

shall not be subject to civil or criminal penalties for failure to certify or for false certification on the grounds of having certified to such limits without submitting samples of the final children's product (i.e., the product in its entirety) for testing. A retailer or other seller of a product who holds a certificate based on component testing in accordance with this policy statement may rely upon it to the same extent as if it had been based on testing of the final product. Any person who issues a false or misleading certificate for any paint or component is subject to penalties.

#### IX. Disclaimer

26. Certification of a product in accordance with all conditions of this policy statement does not exempt any manufacturer (including an importer) from the duty to ensure that each product unit manufactured or imported complies with all applicable lead limits, nor from the duty to report to the Commission immediately should it obtain information which reasonably supports the conclusion that such product fails to comply with applicable lead limits.

#### X. Delegation

27. The Commission hereby delegates to the Assistant Executive Director, Office of Compliance and Field Operations, authority to implement this policy and to depart from the policy in individual cases if warranted by unusual circumstances. The Assistant Executive Director shall notify the Commission promptly where he deems it advisable to depart from the policy in individual cases.

#### XI. Effective Dates

28. This interim statement of policy will take effect immediately upon approval by the Commission. It supersedes: (1) The "Statement of Commission Enforcement Policy on Section 101 Lead Limits" announced on February 6, 2009 (available on the Internet at <http://www.cpsc.gov/about/cpsia/101lead.pdf>); and (2) the "Interim Enforcement Policy for Children's Metal Jewelry Containing Lead" issued February 3, 2005 (available on the Internet at <http://www.cpsc.gov/BUSINFO/pbjewelgd.pdf>). This interim policy shall remain in effect until it is revoked, modified or superseded by Commission vote.

Dated: December 18, 2009.

**Todd A. Stevenson,**

Secretary, Consumer Product Safety Commission.

[FR Doc. E9-30669 Filed 12-24-09; 8:45 am]

**BILLING CODE 6355-01-P**

### CONSUMER PRODUCT SAFETY COMMISSION

[Docket No. CPSC-2009-0108]

#### Petition Requesting Component Part Testing for Spray Sampling, Multiple Stamping and Finished Component Part Testing

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice.

**SUMMARY:** The Consumer Product Safety Commission (Commission or CPSC) has received a petition requesting an amendment of the Commission's regulations at 16 CFR 1303 to authorize test procedures for "spray sampling," "multiple stamping" and "finished component testing" and adopt an interpretative rule that clarifies that test procedures for "spray sampling," "multiple stamping," and "finished component testing" under the Consumer Product Safety Act (CPSA), 15 U.S.C. 2051 *et seq.* The Commission solicits written comments concerning the petition.

**DATES:** The Office of the Secretary must receive comments on the petition by February 26, 2010.

**ADDRESSES:** You may submit comments, identified by Docket No. CPSC-2009-0108, by any of the following methods:

Submit electronic comments in the following way:

*Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

To ensure timely processing of comments, the Commission is no longer accepting comments submitted by electronic mail (e-mail) except through <http://www.regulations.gov>.

Submit written submissions in the following way:

Mail/Hand delivery/Courier (for paper, disk, or CD-ROM submissions), preferably in five copies, to: Office of the Secretary, Consumer Product Safety Commission, Room 502, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504-7923.

*Instructions:* All submissions received must include the agency name and docket number for this notice. All comments received may be posted without change, including any personal identifiers, contact information, or other

personal information provided, to <http://www.regulations.gov>. Do not submit confidential business information, trade secret information, or other sensitive or protected information electronically. Such information should be submitted in writing.

*Docket:* For access to the docket to read background documents or comments received, go to <http://www.regulations.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Rocky Hammond, Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland, 20814; telephone (301) 504-6833, e-mail [rhammond@cpsc.gov](mailto:rhammond@cpsc.gov).

**SUPPLEMENTARY INFORMATION:** Intertek Consumer Goods NA and the American Apparel & Footwear Association (petitioners) submitted a petition stating that section 14(a) of the CPSA, as amended by section 102(a) of the Consumer Product Safety Improvement Act (CPSIA), 15 U.S.C. 2063(a), requires that samples submitted for testing be "identical in all material respects to the product." Petitioners assert that only completely assembled final products may be used for testing to support required third party testing and certification under the CPSIA, including the lead paint standard. Petitioners state that as a result of the final product testing for lead in paint, many samples must be destroyed—sometimes several hundred—to obtain a sufficient sample size. The petitioners assert that although composite testing of different paints is now allowed under certain conditions, there are numerous situations where there is only one small-area color on a product to test, or where even composite testing of up to three unlike paints, still requires the destruction of many product samples. To address these issues, petitioners request the use of alternative test procedures through amendment under the Commission's regulations at 16 CFR 1303 and through an interpretative rule under section 14(a) of the CPSA. Through spray sampling, multiple stamping, and finished component testing, petitioners assert that only one or a few samples or components would need to be destroyed, thus avoiding the unnecessary destruction of the final products themselves, without any reduction in the validity or reliability of the tests themselves.

Interested parties may obtain a copy of the petition by writing or calling the Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504-6833. The petition

is also available on the CPSC Web site at <http://www.cpsc.gov>.

Dated: December 17, 2009.

