

4. *Performance Measures:* To evaluate the overall success of its research program, NIDRR assesses the quality of its funded projects through a review of grantee performance and products. Each year, NIDRR examines a portion of its grantees to determine:

- The percentage of NIDRR-supported fellows, post-doctoral trainees, and doctoral students who publish results of NIDRR-sponsored research in refereed journals.
- The number of accomplishments (e.g., new or improved tools, methods, discoveries, standards, interventions, programs, or devices) developed or tested with NIDRR funding that have been judged by expert panels to be of high quality and to advance the field.
- The average number of publications per award based on NIDRR-funded research and development activities in refereed journals.
- The percentage of new NIDRR grants that assess the effectiveness of interventions, programs, and devices using rigorous methods.
- The number of new or improved NIDRR-funded assistive and universally designed technologies, products, and devices transferred to industry for potential commercialization.

Each grantee must annually report its performance through NIDRR's Annual Performance Report (APR) form. NIDRR uses APR information submitted by grantees to assess progress on these measures.

VII. Agency Contact

FOR FURTHER INFORMATION CONTACT: Donna Nangle, U.S. Department of Education, 400 Maryland Avenue, SW., room 6029, PCP, Washington, DC 20202. Telephone: (202) 245-7462 or by e-mail: Donna.Nangle@ed.gov.

If you use a TDD, call the Federal Relay Service (FRS), toll free, at 1-800-877-8339.

VIII. 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, audiotape, or computer diskette) by contacting the Grants and Contracts Services Team, U.S. Department of

Education, 400 Maryland Avenue, SW., room 5075, PCP, Washington, DC 20202-2550. Telephone: (202) 245-7363. If you use a TDD, call the FRS, toll free, at 1-800-877-8339.

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To use PDF you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government Printing Office (GPO), toll free, at 1-888-293-6498; or in the Washington, DC, area at (202) 512-1530.

Note: The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.gpoaccess.gov/nara/index.html>.

Delegation of Authority: The Secretary of Education has delegated authority to Andrew J. Pepin, Executive Administrator for the Office of Special Education and Rehabilitative Services, to perform the functions of the Assistant Secretary for Special Education and Rehabilitative Services.

Dated: July 23, 2009.

Andrew J. Pepin,
Executive Administrator for Special Education and Rehabilitative Services.

[FR Doc. E9-17925 Filed 7-27-09; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-R09-OAR-2009-0374; FRL-8936-5]

Adequacy Status of Motor Vehicle Emissions Budgets in Submitted Attainment and Reasonable Further Progress Plan for Sacramento 8-hour Ozone for Transportation Conformity Purposes; California

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of adequacy and inadequacy.

SUMMARY: In this notice, EPA is notifying the public that the Agency has found that the motor vehicle emissions budgets for the years 2011, 2014 and 2017 from the Sacramento Regional 8-Hour Ozone Attainment and Reasonable Further Progress Plan ("2009 Sacramento Ozone Plan"), are adequate for transportation conformity purposes. In this notice, EPA is also notifying the public that the Agency has found that the motor vehicle emissions budgets for the year 2018 from the 2009 Sacramento Ozone Plan are inadequate for transportation conformity purposes. The 2009 Sacramento Ozone Plan was submitted to EPA on April 17, 2009 by the California Air Resources Board (CARB) as a revision to the California State Implementation Plan (SIP). As a result of our adequacy findings, the Sacramento Area Council of Governments (SACOG) and the U.S. Department of Transportation must use the adequate budgets and cannot use the inadequate budget in future transportation conformity analyses once the finding becomes effective.

DATES: This finding is effective August 12, 2009.

FOR FURTHER INFORMATION CONTACT: John Kelly, U.S. EPA, Region IX, Air Division AIR-2, 75 Hawthorne Street, San Francisco, CA 94105-3901; (415) 947-4151 or kelly.johnj@epa.gov.

SUPPLEMENTARY INFORMATION: Throughout this document, whenever "we," "us," or "our" is used, we mean EPA.

