

subcontractor, or other person has submitted a false claim under the False Claims Act or has committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving those funds.

#### *Statutory and Executive Order*

**Reviews:** Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a “significant regulatory action” and is therefore not subject to OMB review. Because this grant action is not subject to notice and comment requirements under the Administrative Procedures Act or any other statute, it is not subject to the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) or Sections 202 and 205 of the Unfunded Mandates Reform Act of 1999 (UMRA) (Pub. L. 104–4). In addition, this action does not significantly or uniquely affect small governments. Although this action does not generally create new binding legal requirements, where it does, such requirements do not substantially and directly affect Tribes under Executive Order 13175 (63 FR 67249, November 9, 2000). Although this grant action does not have significant Federalism implications under Executive Order 13132 (64 FR 43255, August 10, 1999), EPA consulted with states in the development of these grant guidelines. This action is not subject to Executive Order 13211, “Actions Concerning Regulations that Significantly Affect Energy Supply, Distribution, or Use” (66 FR 28355, May 22, 2001), because it is not a significant regulatory action under Executive Order 12866. This action does not involve technical standards; thus, the requirements of Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. Section 272 note) do not apply. This action does not impose an information collection burden under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Section 3501 *et seq.*). The Congressional Review Act, 5 U.S.C. 801 *et seq.*, generally provides that before certain actions may take effect, the agency promulgating the action must submit a report, which includes a copy of the action, to each House of the Congress and to the Comptroller General of the United States. Since this grant action, when finalized, will contain legally binding requirements, it is subject to the Congressional Review Act, and EPA will submit its final action in its report to Congress under the Act.

Dated: April 6, 2009.

**David R. Lloyd,**

*Director, Office of Brownfields and Land Revitalization, Office of Solid Waste and Emergency Response.*

[FR Doc. E9–8240 Filed 4–9–09; 8:45 am]

**BILLING CODE 6560–50–P**

## **ENVIRONMENTAL PROTECTION AGENCY**

**[ER–FRL–8592–2].**

### **Environmental Impacts Statements; Notice of Availability**

**Responsible Agency:** Office of Federal Activities, General Information, (202) 564–1399 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements

Filed 03/30/2009 Through 04/03/2009 Pursuant to 40 CFR 1506.9.

**EIS No. 20090097, Final Supplement, COE, NC, Topsail Beach Interim (Emergency) Beach Fill Project—** Permit Request, Proposal to Place Sand on 4.7 miles of the Town’s Shoreline to Protect the Dune Complex and Oceanfront Development, Onslow and Pender Counties, NC, Wait Period Ends: 05/11/2009, **Contact:** Dave Timpy, 910–251–4634.

**EIS No. 20090098, Draft EIS, NPS, WY, Jackson Hole Airport Use Agreement Extension Project, To Enable Continued Air Transportation Services, Grand Teton National Park, Teton County, WY, Comment Period Ends: 06/10/2009, Contact:** Jennifer Carpenter, 307–739–3465.

**EIS No. 20090099, Final EIS, FHW, MT, US–212 Reconstruction Project, from Rockvale to Laurel, Proposes to Improve Safety for Local and Regional Traffic Area, Yellowstone and Carbon Counties, MT, Wait Period Ends: 05/11/2009, Contact:** Alan C. Woodmansey, P.E., 406–449–5302 Ext. 233.

**EIS No. 20090100, Draft EIS, BLM, UT, Mona to Oquirrh Transmission Corridor Project, Construction, Operation, Maintenance and Decommissioning a Double-Circuit 500/345 Kilovolt (kV) Transmission Line, Right-of-Way Grant, Rocky Mountain Power, Juab, Salt Lake, Tooele and Utah Counties, UT, Comment Period Ends: 07/08/2009, Contact:** Clara Stevens, 435–743–3100.

**EIS No. 20090101, Draft EIS, AFS, CA, Lake Tahoe Basin Management Unit South Shore Fuel Reduction and Healthy Forest Restoration, To**

**Manage Fuel Reduction and Forest Health in the Wildland Urban Intermit (WUI), El Dorado County, CA, Comment Period Ends: 05/26/2009, Contact:** Duncan Leao, 530–543–2660.

