

**Section 204.10(e)(3)**

Proposed section 204.10(e)(3) specifies that balances maintained in an EBA must consist solely of excess balances of EBA Participants, and that such balances will not satisfy any institution's required reserve balance or contractual clearing balance.

**Section 204.10(e)(4)**

Proposed section 204.10(e)(4) specifies that an EBA is for the exclusive purpose of maintaining EBA Participants' excess balances and is not be used for general payments or other activities.

**Section 204.10(e)(5)**

Proposed section 204.10(e)(5) provides that balances in an EBA would earn interest at the rate specified for "excess balances" in current section 204.10(b)(2) of Regulation D.

**VI. Form of Comment Letters**

Comment letters should refer to Docket No. R-1350 and, when possible, should use a standard typeface with a font size of 10 or 12; this will enable the Board to convert text submitted in paper form to machine-readable form through electronic scanning, and will facilitate automated retrieval of comments for review. Comments may be mailed electronically to [regs.comments@federalreserve.gov](mailto:regs.comments@federalreserve.gov).

**VII. Solicitation of Comments Regarding Use of "Plain Language"**

Section 722 of the Gramm-Leach-Bliley Act of 1999 (12 U.S.C. 4809) requires the Board to use "plain language" in all proposed and final rules published after January 1, 2000. The Board invites comments on whether the interim final rule is clearly stated and effectively organized, and how the Board might make the text of the rule easier to understand.

**VIII. Regulatory Flexibility Act**

The Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.* (RFA), requires an agency that is issuing a proposed rule to prepare and make available an initial regulatory flexibility analysis that describes the impact of the final rule on small entities. 5 U.S.C. 603(a). The RFA provides that an agency is not required to prepare and publish a regulatory flexibility analysis if the agency certifies that the final rule will not have a significant economic impact on a substantial number of small entities.

Pursuant to section 605(b) of the RFA, the Board certifies that this interim final rule will not have a significant adverse economic impact on a substantial number of small entities. The proposed

rule would permit, but does not require, institutions to establish EBAs at Reserve Banks. The impact on institutions choosing to establish EBAs at Reserve Banks would be positive and not adverse, because EBA Participants would be able to earn the rate payable on excess balances in a debtor-creditor relationship directly with a Reserve Bank without disrupting established correspondent-respondent relationships. Likewise, the impact would be positive and not adverse on institutions that choose to establish EBAs but are not currently in a correspondent-respondent relationship, as such institutions would be expected to establish EBAs only to the extent that EBA Agents and EBA Participants found it mutually beneficial to do so.

**IX. Paperwork Reduction Act**

In accordance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3506; 5 CFR 1320 Appendix A.1), the Board reviewed the proposed rule under the authority delegated to the Board by the Office of Management and Budget (OMB). The proposed rule contains no requirements subject to the PRA.

**List of Subjects in 12 CFR Part 204**

Banks, banking, Reporting and recordkeeping requirements.

**Authority and Issuance**

For the reasons set forth in the preamble, the Board is proposing to amend 12 CFR part 204 as follows:

**PART 204—RESERVE REQUIREMENTS OF DEPOSITORY INSTITUTIONS (REGULATION D)**

1. The authority citation for part 204 continues to read as follows:

**Authority:** 12 U.S.C. 248(a), 248(c), 371a, 461, 601, 611, and 6105.

2. Section 204.10 is amended by adding new paragraphs (d)(6) and (e) to read as follows:

**§ 204.10 Payment of interest on balances.**

\* \* \* \* \*

(d) \* \* \*

(6) *Excess balance account* means an account at a Reserve Bank pursuant to § 204.10(e) of this part that is established by one or more eligible institutions and in which only excess balances of the participating eligible institutions may at any time be maintained. An excess balance account is not a "pass-through account" for purposes of this part.

(e) *Excess balance accounts.* (1) Establishing an excess balance account. A Reserve Bank may establish an excess balance account for eligible institutions

under the provisions of this paragraph. Notwithstanding any other provisions of this part, the excess balances of eligible institutions in an excess balance account are the property of the eligible institutions that participate in the account, and represent a liability of the Reserve Bank solely to those participating eligible institutions.

(2) The participating eligible institutions in an excess balance account shall authorize another institution to act as agent of the eligible institutions for purposes of general account management, including but not limited to transferring the excess balances of participating institutions in and out of the excess balance account. The agent must maintain its own separate account at a Reserve Bank unless otherwise determined by the Board. The agent may not commingle its own funds in the excess balance account.

(3) No reserve balances or clearing balances of any institution may be maintained at any time in an excess balance account, and balances maintained in an excess balance account will not satisfy any institution's required reserve balance or contractual clearing balance.

(4) An excess balance account may be used exclusively for the purpose of maintaining the excess balances of participants and may not be used for general payments or other activities.

(5) Interest shall be paid on excess balances of eligible institutions maintained in an excess balance account in accordance with § 204.10(b)(2) of this part.

By order of the Board of Governors of the Federal Reserve System, January 25, 2009.

**Jennifer J. Johnson,**

*Secretary of the Board.*

[FR Doc. E9-1996 Filed 1-29-09; 8:45 am]

**BILLING CODE 6210-01-P**

**DEPARTMENT OF THE INTERIOR****National Park Service****36 CFR Part 7****Negotiated Rulemaking Advisory Committee for Off-Road Vehicle Management for Cape Hatteras National Seashore**

**AGENCY:** National Park Service (NPS), Interior.

**ACTION:** Notice of Thirteenth Meeting.

**SUMMARY:** Notice is hereby given, in accordance with the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770, 5 U.S.C. App 1, section 10), of the

thirteenth meeting of the Negotiated Rulemaking Advisory Committee for Off-Road Vehicle Management at Cape Hatteras National Seashore.

