

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 send e-mail to [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov).

**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. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The IC Clearance Official, Regulatory Information Management Services, Office of Management, publishes that notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g., new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment.

Dated: April 27, 2009.

**Angela C. Arrington,**  
Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management.

#### Federal Student Aid

*Type of Review:* Extension.  
*Title:* Teacher Cancellation Low Income Directory.  
*Frequency:* Annual.  
*Affected Public:* Individuals or household; State, Local, or Tribal Gov't, SEAs or LEAs.

*Reporting and Recordkeeping Hour Burden:*

*Responses:* 57.

*Burden Hours:* 6,983.

*Abstract:* State Agencies contribute to the development of a directory of elementary and secondary schools and educational service agencies that serve low-income families. The directory allows post-secondary institutions to determine whether or not a Federal Perkins Loan, Direct loan, or Federal Family Education Loan at their school is

eligible to receive a loan cancellation as provided under Title I of the Elementary and Secondary Education Act of 1965.

Requests for copies of the information collection submission for OMB review may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 3948. When you access the information collection, click on "Download Attachments" to view. Written requests for information should be addressed to U.S. Department of Education, 400 Maryland Avenue, SW., LBJ, Washington, DC 20202-4537. Requests may also be electronically mailed to the Internet address [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or faxed to (202) 395-5806. Please specify the complete title of the information collection when making your request.

Comments regarding burden and/or the collection activity requirements should be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov). Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

[FR Doc. E9-9976 Filed 4-29-09; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings #1

April 23, 2009.

Take notice that the Commission received the following exempt wholesale generator filings:

*Docket Numbers:* EG09-37-000.

*Applicants:* Optim Energy Cedar Bayou 4, LLC

*Description:* Notice of Self Certification of Exempt Wholesale Generator Status of Optim Energy Cedar Bayou 4, LLC.

*Filed Date:* 04/22/2009

*Accession Number:* 20090422-5119.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, May 13, 2009.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER09-604-001.

*Applicants:* UNS Electric, Inc.

*Description:* UNS Electric, Inc submits for acceptance First Revised Sheet 24A et al to its FERC Electric Tariff, First Revised Volume 1 to be effective 10/1/08.

*Filed Date:* 04/21/2009.

*Accession Number:* 20090422-0124.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, May 12, 2009.

*Docket Numbers:* ER09-781-001.

*Applicants:* Otter Tail Power Company

*Description:* Otter Tail Power Company submits Substitute Original Sheet 2 et al. to its FERC Electric Tariff, Original Volume 2.

*Filed Date:* 04/22/2009.

*Accession Number:* 20090423-0031.

*Comment Date:* 5 p.m. Eastern Time on Monday, May 4, 2009.

*Docket Numbers:* ER09-1004-001.

*Applicants:* Southwest Power Pool, Inc.

*Description:* Southwest Power Pool submits an amendatory filing the NITSA, the Missouri Agreement and the NOA with revised designations reflecting an effective date of 4/15/09.

*Filed Date:* 04/22/2009.

*Accession Number:* 20090423-0030.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, May 13, 2009.

*Docket Numbers:* ER09-1022-000.

*Applicants:* Exelon New England Holdings, LLC.

*Description:* Motion requesting limited waiver of market rule 1, FCM qualification rules of Exelon Corporation.

*Filed Date:* 04/21/2009.

*Accession Number:* 20090422-0125.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, May 12, 2009.

*Docket Numbers:* ER09-1023-000.

*Applicants:* Northwestern Corporation.

*Description:* North Western Corporation submits Original Sheet 1 et al. to its FERC Electric Rate Schedule 264.

*Filed Date:* 04/21/2009.

*Accession Number:* 20090422-0127.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, May 12, 2009.

*Docket Numbers:* ER09-1024-000.

*Applicants:* American Electric Power Service Corporation.

*Description:* AEP Texas Central Company submits new and revised sheets of the transmission interconnection agreement between AEPTCC and Electric Transmission Texas, LLC.

*Filed Date:* 04/22/2009.

*Accession Number:* 20090422-0309.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, May 13, 2009.

*Docket Numbers:* ER09-1026-000.

*Applicants:* The Detroit Edison Company.

*Description:* The Detroit Edison Co. submits revisions to its Ancillary Services Tariff.