Today's notice is simply an announcement of a finding that we have already made. EPA Region IX sent a letter to CARB on July 16, 2009 stating that the motor vehicle emissions budgets in the submitted 2009 Sacramento Ozone Plan for the reasonable further progress (RFP) milestone years of 2011, 2014 and 2017 are adequate. The finding is available at EPA's conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>. The adequate motor vehicle emissions budgets are provided in the following table:

ADEQUATE MOTOR VEHICLE EMISSIONS BUDGETS
[summer planning]

Budget year	Reactive organic gases ¹ (tons per day)	Nitrogen oxides (tons per day)
2011	38	78
2014	32	61

ADEQUATE MOTOR VEHICLE EMISSIONS BUDGETS—Continued
[summer planning]

Budget year	Reactive organic gases ¹ (tons per day)	Nitrogen oxides (tons per day)
2017	29	48

¹ Reactive organic gases (ROG) is the term used in the plan and is comparable to the Federal term, volatile organic compounds (VOC).

Our letter dated July 16, 2009 also states that budgets for 2018 are inadequate for transportation conformity purposes. The 2018 budgets include estimated emission reductions associated with a number of commitments for future rule adoption

that lack specificity. As such, the SACOG would not be able to accurately quantify future emission reductions associated with the commitments. Without additional specificity, it is also unclear how the 2018 budgets are precisely quantified or related to the

overall emissions inventory and other measures. Therefore, the 2018 budgets do not meet the adequacy criteria found in 40 CFR 93.118(e)(4)(iii), (iv), and (v). The inadequate motor vehicle emissions budgets are provided in the following table:

INADEQUATE MOTOR VEHICLE EMISSIONS BUDGETS
[summer planning]

Budget year	Reactive organic gases ¹ (tons per day)	Nitrogen oxides (tons per day)
2018	24	34

¹ Reactive organic gases (ROG) is the term used in the plan is comparable to the Federal term, volatile organic compounds (VOC).

Acting in response to a request by CARB for parallel processing of the final, but not yet adopted, 2009 Sacramento Ozone Plan and related budgets, we announced availability of the plan and related budgets on EPA's transportation conformity Web site on March 18, 2009. We received no comments in response to the adequacy review posting. The finding is available at EPA's conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

Transportation conformity is required by Clean Air Act section 176(c). EPA's conformity rule requires that transportation plans, transportation improvement programs, and projects conform to state air quality implementation plans (SIPs) and establishes the criteria and procedures for determining whether or not they do. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which we determine whether a SIP's motor vehicle emission budgets are adequate for conformity purposes are outlined in 40 CFR 93.118(e)(4) which was promulgated in our August 15, 1997 final rule (62 FR 43780, 43781–43783). We have further described our process for determining the adequacy of submitted SIP budgets in our July 1, 2004 final rule (69 FR 40004, at 40038), and we used the

information in these resources in making our adequacy determination. Please note that an adequacy review is separate from EPA's completeness review, and should not be used to prejudge EPA's ultimate approval action for the SIP. Even if we find a budget adequate, the SIP could later be disapproved.

Authority: 42 U.S.C. 7401 *et seq.*

Dated: July 16, 2009.

Laura Yoshii,

Acting Regional Administrator, Region IX.

[FR Doc. E9-17926 Filed 7-27-09; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OW-2006-0408; FRL-8936-3]

Agency Information Collection Activities; Proposed Collection; Comment Request; EPA's WaterSense Program (Renewal); EPA ICR No. 2233.04, OMB Control No. 2040-0272

AGENCY: Environmental Protection Agency.

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*), this document announces that EPA is planning to submit a request to renew an existing approved Information Collection Request (ICR) to the Office of Management and Budget (OMB). This

ICR is scheduled to expire on January 31, 2010. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

DATES: Comments must be submitted on or before September 28, 2009.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-HQ-OW-2006-0408 by one of the following methods:

- <http://www.regulations.gov>: Follow the on-line instructions for submitting comments.

- E-mail: OW-Docket@epa.gov.

- Mail: Water Docket, Environmental Protection Agency, Mailcode: 28221T, 1200 Pennsylvania Ave., NW., Washington, DC 20460. Hand Delivery: Public Reading Room, Room 3334, EPA West Building, 1301 Constitution Avenue, NW., Washington, DC. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

Instructions: Direct your comments to Docket ID No. EPA-HQ-OW-2006-0408. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.