**EIS No. 20090102, Draft EIS, FAA, 00, Programmatic—Streamlining the Processing of Experimental Permit Applications, Issuing Experimental Permits for the Launch and Reentry of Useable Suborbital Rockets, Comment Period Ends: 05/26/2009, Contact:** Stacey M. Zee, 202–267–9305.

**EIS No. 20090103, Final Supplement, NOA, 00, Amendment 18 to the Fishery Management Plan, Pelagic Fisheries of the Western Pacific Region, Management Modifications for the Hawaii-Based Shallow-Set Longline Swordfish Fishery, Proposal to Remove Effort Limits, Eliminate the Set Certificate Program and Implement New Sea Turtle Interaction Caps, Wait Period Ends: 05/11/2009, Contact:** William L. Robinson, 808–944–2200.

**EIS No. 20090104, Draft EIS, BIA, NY, Cayuga Indian Nation of New York Conveyance of Land into Trust Project, Approval of a 125+ Acre Fee-To-Trust Property Transfer of Seven Separate Parcels Located in the Village of Union Springs and Town of Springport and Montezuma in Cayuga County and the Town of Seneca Falls in Seneca County, NY, Comment Period Ends: 05/26/2009, Contact:** Kurt G. Chandler, 615–564–6832.

**EIS No. 20090105, Draft EIS, AFS, MT, Lower West Fork Project, To Treat Units in and Adjacent to the Wildland-Urban-Interface (WUI) With Prescribed Fire, and Commercial and Pre-Commercial Thins, West Fork Ranger District, Bitterroot National Forest, Ravalli County, MT, Comment Period Ends: 05/26/2009, Contact:** Dave Campbell, 406–821–3269.

**EIS No. 20090106, Draft EIS, AFS, SD, Slate Castle Project Area, Proposes To Implement Multiple Resource Management Actions, Mystic Ranger District, Black Hills National Forest, Pennington County, SD, Comment Period Ends: 05/26/2009, Contact:** Katie Van Alstyne, 605–343–1567.

**EIS No. 20090107, Second Draft Supplement, NRS, WV, Lost River Subwatershed of the Potomac River Watershed Project, Construction of Site 16 on Lower Cove Run and Deletion of Site 23 on Cullers Run in the Lost River Watershed, Change in Purpose for Site 16 and Updates Information Relative to Site 23, U.S. Army COE Section 404 Permit, Hardy**

County, WV, *Comment Period Ends:* 05/27/2009, *Contact:* Kevin Wickey, 304-284-7540.

*EIS No. 20090108, Draft EIS, AFS, CA,* Thom-Seider Vegetation Management and Fuels Reduction Project, To Respond to the Increasing Density and Fuels Hazard Evident along the Klamath River between Hamburg and Happy Camp, Klamath National Forest, Siskiyou County, CA, *Comment Period Ends:* 05/26/2009, *Contact:* Carol J. Sharp, 530-493-1734.

*EIS No. 20090109, Draft Supplement, AFS, UT,* Pockets Resource Management Project, Additional Information on Analysis and Disclosure on the Effect of the PA and Alternatives on Three Unroaded and Undeveloped Areas Identified on a 2005 Draft Map, Proposes To Salvage Dead and Dying Spruce/Fir, Regenerate Aspen, and Manage Travel, Escalante Ranger District, Dixie National Forest, Garfield County, UT, *Comment Period Ends:* 05/26/2009, *Contact:* Marianne Orton, 435-676-9360.

*EIS No. 20090110, Final EIS, USN, NJ,* Laurelwood Housing Area, Access at Naval Weapons Station Earle, Lease Agreement, Monmouth County, NJ, *Wait Period Ends:* 05/11/2009, *Contact:* Kimberly Joyner-Banty, 757-322-8473.

*EIS No. 20090111, Final EIS, COE, CA,* Middle Harbor Redevelopment Project, Proposal To Increase Container Terminal Efficiency To Accommodate a Portion of the Predicted Future Containerized Cargo, Section 10 and 404 Permits, Port of Long Beach, Los Angeles County, CA, *Wait Period Ends:* 05/11/2009, *Contact:* Antal Szijj, 805-585-2147.

