

**ADDRESSES:** Comments must be identified by docket ID FEMA-2010-0062 and may be submitted by one of the following methods:

*Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments. Please note that this proposed operational guide is not a rulemaking and the Federal Rulemaking Portal is being utilized only as a mechanism for receiving comments.

*Mail:* Office of Chief Counsel, Federal Emergency Management Agency, Room 840, 500 C Street, SW., Washington, DC 20472-3100.

**FOR FURTHER INFORMATION CONTACT:** Stephen Miller, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, 202-212-1000.

**SUPPLEMENTARY INFORMATION:**

**I. Public Participation**

*Instructions:* All submissions received must include the agency name and docket ID. Regardless of the method used for submitting comments or material, all submissions will be posted, without change, to the Federal eRulemaking Portal at <http://www.regulations.gov>, and will include any personal information you provide. Therefore, submitting this information makes it public. You may wish to read the Privacy Act notice, which can be viewed by clicking on the "Privacy Notice" link in the footer of <http://www.regulations.gov>.

You may submit your comments and material by the methods specified in the **ADDRESSES** section. Please submit your comments and any supporting material by only one means to avoid the receipt and review of duplicate submissions.

*Docket:* The proposed operational guide is available in docket ID FEMA-2010-0062. For access to the docket to read background documents or comments received, go to the Federal eRulemaking Portal at <http://www.regulations.gov> and search for the docket ID. Submitted comments may also be inspected at FEMA, Office of Chief Counsel, Room 840, 500 C Street, SW., Washington, DC 20472.

**II. Background**

The proposed Disaster Temporary Housing Operational Guide builds on previous annual Disaster Housing Plans to present a comprehensive picture of FEMA housing assistance and housing support. The goal of this document is to help FEMA's partners understand FEMA programs and capabilities and to help establish stakeholder expectations.

The proposed operational guide does not have the force or effect of law.

FEMA seeks comment on the proposed operational guide, which is available online at <http://www.regulations.gov> in docket ID FEMA-2010-0062. Based on the comments received, FEMA may make appropriate revisions to the proposed operational guide. Although FEMA will consider any comments received in the drafting of the final operational guide, FEMA will not provide a response to comments document. When or if FEMA issues a final operational guide, FEMA will publish a notice of availability in the **Federal Register** and make the final operational guide available at <http://www.regulations.gov>. The final operational guide will not have the force or effect of law.

**Authority:** 42 U.S.C. 5170b; 42 U.S.C. 5174; 44 CFR part 206.

**Robert Farmer,**

*Deputy Director, Office of Policy and Program Analysis, Federal Emergency Management Agency.*

[FR Doc. 2010-26705 Filed 10-21-10; 8:45 am]

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**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

[Docket ID FEMA-2010-0063]

**Recovery Policy RP9524.2, Landslides and Slope Stability Related to Public Facilities**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Notice of availability.

**SUMMARY:** This document provides notice of the final Recovery Policy RP9524.2, *Landslides and Slope Stability Related to Public Facilities*, which is being issued by the Federal Emergency Management Agency (FEMA).

**DATES:** This policy is effective October 8, 2010.

**ADDRESSES:** This final policy is available online at <http://www.regulations.gov> under docket ID FEMA-2010-0063 and on FEMA's Web site at <http://www.fema.gov>. You may also view a hard copy of the final policy at the Office of Chief Counsel, Federal Emergency Management Agency, Room 835, 500 C Street, SW., Washington, DC 20472-3100.

**FOR FURTHER INFORMATION CONTACT:**

Byron Mason, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, phone 202-646-4368, e-mail [Byron.Mason@dhs.gov](mailto:Byron.Mason@dhs.gov).

**SUPPLEMENTARY INFORMATION:** This policy determines the eligibility of emergency work to protect eligible facilities threatened by landslides or slope failures; as well as the eligibility of permanent repairs to eligible facilities damaged by landslides or slopes that failed during an event that resulted in a Presidentially-declared emergency or major disaster.

