

imposes the following alternative requirements:

a. Only the activities identified as the *Westover YMCA, Johnson City Water Treatment Plant, Village of Endicott Water Plant, Western Heights Blvd. Water Tank Access, Westover Levee Repair/Enhancement, North Jackson Avenue Sewer, and the Johnson City-Endicott Water Booster Station Repairs*, totaling \$2,305,891, as detailed in the town of Union's Action Plan submitted to HUD on July 23, 2012, may utilize this waiver; and

b. If the above referenced public improvements and public facilities activities are classified as meeting the low- and moderate-income area benefit national objective, each must serve an area in which at least 38 percent of the residents are considered low- and moderate-income; and must otherwise meet all other applicable requirements, including those for eligibility and national objective; and

c. The town must continue to identify the specific resources for low- and moderate-income households in each amendment to its Action Plan. If additional unmet disaster recovery needs are subsequently identified among households with low- and moderate-incomes, the town must make reasonable efforts to ensure those needs are addressed.

The activities identified above that may utilize the waiver are only proposed projects at this stage and the town must complete the environmental review process described in 24 CFR part 58 for each proposed project. If the town determines that the environmental review is satisfactory, the town must request and receive a release of funds from HUD before it can commit funds or take any choice limiting action with respect to the projects. Approval of this waiver does not constitute approval of the proposed projects.

As a reminder, CDBG-DR funds used for all infrastructure projects must not duplicate any benefit or other source of funding, such as that provided through FEMA's Public Assistance (PA) program. All work funded with CDBG-DR funds on the above listed projects must be determined as ineligible under the FEMA PA program.

### III. Catalog of Federal Domestic Assistance

The Catalog of Federal Domestic Assistance numbers for the disaster recovery grants under this Notice are as follows: 14.218; 14.228.

### IV. Finding of No Significant Impact

A Finding of No Significant Impact (FONSI) with respect to the

environment has been made in accordance with HUD regulations at 24 CFR part 50, which implement section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)). The FONSI is available for public inspection between 8 a.m. and 5 p.m. weekdays in the Regulations Division, Office of General Counsel, Department of Housing and Urban Development, 451 7th Street SW., Room 10276, Washington, DC 20410-0500. Due to security measures at the HUD Headquarters building, an advance appointment to review the docket file must be scheduled by calling the Regulations Division at 202-708-3055 (this is not a toll-free number). Hearing or speech-impaired individuals may access this number through TTY by calling the toll-free Federal Relay Service at 800-877-8339.

Dated: September 26, 2012.

**Mark Johnston,**

*Acting Assistant Secretary for Community, Planning and Development.*

[FR Doc. 2012-24426 Filed 10-3-12; 8:45 am]

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## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5666-N-01]

### Notice of a Federal Advisory Committee Meeting; Manufactured Housing Consensus Committee

**AGENCY:** Office of the Assistant Secretary for Housing—Federal Housing Commissioner, Department of Housing and Urban Development (HUD).

**ACTION:** Notice of a Federal advisory committee meeting.

**SUMMARY:** This notice sets forth the schedule and proposed agenda for a meeting of the Manufactured Housing Consensus Committee (MHCC). The meeting is open to the public and the site is accessible to individuals with disabilities. The agenda provides an opportunity for citizens to comment on the business before the MHCC.

**DATES:** The meeting will be held October 23-25, 2012, commencing at 9:00 a.m. each day.

**ADDRESSES:** The meeting will be held at the Hilton Arlington, 950 North Stafford Drive, Arlington, VA 22203.

**FOR FURTHER INFORMATION CONTACT:** Henry S. Czauski, Acting Deputy Administrator, Office of Manufactured Housing Programs, Department of Housing and Urban Development, 451 7th Street SW., Room 9164, Washington, DC 20410, Telephone number 202-708-6423 (this is not a toll-free number).

