

practical experience in maritime operations. GLPAC members serve for a term of 3 years and may be reappointed. All members serve at their own expense but receive reimbursement for travel and per diem expenses from the Federal Government.

In support of the Coast Guard policy on gender and ethnic nondiscrimination, we encourage qualified men and women and members of all racial and ethnic groups to apply. The Coast Guard values diversity, which includes persons with different characteristics and attributes who will enhance the mission of the Coast Guard.

Dated: November 30, 2009.

**W.A. Muilenburg,**

*Captain, U.S. Coast Guard, Office of Waterways Management.*

[FR Doc. E9-29125 Filed 12-7-09; 8:45 am]

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**DEPARTMENT OF HOMELAND SECURITY**

**Coast Guard**

[Docket No. USCG-2009-0973]

**Random Drug Testing Rate for Covered Crewmembers**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of minimum random drug testing rate.

**SUMMARY:** The Coast Guard has set the calendar year 2010 minimum random drug testing rate at 50 percent of covered crewmembers.

**DATES:** The minimum random drug testing rate is effective January 1, 2010 through December 31, 2010. Marine employers must submit their 2009 Management Information System (MIS) reports no later than March 15, 2010.

**ADDRESSES:** Annual MIS reports may be submitted to Commandant (CG-545), U.S. Coast Guard Headquarters, 2100 Second Street, SW., STOP 7581, Washington, DC 20593-7581 or by electronic submission to the following Internet address: <http://homeport.uscg.mil/Drugtestreports>.

**FOR FURTHER INFORMATION CONTACT:** For questions about this notice, please contact Mr. Robert C. Schoening, Drug and Alcohol Program Manager, Office of

Investigations and Casualty Analysis (CG-545), U.S. Coast Guard Headquarters, telephone 202-372-1033. If you have questions on viewing or submitting material to the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

**SUPPLEMENTARY INFORMATION:** Under 46 CFR 16.230, the Coast Guard requires marine employers to establish random drug testing programs for covered crewmembers on inspected and uninspected vessels.

Every marine employer is required by 46 CFR 16.500 to collect and maintain a record of drug testing program data for each calendar year, and submit this data by 15 March of the following year to the Coast Guard in an annual MIS report. Marine employers may either submit their own MIS reports or have a consortium or other employer representative submit the data in a consolidated MIS report.

The purpose of setting a minimum random drug testing rate is to assist the Coast Guard in analyzing its current approach for deterring and detecting illegal drug abuse in the maritime industry. The testing rate for calendar year 2010 is 50 percent.

The Coast Guard may lower this rate if, for two consecutive years, the drug test positive rate is less than 1.0 percent, in accordance with 46 CFR part 16.230(f)(2).

Since 2008 MIS data indicates that the positive rate is greater than one percent industry-wide (1.53 percent), the Coast Guard announces that the minimum random drug testing rate will continue at 50 percent of covered employees for the period of January 1, 2010 through December 31, 2010 in accordance with 46 CFR 16.230(e).

Each year, the Coast Guard will publish a notice reporting the results of random drug testing for the previous calendar year's MIS data and the minimum annual percentage rate for random drug testing for the next calendar year.

Dated: November 20, 2009.

**K.S. Cook,**

*Rear Admiral, United States Coast Guard, Director of Prevention Policy.*

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**BILLING CODE P**

**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

[FWS-R9-FHC-2009-N166; 71490-1351-0000-L5]

**Letters of Authorization To Take Marine Mammals**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of issuance.

**SUMMARY:** In accordance with the Marine Mammal Protection Act of 1972, as amended (MMPA), we, the Fish and Wildlife Service, have issued letters of authorization to take polar bears and Pacific walrus incidental to oil and gas industry exploration, development, and production activities in the Beaufort Sea and adjacent northern coast of Alaska and incidental to oil and gas industry exploration activities in the Chukchi Sea and adjacent western coast of Alaska.

**FOR FURTHER INFORMATION CONTACT:** Craig Perham at the Fish and Wildlife Service, Marine Mammals Management Office, 1011 East Tudor Road, Anchorage, AK 99503; (800) 362-5148 or (907) 786-3810.

**SUPPLEMENTARY INFORMATION:** On August 2, 2006, we published in the **Federal Register** (71 FR 43926) a final rule establishing regulations that allow us to authorize the nonlethal, incidental, unintentional take of small numbers of polar bears and Pacific walrus during year-round oil and gas industry exploration, development, and production activities in the Beaufort Sea and adjacent northern coast of Alaska for 5 years from date of issuance of that rule. In accordance with that rule, section 101(a)(5)(A) of the MMPA, and our regulations at 50 CFR part 18, subpart J, we issued a letter of authorization (LOA) to the following companies in the Beaufort Sea and adjacent northern coast of Alaska.

