

sales contracts, integrated resource planning, and the General Power Contract Provisions.

### Post-2010 Resource Pool Procedures Requirements

#### Environmental Compliance

Western completed an Environmental Impact Statement on the Program (DOE/EIS-0812), pursuant to the National Environmental Policy Act of 1969, 42 U.S.C. 4321-4347 (2007), as amended and supplemented, (NEPA). The Record of Decision was published in the **Federal Register** on October 12, 1995 (60 FR 53181). Western's NEPA review assured all environmental effects related to these actions have been analyzed.

Dated: April 28, 2009.

**Timothy J. Meeks,**

Administrator.

[FR Doc. E9-10319 Filed 5-4-09; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8900-6]

### Cross-Media Electronic Reporting Rule State Authorized Program Revision/Modification Approvals: State of Delaware

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** This notice announces EPA's approval, under regulations for Cross-Media Electronic Reporting, of the State of Delaware's request to revise/modify programs to allow electronic reporting for certain of their EPA-authorized programs.

**DATES:** EPA's approval is effective May 5, 2009.

**FOR FURTHER INFORMATION CONTACT:** Evi Huffer, U.S. Environmental Protection Agency, Office of Environmental Information, Mail Stop 2823T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460, (202) 566-1697, [huffer.evi@epa.gov](mailto:huffer.evi@epa.gov), or David Schwarz, U.S. Environmental Protection Agency, Office of Environmental Information, Mail Stop 2823T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460, (202) 566-1704, [schwarz.david@epa.gov](mailto:schwarz.david@epa.gov).

#### SUPPLEMENTARY INFORMATION:

On October 13, 2005, the final Cross-Media Electronic Reporting Rule (CROMERR) was published in the **Federal Register** (70 FR 59848) and codified as part 3 of title 40 of the CFR.

CROMERR establishes electronic reporting as an acceptable regulatory alternative to paper reporting and establishes requirements to assure that electronic documents are as legally dependable as their paper counterparts. Under subpart D of CROMERR, State, tribal or local government agencies that receive, or wish to begin receiving, electronic reports under their EPA-authorized programs must apply to EPA for a revision or modification of those programs and get EPA approval. Subpart D provides standards for such approvals based on consideration of the electronic document receiving systems that the state, tribe, or local government will use to implement the electronic reporting. Additionally, in 3.1000(b) through (e) of 40 CFR part 3, subpart D provides special procedures for program revisions and modifications to allow electronic reporting, to be used at the option of the State, tribe or local government in place of procedures available under existing program-specific authorization regulations. An application submitted under the subpart D procedures must show that the State, tribe or local government has sufficient legal authority to implement the electronic reporting components of the programs covered by the application and will use electronic document receiving systems that meet the applicable subpart D requirements.

On August 21, 2008, the State of Delaware Department of Natural Resources and Environmental Control (DEDNREC) submitted an application for their Online Reporting System (ORS) electronic document receiving system for revision or modification of EPA-authorized programs under 40 CFR parts 51, 60, 122, and 271. EPA reviewed DEDNREC's request to revise/modify their EPA-authorized programs and, based on this review, EPA determined that the application met the standards for approval of authorized program revisions/modifications set out in 40 CFR part 3, subpart D. In accordance with 40 CFR 3.1000(d), this notice of EPA's decision to approve DEDNREC's request for revision/modification to certain of their authorized programs is being published in the **Federal Register**.

Specifically, EPA has approved DEDNREC's request for revisions/modifications to the following of their authorized programs to allow electronic reporting under 40 CFR parts 51, 61, 122, 261-265:

- Part 51—Requirements for Preparation, Adoption, and Submittal of Implementation Plans;
- Part 60—Standards of Performance for New Stationary Sources;

- Part 123—National Pollutant Discharge Elimination System (NPDES) State Program Requirements; and

- Part 271—Requirements for Authorization of State Hazardous Waste Programs.

DEDNREC was notified of EPA's determination to approve its application with respect to the authorized programs listed above in a letter dated April 23, 2009.

Dated: April 23, 2009.

**Lisa Schlosser,**

Director, Office of Information Collection.

[FR Doc. E9-10332 Filed 5-4-09; 8:45 am]

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## FEDERAL MEDIATION AND CONCILIATION SERVICE

### Labor-Management Cooperation Program Act of 1978 (Pub. L. 95-524)

**AGENCY:** Federal Mediation and Conciliation Service.

**ACTION:** Publication of Final Fiscal Year 2009 Program Guidelines/Application Solicitation for Labor-Management Committees.

**SUMMARY:** The Federal Mediation and Conciliation Service (FMCS) is publishing the final Fiscal Year 2009 Program Guidelines/Application Solicitation for the Labor-Management Cooperation Program. The program is supported by Federal funds authorized by the Labor-Management Cooperation Act of 1978, subject to annual appropriations. This Solicitation contains a change in the deadline for accepting applications.

The National Council of EEOC Locals No. 216 submitted a comment in response to the draft filing which was published in the **Federal Register** on March 20, 2009, [Volume 74, Number 3 (Pages 11948-11952)]. The Locals No. 216 has not applied for a grant because it was ineligible to do so under FMCS regulations [FY2009 Program Guidelines/Application Solicitation for Labor Management Committees (Section (C) Eligibility, Page 9)]. Its comments involve that regulation. Locals No. 216 has requested in effect that FMCS allow Federal agencies to apply for an FMCS grant. We have carefully considered the comment, and understand that implementation of the change requested would increase the likelihood of grant acceptance for the Equal Employment Opportunity Commission (EEOC). However, FMCS is not able to adopt the requested changes due to OMB regulations [OMB Circular A-102, Grants and Cooperative Agreements