

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Overview of This Information Collection

(1) *Type of Information Collection:* Extension of an existing information collection.

(2) *Title of the Form/Collection:* Affidavit of Support.

(3) *Agency form number, if any, and the applicable component of the Department of Homeland Security sponsoring the collection:* Form I-134; U.S. Citizenship and Immigration Services (USCIS).

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Individuals or households. The use of Form I-134 is necessary to determine if an applicant for an immigration benefit will become a public charge if admitted to the United States.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* 44,000 responses at 1 hour and 30 minutes (1.50) per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 66,000 annual burden hours.

If you need a copy of the information collection instrument, please visit the website at: <http://www.regulations.gov/>.

We may also be contacted at: USCIS, Regulatory Products Division, 111 Massachusetts Avenue, NW., Washington, DC 20529-2210, Telephone number 202-272-8377.

Dated: November 5, 2009.

Sunday Aigbe,

Chief, Regulatory Products Division, U.S. Citizenship and Immigration Services, Department of Homeland Security.

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5318-FA-01]

Announcement of Funding Awards for the Indian Community Development Block Grant Recovery Act Program

AGENCY: Office of Native American Programs, Office of Public and Indian Housing, HUD.

ACTION: Announcement of funding awards.

SUMMARY: In accordance with Section 102(a)(4)(C) of the Department of Housing and Urban Development Reform Act of 1989, this announcement notifies the public of funding decisions made by the Department in a competition for funding under the American Recovery and Reinvestment Act of 2009 ("Recovery Act") Notice of Funding Availability (NOFA) for the Indian Community Development Block Grant (ICDBG) Program. This announcement contains the consolidated names and addresses of the award recipients under the ICDBG Recovery Act Program.

FOR FURTHER INFORMATION CONTACT: For questions concerning the ICDBG Program awards, contact the Area Office of Native American Programs (ONAP) serving your area or Deborah M. Lalancette, Office of Native Programs, 1670 Broadway, 23rd Floor, Denver, CO 80202, telephone (303) 675-1600. Hearing or speech-impaired individuals may access this number via TTY by calling the toll-free Federal Information Relay Service at (800) 877-8339.

SUPPLEMENTARY INFORMATION:

This program provides grants to Indian tribes and Alaska Native Villages to develop viable Indian and Alaska Native communities, including the creation of decent housing, suitable living environments, and economic opportunities primarily for persons with low and moderate incomes as defined in 24 CFR 1003.4.

The awards announced in this Notice were selected for funding in a competition announced in a NOFA posted on the Department's Recovery Act Web site on May 27, 2009 (<http://www.hud.gov/recovery>). Applications were scored and selected for funding based on the selection criteria in that notice and Area ONAP geographic jurisdictional competitions.

The amount appropriated in the Recovery Act to fund the ICDBG was \$10,000,000. The allocations contained in the NOFA for the Area ONAP geographic jurisdictions were adjusted to meet Area Office needs as allowed for in the NOFA. The final adjusted allocations are as follows:

Eastern/Woodlands	\$1,480,885
Southern Plains	1,738,957
Northern Plains	1,612,431
Southwest	2,635,925
Northwest	1,200,000
Alaska	1,331,802
Total	\$10,000,000

In accordance with Section 102(a)(4)(C) of the Department of Housing and Urban Development Reform Act of 1989 (103 Stat. 1987, 42 U.S.C. 3545), the Department is publishing the names, addresses, and amounts of the 19 awards made under the regional competitions in Appendix A to this document.

Dated: October 29, 2009.

Sandra B. Henriquez,

Assistant Secretary for Public and Indian Housing.

APPENDIX A

RECOVERY ACT INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT AWARDS

Name of applicant	Amount funded	Activity funded	Project description
Alaska Region			
Akiachak Native Community, George Peter, President, P.O. Box 70, Akiachak, AK 99551, (907) 825-4626.	\$299,215	Public Facility Infrastructure ..	Construct 1,025 feet of access road to Aanaq Subdivision.
Chilkoot Indian Association, Gregory Stuckey, Tribal Administrator, P.O. Box 490, Haines, AK 99827, (907) 766-2323.	432,587	Housing Rehabilitation	Inspection and rehabilitation of 20 homes.
Yakutat Tlingit Tribe, Victoria Demmert, President, P.O. Box 418, Yakutat, AK 99689, (907) 784-3238.	600,000	Public Facility	Construction of Community Center/Facility.

