

key performance measures for assessing the effectiveness of the DHSI Program under 34 CFR 75.110:

(a) The annual rate of degree or certificate completion for all students, and specifically for Hispanic students, at DHSI grantee institutions.

(b) The annual persistence rate at DHSI grantee institutions for all students, and for Hispanic students in particular, from one year to the next.

(c) The percentage of all students, and of Hispanic students in particular, who transfer from a two-year HSI to a four-year institution.

(d) The number of all students, and the number of Hispanic students in particular, served by any direct student service supported by the grant.

(e) The Federal cost per undergraduate and graduate degree at institutions in the DHSI program.

6. *Continuation Awards*: In making a continuation award under 34 CFR 75.253, the Secretary considers, among other things: whether a grantee has made substantial progress in achieving the goals and objectives of the project; whether the grantee has expended funds in a manner that is consistent with its approved application and budget; and, if the Secretary has established performance measurement requirements, whether the grantee has made substantial progress in achieving the performance targets in the grantee's approved application.

In making a continuation award, the Secretary also considers whether the grantee is operating in compliance with the assurances in its approved application, including those applicable to Federal civil rights laws that prohibit discrimination in programs or activities receiving Federal financial assistance from the Department (34 CFR 100.4, 104.5, 106.4, 108.8, and 110.23).

## VII. Other Information

*Accessible Format*: Individuals with disabilities can obtain this document and a copy of the application package in an accessible format (*e.g.*, braille, large print, audiotope, or compact disc) on request to the program contact person listed under **FOR FURTHER INFORMATION CONTACT**.

*Electronic Access to This Document*: The official version of this document is the document published in the **Federal Register**. You may access the official edition of the **Federal Register** and the Code of Federal Regulations at [www.govinfo.gov](http://www.govinfo.gov). At this site, you can view this document, as well as all other documents of this Department published in the **Federal Register**, in text or Portable Document Format (PDF). To use PDF, you must have

Adobe Acrobat Reader, which is available free at the site.

You may also access documents of the Department published in the **Federal Register** by using the article search feature at [www.federalregister.gov](http://www.federalregister.gov). Specifically, through the advanced search feature at this site, you can limit your search to documents published by the Department.

**Nasser H. Paydar**,

*Assistant Secretary for Postsecondary Education.*

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**BILLING CODE 4000-01-P**

## DEPARTMENT OF ENERGY

### Agency Information Collection Extension

**AGENCY**: U.S. Department of Energy.

**ACTION**: Notice of request for comments.

**SUMMARY**: The Department of Energy (DOE) invites public comment on a proposed collection of information that DOE is developing for submission to the Office of Management and Budget (OMB) pursuant to the Paperwork Reduction Act of 1995.

**DATES**: Comments regarding this proposed information collection must be received on or before June 13, 2023. If you anticipate any difficulty in submitting comments within that period, contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section as soon as possible.

**ADDRESSES**: Written comments may be sent by email to [shipmentwaiver@nuclear.energy.gov](mailto:shipmentwaiver@nuclear.energy.gov).

**FOR FURTHER INFORMATION CONTACT**: Mr. John Krohn, Office of Nuclear Energy, Department of Energy, Phone: (202) 586-7246, Email: [shipmentwaiver@nuclear.energy.gov](mailto:shipmentwaiver@nuclear.energy.gov).

**SUPPLEMENTARY INFORMATION**: Comments are invited on: (a) Whether the extended collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

This information collection request contains:

(1) *OMB No.*: 1910-NEW;

(2) *Information Collection Request Titled*: Instructions for Requesting an Exception from the Secretary of Energy under Presidential Proclamation Relating to the Regulation of the Anchorage and Movement of Russian-Affiliated Vessels to United States Ports;

(3) *Type of Review*: New;

(4) *Purpose*:

Per Proclamation 10371, "Declaration of National Emergency and Invocation of Emergency Authority Relating to the Regulation of the Anchorage and Movement of Russian-Affiliated Vessels to United States Ports" ("the Proclamation"), DOE seeks to provide instructions for requesting an exception from the Secretary of Energy to the prohibition set forth in the Proclamation.