Persons who have difficulty hearing or speaking may access this number via TTY by calling the toll-free Federal Relay Service at 800-877-8339.

**SUPPLEMENTARY INFORMATION:** Notice of this meeting is provided in accordance with the Federal Advisory Committee Act, 5 U.S.C. App. 10(a)(2), through implementing regulations at 41 CFR 102-3.150. The Manufactured Housing Consensus Committee was established under section 604(a)(3) of the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C. 5403(a)(3).

*Public Comment:* Citizens wishing to comment on the business of the MHCC are encouraged to register on or before October 16, 2012, by contacting: The National Fire Protection Association, *attention:* Robert Solomon; by mail to: One Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts, 02169, or by fax to 617-984-7110, or by email to [lmackay@nfpfa.org](mailto:lmackay@nfpfa.org).

Please submit written comments, in addition to an oral presentation. The MHCC strives to accommodate citizen comments to the extent possible within the time constraints of the meeting agenda. Advance registration is strongly encouraged. The MHCC will also provide an opportunity for public comment on specific matters on the agenda.

#### *Tentative Agenda:*

October 23, 2012, 9:00 a.m. to 5:00 p.m.

October 24, 2012, 9:00 a.m. to 5:00 p.m.

October 25, 2012, 9:00 a.m. to 1:00 p.m.

#### **October 23, 2012**

- Call to Order
- Opening Remarks
- Minutes of October 2011 Meeting—Review and Approval
- Review of Agenda
- Subcommittee Meetings

#### **October 24, 2012**

- Meeting of the Full Committee
- Subcommittee and Other Reports
- Old Business
- Public Comment Period
- Consideration of Proposals

#### **October 25, 2012**

- Old Business (continued)
- New Business
- Public Comment Period
- Consideration of Proposals
- Adjourn at 1:00 p.m.

Dated: September 28, 2012.

**Laura M. Marin,**

*Acting General Deputy Assistant, Secretary for Housing.*

[FR Doc. 2012-24424 Filed 10-3-12; 8:45 am]

BILLING CODE 4210-67-P

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5597-N-01]

### Request for Information on Adopting Smoke-Free Policies in PHAs and Multifamily Housing

**AGENCY:** Office of the Assistant Secretary for Housing—Federal Housing Commissioner and Office of the Assistant Secretary for Public and Indian Housing, HUD.

**ACTION:** Request for information.

**SUMMARY:** This notice seeks information and invites public comment regarding how HUD can best continue to support the implementation of smoke-free policies for both public housing and multifamily housing. In this regard, HUD is seeking information from the general public and stakeholders, including resident councils, advocacy groups, and housing providers, directly impacted by or involved with the implementation of smoke-free policies in both public housing and multifamily programs. Specifically, HUD is seeking information on best practices and practical strategies from housing providers who have implemented smoke-free policies, ideas for overcoming potential obstacles to implementing a smoke-free policy and methods for supporting residents, and housing providers in transitioning to smoke-free housing. Additionally, this notice requests input from housing providers that have decided not to implement a smoke-free policy and those impacted by that decision. This information will assist HUD to develop and disseminate additional guidance and resources to support public housing agencies (PHAs) and owners and management agents (O/As) who wish to implement smoke-free policies.

**DATES:** *Comments Due Date:* November 5, 2012.

**ADDRESSES:** Interested persons are invited to submit comments responsive to this request for information to the Office of General Counsel, Regulations Division, Department of Housing and Urban Development, 451 Seventh Street SW., Room 10276, Washington, DC 20410-0001. Communications must refer to the above docket number and title and should contain the information

specified in the “Request for Comments” of this notice.

**Submission of Hard Copy Comments.** To ensure that the information is fully considered by all of the reviewers, each commenter submitting hard copy comments, by mail or hand delivery, should submit comments or requests to the address above, addressed to the attention of the Regulations Division. Due to security measures at all federal agencies, submission of comments or requests by mail often result in delayed delivery. To ensure timely receipt of comments, HUD recommends that any comments submitted by mail be submitted at least 2 weeks in advance of the public comment deadline.

