

requirements of the annual fire safety report. The information collection requirements in the regulations are necessary to prevent fraud and abuse of program and for reporting to Congress.

Dated: September 26, 2012.

**Darrin A. King,**

*Director, Information Collection Clearance Division, Privacy, Information and Records Management Services, Office of Management.*

[FR Doc. 2012-24220 Filed 10-2-12; 8:45 am]

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## DEPARTMENT OF EDUCATION

### Notice of Proposed Information Collection Requests; Federal Student Aid; Student Assistance General Provisions Non-Title IV Revenue Requirements (90/10)

**SUMMARY:** The Department of Education's regulations at 34 CFR 668.28(b) and 668.28(c) establish the requirements under which a proprietary institution of higher education must derive at least ten percent of its annual revenue from resources other than Title IV Higher Education Act (HEA) funds, and implements the Net Present Value (NPV) formula and its alternative calculation prescribed by the statute and implemented through these regulations, and identifies sanctions for failing to meet the requirements.

**DATES:** Interested persons are invited to submit comments on or before December 3, 2012.

**ADDRESSES:** Comments submitted in response to this notice should be submitted electronically through the Federal eRulemaking Portal at <http://www.regulations.gov> by selecting Docket ID number ED-2012-ICCD-0030 or via postal mail, commercial delivery, or hand delivery. *Please note that comments submitted by fax or email and those submitted after the comment period will not be accepted.* Written requests for information or comments submitted by postal mail or delivery should be addressed to the Director of the Information Collection Clearance Division, U.S. Department of Education, 400 Maryland Avenue SW., LBJ Room 2E117, Washington, DC 20202-4537. Please specify the complete title of the information collection and OMB Control Number when making your request.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35) requires that Federal agencies provide interested parties an early opportunity to comment on information collection requests. The Director, Information Collection

Clearance Division, Privacy, Information and Records Management Services, Office of Management, publishes this notice containing proposed information collection requests at the beginning of the Departmental review of the information collection. The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology. Please note that written comments received in response to this notice will be considered public records.

*Title of Collection:* Student Assistance General Provisions Non-Title IV Revenue Requirements (90/10).

*OMB Control Number:* 1845-0096.

*Type of Review:* Extension.

*Total Estimated Number of Annual Responses:* 2,201.

*Total Estimated Number of Annual Burden Hours:* 3,302.

*Abstract:* As provided by the Higher Education Opportunity Act (Pub. L. 110-315), the Department of Education's regulations at 34 CFR 668.28(b) and 668.28(c) provide that a proprietary institution must derive at least 10% of its annual revenue from sources other than Title IV, HEA funds, identifies sanctions for failing to meet the requirement, and otherwise implement the statute by (1) specifying a NPV formula used to establish the revenue for institutional loans, (2) providing an administratively easier alternative to the NPV calculation, and (3) describing more fully the non-Title IV eligible programs from which revenue may be counted for 90/10 purposes. The regulations require an institution to disclose in a footnote to its audited financial statements the amounts of Federal and non-Federal revenues, by category, that it used in calculating its 90/10 ratio (see section 487(d) of the HEA). This request is for extending approval of reporting requirements contained in the regulations related to the administrative requirements of the non-Title IV revenue requirement (90/10) program. The information collection requirements in the regulations are necessary to determine eligibility to receive program benefits and to prevent fraud and abuse of program funds.

Dated: September 26, 2012.

**Darrin A. King,**

*Director, Information Collection Clearance Division, Privacy, Information and Records Management Services, Office of Management.*

[FR Doc. 2012-24222 Filed 10-2-12; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 12958-002]

#### Uniontown Hydro, LLC; Notice of Application Accepted for Filing, Soliciting Motions To Intervene and Protests, Ready for Environmental Analysis, and Soliciting Comments, Recommendations, Preliminary Terms and Conditions, and Preliminary Fishway Prescriptions

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection.

a. *Type of Application:* Original Major License.

b. *Project No.:* 12958-002.

c. *Date filed:* April 29, 2011.

d. *Applicants:* Uniontown Hydro, LLC.

e. *Name of Project:* Uniontown Hydroelectric Project.