**Authority:** 42 U.S.C. 5121-5207.

**Robert Farmer,**

*Deputy Director, Office of Policy and Program Analysis, Federal Emergency Management Agency.*

[FR Doc. 2010-26703 Filed 10-21-10; 8:45 am]

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**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

[Docket No. FR-5375-N-41]

**Federal Property Suitable as Facilities To Assist the Homeless**

**AGENCY:** Office of the Assistant Secretary for Community Planning and Development, HUD.

**ACTION:** Notice.

**SUMMARY:** This Notice identifies unutilized, underutilized, excess, and surplus Federal property reviewed by HUD for suitability for possible use to assist the homeless.

**FOR FURTHER INFORMATION CONTACT:**

Kathy Ezzell, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7266, Washington, DC 20410; telephone (202) 708-1234; TTY number for the hearing- and speech-impaired (202) 708-2565 (these telephone numbers are not toll-free), or call the toll-free Title V information line at 800-927-7588.

**SUPPLEMENTARY INFORMATION:** In accordance with 24 CFR part 581 and section 501 of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11411), as amended, HUD is publishing this Notice to identify Federal buildings and other real property that HUD has reviewed for suitability for use to assist the homeless. The properties were reviewed using information provided to HUD by Federal landholding agencies regarding unutilized and underutilized buildings and real property controlled by such agencies or by GSA regarding its inventory of excess or surplus Federal property. This Notice is also published in order to comply with the December 12, 1988 Court Order in *National Coalition for the Homeless v. Veterans Administration*, No. 88-2503-OG (D.D.C.).

Properties reviewed are listed in this Notice according to the following categories: Suitable/available, suitable/unavailable, suitable/to be excess, and unsuitable. The properties listed in the three suitable categories have been reviewed by the landholding agencies, and each agency has transmitted to HUD: (1) Its intention to make the property available for use to assist the homeless, (2) its intention to declare the property excess to the agency's needs, or (3) a statement of the reasons that the property cannot be declared excess or made available for use as facilities to assist the homeless.

Properties listed as suitable/available will be available exclusively for homeless use for a period of 60 days from the date of this Notice. Where property is described as for "off-site use only" recipients of the property will be required to relocate the building to their own site at their own expense. Homeless assistance providers interested in any such property should send a written expression of interest to HHS, addressed to Theresa Rita, Division of Property Management, Program Support Center, HHS, room 5B-17, 5600 Fishers Lane, Rockville, MD 20857; (301) 443-2265. (This is not a toll-free number.) HHS will mail to the interested provider an application packet, which will include instructions for completing the application. In order to maximize the opportunity to utilize a suitable property, providers should submit their written expressions of interest as soon as possible. For complete details concerning the processing of applications, the reader is encouraged to refer to the interim rule governing this program, 24 CFR part 581.

For properties listed as suitable/to be excess, that property may, if subsequently accepted as excess by GSA, be made available for use by the homeless in accordance with applicable law, subject to screening for other Federal use. At the appropriate time, HUD will publish the property in a Notice showing it as either suitable/available or suitable/unavailable. For properties listed as suitable/unavailable, the landholding agency has decided that the property cannot be declared excess or made available for use to assist the homeless, and the property will not be available.

Properties listed as unsuitable will not be made available for any other purpose for 20 days from the date of this Notice. Homeless assistance providers interested in a review by HUD of the determination of unsuitability should call the toll free information line at 1-800-927-7588 for detailed instructions

or write a letter to Mark Johnston at the address listed at the beginning of this Notice. Included in the request for review should be the property address (including zip code), the date of publication in the **Federal Register**, the landholding agency, and the property number.

