the hearing officer any document withheld, except for any documents that are being withheld pursuant to section (b)(1)(iii), in which case the Office of Enforcement shall inform the other parties of the fact that such documents are being withheld, but no further disclosures regarding those documents shall be required. The hearing officer may determine whether any withheld document should be made available for inspection and copying. When similar documents are withheld pursuant to paragraphs (b)(1)(i) through (v) of this section, those documents may be identified by category instead of by individual document. The hearing officer retains discretion to determine when an identification by category is insufficient.

(d) *Timing of inspection and copying.* Unless otherwise ordered by the hearing officer, the Office of Enforcement shall commence making documents available to a respondent for inspection and copying pursuant to this section no later than seven days after service of the notice of charges.

(e) *Place of inspection and copying.* Documents subject to inspection and copying pursuant to this section shall be made available to the respondent for inspection and copying at the Bureau office where they are ordinarily maintained, or at such other place as the

parties, in writing, may agree. A respondent shall not be given custody of the documents or leave to remove the documents from the Bureau's offices pursuant to the requirements of this section other than by written agreement of the Office of Enforcement. Such agreement shall specify the documents subject to the agreement, the date they shall be returned and such other terms or conditions as are appropriate to provide for the safekeeping of the documents.

(f) *Copying costs and procedures.* The respondent may obtain a photocopy of any documents made available for inspection or, at the discretion of the Office of Enforcement, electronic copies of such documents. The respondent shall be responsible for the cost of photocopying. Unless otherwise ordered, charges for copies made by the Office of Enforcement at the request of the respondent will be at the rate charged pursuant to part 1070. The respondent shall be given access to the documents at the Bureau's offices or such other place as the parties may agree during normal business hours for copying of documents at the respondent's expense.

(g) *Duty to supplement.* If the Office of Enforcement acquires information that it intends to rely upon at a hearing after making its disclosures under paragraph (a)(1) of this section, the Office of Enforcement shall supplement its disclosures to include such information.

(h) *Failure to make documents available—harmless error.* In the event that a document required to be made available to a respondent pursuant to this section is not made available by the Office of Enforcement, no rehearing or redetermination of a proceeding already heard or decided shall be required unless the respondent establishes that the failure to make the document available was not harmless error.

(i) *Disclosure of privileged or protected information or communications; scope of waiver; obligations of receiving party.* (1) The disclosure of privileged or protected information or communications by any party during an adjudication proceeding shall not operate as a waiver if:

(i) The disclosure was inadvertent;

(ii) The holder of the privilege or protection took reasonable steps to prevent disclosure; and

(iii) The holder promptly took reasonable steps to rectify the error, including notifying any party that received the information or communication of the claim and the basis for it.

(2) After being notified, the receiving party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the hearing officer under seal for a determination of the claim. The producing party must preserve the information until the claim is resolved.

(3) The disclosure of privileged or protected information or communications by any party during an adjudication proceeding shall waive the privilege or protection, with respect to other parties to the proceeding, as to undisclosed information or communications only if:

- (i) The waiver is intentional;
- (ii) The disclosed and undisclosed information or communications concern the same subject matter; and
- (iii) They ought in fairness to be considered together.

§ 1081.207 Production of witness statements.

(a) *Availability.* Any respondent may move that the Office of Enforcement produce for inspection and copying any statement of any person called or to be called as a witness by the Office of Enforcement that pertains, or is expected to pertain, to his or her direct testimony and that would be required to be produced pursuant to the Jencks Act, 18 U.S.C. 3500, if the adjudication proceeding were a criminal proceeding. For purposes of this section, the term “statement” shall have the meaning set forth in 18 U.S.C. 3500(e). Such production shall be made at a time and place fixed by the hearing officer and shall be made available to any party, provided, however, that the production shall be made under conditions intended to preserve the items to be inspected or copied.

(b) *Failure to produce—harmless error.* In the event that a statement required to be made available to a respondent pursuant to this section is not made available by the Office of Enforcement, no rehearing or rededication of a proceeding already heard or decided shall be required unless the respondent establishes that the failure to make the statement available was not harmless error.

§ 1081.208 Subpoenas.

(a) *Availability.* In connection with any hearing ordered by the hearing officer, a party may request the issuance of one or more subpoenas requiring the attendance and testimony of witnesses

at the designated time and place of the hearing, or the production of documentary or other tangible evidence returnable at any designated time or place.

(b) *Procedure.* Unless made on the record at a hearing, requests for issuance of a subpoena shall be made in writing, and filed and served on each party pursuant to subpart A of this part. The request must contain a proposed subpoena and a brief statement showing the general relevance and reasonableness of the scope of testimony or documents sought.

(c) *Signing may be delegated.* A hearing officer may authorize issuance of a subpoena, and may delegate the manual signing of the subpoena to any other person.

(d) *Standards for issuance.* The hearing officer shall promptly issue any subpoena requested pursuant to this section. However, where it appears to the hearing officer that the subpoena sought may be unreasonable, oppressive, excessive in scope, or unduly burdensome, he or she may, in his or her discretion, as a condition precedent to the issuance of the subpoena, require the person seeking the subpoena to show further the general relevance and reasonable scope of the testimony or other evidence sought. If after consideration of all the circumstances, the hearing officer determines that the subpoena or any of its terms is unreasonable, oppressive, excessive in scope, or unduly burdensome, he or she may refuse to issue the subpoena, or issue it only upon such conditions as fairness requires. In making the foregoing determination, the hearing officer may inquire of the other participants whether they will stipulate to the facts sought to be proved.

(e) *Service.* Upon issuance by the hearing officer, the party making the request shall serve the subpoena on the person named in the subpoena and on each party in accordance with § 1081.113(c). Subpoenas may be served in any State, territory, possession of the United States, or the District of Columbia, on any person or company doing business in any State, territory, possession of the United States, or the District of Columbia, or as otherwise permitted by law.

(f) *Tender of fees required.* When a subpoena compelling the attendance of a person at a hearing is issued at the request of anyone other than an officer or agency of the United States, service is valid only if the subpoena is accompanied by a tender to the subpoenaed person of the fees for one

day’s attendance and mileage specified by § 1081.116.

(g) *Production of documentary material.* Production of documentary material in response to a subpoena shall be made under a sworn certificate, in such form as the subpoena designates, by the person to whom the subpoena is directed or, if not a natural person, by any person having knowledge of the facts and circumstances relating to such production, to the effect that all of the documentary material required by the subpoena and in the possession, custody, or control of the person to whom the subpoena is directed has been produced and made available to the custodian.

(h) *Motion to quash or modify—(1) Procedure.* Any person to whom a subpoena is directed, or who is an owner, creator, or the subject of the documents that are to be produced pursuant to a subpoena, or any party may, prior to the time specified therein for compliance, but in no event more than ten days after the date of service of such subpoena, move that the subpoena be quashed or modified. Such motion shall be filed and served on all parties pursuant to subpart A of this part. Notwithstanding § 1081.205, the party on whose behalf the subpoena was issued or enforcement counsel may, within five days of service of the motion, file a response to the motion. Reply briefs are not permitted unless requested by the hearing officer. Filing a motion to modify a subpoena does not stay the movant’s obligation to comply with those portions of the subpoena that the person has not sought to modify.

(2) *Standards governing motion to quash or modify.* If compliance with the subpoena would be unreasonable, oppressive, or unduly burdensome, the hearing officer shall quash or modify the subpoena, or may order return of the subpoena only upon specified conditions. These conditions may include but are not limited to a requirement that the party on whose behalf the subpoena was issued shall make reasonable compensation to the person to whom the subpoena was addressed for the cost of copying or transporting evidence to the place for return of the subpoena.

(i) *Enforcing subpoenas.* If a subpoenaed person fails to comply with any subpoena issued pursuant to this section or any order of the hearing officer which directs compliance with all or any portion of a subpoena, the Bureau’s General Counsel may, on its own motion or at the request of the party on whose behalf the subpoena was issued, apply to an appropriate United States district court, in the name of the

Bureau but on relation of such party, for an order requiring compliance with so much of the subpoena as the hearing officer has not quashed or modified, unless, in the judgment of the General Counsel, the enforcement of such subpoena would be inconsistent with law and the policies of title X of the Dodd-Frank Act. Failure to request that the Bureau's General Counsel seek enforcement of a subpoena constitutes a waiver of any claim of prejudice predicated upon the unavailability of the testimony or evidence sought.

§ 1081.209 Deposition of witness unavailable for hearing.

(a) *General rules.* (1) If a witness will not be available for the hearing, a party desiring to preserve that witness's testimony for the record may request in accordance with the procedures set forth in this section that the hearing officer issue a subpoena, including a subpoena *duces tecum*, requiring the attendance of the witness at a deposition. The hearing officer may issue a deposition subpoena under this section upon a showing that:

(i) The witness will be unable to attend or may be prevented from attending the hearing because of age, sickness, or infirmity, or will otherwise be unavailable;

(ii) The witness's unavailability was not procured or caused by the subpoenaing party;

(iii) The testimony is reasonably expected to be material; and

(iv) Taking the deposition will not result in any undue burden to any other party and will not cause undue delay of the proceeding.

(2) In addition to making a showing as required by paragraph (a)(1) of this section, the request for a deposition subpoena must contain a proposed deposition subpoena and a brief statement showing the general relevance and reasonableness of the scope of testimony and documents sought, and the time and place for taking the deposition. Any request to record the deposition by audio-visual means must be made in the request for a deposition subpoena.

(3) Any requested deposition subpoena that sets forth a valid basis for its issuance must be promptly issued, unless the hearing officer on his or her own motion requires a written response or requires attendance at a conference concerning whether the requested subpoena should be issued. However, where it appears to the hearing officer that the deposition subpoena sought may be unreasonable, oppressive, excessive in scope, or unduly burdensome, he or she may, in his or

her discretion, as a condition precedent to the issuance of the deposition subpoena, require the person seeking the deposition subpoena to show further the general relevance and reasonable scope of the testimony or other evidence sought. If after consideration of all the circumstances, the hearing officer determines that the deposition subpoena or any of its terms is unreasonable, oppressive, excessive in scope, or unduly burdensome, he or she may refuse to issue the deposition subpoena, or issue it only upon such conditions as fairness requires. In making the foregoing determination, the hearing officer may inquire of the other participants whether they will stipulate to the facts sought to be proved.

(4) Unless the hearing officer orders otherwise, no deposition under this section shall be taken on fewer than 14 days' notice to the witness and all parties.

(b) *Procedure.* Unless made on the record at a hearing, requests for issuance of a deposition subpoena shall be made in writing, and filed and served on each party pursuant to subpart A of this part.

(c) *Signing may be delegated.* A hearing officer may authorize issuance of a deposition subpoena, and may delegate the manual signing of the deposition subpoena to any other person.

(d) *Service.* Upon issuance by the hearing officer, the party making the request shall serve the subpoena on the person named in the subpoena and on each party in accordance with § 1081.113(c). Deposition subpoenas may be served in any State, territory, possession of the United States, or the District of Columbia, on any person or company doing business in any State, territory, possession of the United States, or the District of Columbia, or as otherwise permitted by law.

(e) *Tender of fees required.* When a subpoena compelling the attendance of a person at a deposition is issued at the request of anyone other than an officer or agency of the United States, service is valid only if the subpoena is accompanied by a tender to the subpoenaed person of the fees for one day's attendance and mileage specified by § 1081.116.

(f) *Motion to quash or modify*—(1) *Procedure.* Any person to whom a deposition subpoena is directed, or who is an owner, creator, or the subject of the documents that are to be produced pursuant to a deposition subpoena, or any party may, prior to the time specified therein for compliance, but in no event more than ten days after the date of service of such subpoena, move that the deposition subpoena be

quashed or modified. Such motion must include a statement of the basis for the motion to quash or modify the deposition subpoena, and shall be filed and served on all parties pursuant to subpart A of this part. Notwithstanding § 1081.205, the party on whose behalf the deposition subpoena was issued or enforcement counsel may, within five days of service of the motion, file a response to the motion. Reply briefs are not permitted unless requested by the hearing officer.

(2) *Standards governing motion to quash or modify.* If compliance with the deposition subpoena would be unreasonable, oppressive or unduly burdensome, or the deposition subpoena does not meet the requirements set forth in paragraph (a)(1) of this section, the hearing officer shall quash or modify the deposition subpoena, or may order return of the deposition subpoena only upon specified conditions. These conditions may include but are not limited to a requirement that the party on whose behalf the deposition subpoena was issued shall make reasonable compensation to the person to whom the deposition subpoena was addressed for the cost of copying or transporting evidence to the place for return of the deposition subpoena.

(g) *Procedure upon deposition.* (1) Depositions shall be taken before any person before whom a deposition may be taken pursuant to the Federal Rules of Civil Procedure (the "deposition officer").

(2) The witness being deposed may have an attorney present during the deposition.

(3) Each witness testifying pursuant to a deposition subpoena must be duly sworn, and each party shall have the right to examine the witness. Objections to questions or documents must be in short form, stating the grounds for the objection. Objections to questions of evidence shall be noted by the deposition officer upon the deposition, but a deposition officer other than the hearing officer shall not have the power to decide on the competency, materiality, or relevance of evidence. Failure to object to questions or documents is not deemed a waiver except where the ground for the objection might have been avoided if the objection had been timely presented. All questions, answers, and objections must be recorded.

(4) The deposition must be subscribed by the witness, unless the parties and the witness, by stipulation, have waived the signing, or the witness is ill, cannot be found, or has refused to sign. If the deposition is not subscribed by the

witness, the court reporter taking the deposition shall certify that the transcript is a true and complete transcript of the deposition.

(5) The original deposition transcript and exhibits shall be filed with the Office of Administrative Adjudication. The cost of the transcript shall be paid by the party requesting the deposition. A copy of the deposition shall be available to the deponent and each party for purchase at prescribed rates.

(h) *Enforcing subpoenas.* Any party may move before the hearing officer for an order compelling the witness to answer any questions the witness has refused to answer or submit any evidence the witness has refused to submit during the deposition. If a subpoenaed person fails to comply with any order of the hearing officer which directs compliance with all or any portion of a deposition subpoena under this section, the Bureau's General Counsel may, on its own motion or at the request of the party on whose behalf the subpoena was issued, apply to an appropriate United States district court, in the name of the Bureau but on relation of such party, for an order requiring compliance with so much of the subpoena as the hearing officer has not quashed or modified, unless, in the judgment of the General Counsel, the enforcement of such subpoena would be inconsistent with law and the policies of title X of the Dodd-Frank Act. Failure to request that the Bureau seek enforcement of a subpoena constitutes a waiver of any claim of prejudice predicated upon the unavailability of the testimony or evidence sought.

§ 1081.210 Expert discovery.

(a) At a date set by the hearing officer at the scheduling conference, each party shall serve the other with a report prepared by each of its expert witnesses. Each party shall serve the other parties with a list of any rebuttal expert witnesses and a rebuttal report prepared by each such witness not later than 28 days after the deadline for service of expert reports, unless another date is set by the hearing officer. A rebuttal report shall be limited to rebuttal of matters set forth in the expert report for which it is offered in rebuttal. If material outside the scope of fair rebuttal is presented, a party may file a motion not later than five days after the deadline for service of rebuttal reports, seeking appropriate relief with the hearing officer, including striking all or part of the report, leave to submit a surrebuttal report by the party's own experts, or leave to call a surrebuttal witness and to submit a surrebuttal report by that witness.

(b) No party may call an expert witness at the hearing unless he or she has been listed and has provided reports as required by this section, unless otherwise directed by the hearing officer at a scheduling conference. Each side will be limited to calling at the hearing five expert witnesses, including any rebuttal or surrebuttal expert witnesses. A party may file a motion seeking leave to call additional expert witnesses due to extraordinary circumstances.

(c) Each report shall be signed by the expert and contain a complete statement of all opinions to be expressed and the basis and reasons therefore; the data, materials, or other information considered by the witness in forming the opinions; any exhibits to be used as a summary of or support for the opinions; the qualifications of the witness, including a list of all publications authored or co-authored by the witness within the preceding ten years; the compensation to be paid for the study and testimony; and a listing of any other cases in which the witness has testified or sought to testify as an expert at trial or hearing, or by deposition within the preceding four years. A rebuttal or surrebuttal report need not include any information already included in the initial report of the witness.

(d) A party may depose any person who has been identified as an expert whose opinions may be presented at trial. Unless otherwise ordered by the hearing officer, a deposition of any expert witness shall be conducted after the disclosure of a report prepared by the witness in accordance with paragraph (a) of this section, and at least seven days prior to the deadline for submission of rebuttal expert reports. A deposition of an expert witness shall be completed no later than 14 days before the hearing unless otherwise ordered by the hearing officer. No expert deposition shall exceed eight hours on the record, absent agreement of the parties or an order of the hearing officer for good cause shown. Expert depositions shall be conducted pursuant to the procedures set forth in § 1081.209(g).

(e) A party may not discover facts known or opinions held by an expert who has been retained or specifically employed by another party in anticipation of litigation or preparation for the hearing and who is not listed as a witness for the hearing. A party may not discover drafts of any report required by this section, regardless of the form in which the draft is recorded, or any communications between another party's attorney and any of that other party's experts, regardless of the

form of the communications, except to the extent that the communications:

- (1) Relate to compensation for the testifying expert's study or testimony;
 - (2) Identify facts or data that the other party's attorney provided and that the testifying expert considered in forming the opinions to be expressed; or
 - (3) Identify assumptions that the other party's attorney provided and that the testifying expert relied on in forming the opinions to be expressed.
- (f) The hearing officer shall have the discretion to dispense with the requirement of expert discovery in appropriate cases.

§ 1081.211 Interlocutory review.

(a) *Availability.* The Director may, at any time, direct that any matter be submitted to him or her for review. Subject to paragraph (c) of this section, the hearing officer may, on his or her own motion or on the motion of any party, certify any matter for interlocutory review by the Director. This section is the exclusive remedy for review of a hearing officer's ruling or order prior to the Director's consideration of the entire proceeding.

(b) *Procedure.* Any party's motion for certification of a ruling or order for interlocutory review shall be filed with the hearing officer within five days of service of the ruling or order, shall specify the ruling or order or parts thereof for which interlocutory review is sought, shall attach any other portions of the record on which the moving party relies, and shall otherwise comply with § 1081.205. Notwithstanding § 1081.205, any response to such a motion must be filed within three days of service of the motion. The hearing officer shall issue a ruling on the motion within five days of the deadline for filing a response.

(c) *Certification process.* Unless the Director directs otherwise, a ruling or order may not be submitted to the Director for interlocutory review unless the hearing officer, upon the hearing officer's motion or upon the motion of a party, certifies the ruling or order in writing. The hearing officer shall not certify a ruling or order unless:

- (1) The ruling or order would compel testimony of Bureau officers or employees, or those from another governmental agency, or the production of documentary evidence in the custody of the Bureau or another governmental agency;
- (2) The ruling or order involves a motion for disqualification of the hearing officer pursuant to § 1081.105(c)(2);
- (3) The ruling or order suspended or barred an individual from appearing

before the Bureau pursuant to § 1081.107(c); or

(4) Upon motion by a party, the hearing officer is of the opinion that:

(i) The ruling or order involves a controlling question of law as to which there is substantial ground for difference of opinion; and

(ii) An immediate review of the ruling or order is likely to materially advance the completion of the proceeding or subsequent review will be an inadequate remedy.

(d) *Interlocutory review.* A party whose motion for certification has been denied by the hearing officer may petition the Director for interlocutory review.

(e) *Director review.* The Director shall determine whether or not to review a ruling or order certified under this section or the subject of a petition for interlocutory review. Interlocutory review is disfavored, and the Director will grant a petition to review a hearing officer's ruling or order prior to his or her consideration of a recommended decision only in extraordinary circumstances. The Director may decline to review a ruling or order certified by a hearing officer pursuant to paragraph (c) of this section or the petition of a party who has been denied certification if he or she determines that interlocutory review is not warranted or appropriate under the circumstances, in which case he or she may summarily deny the petition. If the Director determines to grant the review, he or she will review the matter and issue his or her ruling and order in an expeditious fashion, consistent with the Bureau's other responsibilities.

(f) *Proceedings not stayed.* The filing of a motion requesting that the hearing officer certify any of his or her prior rulings or orders for interlocutory review or a petition for interlocutory review filed with the Director, and the grant of any such review, shall not stay proceedings before the hearing officer unless he or she, or the Director, shall so order. The Director will not consider a motion for a stay unless the motion shall have first been made to the hearing officer.

§ 1081.212 Dispositive motions.

(a) *Dispositive motions.* This section governs the filing of motions to dismiss and motions for summary disposition. The filing of any such motion does not obviate a party's obligation to file an answer or take any other action required by this part or by an order of the hearing officer, unless expressly so provided by the hearing officer.

(b) *Motions to dismiss.* A respondent may file a motion to dismiss asserting

that, even assuming the truth of the facts alleged in the notice of charges, it is entitled to dismissal as a matter of law.

(c) *Motion for summary disposition.* A party may make a motion for summary disposition asserting that the undisputed pleaded facts, admissions, affidavits, stipulations, documentary evidence, matters as to which official notice may be taken, and any other evidentiary materials properly submitted in connection with a motion for summary disposition show that:

(1) There is no genuine issue as to any material fact; and

(2) The moving party is entitled to a decision in its favor as a matter of law.

(d) *Filing of motions for summary disposition and responses.* (1) After a respondent's answer has been filed and documents have been made available to the respondent for inspection and copying pursuant to § 1081.206, any party may move for summary disposition in its favor of all or any part of the proceeding.

(2) A motion for summary disposition must be accompanied by a statement of the material facts as to which the moving party contends there is no genuine issue. Such motion must be supported by documentary evidence, which may take the form of admissions in pleadings, stipulations, depositions, investigatory depositions, transcripts, affidavits and any other evidentiary materials that the moving party contends support his or her position. The motion must also be accompanied by a brief containing the points and authorities in support of the contention of the moving party. Any party opposing a motion for summary disposition must file a statement setting forth those material facts as to which he or she contends a genuine dispute exists. Such opposition must be supported by evidence of the same type as may be submitted in support of a motion for summary disposition and a brief containing the points and authorities in support of the contention that summary disposition would be inappropriate.

(3) Any affidavit or declaration submitted in support of or in opposition to a motion for summary disposition shall set forth such facts as would be admissible in evidence, shall show affirmatively that the affiant is competent to testify to the matters stated therein, and must be signed under oath and penalty of perjury.

(e) *Page limitations for dispositive motions.* A motion to dismiss or for summary disposition, together with any brief in support of the motion (exclusive of any declarations, affidavits, or attachments) shall not exceed 35 pages

in length. Motions for extensions of this length limitation are disfavored.

(f) *Opposition and reply response time and page limitation.* Any party, within 20 days after service of a dispositive motion, or within such time period as allowed by the hearing officer, may file a response to such motion. The length limitations set forth in paragraph (e) of this section shall also apply to such responses. Any reply brief filed in response to an opposition to a dispositive motion shall be filed within five days after service of the opposition. Reply briefs shall not exceed ten pages.

(g) *Oral argument.* At the request of any party or on his or her own motion, the hearing officer may hear oral argument on a dispositive motion.

(h) *Decision on motion.* Within 30 days following the expiration of the time for filing all responses and replies to any dispositive motion, the hearing officer shall determine whether the motion shall be granted. If the hearing officer determines that dismissal or summary disposition is warranted, he or she shall issue a recommended decision granting the motion. If the hearing officer finds that no party is entitled to dismissal or summary disposition, he or she shall make a ruling denying the motion. If it appears that a party, for good cause shown, cannot present by affidavit, prior to hearing, facts essential to justify opposition to the motion, the hearing officer shall deny or defer the motion.

§ 1081.213 Partial summary disposition.

If on a motion for summary disposition under § 1081.212 a decision is not rendered upon the whole case or for all the relief asked and a hearing is necessary, the hearing officer shall issue an order specifying the facts that appear without substantial controversy and directing further proceedings in the action. The facts so specified shall be deemed established.

§ 1081.214 Prehearing conferences.

(a) *Prehearing conferences.* The hearing officer may, in addition to the scheduling conference, on his or her own motion or at the request of any party, direct counsel for the parties to meet with him or her (in person or by telephone) at a prehearing conference for further discussion of the issues outlined in § 1081.203, or for discussion of any additional matters that in the view of the hearing officer will aid in an orderly disposition of the proceeding, including but not limited to:

(1) Identification of potential witnesses and limitation on the number of witnesses;

(2) The exchange of any prehearing materials including witness lists, statements of issues, exhibits, and any other materials;

(3) Stipulations, admissions of fact, and the contents, authenticity, and admissibility into evidence of documents;

(4) Matters of which official notice may be taken; and

(5) Whether the parties intend to introduce prior sworn statements of witnesses as set forth in § 1081.303(h).

(b) *Transcript.* The hearing officer, in his or her discretion, may require that a prehearing conference be recorded by a court reporter. A transcript of the conference and any materials filed, including orders, becomes part of the record of the proceeding. A party may obtain a copy of the transcript at his or her expense.

(c) *Public access.* Any prehearing conferences shall be public unless the hearing officer determines, based on the standard set forth in § 1081.119(c), that the conference (or any part thereof) shall be closed to the public.

§ 1081.215 Prehearing submissions.

(a) *General rule.* Within the time set by the hearing officer, but in no case later than ten days before the start of the hearing, each party shall serve on every other party:

(1) A prehearing statement, which shall include an outline or narrative summary of its case or defense, and the legal theories upon which it will rely;

(2) A final list of witnesses to be called to testify at the hearing, including the name and address of each witness and a short summary of the expected testimony of each witness;

(3) Any prior sworn statements that a party intends to admit into evidence pursuant to § 1081.303(h);

(4) A list of the exhibits to be introduced at the hearing along with a copy of each exhibit; and

(5) Any stipulations of fact or liability.

(b) *Expert witnesses.* Each party who intends to call an expert witness shall also serve, in addition to the information required by paragraph (a)(2) of this section, a statement of the expert's qualifications, a listing of other proceedings in which the expert has given or sought to give expert testimony at trial or hearing or by deposition within the preceding four years, and a list of publications authored or co-authored by the expert within the preceding ten years, to the extent such information has not already been provided pursuant to § 1081.210.

(c) *Effect of failure to comply.* No witness may testify and no exhibits may be introduced at the hearing if such

witness or exhibit is not listed in the prehearing submissions pursuant to paragraph (a) of this section, except for good cause shown.

§ 1081.216 Amicus participation.

(a) *Availability.* An amicus brief may be filed only if:

(1) A motion for leave to file the brief has been granted;

(2) The brief is accompanied by written consent of all parties;

(3) The brief is filed at the request of the Director or the hearing officer, as appropriate; or

(4) The brief is presented by the United States or an officer or agency thereof, or by a State or a political subdivision thereof.

(b) *Procedure.* An amicus brief may be filed conditionally with the motion for leave. The motion for leave shall identify the interest of the movant and shall state the reasons why a brief of an amicus curiae is desirable. Except as all parties otherwise consent, any amicus curiae shall file its brief within the time allowed the party whose position the amicus will support, unless the Director or hearing officer, as appropriate, for good cause shown, grants leave for a later filing. In the event that a later filing is allowed, the order granting leave to file shall specify when an opposing party may reply to the brief.

(c) *Motions.* A motion for leave to file an amicus brief shall be subject to § 1081.205.

(d) *Formal requirements as to amicus briefs.* Amicus briefs shall be filed pursuant to § 1081.111 and shall comply with the requirements of § 1081.112 and shall be subject to the length limitation set forth in § 1081.212(e).

(e) *Oral argument.* An amicus curiae may move to present oral argument at any hearing before the hearing officer, but such motions will be granted only for extraordinary reasons.

Subpart C—Hearings

§ 1081.300 Public hearings.

All hearings in adjudication proceedings shall be public unless a confidentiality order is entered by the hearing officer pursuant to § 1081.119 or unless otherwise ordered by the Director on the grounds that holding an open hearing would be contrary to the public interest.

§ 1081.301 Failure to appear.

Failure of a respondent to appear in person or by a duly authorized counsel at the hearing constitutes a waiver of respondent's right to a hearing and may be deemed an admission of the facts as alleged and consent to the relief sought

in the notice of charges. Without further proceedings or notice to the respondent, the hearing officer shall file a recommended decision containing findings of fact and addressing the relief sought in the notice of charges.

§ 1081.302 Conduct of hearings.

All hearings shall be conducted in a fair, impartial, expeditious, and orderly manner. Enforcement counsel shall present its case-in-chief first, unless otherwise ordered by the hearing officer, or unless otherwise expressly specified by law or regulation. Enforcement counsel shall be the first party to present an opening statement and a closing statement, and may make a rebuttal statement after the respondent's closing statement. If there are multiple respondents, respondents may agree among themselves as to their order of presentation of their cases, but if they do not agree, the hearing officer shall fix the order.

§ 1081.303 Evidence.

(a) *Burden of proof.* Enforcement counsel shall have the burden of proof of the ultimate issue(s) of the Bureau's claims at the hearing.

(b) *Admissibility.* (1) Except as is otherwise set forth in this section, relevant, material, and reliable evidence that is not unduly repetitive is admissible to the fullest extent authorized by the Administrative Procedure Act and other applicable law. Irrelevant, immaterial, and unreliable evidence shall be excluded.

(2) Evidence, even if relevant, may be excluded if its probative value is substantially outweighed by the danger of unfair prejudice or confusion of the issues; if the evidence would be misleading; or based on considerations of undue delay, waste of time, or needless presentation of cumulative evidence.

(3) Evidence that constitutes hearsay may be admitted if it is relevant, material, and bears satisfactory indicia of reliability so that its use is fair. Hearsay is a statement, other than one made by the declarant while testifying at the hearing, offered in evidence to prove the truth of the matter asserted. If otherwise meeting the standards for admissibility described in this section, transcripts of depositions, investigational hearings, prior testimony in Bureau or other proceedings, and any other form of hearsay shall be admissible and shall not be excluded solely on the ground that they are or contain hearsay.

(4) Evidence that would be admissible under the Federal Rules of Evidence is admissible in a proceeding conducted

pursuant to this part. Evidence that would be inadmissible under the Federal Rules of Evidence may not be deemed or ruled to be inadmissible in a proceeding conducted pursuant to this part solely on that basis.

(c) *Official notice.* Official notice may be taken of any material fact that is not subject to reasonable dispute in that it is either generally known or capable of accurate and ready determination by resort to sources whose accuracy cannot reasonably be questioned. If official notice is requested or is taken of a material fact not appearing in the evidence in the record, the parties, upon timely request, shall be afforded an opportunity to disprove such noticed fact.

(d) *Documents.* (1) A duplicate copy of a document is admissible to the same extent as the original, unless a genuine issue is raised as to whether the copy is in some material respect not a true and legible copy of the original.

(2) Subject to the requirements of paragraph (b) of this section, any document, including a report of examination, supervisory activity, inspection or visitation, prepared by the Bureau, a prudential regulator, as that term is defined in section 1002(24) of the Dodd-Frank Act, or by a State regulatory agency, is presumptively admissible either with or without a sponsoring witness.

(3) Witnesses may use existing or newly created charts, exhibits, calendars, calculations, outlines or other graphic material to summarize, illustrate, or simplify the presentation of testimony. Such materials may, subject to the hearing officer's discretion, be used with or without being admitted into evidence.

(4) As respondents are in the best position to determine the nature of documents generated by such respondents and which come from their own files, the burden of proof is on the respondent to introduce evidence to rebut a presumption that such documents are authentic and kept in the regular course of business.

(e) *Objections.* (1) Objections to the admissibility of evidence must be timely made and rulings on all objections must appear on the record.

(2) Whenever evidence is excluded from the record, the party offering such evidence may make an offer of proof, which shall be included in the record. Rejected exhibits, adequately marked for identification, shall be retained pursuant to § 1081.306(b) so as to be available for consideration by any reviewing authority.

(3) Failure to object to admission of evidence or to any ruling constitutes a waiver of the objection.

(f) *Stipulations.* (1) The parties may, at any stage of the proceeding, stipulate as to any relevant matters of fact or the authentication of any relevant documents. Such stipulations must be received in evidence at a hearing and are binding on the parties with respect to the matters therein stipulated.

(2) Unless the hearing officer directs otherwise, all stipulations of fact and law previously agreed upon by the parties, and all documents, the admissibility of which have been previously stipulated, will be admitted into evidence upon commencement of the hearing.

(g) *Presentation of evidence.* (1) A witness at a hearing for the purpose of taking evidence shall testify under oath or affirmation.

(2) A party is entitled to present its case or defense by sworn oral testimony and documentary evidence, to submit rebuttal evidence, and to conduct such cross-examination as, in the discretion of the hearing officer, may be required for a full and true disclosure of the facts.

(3) An adverse party, or an officer, agent, or employee thereof, and any witness who appears to be hostile, unwilling, or evasive, may be interrogated by leading questions and may also be contradicted and impeached by the party calling him or her.

(4) The hearing officer shall exercise reasonable control over the mode and order of interrogating witnesses and presenting evidence so as to:

(i) Make the interrogation and presentation effective for the ascertainment of the truth;

(ii) Avoid needless consumption of time; and

(iii) Protect witnesses from harassment or undue embarrassment.

(5) The hearing officer may permit a witness to appear at a hearing via video conference or telephone for good cause shown.

(h) *Introducing prior sworn statements of witnesses into the record.* At a hearing, any party wishing to introduce a prior, sworn statement of a witness, not a party, otherwise admissible in the proceeding, may make a motion setting forth the reasons therefore. If only part of a statement is offered in evidence, the hearing officer may require that all relevant portions of the statement be introduced. If all of a statement is offered in evidence, the hearing officer may require that portions not relevant to the proceeding be excluded. A motion to introduce a prior sworn statement may be granted if:

(1) The witness is dead;
(2) The witness is out of the United States, unless it appears that the absence of the witness was procured by the party offering the prior sworn statement;

(3) The witness is unable to attend or testify because of age, sickness, infirmity, imprisonment or other disability;

(4) The party offering the prior sworn statement has been unable to procure the attendance of the witness by subpoena; or

(5) In the discretion of the hearing officer, it would be desirable, in the interests of justice, to allow the prior sworn statement to be used. In making this determination, due regard shall be given to the presumption that witnesses will testify orally in an open hearing. If the parties have stipulated to accept a prior sworn statement in lieu of live testimony, consideration shall also be given to the convenience of the parties in avoiding unnecessary expense.

§ 1081.304 Record of the hearing.

(a) *Reporting and transcription.* Hearings shall be stenographically reported and transcribed under the supervision of the hearing officer, and the original transcript shall be a part of the record and the sole official transcript. The live oral testimony of each witness may be video recorded digitally, in which case the video recording and the written transcript of the testimony shall be made part of the record. Copies of transcripts shall be available from the reporter at prescribed rates.

(b) *Corrections.* Corrections of the official transcript may be made only when they involve errors affecting substance and then only in the manner provided in this paragraph. Corrections ordered by the hearing officer or agreed to in a written stipulation signed by all counsel and parties not represented by counsel, and approved by the hearing officer, shall be included in the record, and such stipulations, except to the extent they are capricious or without substance, shall be approved by the hearing officer. Corrections shall not be ordered by the hearing officer except upon notice and opportunity for the hearing of objections. Such corrections shall be made by the official reporter by furnishing substitute type pages, under the usual certificate of the reporter, for insertion in the official record. The original uncorrected pages shall be retained in the files of the Bureau.

(c) *Closing of the hearing record.* Upon completion of the hearing, the hearing officer shall issue an order closing the hearing record after giving the parties three days to determine if the

record is complete or needs to be supplemented. The hearing officer shall retain the discretion to permit or order correction of the record as provided in paragraph (b) of this section.

§ 1081.305 Post-hearing filings.

(a) *Proposed findings and conclusions and supporting briefs.* (1) Using the same method of service for each party, the hearing officer shall serve notice upon each party that the certified transcript, together with all hearing exhibits and exhibits introduced but not admitted into evidence at the hearing, has been filed promptly after that filing. Any party may file with the hearing officer proposed findings of fact, proposed conclusions of law, and a proposed order within 30 days following service of this notice by the hearing officer or within such longer period as may be ordered by the hearing officer.

(2) Proposed findings and conclusions must be supported by citation to any relevant authorities and by page references to any relevant portions of the record. A post-hearing brief may be filed in support of proposed findings and conclusions, either as part of the same document or in a separate document.

(b) *Responsive briefs.* Responsive briefs may be filed within 15 days after the date on which the parties' proposed findings, conclusions, and order are due. Responsive briefs must be strictly limited to responding to matters, issues, or arguments raised in another party's papers. A party who has not filed proposed findings of fact and conclusions of law or a post-hearing brief may not file a responsive brief. Unless directed by the hearing officer, reply briefs are not permitted.

(c) *Order of filing.* The hearing officer shall not order the filing by any party of any post-hearing brief or responsive brief in advance of the other party's filing of its post-hearing brief or responsive brief.

§ 1081.306 Record in proceedings before hearing officer; retention of documents; copies.

(a) *Contents of the record.* The record of the proceeding shall consist of:

(1) The notice of charges, the answer, and any amendments thereto;

(2) Each motion, submission, or other paper filed in the proceedings, and any amendments and exceptions to or regarding them;

(3) Each stipulation, transcript of testimony, and any document or other item admitted into evidence;

(4) Any transcript of a conference or hearing before the hearing officer;

(5) Any amicus briefs filed pursuant to § 1081.216;

(6) With respect to a request to disqualify a hearing officer or to allow the hearing officer's withdrawal under § 1081.105(c), each affidavit or transcript of testimony taken and the decision made in connection with the request;

(7) All motions, briefs, and other papers filed on interlocutory appeal;

(8) All proposed findings and conclusions;

(9) Each written order issued by the hearing officer or Director; and

(10) Any other document or item accepted into the record by the hearing officer.

(b) *Retention of documents not admitted.* Any document offered into evidence but excluded shall not be considered part of the record. The Office of Administrative Adjudication shall retain any such document until the later of the date upon which an order by the Director ending the proceeding becomes final and not appealable, or upon the conclusion of any judicial review of the Director's order.

(c) *Substitution of copies.* A true copy of a document may be substituted for any document in the record or any document retained pursuant to paragraph (b) of this section.

Subpart D—Decision and Appeals

§ 1081.400 Recommended decision of the hearing officer.

(a) *Time period for filing recommended decision.* Subject to paragraph (b) of this section, the hearing officer shall file a recommended decision no later than 90 days after the deadline for filing post-hearing responsive briefs pursuant to § 1081.305(b) and in no event later than 300 days after filing of the notice of charges.

(b) *Extension of deadlines.* In the event the hearing officer presiding over the proceeding determines that it will not be possible to issue the recommended decision within the time periods specified in paragraph (a) of this section, the hearing officer shall submit a written request to the Director for an extension of the time period for filing the recommended decision. This request must be filed no later than 30 days prior to the expiration of the time for issuance of a recommended decision. The request will be served on all parties in the proceeding, who may file with the Director briefs in support of or in opposition to the request. Any such briefs must be filed within three days of service of the hearing officer's request and shall not exceed five pages. If the

Director determines that additional time is necessary or appropriate in the public interest, the Director shall issue an order extending the time period for filing the recommended decision.

(c) *Content.* (1) A recommended decision shall be based on a consideration of the whole record relevant to the issues decided, and shall be supported by reliable, probative, and substantial evidence. The recommended decision shall include a statement of findings of fact (with specific page references to principal supporting items of evidence in the record) and conclusions of law, as well as the reasons or basis therefore, as to all the material issues of fact, law, or discretion presented on the record and the appropriate order, sanction, relief or denial thereof. The recommended decision shall also state that a notice of appeal may be filed within ten days after service of the recommended decision and include a statement that, unless a party timely files and perfects a notice of appeal of the recommended decision, the Director may adopt the recommended decision as the final decision and order of the Bureau without further opportunity for briefing or argument.

(2) Consistent with paragraph (a) of this section, when more than one claim for relief is presented in an adjudication proceeding, or when multiple parties are involved, the hearing officer may direct the entry of a recommended decision as to one or more but fewer than all of the claims or parties only upon an express determination that there is no just reason for delay and upon an express direction for the entry of a recommended decision.

(d) *By whom made.* The recommended decision shall be made and filed by the hearing officer who presided over the hearings, except when he or she shall have become unavailable to the Bureau.

(e) *Reopening of proceeding by hearing officer; termination of jurisdiction.* (1) At any time from the close of the hearing record pursuant to § 1081.304(c) until the filing of his or her recommended decision, a hearing officer may reopen the proceeding for the receipt of further evidence for good cause shown.

(2) Except for the correction of clerical errors or pursuant to an order of remand from the Director, the jurisdiction of the hearing officer is terminated upon the filing of his or her recommended decision with respect to those issues decided pursuant to paragraph (c) of this section.

(f) *Filing, service, and publication.* Upon filing by the hearing officer of the

recommended decision, the Office of Administrative Adjudication shall promptly transmit the recommended decision to the Director and serve the recommended decision upon the parties.

§ 1081.401 Transmission of documents to Director; record index; certification.

(a) *Filing of index.* At the same time the Office of Administrative Adjudication transmits the recommended decision to the Director, the hearing officer shall furnish to the Director a certified index of the entire record of the proceedings. The certified index shall include, at a minimum, an entry for each paper, document or motion filed in the proceeding, the date of the filing, and the identity of the filer. The certified index shall also include an exhibit index containing, at a minimum, an entry consisting of exhibit number and title or description for each exhibit introduced and admitted into evidence and each exhibit introduced but not admitted into evidence.

(b) *Retention of record items by the Office of Administrative Adjudication.* After the close of the hearing, the Office of Administrative Adjudication shall retain originals of any motions, exhibits or any other documents filed with, or accepted into evidence by, the hearing officer, or any other portions of the record that have not already been filed with the Office of Administrative Adjudication.

§ 1081.402 Notice of appeal; review by the Director.

(a) *Notice of appeal*—(1) *Filing.* Any party may file exceptions to the recommended decision of the hearing officer by filing a notice of appeal with the Office of Administrative Adjudication within ten days after service of the recommended decision. The notice shall specify the party or parties against whom the appeal is taken and shall designate the recommended decision or part thereof appealed from. If a timely notice of appeal is filed by a party, any other party may thereafter file a notice of appeal within five days after service of the first notice, or within ten days after service of the recommended decision, whichever period expires last.

(2) *Perfecting a notice of appeal.* Any party filing a notice of appeal must perfect its appeal by filing its opening appeal brief within 30 days of service of the recommended decision. Any party may respond to the opening appeal brief by filing an answering brief within 30 days of service of the opening brief. Any party may file a reply to an answering brief within seven days of service of the

answering brief. These briefs must conform to the requirements of § 1081.403.

(b) *Director review other than pursuant to an appeal.* In the event no party perfects an appeal of the recommended decision, the Director shall, within 40 days after the date of service of the recommended decision, either issue a final decision and order adopting the recommended decision, or order further briefing regarding any portion of the recommended decision. The Director's order for further briefing shall set forth the scope of review and the issues that will be considered and will make provision for the filing of briefs in accordance with the timelines set forth in paragraph (a)(2) of this section (except that opening briefs shall be due within 30 days of service of the order of review) if deemed appropriate by the Director.

(c) *Exhaustion of administrative remedies.* Pursuant to 5 U.S.C. 704, a perfected appeal to the Director of a recommended decision pursuant to paragraph (a) of this section is a prerequisite to the seeking of judicial review of a final decision and order, or portion of the final decision and order, adopting the recommended decision.

§ 1081.403 Briefs filed with the Director.

(a) *Contents of briefs.* Briefs shall be confined to the particular matters at issue. Each exception to the findings or conclusions being reviewed shall be stated succinctly. Exceptions shall be supported by citation to the relevant portions of the record, including references to the specific pages relied upon, and by concise argument including citation of such statutes, decisions, and other authorities as may be relevant. If the exception relates to the admission or exclusion of evidence, the substance of the evidence admitted or excluded shall be set forth in the brief, in an appendix thereto, or by citation to the record. Reply briefs shall be confined to matters in answering briefs of other parties.

(b) *Length limitation.* Except with leave of the Director, opening and answering briefs shall not exceed 30 pages, and reply briefs shall not exceed 15 pages, exclusive of pages containing the table of contents, table of authorities, and any addendum that consists solely of copies of applicable cases, pertinent legislative provisions or rules, and exhibits. Motions to file briefs in excess of these limitations are disfavored.

§ 1081.404 Oral argument before the Director.

(a) *Availability.* The Director will consider appeals, motions, and other matters properly before him or her on the basis of the papers filed by the parties without oral argument unless the Director determines that the presentation of facts and legal arguments in the briefs and record and decisional process would be significantly aided by oral argument, in which case the Director shall issue an order setting the date on which argument shall be held. A party seeking oral argument shall so indicate on the first page of its opening or answering brief.

(b) *Public arguments; transcription.* All oral arguments shall be public unless otherwise ordered by the Director. Oral arguments before the Director shall be reported stenographically, unless otherwise ordered by the Director. Motions to correct the transcript of oral argument shall be made according to the same procedure provided in § 1081.304(b).

§ 1081.405 Decision of the Director.

(a) Upon appeal from or upon further review of a recommended decision, the Director will consider such parts of the record as are cited or as may be necessary to resolve the issues presented and, in addition, will, to the extent necessary or desirable, exercise all powers which he or she could have exercised if he or she had made the recommended decision. In proceedings before the Director, the record shall consist of all items part of the record below in accordance with § 1081.306; any notices of appeal or order directing review; all briefs, motions, submissions, and other papers filed on appeal or review; and the transcript of any oral argument held. Review by the Director of a recommended decision may be limited to the issues specified in the notice(s) of appeal or the issues, if any, specified in the order directing further briefing. On notice to all parties, however, the Director may, at any time prior to issuance of his or her decision, raise and determine any other matters that he or she deems material, with opportunity for oral or written argument thereon by the parties.

(b) Decisional employees may advise and assist the Director in the consideration and disposition of the case.

(c) In rendering his or her decision, the Director will affirm, adopt, reverse, modify, set aside, or remand for further proceedings the recommended decision and will include in the decision a statement of the reasons or basis for his

or her actions and the findings of fact upon which the decision is predicated.

(d) At the expiration of the time permitted for the filing of reply briefs with the Director, the Office of Administrative Adjudication will notify the parties that the case has been submitted for final Bureau decision. The Director will issue and the Office of Administrative Adjudication will serve the Director's final decision and order within 90 days after such notice, unless within that time the Director orders that the adjudication proceeding or any aspect thereof be remanded to the hearing officer for further proceedings.

(e) Copies of the final decision and order of the Director shall be served upon each party to the proceeding, upon other persons required by statute, and, if directed by the Director or required by statute, upon any appropriate State or Federal supervisory authority. The final decision and order will also be published on the Bureau's website or as otherwise deemed appropriate by the Bureau.

§ 1081.406 Reconsideration.

Within 14 days after service of the Director's final decision and order, any party may file with the Director a petition for reconsideration, briefly and specifically setting forth the relief desired and the grounds in support thereof. Any petition filed under this section must be confined to new questions raised by the final decision or final order and upon which the petitioner had no opportunity to argue, in writing or orally, before the Director. No response to a petition for reconsideration shall be filed unless requested by the Director, who will request such response before granting any petition for reconsideration. The filing of a petition for reconsideration shall not operate to stay the effective date of the final decision or order or to toll the running of any statutory period affecting such decision or order unless specifically so ordered by the Director.

§ 1081.407 Effective date; stays pending judicial review.

(a) Other than consent orders, which shall become effective at the time specified therein, an order to cease and desist or for other affirmative action under section 1053(b) of the Dodd-Frank Act becomes effective at the expiration of 30 days after the date of service pursuant to § 1081.113(d)(2), unless the Director agrees to stay the effectiveness of the order pursuant to this section.

(b) Any party subject to a final decision and order, other than a consent order, may apply to the Director for a

stay of all or part of that order pending judicial review.

(c) A motion for stay shall state the reasons a stay is warranted and the facts relied upon, and shall include supporting affidavits or other sworn statements, and a copy of the relevant portions of the record. The motion shall address the likelihood of the movant's success on appeal, whether the movant will suffer irreparable harm if a stay is not granted, the degree of injury to other parties if a stay is granted, and why the stay is in the public interest.

(d) A motion for stay shall be filed within 30 days of service of the order on the party. Any party opposing the motion may file a response within five days after receipt of the motion. The movant may file a reply brief, limited to new matters raised by the response, within three days after receipt of the response.

(e) The commencement of proceedings for judicial review of a final decision and order of the Director does not, unless specifically ordered by the Director or a reviewing court, operate as a stay of any order issued by the Director. The Director may, in his or her discretion, and on such terms as he or she finds just, stay the effectiveness of all or any part of an order pending a final decision on a petition for judicial review of that order.

Subpart E—Temporary Cease-and-Desist Proceedings

Source: 78 FR 59164, Sept. 26, 2013, unless otherwise noted.

§ 1081.500 Scope.

(a) This subpart prescribes the rules of practice and procedure applicable to the issuance of a temporary cease-and-desist order authorized by section 1053(c) of the Dodd-Frank Act (12 U.S.C. 5563(c)).

(b) The issuance of a temporary cease-and-desist order does not stay or otherwise affect the proceedings instituted by the issuance of a notice of charges, which are governed by subparts A, B, C, and D of this part.

§ 1081.501 Basis for issuance, form, and service.

(a) *In general.* The Director or his or her designee may issue a temporary cease-and-desist order if he or she determines that one or more of the alleged violations specified in a notice of charges, or the continuation thereof, is likely to cause the respondent to be insolvent or otherwise prejudice the interests of consumers before the completion of the adjudication proceeding. A temporary cease-and-desist order may require the respondent to cease and desist from any violation or

practice specified in the notice of charges and to take affirmative action to prevent or remedy such insolvency or other condition pending completion of the proceedings initiated by the issuance of a notice of charges.

(b) *Incomplete or inaccurate records.* When a notice of charges specifies, on the basis of particular facts and circumstances, that the books and records of a respondent are so incomplete or inaccurate that the Bureau is unable to determine the financial condition of the respondent or the details or purpose of any transaction or transactions that may have a material effect on the financial condition of the respondent, then the Director or his or her designee may issue a temporary order requiring:

(1) The cessation of any activity or practice which gave rise, whether in whole or in part, to the incomplete or inaccurate state of the books or records; or

(2) Affirmative action to restore such books or records to a complete and accurate state, until the completion of the adjudication proceeding.

(c) *Content, scope and form of order.* Every temporary cease-and-desist order accompanying a notice of charges shall describe:

(1) The basis for its issuance, including the alleged violations and the harm that is likely to result without the issuance of an order; and

(2) The act or acts the respondent is to take or refrain from taking.

(d) *Effective and enforceable upon service.* A temporary cease-and-desist order is effective and enforceable upon service.

(e) *Service.* Service of a temporary cease-and-desist order shall be made pursuant to § 1081.113(d).

§ 1081.502 Judicial review, duration.

(a) *Availability of judicial review.* Judicial review of a temporary cease-and-desist order shall be available solely as provided in section 1053(c)(2) of the Dodd-Frank Act (12 U.S.C. 5563(c)(2)). Any respondent seeking judicial review of a temporary cease-and-desist order issued under this subpart must, not later than ten calendar days after service of the temporary cease-and-desist order, apply to the United States district court for the judicial district in which the residence or principal office or place of business of the respondent is located, or the United States District Court for the District of Columbia, for an injunction setting aside, limiting, or suspending the enforcement, operation, or effectiveness of such order.

(b) *Duration.* Unless set aside, limited, or suspended by the Director or his or

her designee, or by a court in proceedings authorized under section 1053(c)(2) of the Dodd-Frank Act (12 U.S.C. 5563(c)(2)), a temporary cease-and-desist order shall remain effective and enforceable until:

(1) The effective date of a final order issued upon the conclusion of the adjudication proceeding;

(2) With respect to a temporary cease-and-desist order issued pursuant to § 1081.501(b) only, the Bureau determines by examination or otherwise that the books and records are accurate and reflect the financial condition of the respondent, and the Director or his or her designee issues an order terminating, limiting, or suspending the temporary cease-and-desist order.

Russell Vought,

Acting Director, Consumer Financial Protection Bureau.

[FR Doc. 2025-08344 Filed 5-12-25; 8:45 am]

BILLING CODE 4810-AM-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. FAA-2025-0754; Project Identifier MCAI-2024-00489-T]

RIN 2120-AA64

Airworthiness Directives; Airbus SAS Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: The FAA proposes to supersede Airworthiness Directive (AD) 2017-23-04, which applies to all Airbus SAS Model A300 B4-600R series airplanes; all Model A300 B4-603, B4-620, and B4-622 airplanes; all Model A300 C4-605R Variant F airplanes; and certain Model A300 F4-605R airplanes. AD 2017-23-04 requires an inspection of the upper wing skin and top stringer joints, and modification of the stringer joint couplings if necessary. Since the FAA issued AD 2017-23-04, it has been determined that additional airplanes may be subject to the identified unsafe condition. This proposed AD would continue to require the actions in AD 2017-23-04 and would add airplanes, as specified in a European Union Aviation Safety Agency (EASA) AD, which is proposed for incorporation by reference (IBR). This proposed AD would also remove certain airplanes from the applicability. The FAA is

proposing this AD to address the unsafe condition on these products.

DATES: The FAA must receive comments on this proposed AD by June 27, 2025.

ADDRESSES: You may send comments, using the procedures found in 14 CFR 11.43 and 11.45, by any of the following methods:

- *Federal eRulemaking Portal:* Go to *regulations.gov*. Follow the instructions for submitting comments.

- *Fax:* 202-493-2251.

- *Mail:* U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE, Washington, DC 20590.

- *Hand Delivery:* Deliver to Mail address above between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

AD Docket: You may examine the AD docket at *regulations.gov* under Docket No. FAA-2025-0754; or in person at Docket Operations between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The AD docket contains this NPRM, the mandatory continuing airworthiness information (MCAI), any comments received, and other information. The street address for Docket Operations is listed above.

Material Incorporated by Reference:

- For EASA material identified in this proposed AD, contact EASA, Konrad-Adenauer-Ufer 3, 50668 Cologne, Germany; telephone +49 221 8999 000; email *ADs@easa.europa.eu*. You may find this material on the EASA website at *ad.easa.europa.eu*. It is also available at *regulations.gov* under Docket No. FAA-2025-0754.

- You may view this material at the FAA, Airworthiness Products Section, Operational Safety Branch, 2200 South 216th St., Des Moines, WA. For information on the availability of this material at the FAA, call 206-231-3195.

FOR FURTHER INFORMATION CONTACT: Aaron Nguyen, Aviation Safety Engineer, FAA, 2200 South 216th St., Des Moines, WA 98198; phone: 817-222-5134; email: *Aaron.T.Nguyen@faa.gov*.

SUPPLEMENTARY INFORMATION:

Comments Invited

The FAA invites you to send any written relevant data, views, or arguments about this proposal. Send your comments to an address listed under the **ADDRESSES** section. Include “Docket No. FAA-2025-0754; Project Identifier MCAI-2024-00489-T” at the beginning of your comments. The most helpful comments reference a specific portion of the proposal, explain the reason for any recommended change,

and include supporting data. The FAA will consider all comments received by the closing date and may amend this proposal because of those comments.

Except for Confidential Business Information (CBI) as described in the following paragraph, and other information as described in 14 CFR 11.35, the FAA will post all comments received, without change, to *regulations.gov*, including any personal information you provide. The agency will also post a report summarizing each substantive verbal contact received about this NPRM.

Confidential Business Information

CBI is commercial or financial information that is both customarily and actually treated as private by its owner. Under the Freedom of Information Act (FOIA) (5 U.S.C. 552), CBI is exempt from public disclosure. If your comments responsive to this NPRM contain commercial or financial information that is customarily treated as private, that you actually treat as private, and that is relevant or responsive to this NPRM, it is important that you clearly designate the submitted comments as CBI. Please mark each page of your submission containing CBI as “PROPIN.” The FAA will treat such marked submissions as confidential under the FOIA, and they will not be placed in the public docket of this NPRM. Submissions containing CBI should be sent to Aaron Nguyen, Aviation Safety Engineer, FAA, 2200 South 216th St., Des Moines, WA 98198; phone: 817-222-5134; email: *Aaron.T.Nguyen@faa.gov*. Any commentary that the FAA receives which is not specifically designated as CBI will be placed in the public docket for this rulemaking.

Background

The FAA issued AD 2017-23-04, Amendment 39-19098 (82 FR 52832, November 15, 2017) (AD 2017-23-04), for all Airbus SAS Model A300 B4-600R series airplanes; all Model A300 B4-603, B4-620, and B4-622 airplanes; all Model A300 C4-605R Variant F airplanes; and certain Model A300 F4-605R airplanes. AD 2017-23-04 was prompted by an MCAI originated by EASA, which is the Technical Agent for the Member States of the European Union. EASA issued AD 2017-0023, dated February 10, 2017 (EASA AD 2017-0023), to correct an unsafe condition.

AD 2017-23-04 requires an inspection of the upper wing skin and top stringer joints, and modification of the stringer joint couplings if necessary. The FAA issued AD 2017-23-04 to

detect and correct damage (including cracking) at the stringer joints, which could reduce the structural integrity of the wing.

Actions Since AD 2017–23–04 Was Issued

Since the FAA issued AD 2017–23–04, EASA superseded AD 2017–0023 and issued EASA AD 2024–0170, dated August 26, 2024 (EASA AD 2024–0170) (also referred to as the MCAI), to correct an unsafe condition for all Airbus SAS Model A300 B4–603, B4–605R, B4–622, B4–622R, C4–605R Variant F, C4–620, F4–605R, and F4–622R airplanes. Model A300 C4–620 airplanes are not certificated by the FAA and are not included on the U.S. type certificate data sheet; this proposed AD therefore does not include those airplanes in the applicability. The MCAI also removes Model A300 B4–620 airplanes from the applicability as none are operational. The MCAI states that EASA AD 2024–0170 was issued to expand the applicability to include Model A300 F4–605R airplanes in post-modification 12699 configuration (*i.e.*, airplanes embodied with Airbus modification 12699) and A300 F4–622R airplanes, even though the introduced models are below the lower threshold of the embodiment window (for modification of the stringer joint couplings), ensuring that their structures remain resistant against widespread fatigue damage within their established limit of validity.

The FAA is proposing this AD to detect and correct damage (including cracking) at the stringer joints, which could reduce the structural integrity of the wing. You may examine the MCAI in the AD docket at [regulations.gov](https://www.regulations.gov) under Docket No. FAA–2025–0754.

Explanation of Retained Requirements

Although this proposed AD does not explicitly restate the requirements of AD 2017–23–04, this proposed AD would retain all of the requirements of AD 2017–23–04. Those requirements are

referenced in EASA AD 2024–0170, which, in turn, is referenced in paragraph (g) of this proposed AD.

Material Incorporated by Reference Under 1 CFR Part 51

EASA AD 2024–0170 specifies procedures for a detailed visual inspection of the upper wing skin and top stringer joints at rib 18 for damage (including cracking), modification of the stringer joint couplings at rib 18, and corrective actions if necessary. The modification includes oversizing fastener holes in the upper wing skin and doing a special detailed (roto-probe) inspection for damage, including cracking, of the fastener holes. Corrective actions include obtaining and following repair instructions. This material is reasonably available because the interested parties have access to it through their normal course of business or by the means identified in the **ADDRESSES** section.

FAA’s Determination

This product has been approved by the aviation authority of another country and is approved for operation in the United States. Pursuant to the FAA’s bilateral agreement with this State of Design Authority, it has notified the FAA of the unsafe condition described in the MCAI referenced above. The FAA is issuing this NPRM after determining that the unsafe condition described previously is likely to exist or develop in other products of the same type design.

Proposed AD Requirements in This NPRM

This proposed AD would retain all requirements of AD 2017–23–04. This proposed AD would revise the applicability by removing Model A300 B4–620 airplanes, adding Model A300 F4–622R airplanes, and expanding the applicability to include Model A300 F4–605R airplanes that were excepted from AD 2017–23–04 (*i.e.*, airplanes embodied with Airbus modification

12699 in production). This proposed AD would require accomplishing the actions specified in EASA AD 2024–0170 described previously, except for any differences identified as exceptions in the regulatory text of this proposed AD.

Explanation of Required Compliance Information

In the FAA’s ongoing efforts to improve the efficiency of the AD process, the FAA developed a process to use some civil aviation authority (CAA) ADs as the primary source of information for compliance with requirements for corresponding FAA ADs. The FAA has been coordinating this process with manufacturers and CAAs. As a result, the FAA proposes to incorporate EASA AD 2024–0170 by reference in the FAA final rule. This proposed AD would, therefore, require compliance with EASA AD 2024–0170 in its entirety through that incorporation, except for any differences identified as exceptions in the regulatory text of this proposed AD. Using common terms that are the same as the heading of a particular section in EASA AD 2024–0170 does not mean that operators need comply only with that section. For example, where the AD requirement refers to “all required actions and compliance times,” compliance with this AD requirement is not limited to the section titled “Required Action(s) and Compliance Time(s)” in EASA AD 2024–0170. Material required by EASA AD 2024–0170 for compliance will be available at [regulations.gov](https://www.regulations.gov) under Docket No. FAA–2025–0754 after the FAA final rule is published.

Costs of Compliance

The FAA estimates that this AD, if adopted as proposed, would affect 119 airplanes of U.S. registry. The FAA estimates the following costs to comply with this proposed AD:

ESTIMATED COSTS FOR REQUIRED ACTIONS

Action	Labor cost	Parts cost	Cost per product	Cost on U.S. operators
Retained actions from AD 2017–23–04	38 work-hours × \$85 per hour = \$3,230	\$9,540	\$12,770	\$1,519,630

The FAA has received no definitive data on which to base the cost estimates for the on-condition actions specified in this AD.

Authority for This Rulemaking

Title 49 of the United States Code specifies the FAA’s authority to issue rules on aviation safety. Subtitle I, section 106, describes the authority of the FAA Administrator. Subtitle VII: Aviation Programs, describes in more

detail the scope of the Agency’s authority.

The FAA is issuing this rulemaking under the authority described in Subtitle VII, Part A, Subpart III, Section 44701: General requirements. Under that section, Congress charges the FAA

with promoting safe flight of civil aircraft in air commerce by prescribing regulations for practices, methods, and procedures the Administrator finds necessary for safety in air commerce. This regulation is within the scope of that authority because it addresses an unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

Regulatory Findings

The FAA determined that this proposed AD would not have federalism implications under Executive Order 13132. This proposed AD would not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify this proposed regulation:

- (1) Is not a “significant regulatory action” under Executive Order 12866,
- (2) Would not affect intrastate aviation in Alaska, and
- (3) Would not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA proposes to amend 14 CFR part 39 as follows:

PART 39—AIRWORTHINESS DIRECTIVES

- 1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(f), 40113, 44701.

§ 39.13 [Amended]

- 2. The FAA amends § 39.13 by:
 - a. Removing Airworthiness Directive (AD) 2017–23–04, Amendment 39–19098 (82 FR 52832, November 15, 2017); and
 - b. Adding the following new AD:

Airbus SAS: Docket No. FAA–2025–0754; Project Identifier MCAI–2024–00489–T.

(a) Comments Due Date

The FAA must receive comments on this airworthiness directive (AD) by June 27, 2025.

(b) Affected ADs

This AD replaces AD 2017–23–04, Amendment 39–19098 (82 FR 52832, November 15, 2017) (AD 2017–23–04).

(c) Applicability

This AD applies to all Airbus SAS Model A300 B4–603, B4–605R, B4–622, B4–622R, C4–605R Variant F, F4–605R, and F4–622R airplanes, certificated in any category.

(d) Subject

Air Transport Association (ATA) of America Code 57, Wings.

(e) Unsafe Condition

This AD was prompted by the determination that the top stringer joints at rib 18 are an area of uniform stress distribution, which indicates that cracks may develop in adjacent stringer at the same time, and by the determination that additional airplanes are subject to the unsafe condition. The FAA is issuing this AD to detect and correct damage (including cracking) at the stringer joints. The unsafe condition, if not addressed, could result in reduced structural integrity of the wing.

(f) Compliance

Comply with this AD within the compliance times specified, unless already done.

(g) Requirements

Except as specified in paragraph (h) of this AD: Comply with all required actions and compliance times specified in, and in accordance with, European Union Aviation Safety Agency (EASA) AD 2024–0170, dated August 26, 2024 (EASA AD 2024–0170).

(h) Exceptions to EASA AD 2024–0170

(1) Where EASA AD 2024–0170 refers to “24 February 2017 [the effective date of EASA AD 2017–0023]”, this AD requires using “December 20, 2017 (the effective date of AD 2017–23–04)”.

(2) Where EASA AD 2024–0170 refers to its effective date, this AD requires using the effective date of this AD.

(3) Where EASA AD 2024–0170 does not define “average flight time” for determining the short range (SR) and long (RC) airplanes, this AD defines “average flight time” as the total accumulated flight hours, counted from takeoff to touchdown, divided by the total accumulated flight cycles as of December 20, 2017 (the effective date of AD 2017–23–04).

(4) Where paragraph (1) of EASA AD 2024–0170 specifies to accomplish all applicable corrective actions and modify the stringer joint couplings, this AD requires accomplishing the applicable corrective actions and modification before further flight after the inspection.

(5) Where the referenced material in EASA AD 2024–0170 specifies inspecting for damage, this AD defines damage as cracking.

(6) This AD does not adopt the “Remarks” section of EASA AD 2024–0170.

(i) Additional AD Provisions

The following provisions also apply to this AD:

(1) *Alternative Methods of Compliance (AMOCs):* The Manager, AIR–520, Continued Operational Safety Branch, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. In accordance with 14 CFR 39.19, send your request to your principal inspector

or responsible Flight Standards Office, as appropriate. If sending information directly to the manager of the Continued Operational Safety Branch, send it to the attention of the person identified in paragraph (j) of this AD and email to: AMOC@faa.gov. Before using any approved AMOC, notify your appropriate principal inspector, or lacking a principal inspector, the manager of the responsible Flight Standards Office.

(2) *Contacting the Manufacturer:* For any requirement in this AD to obtain instructions from a manufacturer, the instructions must be accomplished using a method approved by the Manager, AIR–520, Continued Operational Safety Branch, FAA; or EASA; or Airbus SAS’s EASA Design Organization Approval (DOA). If approved by the DOA, the approval must include the DOA-authorized signature.

(3) *Required for Compliance (RC):* Except as required by paragraph (i)(2) of this AD, if any material contains procedures or tests that are identified as RC, those procedures and tests must be done to comply with this AD; any procedures or tests that are not identified as RC are recommended. Those procedures and tests that are not identified as RC may be deviated from using accepted methods in accordance with the operator’s maintenance or inspection program without obtaining approval of an AMOC, provided the procedures and tests identified as RC can be done and the airplane can be put back in an airworthy condition. Any substitutions or changes to procedures or tests identified as RC require approval of an AMOC.

