

Federal general election; (j) Type and number of voting equipment used for the 2010 Federal general election; (k) Type of process in which voting equipment was used—precinct, absentee, early vote site, accessible to disabled voters, provisional voting; (l) Location in which votes were tallied—central location, precinct/polling place, or early vote site; (m) General comments regarding the jurisdiction's Election Day experiences.

### 2010 Election Results

Total number of votes cast—at polling places, via absentee ballot, at early vote centers, via provisional ballots.

### Statutory Overview (2010 Federal General Election)

(a) Information on whether the state is exempt from the National Voter Registration Act (NVRA); (b) State definition of terms—over-vote, under-vote, blank ballot, void/spoiled ballot, provisional/challenged ballot; (c) State definition of inactive and active voter; (d) State provision for voter identification at registration, for in-person voting, and for mail-in or absentee voting; (e) information on legal citation for changes to election laws or procedures enacted or adopted since the previous Federal general election; (f) State definition of voter registration; (g) Process used for moving voters from active to inactive lists and from inactive to active; (h) State deadline for registration for the Federal general election; (i) Information of whether the state is an Election Day/Same Day Registration state; (j) Description of state voter registration database system—bottom-up or top-down; (k) State voter removal/confirmation notices processes; (l) Agency or department that is responsible for list maintenance; (m) Information on whether there are electronic links between the voter registrar's office and other state agencies; (n) State's use of National Change of Address (NCOA); (o) State's voting eligibility requirements as they relate to convicted felons; (p) Tabulation of votes cast at a place other than the voter's precinct; (q) Provision for voting absentee; (r) State tracking of the date of all ballots cast before election day; (s) Provision for mail-in voting in place of at-the-precinct voting; (t) Acceptance or rejection of provisional ballots of voters registered in a different precinct; (u) State process for capturing over-votes and under-votes; (v) Processes and procedures for implementing the MOVE Act and capturing data related to MOVE Act requirements. States and territories that submitted a Statutory Overview for 2008 will be asked to provide updates

to the information above, where applicable.

*Needs and Uses:* The EAC issues the survey to meet its obligations under the Help America Vote Act to serve as national clearinghouse and resource for the compilation of information with respect to the administration of Federal elections; to fulfill its data collection requirements under the Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA); and meet its National Voter Registration Act (NVRA) mandate to collect information from states concerning the impact of that statute on the administration of Federal Elections. The Help America Vote Act of 2002 (HAVA) (42 U.S.C. 15322) requires the EAC to serve as a national clearinghouse and resource for the compilation of information and review of procedures with respect to the administration of Federal Elections. This includes the obligation to study and report on election activities, practices, policies, and procedures, including methods of voter registration, methods of conducting provisional voting, poll worker recruitment and training, and such other matters as the Commission determines are appropriate. In addition, under the National Voter Registration Act (NVRA), the EAC is responsible for collecting information and reporting, biennially, to the United States Congress on the impact of that statute. The information the States are required to submit to the EAC for purposes of the NVRA report are found under Title 11 of the Code of Federal Regulations. States that respond to questions in this survey concerning voter registration related matters will meet their NVRA reporting requirements under 42 U.S.C. 1973gg-7 and EAC regulations. Finally, the Uniformed and Overseas Citizens Absentee Voters Act (UOCAVA) mandates that EAC create a standardized format for state reporting of UOCAVA voting information (42 U.S.C. 1973ff-1). Additionally, UOCAVA requires that "not later than 90 days after the date of each regularly scheduled general election for Federal office, each State and unit of local government which administered the election shall (through the State, in the case of a unit of local government) submit a report to the Election Assistance Commission (established under the Help America Vote Act of 2002) on the combined number of absentee ballots transmitted to absent uniformed services voters and overseas voters for the election and the combined number of such ballots which were returned by such voters and cast in the election, and shall make such a report

available to the general public." States that complete and timely submit the UOCAVA section of the survey to the EAC will fulfill their UOCAVA reporting requirement under 42 U.S.C. 1973ff-1(c). In order to fulfill the above requirements, the EAC is seeking information relating to the period from the Federal general Election Day 2008 +1 through the November 2010 Federal general election.

*Affected Public (Respondents):* State governments, the District of Columbia, Commonwealth of Puerto Rico, Guam, American Samoa, and the United States Virgin Islands.

*Affected Public:* State government  
*Number of Respondents:* 55  
*Responses per Respondent:* 1  
*Estimated Burden per Response:* 147 hours  
*Estimated Total Annual Burden Hours:* 8,085 hours  
*Frequency:* Biennially

**Thomas R. Wilkey,**  
*Executive Director, U.S. Election Assistance Commission.*

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## DEPARTMENT OF ENERGY

### Amended Record of Decision: Idaho High-Level Waste and Facilities Disposition Final Environmental Impact Statement; Correction

**AGENCY:** U.S. Department of Energy.  
**ACTION:** Amended Record of Decision; Correction.

**SUMMARY:** The Department of Energy (DOE) published a document in the **Federal Register** of January 4, 2010, announcing an amended Record of Decision (ROD) for the Idaho High-Level Waste and Facilities Disposition Final Environmental Impact Statement. This document corrects an error in that notice.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information on this Amended ROD should be directed to Nolan R. Jensen, Federal Project Director, U.S. DOE Idaho Operations Office, 1955 Fremont Avenue, MS 1222, Idaho Falls, ID 83415, telephone (208) 526-5793.

