

6. the requirement for halibut to not be allowed on deck without an observer present at § 679.93(c)(5).

The exemptions to § 679.7(a)(2) and (o)(4) would be needed only if the BUC were to reach the 2009 Amendment 80 cooperative apportionment of halibut mortality (1,793 mt). In the event that BUC reaches this amount, the BUC's directed fishery for groundfish would close. If the amount of halibut mortality savings estimated under this EFP shows less mortality than the amount estimated using standard 2009 halibut discard mortality rates established for the Bering Sea trawl fisheries (February 17, 2009, 74 FR 7333), BUC may be allowed to continue fishing for groundfish species later in the year, with some limitations. The BUC would be required to submit a report to NMFS and the IPHC of the estimated halibut mortality saved during the Phase I agency review and determination of halibut savings. After review and approval by NMFS, the BUC may be allowed to do subsequent EFP fishing at the end of the year as Phase II fishing under the EFP. The BUC would be limited to no more than the BUC's Amendment 80 groundfish allocation. The additional amount of halibut caught would not exceed the amount of the halibut mortality savings under the EFP, or BUC's 2009 allocation of halibut PSC.

This EFP would apply for the period of time required to complete the experiment in Phase I and potentially in subsequent fishing in Phase II, during 2009, in areas of the BSAI open to directed fishing by the BUC. The EFP activities would be of limited scope and duration and would not be expected to change the nature or duration of the groundfish fishery, fishing practices or gear used, or the amount or species of fish caught by the BUC.

The activities that would be conducted under this EFP are not expected to have a significant impact on the human environment as detailed in the categorical exclusion issued for this action (see **ADDRESSES**).

In accordance with § 679.6, NMFS has determined that the proposal warrants further consideration and has forwarded the application to the Council to initiate consultation. The Council will consider the EFP application during its April 2009 meeting, which will be held at the Hilton Hotel in Anchorage, Alaska. The applicant has been invited to appear in support of the application.

Public Comments

Interested persons may comment on the application at the April 2009 Council meeting during public testimony. Information regarding the

meeting is available at the Council's website at <http://alaskafisheries.noaa.gov/npfmc/council.htm>. Copies of the application and categorical exclusion are available for review from NMFS (see **ADDRESSES**).

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

Dated: March 17, 2009.

Emily H. Menashes,

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

[FR Doc. E9-6350 Filed 3-20-09; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648-XO19

Permits; Foreign Fishing

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

ACTION: Notice of receipt of foreign fishing application; request for comments.

SUMMARY: NMFS publishes for public review and comment information regarding a permit application for transshipment of Atlantic herring by Canadian vessels, submitted under provisions of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act).

DATES: Comments must be received by April 6, 2009.

ADDRESSES: Send comments or requests for a copy of the application to Mi Ae Kim, Trade and Marine Stewardship Division, Office of International Affairs, NMFS, 1315 East-West Highway, Silver Spring, MD. Comments on this notice may also be submitted by e-mail to nmfs.foreignfishing@noaa.gov. Include in the subject line the following document identifier: RIN 0648-XO19.

FOR FURTHER INFORMATION CONTACT: Mi Ae Kim, Office of International Affairs, (301) 713-9090.

SUPPLEMENTARY INFORMATION:

Background

Section 204(d) of the Magnuson-Stevens Act (16 U.S.C. 1824(d)) authorizes the Secretary of Commerce (Secretary) to issue a transshipment permit authorizing a vessel other than a vessel of the United States to engage in fishing consisting solely of transporting fish or fish products at sea from a point within the United States Exclusive Economic Zone (EEZ) or, with the concurrence of a state, within the

boundaries of that state to a point outside the United States. In addition, Public Law 104-297, section 105(e) directs the Secretary to issue section 204(d) permits for up to 14 Canadian transport vessels to receive Atlantic herring harvested by United States fishermen and to be used in sardine processing. Transshipment must occur from within the boundaries of the State of Maine or within the portion of the EEZ east of the line 69 degrees 30 minutes west and within 12 nautical miles from the seaward boundary of that State.

Section 204(d)(3)(D) of the Magnuson-Stevens Act provides that an application may not be approved until the Secretary determines that "no owner or operator of a vessel of the United States which has adequate capacity to perform the transportation for which the application is submitted has indicated ... an interest in performing the transportation at fair and reasonable rates." NMFS is publishing this notice as part of its effort to make such a determination with respect to the application described below.

Section 204(d)(3)(B) of the Magnuson-Stevens Act provides that an application may not be approved until the Secretary determines that "the applicant will comply with the requirements described in section 201(c)(2) with respect to activities authorized by any permit issued pursuant to the application." Section 201(c)(2) identifies multiple requirements related to monitoring, compliance, and enforcement, such as allowing authorized officers to board and inspect vessels, installation and use of position-fixing and identification equipment, and stationing of observers.

Summary of Application

NMFS received an application requesting authorization for 10 Canadian transport vessels to receive transfers of herring from United States purse seine vessels, stop seines, and weirs for the purpose of transporting the herring to Canada for processing. The transshipment operations will occur within the boundaries of the State of Maine or within the portion of the EEZ east of the line 69 degrees 30 minutes west and within 12 nautical miles from the seaward boundary of that State.

