consider to be CBI or otherwise protected through http://
www.regulations.gov or e-mail. The
http://www.regulations.gov Web site is an
“anonymous access” system, which
means EPA will not know your identity
or contact information unless you
provide it in the body of your comment.
If you send an e-mail comment directly
to EPA without going through http://
www.regulations.gov, your e-mail
address will be automatically captured
and included as part of the comment
that is placed in the public docket and
made available on the Internet. If you
submit an electronic comment, EPA
recommends that you include your
name and other contact information in
the body of your comment and with any
disk or CD-ROM you submit. If EPA
cannot read your comment due to
technical difficulties and cannot contact
you for clarification, EPA may not be
able to consider your comment.
Electronic files should avoid the use
of special characters, any form of
encryption, and be free of any defects or
viruses.

Docket
All documents in the docket are listed
in the http://www.regulations.gov index.
Although listed in the index, some
information is not publicly available,
E.g., CBI or other information whose
disclosure is restricted by statute.
Certain other material, such as
copyrighted material, will be publicly
available only in hard copy. Publicly
available docket materials are available
either electronically in http://
www.regulations.gov or in hard copy at:
U.S. EPA Region III, Library, 2nd Floor,
1650 Arch Street, Philadelphia,
Pennsylvania, 19103–2029, Phone:
(215) 814–5254, Business Hours: Mon.
Thru Fri. — 8 am to 5 pm
Letterkenny Army Depot, Building 14,
Chambersburg, PA 17201–4150, POC

FOR FURTHER INFORMATION CONTACT:
Gerald Hoover, Remedial Project
Manager, U.S. Environmental Protection
Agency, Region III, (3HS11) 1650 Arch
St., Philadelphia, PA 19103–2029, (215)
814–2077

SUPPLEMENTARY INFORMATION: In the
“Rules and Regulations” Section of
today’s Federal Register, we are
publishing a direct final Notice of
Partial Deletion for portions of the
Letterkenny Army Depot SE and PDO
Areas without prior Notice of Intent for
Partial Deletion because EPA views this
as a noncontroversial revision and
anticipates no adverse comment. We
have explained our reasons for this
partial deletion in the preamble to the
direct final Notice of Partial Deletion,
and those reasons are incorporated
herein. If we receive no adverse
comment(s) on this partial deletion
action, we will not take further action
on this Notice of Intent for Partial
Deletion. If we receive adverse
comment(s), we will withdraw the
direct final Notice of Partial Deletion
and it will not take effect. We will, as
appropriate, address all public
comments in a subsequent final Notice
of Partial Deletion based on this Notice
of Intent for Partial Deletion. We will
don not institute a second comment period
on this Notice of Intent for Partial
Deletion. Any parties interested in
commenting must do so at this time.
For additional information, see the
direct final Notice of Partial Deletion
which is located in the Rules section of
this Federal Register.

List of Subjects in 40 CFR Part 300
Environmental protection, Air
pollution control, Chemicals, Hazardous
waste, Hazardous substances,
Intergovernmental relations, Penalties,
Reporting and recordkeeping
requirements, Superfund, Water
pollution control, Water supply.

Authority: 33 U.S.C. 1321(c)(2); 42 U.S.C.
9601–9667; E.O. 12777, 56 FR 34757, 3 CFR,
1991 Comp., p. 351; E.O. 12580, 52 FR 2925,

Dated: July 12, 2010.

William C. Early,
Acting Regional Administrator, Region III.

[FR Doc. 2010–17779 Filed 7–22–10; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF LABOR

Office of Federal Contract Compliance Programs

41 CFR Part 60–741

RIN 1250–AA02

Affirmative Action and
Nondiscrimination Obligations of
Contractors and Subcontractors;
Evaluation of Affirmative Action
Provisions Under Section 503 of the
Rehabilitation Act, as Amended

AGENCY: Office of Federal Contract
Compliance Programs, Labor.

ACTION: Advance notice of proposed
rulemaking.

SUMMARY: The Office of Federal Contract
Compliance Programs (OFCCP) is
issuing this Advance Notice of Proposed
Rulemaking (ANPRM) in order to invite
the public to provide input on how
OFCCP can strengthen the affirmative
action requirements of the regulations
implementing section 503 of the
Rehabilitation Act of 1973, as amended
(Section 503). Strengthening affirmative
action requirements will help increase
the employment opportunities of people
with disabilities in the Federal
contractor sector.

DATES: All comments must be received
on or before September 21, 2010.

ADDRESSES: You may submit comments,
identified by RIN number 1250–AA02,
by any of the following methods:
• Federal eRulemaking Portal: http://
www.regulations.gov. Follow the
instructions for submitting comments.
• Mail and Hand Delivery/Courier:
Barbara J. Bingham, Acting Director,
Division of Policy, Planning, and
Program Development, Office of Federal
Contract Compliance Programs, Room
N3422, 200 Constitution Avenue, NW.,
Washington, DC 20210.

Receipt of submissions will not be
acknowledged; however, the sender may
request confirmation that a submission
has been received by telephoning
OFCCP at (202) 693–0102 (voice) or
(202) 693–1337 (TTY) (these are not toll-
free numbers).

