

requirements in the *Applicable Regulations* section of this notice.

We reference the regulations outlining the terms and conditions of an award in the *Applicable Regulations* section of this notice and include these and other specific conditions in the GAN. The GAN also incorporates your approved application as part of your binding commitments under the grant.

3. *Reporting*: At the end of your project period, you must submit a final performance report, including financial information, as directed by the Secretary. If you receive a multi-year award, you must submit an annual performance report that provides the most current performance and financial expenditure information as directed by the Secretary under 34 CFR 75.118. The Secretary may also require more frequent performance reports under 34 CFR 75.720(c). For specific requirements on reporting, please go to <http://www.ed.gov/fund/grant/apply/appforms/appforms.html>.

4. *Performance Measures*: Under the Government Performance and Results Act of 1993 (GPRA), the Secretary has established the following five performance measures for assessing the effectiveness of this program. Grantees funded under this competition will be expected to collect and report to the Department data related to these measures. Applicants should discuss in the application narrative how they propose to collect these data. These GPRA performance measures are (1) the percentage of female students served by the WEEA program who achieve proficiency on State mathematics assessments; (2) the percentage of female students served by the WEEA program who achieve advanced proficiency on State mathematics assessments; and/or (3) the percentage of female students served by the WEEA program who achieve proficiency on State science assessments; (4) the percentage of female students served by the WEEA program who achieve advanced proficiency on State science assessments; and (5) the percentage of WEEA projects whose female participants demonstrate statistically significant higher mean increases in achievement compared to mean increases of a comparison group, based on pre- and post-test data.

All applicants will be expected to collect and report data for GPRA performance measure 5. Applicants will be expected to collect and report data on measures 1 through 4 based upon the absolute priority addressed in their application and the targeted proficiency level. For example, if the applicant proposes to develop a program that

focuses on helping students achieve proficiency on State mathematics assessments, data would be collected and reported only on GPRA performance measures 1 and 5. Applicants should discuss in the application narrative how they propose to collect these data.

Notes for the GPRA measures: If the applicant uses an instrument other than assessments used for No Child Left Behind of 2001 (NCLB) purposes or for other State-level assessments, the applicant is encouraged to demonstrate that the instrument is both of the following:

(1) Valid for the subject and age range of students included in the project. Validity is the extent to which the test measures what it was supposed to (e.g. mathematics aptitude). There are several types of validity including content, construct, and predictive validity. Evidence of validity is often available from the publisher of the assessment instrument.

(2) Reliable with regard to the consistency and repeatability of measurement. Several types of reliability are routinely established, including the internal consistency of an instrument (how well different items on an instrument measure the same construct) and test/retest reliability (the consistency of measurement at two different points in time). Evidence of reliability is often available from the publisher of the assessment instrument.

Applicants should adhere to the following criteria when constructing a comparison group for reporting on the fifth GPRA measure. The comparison group should (1) match WEEA participants on a baseline measure of the achievement outcome, baseline demographics, or both; (2) be a group of no less than 20 students, and should be a group whose size is no less than 50 percent of the number of project participants; and (3) not receive WEEA project services.

For GPRA purposes, "proficiency" and "advanced proficiency" are defined as follows: (1) "Proficiency" is defined as the State standard for "proficient" for the purposes of NCLB-reporting, or its equivalent for standardized State tests; and (2) "Advanced proficiency" is defined as the State standard for "advanced proficient" for purposes of NCLB-reporting, or its equivalent for standardized State tests.

VII. Agency Contact

FOR FURTHER INFORMATION CONTACT: Beverly A. Farrar, U.S. Department of Education, 400 Maryland Avenue, SW., room 4W242, Washington, DC 20202–

5950. Telephone: (202) 205–3145 or by e-mail: oiiweea@ed.gov.

If you use a TDD, call the Federal Relay Service (FRS), toll free, at 1–800–877–8339.

VIII. Other Information

Accessible Format: Individuals with disabilities can obtain this document and a copy of the application package in an accessible format (e.g., braille, large print, audiotape, or computer diskette) on request to the program contact person listed under **FOR FURTHER INFORMATION CONTACT** in section VII of this notice.

