

20044–7611, and should refer to *United States of America et al. v. AK Steel Corporation, et al.*, Civil Action No. 97–1863 (W.D. PA), D.J. Ref. 90–11–3–1762.

The Decree may be examined at U.S. EPA Region 3, 1650 Arch Street, Philadelphia, PA 19103. During the public comment period, the Decree, may also be examined on the following Department of Justice Web site, [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044–7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514–0097, phone confirmation number (202) 514–1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$23.25 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Maureen Katz,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

[FR Doc. 2011–6053 Filed 3–15–11; 8:45 am]

**BILLING CODE 4410–15–P**

**DEPARTMENT OF JUSTICE**

**Revision to Notice of Lodging of Settlement Agreement Under the Clean Air Act, Comprehensive Environmental Response, Compensation, and Liability Act and the Resource Conservation and Recovery Act Published on March 10, 2011**

The notice previously published on March 10, 2011 is hereby revised to

clarify that comments to the proposed Settlement Agreement must be received by March 25, 2011. Instructions for sending comments on the proposed Settlement Agreement and for obtaining copies of the proposed Settlement Agreement are provided in the March 10, 2011 Notice (**Federal Register**/Vol. 76, No. 47/Thursday, March 10, 2011/Notices/page 13208).

**Maureen Katz,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

[FR Doc. 2011–6045 Filed 3–15–11; 8:45 am]

**BILLING CODE 4410–15–P**

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

**Notice on Reallocation of Workforce Investment Act (WIA) Title I Formula Allotted Funds for Dislocated Worker Activities for Program Year (PY) 2010**

**AGENCY:** Employment and Training Administration, Labor.

**ACTION:** Notice.

**SUMMARY:** The Workforce Investment Act, Public Law 105–220, requires the Secretary of Labor (Secretary) to conduct reallocation of dislocated worker formula allotted funds based on State financial reports submitted as of the end of the prior PY. This notice publishes PY 2010 dislocated worker funds for recapture by State and the amount to be reallocated to eligible States.

**DATES:** This notice is effective March 16, 2011.

**FOR FURTHER INFORMATION CONTACT:** Ms. Grace Kilbane, Administrator, U.S.

Department of Labor, Office of Workforce Investment, Employment and Training Administration, 200 Constitution Avenue, NW., Room S–4231, Washington, DC. Telephone (202) 693–3980 (this is not a toll-free number) or fax (202) 693–3981.

**SUPPLEMENTARY INFORMATION:** WIA Section 132(c) requires the Secretary to conduct reallocation of WIA funds for the prior program year in any case where unobligated balances exceeded twenty percent. The procedures the Secretary uses for recapture and reallocation of funds are described in WIA regulation at 20 Code of Federal Regulations Section 667.150. For PY 2009 funds, financial reports were analyzed and found zero instances for the WIA Youth and Adult programs in which unobligated balances exceeded twenty percent. For the Dislocated Worker program, however, there were two States that had unobligated PY 2009 funds in excess of 20 percent. Therefore, a total of \$408,982 will be recaptured from PY 2010 funding from these two States and reallocated to the remaining States, as required by WIA Section 132(c). The description of the methodology used for the *calculation of the recapture/reallocation amounts* and the distribution of the changes to PY 2010 formula allotments for dislocated worker activities are attached.

For any State from which funds are being recaptured, WIA Section 132(c)(5) requires the governor to prescribe equitable procedures for reacquiring funds from the State and local areas.

**I. Attachment A**

**WORKFORCE INVESTMENT ACT DISLOCATED WORKER ACTIVITIES PROGRAM YEAR (PY) 2010 REALLOTMENT TO STATES CHART**

	Excess unobligated PY 2009 funds for recapture in PY 2010	PY 2009 dislocated worker allotments for eligible states	PY 2010 reallocation amount for eligible states	Total PY 2010 allotments	Total adjustment to PY 2010 (recapture/ reallocation)	Revised total PY 2010 allotments
Alabama .....	0	12,621,558	4,508	17,669,335	4,508	17,673,843
Alaska .....	0	3,392,665	1,212	2,187,095	1,212	2,188,307
Arizona* .....	0	16,648,405	5,947	22,788,184	5,947	22,794,131
Arkansas .....	0	7,192,470	2,569	6,867,051	2,569	6,869,620
California .....	0	212,284,647	75,829	192,413,016	75,829	192,488,845
Colorado .....	0	13,837,694	4,943	14,509,305	4,943	14,514,248
Connecticut .....	0	14,238,672	5,086	11,850,579	5,086	11,855,665
Delaware .....	0	1,950,897	697	2,778,921	697	2,779,618
District of Columbia .....	0	3,628,361	1,296	2,990,511	1,296	2,991,807
Florida .....	0	77,059,075	27,526	83,019,633	27,526	83,047,159
Georgia .....	0	41,902,519	14,968	40,912,792	14,968	40,927,760
Hawaii .....	0	2,067,480	739	3,268,124	739	3,268,863
Idaho .....	0	2,709,982	968	4,536,856	968	4,537,824

