

Part 1 Chapter 3 of the TGDC Recommendations, with the exception of Chapter 3's performance benchmark requirements. Part 1 Chapter 3 of the TGDC Recommendations is primarily a maintenance level upgrade to the 2005 VVSG with minor modifications, clarifications, and a few additions including performance and poll worker usability requirements. (The VSS 2002 contained almost no usability, accessibility, and privacy requirements. As a result, the 2005 VVSG Section 3 was mostly new material based on research, best practices, and standards relating to human factors and the design of user interfaces as they apply to voting systems.)

7. System Security Documentation Requirements—Security documentation requirements in Volume II Section 2.6 (Security Documentation) of the 2005 VVSG are revised with requirements from Part 2 Section 3.5 (System Security Specification) of the TGDC Recommendations. The new requirements include high-level security descriptions of the voting system and specific areas including

- Access control,
- Software installation security,
- System event logging,
- Physical security,
- Setup inspection, and
- Cryptography.

8. Electronic Records—Section 2.4.4 (Electronic Records) has been added to Volume I Section 2 (Functional Requirements) of the 2005 VVSG; it contains requirements from Part 1 Chapter 4.3 (Electronic Records) of the TGDC Recommendations. These requirements cover the electronic reports generated by the voting system, including specific reports for tabulators and Election Management Systems (EMS).

9. Voter Verified Paper Audit Trails (VVPAT)—VVPAT requirements in Volume I Sections 7.9.1 through 7.9.4 (Voter Verifiable Paper Audit Trail Requirements) are replaced with requirements from Part 1 Chapter 4.4.2 (VVPAT) of the TGDC Recommendations.

10. Cryptography—Cryptography requirements in the 2005 VVSG are revised with requirements from Part 1 Section 5.1 (Cryptography) of the TGDC Recommendations. When cryptography is used in a voting system, the requirements call for the use of a level 1 FIPS 140 validated cryptographic module (which allows software as well as hardware implementations, whereas the TGDC Recommendations allowed only hardware implementations). In addition, the new requirements require the use of NIST approved cryptographic

algorithms at the 112-bit security strength or higher.

11. External Interface Requirement—Volume I Section 7.4.6 (Software Setup Validation) of the 2005 VVSG are revised with newly developed requirements to allow an alternative method to validate software on voting systems. The requirements state that voting systems must support one of the two verification methods specified in the requirements. The current software verification method allows software to be verified after software has been installed. The alternative software verification method verifies software as it is being installed on the voting system and requires voting systems to have mechanisms to protect the software once installed.

12. EAC Requests for Interpretation (RFI) decisions—Requirements and discussion throughout the 2005 VVSG are revised based on the current set of EAC RFI decisions, from 2007–01 through 2008–12, located at <http://www.eac.gov/program-areas/voting-systems/voting-system-certification/interpretations>.

13. General Edits—Several sections of the VVSG were revised to improve the consistency of wording or fix errors in the 2005 VVSG. In addition, several sections were revised to recognize the creation of the EAC's Testing and Certification Program which was not in place at the time of adoption of the 2005 VVSG.

DATES: Comments must be received on or before 4 p.m. EST on September 28, 2009.

Submission of Comments: The public may submit comments through one of the three different methods provided by the EAC: (1) Online electronic comment form at <http://www.eac.gov>, (Please note that the electronic comment tool will not be immediately available. The EAC will inform the public once the online comment tool becomes available.); (2) by mail to Voluntary Voting System Guidelines Comments, U.S. Election Assistance Commission, 1225 New York Ave, NW., Suite 1100, Washington, DC 20005; and (3) via e-mail at votingsystemguidelines@eac.gov. Members of the public are encouraged to submit comments electronically to ensure timely receipt and consideration.

In order to allow efficient and effective review of comments the EAC requests that:

- (1) Comments refer to the specific section that is the subject of the comment.
- (2) General comments regarding the entire document or comments that refer to more than one section be made as

specifically as possible so that EAC can clearly understand to which portion(s) of the documents the comment refers.

(3) To the extent that a comment suggests a change in the wording of a requirement or section of the guidelines, please provide proposed language for the suggested change.

To Obtain a Copy of the VVSG Volume Version 1.1: Due to the fact that the Voluntary Voting System Guidelines are more than 400 pages in length, the entire draft document has not been attached to this notice. A complete copy of the draft VVSG version 1.1 is available from the EAC in electronic format. An electronic copy can be downloaded in PDF format on the EAC's Web site, <http://www.eac.gov>. In order to obtain a paper copy of the TGDC draft recommendations please mail a written request to Voluntary Voting System Guidelines Comments, U.S. Election Assistance Commission, 1225 New York Ave, NW., Suite 1100, Washington, DC 20005.

FOR FURTHER INFORMATION CONTACT: Matthew Masterson, Phone (202) 566–3100, e-mail votingsystemguidelines@eac.gov.

SUPPLEMENTARY INFORMATION: Prior to the passage of HAVA, the Federal Election Commission (FEC) published the 2002 Voting System Standards (VSS). HAVA mandated that the EAC update the VSS. In December of 2005 the EAC adopted the 2005 VVSG. The 2005 VVSG used many of the same requirements as the 2002 VSS but it expanded the security, accessibility, and usability sections.

Donetta L. Davidson,
Commissioner, U.S. Election Assistance Commission.

[FR Doc. E9–12831 Filed 5–29–09; 11:15 am]

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DEPARTMENT OF ENERGY

[OE Docket No. EA–356]

Application To Export Electric Energy; J.P. Morgan Commodities Canada Corporation

AGENCY: Office of Electricity Delivery and Energy Reliability, DOE.

ACTION: Notice of application.

