

## DEPARTMENT OF THE INTERIOR

## Fish and Wildlife Service

[FWS-R8-ES-2019-0064;  
FXES11140900000 190]

**Endangered and Threatened Species;  
Receipt of an Incidental Take Permit  
Application and Low-Effect Habitat  
Conservation Plan for the Desert  
Tortoise; High Desert Solar Project,  
San Bernardino County, California;  
Correction**

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

**ACTION:** Notice of availability; request  
for public comments.

**SUMMARY:** On July 22, 2019, we, the U.S. Fish and Wildlife Service, announced via a **Federal Register** notice the availability for public comment of a low-effect habitat conservation plan (HCP) for the desert tortoise in San Bernardino County, California. Our **Federal Register** notice inadvertently did not give the correct contact name and phone number and incorrectly identified the HCP as the High Desert Power Project. The correct name is the High Desert Solar Project. In this notice, we correct those errors. We also wish to provide an additional source for the public to use to access the documents. Finally, while the original end date for the comment period was August 21, 2019, we are extending the comment period to August 26, 2019, because of the errors in our original notice.

**DATES:** To ensure consideration, please submit your written comments by August 26, 2019.

**ADDRESSES:**

*Obtaining Documents:* The documents this notice announces, as well as any comments and other materials that we receive, are available for public inspection online at the following websites:

- <http://www.regulations.gov> (in Docket No. FWS-R8-ES-2019-0064)
- [https://www.fws.gov/carlsbad/HCPs/HCP\\_Docs.html](https://www.fws.gov/carlsbad/HCPs/HCP_Docs.html)

*Submitting Comments:* You may submit comments by one of the following methods:

- *Online:* <http://www.regulations.gov>. Follow the instructions for submitting comments on Docket No. FWS-R8-ES-2019-0064.

- *U.S. mail or hand-delivery:* Public Comments Processing, Attn: Docket No. FWS-R8-ES-2019-0064; U.S. Fish and Wildlife Service, MS: JAO/1N; 5275 Leesburg Pike, Falls Church, VA 22041-3803.

We request that you send comments by only the methods described above.

## FOR FURTHER INFORMATION CONTACT:

Brian Croft, Mojave Desert Division Chief, Palm Springs Fish and Wildlife Office, by phone at 760-322-2070 or via email at [Brian\\_Croft@fws.gov](mailto:Brian_Croft@fws.gov). If you use a telecommunications device for the deaf, hard-of-hearing, or speech disabled, please call the Federal Relay Service at 800-877-8339.

**SUPPLEMENTARY INFORMATION:** On July 22, 2019, we, the U.S. Fish and Wildlife Service, announced via a **Federal Register** notice the availability for public comment of a low-effect habitat conservation plan (HCP) for the desert tortoise in San Bernardino County, California. Our **Federal Register** notice inadvertently did not give the correct contact name and phone number and incorrectly identified the HCP as the High Desert Power Project. The Correct name is the High Desert Solar Project. In this notice, we correct those errors. We also wish to provide an additional source for the public to use to access the documents.

**Corrections**

In our July 22, 2019, notice (84 FR 35123), we did not provide the correct contact information in **FOR FURTHER INFORMATION CONTACT**. Please see corrected information above.

We also wish to provide an additional website at which the public can access the documents (see **ADDRESSES**).

Finally, while the original end date for the comment period was August 21, 2019, we are extending the comment period to August 26, 2019, because of the errors in our original notice.

**Authority**

We provide this notice in accordance with the requirements of section 10(c) of the Endangered Species Act (16 U.S.C. 1531 *et seq.*) and its implementing regulations (50 CFR 17.22 and 17.32) and the National Environmental Policy Act (42 U.S.C. 4321 *et seq.*) and its implementing regulations (40 CFR 1506.6).

Dated: July 24, 2019.

