

distributor should report shipments of "larger" quantities to appropriate regulatory agencies. The same commenter also suggested that the 15-pound limit should potentially be reduced to a lower limit that was more appropriate for use under a general license. Two commenters provided additional examples of cases when the use of source material under the general license could have resulted in exposures in excess of the limits specified in 10 CFR Part 20.

#### Reasons for Closure of the Petition

Although the NRC is not aware of widespread issues with the current general license requirements in 10 CFR 40.22, the NRC has collected and evaluated data on practices allowed under the general license which indicate that it may be possible in certain situations for exposures to occur when the requirements in 10 CFR Parts 19 and 20 would normally apply. The NRC concluded that the underlying issue of re-evaluating the safety significance of granting exemption for source material general licenses from 10 CFR Parts 19 and 20 is an important one and merits further consideration through rulemaking. The NRC will continue consideration of this issue as part of a proposed rulemaking on "Distribution of Source Material to Exempt Persons and General Licensees and Revision of 10 CFR 40.22 General License (Part 40)," RIN 3150-AH15. Further information on the rulemaking may be tracked through <http://www.regulations.gov> under Docket ID NRC-2009-0084.

Although the NRC will continue to consider the issues raised by the petition in the rulemaking process, the petitioners' concerns may not be addressed exactly as the petitioners have requested. During the rulemaking process, the NRC will solicit comments from the public and will consider all comments before finalizing the rule.

For the reasons cited in this document, the NRC closes the docket for PRM-40-27.

Dated at Rockville, Maryland, this 20th day of August 2009.

For the Nuclear Regulatory Commission.

**Bruce S. Mallett,**

*Acting Executive Director for Operations.*

[FR Doc. E9-21860 Filed 9-9-09; 8:45 am]

BILLING CODE 7590-01-P

## DEPARTMENT OF ENERGY

### 10 CFR Part 609

RIN 1901-AB27

#### Loan Guarantees for Projects That Employ Innovative Technologies

**AGENCY:** Office of the Chief Financial Officer, Department of Energy (DOE).

**ACTION:** Proposed rule; extension of public comment period.

**SUMMARY:** This notice announces that the period for submitting comments on the proposed rule to amend the regulations implementing the loan guarantee program authorized by section 1703 of Title XVII of the Energy Policy Act of 2005 is extended to September 22, 2009. In the proposed rule, DOE considers certain changes to: Provide flexibility in the determination of appropriate structures, collateral packages to secure guaranteed loan obligations, and other credit support; facilitate collateral sharing and related inter-creditor arrangements with other project lenders; and provide a more workable interpretation of certain statutory provisions regarding DOE's treatment of collateral.

**DATES:** Comments must be postmarked no later than September 22, 2009.

**ADDRESSES:** Any comments submitted must reference the proposed rule to amend the regulations implementing the Title XVII loan guarantee program and RIN number 1901-AB21. Comments may be submitted using any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *E-mail:* [lgprogram@hq.doe.gov](mailto:lgprogram@hq.doe.gov). Include RIN number 1901-AB21 in the subject line of the message.

- *Postal Mail:* David G. Frantz, Director, Loan Guarantee Program Office, Office of the Chief Financial Officer, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585-0121. Please submit one signed original paper copy.

- *Hand Delivery/Courier:* David G. Frantz, Director, Loan Guarantee Program Office, Office of the Chief Financial Officer, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585-0121. Please submit one signed original paper copy.

**FOR FURTHER INFORMATION CONTACT:**

David G. Frantz, Director, Loan Guarantee Program Office, Office of the Chief Financial Officer, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-

8336, e-mail: [lgprogram@hq.doe.gov](mailto:lgprogram@hq.doe.gov); or Susan S. Richardson, Chief Counsel for the Loan Guarantee Program, Office of the General Counsel, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-8336, e-mail: [lgprogram@hq.doe.gov](mailto:lgprogram@hq.doe.gov).

**SUPPLEMENTARY INFORMATION:** On August 7, 2009, DOE published a proposed rule in the **Federal Register** to make certain changes to: (1) Provide flexibility in the determination of appropriate structures, collateral packages to secure guaranteed loan obligations, and other credit support; (2) facilitate collateral sharing and related inter-creditor arrangements with other project lenders; and (3) provide a more workable interpretation of certain statutory provisions regarding DOE's treatment of collateral. (74 FR 39565) The proposed rule provided for the submission of comments by September 8, 2009. In response to a request for additional time to comment on the proposed rule, DOE hereby extends the comment period and will consider any comments postmarked no later than September 22, 2009. DOE deems any comments received after publication of the proposed rule and by the September 22, 2009 postmark deadline to be timely submitted.

Issued in Washington, DC, on September 3, 2009.

**Steve Isakowitz,**

*Chief Financial Officer.*

[FR Doc. E9-21756 Filed 9-9-09; 8:45 am]

BILLING CODE 6450-01-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA-2009-0540; Airspace Docket No. 09-ASW-17]

#### Proposed Amendment of Class E Airspace; Altus, OK

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** This action proposes to amend Class E airspace for the Altus, OK area. Additional controlled airspace is necessary to accommodate new Standard Instrument Approach Procedures (SIAPs) at Altus/Quartz Mountain Regional Airport, Altus, OK. The FAA is taking this action to enhance the safety and management of Instrument Flight Rules (IFR) aircraft operations at Altus/Quartz Mountain Regional Airport.