Electronic Access to This Document: You can view this document, as well as all other documents of this Department published in the **Federal Register**, in text or Adobe Portable Document Format (PDF) on the Internet at the following site: <http://www.ed.gov/news/fedregister>.

To use PDF you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government Printing Office (GPO), toll free, at 1–888–293–6498; or in the Washington, DC, area at (202) 512–1530.

Note: The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.gpoaccess.gov/nara/index.html>.

Dated: December 29, 2008.

Amanda L. Farris,

Assistant Deputy Secretary for Innovation and Improvement.

[FR Doc. E8–31226 Filed 12–31–08; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[ER–FRL–8589–2]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at 202–564–7146.

An explanation of the ratings assigned to draft Environmental Impact Statements (EISs) was published in **Federal Register** dated April 6, 2008 (73 FR 19833).

Draft EISs

EIS No. 20080360, ERP No. D-NOA-D91001-00, Amendment 1 to the 2006 Consolidated Highly Migratory Species (HMS) Fishery Management Plan (FMP), Updating and Revising Essential Fish Habitat (EFH) for Atlantic Highly Migratory Species (HMS), consider additional Habitat Area of Particular Concern (HAPC) and Analyze Fishing Impacts, Chesapeake Bay, MD, Delaware Bay, DE, Great Bay, NJ and Outer Bank off NC

Summary: While EPA has no objection to the proposed action, it did request clarification on fishing gear impacts and monitoring plans. Rating LO.

EIS No. 20080426, ERP No. D-BLM-J01083-WY, South Gillette Area Coal Lease Applications, WYW172585, WYW173360, WYW172657, WYW161248, Proposal to Lease Four Tracts of Federal Coal Reserves, Belle Ayr, Coal Creek, Caballo, and Cordero Rojo Mines, Wyoming Powder River Basin, Campbell County, WY

Summary: EPA expressed environmental concerns about the potential for adverse impacts to air quality in the Powder River Basin. Rating EC2.

EIS No. 20080447, ERP No. D-AFS-F65072-WI, Camp Four Vegetation Project, Proposes Vegetation and Road Management Activities, Desired Future Condition (DFC), Medford-Park Falls Ranger District, Chequamegon-Nicolet National Forest, Price County, WI

Summary: EPA does not object to the preferred alternative. Rating LO.

Final EISs

EIS No. 20080423, ERP No. F-AFS-J65517-SD, West Rim Project, Proposes to Implement Multiple Resource Management Actions, Northern Hills Ranger District, Black Hills National Forest, Lawrence County, SD

Summary: No formal comment letter was sent to the preparing agency.

EIS No. 20080455, ERP No. F-AFS-J65403-00, Southern Rockies Canada Lynx Amendment, Preferred Alternative is Alternative F, Incorporating Management Direction for Canada Lynx Habitat by Amending Land and Resource Management Plans, for Arapaho-Roosevelt, Pike-San Isabel, Grand Mesa-Uncompahgre-Gunnison, San Juan, Rio Grande and Medicine Bow-Routt National Forests, Implementation, CO and WY

Summary: EPA supports the new, modified preferred alternative which should reduce potential adverse impacts to the Canada lynx. However, we have concerns that adequate resources may

not be available for monitoring and adaptive management, and continuing analysis and research regarding lynx conservation and recovery.

EIS No. 20080465, ERP No. F-AFS-J65488-WY, Battle Park Cattle and Horse (C&H) and Mistymoon Sheep and Goat (S&G) Allotment Project, Proposes to Continue Livestock Grazing on both Allotments, Powder River Ranger District, Bighorn National Forest, Bighorn County, WY

Summary: EPA continues to have concerns about the adaptive management plan and the frequency of monitoring environmental impacts.

EIS No. 20080473, ERP No. F-USN-E11064-FL, Mayport Naval Station Project, Proposed Homeporting of Additional Surface Ships, Several Permits, Mayport, FL

Summary: EPA's previous concerns have been resolved; therefore, EPA does not object to the proposed action.