**Electronic Submission of Comments.** Interested persons may submit comments electronically through the Federal eRulemaking Portal at <http://www.regulations.gov>. HUD strongly encourages commenters to submit comments electronically. Electronic submission of comments allows the commenter maximum time to prepare and submit a comment, ensures timely receipt by HUD, and enables HUD to make them immediately available to the public. Comments submitted electronically through the <http://www.regulations.gov> Web site can be viewed by interested members of the public. Commenters should follow instructions provided on that site to submit comments electronically.

**No Facsimile Comments.** Facsimile (FAX) comments are not acceptable.

**Public Inspection of Comments.** All comments submitted to HUD regarding this notice will be available, without charge, for public inspection and copying between 8 a.m. and 5 p.m. weekdays at the above address. Due to security measures at the HUD Headquarters building, an advance appointment to review the documents must be scheduled by calling the Regulations Division at 202-708-3055 (this is not a toll-free number). Copies of all documents submitted are available for inspection and downloading at <http://www.regulations.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Shauna Sorrells, Director, Public Housing Programs, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 7th Street SW., Room 4232, Washington, DC 20410-4000, telephone number 202-402-2769 (this is not a toll-free number) or Catherine Brennan, Director, Office of Housing Assistance and Grant Administration, Office of Housing, Department of Housing and Urban Development, 451 7th Street SW., Room 6134, Washington, DC 20410-4000,

telephone number 202-708-3000 (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 Relay Service at 800-877-8339.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

In 2009, HUD issued PIH Notice 2009-21<sup>1</sup> in which it strongly encouraged PHAs to adopt smoke-free policies in some or all of their public housing units. In 2010, HUD issued Housing Notice 2010-21<sup>2</sup> in which it encouraged O/As to implement smoke-free housing policies in one or all of the properties they own or manage. Both notices stated that cigarette smoking is the number one cause of preventable disease in the United States and that secondhand smoke, also known as environmental tobacco smoke (ETS) and which may be involuntarily inhaled by nonsmokers, can migrate between units in multifamily properties, and cause respiratory illness, heart disease, cancer, and other adverse health effects for housing residents and employees. The notices also referenced studies that reviewed smoking-material fires and that concluded that smoking is the leading cause of fire deaths in multifamily properties.<sup>3</sup>

PIH Notice 2009-21 also referenced a case study produced by the Sanford Maine Housing Authority that concluded that smoke-free units are less expensive to turn over for new residents, due to a lack of damage to carpets, stains on walls and damage to other interior spaces and finishes caused by smoke and burn marks.<sup>4</sup> PHAs and O/As may also be able to negotiate for reduced insurance rates based on decreased fire risks in smoke-free buildings, increasing the potential savings from instituting smoke-free policies.

As of January 2011, over 225 PHAs have adopted smoke-free policies in some or all of their units. HUD has also received a substantial amount of correspondence from residents, PHAs, O/As, governmental agencies and advocacy groups requesting additional guidance on how housing providers can implement smoke-free policies. On May

<sup>1</sup> Available at: <http://www.hud.gov/offices/adm/hudclips/>.

<sup>2</sup> Available at: <http://www.hud.gov/offices/adm/hudclips/>.

<sup>3</sup> Citing U.S. Fire Administration, *Residential Structure and Building Fires*, (October 2008), [www.usfa.dhs.gov/downloads/pdf/publications/Residential\\_Structure\\_and\\_Building\\_Fires.pdf](http://www.usfa.dhs.gov/downloads/pdf/publications/Residential_Structure_and_Building_Fires.pdf).

<sup>4</sup> *Sanford Maine Housing Authority Case Study*, <http://www.smokefreeforme.org/landlord.php?page=Save+Money%2C%3Cbr%3E+Your+Building>.