*Filed Date:* 04/22/2009.

*Accession Number:* 20090422-0345.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, May 13, 2009.

*Docket Numbers:* ER09-1027-000.  
*Applicants:* New York Independent Systems Operator, Inc.

*Description:* New York Independent Systems Operator, Inc. submits for acceptance Seventh Revised Sheet 3 *et al.* to its FERC Electric Tariff, Original Volume 1.

*Filed Date:* 04/22/2009.

*Accession Number:* 20090423-0032.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, May 13, 2009.

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protest.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St. NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also available for review in the Commission's Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed dockets(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call

(866) 208-3676 (toll free). For TTY, call (202) 502-8659.

**Nathaniel J. Davis, Sr.,**

*Deputy Secretary.*

[FR Doc. E9-9891 Filed 4-29-09; 8:45 am]

**BILLING CODE 6717-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8899-1]

### American Recovery and Reinvestment Act of 2009 (Recovery Act) Addendum to Supplemental Funding for Brownfields Revolving Loan Fund (RLF) Grantees

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** EPA published a notice on April 10, 2009 regarding plans to make available approximately \$40 million in Recovery Act funding to supplement Revolving Loan Fund capitalization grants previously awarded competitively under section 104(k)(3) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA). The purpose of this notice is to notify eligible RLF grantees that Supplemental Funding for Brownfields RLF grantees provided under the April 10, 2009 notice will be subject to the Buy American provisions for activities defined as infrastructure by the Agency.

**DATES:** This action is effective April 30, 2009.

**FOR FURTHER INFORMATION CONTACT:** Debi Morey, U.S. EPA, Office of Solid Waste and Emergency Response, Office of Brownfields and Land Revitalization, (202) 566-2735 or the appropriate Brownfields Regional Contact.

#### SUPPLEMENTARY INFORMATION:

##### Background

On February 17, 2009, President Barack Obama signed the American Recovery and Reinvestment Act of 2009 (Pub. L. No. 111-05) (Recovery Act). EPA received \$100 million in Recovery Act appropriations for the CERCLA 104(k) Brownfields Program of which 25% must be used at brownfields sites contaminated with petroleum. The Agency has allocated approximately \$40 million of Recovery Act funds for supplemental funding of current RLF grantees as authorized by CERCLA 104(k)(4).

Title XVI, section 1605 of the Recovery Act, ("Buy American") prohibits the use of Recovery Act funds

for projects involving "the construction, alteration, maintenance or repair of a public building or public work unless all of the iron, steel, and manufactured goods used in the project are produced in the United States" unless certain specified exceptions apply. OMB has issued regulations at Subpart B of 2 CFR Part 276 implementing the Recovery Act Buy American provision. It is possible that a limited amount of RLF supplemental funding will be used directly by non-federal governmental entity borrowers or subgrantees for projects that have a principal purpose of installing concrete or asphalt (or similar material) caps to remediate contamination on brownfields on a public building or public work, as defined at 2 CFR 176.140(a), or constructing alternative drinking water systems as part of the remedy at a brownfields site. These caps constitute an engineering control to enclose and protect contamination from migration and the risk of exposure. Construction of alternate drinking water systems by a non-federal governmental entity with RLF supplemental funding would be a public work under 2 CFR 176.140(a). EPA considers loans and subgrants that have a principal purpose of carrying out of these types of activities to be infrastructure investments for the purposes of the certification and reporting requirements of Title XV, sections 1511 and 1512 of the Recovery Act and implementing regulations at 2 CFR 176.50. If an RLF grantee is requesting supplemental funding for a project which requires a Buy American Act determination (i.e., a cap that will be directly incorporated into a public building or public work) and the grantee intends to use other than American steel, iron or manufactured goods, the grantee must request an advance determination or provide the necessary information in their request for RLF supplemental funding.

Please note that in accordance with 2 CFR 176.140(a), remediation activities conducted with RLF supplemental funds by private sector developers, non-profit organizations (except multi-State, regional or interstate entities which have governmental functions) or other non-governmental borrowers or subgrantees, and tribes are not public buildings or public works for the purposes of the Buy American provision of the Recovery Act as implemented at Subpart B of 2 CFR Part 176. EPA does not consider remediation activities conducted with RLF supplemental funds by private sector developers, non-profit organizations (except multi-State, regional or interstate entities which