(j) Additional Information

For more information about this AD, contact Aaron Nguyen, Aviation Safety Engineer, FAA, 2200 South 216th St., Des Moines, WA 98198; phone: 817–222–5134; email: Aaron.T.Nguyen@faa.gov.

(k) Material Incorporated by Reference

(1) The Director of the Federal Register approved the incorporation by reference of the material listed in this paragraph under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) You must use this material as applicable to do the actions required by this AD, unless this AD specifies otherwise.

(i) European Union Aviation Safety Agency (EASA) AD 2024–0170, dated August 26, 2024.

(ii) [Reserved]

(3) For EASA material identified in this AD, contact EASA, Konrad-Adenauer-Ufer 3, 50668 Cologne, Germany; telephone +49 221 8999 000; email ADs@easa.europa.eu. You may find this material on the EASA website at ad.easa.europa.eu.

(4) You may view this material at the FAA, Airworthiness Products Section, Operational Safety Branch, 2200 South 216th St., Des Moines, WA. For information on the availability of this material at the FAA, call 206–231–3195.

(5) You may view this material at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, visit www.archives.gov/federal-register/cfr/ibr-locations or email fr.inspection@nara.gov.

Issued on May 6, 2025.

Victor Wicklund,

Deputy Director, Integrated Certificate Management Division, Aircraft Certification Service.

[FR Doc. 2025-08331 Filed 5-12-25; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2025-0931; Airspace Docket No. 25-ASO-10]

RIN 2120-AA66

Establishment of E2 and Removal of Class E4 Airspace Over Jacksonville, NC

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This action proposes to establish Class E2 airspace extending upward from the surface above the New River Marine Corps Air Station (MCAS), Jacksonville, NC, as the air traffic control tower operates part-time. Controlled airspace is necessary for the safety and management of instrument flight rules (IFR) operations in the area.

This action also proposes to remove the Class E4 airspace at New River MCAS (NCA), Jacksonville, NC, due to the current designated airspace no longer meeting the requirements of its designation.

DATES: Comments must be received on or before June 27, 2025.

ADDRESSES: Send comments identified by FAA Docket No. FAA-2025-0931 and Airspace Docket No. 25-ASO-10 using any of the following methods:

* *Federal eRulemaking Portal:* Go to www.regulations.gov and follow the online instructions for sending your comments electronically.

* *Mail:* Docket Operations, M-30; U.S. Department of Transportation, 1200 New Jersey Avenue SE, Room W12-140, West Building Ground Floor, Washington, DC 20590-0001.

* *Hand Delivery or Courier:* Take comments to Docket Operations in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except for Federal holidays.

* *Fax:* Fax comments to Docket Operations at (202) 493-2251.

Docket: Background documents or comments received may be read at

www.regulations.gov at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except for Federal holidays.

FAA Order JO 7400.11J Airspace Designations and Reporting Points and subsequent amendments can be viewed online at www.faa.gov/air_traffic/publications/. You may also contact the Rules and Regulations Group, Policy Directorate, Federal Aviation Administration, 600 Independence Avenue SW, Washington, DC 20597; Telephone: (202) 267-8783.

FOR FURTHER INFORMATION CONTACT: Christopher Stocking, Operations Support Group, Eastern Service Center, Federal Aviation Administration, 1701 Columbia Avenue, College Park, GA 30337; Telephone: (404) 305-5887.

SUPPLEMENTARY INFORMATION:

Authority for This Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106, describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority, as it would amend Class E2 and remove Class E4 airspace in Jacksonville, NC.

Comments Invited

The FAA invites interested persons to participate in this rulemaking by submitting written comments, data, or views. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal. The most helpful comments reference a specific portion of the proposal, explain the reason for any recommended change, and include supporting data. To ensure the docket does not contain duplicate comments, commenters should submit only one time if comments are filed electronically, or commenters should send only one copy of written comments if comments are filed in writing.

The FAA will file in the docket all comments it receives, as well as a report summarizing each substantive public contact with FAA personnel concerning this proposed rulemaking. Before acting on this proposal, the FAA will consider all the comments it receives on or before the closing date for comments. The FAA will consider comments filed after the comment period has closed if it is possible to do so without incurring expense or delay. The FAA may change this proposal in light of the comments it receives.

Privacy: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edits, including any personal information the commenter provides, to www.regulations.gov, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at www.dot.gov/privacy.

Availability of Rulemaking Documents

An electronic copy of this document may be downloaded through the internet at www.regulations.gov. Recently published rulemaking documents can also be accessed through the FAA's web page at www.faa.gov/air_traffic/publications/airspace_amendments/.

You may review the public docket containing the proposal, any comments received, and any final disposition in person in the Dockets Operations office (see **ADDRESSES** section for address, phone number, and hours of operations). An informal docket may also be examined during regular business hours at the office of the Eastern Service Center, Federal Aviation Administration, Room 210, 1701 Columbia Ave., College Park, GA 30337.

Incorporation by Reference

Class E airspace designations are published in paragraphs 6002, 6004, and 6005 of FAA Order JO 7400.11, Airspace Designations and Reporting Points, which is incorporated by reference in 14 CFR 71.1 on an annual basis. This document proposes to amend the current version of that order, FAA Order JO 7400.11J, dated July 31, 2024, and effective September 15, 2024. These updates would be published in the next update to FAA Order JO 7400.11. FAA Order JO 7400.11J is publicly available as listed in the **ADDRESSES** section of this document.

FAA Order JO 7400.11J lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Proposal

This action proposes an amendment to 14 CFR part 71 to establish Class E2 airspace over New River MCAS, Jacksonville, NC, as the air traffic control tower does not operate full-time. During its periods of operation, previously established Class D airspace is activated by NOTAM. This action also proposes to remove the Class E4 airspace for New River MCAS (NCA), Jacksonville, NC. Class E4 airspace is no longer required for the safety and management of IFR operations in the area.

Regulatory Notices and Analyses

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore, (1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under Department of Transportation (DOT) Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this proposed rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

This proposal will be subject to an environmental analysis in accordance with FAA Order 1050.1F, “Environmental Impacts: Policies and Procedures,” prior to any final regulatory action by the FAA.

Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order JO 7400.11J, Airspace Designations and Reporting Points, dated July 31, 2024, and effective September 15, 2024, is amended as follows:

Paragraph 6002 Class E Airspace Areas Designated as Surface Areas.

* * * * *

ASO NC E2 Jacksonville, NC [New]

New River MCAS, NC

(Lat. 34°42′30″ N, long. 77°26′23″ W)

That airspace extending upward from the surface within a 5-mile radius of New River MCAS. This Class E2 airspace area is effective during the specific days and times established in advance by a Notice to Airmen. The effective days and times will thereafter be continuously published in the Chart Supplement.

* * * * *

Paragraph 6004 Class E Airspace Areas Designated as an Extension to a Class D or Class E Surface Area.

* * * * *

ASO NC E4 Jacksonville, NC [Removed]

New River MCAS, NC

(Lat. 34°42′30″ N, long. 77°26′23″ W)

* * * * *

Issued in College Park, Georgia, on May 7, 2025.

Patrick Young,

Manager, Airspace & Procedures Team North, Eastern Service Center, Air Traffic Organization.

[FR Doc. 2025–08297 Filed 5–12–25; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 250506–0078]

RIN 0648–BN43

Fisheries of the Northeastern United States; 2025–2026 Specifications for the Mackerel, Squid, and Butterfish Fishery Management Plan

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

ACTION: Proposed rule; request for comments.

SUMMARY: NMFS proposes 2025–2026 specifications for the Mackerel, Squid, and Butterfish Fishery Management Plan (FMP), as recommended by the Mid-Atlantic Fishery Management

Council (Council). This action proposes new 2025 and projected 2026 butterfish fishery specifications, and reaffirmed 2025 chub mackerel, *Illex* squid, longfin squid, and Atlantic mackerel fishery specifications. The proposed specifications are intended to establish allowable harvest levels that will prevent overfishing, consistent with the most recent scientific information. This action would also adjust the minimum square mesh size for directed butterfish trawl trips; account for a 2024 Atlantic mackerel annual catch limit coverage (if applicable); and correct existing regulations.

DATES: Public comments must be received by June 12, 2025.

ADDRESSES: A plain language summary of this proposed rule is available at <https://www.regulations.gov/docket/NOAA-NMFS-2025-0011>. You may submit comments on this document, identified by NOAA–NMFS–2025–0011, by any of the following methods:

Electronic Submission: Submit all electronic public comments via the Federal e-Rulemaking Portal. Visit <https://www.regulations.gov> and type NOAA–NMFS–2025–0011 in the Search box. Click on the “Comment” icon, complete the required fields, and enter or attach your comments.

Instructions: Comments sent by any other method, to any other address or individual, or received after the end of the comment period, may not be considered by NMFS. All comments received are a part of the public record and will generally be posted for public viewing on <https://www.regulations.gov> without change. All personal identifying information (*e.g.*, name, address, *etc.*), confidential business information, or otherwise sensitive information submitted voluntarily by the sender will be publicly accessible. NMFS will accept anonymous comments (enter “N/A” in the required fields if you wish to remain anonymous).

FOR FURTHER INFORMATION CONTACT: Maria Fenton, Fishery Policy Analyst, (978) 281–9196.

SUPPLEMENTARY INFORMATION:

Background

NMFS and the Council manage fisheries for Atlantic mackerel, chub mackerel, *Illex* squid, longfin squid, and butterfish pursuant to the Mackerel, Squid, and Butterfish FMP. In 2023, the most recent year for which complete revenue data are available, these five species supported fisheries producing an overall \$46 million in revenues.

Regulations implementing the Mackerel, Squid, and Butterfish FMP appear at 50 CFR part 648, subpart B.

Section 302(g)(1)(B) of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act; 16 U.S.C. 1852(g)(1)(B)) states that the Scientific and Statistical Committee (SSC) for each regional fishery management council shall provide its council with ongoing scientific advice for fishery management decisions, including recommendations for acceptable biological catch (ABC), preventing overfishing, ensuring maximum sustainable yield (MSY), and achieving rebuilding targets. The ABC is a level of catch that accounts for the scientific uncertainty in the estimate of the stock's defined overfishing limit (OFL).

The Northeast Fisheries Science Center completed the most recent butterfly management track assessment in June 2024. Consistent with the 2022 management track assessment, the results of the 2024 assessment indicated that the stock is not overfished and overfishing is not occurring. The assessment also found that spawning stock biomass (SSB) is well above the biomass target (SSB_{MSY} proxy), and fishing mortality (F) is well below the overfishing threshold proxy (F_{MSY} proxy). The assessment noted, however, that both of these conclusions depend heavily on estimates of natural mortality (M) and survey catchability, both of which are sources of considerable uncertainty.

The SSC met in July 2024 to review the results of the 2024 butterfly assessment and make ABC recommendations. As it did with the results of the 2022 assessment, when developing its butterfly ABC recommendations, the SSC substituted an alternative F_{MSY} equal to 2/3 * M. This adjusts the magnitude of projected catches downward, and is thought to be more consistent with ecological characteristics of short-lived forage fish. The SSC also used an OFL coefficient of variation of 150 percent to generate its ABC recommendations.

In September 2024, the Mackerel, Squid, and Butterfish Monitoring Committee reviewed the SSC's ABC recommendations, Advisory Panel and staff input, and updated fishery data, and finalized its recommendations for 2025 and projected 2026 butterfly specifications. During its October 2024 meeting, the Council reviewed this input and finalized its recommendations for proposed 2025 and projected 2026 butterfly specifications.

Section 303(c) of the Magnuson-Stevens Act (16 U.S.C. 1853(c)) allows a Council to submit proposed regulations that it deems necessary or appropriate for making modifications to regulations implementing an FMP or FMP amendment to the Secretary of Commerce. Section 304(b) of the Magnuson-Stevens Act (16 U.S.C. 1854(b)) requires the Secretary of Commerce to evaluate the Council's proposed regulations to determine whether they are consistent with the FMP, FMP amendment, the Magnuson-Stevens Act, and other applicable law. If that determination is affirmative, the Secretary must publish the proposed regulations in the **Federal Register** for public comment, and to promulgate a final rule after the end of the comment period. Implementing regulations for the Mackerel, Squid, and Butterfish FMP at § 648.22(d)(1) state that if the proposed specifications that are published in the **Federal Register** differ from those recommended by the Council, the reasons for those differences must be clearly stated, and the revised specifications must satisfy the criteria set forth in that section.

NMFS proposes to implement the Council's recommended butterfly specifications pursuant to sections 303(c) and 304(b) of the Magnuson-Stevens Act. Through this rule, NMFS also proposes to reaffirm previously-projected specifications (with several revisions to ensure that all components of the applicable specifications as described at § 648.22 are accounted for),

account for a potential overage of the Atlantic mackerel ACL (if necessary), and make corrections to existing regulations pursuant to section 305(d) of the Magnuson-Stevens Act, which authorizes the Secretary to implement management measures necessary to carry out an approved fishery management plan.

Proposed 2025 and Projected 2026 Butterfly Specifications

Relative to 2024, the Council's recommended 2025 specifications would:

- Increase the OFL by 9.3 percent;
- Increase the ABC/annual catch limit (ACL) by 8.6 percent;
- Lower the annual catch target (ACT) buffer to zero percent, resulting in a 14.3-percent increase in the ACT;
- Increase assumed other discards by 52.8 percent and the total discard set-aside by 12.8 percent;
- Maintain the butterfly discard cap in the longfin squid fishery;
- Increase the domestic annual harvest (DAH) by 15.0 percent; and
- Maintain the trimester allocations for the butterfly mortality cap.

In 2026, the projected butterfly OFL, ABC, and ACT would decrease by 19.1 percent, and the projected DAH would decrease by 28.9 percent, relative to 2025. The remainder of the projected 2026 specifications would remain status quo relative to 2025. The Council's recommended 2025 and projected 2026 butterfly specifications did not include zero values for research set-aside (RSA) and total allowable level of foreign fishing (TALFF), and did not explicitly state that domestic annual processing (DAP) is set equal to DAH. While these were not part of the Council's recommendations or materials provided in the Council process, this has been how the fishery has been managed in recent years, and NMFS includes them here in order to clarify that all of the components of the butterfly specifications as described at § 648.22 are accounted for (table 1 and table 2).

TABLE 1—2024 AND PROPOSED 2025 AND PROJECTED 2026 BUTTERFISH SPECIFICATIONS

[Metric tons, mt]

Specification	2024	Proposed 2025	Projected 2026
OFL	16,096	17,587	14,224
ABC/ACL	15,764	17,115	13,842
ACT buffer	788	0	0
ACT buffer (%)	5%	0%	0%
ACT	14,976	17,115	13,842
RSA *	0	0	0
TALFF	0	0	0
Butterfish cap in longfin squid fishery	3,884	3,884	3,884
Total discard set-aside (all sources)	5,132	5,791	5,791
Assumed other discards	1,248	1,907	1,907

TABLE 1—2024 AND PROPOSED 2025 AND PROJECTED 2026 BUTTERFISH SPECIFICATIONS—Continued
[Metric tons, mt]

Specification	2024	Proposed 2025	Projected 2026
DAH/DAP	9,844	11,324	8,051
Closure threshold (amount caught)	8,844	10,324	7,051

*The Council's RSA program has been suspended since 2014.

TABLE 2—PROPOSED 2025 AND PROJECTED 2026 ALLOCATION OF THE BUTTERFISH MORTALITY CAP

Trimester	Percent	Metric tons
I (January–April)	43	1,670
II (May–August)	17	660
III (September–December)	40	1,554
Total	100	3,844

The majority of the recommended butterflyfish specifications were set using the same methodology from previous years. However, there was a change in the approach used to calculate assumed other discards for 2025–2026. Assumed other discards refers to butterflyfish discards in the directed butterflyfish fishery and other (non-longfin squid) fisheries. Under the new approach, assumed other discards were calculated as the average annual assumed other discards from 2018–2023 plus one standard deviation. Including one standard deviation in the calculation is expected to reduce the likelihood of the ACT being exceeded. In the previous action that set 2023–2024 butterflyfish specifications (88 FR 48389; July 27, 2023), assumed other discards were calculated as the average annual assumed other discards from 2013–2021 plus one standard deviation. Using an updated time series to calculate assumed other discards for 2025–2026 is expected to be more reflective of current fishing conditions, reducing the likelihood of discards being underestimated.

There was also a change made in the percentage used to calculate the ACT buffer. In recent years, the ACT buffer has been set at five percent of the ABC/

ACL in order to account for management uncertainty. However, given the recent low and slow pace of butterflyfish catch, the lack of history of butterflyfish ACL overages, the additional layer of precaution incorporated into the discard set-aside, and the fact that there are multiple in-season management tools in place to slow butterflyfish catch if necessary, the Council recommended that the ACT buffer was not necessary. The ACT buffer has already been declining in recent years, dropping from 10 percent in 2020 to 5 percent in 2021, so the proposed zero-percent buffer is a continuation of that trend.

Reaffirmed 2025 Chub Mackerel, Longfin Squid, Illex Squid, and Atlantic Mackerel Specifications

Projected 2025 specifications for the remaining fisheries managed under the Mackerel, Squid, and Butterfish FMP were implemented through several previous management actions:

- Projected 2025 chub mackerel specifications were implemented through the final rule implementing 2023–2025 specifications for the Mackerel, Squid, and Butterfish FMP (July 27, 2023; 88 FR 48389);
- Projected 2025 *Illex* and longfin squid specifications were implemented

through the final rule implementing 2024–2026 specifications for the Mackerel, Squid, and Butterfish FMP (July 23, 2024; 89 FR 59678); and

- Projected 2025 Atlantic mackerel specifications were implemented through the final rule implementing 2024 and projected 2025 Atlantic mackerel specifications (April 12, 2024; 89 FR 25820).

During its May 2024 meeting, the Council's SSC reviewed previously projected specifications for chub mackerel, *Illex* squid, and longfin squid. After considering updated fishery information, the SSC concluded that no new data were available to support changes to those specifications. After reviewing recent biological data, fishery performance, and recommendations from staff, the Mackerel, Squid, Butterfish Advisory Panel, and the SSC, the Council decided to reaffirm previously projected 2025 specifications for chub mackerel, *Illex* squid, and longfin squid during its June 2024 meeting.

Relative to 2024, the reaffirmed 2025 specifications for chub mackerel would remain status quo. NMFS proposes reaffirming the projected 2025 chub mackerel specifications through this rule (table 3).

TABLE 3—REAFFIRMED 2025 SPECIFICATIONS FOR CHUB MACKEREL
[mt]

Specification	Reaffirmed 2025
ABC	2,300
ACL	2,262
ACT	2,171
Total allowable landings (TAL)	2,041

Relative to 2024, the reaffirmed 2025 *Illex* squid specifications would remain status quo. However, the Council's

projected *Illex* squid specifications did not explicitly include a zero value for RSA, but that has been the case for a

number of years. NMFS has added RSA to the table here in order to clarify that all of the components of the *Illex* squid

specifications as described at § 648.22(a)(1) are accounted for (table 4).

TABLE 4—REAFFIRMED 2025 SPECIFICATIONS FOR *Illex* SQUID [mt]

Specification	Reaffirmed 2025
OFL	Unknown
ABC	40,000
Commercial discard set-aside	1,369
Commercial discard set-aside (%)	3.42%
Initial optimum yield (IOY)	38,631
RSA *	0
DAH/DAP	38,631

* The Council's RSA program has been suspended since 2014.

Relative to 2024, the reaffirmed 2025 longfin squid specifications would remain status quo. As with the *Illex* squid specifications, the Council's projected longfin squid specifications did not explicitly include a zero value for RSA, but that has been the case for a number of years. NMFS has added RSA to the table here in order to clarify that all of the components of the longfin squid specifications as described at § 648.22(a)(4)(i) are accounted for (table 5 and table 6).

TABLE 5—REAFFIRMED 2025 SPECIFICATIONS FOR LONGFIN SQUID [mt]

Specification	Reaffirmed 2025
OFL	Unknown
ABC	23,400
Commercial discard set-aside	506.3
Commercial discard set-aside (%)	2.16%
IOY	22,893.70
RSA *	0
DAH/DAP	22,893.70

* The Council's RSA program has been suspended since 2014.

TABLE 6—REAFFIRMED 2025 LONGFIN SQUID QUOTA TRIMESTER ALLOCATIONS

Trimester	Percent of quota	Metric tons
I (January–April)	43	9,844.30
II (May–August)	17	3,891.90
III (September–December)	40	9,157.50
Total	100	22,893.70

During the development of the projected 2025 specifications, Canadian Atlantic mackerel fisheries (commercial and bait) were closed following poor results from a 2021 stock assessment, and the expectation was that this moratorium would continue. However, in April 2024, Canada announced the opening of a 2024 Atlantic mackerel bait fishery with a 470-mt quota. During its October 2024 meeting, the Council reviewed recent biological data; fishery performance; and recommendations from staff, the Mackerel, Squid, Butterfish Advisory Panel, and the SSC, and recommended reaffirming the projected 2025 Atlantic mackerel specifications (including the projected 2025 Canadian catch deduction) without changes. This decision was based on several factors, including that

no new scientific information has become available since the 2025 projections were generated, catch appears to be tracking near the assumed amounts used in the projections, potential increases in Canadian catch are expected to be offset by reductions in U.S. catch, and deviations from projected catch are unlikely to have a significant impact on stock rebuilding. Relative to 2024, the reaffirmed 2025 Atlantic mackerel specifications would remain status quo. However, the Council's projected Atlantic mackerel specifications included one error and several omissions. Regulations at § 648.22(b)(2)(ii) state that the Atlantic mackerel ACL (domestic ABC) is calculated using the formula $ACL = \text{stock-wide ABC} - \text{estimated catch of Atlantic mackerel in Canadian waters}$

for the upcoming fishing year. When the 2025 Atlantic mackerel specifications were projected through a previous management action, the ACL was erroneously set equal to the stock-wide ABC. NMFS proposes correcting this error through this rule, setting the ACL equal to the stock-wide ABC minus the Canadian catch deduction. The recreational catch deduction, commercial discards, and DAH (previously called the commercial quota for Atlantic mackerel) were calculated properly and the values therefore would remain unchanged. NMFS also includes RSA, commercial ACT, DAP, joint venture processing (JVP), TALFF, and the river herring/shad catch cap to the table here in order to clarify that the components of the Atlantic mackerel specifications as described at

§ 648.22(a)(3) are taken into account (table 7).

TABLE 7—CORRECTED REAFFIRMED 2025 SPECIFICATIONS FOR ATLANTIC MACKEREL [mt]

Specification	Reaffirmed 2025
ABC	3,200
Canadian catch deduction	74
ACL/U.S. ABC	3,126
Recreational catch deduction	2,143
Commercial ACT	983
Commercial RSA *	0
DAH/DAP	868
JVP	0
Commercial discards	115
TALFF	0
River herring/shad catch cap	129

* The Council's RSA program has been suspended since 2014.

Proposed Adjustment to Minimum Mesh Size on Directed Butterfish Trips

This proposed rule also includes a proposed change to minimum mesh size for directed butterfish trawls. In July 2024, the Council received a letter from a member of industry requesting that it consider revising the minimum square mesh size for directed butterfish trawl trips (trips possessing more than 5,000 pounds (lb) (2,268 kilograms (kg)) of butterfish) to allow for the use of commercially available “8-centimeter (cm)” mesh. The current 3-inch (7.62-cm) minimum mesh size for directed butterfish trawl trips would seemingly already allow for the use of 8.0-cm (3.1-inch) mesh; however, when measured according to enforcement procedures, the commercially-marketed “8.0-cm” mesh only measured 6.99 cm (2.75 inches), making it smaller than the current minimum size. The request cited a 2015 pilot study by Cornell Cooperative Extension, which found that trawl nets constructed using the mesh in question effectively allowed for the release of juvenile butterfish from the net. During its December 2024 meeting, the Council reviewed input from staff and its Law Enforcement Committee and recommended reducing the minimum size for square mesh used on directed butterfish trawl trips from 3 inches (7.62 cm) to greater than 2⁵/₈ inches (6.67 cm). The current minimum size for diamond mesh used on directed butterfish trawl trips would remain unchanged at 3 inches (7.62 cm). The proposed change in minimum mesh size would provide the industry with additional flexibility to use readily available materials while still minimizing catch of immature butterfish.

Potential 2024 Atlantic Mackerel ACL Overage Accounting

Atlantic mackerel accountability measure regulations at § 648.24(b)(2) state that if the Atlantic mackerel ACL is exceeded and commercial landings are responsible for the overage, then landings in excess of the Atlantic mackerel DAH must be deducted from the DAH the following year as a single-year adjustment. Regulations at § 648.24(b)(3) state that if the Atlantic mackerel ACL is exceeded and the overage has not been accommodated through the use of the landing-based accountability measure described at § 648.24(b)(2), but the overage is attributable to the commercial fishery, the exact amount by which the commercial ACT was exceeded will be deducted from the following year's commercial mackerel ACT as a single-year adjustment. Further, regulations at § 648.24(b)(4) state that if the Atlantic mackerel ACL is exceeded due to recreational landings and the stock is under a rebuilding plan, then the exact amount by which the most recent year's recreational catch estimate caused the most recent year's ACL to be exceeded will be deducted from the following year's recreational ACT as a single-year adjustment.

Preliminary data from 2024 indicate that the 2024 Atlantic mackerel DAH was likely exceeded, with data through December 31, 2024, suggesting that 116.6 percent of the DAH was landed. However, at the time of publication of this proposed rule, complete state and recreational data are not yet available to evaluate whether the Atlantic mackerel ACL was exceeded, and if so, which components of the fishery contributed to the overage. If this information is available before publication of the final rule for this action, NMFS will

announce the implementation of any accountability measures necessary to address a potential 2024 Atlantic mackerel ACL overage.

Revisions to Existing Regulations

On April 12, 2024, the final rule implementing 2024 and projected 2025 specifications for the Atlantic mackerel fishery took effect (89 FR 25828). That rule revised the Atlantic mackerel accountability measure regulations at § 648.24 to remove the previous two-phase commercial fishery closure process and replace it with a single-step closure process to better accommodate the reduced specifications that were implemented through that rule. The intent was to remove the text at § 648.24(b)(1)(iii) from the CFR through this rule because it was being replaced by updated text at § 648.24(b)(1)(ii); however, it was accidentally left in the CFR. This action would remove the outdated regulatory text at § 648.24(b)(1)(iii).

Classification

Pursuant to section 304(b)(1)(A) of the Magnuson-Stevens Act, the NMFS Assistant Administrator has determined that this proposed rule is consistent with the Mackerel, Squid, and Butterfish FMP, other provisions of the Magnuson-Stevens Act, and other applicable law, subject to further consideration after public comment.

This proposed rule has been determined to be not significant for purposes of Executive Order (E.O.) 12866. This proposed rule is not a regulatory action for purposes of E.O. 14192.

The Chief Counsel for Regulation of the Department of Commerce certified to the Chief Counsel for Advocacy of the Small Business Administration (SBA) that this proposed rule, if adopted,

would not have a significant economic impact on a substantial number of small entities. The purpose, context, and statutory basis for this action is described above and not repeated here. Business entities affected by this action include vessels that are issued limited access Atlantic mackerel, longfin squid, *Illlex* squid, and butterfish permits. Although some vessels are issued open access incidental catch permits for these species, they would not be affected by this action. Open access vessels are only permitted to land relatively small amounts of Atlantic mackerel, *Illlex* squid, longfin squid, butterfish, and chub mackerel, and this action would not revise the possession limits associated with these permits.

Any entity with combined annual fishery landing receipts less than \$11 million is considered a small entity based on standards published in the **Federal Register** (80 FR 81194, December 29, 2015). In 2023, there were 258 active limited access butterfish permits. Approximately 187 entities held these permits, and based on SBA size standards, 179 would be small business entities. Fishing revenue and, therefore, the economic impacts of annual mackerel, squid, and butterfish specifications depend upon species availability, which may change yearly. This action is not expected to have negative impacts on any participating entities. Chub mackerel, *Illlex* squid, longfin squid, and Atlantic mackerel quotas would be maintained at status quo. The butterfish commercial quota would increase in 2025, and decrease in 2026. However, the fishery has only landed a small percentage of the DAH in recent years; during 2019–2023, only 6.2–24.5 percent of the DAH was caught annually, which resulted in annual landings ranging from 718–3,442 mt. Therefore, the projected 2026 commercial quota would still allow for a higher harvest level relative to what the fishery has recently landed. The proposed reduction in minimum square mesh size on directed butterfish trips would be a relaxation of the current minimum size, and is an administrative measure that would not require any action on the part of participating entities that would incur costs. Participating entities may incur costs if they chose to purchase new gear or reconfigure existing gear to meet the

new minimum square mesh size; however, any such changes would be voluntary. The proposed correction to existing regulations is purely administrative (removing an outdated regulation), and participating entities would not incur any costs associated with that correction.

In determining the significance of the economic impacts of the proposed action, NMFS considered the following two criteria outlined in applicable NMFS guidance: disproportionality and profitability. The proposed measures would not place a substantial number of small entities at a significant competitive disadvantage to large entities because all entities affected by this action would be equally affected. Accordingly, there are no disproportionate economic effects from this action between small and large entities. Proposed measures would not reduce fishing opportunities relative to recent mackerel, squid, and butterfish landings; change any entity's access to these resources; or impose any costs on affected entities. Therefore, this action would not be expected to reduce revenues or profit for affected entities compared to recent levels. Based on the above justification, the proposed action is not expected to have a significant economic impact on a substantial number of small entities.

This proposed rule does not contain a change to a collection of information requirement for purposes of the Paperwork Reduction Act (PRA) of 1995. The existing collection of information requirements would continue to apply under the following Office of Management and Budget (OMB) Control Number: 0648–0229, Greater Atlantic Region Dealer Purchase Reports. Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA, unless that collection of information displays a currently valid OMB Control Number.

NMFS has determined that this action would not have a substantial direct effect on one or more Indian Tribes, on the relationship between the Federal Government and Indian Tribes, or on the distribution of power and responsibilities between the Federal

Government and Indian Tribes; therefore, consultation with Tribal officials under E.O. 13175 is not required, and the requirements of sections (5)(b) and (5)(c) of E.O. 13175 also do not apply. A Tribal summary impact statement under section (5)(b)(2)(B) and section (5)(c)(2)(B) of E.O. 13175 is not required and has not been prepared.

List of Subjects in 50 CFR Part 648

Fisheries, Fishing, Reporting and recordkeeping requirements.

Dated: May 7, 2025.

Samuel D. Rauch III,

Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.

For the reasons set out in the preamble, NMFS proposes to amend 50 CFR part 648 as follows:

PART 648—FISHERIES OF THE NORTHEASTERN UNITED STATES

■ 1. The authority citation for part 648 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*

■ 2. Amend § 648.23 by revising paragraph (a)(1) to read as follows:

§ 648.23 Mackerel, squid, and butterfish gear restrictions.

(a) * * *

(1) *Butterfish fishery.* Owners or operators of otter trawl vessels possessing more than 5,000 lb (2.27 mt) of butterfish harvested in or from the EEZ may only fish with nets having codend mesh of greater than or equal to 3-inch (7.62-cm) diamond mesh, or greater than 2⁵/₈-inch (6.67-cm) square mesh, as measured by methods specified in § 648.80(f), applied throughout the codend for at least 100 continuous meshes forward of the terminus of the net, or for codends with less than 100 meshes, the minimum mesh size codend shall be a minimum of one-third of the net, measured from the terminus of the codend to the headrope.

* * * * *

§ 648.24 [Amended]

■ 3. Amend § 648.24 by removing paragraph (b)(1)(iii).

[FR Doc. 2025–08368 Filed 5–12–25; 8:45 am]

BILLING CODE 3510–22–P

Notices

Federal Register

Vol. 90, No. 91

Tuesday, May 13, 2025

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

COMMISSION ON CIVIL RIGHTS

Notice of Public Briefing of the Guam Advisory Committee to the U.S. Commission on Civil Rights

AGENCY: U.S. Commission on Civil Rights.

ACTION: Announcement of public briefing.

SUMMARY: Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights (Commission) and the Federal Advisory Committee Act, that the Guam Advisory Committee (Committee) to the U.S. Commission on Civil Rights will hold a virtual, public briefing via Zoom at 9:00 a.m. ChST on Thursday, May 29, 2025 (7:00 p.m. ET on Wednesday, May 28, 2025). The purpose of this briefing is to hear testimony on the topic, *Overrepresentation of FAS Members in the Criminal Justice System on Guam*.
DATES: Thursday, May 29, 2025, from 9:00 a.m.–10:30 a.m. ChST (Wednesday, May 28, 2025, from 7:00 p.m.–8:30 p.m. ET).

ADDRESSES: The meeting will be held via Zoom Webinar.

Registration Link (Audio/Visual):
https://www.zoomgov.com/webinar/register/WN_Fa_qbtt6QrSb9q9CkNM81A.

Join by Phone (Audio Only): (833) 435-1820 USA Toll Free; Meeting ID: 160 177 1473.

FOR FURTHER INFORMATION CONTACT: Kayla Fajota, DFO, at kfajota@usccr.gov or (434) 515-2395.

SUPPLEMENTARY INFORMATION: This committee meeting is available to the public through the registration link above. Any interested member of the public may listen to the meeting. An open comment period will be provided to allow members of the public to make a statement as time allows. Per the Federal Advisory Committee Act, public

minutes of the meeting will include a list of persons who are present at the meeting. If joining via phone, callers can expect to incur regular charges for calls they initiate over wireless lines, according to their wireless plan. The Commission will not refund any incurred charges. Callers will incur no charge for calls they initiate over land-line connections to the toll-free telephone number. Closed captioning will be available by selecting “CC” in the meeting platform. To request additional accommodations, please email lschiller@usccr.gov at least 10 business days prior to the meeting.

Members of the public are entitled to submit written comments; the comments must be received within 30 days following the meeting. Written comments may be emailed to Kayla Fajota at kfajota@usccr.gov. Persons who desire additional information may contact the Regional Programs Coordination Unit at (434) 515-2395.

Records generated from this meeting may be inspected and reproduced at the Regional Programs Coordination Unit, as they become available, both before and after the meeting. Records of the meeting will be available via the file sharing website, www.box.com. Persons interested in the work of this Committee are directed to the Commission’s website, www.usccr.gov, or may contact the Regional Programs Coordination Unit at the above phone number.

Agenda

- I. Welcome & Roll Call
- II. Panelist Presentations
- III. Committee Q&A
- IV. Public Comment
- V. Project Planning
- VI. Adjournment

Dated: May 8, 2025.

David Mussatt,
Supervisory Chief, Regional Programs Unit.
[FR Doc. 2025-08391 Filed 5-12-25; 8:45 am]

BILLING CODE 6335-01-P

COMMISSION ON CIVIL RIGHTS

Notice of Public Meeting of the District of Columbia Advisory Committee to the U.S. Commission on Civil Rights

AGENCY: U.S. Commission on Civil Rights.

ACTION: Notice of virtual briefing.

SUMMARY: Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights (Commission) and the Federal Advisory Committee Act, that the District of Columbia Advisory Committee (Committee) to the U.S. Commission on Civil Rights will hold a briefing via Zoom. The purpose of the briefing is to hear testimony on Accessing Services for Students with Disabilities in DC Public Schools.

DATES: Monday, June 16, 2025, from 12 p.m.–2 p.m. eastern time.

ADDRESSES: The meeting will be held via Zoom.

Registration Link (Audio/Visual):
https://www.zoomgov.com/webinar/register/WN_BTfuRyocTVWYxEhWdt5uCA.

Join by Phone (Audio Only): 1-833-435-1820 USA Toll Free; Webinar ID: 161 010 1526#.

FOR FURTHER INFORMATION CONTACT: Melissa Wojnaroski, DFO, at mwojnaroski@usccr.gov or 202-618-4158.

SUPPLEMENTARY INFORMATION: This Committee meeting is available to the public through the registration link above. Any interested members of the public may attend this meeting. An open comment period will be provided to allow members of the public to make oral comments as time allows. Pursuant to the Federal Advisory Committee Act, public minutes of the meeting will include a list of persons who are present at the meeting. If joining via phone, callers can expect to incur regular charges for calls they initiate over wireless lines, according to their wireless plan. The Commission will not refund any incurred charges. Callers will incur no charge for calls they initiate over land-line connections to the toll-free telephone number. Closed captioning is available by selecting “CC” in the meeting platform. To request additional accommodations, please email svillanueva@usccr.gov at least 10 business days prior to the meeting.

Members of the public are entitled to submit written comments; the comments must be received in the regional office within 30 days following the scheduled meeting. Written comments may be emailed to Sarah Villanueva at svillanueva@usccr.gov. Persons who desire additional

information may contact the Regional Programs Coordination Unit at 202–618–4158.

Records generated from this meeting may be inspected and reproduced at the Regional Programs Coordination Unit Office, as they become available, both before and after the meeting. Records of the meeting will be available via the file sharing website, <https://bit.ly/44nExsL>. Persons interested in the work of this Committee are directed to the Commission’s website, <http://www.usccr.gov>, or may contact the Regional Programs Coordination Unit at svillanueva@usccr.gov.

Agenda

- I. Opening Remarks
- II. Panelist Presentations
- III. Committee Q&A
- IV. Public Comment
- V. Closing Remarks
- VI. Adjournment

Dated: May 8, 2025.

David Mussatt,

Supervisory Chief, Regional Programs Unit.

[FR Doc. 2025–08388 Filed 5–12–25; 8:45 am]

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DEPARTMENT OF COMMERCE

Census Bureau

Agency Information Collection Activities; Submission to the Office of Management and Budget (OMB) for Review and Approval; Comment Request; High-Frequency Surveys Program/Household Trends and Outlook Pulse Survey (HTOPS)

On July 22, 2024, the Department of Commerce received clearance from the Office of Management and Budget (OMB) in accordance with the Paperwork Reduction Act of 1995 to conduct Phase 4.2 of the Household Pulse Survey (OMB No. 0607–1029, Exp. 01/31/27) and on July 12, 2024, clearance was received to conduct the tenth, eleventh, and twelfth Census Household Panel topical operations (OMB No. 0607–1025, Exp. 6/30/26). Clearance for the Household Trends and Outlook Pulse Survey (HTOPS) recruitment operation, January topical operation and February topical operation (0607–1029) was approved by OMB on January 15, 2025, and we received approval for the March, April, and May HTOPS collections on April 11, 2025. The HTOPS is designed to ensure the availability of frequent data collection for nationwide estimates on a variety of topics for a variety of subgroups of the population. This notice

serves to inform you of the Department’s intent to request clearance from OMB to conduct the HTOPS June and August data collections. The HTOPS program will not collect data in July to allow for operational updates to our systems and processes. The June and August topical surveys will include content from the Household Pulse Survey. Household Pulse Survey content continues to serve as an experimental endeavor in cooperation with other federal agencies to produce near real-time data to understand the effects of current events, including health events, and other social or economic events facing the nation or a significant portion of the nation. The June content will focus on economic issues and events and the August issue will have health-focused content.

Data collected in the Household Pulse Survey demonstrate the ability to quickly collect and disseminate high-frequency data products that inform the public in urgent circumstances. Data products will include public-use data files and detailed data tables, which can be used by federal, state, and local agencies; academic and non-government organizations; the media; and the public.

It is the Department’s intention to commence data collection using the revised instruments on or about June 17, 2025, and August 19, 2025. We invite the general public and other Federal agencies to comment on proposed and continuing information collections, which helps us assess the impact of our information collection requirements and minimize the public’s reporting burden. Public comments were previously requested via publication to the **Federal Register** on December 9, 2024, and February 28, 2025 (OMB No. 0607–1029) during a 30-day comment period. This notice allows for an additional 30 days for public comments.

Agency: U.S. Census Bureau.

Title: High Frequency Surveys Program/Household Trends and Outlook Pulse Survey.

OMB Control Number: 0607–1029.

Form Number(s): None.

Type of Request: Regular submission, Request for a Revision of a Currently Approved Collection.

Number of Respondents: 16,000 (192,000 annually).

Average Hours per Response: .333 (20 minutes).

Burden Hours: 5,328 (62,936 annually).

Needs and Uses: The High-Frequency Surveys Program was established as a natural progression from the creation of the Household Pulse Survey. The Household Trends and Outlook Pulse

Survey is a probability-based nationwide nationally representative survey panel designed to test methods to collect data on a variety of topics of interest, and for conducting experimentation on alternative question wording and methodological approaches. The goal of the HTOPS is to ensure availability of frequent data collection for nationwide estimates on a variety of topics and a variety of subgroups of the population, meeting standards for transparent quality reporting of the Federal Statistical Agencies and the Office of Management and Budget.

Panelists and households selected for the HTOPS were recruited from the Census Bureau’s gold standard Master Address File. This ensures that HTOPS is rooted in this rigorously developed and maintained frame and available for linkage to administrative records securely maintained and curated by the Census Bureau. Invitations to complete the monthly surveys will be sent via email and SMS messages.

Questionnaires will be mainly internet self-response. The HTOPS will maintain representativeness by allowing respondents who do not use the internet to respond via computer-assisted telephone interviewing (CATI). All panelists will receive an incentive for each complete questionnaire. Periodic replenishment samples will maintain representativeness and panelists will be replaced after a period of three years.

Affected Public: Households.

Frequency: Monthly.

Respondent’s Obligation: Voluntary.

Legal Authority: Title 13, United States Code, sections 141, 182 and 193.

This information collection request may be viewed at www.reginfo.gov. Follow the instructions to view the Department of Commerce collections currently under review by OMB.

Written comments and recommendations for the proposed information collection should be submitted within 30 days of the publication of this notice on the following website www.reginfo.gov/public/do/PRAMain. Find this particular information collection by selecting “Currently under 30-day Review—Open for Public Comments” or by using the search function and entering either the title of the collection or the OMB Control Number 0607–1029.

Sheleen Dumas,

Departmental PRA Compliance Officer, Office of the Under Secretary for Economic Affairs, Commerce Department.

[FR Doc. 2025–08397 Filed 5–12–25; 8:45 am]

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DEPARTMENT OF COMMERCE**Foreign-Trade Zones Board**

[S-36-2025]

Approval of Subzone Status; SNRA Commodities, Inc.; Fabens, Texas

On February 18, 2025, the Executive Secretary of the Foreign-Trade Zones (FTZ) Board docketed an application submitted by the City of El Paso, grantee of FTZ 68, requesting subzone status subject to the existing activation limit of FTZ 68, on behalf of SNRA Commodities, Inc., in Fabens, Texas.

The application was processed in accordance with the FTZ Act and Regulations, including notice in the **Federal Register** inviting public comment (90 FR 10047, February 21, 2025). The FTZ staff examiner reviewed the application and determined that it meets the criteria for approval. Pursuant to the authority delegated to the FTZ Board Executive Secretary (15 CFR 400.36(f)), the application to establish Subzone 68B was approved on May 7, 2025, subject to the FTZ Act and the Board's regulations, including section 400.13, and further subject to FTZ 68's 2,000-acre activation limit.

Dated: May 7, 2025.

Camille R. Evans,*Acting Executive Secretary.*

[FR Doc. 2025-08342 Filed 5-12-25; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE**Foreign-Trade Zones Board**

[S-34-2025]

Approval of Expansion of Subzone 7F; Puerto Rico Energy LLC; Carolina, Puerto Rico

On February 14, 2025, the Executive Secretary of the Foreign-Trade Zones (FTZ) Board docketed an application submitted by the Puerto Rico Industrial Development Company, grantee of FTZ 7, requesting an expansion of Subzone 7F, subject to the existing activation limit of FTZ 7, on behalf of Puerto Rico Energy LLC, in Carolina, Puerto Rico.

The application was processed in accordance with the FTZ Act and Regulations, including notice in the **Federal Register** inviting public comment (90 FR 10048, February 21, 2025). The FTZ staff examiner reviewed the application and determined that it meets the criteria for approval. Pursuant to the authority delegated to the FTZ Board Executive Secretary (15 CFR 400.36(f)), the application to expand

Subzone 7F was approved on May 7, 2025, subject to the FTZ Act and the Board's regulations, including section 400.13, and further subject to FTZ 7's 2,000-acre activation limit.

Dated: May 7, 2025.

Camille R. Evans,*Acting Executive Secretary.*

[FR Doc. 2025-08337 Filed 5-12-25; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE**Bureau of Industry and Security**

[Docket No. 250509-0082]

XRIN 0694-XC127

Notice of Request for Public Comments on Section 232 National Security Investigation of Imports of Commercial Aircraft and Jet Engines and Parts for Commercial Aircraft and Jet Engines

AGENCY: Bureau of Industry and Security, Office of Strategic Industries and Economic Security, U.S. Department of Commerce.

ACTION: Notice of request for public comments.

SUMMARY: On May 1, 2025, the Secretary of Commerce initiated an investigation to determine the effects on the national security of imports of commercial aircraft and jet engines, and parts for commercial aircraft and jet engines. This investigation has been initiated under section 232 of the Trade Expansion Act of 1962, as amended (Section 232). Interested parties are invited to submit written comments, data, analyses, or other information pertinent to the investigation to the Department of Commerce's (Department) Bureau of Industry and Security (BIS), Office of Strategic Industries and Economic Security. This notice identifies issues on which the Department is especially interested in obtaining the public's views.

DATES: Comments may be submitted at any time but must be received by June 3, 2025.

ADDRESSES: Comments on this notice may be submitted to the Federal rulemaking portal at: www.regulations.gov. The www.regulations.gov ID for this notice is BIS-2025-0027. Please refer to XRIN 0694-XC127 in all comments.

All filers using the portal should use the name of the person or entity submitting the comments as the name of their files, in accordance with the instructions below. Anyone submitting

business confidential information should clearly identify the business confidential portion at the time of submission, file a statement justifying nondisclosure and referring to the specific legal authority claimed, and provide a non-confidential version of the submission.

For comments submitted electronically containing business confidential information, the file name of the business confidential version should begin with the characters "BC." Any page containing business confidential information must be clearly marked "BUSINESS CONFIDENTIAL" on the top of that page. The corresponding non-confidential version of those comments must be clearly marked "PUBLIC." The file name of the non-confidential version should begin with the character "P." Any submissions with file names that do not begin with either a "BC" or a "P" will be assumed to be public and will be made publicly available at: <https://www.regulations.gov>. Commenters submitting business confidential information are encouraged to scan a hard copy of the non-confidential version to create an image of the file, rather than submitting a digital copy with redactions applied, to avoid inadvertent redaction errors which could enable the public to read business confidential information.

FOR FURTHER INFORMATION CONTACT: Stephen Astle, Director, Defense Industrial Base Division, Office of Strategic Industries and Economic Security, Bureau of Industry and Security, U.S. Department of Commerce, (202) 482-2533, CommercialAircraft232@bis.doc.gov. For more information about the Section 232 program, including the regulations and the text of previous investigations, see www.bis.doc.gov/232.

SUPPLEMENTARY INFORMATION:**Background**

On May 1, 2025, the Secretary of Commerce initiated an investigation under Section 232 (19 U.S.C. 1862) to determine the effects on national security of imports of commercial aircraft and jet engines, and parts for commercial aircraft and jet engines. This investigation is being undertaken in accordance with part 705 of the National Security Industrial Base Regulations (15 CFR parts 700 to 709) (NSIBR).

Request for Public Comments

Interested parties are invited to submit written comments, data, analyses, or information pertinent to

this investigation to BIS's Office of Strategic Industries and Economic Security no later than June 3, 2025. The Department is particularly interested in comments and information directed at the criteria listed in § 705.4 of the regulations as they affect national security, including the following:

(i) the current and projected demand for commercial aircraft and jet engines, and parts for commercial aircraft and jet engines, in the United States;

(ii) the extent to which domestic production of commercial aircraft and jet engines, and parts for commercial aircraft and jet engines, can meet domestic demand;

(iii) the role of foreign supply chains, particularly of major exporters, in meeting U.S. demand for commercial aircraft and jet engines, and parts for commercial aircraft and jet engines;

(iv) the concentration of U.S. imports of commercial aircraft and jet engines, and parts for commercial aircraft and jet engines, from a small number of suppliers and the associated risks;

(v) the impact of foreign government subsidies and predatory trade practices on the competitiveness of the commercial aircraft and jet engine industry, as well as the associated commercial aircraft and jet engine parts industry, in the United States;

(vi) the economic impact of artificially suppressed prices of commercial aircraft and jet engines, and parts for commercial aircraft and jet engines, due to foreign unfair trade practices and state-sponsored overproduction;

(vii) the potential for export restrictions by foreign nations, including the ability of foreign nations to weaponize their control over supplies of commercial aircraft and jet engines, and parts for commercial aircraft and jet engines;

(viii) the feasibility of increasing domestic capacity for commercial aircraft and jet engines, and parts for commercial aircraft and jet engines, to reduce import reliance;

(ix) the impact of current trade policies on domestic production of commercial aircraft and jet engines, and parts for commercial aircraft and jet engines, and whether additional measures, including tariffs or quotas, are necessary to protect national security; and

(x) any other relevant factors.

Material submitted by members of the public that is business confidential information will be exempted from public disclosure as provided for by § 705.6(a) of the NSIBR (see the **ADDRESSES** section of this notice). Communications from agencies of the U.S. Government will not be made

available for public inspection (see 15 CFR 705.6(a)(3)). BIS does not maintain a separate public inspection facility. Requesters should first view the Bureau's web page, which can be found at: <https://efoia.bis.doc.gov/> (see "Electronic FOIA" heading). If requesters cannot access the website, they may call (202) 482-0795 for assistance. The records related to this assessment are made accessible in accordance with the regulations published at 15 CFR 4.1 through 4.11.

Julia Khersonsky,

Deputy Assistant Secretary for Strategic Trade.

[FR Doc. 2025-08500 Filed 5-9-25; 4:15 pm]

BILLING CODE 3510-33-P

DEPARTMENT OF COMMERCE

International Trade Administration

[C-533-858]

Oil Country Tubular Goods From India: Final Results of Countervailing Duty Administrative Review; 2022

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The U.S. Department of Commerce (Commerce) determined that countervailable subsidies are being provided to producers and exporters of oil country tubular goods (OCTG) from India. The period of review (POR) is January 1, 2022, through December 31, 2022.

DATES: Applicable May 13, 2025.

FOR FURTHER INFORMATION CONTACT: Thomas Cloyd, AD/CVD Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-1246.

SUPPLEMENTARY INFORMATION:

Background

On October 10, 2024, Commerce published the *Preliminary Results* of this administrative review in the **Federal Register** and invited comments from interested parties.¹ We received no comments from interested parties on the *Preliminary Results*, and we made no changes from the *Preliminary Results*. Accordingly, no decision memoranda accompany this **Federal Register** notice; the *Preliminary Results* are hereby

¹ See *Oil Country Tubular Goods from India: Preliminary Results of Countervailing Duty Administrative Review; 2022*, 89 FR 82225 (October 10, 2024) (*Preliminary Results*), and accompanying Preliminary Decision Memorandum (PDM).

adopted as these final results. Commerce conducted this administrative review in accordance with section 751 of the Tariff Act of 1930, as amended (the Act).

Scope of the Order²

The product covered by this *Order* is OCTG from India. For a complete description of the scope of the *Order*, see the *Preliminary Results*.

Final Results of Review

We determine that the following net countervailable subsidy exists for the period January 1, 2022, through December 31, 2022:

Producer/exporter	Subsidy rate (percent <i>ad valorem</i>)
Surya Roshni Limited	2.31

Disclosure

Normally, Commerce discloses to interested parties the calculations of the final results of an administrative review within five days of a public announcement or, if there is no public announcement, within five days of the date of publication of the notice of final results in the **Federal Register**, in accordance with 19 CFR 351.224(b). However, because we have made no changes to the *Preliminary Results*, there are no calculations to disclose.

Assessment Rates

Pursuant to sections 751(a)(1) of the Tariff Act of 1930, as amended (the Act) and 19 CFR 351.212(b)(2), Commerce shall determine, and U.S. Customs and Border Protection (CBP) shall assess, countervailing duties on all appropriate entries of subject merchandise in accordance with the final results of this review.

Commerce intends to issue assessment instructions to CBP no earlier than 35 days after the date of publication of the final results of this review in the **Federal Register**. If a timely summons is filed at the U.S. Court of International Trade, the assessment instructions will direct CBP not to liquidate relevant entries until the time for parties to file a request for statutory injunction has expired (*i.e.*, within 90 days of publication).

Cash Deposit Requirements

In accordance with sections 751(a)(1) of the Act, Commerce also intends to

² See *Certain Oil Country Tubular Goods from India and the Republic of Turkey: Countervailing Duty Orders and Amended Affirmative Final Countervailing Duty Determination for India*, 79 FR 53688 (September 10, 2014) (*Order*).

instruct CBP to collect cash deposits of estimated countervailing duties in the amounts shown for the company above on shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results of this administrative review. For all non-reviewed firms, we will instruct CBP to continue to collect cash deposits of estimated countervailing duties at the all-others rate or the most recent company-specific rate applicable to the company, as appropriate. These cash deposit instructions, effective upon publication of these final results, shall remain in effect until further notice.

Administrative Protective Order

This notice also serves as a reminder to parties subject to an administrative protective order (APO) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a violation, which is subject to sanction.

Notification to Interested Parties

These results are being issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.221(b)(5).

Dated: May 5, 2025.

Abdelali Elouaradia,

Deputy Assistant Secretary for Enforcement and Compliance.

[FR Doc. 2025-08340 Filed 5-12-25; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-051, C-570-052]

Certain Hardwood Plywood Products From the People's Republic of China: Preliminary Results of Administrative Reviews of the Antidumping and Countervailing Duty Orders, Preliminary Determinations of No Shipments, and Partial Rescissions; 2023

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The U.S. Department of Commerce (Commerce) preliminarily

finds that there were no shipments of certain hardwood plywood products (hardwood plywood) from the People's Republic of China (China) during the period of review (POR) January 1, 2023, through December 31, 2023, for certain companies under review. We are also rescinding these reviews with respect to 64 companies in the antidumping duty (AD) review, and five companies in the countervailing duty (CVD) review. We invite interested parties to comment on these preliminary results.

DATES: Applicable May 13, 2025.

FOR FURTHER INFORMATION CONTACT:

Rachel Jennings, AD/CVD Operations, Office V, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-1110.

SUPPLEMENTARY INFORMATION:

Background

On January 4, 2018, Commerce published in the **Federal Register** the AD and CVD orders on hardwood plywood from China.¹ On January 2, 2024, Commerce published in the **Federal Register** a notice of opportunity to request an administrative review of the *Orders* covering entries of hardwood plywood from China from January 1, 2023, through December 31, 2023.² On March 5, 2024, based on timely requests for administrative reviews, Commerce initiated the AD administrative review with respect to 68 companies³ and initiated the CVD administrative review with respect to nine companies.⁴

On March 26, 2024, and July 2, 2024, Commerce released entry data from U.S. Customs and Border Protection (CBP) to interested parties for comment in the AD and CVD proceedings.⁵ Subsequently, we notified parties of our intent to rescind this administrative review with respect to 64 of the 68

¹ See *Certain Hardwood Plywood Products from the People's Republic of China: Amended Final Determination of Sales at Less Than Fair Value, and Antidumping Duty Order*, 83 FR 504 (January 4, 2018); see also *Certain Hardwood Plywood Products from the People's Republic of China: Countervailing Duty Order*, 83 FR 513 (January 4, 2018) (collectively, *Orders*).

² See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review and Join Inquiry Service List*, 89 FR 63 (January 2, 2024).

³ See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 89 FR 15827 (March 5, 2024).

⁴ *Id.* We note that Govina Investment Joint Stock Company (Govina) and Greatwood Hung Yen Joint Stock Company (Greatwood Hung Yen) were inadvertently listed on the same line in the CVD portion of the initiation notice.

⁵ See Memoranda, "CBP Data Release," dated March 26, 2024 (AD); and "CBP Data Release," dated July 2, 2024 (CVD).

companies subject to the AD review, and one of the nine companies subject to the CVD review, because they had no suspended entries during the POR.⁶

On April 4 and 18, 2024, in the AD review, we received timely no-shipment certifications and separate rate applications (SRAs), respectively, from four companies for which we did not state our intent to rescind this review.⁷

On July 22, 2024, Commerce tolled certain deadlines in these administrative proceedings by seven days.⁸ On September 23, 2024, and October 2, 2024, we issued memoranda extending the deadline for the preliminary results of the AD and CVD reviews by 120 days.⁹ On December 9, 2024, Commerce tolled certain deadlines in these administrative proceedings by 90 days.¹⁰ The deadline for the preliminary results of the AD and CVD reviews is now May 7, 2025. For details regarding the events that occurred subsequent to the initiation of the reviews, see the Preliminary Decision Memorandum.¹¹ The Preliminary Decision Memorandum is a public document and is made available to the public via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <http://access.trade.gov>. In addition, a complete version of the Preliminary

⁶ See Memoranda, "Notice of Intent to Rescind Review, In Part," dated September 25, 2024 (AD), and "Notice of Intent to Rescind Review, In Part," dated October 11, 2024 (CVD) (collectively, *Intent to Rescind Memoranda*).

⁷ See Eagle Industries Company Limited (Eagle)'s Letters, "No Sales Certification," dated April 4, 2024, and "Eagle Industries SRA," dated April 11, 2024; see also Golden Bridge Industries Pte. Ltd. (Golden Bridge)'s Letters, "No Sales Certification," dated April 4, 2024, and "Golden Bridge SRA," dated April 11, 2024; Greatwood Hung Yen's Letters, "No Sales Certification," dated April 4, 2024, and "Greatwood Hung Yen SRA," dated April 18, 2024; and Lechenwood Viet Nam Company Limited (Lechenwood)'s Letters, "No Sales Certification," dated April 4, 2024, and "Lechenwood SRA," dated April 18, 2024.

⁸ See Memorandum, "Tolling of Deadlines for Antidumping and Countervailing Duty Proceedings," dated July 22, 2024.

⁹ See Memoranda, "Extension of Deadline for Preliminary Results of Antidumping Duty Administrative Review," dated September 23, 2024; and "Extension of Deadline for Preliminary Results of Countervailing Duty Administrative Review," dated October 2, 2024.

¹⁰ See Memorandum, "Tolling of Deadlines for Antidumping and Countervailing Duty Proceedings," dated December 9, 2024.

¹¹ See Memorandum, "Decision Memorandum for the Preliminary Results of the Administrative Reviews of the Antidumping Duty Order and Countervailing Duty Order on Certain Hardwood Plywood Products from the People's Republic of China, Preliminary Determinations of No Shipments, and Partial Rescissions; 2023," dated concurrently with, and hereby adopted by, this notice (Preliminary Decision Memorandum).

Decision Memorandum is available at <https://access.trade.gov/public/FRNoticesListLayout.aspx>. A list of topics discussed in the Preliminary Decision memorandum is included in Appendix III to this notice.

Scope of the Order

The merchandise covered by the scope of the *Orders* is hardwood plywood from China. A complete description of the scope of the *Orders* is contained in the Preliminary Decision Memorandum.

Rescission of Administrative Reviews, in Part

Pursuant to 19 CFR 351.213(d)(1), Commerce will rescind an administrative review, in whole or in part, if the party that requested a review withdraws the request within 90 days of the date of the publication of the notice of initiation. On January 31, 2024, (1) Govina Investment Joint Stock Company (Govina), (2) Groll Ply and Cabinetry Co., Ltd. (Groll Ply), (3) Huong Son Wood Group Co., Ltd. (Huong Son), and (4) Thang Long Wood Panel Company (Thang Long) requested review of their exports under the *Orders*.¹² On April 24, 2024, and May 1, 2024, Govina, Groll Ply, Huong Son, and Thang Long withdrew their requests for review in the AD and CVD reviews.¹³ Because the requests for review were timely withdrawn for Govina, Groll Ply, Huong Son, and Thang Long, and because no other party requested reviews of these companies, in accordance with 19 CFR 351.213(d)(1), Commerce is rescinding these reviews for Govina, Groll Ply, Huong Son, and Thang Long.

Pursuant to 19 CFR 351.213(d)(3), when there are no reviewable entries of subject merchandise during the POR subject to the AD or CVD order for which liquidation is suspended, Commerce may rescind an administrative review, in whole or only with respect to a particular exporter or producer.¹⁴ At the end of the administrative review, any suspended entries are liquidated at the assessment

rate computed for the review period.¹⁵ Therefore, for an administrative review to be conducted, there must be a reviewable, suspended entry to be liquidated at the newly calculated assessment rate. On September 25, 2024, and October 11, 2024, respectively, Commerce notified all interested parties of its intent to rescind the AD and CVD reviews with respect to certain companies because those companies had no reviewable, suspended entries of subject merchandise and invited parties to comment.¹⁶ We received no comments on our intent to rescind the reviews with respect to these companies. Accordingly, in the absence of suspended entries of subject merchandise during the POR for these companies under review, we are hereby rescinding these administrative reviews, in part, with respect to these companies, in accordance with 19 CFR 351.213(d)(3). See Appendix II for a list of all companies for which Commerce is rescinding these reviews.

Methodology

Commerce is conducting these reviews in accordance with section 751(a)(1) of the Tariff Act of 1930, as amended (the Act) and 19 CFR 351.213. For a full description of the methodology underlying these preliminary results, see the Preliminary Decision Memorandum. See Appendix III for a complete list of topics discussed in the Preliminary Decision Memorandum.

Preliminary Determinations of No Shipments

In these administrative reviews, we issued a questionnaire to Eagle, Golden Bridge, Greatwood Hung Yen, and Lechenwood to gather information on the quantity and value of their shipments of hardwood plywood to the United States.¹⁷ All four companies reported that they had no shipments of subject merchandise during the POR.¹⁸ As a result of an inquiry into whether hardwood plywood exported from the Socialist Republic of Vietnam (Vietnam) was circumventing the *Orders*, Commerce established a certification program that allows eligible exporters to

certify that their shipments of plywood from Vietnam were not produced using certain inputs from China.¹⁹ Eagle, Golden Bridge, and Lechenwood are currently not eligible to certify their shipments of plywood. Therefore, we issued these companies "certification eligibility" questionnaires to collect information about the companies' production process and material inputs. The three companies all reported that their suspended entries consisted exclusively of non-subject merchandise.²⁰ We have analyzed the information in these responses, which was consistent with the types of information we have examined in prior segments, and preliminarily find that all of the companies have provided information to support their claims that the hardwood plywood they exported to the United States are of non-subject plywood, and thus, they had no shipments of subject plywood from China during the POR.

The fourth respondent, Greatwood Hung Yen, is currently eligible to certify that its entries of hardwood plywood shipped from Vietnam are not subject to the *Orders*, but was unable to certify certain of its shipments at the time of entry because Greatwood Hung Yen became eligible to participate in the certification program under these *Orders* near the mid-point of the POR.²¹ Therefore, at Commerce's request, Greatwood Hung Yen submitted the certifications that would have accompanied its entries had the company been permitted to submit the certifications at the time of entry.²² Based on these certifications, we preliminarily find that Greatwood Hung Yen had no shipments of plywood from China during the POR.

China-Wide Entity

Commerce's policy regarding conditional review of the China-wide entity applies to the AD administrative

¹² See Govina, Groll, Huong Son, and Thang Long's Letter, "Certain Hardwood Plywood Products from the People's Republic of China: Administrative Review Request," dated January 31, 2024 (filed on the AD/CVD records).

¹³ See Govina, Groll, Huong Son, and Thang Long's Letters, "Withdrawal of Administrative Review Request," dated April 24, 2024 (AD); and "Withdrawal of Administrative Review Request," dated April 24, 2024 (CVD).

¹⁴ See, e.g., *Forged Steel Fittings from Taiwan: Rescission of Antidumping Duty Administrative Review; 2018–2019*, 85 FR 71317, 71318 (November 9, 2020); see also *Certain Circular Welded Non-Alloy Steel Pipe from Mexico: Rescission of Antidumping Duty Administrative Review; 2016–2017*, 83 FR 54084 (October 26, 2018).

¹⁵ See 19 CFR 351.212(b)(1).

¹⁶ See Intent to Rescind Memoranda.

¹⁷ See Commerce's Letter, "Quantity and Value Questionnaire," dated September 26, 2024.

¹⁸ See Eagle's Letter, "Eagle Quantity & Value Response," dated October 10, 2024; see also Golden Bridge's Letter, "Golden Bridge Quantity & Value Response," dated October 10, 2024; Greatwood Hung Yen's Letter, "Greatwood HY Quantity & Value Response," dated October 10, 2024 (Greatwood Hung Yen's Q&V Response); and Lechenwood's Letter, "Lechenwood Quantity & Value Response," dated October 10, 2024.

¹⁹ See *Certain Hardwood Plywood Products from the People's Republic of China: Final Scope Determination and Affirmative Final Determination of Circumvention of the Antidumping and Countervailing Duty Orders*, 88 FR 46740 (July 20, 2023) (*Circumvention Final Determination*), and accompanying Issues and Decision Memorandum (IDM).

²⁰ See Eagle's Letter, "Eagle Certification Eligibility Questionnaire Response," dated March 24, 2025 (Eagle's CEQR); see also Golden Bridge's Letter, "Golden Bridge Certification Eligibility Questionnaire Response," dated March 24, 2025 (Golden Bridge's CEQR); and Lechenwood's Letter, "Lechenwood Certification Eligibility Questionnaire Response," dated March 14, 2025 (Lechenwood's CEQR).

²¹ See *Circumvention Final Determination* IDM at 76.

²² See Greatwood Hung Yen's Q&V Response.

review.²³ Under this policy, the China-wide entity will not be under review unless a party specifically requests, or Commerce self-initiates, a review of the China-wide entity.²⁴ Because no party requested a review of the China-wide entity, the China-wide entity is not under review. For additional information, see the Preliminary Decision Memorandum.

Separate Rates

In the AD administrative review, we have not addressed the separate rate status of the four companies subject to this review because we preliminarily determine that they had no entries of subject merchandise during the POR. For additional information, see the Preliminary Decision Memorandum.

Certification Eligibility

Eagle, Golden Bridge, and Lechenwood are currently ineligible to certify that their shipments of hardwood plywood from Vietnam are not subject to the *Orders*.²⁵ All three of these respondents have requested that they be eligible to participate in the certification program in place for entries of hardwood plywood exported from Vietnam.²⁶ With respect to these requests, we are currently evaluating the certification eligibility of these three exporters in the 2021–2022 administrative review of these *Orders*, and the determinations in those reviews are forthcoming.²⁷ We preliminarily find it appropriate to apply the certification eligibility determinations made in the forthcoming final results of the 2021–2022 administrative reviews to the respondents in the final results of these reviews.