**Sara Prigan,**

*Federal Register Liaison, U.S. Fish and Wildlife Service.*

[FR Doc. 2019-15993 Filed 7-26-19; 8:45 am]

**BILLING CODE 4333-15-P**

## DEPARTMENT OF THE INTERIOR

## Fish and Wildlife Service

[FWS-HQ-LE-2019-N065; FF09L00200-FX-LE18110900000; OMB Control Number 1018-0012]

**Agency Information Collection  
Activities; Submission to the Office of  
Management and Budget for Review  
and Approval; Declaration for  
Importation or Exportation of Fish or  
Wildlife**

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

**ACTION:** Notice of information collection;  
request for comment.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, we, the U.S. Fish and Wildlife Service (Service), are proposing to renew an information collection.

**DATES:** Interested persons are invited to submit comments on or before August 28, 2019.

**ADDRESSES:** Send written comments on this information collection request (ICR) to the Office of Management and Budget's Desk Officer for the Department of the Interior by email at [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov); or via facsimile to (202) 395-5806. Please provide a copy of your comments to the Service Information Collection Clearance Officer, U.S. Fish and Wildlife Service, MS: AMAD-ARM-PPM, 5275 Leesburg Pike, Falls Church, VA 22041-3803 (mail); or by email to [Info\\_Coll@fws.gov](mailto:Info_Coll@fws.gov). Please reference OMB Control Number 1018-0012 in the subject line of your comments.

**FOR FURTHER INFORMATION CONTACT:** To request additional information about this ICR, contact Madonna L. Baucum, Service Information Collection Clearance Officer, by email at [Info\\_Coll@fws.gov](mailto:Info_Coll@fws.gov), or by telephone at (703) 358-2503. You may also view the ICR at <http://www.reginfo.gov/public/do/PRAMain>.

**SUPPLEMENTARY INFORMATION:** In accordance with the Paperwork Reduction Act of 1995, we provide the general public and other Federal agencies with an opportunity to comment on new, proposed, revised, and continuing collections of information. This helps us assess the impact of our information collection requirements and minimize the public's reporting burden. It also helps the public understand our information collection requirements and provide the requested data in the desired format.

On February 1, 2019, we published a **Federal Register** notice soliciting

comments on this collection of information for 60 days, ending on April 2, 2019 (84 FR 1197). We received the following comments in response to the **Federal Register** notice:

*Comment 1:* Email comment received on February 1, 2019. The commenter requested the law be changed to prohibit international trophy hunting.

*FWS Response to Comment 1:* These comments did not address the collection of information using Form 3–177 and the related burden. No action taken.

*Comment 2:* Email comment on behalf of Robertson, Monagle & Eastaugh, received March 29, 2019. The author requested the Service revise its user fee system as it applies to commercial squid fisheries.

*FWS Response to Comment 2:* These comments did not address the collection of information using Form 3–177 and the related burden. Adoption of these comments would require a proposed rule to revise 50 CFR part 14. A Service rulemaking action would be a process separate from these information collection requirements.

*Comment 3:* Email comment on behalf of the Humane Society of the United States, received April 1, 2019. The comments were supportive of the need to collect information using Form 3–177 and our estimation of the related burden. However, the commenter raised the concern that submission of information through U.S. Customs and Border Protection's (CBP) Automated Commercial Environment (ACE), including the use of Census' Automated Export System (AES), could result in the information possibly being no longer available to enable the Service to implement its legislative and CITES Treaty obligations, and that the information might be no longer available to the public to exercise their rights to petition the government or take other actions.

*FWS Response to Comment 3:* The submission of information through CBP's ACE and AES systems will not result in a loss of data impacting the Service's ability to meet its obligations or the ability of the public to exercise their rights. Rather, we will re-route this information for entry into the Service's Law Enforcement Management Information System (LEMIS).

*Comment 4:* Letter dated March 28, 2019, on behalf of Friends of Animals, received by the Service on April 2, 2019. These comments addressed the Service's Low Risk Fee Exemption Program and its negative impact on wildlife resources and the Service's inspection program.

*FWS Response to Comment 4:* These comments did not address the collection

of information using Form 3–177 and the related burden. Adoption of these comments would require a proposed rule to revise 50 CFR part 14. A Service rulemaking action would be a process separate from these information collection requirements.