Interested U.S. vessel owners and operators may obtain a copy of the complete application from NMFS (see **ADDRESSES**).

Dated: March 18, 2009.

Rebecca Lent,

*Director, Office of International Affairs,
National Marine Fisheries Service.*

[FR Doc. E9-6349 Filed 3-20-09; 8:45 am]

BILLING CODE 3510-22-S

DEPARTMENT OF COMMERCE

National Technical Information Service

Publication of the 2009 Export Administration Regulations

AGENCY: National Technical Information Service, Commerce.

ACTION: Regulations available for purchase.

SUMMARY: The National Technical Information Service (NTIS) is accepting orders for the 2009 edition of the Export Administration (EA) Regulations, which should be available on or about April 5, 2009. The EA Regulations are meant to protect the United States from foreign threats. Failure to comply with the EA Regulations can result in adverse publicity, loss of export privileges, fines, and imprisonment.

DATES: Orders may be placed upon publication of this notice.

ADDRESSES: To order the Export Administration Regulations fax: (703) 605-6880 (24 hours/7 days a week); or e-mail: subscriptions@ntis.gov. To order by mail: National Technical Information Service, 5285 Port Royal Road, Springfield, VA 22161.

FOR FURTHER INFORMATION CONTACT: For additional information contact the subscription desk at 1-800-363-2068 or (703) 605-6060, 8:30 a.m.-5 p.m., Eastern Time, M-F.

SUPPLEMENTARY INFORMATION: The EA Regulations are issued by the United States Department of Commerce, Bureau of Industry & Security (BIS) under laws relating to the control of certain exports, re-exports, and related activities. The EA Regulations serve the national security, foreign policy, and nonproliferation interests of the United States. They assist the United States in carrying out certain international obligations. They restrict access to dual use items by countries or persons that might apply such items to uses inimical to U.S. interests. They protect the United States from the adverse impact of the unrestricted export of commodities in short supply. In addition, they contain provisions designed to ensure that United States persons are not improperly supporting an unsanctioned foreign boycott or restrictive trade practice. The EA Regulations offer authoritative guidance

on all of these matters as well as assisting businesses in determining when an export license is necessary; explaining how to obtain one; clarifying the policies that are followed in considering license applications; and explaining how exporters can learn about the latest changes and requirements.

Dated: February 27, 2009.

Donald Hagen,

Associate Director, NTIS.

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BILLING CODE 3510-04-P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID: DOD-2009-OS-0047]

Privacy Act of 1974; Systems of Records

AGENCY: National Security Agency/ Central Security Service, DoD.

ACTION: Notice to amend a system of records.

SUMMARY: The National Security Agency (NSA) is proposing to amend a system of records notice in its inventory of record systems subject to the Privacy Act of 1974, (5 U.S.C. 552a), as amended.

DATES: This proposed action will be effective without further notice on April 22, 2009 unless comments are received which would result in a contrary determination.

ADDRESSES: Send comments to the National Security Agency/ Central Security Service, Freedom of Information Act and Privacy Act Office, 9800 Savage Road, Suite 6248, Ft. George G. Meade, MD 20755-6248.

FOR FURTHER INFORMATION CONTACT: Ms. Anne Hill at (301) 688-6527.

SUPPLEMENTARY INFORMATION: The National Security Agency's systems of notices subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the address above.

The specific changes to the records systems being amended are set forth below followed by the notices, as amended, published in their entirety. The proposed amendments are not within the purview of subsection (r) of the Privacy Act of 1974, (5 U.S.C. 552a), as amended, which requires the submission of a new or altered system record.

Dated: March 18, 2009.

Morgan E. Frazier,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

GNSA 12

NSA/CSS Training (February 22, 1993, 58 FR 10531).

CHANGES:

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SYSTEM NAME:

Delete entry and replace with "NSA/CSS Education, Training and Workforce Development."

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CATEGORIES OF RECORDS IN THE SYSTEM:

Delete entry and replace with "Files may consist of individual name, Social Security Number (SSN), employee identification number, date of birth, home address, home telephone number, education level, and scholastic achievements; forms; correspondence; memoranda; testing information (tests, test results, test grades); course grades; student course and instructor evaluations; course and class rosters/ attendance rosters; grade reports; registration records requirements; course and training histories; rosters of individuals by skill community/ specialty; attendance and time utilization reports for students and instructors; biographical sketches where required and appropriate; student disciplinary actions and complaints; waiver requests and responses; reimbursement and service agreements where appropriate; and other records related to civilian and military training as required and appropriate (e.g., copies of contracts, Authorizations, Agreement, and Certification of Training forms, Economy Act Orders, welcome letters, course agendas; class schedules; visit request information; bus confirmation e-mail; course materials; e-print order for course material; Video Teleconferencing confirmation; and additional assessment tool forms."

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Delete entry and replace with "5 U.S.C. 4101-4118, Training; E.O. 11348, Providing for the Further Training of Government Employees; Section 10 of Public Law 86-36, National Security Agency Act of 1959; and E.O. 9397 (SSN)."

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ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Delete entry and replace with "In addition to those disclosures generally