i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).

ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.

iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.

iv. Describe any assumptions and provide any technical information and/or data that you used.

v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.

vi. Provide specific examples to illustrate your concerns and suggest alternatives.

vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

viii. Make sure to submit your comments by the comment period deadline identified.

3. *Environmental justice*. EPA seeks to achieve environmental justice, the fair treatment and meaningful involvement of any group, including minority and/or low income populations, in the development, implementation, and enforcement of environmental laws, regulations, and policies. To help address potential environmental justice issues, the Agency seeks information on any groups or segments of the population who, as a result of their location, cultural practices, or other factors, may have atypical or disproportionately high and adverse human health impacts or environmental effects from exposure to the pesticide(s) discussed in this document, compared to the general population.

**II. What Action is the Agency Taking?**

Under section 5 of FIFRA, 7 U.S.C. 136c, EPA can allow manufacturers to field test pesticides under development. Manufacturers are required to obtain an EUP before testing new pesticides or new uses of pesticides if they conduct experimental field tests on 10 acres or more of land or one acre or more of water.

Pursuant to 40 CFR 172.11(a), the Agency has determined that the following EUP amendment application may be of regional and national significance, and therefore is seeking public comment on the EUP amendment application:

*Submitter*: Monsanto Company, (524–EUP–99).

*Plant-incorporated Protectants*: 1) *Bacillus thuringiensis* Cry1A.105 protein and the genetic material necessary for its production (vector PV–ZMIR245) in event MON 89034 corn, 2) *Bacillus thuringiensis* Cry2Ab2 protein and the genetic material necessary for its production (vector PV–ZMIR245) in event MON 89034 corn, 3) *Bacillus thuringiensis* Cry3Bb1 protein and the genetic material necessary for its production (vector ZMIR39) in Event MON 88017 corn (OECD Unique Identifier: MON–88017–3), 4) *Bacillus thuringiensis* subspecies Cry1F protein and the genetic material necessary for its production (vector PHI 8999) in corn, and 5) *Bacillus thuringiensis* Cry34Ab1 and Cry35Ab1 proteins and the genetic material necessary for their production (vector PHP 17662) in Event DAS–59122–7 corn.

*Summary of Request*: On July 17, 2008, EPA approved Monsanto Company's application for an EUP for the testing of the combined trait corn product MON 89034 (Cry1A.105 and Cry2Ab2) x TC1507 (Cry1F) x MON 88017 (Cry3Bb1) x DAS–59122–7 (Cry34Ab1 and Cry35Ab1) as well as other event sub-combinations through June 30, 2009, appears elsewhere in this issue of the **Federal Register**. Monsanto proposes amending the EUP application to allow testing on a maximum 17,777.42 total program acres with a proposed planting season from February 15, 2009 through June 13, 2010. This acreage includes 3,736.72 acres of combined trait product, MON 89034 x TC1507 x MON 88017 x DAS–59122–7; 4,906.85 acres of other event sub-combinations; 5,257.82 acres of other corn containing registered plant-incorporated protectants to be used as comparators in these trials; and 3,876.03 acres of non-plant-incorporated protectant corn acres and border rows.

Trial protocols to be conducted include:

- Breeding and observation nursery.
- Inbred seed increase and sample hybrid production.
- Line *per se*, hybrid yield and herbicide tolerance.
- Insect efficacy.
- Product characterization and performance.
- Insect resistant management.
- Benefits trials.
- Seed treatment.

States and territories involved include: Alabama, Arkansas, California, Colorado, Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Puerto Rico, South Carolina, South Dakota, Tennessee, Texas, Washington, and Wisconsin.

A copy of the amendment application and any information submitted is available for public review in the docket established for this EUP amendment application as described under **ADDRESSES**.

Following the review of the amendment application and any comments and data received in response to this solicitation, EPA will decide whether to issue or deny the EUP request, and if issued, the conditions under which it is to be conducted. Any issuance of an EUP will be announced in the **Federal Register**.

**List of Subjects**

Environmental protection, Experimental use permits.

Dated: December 29, 2008.

**W. Michael McDavit,**

*Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.*

[FR Doc. E8–31410 Filed 1–7–08; 8:45 am]

**BILLING CODE 6560–50–S**

## FARM CREDIT ADMINISTRATION

### Farm Credit Administration Board; Regular Meeting

**AGENCY:** Farm Credit Administration.

**SUMMARY:** Notice is hereby given, pursuant to the Government in the Sunshine Act (5 U.S.C. 552b(e)(3)), of the regular meeting of the Farm Credit Administration Board (Board).

**DATE AND TIME:** The regular meeting of the Board will be held at the offices of the Farm Credit Administration in McLean, Virginia, on January 8, 2009, from 9 a.m. until such time as the Board concludes its business.

**FOR FURTHER INFORMATION CONTACT:** Roland E. Smith, Secretary to the Farm Credit Administration Board, (703) 883–4009, TTY (703) 883–4056.

**ADDRESSES:** Farm Credit Administration, 1501 Farm Credit Drive, McLean, Virginia 22102–5090.

**SUPPLEMENTARY INFORMATION:** Parts of this meeting of the Board will be open to the public (limited space available), and parts will be closed to the public. In order to increase the accessibility to Board meetings, persons requiring assistance should make arrangements in advance. The matters to be considered at the meeting are:

**Open Session**

A. *Approval of Minutes*

- December 11, 2008

B. *New Business*

- Auditors' Report on FCA FY 2008/ 2007 Financial Statements
- Registration of Loan Originators Under the Secure and Fair Enforcement for Mortgage Licensing Act of 2008

C. *Reports*

- OE Quarterly Report

**Closed Session** *

- Update on OE Oversight Activities

Dated: January 5, 2009.