#### Amended Notices

*EIS No. 20090023, Draft EIS, AFS, CA,* Sequoia National Forest Motorized Travel Management Project, To Prohibit Cross-Country Travel for Managing Motorized Travel, Kern River, Western Divide Ranger Districts, Sequoia National Forest, Tulare County, CA, *Comment Period Ends:* 04/20/2009, *Contact:* Barbara Johnston, 559-784-1500 Ext. 1220, *Revision to FR Notice Published 01/30/2009:* Extending Comment Period From 03/31/2009 to 04/20/2009.

*EIS No. 20090092, Draft EIS, FHW, MO,* East Columbia Transportation Project, To Improve the Transportation Network in Eastern Columbia/Boone County by: (1) Extending Route 740 From Its Terminus at US-63, along a

New Alignment, to I-70 at the existing St. Charles Road Interchange, (2) Improving Existing Broadway (Route WW) to Olivet Road and (3) Extending Ballenger Lane, From Future Route 740 to Clark Lane, City of Columbia, Boone County, MO, *Comment Period Ends:* 05/18/2009, *Contact:* Peggy Casey, 573-636-7104, *Revision to FR Notice Published 04/03/2009:* Correction to title.

Dated: April 7, 2009.

**Robert W. Hargrove,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. E9-8247 Filed 4-9-09; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8592-3]

### Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at 202-564-7146.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 6, 2008 (73 FR 19833).

#### Draft EISs

*EIS No. 20080436, ERP No. D-FHW-J40185-CO,* North 1-25 Corridor, To Identify and Evaluate Multi-Modal Transportation Improvement along 61 miles from the Fort Collins—Wellington Area, Funding and U.S. Army COE Section 404 Permit, Denver, CO.

*Summary:* EPA expressed environmental concerns about air quality and wetland impacts, and requested information describing regulatory requirements for protecting visibility in Federal Class I areas, and mitigation measures for increases in on road and point/area source ammonia emissions. Rating EC2.

*EIS No. 20080530, ERP No. D-MMS-L02035-AK,* Beaufort Sea and Chukchi Sea Planning Areas, Proposals for Oil and Gas Lease Sales 209, 212, 217, and 221, Offshore Marine Environment, Beaufort Sea Outer Continental Shelf, and North Slope Borough of Alaska.

*Summary:* EPA expressed environmental concerns about future air and water quality impacts, and effects on Alaska Native communities and requested additional baseline environmental data through the lease sale and exploration process. Rating EC2.

*EIS No. 20080544, ERP No. D-FHW-H40194-MO,* MO-63 Corridor Improvement Project, To Correct Roadway Deficiencies, Reduce Congestion and Provide Continuity along the MO-63 Corridor on the Existing Roadway and on New Location, Osage, Maries and Phelps Counties, MO.

*Summary:* EPA expressed environmental concern about wetland impacts, and requested addition information to determine the least environmentally damaging practicable alternative, and to help determine appropriate mitigation. Rating EC2.

*EIS No. 20090001, ERP No. D-FHW-H40194-IA,* Southeast (SE) Connector in Des Moines, Iowa, To Provide a Safe and Efficient Link between the MLK Jr. Parkway at SE 14th Street to the U.S. 65 Bypass, Funding, U.S. Army COE Section 404 and NPDES Permits, Polk County, IA.

*Summary:* While EPA has no objections to the proposed action, it did request clarification of building demolition and the potential of asbestos containing materials. Rating LO.

*EIS No. 20090005, ERP No. D-BLM-J65530-CO,* Red Cliff Mine Project, Construct a New Underground Coal Mine on Private and Federal Land, Federal Coal Lease by Application, Mesa and Garfield County, CO.

*Summary:* EPA expressed environmental concerns about methane capture from mine venting, potential adverse impacts to groundwater, surface water, air quality, and maintaining the wilderness characteristics of Hunter Canyon. Rating EC2.

*EIS No. 20090008, ERP No. D-FHW-J40188-WY,* Jackson South Project, Proposes to Improve Seven Miles of U.S. 26/89/189/191/, Funding and Right-of-Way Approval, Teton County, WY.

*Summary:* EPA expressed environmental concerns about impacts to Flat Creek, an impaired water body. Rating EC1.

*EIS No. 20090018, ERP No. D-AFS-L65565-ID,* Lakeview-Reeder Fuels Reduction Project, Proposed Fuels Reduction and Road Treatment Activities, Idaho Panhandle National Forests, Priest Lake Ranger District, Bonner County, ID.