

(a) Nothing in these amendments shall be construed to make punishable any act done or omitted prior to the effective date of this order that was not punishable when done or omitted.

(b) Nothing in these amendments shall be construed to invalidate any nonjudicial punishment proceedings, restraint, investigation, referral of charges, trial in which arraignment occurred, or other action begun prior to the effective date of this order, and any such nonjudicial punishment, restraint, investigation, referral of charges, trial, or other action may proceed in the same manner and with the same effect as if these amendments had not been prescribed.

### The White House

#### *Changes to the Discussion accompanying the Manual for Courts Martial, United States*

(a) A clerical amendment is made to the first paragraph of the Discussion following R.C.M. 1107(d)(1) to correctly reference R.C.M. 1003(b)(5) and (6) instead of R.C.M. 1003(b)(6) and (7).

Dated: September 14, 2009.

**Patricia L. Toppings,**  
*OSD Federal Register Liaison Officer,*  
*Department of Defense.*

[FR Doc. E9-22405 Filed 9-16-09; 8:45 am]

**BILLING CODE 5001-06-P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Defense Science Board Meeting

**AGENCY:** Department of Defense.

**ACTION:** Notice of advisory committee meeting.

**SUMMARY:** The Defense Science Board will meet in closed session on October 28-29, 2009 to discuss interim finding and recommendations resulting from ongoing Task Force activities. The Board will also discuss plans for future consideration of scientific and technical aspects of specific strategies, tactics, and policies as they may affect the U.S. national defense posture and homeland security.

**DATES:** The meeting will be held October 28-29, 2009, and is closed to the public.

**ADDRESSES:** The meeting will be held at the Pentagon, Arlington, VA.

**FOR FURTHER INFORMATION CONTACT:** Ms. Debra Rose, Executive Officer, Defense Science Board, 3140 Defense Pentagon, Room 3B888A, Washington, DC 20301-3140, via e-mail at [debra.rose@osd.mil](mailto:debra.rose@osd.mil), or via phone at (703) 571-0084.

**SUPPLEMENTARY INFORMATION:** The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Acquisition, Technology and Logistics on scientific and technical matters as they affect the perceived needs of the Department of Defense. At this meeting, the Board will discuss interim finding and recommendations resulting from ongoing Task Force activities. The Board will also discuss plans for future consideration of scientific and technical aspects of specific strategies, tactics, and policies as they may affect the U. S. national defense posture and homeland security.

In accordance with section 10(d) of the Federal Advisory Committee Act, Public Law 92-463, as amended (5 U.S.C. App. 2) and 41 CFR 102-3.155, the Department of Defense has determined that the Defense Science Board meeting will be closed to the public. Specifically, the Under Secretary of Defense (Acquisition, Technology and Logistics), with the coordination of the DoD Office of General Counsel, has determined in writing that all sessions of these meetings will be closed to the public because they will be concerned throughout with matters listed in 5 U.S.C. 552b(c)(1).

#### *Written Statements:*

Interested persons may submit a written statement for consideration by the Defense Science Board. Individuals submitting a written statement must submit their statement to the Designated Federal Official (see **FOR FURTHER INFORMATION CONTACT**), at any point, however, if a written statement is not received at least 10 calendar days prior to the meeting, which is the subject of this notice, then it may not be provided to or considered by the Defense Science Board. The Designated Federal Official will review all timely submissions with the Defense Science Board Chairperson, and ensure they are provided to members of the Defense Science Board before the meeting that is the subject of this notice.

Dated: September 14, 2009.

**Patricia L. Toppings,**  
*OSD Federal Register Liaison Officer,*  
*Department of Defense.*

[FR Doc. E9-22400 Filed 9-16-09; 8:45 am]

**BILLING CODE 5001-06-P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Meeting of the Department of Defense Wage Committee

**AGENCY:** Civilian Personnel Management Service (Wage and Salary Division), DoD.

**ACTION:** Notice of meeting.

**SUMMARY:** Under the provisions of section 10(d) of the Federal Advisory Committee Act of 1972, Public Law 92-463, it is hereby determined that every Wage Committee meeting concerns matters listed in 5 U.S.C. 552b(c)[2] and 5 U.S.C. 552b(c)[4], and that, accordingly, the meeting will be closed to the public. The DoD announces that the Department of Defense Wage Committee will meet in September, October, November and December 2009.

**DATES:** A meeting will convene at 10 a.m. on September 22, 2009. Additional meetings will be held on October 6 and 20, November 3 and 17, and December 1, 15, and 29, 2009.

**ADDRESSES:** The meetings will be held at 1400 Key Boulevard, Level A, Room A101, Rosslyn, Virginia 22209-5144.

**FOR FURTHER INFORMATION CONTACT:** Mr. Craig Jerabek, Designated Federal Officer for the Department of Defense Wage Committee, 1400 Key Boulevard, Suite A105, Arlington, Virginia 22209-5144, *Telephone:* (703) 696-1735, *Fax:* (703) 696-5472, *E-mail:* [craig.jerabek@cpms.osd.mil](mailto:craig.jerabek@cpms.osd.mil).

#### **SUPPLEMENTARY INFORMATION:**

##### *Purpose of Meeting:*

The Committee will receive, review, and consider wage survey specifications, wage survey data, local wage survey committee reports and recommendations, and wage schedules derived therefrom.