**WORKFORCE INVESTMENT ACT DISLOCATED WORKER ACTIVITIES PROGRAM YEAR (PY) 2010 REALLOTMENT TO STATES  
CHART—Continued**

	Excess unobligated PY 2009 funds for recapture in PY 2010	PY 2009 dislocated worker allotments for eligible states	PY 2010 reallocation amount for eligible states	Total PY 2010 allotments	Total adjustment to PY 2010 (recapture/ reallocation)	Revised total PY 2010 allotments
Illinois .....	0	65,561,923	23,419	54,673,396	23,419	54,696,815
Indiana .....	0	25,076,767	8,958	27,257,656	8,958	27,266,614
Iowa .....	0	4,999,095	1,786	5,888,367	1,786	5,890,153
Kansas .....	0	4,978,239	1,778	6,855,442	1,778	6,857,220
Kentucky .....	0	17,901,696	6,395	18,089,024	6,395	18,095,419
Louisiana .....	0	8,857,065	3,164	9,812,674	3,164	9,815,838
Maine .....	0	4,373,817	1,562	4,578,544	1,562	4,580,106
Maryland .....	0	10,767,103	3,846	15,543,289	3,846	15,547,135
Massachusetts .....	0	20,303,163	7,252	22,706,846	7,252	22,714,098
Michigan .....	0	75,050,239	26,808	64,544,036	26,808	64,570,844
Minnesota .....	0	20,054,286	7,163	18,020,939	7,163	18,028,102
Mississippi .....	0	13,594,096	4,856	9,867,047	4,856	9,871,903
Missouri .....	0	24,710,779	8,827	22,223,344	8,827	22,232,171
Montana .....	0	1,679,893	600	2,174,950	600	2,175,550
Nebraska .....	0	2,478,758	885	2,428,300	885	2,429,185
Nevada .....	0	13,691,153	4,891	14,124,712	4,891	14,129,603
New Hampshire .....	0	2,393,494	855	3,181,956	855	3,182,811
New Jersey .....	280,451	0	0	33,365,324	(280,451)	33,084,873
New Mexico* .....	0	2,832,500	1,012	4,093,214	1,012	4,094,226
New York .....	0	63,490,356	22,679	65,534,311	22,679	65,556,990
North Carolina .....	0	42,493,181	15,179	44,039,515	15,179	44,054,694
North Dakota .....	0	876,713	313	690,086	313	690,399
Ohio .....	0	55,974,110	19,994	51,610,221	19,994	51,630,215
Oklahoma .....	0	5,762,276	2,058	6,905,534	2,058	6,907,592
Oregon .....	0	16,418,257	5,865	20,167,658	5,865	20,173,523
Pennsylvania .....	0	40,639,918	14,517	39,561,993	14,517	39,576,510
Puerto Rico .....	0	28,244,122	10,089	17,054,847	10,089	17,064,936
Rhode Island .....	128,531	0	0	6,227,600	(128,531)	6,099,069
South Carolina .....	0	23,633,802	8,442	23,089,893	8,442	23,098,335
South Dakota .....	0	912,475	326	1,000,388	326	1,000,714
Tennessee .....	0	27,141,982	9,695	26,930,077	9,695	26,939,772
Texas .....	0	51,436,825	18,374	61,378,563	18,374	61,396,937
Utah* .....	0	3,383,375	1,209	4,625,970	1,209	4,627,179
Vermont .....	0	1,673,255	598	1,787,950	598	1,788,548
Virginia .....	0	13,503,287	4,823	18,472,220	4,823	18,477,043
Washington .....	0	21,181,897	7,566	24,271,171	7,566	24,278,737
West Virginia .....	0	3,424,387	1,223	4,551,211	1,223	4,552,434
Wisconsin .....	0	15,363,236	5,488	19,934,322	5,488	19,939,810
Wyoming .....	0	558,477	199	786,008	199	786,207
<b>STATE TOTAL .....</b>	<b>\$408,982</b>	<b>\$1,144,950,422</b>	<b>\$408,982</b>	<b>\$1,183,840,000</b>	<b>\$0</b>	<b>\$1,183,840,000</b>

\* Includes Navajo Nation.