The policies and actions of the Government of the Russian Federation to continue the premeditated, unjustified, unprovoked, and brutal war against Ukraine constitute a national emergency by reason of a disturbance or threatened disturbance of international relations of the United States. In order to address this national emergency and secure the observance of the rights and obligations of the United States, President Biden, by his authority under the Constitution and the laws of the United States of America, including the National Emergencies Act (50 U.S.C. 1601 *et seq.*) and section 1 of title II of Public Law 65-24, ch. 30, June 15, 1917, as amended (Magnuson Act) (46 U.S.C. 70051), has authorized the Secretary of Homeland Security to make and issue such rules and regulations as appropriate to regulate the anchorage and movement of Russian-affiliated vessels, and delegated to the Secretary of Homeland Security the authority to approve such rules and regulations, as authorized by the Magnuson Act.

### Prohibition

Pursuant to the Proclamation, Russian-affiliated vessels are prohibited from entering into United States ports effective April 28, 2022, subject to two limited exceptions. One such exception (Sec. 2(a) of the Proclamation) applies to Russian-affiliated vessels used in the transport of source material, special nuclear material (SNM), and byproduct material for which, and for such time as, the Secretary of Energy, in consultation with the Secretaries of State and Commerce, determines that there is no viable source of supply available that would not require transport by Russian-affiliated vessels.

## Application for Secretarial Determination

This proposed collection of information will request information from applicants seeking to request an exception pursuant to Section 2(a) of the prohibition set forth in Section 1 of Proclamation 10371.

(5) *Annual Estimated Number of Respondents*: 10;

(6) *Annual Estimated Number of Total Responses*: 20;

(7) *Annual Estimated Number of Burden Hours*: 40;

(8) *Annual Estimated Reporting and Recordkeeping Cost Burden*: \$2580;

*Statutory Authority*: Proclamation 10371, “Declaration of National Emergency and Invocation of Emergency Authority Relating to the Regulation of the Anchorage and Movement of Russian-Affiliated Vessels to United States Ports”, April 21, 2022.

### Signing Authority

This document of the Department of Energy was signed on April 10, 2023, by Dr. Kathryn Huff, Assistant Secretary for the Office of Nuclear Energy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on April 11, 2023.

**Treena V. Garrett,**

*Federal Register Liaison Officer, U.S. Department of Energy.*

[FR Doc. 2023-07899 Filed 4-13-23; 8:45 am]

**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

[Docket No. 13-132-LNG]

### Magnolia LNG, LLC; Request for Limited Extension to Start Date of Term of Authorization

**AGENCY:** Office of Fossil Energy and Carbon Management, Department of Energy.

**ACTION:** Notice of request.

**SUMMARY:** The Office of Fossil Energy and Carbon Management (FECM) (formerly the Office of Fossil Energy) of

the Department of Energy (DOE) gives notice (Notice) of receipt of a request (Request), filed by Magnolia LNG, LLC (Magnolia) on March 20, 2023. Magnolia requests an amendment to its existing authorization to export domestically produced liquefied natural gas (LNG) to non-free trade agreement countries set forth in DOE/FE Order No. 3909, as amended most recently in DOE/FECM Order No. 3909-C—specifically, an extension of its deadline to commence export operations. Magnolia filed its request under the Natural Gas Act (NGA). Protests, motions to intervene, notices of intervention, and written comments are invited.

**DATES:** Protests, motions to intervene, or notices of intervention, as applicable, and written comments are to be filed electronically as detailed in the Public Comment Procedures section no later than 4:30 p.m., Eastern time, May 15, 2023.

### ADDRESSES:

#### *Electronic Filing by Email*

*fergas@hq.doe.gov*

Although DOE has routinely accepted public comment submissions through a variety of mechanisms, including postal mail and hand delivery/courier, DOE has found it necessary to make temporary modifications to the comment submission process in light of the ongoing Covid-19 pandemic. DOE is currently accepting only electronic submissions at this time. If a commenter finds that this change poses an undue hardship, please contact Office of Resource Sustainability staff at (202) 586-4749 or (202) 586-7893 to discuss the need for alternative arrangements. Once the Covid-19 pandemic health emergency is resolved, DOE anticipates resuming all of its regular options for public comment submission, including postal mail and hand delivery/courier.