*Comment 5:* Email on behalf of Safari Club International (SCI), dated April 2, 2019. SCI's comments did not address the collection of information using Form 3–177 and the related burden. Rather, these comments addressed the disclosure of personal information contained on Form 3–177 and found in LEMIS. See below for descriptions of and FWS responses to the comments.

*FWS Response to Comment 5:* SCI requested changes to Form 3–177 and its supporting information, requesting that the Service amend Form 3–177 to include a statement, to which the respondent could opt to agree, that the Service must maintain information contained on Form 3–177 in confidence and that we will not disclose the information in response to requests made under the Freedom of Information Act (FOIA) or any other law. However, the Service cannot include such an amendment to Form 3–177, because we must release information included on the form when requested, subject to the provisions of the FOIA.

In addition, SCI requested revisions to the language to the supporting information contained on Form 3–177, in particular, the "Routine Uses" and "Disclosure" text on the Notices page. SCI requested that the information included on Form 3–177 only be used for law enforcement purposes, and that information other than personal information may be subject to disclosure under the FOIA. The Service cannot include such a revision because we must release information included on the form when requested, subject to the provisions of the FOIA. SCI also requested additional revisions to the language to the supporting information contained on Form 3–177, in particular, the "Disclosure" and "Paperwork Reduction Act Statement" text on the Notices page. SCI requested that the language used in these statements be revised to indicate that the information requested on the form is involuntary, rather than voluntary. However, the Service considers the information requested on the form to be voluntary, in order to obtain or retain a benefit.

We are again soliciting comments on the proposed ICR that is described below. We are especially interested in public comment addressing the following issues: (1) Is the collection necessary to the proper functions of the Service; (2) will this information be

processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Service enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Service minimize the burden of this collection on the respondents, including through the use of information technology.

Comments that you submit in response to this notice are a matter of public record. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

*Abstract:* The Endangered Species Act (Act; 16 U.S.C. 1531 *et seq.*) makes it unlawful to import or export fish, wildlife, or plants without filing a declaration or report deemed necessary for enforcing the Act or upholding the Convention on International Trade in Endangered Species (CITES) (see 16 U.S.C. 1538(e)). With a few exceptions, businesses, individuals, or government agencies importing into or exporting from the United States any fish, wildlife, or wildlife product must complete and submit to the Service an FWS Form 3–177 (Declaration for Importation or Exportation of Fish or Wildlife). This form, as well as FWS Form 3–177a (Continuation Sheet) and instructions for completion, are available for electronic submission at <https://edecs.fws.gov>. These forms are also available in fillable format at <http://www.fws.gov/forms/>. The information that we collect is unique to each wildlife shipment and enables us to:

- Accurately inspect the contents of the shipment;
- Enforce any regulations that pertain to the fish, wildlife, or wildlife products contained in the shipment; and
- Maintain records of the importation and exportation of these commodities.

Businesses or individuals must file FWS Forms 3–177 and 3–177a with us at the time when and at the port where they request clearance of the import or export of wildlife or wildlife products. Our regulations allow certain species of wildlife to be imported or exported between the United States and Canada or Mexico at U.S. Customs and Border Protection ports, even though our wildlife inspectors may not be present. In these instances, importers and exporters may file the forms with U.S.

Customs and Border Protection. We collect the following information:

- (1) Name of the importer or exporter and broker.
- (2) Scientific and common name of the fish or wildlife.
- (3) Permit numbers (if permits are required).
- (4) Description, quantity, and value of the fish or wildlife.
- (5) Natural country of origin of the fish or wildlife.

In addition, certain information, such as the airway bill or bill of lading number, the location of the shipment containing the fish or wildlife for inspection, and the number of cartons containing fish or wildlife, assists our wildlife inspectors if a physical examination of the shipment is necessary.

In 2009, we implemented a new user fee system intended to recover the costs of the compliance portion of the wildlife inspection program. Since that time, we have been made aware that we may have placed an undue economic burden on businesses that exclusively trade in small volumes of low-value, non-federally protected wildlife parts and products. To address this issue, we implemented a program that exempts certain businesses from the designated port base inspection fees as an interim measure while we reassess the current user fee system. Businesses that possess a valid Service import/export license may request to participate in the fee exemption program through our electronic filing system (eDecs).

