

Unsuccessful applicants will be notified in writing. The Program will retain one copy of each unsuccessful application for three years for record keeping purposes. The remaining copies will be destroyed.

The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements: The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements, which are contained in the **Federal Register** Notice of February 11, 2008 (73 FR 7696), are applicable to this notice. Please refer to <http://www.gpoaccess.gov/fr/>.

Dun and Bradstreet Data Universal Numbering System: On the form SF-424 items 8.b. and 8.c., the applicant's 9-digit Employer/Taxpayer Identification Number (EIN/TIN) and 9-digit Dun and Bradstreet Data Universal Numbering System (DUNS) number must be consistent with the information on the Central Contractor Registration (CCR) (<http://www.ccr.gov>) and Automated Standard Application for Payment System (ASAP). For complex organizations with multiple EIN/TIN and DUNS numbers, the EIN/TIN and DUNS number MUST be the numbers for the applying organization. Organizations that provide incorrect/inconsistent EIN/TIN and DUNS numbers may experience significant delays in receiving funds if their proposal is selected for funding. Please confirm that the EIN/TIN and DUNS number are consistent with the information on the CCR and ASAP.

Paperwork Reduction Act: The standard forms in the application kit involve a collection of information subject to the Paperwork Reduction Act. The use of Standard Forms 424, 424A, 424B, SF-LLL, and CD-346 have been approved by OMB under the respective Control Numbers 0348-0043, 0348-0044, 0348-0040, 0348-0046, and 0605-0001. MEP program-specific application requirements have been approved by OMB under Control Number 0693-0056.

Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

Funding Availability and Limitation of Liability: The funding periods and funding amounts referenced in this notice and request for proposals are subject to the availability of funds, as well as to Department of Commerce and NIST priorities at the time of award. The

Department of Commerce and NIST will not be held responsible for proposal preparation costs. Publication of this notice does not obligate the Department of Commerce or NIST to award any specific grant or cooperative agreement or to obligate all or any part of available funds.

Executive Order 12866: This funding notice was determined to be not significant for purposes of Executive Order 12866.

Executive Order 13132 (Federalism): It has been determined that this notice does not contain policies with federalism implications as that term is defined in Executive Order 13132.

Executive Order 12372: Applications under this program are not subject to Executive Order 12372, "Intergovernmental Review of Federal Programs."

Administrative Procedure Act/Regulatory Flexibility Act: Notice and comment are not required under the Administrative Procedure Act (5 U.S.C. 553) or any other law, for rules relating to public property, loans, grants, benefits or contracts (5 U.S.C. 553 (a)). Because notice and comment are not required under 5 U.S.C 553, or any other law, for rules relating to public property, loans, grants, benefits or contracts (5 U.S.C.553(a)), a Regulatory Flexibility Analysis is not required and has not been prepared for this notice, 5 U.S.C. 601 *et seq.*

Dated: February 4, 2010.

Marc G. Stanley,

Acting Deputy Director.

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DEPARTMENT OF DEFENSE

Office of the Secretary

Federal Advisory Committee; Defense Advisory Board for Employer Support of the Guard and Reserve; Defense Advisory Board for Employer Partnership; Charter Revision

AGENCY: Department of Defense (DoD).

ACTION: Federal advisory committee charter.

SUMMARY: Under the provisions of the Federal Advisory Committee Act of 1972, (5 U.S.C. Appendix, as amended), the Sunshine in the Government Act of 1976 (5 U.S.C. 552b, as amended), and 41 CFR 102-3.65, the Department of Defense gives notice that it intends to revise the charter for the Defense Advisory Board for Employer Support of the Guard and Reserve. Specifically, the Department is: changing the name of the

committee from the Defense Advisory Board for Employer Support of the Guard and Reserve to the Defense Advisory Board for Employer Partnership; changing the charter's Objective and Scope from examining matters arising from the military service obligations of members of the National Guard and Reserve and the impact on their civilian employment to providing independent advice and recommendations concerning the impact of military service as it applies to civilian employers; and changing the Agency or Official to Whom the Committee Reports to include the Under Secretary of Defense (Personnel and Readiness).

FOR FURTHER INFORMATION CONTACT: Jim Freeman, DoD Committee Management Office, 703-601-6128.

SUPPLEMENTARY INFORMATION: The Defense Advisory Board for Employer Partnership, pursuant to 41 CFR 102-3.50(d), is a discretionary Federal advisory committee established to provide the Secretary of Defense through the Under Secretary of Defense (Personnel and Readiness) and the Assistant Secretary of Defense (Reserve Affairs), with independent advice and recommendations concerning the impact of military service as it applies to civilian employers.

Pursuant to DoD policy, the Under Secretary of Defense (Personnel and Readiness) and Assistant Secretary of Defense (Reserve Affairs) is authorized to act upon the Board's advice and recommendations.

The Board shall be comprised of no more than 15 members appointed by the Secretary of Defense.

Board members shall be appointed by the Secretary of Defense and their appointments shall be renewed on an annual basis. Members who are not full-time federal officers or employees, shall be appointed as experts and consultants under the authority of 5 U.S.C 3109, and serve as Special Government Employees.

Board members, with approval of the Secretary of Defense, may serve a term of three years on the Board; however, no Board member may serve more than six years on the Board.

The Board shall have two Co-Chairpersons. One Co-Chairperson shall be the National Chair of the Employer Support of the Guard and Reserve. This ex-officio appointment shall have the same voting rights as the other Board members. The second Co-Chairperson shall be appointed by the Assistant Secretary of Defense (Reserve Affairs) from the Board membership at large. To ensure continuity, the terms of the Co-

Chairpersons shall expire during alternating years.