### Correction

In the **Federal Register** of January 4, 2010, in FR Doc. E9-31151, please make the following correction:

On page 137, third column, under the heading DEPARTMENT OF ENERGY, the heading is corrected to read: Amended Record of Decision: Idaho High-Level Waste and Facilities

Disposition Final Environmental Impact Statement

Issued in Washington, DC, on January 5, 2010.

**Mark Gilbertson,**

*Acting Chief Technical Officer for Environmental Management.*

[FR Doc. 2010-319 Filed 1-11-10; 8:45 am]

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**DEPARTMENT OF ENERGY**

**Western Area Power Administration**

**Post-2010 Resource Pool, Pick-Sloan Missouri Basin Program—Eastern Division**

**AGENCY:** Western Area Power Administration, DOE.

**ACTION:** Notice of final power allocation.

**SUMMARY:** Western Area Power Administration (Western), Upper Great Plains Region, a Federal power marketing agency of the Department of Energy (DOE), hereby announces the Post-2010 Resource Pool Power Allocation (Power Allocation) to fulfill the requirements of the Energy Planning and Management Program (Program). The Power Allocation comes from a Federal power resource pool of the long-term marketable resource of the Pick-Sloan Missouri Basin Program—Eastern Division (P-SMBP—ED) that is available January 1, 2011. Western will use power previously returned to Western for this resource pool and will not need to withdraw power from existing customers.

The Final Power Allocation is published to show Western's decisions prior to beginning the contractual phase of the process. A firm electric service contract, between Western and the allottee in this notice, will provide for an allocation of power to the allottee beginning with the January 2011 billing period through the December 2020 billing period.

**DATES:** The Power Allocation is effective February 11, 2010.

**ADDRESSES:** Information about this Power Allocation, including letters and other supporting documents made or kept by Western in developing the final allocation, is available for public inspection and copying at the Upper Great Plains Region, Western Area Power Administration, 2900 4th Avenue North, Billings, MT 59101-1266.

**FOR FURTHER INFORMATION CONTACT:** John A. Pankratz, Public Utilities Specialist, Upper Great Plains Region, Western Area Power Administration, 2900 4th Avenue North, Billings, MT 59101-1266, telephone (406) 247-7392, e-mail [pankratz@wapa.gov](mailto:pankratz@wapa.gov).

**SUPPLEMENTARY INFORMATION:** Western published the final Post-2010 Resource Pool Allocation Procedures (Procedures) in the **Federal Register** (74 FR 20697, May 5, 2009), to implement Subpart C—Power Marketing Initiative of the Program's Final Rule (10 CFR 905), published in the **Federal Register** (60 FR 54151, October 20, 1995). The Program, developed in part to implement section 114 of the Energy Policy Act of 1992, became effective on November 20, 1995. The goal of the

Program is to require planning for efficient electric energy use by Western's long-term firm power customers and to extend Western's firm power resource commitments. One aspect of the Program is to establish project-specific power resource pools and allocate power from these pools to new preference customers. This Post-2010 Resource Pool is the final resource pool under the Program.

Western published its proposed allocation in the **Federal Register** (74 FR 37702, July 29, 2009), and initiated a public comment period. A public information and comment forum on the proposed allocation was held on September 17, 2009. The public comment period ended on September 28, 2009. Western received no public comments during the public comment period on the proposed allocation.

The Procedures, in conjunction with the Post-1985 Marketing Plan (45 FR 71860, October 30, 1980), establish the framework for allocating power from the P-SMBP—ED.

**Final Allocation of Power**

The Power Allocation for the new customer was calculated using the Procedures. As defined in the Post-1985 Marketing Plan criteria under the Procedures, the summer allocation is 24.84413 percent of peak summer load; the winter allocation is 35.98853 percent of peak winter load. The final Power Allocation of power for the new eligible customer and the load, which this allocation is based upon, is as follows:

New customer	2007 Summer season peak load (kilowatts)	2007 Winter season peak load (kilowatts)	Post-2010 Resource pool power allocation	
			Summer kilowatts	Winter kilowatts
City of New Ulm, MN .....	1,626	1,301	404	468

The final Power Allocation for the City of New Ulm, Minnesota, is based on the P-SMBP—ED marketable resource available at this time. Western, in accordance with 10 CFR 905.32(e)(2) of the Program, will use power previously placed under contract and subsequently returned to Western through termination of that contract for this final Power Allocation. A firm electric service contract will be offered by Western to the City of New Ulm, Minnesota. If the P-SMBP—ED marketable resource is adjusted in the future, the Power Allocation may be adjusted accordingly.

**Post-2010 Resource Pool Procedures Requirements Environmental Compliance**

In compliance with the National Environmental Policy Act (NEPA) of 1969 (42 U.S.C. 4321-4347 (2007)); the Council on Environmental Quality Regulations for implementing NEPA (40 CFR parts 1500-1508); and DOE NEPA Implementing Procedures and Guidelines (10 CFR part 1021), Western has determined that this action is categorically excluded from further NEPA review.

Dated: January 5, 2010.

**Timothy J. Meeks,**  
*Administrator.*

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