**DATES:** The Committee will hold its thirteenth meeting on February 26–27, 2009, from 8:30 a.m. to 10 p.m. both days, if needed. The meeting will be held at the Wright Brothers National Memorial Pavilion, 1000 Croatan Highway (Milepost 7.6), Kill Devil Hills, North Carolina 25948.

These, and any subsequent meetings, will be held for the following reason: To work with the National Park Service to assist in potentially developing special regulations for off-road vehicle (ORV) management at Cape Hatteras National Seashore (Seashore).

The proposed agenda for the thirteenth meeting of the Committee may contain the following items: Approval of Meeting Summary from Last Meeting, Subcommittee and Members' Updates since Last Meeting, Alternatives Discussions, NEPA Update, and Public Comment. However, the Committee may modify its agenda during the course of its work. The meetings are open to the public. Interested persons may provide brief oral/written comments to the Committee during the public comment period of the meetings each day before the lunch break or may file written comments with the Park Superintendent.

**FOR FURTHER INFORMATION CONTACT:** Michael B. Murray, Superintendent, Cape Hatteras National Seashore, 1401 National Park Drive, Manteo, North Carolina 27954, (252) 473–2111, ext. 148.

**SUPPLEMENTARY INFORMATION:** The Committee's function is to assist directly in the development of special regulations for management of ORVs at the Seashore. Executive Order 11644, as amended by Executive Order 11989, requires certain Federal agencies to publish regulations that provide for administrative designation of the specific areas and trails on which ORV use may be permitted. In response, the NPS published a general regulation at 36 CFR 4.10, which provides that each park that designates routes and areas for ORV use must do so by promulgating a special regulation specific to that park. It also provides that the designation of routes and areas shall comply with Executive Order 11644, and 36 CFR 1.5 regarding closures. Members of the Committee will negotiate to reach consensus on concepts and language to be used as the basis for a proposed special regulation, to be published by the NPS in the **Federal Register**, governing ORV use at the Seashore. The

duties of the Committee are solely advisory.

Dated: January 13, 2009.

**Michael B. Murray,**

*Superintendent, Cape Hatteras National Seashore.*

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Chapter I

[EPA–HQ–OPPT–2008–0627; FRL–8401–3]

RIN 2070–AJ44

#### Formaldehyde Emissions from Pressed Wood Products; Extension of Comment Period and Notice of Sixth Public Meeting

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

**ACTION:** Advance notice of proposed rulemaking; extension of comment period.

**SUMMARY:** EPA issued an advanced notice of proposed rulemaking (ANPR) in the **Federal Register** of December 3, 2008, describing EPA's initial steps to investigate and request comment, information, and data relating to formaldehyde emissions from pressed wood products. The ANPR also announced five public meetings that EPA scheduled in order to obtain additional stakeholder input. EPA is announcing today one additional public meeting to enable more complete public participation. Additionally, this document extends the comment period for 45 days, from February 2, 2009, to March 19, 2009. This extension is necessary to provide the public with an opportunity to provide additional and more thorough comments to the docket.

**DATES:** Comments, identified by docket identification (ID) number EPA–HQ–OPPT–2008–0627, must be received on or before March 19, 2009.

The meeting will be held on March 4, 2009, from 1 p.m. until the last speaker has spoken or to 5 p.m.

**ADDRESSES:** Follow the detailed instructions as provided under

**ADDRESSES** in the **Federal Register** document of December 3, 2008, for the submission of comments.

The meeting will be held at the Sheraton New Orleans Hotel, 500 Canal St., New Orleans, LA.

**FOR FURTHER INFORMATION CONTACT:** For general information contact: Colby Lintner, Regulatory Coordinator, Environmental Assistance Division

(7408M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; telephone number: (202) 554–1404; e-mail address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

For technical information contact: Cindy Wheeler, National Program Chemicals Division (7404T), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; telephone number: (202) 566–0484; e-mail address: [wheeler.cindy@epa.gov](mailto:wheeler.cindy@epa.gov).

**SUPPLEMENTARY INFORMATION:** This document extends the public comment period established in the **Federal Register** of December 3, 2008 (73 FR 73620) (FRL–8386–3). In that document, EPA announced its plans to begin its investigation of formaldehyde emissions from pressed wood products and the Agency's intention to involve stakeholders in gathering information to better inform EPA's decision making process. EPA also planned 5 half-day public meetings in January of 2009. The purpose of these meetings was to receive stakeholder comments on the issue of formaldehyde emissions from pressed wood products, including the questions described in the December 3, 2008 **Federal Register** document, and on future opportunities for public participation on this issue. To enable more complete public participation EPA is also adding an additional public meeting in New Orleans, LA, on March 4, 2009, from 1 p.m. until the last speaker has spoken or to 5 p.m. in the Sheraton New Orleans Hotel, 500 Canal St. Additionally, EPA is hereby extending the comment period, which was set to end on February 2, 2009, to March 19, 2009.

To submit comments, or access the public docket, please follow the detailed instructions as provided under **ADDRESSES** in the December 3, 2008 **Federal Register** document. If you have questions, consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

## List of Subjects

Environmental protection, Housing, Toxic substances, Wood.

Dated: January 26, 2009.

**James Jones,**

*Acting Assistant Administrator, Office of Pesticides, Prevention and Toxic Substances.*

[FR Doc. E9–2030 Filed 1–27–09; 4:15 pm]

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