Public Comment

In accordance with 19 CFR 351.309(c)(1)(ii), interested parties may submit case briefs or other written

comments to the Assistant Secretary for Enforcement and Compliance at a date to be determined. Rebuttal briefs, limited to issues raised in case briefs, may be submitted no later than five days after the deadline for case briefs.²⁸ Pursuant to 19 CFR 351.309(c)(2) and (d)(2), parties who submit case briefs or rebuttal briefs in these reviews are encouraged to submit with each argument: (1) a statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.

As provided under 19 CFR 351.309(c)(2) and (d)(2), in prior proceedings we have encouraged interested parties to provide an executive summary of their briefs that should be limited to five pages total, including footnotes. In these reviews, we instead request that interested parties provide at the beginning of their briefs a public, executive summary for each issue raised in their briefs.²⁹ Further, we request that interested parties limit their executive summary of each issue to no more than 450 words, not including citations. We intend to use the executive summaries as the basis of the comment summaries included in the issues and decision memorandum that will accompany the final results in these reviews. We request that interested parties include footnotes for relevant citations in the executive summary of each issue. Note that Commerce has amended certain of its requirements pertaining to the service of documents in 19 CFR 351.303(f).³⁰

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing, limited to issues raised in the case and rebuttal briefs, must submit a written request to the Assistant Secretary for Enforcement and Compliance, U.S. Department of Commerce, within 30 days after the date of publication of this notice. Requests should contain: (1) the party's name, address, and telephone number, and the number of participants; (2) whether any participant is a foreign national; and (3) a list of the issues to be discussed. If a request for a hearing is made, Commerce intends to hold the hearing at a date and time to be determined. Parties should confirm by telephone the date, time, and

location of the hearing two days before the scheduled date.

Assessment Rates—AD and CVD

Upon issuance of the final results of these reviews, for all entries of merchandise exported by the companies listed in Appendix I, we intend to instruct CBP to liquidate the entries without regard to AD/CVD duties if these preliminary results are unchanged for the final results. Commerce intends to issue assessment instructions to CBP no earlier than 35 days after the date of publication of the final results of this review in the **Federal Register**. If a timely summons is filed at the U.S. Court of International Trade (CIT), the assessment instructions will direct CBP not to liquidate relevant entries until the time for parties to file a request for a statutory injunction has expired (*i.e.*, within 90 days of publication).

For the companies (*see* Appendix II) for which this review is rescinded with these preliminary results, we will instruct CBP to assess AD/CVD duties on all appropriate entries at a rate equal to the cash deposit of estimated AD/CVD duties required at the time of entry, or withdrawal from warehouse, for consumption, during the period January 1, 2023, through December 31, 2023, in accordance with 19 CFR 351.212(c)(1)(i). Commerce intends to issue assessment instructions to CBP for such companies no earlier than 35 days after the date of publication of the preliminary results of these reviews in the **Federal Register**. If a timely summons is filed at the CIT, the assessment instructions will direct CBP not to liquidate relevant entries until the time for parties to file a request for a statutory injunction has expired (*i.e.*, within 90 days of publication).

Cash Deposit Requirements—AD

The following cash deposit requirements will be effective upon publication of the final results of the AD administrative review for shipments of subject merchandise, entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of this administrative review, as provided by section 751(a)(2)(C) of the Act: (1) the cash deposit rates for the four companies that had no shipments during the POR will remain unchanged from the rates assigned to them in the most recently completed segment for each company; (2) for previously investigated or reviewed exporters that have separate rates, the cash deposit rate will continue to be the exporter-specific rate published for the most recently completed segment of this proceeding; (3) for all Chinese exporters of subject

²³ See *Antidumping Proceedings: Announcement of Change in Department Practice for Respondent Selection in Antidumping Duty Proceedings and Conditional Review of the Nonmarket Economy Entity in NME Antidumping Duty Proceedings*, 78 FR 65963 (November 4, 2013).

²⁴ *Id.*

²⁵ See *Circumvention Final Determination* IDM.

²⁶ See Eagle's CEQR; see also Golden Bridge's CEQR; and Lechenwood's CEQR.

²⁷ See *Certain Hardwood Plywood Products from the People's Republic of China: Preliminary Results of Antidumping Duty Administrative Review, Preliminary Determination of No Shipments, and Partial Rescission; 2021–2022*, 89 FR 66346 (August 15, 2024), and accompanying Preliminary Decision Memorandum (PDM); and *Certain Hardwood Plywood Products from the People's Republic of China: Preliminary Results of Countervailing Duty Administrative Review, Preliminary Determination of No Shipments, and Partial Rescission; 2021–2022*, 89 FR 66343 (August 15, 2024), and accompanying PDM.

²⁸ See 19 CFR 351.309; see also 19 CFR 351.303 (for general filing requirements).

²⁹ We use the term "issue" here to describe an argument that Commerce would normally address in a comment of the Issues and Decision Memorandum.

³⁰ See *Administrative Protective Order, Service, and Other Procedures in Antidumping and Countervailing Duty Proceedings*, 88 FR 67069, 67077 (September 29, 2023).

merchandise that have not been found to be entitled to a separate rate, the cash deposit rate will be the rate for the China-wide entity (*i.e.*, 114.72 percent); (4) for all non-Chinese exporters of subject merchandise that have not received their own rate, the cash deposit rate will be the rate applicable to the exporter that supplied that non-Chinese exporter, where available, or the rate for the China-wide entity (*i.e.*, 114.72), if no alternate rate is available. These deposit requirements, when imposed, shall remain in effect until further notice.

Cash Deposit Requirements—CVD

For all firms for which we rescind the CVD review or make a no shipment determination, we will instruct CBP to continue to collect cash deposits of estimated countervailing duties at the most recent company-specific or all-others rate applicable to the company. These cash deposit instructions, when imposed, shall remain in effect until further notice.

Final Results of Review

Unless otherwise extended, Commerce intends to issue the final results of these administrative reviews, which will include the results of its analysis of issues raised in any briefs, within 120 days of publication of these preliminary results of review, pursuant to section 751(a)(3)(A) of the Act.

Notification to Importers

This notice also serves as a reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping and/or countervailing duties prior to liquidation of the relevant entries during this POR. Failure to comply with this requirement could result in Commerce's presumption that reimbursement of antidumping and/or countervailing duties occurred and the subsequent assessment of double antidumping duties.

Notification to Interested Parties

These preliminary results of administrative review are issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act, and 19 CFR 351.221(b)(4).

Dated: May 7, 2025.

Christopher Abbott,

Deputy Assistant Secretary for Policy and Negotiations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.

Appendix I

Participating Companies Which Reported No POR Shipments of Subject Merchandise

1. Eagle Industries Company Limited

2. Golden Bridge Industries Pte. Ltd
3. Greatwood Hung Yen Joint Stock Company
4. Lechenwood Viet Nam Company Limited

Appendix II

Companies Rescinded From Review

A. AD Review

Companies for Which All Review Requests Were Withdrawn

1. Govina Investment Joint Stock Company
2. Groll Ply and Cabinetry Co., Ltd.
3. Huong Son Wood Group Co., Ltd.
4. Thang Long Wood Panel Company

Companies With No Suspended Entries During the POR

5. Anhui Hoda Wood Co., Ltd.
6. Arrow Forest International Co., Ltd
7. Bizlink Technology Inc.
8. BTR New Material Group Co., Ltd.
9. Celtic Co., Ltd
10. China Friend Limited
11. Cosco Star International Co., Ltd.
12. Dalian Sicily Wood Industry Co., Ltd.
13. First Part Manufacturing Limited
14. Fujian Yuansheng Wood., Ltd
15. Fusong Jinlong Wooden Group Co., Ltd
16. Golder International Trade Co., Ltd
17. Happy Wood Industrial Group Co., Ltd.
18. Huainan Mengping Import and Export Co., Ltd
19. Jiangsu Top Point International Co., Ltd
20. Jiaxing Gsun Imp. & Exp. Co., Ltd
21. Jiangsu High Hope Arser Co., Ltd
22. Jiaxing Hengtong Wood Co., Ltd.
23. Linyi City Dongfeng Fukai Wood Industry Co., Ltd

24. Linyi City Shenrui International Trade Co., Ltd
25. Linyi Dahua Wood Co., Ltd
26. Linyi Dongstar Import & Export Co., Ltd.
27. Linyi Evergreen Wood Co., Ltd.
28. Linyi Glary Plywood Co., Ltd.
29. Linyi Hengsheng Wood Industry Co., Ltd
30. Linyi Huasheng Yongbin Wood Co., Ltd.
31. Linyi Jiabe Wood Industry Co., Ltd.
32. Linyi Linhai Wood Co., Ltd
33. Linyi Mingzhu Wood Co., Ltd
34. Pihong Technology Co., Ltd.
35. Pingyi Jinniu Wood Co., Ltd
36. Linyi Sanfortune Wood Co., Ltd.
37. Lianyungang Yuantai International Trade Co., Ltd

38. Qingdao Good Faith Import and Export Co., Ltd
39. Qingdao Top P&Q International Corp.
40. Shandong Qishang International Trading Co., Ltd
41. Shanghai Brightwood Trading Co., Ltd.
42. Shanghai Futuwood Trading Co., Ltd.
43. Shanghai Luli Trading Co., Ltd.
44. Shenzhen Kedali Industry Co., Ltd.
45. Suining Pengxiang Wood Co., Ltd
46. Sumec International Technology Co., Ltd
47. Sun Chain Trading Co., Ltd.
48. Suqian Hopeway International Trade Co., Ltd.

49. Suzhou Dongsheng Wood Co., Ltd
50. Suzhou Fengshuwan Import and Exports Trade Co., Ltd
51. Suzhou Oriental Dragon Import and Export Co., Ltd.
52. Xuzhou Andefu Wood Co., Ltd
53. Xuzhou DNT Commercial Co., Ltd
54. Xuzhou Eastern Huatai International

Trading Co., Ltd
55. Xuzhou Jiangheng Wood Products Co., Ltd.
56. Xuzhou Longyuan Wood Industry Co., Ltd
57. Xuzhou Pinlin International Trade Co., Ltd
58. Xuzhou Shengping Imp and Exp Co., Ltd
59. Xuzhou Shelter Import & Export Co., Ltd
60. Xuzhou Shuner Import & Export Trade Co., Ltd
61. Xuzhou Timber International Trade Co., Ltd.
62. Zhejiang Layo Wood Industry Co., Ltd
63. Zhejiang Xingke Wood Co., Ltd
64. Zhejiang Yuhua Timber Co., Ltd

B. CVD Review

Companies for Which All Review Requests Were Withdrawn

1. Govina Investment Joint Stock Company
2. Groll Ply and Cabinetry Co., Ltd.
3. Huong Son Wood Group Co., Ltd.
4. Thang Long Wood Panel Company

Companies With No Suspended Entries During the POR

5. Arrow Forest International Co., Ltd

Appendix III

List of Topics Discussed in the Preliminary Decision Memorandum

I. Summary
II. Background
III. Scope of the *Orders*
IV. Rescission of Administrative Reviews, In Part
V. Discussion of Methodology
VI. Recommendation

[FR Doc. 2025-08408 Filed 5-12-25; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-549-842]

Passenger Vehicle and Light Truck Tires From Thailand: Final Results of Antidumping Duty Administrative Review; 2022–2023

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The U.S. Department of Commerce (Commerce) determines that Prinx Chengshan Tire (Thailand) Co., Ltd. (Prinx) and Sumitomo Rubber (Thailand) Co., Ltd. (SRT) made sales of subject merchandise in the United States at prices below normal value (NV) during the period of review (POR) July 1, 2022, through June 30, 2023. Commerce further determines that sales of subject merchandise made by the non-individually examined companies were at prices below NV.

DATES: Applicable May 13, 2025.

FOR FURTHER INFORMATION CONTACT: Myrna Lobo or Jacob Saude, AD/CVD

Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-2371 or (202) 482-0981, respectively.

SUPPLEMENTARY INFORMATION:

Background

On August 9, 2024, Commerce published the *Preliminary Results* and invited comments from interested parties.¹ On November 6, 2024, Commerce extended the deadline for the final results of this administrative review until February 5, 2025.² On December 9, 2024, Commerce tolled the deadline to issue the final results in this administrative review by an additional 90 days to May 6, 2025.³ For details regarding the events that occurred since the *Preliminary Results*, see the Issues and Decision Memorandum.⁴

Scope of the Order⁵

The merchandise covered by the *Order* is passenger vehicle and light truck tires from Thailand. For a complete description of the scope of the *Order*, see the Issues and Decision Memorandum.⁶

Analysis of Comments Received

We addressed all issues raised in the case and rebuttal briefs filed in this administrative review in the Issues and Decision Memorandum. For a list of the issues raised by interested parties, see the appendix to this notice. The Issues and Decision Memorandum is a public document and is on file electronically

via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <https://access.trade.gov>. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <https://access.trade.gov/public/FRNoticesListLayout.aspx>.

Changes Since the Preliminary Results

Based on our review of the record and comments received from interested parties, we made certain changes to the margin calculations for Prinx and SRT for these final results of review. As a result of these changes, the weighted-average dumping margin changed for the companies subject to this review, but not selected for individual examination. For a discussion of these changes, see the Issues and Decision Memorandum.

Rates for Non-Examined Companies

The Tariff Act of 1930, as amended (the Act) and Commerce's regulations do not address the establishment of a weighted-average dumping margin to be determined for companies not selected for individual examination when Commerce limits its examination in an administrative review pursuant to section 777A(c)(2) of the Act. Generally, Commerce looks to section 735(c)(5) of the Act, which provides instructions for calculating the all-others rate in an investigation, for guidance when determining the weighted-average dumping margin for companies which were not selected for individual

examination in an administrative review.

Section 735(c)(5)(A) of the Act provides that Commerce will base the all-others rate on the weighted average of the estimated weighted-average dumping margins calculated for the individually examined respondents, excluding rates that are zero, de minimis, or based entirely on facts available. Where the estimated weighted-average dumping margin for each of the individually examined companies is zero, *de minimis*, or based entirely on facts available, section 735(c)(5)(B) of the Act provides that Commerce may use "any reasonable method to establish the estimated all-others rate for exporters and producers not individually investigated, including averaging the estimated weighted-average dumping margins determined for the exporters and producers individually investigated."

In this review, we calculated weighted-average dumping margins for Prinx and SRT that are not zero, *de minimis* or based entirely on facts available. Therefore, we have assigned the non-examined companies a rate equal to the weighted average of the weighted-average dumping margins calculated for Prinx and SRT, consistent with the guidance in section 735(c)(5)(A) of the Act.⁷

Final Results of the Review

We determine the following estimated weighted-average dumping margins exist for the period July 1, 2022, through June 30, 2023.

Producer/exporter	Weighted-average dumping margin (percent)
Prinx Chengshan Tire (Thailand) Co., Ltd	5.08
Sumitomo Rubber (Thailand) Co., Ltd	3.76
Review-Specific Rate for Non-Examined Companies:	
Bridgestone Company, Ltd	3.89
Bridgestone Tire Manufacturing (Thailand) Co., Ltd	3.89
S.R. Tyres Co., Ltd	3.89
Thai Bridgestone Co., Ltd	3.89
Vee Tyre & Rubber Co., Ltd	3.89

¹ See *Passenger Vehicle and Light Truck Tires from Thailand: Preliminary Results and Rescission, in Part, of Antidumping Duty Administrative Review; 2022-2023*, 89 FR 65320 (August 9, 2024) (*Preliminary Results*), and accompanying Preliminary Decision Memorandum (PDM).

² See Memorandum, "Extension of Deadline for Final Results of Antidumping Duty Administrative Review; 2022-2023," dated November 6, 2024.

³ See Memorandum, "Tolling of Deadlines for Antidumping and Countervailing Duty Proceedings," dated December 9, 2024.

⁴ See Memorandum, "Issues and Decision Memorandum for the Final Results of Antidumping Duty Administrative Review of Passenger Vehicle and Light Truck Tires from Thailand; 2022-2023," dated concurrently with, and hereby adopted by, this notice (Issues and Decision Memorandum).

⁵ See *Passenger Vehicle and Light Truck Tires from the Republic of Korea, Taiwan, and Thailand:*

Antidumping Duty Orders and Amended Final Affirmative Antidumping Duty Determination for Thailand, 86 FR 38011 (July 19, 2021) (*Order*).

⁶ See Issues and Decision Memorandum.

⁷ See Memorandum, "Final Results of the Antidumping Duty Administrative Review of Passenger Vehicles and Light Truck Tires from Thailand: Rate for Non-Examined Companies," dated concurrently with this notice.

Disclosure

We intend to disclose the calculations performed to interested parties in this proceeding within five days after the publication of this notice in the **Federal Register**, in accordance with 19 CFR 351.224(b).

Assessment Rates

Pursuant to section 751(a)(2)(A) of the Act and 19 CFR 351.212(b)(1), Commerce has determined, and U.S. Customs and Border Protection (CBP) shall assess, antidumping duties on all appropriate entries of subject merchandise in accordance with the final results of this review.⁸ Because the weighted-average dumping margins for Prinx and SRT are not zero or *de minimis* (*i.e.*, less than 0.50 percent), for these final results, Commerce calculated importer-specific *ad valorem* assessment rates on the basis of on the ratio of the total amount of dumping calculated for each importer's examined sales to the total entered value sales. Where we do not have entered values for all U.S. sales to a particular importer, we will calculate an importer-specific, per-unit assessment rate on the basis of the ratio of the total amount of dumping calculated for the importer's examined sales to the total quantity of those sales.⁹ To determine whether an importer-specific, per-unit assessment rate is *de minimis*, in accordance with 19 CFR 351.106(c)(2), we also will calculate an importer-specific *ad valorem* ratio based on estimated entered values.

For entries of subject merchandise during the POR produced by either Prinx or SRT for which it did not know that the merchandise it sold to the intermediary (*e.g.*, reseller, trading company, or exporter) was destined for the United States, we will instruct CBP to liquidate such entries at the all-others rate (*i.e.*, 17.06 percent)¹⁰ if there is no rate for the intermediate company(ies) involved in the transaction.¹¹

For the companies that were not selected for individual review, we will assign an assessment rate based on the review-specific average rate, calculated as noted in the "Rate for Non-Examined Respondents" section above.

⁸ In these final results, Commerce applied the assessment rate calculation method adopted in *Antidumping Proceedings: Calculation of the Weighted-Average Dumping Margin and Assessment Rate in Certain Antidumping Proceedings: Final Modification*, 77 FR 8101 (February 14, 2012).

⁹ See 19 CFR 351.212(b)(1).

¹⁰ See *Order*, 86 FR at 38012.

¹¹ For a full discussion of this practice, see *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 68 FR 23954 (May 6, 2003).

Commerce intends to issue assessment instructions to CBP no earlier than 35 days after the date of publication of these final results in the **Federal Register**. If a timely summons is filed at the U.S. Court of International Trade, the assessment instructions will direct CBP not to liquidate relevant entries until the time for parties to file a request for a statutory injunction has expired (*i.e.*, within 90 days of publication).

Cash Deposit Requirements

The following cash deposit requirements will be effective for all shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results of this administrative review, as provided by section 751(a)(2)(C) of the Act: (1) the cash deposit rates for the reviewed companies will be equal to the weighted-average dumping margin established in the final results of this review; (2) for producers or exporters not covered in this review but covered in a prior completed segment of the proceeding, the cash deposit rate will continue to be the company-specific rate published in the most recently completed segment; (3) if the exporter is not a firm covered in this review, a prior review, or the original less-than-fair-value (LTFV) investigation, but the producer is, then the cash deposit rate will be the rate established in the most recently completed segment for the producer of the merchandise; (4) the cash deposit rate for all other producers or exporters will continue to be 17.06 percent, the all-others rate established in the LTFV investigation in this proceeding.¹² These cash deposit requirements, when imposed, shall remain in effect until further notice.

Notification to Importers

This notice serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this POR. Failure to comply with this requirement could result in Commerce's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

Administrative Protective Order

This notice also serves as a reminder to parties subject to an administrative protective order (APO) of their responsibility concerning the return or

destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return or destruction of APO materials, or conversion to judicial protective order, is hereby requested. Failure to comply with the regulations and terms of an APO is a violation subject to sanction.

Notification to Interested Parties

We are issuing and publishing these final results of administrative review in accordance with sections 751(a) and 777(i) of the Act, and 19 CFR 351.221(b)(5).

Dated: May 6, 2025.

Christopher Abbott,

Deputy Assistant Secretary for Policy and Negotiations, performing the Non-exclusive Functions and Duties of the Assistant Secretary for Enforcement and Compliance.

Appendix

List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the *Order*
- IV. Changes Since the *Preliminary Results*
- V. Discussion of the Issues

Prinx

Comment 1: Commerce Should Substitute Adverse Facts Available for the U.S. Sales Expenses that Prinx Allocated by Weight

Comment 2: Commerce Should Ensure that Prinx's U.S. Prices Are Adjusted for All Royalty Payments

Comment 3: Commerce Should Allow Prinx to Withdraw its Review Request and Rescind the Review with Respect to Prinx

Comment 4: Commerce Must Adjust the Late Payment Charges

SRT

Comment 5: Commerce Should Rely on Adverse Facts for the Warehouse/ Handline Fee that SRT Paid for its Secondary Sales

Comment 6: Commerce Should Adjust SRT's U.S. Secondary Sales Prices for Unreported Freight Costs

Comment 7: Commerce Should Substitute Adverse Facts Available for the USOTHTRU and INTNFRU Expenses Reported by SRT for its Secondary Sales

Comment 8: Commerce Should Adjust SRT's Prices for the Direct Support for its Sales that SRI has Provided

Comment 9: Commerce Grant a CEP Offset for SRT in the Final Results

Comment 10: Commerce Should Base the Universe of Reviewed Sales on Entry Date Where Such Information is Available

Comment 11: Commerce's Preliminary Use of the Cohen's d Test to Find Significant Price Differences Among SRT's Sales

¹² See *Order*.

Data Was Arbitrary and Capricious and Unsupported by Substantial Evidence
Comment 12: Commerce Should Grant a Duty Drawback Adjustment for SRT in the Final Results
VI. Recommendation

[FR Doc. 2025-08341 Filed 5-12-25; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-533-857]

Oil Country Tubular Goods From India: Final Results of Antidumping Duty Administrative Review; 2022–2023

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The U.S. Department of Commerce (Commerce) determines that oil country tubular goods (OCTG) from India is not being sold in the United States at less than normal value during the period of review (POR), September 1, 2022, through August 31, 2023.

DATES: Applicable May 13, 2025.

FOR FURTHER INFORMATION CONTACT: Brian Warnes, AD/CVD Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-0028.

SUPPLEMENTARY INFORMATION:

Background

On October 10, 2024, Commerce published in the *Federal Register* the *Preliminary Results* of the 2022–2023 administrative review of the antidumping duty order on OCTG from India.¹ We invited interested parties to comment on the *Preliminary Results*; however, no interested party submitted comments. Accordingly, the final results of this review remain unchanged from the *Preliminary Results* and no memoranda accompany this notice.

Scope of the Order²

The merchandise subject to the Order is certain tubular goods from India. For

¹ See *Oil Country Tubular Goods from India: Preliminary Results of Antidumping Duty Administrative Review; 2022–2023*, 89 FR 82223 (October 10, 2024) (*Preliminary Results*), and accompanying Preliminary Decision Memorandum (PDM).

² See *Certain Oil Country Tubular Goods from India, the Republic of Korea, Taiwan, the Republic of Turkey, and the Socialist Republic of Vietnam: Antidumping Duty Orders; and Certain Oil Country Tubular Goods from the Socialist Republic of Vietnam: Amended Final Determination of Sales at Less Than Fair Value*, 79 FR 53691 (September 10, 2014) (*Order*).

a full description of the scope, see the Preliminary Decision Memorandum.

Final Results of Review

Commerce determines the following estimated weighted average dumping margin exists for the period September 1, 2022 to August 31, 2023:

Producer/exporter	Weighted-average dumping margin (percent)
Surya Roshni, Limited	0.00

Disclosure

Normally, Commerce will disclose to the parties in a proceeding the calculations performed in connection with the final results of review within five days of any public announcement or, if there is no public announcement, within five days of the date of publication of the notice of final results in the *Federal Register*, in accordance with 19 CFR 351.224(b). However, because we have made no changes from the *Preliminary Results*, there are no new calculations to disclose.

Assessment Rates

Commerce will determine, and CBP shall assess, antidumping duties on all appropriate entries in this review, in accordance with section 751(a)(2)(C) of the Tariff Act of 1930, as amended (the Act) and 19 CFR 351.212(b)(1). Because we calculated a zero percent margin in the final results of this review for Surya, in accordance with 19 CFR 351.212, we will instruct CBP to liquidate the appropriate entries without regard to antidumping duties.

Commerce intends to issue appropriate assessment instructions directly to CBP no earlier than 35 days after the date of publication of the final results of this administrative review in the *Federal Register*. If a timely summons is filed at the U.S. Court of International Trade, the assessment instructions will direct CBP not to liquidate relevant entries until the time for parties to file a request for a statutory injunction has expired (*i.e.*, within 90 days of publication).

Cash Deposit Requirements

The following cash deposit requirements will be effective for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of this administrative review, as provided by section 751(a)(2)(C) of the Act: (1) the cash deposit rate for Surya will be zero, the rate established in the final results

of this review; (2) for previously reviewed or investigated companies not covered in this review, the cash deposit rate will continue to be the company-specific rate published for the most recent period; (3) if the exporter is not a firm covered in this or any previous review or in the original less-than-fair-value (LTFV) investigation but the manufacturer is, the cash deposit rate will be the rate established for the most recent period for the manufacturer of the merchandise; and (4) if neither the exporter nor the manufacturer is a firm covered in this or any previous review or the LTFV investigation, the cash deposit rate will continue to be the all-others rate of zero percent, which is the all-others rate established by Commerce in the LTFV investigation.³ These cash deposit requirements, when imposed, shall remain in effect until further notice.

Notification to Importers

This notice also serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping and/or countervailing duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in Commerce's presumption that reimbursement of antidumping and/or countervailing duties occurred and the subsequent assessment of double antidumping duties, and/or an increase in the amount of antidumping duties by the amount of the countervailing duties.

Administrative Protective Order (APO)

This notice also serves as a reminder to parties subject to an APO of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

Notification to Interested Parties

These results are being issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.213(h).

³ See *Order*, 79 FR at 53694 n. 17.

Dated: May 5, 2025.

Abdelali Elouaradia,

Deputy Assistant Secretary for Enforcement and Compliance.

[FR Doc. 2025-08406 Filed 5-12-25; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XE915]

Western Pacific Fishery Management Council; Public Meetings

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

ACTION: Notice of public meeting.

SUMMARY: The Western Pacific Fishery Management Council (Council) will hold its Social Science Planning Committee (SSPC), American Samoa Archipelago Fishery Ecosystem Plan (FEP) Advisory Panel (AP), Mariana Archipelago FEP Commonwealth of the Northern Mariana Islands (CNMI) AP, Hawaii Archipelago and Pacific Remote Island Areas (PRIA) FEP AP, Mariana Archipelago FEP Guam AP, and Fishing Industry Advisory Committee (FIAC) to discuss and make recommendations on fishery management issues in the Western Pacific Region.

DATES: The meetings will be held between May 27 and June 2, 2025. For specific times and agendas, see **SUPPLEMENTARY INFORMATION.**

ADDRESSES: The Council will hold its SSPC, American Samoa Archipelago FEP AP, Hawaii Archipelago and PRIA FEP AP, Mariana Archipelago FEP CNMI AP, Mariana Archipelago FEP Guam AP, and FIAC meetings in a hybrid format with in-person and remote participation (Webex) options available for the members and the public. In person attendance (for members and public) for the SSPC, Hawaii Archipelago and PRIA FEP AP, and FIAC meetings will be hosted at the Council Office, 1164 Bishop St., Suite 1400, Honolulu, Hawaii 96813. In-person attendance for the American Samoa Archipelago FEP AP and public will be hosted at the Tedi of Samoa Suite 208B, P8C6+V2F, Fagotogo Village, AS, 96799. In-person attendance for the Mariana Archipelago FEP CNMI AP and public will be hosted at BRI Building, Suite 205, Kopa Di Oru St., Garapan, Saipan 96950. In-person attendance for the Mariana Archipelago FEP Guam AP and public will be hosted at Cliff Pointe, 304 W O'Brien Drive,

Hagatña, GU, 96910. Instructions for connecting to the web conference and providing oral public comments will be posted on the Council website at www.wpcouncil.org. For assistance with the web conference connection, contact the Council office at (808) 522-8220.

FOR FURTHER INFORMATION CONTACT:

Contact Kitty M. Simonds, Executive Director, Western Pacific Fishery Management Council; phone: (808) 522-8220.

SUPPLEMENTARY INFORMATION: The SSPC meeting will be held between 12 p.m. noon and 5 p.m. (Hawaii Standard Time [HST]) on Tuesday, May 27, 2025. The American Samoa FEP AP will be held between 6 p.m. and 8 p.m. (Samoa Standard Time [SST]) on Tuesday, May 27, 2025. The Mariana Archipelago FEP CNMI AP will be held between 6 p.m. and 8 p.m. (Chamorro Standard Time [ChST]) on Wednesday, May 28, 2025. The Hawaii Archipelago and PRIA FEP AP will be held between 9 a.m. and 1 p.m. (HST) on Friday, May 30, 2025. The Mariana Archipelago FEP Guam AP will be held between 10 a.m. and 12 p.m. noon (ChST) on Saturday, May 31, 2025. The FIAC will be held between 2 p.m. and 5 p.m. (HST) on Monday, June 2, 2025.

Public Comment periods will be provided in the agendas. The order in which agenda items are addressed may change. The meetings will run as late as necessary to complete scheduled business.

Schedule and Agenda for the SSPC Meeting

Tuesday, May 27, 2025, 12 p.m. to 5 p.m. (HST)

1. Welcome and Introductions
2. Approval of Agenda
3. Annual Stock Assessment and Fishery Evaluation (SAFE) Reports
 - A. Socioeconomic Modules 2024 Report Updates
 - B. Fisher Observations
4. Social, Economic, Ecological, and Management (SEEM) Process Review
5. Discussion on Role of SSPC in the Council Process
6. Socioeconomic Considerations for Council Actions and Issues
 - A. Implementation of Electronic Monitoring (EM) in Hawaii and American Samoa Longline (LL) Fisheries
 - B. Hawaii and American Samoa LL Fisheries Crew Training Requirement
 - C. Annual Catch Limits (ACL) Specifications for Main Hawaiian Islands (MHI) Uku for 2026 to 2029
7. Update on NMFS Socioeconomic Programs and Activities

8. Project Updates
9. Other Business
10. Public Comment
11. Discussion and Recommendations

Schedule and Agenda for the American Samoa Archipelago FEP AP Meeting

Tuesday, May 27, 2025, 6 p.m. to 8 p.m. (SST)

1. Welcome and Introductions
2. Review of the Last AP Recommendation and Meeting
3. Council Fisheries Issues
 - A. 2024 American Samoa SAFE Report
 - B. Implementation of EM in Hawaii and American Samoa LL Fisheries
 - C. Hawaii and American Samoa LL Fisheries Crew Training Requirement
4. Council Inflation Reduction Act (IRA) Project Update
 - A. Scenario Planning
 - B. Regulatory Review
 - C. Community Consultation
5. AP Strategic Planning for 2025
6. Public Comment
7. Discussion and Recommendations
8. Other Business

Schedule and Agenda for the Mariana Archipelago FEP CNMI AP Meeting

Wednesday, May 28, 2025, 6 p.m. to 8 p.m. (ChST)

1. Welcome and Introductions
2. Review of the Last AP Recommendation and Meeting
3. Council Fisheries Issues
 - A. 2024 CNMI Annual SAFE Report
 - B. 2024 CNMI Bottomfish Stock Assessment Update
4. Council IRA Project Update
 - A. Scenario Planning
 - B. Regulatory Review
 - C. Community Consultation
6. AP Strategic Planning for 2025
7. Public Comment
8. Discussion and Recommendations
9. Other Business

Schedule and Agenda for the Hawaii Archipelago and PRIA FEP AP Meeting

Friday, May 30, 2025, 9 a.m. to 1 p.m. (HST)

1. Welcome and Introductions
2. Review of the Last AP Recommendation and Meeting
3. Council Fisheries Issues
 - A. 2024 Hawaii Annual SAFE Report
 - B. ACL Specifications for MHI Uku for 2026 to 2029
 - C. Implementation of EM in Hawaii and American Samoa LL Fisheries
 - D. Hawaii and American Samoa LL Fisheries Crew Training Requirement
4. Council IRA Project Update

- A. Scenario Planning
- B. Regulatory Review
- C. Community Consultation
- 5. State of Hawaii Department of Land and Natural Resources Update
- 6. Review of Uku Data for Future Management
- 7. AP Strategic Planning for 2025
- 8. Public Comment
- 7. Discussion and Recommendations
- 8. Other Business

Schedule and Agenda for the Mariana Archipelago FEP Guam AP Meeting

Saturday, May 31, 2025, 10 a.m. to 12 p.m. (ChST)

- 1. Welcome and Introductions
- 2. Review of the Last AP Recommendation and Meeting
- 3. Council Fisheries Issues
 - A. 2024 Guam Annual SAFE Report
- 4. Council IRA Project Update
 - A. Scenario Planning
 - B. Regulatory Review
 - C. Community Consultation
- 6. AP Strategic Planning for 2025
 - A. Guam Military Working Group Update
- 7. Public Comment
- 8. Discussion and Recommendations
- 9. Other Business

Schedule and Agenda for the FIAC Meeting

Monday, June 2, 2025, 2 p.m. to 5 p.m. (HST)

- 1. Welcome and Introductions
- 2. Status Report on Previous FIAC Recommendations
- 3. Roundtable Update on Fishing/Market Issues/Impacts
- 4. Hawaii and American Samoa LL Fisheries Crew Training Requirement
- 5. Implementation of EM in Hawaii and American Samoa LL Fisheries
- 4. Council IRA Project Updates
 - A. Scenario Planning
 - B. Regulatory Review
 - C. Community Consultation
- 6. 2024 Annual SAFE Report Highlights
- 7. Other Business
- 8. Public Comment
- 9. Discussion and Recommendations

Special Accommodations

These meetings are accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Kitty M. Simonds, (808) 522-8220 (voice) or (808) 522-8226 (fax), at least 5 days prior to the meeting date.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: May 7, 2025.

Rey Israel Marquez,
Branch Chief, Office of Sustainable Fisheries,
National Marine Fisheries Service.

[FR Doc. 2025-08373 Filed 5-12-25; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XE738]

Marine Mammals; File No. 26663

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

ACTION: Notice; receipt of application for permit amendment.

SUMMARY: Notice is hereby given that Alaska Whale Foundation, P.O. Box 1927, Petersburg, AK 99833 (Responsible Party: Andy Szabo, Ph.D.), has applied for an amendment to Scientific Research Permit No. 26663-01.

DATES: Written comments must be received on or before June 12, 2025.

ADDRESSES: The application and related documents are available for review by selecting "Records Open for Public Comment" from the "Features" box on the Applications and Permits for Protected Species home page, <https://apps.nmfs.noaa.gov>, and then selecting File No. 26663 from the list of available applications. These documents are also available upon written request via email to NMFS.Pr1Comments@noaa.gov.

Written comments on this application should be submitted via email to NMFS.Pr1Comments@noaa.gov. Please include File No. 26663 in the subject line of the email comment.

Those individuals requesting a public hearing should submit a written request via email to NMFS.Pr1Comments@noaa.gov. The request should set forth the specific reasons why a hearing on this application would be appropriate.

FOR FURTHER INFORMATION CONTACT: Shasta McClenahan, Ph.D., or Amy Hapeman at (301) 427-8401.

SUPPLEMENTARY INFORMATION: The subject amendment is requested 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 (16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

Permit No. 26663, issued on January 20, 2024 (89 FR 9838, February 12, 2024), authorizes the research on humpback whales (*Megaptera novaeangliae*) and nine other cetacean species in southeast Alaska to study

distribution, abundance trends, acoustic ecology, and health. Authorized research methods during vessel and unmanned aircraft surveys (UAS) include photo-id, photogrammetry, behavioral observations, underwater photography, passive acoustic recordings, acoustic playbacks, biological sampling (exhaled air, sloughed skin, fecal, skin and blubber biopsy), and suction-cup tags. Non-listed pinnipeds may be unintentionally harassed during research. One amendment to the permit changed the Responsible Party (No. 26663-01, February 26, 2025). The permit holder is requesting the permit be amended to increase takes of gray whales (*Eschrichtius robustus*) due to an increased presence in the study area. Annually up to 400 gray whales (an increase from 200) would be studied in the same manner as currently authorized for Level B harassment activities. Additionally, up to 100 gray whales could be biopsy sampled and 50 whales could be biopsy sampled and suction-cup tagged annually following the currently permitted methods for humpback whales. The applicant is also updating methods for suction-cup tags to include deployment by UAS. The permit expires on February 15, 2029.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an initial determination has been made that the activity proposed is categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of this application to the Marine Mammal Commission and its Committee of Scientific Advisors.

Dated: May 7, 2025.

Kimberly Damon-Randall,
Director, Office of Protected Resources,
National Marine Fisheries Service.

[FR Doc. 2025-08380 Filed 5-12-25; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XE500]

Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Pile Driving Training Exercises at Naval Base Ventura County, Port Hueneme

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and

Atmospheric Administration (NOAA), Commerce.

ACTION: Notice; issuance of an incidental harassment authorization.

SUMMARY: In accordance with the regulations implementing the Marine Mammal Protection Act (MMPA) as amended, notification is hereby given that NMFS has issued an incidental harassment authorization (IHA) to the United States Navy (Navy) to incidentally harass marine mammals during construction activities associated with pile driving training exercises at Naval Base Ventura County, Port Hueneme (NBVC). The Navy's activities are considered military readiness activities pursuant to the MMPA, as amended by the National Defense Authorization Act for Fiscal Year 2004 (NDAA).

DATES: This authorization is effective from May 12, 2025, through December 31, 2025.

ADDRESSES: Electronic copies of the application and supporting documents, as well as a list of the references cited in this document, may be obtained online at: <https://www.fisheries.noaa.gov/national/marine-mammal-protection/incidental-take-authorizations-military-readiness-activities>. In case of problems accessing these documents, please call the contact listed below.

FOR FURTHER INFORMATION CONTACT: Alyssa Clevestine, Office of Protected Resources, NMFS, (301) 427-8401.

SUPPLEMENTARY INFORMATION:

Background

The MMPA prohibits the "take" of marine mammals, with certain exceptions. Sections 101(a)(5)(A) and (D) of the MMPA (16 U.S.C. 1361 *et seq.*) direct the Secretary of Commerce (as delegated to NMFS) to allow, upon request, the incidental, but not intentional, taking of small numbers of marine mammals by U.S. citizens who engage in a specified activity (other than commercial fishing) within a specified geographical region if certain findings are made and either regulations are issued or, if the taking is limited to harassment, a notice of a proposed incidental take authorization may be provided to the public for review.

Authorization for incidental takings shall be granted if NMFS finds that the taking will have a negligible impact on the species or stock(s) and will not have an unmitigable adverse impact on the availability of the species or stock(s) for taking for subsistence uses (where relevant). Further, NMFS must prescribe the permissible methods of taking and

other "means of effecting the least practicable adverse impact" on the affected species or stocks and their habitat, paying particular attention to rookeries, mating grounds, and areas of similar significance, and on the availability of such species or stocks for taking for certain subsistence uses (referred to in shorthand as "mitigation"); and requirements pertaining to the mitigation, monitoring and reporting of such takings are set forth.

The NDAA (Pub. L. 108-136) removed the "small numbers" and "specified geographical region" limitations indicated above and amended the definition of "harassment" as it applies to a "military readiness activity." The activity for which incidental take of marine mammals is being requested addressed here qualifies as a military readiness activity.

History of Request

On May 13, 2024, the Navy submitted an application requesting issuance of an IHA authorizing take of California sea lions (*Zalophus californianus*) and harbor seals (*Phoca vitulina richardii*), by Level B harassment only, incidental to four pile driving training exercises at NBVC. Revised applications were received on August 6, 2024, and September 12, 2024. The application was deemed adequate and complete on September 24, 2024, and the notice of the proposed IHA was published in the **Federal Register** on October 23, 2024 (89 FR 84534). A correction to this notice was published on October 30, 2024, that clarified the appropriate public comment duration period (*i.e.*, 30 days) (89 FR 86320). On April 15, 2025, the Navy submitted a memo with updated information and clarification on revised pile driving training needs to account for exercises planned through December 31, 2025.

Changes from the 2023 IHA include those associated with the Navy's request, in some instances, to install and remove additional piles and types of piles during the training exercises over additional days (*i.e.*, more than were addressed in the 2023 IHA) due to emergent training requirements and tempo (see the Description of the Specified Activities section for more details). In addition, on October 24, 2024, NMFS published its Updated Technical Guidance for Assessing the Effects of Anthropogenic Sound on Marine Mammal Hearing (Version 3.0) (89 FR 84872, NMFS (2024)), which includes updated hearing ranges and names for marine mammal hearing groups as well as updated thresholds and weighting functions to inform

auditory injury estimates (*i.e.*, for Level A harassment) that have been applied in NMFS' analysis herein. These changes do not affect the previous analyses, mitigation, and monitoring requirements, or method of take calculations, outside of the inclusion of slightly larger Level A harassment zones and shutdown zones due to the increased numbers of piles anticipated to be installed and or removed within a day, and that the planned training exercises would be completed in 160 days instead of 96 days. In evaluating the current request and to the extent deemed appropriate, NMFS relied on the information presented in notices associated with the issuance of the initial 2023 IHA (88 FR 15956, March 15, 2023; 88 FR 28517, May 4, 2023).

The Navy submitted a monitoring report on March 4, 2023, based on the work completed under the 2023 IHA, which confirms that the applicant implemented the required mitigation and monitoring during the initial year of the activity, and that they did not exceed the authorized levels of take under the 2023 IHA. These monitoring results, as well as the Navy's current request and application, are available to the public on our website: <https://www.fisheries.noaa.gov/action/incidental-take-authorization-us-navy-pile-driving-exercises-naval-base-ventura-county-port>.

Description of the Specified Activities

The primary mission of NBVC is to provide a home port and to furnish training, administrative, and logistical support for the Naval Construction Battalions. As described in the 2023 IHA, Naval Construction Group ONE proposes to execute pile driving training exercises at NBVC that are essential to construction battalion personnel prior to deployment. The specific components of each exercise could vary based on the specific training requirements for each battalion, but could include vibratory and impact pile driving, temporary pier construction, and subsequent removal of all installed materials. These are military readiness activities, as defined under the NDAA of Fiscal Year 2004 (Pub. L. 108-136).

Under the 2023 IHA, the Navy requested take by Level B harassment for California sea lions and harbor seals incidental to up to four pile driving training exercises, each of which could include installation and removal of a sheet pile wall and round pile pier. Level A harassment was not anticipated, requested, or authorized. It was estimated that each training exercise could take up to 24 days (12 days for pile installation and 12 days for pile

removal), for a total of up to 96 days over the four training exercises. Due to issues with equipment, the Navy only performed one training exercise for 11 days during the 2023 authorization period. The Navy has requested a new IHA so that it can complete an additional four training exercises during the new IHA period. Due to emergent training requirements and tempo, the Navy has requested, in some instances, to install and remove additional piles and pile types during the training exercises across a total of 160 days (40 days of in-water pile driving per training exercise) (table 1). The new IHA is valid from the date of issuance through December 31, 2025. Due to the availability of resources, requirements by NBVC for port use, and battalion training needs, it is not possible to predict the precise dates of training activities; however, no more than four separate training events would occur over the duration of the IHA.

A detailed description of the planned training activities is provided in the **Federal Register** notice for the proposed IHA (89 FR 84534, October 23, 2024), as well as in the documents related to the 2023 IHA (*i.e.*, the **Federal Register** notice of the proposed 2023 IHA (88 FR 15956, March 15, 2023), the **Federal Register** notice of issuance of the 2023

IHA (88 FR 28517, May 4, 2023), and all associated references and documents). Only minor changes have been made to the planned activities since the publication of those documents. Therefore, a description is provided below. Please refer to those documents for the description of the specific activity. We also refer the reader to the Navy’s previous and current applications and monitoring reports which can be found at: <https://www.fisheries.noaa.gov/action/incidental-take-authorization-us-navy-pile-training-exercises-naval-base-ventura-county-port>.

Comments and Responses

A notice of NMFS’ proposal to issue an IHA to the Navy was published in the **Federal Register** on October 23, 2024 (89 FR 84534). That notice and the **Federal Register** notices related to the initial 2023 IHA (88 FR 15956, March 15, 2023; 88 FR 28517, May 4, 2023) described, in detail, the Navy’s activity, the marine mammal species that may be affected by the activity, and the anticipated effects on marine mammals. In the proposed notice for this 2025 IHA (89 FR 84534, October 23, 2024), we requested public input on the request for authorization described therein, our analyses, the proposed authorization,

and any other aspect of the notice of proposed IHA, and requested that interested persons submit relevant information, suggestions, and comments. During the 30-day public comment period, NMFS did not receive any public comments.

Changes From the Proposed IHA to Final IHA

There are minor changes from the proposed IHA to the final IHA, including the addition of a new pile type (16-inch plastic pile), decrease in time to install and remove timber and sheet piles by vibratory methods, decrease in days of installation and total days per exercise for timber and H-beam piles, increase in buffer days per exercise (table 1), and changes to calculated distances and areas to the estimated Level A and Level B harassment thresholds (table 5), resulting in changes to the Level A harassment shutdown zones and Level B harassment monitoring zones for all activities (table 7). These changes do not affect the estimated take amounts, and no changes have been made to the authorized take (table 6). These changes are incorporated herein but do not change any of the analyses or determinations from the proposed IHA (89 FR 84534, October 23, 2024).

TABLE 1—SUMMARY OF PILE DETAILS AND ESTIMATED PRODUCTION RATES FOR PILE INSTALLATION AND REMOVAL DURING EACH TRAINING EXERCISE

Pile size/type/shape	Number of sheets/piles	Vibratory installation/removal duration per pile	Potential impact strikes per pile, if needed	Production rate (piles/day)				Days of installation	Days of removal	Buffer days ^a	Total days per exercise
				Installation		Removal					
				Vibratory hammer	Impact hammer	Vibratory hammer	Impact hammer				
24-in Steel Sheet.	30	7/7 minutes	N/A	30	N/A	30	N/A	1	1	12	14
16-in Timber Pile.	12	10/7 minutes ...	1,800	12	6	12	N/A	1	1	7	9
14-in H-Beam Pile.	6	20/30 minutes	1,800	6	2	6	N/A	1	1	6	8
16-inch Plastic Pile.	12	5/5 minutes	500	12	6	12	N/A	1	1	7	9
Totals .....	.....	21.25 hours/ 22.25 hours.	.....	.....	.....	.....	.....	4	4	32	40

^aBuffer days are included in this 2025 IHA to allow for unanticipated variation in production rates and to account for any training that is slowed or delayed due to the need to meet specific training or mitigation requirements; buffer days were not considered in the initial 2023 IHA.

Description of Marine Mammals

A description of the marine mammals in the area of the activities for which take is authorized here, including information on abundance, status, distribution, and hearing, may be found in the **Federal Register** notice of the proposed IHA (88 FR 15956, March 15, 2023) for the initial 2023 authorization. NMFS has reviewed the monitoring data from the 2023 IHA, 2024 draft stock assessment reports, information on

relevant unusual mortality events, and other scientific literature, and determined there is no new information that affects which species or stocks have the potential to be affected or the pertinent information in the Description of the Marine Mammals in the Area of Specified Activities contained in the supporting documents for the 2023 IHA.

Marine Mammal Hearing

Hearing is the most important sensory modality for marine mammals underwater, and exposure to anthropogenic sound can have deleterious effects. To appropriately assess the potential effects of exposure to sound, it is necessary to understand the frequency ranges marine mammals are able to hear. Not all marine mammal species have equal hearing capabilities (*e.g.*, Richardson *et al.*, 1995; Wartzok

and Ketten, 1999; Au and Hastings, 2008). To reflect this, Southall *et al.* (2007, 2019) recommended that marine mammals be divided into hearing groups based on directly measured (behavioral or auditory evoked potential techniques) or estimated hearing ranges

(behavioral response data, anatomical modeling, *etc.*). Subsequently, NMFS (2024) described updated generalized hearing ranges for these marine mammal hearing groups. Generalized hearing ranges were chosen based on the ~65 decibel (dB) threshold from composite

audiograms, previous analyses in NMFS (2018), and/or data from Southall *et al.* (2007) and Southall *et al.* (2019). Marine mammal hearing groups and their associated hearing ranges are provided in table 2.

TABLE 2—MARINE MAMMAL HEARING GROUPS
[NMFS, 2024]

Hearing group	Generalized hearing range*
Low-frequency (LF) cetaceans (baleen whales)	7 Hz to 36 kHz.
High-frequency (HF) cetaceans (dolphins, toothed whales, beaked whales, bottlenose whales)	150 Hz to 160 kHz.
Very High-frequency (VHF) cetaceans (true porpoises, <i>Kogia</i> , river dolphins, Cephalorhynchid, <i>Lagenorhynchus cruciger</i> & <i>L. australis</i>).	200 Hz to 165 kHz.
Phocid pinnipeds (PW) (underwater) (true seals)	40 Hz to 90 kHz.
Otariid pinnipeds (OW) (underwater) (sea lions and fur seals)	60 Hz to 68 kHz.

* Represents the generalized hearing range for the entire group as a composite (*i.e.*, all species within the group), where individual species' hearing ranges may not be as broad. Generalized hearing range chosen based on ~65-dB threshold from composite audiogram, previous analysis in NMFS 2018, and/or data from Southall *et al.*, 2007; Southall *et al.*, 2019. Additionally, animals are able to detect very loud sounds above and below that "generalized" hearing range.

For more detail concerning these groups and associated frequency ranges, please see NMFS (2024) for a review of available information.

Potential Effects of Specified Activities on Marine Mammals and Their Habitat

The effects of underwater noise from the Navy's training activities have the potential to result in behavioral harassment of marine mammals in the vicinity of NBVC. The notice of the 2023 proposed IHA (88 FR 15956, March 15, 2023) included a discussion of the effects of anthropogenic noise on marine mammals and the potential effects of underwater noise from the Navy's training activities on marine mammals and their habitat. That information and analysis is referenced in this final IHA determination and is not repeated here; please refer to the notice of the 2023 proposed IHA (88 FR 15956, March 15, 2023). NMFS has reviewed the monitoring data from the 2023 IHA, recent draft stock assessment reports, information on relevant unusual mortality events, and other scientific literature, and determined that there is no new information that affects our initial analysis of impacts on marine mammals and their habitat.

Estimated Take of Marine Mammals

A detailed description of the methods and inputs used to estimate take for the specified activity are found in the

Federal Register notices of the proposed and final IHAs for the 2023 authorization (88 FR 15956, March 15, 2023; 88 FR 28517, May 4, 2023). Specifically, the source levels and marine mammal occurrence data applicable to this authorization remain unchanged from the 2023 IHA, as do the thresholds and methodology for estimating take by Level B harassment.

The Navy, however, anticipates that the number of piles that could be installed or removed per day will increase compared to the 2023 IHA so that personnel can meet new training requirements during the IHA authorization period (see table 1). In addition, the Navy anticipates that the vibratory removal of 24-in steel sheets could take 30 minutes, whereas the 2023 IHA considered this activity could take 20 minutes. As described in the **Federal Register** notices of the proposed and final IHAs for the 2023 authorization (88 FR 15956, March 15, 2023; 88 FR 28517, May 4, 2023), the ensonified area associated with Level A harassment accounts for both source level of the specified activity and duration of that activity. Increasing the number of piles to be installed/removed per day, as well as the anticipated duration of vibratory removal of steel sheet piles, increases the total estimated daily duration of the activity, and thus, the extent of the Level A harassment

zones. Note; the estimated distances to the Level B harassment isopleths do not increase because activity duration is not considered in their calculation.

In the notice of this proposed IHA (89 FR 84534, October 23, 2024), we provided calculations using the NMFS' 2024 Updated Technical Guidance for the purposes of understanding the number of potential takes by Level A harassment in comparison to NMFS' 2018 Technical Guidance; since that time the Updated Technical Guidance has been finalized and is thus only considered herein (89 FR 84872, October 24, 2024)). The NMFS' 2024 Updated Technical Guidance criteria include both updated thresholds and updated weighting functions for each hearing group to inform auditory injury estimates (89 FR 36762). The thresholds are provided in table 3. The references, analysis, and methodology used in the development of the criteria, as well as the detailed description of the updated weighting functions, are described in the NMFS' 2024 Updated Technical Guidance, which may be accessed at: <https://www.fisheries.noaa.gov/national/marine-mammal-protection/marine-mammal-acoustic-technical-guidance>.

The Navy's training activities include the use of impulsive (impact pile driving) and non-impulsive (vibratory driving) sources.

TABLE 3—NMFS’ 2024 THRESHOLDS IDENTIFYING THE ONSET OF AUDITORY INJURY [AUD INJ]

Hearing group	AUD INJ onset acoustic thresholds* (received level)	
	Impulsive	Non-impulsive
Low-Frequency (LF) Cetaceans	Cell 1: $L_{p,0-pk,flat}$: 222 dB; $L_{E,p,LF,24h}$: 183 dB	Cell 2: $L_{E,p,LF,24h}$: 197 dB
High-Frequency (HF) Cetaceans	Cell 3: $L_{p,0-pk,flat}$: 230 dB; $L_{E,p,HF,24h}$: 193 dB	Cell 4: $L_{E,p,HF,24h}$: 201 dB
Very High-Frequency (VHF) Cetaceans	Cell 5: $L_{p,0-pk,flat}$: 202 dB; $L_{E,p,VHF,24h}$: 159 dB	Cell 6: $L_{E,p,VHF,24h}$: 181 dB
Phocid Pinnipeds (PW) (Underwater)	Cell 7: $L_{p,0-pk,flat}$: 223 dB; $L_{E,p,PW,24h}$: 183 dB	Cell 8: $L_{E,p,PW,24h}$: 195 dB
Otariid Pinnipeds (OW) (Underwater)	Cell 9: $L_{p,0-pk,flat}$: 230 dB; $L_{E,p,OW,24h}$: 185 dB	Cell 10: $L_{E,p,OW,24h}$: 199 dB

* Dual metric criteria for impulsive sounds: Use whichever criteria results in the largest isopleth for calculating AUD INJ onset. If a non-impulsive sound has the potential of exceeding the peak sound pressure level criteria associated with impulsive sounds, the Peak sound pressure level (PK SPL) criteria are recommended for consideration for non-impulsive sources.

Note: Peak sound pressure ($L_{p,0-pk}$) has a reference value of 1 microPascal (μ Pa), and weighted cumulative sound exposure level ($L_{E,p}$) has a reference value of 1 μ Pa²s. In this table, criteria are abbreviated to be more reflective of International Organization for Standardization (ISO) standards (ISO 2017; ISO 2020). The subscript “flat” is being included to indicate peak sound pressure are flat weighted or unweighted within the generalized hearing range of marine mammals underwater (i.e., 7 hertz (Hz) to 165 kHz). The subscript associated with cumulative sound exposure level criteria indicates the designated marine mammal auditory weighting function (LF, HF, and VHF cetaceans, and PW and OW pinnipeds) and that the recommended accumulation period is 24 hours. The weighted cumulative sound exposure level criteria could be exceeded in a multitude of ways (i.e., varying exposure levels and durations, duty cycle). When possible, it is valuable for action proponents to indicate the conditions under which these criteria will be exceeded.

NMFS developed optional User Spreadsheet tools to accompany the 2024 Updated Technical Guidance that can be used to relatively simply predict an isopleth distance for use in conjunction with marine mammal density or occurrence to help predict potential takes. We note that because of some of the assumptions included in the methods underlying these optional tools, we anticipate that the resulting

isopleth estimates are typically going to be overestimates of some degree, which may result in an overestimate of potential take by Level A harassment. However, these optional tools offers the best way to estimate isopleth distances when more sophisticated modeling methods are not available or practical. For stationary sources, such as vibratory and impact pile driving, the optional User Spreadsheet tools predict the

distance at which, if a marine mammal remained at that distance for the duration of the activity, it will be expected to incur permanent AUD INJ. Inputs used in the optional User Spreadsheet tools based on the Navy’s request are reported in table 4. The isopleths calculated for this IHA based on NMFS’ 2024 Updated Technical Guidance are reported in table 5.

TABLE 4—NMFS USER SPREADSHEET INPUTS

Pile size and type	Vibratory pile driving				Impact pile driving			
	16-inch Plastic Piles	16-inch Timber Piles	14-inch Steel H Beam	24-inch Steel Sheet	16-inch Plastic Piles	16-inch Timber Piles	14-inch Steel H Beam	24-inch Steel Sheet
Source Level	162 dB RMS ...	162 dB RMS ...	147 dB RMS ...	159 dB RMS ...	170 dB SEL	160 dB SEL	170 dB SEL	N/A
Transmission Loss Coefficient.	15	15	15	15	15	15	15	N/A
Weighting Factor Adjustment (kHz).	2.5	2.5	2.5	2.5	2	2	2	N/A
Time to install/remove single pile (minutes).	5/5	10/7	30/30	7/7	N/A	N/A	N/A	N/A
Number of strikes per pile.	N/A	N/A	N/A	N/A	500	1,800	1,800	N/A
Piles to install/remove per day.	12/12	12	6	30	6	6	2	N/A
Distance of sound pressure level measurement (meters).	10	10	10	11	10	10	10	N/A

TABLE 5—CALCULATED DISTANCES AND AREAS TO THE ESTIMATED LEVEL A AND LEVEL B HARASSMENT THRESHOLDS BY PILE TYPE AND PILE DRIVING METHOD

Activity	Pile description	Piles per day	Level A harassment distances (m)		Level A harassment areas (km ²) for all hearing groups ^a	Level B harassment distance (m) all hearing groups ^b	Level B harassment areas (km ²) for all hearing groups ^a
			PW	OW			
Vibratory Installation/Removal	16-inch Timber Piles	12	22.0	7.4	<0.1	790	<0.3
	16-inch Plastic Piles	12	13.8	4.7	<0.1	790	<0.3
	14-inch Steel H Beam	6	2.9	1.0	<0.1	631	<0.3
	24-inch Steel Sheet	30	20.1	6.8	<0.1	790	<0.3
Impact Installation	16-inch Timber Piles	6	126.5	47.1	<0.1	47	<0.1
	16-inch Plastic Piles	6	249.9	93.2	<0.1	790	<0.3

TABLE 5—CALCULATED DISTANCES AND AREAS TO THE ESTIMATED LEVEL A AND LEVEL B HARASSMENT THRESHOLDS BY PILE TYPE AND PILE DRIVING METHOD—Continued

Activity	Pile description	Piles per day	Level A harassment distances (m)		Level A harassment areas (km ²) for all hearing groups ^a	Level B harassment distance (m) all hearing groups ^b	Level B harassment areas (km ²) for all hearing groups ^a
			PW	OW			
	14-inch Steel H-Beam	2	282.2	105.2	<0.1	790	<0.3

^a Harassment areas have been truncated where appropriate to account for land masses.
^b The maximum harassment distances are approximately 790 m for Wharf 4 South, 795 m for Wharf 4 East, and 655 m for Wharf D due to the presence of land masses in the project area, which truncate sound transmission.

The stocks taken, methods of take, and types of take remain unchanged from the 2023 authorization. Here, we estimate the amount of taking by Level B harassment for both species using the same method and rates of daily occurrence for California sea lions (342 individuals) and harbor seals (21 individuals) used in the 2023 IHA, applied across the 160 days of

anticipated activity, resulting in 46,512 and 2,856 instances of take by Level B harassment, respectively (table 6). While the estimated distances to the Level A harassment thresholds and the shutdown zones are in some cases larger than the estimated distances to the Level B harassment thresholds (see distances for impact driving in table 5), they are still relatively small (*i.e.*, less

than 283 m based on NMFS' 2024 Updated Technical Guidance) and it is unlikely that an individual would remain in these zones long enough to incur AUD INJ. Further, we anticipate that the Navy will be able to effectively shut down operations as necessary to avoid any take by Level A harassment. Therefore, take by Level A harassment is not authorized.

TABLE 6—AMOUNT OF AUTHORIZED TAKE AS A PERCENTAGE OF STOCK ABUNDANCE, BY STOCK AND HARASSMENT TYPE

Species	Stock	Authorized amount of taking			Percent of stock
		Level A	Level B	Total	
California Sea Lion	U.S.	0	46,512	46,512	18.05
Harbor Seal	California	0	2,856	2,856	9.22

Description of Mitigation, Monitoring and Reporting Measures

The mitigation, monitoring, and reporting measures included as requirements in this authorization are identical to those included in the Federal Register notice announcing the issuance of the 2023 IHA (88 FR 28517, May 4, 2023), except for the size of the respective shutdown zones as discussed below, and the discussion of the least practicable adverse impact included in that document remains accurate. The IHA includes the following measures:

- The Navy will conduct briefings between supervisors and trainees, the marine mammal monitoring team, and Navy staff prior to the start of all in-water pile driving activity, and when new personnel join the work, to ensure that responsibilities, communication

procedures, marine mammal monitoring protocols, and operational procedures are clearly understood.

- During all in-water work other than pile driving (*e.g.*, pile placement, boat use), in order to prevent injury from physical interaction with construction equipment, a shutdown zone of 10 m (32.8 ft) will be implemented. If a marine mammal comes within 10 m (32.8 ft), operations will cease and vessels will reduce speed to the minimum level required to maintain steerage and safe working conditions. If human safety is at risk, the in-water activity will be allowed to continue until it is safe to stop.
- The Navy will establish shutdown zones for all for in-water pile driving activities. The purpose of a shutdown zone is generally to define an area within which shutdown of activity will

occur upon sighting of a marine mammal (or in anticipation of an animal entering the defined area). Shutdown zones will vary based on the type of pile installation/removal activity, but are larger than the calculated Level A harassment isopleths shown in table 7. The shutdown zones have increased slightly from what was required in the 2023 IHA based on the Navy's request to increase the number of piles that may be installed and or removed each day, and in the case of 24-in steel sheets, the longer duration estimated to remove piles with a vibratory hammer (see table 1). The placement of lookouts during all pile driving activities (described in detail in below) will ensure that the entirety of all shutdown zones and Level A harassment zones are visible during pile installation and removal.

TABLE 7—SHUTDOWN ZONES DURING IN-WATER PILE DRIVING ACTIVITIES

Activity	Pile description	Distance (m)	
		PW	OW
Vibratory Installation/Removal	16-inch Timber Piles	25	25
	16-inch Plastic Piles	25	25
	14-inch Steel H Beam	25	25
	24-inch Steel Sheet	25	25
Impact Installation	16-inch Timber Piles	130	130
	16-inch Plastic Piles	260	260

TABLE 7—SHUTDOWN ZONES DURING IN-WATER PILE DRIVING ACTIVITIES—Continued

Activity	Pile description	Distance (m)	
		PW	OW
	14-inch Steel H-Beam	290	290

- The Navy will delay or shutdown all in-water pile driving activities should an animal approach or enter the appropriate shutdown zone. The Navy can resume in-water pile driving activities after one of the following conditions has been met: (1) the animal is observed exiting the shutdown zone; (2) the animal is thought to have exited the shutdown zone based on a determination of its course, speed, and movement relative to the pile driving location; or (3) the shutdown zone has been clear from any additional sightings for 15 minutes.

- The Navy will employ lookouts trained in marine mammal identification and behaviors to monitor marine mammal presence in the action area. Requirements for numbers and locations of observers will be based on hammer type, pile material, and Seabees training location as described in section 5 of the IHA. Lookouts will track marine mammals observed anywhere within their visual range relative to in-water training activities, and estimate the amount of time a marine mammal spends within the Level A or Level B harassment zones while pile driving activities are underway. The Navy will monitor the project area, including the Level B harassment zones, to the maximum extent possible based on the required number of lookouts, required monitoring locations, and environmental conditions. For all pile driving and removal activities, at least one lookout will be used.

- The placement of the lookouts during all pile driving and removal activities will ensure that the entire applicable shutdown zones are visible during all in-water pile installation and removal. One observer will be placed in a position to implement shutdown/delay procedures, when applicable, by notifying the hammer operator of a need for a shutdown of pile driving or removal.

- Prior to the start of pile driving or removal, the shutdown zone(s) will be monitored for a minimum of 30 minutes to ensure that they are clear of marine mammals (i.e., pre-clearance monitoring). Pile driving will only commence once observers have declared the shutdown zone(s) are clear of marine mammals. Monitoring will also

take place for 30 minutes post-completion of pile driving.

- If in-water work ceases for more than 30 minutes, the Navy will conduct pre-clearance monitoring of both the Level B harassment zone and shutdown zone.

- Pre-start clearance monitoring will be conducted during periods of visibility sufficient for the lead lookout to determine that the shutdown zones indicated in table 7 are clear of marine mammals. Pile driving can commence following 30 minutes of observation when the determination is made that the shutdown zones are clear of marine mammals.

- The Navy will use soft start techniques when impact pile driving. Soft start requires contractors to provide an initial set of three strikes at reduced energy, followed by a 30-second waiting period, then two subsequent reduced energy strike sets. A soft start will be implemented at the start of each day's impact pile driving and at any time following cessation of impact pile driving for a period of 30 minutes or longer. Soft starts will not be used for vibratory pile installation and removal. Lookouts will begin observing for marine mammals 30 minutes before "soft start" or in-water pile installation or removal begins.

- For any marine mammal species for which take by Level B harassment has not been authorized, in-water pile installation/removal will shut down immediately when the animals are sighted.

- If take by Level B harassment reaches the authorized limit for an authorized species, pile installation will be stopped as these species approach the Level B harassment zone to avoid additional take of them.

- Monitoring will be conducted by qualified lookouts with support from Navy biologists, in accordance with the following:

- Navy biologists will train and certify lookouts in accordance with the mitigation, monitoring and reporting requirements of the issued IHA;

- All lookouts will maintain contact via either handheld communication devices or flags to signal sightings and shutdowns;

- Lookouts will be placed at vantage points to monitor for marine mammals

and implement shutdown/delay procedures when applicable by calling for the shutdown to the hammer operator;

- The Lead lookout will be located within auditory range of the pile driving team and will have primary responsibility for calling activity shutdowns;

- Lookouts will use a hand-held global positioning device (GPS) device, rangefinder, visual reference points, or marker buoy to verify the required monitoring distance from the project site;

- Monitoring will occur in all-weather until training has concluded for the day;

- Lookouts will scan the waters within the Level A harassment and Level B harassment zones using binoculars (10x42 or similar) and or the naked eye and make visual observations of marine mammals present; and

- Lookouts will record all observations of marine mammals as described in the section 5 of the IHA, regardless of distance from the pile being driven. Lookouts will document any behavioral reactions in concert with distance from piles being driven or removed.