RECOVERY ACT INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT AWARDS—Continued

Name of applicant	Amount funded	Activity funded	Project description
Total for Alaska Region	1,331,802		
Eastern Woodlands Region			
Hannahville Indian Community, Kenneth Meshigaud, Tribal Chairperson, N14911 Hannahville B1 Road, Wilson, MI 49894, (906) 466-2932.	\$434,456	Public Facilities Infrastructure	Deer Ridge Infrastructure & Utilities.
Keweenaw Bay Indian Community, Warren Swartz, Jr., President, 16429 Beartown Road, Baraga, MI 49908, (906) 353-6623.	600,000	Public Facility Community Center.	Early Childhood Education Center.
White Earth Band Reservation Tribal Council, Michael Triplett, Planner, 26246 Crane Road, White Earth, MN 56591, (218) 983-32485.	446,429	Public Facility	White Earth Rediscovery Replacement Center.
Total for Eastern Woodlands Region	1,480,885		
Northern Plains Region			
Confederated Salish and Kootenai Tribes, James Steele, Jr., Tribal Chairman, P.O. Box 278, Pablo, MT 59855, (406) 675-2700.	\$412,431	Public Facility Infrastructure ..	Install 288 water meters.
Northern Cheyenne Tribal Housing Authority, Lafe Jaugen, Executive Director, P.O. Box 327, Lame Deer, MT 59043, (406) 477-6419.	600,000	Housing Rehabilitation	Rehabilitate 20 units.
Utah Paiute Housing Authority, Jessie Laggis, Executive Director, 665 North, 100 East, Cedar City, UT 84721, (435) 586-1122.	600,000	Housing Rehabilitation	Rehabilitate 18 units.
Total for Northern Plains Region	1,612,431		
Northwest Region			
Confederated Tribes of the Grand Ronde Community of Oregon, Cheryle Kennedy, Tribal Chairwoman, 9615 Grand Ronde Road, Grand Ronde, OR 97347, (503) 879-2250.	\$600,000	Public Facilities and Improvements.	(1) Design and construction of a 1,900 sq. ft. addition to the Tribe's Health and Wellness Center.
Quileute Housing Authority, Anna Parris, Executive Director, PO Box 159, LaPush, WA 98350, (360) 374-9719.	600,000	Housing Construction	(2) Remodel the front desk and lab spaces of the existing Dental Clinic. Construct five accessible 2-bedroom homes.
Total for Northwest Region	1,200,000		
Southern Plains Region			
Ottawa Tribe of Oklahoma, Margie Ross, Tribal Administrator, 13 South 69A, Miami, OK 74354, (918) 540-1536.	\$600,000	Housing Rehabilitation	Rehabilitate 17-25 low- and moderate-income, single-family, owner-occupied homes with energy efficient products.
Pawnee Nation of Oklahoma, George E. Howell, President, Pawnee Business Council, P.O. Box 470, 881 Little Dee Drive, Pawnee, OK 74058, (918) 762-3621.	600,000	Public Facilities & Improvement.	Access improvements to the current facility used by the elderly, handicapped and low- to moderate-income families who receive food through the Food Distribution Center. Improvements will include energy efficient technologies.
Seneca-Cayuga Tribe of Oklahoma, LeRoy Howard, Chief, R2301 E. Steve Owens Blvd., Miami, OK 74355, (918) 542-6609.	538,957	Public Facilities & Improvement.	Establishment of an auxiliary power source for Tribal Water/Wastewater Systems & Emergency Response Facilities.
Total for Southern Plains Region	1,738,957		
Southwest Region			
Bear River Band of Rohnerville Rancheria, Leonard Bowman, Tribal Chairperson, 27 Bear River Drive, Loleta, CA 95551, (707) 733-1900.	\$600,000	Housing Construction	Construct three 3-bedroom homeowner-ship units that include accessible features for disabled persons.
Laguna Housing Development & Management Enterprise, William Sommers, Executive Director, P.O. Box 178, Laguna, NM 87026, (505) 552-6430.	600,000	Housing Rehabilitation	Rehabilitate 15 homeownership units for elderly/disabled persons.

