

the ARRA recipient or loss on behalf of the government, then EPA will still consider granting a waiver.

In this case, there are no U.S. manufacturers that meet Lake County's project specification for these check valves capable of performing under high pressure. Due to a delay in the construction of this project, Lake County was not made aware that there are no domestic equivalents for the valves in question until well after the contract was signed. There is no indication that Lake County failed to request a waiver in order to avoid the requirements of the ARRA, particularly since there are no domestically manufactured products available that meet the project specifications. EPA will consider Lake County's waiver request, a foreseeable late request, as though it had been timely made since there is no gain by Lake County and no loss by the government due to the late request.

Furthermore, the purpose of the ARRA is to stimulate economic recovery by funding current infrastructure construction, not to delay shovel ready projects by requiring entities, like Lake County, to revise their design and potentially choose a more costly and less efficient project. The imposition of ARRA Buy American requirements on such projects eligible for CWSRF assistance would result in unreasonable delay and thus displace the "shovel ready" status for this project. Further delay of this project would contravene the most fundamental economic purposes of the ARRA: To create or preserve jobs in the United States.

EPA Region 9's Water Division and Office of Regional Counsel, EPA's Buy American consultant, and EPA's Office of Administration and Resource Management have reviewed this waiver request and have determined the supporting documentation provided by Lake County is sufficient to meet the criteria listed under ARRA Section 1605(b)(2) and the EPA April 28, 2009, memorandum for implementation of ARRA Buy American provisions of Public Law 111-5.

Having established both a proper basis to specify the particular good required for this project, and that this manufactured good was not available from a producer in the United States, Lake County is hereby granted a waiver from the Buy American requirements of Sections 1605(a) of Public Law 111-5, for the purchase of Noreva V625 non-slam check valves, specified in Lake County's request of June 8, 2010. This supplementary information constitutes the detailed written justification required by Section 1605(c) for waivers

based on a finding under Section 1605(b)(2).

Authority: Public Law 111-5, Section 1605.

Dated: November 30, 2010.

Jared Blumenfeld,
Regional Administrator, EPA Pacific Southwest, Region 9.

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FEDERAL COMMUNICATIONS COMMISSION

[DA 10-2320]

Video Programming and Emergency Access Advisory Committee; Announcement of Establishment and Members; and Announcement of Date of First Meeting

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: This document announces the establishment and appointment of members of the Video Programming and Emergency Access Advisory Committee ("Committee" or "VPEAAC") of the Federal Communications Commission ("Commission"). This document also announces the change of the Committee's popular name to the Video Programming Accessibility Advisory Committee ("VPAAC"). The Commission further announces the date of the Committee's first meeting.

DATES: The Committee was established on December 7, 2010. The first meeting of the Committee will take place on Thursday, January 13, 2011, 9 a.m. to 5 p.m., at Commission Headquarters.

ADDRESSES: Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Pam Gregory, Consumer and Governmental Affairs Bureau, 202-418-2498 (voice), 202-418-1169 (TTY), or Pam.Gregory@fcc.gov (e-mail); or Alison Neplokh, Media Bureau, 202-418-1083, Alison.Neplokh@fcc.gov (e-mail).

SUPPLEMENTARY INFORMATION: On December 7, 2010, in document DA-2320, Chairman Julius Genachowski announced the establishment and appointment of members of the VPEAAC, following a nominations period that closed on November 1, 2010. This Committee is established in accordance with the Twenty-First Century Communications and Video Accessibility Act of 2010, Public Law 111-260 ("Communications and Video Accessibility Act" or "CVAA"). To avoid

confusion with the Emergency Access Advisory Committee (a second committee created under the CVAA), the Video Programming and Emergency Access Advisory Committee will commonly be referred to as the Video Programming Accessibility Advisory Committee (VPAAC). All meetings of the VPAAC shall be open to the public. Its purpose is to develop recommendations on closed captioning of Internet programming previously captioned on television; the compatibility between video programming delivered using Internet protocol and devices capable of receiving and displaying such programming in order to facilitate access to captioning, video description and emergency information; video description and accessible emergency information on television programming delivered using Internet protocol or digital broadcast television; accessible user interfaces on video programming devices; and accessible programming guides and menus. Within six (6) months of its first meeting, the VPAAC shall submit recommendations concerning the provision of closed captions for Internet-delivered video programming and the ability of video devices to pass through closed captions contained on Internet-based video programming. By April 8, 2012, the VPAAC shall submit recommendations on the remaining issues listed above. At the VPAAC's first meeting, the Committee will be divided into four working groups, each of which will be assigned specific tasks related to the Committee's purposes.

The Chairman of the Commission is appointing forty-five (45) members of the VPAAC. Of this number, ten (10) represent interests of persons with disabilities; six (6) represent interests of closed captioning and video description providers; eleven (11) represent device manufacturers; four (4) represent Internet and software companies; two (2) represent broadcasters; and twelve (12) represent video programming distributors and providers. The VPAAC's membership meets the CVAA's goals of assembling a Committee that has the technical knowledge and engineering experience needed to meet the tasks assigned. All appointments are effective immediately and shall terminate December 7, 2012, or when the Committee is terminated, whichever is earlier.

The membership of the VPAAC, designated by organization or affiliation, as appropriate, is as follows:

- Adobe, Inc.—Andrew Kirkpatrick
- Alliance for Telecommunications Industry Solutions—Phyllis Anderson