- Lookouts will have the following additional qualifications:

- Visual acuity in both eyes (correction is permissible) sufficient for discernment of moving targets at the water's surface with ability to estimate target size and distance; use of binoculars may be necessary to correctly identify the target;

- Sufficient training, orientation, or experience with the construction operation to provide for personal safety during observations;

- Writing skills sufficient to prepare a report of observations including but not limited to the number and species of marine mammals observed; dates and times when in-water construction activities were conducted; dates, times, and reason for implementation of mitigation (or why mitigation was not implemented when required); and marine mammal behavior; and

- Ability to communicate orally, by radio or in person, with project personnel to provide real-time information on marine mammals observed in the area as necessary.

The Navy will submit a draft marine mammal monitoring report to NMFS within 90 days after the completion of pile driving training activities, or 60 days prior to a requested date of issuance of any future IHAs for projects at the same location, whichever comes first. NMFS will provide comments within 30 days after receiving the draft report, and the Navy will address the comments and submit revisions within 30 days of receipt. If no comments are received from NMFS within 30 days, the draft report will be considered as final.

The draft and final marine mammal monitoring reports will be submitted to *PR.ITP.MonitoringReports@noaa.gov* and *itp.clevenstine@noaa.gov*. The reports must include an overall description of work completed, a narrative regarding marine mammal sightings, and associated data sheets. Specifically, the reports must include:

- Dates and times (begin and end) of all marine mammal monitoring;
- Training activities occurring during each daily observation period, including the number and type of piles driven or removed and by what method (*i.e.*, impact or vibratory) and the total equipment duration for vibratory installation and removal for each pile or estimated total number of strikes for each pile for impact driving;
- Lookout locations during marine mammal monitoring;
- Environmental conditions during monitoring periods (at beginning and end of lookout shift and whenever conditions change significantly), including Beaufort sea state and any other relevant weather conditions including cloud cover, fog, sun glare, and overall visibility to the horizon, and estimated observable distance;
- Description of any deviation from initial proposal in pile numbers, pile types, average driving times, *etc.*;
- Brief description of any impediments to obtaining reliable observations during training periods; and
- Description of any impediments to complying with the aforementioned mitigation measures.

Lookouts must record all incidents of marine mammal occurrence in the area in which take is anticipated regardless of distance from activity, and must document any behavioral reactions in concert with distance from piles being driven or removed. Specifically, lookouts must record the following:

- Name of lookout who sighted the animal(s) and lookout location and activity at time of sighting;
- Time of sighting;
- Identification of the animal(s) (*e.g.*, genus/species, lowest possible

taxonomic level, or unidentified), lookout confidence in identification, and the composition of the group if there is a mix of species;

- Distance and bearing of each marine mammal observed relative to the pile being driven for each sighting (if pile driving was occurring at time of sighting);
- Estimated number of animals (min/max/best estimate);
- Estimated number of animals by cohort (adults, juveniles, neonates, group composition, sex class, *etc.*);
- Animal's closest point of approach and estimated time spent within the harassment zone;
- Description of any marine mammal behavioral observations (*e.g.*, observed behaviors such as feeding or traveling), including an assessment of behavioral responses thought to have resulted from the activity (*e.g.*, no response or changes in behavioral state such as ceasing feeding, changing direction, flushing, or breaching);
- Number of marine mammals detected within the harassment zones and shutdown zones, by species; and
- Detailed information about any implementation of any mitigation triggered (*e.g.*, shutdowns and delays), a description of specific actions that ensued, and resulting changes in behavior of the animal(s), if any.

Determinations

The 2025 IHA consists of the same activities analyzed through the initial 2023 authorization. The 2025 IHA authorizes the incidental take by Level B harassment of California sea lions and harbor seals to up to four 40-day pile driving training exercises. The Navy requested a new IHA so that it can conduct an additional four training exercises during the authorization period. However, due to emergent training requirements and tempo, the Navy requested, in some instances, to install and remove additional piles over additional days during the training exercises than what was analyzed in the initial 2023 IHA (*i.e.*, 160 total days considered in this 2025 IHA versus 96 days considered in the initial 2023 IHA), which results in an increase in the number of takes by Level B harassment authorized for harbor seals and sea lions (see table 6). In addition, on October 24, 2024, NMFS published its Updated Technical Guidance (89 FR 84872), which includes updated hearing ranges and names for marine mammal hearing groups as well as updated thresholds and weighting functions to inform auditory injury estimates (*i.e.*, for Level A harassment). These changes result in slightly larger Level A harassment zones

and shutdown zones due to increased durations of pile driving activities. No other changes have been made to the planned activities.

In analyzing the effects of the activities for the initial 2023 IHA, NMFS determined that the Navy's activities will have a negligible impact on the affected species or stocks. There is no new information that affects NMFS' determinations supporting issuance of the initial 2023 IHA or this IHA. While the takes by Level B harassment authorized for this IHA are greater than the takes by Level B harassment authorized in the initial 2023 IHA, the anticipated impacts of the Navy's training exercises on marine mammals are the same as what was considered in the initial 2023 IHA (*e.g.*, temporary modifications in behaviors or temporary threshold shifts that will not result in fitness impacts to any individuals). In addition, the specified activity and ensonification areas are still very small relative to the overall habitat ranges of all species and do not include habitat areas of special significance (biologically important areas or endangered species designated critical habitat). Lastly, the intensity of anticipated takes by Level B harassment is relatively low for all stocks and will not be of a duration or intensity expected to result in impacts on reproduction or survival. The mitigation measures and monitoring and reporting requirements as described above are identical to the initial 2023 IHA, except for the requirement of slightly larger shutdown zones.

Based on the information contained here and in the referenced documents, NMFS has determined the following: (1) the required mitigation measures will effect the least practicable impact on marine mammal species or stocks and their habitat; (2) the authorized takes will have a negligible impact on the affected marine mammal species or stocks; (3) the authorized takes represent small numbers of marine mammals relative to the affected stock abundances; (4) the Navy's activities will not have an unmitigable adverse impact on taking for subsistence purposes as no relevant subsistence uses of marine mammals are implicated by this action; and (5) appropriate monitoring and reporting requirements are included.

Endangered Species Act

No incidental take of Endangered Species Act (ESA)-listed species is authorized or expected to result from this activity. Therefore, NMFS has determined that formal consultation

under section 7 of the ESA is not required for this action.

National Environmental Policy Act

To comply with the National Environmental Policy Act of 1969 (NEPA; 42 U.S.C. 4321 *et seq.*) and NOAA Administrative Order (NAO) 216-6A, NMFS must review our proposed action (*i.e.*, the issuance of an IHA) with respect to potential impacts on the human environment. This action is consistent with categories of activities identified in Categorical Exclusion B4 (incidental take authorizations with no anticipated serious injury or mortality) of the Companion Manual for NAO 216-6A, which do not individually or cumulatively have the potential for significant impacts on the quality of the human environment and for which we have not identified any extraordinary circumstances that would preclude this categorical exclusion. Accordingly, NMFS has determined that the issuance of this IHA qualifies to be categorically excluded from further NEPA review.

Authorization

NMFS has issued an IHA to the Navy for the potential harassment of two marine mammal species incidental to pile driving training exercises at NBVC that includes the previously explained mitigation, monitoring, and reporting requirements.

Dated: May 7, 2025.

Kimberly Damon-Randall,

Director, Office of Protected Resources,
National Marine Fisheries Service.

[FR Doc. 2025-08357 Filed 5-12-25; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XE907]

Pacific Fishery Management Council; Public Meeting

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

ACTION: Notice of public meeting.

SUMMARY: The Pacific Fishery Management Council (Pacific Council) will hold an online meeting of its Ad Hoc Highly Migratory Species (HMS) Fisheries Innovation Workgroup (FIW) to discuss procedures to facilitate the development of new HMS gears and achieve the goals of the HMS Roadmap. This meeting is open to the public.

DATES: The online meeting will be held Wednesday, May 28, 2025, from 8:30 a.m. to 12:30 p.m. Pacific Daylight Time, or until business for the day has been completed.

ADDRESSES: The meeting will be held online. Specific meeting information, including directions on how to join the meeting and system requirements will be provided in the meeting announcement on the Pacific Council's website (see <https://www.pcouncil.org>). You may send an email to Mr. Kris Kleinschmidt (kris.kleinschmidt@pcouncil.org) or contact him at (503) 820-2412 for technical assistance.

Council address: Pacific Fishery Management Council, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220-1384.

FOR FURTHER INFORMATION CONTACT:

Kerry Griffin, Pacific Council;
telephone: (503) 820-2409.

SUPPLEMENTARY INFORMATION: The purpose of this meeting is to continue discussion of the HMS Roadmap, the HMS exempted fishing permit (EFP) process, potential modifications to Pacific Council Operating Procedure 20, and acceptable levels of bycatch in HMS. The FIW may develop a supplemental report for consideration at the June Pacific Council meeting.

Although non-emergency issues not contained in the meeting agenda may be discussed, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically listed in this document and any issues arising after publication of this document 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 intent to take final action to address the emergency.

Special Accommodations

Requests for sign language interpretation or other auxiliary aids should be directed to Mr. Kris Kleinschmidt (kris.kleinschmidt@pcouncil.org; 503-820-2412) at least 10 days prior to the meeting date.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: May 8, 2025.

Rey Israel Marquez,

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

[FR Doc. 2025-08402 Filed 5-12-25; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XE902]

Gulf Fishery Management Council; Public Meeting

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

ACTION: Notice of hybrid meeting.

SUMMARY: The Gulf Fishery Management Council (Council) will hold a two-day meeting to consider actions affecting the Gulf of America fisheries in the exclusive economic zone (EEZ). The meeting is open to the public offering both in-person (limited seating) and virtual options for participation.

DATES: The meeting will convene Tuesday, June 3, 2025 through Wednesday, June 4, 2025. Daily schedule as follows: Tuesday, June 3, from 8:30 a.m. to 4:15 p.m., and Wednesday, June 4, from 8:30 a.m. to 3:15 p.m., EDT.

ADDRESSES: The meeting will take place at the Gulf Council headquarters, located at address listed below. If you prefer to "listen in," you may access the log-on information by visiting our website at www.gulfcouncil.org.

Council address: Gulf Fishery Management Council, 4107 W Spruce Street, Suite 200, Tampa, FL 33607; telephone: (813) 348-1630.

FOR FURTHER INFORMATION CONTACT: Dr. Carrie Simmons, Executive Director, Gulf Council; telephone: (813) 348-1630.

SUPPLEMENTARY INFORMATION:

Tuesday, June 3, 2025; 8:30 a.m.–4:15 p.m., EDT

The Council will begin with the *Reef Fish* Committee discussing the 2025 Recreational *Gag Grouper* Season, review of FINAL ACTION: Draft Framework: Other *Shallow-water Grouper* Catch Limits, receive a meeting summary from the May 8, 2025 Scientific and Statistical Committees (SSC) Report and hold a discussion on Executive Order (E.O.) Restoring American Seafood Competitiveness.

The *Reef Fish* Committee will review and discuss Amendment 58A: *Shallow-water Grouper* Complex Catch Level Management Considerations, Public Hearing Draft: *Reef Fish* Amendment 58B: Modifications to *Deep-water Grouper* Management Measures and discuss *Red Grouper* Documents for Emergency Rule for 2025 and Plan Amendment and Management Actions.

The *Mackerel* Committee will convene to review and discuss FINAL ACTION: Modification to the Gulf Migratory Group *Spanish Mackerel* Catch Limits (Amendment 14).

Wednesday, June 4, 2025; 8:30 a.m.–3:15 p.m., EDT

The Ecosystem Committee will convene to discuss recommendations to the Fishery Ecosystem Plan, Red Tide Fishery Ecosystem Issue Pilot and any remaining Ecosystem Technical Committee Recommendations.

The Council will convene at approximately 10:15 a.m., EDT with a Call to Order, Announcements and Introductions, Adoption of Agenda and Approval of Minutes; and receive a presentation on the 2024 Law Enforcement Team of the Year Award.

The Council will hold public testimony from 10:25 a.m. to 12:30 p.m., EDT to take FINAL ACTION on (a) Modification to the Gulf Migratory Group *Spanish Mackerel* Catch Limits Amendment 14, (b) Draft Framework: Other *Shallow-water Grouper* Catch Limits, (c) E.O. Restoring American Seafood Competitiveness; and open testimony on any other fishery issues or concerns. Public comment may begin earlier than 10:25 a.m., EDT but will not conclude before that time. Persons wishing to give public testimony in-person must register at the registration kiosk in the meeting room. Persons wishing to give public testimony virtually must sign up on the Council website on the day of public testimony. Registration for virtual testimony closes one hour (9:25 a.m., EDT) before public testimony begins.

The Council will receive committee reports from the Mackerel, Reef Fish and Ecosystem Committees, update on Council Funding and discuss Council Planning and Primary Activities, and Other Business items, if any.

—Meeting Adjourns

The meeting will be a hybrid meeting; both in-person (limited seating) and virtual participation available. You may register for the webinar to listen-in only by visiting www.gulfcouncil.org and click on the Council meeting on the calendar.

The timing and order in which agenda items are addressed may change as required to effectively address the issue, and the latest version along with other meeting materials will be posted on the website as they become available.

Although other non-emergency issues not contained in this agenda may come before this group for discussion, in accordance with the Magnuson-Stevens Fishery Conservation and Management

Act (Magnuson-Stevens Act), those issues may not be the subject of formal action during this meeting. Actions 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 Act, provided that 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 aid or accommodations should be directed to Kathy Pereira, (813) 348–1630, at least 15 days prior to the meeting date.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: May 8, 2025.

Rey Israel Marquez,

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

[FR Doc. 2025–08377 Filed 5–12–25; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648–XE914]

North Pacific Fishery Management Council; Public Meeting

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

ACTION: Notice of web conference.

SUMMARY: The North Pacific Fishery Management Council (Council) Pacific Northwest Crab Industry Advisory Committee (PNCIAC) will meet on May 27, 2025.

DATES: The meeting will be held on Tuesday, May 27, 2025, from 12 p.m. to 2 p.m., Alaska Time.

ADDRESSES: The meeting will be a web conference. Join online through the link at <https://meetings.npfmc.org/Meeting/Details/3091>.

Council address: North Pacific Fishery Management Council, 1007 W 3rd Ave, Suite 400, Anchorage, AK 99501–2252; telephone: (907) 271–2809. Instructions for attending the meeting via video conference are given under **SUPPLEMENTARY INFORMATION**, below.

FOR FURTHER INFORMATION CONTACT:

Sarah Marrinan, Council staff; phone: (907) 271–2809; email: sarah.marrinan@noaa.gov. For technical support please contact our Admin Council staff, email: npfmc.admin@noaa.gov.

SUPPLEMENTARY INFORMATION:

Agenda

Tuesday, May 27, 2025

The Committee will discuss (a) Bering Sea Aleutian Islands crab arbitration proposed action; and (b) other business. The agenda is subject to change, and the latest version will be posted <https://meetings.npfmc.org/Meeting/Details/3091> prior to the meeting, along with meeting materials.

Connection Information

You can attend the meeting online using a computer, tablet, or smart phone, or by phone only. Connection information will be posted online at: <https://meetings.npfmc.org/Meeting/Details/3091>.

Public Comment

Public comment letters will be accepted and should be submitted electronically to <https://meetings.npfmc.org/Meeting/Details/3091>.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: May 8, 2025.

Rey Israel Marquez,

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

[FR Doc. 2025–08383 Filed 5–12–25; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648–XE908]

Pacific Fishery Management Council; Public Meeting

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

ACTION: Notice of public meeting.

SUMMARY: The Pacific Fishery Management Council's (Pacific Council) Habitat Committee (HC) will hold an online public meeting.

DATES: The online meeting will be held Monday, June 2, 2025, from 10 a.m. to 4 p.m. or until business for the day has been completed.

ADDRESSES: This meeting will be held online. Specific meeting information, including a proposed agenda and instructions on how to attend the meeting and system requirements, will be provided in the meeting announcement on the Pacific Council's website (see <https://www.pcouncil.org>). You may send an email to Mr. Kris

Kleinschmidt (*kris.kleinschmidt@noaa.gov*) or contact him at (503) 820–2412 for technical assistance.

Council address: Pacific Fishery Management Council, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220–1384.

FOR FURTHER INFORMATION CONTACT: Kerry Griffin, Staff Officer, Pacific Council; telephone: (503) 820–2409.

SUPPLEMENTARY INFORMATION: The purpose of this online meeting is for the HC to consider items on the Pacific Council's June meeting agenda and to prepare supplemental reports as necessary. The HC will discuss current habitat issues and may consider other items on the Pacific Council's June agenda, as necessary.

Although non-emergency issues not contained in the meeting agenda may be discussed, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically listed in this document and any issues arising after publication of this document 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 intent to take final action to address the emergency.

Special Accommodations

Requests for sign language interpretation or other auxiliary aids should be directed to Mr. Kris Kleinschmidt (*kris.kleinschmidt@noaa.gov*; (503) 820–2412) at least 10 days prior to the meeting date.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: May 8, 2025.

Rey Israel Marquez,

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

[FR Doc. 2025–08396 Filed 5–12–25; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648–XE893]

Pacific Fishery Management Council; Public Meeting

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

ACTION: Notice of public online meeting.

SUMMARY: The Pacific Fishery Management Council's (Pacific Council) Ad-Hoc Klamath River Fall Chinook

Workgroup (KRWG) will hold an online meeting.

DATES: The online meeting will be held Wednesday, July 2, 2025, from 9 a.m. until 4 p.m. Pacific Time, or until business for the day concludes.

ADDRESSES: This meeting will be held online. Specific meeting information, including directions on how to join and system requirements will be provided in the meeting announcement on the Pacific Council's website (see <https://www.pcouncil.org>). You may send an email to Mr. Kris Kleinschmidt (*kris.kleinschmidt@noaa.gov*) or contact him at 503–820–2280, extension 412 for technical assistance.

Council address: Pacific Fishery Management Council, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220–1384.

FOR FURTHER INFORMATION CONTACT: Angela Forristall, Staff Officer, Pacific Council; telephone: 503–820–2419.

SUPPLEMENTARY INFORMATION: The primary purpose of the meeting is to address guidance the KRWG received from the Pacific Council at their November 2024 meeting and to finalize the KRWG report for the September 2025 Pacific Council meeting. The KRWG may discuss and further develop interim management measures, or a management framework, intended to address the response of Klamath River fall Chinook to the dynamic nature of the Klamath River environment and the available habitat immediately following dam removal, and post-dam removal until the natural environment is stabilized and the salmon population is more predictable. Additional discussions may include, but are not limited to, future meetings, workload planning, and upcoming items on the upcoming Pacific Council meeting agenda.

Although non-emergency issues not contained in the meeting agenda may be discussed, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically listed in this document and any issues arising after publication of this document 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 intent to take final action to address the emergency.

Special Accommodations

Requests for sign language interpretation or other auxiliary aids should be directed to Mr. Kris Kleinschmidt (*kris.kleinschmidt@*

noaa.gov; 503–820–2412) at least 10 days prior to the meeting date.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: May 8, 2025.

Rey Israel Marquez,

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

[FR Doc. 2025–08395 Filed 5–12–25; 8:45 am]

BILLING CODE 3510–22–P

COMMISSION OF FINE ARTS

Notice of Meeting

Per 45 CFR 2102.3, the next meeting of the U.S. Commission of Fine Arts is scheduled for May 15, 2025, at 9 a.m. and will be held via online videoconference. Items of discussion may include buildings, infrastructure, parks, memorials, and public art.

Draft agendas, the link to register for the online public meeting, and additional information regarding the Commission are available on our website: www.cfa.gov. Inquiries regarding the agenda, as well as any public testimony, should be addressed to Thomas Luebke, Secretary, U.S. Commission of Fine Arts, at the above address; by emailing cfastaff@cfa.gov; or by calling 202–504–2200. Individuals requiring sign language interpretation for the hearing impaired should contact the Secretary at least 10 days before the meeting date.

Dated May 5, 2025 in Washington, DC.

Zakiya N. Walters,

Administrative Officer.

[FR Doc. 2025–08309 Filed 5–12–25; 8:45 am]

BILLING CODE 6330–01–P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID: DoD–2024–OS–0145]

Submission for OMB Review; Comment Request

AGENCY: Office of the Under Secretary of Defense for Research and Engineering (OUSD(R&E)), Department of Defense (DoD).

ACTION: 30-Day information collection notice.

SUMMARY: The DoD has submitted to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act.

DATES: Consideration will be given to all comments received by June 12, 2025.

ADDRESSES: Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to www.reginfo.gov/public/do/PRAMain. Find this particular information collection by selecting “Currently under 30-day Review—Open for Public Comments” or by using the search function.

FOR FURTHER INFORMATION CONTACT: Reginald Lucas, (571) 372-7574, whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil.

SUPPLEMENTARY INFORMATION:

Title; Associated Form; and OMB Number: Defense User Registration System (DURS); OMB Control Number 0704-0546.

Type of Request: Extension.

Number of Respondents: 6,625.

Responses per Respondent: 1.

Annual Responses: 6,625.

Average Burden per Response: 12 minutes.

Annual Burden Hours: 1,325.

Needs and Uses: The Defense Technical Information Center (DTIC) requires all eligible users to be registered for access to DTIC’s repository of access-controlled scientific and technical information documents. This system is called the DURS. The registration of a user enforces validation of an individual’s identity, as well as that individual’s persona (*i.e.*, whether the individual is DoD, Federal government, or a contractor supporting the DoD or another federal agency) and that individual’s authority to access limited and classified documents with distribution controls. A role-based environment based on a user’s identification ensures security for DTIC’s electronic information collection while the online systems increase availability of information to each user based on his or her mission needs.

Affected Public: Individuals or Households; Business or Other For-Profit; Not-For-Profit Institutions.

Frequency: On occasion.

Respondent’s Obligation: Voluntary.

DOD Clearance Officer: Mr. Reginald Lucas.

Dated: May 08, 2025.

Stephanie J. Bost,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 2025-08394 Filed 5-12-25; 8:45 am]

BILLING CODE 6001-FR-P

DEPARTMENT OF ENERGY

Environmental Management Site-Specific Advisory Board, Paducah

AGENCY: Office of Environmental Management, Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: This notice announces an in-person/virtual meeting of the Environmental Management Site-Specific Advisory Board (EM SSAB), Paducah. The Federal Advisory Committee Act requires that public notice of this meeting be announced in the **Federal Register**.

DATES: Thursday, June 26, 2025; 5:30—7 p.m. CDT.

ADDRESSES: West Kentucky Community and Technical College (WKCTC), Emerging Technology Center, Room 215, 5100 Alben Barkley Drive, Paducah, Kentucky 42001. This meeting will be held in-person at the WKCTC Emerging Technology Center, Room 215 and virtually. The meeting will be streamed on YouTube at <https://www.youtube.com/@pppoadvisoryboards8584>; no registration is necessary.

FOR FURTHER INFORMATION CONTACT: Zachary Boyarski by Phone: (270) 441-6812 or Email: Zachary.Boyarski@pppo.gov.

SUPPLEMENTARY INFORMATION:

Purpose of the Board: The purpose of the Board is to provide advice and recommendations concerning the following EM site-specific issues: clean-up activities and environmental restoration; waste and nuclear materials management and disposition; excess facilities; future land use and long-term stewardship. The Board may also be asked to provide advice and recommendations on other EM program components. The Board also provides an avenue to fulfill public participation requirements outlined in the National Environmental Policy Act (NEPA), the Comprehensive Environmental Response, Compensation, and Liability Act (CERLA), the Resource Conservation and Recovery Act (RCRA), Federal Facility Agreements, Consent Orders, Consent Decrees and Settlement Agreements.

Tentative Agenda: (agenda topics are subject to change; please contact Zachary Boyarski for the most current agenda).

- Administrative Activities
- Public Comment Period

Public Participation: The meeting is open to the public and public comment can be given orally or in writing. Fifteen minutes are allocated during the

meeting for public comment and those wishing to make oral comment will be given a minimum of two minutes to speak. Written comments received at least two working days prior to the meeting will be provided to the members and included in the meeting minutes. Written comments received within two working days after the meeting will be included in the minutes. For additional information on public comment and to submit written comment, please contact Zachery Boyarski at Zachary.Boyarski@pppo.gov. The EM SSAB, Paducah, welcomes the attendance of the public at its meetings and will make every effort to accommodate persons with physical disabilities or special needs. If you require special accommodations due to a disability, please contact Zachary Boyarski at least seven days in advance of the meeting.

Meeting conduct: The Designated Federal Officer is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business. Questioning of board members or presenters by the public is not permitted.

Minutes: Minutes will be available at the following website: <https://www.energy.gov/pppo/pgdp-cab/listings/meeting-materials>.

Signing Authority: This document of the Department of Energy was signed on May 8, 2025, by Alyssa Petit, Deputy Committee Management Officer, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on May 8, 2025.

Jennifer Hartzell,

Alternate Federal Register Liaison Officer, U.S. Department of Energy.

[FR Doc. 2025-08386 Filed 5-12-25; 8:45 am]

BILLING CODE 6450-01-P

DEPARTMENT OF ENERGY

Electricity Advisory Committee

AGENCY: Office of Electricity, Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: This notice announces a meeting of the Electricity Advisory Committee (EAC). The Federal Advisory Committee Act (FACA) requires that public notice of these meetings be announced in the **Federal Register**. This meeting will be held virtually for members of the public and the EAC members.

DATES: Thursday, June 5, 2025, 1–3:30 p.m. EDT.

ADDRESSES: Virtual meeting for members of the public, EAC members, Department of Energy (DOE) representatives, agency liaisons, and EAC support staff. To register to attend virtually, please visit the meeting website: <https://doe.webex.com/weblink/register/rd05a5dd5c80a4f088b7045240940bd40>.

FOR FURTHER INFORMATION CONTACT:

Corinne Price, Designated Federal Officer, Office of Electricity, U.S. Department of Energy, Washington, DC 20585; telephone: 202–586–4037 or email: Corinne.Price@hq.doe.gov.

SUPPLEMENTARY INFORMATION:

Purpose of the Committee: The EAC was established in accordance with the provisions of FACA, as amended, to provide advice to DOE in implementing the Energy Policy Act of 2005, executing certain sections of the Energy Independence and Security Act of 2007, and modernizing the nation's electricity delivery infrastructure. The EAC is composed of individuals selected for their technical expertise and experience, established records of distinguished professional service, and their knowledge of issues that pertain to the electric sector.

The meeting will start at 1 p.m. EDT on June 5, 2025. The following is the agenda for the meeting:

1–1:10 p.m. Start Meeting/Roll Call
 1:10–1:20 p.m. Opening Remarks
 1:20–1:50 p.m. EAC Presentation and Vote on the 2024 Biennial Energy Storage Review Recommendations
 1:50–2:20 p.m. EAC Presentation and Vote on Resilient Communication for Grid Security Recommendations
 2:20–2:50 p.m. EAC Presentation and Vote on Bridging the Visibility Gap Recommendations
 2:50–3:20 p.m. Smart Grid Subcommittee Update
 3:20–3:30 p.m. Public Comments
 3:30 p.m. Wrap-up and Adjourn June 2025 Meeting of the EAC

The meeting will conclude at approximately 3:30 p.m. EDT.

The meeting agenda and times may change to accommodate EAC business. For agenda updates, see the EAC website at: <https://www.energy.gov/oe/>

electricity-advisory-committee-eac-2025-meetings.

Public Participation: The meeting is open to the public via a virtual meeting option. Individuals who would like to attend must register for the meeting here: <https://www.energy.gov/oe/electricity-advisory-committee-eac-2025-meetings>. Individuals and representatives of organizations who would like to offer comments and suggestions may do so during the meeting. Approximately 15 minutes will be reserved for public comments. Time allotted per speaker will depend on the number who wish to speak but will not exceed three minutes. The Designated Federal Officer is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business. Those wishing to speak should register to do so by sending an email to Ms. Corinne Price at Corinne.Price@hq.doe.gov, no later than 11 a.m. on June 5, 2025. Anyone who is not able to attend the meeting, or for whom the allotted public comments time is insufficient to address pertinent issues with the EAC, is invited to send a written statement identified by “Electricity Advisory Committee June 5, 2025 Meeting,” to Ms. Corinne Price at Corinne.Price@hq.doe.gov.

Minutes: A recording and minutes of the EAC meeting will be posted on the EAC web page at <https://www.energy.gov/oe/electricity-advisory-committee-eac-2025-meetings>. They can also be obtained by contacting Ms. Corinne Price at the address above.

Signing Authority: This document of the Department of Energy was signed on April 24, 2025, by David Borak, Committee Management Officer, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on May 7, 2025.

Jennifer Hartzell,

*Alternate Federal Register Liaison Officer,
 U.S. Department of Energy.*

[FR Doc. 2025–08308 Filed 5–12–25; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Environmental Management Site-Specific Advisory Board, Oak Ridge

AGENCY: Office of Environmental Management, Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: This notice announces an in-person/virtual meeting of the Environmental Management Site-Specific Advisory Board (EM SSAB), Oak Ridge. The Federal Advisory Committee Act requires that public notice of this meeting be announced in the **Federal Register**.

DATES: Wednesday, June 11, 2025; 6–8 p.m. EDT.

ADDRESSES: Department of Energy (DOE) Information Center, Office of Science and Technical Information, 1 Science.gov Way, Oak Ridge, Tennessee 37831. This meeting will be held in-person at the DOE Information Center and virtually. To receive the virtual access information, please send an email to: orssab@orem.doe.gov at least two days prior to the meeting.

FOR FURTHER INFORMATION CONTACT:

Melyssa P. Noe, Deputy Designated Federal Officer, U.S. Department of Energy, Oak Ridge Office of Environmental Management (OREM), P.O. Box 2001, EM–942, Oak Ridge, TN 37831; Phone (865) 241–3315; or email: Melyssa.No@orem.doe.gov.

SUPPLEMENTARY INFORMATION:

Purpose of the Board: The purpose of the Board is to provide advice and recommendations concerning the following EM site-specific issues: clean-up activities and environmental restoration; waste and nuclear materials management and disposition; excess facilities; future land use and long-term stewardship. The Board may also be asked to provide advice and recommendations on other EM program components. The Board also provides an avenue to fulfill public participation requirements outlined in the National Environmental Policy Act (NEPA), the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), the Resource Conservation and Recovery Act (RCRA), Federal Facility Agreements, Consent Orders, Consent Decrees and Settlement Agreements.

Tentative Agenda: (agenda topics are subject to change; please email orssab@orem.doe.gov for the most current agenda)

- OREM Presentation to the Board
- Discussion
- Public Comment Period
- Board Business

Public Participation: The meeting is open to the public and public comment can be given orally or in writing. Fifteen minutes are allocated during the meeting for public comment and those wishing to make oral comment will be given a minimum of two minutes to speak. Written comments received at least two working days prior to the meeting will be provided to the members and included in the meeting minutes. Written comments received within two working days after the meeting will be included in the minutes. For additional information on public comment and to submit written comment, please email orssab@orem.doe.gov. The EM SSAB, Oak Ridge, welcomes the attendance of the public at its meetings and will make every effort to accommodate persons with physical disabilities or special needs. If you require special accommodations due to a disability, please contact Melyssa P. Noe at least seven days in advance of the meeting.

Meeting conduct: The Designated Federal Officer is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business. Questioning of board members or presenters by the public is not permitted.

Minutes: Minutes will be available at the following website: <https://www.energy.gov/orem/listings/oak-ridge-site-specific-advisory-board-meetings>.

Signing Authority: This document of the Department of Energy was signed on May 8, 2025, by Alyssa Petit, Deputy Committee Management Officer, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on May 8, 2025.

Jennifer Hartzell,

*Alternate Federal Register Liaison Officer,
U.S. Department of Energy.*

[FR Doc. 2025-08387 Filed 5-12-25; 8:45 am]

BILLING CODE 6450-01-P

DEPARTMENT OF ENERGY

National Nuclear Security Administration

Amendment to and Addition of Property for the Kansas City National Security Campus (KCNSC) New Mexico Operations (NMO)

AGENCY: National Nuclear Security Administration (NNSA), U.S. Department of Energy (DOE).

ACTION: Notice of amendment to, and addition of, Craddock B and Craddock D properties at KCNSC NMO.

SUMMARY: DOE gives notice Federal law and regulations prohibits the unauthorized entry (trespass) and the unauthorized introduction of weapons or dangerous materials into or upon any facility, installation, or real property subject to the jurisdiction, administration, or in the custody of DOE. The Craddock B and Craddock D properties described here are subject to the jurisdiction, administration, or in the custody of DOE.

DATES: This action is effective May 13, 2025.

FOR FURTHER INFORMATION CONTACT:

Michael Hogan, Officially Designated Federal Security Authority (ODFSA), Kansas City Field Office (KCFO), 14520 Botts Road, Kansas City, MO 64147, Telephone: (816) 488-3919, Fax: (816) 488-3718, mhogan2@kcnscc.doe.gov.

Randy Butler, Site Counsel, KCFO, 14520 Botts Road, Kansas City, MO 64147, Telephone: (816) 488-7177, Fax: (816) 488-3718, rbutler@kcnscc.doe.gov.

SUPPLEMENTARY INFORMATION: As successor to the Atomic Energy Commission, DOE provided public notice of KCNSC's Kansas City area locations and its predecessor named properties and KCNSC's NMO locations and its predecessor named properties section 229 boundaries at various times in the **Federal Register**: *Kansas City Area Office Site, Trespassing on Commission Property*, 30 FR 13280 (Oct. 19, 1965); *Trespassing on DOE Property; Designation of Kansas City Plant Facilities as Off-Limits Areas*, 48 FR 56822-568224 (Nov. 23, 1983); *Notice of Addition of Property for the Kansas City Plant Facilities*, 77 FR 65376-65377 (Oct. 26, 2012); *Trespassing on DOE Property: Kansas City Plant Facilities*, 78 FR 70934-70935 (Nov. 27, 2013); and *Addition of Property for the Kansas City Plant Facilities*, 88 FR 37048-37049 (Jun. 6, 2023). This notice does not terminate the KCNSC NMO site descriptions published at 78 FR 70934-70935 (Nov. 27, 2013).

Per section 229 of the *Atomic Energy Act of 1954*, as amended (42 U.S.C. 2278a) and implemented by *Trespassing on Department of Energy Property*, 10 CFR 860, DOE prohibits the: (1) unauthorized entry (trespass); and, (2) unauthorized introduction of weapons or dangerous materials to include carrying, transporting, or otherwise introducing or causing to be introduced any dangerous weapon, explosive, or other dangerous instrument or material likely to produce substantial injury or damage to persons or property. Whoever willfully violates either prohibition shall, upon conviction, be guilty of an infraction punishable as defined in 10 CFR 860.5, *Violations and Penalties*, and whoever willfully violates either prohibition regarding any facility, installation, or real property enclosed by a fence, wall, floor, roof, or other structural barrier shall, upon conviction, be guilty of a crime and fined as defined in 10 CFR 860.5.

Amendment: DOE amends the existing KCNSC NMO boundary first added at 78 FR 70934-70935 (Nov. 27, 2013): amendment to the existing 229 boundary the KCNSC NMO tract described further in the Property Description, Craddock B.

Property Description: Craddock B

2460 Alamo Avenue SE Albuquerque, Bernalillo County, NM—Legal Description: TR Z-4-A replat of tract Z-4 & A-1 Airport Industrial Park to TRS A-4-A, A-1-A, A-1-B & A-1-C of Airport Industrial Park containing 1.5470 AC MIL OR 67,390 square feet milieu (SF MIL) consisting of approximately 23,040 square feet of warehouse including the means of access thereto and egress therefrom along ways controlled by lessor and together with the use of outside perimeter and grounds appurtenant to the building for purposes of parking employees, visitors, and guests and in addition thereto, described collectively as the leased premises to be used for administrative offices, engineering, production, maintenance and repair, and storage for such other lawful purposes as may be incidental thereto.

Addition: DOE adds to the existing boundary first described at 78 FR 70934-70935 (Nov. 27, 2013): add to the existing 229 boundary the KCNSC NMO tract described further in the Property Description, Craddock D.

Property Description: Craddock D

2400 Alamo Avenue SE, Albuquerque, Bernalillo County NM—Legal description: Tract Z-2, Airport Park consisting a 17,200 square foot warehouse including the means of

access thereto and egress therefrom along ways controlled by lessor and together with the use of outside perimeter and grounds appurtenant to the building for purposes of parking employees, visitors, and guests and in addition thereto, eased premises to be used for administrative offices, engineering, production, maintenance and repair, and storage for such other lawful purposes as may be incidental thereto.

Signing Authority

This document of the Department of Energy was signed on May 2, 2025, by Michael Hogan, Officially Designated Federal Security Authority, KCFO, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer is authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process does not alter the legal effect of this document on publication in the **Federal Register**.

Signed in Washington, DC, on May 8, 2025.

Jennifer Hartzell,

*Alternate Federal Register Liaison Officer,
U.S. Department of Energy.*

[FR Doc. 2025-08381 Filed 5-12-25; 8:45 am]

BILLING CODE 6450-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 5737-032]

Santa Clara Valley Water District; Notice of Revised Procedural Schedule for Environmental Impact Statement for the Proposed Surrender of Exemption

On February 20, 2024, and supplemented on May 20, May 28, July 2, July 3, 2024, and February 7 and March 7, 2025, Santa Clara Valley Water District (Valley Water) filed an application with the Federal Energy Regulatory Commission (FERC or Commission) to retrofit the Anderson Dam and to surrender the exemption for the Anderson Dam Project No. 5737 (Project)¹ located on Coyote Creek, in Santa Clara County, California. The surrender of the exemption and the

retrofit of the dam are collectively referred to as the Project.

On October 17, 2024, Commission staff issued a notice of intent to prepare a draft and final EIS to evaluate the effects of the retrofit and environmental impacts that could result whenever it considers the issuance of a surrender order.² The notice included Commission staff’s planned schedule for completion of the final EIS for the Project, which is based on an issuance of the draft EIS in May 2025, opening a 45-day public comment period.

On January 14, 2024, the National Marine Fisheries Service (NMFS) filed a letter requesting a 90-day extension of time (from January 23, 2025 to April 23, 2025) to complete formal consultation under the Endangered Species Act (ESA) and consultation on essential fish habitat (EFH) under the Magnuson-Stevens Fishery Conservation and Management Act for the Project. On January 22, 2025, Valley Water agreed to the requested extension of time. In a February 4, 2025 letter, the Commission granted the extension of time request to file the biological opinion by April 23, 2025. On February 7, 2025, the U.S. Army Corps of Engineers, the cooperating agency for the purposes of complying with NEPA, recommended that the extension should be granted. On April 25, 2025 NMFS again requested an extension of time and again Valley Water agreed to the requested extension of time. In an April 29, 2025 letter, the Commission granted the extension of time request to file the biological opinion by May 30, 2025. In order to ensure a complete analysis of Project impacts from the biological opinion, the Commission is duly modifying the schedule to complete the draft and final EIS and surrender order.

The revised schedule is shown below:

Milestone	Target date
Issue Draft EIS	September 12, 2025.
Issue Final EIS	February 6, 2026.

This notice identifies the Commission’s anticipated schedule for issuance of the final order for the Project, which serves as the Commission’s record of decision. We currently anticipate issuing a final order for the Project no later than: Issuance of the Surrender Order May 21, 2026

If a schedule change becomes necessary, an additional notice will be

² For tracking purposes under the National Environmental Policy Act (NEPA), the unique identification number for documents relating to this environmental review is EISX-019-20-000-1727256582.

provided so that the relevant agencies are kept informed of the Project’s progress. After the final EIS is issued, the Commission will make a decision on the proposal.

Any questions regarding this notice may be directed to Holly Frank at *holly.frank@ferc.gov* or (202) 502-6833 or David Rudisail at *david.rudisail@ferc.gov* or (202) 502-6376.

Dated: May 7, 2025.

Carlos D. Clay,
Deputy Secretary.

[FR Doc. 2025-08364 Filed 5-12-25; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings #1

Take notice that the Commission received the following Complaints and Compliance filings in EL Dockets:

Docket Numbers: EL25-78-000.

Applicants: PNGC Power.

Description: Pacific Northwest Generating Cooperative d/b/a/PNGC Power Inc. submits Application for Partial Waiver of PURPA Section 210 Obligations.

Filed Date: 5/2/25.

Accession Number: 20250502-5242.

Comment Date: 5 p.m. ET 5/23/25.

Take notice that the Commission received the following electric rate filings:

Docket Numbers: ER10-2881-040; ER10-2882-040; ER10-2883-038; ER10-2884-038; ER16-2509-009; ER17-2400-010; ER17-2401-010; ER17-2403-010; ER17-2404-010.

Applicants: SP Sandhills Solar, LLC, SP Pawpaw Solar, LLC, SP Decatur Parkway Solar, LLC, SP Butler Solar, LLC, Rutherford Farm, LLC, Georgia Power Company, Mississippi Power Company, Southern Power Company, Alabama Power Company.

Description: Third Supplement to 06/30/2023, Triennial Market Power Analysis for Southeast Region of Alabama Power Company, et al.

Filed Date: 5/5/25.

Accession Number: 20250505-5169.

Comment Date: 5 p.m. ET 5/27/25.

Docket Numbers: ER24-268-004.
Applicants: Florida Power & Light Company.

Description: Compliance filing: Settlement Agreement Compliance Filing to be effective 1/1/2024.

Filed Date: 5/7/25.

Accession Number: 20250507-5140.

Comment Date: 5 p.m. ET 5/28/25.

¹ *Santa Clara Valley Irrigation District*, 28 FERC ¶ 62,276 (1984).

Docket Numbers: ER25–1319–002.
Applicants: Cadence Solar Energy LLC.

Description: Tariff Amendment: Second Supplement to Market-Based Rate Application to be effective 2/15/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5062.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–1321–001.
Applicants: Trade Post Solar LLC.
Description: Tariff Amendment: Second Supplement to Market-Based Rate Application to be effective 2/15/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5059.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2162–000.
Applicants: Sayreville Power, LLC.
Description: Sayreville Power, LLC submits a one-time, limited waiver of PJM Interconnection, L.L.C. OATT to retain Capacity Interconnection Rights for its generating units.

Filed Date: 5/7/25.

Accession Number: 20250506–5166.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2163–000.
Applicants: Hornshadow Solar, LLC.
Description: 205(d) Rate Filing: Revised Market-Based Rate Tariff Filing to be effective 7/7/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5035.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2164–000.
Applicants: Hornshadow Solar 2, LLC.

Description: 205(d) Rate Filing: Revised Market-Based Rate Tariff Filing to be effective 7/7/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5036.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2165–000.
Applicants: Midcontinent Independent System Operator, Inc., Otter Tail Power Company.

Description: 205(d) Rate Filing: Otter Tail Power Company submits tariff filing per 35.13(a)(2)(iii): 2025–05–07_OTP Request for Approval of Depreciation Rates to be effective 1/1/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5039.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2166–000.
Applicants: Consolidated Edison Company of New York, Inc., New York Independent System Operator, Inc.

Description: 205(d) Rate Filing: New York Independent System Operator, Inc. submits tariff filing per 35.13(a)(2)(iii): NYISO-Con Edison Joint 205: LGIA

Astoria Energy Storage Prjct SA2895 (CEII) to be effective 4/23/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5050.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2167–000.
Applicants: Pixley Solar Energy LLC.
Description: Tariff Amendment: MBR Tariff Cancellation to be effective 12/31/9998.

Filed Date: 5/7/25.

Accession Number: 20250507–5052.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2168–000.
Applicants: Atlas VII, LLC.
Description: Initial Rate Filing: Baseline new to be effective 5/8/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5085.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2169–000.
Applicants: Atlas IX, LLC.
Description: Initial Rate Filing: Baseline new to be effective 5/8/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5089.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2170–000.
Applicants: PJM Interconnection, L.L.C.

Description: 205(d) Rate Filing: Original GIA, Service Agreement No. 7670; AF2–303–(AG1–000A) to be effective 4/7/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5110.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2171–000.
Applicants: Cheyenne Light, Fuel and Power Company.

Description: 205(d) Rate Filing: Revisions to Transmission Formula Rate Template to be effective 8/1/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5114.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2172–000.
Applicants: PJM Interconnection, L.L.C.

Description: 205(d) Rate Filing: Amendment to SA Nos. 4904 & 4952; Queue Position No. AA2–119/AC1–055/AD2–192 to be effective 7/7/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5120.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2173–000.
Applicants: PJM Interconnection, L.L.C.

Description: 205(d) Rate Filing: Original GIA, Service Agreement No. 7650; AF2–304 (AG1–000B) to be effective 4/7/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5121.
Comment Date: 5 p.m. ET 5/28/25.

Docket Numbers: ER25–2174–000.

Applicants: PJM Interconnection, L.L.C.

Description: 205(d) Rate Filing: Original GIA and CSA, SA Nos. 7656 and 7657; Project Identifier No. AF2–359 to be effective 4/7/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5123.
Comment Date: 5 p.m. ET 5/28/25.

The filings are accessible in the Commission's eLibrary system (<https://elibrary.ferc.gov/idmws/search/fercgensearch.asp>) by querying the docket number.

Any person desiring to intervene, to protest, or to answer a complaint in any of the above proceedings must file in accordance with Rules 211, 214, or 206 of the Commission's Regulations (18 CFR 385.211, 385.214, or 385.206) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: <https://www.ferc.gov/docs-filing/efiling/filing-req.pdf>. For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, community organization, Tribal members and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502–6595 or OPP@ferc.gov.

Dated: May 7, 2025.

Carlos D. Clay,

Deputy Secretary.

[FR Doc. 2025–08354 Filed 5–12–25; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2611–093]

Hydro Kennebec LLC; Notice of Intent To Prepare an Environmental Assessment

On February 14, 2025, Hydro Kennebec LLC (licensee) filed an application for a temporary variance at the Hydro-Kennebec Hydroelectric

Project No. 2611. The project is located on the Kennebec River in Kennebec and Somerset counties, Maine.

The licensee proposes to maintain its reservoir elevation at 78 feet, 3 feet lower than the normal elevation of 81 feet, by temporarily installing 3-foot-high flashboards rather than the normal 6-foot-high flashboards. The licensee states lowering the reservoir by 3 feet would allow for repairs to a damaged spillway gate while also keeping the reservoir high enough to use its downstream fish passage facility and to possibly submerge rapids near the town of Fairfield to improve boater safety. The applicant intends to install the temporary flashboards as soon as personnel can safely access the spillway but no later than shortly after spring runoff subsides, and to replace them with the normal, 6-foot-high flashboards once the gate is repaired, but no later than December 31, 2025.

On March 30, 2025, the Commission issued a public notice for the proposed amendment. The public comment period closed on April 28, 2025 and no filings were made in response to the public notice.

This notice identifies Commission staff's intent to prepare an environmental assessment (EA) for the project.¹ The planned schedule for the completion of the EA is May 30, 2025. Revisions to the schedule may be made as appropriate.

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Any questions regarding this notice may be directed to Steven Sachs at 202-502-8666 or Steven.Sachs@ferc.gov.

Dated: May 7, 2025.

Carlos D. Clay,

Deputy Secretary.

[FR Doc. 2025-08363 Filed 5-12-25; 8:45 am]

BILLING CODE 6717-01-P

¹ For tracking purposes under the National Environmental Policy Act, the unique identification number for documents relating to this environmental review is EAXX-019-20-000-1746012887.

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP21-44-003]

LA Storage, LLC; Notice of Request for Extension of Time

Take notice that on April 30, 2025, LA Storage, LLC (LA Storage) requested that the Commission grant an extension of time, until September 23, 2030, to construct and place into service its Hackberry Storage Project (Project) located in Calcasieu Parish, Louisiana as authorized in the Order Issuing Certificate (Order).¹ The Order required LA Storage to complete construction of the Project and make it available for service within three years of the date of the Order, or by September 23, 2025.

LA Storage has obtained all necessary Federal, state, and local authorizations and was authorized to begin construction of the Project on November 21, 2024.² Subsequently, LA Storage has commenced construction activities on pipeline, compressor station, brine and appurtenant facilities in March 2025. Despite its good faith efforts to advance the project, the proposed schedule requires the need to sequence construction activities, then request and receive additional incremental agency approvals necessary to complete construction. As a result, LA Storage does not anticipate completing construction prior to September 23, 2025. LA Storage therefore requests an extension of time until September 23, 2030 to complete construction of the Project and make it available for service.

This notice establishes a 15-calendar day intervention and comment period deadline. Any person wishing to comment on LA Storage's request for an extension of time may do so. No reply comments or answers will be considered. If you wish to obtain legal status by becoming a party to the proceedings for this request, you should, on or before the comment date stated below, file a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (NGA) (18 CFR 157.10).

As a matter of practice, the Commission itself generally acts on requests for extensions of time to complete construction for NGA facilities when such requests are contested before order issuance. For those extension

¹ *LA Storage, LLC*, 180 ¶ 61.18 (2022).

² *LA Storage, LLC*, CP21-44-000, et al, delegated letter order issued November 21, 2024.

requests that are contested,³ the Commission will aim to issue an order acting on the request within 45 days.⁴ The Commission will address all arguments relating to whether the applicant has demonstrated there is good cause to grant the extension.⁵ The Commission will not consider arguments that re-litigate the issuance of the certificate order, including whether the Commission properly found the project to be in the public convenience and necessity and whether the Commission's environmental analysis for the certificate complied with the National Environmental Policy Act (NEPA).⁶ At the time a pipeline requests an extension of time, orders on certificates of public convenience and necessity are final and the Commission will not re-litigate their issuance.⁷ The Director of the Office of Energy Projects, or his or her designee, will act on all of those extension requests that are uncontested.

In addition to publishing the full text of this document in the **Federal Register**, the Commission provides all interested persons an opportunity to view and/or print the contents of this document via the internet through the Commission's Home Page (<https://www.ferc.gov>). From the Commission's Home Page on the internet, this information is available on eLibrary. The full text of this document is available on eLibrary in PDF and Microsoft Word format for viewing, printing, and/or downloading. To access this document in eLibrary, type the docket number excluding the last three digits of this document in the docket number field.

User assistance is available for eLibrary and the Commission's website during normal business hours from FERC Online Support at (202) 502-6652 (toll free at 1-866-208-3676) or email at ferconlinesupport@ferc.gov, or the Public Reference Room at (202) 502-8371, TTY (202) 502-8659. Email the Public Reference Room at public.referenceroom@ferc.gov.

The Commission strongly encourages electronic filings of comments in lieu of paper using the "eFile" link at <http://>

³ Contested proceedings are those where an intervenor disputes any material issue of the filing. 18 CFR 385.2201(c)(1).

⁴ *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 40 (2020).

⁵ *Id.* at P 40.

⁶ Similarly, the Commission will not re-litigate the issuance of an NGA section 3 authorization, including whether a proposed project is not inconsistent with the public interest and whether the Commission's environmental analysis for the permit order complied with NEPA.

⁷ *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 40 (2020).

www.ferc.gov. In lieu of electronic filing, you may submit a paper copy which must reference the Project docket number.

To file via USPS: Debbie-Anne A. Reese, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426.

To file via any other courier: Debbie-Anne A. Reese, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852.

The Commission’s Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, community organizations, Tribal members and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions,

comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502–6595 or OPP@ferc.gov.

Comment Date: 5:00 p.m. Eastern Time on May 22, 2025.

Dated: May 7, 2025.
Carlos D. Clay,
Deputy Secretary.
 [FR Doc. 2025–08362 Filed 5–12–25; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Sunshine Act Meetings

The following notice of meeting is published pursuant to section 3(a) of the government in the Sunshine Act (Pub. L. 94–409), 5 U.S.C. 552b:

AGENCY HOLDING MEETING: Federal Energy Regulatory Commission.

1125TH—MEETING

[Open; May 15, 2025, 10:00 a.m.]

Item No.	Docket No.	Company
Administrative		
A-1	AD25-1-000	Agency Administrative Matters.
A-2	AD25-2-000	Customer Matters, Reliability, Security and Market Operations.
A-3	AD06-3-000	Market Update.
Electric		
E-1	ER24-2042-000	California Independent System Operator Corporation.
E-2	ER24-1868-000	El Paso Electric Company.
E-3	ER24-2030-000	Public Service Company of Colorado.
E-4	ER24-2017-000; ER24-2017-001	PacifiCorp.
E-5	ER24-1411-001	Alabama Power Company, Georgia Power Company and Mississippi Power Company.
E-6	AC25-51-000	Southern California Edison Company.
E-7	TX25-2-000	90FI 8me LLC.
E-8	TX25-4-000	Compass Energy Storage LLC.
E-9	ER25-334-001	ITC Midwest LLC.
E-10	EL25-56-000	Red Hills AssetCo LLC.
Hydro		
H-1	P-15364-001	Desert Bloom Energy Storage LLC.

A free webcast of this event is available through the Commission’s website. Anyone with internet access who desires to view this event can do so by navigating to www.ferc.gov’s Calendar of Events and locating this event in the Calendar. The Federal Energy Regulatory Commission provides technical support for the free webcasts. Please call (202) 502–8680 or email customer@ferc.gov if you have any questions.

Immediately following the conclusion of the Commission Meeting, a press briefing will be held in the Commission

Meeting Room. Members of the public may view this briefing in the designated overflow room. This statement is intended to notify the public that the press briefings that follow Commission meetings may now be viewed remotely at Commission headquarters but will not be telecast.

Dated: May 8, 2025.
Debbie-Anne A. Reese,
Secretary.
 [FR Doc. 2025–08499 Filed 5–9–25; 11:15 am]

BILLING CODE 6717–01–P

TIME AND DATE: May 15, 2025, 10:00 a.m.

PLACE: Room 2C, 888 First Street NE, Washington, DC 20426. Open to the public.

STATUS: Open.

MATTERS TO BE CONSIDERED: Agenda.

* *Note*—Items listed on the agenda may be deleted without further notice.

CONTACT PERSON FOR MORE INFORMATION:

Debbie-Anne A. Reese, Secretary, Telephone (202) 502–8400.

For a recorded message listing items Stricken from or added to the meeting, call (202) 502–8627.

This is a list of matters to be considered by the Commission. It does not include a listing of all documents relevant to the items on the agenda. All public documents, however, may be viewed online at the Commission’s website at <https://elibrary.ferc.gov/eLibrary/search> using the eLibrary link.

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings

Take notice that the Commission has received the following Natural Gas Pipeline Rate and Refund Report filings:

Filings Instituting Proceedings

Docket Numbers: RP25–892–000.

Applicants: Natural Gas Pipeline Company of America LLC.

Description: 4(d) Rate Filing: Negotiated Rate Filing—Devon Gas and EDF Trading June 1, 2025 to be effective 6/1/2025.

Filed Date: 5/7/25.

Accession Number: 20250507–5044.

Comment Date: 5 p.m. ET 5/19/25.

Any person desiring to intervene, to protest, or to answer a complaint in any of the above proceedings must file in accordance with Rules 211, 214, or 206 of the Commission's Regulations (18 CFR 385.211, 385.214, or 385.206) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

The filings are accessible in the Commission's eLibrary system (<https://elibrary.ferc.gov/idmws/search/fercgensearch.asp>) by querying the docket number.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: <https://www.ferc.gov/docs-filing/efiling/filing-req.pdf>. For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

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Dated: May 7, 2025.

Carlos D. Clay,

Deputy Secretary.

[FR Doc. 2025–08355 Filed 5–12–25; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. PF25–6–000]

Gulf South Pipeline Company, LLC, Texas Gas Transmission, LLC; Notice of Scoping Period Requesting Comments on Environmental Issues for the Planned Kosciusko Junction Pipeline Project and Notice of Public Scoping Sessions

The staff of the Federal Energy Regulatory Commission (FERC or

Commission) will prepare an environmental document that will discuss the environmental impacts of the Kosciusko Junction Pipeline Project, proposed by Texas Gas Transmission, LLC (Texas Gas) and Gulf South Pipeline Company, LLC (Gulf South) in Washington, Sunflower, Humphreys, Holmes, Attala, Leake, Newton, Jasper, and Clarke Counties, Mississippi. The Commission will use this environmental document in its decision-making process to determine whether the project is in the public convenience and necessity.

This notice announces the opening of the scoping process the Commission will use to gather input from the public and interested agencies regarding the project. As part of the National Environmental Policy Act (NEPA) review process, the Commission takes into account concerns the public may have about proposals and the environmental impacts that could result from its action whenever it considers the issuance of a Certificate of Public Convenience and Necessity to construct and an authorization to abandon gas pipeline facilities. The gathering of public input is referred to as “scoping.” The main goal of the scoping process is to focus the analysis in the environmental document on the important environmental issues. Additional information about the Commission's NEPA process is described below in the NEPA Process and Environmental Document section of this notice.

By this notice, the Commission requests public comments on the scope of issues to address in the environmental document. To ensure that your comments are timely and properly recorded, please submit your comments so that the Commission receives them in Washington, DC on or before 5:00 p.m. Eastern Time on June 6, 2025. Comments may be submitted in written or oral form. Further details on how to submit comments are provided in the Public Participation section of this notice.

Your comments should focus on the potential environmental effects, reasonable alternatives, and measures to avoid or lessen environmental impacts. Your input will help the Commission staff determine what issues they need to evaluate in the environmental document. Commission staff will consider all written or oral comments during the preparation of the environmental document.

If you submitted comments on this project to the Commission before the opening of this docket on February 27, 2025, you will need to file those

comments in Docket No. PF25–6–000 to ensure they are considered.

This notice is being sent to the Commission's current environmental mailing list for this project. State and local government representatives should notify their constituents of this planned project and encourage them to comment on their areas of concern.

If you are a landowner receiving this notice, a pipeline company representative may contact you about the acquisition of an easement to construct, operate, and maintain the planned facilities. The company would seek to negotiate a mutually acceptable easement agreement. You are not required to enter into an agreement. However, if the Commission approves the project, the Natural Gas Act conveys the right of eminent domain to the company. Therefore, if you and the company do not reach an easement agreement, the pipeline company could initiate condemnation proceedings in court. In such instances, compensation would be determined by a judge in accordance with state law. The Commission does not subsequently grant, exercise, or oversee the exercise of that eminent domain authority. The courts have exclusive authority to handle eminent domain cases; the Commission has no jurisdiction over these matters.

A fact sheet prepared by the FERC entitled “An Interstate Natural Gas Facility On My Land? What Do I Need To Know?” addresses typically asked questions, including the use of eminent domain and how to participate in the Commission's proceedings. This fact sheet along with other landowner topics of interest are available for viewing on the FERC website (www.ferc.gov) under the Natural Gas, Landowner Topics link.

Public Participation

There are four methods you can use to submit your comments to the Commission. Please carefully follow these instructions so that your comments are properly recorded. The Commission encourages electronic filing of comments and has expert staff available to assist you at (866) 208–3676 or FercOnlineSupport@ferc.gov.

(1) You can file your comments electronically using the eComment feature, which is located on the Commission's website (www.ferc.gov) under the link to FERC Online. Using eComment is an easy method for submitting brief, text-only comments on a project;

(2) You can file your comments electronically by using the eFiling feature, which is located on the Commission's website (www.ferc.gov)

under the link to FERC Online. With eFiling, you can provide comments in a variety of formats by attaching them as a file with your submission. New eFiling users must first create an account by clicking on “eRegister.” You will be asked to select the type of filing you are making; a comment on a particular project is considered a “Comment on a Filing”; or

(3) You can file a paper copy of your comments by mailing them to the Commission. Be sure to reference the project docket number (PF25–6–000) on your letter. Submissions sent via the U.S. Postal Service must be addressed to: Debbie-Anne A. Reese, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be

addressed to: Debbie-Anne A. Reese, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, MD 20852.

(4) In lieu of sending written or electronic comments, the Commission invites you to attend one of the public scoping meetings its staff will conduct in the project areas, scheduled as follows:

Date and time	Location
Tuesday, May 20, 2025, 5:00 p.m.–7:00 p.m. CDT	Newton County High School Career Center, 16389 Highway 503, Decatur, MS 39327.
Wednesday, May 21, 2025, 5:00 p.m.–7:00 p.m. CDT	Leake Central Elementary School, 603 MS–16, Carthage, MS 39051.
Thursday, May 22, 2025, 5:00 p.m.–7:00 p.m. CDT	City of Lexington Multipurpose Building, 22521 MS–12, Lexington, MS 39095.

The primary goal of these scoping sessions is to have you identify the specific environmental issues and concerns that should be considered in the environmental document. Individual oral comments will be taken on a one-on-one basis with a court reporter. This format is designed to receive the maximum amount of oral comments in a convenient way during the timeframe allotted.

Each scoping session is scheduled from 5:00 p.m. to 7:00 p.m. in the appropriate local time zone. You may arrive at any time after 5:00 p.m. There will not be a formal presentation by Commission staff when the session opens. If you wish to speak, the Commission staff will hand out numbers in the order of your arrival. Comments will be taken until 7:00 p.m. However, if no additional numbers have been handed out and all individuals who wish to provide comments have had an opportunity to do so, staff may conclude the session at 6:30 p.m. Please see appendix 1 for additional information on the session format and conduct.¹

Your scoping comments will be recorded by a court reporter (with FERC staff or representative present) and become part of the public record for this proceeding. Transcripts will be publicly available on FERC’s eLibrary system (see the last page of this notice for instructions on using eLibrary). If a significant number of people are interested in providing oral comments in the one-on-one settings, a time limit

of 5 minutes may be implemented for each commentor.

It is important to note that the Commission provides equal consideration to all comments received, whether filed in written form or provided orally at a scoping session. Although there will not be a formal presentation, Commission staff will be available throughout the scoping session to answer your questions about the environmental review process. Representatives from Gulf South and Texas Gas will also be present to answer project-specific questions.

Additionally, the Commission offers a free service called eSubscription, which makes it easy to stay informed of all issuances and submittals regarding the dockets/projects to which you subscribe. These instant email notifications are the fastest way to receive notification and provide a link to the document files which can reduce the amount of time you spend researching proceedings. Go to <https://www.ferc.gov/ferc-online/overview> to register for eSubscription.

The Commission’s Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, community organizations, Tribal members and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502–6595 or OPP@ferc.gov.

Summary of the Planned Project

For its portion of the Kosciusko Junction Pipeline Project,² Texas Gas

plans to expand and continue to own and operate the existing Greenville Compressor Station and construct a new compressor unit at the site. In addition, Gulf South proposes to purchase Texas Gas’ existing 98-mile-long Greenville Lateral and the Isola Compressor Station and additional ancillary facilities. Once purchased, Gulf South would expand the Greenville Lateral by adding a new compressor station in Holmes County and add a new compressor unit to the existing Isola Compressor Station.

Gulf South also proposes to construct approximately 9 miles of new 36-inch-diameter pipeline as part of the Columbia Lateral in Humphreys and Sunflower Counties. The Columbia Lateral would be tied into the Greenville Lateral at the Isola Compressor Station and would connect to a new Receipt Meter and Regulator (M&R) Station in Humphreys County. The project would also include the Kosciusko Junction Pipeline which consists of 101 miles of 36-inch-diameter pipeline from the terminus of the Greenville Lateral in Attala County to Gulf South’s Destin Compressor Station in Clarke County. The new pipeline would include the new Kosciusko Compressor Station and the new Delivery M&R Station in Attala County and two new Delivery M&R Stations in Clarke County.

Land Requirements for Construction

Construction of the planned new 36-inch-diameter pipelines would disturb an estimated 1,468 acres of land, of which the applicants would maintain about 667 acres for permanent operation of the new pipelines.³ Additional

¹ The appendices referenced in this notice will not appear in the **Federal Register**. Copies of the appendices were sent to all those receiving this notice in the mail and are available at www.ferc.gov using the link called “eLibrary.” For instructions on connecting to eLibrary, refer to the last page of this notice. For assistance, contact FERC at FERCOnlineSupport@ferc.gov or call toll free, (886) 208–3676 or TTY (202) 502–8659.

² All project components described in this notice are or would be in the state of Mississippi.

³ The estimated construction and operational footprints are based on reported pipeline lengths and construction rights-of-way during construction and operation, respectively, as reported in the applicants’ April 1, 2025 filing of draft Resource Report 1, available on eLibrary under accession number 20250401–5123.

disturbance from development of new aboveground facilities and modifications at existing aboveground facilities would be required for project. All land disturbed during construction that is outside of the permanent pipeline rights-of-way and facility sites would be restored and revert to former uses. About 51 percent of the planned new pipeline would be collocated with existing pipeline rights-of-way and utility corridors.

The NEPA Process and the Environmental Document

Any environmental document issued by Commission staff will discuss impacts that could occur as a result of the construction and operation of the planned project under the relevant general resource areas:

- geology and soils;
- land use;
- water resources, fisheries, and wetlands;
- cultural resources;
- vegetation and wildlife;
- air quality and noise;
- endangered and threatened species;
- socioeconomic; and
- reliability and safety.

Commission staff will also evaluate reasonable alternatives to the planned project or portions of the project and make recommendations on how to lessen or avoid impacts on the various resource areas. Your comments will help Commission staff identify and focus on the issues that might have an effect on the human environment and potentially eliminate others from further study and discussion in the environmental document.

Although no formal application has been filed, we have already initiated our NEPA review under the Commission's pre-filing process for the project. The purpose of the pre-filing process is to encourage early involvement of interested stakeholders and to identify and resolve issues before the FERC receives an application. As part of our pre-filing review, we will contact federal and state agencies to discuss their involvement in the scoping process and the preparation of the environmental document.

If a formal application(s) is filed, Commission staff will then determine whether to prepare an Environmental Assessment (EA) or an Environmental Impact Statement (EIS). The EA or the EIS will present our independent analysis of the environmental issues. If Commission staff prepares an EA, a "Notice of Schedule for the Preparation of an Environmental Assessment" will be issued. The EA may be issued for an allotted public comment period. The

Commission would consider timely comments on the EA before making its determination on the proposed project. If Commission staff prepares an EIS, a "Notice of Intent to Prepare an EIS/ Notice of Schedule" will be issued once an application(s) is filed, which will open an additional public comment period. Staff will then prepare a draft EIS that will be issued for public comment. Commission staff will consider all timely comments received during the comment period on the draft EIS, and revise the document, as necessary, before issuing a final EIS. Any EA or draft and final EIS will be available in electronic format in the public record through eLibrary⁴ and the Commission's natural gas environmental documents web page <https://www.ferc.gov/industries-data/natural-gas/environmental-documents/> If eSubscribed, you will receive instant email notification when the environmental document is issued.

