

(PFU) and Person Followup Reinterview (PFU RI) operations as part of the 2010 Census. Changes were made to this request since the notice was published in the **Federal Register** (Vol. 74, No. 249, 69061, December 30, 2009). Respondent debriefings of the CCM Person Interview (PI) and CCM PFU have been added. These are to be conducted as part of a CCM evaluation. Details of this evaluation were not yet available at the time of this notice or in time to include in the CCM PI OMB package.

The CCM program will provide estimates of net coverage error and components of census coverage (including omissions and erroneous enumerations) for housing units and persons in housing units (see Definition of Terms in Part B, Collections of Information Employing Statistical Methods). The data collection and matching methodologies for previous coverage measurement programs were designed only to measure net coverage error.

The 2010 CCM will be comprised of two samples selected to measure census coverage of housing units and the household population: The population sample (P sample) and the enumeration sample (E sample). The primary sampling unit is a block cluster, which consists of one or more contiguous census blocks. The P sample is a sample of housing units and persons obtained independently from the census for a sample of block clusters. The E sample is a sample of census housing units and enumerations in the same block cluster as the P sample. The PFU operation will contain approximately 57,776 sample addresses. The PFU RI Operation will be a sample of those cases with an estimate 8,667 sample addresses.

The paper PFU questionnaire will be used to collect address and dates of stay information for persons selected for followup to verify their residence on Census Day (April 1, 2010) and on the day of the CCM Person Interview for that household. PFU will also contain questions to resolve match and duplication status discrepancies between the CCM Person Interview and the Census.

We also will conduct a quality control operation called PFU Reinterview (PFU RI) on 15 percent of the PFU cases. The purpose of the operation is to confirm that the PFU enumerator conducted a PFU interview with an actual household member or a valid proxy respondent and to conduct a full PFU interview when falsification is suspected.

In addition to the CCM PFU and PFU RI operations, respondent debriefings of the CCM Person Interview (PI) and CCM

PFU will be conducted. The purpose of the respondent debriefings is to obtain a qualitative gauge of how well the PI and PFU instruments performed the tasks they were designed to accomplish, those being to capture members of the household and assign usual residence. Census Residence Rules experts will observe approximately 220 PI and PFU personal visit interviews and ask respondent debriefing questions at approximately 110 households (80 PI households and 30 PFU households). They will clarify or verify the usual residence of the persons listed and other persons who should have been counted. The experts will audiotape all observed interviews and debriefings of respondents if permission is given by the respondent. These audiotapes are for use in evaluations.

*Affected Public:* Individuals or households.

*Frequency:* One time.

*Respondent's Obligation:* Mandatory (participation in debriefings is voluntary).

*Legal Authority:* Title 13 U.S.C., Sections 141 and 193.

*OMB Desk Officer:* Brian Harris-Kojetin, (202) 395-7314.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, Departmental Paperwork Clearance Officer, (202) 482-0266, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at [dhynek@doc.gov](mailto:dhynek@doc.gov)).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to Brian Harris-Kojetin, OMB Desk Officer either by fax (202-395-7245) or email ([bharrisk@omb.eop.gov](mailto:bharrisk@omb.eop.gov)).

Dated: May 28, 2010.

**Glenna Mickelson,**

*Management Analyst, Office of the Chief Information Officer.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XW63

#### Magnuson Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permits

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and

Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; request for comments.

**SUMMARY:** The Regional Administrator, Southwest Region, NMFS, has made a preliminary determination that an application for an Exempted Fishing Permit (EFP) warrants further consideration. The application was submitted by members of the Pacific sardine fishing industry, who request an exemption from seasonal closures of the directed fishery to conduct a survey designed to estimate the population size of Pacific sardine. NMFS requests public comment on the application.

**DATES:** Comments must be received by July 6, 2010.

**ADDRESSES:** You may submit comments on this notice, identified by 0648-XW63, by any one of the following methods:

- Mail: Rodney R. McInnis, Regional Administrator, Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802.
- Fax: (562) 980-4047, Att: Joshua Lindsay.

**FOR FURTHER INFORMATION CONTACT:** A copy of the application can viewed at the following website [http://swr.nmfs.noaa.gov/fmd/cps/Sardine\\_EFP\\_2010\\_Full\\_Application\\_042910-1.pdf](http://swr.nmfs.noaa.gov/fmd/cps/Sardine_EFP_2010_Full_Application_042910-1.pdf); or by contacting Joshua Lindsay, Southwest Region, NMFS, (562) 980-4034.

**SUPPLEMENTARY INFORMATION:** On March 10, 2010, NMFS published a final rule implementing the harvest guideline (HG) and annual specifications for the 2010 Pacific sardine fishing season off the U.S. West Coast (75 FR 11068). As part of these management measures the Council recommended, and NMFS approved, that 5,000 metric tons (mt) of the maximum harvest guideline (HG) be initially subtracted and set aside for potential industry based research projects. Members of the Pacific sardine fishing industry, concerned about the difficulty of securing fishing vessels for research purposes during the normal fishing season, requested this separate allocation so that they could conduct research fishing activities after fishing is closed. The 5,000 mt set aside was intended to allow for potential research fishing in the second seasonal period (July 1 - September 14, 2009) and third seasonal period (September 15 - December 31, 2009), to continue if that period's directed fishery allocation is reached and directed fishing is closed.