## II. Attachment B

**WORKFORCE INVESTMENT ACT DISLOCATED WORKER ACTIVITIES PROGRAM YEAR 2010 REVISED ALLOTMENTS WITH REALLOTMENT**

	Total		
	Original	Reallotment	Revised
Alabama .....	17,669,335	4,508	17,673,843
Alaska .....	2,187,095	1,212	2,188,307
Arizona* .....	22,788,184	5,947	22,794,131
Arkansas .....	6,867,051	2,569	6,869,620
California .....	192,413,016	75,829	192,488,845
Colorado .....	14,509,305	4,943	14,514,248
Connecticut .....	11,850,579	5,086	11,855,665
Delaware .....	2,778,921	697	2,779,618
District of Columbia .....	2,990,511	1,296	2,991,807
Florida .....	83,019,633	27,526	83,047,159
Georgia .....	40,912,792	14,968	40,927,760
Hawaii .....	3,268,124	739	3,268,863
Idaho .....	4,536,856	968	4,537,824

**WORKFORCE INVESTMENT ACT DISLOCATED WORKER ACTIVITIES PROGRAM YEAR 2010 REVISED ALLOTMENTS WITH  
REALLOTMENT—Continued**

	Total		
	Original	Reallotment	Revised
Illinois .....	54,673,396	23,419	54,696,815
Indiana .....	27,257,656	8,958	27,266,614
Iowa .....	5,888,367	1,786	5,890,153
Kansas .....	6,855,442	1,778	6,857,220
Kentucky .....	18,089,024	6,395	18,095,419
Louisiana .....	9,812,674	3,164	9,815,838
Maine .....	4,578,544	1,562	4,580,106
Maryland .....	15,543,289	3,846	15,547,135
Massachusetts .....	22,706,846	7,252	22,714,098
Michigan .....	64,544,036	26,808	64,570,844
Minnesota .....	18,020,939	7,163	18,028,102
Mississippi .....	9,867,047	4,856	9,871,903
Missouri .....	22,223,344	8,827	22,232,171
Montana .....	2,174,950	600	2,175,550
Nebraska .....	2,428,300	885	2,429,185
Nevada .....	14,124,712	4,891	14,129,603
New Hampshire .....	3,181,956	855	3,182,811
New Jersey .....	33,365,324	(280,451)	33,084,873
New Mexico* .....	4,093,214	1,012	4,094,226
New York .....	65,534,311	22,679	65,556,990
North Carolina .....	44,039,515	15,179	44,054,694
North Dakota .....	690,086	313	690,399
Ohio .....	51,610,221	19,994	51,630,215
Oklahoma .....	6,905,534	2,058	6,907,592
Oregon .....	20,167,658	5,865	20,173,523
Pennsylvania .....	39,561,993	14,517	39,576,510
Puerto Rico .....	17,054,847	10,089	17,064,936
Rhode Island .....	6,227,600	(128,531)	6,099,069
South Carolina .....	23,089,893	8,442	23,098,335
South Dakota .....	1,000,388	326	1,000,714
Tennessee .....	26,930,077	9,695	26,939,772
Texas .....	61,378,563	18,374	61,396,937
Utah* .....	4,625,970	1,209	4,627,179
Vermont .....	1,787,950	598	1,788,548
Virginia .....	18,472,220	4,823	18,477,043
Washington .....	24,271,171	7,566	24,278,737
West Virginia .....	4,551,211	1,223	4,552,434
Wisconsin .....	19,934,322	5,488	19,939,810
Wyoming .....	786,008	199	786,207
State Total .....	1,183,840,000	.....	1,183,840,000
		Available 7/1/10	
Alabama .....	4,833,455	.....	4,833,455
Alaska .....	598,281	.....	598,281
Arizona* .....	6,233,719	.....	6,233,719
Arkansas .....	1,878,485	.....	1,878,485
California .....	52,634,673	.....	52,634,673
Colorado .....	3,969,027	.....	3,969,027
Connecticut .....	3,241,732	.....	3,241,732
Delaware .....	760,175	.....	760,175
District of Columbia .....	818,056	.....	818,056
Florida .....	22,710,060	.....	22,710,060
Georgia .....	11,191,714	.....	11,191,714
Hawaii .....	893,997	.....	893,997
Idaho .....	1,241,059	.....	1,241,059
Illinois .....	14,955,934	.....	14,955,934
Indiana .....	7,456,345	.....	7,456,345
Iowa .....	1,610,766	.....	1,610,766
Kansas .....	1,875,309	.....	1,875,309
Kentucky .....	4,948,261	.....	4,948,261
Louisiana .....	2,684,262	.....	2,684,262
Maine .....	1,252,463	.....	1,252,463
Maryland .....	4,251,874	.....	4,251,874
Massachusetts .....	6,211,469	.....	6,211,469
Michigan .....	17,656,052	.....	17,656,052
Minnesota .....	4,929,636	.....	4,929,636
Mississippi .....	2,699,135	.....	2,699,135

