

the surrogate financial ratios when the available record information—in the form of itemized indirect labor costs—demonstrates that labor costs are overstated. The Department notes that the use of a single surrogate country for labor input valuation purposes renders moot concerns expressed by MOFCOM and VASEP that ILO Chapter 6A data is only available for a limited number of countries.

#### Calculation of Labor Surrogate Value

Pursuant to the comments received and the Department's analysis thereof, the Department will value the NME respondent's labor input using industry-specific labor costs prevailing in the primary surrogate country, as reported in Chapter 6A of the ILO Yearbook of Labor Statistics. The following explains this single country wage rate methodology in more detail.

The ILO collects labor cost data by country and industry, which is reported on the basis of the United Nations' International Standard Classification of All Economic Activities ("ISIC").<sup>10</sup> The industry-specific data is revised periodically, and not all revisions report data for all industries. The Department will make every attempt to identify and review relevant industry-specific wages in the primary surrogate country that are as contemporaneous as possible with the period of investigation. To determine the most appropriate labor cost data to use, the Department applies a number of filters.<sup>11</sup> The Department

<sup>10</sup> The ISIC identifies different industry classifications. The ISIC provides industry classifications by section (*i.e.*, A—Agriculture, hunting, and forestry), then at the two-digit division level (*i.e.*, 01A—Agriculture, hunting, and related service activities), then further sub-detail at the three-digit major group level (*i.e.*, 011—Growing of crops; market gardening; horticulture), and sometimes a four-digit group level (*i.e.*, 0111—Growing of cereals and other crops, nec.). There are explanatory notes at the two-digit division level, three-digit major group level, and four-digit group level that provide a detailed list of the industries covered in and excluded from each classification. The ISIC also has different revisions of this classification system: Rev. 2 (1968); Rev. 3 (1989); Rev. 3.1 (2002); and Rev. 4 (2008).

<sup>11</sup> The Department sorts the ILO data based on data parameters in the following order:

1. "Sub-classification," *i.e.*, If there is no industry-specific data available for the surrogate country within the primary data source, *i.e.*, ILO Chapter 6A data, the Department will then look to national data for the surrogate country for calculating the wage rate;
2. "Type of Data," *i.e.*, reported under categories compensation of employees and labor cost. We use labor cost data if available and compensation of employees where labor cost data are not available;
3. "Contemporaneity," *i.e.*, the Department uses the most recent earnings/wage rate data point available;
4. The unit of time for which the wage is reported. The Department selects from the following categories in the following hierarchy: (1)

inflates the selected earnings data to the year that covers the majority of the period of the proceeding using the relevant Consumer Price Index.<sup>12</sup> Next, the Department converts the inflation-adjusted hourly wage rate data for the surrogate country, which is denominated in that country's national currency, to U.S. dollars using annual exchange rates<sup>13</sup> as reported by the International Monetary Fund ("IMF")'s *International Financial Statistics* ("IFS") for the year that covers the majority of the period of investigation or review. The Department will then use this hourly earnings rate, denominated in U.S. dollars, to value the NME respondent's cost of labor for that proceeding.

Finally, the Department will determine whether the facts and information available on the record warrant and permit an adjustment to the surrogate financial statements on a case-by-case basis. If there is evidence submitted on the record by interested parties demonstrating that the NME respondent's cost of labor is overstated, the Department will make the appropriate adjustments to the surrogate financial statements subject to the available information on the record. Specifically, when the surrogate financial statements include disaggregated overhead and selling, general and administrative expense items that are already included in the ILO's definition of Chapter 6A data, the Department will remove these identifiable costs items.

#### Implementation

The approach detailed above will be applied to ongoing administrative NME proceedings where the statutory deadlines permit.

Dated: June 10, 2011.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration.*

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per hour; (2) per day; (3) per week; or (4) per month. Where data is not available on a per-hour basis, the Department converts that data to an hourly basis based on the premise that there are 8 working hours per day, 5.5 working days a week and 24 working days per month.

<sup>12</sup> See <http://www.imfstatistics.org/imf>.

<sup>13</sup> The exchange rate for each country is obtained from the IMF's IFS database by selecting: (1) "Economic Concept View"; (2) "Country Exchange Rates"; (3) "National Currency per US\$ (Per Avg)"; and (4) "RF.ZF NC/US\$, Period Average."

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Draft NOAA Scientific Integrity Policy and Handbook; Availability

**AGENCY:** Office of Oceanic and Atmospheric Research (OAR) National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (DOC).

**ACTION:** Draft NOAA Scientific Integrity Policy and Handbook for Public Review.

**SUMMARY:** NOAA's draft scientific integrity policy is available for public review and comment until August 20, 2011. The draft incorporates the principles of scientific integrity contained in the President's March 9, 2009, memorandum and Office of Science and Technology Policy (OSTP) director, John Holdren's December 17, 2010, memorandum on scientific integrity, and addresses how NOAA ensures quality science in its methods, review, and other aspects. NOAA also seeks comments on the accompanying handbook that outlines procedures to respond to allegations of misconduct.

**ADDRESSES:** Both draft documents can be found electronically at: <http://www.noaa.gov/scientificintegrity>. Those without computer access can call 301-734-1186 to request a copy of the draft policy and handbook and instructions for returning written comments by U.S. Postal Service.

**FOR FURTHER INFORMATION CONTACT:** The NOAA Scientific Integrity team at [integrity.noaa@noaa.gov](mailto:integrity.noaa@noaa.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

The Presidential Memorandum on Scientific Integrity dated March 9, 2009, and the Office of Science and Technology Policy 2010 guidance memorandum on scientific integrity call for ensuring the highest level of integrity in all aspects of the executive branch's involvement with scientific and technological processes.