NMFS approval and issuance of an EFP is required to conduct the fishing activities proposed by the applicants to occur when directed fishing is not

allowed. At the March 2010 Council meeting, the Council reviewed an EFP application that proposed to utilize the entire 5,000 mt set aside. The applicants proposed the use of 4200 mt to replicate the summer survey conducted under the EFP approved in 2009 and expand the sample size and area covered. In addition to the summer survey, the applicants proposed to use 800 mt of the set aside to run a fall pilot project to test the viability of alternative tools and methodologies. The proposal went forward for public comment and was reviewed by the Council again at their April meeting, at which time the Council recommended that NMFS approve and issue the EFP.

One of the goals set forth in the EFP application is the development of an index of biomass for Pacific sardine, with the desire that this index be included in the subsequent Pacific sardine stock assessment. If NMFS determines that an EFP cannot be issued, then the set aside will be re-allocated to the third period's directed harvest allocation. Any research set aside attributed to an EFP for use during the closed fishing time in the second allocation period (prior to September 15), but not utilized, will roll into the third allocation period's directed fishery. Any research set aside attributed to an EFP for use during the closed fishing time in the third allocation period, but not utilized, will not be re-allocated.

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

Dated: May 28, 2010.

**Carrie Selberg,**

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

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XW53

#### Atlantic Coastal Fisheries Cooperative Management Act Provisions; Application for Exempted Fishing Permit; Horseshoe Crabs

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

**ACTION:** Notification of a proposal to conduct exempted fishing; request for comments.

**SUMMARY:** The Acting Director, Office of Sustainable Fisheries, has made a

preliminary determination that the subject exempted fishing permit (EFP) application submitted by Limuli Laboratories of Cape May Court House, New Jersey, contains all the required information and warrants further consideration. The proposed EFP would allow the harvest of up to 10,000 horseshoe crabs from the Carl N. Shuster Jr. Horseshoe Crab Reserve for biomedical purposes and require, as a condition of the EFP, the collection of data related to the status of horseshoe crabs within the reserve. The Acting Director has also made a preliminary determination that the activities authorized under the EFP would be consistent with the goals and objectives of the Atlantic States Marine Fisheries Commission's (Commission) Horseshoe Crab Interstate Fisheries Management Plan (FMP). However, further review and consultation may be necessary before a final determination is made to issue the EFP. Therefore, NMFS announces that the Acting Director proposes to recommend that an EFP be issued that would allow up to 3 commercial fishing vessels to conduct fishing operations that are otherwise restricted by the regulations promulgated under the Atlantic Coastal Fisheries Cooperative Management Act (Atlantic Coastal Act). The EFP would allow for an exemption from the Carl N. Shuster Jr. Horseshoe Crab Reserve (Reserve).

Regulations under the Atlantic Coastal Act require publication of this notification to provide interested parties the opportunity to comment on applications for proposed EFPs.

**DATES:** Written comments on this action must be received on or before June 18, 2010.

**ADDRESSES:** Written comments should be sent to Emily Menashes, Acting Director, Office of Sustainable Fisheries, NMFS, 1315 East-West Highway, Room 13362, Silver Spring, MD 20910. Mark the outside of the envelope "Comments on Horseshoe Crab EFP Proposal." Comments may also be sent via fax to (301) 713-0596. Comments on this notice may also be submitted by e-mail to: [Horseshoe-Crab.EFP@noaa.gov](mailto:Horseshoe-Crab.EFP@noaa.gov). Include in the subject line of the e-mail comment the following document identifier: Horseshoe Crab EFP Proposal.

**FOR FURTHER INFORMATION CONTACT:** Brian Hooker, Fishery Management Specialist, (301) 713-2334 ext. 173.

**SUPPLEMENTARY INFORMATION:**

#### Background

Limuli Laboratories submitted an application for an EFP on May 14, 2010, to collect up to 10,000 horseshoe crabs

for biomedical and data collection purposes from the Reserve. The applicant has applied for, and received, a similar EFP every year from 2001-2009. The current EFP application specifies that: (1) the same methods would be used in 2010 that were used in years 2001-2009, (2) at least 15 percent of the bled horseshoe crabs would be tagged, and (3) there had not been any sighting or capture of marine mammals or endangered species in the trawling nets of fishing vessels engaged in the collection of horseshoe crabs since 1993. The project submitted by Limuli Laboratories would provide morphological data on horseshoe crab catch, would tag caught horseshoe crabs, and would use the blood from the caught horseshoe crabs to manufacture *Limulus Amebocyte Lysate* (LAL), an important health and safety product used for the detection of endotoxins. The LAL assay is used by medical professionals, drug companies, and pharmacies to detect endotoxins in intravenous pharmaceuticals and medical devices that come into contact with human blood or spinal fluid.

#### Results of 2009 EFP

No horseshoe crabs were collected from the Reserve by the applicant during the 2009 season. Thus, no results were submitted. The last year in which the applicant actually collected horseshoe crabs authorized under an EFP was 2007. Results from 2007 were published in the **Federal Register** on June 2, 2008 (73 FR 31434), and thus are not repeated here. Data collected under previous EFPs were supplied to NMFS, the Commission, and the State of New Jersey.

#### Proposed 2010 EFP

Limuli Laboratories proposes to conduct an exempted fishery operation using the same means, methods, and seasons proposed/utilized during the EFPs in 2001-2009. Limuli proposes to continue to tag at least 15 percent of the bled horseshoe crabs as they did in 2007. NMFS would require that the following terms and conditions be met for issuance of the EFP:

1. Limiting the number of horseshoe crabs collected in the Reserve to no more than 500 crabs per day and to a total of no more than 10,000 crabs per year;

2. Requiring collections to take place over a total of approximately 20 days during the months of July, August, September, October, and November. (Horseshoe crabs are readily available in harvestable concentrations nearshore earlier in the year, and offshore in the Reserve from July through November);