

5-000. See <http://www.ferc.gov/docs-filing/etariff.asp>.<sup>6</sup>

5. In addition, the Commission seeks comment on whether an ASP.NET Web-based form is more appropriate. Under the ASP.NET approach, the Commission would create a Web-based form that would be accessible to filers on the FERC Web site. Filing entities would not use the eFiling portal to submit their data. The Web-based form would be formatted and contain blank fields that filing entities can fill in with data for each shipper it provides with transportation or storage service each quarter. Once submitted, the data would undergo quality checks. Filing entities would receive an e-mail confirmation if the submission is successful or needs to be corrected.

Comments are also invited on the following issues:

1. Problems in measuring data elements collected in the table and data dictionary;
2. Terms and definitions of the elements in the table, data dictionary and instructions;

3. Whether the units of measure are appropriate;

4. Whether the instructions are clear or require modification;

5. The accuracy of the agency's burden estimate of the proposed collection of information;

6. Ways to enhance the quality, utility and clarity of the information to be collected;

7. Ways to minimize respondent information collection burden; and

8. The most effective way for the Commission to present the collected information to the public on the FERC Web site.

6. A paper version of the table with proposed data elements, instructions, and data dictionary, are attached as the Appendix to this Notice, but they are not being printed in the **Federal Register**. The Appendix is available on the FERC's eLibrary (<http://www.ferc.gov/docs-filing/elibrary.asp>) by searching Docket No. RM09-2, and through the FERC Public Reference Room. Interested parties may also request paper copies of the table,

instructions, and data dictionary by contacting Michael Miller by telephone at (202) 502-8415, by fax at (202) 273-0873, or by e-mail at [michael.miller@ferc.gov](mailto:michael.miller@ferc.gov).

7. Comments on the proposed standardized electronic information collection and related burden estimate, including any related matters or alternative proposals that commenters may wish to discuss, must be submitted by 60 days after publication of this Notice in the **Federal Register**. The Commission shall also delay the date on which comments on the NOPR are due to the same date, in order to permit parties to include comments on the standardized electronic information collection within their comments on the NOPR.

*Burden Statement:* The proposed survey targets respondents who directly serve wholesale and retail customers. The Commission estimated in the NOPR that on an annual basis the burden to comply with this proposed rule will be as follows:

	Number of respondents annually	Number of responses per respondent	Average burden hours per response	Total annual burden hours
	(1)	(2)	(3)	(1) × (2) × (3)
FERC-549D .....	125	4	3.5	1,750

Because of the various staffing levels that will be involved in preparing the documentation (legal, technical and support) the Commission is using an hourly rate of \$150 to estimate the costs for filing and other administrative processes (reviewing instructions, searching data sources, completing and transmitting the collection of information). The estimated total annual cost to respondents is anticipated to be \$262,500 [1,750 Total Annual Burden Hours times \$150 per hour equals \$262,500]. The cost per respondent is \$2,100.

8. The reporting burden includes the total time, effort, or financial resources expended to generate, maintain, retain, disclose, or provide the information including: (1) Reviewing instructions; (2) developing, acquiring, installing, and utilizing technology and systems for the purposes of collecting, validating, verifying, processing, maintaining, disclosing and providing information; (3) adjusting the existing ways to comply with any previously applicable instructions and requirements; (4)

training personnel to respond to a collection of information; (5) searching data sources; (6) completing and reviewing the collection of information; and (7) transmitting, or otherwise disclosing the information.

9. The respondent's cost estimate is based on salaries for professional and clerical support, as well as direct and indirect overhead costs. Direct costs include all costs directly attributable to providing this information, such as administrative costs and the cost for information technology. Indirect or overhead costs are costs incurred by an organization in support of its mission. These costs apply to activities which benefit the whole organization rather than any one particular function or activity.

By direction of the Commission.  
**Kimberly D. Bose,**  
*Secretary.*

**Note:** The Appendix (table with proposed FERC-549D data elements, instructions, and data dictionary) will not be printed in the **Federal Register**. The Appendix is available

on the FERC's eLibrary (<http://www.ferc.gov/docs-filing/elibrary.asp>) by searching Docket No. RM09-2-000, and through the FERC Public Reference Room.

[FR Doc. E9-21108 Filed 9-2-09; 8:45 am]

**BILLING CODE 6717-01-P**

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

**[EPA-R06-OAR-2007-1064; FRL-8952-4]**

**Approval and Promulgation of Air Quality Implementation Plans; Louisiana; Emissions Inventory; Baton Rouge Ozone Nonattainment Area**

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

**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to approve a revision to the Louisiana State Implementation Plan (SIP) to meet the emissions inventory requirements of the

<sup>6</sup> See also Common FAQs about XML at <http://xml.silmaril.ie/>.

