

changes to phase II. Should there be additions to phases III or IV, we intend to provide at least 6 months' notice to persons and industries affected by those changes to facilitate compliance with the new requirements. Changes will be announced in the **Federal Register**.

The Federal Government will conduct studies in order to inform implementation of the amended Lacey Act, including with respect to products under HTS headings not listed in the current phase-in schedule. In addition, consistent with the requirements of the statute, we will review our experience with implementation and make decisions, including promulgating regulations, to guide any further phase in of the declaration requirement.

#### **Applicability of the Declaration Requirement**

At present, we will be enforcing the declaration requirement only as to formal consumption entries (*i.e.*, most commercial shipments). Also at this time, we do not intend to enforce the declaration requirement for informal entries (*i.e.*, most personal shipments), personal importations, or mail (unless subject to formal entry), transportation and exportation entries, in-transit movements, carnet importations (*i.e.*, merchandise or equipment that will be re-exported within a year), and foreign trade zone and warehouse entries; however, we welcome public comment on enforcement of the declaration requirement with regard to those types of entries. Further, we will only enforce a declaration for the product being imported and not for sundries that ordinarily accompany the product (*e.g.*, tags, labels, manuals, and warranty cards).

#### **Declaration Form**

A printable declaration form is currently available for voluntary submission on the Internet at [http://www.aphis.usda.gov/plant\\_health/lacey\\_act/index.shtml](http://www.aphis.usda.gov/plant_health/lacey_act/index.shtml) or from the person listed under **FOR FURTHER INFORMATION CONTACT**. You may submit completed declaration forms by mail to: The Lacey Act, c/o U.S. Dept of Agriculture, Box 10, 4700 River Road, Riverdale, MD 20737.

As indicated previously, we intend to collect the data required by the amended Lacey Act electronically and anticipate the majority of importers will not need to submit a paper declaration form. No agencies with Lacey Act enforcement authority will bring prosecutions or forfeiture actions for failing to complete the paper declaration form before April 1, 2009; however, if any person submits a form and it

contains false information, they may be prosecuted. We also invite public comment on the paper declaration form. Comments related to the content of the declaration form should be submitted by one of the methods provided under the heading **ADDRESSES** at the beginning of this notice and not to the Lacey Act mailbox. In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), APHIS requested and received the Office of Management and Budget's emergency approval to collect information that the Lacey Act requires importers to include in the declaration and that is not already being collected for other purposes. The emergency approval is valid for 6 months and allowed us to collect the information and make the paper form available for immediate use. On January 5, 2009, we published an information collection notice in the **Federal Register** (74 FR 259–260, Docket No. APHIS–2008–0136) soliciting comments from the public (as well as affected agencies) on these information collection requirements and requesting an extension of the 6-month emergency approval.

#### **Availability of Electronic System**

The Department of Homeland Security's Bureau of Customs and Border Protection (CBP) already collects some of the information that the Lacey Act amendments require importers to include in their declarations. CBP is currently modifying its Automated Commercial System (ACS) to collect the remaining data required to be declared. As noted in our October 2008 **Federal Register** notice, we intend to begin enforcement of the declaration requirements upon completion of those modifications. At this time, CBP still anticipates completing the changes to the system by April 1, 2009, and phase II remains scheduled to begin on April 1, 2009. If there are any changes to that date, we will notify the public through a **Federal Register** notice.

#### **Additional Information**

APHIS will continue to provide the latest information regarding the Lacey Act on our Web site, <http://www.aphis.usda.gov>. The Web site currently contains the Lacey Act, as amended; a slideshow covering background and context, new requirements, commodities and products covered, information on prohibitions, and the current status of implementation of the declaration requirement of the Lacey Act; frequently asked questions; the phase-in implementation plan; and the paper declaration form. The Web site will be

updated as new materials become available. We encourage persons interested in receiving timely updates on APHIS's Lacey Act efforts to register for our stakeholder registry at <https://web01.aphis.usda.gov/PPQStakeWeb2.nsf> and select "Lacey Act Declaration" as a topic of interest.

Done in Washington, DC, this 29th day of January 2009.

**William H. Clay,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. E9–2232 Filed 1–29–09; 4:15 pm]

**BILLING CODE 3410–34–P**

### **COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED**

#### **Information Collection To Be Submitted to the Office of Management and Budget (OMB) for Approval Under the Paperwork Reduction Act; Initial Certification**

**AGENCY:** Committee for Purchase From People Who Are Blind or Severely Disabled.

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

**SUMMARY:** The Committee for Purchase From People Who Are Blind or Severely Disabled (Committee) is submitting the information collection listed below to OMB for approval under the provisions of the Paperwork Reduction Act. This notice solicits comments on those information collection activities.

**DATES:** Submit your written comments on the information collection on or before April 8, 2009.

**ADDRESSES:** Submit your comments on the requirements to Edward Yang, Chief Information Officer, Committee for Purchase From People Who Are Blind or Severely Disabled, 1421 Jefferson Davis Highway, Jefferson Plaza 2, Suite 10800, Arlington, VA 22202–3259; fax (703) 603–0655; or e-mail to [rulecomments@abilityone.gov](mailto:rulecomments@abilityone.gov).

#### **FOR FURTHER INFORMATION CONTACT:**

Edward Yang to request a copy of the applicable forms or explanatory material at the addresses shown above.

**SUPPLEMENTARY INFORMATION:** The Office of Management and Budget (OMB) regulations at 5 CFR Part 1320, which implement provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities [see 5 CFR 1320.8(d)]. The Committee plans to submit a request to OMB to renew its

approval of the information collection concerning initial certification of nonprofit agencies serving people who are blind or who have other severe disabilities to participate in the Javits-Wagner-O'Day (JWOD) Program. The Committee will request a 3-year term of approval for these information collection activities.