With this notice, we are asking agencies with jurisdiction by law and/or special expertise with respect to the environmental issues related to these projects to formally cooperate with us in the preparation of the environmental document.⁵ Agencies that would like to request cooperating agency status should follow the instructions for filing comments provided under the Public Participation section of this notice. Currently, the U.S. Environmental Protection Agency—Region 4, U.S. Fish and Wildlife Service—Mississippi Ecological Field Office, and the U.S. Army Corps of Engineers have expressed their intention to participate as a cooperating agency in the preparation of the environmental document to provide special resource expertise and/or to satisfy their NEPA responsibilities related to this project.

Consultations Under Section 106 of the National Historic Preservation Act

In accordance with the Advisory Council on Historic Preservation's implementing regulations for section 106 of the National Historic Preservation Act, the Commission is using this notice to initiate consultation with the applicable State Historic Preservation Office(s), and to solicit their views and those of other government agencies, interested Indian tribes, and the public on the project's

potential effects on historic properties.⁶ The environmental document for this project will document our findings on the impacts on historic properties and summarize the status of consultations under section 106.

Environmental Mailing List

The environmental mailing list includes federal, state, and local government representatives and agencies; elected officials; environmental and public interest groups; Native American Tribes; local community groups, schools, churches, and businesses; other interested parties; and local libraries and newspapers. This list also includes all affected landowners (as defined in the Commission's regulations) who are potential right-of-way grantors, whose property may be used temporarily for project purposes, or who own homes within certain distances of aboveground facilities, and anyone who submits comments on the project (and includes a mailing address with their comment). Commission staff will update the environmental mailing list as the analysis proceeds to ensure that we send the information related to this environmental review to all individuals, organizations, and government entities interested in and/or potentially affected by the planned project.

If you need to make changes to your name/address, or if you would like to remove your name from the mailing list, please complete one of the following steps:

(1) Send an email to GasProjectAddressChange@ferc.gov stating your request. You must include the docket number PF25–6–000 in your request. If you are requesting a change to your address, please be sure to include your name and updated address. If you are requesting to delete your address from the mailing list, please include your name and address as it appeared on this notice. This email address is unable to accept comments, OR

(2) Return the attached "Mailing List Update Form" (appendix 3).

Becoming an Intervenor

Once the applicants file their combined application with the Commission, you may want to become an "intervenor," which is an official party to the Commission's proceeding.

⁶ The Advisory Council on Historic Preservation regulations are at title 36, Code of Federal Regulations, part 800. Those regulations define historic properties as any prehistoric or historic district, site, building, structure, or object included in or eligible for inclusion in the National Register of Historic Places.

⁴ For instructions on connecting to eLibrary, refer to the last page of this notice.

⁵ Cooperating agency responsibilities are addressed in section 107(a)(3) of NEPA (42 U.S.C. 4336(a)(3)).

Only intervenors have the right to seek rehearing of the Commission's decision and be heard by the courts if they choose to appeal the Commission's final ruling. An intervenor formally participates in the proceeding by filing a request to intervene pursuant to Rule 214 of the Commission's Rules of Practice and Procedures (18 CFR 385.214). Motions to intervene are more fully described at <https://www.ferc.gov/resources/guides/how-to.asp>. Please note that the Commission will not accept requests for intervenor status at this time. You must wait until the Commission receives a formal application for the project, after which the Commission will issue a public notice that establishes an intervention deadline.

Additional Information

Additional information about the project is available from the Commission's Office of External Affairs, at (866) 208-FERC, or on the FERC website (www.ferc.gov) using the eLibrary link. Click on the eLibrary link, click on "General Search" and enter the docket number in the Docket Number field. Be sure you have selected an appropriate date range. For assistance, please contact FERC Online Support at FercOnlineSupport@ferc.gov or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659. The eLibrary link also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rulemakings.

Public meetings or site visits will be posted on the Commission's calendar located at <https://www.ferc.gov/news-events/events> along with other related information.

Dated: May 7, 2025.

Carlos D. Clay,

Deputy Secretary.

[FR Doc. 2025-08365 Filed 5-12-25; 8:45 am]

BILLING CODE 6717-01-P

EXECUTIVE OFFICE OF THE PRESIDENT

Office of National Drug Control Policy

Appointment of Members of Senior Executive Service Performance Review Board

AGENCY: Office of National Drug Control Policy (ONDCP).

ACTION: Notice of appointments.

SUMMARY: The following persons have been appointed to the ONDCP Senior Executive Service Performance Review Board: Ms. Michele Marx (as Chair), Ms.

Debbie Seguin, Ms. Shannon Kelly, and Mr. Kemp Chester.

FOR FURTHER INFORMATION CONTACT:

Please direct any questions to Anthony Jones, Acting General Counsel, (202) 881-8862, Office of National Drug Control Policy, Executive Office of the President, Washington, DC 20503.

Authority: 5 U.S.C. 4314(c)(1)

Dated: May 8, 2025.

Anthony Jones,

Acting General Counsel.

[FR Doc. 2025-08404 Filed 5-12-25; 8:45 am]

BILLING CODE 3280-F5-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

[Document Identifiers: CMS-R-138 and CMS-10882]

Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: Centers for Medicare & Medicaid Services, Health and Human Services (HHS).

ACTION: Notice.

SUMMARY: The Centers for Medicare & Medicaid Services (CMS) is announcing an opportunity for the public to comment on CMS' intention to collect information from the public. Under the Paperwork Reduction Act of 1995 (PRA), federal agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information (including each proposed extension or reinstatement of an existing collection of information) and to allow 60 days for public comment on the proposed action. Interested persons are invited to send comments regarding our burden estimates or any other aspect of this collection of information, including the necessity and utility of the proposed information collection for the proper performance of the agency's functions, the accuracy of the estimated burden, ways to enhance the quality, utility, and clarity of the information to be collected, and the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

DATES: Comments must be received by July 14, 2025.

ADDRESSES: When commenting, please reference the document identifier or OMB control number. To be assured consideration, comments and recommendations must be submitted in any one of the following ways:

1. *Electronically.* You may send your comments electronically to <http://www.regulations.gov>. Follow the instructions for "Comment or Submission" or "More Search Options" to find the information collection document(s) that are accepting comments.

2. *By regular mail.* You may mail written comments to the following address: CMS, Office of Strategic Operations and Regulatory Affairs, Division of Regulations Development, Attention: Document Identifier/OMB Control Number: ____, Room C4-26-05, 7500 Security Boulevard, Baltimore, Maryland 21244-1850.

To obtain copies of a supporting statement and any related forms for the proposed collection(s) summarized in this notice, please access the CMS PRA website by copying and pasting the following web address into your web browser: <https://www.cms.gov/Regulations-and-Guidance/Legislation/PaperworkReductionActof1995/PRA-Listing>.

FOR FURTHER INFORMATION CONTACT:

William N. Parham at (410) 786-4669.

SUPPLEMENTARY INFORMATION:

Contents

This notice sets out a summary of the use and burden associated with the following information collections. More detailed information can be found in each collection's supporting statement and associated materials (see **ADDRESSES**).

CMS-R-138 Medicare Geographic Classification Review Board Procedures and Criteria

CMS-10882 Part C and Part D Medicare Prescription Payment Plan Model Documents

Under the PRA (44 U.S.C. 3501-3520), federal agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. The term "collection of information" is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA requires federal agencies to publish a 60-day notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension or reinstatement of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, CMS is publishing this notice.

Information Collections

1. Type of Information Collection

Request: Reinstatement with change of a previously approved collection; *Title of Information Collection:* Medicare Geographic Classification Review Board Procedures and Criteria; *Use:* During the first few years of IPPS, hospitals were paid strictly based on their physical geographic location concerning the wage index (Metropolitan Statistical Areas (MSAs)) and the standardized amount (rural, other urban, or large urban). However, a growing number of hospitals became concerned that their payment rates were not providing accurate compensation. The hospitals argued that they were not competing with the hospitals in their own geographic area, but instead that they were competing with hospitals in neighboring geographic areas.

At that point, Congress enacted Section 1886(d)(10) of the Act which enabled hospitals to apply to be considered part of neighboring geographic areas for payment purposes based on certain criteria. The application and decision process are administered by the MGCRB which is not a part of CMS so that CMS could not be accused of any untoward action. However, CMS needs to remain apprised of any potential payment changes. Hospitals are required to provide CMS with a copy of any applications that they made to the MGCRB. CMS also developed the guidelines for the MGCRB that were the interim final issue of the **Federal Register** and must ensure that the MGCRB properly applied the guidelines. This check and balance process also contributes to limiting the number of hospitals that ultimately need to appeal their MGCRB decisions to the CMS Administrator. *Form Number:* CMS-R-138 (OMB control number: 0938-0573); *Frequency:* Occasionally; *Affected Public:* Businesses or other for-profits and Not-for-profit institutions; *Number of Respondents:* 850; *Total Annual Responses:* 850; *Total Annual Hours:* 850. (For policy questions regarding this collection contact Noel Manlove at 410-786-5161.)

2. Type of Information Collection

Request: Revision of a currently approved collection; *Title of Information Collection:* Part C and Part D Medicare Prescription Payment Plan Model Documents; *Use:* Sections 1860D-2(b)(2)(E)(v)(II)-(IV) of the Act state the requirements for Part D plan sponsors in implementing the program, which include the processes for outreach to enrollees identified as likely

to benefit, election, and termination. Subsection II states that any Part D enrollee may elect into the program prior to or during the plan year. Subsection III details that Part D plan sponsors and MA organizations must have a mechanism in place to inform enrollees that they are likely to benefit from electing into the program at the point of sale (POS). Subsection IV(aa) states that plans must terminate a beneficiary's participation in the program when the beneficiary fails to pay the amounts owed under this program.

CMS has developed the seven model notices to provide standardized and consistent language for potential and active program participants, regardless of which Part D plan they may be enrolled in. The seven model notices and their content serve as an example of how to convey information on the Medicare Prescription Payment Plan to Part D enrollees and program participants, as applicable. Though Part D plan sponsors are not required to use the model materials and content verbatim, use of the model materials will satisfy the communications requirements included in § 423.137. If a Part D plan sponsor chooses not to use a model material, they must meet the content requirements in § 423.137 for the alternate notices they develop. CMS notes that the "Medicare Prescription Payment Plan Likely to Benefit Notice," is a standardized material that Part D plan sponsors are required to use in the form and manner provided by CMS. *Form Number:* CMS-10882 (OMB control number: 0938-1475); *Frequency:* Yearly; *Affected Public:* Individuals and Households, Private Sector, Federal Government, Businesses or other for-profits and Not-for-profit institutions; *Number of Respondents:* 234,227; *Total Annual Responses:* 39,514,987; *Total Annual Hours:* 135,080. (For policy questions regarding this collection contact Deven Gosalia at (410) 786-8264 or deven.gosalia@cms.hhs.gov.)

William N. Parham, III,

Director, Division of Information Collections and Regulatory Impacts, Office of Strategic Operations and Regulatory Affairs.

[FR Doc. 2025-08348 Filed 5-12-25; 8:45 am]

BILLING CODE 4120-01-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

[Document Identifiers: CMS-10844]

Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: Centers for Medicare & Medicaid Services, Health and Human Services (HHS).

ACTION: Notice.

SUMMARY: The Centers for Medicare & Medicaid Services (CMS) is announcing an opportunity for the public to comment on CMS' intention to collect information from the public. Under the Paperwork Reduction Act of 1995 (PRA), Federal agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information (including each proposed extension or reinstatement of an existing collection of information) and to allow 60 days for public comment on the proposed action. Interested persons are invited to send comments regarding our burden estimates or any other aspect of this collection of information, including the necessity and utility of the proposed information collection for the proper performance of the agency's functions, the accuracy of the estimated burden, ways to enhance the quality, utility, and clarity of the information to be collected, and the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

DATES: Comments must be received by July 14, 2025.

ADDRESSES: When commenting, please reference the document identifier or OMB control number. To be assured consideration, comments and recommendations must be submitted in any one of the following ways:

1. *Electronically.* You may send your comments electronically to <https://www.regulations.gov>. Follow the instructions for "Comment or Submission" or "More Search Options" to find the information collection document(s) that are accepting comments.

2. *By regular mail.* You may mail written comments to the following address: CMS, Office of Strategic Operations and Regulatory Affairs, Division of Regulations Development, Attention: Document Identifier/OMB Control Number: ____, Room C4-26-05, 7500 Security Boulevard, Baltimore, Maryland 21244-1850.

To obtain copies of a supporting statement and any related forms for the proposed collection(s) summarized in this notice, please access the CMS PRA website by copying and pasting the following web address into your web browser: <https://www.cms.gov/Regulations-and-Guidance/Legislation/PaperworkReductionActof1995/PRA-Listing>.

FOR FURTHER INFORMATION CONTACT: William N. Parham at (410) 786-4669.

SUPPLEMENTARY INFORMATION:

Contents

This notice sets out a summary of the use and burden associated with the following information collections. More detailed information can be found in each collection's supporting statement and associated materials (see **ADDRESSES**).

CMS-10844 Negotiation Program Drug Selection for Initial Price Applicability Year 2028 under Sections 11001 and 11002 of the Inflation Reduction Act Information Collection Request

Under the PRA (44 U.S.C. 3501-3520), Federal agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. The term "collection of information" is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA requires Federal agencies to publish a 60-day notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension or reinstatement of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, CMS is publishing this notice.

Information Collections

1. *Type of Information Collection Request:* Revision with of a currently approved collection; *Title of Information Collection:* Negotiation Program Drug Selection for Initial Price Applicability Year 2028 under Sections 11001 and 11002 of the Inflation Reduction Act Information Collection Request; *Use:* Under the authority in sections 11001 and 11002 of the Inflation Reduction Act of 2022 (Pub. L. 117-169), the Centers for Medicare & Medicaid Services (CMS) is implementing the Medicare Drug Price Negotiation Program, codified in sections 1191 through 1198 of the Social

Security Act (the Act). The information collection request forms for the Small Biotech Exception, the Biosimilar Delay, and the Selection of Renegotiation-Eligible Drugs for initial price applicability year 2028 must be submitted to CMS before CMS establishes the selected drug list for initial price applicability year 2028.

Small Biotech Exception: In accordance with section 1192(d)(2) of the Act, the term "negotiation-eligible drug" excludes, with respect to the initial price applicability years 2026, 2027, and 2028, a qualifying single source drug that meets the requirements for the exception for small biotech drugs (the "Small Biotech Exception," or "SBE"). This information is required in order for CMS to accurately identify whether a given drug meets the criteria for the Small Biotech Exception in accordance with section 1192(d)(2) of the Act. To ensure that drugs payable under Part B and/or drugs covered under Part D that meet the requirements for the SBE are excluded from the term "negotiation-eligible drug," a manufacturer that seeks the SBE for its drug payable under Part B and/or covered under Part D ("Submitting Manufacturer") must submit information to CMS about the company and its products in order for the drug to be considered for the exception. If the Submitting Manufacturer seeks the SBE for a drug payable under Part B and/or covered under Part D it acquired after December 31, 2021, the Submitting Manufacturer must also submit information related to the separate entity that had the Medicare Coverage Gap Discount Program agreement for the drug on December 31, 2021, for drugs covered under Part D and information related to the holder of the New Drug Application(s) (NDA)(s) or Biologics License Applications(s) (BLA)(s) as of December 31, 2021 for drugs payable under Part B. If the Submitting Manufacturer was acquired by another entity after December 31, 2021, the Submitting Manufacturer must provide information regarding that acquiring entity for CMS to assess whether the acquisition triggers the limitation at section 1192(d)(2)(B)(ii) of the Act.

Biosimilar Delay: In accordance with section 1192(f)(1)(B) of the Act, the manufacturer of a biosimilar biological product ("Biosimilar Manufacturer" of a "Biosimilar") may submit a request, prior to the selected drug publication date, for CMS' consideration to delay the inclusion of a negotiation-eligible drug that includes the reference product for the Biosimilar (such a negotiation-eligible drug is herein referred to as a "Reference Drug") on the selected drug

list for a given initial price applicability year (the "Biosimilar Delay"). This information is required in order for CMS to accurately determine if a drug meets the criteria for the Biosimilar Delay for initial price applicability year 2028 in accordance with section 1192(f) of the Act. To ensure that the delay of selection and negotiation of biologics is only applied if there is a high likelihood that the Biosimilar will be licensed and marketed, a Biosimilar Manufacturer that seeks the Biosimilar Delay must submit information to CMS related to the Biosimilar. This information includes identifying information for the Biosimilar and the Reference Drug; the licensure status of the Biosimilar; attestations that the Biosimilar Manufacturer is not the same or treated as the same entity as the Reference Manufacturer, that the Biosimilar Manufacturer and the Reference Manufacturer (who is the manufacturer of the Reference Drug) have not entered into an agreement that requires or incentivizes the Biosimilar Manufacturer to submit the Biosimilar Delay, or directly or indirectly restricts the quantity of the Biosimilar that may be sold in the United States over a specified period of time; and documentation specified under section 1192(f)(3) of the Act to demonstrate there is a high likelihood that the Biosimilar will be licensed and marketed within two years of the statutorily-defined selected drug publication date for initial price applicability year 2028.

Selection of Renegotiation-Eligible Drugs: Section 1194(f) of the Act establishes the requirements governing the identification of renegotiation-eligible drugs and selection of drugs for renegotiation. CMS will offer Primary Manufacturers¹ the voluntary option to submit information to CMS to inform CMS' determinations of which selected drugs qualify as a renegotiation-eligible drug and may be selected for renegotiation in accordance with section 1194(f)(3) of the Act. Specifically, section 1194(f)(2)(D) of the Act instructs CMS to identify whether a selected drug is eligible for renegotiation because a new indication has been added to the selected drug and based on a material change to any of the factors listed in section 1194(e) of the Act. *Form*

¹ To the extent that more than one entity meets the statutory definition of manufacturer (specified in section 1193(a)(1) of the Act) for a selected drug for purposes of initial price applicability year 2028, CMS will designate the entity that holds the New Drug Application(s) (NDA(s))/Biologics License Application(s) (BLA(s)) for the selected drug to be "the manufacturer" of the selected drug (hereinafter the "Primary Manufacturer").

Number: CMS–10844 (OMB control number 0938–1443); *Frequency:* Once; *Affected Public:* Private Sector, Business, and Not-for Profits; *Number of Respondents:* 65; *Number of Responses:* 65; *Total Annual Hours:* 3,677.50. (For questions regarding this collection contact Elisabeth Daniel at 667–290–8793.)

William N. Parham, III,

Director, Division of Information Collections and Regulatory Impacts, Office of Strategic Operations and Regulatory Affairs.

[FR Doc. 2025–08423 Filed 5–9–25; 8:45 am]

BILLING CODE 4120–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Mental Health; Notice of Closed Meeting

Pursuant to section 1009 of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Mental Health Special Emphasis Panel; SBIR/STTR Review Meeting C.

Date: May 28, 2025.

Time: 4:00 p.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Neuroscience Center, 6001 Executive Boulevard, Rockville, MD 20852.

Meeting Format: Virtual Meeting.

Contact Person: Karin Eyrich Garg, Ph.D., Scientific Review Officer, Division of Extramural Activities, National Institute of Mental Health, National Institutes of Health, Neuroscience Center, 6001 Executive Boulevard, Rockville, MD 20892, karin.garg@nih.gov.

(Catalogue of Federal Domestic Assistance Program No. 93.242, Mental Health Research Grants, National Institutes of Health, HHS)

Dated: May 07, 2025.

Bruce A. George,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2025–08335 Filed 5–12–25; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 1009 of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Population Sciences and Epidemiology Integrated Review Group; Social and Environmental Determinants of Health Study Section.

Date: June 11–12, 2025.

Time: 9:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Ananya Paria, MPH, DHSC, Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 1007H, Bethesda, MD 20892, (301) 827–6513, pariaa@mail.nih.gov.

Name of Committee: Center for Scientific Review Special Emphasis Panel; HEAL Initiative: JCOIN Phase II Clinical Research Hubs and Community Engaged Research Resource Centers.

Date: June 11, 2025.

Time: 9:30 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Trinh T. Tran, Ph.D., Scientific Review Officer, Scientific Review Branch, Office of Extramural Policy, National Institute on Drug Abuse, National Institutes of Health, Bethesda, MD 20892, (301) 827–5843, trinh.tran@nih.gov.

Name of Committee: Surgical Sciences, Biomedical Imaging and Bioengineering Integrated Review Group; Emerging Imaging Technologies and Applications Study Section.

Date: June 12–13, 2025.

Time: 9:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Zheng Li, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892, (301) 594–3385, zheng.li3@nih.gov.

Name of Committee: Oncology 2—Translational Clinical Integrated Review Group; Molecular Cancer Diagnosis and Classification Study Section.

Date: June 12–13, 2025.

Time: 9:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Victor A. Panchenko, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 802B2, Bethesda, MD 20892, (301) 867–5309, victor.panchenko@nih.gov.

Name of Committee: Musculoskeletal, Oral and Skin Sciences Integrated Review Group; Skeletal Biology Structure and Regeneration Study Section.

Date: June 12–13, 2025.

Time: 9:00 a.m. to 7:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Yanming Bi, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4214, MSC 7814, Bethesda, MD 20892, (301) 451–0996, ybi@csr.nih.gov.

Name of Committee: Digestive, Kidney and Urological Systems Integrated Review Group; Kidney and Urological Systems Function and Dysfunction Study Section.

Date: June 12–13, 2025.

Time: 9:00 a.m. to 7:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Santanu Banerjee, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 2106, Bethesda, MD 20892, (301) 435–5947, banerjees5@mail.nih.gov.

Name of Committee: Integrative, Functional and Cognitive Neuroscience Integrated Review Group; Neuroscience of Interception and Chemosensation Study Section.

Date: June 12–13, 2025.

Time: 9:00 a.m. to 7:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Myongsoo Matthew Oh, Ph.D., Scientific Review Officer, Center for

Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 1011F, Bethesda, MD 20892, (301) 435-1042, ohmm@csr.nih.gov.

Name of Committee: Cardiovascular and Respiratory Sciences Integrated Review Group; Pulmonary Vascular Disease and Physiology Study Section.

Date: June 12-13, 2025.

Time: 9:00 a.m. to 7:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Bradley Nuss, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4142, MSC7814, Bethesda, MD 20892, 301-451-8754, nussb@csr.nih.gov.

Name of Committee: Healthcare Delivery and Methodologies Integrated Review Group; Clinical Informatics and Digital Health Study Section.

Date: June 12-13, 2025.

Time: 9:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Address: National Institutes of Health, Rockledge II, 6701 Rockledge Drive, Bethesda, MD 20892.

Meeting Format: Virtual Meeting.

Contact Person: Paul Hewett, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institute of Health, 6701 Rockledge Drive, Room, Bethesda, MD 20892, (240) 672-8946, hewettmarxpn@csr.nih.gov.

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393-93.396, 93.837-93.844, 93.846-93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: May 07, 2025.

Bruce A. George,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2025-08334 Filed 5-12-25; 8:45 am]

BILLING CODE 4140-01-P

DEPARTMENT OF HOMELAND SECURITY

[Docket No. DHS-2025-0014]

Federal Emergency Management Agency Review Council Meeting

AGENCY: Office of Partnership and Engagement (OPE), Department of Homeland Security (DHS).

ACTION: Emergency notice of open Federal Advisory Committee meeting.

SUMMARY: OPE is publishing this emergency notice to announce that the President's Federal Emergency Management Agency (FEMA) Review Council ("Council") will meet in person

on Tuesday, May 20, 2025. This meeting will be open virtually to members of the public. This meeting will be led by the Secretary of Homeland Security and the Secretary of Defense to discuss the work ahead for the Council and the potential future of FEMA.

DATES: Registration to attend the meeting is required and must be received via email no later than 5 p.m. Eastern Daylight Time (EDT) on Monday, May 19, 2025. The meeting is scheduled for Tuesday, May 20, 2025, from 3 p.m. until 4 p.m.

ADDRESSES: The Council meeting location is to be determined. Members of the public may attend virtually following the process outlined below.

Federal eRulemaking Portal: <https://www.regulations.gov>. Follow the instructions for submitting comments.

- *Email:* FEMAreviewcouncil@hq.dhs.gov. Include Docket No. DHS-2025-0014 in the subject line of the message.

- *Mail:* Patrick Powers, Designated Federal Officer of the Federal Emergency Management Agency Review Council, Office of Partnership and Engagement, Mailstop 0385, Department of Homeland Security, 2707 Martin Luther King Jr. Ave. SE, Washington, DC 20032.

Instructions: All submissions received must include the words "Department of Homeland Security" and "DHS-2025-0014", the docket number for this action. Comments received will be posted without alteration at <https://www.regulations.gov>, including any personal information provided. You may wish to review the Privacy and Security Notice found via a link on the homepage of www.regulations.gov.

Docket: For access to the docket to read comments received by the Council, go to <https://www.regulations.gov>, search "DHS-2025-0014," "Open Docket Folder" to view the comments.

FOR FURTHER INFORMATION CONTACT:

Patrick Powers, Designated Federal Officer, President's Federal Emergency Management Agency Review Council at (202)891-2283 or FEMAreviewcouncil@hq.dhs.gov.

SUPPLEMENTARY INFORMATION: On January 24, 2025, the President established the Federal Emergency Management Agency Review Council through Executive Order 14180, "Council to Assess the Federal Emergency Management Agency."

90 FR 8743 (January 31, 2025); <https://www.whitehouse.gov/presidential-actions/2025/01/council-to-assess-the-federal-emergency-management-agency/>.

Notice of this meeting is given under section 10(a) of the Federal Advisory Committee Act (FACA), Public Law 117-286 (5 U.S.C. Ch. 10), which requires each FACA committee meeting to be open to the public unless the President, or the head of the agency to which the advisory committee reports, determines that a portion of the meeting may be closed to the public in accordance with 5 U.S.C. 552b(c).

Agenda: The Council will meet in an open session from 3 p.m. until 4 p.m. The meeting will include: (1) the swearing in of members; (2) remarks from leadership; (3) Council overview and structure. The meeting may end early if the Council has completed its business.

Meeting instructions for virtual attendance: Members of the public may register to participate in this Council meeting under the following procedures. Each individual must provide their full legal name and email address no later than 5 p.m. EDT on Monday, May 19, 2025, to Patrick Powers, Designated Federal Officer of the President's Federal Emergency Management Agency Review Council, via email to FEMAreviewcouncil@hq.dhs.gov. Members of the public who have registered to participate will be provided the agenda and virtual link. For those attending the meeting you will be in listen-only mode.

For more information about the Council, please visit our website: <https://www.dhs.gov/federal-emergency-management-agency-review-council>.

The Council is committed to ensuring all participants have equal access regardless of disability status. If you require a reasonable accommodation due to a disability to fully participate, please contact Patrick Powers at FEMAreviewcouncil@hq.dhs.gov as soon as possible.

Dated: May 7, 2025.

Patrick Powers,

Designated Federal Officer, Federal Emergency Management Agency Review Council, Department of Homeland Security.

[FR Doc. 2025-08369 Filed 5-8-25; 4:15 pm]

BILLING CODE 9112-FN-P

DEPARTMENT OF HOMELAND SECURITY**U.S. Citizenship and Immigration Services**

[CIS No. 2816–25; DHS Docket No. USCIS–2022–0004]

RIN 1615–ZB94

Termination of the Designation of Afghanistan for Temporary Protected Status**AGENCY:** U.S. Citizenship and Immigration Services, U.S. Department of Homeland Security.**ACTION:** Notice.

SUMMARY: Through this notice, the Department of Homeland Security (DHS) announces that the Secretary of Homeland Security (Secretary) is terminating the designation of Afghanistan for Temporary Protected Status (TPS). The designation of Afghanistan is set to expire on May 20, 2025. After reviewing country conditions and consulting with appropriate U.S. Government agencies, the Secretary determined that Afghanistan no longer continues to meet the conditions for designation for TPS. The Secretary therefore is terminating the TPS designation of Afghanistan as required by statute. This termination is effective July 14, 2025. After July 14, 2025, nationals of Afghanistan (and aliens having no nationality who last habitually resided in Afghanistan) who have been granted TPS under Afghanistan’s designation will no longer have TPS.

DATES: The designation of Afghanistan for TPS is terminated, effective at 11:59 p.m., local time, on July 14, 2025.

FOR FURTHER INFORMATION CONTACT: Rená Cutlip-Mason, Chief, Humanitarian Affairs Division, Office of Policy and Strategy, U.S. Citizenship and Immigration Services, Department of Homeland Security, 800–375–5283.

SUPPLEMENTARY INFORMATION:**Table of Abbreviations**

CFR—Code of Federal Regulations
 DHS—U.S. Department of Homeland Security
 EAD—Employment Authorization Document
 FR—Federal Register
 Government—U.S. Government
 INA—Immigration and Nationality Act
 Secretary—Secretary of Homeland Security
 TPS—Temporary Protected Status
 USCIS—U.S. Citizenship and Immigration Services
 U.S.C.—United States Code

What is Temporary Protected Status (TPS)?

The Immigration and Nationality Act (INA) authorizes the Secretary of Homeland Security, after consultation with appropriate agencies of the U.S. Government, to designate a foreign state (or part thereof) for TPS if the Secretary determines that certain country conditions exist. *See* INA sec. 244(b)(1), 8 U.S.C. 1254a(b)(1). The determination whether to designate any foreign state (or part thereof) for TPS is discretionary, and there is no judicial review of “any determination of the [Secretary] with respect to the designation, or termination or extension of a designation, of a foreign state” for TPS. *See* INA sec. 244(b)(5)(A), 8 U.S.C. 1254a(b)(5)(A). The Secretary, in her discretion, may grant TPS to eligible nationals of that foreign state (or aliens having no nationality who last habitually resided in the designated foreign state). *See* INA sec. 244(a)(1)(A), 8 U.S.C. 1254a(a)(1)(A).

At least 60 days before the expiration of a foreign state’s TPS designation or extension, the Secretary—after consultation with appropriate U.S. Government agencies—must review the conditions in the foreign state designated for TPS to determine whether they continue to meet the conditions for the TPS designation. *See* INA sec. 244(b)(3)(A), 8 U.S.C. 1254a(b)(3)(A). If the Secretary does not determine that the conditions in the foreign state no longer continue to meet the specific statutory criteria for TPS designation, TPS will be extended for an additional period of 6 months or, in the Secretary’s discretion, 12 or 18 months. *See* INA sec. 244(b)(3)(A), (C), 8 U.S.C. 1254a(b)(3)(A), (C). If the Secretary determines that the foreign state no longer meets the conditions for TPS designation, the Secretary must terminate the designation. *See* INA sec. 244(b)(3)(B), 8 U.S.C. 1254a(b)(3)(B). The Secretary’s review of TPS designations is not subject to judicial review. *See* INA sec. 244(b)(5)(A), 8 U.S.C. 1254a(b)(5)(A).

TPS is a temporary immigration benefit granted to eligible nationals of a country designated for TPS under the INA, or to eligible aliens without nationality who last habitually resided in the designated country. During the TPS designation period, TPS beneficiaries are eligible to remain in the United States, may not be removed, and are authorized to work and obtain an Employment Authorization Document (EAD) so long as they continue to meet the requirements of TPS. TPS beneficiaries may also apply

for and be granted travel authorization as a matter of discretion. The granting of TPS does not result in or lead to lawful permanent resident status or any other immigration status. To qualify for TPS, beneficiaries must demonstrate that they meet the eligibility standards described in section 244(c)(2) of the INA, 8 U.S.C. 1254a(c)(2), in accordance with the implementing regulations, *see* 8 CFR pts. 244, 1244. When the Secretary terminates a country’s TPS designation, beneficiaries return to the same immigration status or category that they maintained before TPS, if any (unless that status or category has since expired or been terminated), or any other lawfully obtained immigration status or category they received while registered for TPS, as long as it is still valid on the date TPS terminates.

Designation of Afghanistan for TPS

Afghanistan was initially designated for TPS on May 20, 2022, based on ongoing armed conflict and extraordinary and temporary conditions.¹ On September 25, 2023, DHS extended and newly designated Afghanistan for a period of 18 months, beginning on November 21, 2023, and ending on May 20, 2025.²

Secretary’s Authority To Terminate the Designation of Afghanistan for TPS

At least 60 days before the expiration of a country’s TPS designation or extension, the Secretary—after consultation with appropriate U.S. Government agencies—must review the conditions in a foreign state designated for TPS to determine whether the conditions for the TPS designation continue to be met. *See* INA sec. 244(b)(3)(A), 8 U.S.C. 1254a(b)(3)(A). If the Secretary determines that the foreign state no longer meets the conditions for the TPS designation, the Secretary shall terminate the designation. The termination may not take effect earlier than 60 days after the date the **Federal Register** notice of termination is published, or if later, the expiration of the most-recent previous extension of the country designation. *See* INA sec. 244(b)(3)(B), 8 U.S.C. 1254a(b)(3)(B). The Secretary may determine the appropriate effective date of the termination and the expiration of any TPS-related documentation, such as EADs. *See id.*; *see also* INA sec. 244(d)(3), 8 U.S.C. 1254a(d)(3) (providing the Secretary the discretionary “option” to allow for a

¹ *See Designation of Afghanistan for Temporary Protected Status*, 87 FR 30976 (May 20, 2022).

² *See Extension and Redesignation of Afghanistan for Temporary Protected Status*, 88 FR 65728 (Sept. 25, 2023).

certain “orderly transition” period if she determines it to be appropriate).

Reasons for the Secretary’s Termination of the TPS Designation for Afghanistan

Consistent with INA section 244(b)(3)(A), 8 U.S.C. 1254a(b)(3)(A), after consulting with appropriate U.S. Government agencies, the Secretary reviewed conditions in Afghanistan and considered whether Afghanistan continues to meet the conditions for designation under INA section 244(b)(1)(A) and (C), 8 U.S.C. 1254a(b)(1)(A) and (C). The Secretary specifically considered: (1) whether requiring the return of Afghan nationals (and aliens having no nationality who last habitually resided in Afghanistan) to Afghanistan poses a serious threat to their personal safety due to an ongoing armed conflict, *see* INA 244(b)(1)(A), 8 U.S.C. 1254a(b)(1)(A); (2) whether there are extraordinary and temporary conditions that prevent Afghan nationals from returning in safety, *see* INA 244(b)(1)(C), 8 U.S.C. 1254a(b)(1)(C), and (3) whether, despite any extraordinary and temporary conditions that may prevent their safe return, permitting Afghan nationals to remain temporarily in the United States is contrary to the national interest of the United States, *see* INA 244(b)(1)(C), 8 U.S.C. 1254a(b)(1)(C).³

Based on her review and consultation with the Department of State, the Secretary determined that, overall, there are notable improvements in the security and economic situation such that requiring the return of Afghan nationals to Afghanistan does not pose a threat to their personal safety due to armed conflict or extraordinary and temporary conditions. She further determined that permitting Afghan nationals to remain temporarily in the United States is contrary to the national interest of the United States.

Armed conflict, primarily between the Taliban and Islamic State’s Khorasan Province (ISIS–K), a Foreign Terrorist Organization (FTO), continues as a source of violence and instability in certain parts of the country.⁴ Since

³ *See also* Exec. Order 14159, *Protecting the American People Against Invasion*, sec. 16(b), 90 FR 8443, 8446 (Jan. 20, 2025) (directing that the Secretary should “ensur[e] that designations of Temporary Protected Status are consistent with the provisions of section 244 of the INA (8 U.S.C. 1254a), and that such designations are appropriately limited in scope and made for only so long as may be necessary to fulfill the textual requirements of that statute”).

⁴ ISIS–K is also known as the Islamic State in Khorasan Province (ISKP). *See*, Afghanistan—Country Focus, Country of Origin Information Report, European Union Agency for Asylum

2021, the Taliban have actively fought back against the various terrorist groups within its borders.⁵ Recent reports show that there is no indication of systematic or scattered combat in the country, that there is no place in Afghanistan where armed opposition groups have an overt presence, and none of the groups have been assessed to pose a real threat to Taliban rule.⁶ The United Nations Assistance Mission to Afghanistan (UNAMA) recorded a year-over-year reduction in the use of improvised explosive devices by 72 percent: from 65 to 18 uses.⁷ The Armed Conflict Location and Event Data Project (ACLED) also reported a drop in overall attacks against civilians, compared with 2022.⁸ And there is a reported decrease in armed conflict since the end of the Taliban’s insurgency.⁹ While threats of violence and terrorism remain, large-scale violence is at its lowest level in decades.¹⁰

Additionally, though humanitarian need remains prevalent, the number of those in need of assistance has declined to 23.7 million this year, a decrease from the more than 29 million Afghan nationals in need reported the previous year.¹¹ Furthermore, in 2023 and 2024,

(EUAA), Nov. 2024, available at https://euaa.europa.eu/sites/default/files/publications/2024-11/2024_11_EUAA_COI_Report_Afghanistan_Country_Focus_0.pdf, (last visited Apr. 09, 2025).

⁵ Instability in Afghanistan, Global Conflict Tracker, Center for Preventative Action, Feb. 12, 2025, available at <https://www.cfr.org/global-conflict-tracker/conflict/war-afghanistan> (last visited: Apr. 02, 2025).

⁶ Afghanistan—Country Focus, Country of Origin Information Report, European Union Agency for Asylum (EUAA), Nov. 2024, available at https://euaa.europa.eu/sites/default/files/publications/2024-11/2024_11_EUAA_COI_Report_Afghanistan_Country_Focus_0.pdf, (last visited Apr. 09, 2025).

⁷ Country Reports on Terrorism 2023, Afghanistan, Bureau of Counterterrorism, U.S. Department of State, Dec. 12, 2024, <https://www.state.gov/reports/country-reports-on-terrorism-2023/afghanistan> (last visited Apr. 02, 2025).

⁸ Country Reports on Terrorism 2023, Afghanistan, Bureau of Counterterrorism, U.S. Department of State, Dec. 12, 2024, <https://www.state.gov/reports/country-reports-on-terrorism-2023/afghanistan> (last visited Apr. 02, 2025).

⁹ Belquis Ahmadi, Joyana Richer, Jill Baggerman, William Byrd, Ph.D. & Scott Worden, *Where is Afghanistan Three Years into Taliban Rule?* U.S. Institute of Peace, Sept. 19, 2024, available at <https://web.archive.org/web/20240926191614/https://www.usip.org/publications/2024/09/where-afghanistan-three-years-taliban-rule> (last visited Apr. 04, 2025).

¹⁰ Belquis Ahmadi, Joyana Richer, Jill Baggerman, William Byrd, Ph.D. & Scott Worden, *Where is Afghanistan Three Years into Taliban Rule?* U.S. Institute of Peace, Sept. 19, 2024, available at <https://web.archive.org/web/20240926191614/https://www.usip.org/publications/2024/09/where-afghanistan-three-years-taliban-rule> (last visited Apr. 04, 2025).

¹¹ Akmal Dawi, *Humanitarian Needs in Afghanistan Improve Slightly, Millions Still in*

Afghanistan’s economy began to show a Gross Domestic Product growth of 2.7%, which was primarily driven by private consumption.¹² This sign of recovery, coupled with falling food prices, higher monetary deposits from out of country, and ongoing humanitarian aid, has contributed to a gradual improvement in household welfare, particularly in rural areas.¹³

The Taliban government is promoting tourism to shift its global image.¹⁴ Tourism to Afghanistan has increased, as the rates of kidnappings have reduced.¹⁵ In 2021, there were 691 foreign tourists; in 2022, that figure rose to 2,300 and continued to rise to 7,000 in 2023.¹⁶ Foreign visitors, particularly from China, have increased by 913% since the Taliban took control of the country in August 2021.¹⁷ Tourists are sharing their experiences on social media, highlighting the peaceful countryside, welcoming locals, and the cultural heritage, according to some reports.¹⁸

By statute, the Secretary is prohibited from designating a country for TPS or

Crisis, Voice of American (VOA), Mar. 25, 2024, available at <https://www.voanews.com/humanitarian-needs-in-afghanistan-improve-slightly-millions-still-in-crisis/7542014.html> (last visited Feb. 24, 2025).

¹² *The World Bank in Afghanistan: Overview*, World Bank Group, Feb. 09, 2025, available at <https://www.worldbank.org/en/country/afghanistan/overview> (last visited Feb. 24, 2025).

¹³ *The World Bank in Afghanistan: Overview*, World Bank Group, Feb. 09, 2025, available at <https://www.worldbank.org/en/country/afghanistan/overview> (last visited Feb. 24, 2025); *Afghanistan Development Update*, The World Bank, Dec. 2024, pg.12, available at <https://thedocs.worldbank.org/en/doc/126f9684f0c7ff20248c0c7bf45cccd-0310012024/afghanistan-development-update-december-2024> (last visited Feb. 24, 2025).

¹⁴ *Afghanistan—wish you were here? The Taliban do*, Flora Drury, BBC News, July 20, 2024, <https://www.bbc.com/news/articles/cv223yvp9mo> (last visited Apr. 02, 2025).

¹⁵ Belquis Ahmadi, Joyana Richer, Jill Baggerman, William Byrd, Ph.D. & Scott Worden, *Where is Afghanistan Three Years into Taliban Rule?* U.S. Institute of Peace, Sept. 19, 2024, available at <https://web.archive.org/web/20240926191614/https://www.usip.org/publications/2024/09/where-afghanistan-three-years-taliban-rule> (last visited Apr. 04, 2025).

¹⁶ *The Taliban are working to woo tourists to Afghanistan*, Riazat Butt, AP News, Apr. 30, 2024, <https://apnews.com/article/afghanistan-taliban-tourism-women-7acb04bb78dd779e763a337790113cec> (last visited Apr. 02, 2025).

¹⁷ *Chinese tourists are now travelling to . . . Afghanistan?* Travel Weekly Asia, Nov. 13, 2024, available at <https://www.travelweekly-asia.com/Destination-Travel/Chinese-tourists-are-now-travelling-to-Afghanistan> (last visited Feb. 24, 2025).

¹⁸ *Chinese tourists are now travelling to . . . Afghanistan?* Travel Weekly Asia, Nov. 13, 2024, available at <https://www.travelweekly-asia.com/Destination-Travel/Chinese-tourists-are-now-travelling-to-Afghanistan> (last visited Feb. 24, 2025).

extending a TPS designation on the basis of extraordinary and temporary conditions if she finds that “permitting the aliens to remain temporarily in the United States is contrary to the national interest of the United States.”¹⁹ “National interest” is an expansive standard that may encompass an array of broad considerations, including foreign policy, public safety (e.g., potential nexus to criminal gang membership), national security, migration factors (e.g., pull factors), immigration policy (e.g., enforcement prerogatives), and economic considerations (e.g., adverse effects on U.S. workers, impact on U.S. communities).²⁰ Determining whether permitting a class of aliens to remain temporarily in the United States is contrary to the U.S. national interest therefore calls upon the Secretary’s expertise and discretionary judgment, informed by her consultations with appropriate U.S. Government agencies.

In E.O. 14159, the President referenced the “[m]illions of illegal aliens [who] crossed our borders or were permitted to fly directly into the United States on commercial flights and allowed to settle in American communities, in violation of longstanding Federal laws.”²¹ Additionally, President Trump clearly articulated an array of policy imperatives bearing upon the national interest in his recent immigration and border-related executive orders and proclamations. In E.O. 14159, President Trump underscored that enforcing the immigration laws “is critically important to the national security and public safety of the United States.”²² In furtherance of that objective, the President directed the Secretary, along with the Attorney General and Secretary of State, to promptly take all appropriate

action, consistent with law, to rescind policies that led to increased or continued presence of illegal aliens in the United States.²³ The directed actions include ensuring that the TPS designations are consistent with the TPS statute and “made for only so long as may be necessary to fulfill the textual requirements of that statute.”²⁴ The Department has considered the national interest factors and determined that continuing to permit Afghan nationals (and aliens having no nationality who last habitually resided in Afghanistan) to reside in the United States on TPS would be inconsistent with E.O. 14159 and otherwise contrary to the U.S. national interest, especially in light of the Secretary’s determination that they may return in safety.

In addition, DHS records indicate that there are Afghan nationals who are TPS recipients who have been the subject of administrative investigations for fraud, public safety, and national security. The Secretary accordingly took account of those cases in making her determination.

The Secretary also consulted with the Department of State regarding the foreign policy interests of the United States and agreed that continuing to permit the Afghan nationals to remain temporarily in the United States would not be consistent with the U.S. national interest. Moreover, as the President directed in Executive Order 14150, “the foreign policy of the United States shall champion core American interests and always put America and American citizens first.”²⁵ Continuing to permit these Afghan nationals to remain in the United States does not champion core American interests or put American interests first. U.S. foreign policy interests are best served and protected by curtailing policies that facilitate or encourage destabilizing migration.

DHS estimates that there are approximately 11,700 nationals of Afghanistan (and aliens having no nationality who last habitually resided in Afghanistan) who hold TPS under Afghanistan’s designation.²⁶ Afghan

nationals who have obtained another immigration benefit apart from TPS, including parole, will retain that immigration benefit unless otherwise notified. Furthermore, DHS recognizes that certain Afghan nationals may have legitimate protection claims under the INA and reiterates that the statutory periodic review requires the consideration of whether conditions for a TPS designation continue to be met. As discussed, Afghanistan no longer continues to meet the conditions for the TPS designation, and TPS is not a substitute for seeking long-term, permanent protection in the United States.

Effective Date of Termination of the TPS Designation

The TPS statute provides that the termination of a country’s TPS designation may not be effective earlier than 60 days after the **Federal Register** notice is published or, if later, the expiration of the most-recent previous extension. *See* INA sec. 244(b)(3)(B), 8 U.S.C. 1254a(b)(3)(B).

The Secretary may determine the appropriate effective date of the termination and the expiration of any TPS-related documentation, such as EADs, for the purpose of providing for an orderly transition. *See id.*; *see also* INA sec. 244(d)(3), 8 U.S.C. 1254a(d)(3). Given the Secretary’s finding that there is reduction in armed conflict, that the return of Afghan nationals does not pose a threat to their personal safety, that the conditions that precipitated the designation are no longer met, and that permitting Afghan nationals to remain temporarily in the United States is contrary to the national interest of the United States, the Secretary has determined a 60-day transition period is sufficient. Accordingly, the termination of the Afghanistan TPS designation will be effective 60 days from this notice’s publication date.²⁷

However, DHS recognizes that Afghanistan TPS beneficiaries continue to be employment authorized during the 60-day transition period.²⁸ Accordingly, through this **Federal Register** notice, DHS automatically extends the validity of certain EADs previously issued under

¹⁹ *See* INA 244(b)(1), 8 U.S.C. 1254a(b)(1).

²⁰ *See, e.g., Poursina v. USCIS*, 936 F.3d 868, 874 (9th Cir. 2019) (observing, in an analogous INA context, “that the ‘national interest’ standard invokes broader economic and national-security considerations, and such determinations are firmly committed to the discretion of the Executive Branch—not to federal courts” (citing *Trump v. Hawaii*, 585 U.S. 667, 684–86 (2018)); *Flores v. Garland*, 72 F.4th 85, 89–90 (5th Cir. 2023) (same); *Brasil v. Sec’y, Dep’t of Homeland Sec.*, 28 F.4th 1189, 1193 (11th Cir. 2022) (same); *cf. Matter of D–J–*, 23 I&N Dec. 572, 579–81 (A.G. 2003) (recognizing that taking measures to stem and eliminate possible incentives for potential large-scale migration from a given country is “sound immigration policy” and an “important national security interest”); *Matter of Dhanasar*, 26 I&N Dec. 884, 890–91 (AAO 2016) (taking into account impact on U.S. workers in “national interest” assessments).

²¹ 90 FR 8443 (Jan. 20, 2025).

²² E.O. 14159, *Protecting the American People Against Invasion*, sec. 1, 90 FR 8443, 8443 (Jan. 20, 2025).

²³ *Id.*, sec. 16, 90 FR 8446.

²⁴ *Id.*, sec. 16(b), 90 FR 8446.

²⁵ *America First Policy Directive to the Secretary of State*, 90 FR 8337 (Jan. 20, 2025); *see also, e.g., U.S. Dep’t of State, Priorities and Mission of the Second Trump Administration’s Department of State* (Jan. 24, 2025), <https://pa.usembassy.gov/priorities-and-mission-of-the-second-trump-administrations-department-of-state/>.

²⁶ As of April 7, 2025, approximately 3,600 of these nationals of Afghanistan (and aliens having no nationality who last habitually resided in Afghanistan) are also approved as Lawful Permanent Residents. Data queried by Department of Homeland Security, U.S. Citizenship and Immigration Services, Office of Performance and Quality (Apr. 2025).

²⁷ *See* 8 CFR 244.19 (“Upon the termination of designation of a foreign state, those nationals afforded temporary Protected Status shall, upon the sixtieth (60th) day after the date notice of termination is published in the **Federal Register**, or on the last day of the most recent extension of designation by the [Secretary of Homeland Security], automatically and without further notice or right of appeal, lose Temporary Protected Status in the United States. Such termination of a foreign state’s designation is not subject to appeal.”).

²⁸ *See* INA 244(a)(1)(B), 8 U.S.C. 1254a(a)(1)(B); *see also* 8 CFR 244.13(b).

the TPS designation of Afghanistan through July 14, 2025. Therefore, as proof of continued employment authorization through July 14, 2025, TPS beneficiaries can show their EADs that have the notation A–12 or C–19 under Category and a “Card Expires” date of November 20, 2023, or May 20, 2025.

The Secretary has considered putative reliance interests in the Afghanistan TPS designation, especially when considering whether to allow for an additional transition period akin to that allowed under certain previous TPS terminations. Temporary Protected Status, as the name itself makes clear, is an inherently temporary status. TPS designations are time-limited and must be periodically reviewed. *See* INA sec. 244(b)(3), 8 U.S.C. 1254a(b)(3). TPS notices clearly notify aliens of the designations’ expiration dates, and whether to allow for an orderly transition period is left to the Secretary’s unfettered discretion. *See* INA sec. 244(b)(3), (d)(3); 8 U.S.C. 1254a(b)(3), (d)(3). Additionally, Afghanistan has only been designated for TPS since May 20, 2022, thus many Afghanistan TPS beneficiaries lack the longer periods of residence in the United States that beneficiaries from other countries had.²⁹ DHS has determined that any putative reliance interests are outweighed by the overriding national interests described in this notice.

²⁹ DHS recognizes that certain previous TPS terminations allowed for an extended transition, especially in the case of TPS designations that had been extended numerous times over the course of many years. *See, e.g., Termination of the Designation of El Salvador for Temporary Protected Status*, 83 FR 2654 (Jan. 18, 2018) (nearly 17 years, with 18-month transition period); *Termination of the Designation of Sudan for Temporary Protected Status*, 82 FR 47228 (Oct. 11, 2017) (20 years, with 12-month orderly transition period); *Termination of the Designation of Sierra Leone Under the Temporary Protected Status Program; Extension of Employment Authorization Documentation*, 68 FR 52407 (Sept. 3, 2003) (nearly 6 years, with 6-month orderly transition period); *Six-Month Extension of Temporary Protected Status Benefits for Orderly Transition Before Termination of Liberia’s Designation for Temporary Protected Status*, 81 FR 66059 (Sept. 26, 2016) (nearly 2 years, with 6-month orderly transition period). Those countries, however, generally had been designated for TPS for longer periods. At the same time, certain other TPS designations were terminated without allowing for an extended transition period. *See, e.g., Termination of Designation of Angola Under the Temporary Protected Status Program*, 68 FR 3896 (Jan. 27, 2003) (nearly 3 years, no orderly transition period); *Termination of Designation of Lebanon Under Temporary Protected Status Program*, 58 FR 7582 (Feb. 8, 1993) (2 years, no extended transition period).

Notice of Termination of the TPS Designation of Afghanistan

By the authority vested in the Secretary of Homeland Security under INA section 244(b)(3), 8 U.S.C. 1254a(b)(3), and in consultation with appropriate agencies of the U.S. Government, I have reviewed conditions in Afghanistan and considered (a) whether the return of its nationals (and aliens having no nationality who last habitually resided in Afghanistan) would pose a serious threat to their personal safety due to ongoing armed conflict; and (b) whether there are extraordinary and temporary conditions that prevent Afghan nationals from returning in safety, and whether permitting the Afghan nationals (and aliens having no nationality who last habitually resided in Afghanistan) to remain temporarily in the United States is contrary to the national interest of the United States. Based on my review, I have determined that Afghanistan no longer continues to meet the conditions for the designation for Temporary Protected Status (TPS) under INA section 244(b)(1)(A), 8 U.S.C. 1254a(b)(1)(A), or INA section 244(b)(1)(C), 8 U.S.C. 1254a(b)(1)(C).

Accordingly, I order as follows:

(1) Pursuant to INA section 244(b)(3)(B), 8 U.S.C. 1254a(b)(3)(B), and considering INA section 244(d)(3), 8 U.S.C. 1254a(d)(3), the designation of Afghanistan for TPS is terminated effective at 11:59 p.m., local time, on July 14, 2025.

(2) Information concerning the termination of TPS for nationals of Afghanistan (and aliens having no nationality who last habitually resided in Afghanistan) will be available at local USCIS offices upon publication of this Notice and through the USCIS Contact Center at 1–800–375–5283. This information will be published on the USCIS website at www.USCIS.gov.

Kristi Noem,

Secretary of Homeland Security.

[FR Doc. 2025–08201 Filed 5–12–25; 8:45 am]

BILLING CODE 9111–97–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7104–N–04]

60-Day Notice of Proposed Information Collection: Public Housing Agency Executive Compensation Information; OMB Control No.: 2577–0272

AGENCY: Office of the Assistant Secretary for Public and Indian Housing (PIH), Housing and Urban Development (HUD).

ACTION: Notice.

SUMMARY: HUD is seeking approval from the Office of Management and Budget (OMB) for the information collection described below. In accordance with the Paperwork Reduction Act (PRA), HUD is requesting comments from all interested parties on the proposed collection of information. The purpose of this notice is to allow for 60 days of public comment.

DATES: *Comments Due Date:* July 14, 2025.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Written comments and recommendations for the proposed information collection can be sent within 60 days of publication of this notice to www.regulations.gov by searching the Docket Number of this notice and following the prompts. Interested persons are also invited to submit comments and recommendations via post. Comments and recommendations should be postmarked within 60 days of the publication of this notice, refer to the proposal by name and/or OMB Approval Number (located at the top of this notice), and be sent to: Eva Fulton, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410–5000.

FOR FURTHER INFORMATION CONTACT: Eva Fulton, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410; email Eva.L.Fulton@hud.gov, telephone (202) 402–5847. This is not a toll-free number. HUD welcomes and is prepared to receive calls from individuals who are deaf or hard of hearing, as well as individuals with speech or communication disabilities. To learn more about how to make an accessible telephone call, please visit <https://www.fcc.gov/consumers/guides/telecommunications-relay-service-trs>.

Copies of available documents submitted to OMB may be obtained from Ms. Fulton.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

A. Overview of Information Collection

Title of Information Collection: Public Housing Agency Executive Compensation Information.

OMB Approval Number: 2577–0272.

Type of Request: Revision of a currently approved collection.

Form Number: Form HUD–52725.

Description of the need for the information and proposed use: Pursuant

to the annually issued notice, most recently PIH Notice 2023–05, HUD collects information from all Public Housing Agencies (PHAs) that administer a public housing or tenant-based rental assistance program on the compensation paid to its employees. More specifically, under this information collection process PHAs are required to report the compensation paid to the top management official, the top financial official, and all employees

who are paid an annual salary over the compensation cap imposed by Congress in HUD’s annual appropriations (Level IV of the Executive Schedule). This reporting is similar to the information that non-profit organizations receiving federal tax exemptions are required to report to the IRS annually. Since PHAs receive significant direct federal funds, HUD has been collecting compensation information to enhance regulatory oversight by HUD, as well as by state

and local authorities. HUD intends to collect one year of the compensation information once every three years and provides the collected information to the public. The compensation data collected includes base salary, bonus, and incentive and other compensation, and the extent to which these payments are made with any Sections 8 and 9 appropriated funds.

Respondents: Public Housing Agencies.

Information collection	Number of respondents	* Frequency of responses	Responses per annum	Burden hours per response	Annual burden hours	Hourly cost per response	Annual cost
HUD–52725	4,000	1	4,000	1	4,000	\$38.76	\$155,040

Totals: 4,000; Total Responses: 4,000; Total Hours: 4,000.

B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

- (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- (2) The accuracy of the agency’s estimate of the burden of the proposed collection of information;
- (3) Ways to enhance the quality, utility, and clarity of the information to be collected; and
- (4) Ways to minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

C. Authority

Section 2 of the Paperwork Reduction Act of 1995, 44 U.S.C. 3507.

Laura Kunkel,

Acting Director, Office of Policy, Programs, and Legislative Initiatives.

[FR Doc. 2025–08351 Filed 5–12–25; 8:45 am]

BILLING CODE 4210–67–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7106–N–04]

Privacy Act of 1974; System of Records

AGENCY: Office of Single Family Asset Management, Department of Housing and Urban Development (HUD).

ACTION: Rescindment of a system of records notice.

SUMMARY: Pursuant to the provisions of the Privacy Act of 1974, as amended, the Department of the Housing and Urban Development (HUD), Office of Single Family Asset Management, is issuing a public notice of its intent to rescind the Office of Single Family Asset Management Privacy Act System of Record, for the Asset Disposition and Management System (ADAMS). Because the system no longer retrieves information using Personal Identifiable Information (PII) data, it does not qualify as a Privacy Act System of Record.

DATES: Comments will be accepted on or before June 12, 2025. This proposed action will be effective immediately upon publication.

ADDRESSES: You may submit comments, identified by one of the following methods:

Federal e-Rulemaking Portal: <https://www.regulations.gov>. Follow the instructions provided on that site to submit comments electronically.

Fax: (202) 619–8365.

Email: privacy@hud.gov.

Mail: Attention: Privacy Office; LaDonne White, Chief Privacy Officer; The Executive Secretariat; 451 Seventh Street SW, Room 10139, Washington, DC 20410–0001.

Instructions: All submissions received must include the agency name and docket number for this rulemaking. All comments received will be posted without change to <https://www.regulations.gov> including any personal information provided.

Docket: For access to the docket to read background documents or comments received go to <https://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT:

LaDonne White, Chief Privacy Officer, 451 Seventh Street SW, Room 10139, Washington, DC 20410–1000; telephone number (202) 708–3054 (this is not a toll-free number). HUD welcomes and is prepared to receive calls from individuals who are deaf or hard of hearing, as well as individuals with speech or communication disabilities. To learn more about how to make an accessible telephone call, please visit <https://www.fcc.gov/consumers/guides/telecommunications-relay-service-trs>.

SUPPLEMENTARY INFORMATION: The Asset Disposition and Management System (ADAMS) SORN is being rescinded because the system no longer retrieves information using PII data. Records are retrieved by the Federal Housing Administration case number, contractor ID or name, or non-profit/government agency name. Any previously collected PII has been appropriately handled in compliance with retention and disposition schedules.

SYSTEM NAME AND NUMBER:

Asset Disposition and Management System (ADAMS) HSNB.SF/FRN–07.

HISTORY:

The previously published notice in the Federal Register Agency [Docket Number: FR–6146–N–02], on April 10, 2019, 84 FR 14386.

Shalanda Capehart,

Acting Chief Privacy Officer, Office of Administration.

[FR Doc. 2025–08370 Filed 5–12–25; 8:45 am]

BILLING CODE 4210–67–P

DEPARTMENT OF THE INTERIOR**National Park Service**

[NPS-WASO-NRNL-DTS#-40135;
PPWOCRADIO, PCU00RP14.R50000]

**National Register of Historic Places;
Notification of Pending Nominations
and Related Actions**

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The National Park Service is soliciting electronic comments on the significance of properties nominated before April 26, 2025, for listing or related actions in the National Register of Historic Places.

DATES: Comments should be submitted electronically by May 28, 2025.

ADDRESSES: Comments are encouraged to be submitted electronically to *National_Register_Submissions@nps.gov* with the subject line "Public Comment on <property or proposed district name, (County) State>." If you have no access to email, you may send them via U.S. Postal Service and all other carriers to the National Register of Historic Places, National Park Service, 1849 C Street NW, MS 2013, Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: Sherry A. Frear, Chief, National Register of Historic Places/National Historic Landmarks Program, 1849 C Street NW, MS 2013, Washington, DC 20240, *sherry_frear@nps.gov*, 202-913-3763.

SUPPLEMENTARY INFORMATION: The properties listed in this notice are being considered for listing or related actions in the National Register of Historic Places. Nominations for their consideration were received by the National Park Service before April 26, 2025. Pursuant to Section 60.13 of 36 CFR part 60, comments are being accepted concerning the significance of the nominated properties under the National Register criteria for evaluation.

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 can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Nominations submitted by State or Tribal Historic Preservation Officers: Key: State, County, Property Name, Multiple Name (if applicable), Address/Boundary, City, Vicinity, Reference Number

DELAWARE**New Castle County**

Independence Mall, 1601 Concord Pike,
Wilmington vicinity, SG100011906

HAWAII**Hawaii County**

John J., Sr. and Rose Andrade Property, 45-
493 Lehua Street, Honokaa, SG100011893

MARYLAND**Charles County**

Hughesville Commercial and Tobacco
Warehouse Historic District, Old
Leonardtown and Burnt Store-Prince
Frederick Roads, Hughesville,
SG100011907

Worcester County

Pocomoke River Bridge, (Historic Highway
Bridges of Maryland, 1694-1965 MPS), US
13 Business/Market Street over Pocomoke
River, Pocomoke City, MP100011896
Snow Hill Drawbridge, (Historic Highway
Bridges of Maryland, 1694-1965 MPS), MD
12/North Washington Street over
Pocomoke River, Snow Hill, MP100011897

NEW YORK**New York County**

Corsi Houses, 306 East 117th Street,
Manhattan, SG100011889
Morris Park Senior Citizens Home, 17 E
124th Street, New York, SG100011890

Onondaga County

Utica Mutual Insurance Building, 420 E
Genesee Street, Syracuse, SG100011891
Syracuse Boys Club, 430 E Genesee Street,
Syracuse, SG100011899

Schenectady County

St. George's Lodge No. 6 Masonic Temple
and Club, 302 State Street, Schenectady,
SG100011892

NORTH DAKOTA**Cass County**

First Presbyterian Church, 620 Second
Avenue North, Fargo, SG100011895

OHIO**Hamilton County**

Burroughs, C.H., House-Cincinnati
Federation of Colored Women's Clubs
(Additional Documentation)
(Hannaford, Samuel, & Sons TR), 1010
Chapel St., Cincinnati, MP80003039

OKLAHOMA**Oklahoma County**

Perrine Building, 119 N Robinson Avenue,
Oklahoma City, SG100011886
Carverdale Historic District, Bound by East
Park Place, Bellevidere Drive and
Windemere Avenue, Oklahoma City,
SG100011887

Woods County

Turkey Springs Battlefield, Address
Restricted, Freedom vicinity, SG100011885

TEXAS**Galveston County**

Christensen Castle, 12902 Hwy. 6, Santa Fe,
SG100011883

VIRGINIA**Lynchburg INDEPENDENT CITY**

Hunton Branch YMCA, 1120 12th Street,
Lynchburg, SG100011894

WASHINGTON**Douglas County**

45DO1412, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades, MP100011877

45DO1413, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades vicinity,
MP100011878

45DO1414, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades vicinity,
MP100011879

45DO1415, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades vicinity,
MP100011880

45DO1416, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades vicinity,
MP100011900

45DO1417, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades vicinity,
MP100011901

45DO1418, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades vicinity,
MP100011902

45DO1419, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades vicinity,
MP100011903

45DO1421, (Spiritually Significant Rock
Features of the Southern Columbia Plateau
and Okanogan Highlands MPS), Address
Restricted, Palisades vicinity,
MP100011904

Additional documentation has been
received for the following resource(s):

HAWAII**Hawaii County**

Moku'aikaua Church (Additional
Documentation), 75-5713 Ali'i Drive,
Kailua-Kona, AD78001015

OHIO**Stark County**

Upper Downtown Canton Historic District
(Additional Documentation), Market Ave.,
bet. Sixth St. N and 2nd St. S, E to W
variable Boundary, Canton, AD06000202

SOUTH CAROLINA**Dillon County**

Latimer High and Elementary School
(Additional Documentation), 122 Latimer
Street, Latta, AD100010400

UTAH**Salt Lake County**

Japanese Church of Christ (Additional
Documentation), (Salt Lake City Business
District MRA), 268 W 100 South, Salt Lake
City, AD82004144

Authority: Section 60.13 of 36 CFR
part 60.

Sherry A. Frear,

*Chief, National Register of Historic Places/
National Historic Landmarks Program.*

[FR Doc. 2025-08336 Filed 5-12-25; 8:45 am]

BILLING CODE 4312-52-P

DEPARTMENT OF THE INTERIOR**National Park Service**

[NPS-WASO-NRNL-DTS#-40159;
PPWOCRADIO, PCU00RP14.R50000]

**National Register of Historic Places;
Notification of Pending Nominations
and Related Actions**

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The National Park Service is soliciting electronic comments on the significance of properties nominated before May 3, 2025, for listing or related actions in the National Register of Historic Places.

DATES: Comments should be submitted electronically by May 28, 2025.

ADDRESSES: Comments are encouraged to be submitted electronically to *National Register Submissions@nps.gov* with the subject line "Public Comment on <property or proposed district name, (County) State>." If you have no access to email, you may send them via U.S. Postal Service and all other carriers to the National Register of Historic Places, National Park Service, 1849 C Street NW, MS 2013, Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: Sherry A. Frear, Chief, National Register of Historic Places/National Historic Landmarks Program, 1849 C Street NW, MS 2013, Washington, DC 20240, *sherry_frear@nps.gov*, 202-913-3763.

SUPPLEMENTARY INFORMATION: The properties listed in this notice are being considered for listing or related actions in the National Register of Historic Places. Nominations for their consideration were received by the National Park Service before May 3,

2025. Pursuant to Section 60.13 of 36 CFR part 60, comments are being accepted concerning the significance of the nominated properties under the National Register criteria for evaluation.

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 can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Nominations submitted by State or Tribal Historic Preservation Officers

KEY: State, County, Property Name, Multiple Name (if applicable), Address/Boundary, City, Vicinity, Reference Number.

