

(3) Serve as advocates for American Indian students with special education needs by providing advice and recommendations regarding best practices, effective program coordination strategies, and recommendations for improved educational programming.

(4) Provide advice and recommendations for the preparation of information required to be submitted to the Secretary of Education under section 611(h)(2)(D).

(5) Provide advice and recommend policies concerning effective inter/intra-agency collaboration, including modifications to regulations, and the elimination of barriers to inter/intra-agency programs and activities.

(6) Report and direct all correspondence to the Assistant Secretary—Indian Affairs through the Director, BIE with a courtesy copy to the Designated Federal Official (DFO).

#### Membership

(a) As required by IDEA of 2004, section 611(h)(6), the Advisory Board shall be composed of individuals involved in or concerned with the education and provision of services to Indian infants, toddlers, children, and youth with disabilities. The Advisory Board composition will reflect a broad range of viewpoints and will include at least one (1) member representing each of the following interests: Indians with disabilities; teachers of children with disabilities; Indian parents or guardians of children with disabilities; service providers, State Education Officials; Local Education Officials; State Interagency Coordinating Councils (for States having Indian reservations); tribal representatives or tribal organization representatives; and other members representing the various divisions and entities of the BIE.

(b) The Assistant Secretary—Indian Affairs may provide the Secretary of the Interior recommendations for the chairperson; however, the chairperson and other Advisory Board members will be appointed by the Secretary of the Interior. The Advisory Board members shall serve staggered terms of 2 years or 3 years from the date of their appointment.

#### Miscellaneous

(a) Members of the Advisory Board will not receive compensation, but will be reimbursed for travel, including subsistence, and other necessary expenses incurred in the performance of their duties in the same manner as persons employed intermittently in Government Service under 5 U.S.C. 5703.

(b) A member may not participate in matters that will directly affect, or appear to affect, the financial interests of the member or the member's spouse or minor children, unless authorized by the DFO. Compensation from employment does not constitute a financial interest of the member so long as the matter before the Advisory Board will not have a special or distinct effect on the member or the member's employer, other than as part of a class. The provisions of this paragraph do not affect any other statutory or regulatory ethical obligations to which a member may be subject.

(c) The Advisory Board meets at least twice a year, budget permitting, but additional meetings may be held as deemed necessary by the Assistant Secretary—Indian Affairs or DFO.

(d) All Advisory Board meetings are open to the public in accordance with the Federal Advisory Committee Act regulations.

#### Nomination Information

(a) Nominations are requested from individuals, organizations, and federally recognized tribes, as well as from State Directors of Special Education (within the 23 States in which BIE-funded schools are located) concerned with the education of Indian children with disabilities as described above.

(b) Nominees should have expertise and knowledge of the issues and/or needs of American Indian children with disabilities. Such knowledge and expertise are needed to provide advice and recommendations to the BIE regarding the needs of American Indian children with disabilities.

(c) A summary of the candidate's qualifications (résumé or curriculum vitae) must be included with the nomination application. Nominees must have the ability to attend Advisory Board meetings, carry out Advisory Board assignments, participate in teleconference calls, and work in groups.

(d) The Department of the Interior is committed to equal opportunity in the workplace and seeks diverse Advisory Board membership, which is bound by the Indian Preference Act of 1990 (25 U.S.C. 472).

Dated: March 26, 2009.

**George T. Skibine,**

*Deputy Assistant Secretary for Policy and Economic Development.*

[FR Doc. E9-8690 Filed 4-15-09; 8:45 am]

**BILLING CODE 4310-6W-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Advisory Board of Exceptional Children

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice of meeting.

**SUMMARY:** In accordance with the Federal Advisory Committee Act, the Bureau of Indian Education (BIE) is announcing that the Advisory Board for Exceptional Children (Advisory Board) will hold its next meeting in Albuquerque, New Mexico. The purpose of the meeting is to meet the mandates of the Individuals with Disabilities Education Act of 2004 (IDEA) on Indian children with disabilities.

**DATES:** The Advisory Board will meet on Thursday, April 30, 2009, from 8:30 a.m. to 4:45 p.m.; Friday, May 1, 2009, from 8:15 a.m. to 5 p.m.; and Saturday, May 2, 2009, from 8 a.m. to 3 p.m. Local Time.

**ADDRESSES:** The April 30th and May 1st meetings will be held at the Bureau of Indian Education, Albuquerque Service Center, Division of Performance and Accountability, 1011 Indian School Road NW., Room 277, Albuquerque, NM 87103; telephone 505-563-5274. The May 2, 2009, meeting will be held at the Marriot Hotel, 2101 Louisiana Blvd. NE., Albuquerque, NM; telephone 505-881-6800.

**FOR FURTHER INFORMATION CONTACT:** Dr. Jeff Hamley, Designated Federal Official, Bureau of Indian Education, Albuquerque Service Center, Division of Performance and Accountability, 1011 Indian School Road NW., P.O. Box 1088, Suite 332, Albuquerque, NM 87103; telephone 505-563-5260.