Dated: December 29, 2008.

Robert W. Hargrove,

Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. E8-31216 Filed 12-31-08; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8589-1]

Environmental Impacts Statements; Notice of Availability

Responsible Agency: Office of Federal Activities, General Information (202) 564-1399 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements

Filed 12/22/2008 Through 12/26/2008 Pursuant to 40 CFR 1506.9.

EIS No. 20080535, Draft EIS, BLM, MT, Indian Creek Mine Expansion, Proposed Mine Expansion would include Quarry Areas, Mine Facilities, Ore Storage Sites, Soil Salvage Stockpiles, Haul Roads, and Overburden Disposal Areas, Issuing Operating Permit #00105 and Plan of Operation #MTM78300, Broadwater County, MT, *Comment Period Ends:* 03/02/2009, *Contact:* David Williams 406-533-7655.

EIS No. 20080536, Final EIS, COE, CA, Berth 97-109 (China Shipping) Container Terminal Project, Construction and Operation, Issuance of section 404 (CWA) and Section 10 Rivers and Harbor Act Permits, Port of Los Angeles, Los Angeles County, CA, *Wait Period Ends:* 02/02/2009,

Contact: Dr. Spencer D. MacNeil 805-585-2152.

EIS No. 20080537, Draft EIS, BLM, NV, Ely Energy Center, Construction and Operation 1500 MW Coal-Fired Power Plant and Associated Features, White Pine, Lincoln, Clark, Nye, Elko and Nevada Counties, NV, *Comment Period Ends:* 04/03/2009, *Contact:* Joe Incardine 801-524-3833.

EIS No. 20080538, Second Draft Supplement, NRC, VA, North Anna Power Station Unit 3, Combined License (COL) application for Construction and Operation a Based-Load Nuclear Power Plant, (NUREG-1917), in the Town of Mineral, Louisa County, VA, *Comment Period Ends:* 03/16/2009, *Contact:* Alicia Williamson 301-415-1878.

EIS No. 20080539, Draft EIS, USA, 00, Gulf of Mexico Range Complex (GOMEX), Proposed Action is to Support and Conduct Current and Emerging Training and RDT&E Operations, TX, MS, AL and FL, *Comment Period Ends:* 02/17/2009, *Contact:* Karen M. Foskey 703-602-2859.

EIS No. 20080540, Draft EIS, AFS, ID, Nez Perce National Forest (NPNF), Proposed Designated Routes and Areas for Motor Vehicle Use (DRMVU), Implementation, Idaho County, ID, *Comment Period Ends:* 02/25/2009, *Contact:* Alexandra Botello 208-983-1950.

EIS No. 20080541, Final EIS, UPS, CA, Aliso Viejo Incoming Mail Facility, Proposed Construction and Operation of a Mail Processing Facility on a 25-Acre Parcel, Aliso Viejo, Orange County, CA, *Wait Period Ends:* 02/02/2009, *Contact:* Emmy Andrews 650-615-7200.

EIS No. 20080542, Draft EIS, AFS, NV, Martin Basin Rangeland Project, Reauthorizing Grazing on Eight Existing Cattle and Horse Allotments: Bradshaw, Buffalo, Buttermilk, Granite Peak, Indian, Martin Basin, Rebel Creek, and West Side Flat Creek, Santa Rosa Ranger District, Humboldt-Toiyabe National Forest, NV, *Comment Period Ends:* 02/17/2009, *Contact:* Vern Keller 775-355-5356.

Amended Notices

EIS No. 20080523, Draft EIS, BLM, 00, UNEV Pipeline Project, Construction of a 399-mile Long Main Petroleum Products Pipeline, Salt Lake, Tooele, Juab, Millard, Iron, and Washington Counties, UT, and Lincoln and Clark Counties, NV, *Comment Period Ends:* 03/19/2009, *Contact:* Joe Incardine 801-524-3833. Revision to FR Notice