ALABAMA**Colbert County**

WZZA Radio Station, 1570 Woodmont Drive,
Tuscumbia, SG100011916

Jefferson County

Liberty National Life Insurance Company
Building, 2001 3rd Avenue South,
Birmingham, SG100011929

Lawrence County

Bride's Hill (Boundary Decrease), (Tidewater
Cottages in the Tennessee Valley TR),
South side of Browns Ferry Road (County
Road 387), 0.29 miles east of County Road
377, Courtland vicinity, BC100011918

Madison County

First Baptist Church, 600 Governor's Drive
SW, Huntsville, SG100011919

ALASKA**Fairbanks North Star Borough**

Pike's Landing, 1850 Hoselton Dr., Fairbanks,
SG100011912

Growden Memorial Ballpark, 207 Wilbur
Street, Fairbanks, SG100011920

Prince of Wales-Outer K. Borough, Wolf
Creek Boatworks Historic District, 2 mi. NE
of E end of Aurora Dr, Tongass National
Forest, Hollis, SG100011911

ARKANSAS**Madison County**

Huntsville Cemetery Historic Section,
Northeast Corner of Missouri Street and
Cemetery Drive, Huntsville, SG100011909

CONNECTICUT**Fairfield County**

Downtown Bridgeport Historic District,
(Downtown Bridgeport MRA), Bounded by
Congress St., Water St., Amtrak RR tracks,
I-95, and CT 8 & CT 25., Bridgeport,
MP100011926

New Haven County

George A. and Jennie Curtis Fay House, 144
Curtis Street, Meriden, SG100011927

IOWA**Adair County**

Tastee-Freez Drive In and Dairy Store, 610 SE
Kent Street, Greenfield, SG100011921

Des Moines County

Allen, Robert and Catharine (Ripley), House,
17201 Highway 61, Sperry vicinity,
SG100011922

Madison County

Winterset Municipal Power Plant, 317 N 1st
St./John Wayne Dr. N, Winterset,
SG100011923

Marshall County

Home Oil Service Station, 108 4th Street SE,
State Center, SG100011924

KANSAS**Brown County**

Bank of Powhattan Building, 302 Main
Street, Powhattan, SG100011913

Shawnee County

Swanson Gardner House, 207 Southwest
Broadmoor Avenue, Topeka, SG100011914

MARYLAND**Montgomery County**

Naval Ordnance Laboratory, 10901 New
Hampshire Avenue, Silver Spring,
SG100011915

OHIO**Hamilton County**

Cincinnati Hebrew Day School, 7855 Dawn
Road, Cincinnati, SG100011930

PENNSYLVANIA**Allegheny County**

Allegheny Second Ward Industrial Historic
District, Bounded roughly by Pennsylvania
Avenue, Brighton Road/Drovers Way, W
North Avenue/Buttercup Way, and
Allegheny Avenue, Pittsburgh,
SG100011908

SOUTH CAROLINA**Newberry County**

Gallman High School, (Equalization Schools
in South Carolina, 1951-1960), 540
Brantley St., Newberry, MP100011925

TENNESSEE**Haywood County**

Haywood County Farm and Cemetery, 4110
U.S. Hwy 70 East, Brownsville vicinity,
SG100011910

TEXAS**Travis County**

Della Phillips House, 2310 E Martin Luther
King, Jr. Blvd., Austin, SG100011928

An additional documentation has been received for the following resource(s):

ALABAMA**Lawrence County**

Bride's Hill (Additional Documentation), (Tidewater Cottages in the Tennessee Valley TR), South side of Browns Ferry Road (County Road 387), 0.29 miles east of County Road 377, Courtland vicinity, AD86001544

Authority: Section 60.13 of 36 CFR part 60.

Sherry A. Frear,

*Chief, National Register of Historic Places/
National Historic Landmarks Program.*

[FR Doc. 2025-08410 Filed 5-12-25; 8:45 am]

BILLING CODE 4312-52-P

DEPARTMENT OF LABOR**Employment and Training Administration**

Agency Information Collection Activities; Comment Request; Required Elements of an Unemployment Insurance (UI) Reemployment Services and Eligibility Assessments (RESEA) Grant State Plan

ACTION: Notice.

SUMMARY: The Department of Labor's (DOL) Employment and Training Administration (ETA) is soliciting comments concerning a proposed extension for the authority to conduct the information collection request (ICR) titled, "Required Elements of an Unemployment Insurance (UI) Reemployment Services and Eligibility Assessments (RESEA) Grant State Plan." This comment request is part of continuing Departmental efforts to reduce paperwork and respondent burden in accordance with the Paperwork Reduction Act of 1995 (PRA).

DATES: Consideration will be given to all written comments received by July 14, 2025.

ADDRESSES: A copy of this ICR with applicable supporting documentation, including a description of the likely respondents, proposed frequency of response, and estimated total burden, may be obtained free by contacting Lanika Moore by telephone at 202-693-2862 (this is not a toll-free number), or by email at OUI-PRA@dol.gov. For persons with a hearing or speech disability who need assistance to use the telephone system, please dial 711 to access telecommunications relay services.

Submit written comments about, or requests for a copy of, this ICR by mail or courier to the U.S. Department of Labor, Employment and Training Administration, Office of Unemployment Insurance Room S-4524, 200 Constitution Ave. NW, Washington, DC 20210; by email: OUI-PRA@dol.gov.

FOR FURTHER INFORMATION CONTACT: Lanika Moore by telephone at 202-693-2862 (this is not a toll-free number) or by email at OUI-PRA@dol.gov.

SUPPLEMENTARY INFORMATION: DOL, as part of continuing efforts to reduce paperwork and respondent burden, conducts a pre-clearance consultation program to provide the public and Federal agencies an opportunity to comment on proposed and/or continuing collections of information before submitting them to the Office of Management and Budget (OMB) for final approval. This program helps to ensure requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements can be properly assessed.

The federal-state UI program is a required partner in the comprehensive, integrated workforce system. Individuals who have lost employment through no fault of their own and have earned sufficient wage credits may receive UI benefits if they meet initial and continuing eligibility requirements. Beginning in 2005, the Department and participating state UI agencies have been addressing individual reemployment needs of UI claimants and working to prevent and detect UI improper payments through the voluntary UI Reemployment and Eligibility Assessment (REA) program. In FY 2015, states transitioned from REA to the voluntary RESEA program, which expanded the REA program model by providing a broader range of reemployment services.

The Bipartisan Budget Act of 2018, Public Law 115-123 (BBA), enacted on February 9, 2018, included amendments to the Social Security Act (SSA) creating a permanent authorization for the RESEA program. The RESEA provisions are contained in Section 30206 of the BBA, enacting new section 306 of the SSA. Section 306(e), SSA, provides the authorization and specific requirements for an annual RESEA state plan. To receive an RESEA grant, a state must submit an annual RESEA state plan that responds to all required elements and is approved by the Secretary of Labor. In 2019, ETA developed this state plan data collection to align with the

statutory annual report requirements detailed in section 306(e), SSA, and the essential administrative information necessary to complete the review, execution, and oversight of RESEA grants. Since implementation of this RESEA state plan ICR, the Department has conducted annual reviews of RESEA state plan submissions to identify possible changes to the RESEA state plan ICR that could reduce common errors and other challenges. The proposed revised data collection includes several modifications intended to make the plan elements clearer, remove elements that are redundant or no longer needed, prevent common errors, and reduce states' reporting burden.

These proposed revisions include:

- Edits throughout the ICR to provide added technical clarity for each required element and help mitigate common submission omissions or errors;
- Short checklists of required narrative components incorporated into instructions to help ensure submitted narratives are complete; and
- New elements requiring states to provide positive confirmation that all required supplemental documentation is attached.

42 U.S.C. 506(e) authorizes this information collection.

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless it is approved by OMB under the PRA and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid Control Number. *See* 5 CFR 1320.5(a) and 1320.6.

Interested parties are encouraged to provide comments to the contact shown in the **ADDRESSES** section. Comments must be written to receive consideration, and they will be summarized and included in the request for OMB approval of the final ICR. In order to help ensure appropriate consideration, comments should mention OMB No. 1205-0538.

Submitted comments will also be a matter of public record for this ICR and posted on the internet, without redaction. DOL encourages commenters not to include personally identifiable information, confidential business data, or other sensitive statements/information in any comments.

DOL is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility;

- Evaluate the accuracy of the Agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

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

- 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, (e.g., permitting electronic submission of responses).

Agency: DOL-ETA.

Type of Review: Revision.

Title of Collection: Required Elements of an Unemployment Insurance (UI) Reemployment Services and Eligibility Assessments (RESEA) Grant State Plan.

Form: Annual RESEA State Plan Template.

OMB Control Number: 1205-0538.

Affected Public: State Workforce Agencies.

Estimated Number of Respondents: 53.

Frequency: Annual.

Total Estimated Annual Responses: 53.

Estimated Average Time per Response: 40.

Estimated Total Annual Burden

Hours: 2,120 hours.

Total Estimated Annual Other Cost Burden: \$0.

Authority: 44 U.S.C. 3506(c)(2)(A).

Susan Frazier,

Acting Assistant Secretary for Employment and Training, Labor.

[FR Doc. 2025-08375 Filed 5-12-25; 8:45 am]

BILLING CODE 4510-FW-P

DEPARTMENT OF LABOR

Employment and Training Administration

Agency Information Collection Activities; Comment Request; Reemployment Services and Eligibility Assessments (RESEA) Quarterly Activity and Outcome Reports

ACTION: Notice.

SUMMARY: The Department of Labor's (DOL) Employment and Training Administration (ETA) is soliciting

comments concerning a proposed extension for the authority to conduct the information collection request (ICR) titled, "Reemployment Services and Eligibility Assessments (RESEA) Quarterly Activity and Outcome Reports." This comment request is part of continuing Departmental efforts to reduce paperwork and respondent burden in accordance with the Paperwork Reduction Act of 1995 (PRA).

DATES: Consideration will be given to all written comments received by July 14, 2025.

ADDRESSES: A copy of this ICR with applicable supporting documentation, including a description of the likely respondents, proposed frequency of response, and estimated total burden, may be obtained free by contacting Eric Davenport by telephone at 202-693-3146 (this is not a toll-free number), or by email at OUI-PRA@dol.gov. For persons with a hearing or speech disability who need assistance to use the telephone system, please dial 711 to access telecommunications relay services.

Submit written comments about, or requests for a copy of, this ICR by mail or courier to the U.S. Department of Labor, Employment and Training Administration, Office of Unemployment Insurance Room S-4524, 200 Constitution Ave. NW, Washington, DC 20210; or by email: OUI-PRA@dol.gov.

FOR FURTHER INFORMATION CONTACT: Eric Davenport by telephone at 202-693-3146 (this is not a toll-free number) or by email at OUI-PRA@dol.gov.

SUPPLEMENTARY INFORMATION: DOL, as part of continuing efforts to reduce paperwork and respondent burden, conducts a pre-clearance consultation program to provide the public and Federal agencies an opportunity to comment on proposed and/or continuing collections of information before submitting them to the Office of Management and Budget (OMB) for final approval. This program helps to ensure requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements can be properly assessed.

The continued collection of information contained on the ETA 9128 (Reemployment and Eligibility Assessment Workload) and 9129 (Reemployment Services and Eligibility Assessment Outcomes) reports is necessary to enable ETA's Office of Unemployment Insurance to perform program oversight, target technical

assistance to states, and assess the effectiveness of the RESEA program through workload and outcomes reports. Changes to the ETA 9128

Reemployment Services and Eligibility Assessment Workload report were approved by OMB on December 7, 2022, to capture information about Subsequent RESEA meetings (an optional but increasingly common RESEA service) and the number of claimants selected for RESEA that were determined prior to their scheduled RESEA meeting to have been incorrectly selected, otherwise ineligible for RESEA, or potentially fraudulent. The proposed renewal of this collection would continue the gathering of this information. 44 U.S.C. 3506(c)(2)(A) authorizes this information collection.

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless it is approved by OMB under the PRA and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid Control Number. See 5 CFR 1320.5(a) and 1320.6.

Interested parties are encouraged to provide comments to the contact shown in the **ADDRESSES** section. Comments must be written to receive consideration, and they will be summarized and included in the request for OMB approval of the final ICR. To help ensure appropriate consideration, comments should mention OMB Control Number 1205-0456.

Submitted comments will also be a matter of public record for this ICR and posted on the internet, without redaction. DOL encourages commenters not to include personally identifiable information, confidential business data, or other sensitive statements/information in any comments.

DOL is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility;

- Evaluate the accuracy of the Agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

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

• 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, (e.g., permitting electronic submission of responses).

Agency: DOL–ETA.

Type of Review: Extension without revision.

Title of Collection: Reemployment Services and Eligibility Assessments (RESEA) Quarterly Activity and Outcome Reports.

Form: ETA 9128 and ETA 9129.

OMB Control Number: 1205–0456.

Affected Public: State and Local Governments.

Estimated Number of Respondents: 53.

Frequency: Quarterly.

Total Estimated Annual Responses: 424

Estimated Average Time per

Response: 5.82

Estimated Total Annual Burden

Hours: 1,233.84 hours.

Total Estimated Annual Other Cost Burden: \$0

Authority: 44 U.S.C. 3506(c)(2)(A).

Susan Frazier,

Acting Assistant Secretary for Employment and Training, Labor.

[FR Doc. 2025–08372 Filed 5–12–25; 8:45 am]

BILLING CODE 4510–FW–P

DEPARTMENT OF LABOR

Employment and Training Administration

Workforce Innovation and Opportunity Act (WIOA) 2025 Lower Living Standard Income Level (LLSIL)

AGENCY: Employment and Training Administration (ETA), Labor.

ACTION: Notice.

SUMMARY: Title I of WIOA requires the U.S. Secretary of Labor (Secretary) to update and publish the LLSIL tables annually, for uses described in the law (including determining eligibility for youth). WIOA defines the term “low-income individual” as (*inter alia*) one whose total family annual income does not exceed the higher level of the poverty line or 70 percent of the LLSIL. This issuance provides the Secretary’s annual LLSIL for 2025 and references the current 2025 Health and Human Services “Poverty Guidelines.”

DATES: This notice is applicable May 13, 2025.

FOR FURTHER INFORMATION CONTACT: Contact Donald Houghton, Department

of Labor, Employment and Training Administration, 200 Constitution Avenue NW, Room C–4526, Washington, DC 20210; telephone: 202–693–2874 or email address: haughton.donald.w@dol.gov.

Individuals with hearing or speech impairments may access the telephone number above via their State’s telecommunications relay service by dialing 7–1–1 to make TTY calls.

Federal Youth Employment Program Information: Sara Hastings, Department of Labor, Employment and Training Administration, 200 Constitution Avenue NW, Room N–4464, Washington, DC 20210; telephone: 202–693–3599; email: hastings.sara@dol.gov. Individuals with hearing or speech impairments may access the telephone number above via their State’s telecommunications relay service by dialing 7–1–1 to make TTY calls.

SUPPLEMENTARY INFORMATION: The purpose of WIOA is to provide workforce investment activities through statewide and local workforce investment systems that increase the employment, retention, and earnings of participants. WIOA programs are intended to increase the occupational skill attainment by participants and the quality of the workforce, thereby reducing welfare dependency and enhancing the productivity and competitiveness of the Nation.

LLSIL is used for several purposes under the WIOA. Specifically, WIOA section 3(36) defines the term “low-income individual” for eligibility purposes, and sections 127(b)(2)(C) and 132(b)(1)(B)(v)(IV) define the terms “disadvantaged youth” and “disadvantaged adult” in terms of the poverty line or LLSIL for State formula allotments. The Governor and State and local workforce development boards use the LLSIL for determining eligibility for youth and adults for certain services. ETA encourages Governors and State/local boards to consult the WIOA Final Rule and ETA guidance for more specific guidance in applying LLSIL to program requirements. The U.S. Department of Health and Human Services (HHS) published the most current poverty-level guidelines in the **Federal Register**, January 17, 2025. The HHS 2025 Poverty guidelines may also be found on the internet at <https://aspe.hhs.gov/topics/poverty-economic-mobility/poverty-guidelines>.

ETA will have the 2025 LLSIL and the HHS Poverty guidelines available on its website at www.dol.gov/agencies/eta/llsil.

WIOA section 3(36)(B) defines LLSIL as “that income level (adjusted for

regional, metropolitan, urban and rural differences and family size) determined annually by the Secretary of Labor based on the most recent lower living family budget issued by the Secretary.” The most recent lower living family budget was issued by the Secretary in fall 1981. The four-person urban family budget estimates, previously published by the U.S. Bureau of Labor Statistics (BLS), provided the basis for the Secretary to determine the LLSIL. BLS terminated the four-person family budget series in 1982, after publication of the fall 1981 estimates. Currently, BLS provides data to ETA, which ETA then uses to develop the LLSIL tables, as provided on the ETA LLSIL website at www.dol.gov/agencies/eta/llsil.

This notice updates the LLSIL to reflect cost of living increases for 2024, by calculating the percentage change in the most recent 2024 Consumer Price Index for All Urban Consumers (CPI–U) for an area to the 2023 CPI–U and then applying this calculation to each of the previously published 2024 LLSIL figures. The 2025 LLSIL tables are available on the ETA LLSIL website at www.dol.gov/agencies/eta/llsil.

The website contains updated figures for a four-person family in table 1, listed by region for both metropolitan and non-metropolitan areas. Incomes in all of the tables are rounded up to the nearest dollar. Since program eligibility for “low-income individuals,” “disadvantaged adults,” and “disadvantaged youth” may be determined by family income at 70 percent of the LLSIL, pursuant to WIOA section 3(36)(A)(ii) and section 3(36)(B), respectively, those figures are listed as well.

I. Jurisdictions

Jurisdictions included in the various regions, based generally on the Census Regions of the U.S. Department of Commerce, are as follows:

A. Northeast

Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and the U.S. Virgin Islands.

B. Midwest

Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin.

C. South

Alabama, American Samoa, Arkansas, Delaware, District of Columbia, Florida, Georgia, Northern Marianas, Oklahoma, Palau, Puerto Rico, South Carolina, Kentucky, Louisiana, Marshall Islands,

Maryland, Micronesia, Mississippi, North Carolina, Tennessee, Texas, Virginia, and West Virginia.

D. West

Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming. Additionally, the LLSIL Excel file provides separate figures for Alaska, Hawaii, and Guam.

Data for selected Metropolitan Statistical Areas (MSAs) are also available. These are based on annual CPI-U changes for a 12-month period ending in December 2024. The updated LLSIL figures for these MSAs and 70 percent of LLSIL are also available in the LLSIL Excel file.

The LLSIL Excel file also lists each of the various figures at 70 percent of the updated 2025 LLSIL for family sizes of one to six persons. Please note, for families larger than six persons, an amount equal to the difference between the six-person and the five-person family income levels should be added to the six-person family income level for each additional person in the family. Where the poverty level for a particular family size is greater than the corresponding 70 percent of the LLSIL figure, the figure is shaded.

The LLSIL Excel file also indicates 100 percent of LLSIL for family sizes of one to six and is used to determine self-sufficiency as noted at section 3(36)(A)(i) and section 3(36)(B) of WIOA.

II. Use of These Data

Governors should designate the appropriate LLSILs for use within the State using the LLSIL Excel files on the website. The Governor's designation may be provided by disseminating information on MSAs and metropolitan and non-metropolitan areas within the State or it may involve further calculations. An area can be part of multiple LLSIL geographies. For example, an area in the State of New Jersey may have four or more LLSIL figures. All cities, towns, and counties that are part of a metro area in New Jersey are a part of the Northeast metropolitan; some of these areas can also be a portion of the New York City MSA. New Jersey also has areas that are part of the Philadelphia MSA, a less populated area in New Jersey may be a part of the Northeast non-metropolitan. If a workforce investment area includes areas that would be covered by more than one LLSIL figure, the Governor may determine which is to be used.

A State's policies and measures for the workforce investment system shall be accepted by the Secretary to the

extent that they are consistent with WIOA and its regulations.

III. Disclaimer on Statistical Uses

It should be noted that publication of these figures is only for the purpose of meeting the requirements specified by WIOA as defined in the law and regulations. BLS has not revised the lower living family budget since 1981 and has no plans to do so. The four-person urban family budget estimates series were terminated by BLS in 1982. The CPI-U adjustments used to update LLSIL for this publication are not precisely comparable, most notably because certain tax items were included in the 1981 LLSIL, but are not in the CPI-U. Thus, these figures should not be used for any statistical purposes and are valid only for those purposes under WIOA as defined in the law and regulations.

Susan Frazier,

Acting Assistant Secretary for Employment and Training, Labor.

[FR Doc. 2025-08371 Filed 5-12-25; 8:45 am]

BILLING CODE 4510-FN-P

DEPARTMENT OF LABOR

Employment and Training Administration

Agency Information Collection Activities; Comment Request; Award Closure Statement Documents

ACTION: Notice.

SUMMARY: The Department of Labor's (DOL) Employment and Training Administration (ETA) is soliciting comments concerning a proposed extension for the authority to conduct the information collection request (ICR) titled, "Award Closure Statement Documents." This comment request is part of continuing Departmental efforts to reduce paperwork and respondent burden in accordance with the Paperwork Reduction Act of 1995 (PRA).

DATES: Consideration will be given to all written comments received by July 14, 2025.

ADDRESSES: A copy of this ICR with applicable supporting documentation, including a description of the likely respondents, proposed frequency of response, and estimated total burden, may be obtained free by contacting Latonya Torrence by telephone at 202-693-3708 (this is not a toll-free number). For persons with a hearing or speech disability who need assistance to use the telephone system, please dial

711 to assess telecommunications relay services.

Submit written comments about, or requests for a copy of, this ICR by mail or courier to the U.S. Department of Labor, Employment and Training Administration, Office of Grants Management, 200 Constitution Avenue NW, Room N-4716, Washington, DC 20210; by email: Torrence.Latonya@dol.gov; or by fax 202-693-2705.

FOR FURTHER INFORMATION CONTACT: Latonya Torrence by telephone at 202-693-3708 (this is not a toll-free number) or by email at Torrence.Latonya@dol.gov.

SUPPLEMENTARY INFORMATION: DOL, as part of continuing efforts to reduce paperwork and respondent burden, conducts a pre-clearance consultation program to provide the general public and Federal agencies an opportunity to comment on proposed and/or continuing collections of information before submitting them to the Office of Management and Budget (OMB) for final approval. This program helps to ensure requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements can be properly assessed.

This ICR seeks an extension of the Award Closure Statement Documents, which are used by award recipients to submit required data as part of the closeout process after an award's period for performance end date.

These forms help to ensure award recipients provide a final documented accounting of activities conducted under the Federal award by allowing funds to be traced to a level of expenditure for establishing that such funds have been used in accordance with Federal statutes, regulations and terms and conditions of the award. The Uniform Guidance (2 CFR 200.302, 2 CFR 200.308, 2 CFR 200.311, 2 CFR 200.313, 2 CFR 200.316, 2 CFR 200.328, and 2 CFR 200.344) and the terms and conditions of all DOL awards, authorize this information collection.

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless it is approved by OMB under the PRA and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a

valid Control Number. See 5 CFR 1320.5(a) and 1320.6.

Interested parties are encouraged to provide comments to the contact shown in the **ADDRESSES** section. Comments must be written to receive consideration, and they will be summarized and included in the request for OMB approval of the final ICR. In order to help ensure appropriate consideration, comments should mention 1205–0555.

Submitted comments will also be a matter of public record for this ICR and posted on the internet, without redaction. DOL encourages commenters not to include personally identifiable information, confidential business data, or other sensitive statements/information in any comments.

DOL is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility;
- Evaluate the accuracy of the Agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- 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, (e.g., permitting electronic submission of responses).

Agency: DOL–ETA.

Type of Review: Extension without changes.

Title of Collection: Award Closure Statement Documents.

Form: Detailed Statement of Costs, Government Property Certification, and Property Listing Form.

OMB Control Number: 1205–0555.

Affected Public: State, Local, and Tribal Governments.

Estimated Number of Respondents: 1,100.

Frequency: Annually.

Total Estimated Annual Responses: 3,300.

Estimated Average Time per Response: Varies.

Estimated Total Annual Burden Hours: 1,100 hours.

Total Estimated Annual Other Cost Burden: \$0.

Authority: 44 U.S.C. 3506(c)(2)(A).

Susan Frazier,

Acting Assistant Secretary for Employment and Training, Labor.

[FR Doc. 2025–08374 Filed 5–12–25; 8:45 am]

BILLING CODE 4510–FN–P

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[NASA Document No: NASA–25–008; NASA Docket No: NASA–25–0002]

National Environmental Policy Act; Notice of Availability of the Draft Supplemental Programmatic Environmental Assessment (PEA) for NASA's Scientific Balloon Program

AGENCY: National Aeronautics and Space Administration (NASA).

ACTION: Notice of availability.

SUMMARY: Pursuant to the National Environmental Policy Act of 1969, as amended, NASA has prepared and issued a Draft Supplemental PEA that analyzes scientific balloon launch/flight operations originating from NASA's Balloon Program Office (BPO) facilities in Fort Sumner, New Mexico, Palestine, Texas, and the proposed Burns, Oregon scientific balloon launch facility. Written public input and comments on alternatives, environmental issues, or other matters associated with the scientific balloon program's activities are hereby requested.

DATES: Publication of this notice of availability starts a 30-day public comment period. Interested parties are invited to submit comments on environmental issues and the substance of the Draft Supplemental PEA by June 12, 2025.

ADDRESSES: Written comments and materials may be submitted through one of the following methods:

- *U.S. Mail:* Comments submitted via first class, registered, or certified mail should be addressed to Shari Miller, Mail Stop 250, NASA Goddard Space Flight Center, Wallops Flight Facility, 34200 Fulton Street, Wallops Island, VA 23337.

- *Federal E-Rulemaking Portal:* Written comments and recommendations should be sent within 30 days of publication of this notice. You may submit comments, identified by NASA Docket Number NASA–25–0002 to the Federal e-Rulemaking Portal: <http://www.regulations.gov>. Follow the online instructions for submitting comments.

We encourage you to submit comments electronically through the Federal eRulemaking Portal at <http://www.regulations.gov>.

www.regulations.gov. If submitting your comments electronically, it is not necessary to also submit a hard copy. All comments received will be posted without change to <http://www.regulations.gov>. Before including your address, phone number, email address, or other personal identifying information in your comment, be advised that your entire comment—including any personal identifying information you provide—may be publicly available at any time. Please see **SUPPLEMENTARY INFORMATION** for additional electronic access for details on accessing the Draft Supplemental PEA.

FOR FURTHER INFORMATION CONTACT:

Shari Miller via telephone at 757–824–2327, or email at shari.a.miller@nasa.gov and gscf-dl-nepa@nasa.gov.

SUPPLEMENTARY INFORMATION: For over 35 years, NASA has launched and monitored the flights of scientific balloons launched from the BPO facilities at the Fort Sumner Municipal Airport in the Village of Fort Sumner, New Mexico, and in Palestine, Texas. Scientific balloons are used to collect scientific data and conduct research in the fields of geoscience, heliophysics, and astrophysics while operating in a near-space environment. Currently, NASA launches 31 scientific balloons each year. NASA proposes to increase the annual number of scientific balloons launched by adding a new launch site. In accordance with NEPA, NASA has prepared this Scientific Balloon Program Supplemental PEA to evaluate the potential environmental effects of adding a new scientific balloon launch site in Burns, Oregon and a new tracking station at Idaho Falls, Idaho. This site, to the north of the existing sites, would allow for larger cargos and longer float times, increasingly in demand. Up to ten scientific balloon flights per year would be launched from the proposed Burns launch site. In addition, construction, demolition, and renovation would take place at the Fort Sumner, Palestine, and proposed Burns launch sites and the Idaho Falls tracking site.

NASA has launched and monitored the flights of balloons from BPO launch facilities located in Fort Sumner, New Mexico and Palestine, Texas for over 35 years. Balloons are used to collect scientific data and conduct research on the atmosphere and near-space environments primarily in support of NASA's Science Mission Directorate. Significant finds, such as the discovery of the ozone hole above the Antarctic in the mid-1980s, have been made by

instruments tested or operated on NASA scientific balloon missions.

NASA's scientific balloon program has seen a dramatic increase in the demand to test more sophisticated equipment and experiments. Because of the flexibility and flight longevity of the program, a steady stream of new instrumentation can be tested on scientific balloons. Each year, the NASA BPO accepts applications from scientific researchers and students requesting support. The applications that are selected are chosen based on scientific and technical merit; however, many are not selected due to the high demands at the existing launch sites. Therefore, NASA BPO proposes to increase the number of launches each year by 10 to a total of 41 possible launches by adding a launch site to meet new science mission desires, *i.e.*, larger payload (physical size, shape, and weight) and longer afloat times.

The Draft Supplemental PEA addresses the environmental impacts associated with balloon launch, flight, and recovery operations; the construction and operation of a proposed new facility in Burns, Oregon; the construction and operation of a proposed new tracking station in Idaho Falls, Idaho; and proposed facility improvements at the existing Fort Sumner, New Mexico and Palestine, Texas BPO launch facilities. Although balloons are typically launched from the launch site facilities, their flight paths are wind-driven, and they could land in adjacent states. An analysis of past flights launched from Fort Sumner and Palestine indicates that the majority of balloons and payloads are recovered from Texas, New Mexico, and Arizona. Only a handful of balloons or payloads have landed in the neighboring states of Oklahoma, Kansas, and Colorado. Models conducted for future flights from Burns indicate that balloons and payloads would overfly and may be recovered from Nevada, California, Oregon, Washington, Idaho, Montana, Wyoming, Colorado, and Utah.

In preparing the Draft Supplemental PEA, NASA requested input from over 425 potentially interested parties, including those in federal, state, and tribal governments. During this process, several commenters offered support of the proposal; most did not comment. Therefore, NASA has assessed the potential effects of the proposal and the No Action Alternative on physical, biological, and economic resources and has tentatively concluded those impacts are not significant.

Electronic Access

The Draft Supplemental PEA may be viewed at the following locations:

(a) Harney County Library, Burns OR (541-573-6670);

(b) Fort Sumner Public Library, Fort Sumner NM (575-355-2832); and

(c) Palestine Public Library, Palestine TX (903-729-4121).

Limited hard copies of the Draft Supplemental PEA are available, on a first request basis, by contacting the email addresses indicated herein. The Draft Supplemental PEA will be available for public review online at the following address: <https://www.nasa.gov/goddard/memd/nepa/NASA-Balloon-SPEA>.

Authority: National Environmental Policy Act of 1969, as amended (42 United States Code [U.S.C.] 4321-4370) (NEPA); 14 Code of Federal Regulations (CFR) 1216.3, *Procedures for Implementing the National Environmental Policy Act*; and NASA Procedural Requirement (NPR) 8580.1 *Implementing the National Environmental Policy Act*.

Nicola Fox,

Associate Administrator, Science Mission Directorate, National Aeronautics and Space Administration.

[FR Doc. 2025-08389 Filed 5-12-25; 8:45 am]

BILLING CODE 7510-13-P

NATIONAL SCIENCE FOUNDATION

Agency Information Collection Activities: 2026 Survey of Earned Doctorates

AGENCY: National Science Foundation.

ACTION: Submission for OMB review; comment request.

SUMMARY: The National Center for Science and Engineering Statistics (NCSES) within the National Science Foundation (NSF) has submitted the following information collection requirements to OMB for review and clearance under the Paperwork Reduction Act of 1995. This is the second notice for public comment; the first was published in the **Federal Register**, and two comments were received. NSF is forwarding the proposed submission to the Office of Management and Budget (OMB) for clearance simultaneously with the publication of this second notice.

DATES: Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to www.reginfo.gov/public/do/PRAmain. Find this particular

information collection by selecting "Currently under 30-day Review—Open for Public Comments" or by using the search function.

FOR FURTHER INFORMATION CONTACT: Suzanne H. Plimpton, Reports Clearance Officer, National Science Foundation, 2415 Eisenhower Avenue, Suite E6400, Alexandria, Virginia 22314; telephone (703) 292-7556; or send email to splimpto@nsf.gov. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339, which is accessible 24 hours a day, 7 days a week, 365 days a year (including Federal holidays).

Comments: Comments regarding (a) whether the proposed collection of information is necessary for the proper performance of the functions of the NSF, including whether the information shall have practical utility; (b) the accuracy of the NSF's estimate of the burden of the proposed collection of information; (c) ways to enhance the quality, use, and clarity of the information on respondents; and (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 should be addressed to the points of contact in the **FOR FURTHER INFORMATION CONTACT** section.

Copies of the submission may be obtained by calling 703-292-7556. NSF 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.

SUPPLEMENTARY INFORMATION:

Title of Collection: Survey of Earned Doctorates.

OMB Control Number: 3145-0019.

Summary of Collection: The Survey of Earned Doctorates (SED) is part of NCSES' survey system that collects data on individuals in an effort to provide information on science and engineering education and careers in the United States. The SED has been conducted annually since 1958 and is jointly sponsored by four Federal agencies (NSF/NCSES, National Institutes of Health, U.S. Department of Education/ National Center for Education Statistics, and National Endowment for the Humanities) to avoid duplication of

effort in collecting such data. The authority to collect information for the Survey of Earned Doctorates (SED) is established under the National Science Foundation Act of 1950, as amended, Public Law 507 (42 U.S.C. 1862), Section 3(a) (6), which directs the NSF “. . . to provide a central clearinghouse for the collection, interpretation, and analysis of data on scientific and engineering resources and to provide a source of information for policy formation by other agencies of the federal government.”

This request to extend the information collection for three years is to cover the 2026 and 2027 SED survey cycles. Data are obtained primarily via Web survey from each person earning a research doctorate at the time they receive the degree. Graduate schools help distribute the SED to their graduating doctorate recipients. Nonrespondents to the web survey are followed up by computer-assisted telephone interviewing.

The survey will be collected in conformance with the NSF Act of 1950, as amended, and the Privacy Act of 1974. Responses from individuals are voluntary. Data are collected on their field of specialty, educational background, sources of support in graduate school, debt level, postgraduation plans, and demographic characteristics. NCSES will ensure that all individually identifiable information collected will be kept strictly confidential and will be used for research or statistical purposes, analyzing data, and preparing scientific reports and articles.

Use of the Information: NCSES, as the lead agency, publishes statistics from the survey in several reports, but primarily in the annual publication series reporting on all fields of study, titled *Doctorate Recipients from U.S. Universities*. Information from the SED is also used to prepare congressionally mandated reports such as *Science and Engineering Indicators*.

Expected Respondents: The SED is a census of all individuals receiving a research doctorate from an accredited U.S. academic institution in an academic year (AY) beginning 1 July and ending 30 June of the following year. Based on the historical trend, NCSES expects that approximately 58,000 individuals will receive a research doctorate from U.S. institutions in AY2026, and approximately 58,500 in AY2027. NCSES estimates the response rate will be 92 percent for both the 2026 and 2027 SED survey cycles. In addition to the survey completion of individuals receiving their research doctorates, the SED requires the collection of administrative data such as

graduation lists from approximately 650 Institutional Coordinators at the participating institutions who help to distribute the Web survey link, track survey completions, and submit information to the SED survey contractor.

Estimate of Burden: Based on an average Web survey completion time of 19.5 minutes, the respondent burden for completing the 2026 SED is estimated at 17,342 hours (58,000 doctorate recipients × 92% response × 19.5 minutes) and the total respondent burden to be 17,492 hours in 2027 (58,500 doctorate recipients × 92% response × 19.5 minutes). With about 650 Institutional Coordinators (ICs) expected to participate in the 2026 and 2027 SED, the estimated burden to ICs is 13,000 hours for each survey cycle. Therefore, the total burden for the SED is estimated to be 30,342 (17,342 + 13,000) hours in the 2026 survey cycle and 30,492 (17,492 + 13,000) hours in the 2027 survey cycle. NCSES estimates that the average annual burden for the 2026 and 2027 survey cycles over the course of the three-year OMB clearance period will be no more than 20,278 hours [(30,342 hours + 30,492 hours)/3 years].

Dated: May 8, 2025.

Suzanne H. Plimpton,
Reports Clearance Officer, National Science Foundation.

[FR Doc. 2025-08385 Filed 5-12-25; 8:45 am]

BILLING CODE 7555-01-P

NUCLEAR REGULATORY COMMISSION

[Docket No. 30-37878; License No(s). 13-32725-01; EA-24-115; EAF-RIII-2025-0068; NRC-2025-0081]

In the Matter of Patriot Engineering and Environmental, Inc.; Confirmatory Order Modifying License

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice; issuance.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is issuing a Confirmatory Order to Patriot Engineering and Environmental, Inc., to memorialize the agreement reached during an alternative dispute resolution mediation session held on February 18, 2025. The Confirmatory Order contains commitments made to resolve three apparent violations of NRC requirements relating to the loss and subsequent recovery of portable moisture density gauge on November 15, 2023. The commitments include

actions by Patriot Engineering and Environmental, Inc., to establish roles and responsibilities for site radiation safety officers, develop and implement an inspection program of gauge users, label gauges with licensee contact information, use tracking devices to monitor the location of the gauges, and develop a training program for gauge users and site radiation safety officers. The Confirmatory Order is effective upon issuance.

DATES: The Confirmatory Order was issued on April 25, 2025.

ADDRESSES: Please refer to Docket ID NRC-2025-0081 when contacting the NRC about the availability of information regarding this document. You may obtain publicly available information related to this document using any of the following methods:

- *Federal Rulemaking Website:* Go to <https://www.regulations.gov> and search for Docket ID NRC-2025-0081. Address questions about Docket IDs in *Regulations.gov* to Bridget Curran; telephone: 301-415-1003; email: Bridget.Curran@nrc.gov. For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select “Begin Web-based ADAMS Search.” For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, at 301-415-4737, or by email to PDR.Resource@nrc.gov. The Confirmatory Order Related to NRC Reactive Inspection Report No. 03037878/2023001 (DRSS)—Patriot Engineering and Environmental, Inc., is available in ADAMS under Accession No. ML25070A278.

- *NRC's PDR:* The PDR, where you may examine and order copies of publicly available documents, is open by appointment. To make an appointment to visit the PDR, please send an email to PDR.Resource@nrc.gov or call 1-800-397-4209 or 301-415-4737, between 8 a.m. and 4 p.m. eastern time (ET), Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Diana Betancourt-Roldan, Region III, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 630-810-4373; email: Diana.Betancourt-Roldan@nrc.gov.

SUPPLEMENTARY INFORMATION: The text of the order is attached.

Dated: May 8, 2025.

For the Nuclear Regulatory Commission.

Mohammed Shuaibi,

Deputy Regional Administrator, Region III.

Attachment—In the Matter of Patriot Engineering and Environmental, Inc.; Confirmatory Order Modifying License

I

Patriot Engineering and Environmental, Inc., (Patriot or the licensee) is the holder of Nuclear Materials License No. 13–32725–01, Amendment 9, issued on May 30, 2024, by the U.S. Nuclear Regulatory Commission (NRC or Commission) pursuant to Part 30 of Title 10 of the *Code of Federal Regulations* (10 CFR). The license authorizes the operation of portable moisture/density gauges containing licensed radioactive materials for measuring physical properties of materials at temporary job sites in NRC jurisdiction in accordance with conditions specified in the license. The licensee has seven facilities located throughout the State of Indiana.

This Confirmatory Order is the result of an agreement reached during an alternative dispute resolution (ADR) mediation session conducted on February 18, 2025.

II

On December 14, 2023, an inspector from the NRC conducted a reactive inspection at Patriot's Evansville, Indiana, facility and at a temporary job site in Evansville, Indiana. The purpose of this inspection was to review the circumstances, root and contributing causes, and corrective actions for the loss and recovery of a portable moisture density gauge containing regulated material, which Patriot staff reported to the NRC on November 16, 2023.

On November 20, 2024, the NRC issued Inspection Report 03037878/2023001 (DRSS) to Patriot (Agencywide Documents Access and Management System (ADAMS) Accession No. ML24304A275), which documented the identification of three apparent violations of NRC requirements that were being considered for escalated enforcement action in accordance with the NRC Enforcement Policy. The apparent violations involved: (1) the failure to control and maintain constant surveillance of a portable moisture density gauge as required by 10 CFR 20.1802 after failing to secure it as required by 10 CFR 30.34(i); (2) the failure to secure this gauge from shifting during transport as required by 10 CFR 71.5(a) and 49 CFR 173.448(a); and (3) the failure to lock the gauge or an outer container when in transport, as required by Condition 17 of NRC License No. 13–32725–01.

The NRC notified Patriot by letter dated November 20, 2024, of the results of the inspection with an opportunity to: (1) provide a response in writing, (2) attend a predecisional enforcement conference or (3) participate in an ADR mediation session in an effort to resolve this matter.

In response to the NRC's offer, Patriot requested the use of the NRC's ADR process to resolve differences it had with the NRC. On February 18, 2025, the NRC and Patriot met in an ADR session mediated by a

professional mediator, arranged through Cornell University's Institute on Conflict Resolution. The ADR process is one in which a neutral mediator, with no decision-making authority, assists the parties in reaching an agreement on resolving any differences regarding the dispute. This Confirmatory Order is issued pursuant to the agreement reached during the ADR process.

III

During the ADR mediation session, Patriot and the NRC reached a preliminary settlement agreement.

The NRC recognizes that immediately following the loss of the gauge, Patriot took immediate corrective actions to attempt to recover the gauge. Additional corrective actions included: (1) conducting formal discussion of the incident and future prevention with the technicians based at Patriot's Indianapolis, Indiana (IN), Fort Wayne, IN, Lafayette, IN, Bloomington, IN, Evansville, IN, and Terre Haute, IN locations; (2) sending a formal memorandum to all site radiation safety officers (RSOs) highlighting the incident; and (3) adding tracking mechanisms and labels with Patriot's contact information to all gauges.

Therefore, the parties agree to the following terms and conditions:

1. Within one year of the effective date of the Confirmatory Order, the licensee shall establish roles and responsibilities for, and designate, a site radiation safety officer (RSO) for each facility listed on Patriot's license. The licensee shall also designate a site RSO for each additional facility added to its license, or due to turnover at an existing facility, within six months. The licensee shall ensure each site RSO has completed RSO training before executing site RSO duties.

2. Within one year of the effective date of the Confirmatory Order, the licensee shall develop and implement an inspection program of the job performance of each gauge user to ensure that the Commission's regulations, license requirements, and the licensee's operating and emergency procedures are followed. The inspection program must be conducted by the corporate RSO or site RSOs, and must:

a. Include observation of the performance of each active gauge user during the actual conduct of licensed activities at an actual temporary job site at intervals not to exceed one year. The observations shall include at a minimum that the gauge is properly secured when not in use and the gauge is controlled and under constant surveillance when in use; and

b. Ensure that, if the corporate or site RSO is an active gauge user, their inspection is performed by an individual with formal RSO training.

The licensee shall attempt to perform these inspections unannounced to the gauge user. The licensee shall also maintain records of these inspections and practical examinations for five years after the record is made. These records must include a list showing the items checked, any non-compliances observed, and any corrective actions taken. If the inspection is not performed unannounced, the records must also include the reason why it could not be performed unannounced.

3. Within one year of the effective date of the Confirmatory Order, the licensee shall develop and implement a written procedure for all gauge users to provide photographic evidence to the corporate or site RSO that the gauge is properly secured prior to being left unattended at temporary job sites or prior to transport. This photographic evidence must include that:

a. The gauge or its case is locked to prevent unauthorized or accidental removal of the sealed source from its shielded position; and

b. The gauge and its case are adequately secured to prevent shifting during normal transport conditions; and

c. The gauge is secured with a minimum of two independent physical controls that form tangible barriers against unauthorized removal, whenever the gauge is not under the control and constant surveillance of the licensee.

The licensee shall maintain documentation of each confirmation for one year after the record is made.

4. Within 90 days of the effective date of the Confirmatory Order, the licensee shall affix a tracking device to monitor the location of the gauges it currently owns. For each gauge it procures subsequent to the effective date of the Confirmatory Order, the licensee shall affix a tracking device prior to using the gauge in the field. For each gauge it procures subsequent to the effective date of the Confirmatory Order, the licensee shall maintain for five years records demonstrating that tracking devices were installed prior to use.

5. Within a year of the effective date of the Confirmatory Order, the licensee shall develop a program for initial and annual refresher training for all technicians and site RSOs, specifically including suitably comprehensive discussion and evaluation of requirements and methods for adequately securing portable gauges. This program will be implemented beginning in calendar year 2026 and will require each gauge user to demonstrate knowledge of the licensee's training requirements by a practical examination at intervals not to exceed one year. The licensee shall maintain for five years records demonstrating that gauge users have completed this training.

6. Within 18 months of the effective date of the Confirmatory Order, the licensee shall require the corporate RSO to provide a report of the audit results required by NRC regulations and this Confirmatory Order as well as relevant industry operating experience (as available) to the licensee's president and the internal safety committee. A more succinct version of this report will also be distributed to all Patriot employees. These reports will be provided annually each year after the initial report. The licensee shall maintain for five years records demonstrating that these reports were issued.

7. Within six months of the effective date of the Confirmatory Order, the licensee shall maintain legible stickers that include corporate RSO and site RSO contact information on all gauge cases and gauges. This will allow members of the public to contact the licensee should a gauge be lost. If the corporate RSO or site RSO or their contact information changes, the licensee

will update the stickers within 60 days of the change.

8. Within 3 years of the effective date of the Confirmatory Order, the licensee shall complete an audit of its radiation safety program conducted by an independent third party with experience relevant to gauge safety and security. The audit shall include at a minimum a review of the implementation of items 1–7 above and include at least fifty percent of the facilities listed on the license. The licensee shall maintain for five years records demonstrating the completion of this audit. The licensee shall also complete and maintain for five years a report detailing its disposition of the audit recommendations.

Based on the completed actions and commitments described above and the license modifications described in provisions 1–8 of Section V below the NRC agrees not to pursue any further enforcement action in connection with the apparent violations described in NRC's letter dated November 20, 2024, and relating to Inspection Report 03037878/2023001 (DRSS). The NRC will also refrain from taking enforcement action for three years from the effective date of the Confirmatory Order on any non-willful two barriers (*i.e.*, 10 CFR 30.34(i)) violations with no actual consequences that the licensee identifies, documents, and resolves on its own through implementation of the requirements in the order. In further consideration of the commitments delineated above, the NRC agrees to refrain from issuing a notice of violation or proposing a civil penalty. However, the NRC will consider this Confirmatory Order as an escalated enforcement action.

This agreement is binding upon successors or assignees of Patriot. The terms and conditions set forth herein shall accordingly continue to apply to Patriot and survive any transfer of ownership or license.

On March 25, 2025, Patriot consented to issuing this Confirmatory Order with the commitments as described in Section V below. Patriot further agreed that this Confirmatory Order is to be effective upon issuance, the agreement memorialized in this Confirmatory Order settles the matter between the parties, and that Patriot has waived its right to a hearing.

IV

I find that Patriot's actions completed, as described in Section III above, combined with the commitments as set forth in Section V are acceptable and necessary, and conclude that with these commitments the public health and safety are reasonably assured. In view of the foregoing, I have determined that public health and safety require that Patriot's commitments be confirmed by this Confirmatory Order. Based on the above and Patriot's consent, this Confirmatory Order is effective upon issuance.

One year after issuance of the Order and yearly thereafter until completion of the commitments specified in Section V, Patriot is required to notify the NRC in writing and summarize its actions.

V

Accordingly, pursuant to Sections 81, 161b, 161i, 161o, 182 and 186 of the Atomic

Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR 2.202 and 10 CFR part 20, 30, and 71, and 49 CFR part 173, *it is hereby ordered, effective upon issuance, that License No. 13–32725–01 is modified as follows:*

1. Within one year of the effective date of the Confirmatory Order, the licensee shall establish roles and responsibilities for, and designate, a site RSO for each facility listed on Patriot's license. The licensee shall also designate a site RSO for each additional facility added to its license, or due to turnover at an existing facility, within six months. The licensee shall ensure each site RSO has completed RSO training before executing site RSO duties.

2. Within one year of the effective date of the Confirmatory Order, the licensee shall develop and implement an inspection program of the job performance of each gauge user to ensure that the Commission's regulations, license requirements, and the licensee's operating and emergency procedures are followed. The inspection program must be conducted by the corporate RSO or site RSOs, and must:

a. Include observation of the performance of each active gauge user during the actual conduct of licensed activities at an actual temporary job site at intervals not to exceed one year. The observations shall include at a minimum that the gauge is properly secured when not in use and the gauge is controlled and under constant surveillance when in use; and

b. Ensure that, if the corporate or site RSO is an active gauge user, the inspection of their job performance is performed by an individual with formal RSO training.

The licensee shall attempt to perform these inspections unannounced to the gauge user. The licensee shall also maintain records of these inspections and practical examinations for five years after the record is made. These records must include a list showing the items checked, any non-compliances observed, and any corrective actions taken. If the inspection is not performed unannounced, the records must also include the reason why it could not be performed unannounced.

3. Within one year of the effective date of the Confirmatory Order, the licensee shall develop, implement, and follow a written procedure for all gauge users to provide photographic evidence to the corporate or site RSO that the gauge is properly secured prior to being left unattended at temporary job sites or prior to transport. This photographic evidence must include that:

a. The gauge or its case is locked to prevent unauthorized or accidental removal of the sealed source from its shielded position; and

b. The gauge and its case are adequately secured to prevent shifting during normal transport conditions; and

c. The gauge is secured with a minimum of two independent physical controls that form tangible barriers against unauthorized removal, whenever the gauge is not under the control and constant surveillance of the licensee.

The licensee shall maintain documentation of each confirmation for one year after the record is made.

4. Within 90 days of the effective date of the Confirmatory Order, the licensee shall

affix a tracking device to monitor the location of the gauges it currently owns. For each gauge it procures subsequent to the effective date of the Confirmatory Order, the licensee shall affix a tracking device prior to using the gauge in the field. For each gauge it procures subsequent to the effective date of the Confirmatory Order, the licensee shall maintain for five years records demonstrating that tracking devices were installed prior to use.

5. Within a year of the effective date of the Confirmatory Order, the licensee shall develop a program for initial and annual refresher training for all technicians and site RSOs, specifically including suitably comprehensive discussion of and evaluation on requirements and methods for adequately securing portable gauges. This program will be implemented beginning in calendar year 2026 and will require each gauge user to demonstrate knowledge of the licensee's training requirements by a practical examination at intervals not to exceed one year. The licensee shall maintain for five years records demonstrating that gauge users have completed this training.

6. Within 18 months of the effective date of the Confirmatory Order, the licensee shall require the corporate RSO to provide a report of the audit results required by NRC regulations and this Confirmatory Order as well as relevant industry operating experience (as available) to the licensee's president and the internal safety committee. A more succinct version of this report will also be distributed to all Patriot employees. These reports will be provided annually each year after the initial report. The licensee shall maintain for five years records demonstrating that these reports were issued.

7. Within six months of the effective date of the Confirmatory Order, the licensee shall affix and maintain legible stickers that include corporate RSO and site RSO contact information on all gauge cases and gauges. This will allow members of the public to contact the licensee should a gauge be lost. If the corporate RSO or site RSO or their contact information changes, the licensee will update the stickers within 60 days of the change.

8. Within 3 years of the effective date of the Confirmatory Order, the licensee shall complete an audit of its radiation safety program conducted by an independent third party with experience relevant to gauge safety and security. The audit shall include at a minimum a review of the implementation of items 1–7 above and include at least fifty percent of the facilities listed on the license. The licensee shall maintain for five years records demonstrating the completion of this audit. The licensee shall also complete and maintain for five years a report detailing its disposition of the audit recommendations.

This agreement is binding upon successors and assignees of Patriot Engineering and Environmental, Inc. The Deputy Regional Administrator, Region III may, in writing, relax or rescind any of the above conditions upon demonstration by Patriot or its successors of good cause.

VI

In accordance with 10 CFR 2.202 and 10 CFR 2.309, any person adversely affected by this Confirmatory Order, other than Patriot, may request a hearing within thirty (30) calendar days of the date of issuance of this Confirmatory Order. Where good cause is shown, consideration will be given to extending the time to request a hearing. A request for extension of time must be made in writing to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and include a statement of good cause for the extension.

All documents filed in NRC adjudicatory proceedings, including a request for hearing, a petition for leave to intervene, any motion or other document filed in the proceeding prior to the submission of a request for hearing or petition to intervene (hereinafter "petition"), and documents filed by interested governmental entities participating under 10 CFR 2.315(c), must be filed in accordance with the NRC's E-Filing rule (72 FR 49139; August 28, 2007, as amended at 77 FR 46562, August 3, 2012). The E-Filing process requires participants to submit and serve all adjudicatory documents over the internet, or in some cases to mail copies on electronic storage media. Participants may not submit paper copies of their filings unless they seek an exemption in accordance with the procedures described below.

All documents filed in NRC adjudicatory proceedings, including documents filed by an interested State, local governmental body, Federally recognized Indian Tribe, or designated agency thereof that requests to participate under 10 CFR 2.315(c), must be filed in accordance with 10 CFR 2.302. The E-Filing process requires participants to submit and serve all adjudicatory documents over the internet, or in some cases, to mail copies on electronic storage media, unless an exemption permitting an alternative filing method, as further discussed, is granted. Detailed guidance on electronic submissions is located in the "Guidance for Electronic Submissions to the NRC" (ADAMS Accession No. ML13031A056) and on the NRC's public website at <https://www.nrc.gov/site-help/e-submittals.html>.

To comply with the procedural requirements of E-Filing, at least 10 days prior to the filing deadline, the participant should contact the Office of the Secretary by email at Hearing.Docket@nrc.gov, or by telephone at 301-415-1677, to (1) request a digital identification (ID) certificate, which allows the participant (or its counsel or representative) to digitally sign submissions and access the E-Filing system for any proceeding in which it is participating; and (2) advise the Secretary that the participant will be submitting a petition or other adjudicatory document (even in instances in which the participant, or its counsel or representative, already holds an NRC-issued digital ID certificate). Based upon this information, the Secretary will establish an electronic docket for the proceeding if the Secretary has not already established an electronic docket.

Information about applying for a digital ID certificate is available on the NRC's public

website at <https://www.nrc.gov/site-help/e-submittals/getting-started.html>. After a digital ID certificate is obtained and a docket created, the participant must submit adjudicatory documents in Portable Document Format. Guidance on submissions is available on the NRC's public website at <https://www.nrc.gov/site-help/electronic-sub-ref-mat.html>. A filing is considered complete at the time the document is submitted through the NRC's E-Filing system. To be timely, an electronic filing must be submitted to the E-Filing system no later than 11:59 p.m. ET on the due date. Upon receipt of a transmission, the E-Filing system time-stamps the document and sends the submitter an email confirming receipt of the document. The E-Filing system also distributes an email that provides access to the document to the NRC's Office of the General Counsel and any others who have advised the Office of the Secretary that they wish to participate in the proceeding, so that the filer need not serve the document on those participants separately. Therefore, applicants and other participants (or their counsel or representative) must apply for and receive a digital ID certificate before adjudicatory documents are filed to obtain access to the documents via the E-Filing system.

A person filing electronically using the NRC's adjudicatory E-Filing system may seek assistance by contacting the NRC's Electronic Filing Help Desk through the "Contact Us" link located on the NRC's public website at <https://www.nrc.gov/site-help/e-submittals.html>, by email to MSHD.Resource@nrc.gov, or by a toll-free call at 1-866-672-7640. The NRC Electronic Filing Help Desk is available between 9 a.m. and 6 p.m., ET, Monday through Friday, except Federal holidays.

Participants who believe that they have good cause for not submitting documents electronically must file an exemption request, in accordance with 10 CFR 2.302(g), with their initial paper filing stating why there is good cause for not filing electronically and requesting authorization to continue to submit documents in paper format. Such filings must be submitted in accordance with 10 CFR 2.302(b)-(d). Participants filing adjudicatory documents in this manner are responsible for serving their documents on all other participants. Participants granted an exemption under 10 CFR 2.302(g)(2) must still meet the electronic formatting requirement in 10 CFR 2.302(g)(1), unless the participant also seeks and is granted an exemption from 10 CFR 2.302(g)(1).

Documents submitted in adjudicatory proceedings will appear in the NRC's electronic hearing docket, which is publicly available at <https://adams.nrc.gov/ehd>, unless excluded pursuant to an order of the presiding officer. If you do not have an NRC-issued digital ID certificate as previously described, click "cancel" when the link requests certificates and you will be automatically directed to the NRC's electronic hearing docket where you will be able to access any publicly available documents in a particular hearing docket. Participants are requested not to include

personal privacy information such as social security numbers, home addresses, or personal phone numbers in their filings unless an NRC regulation or other law requires submission of such information. With respect to copyrighted works, except for limited excerpts that serve the purpose of the adjudicatory filings and would constitute a Fair Use application, participants should not include copyrighted materials in their submission.

The Commission will issue a notice or order granting or denying a hearing request or intervention petition, designating the issues for any hearing that will be held and designating the Presiding Officer. A notice granting a hearing will be published in the **Federal Register** and served on the parties to the hearing.

If a person other than Patriot requests a hearing, that person shall set forth with particularity the manner in which his interest is adversely affected by this Confirmatory Order and shall address the criteria set forth in 10 CFR 2.309(d) and (f).

If a hearing is requested by a person whose interest is adversely affected, the Commission will issue an order designating the time and place of any hearings. If a hearing is held, the issue to be considered at such hearing shall be whether this Confirmatory Order should be sustained.

In the absence of any request for hearing, or written approval of an extension of time in which to request a hearing, the provisions specified in Section V above shall be final 30 days from the date of this Confirmatory Order without further order or proceedings. If an extension of time for requesting a hearing has been approved, the provisions specified in Section V shall be final when the extension expires if a hearing request has not been received.

For the Nuclear Regulatory Commission
/RA/

Mohammed A. Shuaibi,
Deputy Regional Administrator.

Dated this 25th day of April 2025
Attachments: As stated

Indiana Facilities Owned or Leased and Operated by Patriot Engineering and Environmental, Inc., With Moisture Density Gauges

Patriot Engineering and Environmental, Inc.,
Docket Nos. 030-37878, License Nos. 13-32725-01
Mr. Curtis Taylor, Corporate Safety Director/
RSO, Patriot Engineering and
Environmental, Inc., 6150 East 75th Street,
Indianapolis, IN 46250
2006 S Yost Ave., Bloomington, Indiana
47403
3900 Industrial Blvd., Bloomington, Indiana
47403
601 E Sycamore St., Evansville, Indiana
47713
1000 Airport North Office Park, Fort Wayne,
Indiana 46825
717C Farabee Ct., Lafayette, Indiana 47905
1359 N Aberdeen Ave., Terre Haute, Indiana
47804

[FR Doc. 2025-08403 Filed 5-12-25; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

[NRC–2025–0078]

Applications for Amendments to Facility Operating Licenses Involving Proposed No Significant Hazards Consideration Determination and Containing Sensitive Unclassified Non-Safeguards Information and Order Imposing Procedures for Access to Sensitive Unclassified Non-Safeguards Information

AGENCY: Nuclear Regulatory Commission.

ACTION: License amendment request; notice of opportunity to comment, request a hearing, and petition for leave to intervene; order imposing procedures.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC or the Commission) received, and is considering approval of, a request to amend three operating licenses. The license amendment requests are for Palo Verde Nuclear Generating Station, Units 1, 2, and 3; Vallecitos Boiling Water Reactor; and Browns Ferry Nuclear Plant, Units 1, 2, and 3. For each amendment request, the NRC proposes to determine that it involves no significant hazards consideration (NSHC). Because each amendment request contains sensitive unclassified non-safeguards information (SUNSI), the NRC is issuing an order imposing procedures to obtain access to SUNSI for contention preparation by persons who file a hearing request or a petition for leave to intervene.

DATES: Comments must be received by June 12, 2025. A request for a hearing or a petition for leave to intervene must be filed by July 14, 2025. Any potential party as defined in section 2.4 of title 10 of the *Code of Federal Regulations* (10 CFR) who believes access to SUNSI is necessary to respond to this notice must request document access by May 23, 2025.

ADDRESSES: You may submit comments by any of the following methods; however, the NRC encourages electronic comment submission through the Federal rulemaking website.

- *Federal rulemaking website:* Go to <https://www.regulations.gov> and search for Docket ID NRC–2025–0078. Address questions about Docket IDs in *Regulations.gov* to Bridget Curran; telephone: 301–415–1003; email: Bridget.Curran@nrc.gov. For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *Mail comments to:* Office of Administration, Mail Stop: TWFN–7–A60M, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, ATTN: Program Management, Announcements and Editing Staff.

For additional direction on obtaining information and submitting comments, see “Obtaining Information and Submitting Comments” in the **SUPPLEMENTARY INFORMATION** section of this document.

FOR FURTHER INFORMATION CONTACT:

Susan Lent, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; telephone: 301–415–1365; email: Susan.Lent@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Obtaining Information and Submitting Comments

A. Obtaining Information

Please refer to Docket ID NRC–2025–0078, facility name, unit number(s), docket number(s), application date, and subject when contacting the NRC about the availability of information for this action. You may obtain publicly available information related to this action by any of the following methods:

- *Federal Rulemaking Website:* Go to <https://www.regulations.gov> and search for Docket ID NRC–2025–0078.
- *NRC’s Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select “Begin Web-based ADAMS Search.” For problems with ADAMS, please contact the NRC’s Public Document Room (PDR) reference staff at 1–800–397–4209, at 301–415–4737, or by email to PDR.Resource@nrc.gov. The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in this document.

- *NRC’s PDR:* The PDR, where you may examine and order copies of publicly available documents, is open by appointment. To make an appointment to visit the PDR, please send an email to PDR.Resource@nrc.gov or call 1–800–397–4209 or 301–415–4737, between 8 a.m. and 4 p.m. eastern time (ET), Monday through Friday, except Federal holidays.

B. Submitting Comments

The NRC encourages electronic comment submission through the Federal rulemaking website (<https://www.regulations.gov>). Please include Docket ID NRC–2025–0078, facility

name, unit number(s), docket number(s), application date, and subject, in your comment submission.

The NRC cautions you not to include identifying or contact information that you do not want to be publicly disclosed in your comment submission. The NRC will post all comment submissions at <https://www.regulations.gov> as well as enter the comment submissions into ADAMS. The NRC does not routinely edit comment submissions to remove identifying or contact information.

If you are requesting or aggregating comments from other persons for submission to the NRC, then you should inform those persons not to include identifying or contact information that they do not want to be publicly disclosed in their comment submission. Your request should state that the NRC does not routinely edit comment submissions to remove such information before making the comment submissions available to the public or entering the comment into ADAMS.

II. Background

Pursuant to section 189a.(1)–(2) of the Atomic Energy Act of 1954, as amended (the Act), the NRC is publishing this notice. The Act requires the Commission to publish notice of any license amendments issued or proposed to be issued and grants the Commission the authority to issue and make immediately effective any amendment to an operating license or combined license, as applicable, upon a determination by the Commission that such amendment involves NSHC, notwithstanding the pendency before the Commission of a request for a hearing from any person.

This notice includes notices of license amendments containing SUNSI.

III. Notice of Consideration of Issuance of Amendments to Facility Operating Licenses, Proposed No Significant Hazards Consideration Determination, and Opportunity for a Hearing

The Commission has made a proposed determination that the following license amendment requests involve NSHC. Under the Commission’s regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendments would not: (1) involve a significant increase in the probability or consequences of an accident previously evaluated, or (2) create the possibility of a new or different kind of accident from any accident previously evaluated, or (3) involve a significant reduction in a margin of safety. The basis for this

proposed determination for each amendment request is shown as follows.

The Commission is seeking public comments on these proposed NSHC determinations. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination.

Normally, the Commission will not issue the license amendments until the expiration of 60 days after the date of publication of this notice. The Commission may issue any of these license amendments before expiration of the 60-day period provided that its final determination is that the amendments involve NSHC. In addition, the Commission may issue any of these amendments prior to the expiration of the 30-day comment period if circumstances change during the 30-day comment period such that failure to act in a timely way would result, for example, in derating or shutdown of the facility. If the Commission takes action on any of these amendments prior to the expiration of either the comment period or the notice period, it will publish a notice of issuance in the **Federal Register**. If the Commission makes a final NSHC determination for any of these license amendments, any hearing on those amendments will take place after issuance. The Commission expects that the need to take this action will occur very infrequently.

A. Opportunity To Request a Hearing and Petition for Leave To Intervene

Within 60 days after the date of publication of this notice, any person (petitioner) whose interest may be affected by any of these actions may file a request for a hearing and petition for leave to intervene (petition) with respect to that action. Petitions shall be filed in accordance with the Commission's "Agency Rules of Practice and Procedure" in 10 CFR part 2. Interested persons should consult a current copy of 10 CFR 2.309. If a petition is filed, the Commission or a presiding officer will rule on the petition and, if appropriate, a notice of a hearing will be issued.

Petitions must be filed no later than 60 days from the date of publication of this notice in accordance with the filing instructions in the "Electronic Submissions (E-Filing)" section of this document. Petitions and motions for leave to file new or amended contentions that are filed after the deadline will not be entertained absent a determination by the presiding officer that the filing demonstrates good cause by satisfying the three factors in 10 CFR 2.309(c)(1)(i) through (iii).

If a hearing is requested, and the Commission has not made a final determination on the issue of NSHC, the Commission will make a final determination on the issue of NSHC, which will serve to establish when the hearing is held. If the final determination is that the license amendment request involves NSHC, the Commission may issue the amendment and make it immediately effective, notwithstanding the request for a hearing. Any hearing would take place after issuance of the amendment. If the final determination is that the amendment request involves a significant hazards consideration, then any hearing held would take place before the issuance of the amendment unless the Commission finds an imminent danger to the health or safety of the public, in which case it will issue an appropriate order or rule under 10 CFR part 2.

A State, local governmental body, Federally recognized Indian Tribe, or designated agency thereof, may submit a petition to the Commission to participate as a party under 10 CFR 2.309(h) no later than 60 days from the date of publication of this notice. Alternatively, a State, local governmental body, Federally recognized Indian Tribe, or agency thereof may participate as a non-party under 10 CFR 2.315(c).

For information about filing a petition and about participation by a person not a party under 10 CFR 2.315, see ADAMS Accession No. ML20340A053 (<https://adamswebsearch2.nrc.gov/webSearch2/main.jsp?AccessionNumber=ML20340A053>), and the NRC's public website (<https://www.nrc.gov/about-nrc/regulatory/adjudicatory/hearing.html#participate>).