All comments received, including any
personal information provided, will be
available Online at http://
www.regulations.gov and for public
inspection during normal business
hours at Room C–3325, 200 Constitution
Avenue, NW., Washington, DC 20210.
People needing assistance to review
comments will be provided with
appropriate aids such as readers or print
magnifiers. Copies of this Advance
Notice of Proposed Rulemaking will be
made available in the following formats:
Large print, Braille, electronic file on
computer disk, and audiotape. To
schedule an appointment to review the
comments and/or to obtain this
Advance Notice of Proposed
Rulemaking in an alternate format,
contact OFCCP at the telephone
numbers or address listed above.

FOR FURTHER INFORMATION CONTACT:
Barbara J. Bingham, Acting Director,
Division of Policy, Planning and
Program Development, Office of Federal
Contract Compliance Programs, 200
Constitution Avenue, NW., Room
N3422, Washington, DC 20210.

Telephone: (202) 693–0102 (voice) or
(202) 693–1337 (TTY).

SUPPLEMENTARY INFORMATION: Federal
contractors covered by section 503 of the
Rehabilitation Act of 1973, as
amended (Section 503) 1 are obligated to

1 Covered contracts or subcontracts include those
that exceed $10,000, and contracts or subcontracts
for indefinite quantities, unless the purchaser has
ensure equal employment opportunity for people with disabilities. In addition, Section 503 requires Federal contractors to take affirmative action to employ and advance in employment individuals with disabilities. The existing Section 503 regulations require that covered contractors:

1. Employ nondiscriminatory employment practices;
2. Provide reasonable accommodations to qualified job applicants and employees with disabilities;
3. After a job offer is extended but before employment begins, invite job applicants to voluntarily and confidentially self-identify as to whether or not they have a disability in order to benefit from any affirmative action programs covered contractors may have;
4. Maintain personnel and employment records; and
5. For those contractors and subcontractors with 50 or more employees and a contract of $50,000 or more, develop and maintain a written affirmative action program (AAP).

Further information about the current Section 503 regulatory requirements may be found at http://www.dol.gov/ofccp/regs/compliance/ca_503.htm.

Section 503 regulations promote equal employment opportunity for applicants and employees with disabilities, yet the percentage of people with disabilities not in the labor force as well as the unemployment rate of people with disabilities are high. According to recent data from the U.S. Department of Labor’s Bureau of Labor Statistics, the percentage of people with disabilities in the labor force in March 2010 was 22.5 compared with 70.2 for persons with no disability. The unemployment rate for those with disabilities was 13.9 percent, compared with 10.1 percent for persons with no disability, not seasonally adjusted. Regulations implementing Section 503 have not undergone a comprehensive review and revision since May 1, 1996. It is time for OFCCP to reexamine its affirmative action provisions under Section 503 to make them more effective and to help ensure that more people with disabilities are employed and are given the opportunity to advance in employment in the Federal contracting labor force.

Determining how covered contractors can effectively increase employment opportunities for people with disabilities requires an understanding of the range of successful evidence-based practices employers use to recruit, hire, retain, and advance people with disabilities in employment. Among the key factors in measuring progress in this area is the existence of current and discrete statistical information that is valid and reliable. In an effort to enhance the affirmative action provisions under Section 503, OFCCP is considering adopting measures similar to those required under the Executive Order 11246 program for supply and service contractors. Under that program, covered contractors are required, among other things, to compare the percentage of women and minorities in each job group at an establishment with the availability of women and minorities to work in the job group. Availability is a percentage estimate of those women and minorities who are qualified for employment in the job group within the relevant recruitment area. Contractors typically rely on Census Bureau data, state employment service data, and college graduation data in developing their availability factors.

Before publishing a proposed regulation, OFCCP seeks comments from members of the public on the issues under consideration to assist with making informed decisions regarding proposed regulatory changes. As a first step towards this goal, OFCCP conducted a Web based listening session and three Town Hall listening sessions in Chicago, San Francisco and New Orleans offering information on how interested stakeholders could participate in the official rulemaking process, and providing an opportunity for stakeholders to offer suggestions and recommendations strengthening the equal employment opportunity and affirmative action requirements of Section 503. In developing a notice of proposed rulemaking to amend the Section 503 regulations, OFCCP will consider comments elicited in those listening sessions and information provided in response to this ANPRM.

The second step towards publishing a notice of proposed rulemaking is to request comments and data from the public on the following issues.