Qualified licensees must create an eDecs filer account as an importer or exporter if they do not already have one, and file their required documents electronically.

To be an approved participating business in the program and receive an exemption from the designated port base inspection fee, the licensed business must certify that it will exclusively import or export nonliving wildlife that is not listed as injurious under 50 CFR part 16 and does not require a permit or certificate under 50 CFR parts 15 (Wild Bird Conservation Act), 17 (Endangered Species Act), 18 (Marine Mammal Protection Act), 20 and 21 (Migratory Bird Treaty Act), 22 (Bald and Golden Eagle Protection Act), or 23 (the Convention on International Trade in Endangered Species of Wild Fauna and Flora). The requesting business also must certify that it will exclusively import or export the above types of wildlife shipments where the quantity in each shipment of wildlife parts or products is 25 or fewer and the total value of each wildlife shipment is \$5,000 or less. Any licensed business that has more than two wildlife shipments that were refused clearance in the 5 years prior to its request is not eligible for the program. In addition, any licensees that have been assessed a civil penalty, issued a notice of violation, or convicted of a misdemeanor or felony violation involving wildlife import or export will not be eligible to participate in the program.

We are also requesting OMB's continued approval for electronic

collection of data through ACE as an alternative electronic option for importers and exporters to eDecs. The Safe Port Act requires the Service to participate in the International Trade Data System, and the Executive Order on Streamlining Exports and Imports establishes ACE as the primary means for collection of international trade data by the government. The latter includes the use of Census's Automated Export System (AES) to collect agency licenses and other permissions for exports. Although the Service does not mandate importers or exporters to use ACE and AES to file Service data at this time, we will begin collection of data in ACE as an alternative to eDecs. If importers file in ACE, they will not file in eDecs.

*Title of Collection:* Declaration for Importation or Exportation of Fish or Wildlife, 50 CFR 14.61–14.64 and 14.94(k)(4).

*OMB Control Number:* 1018–0012.

*Form Number:* 3–177 and 3–177a.

*Type of Review:* Extension of a currently approved collection.

*Respondents/Affected Public:* Businesses or individuals that import or export fish, wildlife, or wildlife products; scientific institutions that import or export fish or wildlife scientific specimens; and government agencies that import or export fish or wildlife specimens for various purposes.

*Respondent's Obligation:* Required to obtain or retain a benefit.

*Frequency of Collection:* On occasion.

*Total Estimated Annual Nonhour Burden Cost:* None.

Requirement	Annual number of respondents	Total annual responses	Completion time per response	Total annual burden hours *
<b>FWS Form 3–177 Hard Copy (Upon Import)</b>				
Individuals .....	8,996	9,569	15 minutes	2,392
Private Sector .....	128	347	15 minutes	87
Government .....	0	0	15 minutes	0
<i>Subtotals:</i> .....	<i>9,124</i>	<i>9,916</i>	.....	<i>2,479</i>
<b>FWS Form 3–177 Hard Copy (Upon Export)</b>				
Individuals .....	717	881	15 minutes	220
Private Sector .....	30	43	15 minutes	11
Government .....	0	0	15 minutes	0
<i>Subtotals:</i> .....	<i>747</i>	<i>924</i>	.....	<i>231</i>
<b>eDecs/ACE (Upon Import)</b>				
Individuals .....	21,567	25,030	10 minutes	4,172
Private Sector .....	13,005	120,035	10 minutes	20,006
Government .....	46	90	10 minutes	15
<i>Subtotals:</i> .....	<i>34,618</i>	<i>145,155</i>	.....	<i>24,193</i>
<b>eDecs (Upon Export)</b>				
Individuals .....	975	1,930	10 minutes	322