B. Electronic Submissions (E-Filing)

All documents filed in NRC adjudicatory proceedings, including documents filed by an interested State, local governmental body, Federally recognized Indian Tribe, or designated agency thereof that requests to participate under 10 CFR 2.315(c), must be filed in accordance with 10 CFR 2.302. The E-Filing process requires participants to submit and serve all adjudicatory documents over the internet, or in some cases, to mail copies on electronic storage media, unless an exemption permitting an alternative filing method, as further discussed, is granted. Detailed guidance on electronic submissions is located in the "Guidance for Electronic Submissions to the NRC" (ADAMS Accession No. ML13031A056), and on the NRC's public website

(<https://www.nrc.gov/site-help/e-submittals.html>).

To comply with the procedural requirements of E-Filing, at least 10 days prior to the filing deadline, the participant should contact the Office of the Secretary by email at Hearing.Docket@nrc.gov, or by telephone at 301-415-1677, to: (1) request a digital identification (ID) certificate which allows the participant (or its counsel or representative) to digitally sign submissions and access the E-Filing system for any proceeding in which it is participating; and (2) advise the Secretary that the participant will be submitting a petition or other adjudicatory document (even in instances in which the participant, or its counsel or representative, already holds an NRC-issued digital ID certificate). Based upon this information, the Secretary will establish an electronic docket for the proceeding if the Secretary has not already established an electronic docket.

Information about applying for a digital ID certificate is available on the NRC's public website at <https://www.nrc.gov/site-help/e-submittals/getting-started.html>. After a digital ID certificate is obtained and a docket is created, the participant must submit adjudicatory documents in the Portable Document Format. Guidance on submissions is available on the NRC's public website at <https://www.nrc.gov/site-help/electronic-sub-ref-mat.html>. A filing is considered complete at the time the document is submitted through the NRC's E-Filing system. To be timely, an electronic filing must be submitted to the E-Filing system no later than 11:59 p.m. ET on the due date. Upon receipt of a transmission, the E-Filing system time-stamps the document and sends the submitter an email confirming receipt of the document. The E-Filing system also distributes an email that provides access to the document to the NRC's Office of the General Counsel and any others who have advised the Office of the Secretary that they wish to participate in the proceeding, so that the filer need not serve the document on those participants separately. Therefore, applicants and other participants (or their counsel or representative) must apply for and receive a digital ID certificate before adjudicatory documents are filed in order to obtain access to the documents via the E-Filing system.

A person filing electronically using the NRC's adjudicatory E-Filing system may seek assistance by contacting the NRC's Electronic Filing Help Desk through the "Contact Us" link located on the NRC's public website at <https://>

www.nrc.gov/site-help/e-submittals.html, by email to MSHD.Resource@nrc.gov, or by a toll-free call at 1-866-672-7640. The NRC Electronic Filing Help Desk is available between 9 a.m. and 6 p.m., ET, Monday through Friday, except Federal holidays.

Participants who believe that they have good cause for not submitting documents electronically must file an exemption request, in accordance with 10 CFR 2.302(g), with their initial paper filing stating why there is good cause for not filing electronically and requesting authorization to continue to submit documents in paper format. Such filings must be submitted in accordance with 10 CFR 2.302(b)-(d). Participants filing adjudicatory documents in this manner are responsible for serving their documents on all other participants. Participants granted an exemption under 10 CFR 2.302(g)(2) must still meet the electronic formatting requirement in

10 CFR 2.302(g)(1), unless the participant also seeks and is granted an exemption from 10 CFR 2.302(g)(1).

Documents submitted in adjudicatory proceedings will appear in the NRC's electronic hearing docket, which is publicly available at <https://adams.nrc.gov/ehd>, unless otherwise excluded pursuant to an order of the presiding officer. If you do not have an NRC-issued digital ID certificate as previously described, click "cancel" when the link requests certificates and you will be automatically directed to the NRC's electronic hearing docket where you will be able to access any publicly available documents in a particular hearing docket. Participants are requested not to include personal privacy information such as social security numbers, home addresses, or personal phone numbers in their filings unless an NRC regulation or other law requires submission of such

information. With respect to copyrighted works, except for limited excerpts that serve the purpose of the adjudicatory filings and would constitute a Fair Use application, participants should not include copyrighted materials in their submission.

The following table provides the nuclear power plant names, docket numbers, dates of application, ADAMS accession numbers, and locations in the application of the licensees' proposed NSHC determination. For further details with respect to these license amendment applications, see the applications for amendment, publicly available portions of which are available for public inspection in ADAMS. For additional direction on accessing information related to this document, see the "Obtaining Information and Submitting Comments" section of this document.

Arizona Public Service Company, et al; Palo Verde Nuclear Generating Station, Units 1, 2, and 3; Maricopa County, AZ

Docket Nos	50-528, 50-529, 50-530.
Application Date	January 17, 2025.
ADAMS Accession No	ML25017A380.
Location in Application of NSHC	Pages 6-7 of the Enclosure.
Brief Description of Amendments	The proposed amendments would adopt Westinghouse Thermal Design Procedure Topical Report WCAP-18240-P-A.
Proposed Determination	NSHC.
Name of Attorney for Licensee, Mailing Address	Carey Fleming, Senior Counsel, Pinnacle West Capital Corporation, 500 N 5th Street, MS 8695, Phoenix, AZ 85004.
NRC Project Manager, Telephone Number	William Orders, 301-415-3329.

NorthStar Vallecitos, LLC; General Electric Test Reactor and Vallecitos Boiling Water Reactor; Alameda County, CA

Docket Nos	50-18, 50-70.
Application Date	September 26, 2024, as supplemented by letter dated March 7, 2025.
ADAMS Accession Nos	ML24270A224, ML25066A162.
Location in Application of NSHC	Pages 5-6 of the Attachment (ML24270A224).
Brief Description of Amendments	The proposed amendments would review major decommissioning activities, as defined in 10 CFR 50.2, that could diminish the historic integrity (e.g., physical demolition) of select Vallecitos Nuclear Center structures deemed potentially eligible for placement on the National Register of Historic Places (NRHP). Specifically, physical demolition of the Vallecitos Boiling Water Reactor and General Electric Test Reactor, which are deemed potentially eligible for the NRHP could result in an environmental impact not bounded by the conclusions in the Decommissioning Generic Environmental Impact Statement with regard to cultural, historic, and archaeological resources if appropriate mitigation is not developed in consultation with the State Historic Preservation Office.
Proposed Determination	NSHC.
Name of Attorney for Licensee, Mailing Address	Gregory Di Carlo, Vice President/General Counsel, NorthStar Group Services, Inc., 15760 West Power Street, NA1A, Crystal River, FL 34428.
NRC Project Manager, Telephone Number	Chris Allen, 301-415-6877.

Tennessee Valley Authority; Browns Ferry Nuclear Plant, Units 1, 2, and 3; Limestone County, AL

Docket Nos	50-259, 50-260, 50-296.
Application Date	February 12, 2025.
ADAMS Accession No	ML25043A263.
Location in Application of NSHC	Pages 45-47 of Enclosure 5.
Brief Description of Amendments	The proposed amendments would revise the Browns Ferry Nuclear Plant, Units 1, 2, and 3, Updated Final Safety Analysis Report Section 2.4, "Hydrology, Water Quality, and Aquatic Biology," Appendix 2.4A, "Probable Maximum Flood (PMF)," and related tables and figures to reflect the results from a new hydrologic analysis.

Proposed Determination	NSHC.
Name of Attorney for Licensee, Mailing Address	David Fountain, Executive VP and General Counsel, Tennessee Valley Authority, 400 West Summit Hill Drive, WT 6A-K, Knoxville, TN 37902.
NRC Project Manager, Telephone Number	Kimberly Green, 301-415-1627.

Order Imposing Procedures for Access to Sensitive Unclassified Non-Safeguards Information for Contention Preparation

Arizona Public Service Company, et al; Palo Verde Nuclear Generating Station, Units 1, 2, and 3; Maricopa County, AZ

NorthStar Vallecitos LLC; General Electric Test Reactor and Vallecitos Boiling Water Reactor; Alameda County, CA

Tennessee Valley Authority; Browns Ferry Nuclear Plant, Units 1, 2, and 3; Limestone County, AL

A. This Order contains instructions regarding how potential parties to this proceeding may request access to documents containing Sensitive Unclassified Non-Safeguards Information (SUNSI).

B. Within 10 days after publication of this notice of hearing or opportunity for hearing, any potential party who believes access to SUNSI is necessary to respond to this notice may request access to SUNSI. A "potential party" is any person who intends to participate as a party by demonstrating standing and filing an admissible contention under 10 CFR 2.309. Requests for access to SUNSI submitted later than 10 days after publication of this notice will not be considered absent a showing of good cause for the late filing, addressing why the request could not have been filed earlier.

C. The requestor shall submit a letter requesting permission to access SUNSI to the Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemakings and Adjudications Staff, and provide a copy to the Deputy General Counsel for Licensing, Hearings, and Enforcement, Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. The expedited delivery or courier mailing address for both offices is: U.S. Nuclear Regulatory Commission, 11555 Rockville Pike, Rockville, Maryland 20852. The email addresses for the Office of the Secretary and the Office of the General Counsel are Hearing.Docket@nrc.gov and RidsOgcMailCenter.Resource@nrc.gov,

respectively.¹ The request must include the following information:

(1) A description of the licensing action with a citation to this **Federal Register** notice;

(2) The name and address of the potential party and a description of the potential party's particularized interest that could be harmed by the action identified in C.(1); and

(3) The identity of the individual or entity requesting access to SUNSI and the requestor's basis for the need for the information in order to meaningfully participate in this adjudicatory proceeding. In particular, the request must explain why publicly available versions of the information requested would not be sufficient to provide the basis and specificity for a proffered contention.

D. Based on an evaluation of the information submitted under paragraph C, the NRC staff will determine within 10 days of receipt of the request whether:

(1) There is a reasonable basis to believe the requestor is likely to establish standing to participate in this NRC proceeding; and

(2) The requestor has established a legitimate need for access to SUNSI.

E. If the NRC staff determines that the requestor satisfies both D.(1) and D.(2), the NRC staff will notify the requestor in writing that access to SUNSI has been granted. The written notification will contain instructions on how the requestor may obtain copies of the requested documents, and any other conditions that may apply to access to those documents. These conditions may include, but are not limited to, the signing of a draft Non-Disclosure Agreement or Affidavit, or Protective Order² setting forth terms and conditions to prevent the unauthorized or inadvertent disclosure of SUNSI by each individual who will be granted access to SUNSI.

¹ While a request for hearing or petition to intervene in this proceeding must comply with the filing requirements of the NRC's "E-Filing Rule," the initial request to access SUNSI under these procedures should be submitted as described in this paragraph.

² Any motion for Protective Order or draft Non-Disclosure Agreement or Affidavit for SUNSI must be filed with the presiding officer or the Chief Administrative Judge if the presiding officer has not yet been designated, within 30 days of the deadline for the receipt of the written access request.

F. Filing of Contentions. Any contentions in these proceedings that are based upon the information received as a result of the request made for SUNSI must be filed by the requestor no later than 25 days after receipt of (or access to) that information. However, if more than 25 days remain between the requestor's receipt of (or access to) the information and the deadline for filing all other contentions (as established in the notice of hearing or opportunity for hearing), the requestor may file its SUNSI contentions by that later deadline.

G. Review of Denials of Access.

(1) If the request for access to SUNSI is denied by the NRC staff after a determination on standing and requisite need, the NRC staff shall immediately notify the requestor in writing, briefly stating the reason or reasons for the denial.

(2) The requestor may challenge the NRC staff's adverse determination by filing a challenge within 5 days of receipt of that determination with: (a) the presiding officer designated in this proceeding; or (b) if no presiding officer has been appointed, the Chief Administrative Judge, or if this individual is unavailable, another administrative judge, or an Administrative Law Judge with jurisdiction pursuant to 10 CFR 2.318(a); or (c) if another officer has been designated to rule on information access issues, then with that officer.

(3) Further appeals of decisions under this paragraph must be made pursuant to 10 CFR 2.311.

H. Review of Grants of Access. A party other than the requestor may challenge an NRC staff determination granting access to SUNSI whose release would harm that party's interest independent of the proceeding. Such a challenge must be filed within 5 days of the notification by the NRC staff of its grant of access and must be filed with: (a) the presiding officer designated in this proceeding; or (b) if no presiding officer has been appointed, the Chief Administrative Judge, or if this individual is unavailable, another administrative judge, or an Administrative Law Judge with jurisdiction pursuant to 10 CFR 2.318(a); or (c) if another officer has been designated to rule on information access issues, then with that officer.

If challenges to the NRC staff determinations are filed, these procedures give way to the normal process for litigating disputes concerning access to information. Interlocutory review by the Commission on orders ruling on such NRC staff determinations (whether granting or denying access) is governed by 10 CFR 2.311.³

I. The Commission expects that the NRC staff and presiding officers (and any other reviewing officers) will

consider and resolve requests for access to SUNSI, and motions for protective orders, in a timely fashion in order to minimize any unnecessary delays in identifying those petitioners who have standing and who have propounded contentions meeting the specificity and basis requirements in 10 CFR part 2. The attachment to this Order summarizes the general target schedule for processing and resolving requests under these procedures.

It is so ordered.

Dated: May 6, 2025.

For the Nuclear Regulatory Commission.

Carrie Safford,

Secretary of the Commission.

Attachment 1—General Target Schedule for Processing and Resolving Requests for Access to Sensitive Unclassified Non-Safeguards Information in This Proceeding

Day	Event/activity
0	Publication of Federal Register notice of hearing or opportunity for hearing, including order with instructions for access requests.
10	Deadline for submitting requests for access to Sensitive Unclassified Non-Safeguards Information (SUNSI) which contains information: (i) supporting the standing of a potential party identified by name and address; and (ii) describing the need for the information in order for the potential party to participate meaningfully in an adjudicatory proceeding.
60	Deadline for submitting petition for intervention which contains: (i) demonstration of standing; and (ii) all contentions whose formulation does not require access to SUNSI (+25 Answers to petition for intervention; +7 petitioner/requestor reply).
20	U.S. Nuclear Regulatory Commission (NRC) staff informs the requestor of the staff's determination whether the request for access provides a reasonable basis to believe standing can be established and demonstrates the need for SUNSI. (NRC staff also informs any party to the proceeding whose interest independent of the proceeding would be harmed by the release of the information.) If NRC staff makes the finding of need for SUNSI and likelihood of standing, NRC staff begins document processing (<i>i.e.</i> , preparation of redactions or review of redacted documents).
25	If NRC staff finds no "need" or no likelihood of standing, the deadline for petitioner/requestor to file a motion seeking a ruling to reverse the NRC staff's denial of access; NRC staff files copy of access determination with the presiding officer (or Chief Administrative Judge or other designated officer, as appropriate). If NRC staff finds "need" for SUNSI, the deadline for any party to the proceeding whose interest independent of the proceeding would be harmed by the release of the information to file a motion seeking a ruling to reverse the NRC staff's grant of access.
30	Deadline for NRC staff's reply to motions to reverse NRC staff determination(s).
40	(Receipt +30) If NRC staff finds standing and need for SUNSI, deadline for NRC staff to complete information processing and file motion for Protective Order and draft Non-Disclosure Agreement or Affidavit. Deadline for applicant/licensee to file Non-Disclosure Agreement or Affidavit for SUNSI.
A	If access is granted: issuance of presiding officer or other designated officer decision on motion for protective order for access to SUNSI (including schedule for providing access and submission of contentions) or decision reversing a final adverse determination by the NRC staff.
A + 3	Deadline for filing executed Non-Disclosure Agreements or Affidavits. Access provided to SUNSI consistent with decision issuing the Protective Order.
A + 28	Deadline for submission of contentions whose development depends upon access to SUNSI. However, if more than 25 days remain between the petitioner's receipt of (or access to) the information and the deadline for filing all other contentions (as established in the notice of hearing or notice of opportunity for hearing), the petitioner may file its SUNSI contentions by that later deadline.
A + 53	(Contention receipt +25) Answers to contentions whose development depends upon access to SUNSI.
A + 60	(Answer receipt +7) Petitioner/Intervenor reply to answers.
>A + 60	Decision on contention admission.

[FR Doc. 2025-08218 Filed 5-12-25; 8:45 am]

BILLING CODE 7590-01-P

PEACE CORPS

Information Collection Request; Submission for OMB Review

AGENCY: Peace Corps.

ACTION: 60-Day notice and request for comments.

SUMMARY: The Peace Corps will be submitting the following information collection request to the Office of Management and Budget (OMB) for

review and approval. The purpose of this notice is to allow 60 days for public comment in the **Federal Register** preceding submission to OMB. We are conducting this process in accordance with the Paperwork Reduction Act of 1995.

DATES: Submit comments on or before July 14, 2025.

ADDRESSES: Comments should be addressed to James Olin, FOIA/Privacy Act Officer. James Olin can be contacted by email at pcf@peacecorps.gov or by telephone at (202) 692-2507. Email comments must be made in text and not in attachments.

FOR FURTHER INFORMATION CONTACT:

James Olin, Peace Corps, at pcf@peacecorps.gov or by telephone at (202) 692-2507.

SUPPLEMENTARY INFORMATION:

- Title:* Donation Form.
- OMB Control Number:* 0420-0564.
- Type of Request:* Reapproval of a currently approved collection.
- Affected Public:* Individuals or households.
- Respondents Obligation To Reply:* Voluntary.
- Burden to the Public:*
 - a. *Number of respondents:* 13,000.
 - b. *Frequency of response:* One time.
 - c. *Completion time:* 10 minutes.

³ Requestors should note that the filing requirements of the NRC's E-Filing Rule (72 FR 49139; August 28, 2007, as amended at 77 FR

46562; August 3, 2012, 78 FR 34247, June 7, 2013) apply to appeals of NRC staff determinations (because they must be served on a presiding officer

or the Commission, as applicable), but not to the initial SUNSI request submitted to the NRC staff under these procedures.

d. *Annual burden hours:* 2,167 hours.

General Description of Collection:

These are the forms used by members of the public to donate to the Peace Corps. Information collected allows for Returned Peace Corps Volunteers, networks of currently serving Volunteers, and the public to donate to the agency, a specific Peace Corps Partnership Program (PCPP) project, or Sector and Country Funds. Donors may also give in memory of or in honor of a person of their choosing. The information submitted on the donation form is used internally and on a daily basis by the Office of Gifts and Grants Management (GGM) to coordinate and oversee the agency's gift acceptance authority and implement the PCPP. This supports the agency's three goals, enhances programs through every stage of the Volunteer life cycle, and ensures efficient communication with prospective and current donors.

Request for Comment: Peace Corps invites comments on whether the proposed collection of information is necessary for proper performance of the functions of the Peace Corps, including whether the information will have practical use; the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the information to be collected; and, ways to minimize the burden of the collection of information on those who are to respond, including through the use of automated collection techniques, when appropriate, and other forms of information technology.

This notice is issued in Washington, DC, on May 8, 2025.

James Olin,

FOIA/Privacy Act Officer.

[FR Doc. 2025-08361 Filed 5-12-25; 8:45 am]

BILLING CODE 6051-01-P

POSTAL REGULATORY COMMISSION

[Docket Nos. MC2025-1363 and K2025-1363; MC2025-1364 and K2025-1364; MC2025-1365 and K2025-1365]

New Postal Products

AGENCY: Postal Regulatory Commission.

ACTION: Notice.

SUMMARY: The Commission is noticing a recent Postal Service filing for the Commission's consideration concerning a negotiated service agreement. This notice informs the public of the filing, invites public comment, and takes other administrative steps.

DATES: *Comments are due:* May 15, 2025.

ADDRESSES: Submit comments electronically via the Commission's Filing Online system at <https://www.prc.gov>. Those who cannot submit comments electronically should contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section by telephone for advice on filing alternatives.

FOR FURTHER INFORMATION CONTACT: David A. Trissell, General Counsel, at 202-789-6820.

SUPPLEMENTARY INFORMATION:

Table of Contents

- I. Introduction
- II. Public Proceeding(s)
- III. Summary Proceeding(s)

I. Introduction

Pursuant to 39 CFR 3041.405, the Commission gives notice that the Postal Service filed request(s) for the Commission to consider matters related to Competitive negotiated service agreement(s). The request(s) may propose the addition of a negotiated service agreement from the Competitive product list or the modification of an existing product currently appearing on the Competitive product list.

The public portions of the Postal Service's request(s) can be accessed via the Commission's website (<http://www.prc.gov>). Non-public portions of the Postal Service's request(s), if any, can be accessed through compliance with the requirements of 39 CFR 3011.301.¹

Section II identifies the docket number(s) associated with each Postal Service request, if any, that will be reviewed in a public proceeding as defined by 39 CFR 3010.101(p), the title of each such request, the request's acceptance date, and the authority cited by the Postal Service for each request. For each such request, the Commission appoints an officer of the Commission to represent the interests of the general public in the proceeding, pursuant to 39 U.S.C. 505 and 39 CFR 3000.114 (Public Representative). The Public Representative does not represent any individual person, entity or particular point of view, and, when Commission attorneys are appointed, no attorney-client relationship is established. Section II also establishes comment deadline(s) pertaining to each such request.

The Commission invites comments on whether the Postal Service's request(s) identified in Section II, if any, are

¹ See Docket No. RM2018-3, Order Adopting Final Rules Relating to Non-Public Information, June 27, 2018, Attachment A at 19-22 (Order No. 4679).

consistent with the policies of title 39. Applicable statutory and regulatory requirements include 39 U.S.C. 3632, 39 U.S.C. 3633, 39 U.S.C. 3642, 39 CFR part 3035, and 39 CFR part 3041. Comment deadline(s) for each such request, if any, appear in Section II.

Section III identifies the docket number(s) associated with each Postal Service request, if any, to add a standardized distinct product to the Competitive product list or to amend a standardized distinct product, the title of each such request, the request's acceptance date, and the authority cited by the Postal Service for each request. Standardized distinct products are negotiated service agreements that are variations of one or more Competitive products, and for which financial models, minimum rates, and classification criteria have undergone advance Commission review. See 39 CFR 3041.110(n); 39 CFR 3041.205(a). Such requests are reviewed in summary proceedings pursuant to 39 CFR 3041.325(c)(2) and 39 CFR 3041.505(f)(1). Pursuant to 39 CFR 3041.405(c)-(d), the Commission does not appoint a Public Representative or request public comment in proceedings to review such requests.

II. Public Proceeding(s)

1. *Docket No(s):* MC2025-1363 and K2025-1363; *Filing Title:* USPS Request to Add Priority Mail & USPS Ground Advantage Contract 735 to the Competitive Product List and Notice of Filing Materials Under Seal; *Filing Acceptance Date:* May 7, 2025; *Filing Authority:* 39 U.S.C. 3642, 39 CFR 3035.105, and 39 CFR 3041.310; *Public Representative:* Cherry Yao; *Comments Due:* May 15, 2025.

2. *Docket No(s):* MC2025-1364 and K2025-1364; *Filing Title:* USPS Request to Add Priority Mail Contract 806 to the Competitive Product List and Notice of Filing Materials Under Seal; *Filing Acceptance Date:* May 7, 2025; *Filing Authority:* 39 U.S.C. 3642, 39 CFR 3035.105, and 39 CFR 3041.310; *Public Representative:* Kenneth Moeller; *Comments Due:* May 15, 2025.

3. *Docket No(s):* MC2025-1365 and K2025-1365; *Filing Title:* USPS Request to Add Priority Mail Contract 807 to the Competitive Product List and Notice of Filing Materials Under Seal; *Filing Acceptance Date:* May 7, 2025; *Filing Authority:* 39 U.S.C. 3642, 39 CFR 3035.105, and 39 CFR 3041.310; *Public Representative:* Jennaca Upperman; *Comments Due:* May 15, 2025.

III. Summary Proceeding(s)

None. See Section II for public proceedings.

This Notice will be published in the **Federal Register**.

Erica A. Barker,
Secretary.

[FR Doc. 2025-08409 Filed 5-12-25; 8:45 am]

BILLING CODE 7710-FW-P

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-103002; File No. SR-NYSE-NAT-2025-09]

Self-Regulatory Organizations; NYSE National, Inc.; Notice of Filing and Immediate Effectiveness of Proposed Rule Change for Conforming Rules 7.37 and 7.45

May 7, 2025.

Pursuant to Section 19(b)(1)¹ of the Securities Exchange Act of 1934 (“Act”)² and Rule 19b-4 thereunder,³ notice is hereby given that, on April 25, 2025, NYSE National, Inc. (“NYSE National” or the “Exchange”) filed with the Securities and Exchange Commission (the “Commission”) the proposed rule change as described in Items I and II below, which Items have been prepared by the Exchange. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization’s Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes conforming changes to Rules 7.37 and 7.45 to reflect the name change of “NYSE Chicago, Inc.” to “NYSE Texas, Inc.” The proposed rule change is available on the Exchange’s website at www.nyse.com, at the principal office of the Exchange, and at the Commission’s Public Reference Room.

II. Self-Regulatory Organization’s Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

A. Self-Regulatory Organization’s Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change

1. Purpose

The Exchange proposes conforming changes to Rule 7.37 (Order Execution and Routing) and Rule 7.45 (Operation of Routing Broker) to reflect the name change of “NYSE Chicago, Inc.” to “NYSE Texas, Inc.”

Background and Proposed Rule Change

The Exchange’s affiliate NYSE Chicago, Inc. (“NYSE Chicago”) recently converted from a corporation organized under the laws of the state of Delaware to one organized under the laws of the state of Texas and changed its name to “NYSE Texas, Inc.”⁴ The Exchange accordingly proposes conforming changes to its rules to reflect its affiliate’s name change. Specifically, the Exchange proposes to replace one reference to “Chicago” in Rule 7.37(e) with “Texas.” Similarly, the Exchange proposes replacing three references to “Chicago” in Rule 7.45(c)(1) with “Texas” and three references to “Chicago” in Rule 7.45(c)(2) with “Texas.”

The proposed changes are conforming and non-substantive in nature.

2. Statutory Basis

The proposed rule change is consistent with Section 6(b) of the Act,⁵ in general, and furthers the objectives of Section 6(b)(1)⁶ in particular, in that it enables the Exchange to be so organized as to have the capacity to be able to carry out the purposes of the Act and to comply, and to enforce compliance by its exchange members and persons associated with its exchange members, with the provisions of the Act, the rules and regulations thereunder, and the rules of the Exchange. The Exchange also believes that the proposed rule change is consistent with Section 6(b)(5)⁷ of the Act in that it is designed to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in facilitating transactions in securities, to

remove impediments to and perfect the mechanism of a free and open market and a national market system and, in general, to protect investors and the public interest.

The proposed non-substantive changes would enable the Exchange to continue to be so organized as to have the capacity to carry out the purposes of the Act and comply and enforce compliance with the provisions of the Act by its members and persons associated with its members, because ensuring that the Exchange’s rules accurately reflects the correct name of the Exchange’s affiliate would contribute to the orderly operation of the Exchange by adding clarity and transparency. In addition, the proposed amendments would reduce potential investor and market participant confusion and therefore remove impediments to and perfect the mechanism of a free and open market and a national market system by ensuring that investors and market participants can more easily navigate, understand and comply with the Exchange’s rules. The Exchange also believes that the proposed amendments remove impediments to and perfects the mechanism of a free and open market by ensuring that persons subject to the Exchange’s jurisdiction, regulators, and the investing public can more easily navigate and understand the Exchange’s rules. The proposed amendments would not be inconsistent with the public interest and the protection of investors because investors will not be harmed and in fact would benefit from the increased transparency and clarity, thereby reducing potential confusion.

B. Self-Regulatory Organization’s Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act. The proposed rule change is not intended to address competitive issues but rather is concerned solely with updating the Exchange’s rules to reflect its affiliate’s name change.

C. Self-Regulatory Organization’s Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

No written comments were solicited or received with respect to the proposed rule change.

⁴ See Securities Exchange Act Release No. 102507 (February 28, 2025), 90 FR 11445 (March 6, 2025) (SR-NYSECHX-2025-01) (Notice of Filing and Immediate Effectiveness of Proposed Rule Change To Repeal the Exchange’s Certificate of Incorporation; Adopt the Certificate of Formation of NYSE Texas, Inc.; Amend the Exchange’s By-Laws, Rules, and Certain Fee Schedules; and Amend the Certificate of Incorporation and By-Laws of the Exchange’s Holding Company To Reflect the Conversion of the Exchange to a Texas Corporation and the Renaming of NYSE Chicago Holdings, Inc.).

⁵ 15 U.S.C. 78f(b).

⁶ 15 U.S.C. 78f(b)(1).

⁷ 15 U.S.C. 78f(b)(5).

¹ 15 U.S.C. 78s(b)(1).

² 15 U.S.C. 78a.

³ 17 CFR 240.19b-4.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The Exchange has filed the proposed rule change pursuant to Section 19(b)(3)(A)(iii) of the Act⁸ and Rule 19b-4(f)(6) thereunder.⁹ Because the foregoing proposed rule change does not:

(i) significantly affect the protection of investors or the public interest;

(ii) impose any significant burden on competition; and

(iii) become operative for 30 days from the date on which it was filed, or such shorter time as the Commission may designate, if consistent with the protection of investors and the public interest, it has become effective pursuant to Section 19(b)(3)(A) of the Act¹⁰ and Rule 19b-4(f)(6)¹¹ thereunder.

At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings under Section 19(b)(2)(B)¹² to determine whether the proposed rule change should be approved or disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's internet comment form (<https://www.sec.gov/rules/sro.shtml>); or
- Send an email to rule-comments@sec.gov. Please include file number SR-NYSENAT-2025-09 on the subject line.

Paper Comments

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE, Washington, DC 20549-1090.

All submissions should refer to file number SR-NYSENAT-2025-09. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's internet website (<https://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for website viewing and printing in the Commission's Public Reference Room, 100 F Street NE, Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. Do not include personal identifiable information in submissions; you should submit only information that you wish to make available publicly. We may redact in part or withhold entirely from publication submitted material that is obscene or subject to copyright protection. All submissions should refer to file number SR-NYSENAT-2025-09 and should be submitted on or before June 3, 2025.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.¹³

Sherry R. Haywood,

Assistant Secretary.

[FR Doc. 2025-08316 Filed 5-12-25; 8:45 am]

BILLING CODE 8011-01-P

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-102997; File No. SR-CboeBYX-2025-008]

Self-Regulatory Organizations; Cboe BYX Exchange, Inc.; Notice of Designation of a Longer Period for Commission Action on a Proposed Rule Change To Amend Exchange Rule 11.25(e) To Allow Users To Utilize the Exchange's Match Trade Prevention Functionality When Entering Periodic Auction Orders Onto the Exchange for Execution

May 7, 2025.

On March 14, 2025, Cboe BYX Exchange, Inc. ("Exchange") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")¹ and Rule 19b-4 thereunder,² a proposed rule change to amend Exchange Rule 11.25(e) to (1) allow Users to utilize the Exchange's Match Trade Prevention functionality when entering Periodic Auction Orders onto the Exchange for execution; (2) add new rule text describing how the System will handle Periodic Auction Orders entered with MTP instructions when a Periodic Auction is not in progress; (3) add new rule text describing how the System will handle Periodic Auction Orders entered with MTP instructions when a Periodic Auction is in progress; and (4) add new rule text describing how System will handle Periodic Auction Orders entered with both an MTP instruction and Minimum Quantity instruction, when a Periodic Auction is in progress. The proposed rule change was published for comment in the **Federal Register** on March 31, 2025.³

Section 19(b)(2) of the Act⁴ provides that within 45 days of the publication of notice of the filing of a proposed rule change, or within such longer period up to 90 days as the Commission may designate if it finds such longer period to be appropriate and publishes its reasons for so finding or as to which the self-regulatory organization consents, the Commission shall either approve the proposed rule change, disapprove the proposed rule change, or institute proceedings to determine whether the proposed rule change should be disapproved. The 45th day after publication of the notice for this proposed rule change is May 15, 2025.

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ See Securities Exchange Act Release No. 102727 (March 25, 2025), 90 FR 14304.

⁴ 15 U.S.C. 78s(b)(2).

⁸ 15 U.S.C. 78s(b)(3)(A)(iii).

⁹ 17 CFR 240.19b-4(f)(6).

¹⁰ 15 U.S.C. 78s(b)(3)(A).

¹¹ 17 CFR 240.19b-4(f)(6). In addition, Rule 19b-4(f)(6) requires a self-regulatory organization to give the Commission written notice of its intent to file the proposed rule change, along with a brief description and text of the proposed rule change, at least five business days prior to the date of filing of the proposed rule change, or such shorter time as designated by the Commission. The Exchange has satisfied this requirement.

¹² 15 U.S.C. 78s(b)(2)(B).

¹³ 17 CFR 200.30-3(a)(12), (59).

The Commission is extending this 45-day time period.

The Commission finds it appropriate to designate a longer period within which to take action on the proposed rule change so that it has sufficient time to consider the proposed rule change. Accordingly, the Commission, pursuant to Section 19(b)(2) of the Act,⁵ designates June 29, 2025, as the date by which the Commission shall either approve or disapprove, or institute proceedings to determine whether to disapprove, the proposed rule change (File No. SR-CboeBYX-2025-008).

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.⁶

Sherry R. Haywood,

Assistant Secretary.

[FR Doc. 2025-08315 Filed 5-12-25; 8:45 am]

BILLING CODE 8011-01-P

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-103000; File No. SR-NYSEARCA-2025-33]

Self-Regulatory Organizations; NYSE Arca, Inc.; Notice of Filing and Immediate Effectiveness of Proposed Rule Change for Conforming Rules 7.37-E and 7.45-E

May 7, 2025.

Pursuant to Section 19(b)(1)¹ of the Securities Exchange Act of 1934 (“Act”)² and Rule 19b-4 thereunder,³ notice is hereby given that, on April 25, 2025, NYSE Arca, Inc. (“NYSE Arca” or the “Exchange”) filed with the Securities and Exchange Commission (the “Commission”) the proposed rule change as described in Items I and II below, which Items have been prepared by the Exchange. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization’s Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes conforming changes to Rules 7.37-E and 7.45-E to reflect the name change of “NYSE Chicago, Inc.” to “NYSE Texas, Inc.” The proposed rule change is available on the Exchange’s website at www.nyse.com, at the principal office of the Exchange, and at the Commission’s Public Reference Room.

⁵ 15 U.S.C. 78s(b)(2).

⁶ 17 CFR 200.30-3(a)(31).

¹ 15 U.S.C. 78s(b)(1).

² 15 U.S.C. 78a.

³ 17 CFR 240.19b-4.

II. Self-Regulatory Organization’s Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

A. Self-Regulatory Organization’s Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change

1. Purpose

The Exchange proposes conforming changes to Rule 7.37-E (Order Execution and Routing) and Rule 7.45-E (Operation of Routing Broker) to reflect the name change of “NYSE Chicago, Inc.” to “NYSE Texas, Inc.”

Background and Proposed Rule Change

The Exchange’s affiliate NYSE Chicago, Inc. (“NYSE Chicago”) recently converted from a corporation organized under the laws of the state of Delaware to one organized under the laws of the state of Texas and changed its name to “NYSE Texas, Inc.”⁴ The Exchange accordingly proposes conforming changes to its rules to reflect its affiliate’s name change. Specifically, the Exchange proposes to replace one reference to “Chicago” in Rule 7.37-E(d) with “Texas.” Similarly, the Exchange proposes replacing three references to “Chicago” in Rule 7.45-E(c)(1) with “Texas” and three references to “Chicago” in Rule 7.45-E(c)(2) with “Texas.”

The proposed changes are conforming and non-substantive in nature.

2. Statutory Basis

The proposed rule change is consistent with Section 6(b) of the Act,⁵ in general, and furthers the objectives of Section 6(b)(1)⁶ in particular, in that it

⁴ See Securities Exchange Act Release No. 102507 (February 28, 2025), 90 FR 11445 (March 6, 2025) (SR-NYSECHX-2025-01) (Notice of Filing and Immediate Effectiveness of Proposed Rule Change To Repeal the Exchange’s Certificate of Incorporation; Adopt the Certificate of Formation of NYSE Texas, Inc.; Amend the Exchange’s By-Laws, Rules, and Certain Fee Schedules; and Amend the Certificate of Incorporation and By-Laws of the Exchange’s Holding Company To Reflect the Conversion of the Exchange to a Texas Corporation and the Renaming of NYSE Chicago Holdings, Inc.).

⁵ 15 U.S.C. 78f(b).

⁶ 15 U.S.C. 78f(b)(1).

enables the Exchange to be so organized as to have the capacity to be able to carry out the purposes of the Act and to comply, and to enforce compliance by its exchange members and persons associated with its exchange members, with the provisions of the Act, the rules and regulations thereunder, and the rules of the Exchange. The Exchange also believes that the proposed rule change is consistent with Section 6(b)(5)⁷ of the Act in that it is designed to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in facilitating transactions in securities, to remove impediments to and perfect the mechanism of a free and open market and a national market system and, in general, to protect investors and the public interest.

The proposed non-substantive changes would enable the Exchange to continue to be so organized as to have the capacity to carry out the purposes of the Act and comply and enforce compliance with the provisions of the Act by its members and persons associated with its members, because ensuring that the Exchange’s rules accurately reflects the correct name of the Exchange’s affiliate would contribute to the orderly operation of the Exchange by adding clarity and transparency. In addition, the proposed amendments would reduce potential investor and market participant confusion and therefore remove impediments to and perfect the mechanism of a free and open market and a national market system by ensuring that investors and market participants can more easily navigate, understand and comply with the Exchange’s rules. The Exchange also believes that the proposed amendments remove impediments to and perfects the mechanism of a free and open market by ensuring that persons subject to the Exchange’s jurisdiction, regulators, and the investing public can more easily navigate and understand the Exchange’s rules. The proposed amendments would not be inconsistent with the public interest and the protection of investors because investors will not be harmed and in fact would benefit from the increased transparency and clarity, thereby reducing potential confusion.

B. Self-Regulatory Organization’s Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act. The

⁷ 15 U.S.C. 78f(b)(5).

proposed rule change is not intended to address competitive issues but rather is concerned solely with updating the Exchange's rules to reflect its affiliate's name change.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

No written comments were solicited or received with respect to the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The Exchange has filed the proposed rule change pursuant to Section 19(b)(3)(A)(iii) of the Act⁸ and Rule 19b-4(f)(6) thereunder.⁹ Because the foregoing proposed rule change does not:

- (i) significantly affect the protection of investors or the public interest;
- (ii) impose any significant burden on competition; and
- (iii) become operative for 30 days from the date on which it was filed, or such shorter time as the Commission may designate, if consistent with the protection of investors and the public interest, it has become effective pursuant to Section 19(b)(3)(A) of the Act¹⁰ and Rule 19b-4(f)(6)¹¹ thereunder.

At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings under Section 19(b)(2)(B)¹² to determine whether the proposed rule change should be approved or disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule

change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's internet comment form (<https://www.sec.gov/rules/sro.shtml>); or
- Send an email to rule-comments@sec.gov. Please include file number SR-NYSEARCA-2025-33 on the subject line.

Paper Comments

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE, Washington, DC 20549-1090.

All submissions should refer to file number SR-NYSEARCA-2025-33. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's internet website (<https://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for website viewing and printing in the Commission's Public Reference Room, 100 F Street NE, Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. Do not include personal identifiable information in submissions; you should submit only information that you wish to make available publicly. We may redact in part or withhold entirely from publication submitted material that is obscene or subject to copyright protection. All submissions should refer to file number SR-NYSEARCA-2025-33 and should be submitted on or before June 3, 2025.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.¹³

Sherry R. Haywood,
Assistant Secretary.

[FR Doc. 2025-08314 Filed 5-12-25; 8:45 am]

BILLING CODE 8011-01-P

SELECTIVE SERVICE SYSTEM

Forms Submitted to the Office of Management and Budget for Clearance

AGENCY: Selective Service System.

ACTION: Notice.

The following form has been submitted to the Office of Management and Budget (OMB) for clearance in compliance with the Paperwork Reduction Act (44 U.S.C. chapter 35):

SSS Form 1E

Title: Selective Service System Electronic Registration Form.

Purpose: Used to register males and establish a database for use in identifying manpower to the military services during a national emergency. Selective Service System provides an electronic method of registration via its Government website (www.sss.gov).

Respondents: All 18-year-old males who are United States citizens and those male immigrants residing in the United States at the time of their 18th birthday.

Frequency: Registration with the Selective Service System is a one-time occurrence.

Burden: A burden of two minutes or less on the individual respondent.

Change: None.

Copies of the above-identified form can be obtained upon written request to the Selective Service System, Public & Intergovernmental Affairs Directorate, 1501 Wilson Boulevard, Arlington, Virginia 22209.

Written comments and recommendations for the proposed extension of clearance of the form should be sent within 30 days of the publication of this notice to: Daniel A. Lauretano, Sr., General Counsel/Federal Register Liaison, Selective Service System, 1501 Wilson Boulevard, Arlington, Virginia 22209.

A copy of the comments should be sent to the Office of Information and Regulatory Affairs, Attention: Desk Officer, Selective Service System, Office of Management and Budget, New Executive Office Building, Room 3235, Washington, DC 20503.

Daniel A. Lauretano, Sr.,
General Counsel/Federal Register Liaison.

[FR Doc. 2025-08356 Filed 5-12-25; 8:45 am]

BILLING CODE 8015-01-P

⁸ 15 U.S.C. 78s(b)(3)(A)(iii).

⁹ 17 CFR 240.19b-4(f)(6).

¹⁰ 15 U.S.C. 78s(b)(3)(A).

¹¹ 17 CFR 240.19b-4(f)(6). In addition, Rule 19b-4(f)(6) requires a self-regulatory organization to give the Commission written notice of its intent to file the proposed rule change, along with a brief description and text of the proposed rule change, at least five business days prior to the date of filing of the proposed rule change, or such shorter time as designated by the Commission. The Exchange has satisfied this requirement

¹² 15 U.S.C. 78s(b)(2)(B).

¹³ 17 CFR 200.30-3(a)(12), (59).

DEPARTMENT OF STATE**[Public Notice: 12727]****Notice of Determinations; Culturally Significant Objects Being Imported for Exhibition—Determinations: “Renaissance to Runway” Exhibition**

SUMMARY: Notice is hereby given of the following determinations: I hereby determine that certain objects being imported from abroad pursuant to agreements with their foreign owners or custodians for temporary display in the exhibition “Renaissance to Runway” at The Cleveland Museum of Art, Cleveland, Ohio, and at possible additional exhibitions or venues yet to be determined, are of cultural significance, and, further, that their temporary exhibition or display within the United States as aforementioned is in the national interest. I have ordered that Public Notice of these determinations be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Reed Liriano, Program Coordinator, Office of the Legal Adviser, U.S. Department of State (telephone: 202–632–6471; email: section2459@state.gov). The mailing address is U.S. Department of State, L/PPD, 2200 C Street, NW (SA–5), Suite 5H03, Washington, DC 20522–0505.

SUPPLEMENTARY INFORMATION: The foregoing determinations were made pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, Delegation of Authority No. 236–3 of August 28, 2000, and Delegation of Authority No. 574 of March 4, 2025.

Mary C. Miner,

Managing Director for Professional and Cultural Exchanges, Bureau of Educational and Cultural Affairs, Department of State.

[FR Doc. 2025–08390 Filed 5–12–25; 8:45 am]

BILLING CODE 4710–05–P

STATE JUSTICE INSTITUTE**State Justice Institute Board of Directors Meeting, Notice**

AGENCY: State Justice Institute (SJI).

ACTION: Notice of meeting.

SUMMARY: The purpose of this meeting is to consider grant applications for the 3rd quarter of fiscal year (FY) 2025, and other business.

DATES: The SJI Board of Directors will be meeting on Monday, June 2, 2025 at 1 p.m. ET.

ADDRESSES: Maryland Judicial Center, 187 Harry S. Truman Parkway, Annapolis, MD.

FOR FURTHER INFORMATION CONTACT:

Jonathan Mattiello, Executive Director, State Justice Institute, 12700 Fair Lakes Circle, Suite 340, Fairfax, VA 22033, 703–660–4979, contact@sjj.gov.

(Authority: 42 U.S.C. 10702(f))

Jonathan D. Mattiello,

Executive Director.

[FR Doc. 2025–08343 Filed 5–12–25; 8:45 am]

BILLING CODE 6820–SC–P

DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration****Notice of Final Action of Waiver With Respect to Land; DeWitt Field, Old Town Municipal Airport, Old Town, ME**

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

ACTION: Notice.

SUMMARY: The FAA is providing notice of a release of Federal obligations for three land parcels at DeWitt Field, Old Town Municipal Airport, Old Town, Maine.

FOR FURTHER INFORMATION CONTACT:

Luke Garrison, Director, Federal Aviation Administration New England Region Airports Division, 1200 District Avenue, Burlington, Massachusetts, 01803. Telephone: 781–238–7600.

SUPPLEMENTARY INFORMATION: The City of Old Town, Maine, Airport Sponsor of DeWitt Field, Old Town Municipal Airport has requested a release of all FAA obligations for 5.5 acres of property that were previously owned by the airport. The subject parcels identified as portions of parcel 1 on the Airport’s Exhibit A, were sold by the City of Old Town and disposed of without FAA authorization in 2019.

Parcel 1 was conveyed to the airport sponsor by the United States Government on June 5, 1941, through an AP–4 agreement.

This release does not constitute a commitment by the FAA to financially assist in the disposal of the subject airport properties nor a determination of eligibility for grant-in-aid funding from the FAA.

Authority: 49 U.S.C. 47107(h)(2).

Issued in Burlington, Massachusetts on May 8, 2025.

Julie Seltsam-Wilps,

Deputy Director, ANE–600.

[FR Doc. 2025–08367 Filed 5–12–25; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration**

[Docket No.: FAA–2025–0378; Summary Notice No. 2025–30]

Petition for Exemption; Summary of Petition Received; Advanced Air Mobility

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

ACTION: Notice.

SUMMARY: This notice contains a summary of a petition seeking relief from specified requirements of Federal Aviation Regulations. The purpose of this notice is to improve the public’s awareness of, and participation in, the FAA’s exemption process. Neither publication of this notice nor the inclusion nor omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

DATES: Comments on this petition must identify the petition docket number and must be received on or before June 2, 2025.

ADDRESSES: Send comments identified by docket number FAA–2025–0378 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <https://www.regulations.gov> and follow the online instructions for sending your comments electronically.

- *Mail:* Send comments to Docket Operations, M–30; U.S. Department of Transportation, 1200 New Jersey Avenue SE, Room W12–140, West Building Ground Floor, Washington, DC 20590–0001.

- *Hand Delivery or Courier:* Take comments to Docket Operations in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590–0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- *Fax:* Fax comments to Docket Operations at (202) 493–2251.

Privacy: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to

<https://www.regulations.gov>, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <https://www.dot.gov/privacy>.

Docket: Background documents or comments received may be read at <https://www.regulations.gov> at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590-0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Kara White 202-267-3793, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC.

Dan A. Ngo,

Manager, Part 11 Petitions Branch, Office of Rulemaking.

Petition for Exemption

Docket No.: FAA-2025-0378.

Petitioner: Advanced Air Mobility Institute.

Section(s) of 14 CFR Affected: §§ 91.151(a)(1) and 91.151(b).

Description of Relief Sought: Advanced Air Mobility Institute is seeking relief from 91.151(a)(1) and 91.151(b) to allow competitors in the AAMI Pulitzer Electric Aircraft Race (Pulitzer Race) flying electric propulsion aircraft to be permitted to carry an equivalent energy reserve less than the currently required fuel requirement for visual flight rules while participating in the Pulitzer Electric Aircraft Race events.

[FR Doc. 2025-08359 Filed 5-12-25; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[Docket No.: FAA-2021-0649; Summary Notice No. 2025-31]

Petition for Exemption; Summary of Petition Received; Pyka Inc.

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

ACTION: Notice.

SUMMARY: This notice contains a summary of a petition seeking relief from specified requirements of Federal Aviation Regulations. The purpose of

this notice is to improve the public's awareness of, and participation in, the FAA's exemption process. Neither publication of this notice nor the inclusion nor omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

DATES: Comments on this petition must identify the petition docket number and must be received on or before June 2, 2025.

ADDRESSES: Send comments identified by docket number [FAA-2021-0649] using any of the following methods:

- **Federal eRulemaking Portal:** Go to <https://www.regulations.gov> and follow the online instructions for sending your comments electronically.
- **Mail:** Send comments to Docket Operations, M-30; U.S. Department of Transportation, 1200 New Jersey Avenue SE, Room W12-140, West Building Ground Floor, Washington, DC 20590-0001.
- **Hand Delivery or Courier:** Take comments to Docket Operations in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590-0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

• **Fax:** Fax comments to Docket Operations at (202) 493-2251.

Privacy: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <https://www.regulations.gov>, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <https://www.dot.gov/privacy>.

Docket: Background documents or comments received may be read at <https://www.regulations.gov> at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590-0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Jake Troutman, (202) 267-2928, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC.

Dan A. Ngo,

Manager, Part 11 Petitions Branch, Office of Rulemaking.

Petition For Exemption

Docket No.: FAA-2021-0649.

Petitioner: Pyka Inc.

Section(s) of 14 CFR Affected: §§ 61.3(a)(1)(i), 61.3(c)(1), 61.23(a)(2), 91.7(a), 91.119(c), 91.121, 91.151(a), 91.403(b), 91.405(a), 91.407(a)(1), 91.409(a)(1), 91.409(a)(2), 91.417(a), 91.417(b), 137.19(c), 137.19(d), 137.31(a), 137.31(b), 137.33(a), 137.33(b), 137.41(c), 137.42.

Description of Relief Sought: Pyka Inc. (Pyka) seeks to amend Exemption No. 20445A granting operations with the Pyka Pelican (Pelican) unmanned aircraft system (UAS) for agricultural spraying operations beyond visual line of sight (BVLOS) of the pilot-in-command (PIC) when a visual observer (VO) in continuous direct communication with the PIC is used to maintain VLOS of the unmanned aircraft (UA) and monitor the airspace around the UA for any non-participating aircraft or potential collision hazards, and closer than 500 feet to, but not directly over, non-participating persons, vehicles, and structures upon demonstrating an acceptable number of successful flight hours with the Pelican UAS.

[FR Doc. 2025-08358 Filed 5-12-25; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[Docket No.: FAA-2024-2527; Summary Notice No. 2025-20]

Petition for Exemption; Summary of Petition Received; Michael Gray; Correction

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

ACTION: Notice; correction.

SUMMARY: This notice contains a corrected summary of a petition seeking relief from specified requirements of Federal Aviation Regulations. The purpose of this notice is to improve the public's awareness of, and participation in, this aspect of the FAA's regulatory activities. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

DATES: Comments on this petition must identify the petition docket number and

must be received on or before June 2, 2025.

ADDRESSES: Send comments identified by docket number FAA–2024–2466 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <https://www.regulations.gov> and follow the online instructions for sending your comments electronically.

- *Mail:* Send comments to Docket Operations, M–30; U.S. Department of Transportation, 1200 New Jersey Avenue SE, Room W12–140, West Building Ground Floor, Washington, DC 20590–0001.

- *Hand Delivery or Courier:* Take comments to Docket Operations in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590–0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- *Fax:* Fax comments to Docket Operations at (202) 493–2251.

Privacy: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <https://www.regulations.gov>, as described in the system of records notice (DOT/ALL–14 FDMS), which can be reviewed at <https://www.dot.gov/privacy>.

Docket: Background documents or comments received may be read at <https://www.regulations.gov> at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590–0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Kara White, (202) 267–3793, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591.

SUPPLEMENTARY INFORMATION: This is a corrected summary of this petition that was published on April 16, 2025 at 90 FR 16057.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC.

Dan Ngo,

Manager, Part 11 Petitions Branch Office of Rulemaking.

Petition for Exemption

Docket No.: FAA–2024–2527.

Petitioner: Michael Gray.

Section(s) of 14 CFR Affected: § 61.160(b).

Description of Relief Sought: Michael Gray is petitioning for relief from 14 CFR 61.160(b) to allow him to use his prior training and education experience to obtain the Restricted Air Transport Pilot certificate with a minimum of 1,000 hours of total time as a pilot. Mr. Gray is basing his request on his educational studies in the field of aviation as well as his vast experience and training working for a 14 CFR part 121 Air Carrier as an aircraft mechanic.

[FR Doc. 2025–08360 Filed 5–12–25; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[Docket No.: FAA–2022–0841; Summary Notice No. 2025–29]

Petition for Exemption; Summary of Petition Received; The Marvin Companies

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

ACTION: Notice.

SUMMARY: This notice contains a summary of a petition seeking relief from specified requirements of Federal Aviation Regulations. The purpose of this notice is to improve the public’s awareness of, and participation in, the FAA’s exemption process. Neither publication of this notice nor the inclusion nor omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

DATES: Comments on this petition must identify the petition docket number and must be received on or before June 2, 2025.

ADDRESSES: Send comments identified by docket number FAA–2022–0841 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <https://www.regulations.gov> and follow the online instructions for sending your comments electronically.

- *Mail:* Send comments to Docket Operations, M–30; U.S. Department of Transportation, 1200 New Jersey Avenue SE, Room W12–140, West Building Ground Floor, Washington, DC 20590–0001.

- *Hand Delivery or Courier:* Take comments to Docket Operations in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590–0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- *Fax:* Fax comments to Docket Operations at (202) 493–2251.

Privacy: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <https://www.regulations.gov>, as described in the system of records notice (DOT/ALL–14 FDMS), which can be reviewed at <https://www.dot.gov/privacy>.

Docket: Background documents or comments received may be read at <https://www.regulations.gov> at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC 20590–0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Nia Daniels, (202) 267–7626, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC.

Dan A. Ngo,

Manager, Part 11 Petitions Branch, Office of Rulemaking.

Petition For Exemption

Docket No.: FAA–2022–0841.

Petitioner: The Marvin Companies.

Section of 14 CFR Affected: § 61.57(b).

Description of Relief Sought: The Marvin Companies Aviation Department (Marvin) is petitioning for an exemption from § 61.57(b) of Title 14, Code of Federal Regulations (14 CFR) to the extent necessary to allow Marvin to operate its BE–1900D aircraft with a two-pilot flight crew and while the pilot in command does not meet the night takeoff and landing experience requirements within the last 90 days to act as pilot in command with passengers onboard.

[FR Doc. 2025–08376 Filed 5–12–25; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

[Docket No. 0005]

Agency Information Collection Activities: Notice of Request for Renewal of Currently Approved Information Collection

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of request for comments for renewal of currently approved information collection.

SUMMARY: The FHWA invites public comments about our intention to request the Office of Management and Budget's (OMB) approval to submit one information collection, which is summarized below under

SUPPLEMENTARY INFORMATION. We are required to publish this notice in the **Federal Register** by the Paperwork Reduction Act of 1995.

DATES: Please submit comments by July 14, 2025.

ADDRESSES: You may submit comments identified by Docket ID 0005 by any of the following methods:

Website: For access to the docket to read background documents or comments received go to the Federal eRulemaking Portal: Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

Fax: 1-202-493-2251.

Mail: Docket Management Facility, U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE, Washington, DC 20590-0001.

Hand Delivery or Courier: U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE, Washington, DC 20590, between 9 a.m. and 5 p.m. ET, Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Thy H. Nguyen, (202) 875-0520, Department of Transportation, Office of the Assistant Secretary for Research and Technology (OST-R), 1200 New Jersey Avenue SE, Washington, DC 20590. Office hours are from 7 a.m. to 4:30 p.m., Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION:

Title: Strengthening Mobility and Revolutionizing Transportation (SMART) Grant Program.

OMB Control Number: 2125-0667.

Summary: The Bipartisan Infrastructure Law (BIL, also known as the Infrastructure Investment and Jobs Act), enacted on November 15, 2021 provides for significant investments in America's transportation infrastructure. A key program of the legislation is the Strengthening and Revolutionizing Transportation (SMART) Grant Program (\$100 million per year), under which "the Secretary shall provide grants to eligible entities to conduct demonstration projects focused on advanced smart city or community technologies and systems in a variety of communities to improve transportation

efficiency and safety" (BIL § 25005; 23 U.S.C. 502(b)). More specifically, SMART Grants may be used to carry out a project that demonstrates at least one of the following:

- Coordinated Automation
- Connected Vehicles
- Systems Integration
- Commerce Delivery and Logistics
- Leveraging Use of Innovative Aviation Technology
- Smart Grid
- Smart Technology Traffic Signals

U.S. DOT anticipates that this notice and any subsequent notice for this SMART grant program will be to applications for Stage Two Strengthening Mobility and Revolutionizing Transportation (SMART) grants. Stage Two SMART Grants are to be awarded on a competitive basis to existing Stage One SMART grant recipients in order to implement the plans and prototypes previously developed in Stage One that will advance smart city or community technologies and systems to improve transportation efficiency and safety.

Only recipients of SMART Stage One Planning and Prototyping Grants, or eligible entities designated by Stage One SMART recipients, awarded under previous SMART Stage One NOFOs, may apply for Stage Two Implementation Grant NOFOs.

For this competitive grant program, the Office of the Secretary will issue a Notice of Funding Opportunity (NOFO) that describes the requirements of the SMART Grant program, including the criteria that will be used to evaluate applications. The NOFO will provide a description of the application requirements. All eligible entities must submit a completed application in order to be considered for a grant award.

The applicants who are selected for a grant (*i.e.*, the grantees) will have additional reporting requirements associated with their SMART grant, outlined below.

• *Annual Implementation Reports.*

These annual reports document project progress in meeting its goals.

The first report is submitted not later than 2 years after the date on which the SMART grant is received and annually thereafter until the date on which the SMART grant is expended.

○ The Final Implementation Report will demonstrate how the deployment and operational costs of the project compared to the benefits and savings; the means by which each project has met its original expectation, including data findings on the impacts of the project (*e.g.*, safety, mobility, access, system efficiency, etc.) and lessons learned.

• *Evaluation Plan.* The evaluation plan describes how the project will be evaluated, including the anticipated impacts of the project (*e.g.*, goals), the methods that will be used to measure those impacts, and the performance measures.

• *Data Management Plan.* The data management plan provides more detailed information on the types of data being collected by the grantee and how that data will be managed and stored (*e.g.*, how privacy is protected, the entities that have access to the data, etc.).

• *Quarterly Progress Reports.* The Quarterly progress reports provide status updates, including activities accomplished during the quarter, financial and schedule reporting, and anticipated activities for the next quarter (among other updates, such as any project challenges).

Respondents: Only recipients of SMART Stage One Planning and Prototyping Grants, or eligible entities designated by Stage One SMART recipients, awarded under previous SMART Stage One NOFOs, may apply for Stage Two Implementation Grant NOFOs.

Eligible entities that may apply for the grant if they have previously been awarded a Stage One Grant include: (A) a State; (B) a political subdivision of a State; (C) a Tribal government; (D) a public transit agency or authority; (E) a public toll authority; (F) a metropolitan planning organization; and (G) a group of 2 or more eligible entities (A through F) applying through a single lead applicant.

We anticipate up to 100 applicants per Stage 1 NOFO, and approximately 30 will be awarded.

We anticipate up to 80 applicants per Stage 2 NOFO, and approximately 12 will be awarded.

Estimated Average Burden per Response: The estimated reporting burden per response is 100 hours for each entity that submits an application. For the subset of applicants who are selected to receive a grant, they have an additional estimated 79 hours of average annual burden associated with the grant award.

Estimated Total Annual Burden: The estimated total annual burden is up to 12033 hours, which consists of 5333 hours for 80 Stage 1 applications, and 6700 hours for 100 Stage 2 applications. The subset of applicants who receive an award, approximately 30 Stage 1 and 12 Stage 2 per year, will have an additional total average annual burden of 3967.5 hours and 1,587 hours, respectively.

Public Comments Invited

You are asked to comment on any aspect of these information collections, including: (1) Whether the proposed collections are necessary for the OST's performance; (2) the accuracy of the estimated burdens; (3) ways for the OST to enhance the quality, usefulness, and clarity of the collected information; and (4) ways that the burdens could be minimized, including use of electronic technology, without reducing the quality of the collected information. The agency will summarize and/or include your comments in the request for OMB's clearance of these information collections.

Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. Ch. 35, as amended; and 49 CFR 1.48.

Issued on: May 7, 2025.

Jazmyne Lewis,

Information Collection Officer.

[FR Doc. 2025-08333 Filed 5-12-25; 8:45 am]

BILLING CODE P

DEPARTMENT OF TRANSPORTATION**Federal Railroad Administration**

[Docket Number FRA-2025-0035]

Notice of Petition for Waiver of Compliance

AGENCY: Federal Railroad Administration (FRA), Department of Transportation (DOT).

ACTION: Notice.

SUMMARY: This document provides the public notice that New Hope and Ivyland Railroad (NHRR) petitioned FRA for relief from certain regulations concerning steam locomotive inspections.

DATES: FRA must receive comments on the petition by June 12, 2025. FRA will consider comments received after that date to the extent practicable.

ADDRESSES:

Comments: Comments related to this docket may be submitted by going to <https://www.regulations.gov> and following the online instructions for submitting comments.

Instructions: All submissions must include the agency name and docket number. All comments received will be posted without change to <https://www.regulations.gov>; this includes any personal information. Please see the Privacy Act heading in the **SUPPLEMENTARY INFORMATION** section of this document for Privacy Act information related to any submitted comments or materials.

Docket: For access to the docket to read background documents or comments received, go to <https://www.regulations.gov> and follow the online instructions for accessing the docket.

FOR FURTHER INFORMATION CONTACT:

Michael Barron, Railroad Safety Specialist, FRA Motive Power & Equipment Division, telephone: 202-366-7117, email: michael.barron@dot.gov.

SUPPLEMENTARY INFORMATION: Under part 211 of title 49 Code of Federal Regulations (CFR), this document provides the public notice that by letter received March 3, 2025, NHRR petitioned FRA for a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR part 230 (Steam Locomotive Inspection and Maintenance Standards). FRA assigned the petition Docket Number FRA-2025-0035.

Specifically, NHRR seeks relief from § 230.17(a), *One thousand four hundred seventy-two (1,472) service day inspection*, which requires a steam locomotive's "entire boiler" to be inspected after 1,472 service days or 15 years, whichever is earlier. NHRR, a tourist railroad, seeks to extend for twenty calendar days the deadline for its 15-year inspection, from December 7, 2026, to December 27, 2026, which would allow locomotive NHRR 40 to operate Santa Trains through the end of the 2026 holiday season. In its petition, NHRR explains that the twenty-day extension is a "period critical to [NHRR's] financial stability" and that the absence of NHRR 40 would be "detrimental to [its] operations." The requested deadline extension, which would include 18 planned service days, would enable NHRR to fund the expense of the 15-year inspection, which would be completed after December 27, 2026, and before the next planned operation in 2027.

A copy of the petition, as well as any written communications concerning the petition, is available for review online at www.regulations.gov.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment and a public hearing, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

Communications received by June 12, 2025 will be considered by FRA before final action is taken. Comments received after that date will be considered if practicable.

Privacy Act

Anyone can search the electronic form of any written communications and comments received into any of FRA's dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). Under 5 U.S.C. 553(c), DOT solicits comments from the public to inform its processes. DOT posts these comments, without edit, including any personal information the commenter provides, to www.regulations.gov, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <https://www.transportation.gov/privacy>. See also <https://www.regulations.gov/privacy-notice> for the privacy notice of [regulations.gov](https://www.regulations.gov).

Issued in Washington, DC.

John Karl Alexy,

Associate Administrator for Railroad Safety, Chief Safety Officer.

[FR Doc. 2025-08400 Filed 5-12-25; 8:45 am]

BILLING CODE 4910-06-P

DEPARTMENT OF TRANSPORTATION**Federal Railroad Administration**

[Docket Number FRA-2014-0085]

Notice of Petition for Extension of Waiver of Compliance

AGENCY: Federal Railroad Administration (FRA), Department of Transportation (DOT).

ACTION: Notice.

SUMMARY: This document provides the public notice that the Association of American Railroads (AAR) petitioned FRA to extend relief from certain signal regulations.

DATES: FRA must receive comments on the petition by June 12, 2025. FRA will consider comments received after that date to the extent practicable.

ADDRESSES:

Comments: Comments related to this docket may be submitted by going to <https://www.regulations.gov> and following the online instructions for submitting comments.

Instructions: All submissions must include the agency name and docket number. All comments received will be posted without change to <https://www.regulations.gov>; this includes any

personal information. Please see the Privacy Act heading in the **SUPPLEMENTARY INFORMATION** section of this document for Privacy Act information related to any submitted comments or materials.

Docket: For access to the docket to read background documents or comments received, go to <https://www.regulations.gov> and follow the online instructions for accessing the docket.

FOR FURTHER INFORMATION CONTACT: Scott Johnson, Railroad Safety Specialist, FRA Signal, Train Control, and Crossings Division, telephone: 406-210-3608, email: scott.j.johnson@dot.gov.

SUPPLEMENTARY INFORMATION: Under part 211 of title 49 Code of Federal Regulations (CFR), this document provides the public notice that by letter received March 3, 2025, AAR, on behalf of its members, petitioned FRA for an extension of a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR part 236 (Rules, Standards, and Instructions Governing the Installation, Inspection, Maintenance, and Repair of Signal and Train Control Systems, Devices, and Appliances). FRA assigned the petition Docket Number FRA-2014-0085.

Specifically, AAR seeks an extension of relief from §§ 236.586(a), *Daily or after trip test*, and 236.588, *Periodic test*, to waive the requirement to perform after trip tests and to increase the time between periodic tests from not more than 92 days to not more than 184 days. In its petition, AAR explains that the waiver has allowed its members to perform signal inspections per § 236.588 in conjunction with the locomotive inspections required by § 229.23(b), *Periodic inspection: general*, which increases operational efficiency, while not having “had any corresponding negative impact on railroad safety.”

A copy of the petition, as well as any written communications concerning the petition, is available for review online at www.regulations.gov.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment and a public hearing, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

Communications received by June 12, 2025 will be considered by FRA before final action is taken. Comments received after that date will be considered if practicable.

Privacy Act

Anyone can search the electronic form of any written communications and comments received into any of FRA’s dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). Under 5 U.S.C. 553(c), DOT solicits comments from the public to inform its processes. DOT posts these comments, without edit, including any personal information the commenter provides, to www.regulations.gov, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <https://www.transportation.gov/privacy>. See also <https://www.regulations.gov/privacy-notice> for the privacy notice of www.regulations.gov.

Issued in Washington, DC.

John Karl Alexy,

Associate Administrator for Railroad Safety,
Chief Safety Officer.

[FR Doc. 2025-08398 Filed 5-12-25; 8:45 am]

BILLING CODE 4910-06-P

DEPARTMENT OF TRANSPORTATION

Maritime Administration

[Docket No. MARAD-2025-0070]

Request for Comments on the Renewal of a Previously Approved Collection: Application for Participation in the Maritime Security Program

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Notice.