SUMMARY: J.P. Morgan Commodities Canada Corporation (JPMCCC) has applied for authority to transmit electric energy from the United States to Canada pursuant to section 202(e) of the Federal Power Act.

DATES: Comments, protests, or requests to intervene must be submitted on or before July 6, 2009.

ADDRESSES: Comments, protests, or requests to intervene should be addressed as follows: Office of Electricity Delivery and Energy Reliability, Mail Code: OE-20, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585-0350 (FAX 202-586-8008).

FOR FURTHER INFORMATION CONTACT: Ellen Russell (Program Office) 202-586-9624 or Michael Skinker (Program Attorney) 202-586-2793.

SUPPLEMENTARY INFORMATION: Exports of electricity from the United States to a foreign country are regulated by the Department of Energy (DOE) pursuant to sections 301(b) and 402(f) of the Department of Energy Organization Act (42 U.S.C. 7151(b), 7172(f)) and require authorization under section 202(e) of the FPA (16 U.S.C. 824a(e)).

On May 26, 2009, DOE received an application from JPMCCC for authority to transmit electric energy from the United States to Canada as a power marketer. The energy to be exported would be delivered to Canada over existing transmission interconnections between the United States and Canada over any facility determined by DOE to be appropriate for third-party use. The electric energy which JPMCCC proposes to export to Canada would be surplus to the needs of the selling entities. JPMCCC has requested an electricity export authorization with a 5-year term.

Procedural Matters: Any person desiring to become a party to these proceedings or to be heard by filing comments or protests to this application should file a petition to intervene, comment, or protest at the address provided above in accordance with 385.211 or 385.214 of the Federal Energy Regulatory Commission's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with DOE on or before the date listed above.

Comments on the JPMCC application to export electric energy to Canada should be clearly marked with Docket No. EA-356. Additional copies are to be filed directly with Ike Gibbs, Compliance Director & Assistant General Counsel, JPMorgan Chase Bank, N.M.A., 700 Louisiana Street, Suite 1000, Houston, TX 77002. A final decision will be made on this application after the environmental impacts have been evaluated pursuant to the National Environmental Policy Act of 1969, and a determination is made by DOE that the proposed action will not adversely impact on the reliability of the U.S. electric power supply system.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above, by accessing the program Web site at http://www.oe.energy.gov/permits_pending.htm, or by e-mailing Odessa Hopkins at Odessa.hopkins@hq.doe.gov.

Issued in Washington, DC, on May 29, 2009.

Anthony J. Como,

Director, Permitting and Siting, Office of Electricity Delivery and Energy Reliability.

[FR Doc. E9-12921 Filed 6-2-09; 8:45 am]

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DEPARTMENT OF ENERGY

[OE Docket No. EA-354]

Application to Export Electric Energy; Endure Energy, L.L.C.

AGENCY: Office of Electricity Delivery and Energy Reliability, DOE.

ACTION: Notice of application.

SUMMARY: Endure Energy, L.L.C. (Endure Energy) has applied for authority to transmit electric energy from the United States to Canada pursuant to section 202(e) of the Federal Power Act.

DATES: Comments, protests, or requests to intervene must be submitted on or before July 6, 2009.

ADDRESSES: Comments, protests, or requests to intervene should be addressed as follows: Office of Electricity Delivery and Energy Reliability, Mail Code: OE-20, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585-0350 (FAX 202-586-8008).

FOR FURTHER INFORMATION CONTACT: Ellen Russell (Program Office) 202-586-9624 or Michael Skinker (Program Attorney) 202-586-2793.

SUPPLEMENTARY INFORMATION: Exports of electricity from the United States to a foreign country are regulated by the Department of Energy (DOE) pursuant to sections 301(b) and 402(f) of the Department of Energy Organization Act (42 U.S.C. 7151(b), 7172(f)) and require authorization under section 202(e) of the FPA (16 U.S.C. 824a(e)).

On May 15, 2009, DOE received an application from Endure Energy for authority to transmit electric energy from the United States to Canada as a power marketer. The energy to be exported would be delivered to Canada over international electric transmission facilities deemed to be appropriate by DOE for third party transportation. The

electric energy which Endure Energy proposes to export to Canada would be surplus energy purchased from electric utilities, Federal power marketing agencies, and other entities within the United States. Endure Energy has requested an electricity export authorization with a 5-year term.

Procedural Matters: Any person desiring to become a party to these proceedings or to be heard by filing comments or protests to this application should file a petition to intervene, comment, or protest at the address provided above in accordance with §§ 385.211 or 385.214 of the Federal Energy Regulatory Commission's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with DOE on or before the date listed above.

Comments on the Endure Energy application to export electric energy to Canada should be clearly marked with Docket No. EA-354. Additional copies are to be filed directly with Mark A. Blackton, Executive Vice President, Endure Energy, L.L.C., 7300 College Boulevard, Suite 600, Overland Park, KS 66210 and William A. Mogel, Attorney at Law, 5812 Madaket Road, Bethesda, MD 20816. A final decision will be made on this application after the environmental impacts have been evaluated pursuant to the National Environmental Policy Act of 1969, and a determination is made by DOE that the proposed action will not adversely impact on the reliability of the U.S. electric power supply system.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above, by accessing the program Web site at http://www.oe.energy.gov/permits_pending.htm, or by e-mailing Odessa Hopkins at Odessa.hopkins@hq.doe.gov.

Issued in Washington, DC, on May 28, 2009.

Anthony J. Como,

Director, Permitting and Siting, Office of Electricity Delivery and Energy Reliability.

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DEPARTMENT OF ENERGY

[OE Docket No. EA-355]

Application to Export Electric Energy; Scotia Capital Energy Inc.

AGENCY: Office of Electricity Delivery and Energy Reliability, DOE.

ACTION: Notice of application.