Requirement	Annual number of respondents	Total annual responses	Completion time per response	Total annual burden hours*
Private Sector .....	2,548	32,230	10 minutes	5,372
Government .....	36	68	10 minutes	11
<i>Subtotals:</i> .....	<i>3,559</i>	<i>34,228</i>	.....	<i>5,705</i>
<b>eDecs—Confirmation Number (Automated Export System (AES))</b>				
Private Sector .....	1,824	35,175	1 minute	586
<b>Automated Commercial Environment (ACE)/AES Disclaimer (and Accompanying Documents)</b>				
Private Sector .....	5,000	500,000	1 minute	8,333
<b>eDecs—Fee Exemption Certification</b>				
Private Sector .....	42	2,906	1 minute	48
<i>Totals</i> .....	<i>54,914</i>	<i>728,304</i>	.....	<i>41,575</i>

\* Rounded

An agency 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 authority for this action is the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Dated: July 23, 2019.

**Madonna Baucum,**

*Information Collection Clearance Officer, U.S. Fish and Wildlife Service.*

[FR Doc. 2019-15987 Filed 7-26-19; 8:45 am]

**BILLING CODE 4333-15-P**

**INTERNATIONAL TRADE COMMISSION**

[Investigation Nos. 701-TA-612-613 and 731-TA-1429-1430 (Final)]

**Polyester Textured Yarn From China and India; Scheduling of the Final Phase of Countervailing Duty and Anti-Dumping Duty Investigations**

**AGENCY:** United States International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission hereby gives notice of the scheduling of the final phase of antidumping and countervailing duty investigation Nos. 701-TA-612-613 and 731-TA-1429-1430 (Final) pursuant to the Tariff Act of 1930 (“the Act”) to determine whether an industry in the United States is materially injured or threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports of polyester textured yarn from China and India, provided for in subheadings 5402.33.30 and

5402.33.60 of the Harmonized Tariff Schedule of the United States, preliminarily determined by the Department of Commerce (“Commerce”) to be subsidized and sold at less-than-fair-value.

**DATES:** July 1, 2019.

**FOR FURTHER INFORMATION CONTACT:** Charlie Cummings (708-1666), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission’s TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<https://www.usitc.gov>). The public record for these investigations may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>.

**SUPPLEMENTARY INFORMATION:**

*Scope.*—For purposes of these investigations, Commerce has defined the subject merchandise as “. . . polyester textured yarn, is synthetic multifilament yarn that is manufactured from polyester (polyethylene terephthalate). Polyester textured yarn is produced through a texturing process, which imparts special properties to the filaments of the yarn, including stretch, bulk, strength, moisture absorption, insulation, and the appearance of a natural fiber. This scope includes all forms of polyester textured yarn, regardless of surface texture or appearance, yarn density and thickness (as measured in denier), number of

filaments, number of plies, finish (luster), cross section, color, dye method, texturing method, or packing method (such as spindles, tubes, or beams).

Excluded from the scope of these investigations are bulk continuous filament yarn that: (a) Is polyester synthetic multifilament yarn; (b) has denier size ranges of 900 and above; (c) has turns per meter of 40 and above; and (d) has a maximum shrinkage of 2.5 percent.

The merchandise subject to these investigations are properly classified under subheadings 5402.33.3000 and 5402.33.6000 of the Harmonized Tariff Schedule of the United States (HTSUS). Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the merchandise is dispositive.”

*Background.*—The final phase of these investigations is being scheduled pursuant to sections 705(b) and 731(b) of the Tariff Act of 1930 (19 U.S.C. 1671d(b) and 1673d(b)), as a result of affirmative preliminary determinations by Commerce that certain benefits which constitute subsidies within the meaning of section 703 of the Act (19 U.S.C. 1671b) are being provided to manufacturers, producers, or exporters in China and India of polyester textured yarn, and that such products are being sold in the United States at less than fair value within the meaning of section 733 of the Act (19 U.S.C. 1673b). The investigations were requested in petitions filed on October 18, 2018, by Unifi Manufacturing, Inc., Greensboro, North Carolina; and Nan Ya Plastics Corp. America, Lake City, South Carolina.

For further information concerning the conduct of this phase of the