SUMMARY: The Maritime Administration (MARAD) invites public comments on our intention to request approval from the Office of Management and Budget (OMB) to renew an information collection in accordance with the Paperwork Reduction Act of 1995. The proposed collection, OMB 2133-0525 (Application for Participation in the Maritime Security Program) is being revised to align with current statutory authorities and industry practices. Proposed changes include instructions for electronic submission of applications, updates to statutory citations, removal of commercial references that are no longer relevant to the Maritime Security Program (such as capacity of LASH vessels), and changes to certain collected information that

better reflects current maritime business practice. We are required to publish this notice in the **Federal Register** to obtain comments from the public and affected agencies.

DATES: Comments must be submitted on or before July 14, 2025.

ADDRESSES: You may submit comments identified by Docket No. MARAD-2025-0070 through one of the following methods:

- *Federal eRulemaking Portal:* www.regulations.gov. Search using the above DOT docket number and follow the online instructions for submitting comments.

- *Mail or Hand Delivery:* Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE, West Building, Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except on Federal holidays.

Instructions: All submissions must include the agency name and docket number for this rulemaking.

Note: All comments received will be posted without change to www.regulations.gov including any personal information provided.

Comments are invited on: (a) whether the proposed collection of information is reasonable for the Department’s performance; (b) the accuracy of the estimated burden; (c) ways for the Department to enhance the quality, utility, and clarity of the information collection; and (d) ways that the burden could be lessened without reducing the quality of the collected information. The agency will summarize and/or include your comments in the request for OMB’s clearance of this information collection.

FOR FURTHER INFORMATION CONTACT: Richard Wanerman, 202-366-2306, Office of Sealift Support, Room W25-317, Mail Stop 1, Maritime Administration, U.S. Department of Transportation, 1200 New Jersey Avenue SE, Washington, DC 20590, Email: Richard.Wanerman@dot.gov.

SUPPLEMENTARY INFORMATION:

Title: Application for Participation in the Maritime Security Program.

OMB Control Number: 2133-0525.

Type of Request: Revision of a previously approved collection.

Abstract: 46 U.S.C. 53101-11 provides for the enrollment of qualified vessels into the Maritime Security Fleet. Applications and amendments are used to select vessels for the Fleet.

Respondents: Operators of oceangoing U.S.-registered commercial vessels.

Affected Public: Business or other for-profit.

Estimated Number of Respondents: 15.

Estimated Number of Responses: 212.
Estimated Hours per Response: 1–6 hours.

Annual Estimated Total Annual Burden Hours: 308.

Frequency of Response: Monthly/Annually.

(Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended; and 49 CFR 1.49.)

By Order of the Maritime Administration.

T. Mitchell Hudson, Jr.,

Secretary, Maritime Administration.

[FR Doc. 2025–08313 Filed 5–12–25; 8:45 am]

BILLING CODE 4910–81–P

DEPARTMENT OF TRANSPORTATION

Maritime Administration

[Docket No. MARAD–2025–0071]

Request for Comments on the Renewal of a Previously Approved Information Collection: Quarterly Readiness of Strategic Seaport Facilities Reporting

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Notice.

SUMMARY: The Maritime Administration (MARAD) invites public comments on our intention to request approval from the Office of Management and Budget (OMB) to renew an information collection in accordance with the Paperwork Reduction Act of 1995. The proposed collection OMB 2133–0548 (Quarterly Readiness of Strategic Seaport Facilities Reporting) is used by both Maritime Administration (MARAD) and Department of Defense (DoD) personnel to evaluate Strategic Commercial Seaport readiness to support military deployment and national emergencies. There are no changes since the last renewal. We are required to publish this notice in the **Federal Register** to obtain comments from the public and affected agencies.

DATES: Comments must be submitted on or before July 14, 2025.

ADDRESSES: You may submit comments identified by Docket No. MARAD–2025–0071 through one of the following methods:

- *Federal eRulemaking Portal:* www.regulations.gov. Search using the above DOT docket number and follow the online instructions for submitting comments.

- *Mail or Hand Delivery:* Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE, West Building, Room W12–140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except on Federal holidays.

Instructions: All submissions must include the agency name and docket number for this rulemaking.

All comments received will be posted without change to www.regulations.gov including any personal information provided.

Comments are invited on: (a) whether the proposed collection of information is reasonable for the Department's performance; (b) the accuracy of the estimated burden; (c) ways for the Department to enhance the quality, utility, and clarity of the information collection; and (d) ways that the burden could be lessened without reducing the quality of the collected information. The agency will summarize and/or include your comments in the request for OMB's clearance of this information collection.

FOR FURTHER INFORMATION CONTACT:

Matthew Butram, 202–366–1976, Office of Sealift Support, Room W25–218, Mail Stop 1, Maritime Administration, U.S. Department of Transportation, 1200 New Jersey Ave SE, Washington, DC 20590, Email: matthew.butram@dot.gov.

SUPPLEMENTARY INFORMATION:

Title: Quarterly Readiness of Strategic Seaport Facilities Reporting.

OMB Control Number: 2133–0548.

Type of Request: Extension without change of a currently approved collection.

Abstract: This collection of information supports MARAD's emergency planning and preparedness actions related to Commercial Strategic Seaport readiness pursuant to E.O. 12656 and 49 CFR 1.81. In this regard, MARAD issues a Port Readiness Plan (PRP) to designated Strategic Commercial Seaports that identify specific facilities that DoD may need to support the deployment of United States Armed Forces, as well as national emergencies, or national defense needs. This collection of information on a quarterly basis is necessary to validate all PRP-identified facilities to DoD within the PRP-defined timeline.

Respondents: Commercial Strategic Seaports that were designated by the Commander of Military Surface Deployment and Distribution Command (SDDC) and were issued a PRP by MARAD.

Affected Public: Designated Commercial Strategic Seaports that have been issued a PRP.

Estimated Number of Respondents: 17.

Estimated Number of Responses: 68.

Estimated Hours per Response: 1.

Annual Estimated Total Annual Burden Hours: 68.

Frequency of Response: Quarterly.

(Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. chapter 35, as amended; and 49 CFR 1.49.)

By Order of the Maritime Administration.

T. Mitchell Hudson, Jr.,

Secretary, Maritime Administration.

[FR Doc. 2025–08312 Filed 5–12–25; 8:45 am]

BILLING CODE 4910–81–P

DEPARTMENT OF THE TREASURY

Alcohol and Tobacco Tax and Trade Bureau

[Docket No. TTB–2025–0004]

Proposed Information Collections; Comment Request (No. 95)

AGENCY: Alcohol and Tobacco Tax and Trade Bureau (TTB); Treasury.

ACTION: Notice and request for comments.

SUMMARY: As part of our continuing effort to reduce paperwork and respondent burden, and as required by the Paperwork Reduction Act of 1995, we invite comments on the continuing or proposed information collections listed below in this document.

DATES: We must receive your written comments on or before July 14, 2025.

ADDRESSES: You may send comments on the information collections described in this document using one of these two methods:

- *Internet*—To submit comments electronically, use the comment form for this document posted on the “*Regulations.gov*” e-rulemaking website at <https://www.regulations.gov> within Docket No. TTB–2025–0004.

- *Mail*—Send comments to the Paperwork Reduction Act Officer, Regulations and Rulings Division, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW, Box 12, Washington, DC 20005.

Please submit separate comments for each specific information collection described in this document. You must reference the information collection's title, form number or recordkeeping requirement number (if any), and OMB control number in your comment.

You may view copies of this document, the relevant TTB forms, and any comments received at <https://www.regulations.gov> within Docket No. TTB–2025–0004. TTB has posted a link to that docket on its website at <https://www.ttb.gov/rrd/information-collection-notices>. You also may obtain paper copies of this document, the listed forms, and any comments received by contacting TTB's Paperwork Reduction Act Officer at the addresses or telephone number shown below.

FOR FURTHER INFORMATION CONTACT:

Michael Hoover, Regulations and Rulings Division, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW, Box 12, Washington, DC 20005; 202-453-1039, ext. 135; or complete the Regulations and Rulings Division contact form at <https://www.ttb.gov/contact-rrd>.

SUPPLEMENTARY INFORMATION:**Request for Comments**

The Department of the Treasury and its Alcohol and Tobacco Tax and Trade Bureau (TTB), as part of a continuing effort to reduce paperwork and respondent burden, invite the general public and other Federal agencies to comment on the proposed or continuing information collections described below, as required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Comments submitted in response to this document will be included or summarized in our request for Office of Management and Budget (OMB) approval of the relevant information collection. All comments are part of the public record and subject to disclosure. Please do not include any confidential or inappropriate material in your comments.

We invite comments on: (a) Whether an information collection is necessary for the proper performance of the agency's functions, including whether the information has practical utility; (b) the accuracy of the agency's estimate of the information collection's burden; (c) ways to enhance the quality, utility, and clarity of the information collected; (d) ways to minimize the information collection's burden on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide the requested information.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information has a valid OMB control number.

Information Collections Open for Comment

Currently, we are seeking comments on the following forms, letterhead applications or notices, recordkeeping requirements, questionnaires, or surveys:

OMB Control No. 1513-0004

Title: Authorization to Furnish Financial Information and Certificate of Compliance.

TTB Form Number: TTB F 5030.6.

Abstract: Under its statutory and regulatory authorities, during an alcohol or tobacco permit application investigation, the Alcohol and Tobacco Tax and Trade Bureau (TTB) may require such applicants to show they have the financial standing necessary to conduct their operations in compliance with Federal law. However, the Right to Financial Privacy Act of 1978 (the Act; 12 U.S.C. 3401 *et seq.*) limits the Federal Government's access to the records of individuals held by financial institutions. The Act provides that a person may authorize a financial institution to disclose their individual records to a Federal agency, but it also requires the agency to certify to the institution that the agency has complied with the Act. To meet those requirements, a permit applicant uses TTB F 5030.6, Authorization to Furnish Financial Information and Certificate of Compliance, to authorize a financial institution to disclose their individual records to TTB, and TTB uses the form to certify to the institution that the agency has complied with the Act.

Current Actions: There are no program changes or adjustments associated with this information collection, and TTB is submitting it for extension purposes only.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 10.
- *Average Responses per Respondent:* 1 (one).
- *Number of Responses:* 10.
- *Average Per-Response Burden:* 0.25 hour.
- *Total Burden:* 2.5 hours.

OMB Control No. 1513-0057

Title: Letterhead Applications and Notices Relating to Wine.

TTB Recordkeeping Number: TTB REC 5120/2.

Abstract: Various provisions of chapter 51 of the Internal Revenue Code (IRC; 26 U.S.C. chapter 51) govern aspects of the production, treatment, and labeling of wine or authorize the Secretary of Treasury (the Secretary) to issue regulations regarding such matters. Under those IRC authorities, the TTB regulations in 27 CFR part 24 require wine premise proprietors to submit letterhead applications or notices to TTB when they desire to use alternate regulatory compliance methods or procedures or when they desire to undertake certain specified operations, particularly those that affect

the potential tax liability. In general, operations posing a greater jeopardy to the revenue require submission of letterhead applications subject to TTB approval, while operations posing less jeopardy to the revenue require submission of letterhead notices that do not require TTB pre-approval. This information collection is necessary to ensure that proposed alternative methods or procedures and wine operations comply with relevant laws and regulations, and do not jeopardize the revenue.

Current Actions: There are no program changes associated with this information collection, and TTB is submitting it for extension purposes only. As for adjustments, due to a change in agency estimates, TTB is decreasing the number of respondents, responses, and burden hours associated with this information collection.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 2,500.
- *Average Responses per Respondent:* 1 (one).
- *Number of Responses:* 2,500.
- *Average Per-Response Burden:* 0.5 hour.
- *Total Burden:* 1,250 hours.

OMB Control No. 1513-0074

Title: Airlines Withdrawing Stock from Customs Custody.

TTB Recordkeeping Number: TTTB REC 5620/2.

Abstract: In general, under chapter 51 of the Internal Revenue Code (IRC), distilled spirits and wine produced in or imported into the United States are subject to Federal excise tax, but those taxes are subject to drawback (refund) when such products are subsequently exported from the United States, which, under 26 U.S.C. 5214 and 5362 includes the lading of such products as supplies on aircraft engaged in foreign flights. Also, under 19 U.S.C. 1309, those products may be withdrawn from customs custody without payment of tax for use as supplies on such aircraft. Additionally, those statutes authorize the Secretary to issue regulations regarding such withdrawals. Under its delegated authorities, the TTB alcohol export regulations in 27 CFR part 28 require airlines to account for distilled spirits and wine withdrawn from their stocks held in customs custody at airports for use as supplies on aircraft engaged in foreign flights. Accounting for such withdrawals, whether made subject to drawback or without payment

of tax, is necessary to protect the revenue as the collected information allows TTB to verify export drawback claims and detect diversion of untaxed distilled spirits and wine into the domestic market.

Current Actions: There are no program changes or adjustments associated with this information collection, and TTB is submitting it for extension purposes only.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 25.
- *Average Responses per Respondent:* 1 (one).
- *Number of Responses:* 25.
- *Average Per-Response Burden:* 100 hours.
- *Total Burden:* 2,500 hours.

OMB Control No. 1513-0087

Title: Labeling and Advertising Requirements Under the Federal Alcohol Administration Act.

Abstract: As required by the Federal Alcohol Administration Act (FAA Act) at 27 U.S.C. 205(e) and (f), the Secretary has issued regulations, administered by TTB, regarding the labeling and advertising of wine, distilled spirits, and malt beverages, which are contained in 27 CFR parts 4, 5, and 7, respectively. The FAA Act provides that these regulations should, among other things, prohibit consumer deception and the use of misleading statements on labels and ensure that labels provide the consumer with adequate information as to the identity and quality of the product. Under those regulations, bottlers and importers of alcohol beverages must provide certain mandatory information, conform to regulatory requirements regarding certain voluntary disclosures, and adhere to certain presentation standards for statements made on labels and in advertisements of alcohol beverages. Those regulations ensure that consumers are provided with adequate, legible, and non-deceptive or misleading information as to the identity and quality of such products.

Current Actions: There are no program changes associated with this information collection, and TTB is submitting it for extension purposes only. As for adjustments, due to a change in agency estimates, TTB is increasing the number of respondents, responses, and burden hours associated with this information collection.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses and other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 15,000.
- *Average Responses per Respondent:* 1 (one).
- *Number of Responses:* 15,000.
- *Average Per-Response Burden:* 1 hour.
- *Total Burden:* 15,000 hours.

OMB Control No. 1513-0089

Title: Records Supporting Drawback Claims on eligible Articles Brought into the United States from Puerto Rico or the Virgin Islands.

TTB Recordkeeping Number: TTB REC 5530/3.

Abstract: Under the IRC at 26 U.S.C. 7652(g), the provisions of 26 U.S.C. 5111-5114 providing for drawback (refund) of Federal excise taxes paid on distilled spirits used in certain nonbeverage products—medicines, medicinal preparations, food products, flavors, flavoring extracts, and perfumes—also apply to such articles brought into the United States from Puerto Rico or the U.S. Virgin Islands. In particular, 26 U.S.C. 5112 requires nonbeverage product drawback claimants to keep the records necessary to document the information provided in such claims, subject to regulations prescribed by the Secretary. Based on those IRC authorities, the TTB regulations at 27 CFR 26.174 and 26.310 require persons making nonbeverage product drawback claims on eligible articles brought into the United States from Puerto Rico or the U.S. Virgin Islands to keep certain business, formula, and taxpayment records documenting the data regarding the distilled spirits and articles in question provided in such claims. Those persons must maintain the required records at their business premises for at least 3 years, during which time TTB may inspect the records to verify the data provided in their claims. TTB's verification of such nonbeverage product drawback claims is necessary to protect the revenue and ensure compliance with relevant statutory and regulatory requirements.

Current Actions: There are no program changes or adjustments associated with this information collection, and TTB is submitting it for extension purposes only.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 10.

- *Average Responses per Respondent:* 1 (one).
- *Number of Responses:* 10.
- *Average Per-Response Burden:* 1 hour.
- *Total Burden:* 10 hours.

OMB Control No. 1513-0093

Title: Application for Extension of Time for Payment of Tax; Application for Installment Agreement.

TTB Form Numbers: TTB F 5600.38; TTB F 5600.31.

Abstract: The IRC at 26 U.S.C. 6161 authorizes the Secretary to grant taxpayers up to 6 months of additional time to pay taxes due on any return required under the IRC. In addition, the IRC at 26 U.S.C. 6159 authorizes the Secretary to enter into a written agreement with a taxpayer to allow installment payments of taxes due if the Secretary determines such an agreement will facilitate full or partial payment. Under those IRC authorities, TTB has issued two taxpayer relief application forms, TTB F 5600.38 for time extension requests, and TTB F 5600.31 for installment payment agreement requests. Using the relevant form and any required supporting documentation, an excise taxpayer regulated by TTB identifies themselves, the specific excise tax and amount in question, their current financial situation, and the reasons why the requested taxpayer relief is necessary. TTB evaluates the provided information, records its decision to approve or disapprove the requested taxpayer relief on the submitted form, and notifies the applicant of its decision by returning a copy of the form.

Current Actions: There are no program changes or adjustments associated with this information collection, and TTB is submitting it for extension purposes only.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 200.
- *Average Responses per Respondent:* 1 (one).
- *Number of Responses:* 200.
- *Average Per-Response Burden:* 1.5 hours.
- *Total Burden:* 300 hours.

OMB Control No. 1513-0104

Title: Information Collected in Support of Wine Producer Tax Credit Transfers.

TTB Recordkeeping Number: TTB REC 5120/11.

Abstract: Under the IRC at 26 U.S.C. 5041(c), importers and domestic

producers may take certain tax credits on specified quantities of wine, including hard cider, imported or removed from their premises during a calendar year. In addition, under that IRC section, domestic producers may transfer their wine tax credits to other bonded premises that store their wine and ship it on their instructions, provided that the producer supplies such transferees with the information necessary to properly determine the transferee's allowable tax credits. Under that IRC authority, the TTB regulations in 27 CFR part 24 require wine producers to provide such transferees with a written record containing certain information regarding the producer, transferee, the wine, its tax rate, its removal, and the tax credits involved. The required information may be supplied and maintained using usual and customary business records such as shipping invoices. The required information is necessary to ensure that the IRC provisions regarding wine producer tax credits and their transfer are properly applied.

Current Actions: There are no program changes or adjustments associated with this information collection, and TTB is submitting it for extension purposes only.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses and other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 3,000.
- *Average Responses per Respondent:* 10 per year.
- *Number of Responses:* 30,000.
- *Average Per-Response Burden:* 1 hour.
- *Total Burden:* 30,000 hours.

OMB Control No. 1513-0114

Title: Beer for Exportation.

TTB Form Number: TTB F 5130.12.

Abstract: Under the IRC at 26 U.S.C. 5051, Federal excise tax is imposed on beer removed from domestic breweries for consumption or sale, but under 26 U.S.C. 5053, brewers may remove beer without payment of tax for export purposes, subject to regulations prescribed by the Secretary. As such, the TTB regulations in 27 CFR part 28 allow brewers to remove beer without payment of tax for export to a foreign county, use as supplies on certain vessels or aircraft, transfer to a foreign trade zone for export, or shipment to U.S. armed forces stationed overseas. Those regulations also require brewers to give notice of each such removal on form TTB F 5130.12, or brewers may apply to TTB to use an alternative

procedure to report beer removed for export purposes via a monthly summary report, provided that the brewer completes the notification section of TTB F 5130.12 for each removal and maintains the form and the related supporting export verification records at their premises. TTB uses the required information to account for beer removed without payment of tax for export purposes and ensure that such beer is not diverted into the taxable domestic market.

Current Actions: There are no program changes or adjustments associated with this information collection, and TTB is submitting it for extension purposes only.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 300.
- *Average Responses per Respondent:* 14.667.
- *Number of Responses:* 4,400.
- *Average Per-Response Burden:* 2.386 hours.
- *Total Burden:* 10,500 hours.

OMB Control No. 1513-0116

Title: Bond for Drawback Under 26 U.S.C. 5111.

TTB Form Number: TTB F 5154.3.

Abstract: The IRC authorizes drawback (refund) of all but \$1.00 per gallon of the Federal excise tax paid on distilled spirits subsequently used in the manufacture of certain nonbeverage products such as medicines, food products, flavors, and perfumes. Manufacturers making such products must file claims proving their eligibility for drawback, and respondents may file such claims either on a monthly or a quarterly basis. The IRC also authorizes the Secretary to require persons filing monthly nonbeverage product drawback claims to provide a bond. See 26 U.S.C. 5111-5114. The TTB regulations in 27 CFR parts 17 and 26 require monthly nonbeverage drawback claimants to file such a bond using form TTB F 5154.3. The required bond ensures repayment of paid claims later found to be ineligible for nonbeverage drawback in cases when the claimant is unable to repay the taxes due.

Current Actions: There are no program changes or adjustments associated with this information collection, and TTB is submitting it for extension purposes only.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 10.
- *Average Responses per Respondent:* 1 (one).
- *Number of Responses:* 10.
- *Average Per-Response Burden:* 24 minutes.
- *Total Burden:* 4 hours.

OMB Control No. 1513-0131

Title: Certificate of Taxpaid Alcohol.

TTB Form Number: TTB F 5100.4.

Abstract: The IRC authorizes drawback (refund) of all but \$1.00 per gallon of the Federal excise tax paid on distilled spirits subsequently used in the manufacture of certain nonbeverage products such as medicines, food products, flavors, and perfumes. See 26 U.S.C. 5111-5114. In addition, nonbeverage products produced in the United States and then exported are also eligible for drawback of all excise taxes paid on the distilled spirits used to make those products. See 19 U.S.C. 1313(d). Under the TTB regulations in part 17, a respondent may make an export drawback claim to U.S. Customs and Border Protection (CBP) for the full amount of tax paid if they have previously made no claim to TTB. Alternatively, a respondent may claim the remaining \$1.00 per proof gallon of excise tax paid if they have or will file a claim with TTB under 26 U.S.C. 5114. When a respondent wishes to make a full or partial export drawback claim to CBP, they first submit form TTB F 5100.4, Certificate of Taxpaid Alcohol, to TTB, listing the source and amount of distilled spirits eligible for drawback and the amount of excise taxes claimed. TTB verifies the provided information and certifies on the form that it has issued no previous certificate for the described distilled spirits. As such, the collected information is necessary to ensure that export drawback is provided consistent with the relevant statutory provisions.

Current Actions: There are no program changes or adjustments associated with this information collection, and TTB is submitting it for extension purposes only.

Type of Review: Extension of a currently approved collection.

Affected Public: Businesses or other for-profits.

Estimated Annual Burden

- *Number of Respondents:* 10.
- *Average Responses per Respondent:* 1 (one).
- *Number of Responses:* 10.
- *Average Per-Response Burden:* 0.5 hour.
- *Total Burden:* 5 hours.

Dated: May 8, 2025.

Amy R. Greenberg,
Acting Assistant Administrator, Headquarters
Operations.

[FR Doc. 2025-08407 Filed 5-12-25; 8:45 am]

BILLING CODE 4810-31-P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Bromobutyl Isobutylene Isoprene Rubber (x = 7071, y = 59, z = 50)

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that bromobutyl isobutylene isoprene rubber ((C₄H₈)_x(C₅H₈)_y(Br₂)_z; x = 7071, y = 59, z = 50), also known as BIIR, be added to the list of taxable substances. This notice of filing also requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <https://www.regulations.gov> (indicate public docket number IRS-2025-0042 or BIIR ((C₄H₈)_x(C₅H₈)_y(Br₂)_z; x = 7071, y = 59, z = 50)) by following the online instructions for submitting comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal. Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn: CC:PA:01:PR (Notice of Filing for BIIR ((C₄H₈)_x(C₅H₈)_y(Br₂)_z; x = 7071, y = 59, z = 50)), Room 5203, P.O. Box 7604, Ben Franklin Station, Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted without change to <https://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT:

Andrew Clark at (202) 317-6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Request To Add Substance to the List

(a) *Overview.* A petition was filed pursuant to Rev. Proc. 2022-26 (2022-29 I.R.B. 90), as modified by Rev. Proc. 2023-20 (2023-15 I.R.B. 636), requesting that BIIR be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of BIIR to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022-26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content.*

(1) *Substance name:* Bromobutyl isobutylene isoprene rubber ((C₄H₈)_x(C₅H₈)_y(Br₂)_z; x = 7071, y = 59, z = 50).

The substance is also known as BIIR.

(2) *Petitioner:* Exxon Mobil Corporation, an exporter of BIIR.

(3) *Proposed classification numbers:*

(i) *HTSUS number:* 4002.39.00.

(ii) *Schedule B number:* 4002.39.00.

(iii) *CAS number:* 68441-14-5.

(4) *Petition filing dates:*

(i) *Petition filing date for purposes of making a determination:* April 8, 2023.

(ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022-26, as modified by section 3 of Rev. Proc. 2023-20:* July 1, 2022.

(5) *Description from petition:* BIIR is a synthetic rubber commonly used for the inner liner of tubeless tires.

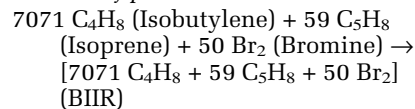
BIIR is made from butylene and bromine. Taxable chemicals constitute 99.01 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance:* The predominant method of regular butyl rubber production is using a carbocationic polymerization reaction of isobutylene and a comonomer of isoprene. The catalyst system used is typically composed of aluminum chloride, boron trifluoride or similar dissolved in a methyl chloride solvent. Monomer feed of isobutylene and isoprene dissolved in a methyl chloride solvent are fed to a reactor operated at approximately -100 °C to control the rapid exothermic polymerization reaction generating a high molecular weight butyl rubber polymer. To obtain

this high molecular weight polymer it is necessary for the feed monomers to be as pure as possible ensuring that the feed system stays as dry as possible. The methyl chloride and unreacted monomers are flashed overhead and recycled back to the feed system while the polymer is precipitated out as a solid which is finished and packaged.

The polymerization process for BIIR starts with the exact same process for regular butyl rubber outlined above. A subsequent halogenation step is then carried out in a well agitated vessel to ionically substitute a bromine molecule to the polymer backbone while the polymer is dissolved in an appropriate solvent. The solvent is then flashed precipitating out a solid which is then baled and packaged.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production:*



(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance:*

(i) *Tax rate:* \$9.63 per ton.

(ii) *Conversion factors:* 0.97 for butylene, 0.02 for bromine.

(9) *Public docket number:* IRS-2025-0042.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025-08328 Filed 5-12-25; 8:45 am]

BILLING CODE P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Neo Pentanoic Acid

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that neo pentanoic acid be added to the list of taxable substances. This notice of filing also requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <https://www.regulations.gov> (indicate public docket number IRS–2025–0047 or neo pentanoic acid) by following the online instructions for submitting comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal. Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn: CC:PA:01:PR (Notice of Filing for Neo Pentanoic Acid), Room 5203, P.O. Box 7604, Ben Franklin Station, Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted without change to <https://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Camille Edwards Bennehoff at (202) 317–6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Request To Add Substance to the List

(a) *Overview.* A petition was filed pursuant to Rev. Proc. 2022–26 (2022–29 I.R.B. 90), as modified by Rev. Proc. 2023–20 (2023–15 I.R.B. 636), requesting that neo pentanoic acid be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of neo pentanoic acid to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022–26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content.*

(1) *Substance name:* Neo pentanoic acid.

(2) *Petitioner:* Exxon Mobil Corporation, an exporter of neo pentanoic acid.

(3) *Proposed classification numbers:*

(i) *HTSUS number:* 2915.60.50.00.

(ii) *Schedule B number:* 2915.60.0000.

(iii) *CAS number:* 75–98–9.

(4) *Petition filing dates:*

(i) *Petition filing date for purposes of making a determination:* May 1, 2025.

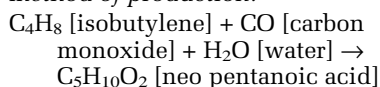
(ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022–26, as modified by section 3 of Rev. Proc. 2023–20:* July 1, 2022.

(5) *Description from petition:* Neo pentanoic acid is a sterically hindered acid used as a building block for coating derivatives.

Neo pentanoic acid is made from butylene. Taxable chemicals constitute 54.90 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance:* The predominant method of producing neo pentanoic acid is via Koch synthesis. Isobutylene is reacted with carbon monoxide (CO) at >1,000 psig and a highly acidic (Lewis acid) catalyst (Koch reaction) in a continuous, stirred tank reactor. The acid is sent to a distillation tower finishing section. Light rejects (paraffins, olefins, and light acids) are removed, prime Neopentanoic acid is recovered at high purity (>99.7 wt%), and acidic byproducts removed.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production:*



(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance:*

(i) *Tax rate:* \$5.36 per ton.

(ii) *Conversion factors:* 0.55 for butylene.

(9) *Public docket number:* IRS–2025–0047.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025–08332 Filed 5–12–25; 8:45 am]

BILLING CODE 4830–01–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Regular Butyl Rubber (x = 7036, y = 88)

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that regular butyl rubber ((C₄H₈)_x(C₅H₈)_y; x = 7036, y = 88) be added to the list of taxable substances.

This notice of filing also requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <http://www.regulations.gov> (indicate public docket number IRS–2025–0038 or regular butyl rubber ((C₄H₈)_x(C₅H₈)_y; x = 7036, y = 88)) by following the online instructions for submitting comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal. Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn: CC:PA:01:PR (Notice of Filing for Regular Butyl Rubber (x = 7036, y = 88), Room 5203, P.O. Box 7604, Ben Franklin Station, Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Jacob W. Peeples at (202) 317–6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Request To Add Substance to the List

(a) *Overview.* A petition was filed pursuant to Rev. Proc. 2022–26 (2022–29 I.R.B. 90), as modified by Rev. Proc. 2023–20 (2023–15 I.R.B. 636), requesting that regular butyl rubber ((C₄H₈)_x(C₅H₈)_y; x = 7036, y = 88) be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of regular butyl rubber ((C₄H₈)_x(C₅H₈)_y; x = 7036, y = 88) to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022–26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content.*

(1) *Substance name*: Regular butyl rubber $((C_4H_8)_x(C_5H_8)_y; x = 7036, y = 88)$.

(2) *Petitioner*: Exxon Mobil Corporation, an exporter of regular butyl rubber $((C_4H_8)_x(C_5H_8)_y; x = 7036, y = 88)$.

(3) *Proposed classification numbers*:

(i) *HTSUS number*: 4002.31.0000.

(ii) *Schedule B number*: 4002.31.0000.

(iii) *CAS number*: 9010–85–9.

(4) *Petition filing dates*:

(i) *Petition filing date for purposes of making a determination*: April 8, 2025.

(ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022–26, as modified by section 3 of Rev. Proc. 2023–20*: July 1, 2022.

(5) *Description from petition*: Regular butyl rubber $((C_4H_8)_x(C_5H_8)_y; x = 7036, y = 88)$ is a synthetic rubber commonly used for the inner liner of tubeless tires.

Regular butyl rubber $((C_4H_8)_x(C_5H_8)_y; x = 7036, y = 88)$ is made from isobutylene, an isomer of butylene, and isoprene. Taxable chemicals constitute 98.5 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance*: The predominant method of producing regular butyl rubber $((C_4H_8)_x(C_5H_8)_y; x = 7036, y = 88)$ is via cationic copolymerization of isobutylene with isoprene in the presence of a catalyst. The catalyst system used is typically composed of aluminum chloride, boron trifluoride or similar with an initiator dissolved in a methyl chloride solvent. Monomer feed of isobutylene and isoprene dissolved in a methyl chloride solvent are fed to a reactor operated at approximately $-100\text{ }^\circ\text{C}$ to control the rapid exothermic polymerization reaction generating a high molecular weight regular butyl rubber polymer. To obtain this high molecular weight polymer it is necessary for the feed monomers to be as pure as possible as well as ensuring that the feed system stays as dry as possible. The methyl chloride and unreacted monomers are flashed overhead and recycled back to the feed system while the polymer is precipitated out as a solid which is baled and packaged.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production*:

$$7036\text{ C}_4\text{H}_8 \text{ [isobutylene]} + 88\text{ C}_5\text{H}_8 \text{ [isoprene]} \rightarrow [7036\text{ C}_4\text{H}_8 + 88\text{ C}_5\text{H}_8] \text{ [butyl rubber]}$$

(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance*:

(i) *Tax rate*: \$9.64 per ton.

(ii) *Conversion factors*: 0.99 for butylene.

(9) *Public docket number*: IRS–2025–0038.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025–08319 Filed 5–12–25; 8:45 am]

BILLING CODE 4830–01–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Linear Nonyl Phthalate

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that linear nonyl phthalate be added to the list of taxable substances. This notice of filing also requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <https://www.regulations.gov> (indicate public docket number IRS–2025–0039 or linear nonyl phthalate) by following the online instructions for submitting comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal. Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn: CC:PA:01:PR (Notice of Filing for Linear Nonyl Phthalate), Room 5203, P.O. Box 7604, Ben Franklin Station, Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted without change to <https://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Jacob W. Peeples at (202) 317–6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Request To Add Substance to the List

(a) *Overview*. A petition was filed pursuant to Rev. Proc. 2022–26 (2022–29 I.R.B. 90), as modified by Rev. Proc. 2023–20 (2023–15 I.R.B. 636), requesting that linear nonyl phthalate be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of linear nonyl phthalate to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022–26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content*.

(1) *Substance name*: Linear nonyl phthalate.

(2) *Petitioner*: Exxon Mobil Corporation, an exporter of linear nonyl phthalate.

(3) *Proposed classification numbers*:

(i) *HTSUS number*: 2917.33.00.50.

(ii) *Schedule B number*: 2917.33.0050.

(iii) *CAS number*: 68515–45–7.

(4) *Petition filing dates*:

(i) *Petition filing date for purposes of making a determination*: April 8, 2025.

(ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022–26, as modified by section 3 of Rev. Proc. 2023–20*: July 1, 2022.

(5) *Description from petition*: Linear nonyl phthalate is a plasticizer used when greater low-temperature flexibility or a specific end use application requires unique processing. It is suitable for flexible PVC products, and it exhibits strong, low-temperature performance and improved resistance to UV light.

Linear nonyl phthalate is made from ethylene, orthoxylylene (an isomer of xylene), carbon monoxide, hydrogen, and oxygen. Taxable chemicals constitute 67.4 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance*: The predominant method of producing linear nonyl phthalate is via Esterification.

The linear nonyl phthalate di-ester is made by reacting a mix of primary C9 alcohol with phthalic anhydride. The ester is produced by esterification of 2 moles of a linear C9 alcohol with one

mole of phthalic anhydride in the presence of an acidic catalyst.

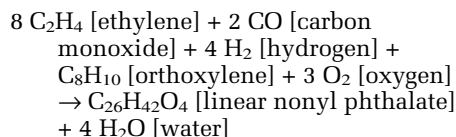
By using excess alcohol (up to 25% molar excess of C9 alcohol) and removing the water, the equilibrium is shifted towards the formation of the diester. The reactants are charged into a reactor and heated up. The reaction rate is accelerated by using, for example, tetra-n-butyl titanate introduced at high temperature (140 °C–250 °C), while removing the water formed.

The final ester is purified by neutralizing with a base such as an aqueous solution of sodium carbonate. Then excess alcohol is distilled off using steam/nitrogen stripping after neutralization. The remaining excess water is distilled off and the ester is then filtered using filter agents.

The degree of purity of the ester is up to >99.5 wt%. The overall formula is C₂₆H₄₂O₄ and the molecular weight is 418 g/mole, based on an average carbon number of the alkyl groups, with 9 carbons being the predominant number.

The linear C9 alcohol is obtained through hydroformylation of octene. Octene is obtained through ethylene oligomerization. Hydroformylation is the reaction of octene, at high pressure and temperature in the presence of a catalyst, with syngas (a mixture of carbon monoxide and hydrogen). An alcohol with one carbon atom higher versus the starting olefin is obtained, hence octene gives nonanol. The hydroformylation induces 0.3 branches per molecule predominantly on the 2-position carbon of the alcohol. phthalic anhydride is obtained through air oxidation of o.xylene.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production:*



(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance:*

(i) *Tax rate:* \$7.69 per ton.

(ii) *Conversion factors:* 0.54 for ethylene and 0.25 for xylene.

(9) *Public docket number:* IRS–2025–0039.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025–08317 Filed 5–12–25; 8:45 am]

BILLING CODE 4830–01–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Agency Information Collection Activities; Comment Request for Conduit Arrangements Recordkeeping Requirements

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Internal Revenue Service, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on continuing information collections, as required by the Paperwork Reduction Act of 1995. The IRS is soliciting comments concerning conduit arrangements recordkeeping requirements.

DATES: Written comments should be received on or before July 14, 2025 to be assured of consideration.

ADDRESSES: Direct all written comments to Andres Garcia, Internal Revenue Service, Room 6526, 1111 Constitution Avenue NW, Washington, DC 20224, or by email to pra.comments@irs.gov. Include OMB control number 1545–1440 or Conduit Arrangements Recordkeeping, in the subject line of the message.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the form should be directed to LaNita Van Dyke (202) 317–6009, or at Internal Revenue Service, Room 6526, 1111 Constitution Avenue NW, Washington, DC 20224, or through the internet, at Lanita.VanDyke@irs.gov.

SUPPLEMENTARY INFORMATION:

Title: Conduit Arrangements Recordkeeping Requirements.

OMB Number: 1545–1440.

Regulation Number: T.D. 8611.

Abstract: Treasury Decision (TD) 8611 provides rules that permit the district director to recharacterize a financing arrangement as a conduit arrangement. The recharacterization will affect the amount of U.S. withholding tax due on financing transactions that are part of the financing arrangement. This TD requires parties to the financing arrangement maintain specific records about the transaction and its circumstances, as detailed in 26 CFR 1.881–4(c). Additionally, each Section 6038 or 6038A party to the financing arrangement must comply with the recordkeeping requirements of 26 CFR 1.6038A–3 with respect to records that are relevant to the determination under § 1.881–3 of the regulations.

Current Actions: There is no change in the paperwork burden previously approved by OMB.

Type of Review: Extension of a currently approved collection.

Affected Public: Business or other for-profit organizations.

Estimated Number of Respondents: 1,000.

Estimated Time per Respondent: 10 minutes.

Estimated Total Annual Burden Hours: 10,000 hours.

The following paragraph applies to all the collections of information covered by this notice.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained if their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

Request for Comments: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) whether the 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 collection of information; (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 respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: May 6, 2025.

Molly J. Stasko,

Senior Tax Analyst.

[FR Doc. 2025–08326 Filed 5–12–25; 8:45 am]

BILLING CODE 4830–01–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Chlorobutyl Isobutylene Isoprene Rubber (x = 7036, y = 88, z = 70)

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that chlorobutyl isobutylene isoprene rubber ($((C_4H_8)_x(C_5H_8)_y(Cl_2)_z)$; $x = 7036$, $y = 88$, $z = 70$), also known as CIIR, be added to the list of taxable substances. This notice of filing also requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <https://www.regulations.gov> (indicate public docket number IRS-2025-0043 or CIIR $((C_4H_8)_x(C_5H_8)_y(Cl_2)_z)$; $x = 7036$, $y = 88$, $z = 70$) by following the online instructions for submitting comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal. Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn: CC:PA:01:PR (Notice of Filing for CIIR $((C_4H_8)_x(C_5H_8)_y(Cl_2)_z)$; $x = 7036$, $y = 88$, $z = 70$), Room 5203, P.O. Box 7604, Ben Franklin Station, Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted without change to <https://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Andrew Clark at (202) 317-6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:**Request To Add Substance to the List**

(a) *Overview.* A petition was filed pursuant to Rev. Proc. 2022-26 (2022-

29 I.R.B. 90), as modified by Rev. Proc. 2023-20 (2023-15 I.R.B. 636), requesting that CIIR be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of CIIR to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022-26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content.*

(1) *Substance name:* Chlorobutyl isobutylene isoprene rubber $((C_4H_8)_x(C_5H_8)_y(Cl_2)_z)$; $x = 7036$, $y = 88$, $z = 70$.

The substance is also known as CIIR.

(2) *Petitioner:* Exxon Mobil

Corporation, an exporter of CIIR.

(3) *Proposed classification numbers:*

(i) *HTSUS number:* 4002.39.00.

(ii) *Schedule B number:* 4002.39.00.

(iii) *CA S number:* 68081-82-3.

(4) *Petition filing dates:*

(i) *Petition filing date for purposes of making a determination:* April 8, 2025.

(ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022-26, as modified by section 3 of Rev. Proc. 2023-20:* July 1, 2022.

(5) *Description from petition:* CIIR is a synthetic rubber commonly used for the inner liner of tubeless tires.

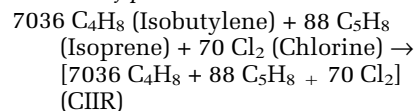
CIIR is made from butylene and chlorine. Taxable chemicals constitute 98.50 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance:* The predominant method of production of regular butyl rubber is using a carbocationic polymerization reaction of isobutylene and a comonomer of isoprene. The catalyst system used is typically composed of aluminum chloride, boron trifluoride or similar with an initiator dissolved in a methyl chloride solvent. Monomer feed of isobutylene and isoprene dissolved in a methyl chloride solvent are fed to a reactor operated at approximately -100 °C to control the rapid exothermic polymerization reaction generating a high molecular weight regular butyl rubber polymer. To obtain this high molecular weight polymer it is necessary for the feed monomers to be as pure as possible as well as ensuring that the feed system stays as dry as possible. The methyl chloride and unreacted monomers are flashed overhead and recycled back to the feed

system while the polymer is precipitated out as a solid which is then baled and packaged.

The polymerization process for CIIR starts with the exact same process for regular butyl rubber outlined above. A subsequent halogenation step is then carried out in a well agitated vessel to ionically substitute a chlorine molecule to the polymer backbone while the polymer is dissolved in an appropriate solvent. The solvent is then flashed precipitating out a solid which is then baled and packaged.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production:*



(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance:*

(i) *Tax rate:* \$9.50 per ton.

(ii) *Conversion factors:* 0.97 for butylene, 0.01 for chlorine.

(9) *Public docket number:* IRS-2025-0043.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025-08329 Filed 5-12-25; 8:45 am]

BILLING CODE P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Proposed Collection; Comment Request for the Collection Requirements Within Revenue Procedure 2003-39

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the continuing information collections, as required by the Paperwork Reduction Act of 1995. Currently, the IRS is soliciting comments concerning Revenue Procedure 2003-39, Section 1031 Like-Kind Exchanges Safe Harbor Requirements.

DATES: Written comments should be received on or before July 14, 2025 to be assured of consideration.

ADDRESSES: Direct all written comments to Andrea Garcia, Internal Revenue Service, Room 6526, 1111 Constitution Avenue NW, Washington, DC 20224 or by email to pra.comments@irs.gov. Please include the OMB Control Number 1545–1834 or Rev. Proc. 2003–39, in the Subject line.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the forms should be directed to LaNita Van Dyke, at (202) 317–6009 or Internal Revenue Service, Room 6526, 1111 Constitution Avenue NW, Washington, DC 20224, or through the internet, at LanitaVanDyke@irs.gov.

SUPPLEMENTARY INFORMATION:

Title: Section 1031 Like-Kind Exchanges Safe Harbor Requirements.
OMB Number: 1545–1834.
Revenue Procedure Number: 2003–39.
Abstract: Revenue Procedure (Rev. Proc.) 2003–39 provides safe harbors for certain aspects of the qualification under 26 U.S.C. 1031 of certain exchanges of property pursuant to Like-Kind Exchanges (LKE) Programs for federal income tax purposes. Section 5 and 6 of the Rev. Proc. 2003–39 include the third-party disclosure and recordkeeping requirements needed for the assignment of safe harbor.

Current Actions: There is no change to the previously approved information collections.

Type of Review: Extension of a currently approved collection.

Affected Public: Business or other for-profit organizations.

Estimated Number of Responses: 8,600.

Estimated Time per Response: 1 hour.

Estimated Total Annual Burden Hours: 8,600 hours.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

Request for Comments: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) whether the 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 collection of information; (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 respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: May 6, 2025,

Molly J. Stasko,

Senior Tax Analyst.

[FR Doc. 2025–08325 Filed 5–12–25; 8:45 am]

BILLING CODE 4830–01–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Agency Information Collection Activities; Requesting Comments on Form 4136

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Internal Revenue Service, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the continuing information collections, as required by the Paperwork Reduction Act of 1995. The IRS is soliciting comments concerning Form 4136, Credit for Federal Tax Paid on Fuels.

DATES: Written comments should be received on or before July 14, 2025 to be assured of consideration.

ADDRESSES: Direct all written comments to Andres Garcia, Internal Revenue Service, Room 6526, 1111 Constitution Avenue NW, Washington, DC 20224, or by email to pra.comments@irs.gov. Include OMB Control No. 1545–0162 in the subject line of the message.

FOR FURTHER INFORMATION CONTACT:

Requests for additional information or copies of this collection should be directed to LaNita Van Dyke, (202) 317–6009, at Internal Revenue Service, Room 6526, 1111 Constitution Avenue NW, Washington, DC 20224, or through the internet at LanitaVanDyke@irs.gov.

SUPPLEMENTARY INFORMATION: The IRS is currently seeking comments concerning the following information collection

tools, reporting, and record-keeping requirements:

Title: Credit for Federal Tax Paid on Fuels.

OMB Number: 1545–0162.

Form Number: Form 4136.

Abstract: Internal Revenue Code section 34 allows a credit for Federal excise tax paid on certain fuel uses. This form is used to figure the amount of the income tax credit. The data is used to verify the validity of the claim for the type of nontaxable or exempt use.

Current Actions: There is no change to the existing collection. The IRS is submitting this collection for renewal.

Type of Review: Extension of a currently approved collection.

Affected Public: Business or other for-profit organizations, and not-for-profit institutions.

Estimated Number of Responses: 2,140.

Estimated Time per Respondent: 37 hours, 23 minutes.

Estimated Total Annual Burden Hours: 80,015.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

Request for Comments: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the 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 collection of information; (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 respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: May 6, 2025.

Molly J. Stasko,

Senior Tax Analyst.

[FR Doc. 2025–08327 Filed 5–12–25; 8:45 am]

BILLING CODE 4830–01–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Di-TriDecyl Phthalate

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that di-tridecyl phthalate be added to the list of taxable substances. This notice of filing also requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <https://www.regulations.gov> (indicate public docket number IRS–2025–0041 or di-tridecyl phthalate) by following the online instructions for submitting comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal. Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn: CC:PA:01:PR (Notice of Filing for Di-TriDecyl Phthalate), Room 5203, P.O. Box 7604, Ben Franklin Station, Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted without change to <https://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Jacob W. Peeples at (202) 317–6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Request To Add Substance to the List

(a) *Overview.* A petition was filed pursuant to Rev. Proc. 2022–26 (2022–29 I.R.B. 90), *as modified by* Rev. Proc. 2023–20 (2023–15 I.R.B. 636), requesting that di-tridecyl phthalate be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of di-tridecyl phthalate to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022–26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content.*

(1) *Substance name:* Di-tridecyl phthalate.

(2) *Petitioner:* Exxon Mobil Corporation, an exporter of di-tridecyl phthalate.

(3) *Proposed classification numbers:*

- (i) *HTSUS number:* 2917.34.01.50.
- (ii) *Schedule B number:* 2917.34.0150.
- (iii) *CAS number:* 68515–47–9.

(4) *Petition filing dates:*

- (i) *Petition filing date for purposes of making a determination:* April 8, 2025.
- (ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022–26, as modified by section 3 of Rev. Proc. 2023–20:* July 1, 2022.

(5) *Description from petition:* Di-tridecyl phthalate is a plasticizer used in the manufacture of wire and cable insulation.

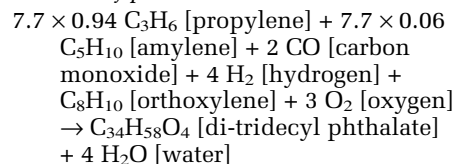
Di-isodecyl phthalate is made from propylene, orthoxylene (an isomer of xylene), amylene, carbon monoxide, hydrogen, and oxygen. Taxable chemicals constitute 68.1 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance:* The predominant method of producing linear nonyl phthalate is via Esterification.

This process can be readily carried out in heated kettles with agitation and provision for water takeoff. Esterification catalysts (e.g., sulfuric acid or p-toluenesulfonic acid) speed the reaction and are neutralized, washed, and then removed. The purity requirements for commercial plasticizers are very high; phthalate esters are usually colorless and are mostly odorless. In the case of phthalates, the esterification is carried out through the reaction of phthalic anhydride and 2-ethylhexanol to produce dioctyl phthalate (DOP).

This reaction usually requires an excess of alcohol, which is readily recycled. Analogous syntheses yield aliphatic dicarboxylic acid esters, benzoates, and trimellitates.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production:*



(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance:*

- (i) *Tax rate:* \$7.50 per ton.
- (ii) *Conversion factors:* 0.57 for propylene and 0.2 for xylene.

(9) *Public docket number:* IRS–2025–0041.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025–08320 Filed 5–12–25; 8:45 am]

BILLING CODE 4830–01–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Di-isobutylene

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that di-isobutylene be added to the list of taxable substances. This notice of filing also requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <https://www.regulations.gov> (indicate public docket number IRS–2025–0037 or Di-isobutylene) by following the online instructions for submitting comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal.

Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn: CC:PA:01:PR (Notice of Filing for Di-isobutylene), Room 5203, P.O. Box 7604, Ben Franklin Station, Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted without change to <https://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Jacob W. Peebles at (202) 317-6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Request To Add Substance to the List

(a) *Overview.* A petition was filed pursuant to Rev. Proc. 2022-26 (2022-29 I.R.B. 90), *as modified by* Rev. Proc. 2023-20 (2023-15 I.R.B. 636), requesting that di-isobutylene be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of di-isobutylene to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022-26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content.*

(1) *Substance name:* Di-isobutylene.

(2) *Petitioner:* TPC Group, Inc., an exporter of di-isobutylene.

(3) *Proposed classification numbers:*

(i) *HTSUS number:* 2901.29.1050.

(ii) *Schedule B number:* 2901.29.6000.

(iii) *CAS number:* 25167-70-8.

(4) *Petition filing dates:*

(i) *Petition filing date for purposes of making a determination:* April 8, 2025.

(ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022-26, as modified by section 3 of Rev. Proc. 2023-20:* November 12, 2024.

(5) *Description from petition:*

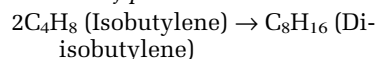
According to the petition, di-isobutylene (sometimes referred to as “DIB”) is a mixture of dimerized isobutylene isomers that is a liquid product with a gasoline like consistency. It typically has a single unsaturated double bond per dimer that can be used for further chemistry. Di-

isobutylene is largely derivatized for use as an antioxidant, adhesive resin, surfactant, plasticizer, as an additive in polymer, rubber, and lubricant formulations as well as in personal care products. When hydrogenated, it becomes octane and used in fuel blending.

Di-isobutylene is made from isobutylene, which is an isomer of the taxable chemical butylene. Taxable chemicals constitute 100.00 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance:* The predominant method of production is the cationic dimerization (polymerization) of isobutylene monomers. An acid catalyst (typically a sulfonic acid resin) and polar moderator are used to generate a stable cation on the tertiary carbon of isobutylene. This cation induces a chain growth dimerization that incorporates isobutylene monomer. The catalyst is not a component of the resulting di-isobutylene.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production:*



(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance:*

(i) *Tax rate:* \$9.74 per ton.

(ii) *Conversion factors:* 1.00 butylene.

(9) *Public docket number:* IRS-2025-0037.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025-08318 Filed 5-12-25; 8:45 am]

BILLING CODE 4830-01-P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Linear Undecyl Phthalate

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that linear undecyl phthalate be added to the list of taxable substances. This notice of filing also

requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <https://www.regulations.gov> (indicate public docket number IRS-2025-0044 or linear undecyl phthalate) by following the online instructions for submitting comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal.

Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn: CC:PA:01:PR (Notice of Filing for Linear Undecyl Phthalate), Room 5203, P.O. Box 7604, Ben Franklin Station, Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted without change to <https://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Andrew Clark at (202) 317-6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Request To Add Substance to the List

(a) *Overview.* A petition was filed pursuant to Rev. Proc. 2022-26 (2022-29 I.R.B. 90), *as modified by* Rev. Proc. 2023-20 (2023-15 I.R.B. 636), requesting that linear undecyl phthalate be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of linear undecyl phthalate to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022-26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content.*

(1) *Substance name:* Linear undecyl phthalate.

(2) *Petitioner*: Exxon Mobil Corporation, an exporter of linear undecyl phthalate.

(3) *Proposed classification numbers*:

(i) *HTSUS number*: 2917.33.00.50.

(ii) *Schedule B number*:

2917.33.00.50.

(iii) *CAS number*: 3648–20–2.

(4) *Petition filing dates*:

(i) *Petition filing date for purposes of making a determination*: April 8, 2025.

(ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022–26, as modified by section 3 of Rev. Proc. 2023–20*: July 1, 2022.

(5) *Description from petition*: Linear undecyl phthalate is a plasticizer that is especially suited for applications such as films, vinyl coated fabrics, automotive, construction (roofing membranes, flooring, and window and door seals), and electrical wire and cable.

Linear undecyl phthalate is made from ethylene and xylene. Taxable chemicals constitute 70.72 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance*: The linear undecyl phthalate di-ester is made by reacting a mix of primary C11 alcohol with phthalic anhydride. The ester is produced by esterification of 2 moles of a linear C11 alcohol with one mole of phthalic anhydride in the presence of an acidic catalyst.

By using excess alcohol (up to 25% molar excess of C11 alcohol) and removing the water, the equilibrium is shifted towards the formation of the di-ester. The reactants are charged into a reactor and heated up. The reaction rate is accelerated by using, for example, tetra-*n*-butyl titanate introduced at high temperature (140 °C–250 °C), while removing the water formed.

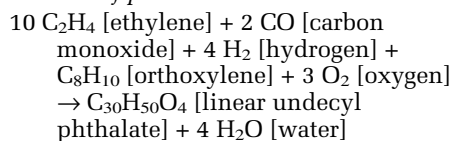
The final ester is purified by neutralizing with a base such as an aqueous solution of sodium carbonate. Then excess alcohol is distilled off using steam/nitrogen stripping after neutralization. The remaining excess water is distilled off and the ester is then filtered using filter agents.

The degree of purity of the ester is up to >99.5 wt%. The overall formula is C₃₀H₅₀O₄ and the molecular weight is 474 g/mole, based on an average carbon number of the alkyl groups, with 11 carbons being the predominant number.

The linear C11 alcohol is obtained through hydroformylation of Decene. Decene is obtained through ethylene oligomerization. Hydroformylation is the reaction of Decene, at high pressure and temperature in the presence of a catalyst, with syngas (a mixture of

Carbon monoxide and Hydrogen). An alcohol with one carbon atom higher versus the starting olefin is obtained, hence Decene gives Undecanol. The hydroformylation induces 0.3 branches per molecule predominantly on the 2-position carbon of the alcohol. Phthalic anhydride is obtained through air oxidation of O.Xylene.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production*:



(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance*:

(i) *Tax rate*: \$7.89 per ton.

(ii) *Conversion factors*: 0.59 for ethylene, 0.22 for xylene.

(9) *Public docket number*: IRS–2025–0044.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025–08330 Filed 5–12–25; 8:45 am]

BILLING CODE P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Superfund Tax on Chemical Substances; Request To Modify List of Taxable Substances; Notice of Filing for Di-IsoDecyl Phthalate

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice of filing and request for comments.

SUMMARY: This notice of filing announces that a petition has been filed requesting that di-isodecyl phthalate be added to the list of taxable substances. This notice of filing also requests comments on the petition. This notice of filing is not a determination that the list of taxable substances is modified.

DATES: Written comments and requests for a public hearing must be received on or before July 14, 2025.

ADDRESSES: Commenters are encouraged to submit public comments or requests for a public hearing relating to this petition electronically via the Federal eRulemaking Portal at <https://www.regulations.gov> (indicate public docket number IRS–2025–0040 or di-isodecyl phthalate) by following the online instructions for submitting

comments. Comments cannot be edited or withdrawn once submitted to the Federal eRulemaking Portal.

Alternatively, comments and requests for a public hearing may be mailed to: Internal Revenue Service, Attn:

CC:PA:01:PR (Notice of Filing for Di-IsoDecyl Phthalate), Room 5203, P.O. Box 7604, Ben Franklin Station,

Washington, DC 20044. All comments received are part of the public record and subject to public disclosure. All comments received will be posted

without change to <https://www.regulations.gov>, including any personal information provided. You should submit only information that you wish to make publicly available. If a public hearing is scheduled, notice of the time and place for the hearing will be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT:

Jacob W. Peeples at (202) 317–6855 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Request To Add Substance to the List

(a) *Overview*. A petition was filed pursuant to Rev. Proc. 2022–26 (2022–29 I.R.B. 90), as modified by Rev. Proc. 2023–20 (2023–15 I.R.B. 636), requesting that di-isodecyl phthalate be added to the list of taxable substances under section 4672(a) of the Internal Revenue Code (List). The petition requesting the addition of di-isodecyl phthalate to the List is based on weight and contains the information detailed in paragraph (b) of this document. The information is provided for public notice and comment pursuant to section 9 of Rev. Proc. 2022–26. The publication of petition information in this notice of filing is not a determination and does not constitute Treasury Department or IRS confirmation of the accuracy of the information published.

(b) *Petition Content*.

(1) *Substance name*: Di-isodecyl phthalate.

(2) *Petitioner*: Exxon Mobil Corporation, an exporter of di-isodecyl phthalate.

(3) *Proposed classification numbers*:

(i) *HTSUS number*: 2917.33.00.10.

(ii) *Schedule B number*:

2917.33.00.10.

(iii) *CAS number*: 68515–49–1.

(4) *Petition filing dates*:

(i) *Petition filing date for purposes of making a determination*: April 8, 2025.

(ii) *Petition filing date for purposes of section 11.02 of Rev. Proc. 2022–26, as modified by section 3 of Rev. Proc. 2023–20*: July 1, 2022.

(5) *Description from petition*: Di-isodecyl phthalate is a plasticizer is plasticizer used in plastic and rubber

products. Some examples of use are: as a plasticizer in polyvinyl chloride (PVC); in building and construction materials; in automotive care and fuel products; and in other commercial and consumer products, including adhesives and sealants, paints and coatings, electrical and electronic products, and other plastic and rubber products.

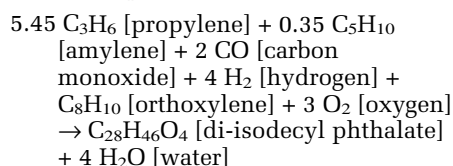
Di-isodecyl phthalate is made from propylene, orthoxylene (an isomer of xylene), amylene, carbon monoxide, hydrogen, and oxygen. Taxable chemicals constitute 64.5 percent by weight of the materials used to produce this substance.

(6) *Process identified in petition as predominant method of production of substance:* The predominant method of producing linear nonyl phthalate is via Esterification.

This process can be readily carried out in heated kettles with agitation and provision for water takeoff. Esterification catalysts (e.g., sulfuric acid or p-toluenesulfonic acid) speed the reaction and are neutralized, washed, and then removed. The purity requirements for commercial plasticizers are very high; phthalate esters are usually colorless and are mostly odorless. In the case of phthalates, the esterification is carried out through the reaction of phthalic anhydride and 2-ethylhexanol to produce dioctyl phthalate (DOP).

This reaction usually requires an excess of alcohol, which is readily recycled. Analogous syntheses yield aliphatic dicarboxylic acid esters, benzoates, and trimellitates.

(7) *Stoichiometric material consumption equation, based on process identified as predominant method of production:*



(8) *Tax rate calculated by Petitioner, based on Petitioner's conversion factors for taxable chemicals used in production of substance:*

(i) *Tax rate:* \$7.31 per ton.

(ii) *Conversion factors:* 0.51 for propylene and 0.24 for xylene.

(9) *Public docket number:* IRS–2025–0040.

Michael Beker,

Senior Counsel (Energy, Credits, and Excise Tax), IRS Office of Chief Counsel.

[FR Doc. 2025–08321 Filed 5–12–25; 8:45 am]

BILLING CODE 4830–01–P

DEPARTMENT OF VETERANS AFFAIRS

Solicitation of Nominations for the Appointment to the Advisory Committee on Tribal and Indian Affairs

AGENCY: Department of Veterans Affairs.

ACTION: Notice of solicitation for nominations.

SUMMARY: The Department of Veterans Affairs (VA), Office of Public and Intergovernmental Affairs (OPIA), Office of Tribal Government Relations (OTGR), is seeking nominations of qualified candidates to be considered for appointment as a member of the Advisory Committee on Tribal and Indian Affairs (“the Committee”) to represent the following Indian Health Service (IHS) Areas: Great Plains, Portland, Phoenix, Oklahoma City, Alaska, Albuquerque, Native Hawaiian, Urban Indian, and Member At-Large.

DATES: Nominations for membership on the Committee must be received no later than 5:00 p.m. EST on July 18, 2025.

ADDRESSES: All nomination packages (Application, should be mailed to the Office of Tribal Government Relations, 810 Vermont Ave. NW, Suite 915H (075), Washington, DC 20420 or emailed to: tribalgovernmentconsultation@va.gov.

FOR FURTHER INFORMATION CONTACT: Veronica Duncan (Veronica.Duncan@va.gov), Office of Tribal Government Relations, 810 Vermont Ave. NW, Ste 915H (075), Washington, DC 20420. A copy of the Committee charter can be obtained by contacting Veronica Duncan at 202–905–7294 or accessing the website managed by OTGR at: <https://www.va.gov/TRIBALGOVERNMENT/index.asp>.

SUPPLEMENTARY INFORMATION: In carrying out the duties set forth, the Committee responsibilities include, but are not limited to:

(1) Identify for the Department evolving issues of relevance to Indian tribes, tribal organizations and Native American Veterans relating to programs and services of the Department;

(2) Propose clarifications, recommendations and solutions to address issues raised at tribal, regional and national levels, especially regarding any tribal consultation reports;

(3) Provide a forum for Indian tribes, tribal organizations, urban Indian organizations, Native Hawaiian organizations and the Department to discuss issues and proposals for changes to Department regulations, policies and procedures;

(4) Identify priorities and provide advice on appropriate strategies for

tribal consultation and urban Indian organizations conferring on issues at the tribal, regional, or national levels;

(5) Ensure that pertinent issues are brought to the attention of Indian tribes, tribal organizations, urban Indian organizations and Native Hawaiian organizations in a timely manner, so that feedback can be obtained;

(6) Encourage the Secretary to work with other Federal agencies and Congress so that Native American Veterans are not denied the full benefit of their status as both Native Americans and Veterans;

(7) Highlight contributions of Native American Veterans in the Armed Forces;

(8) Make recommendations on the consultation policy of the Department on tribal matters;

(9) Support a process to develop an urban Indian organization confer policy to ensure the Secretary confers, to the maximum extent practicable, with urban Indian organizations; and

(10) With the Secretary's written approval, conduct other duties as recommended by the Committee.

Authority: The Committee was established in accordance with section 7002 of Public Law 116–315 (H.R.7105—Johnny Isakson and David P. Roe, M.D. Veterans Health Care and Benefits Improvement Act of 2020). In accordance with Public Law 116–315, the Committee provides advice and guidance to the Secretary of Veterans Affairs on all matters relating to Indian tribes, tribal organizations, Native Hawaiian organizations, and Native American Veterans. The Committee serves in an advisory capacity, making recommendations to the Secretary on ways the Department can improve the programs and services of the Department to better serve Native American Veterans.

Membership Criteria: OTGR is requesting nominations for the current and/or upcoming vacancies on the Committee. The Committee is composed of 15 voting members. As required by statute, the members of the Committee are appointed by the Secretary from the general public, including:

(1) At least one member of each of the 12 IHS service areas is represented in the membership of the Committee nominated by Indian tribes or tribal organization.

(2) At least one member of the Committee represents the Native Hawaiian Veteran community nominated by a Native Hawaiian Organization.

(3) At least one member of the Committee represents urban Indian

organizations nominated by a national urban Indian organization.

(4) Not fewer than half of the members are Veterans, unless the Secretary determines that an insufficient number of qualified Veterans were nominated.

(5) No member of the Committee may be an employee of the Federal Government.

In accordance with Public Law 116–315, the Secretary determines the number and terms of service for members of the Committee, which are appointed by the Secretary, except that a term of service of any such member may not exceed a term of two years. Additionally, a member may be reappointed for one additional term at the Secretary's discretion.

Professional Qualifications: In addition to the criteria above, VA seeks—

(1) Professional and personal qualifications relevant to the functions and tasks to be performed by the committee;

(2) Experience in military service and military deployments (please identify your Branch of Service and Rank);

(3) Current work with Veterans;

(4) Committee subject matter expertise; and

(5) Experience working in large and complex organizations.

Requirements for Nomination Submission

Nominations should be typewritten (one nomination per nominator).

Nomination package should include: (1) a letter of nomination by an Indian tribe or tribal organization that clearly states the name and affiliation of the nominee, the basis for the nomination (*i.e.* specific attributes which qualify the nominee for service in this capacity), and a statement from the nominee indicating a willingness to serve as a member of the Committee; (2) the nominee's contact information, including name, mailing address, telephone number(s), and email address; (3) the nominee's curriculum vitae or resume, *not to exceed five pages* and (4) a summary of the nominee's experience and qualification relative to the *professional qualifications* criteria listed above. The individual selected for appointment to the Committee shall

be invited to serve a two-year term. All members will receive travel expenses and a per diem allowance in accordance with the Federal Travel Regulations for any travel made in connection with their duties as members of the Committee.

The Department strives to fairly balance committee membership through consideration of points of view represented and functions to be performed by the advisory committee, consistent with section 1004(b)(2), title 5, U.S.C., and the FACA Final Rule, section 102–3.60, title 41, CFR. Nominations must state that the nominee is willing to serve as a member of the Committee and appears to have no conflict of interest that would preclude membership. An ethics review is conducted for each selected nominee.

Dated: May 6, 2025.

Jelessa M. Burney,

Federal Advisory Committee Management Officer.

[FR Doc. 2025–08245 Filed 5–12–25; 8:45 am]

BILLING CODE 8320–01–P

Reader Aids

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Vol. 90, No. 91

Tuesday, May 13, 2025

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LIST OF PUBLIC LAWS

Note: No public bills which have become law were received by the Office of the Federal Register for inclusion

in today's **List of Public Laws**.

Last List April 14, 2025

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