### Request for Comments

OFCCP is seeking public comment on the following inquiries:

1. How can the affirmative action requirements of Section 503 be strengthened to measurably increase employment opportunities of covered contractors for individuals with disabilities? If available, include examples or information illustrating the effectiveness of the suggested new requirements.
2. What measures have contractors and subcontractors taken to fulfill the current affirmative action requirements of Section 503? How much did these measures cost?
3. What barriers currently impede Federal contractors from hiring people with disabilities?
4. Are there changes that could be made to the existing language on permissible qualifications standards that would better ensure equal employment opportunities for individuals with disabilities?
5. If OFCCP were to require Federal contractors to conduct utilization analyses and to establish hiring goals for individuals with disabilities, comparable to the analyses and establishment of goals required under the regulations implementing Executive Order 11246, what data should be examined in order to identify the appropriate availability pool of such individuals for employment?
6. Would the establishment of placement goals for individuals with disabilities measurably increase their employment opportunities in the Federal contractor sector? Explain why or why not.
7. What experience have Federal contractors had with respect to disability employment goals programs voluntarily undertaken or required by state, local or foreign governments?
8. What specific employment practices have been verifiably effective in recruiting, hiring, advancing and retaining individuals with disabilities?
9. To what extent does workplace flexibility, including flexibility in work schedules, as well as job-protected leave, impact recruitment and retention of individuals with disabilities?
10. Has training of employees and/or managers been effective in increasing advancement and/or retention of individuals with disabilities? If so, how?
11. Federal contractors are required to invite all job applicants to voluntarily and confidentially identify their race and gender pre-offer. The collection of this information allows contractors to monitor the impact of their employment practices by race and gender and to assess progress in meeting their affirmative action goals. Existing Section 503 regulations require contractors to invite applicants to voluntarily and confidentially self-identify as a person with a disability after making an offer of employment but before the applicant begins employment. (See 41 CFR 60–741.42(a).) Would amending the Section 503 regulations improve cost?

7 41 CFR 60–741.44(b) and c—Required contents of affirmative action programs. To view, go to http://www.dol.gov/ofcl/Title_41/Part_60-741/41CFR60-741.44.htm.
requirements under Section 503 may impact them.

16. OFCCP seeks public comment on the types of small entities and any estimates of the numbers of small entities that may be impacted by this rule.

17. OFCCP seeks public comment on the potential costs of additional 503 requirements on small entities.

18. OFCCP seeks public comment on any possible alternatives to the proposed measures that would allow the agency to achieve their regulatory objectives while minimizing any adverse impact to small businesses. OFCCP encourages any interested party to comment on these questions.

Patrick A. Shiu,
Director, Office of Federal Contract Compliance Programs.

[FR Doc. 2010–18104 Filed 7–22–10; 8:45 am]

BILLING CODE 4510–CM–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 679

[Docket No. 0912021424–0287–02]

RIN 0648–AY42

Fisheries of the Exclusive Economic Zone Off Alaska; Gulf of Alaska License Limitation Program

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Proposed rule; request for comments.

SUMMARY: NMFS proposes regulations to implement Amendment 86 to the Fishery Management Plan for Groundfish of the Gulf of Alaska. This proposed action would add a Pacific cod endorsement on licenses issued under the License Limitation Program (LLP) in specific management areas if those licenses have been used on vessels that met minimum recent landing requirements using non-trawl gear, commonly known as fixed gear. This proposed action would exempt vessels that use jig gear from the requirement to hold an LLP license, modify the maximum length designation on a specific set of fixed gear licenses, and allow entities representing specific communities to receive a limited number of fixed-gear licenses with Pacific cod endorsements. This proposed action is intended to promote the goals and objectives of the Magnuson-Stevens Fishery Conservation and Management Act, the Fishery Management Plan, and other applicable law.

DATES: Comments must be received no later than September 7, 2010.

ADDRESSES: Send comments to Sue Salveson, Assistant Regional Administrator, Sustainable Fisheries Division, Alaska Region, NMFS, Attn: Ellen Sebastian. You may submit comments, identified by "0648–AY42", by any one of the following methods:

- Mail: P.O. Box 21668, Juneau, AK 99802.
- Fax: 907–586–7557.
- Hand delivery to the Federal Building: 709 West 9th Street, Room 420A, Juneau, AK.

All comments received are a part of the public record and will generally be posted to http://www.regulations.gov without change. All Personal Identifying Information (e.g., name, address) voluntarily submitted by the commenter may be publicly accessible. Do not submit Confidential Business Information or otherwise sensitive or protected information.

NMFS will accept anonymous comments (enter N/A in required fields if you wish to remain anonymous). Attachments to electronic comments will be accepted in Microsoft Word, Excel, WordPerfect, or Adobe portable document file (pdf) formats only. Written comments regarding the burden-hour estimates or other aspects of the collection-of-information requirements contained in this rule may be submitted to NMFS at the above address, e-mailed to David_Rostker@omb.eop.gov, or faxed to 202–395–7285.

Copies of Amendment 86, the Environmental Assessment (EA), Regulatory Impact Review (RIR), and the Initial Regulatory Flexibility Analysis (IRFA) for this action are available from the Alaska Region Web site at http://www.alaska fisheries.noaa.gov.

FOR FURTHER INFORMATION CONTACT:
Glenn Merrill, 907–586–7228.

SUPPLEMENTARY INFORMATION:

Background on the License Limitation Program

National Marine Fisheries Service (NMFS) manages the groundfish fisheries in the exclusive economic zone (EEZ) of the Bering Sea and Aleutian Islands Management Area (BSAI) and the Gulf of Alaska (GOA) under the