With the exception of travel and per diem for official travel, Board members shall serve without compensation.

The Board shall meet at the call of the Designated Federal Officer, in consultation with the Chairperson and the Board's Co-Chairpersons. The estimated number of Board meetings is two per year.

The Designated Federal Officer, pursuant to DoD policy, shall be a full-time or permanent part-time DoD employee, and shall be appointed in accordance with established DoD policies and procedures. In addition, the Designated Federal Officer is required to be in attendance at all meetings, however, in the absence of the Designated Federal Officer, the Alternate Designated Federal Officer shall attend the meeting.

With DoD approval, the Board is authorized to establish subcommittees, as necessary and consistent with its mission. These subcommittees or working groups shall operate under the provisions of the Federal Advisory Committee Act of 1972, the Government in the Sunshine Act of 1976 (5 U.S.C. 552b, as amended), and other appropriate Federal regulations.

Such subcommittees or workgroups shall not work independently of the chartered Board, and shall report all their recommendations and advice to the Board for full deliberation and discussion. Subcommittees or workgroups have no authority to make decisions on behalf of the chartered Board nor can they report directly to the Department of Defense or any Federal officers or employees who are not Board members.

Subcommittee members, who are not members of the parent committee, shall be appointed in the same manner as the Board members.

Pursuant to 41 CFR 102-3.105(j) and 102-3.140, the public or interested organizations may submit written statements to the Defense Advisory Board for Employer Partnership membership about the committee's mission and functions. Written statements may be submitted at any time or in response to the stated agenda of planned meeting of the Defense Advisory Board for Employer Partnership.

All written statements shall be submitted to the Designated Federal Officer for the Defense Advisory Board for Employer Partnership, and this individual will ensure that the written statements are provided to the membership for their consideration. Contact information for the Designated

Federal Officer can be obtained from the GSA's FACA Database—<https://www.fido.gov/facadatabase/public.asp>.

The Designated Federal Officer, pursuant to 41 CFR 102-3.150, will announce planned meetings of the Defense Advisory Board for Employer Partnership. The Designated Federal Officer, at that time, may provide additional guidance on the submission of written statements that are in response to the stated agenda for the planned meeting in question.

Dated: February 4, 2010.

Mitchell S. Bryman,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

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DEPARTMENT OF DEFENSE

Office of the Secretary

List of Institutions of Higher Education Ineligible for Federal Funds

AGENCY: Department of Defense (DoD).

ACTION: Notice.

SUMMARY: This document is published to identify institutions of higher education that are ineligible for contracts and grants by reason of a determination by the Secretary of Defense that the institution prohibits or in effect prevents military recruiter access to the campus, students on campus or student directory information. It also implements the requirements set forth in section 983 of title 10, United States Code, and 32 CFR part 216. The institutions of higher education so identified are: Vermont Law School, South Royalton, Vermont; and William Mitchell College of Law, St. Paul, Minnesota.

ADDRESSES: Director for Accession Policy, Office of the Under Secretary of Defense for Personnel and Readiness, 4000 Defense Pentagon, Washington, DC 20301-4000.

FOR FURTHER INFORMATION CONTACT: Lieutenant Colonel Rose Jourdan, (703) 695-5529.

Dated: February 4, 2010.

Mitchell S. Bryman,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

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DEPARTMENT OF DEFENSE

Office of the Secretary

Federal Advisory Committee; DoD Board of Actuaries; Meeting

AGENCY: Department of Defense (DoD).

ACTION: Meeting notice.

SUMMARY: Under the provision of the Federal Advisory Committee Act of 1972 (5 U.S.C., appendix as amended), the Government in the Sunshine Act of 1976 (5 U.S.C. 552b as amended), and 41 CFR 102-3.150, the Department of Defense announces that the DoD Board of Actuaries will meet on July 22 and 23, 2010. Subject to the availability of space, the meeting is open to the public.

DATES: The meeting will be held on July 22, 2010 (from 1 p.m. to 5 p.m.) and on July 23, 2010 (from 10 a.m. to 1 p.m.).

ADDRESSES: The meeting will be held at 4040 N. Fairfax Drive, Suite 250, Arlington, VA 22203.

FOR FURTHER INFORMATION CONTACT: Inger Pettygrove at the DoD Office of the Actuary, 4040 N. Fairfax Drive, Suite 308, Arlington, VA 22203; phone 703-696-7413.

SUPPLEMENTARY INFORMATION:

Agenda

During this meeting the Board will: review DoD actuarial methods and assumptions to be used in the valuations of the Education Benefits Fund, the Military Retirement Fund, and the Voluntary Separation Incentive Fund, in accordance with the provisions of section 183, section 2006, chapter 74 (10 U.S.C. 1464 *et seq.*), and section 1175 of title 10,

July 22, 1 p.m. to 5 p.m.—Education Benefits Fund

1. Briefing on Investment Experience
2. Developments in Education Benefits
3. Economic Assumptions*
4. September 30, 2009, Valuation and Proposed Per Capita and Amortization Costs Reserve Programs*
5. September 30, 2009, Valuation and Proposed Per Capita and Amortization Costs Active Duty Programs*

July 23, 10 a.m.–1 p.m.—Military Retirement Fund

1. Briefing on Investment experience
2. September 30, 2009, valuation of the military retirement system*
3. Methods and assumptions for September 30, 2010, valuation*
4. Voluntary Separation Incentive (VSI) Fund
5. Recent and proposed legislation