

RECORD SOURCE CATEGORIES:

Information is obtained from individuals, entities, indemnitors, surety companies, and bonding agencies and agents.

EXEMPTIONS CLAIMED FOR THE SYSTEM:

None.

Dated: December 11, 2009.

Mary Ellen Callahan,

Chief Privacy Officer, Department of Homeland Security.

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5374-N-02]

Buy American Exceptions Under the American Recovery and Reinvestment Act of 2009

AGENCY: Office of the Assistant Secretary for Public and Indian Housing, HUD.

ACTION: Notice.

SUMMARY: In accordance with the American Recovery and Reinvestment Act of 2009 (Pub. L. 111-05, approved February 17, 2009) (Recovery Act), and implementing guidance of the Office of Management and Budget (OMB), this notice advises that certain individual exceptions to the Buy American requirement of the Recovery Act have been determined applicable for work using Capital Fund Recovery Formula and Competition (CFRFC) grant funds. Specifically, exceptions were granted to the San Antonio Housing Authority in San Antonio, Texas, for the purchase and installation of a Variable Refrigerant Volume (VRV) heat recovery system for the Lewis Chatham modernization project, and to the Housing Authority of Portland, in Portland, Oregon, for the purchase of Farbo Marmoleum flooring for several modernization projects.

FOR FURTHER INFORMATION CONTACT: Dominique G. Blom, Deputy Assistant Secretary for Public Housing Investments, Office of Public Housing Investments, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 7th Street, SW., Room 4210, Washington, DC, 20410-4000, telephone number 202-402-8500 (this is not a toll-free number). Persons with hearing- or speech-impairments may access this number through TTY by calling the toll-free Federal Information Relay Service at 800-877-8339.

SUPPLEMENTARY INFORMATION: Section 1605(a) of the Recovery Act imposes a

“Buy American” requirement on Recovery Act funds used for a project for the construction, alteration, maintenance, or repair of a public building or public work unless all of the iron, steel, and manufactured goods used in the project are produced in the United States. Section 1605(b) provides that the Buy American requirement shall not apply in any case or category in which the head of a Federal department or agency finds that: (1) Applying the Buy American requirement would be inconsistent with the public interest; (2) iron, steel, and the relevant manufactured goods are not produced in the U.S. in sufficient and reasonably available quantities or of satisfactory quality, or (3) inclusion of iron, steel, and manufactured goods will increase the cost of the overall project by more than 25 percent. Section 1605(c) provides that if the head of a Federal department or agency makes a determination pursuant to section 1605(b), the head of the department or agency shall publish a detailed written justification in the **Federal Register**.

In accordance with section 1605(c) of the Recovery Act and OMB’s implementing guidance published on April 23, 2009 (74 FR 18449), this notice advises the public that, on December 4, 2009, HUD granted the following two exceptions to the Buy American requirement:

1. *San Antonio Housing Authority.* Upon request of the San Antonio Housing Authority, HUD granted an exception to applicability of the Buy American requirements with respect to work, using CFRFC grant funds, in connection with the Lewis Chatham modernization project. The exception was granted by HUD on the basis that the relevant manufactured good is not produced in the U.S. in sufficient and reasonably available quantities or of satisfactory quality.
2. *Housing Authority of Portland.* Upon request of the Housing Authority of Portland, HUD granted an exception to applicability of the Buy American requirements with respect to work, using CFRFC grant funds, in connection with several modernization projects to replace the flooring. The exception was granted by HUD on the basis that the relevant manufactured goods are not produced in the U.S. in sufficient and reasonably available quantities or of satisfactory quality.

Dated: December 15, 2009.

Sandra B. Henriquez,

Assistant Secretary for Public and Indian Housing.

[FR Doc. E9-30282 Filed 12-16-09; 4:15 pm]

BILLING CODE 4210-67-P

DEPARTMENT OF THE INTERIOR**Bureau of Indian Affairs****Advisory Board for Exceptional Children**

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of meeting.

SUMMARY: In accordance with the Federal Advisory Committee Act, the Bureau of Indian Education (BIE) is announcing the Advisory Board for Exceptional Children will hold its next meeting in Albuquerque, New Mexico. The purpose of the meeting is to meet the mandates of the Individuals with Disabilities Education Act of 2004 (IDEA) on Indian children with disabilities.

DATES: The Advisory Board will meet on Monday, January 11, 2010, from 8:30 a.m. to 4:30 p.m. and Tuesday, January 12, 2010, from 8:30 a.m. to 4:30 p.m. Mountain Standard Time.

ADDRESSES: The meetings will be held at the Bureau of Indian Affairs, Building 2, 1011 Indian School Road North West, Room 271, Albuquerque, New Mexico 87104; telephone (505) 563-5274.

FOR FURTHER INFORMATION CONTACT: Sue Bement, Designated Federal Official, Bureau of Indian Education, Albuquerque Service Center, Division of Performance and Accountability, 1011 Indian School Road NW., P.O. Box 1088, Suite 332, Albuquerque, New Mexico 87103; telephone (505) 563-5274.

SUPPLEMENTARY INFORMATION: The Advisory Board was established to advise the Secretary of the Interior, through the Assistant Secretary—Indian Affairs, on the needs of Indian children with disabilities, as mandated by the Individuals with Disabilities Act of 2004 (Pub. L. 108-446). The meetings are open to the public.

The following items will be on the agenda:

- Setting Advisory Board Priorities for 2010-2011
- Public Comment (via conference call, January 11, 2010, meeting only*)
- Report from Gloria Yepa, Supervisory Education Specialist, Bureau of Indian Education, Division of Performance and Accountability
 - Appointment of Advisory Board Vice Chair
 - Updates on Coordination of Services
 - Panel discussion with Special Education faculty, General Education faculty and Related Service providers from Sky City Community School, Acoma, New Mexico