The Department of Defense Wage and Salary Division was unable to finalize its agenda in time to publish notice of its September 22, 2009, meeting in the **Federal Register** for the 15-calendar days required by 41 CFR 102-3.150(a). In order to meet legal effective dates, the meeting date cannot be changed. Accordingly, the Committee Management Officer for the Department of Defense, pursuant to 41 CFR 102-3.150(b), waives the 15-calendar day notification requirement.

##### *Written Statements:*

Members of the public are invited to submit material in writing to the chairman concerning matters believed to be deserving of the Committee's attention.

Additional information concerning the meetings may be obtained by writing

to the Chairman, Department of Defense Wage Committee, 4000 Defense Pentagon, Washington, DC 20301-4000.

Dated: September 14, 2009.

**Patricia L. Toppings,**

*OSD Federal Register Liaison Officer,  
Department of Defense.*

[FR Doc. E9-22401 Filed 9-16-09; 8:45 am]

**BILLING CODE 5001-06-P**

## DEPARTMENT OF ENERGY

### Notice of Class Deviation Approval

**AGENCY:** National Energy Technology Laboratory, Department of Energy.

**ACTION:** Notice of class deviation approval.

**SUMMARY:** This notice announces the approval of a Class Deviation to the regulations at 10 CFR part 600. The Department is publicizing notice of the Class Deviation approval to satisfy the requirements of 10 CFR 600.4(d). The effect of this action is that the Department may require the submission of monthly performance reports on projects selected under the Clean Coal Power Initiative—Round 3 Funding Opportunity Announcement.

**FOR FURTHER INFORMATION CONTACT:** Brittley Robbins at (412) 386-5430.

**SUPPLEMENTARY INFORMATION:** Under the relevant Subparts of the Department of Energy's Financial Assistance Regulations, which prescribe performance reporting, 10 CFR 600.151, 240, and 341, reporting shall not be required more frequently than quarterly or less frequently than annually. For projects selected under the Clean Coal Power Initiative—Round 3 (CCPI-3) Funding Opportunity Announcement, the Department determined that quarterly reporting was insufficient to adequately monitor progress and assess risk as they do not provide current information, and do not allow the Department to identify and address problems in a timely manner. Projects selected under the CCPI-3 Announcement will be commercial scale demonstration projects which are inherently complex, integrating novel carbon capture technology into commercial operations of a coal-fired power generation facility, which will in turn be integrated with a large-scale sequestration facility. All demonstration projects under the Clean Coal Power Initiative Program carry an inherent degree of risk because they incorporate innovative technology, either being introduced for the first time or in an untried configuration at the commercial scale.

To ensure that cooperative agreements awarded under the Clean Coal Power Initiative—Round 3 Funding Opportunity Announcement meet their objectives on schedule and within budget, the Department pursued a Class Deviation from the regulations at 10 CFR 600.151, 240, and 341 to allow for monthly performance reporting.

On April 8, 2008, the Office of Management and Budget approved the Department's request for the Class Deviation.

Issued in Pittsburgh, PA on September 10, 2009.

**Raymond D. Johnson,**

*Contracting Officer.*

[FR Doc. E9-22385 Filed 9-16-09; 8:45 am]

**BILLING CODE 6450-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OECA-2009-0447; FRL-8958-2]

### Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; NSPS for Emission Guidelines and Compliance Times for Small Municipal Waste Combustion Units Constructed on or Before August 30, 1999 (Renewal), EPA ICR Number 1901.04, OMB Control Number 2060-0424

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that an Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request to renew an existing approved collection. The ICR, which is abstracted below, describes the nature of the collection and the estimated burden and cost.

**DATES:** Additional comments may be submitted on or before October 19, 2009.

**ADDRESSES:** Submit your comments, referencing docket ID number EPA-HQ-OECA-2009-0447, to (1) EPA online using [www.regulations.gov](http://www.regulations.gov) (our preferred method), or by e-mail to [docket.oeca@epa.gov](mailto:docket.oeca@epa.gov), or by mail to: EPA Docket Center (EPA/DC), Environmental Protection Agency, Enforcement and Compliance Docket and Information Center, Mail Code 28221T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460, and (2) OMB at:

Office of Information and Regulatory Affairs, Office of Management and Budget, *Attention:* Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

### FOR FURTHER INFORMATION CONTACT:

Rebecca Kane, Compliance Assessment and Media Programs Division, Office of Compliance, Mail Code 2223A, Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; *telephone number:* (202) 564-5960; *fax number:* (202) 564-0050; *e-mail address:* [kane.rebecca@epa.gov](mailto:kane.rebecca@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has submitted the following ICR to OMB for review and approval according to the procedures prescribed in 5 CFR 1320.12. On July 8, 2009 (74 FR 32580), EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received no comments. Any additional comments on this ICR should be submitted to EPA and OMB within 30 days of this notice.

EPA has established a public docket for this ICR under docket ID number EPA-HQ-OECA-2009-0447, which is available for public viewing online at <http://www.regulations.gov>, in person viewing at the Enforcement and Compliance Docket in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Avenue, NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566-1744, and the telephone number for the Enforcement and Compliance Docket is (202) 566-1927.

Use EPA's electronic docket and comment system at <http://www.regulations.gov> to submit or view public comments, access the index listing of the contents of the docket, and to access those documents in the docket that are available electronically. Once in the system, select "docket search," then key in the docket ID number identified above. Please note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing at <http://www.regulations.gov>, as EPA receives them and without change, unless the comment contains copyrighted material, confidential business information, or other information whose public disclosure is restricted by statute. For further information about the electronic docket, go to <http://www.regulations.gov>.

*Title:* NSPS for Emission Guidelines and Compliance Times for Small Municipal Waste Combustion Units