**SUPPLEMENTARY INFORMATION:** The Advisory Board was established to advise the Secretary of the Interior, through the Assistant Secretary-Indian Affairs, on the needs of Indian children with disabilities, as mandated by the Individuals with Disabilities Act of 2004 (Pub. L. 108-446).

The following items will be on the agenda:

- Advisory Board Workgroups address: State Performance Plan Indicators (SPP), Annual Performance Report (APR), and Office of Special Education Programs (OSEP) verification;
  - Public Call 11:30-12 MT, Conference Number 1-888-387-8686, Pass code 4274201;
  - Organization issues of Advisory Board;
  - APR and Data Exceptions for BIE.
- The meetings are open to the public.

Dated: April 8, 2009.

**Grayford Payne,**

*Acting Deputy Assistant Secretary for Policy and Economic Development.*

[FR Doc. E9-8724 Filed 4-15-09; 8:45 am]

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## DEPARTMENT OF JUSTICE

### **Notice of Lodging of Consent Decree Under the Emergency Planning and Community Right-To-Know Act, the Clean Water Act, the Resource Conservation and Recovery Act, the Federal Insecticide, Fungicide, and Rodenticide Act, the Comprehensive Environmental Response, Compensation, and Liability Act, the Safe Drinking Water Act, and the Clean Air Act**

Under 28 CFR 50.7, notice is hereby given that on April 13, 2009, a proposed Consent Decree in *United States, et al. v. INVISTA, S.à r.l.*, Civil Action Number 1:09-cv-00244, was lodged with the United States District Court for the District of Delaware. The Consent Decree resolves claims against INVISTA S.à r.l. (“INVISTA”) brought by the United States on behalf of the U.S. Environmental Protection Agency (“EPA”) under the Emergency Planning and Community Right-to-Know Act (EPCRA), 42 U.S.C. 11001 to 11050; the Clean Water Act (CWA), 42 U.S.C. 1251 to 1387; the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. 6901 to 6992k; the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), 7 U.S.C. 136 to 136y; Section 103(a) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9603(a); the Safe Drinking Water Act (SDWA), 42 U.S.C. 300f to 300j-26; and the Clean Air Act (CAA), 42 U.S.C. 7401 to 7671q (hereinafter “Environmental Requirements”). The Consent Decree also resolves the claims against INVISTA brought by the State of Delaware Department of Natural Resources and Environmental Control, the State of South Carolina Department of Health and Environmental Control, and the Chattanooga-Hamilton County Air Pollution Control Board.

In this action, the United States seeks civil penalties and injunctive relief for the violations of Environmental Requirements identified in Appendices A, B, and C to the lodged Consent Decree that INVISTA voluntarily identified to the EPA after conducting its compliance management system and a series of comprehensive audits of facilities that INVISTA acquired in

April 2004 from E.I. du Pont de Nemours and Company. The facilities covered by these allegations are located at Athens, GA; Calhoun, GA; Camden, SC; Chattanooga, TN; Dalton, GA; Kinston, NC; LaPorte, TX; Martinsville, VA; Orange (also called Sabine), TX; Seaford, DE; Victoria, TX; and Waynesboro, VA.

The settlement resolves the violations that are set forth in Appendices A, B, and C to the Consent Decree. INVISTA has certified in the Decree that it has corrected the violations alleged in Appendix A. INVISTA has agreed to implement injunctive relief measures to resolve the alleged Clean Air Act violations in Appendices B and C under: the Prevention of Significant Deterioration and/or New Source Review program at the Seaford, Chattanooga, Victoria, and Camden Facilities; the Benzene National Emissions Standards for Hazardous Air Pollutants program for the Orange and Victoria Facilities; the Leak Detection and Repair program for the Orange and Victoria Facilities; and the New Source Performance Standards program for the Orange Facility.

The Department of Justice will receive, for a period of 30 days from the date of this publication, comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, and either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States et al. v. INVISTA, S.à r.l.*, DOJ Ref. No. 90-5-2-1-08892.

The proposed Consent Decree along with the Appendices and relevant excerpts of the Final Audit Report referenced therein may be examined at the Enforcement and Compliance Docket Information Center in the EPA Docket Center (EPA/DC), EPA West, Room B 3334, 1301 Constitution Avenue, NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566-1744, and the telephone number for the Enforcement and Compliance Docket is (202) 566-1927. During the public comment period, the proposed Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/ConsentDecree.html>. A copy of the proposed Consent Decree may be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S.

Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax number (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy of the Consent Decree (without appendices) from the Consent Decree Library, please enclose a check in the amount of \$6.75 (.25 cents per page reproduction costs), payable to the U.S. Treasury.

**Maureen Katz,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

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## DEPARTMENT OF JUSTICE

### **Bureau of Alcohol, Tobacco, Firearms and Explosives**

[OMB Number 1140-NEW]

#### **Agency Information Collection Activities: Proposed Collection; Comments Requested**

**ACTION:** 60-Day Notice of information collection under review: Certification of Qualifying State Relief from Disabilities Program.

The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for “sixty days” until June 15, 2009. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Barbara Terrell, Firearms Enforcement Branch, 99 New York Avenue, NE., Washington, DC 20226.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

—Evaluate whether the proposed collection of information is necessary for the proper performance of the