**WORKFORCE INVESTMENT ACT DISLOCATED WORKER ACTIVITIES PROGRAM YEAR 2010 REVISED ALLOTMENTS WITH  
REALLOTMENT—Continued**

	Total		
	Original	Reallotment	Revised
Missouri .....	6,079,206	.....	6,079,206
Montana .....	594,959	.....	594,959
Nebraska .....	664,263	.....	664,263
Nevada .....	3,863,822	.....	3,863,822
New Hampshire .....	870,426	.....	870,426
New Jersey .....	9,127,100	.....	9,127,100
New Mexico* .....	1,119,701	.....	1,119,701
New York .....	17,926,942	.....	17,926,942
North Carolina .....	12,047,030	.....	12,047,030
North Dakota .....	188,773	.....	188,773
Ohio .....	14,118,001	.....	14,118,001
Oklahoma .....	1,889,012	.....	1,889,012
Oregon .....	5,516,873	.....	5,516,873
Pennsylvania .....	10,822,202	.....	10,822,202
Puerto Rico .....	4,665,362	.....	4,665,362
Rhode Island .....	1,703,563	.....	1,703,563
South Carolina .....	6,316,251	.....	6,316,251
South Dakota .....	273,657	.....	273,657
Tennessee .....	7,366,735	.....	7,366,735
Texas .....	16,790,135	.....	16,790,135
Utah* .....	1,265,436	.....	1,265,436
Vermont .....	489,095	.....	489,095
Virginia .....	5,053,085	.....	5,053,085
Washington .....	6,639,390	.....	6,639,390
West Virginia .....	1,244,986	.....	1,244,986
Wisconsin .....	5,453,043	.....	5,453,043
Wyoming .....	215,013	.....	215,013
State Total .....	323,840,000	.....	323,840,000
		Available 10/1/10	
Alabama .....	12,835,880	4,508	12,840,388
Alaska .....	1,588,814	1,212	1,590,026
Arizona* .....	16,554,465	5,947	16,560,412
Arkansas .....	4,988,566	2,569	4,991,135
California .....	139,778,343	75,829	139,854,172
Colorado .....	10,540,278	4,943	10,545,221
Connecticut .....	8,608,847	5,086	8,613,933
Delaware .....	2,018,746	697	2,019,443
District of Columbia .....	2,172,455	1,296	2,173,751
Florida .....	60,309,573	27,526	60,337,099
Georgia .....	29,721,078	14,968	29,736,046
Hawaii .....	2,374,127	739	2,374,866
Idaho .....	3,295,797	968	3,296,765
Illinois .....	39,717,462	23,419	39,740,881
Indiana .....	19,801,311	8,958	19,810,269
Iowa .....	4,277,601	1,786	4,279,387
Kansas .....	4,980,133	1,778	4,981,911
Kentucky .....	13,140,763	6,395	13,147,158
Louisiana .....	7,128,412	3,164	7,131,576
Maine .....	3,326,081	1,562	3,327,643
Maryland .....	11,291,415	3,846	11,295,261
Massachusetts .....	16,495,377	7,252	16,502,629
Michigan .....	46,887,984	26,808	46,914,792
Minnesota .....	13,091,303	7,163	13,098,466
Mississippi .....	7,167,912	4,856	7,172,768
Missouri .....	16,144,138	8,827	16,152,965
Montana .....	1,579,991	600	1,580,591
Nebraska .....	1,764,037	885	1,764,922
Nevada .....	10,260,890	4,891	10,265,781
New Hampshire .....	2,311,530	855	2,312,385
New Jersey .....	24,238,224	(280,451)	23,957,773
New Mexico* .....	2,973,513	1,012	2,974,525
New York .....	47,607,369	22,679	47,630,048
North Carolina .....	31,992,485	15,179	32,007,664
North Dakota .....	501,313	313	501,626
Ohio .....	37,492,220	19,994	37,512,214
Oklahoma .....	5,016,522	2,058	5,018,580

**WORKFORCE INVESTMENT ACT DISLOCATED WORKER ACTIVITIES PROGRAM YEAR 2010 REVISED ALLOTMENTS WITH  
REALLOTMENT—Continued**

