

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and VOTERS intends to file additional written notifications disclosing all changes in membership.

On February 10, 2009, VOTERS filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on March 13, 2009 (74 FR 10967).

Patricia A. Brink,
Deputy Director of Operations, Antitrust Division.

[FR Doc. 2010-10460 Filed 5-6-10; 8:45 am]

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DEPARTMENT OF LABOR

Workforce Investment Act of 1998 (WIA); Notice of Incentive Funding Availability Based on Program Year (PY) 2008 Performance

AGENCY: Employment and Training Administration.

ACTION: Notice.

SUMMARY: The Department of Labor, in collaboration with the Department of Education, announces that ten states are eligible to apply for Workforce Investment Act (WIA) (Pub. L. 105-220, 29 U.S.C. 2801 *et seq.*) incentive grant awards authorized by section 503 of the WIA.

DATES: The ten eligible states must submit their applications for incentive funding to the Department of Labor by June 21, 2010.

ADDRESSES: Submit applications to the Employment and Training

Administration, Office of Policy Development and Research, Division of System Accomplishments, 200 Constitution Avenue NW., Room S-5206, Washington, DC 20210, *Attention:* Karen Staha and Gail Sather, *Telephone number:* 202-693-3995 (this is not a toll-free number). *Fax:* 202-693-3490. *E-mail:* staha.karen@dol.gov and sather.gail@dol.gov. Information may also be found at the ETA Performance *Web site:* <http://www.doleta.gov/performance>.

SUPPLEMENTARY INFORMATION: Ten states (*see* Appendix) qualify to receive a share of the \$9.7 million available for incentive grant awards under WIA section 503. These funds, which were contributed by the Department of Education from appropriations for the Adult Education and Family Literacy Act, are available for the eligible states to use through June 30, 2012, to support innovative workforce development and education activities that are authorized under title IB (Workforce Investment Systems) or title II (the Adult Education and Family Literacy Act (AEFLA)) of WIA, or under the Carl D. Perkins Career and Technical Education Act of 2006 (Perkins IV), 20 U.S.C. 2301 *et seq.*, as amended by Public Law 109-270. In order to qualify for a grant award, a state must have exceeded its performance levels for WIA title IB and adult education (AEFLA). (Due to the lack of availability of PY 2008 performance data under the Carl D. Perkins Vocational and Technical Education Act of 1998 (Perkins III), the Department of Labor and the Department of Education did not consider states' performance levels under the Perkins Act in determining incentive grants eligibility.) The goals included employment after training and related services, retention in

employment, and improvements in literacy levels, among other measures. After review of the performance data submitted by states to the Department of Labor and to the Department of Education, each Department determined for its program(s) which states exceeded their performance levels (the Appendix at the bottom of this notice lists the eligibility of each state by program). These lists were compared, and states that exceeded their performance levels for both programs are eligible to apply for and receive an incentive grant award. The amount that each state is eligible to receive was determined by the Department of Labor and the Department of Education, based on the provisions in WIA section 503(c) (20 U.S.C. 9273(c)), and is proportional to the total funding received by these states for WIA title IB and AEFLA programs.

The states eligible to apply for incentive grant awards and the amounts they are eligible to receive are listed in the following chart:

State	Amount of award
1. Colorado	\$870,920
2. Connecticut	844,169
3. Illinois	1,238,005
4. Iowa	806,297
5. Kentucky	964,785
6. Minnesota	881,593
7. Missouri	988,456
8. Nebraska	784,251
9. New York	1,405,909
10. Tennessee	976,065

Dated: May 4, 2010.

Jane Oates,
Assistant Secretary for Employment and Training.

Appendix

State	Incentive grants PY 2008-FY 2009 exceeded state performance levels		
	WIA (title IB)	AEFLA (adult education)	WIA title IB; AEFLA
Alabama		X	
Alaska			
Arizona		X	
Arkansas		X	
California			
Colorado	X	X	X
Connecticut	X	X	X
District of Columbia			
Delaware		X	
Florida	X		
Georgia		X	
Hawaii			
Idaho		X	
Illinois	X	X	X
Indiana		X	
Iowa	X	X	X
Kansas			

State	Incentive grants PY 2008–FY 2009 exceeded state performance levels		
	WIA (title IB)	AEFLA (adult education)	WIA title IB; AEFLA
Kentucky	X	X	X
Louisiana		X	
Maine		X	
Maryland		X	
Massachusetts		X	
Michigan	X		
Minnesota	X	X	X
Mississippi		X	
Missouri	X	X	X
Montana		X	
Nebraska	X	X	X
Nevada			
New Hampshire			
New Jersey			
New Mexico			
New York	X	X	X
North Carolina		X	
North Dakota	X		
Ohio		X	
Oklahoma			
Oregon			
Pennsylvania		X	
Puerto Rico	X		
Rhode Island		X	
South Carolina			
South Dakota		X	
Tennessee	X	X	X
Texas		X	
Utah			
Vermont			
Virginia			
Washington			
West Virginia		X	
Wisconsin		X	
Wyoming			

States in **bold** exceeded their performance levels for both AEFLA and WIA Title IB programs.

[FR Doc. 2010–10930 Filed 5–6–10; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

Workforce Investment Act; Lower Living Standard Income Level

AGENCY: Employment and Training Administration, Labor.

ACTION: Notice of Determination of Lower Living Standard Income Level.

SUMMARY: Under Title I of the Workforce Investment Act (WIA) of 1998 (Pub. L. 105–220), the Secretary of Labor annually determines the Lower Living Standard Income Level (LLSIL) for uses described in the law. WIA defines the term “Low Income Individual” as one who qualifies under various criteria, including an individual who received income for a six-month period that does not exceed the higher level of the poverty line or 70 percent of the LLSIL.

This issuance provides the Secretary’s annual LLSIL for 2010 and references the current 2009 Health and Human Services “Poverty Guidelines.” Congress has taken action to keep the 2009 HHS poverty guidelines in effect until at least May 31, 2010.

DATES: *Effective Date:* This notice is effective on the date of publication in the **Federal Register**.

ADDRESSES: Send questions about the Lower Living Standard Income Level calculations: Mr. Samuel Wright, Department of Labor, Employment and Training Administration, 200 Constitution Avenue, NW., Room S–4231, Washington, DC 20210.

Send written youth program comments to: Mr. Evan Rosenberg, Department of Labor, Employment and Training Administration, 200 Constitution Avenue, NW., Room N–4464, Washington, DC 20210.

For Further Information on LLSIL: Please contact Mr. Samuel Wright, Telephone 202–693–2870; Fax 202–693–3015 (these are not toll free

numbers); e-mail address wright.samuel.e@dol.gov.

For Further Information on Federal Youth Programs: Evan Rosenberg, Telephone 202–693–3593; Fax 202–693–3532 (these are not toll free numbers).

SUPPLEMENTARY INFORMATION: It is the purpose of the Workforce Investment Act of 1998 “to provide workforce investment activities, through statewide and local workforce investment systems, that increase the employment, retention, and earnings of participants, and increase occupational skill attainment by participants, and as a result, improve the quality of the workforce, reduce welfare dependency, and enhance the productivity and competitiveness of the Nation.”

The LLSIL is used for several purposes under WIA. Specifically, WIA Section 101(25) defines the term “low income individual” for eligibility purposes, and Sections 127(b)(2)(C) and 132(b)(1)(B)(v)(IV) define the terms “disadvantaged youth” and “disadvantaged adult” in terms of the