**BEAUFORT SEA, LETTERS OF AUTHORIZATION FOR 2008**

Company	Activity	Project	Date issued
Denali—the Alaska Pipeline Group .....	Exploration .....	2008 Hydrology study .....	Sept 15, 2008.
Brooks Range Petroleum Corp .....	Exploration .....	North Shore Sak River .....	Nov 1, 2008.
Pioneer Natural Resources Alaska, Inc ..	Production .....	Oooguruk Project .....	Dec 15, 2008.

BEAUFORT SEA, LETTERS OF AUTHORIZATION FOR 2009

Company	Activity	Project	Date issued
BP Exploration Alaska, Inc	Development	Liberty Development	Jan 7, 2009.
Shell Offshore, Inc	Exploration	On-ice Buoy Deployment	Jan 8, 2009.
ConocoPhillips Alaska, Inc	Exploration	Pioneer #1	Jan 15, 2009.
ConocoPhillips Alaska, Inc	Exploration	Grandview 1 East	Jan 15, 2009.
ConocoPhillips Alaska, Inc	Development	CD5 Satellite Develop	Jan 15, 2009.
Savant Alaska, LLC	Exploration	Badami Redevelopment	Jan 16, 2009.
BP Exploration Alaska, Inc	Development	Challenge Is. well removal	Jan 15, 2009.
BP Exploration Alaska, Inc	Exploration	Winter seismic	Jan 15, 2009.
Brooks Range Petroleum Corp	Exploration	East Shore	Jan 15, 2009.
Brooks Range Petroleum Corp	Exploration	West Shore	Jan 15, 2009.
Brooks Range Petroleum Corp	Exploration	UltraStar	Jan 15, 2009.
Anadarko Petroleum Co	Exploration	Gubik, Chandler, Wolf Cr	Feb 3, 2009.
Kupik-Veritas DGC Land Inc	Exploration	SOI 3D seismic	Feb 4, 2009.
Kupik-Veritas DGC Land Inc	Exploration	Point Thomson 3D seismic	Feb 4, 2009.
Eni U.S, Operating Co, Inc	Development	Nikaitchuq	Feb 20, 2009.
ExxonMobil Production Co	Development	Point Thomson	Feb 4, 2009.
Marsh Creek, LLC	Development	Umiat Test Well 9 Remediation	Feb 24, 2009.
Marsh Creek, LLC	Development	Atigaru Point Test Well Remediation	Feb 24, 2009.
UltraStar Exploration, LLC	Exploration	Dewline Deep	Mar 26, 2009.
Alyeska Pipeline Service Co	Production	Trans-Alaska Pipeline	Mar 26, 2009.
Shell Offshore, Inc	Exploration	Scientific Data Device Deployment Program.	Sept 3, 2009.

On June 11, 2008, we published in the **Federal Register** (73 FR 33212) a final rule establishing regulations that allow us to authorize the nonlethal, incidental, unintentional take of small numbers of polar bears and Pacific

walrus during year-round oil and gas industry exploration activities in the Chukchi Sea and adjacent western coast of Alaska for 5 years from date of issuance of that rule. In accordance with that rule, section 101(a)(5)(A) of the

MMPA, and our regulations at 50 CFR part 18, subpart I, we issued a letter of authorization (LOA) to the following companies in the Chukchi Sea.

CHUKCHI SEA, LETTERS OF AUTHORIZATION FOR 2009

Company	Activity	Project	Date issued
Shell Exploration and Production Co	Exploration	Marine Survey Program	July 16, 2009.
ConocoPhillips Alaska, Inc	Exploration	Site Clearance and Environmental Studies Program.	Aug 6, 2009.

Dated: November 6, 2009.  
**Geoffrey L. Haskett,**  
*Regional Director, Alaska Region.*  
 [FR Doc. E9-29182 Filed 12-7-09; 8:45 am]  
**BILLING CODE 4310-55-P**

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

[TA-W-70,201]

**Tivoly, Inc., Derby Line, VT; Notice of Affirmative Determination Regarding Application for Reconsideration**

By application dated November 4, 2009, the International Association of Machinists, Local Lodge 1829 requested administrative reconsideration of the negative determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of the subject firm. The

determination was issued on October 2, 2009. The Notice of Determination will soon be published in the **Federal Register**.

The initial investigation resulted in a negative determination based on the finding that imports of cutting tools did not contribute importantly to worker separations at the subject firm and no shift of production to a foreign source occurred.

In the request for reconsideration, the petitioner provided additional information regarding customers of the subject firm.

The Department has carefully reviewed the request for reconsideration and the existing record and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974.

**Conclusion**

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 16th day of November 2009.

**Elliott S. Kushner,**  
*Certifying Officer, Division of Trade Adjustment Assistance.*  
 [FR Doc. E9-29147 Filed 12-7-09; 8:45 am]  
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