	Total		
	Original	Reallotment	Revised
Oregon .....	14,650,785	5,865	14,656,650
Pennsylvania .....	28,739,791	14,517	28,754,308
Puerto Rico .....	12,389,485	10,089	12,399,574
Rhode Island .....	4,524,037	(128,531)	4,395,506
South Carolina .....	16,773,642	8,442	16,782,084
South Dakota .....	726,731	326	727,057
Tennessee .....	19,563,342	9,695	19,573,037
Texas .....	44,588,428	18,374	44,606,802
Utah* .....	3,360,534	1,209	3,361,743
Vermont .....	1,298,855	598	1,299,453
Virginia .....	13,419,135	4,823	13,423,958
Washington .....	17,631,781	7,566	17,639,347
West Virginia .....	3,306,225	1,223	3,307,448
Wisconsin .....	14,481,279	5,488	14,486,767
Wyoming .....	570,995	199	571,194
<b>State Total .....</b>	<b>860,000,000</b>	<b>.....</b>	<b>860,000,000</b>

\* Includes funds allocated to the Navajo Nation.

### III. Attachment C

#### *Dislocated Worker State Formula PY 2010 Reallotment Methodology*

##### Reallotment Summary

This year, the Employment and Training Administration (ETA) analyzed State Workforce Investment Act (WIA) Dislocated Worker 9130 financial reports from the 6/30/10 reporting period for program year (PY) 2009 to determine if any State had unobligated funds in excess of twenty percent of their PY 2009 allotment amount. If so, that amount will be recaptured from PY 2010 funds and reallotted among eligible States.

- *Source Data:* State WIA 9130 Financial Status Reports.

- *Program:* State Dislocated Worker. Rapid Response.

- *Local Dislocated Worker* (includes local administration).

- *Period:* June 30, 2010.
- *Years Covered:* PY 2009.

##### Reallotment Calculation Process

(1) Determine the unobligated balance: In order to accomplish this, ETA computes the State's total amount of PY 2009 State obligations (including FY 2010 funds) for the Dislocated Worker (DW) program. State obligations are the sum of DW statewide activities obligations, Rapid Response obligations, and 100 percent of local DW program funds (which includes funds for local administration). The State's total unobligated balance for the DW program is the 2009 DW allotment amount minus the total DW obligations. (*Note:* for reallotment purposes, DW allotted funds

transferred to the Navajo Nation are added back to Arizona, New Mexico, and Utah local DW authorized amounts).

(2) Excluding State administrative costs: Section 667.150 of the regulations provides that the recapture calculations exclude the reserve for State administration, which is part of the DW statewide activities. Data on State administrative amounts authorized and obligated are not reported on WIA 9130 financial reports. In the preliminary calculation to determine States potentially liable for recapture, the DW portion of the State administrative amount authorized is estimated by calculating the five percent maximum amount for State DW administrative costs using the DW State allotment amounts. For the DW portion of the State administrative amount obligated, 100 percent of the estimated authorized amount is treated as obligated.

(3) Follow-up with States potentially liable for recapture: ETA requests that those States potentially liable for recapture provide additional data on State administrative amounts included in the PY 2009 and FY 2010 Statewide Activities amounts (authorized and obligated as of 6/30/10). If a State provides actual State DW administrative costs, authorized and obligated, in the comments section of revised 9130 reports, this data replaces the estimates. Based on the requested additional actual data submitted by potentially liable States on revised reports, the DW total allotment for these States is reduced by the DW portion of the State administrative amount authorized. Likewise, the DW total obligations for

these States are reduced by the DW portion of the obligated State administrative funding.

(4) Those States (including those adjusted by actual State administrative data) with *unobligated balances* exceeding 20 percent of the combined PY2009 DW *allotment amount* will have their PY 2010 DW funding (from the FY 2011 advance portion of PY 2010 DW funding made available in the FY 2010 Appropriations Act) reduced (recaptured) by the amount of the excess.

(5) Finally, States with unobligated balances which do *not* exceed 20 percent (eligible States) will receive a share of the total recaptured amount (based on their share of the total PY 2009 DW allotments of eligible States) in their PY 2010 DW funding (the FY 2011 advance portion of PY 2010 DW funding made available in the FY 2010 Appropriations Act).

Signed at Washington, DC this 11th day of March, 2011.

**Jane Oates,**

*Assistant Secretary for the Employment and Training Administration.*

[FR Doc. 2011-6139 Filed 3-15-11; 8:45 am]

**BILLING CODE 4510-FN-P**