**Todd A. Stevenson,**

*Secretary, Consumer Product Safety Commission.*

[FR Doc. E9-30486 Filed 12-24-09; 8:45 am]

**BILLING CODE 6355-01-P**

## DEPARTMENT OF DEFENSE

### DEPARTMENT OF THE AIR FORCE

#### Notice of Intent To Prepare an Environmental Impact Statement for Beddown of Training F-35A Aircraft

**AGENCY:** Air Education and Training and Air National Guard, United States Air Force.

**ACTION:** Notice of Intent.

**SUMMARY:** Pursuant to the National Environmental Policy Act (NEPA) of 1969, as amended (42 U.S.C. 4321, *et seq.*), the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA (40 CFR Parts 1500-1508), and Air Force policy and procedures (32 CFR Part 989), the Air Force is issuing this notice to advise the public of its intent to prepare an Environmental Impact Statement (EIS) to assess the potential environmental impacts of establishing training F-35 Joint Strike Fighter (JSF) aircraft at one or more existing Air Force installations within the continental United States.

The proposed basing alternatives are Luke AFB, Arizona; Holloman AFB, New Mexico; Eglin AFB, Florida; Air Terminal Air Guard Station, Idaho; and Tucson International Airport Air Guard, Arizona. Each candidate base is an alternative. The potential environmental impacts for each alternative will be analyzed for no action and in six increments of 24 primary assigned aircraft.

The Air Force version of the F-35 JSF, designated F-35A, is a conventional take-off, multiple-role fighter with an emphasis on air-to-ground missions. The aircraft was designed to supplement and eventually replace legacy aircraft as well as complement the air-to-air mission of the F-22A Raptor. At any of the alternative locations, the beddown action would involve personnel changes, facility construction and modifications, and aircraft training operations.

**Scoping:** In order to effectively define the full range of issues to be evaluated in the EIS, the Air Force will determine the scope of the EIS (*i.e.*, what will be covered and in what detail) by soliciting

scoping comments from interested state and federal agencies and interested members of the public through the **Federal Register** and various media in the local areas of concern. Scoping comments should be submitted to the address below by the date indicated. The Air Force will also hold a series of scoping meetings to further solicit input regarding the scope of the proposed action and alternatives.

**DATES:** Scoping meetings will be held in the potentially impacted communities. The scheduled dates, times, locations and addresses for the meetings will be published in local media a minimum of 15 days prior to the scoping meetings. The Air Force intends to hold scoping meetings in the following communities: January 25-29, 2010 Carrizozo, Alamogordo, Truth or Consequences, Socorro, and Fort Sumner, New Mexico; February 8-12, 2010 Marsing, Boise, Meridian, and Bruneau Idaho; February 22-26, 2010 El Mirage, Sun City, Gila Bend, Wickenburg, and Litchfield Park, Arizona; March 1-5, 2010 Tucson, San Carlos, Safford, Bisbee, Arizona.

Comments will be accepted at any time during the environmental impact analysis process. However, to ensure the Air Force has sufficient time to consider public input in the preparation of the Draft EIS, comments should be submitted to the address below by March 25, 2010.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Martin, HQ AETC/A7PP, 266 F Street West, Randolph AFB, TX 78150-4319, telephone 210-652-1962.

**Bao-Anh Trinh, YA-3, DAF,**

*Air Force Federal Register Liaison Officer.*

[FR Doc. E9-30664 Filed 12-24-09; 8:45 am]

**BILLING CODE 5001-05-P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Meeting of the Ocean Research and Resources Advisory Panel

**AGENCY:** Department of the Navy, DOD.

**ACTION:** Notice of open meeting.

**SUMMARY:** The Ocean Research and Resources Advisory Panel (ORRAP) will meet for the regular spring meeting. All sessions of the meeting will remain open to the public.

**DATES:** The meeting will be held on Monday, March 15, 2010, from 8:30 a.m. to 5:30 p.m. and Tuesday, March 16, 2010, from 8:30 a.m. to 2:45 p.m. In order to maintain the meeting time schedule, members of the public will be limited in their time to speak to the

Panel. Members of the public should submit their comments one week in advance of the meeting to the meeting Point of Contact.

**ADDRESSES:** The meeting will be held at the Consortium for Ocean Leadership, 1201 New York Avenue, NW., 4th floor, Washington, DC, 20005.

**FOR FURTHER INFORMATION CONTACT:** Dr. Charles L. Vincent, Office of Naval Research, 875 North Randolph Street, Suite 1425, Arlington, VA 22203-1995, telephone 703-696-4118.

**SUPPLEMENTARY INFORMATION:** This notice of open meeting is provided in accordance with the Federal Advisory Committee Act (5 U.S.C. App. 2). The meeting will include discussions on ocean research to applications, ocean observing, professional certification programs, and other current issues in the ocean science and resource management communities.

Dated: December 16, 2009.

**A.M. Vallandingham,**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E9-30681 Filed 12-24-09; 8:45 am]

**BILLING CODE 3810-FF-P**

## DEPARTMENT OF EDUCATION

### Notice of Proposed Information Collection Requests

**AGENCY:** Department of Education.

**SUMMARY:** The Acting Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before February 26, 2010.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Acting Director, Information Collection Clearance Division, Regulatory