

Services, Office of Management invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before December 16, 2009.

**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 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: November 9, 2009.

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

#### Office of Elementary and Secondary Education

*Type of Review:* Extension.

*Title:* Annual Performance Report for Reading First.

*Frequency:* Annually.

*Affected Public:* Businesses or other for-profit; State, Local, or Tribal Gov't.

*Reporting and Recordkeeping Hour Burden:*

Responses: 54.

Burden Hours: 810.

**Abstract:** Section 1202 of the Elementary and Secondary Act describes information to be included in the annual performance report required of Reading First grantees. Submission of the annual performance report (APR) via the data collection site has been taking place since 2004 and will continue to occur between October 15 and November 30 of each year. If APR data submitted during this timeframe are incomplete or inaccurate or if re-submission of data is requested by state education agencies (SEAs), additional data collection may occur at other times throughout the year. The Government Performance and Results Act (GPRA) report provides national-level achievement data for all comprehension and fluency outcome measures for each year of program implementation. The national-level information includes an average of the percentage of proficient students in SEAs administering the Dynamic Indicators of Basic Early Literacy Skills (DIBELS) Oral Reading Fluency measure and the number of SEAs showing improvement in proficiency rates on each SEA's comprehension measure from the previous year to the current year. All schools are included in the GPRA report, regardless of when schools began implementation of the Reading First program.

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 4124. 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 202-401-0920. 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. E9-27409 Filed 11-13-09; 8:45 am]

BILLING CODE 4000-01-P

#### DEPARTMENT OF EDUCATION

##### Notice of Proposed Information Collection Requests

**AGENCY:** Department of Education.

**SUMMARY:** The Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before January 15, 2010.

**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 Director, Information Collection Clearance Division, 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.

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.

Dated: November 9, 2009.

**Angela C. Arrington,**

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

#### Office of Postsecondary Education

*Type of Review:* New.

*Title:* IEPS Language Resource Center (LRC) Customer Surveys.

*Frequency:* On Occasion.

*Affected Public:* Individuals or households.

*Reporting and Recordkeeping Hour Burden:*

Responses: 416.

Burden Hours: 194.

**Abstract:** The purpose of this assessment is to assess the impact of the LRC program in enhancing the foreign language capacity of the United States. Three surveys will be conducted: a survey of LRC Project Directors; a survey of all members of the National Association of District Supervisors of Foreign Languages; and a survey of LRC Summer workshop participants. Results from the three surveys will inform the writing of a final report determining the impact of the LRC program.

Requests for copies of the proposed information collection request may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 4172. 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 [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or faxed to 202-401-0920. 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.

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#### DEPARTMENT OF ENERGY

##### **Notice of Availability of the U.S. Department of Energy Interim Guidance on Packaging, Transportation, Receipt, Management, and Long-Term Storage of Elemental Mercury**

**AGENCY:** Department of Energy.

**ACTION:** Notice of availability.

**SUMMARY:** This document provides general guidance with respect to standards and procedures necessary to support the packaging, transportation, receipt, management, and long-term storage of elemental mercury generated in the United States (U.S.) as required by the Mercury Export Ban Act of 2008 (the Act). Section 5 of the Act, *Long-Term Storage*, requires the Department of Energy (DOE) to prepare guidance that "establishes procedures and standards for the receipt, management, and long term storage of elemental mercury."

**ADDRESSES:** Ms. Letitia O'Connor, Elemental Mercury Storage Guidance Document Manager, Office of Environmental Compliance (EM-41), U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585. The guidance document will be available at the DOE Web site at <http://www.em.doe.gov/> and <http://www.mercurystorageeis.com>.

**FOR FURTHER INFORMATION CONTACT:** For further information about the guidance document, please contact Ms. Letitia O'Connor, Office of Environmental Compliance (EM-41), U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585. You can contact Ms. O'Connor at (202) 586-6570 or by e-mail at: [letitia.o'conor@em.doe.gov](mailto:letitia.o'conor@em.doe.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

Mercury exposure can cause a number of adverse effects on human health. In an effort to reduce global mercury use and releases, and in order to eventually achieve reduced contamination levels in the environment, the Act was passed by Congress and signed into law by the President on October 14, 2008 (Pub. L. No. 110-414, enacted October 14, 2008). The Act prohibits the sale, distribution, or transfer of elemental mercury by Federal agencies to any other Federal agency, any State or local government agency, or any private individual or entity that is under the control of a federal agency (with certain limited exceptions). It also prohibits the export of elemental mercury from the U.S. effective January 1, 2013 (subject to certain essential use exceptions). Section 5 of the Act, *Long-Term Storage*, directs DOE to designate a facility or facilities for the long-term management and storage of elemental mercury generated within the U.S. DOE's facility or facilities must be operational by January 1, 2013, and be ready to accept custody of elemental mercury delivered

to such a facility. The Act also requires DOE to assess fees based upon the *pro rata* costs of long-term management and storage.

DOE is developing a capability for the safe and secure long-term management and storage of elemental mercury as required by the Act. Accordingly, DOE needs to identify an appropriate facility or facilities to host this activity. To this end, DOE is preparing an environmental impact statement (EIS) in accordance with the National Environmental Policy Act (NEPA) of 1969, regulations of the President's Council on Environmental Quality (40 CFR parts 1500-1508) and DOE's implementing procedures (10 CFR part 1021). This EIS will evaluate alternatives for such a facility or facilities in order to have the requisite capability operational by January 1, 2013, as stipulated in the Act. The U.S. Environmental Protection Agency (EPA) is a cooperating agency for this EIS. In July, DOE published a Notice of Intent to prepare an EIS for the Long-Term Management and Storage of Elemental Mercury in the **Federal Register** (74 FR 31723, July 2, 2009). DOE expects to issue a Draft EIS in December 2009.

As required by the Act, DOE has prepared the *U.S. Department of Energy Interim Guidance on Packaging, Transportation, Receipt, Management, and Long Term Storage of Elemental Mercury* (the Interim Guidance) in consultation with EPA and state agencies. The Interim Guidance provides a framework for the standards and procedures associated with the long-term management of elemental mercury and the operation of a DOE-designated elemental mercury storage facility with a focus on the federal Resource Conservation and Recovery Act (RCRA) compliance of such a facility. The Interim Guidance may be supplemented and, as appropriate, superseded by the host State's RCRA permitting of the future elemental mercury storage facility.

This Interim Guidance provides standards and procedures to: (1) Generators who will assure the purity of the mercury and the integrity of the containers; (2) transporters who will load, secure, and transfer the mercury to the storage facility; and (3) operators of the storage facility who will be responsible for unloading the mercury from the transport vehicle, verifying that waste acceptance requirements have been met, and operating the storage facility.

This Interim Guidance is intended to be a reference for a wide variety of individual users, industries, and regulatory organizations impacted by the Act. Specifically, potential users of