The draft NOAA policy:

- Lays out formal guidance with a "Code of Conduct";
- Creates the conditions for enabling first-rate science and guarding against attempts to undermine or discredit it;
- States the key role of science in informing policy;
- Encourages scientists to publish data and findings to advance science, their careers, and NOAA's reputation for reliable science;
- Encourages NOAA scientists to be leaders in the scientific community;

- Provides whistle-blower protection;
- Applies to all NOAA employees and provides applicable policies for contractors and grantees who are engaged in, supervise, or manage scientific activities, analyze and/or publicly communicate information resulting from scientific activities, or use scientific information or analyses in making bureau or office policy, management, or regulatory decisions;
- Includes a training component.

Dated: June 16, 2011.

**Terry Bevels,**

*Deputy Chief Financial Officer, Office of Oceanic and Atmospheric Research, National Oceanic and Atmospheric Administration.*

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

[Docket ID: DOD-2010-OS-0034]

**Defense Transportation Regulation, Part IV**

**AGENCY:** United States Transportation Command (USTRANSCOM), DoD.

**ACTION:** Announcement.

**SUMMARY:** Reference **Federal Register** Notice (FRN), Docket ID: DOD-2010-OS-0034, published April 1, 2010 (75 FR 16445-16446). DOD has completed their review and response to comments received in connection with the Defense Personal Property Program (DP3) Phase III Domestic Small Shipments (dS2) and Nontemporary Storage (NTS) draft business rules. Responses can be found on the Defense Transportation Regulation, Part IV Web site at <http://www.transcom.mil/dtr/part-iv/phaseiii.cfm>. All identified changes have been incorporated into the final dS2 and NTS business rules. Implementation timelines will be based on completion of Defense Personal Property System (DPS) Phase III programming projected for FY15 (dS2) and FY16 (NTS).

**FOR FURTHER INFORMATION CONTACT:**

Mr. Jim Teague, United States Transportation Command, TCJ5/4-PI, 508 Scott Drive, Scott Air Force Base, IL 62225-5357; (618) 256-9605.

**SUPPLEMENTARY INFORMATION:** Any subsequent modification(s) to the business rules beyond the above stated changes will be published in the **Federal Register** and incorporated into the Defense Transportation Regulation (DTR) Part IV (DTR 4500.9R). These program requirements do not impose a legal requirement, obligation, sanction

or penalty on the public sector, and will not have an economic impact of \$100 million or more.

A complete version of the DTR is available via the internet on the USTRANSCOM homepage at [http://www.transcom.mil/j5/pt/dtr\\_part\\_iv.cfm](http://www.transcom.mil/j5/pt/dtr_part_iv.cfm).

Dated: June 10, 2011.

**Aaron Siegel,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

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**DELAWARE RIVER BASIN COMMISSION**

**Notice of Public Meeting**

**AGENCY:** Delaware River Basin Commission ("DRBC").

**ACTION:** Public meeting.

**SUMMARY:** The DRBC will hold a public meeting via teleconference for the purposes of adopting its annual Capital and Current Expense Budgets for the fiscal year ending June 30, 2012 and establishing a budget and finance committee. A public hearing on the fiscal year 2012 budgets was held previously, on March 2, 2011.

**DATES:** The public meeting via teleconference will take place on Tuesday, June 28, 2011 at 1 p.m. and is expected to last for less than one hour.

**ADDRESSES:** The DRBC will provide public access to the teleconference from the Goddard Room of the Commission's office building at 25 State Police Drive in West Trenton, New Jersey. Directions can be found on the Commission's Web site at <http://www.drbc.net>.

**SUPPLEMENTARY INFORMATION:** Section 13.3 of the *Delaware River Basin Compact* provides that the Commission shall annually adopt a capital budget and a current expense budget. Section 14.4(b) of the *Compact* requires that the Commission conduct a public hearing before adopting the annual budgets. The required public hearing took place on March 2, 2011.

The Commission also will establish a budget and finance committee consisting of representatives of each of the Commission's five signatories, to provide closer oversight of budget development at a time when the fiscal challenges facing the Commission and state agencies are particularly severe.

The meeting via teleconference is open to the public but will not include a public hearing, since such a hearing already was conducted. At the discretion of the Chair (currently

Governor Jack Markell of Delaware, or his alternate), the Commission may entertain questions from the public before or after the business at hand is completed.

The proposed budget resolution and accompanying budget document are available on the Commission's Web site at <http://www.drbc.net>.

**FOR FURTHER INFORMATION CONTACT:**

Pamela M. Bush, Commission Secretary and Assistant General Counsel, DRBC, at [pamela.bush@drbc.state.nj.us](mailto:pamela.bush@drbc.state.nj.us).

Dated: June 14, 2011.

**Pamela M. Bush,**

*Commission Secretary.*

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**DEPARTMENT OF EDUCATION**

**Notice of Submission for OMB Review**

**AGENCY:** Department of Education.

**ACTION:** Comment request.

**SUMMARY:** The Acting Director, Information Collection Clearance Division, Privacy, Information and Records Management Services, Office of Management, invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995 (Pub. L. 104-13).

**DATES:** Interested persons are invited to submit comments on or before July 21, 2011.

**ADDRESSES:** Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Education Desk Officer, Office of Management and Budget, 725 17th Street, NW., Room 10222, New Executive Office Building, Washington, DC 20503, be faxed to (202) 395-5806 or e-mailed to [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov) with a cc: to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov). Please note that written comments received in response to this notice will be considered public records.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. The OMB is particularly interested in comments which: (1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) Evaluate the accuracy of the agency's estimate of the