Clean Air Act (CAA) for the Baton Rouge ozone nonattainment area. EPA is proposing to approve the SIP revision because it satisfies the emissions inventory requirements for 8-hour ozone nonattainment areas. EPA is proposing to approve the revision pursuant to section 110 of the CAA.

**DATES:** Written comments should be received on or before October 5, 2009.

**ADDRESSES:** Comments may be mailed to Mr. Guy Donaldson, Chief, Air Planning Section (6PD-L), Environmental Protection Agency, 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202-2733. Comments may also be submitted electronically or through hand deliver/courier by following the detailed instructions in the **ADDRESSES** section of the direct final rule located in the rules section of this **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:**

Emad Shahin, Air Planning Section (6PD-L), Environmental Protection Agency, Region 6, 1445 Ross Avenue, Suite 700, Dallas, Texas 75202-2733, telephone 214-665-6717; fax number 214-665-7263; e-mail address [shahin.emad@epa.gov](mailto:shahin.emad@epa.gov).

**SUPPLEMENTARY INFORMATION:** In the final rules section of this **Federal Register**, EPA is approving the State's SIP submittal as a direct rule without prior proposal because the Agency views this as non-controversial submittal and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this action no further activity is contemplated. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period. Any parties interested in commenting on this action should do so at this time.

For additional information see the direct final rule, located in the rules section of this **Federal Register**.

Dated: August 21, 2009.

**Lawrence E. Starfield,**

*Acting Regional Administrator, Region 6.*  
[FR Doc. E9-21187 Filed 9-2-09; 8:45 am]

**BILLING CODE 6560-50-P**

**DEPARTMENT OF DEFENSE**

**GENERAL SERVICES  
ADMINISTRATION**

**NATIONAL AERONAUTICS AND  
SPACE ADMINISTRATION**

**48 CFR Parts 9, 12, and 52**

[FAR Case 2008-027; Docket 2009-0030, Sequence 1]

**RIN 9000-AL38**

**Federal Acquisition Regulation; FAR Case 2008-027, Federal Awardee Performance and Integrity Information System**

**AGENCIES:** Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

**ACTION:** Proposed rule.

**SUMMARY:** The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) are proposing to amend the Federal Acquisition Regulation (FAR) to implement Section 872 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009. Section 872 requires the General Services Administration to establish and maintain a data system containing specific information on the integrity and performance of covered Federal agency contractors and grantees. Section 872 also requires awarding officials to review the data system and consider other past performance information when making any past performance evaluation or responsibility determination.

**DATES:** Interested parties should submit written comments to the Regulatory Secretariat on or before October 5, 2009 to be considered in the formulation of a final rule.

**ADDRESSES:** Submit comments identified by FAR case 2008-027 by any of the following methods:

- Regulations.gov: <http://www.regulations.gov>.

Submit comments via the Federal eRulemaking portal by inputting "FAR Case 2008-027" under the heading "Comment or Submission". Select the link "Send a Comment or Submission" that corresponds with FAR Case 2008-027. Follow the instructions provided to complete the "Public Comment and Submission Form". Please include your name, company name (if any), and "FAR Case 2008-027" on your attached document.

- Fax: 202-501-4067.

• Mail: General Services Administration, Regulatory Secretariat (VPR), 1800 F Street, NW., Room 4041, ATTN: Hada Flowers, Washington, DC 20405.

*Instructions:* Please submit comments only and cite FAR case 2008-027 in all correspondence related to this case. All comments received will be posted without change to <http://www.regulations.gov>, including any personal and/or business confidential information provided.

**FOR FURTHER INFORMATION CONTACT:** Ms. Meredith Murphy, Procurement Analyst, at (202) 208-6925 for clarification of content. For information pertaining to status or publication schedules, contact the Regulatory Secretariat at (202) 501-4755. Please cite FAR case 2008-027.

**SUPPLEMENTARY INFORMATION:**

**A. Background.**

The Duncan Hunter National Defense Authorization Act of 2009 (Public Law 110-417) was enacted on October 14, 2008. Section 872 of the Act, subject to the authority, direction, and control the Office of Management and Budget, requires the General Services Administration (GSA) to develop and maintain an information system containing specific information on the integrity and performance of covered Federal agency contractors and grantees.

In addition, the statute requires that contracting officers shall consider other past performance information available with respect to the offeror when making any responsibility determination. A responsibility determination, in accordance with the President's March 4, 2009, Government Contracting memorandum pertains to whether an offeror has historically completed projects both effectively and cost efficiently.

The statute stipulates that the information system shall be available to "appropriate acquisition officials of Federal agencies, to such other government officials as the Administrator (of the GSA) determines appropriate, and, upon request, to the Chairman and Ranking Member of the committees of Congress having jurisdiction." (section 872(e)(1)).

The OMB's Office of Federal Financial Management will provide similar, separate guidance to grantees, given that section 872 was enacted to provide a source of information on integrity and past performance of contractors and grantees.

**B. Sources of information.**

To the extent feasible, the Councils identified existing sources of