RECOVERY ACT INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT AWARDS—Continued

Name of applicant	Amount funded	Activity funded	Project description
Los Coyotes Band of Cahuilla and Cupeno Indians, Diane McHenry, Grant Writer, P.O. Box 189, Warner Springs, Ca 92806, (760) 432-666.	235,925	Housing Rehabilitation	Rehabilitate 13 homes for low- and moderate-income tribal members.
Ohkay Owingeh Housing Authority, Tomasita Duran, Executive Director, P.O. Box 1059, Ohkay Owingeh, NM 87566, (505) 852-0189.	600,000	Housing Rehabilitation	Rehabilitate 14 homes that are occupied by low- and moderate-income families located outside of the Pueblo's historic area.
Quechan Tribally Designated Housing Entity, Robert Letendre, Executive Director, 1860 West Sapphire Lane, Winterhaven CA 92283, (760) 572-0243.	600,000	Housing Rehabilitation	Rehabilitate 10 homeownership housing units in an old subdivision.
Total for Southwest Region	2,635,925		
Grand total	10,000,000		

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BILLING CODE 4210-67-P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5362-N-01]

Notice of Certain Operating Cost Adjustment Factors for 2010

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Notice.

SUMMARY: This notice establishes, for 2010, operating cost adjustment factors (OCAFs). OCAFs are annual factors used to adjust Section 8 rents renewed under section 524 of the Multifamily Assisted Housing Reform and Affordability Act of 1997 (MAHRA).

DATES: *Effective Date:* February 11, 2010.

FOR FURTHER INFORMATION CONTACT: Charles Capone, Director, Office of Evaluation, Office of Housing, Department of Housing and Urban Development, 451 7th Street, SW., Washington, DC 20410; telephone number 202-402-3237 (this is not a toll-free number). Hearing- or speech-impaired individuals may access this number through TTY by calling the toll-free Federal Information Relay Service at 800-877-8339.

SUPPLEMENTARY INFORMATION:

I. OCAFs

Section 514(e)(2) of MAHRA requires HUD to establish guidelines for rent adjustments based on an OCAF. The statute requiring HUD to establish OCAFs for LIHPRHA projects and projects with contract renewals or adjustments under section 524 of MAHRA is similar in wording and intent. HUD has therefore developed a

single factor to be applied uniformly to all projects utilizing OCAFs as the method by which renewal rents are established or adjusted.

LIHPRHA projects are low-income housing projects insured by the Federal Housing Administration (FHA). LIHPRHA projects are primarily low-income housing projects insured under section 221(d)(3) below-market interest rate (BMIR) and section 236 of the National Housing Act, respectively. Both categories of projects have low-income use restrictions that have been extended beyond the 20-year period specified in the original documents, and both categories of projects also receive assistance under section 8 of the U.S. Housing Act of 1937 to support the continued low-income use.

Additionally, MAHRA gives HUD broad discretion in setting OCAFs—referring, for example, in sections 524(a)(4)(C)(i), 524(b)(1)(A), 524(b)(3)(A) and 524(c)(1) simply to “an operating cost adjustment factor established by the Secretary.” The sole limitation to this grant of authority is a specific requirement in each of the foregoing provisions that application of an OCAF “shall not result in a negative adjustment.” Contract rents are adjusted by applying the OCAF to that portion of the rent attributable to operating expenses exclusive of debt service.

HUD calculates the average, per unit, change in operating costs (excluding debt service and bad debt expense), by state, for all projects submitting consecutive valid financial statement reports with fiscal year end dates between July 31, 2007 and July 31, 2009. The projects comprise all multifamily properties excluding nursing homes and hospitals. Furthermore, data for projects with unusually high or low expenses due to unusual circumstances were deleted from the analysis. These changes in actual operating costs experienced by properties within HUD's

portfolio have become the FY 2010 OCAFs.

OCAFs continue to be published at the state level. States are the lowest level of geographical aggregation at which there are enough projects to permit statistically reliable analysis. Additionally, no data were available for the Western Pacific Islands. Data for Hawaii was therefore used to generate OCAFs for these areas. Finally, due to limited data, Puerto Rico data was used to generate OCAFs for the Virgin Islands.

The Department continues to reexamine the methodology for computing the operating cost adjustment factors so that they more closely mirror actual operating expenses. Future OCAF releases will likely include methodology improvements.

II. MAHRA and LIHPRHA OCAF Procedures

MAHRA, as amended, created the Mark-to-Market Program to reduce the cost of federal housing assistance, enhance HUD's administration of such assistance, and ensure the continued affordability of units in certain multifamily housing projects. Section 524 of MAHRA authorizes renewal of Section 8 project-based assistance contracts for projects without restructuring plans under the Mark-to-Market Program, including projects that are not eligible for a restructuring plan and those for which the owner does not request such a plan. Renewals must be at rents not exceeding comparable market rents except for certain projects. As an example, for Section 8 Moderate Rehabilitation projects, other than single room occupancy projects (SROs) under the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11301 *et seq.*), that are eligible for renewal under section 524(b)(3) of MAHRA, the renewal rents are required to be set at