f. *Location:* The project would be located on the Ohio River at the existing U.S. Army Corps of Engineers' (Corps) John T. Myers Locks and Dam in Union County, Kentucky and Posey County, Indiana.

g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. .791(a)—825(r).

h. *Applicant Contacts:* Brent L. Smith, COO, Symbiotics LLC, 371 Upper Terrace, Suite 2, Bend, OR 97702, (541) 330-8779; Dr. Vincent A. Lamarra, CEO, Symbiotics LLC, 975 South State Highway, Logan, UT 84321, (435) 752-2580.

i. *FERC Contact:* Jennifer Adams, (202) 502-8087, or [jennifer.adams@ferc.gov](mailto:jennifer.adams@ferc.gov).

j. *Deadline for filing motions to intervene and protests, comments, recommendations, preliminary terms and conditions, and preliminary prescriptions:* 60 days from the issuance date of this notice; reply comments are due 105 days from the issuance date of this notice.

Motions to intervene, protests, comments, recommendations, preliminary terms and conditions, and preliminary fishway prescriptions may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web

site <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at 1-866-208-3676, or for TTY, (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

The Commission's Rules of Practice require all intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. This application has been accepted for filing and is now ready for environmental analysis.

l. The existing John T. Myers Locks and Dam is a 3,504-foot-long, 119-foot-high dam containing 10 Taintor gates, each 110 feet high by 32 feet wide, and a concrete fixed weir. The main and auxiliary locks are on the Indiana side of the river. The main lock is 110 feet wide by 1,200 feet long and the auxiliary lock is 110 feet wide by 600 feet long. The impoundment above the John T. Myers Locks and Dam has a surface area of 19,350 acres and a storage capacity of 543,862 acre-feet.

The proposed Ontonagon Project would consist of: (1) A 250-foot-long forebay; (2) a 144-foot-long, 69-foot-high trashrack, with 4-inch openings; (3) a 215-foot-long by 167-foot-wide powerhouse containing three Kaplan turbine-generators, each with an installed capacity of 22.2 megawatts (MW), for a total capacity of 66.6 MW; (4) a 200-foot-long tailrace; (5) a 411-foot-long, 102-foot-wide submerged dike in the downstream river channel for navigational purposes; (6) a 0.5 mile-long transmission line from the powerhouse to; (7) a switchyard; (8) a 32.0-mile-long, 138-kilovolt transmission line leading to an existing substation; (9) a 2,495-foot-long access road; and (10) appurtenant facilities. The estimated average annual generation for the project would be

224,000 megawatt hours. The project would operate run-of-river, utilizing the flows released under the current Corps operation guidelines.

m. A copy of the application is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support. Copies are also available for inspection and reproduction at the address in item h above.

Register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

n. Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, and .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

All filings must (1) Bear in all capital letters the title "PROTEST", "MOTION TO INTERVENE", "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "PRELIMINARY TERMS AND CONDITIONS," or "PRELIMINARY FISHWAY PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list

prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

o. *Procedural Schedule:*

The application will be processed according to the following revised Hydropower Licensing Schedule. Revisions to the schedule may be made as appropriate.

Milestone	Target date
Filing of recommendations, preliminary terms and conditions, and preliminary fishway prescriptions.	November 2012.
Commission issues EA .....	March 2013.
Comments on EA .....	April 2013.
Modified terms and conditions.	June 2013.

p. Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of this notice.

q. A license applicant must file no later than 60 days following the date of issuance of the notice of acceptance and ready for environmental analysis provided for in 18 CFR 5.22: (1) A copy of the water quality certification; (2) a copy of the request for certification, including proof of the date on which the certifying agency received the request; or (3) evidence of waiver of water quality certification.

r. Any qualified applicant desiring to file a competing application must submit to the Commission, on or before the specified intervention deadline date, a competing development application, or a notice of intent to file such an application. Submission of a timely notice of intent allows an interested person to file the competing development application no later than 120 days after the specified intervention deadline date. Applications for preliminary permits will not be accepted in response to this notice.

A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit a development application. A notice of intent must be served on the applicant(s) named in this public notice.

Dated: September 26, 2012.

**Kimberly D. Bose,**  
Secretary.

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