**Roland E. Smith,**

*Secretary, Farm Credit Administration Board.*

[FR Doc. E9–121 Filed 1–5–09; 4:15 pm]

**BILLING CODE 6705–01–P**

## FEDERAL ELECTION COMMISSION

### Sunshine Act Notices

**AGENCY:** Federal Election Commission.

**DATE AND TIME:** Thursday, January 8, 2009, at 10 a.m.

**PLACE:** 999 E Street, NW., Washington, DC (Ninth Floor).

**STATUS:** This meeting will be open to the public.

**ITEMS TO BE DISCUSSED:**

Correction and Approval of Minutes.

Management and Administrative Matters.

Individuals who plan to attend and require special assistance, such as sign language interpretation or other reasonable accommodations, should contact Mary Dove, Commission Secretary, at (202) 694–1040, at least 72 hours prior to the hearing date.

**DATE AND TIME:** Friday, January 9, 2009, at 10 a.m.

**PLACE:** 999 E Street, NW., Washington, DC.

**STATUS:** This meeting will be closed to the public.

**ITEMS TO BE DISCUSSED:**

Compliance matters pursuant to 2 U.S.C. 437g.

Audits conducted pursuant to 2 U.S.C. 437g, § 438(b), and Title 26, U.S.C.

Matters concerning participation in civil actions or proceedings or arbitration.

Internal personnel rules and procedures or matters affecting a particular employee.

* Session Closed—Exempt pursuant to 5 U.S.C. 552b(c)(8) and (9).

**PERSON TO CONTACT FOR INFORMATION:** Robert Biersack, Press Officer, Telephone: (202) 694–1220.

**Darlene Harris,**

*Deputy Secretary of the Commission.*

[FR Doc. E8–31465 Filed 1–6–09; 8:45 am]

**BILLING CODE 6715–01–M**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Centers for Disease Control and Prevention

### Notice Regarding Revisions to the Laboratory Protocol To Measure the Quantity of Nicotine Contained in Smokeless Tobacco Products Manufactured, Imported, or Packaged in the United States

**AGENCY:** Centers for Disease Control and Prevention (CDC), Department of Health and Human Services.

**ACTION:** Notice and Summary of Public Comments.

**SUMMARY:** This notice amends the uniform protocol for the analysis of nicotine, total moisture, and pH in smokeless tobacco products (''Protocol''). The Protocol, originally published in the **Federal Register** in 1999 (64 FR 14086) and revised in the **Federal Register** on March 14, 2008 (73 FR 13903), implements the requirement of the Comprehensive Smokeless Tobacco Health Education Act (CSTHEA) of 1986 (15 U.S.C. 4401 *et seq.,* Pub. L. 99–252) that each person manufacturing, packaging, or importing smokeless tobacco products shall annually provide the Secretary of Health and Human Services (HHS) with a specification of the quantity of nicotine contained in each smokeless tobacco product. CDC re-published the notice in the **Federal Register** on June 23, 2008 (73 FR 35395) concerning the revision of the Protocol (1) To make a technical change to correct the date when the first report of information under the revised Protocol is due and (2) to solicit public comments concerning a change in the Protocol that increased the volume of water in the pH determination from 10 mL to 20 mL, and (3) to solicit public comments concerning the addition of the following commercial smokeless tobacco product categories: dry snuff portion packs, snus, snus portion packs, and pellet or compressed. This Notice also includes a summary of public comments and CDC's response to them.

The Protocol as published in the **Federal Register** on March 14, 2008 (73 FR 13903), remains in effect with the technical correction to the date as described in the **Federal Register** notice published on June 23, 2008 (73 FR 35395).

**DATES:** First report of information due June 30, 2009, with subsequent submissions due by March 31 of each year.

**FOR FURTHER INFORMATION, CONTACT:** Matthew McKenna, M.D., Director, Office on Smoking and Health, Centers for Disease Control and Prevention, *Telephone:* (770) 488–5701.

**SUPPLEMENTARY INFORMATION:** Since the implementation of the Protocol in 1999, several smokeless tobacco product categories have entered the U.S. smokeless tobacco market including snus, low moisture snuff sold in portion pouches, and smokeless tobacco sold in a compressed, pellet form. Some of the new smokeless tobacco product categories differ physically from previous smokeless tobacco categories, prompting a revision to the Protocol to reflect the current state of the marketplace.

Through its review of the Protocol, CDC also determined that an increase in volume of deionized, distilled water would facilitate measurements of pH values. After evaluating information that was brought to the attention of CDC regarding low moisture smokeless tobacco products packaged in portion pouches, CDC conducted an independent comparison of pH measurements in a wide variety of low and high moisture smokeless tobacco products. The results of the comparison indicated an acceptable (less than 2%) level of change in pH values when measurements were taken with 20 mL deionized, distilled water compared to the volume of deionized, distilled water specified in the previous Protocol. Increasing the volume of water in the mixture ensured that the matrix was sufficiently fluid to facilitate ease of measure. Thus, it is anticipated that the change in the volume of liquid for pH determination will facilitate the ease of measure of smokeless tobacco pH for all currently marketed smokeless tobacco categories (i.e., plug, twist, moist snuff, dry snuff, snus, loose leaf, chew, moist snuff in portion pouches, smokeless tobacco compressed into a pellet, and dry snuff in portion pouches).

*Summary of Public Comments and CDC's Response:* On June 23, 2008, a notice (73 FR 35395) was published reflecting the above discussed revisions to the Protocol and to solicit public comment on these specific changes. Six comments were received by the CDC, a majority of which suggested alternative approaches. A summary of the