### FOR FURTHER INFORMATION CONTACT:

Jennifer Wade or Peri Ulrey, U.S.

Department of Energy (FE-34) Office of Regulation, Analysis, and Engagement, Office of Resource Sustainability, Office of Fossil Energy and Carbon Management, Forrestal Building, Room 3E-042, 1000 Independence Avenue SW, Washington, DC 20585, (202) 586-4749 or (202) 586-7893, *jennifer.wade@hq.doe.gov* or *peri.ulrey@hq.doe.gov*.

Cassandra Bernstein, U.S. Department of Energy (GC-76), Office of the Assistant General Counsel for Energy Delivery and Resilience, Forrestal Building, Room 6D-033, 1000 Independence Avenue SW, Washington, DC 20585, (202) 586-

9793, *cassandra.bernstein@hq.doe.gov*.

**SUPPLEMENTARY INFORMATION:** Under DOE/FE Order No. 3909, as amended most recently in DOE/FECM Order No. 3909-C,<sup>1</sup> Magnolia is authorized to export domestically produced LNG by vessel from the proposed Magnolia LNG Project, a natural gas liquefaction and LNG export terminal to be located near Lake Charles, Calcasieu Parish, Louisiana, to any country with which the United States has not entered into a free trade agreement (FTA) requiring national treatment for trade in natural gas, and with which trade is not prohibited by U.S. law or policy (non-FTA countries).<sup>2</sup> Magnolia is authorized to export this LNG in a volume equivalent to 449 billion cubic feet per year (Bcf/yr) of natural gas for a term extending through December 31, 2050.<sup>3</sup> As relevant here, Order No. 3909-C requires Magnolia to “commence export operations using the planned liquefaction facilities no later than seven years from the date of issuance of Order No. 3909 (*i.e.*, by November 30, 2023).”<sup>4</sup> In the Request, Magnolia asks DOE to extend this commencement deadline from November 30, 2023, to April 15, 2026—an extension of approximately 29 months.<sup>5</sup>

In support of this Request, Magnolia states that, on October 7, 2020, FERC issued an order granting Magnolia’s request for a five-year extension of time—from April 15, 2021, to April 15, 2026—to complete construction of the Magnolia LNG Project and to make it available for service (FERC Extension Order).<sup>6</sup> Magnolia states that its

<sup>1</sup> *Magnolia LNG, LLC*, DOE/FE Order No. 3909, Docket No. 13-132-LNG, Opinion and Order Granting Long-Term, Multi-Contract Authorization to Export Liquefied Natural Gas by Vessel from the Proposed Magnolia LNG Terminal to be Constructed in Lake Charles, Louisiana, to Non-Free Trade Agreement Nations (Nov. 30, 2016), *reh’g denied*, Order No. 3909-A (Apr. 2, 2018), *amended by* Order No. 3909-B (Dec. 10, 2020) (extending export term), *further amended by* Order No. 3909-C (Apr. 27, 2022) (increasing export volume), *reh’g denied*, Order No. 3909-D (June 24, 2022). On August 22, 2022, Sierra Club filed a petition for review of DOE/FECM Order Nos. 3909-C and 3909-D in the United States Court of Appeals for the District of Columbia Circuit. That case is ongoing. See *Sierra Club v. U.S. Dep’t of Energy*, No. 22-1217, Order (D.C. Cir. Feb. 28, 2023).

<sup>2</sup> 15 U.S.C. 717b(a).

<sup>3</sup> See *supra* note 1 (Order Nos. 3909-B and 3909-C).

<sup>4</sup> *Magnolia LNG, LLC*, DOE/FE Order No. 3909-C, at 68 (Ordering Para. D) (citing *Magnolia LNG, LLC*, DOE/FE Order No. 3909, at 161 (Term and Condition B), 168 (Ordering Para. D)).

<sup>5</sup> Magnolia LNG, LLC, Request for Limited Extension to Start Date of Term Authorization, Docket No. 13-132-LNG, 1, 5 (Mar. 20, 2023) [hereinafter Request].

<sup>6</sup> *Id.* at 4 (citing *Magnolia LNG, LLC*, FERC Staff Letter Order, Request for Extension of Time (Oct.