Federal agencies may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for these collections of information are 3037-0002 and 3037-0001.

The Javits-Wagner-O'Day Act of 1971 (41 U.S.C. 46-48c) is the authorizing legislation for the AbilityOne Program. The AbilityOne Program creates jobs and training opportunities for people who are blind or who have other severe disabilities. Its primary means of doing so is by requiring Government agencies to purchase selected products and services from nonprofit agencies employing such individuals. The AbilityOne Program is administered by the Committee. Two national, independent organizations, National Industries for the Blind (NIB) and NISH, help State and private nonprofit agencies participate in the AbilityOne Program.

The implementing regulations for the Javits-Wagner-O'Day Act, which are located at 41 CFR Chapter 51, provide the requirements, procedures, and standards for the AbilityOne Program. Section 51-4.2 of the regulations sets forth the standards that a nonprofit agency must meet to qualify for participation in the AbilityOne Program. Under this section of the regulations, a nonprofit agency that would like to participate in the AbilityOne Program must submit documentation (e.g., articles of incorporation and by-laws) demonstrating its nonprofit status and a completed copy of the appropriate Initial Certification form (Committee Form 401 or 402). This documentation helps the Committee determine whether the applicant nonprofit agency is appropriate for inclusion in the AbilityOne Program.

This information collection renewal request seeks approval for the Committee to continue to collect the information required under 41 CFR 51-4.3 of the regulations so that the Committee can continue to verify the appropriateness of nonprofit agencies that would like to participate in the AbilityOne Program. There are no changes to these current collection activities in this renewal request.

*Title:* Annual Certification—Qualified Nonprofit Agency Serving People Who Are Blind, 41 CFR 51-4.2.

*OMB Control Number:* 3037-0001.

*Form Number:* Committee Form 403.

*Description of Respondents:*

Nonprofit agencies serving people who are blind that would like to participate in the AbilityOne Program.

*Annual Number of Respondents:*

About 70 nonprofit agencies serving people who are blind will annually request to be newly verified for participation in the AbilityOne Program.

*Total Annual Burden Hours:* Burden is estimated to average 6 hours per respondent. Total annual burden is 420 hours. **Note:** This burden estimate is only for the reporting of information; a separate burden estimate exists for the recordkeeping requirement.

*Title:* Initial Certification—Qualified Nonprofit Agency Serving People Who Are Severely Disabled, 41 CFR 51-4.2.

*OMB Control Number:* 3037-0002.

*Form Number:* Committee Form 404.

*Description of Respondents:*

Nonprofit agencies serving people who are severely disabled that would like to participate in the AbilityOne Program.

*Annual Number of Respondents:*

About 550 nonprofit agencies serving people who are severely disabled will annually request to be newly verified for participation in the AbilityOne Program.

*Total Annual Burden Hours:* Burden is estimated to average 6 hours per respondent. Total annual burden is 3,300 hours. **Note:** This burden estimate is only for the reporting of information; a separate burden estimate exists for the recordkeeping requirement.

We invite comments concerning this renewal on: (1) Whether the collection of information is necessary for the proper performance of our agency's functions, including whether the information will have practical utility; (2) the accuracy of our estimate of the burden of the 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 respondents.

**Kimberly M. Zeich,**

*Deputy Executive Director.*

[FR Doc. E9-2230 Filed 2-2-09; 8:45 am]

**BILLING CODE 6353-01-P**

## BROADCASTING BOARD OF GOVERNORS

### Sunshine Act Meeting

**DATE AND TIME:** Friday, January 30, 2009; 5 p.m.-6 p.m.

**PLACE:** Cohen Building, Room 3360, 330 Independence Ave., SW., Washington, DC 20237.

**CLOSED MEETING:** The members of the Broadcasting Board of Governors (BBG) will meet in a special session to review and discuss budgetary issues relating to U.S. Government-funded non-military international broadcasting. This meeting is closed because if open it likely would either disclose matters that would be properly classified to be kept secret in the interest of foreign policy under the appropriate executive order (5 U.S.C. 552b.(c)(1)) or would disclose information the premature disclosure of which would be likely to significantly frustrate implementation of a proposed agency action. (5 U.S.C. 552b.(c)(9)(B)) In addition, part of the discussion will relate solely to the internal personnel and organizational issues of the BBG or the International Broadcasting Bureau. (5 U.S.C. 552b.(c)(2) and (6))

### FOR FURTHER INFORMATION CONTACT:

Persons interested in obtaining more information should contact Timi Nickerson Kenealy at (202) 203-4545.

**Timi Nickerson Kenealy,**  
*Acting Legal Counsel.*

[FR Doc. E9-2305 Filed 1-30-09; 4:15 pm]

**BILLING CODE 8610-01-P**

## COMMISSION ON CIVIL RIGHTS

### Sunshine Act Notice

**AGENCY:** United States Commission on Civil Rights.

**ACTION:** Notice of meeting.

**DATE AND TIME:** Wednesday, February 11, 2009; 11 a.m. e.s.t.

**PLACE:** Via Teleconference, Public Dial In—1-800-597-7623, Conference ID# 83711892.

### Meeting Agenda

- I. Approval of Agenda
- II. Program Planning
  - FY 2009 Statutory Report
- III. Future Agenda Items
- IV. Adjourn

### FOR FURTHER INFORMATION CONTACT:

Lenore Ostrowsky, Acting Chief, Public Affairs Unit (202) 376-8582.

Dated: January 30, 2009.

**David Blackwood,**  
*General Counsel.*

[FR Doc. E9-2327 Filed 1-30-09; 4:15 pm]

**BILLING CODE 6335-01-P**