For more information regarding particular properties identified in this Notice (*i.e.*, acreage, floor plan, existing sanitary facilities, exact street address), providers should contact the appropriate landholding agencies at the following addresses: *Coast Guard*: Commandant, United States Coast Guard, Attn: Jennifer Stomber, 2100 Second St., SW., Stop 7901, Washington, DC 20593-0001; (202) 475-5609; *Energy*: Mr. Mark Price, Department of Energy, Office of Engineering and Construction Management, 1000 Independence Ave., SW., Washington, DC 20585; (202) 586-5422; *GSA*: Mr. Gordon Creed, Acting Deputy Assistant Commissioner, General Services Administration, Office of Property Disposal, 18th & F Streets, NW., Washington, DC 20405; (202) 501-0084; *Interior*: Mr. Michael Wright, Acquisition & Property Management, Department of the Interior, 1849 C Street, NW., Washington, DC 20240; (202) 208-5399; *Navy*: Mr. Albert Johnson, Director of Real Estate, Department of the Navy, Naval Facilities Engineering Command, Washington Navy Yard, 1330 Patterson Ave., SW., Suite 1000, Washington, DC 20374; (202) 685-9305; (These are not toll-free numbers).

Dated: October 14, 2010.

**Mark R. Johnston,**

*Deputy Assistant Secretary for Special Needs.*

**TITLE V, FEDERAL SURPLUS PROPERTY PROGRAM FEDERAL REGISTER REPORT FOR 10/22/2010**

**Suitable/Available Properties**

*Building*

Virginia  
Tract 05-151, Qtrs. 11  
National Park Service  
Spotsylvania VA 22553  
Landholding Agency: Interior  
Property Number: 61201040001  
Status: Excess  
Comments: 1642 sq. ft., off-site use only

*Land*

Texas  
FAA Outermarker—Houston  
null  
Spring TX 77373  
Landholding Agency: GSA  
Property Number: 54201040001  
Status: Surplus  
GSA Number: 7-U-TX-1110

Comments: 0.2459 acres, subject to restrictions/regulations regarding the Houston Intercontinental Airport, may not have access to a dedicated roadway

**Unsuitable Properties**

*Building*

Arizona  
Bldg. 8  
Stewart Mountain Dam  
Salt River AZ 85215  
Landholding Agency: Interior  
Property Number: 61201040004  
Status: Unutilized  
Reasons: Secured Area  
California  
Bldgs. 40, 41  
Lawrence Berkeley Natl Lab  
Berkeley CA 94720  
Landholding Agency: Energy  
Property Number: 41201040001  
Status: Excess  
Reasons: Extensive deterioration  
Bldgs. 505, 520, 521  
Pinnacles Natl Monument  
Paicines CA 95043  
Landholding Agency: Interior  
Property Number: 61201040002  
Status: Excess  
Reasons: Extensive deterioration  
Bldg. 416  
Naval Weapons Station  
Seal Beach CA 90740  
Landholding Agency: Navy  
Property Number: 77201040001  
Status: Unutilized  
Reasons: Extensive deterioration, Secured Area, Within 2000 ft. of flammable or explosive material  
Bldg. 130  
Naval Base  
San Diego CA  
Landholding Agency: Navy  
Property Number: 77201040002  
Status: Excess  
Reasons: Secured Area  
Bldg. 271  
Naval Base  
San Diego CA  
Landholding Agency: Navy  
Property Number: 77201040003  
Status: Excess  
Reasons: Secured Area, Within 2000 ft. of flammable or explosive material  
Hawaii  
13 Bldgs.  
Joint Base Pearl Harbor  
Waianae HI 96792  
Landholding Agency: Navy  
Property Number: 77201040004  
Status: Excess  
Directions: 285A, 368, 388, 412, 416, 418, 422, 439, 443, 451, 490, 491, 548  
Reasons: Extensive deterioration, Secured Area  
3 Bldgs.  
Joint Base Pearl Harbor  
Waianae HI 96792  
Landholding Agency: Navy  
Property Number: 77201040005  
Status: Excess  
Directions: 5461, 5462, 5467  
Reasons: Secured Area, Extensive deterioration

3 (PAR) Bldgs.  
Coast Guard Base Support Unit  
Honolulu HI  
Landholding Agency: Coast Guard  
Property Number: 88201040001  
Status: Unutilized  
Reasons: Secured Area, Extensive deterioration

Illinois  
5 Bldgs.  
Naval Station  
Great Lakes IL 60088  
Landholding Agency: Navy  
Property Number: 77201040007  
Status: Unutilized  
Directions: 323, 430, 431, 432, 837  
Reasons: Secured Area

New Mexico  
Bldg. 15-0562  
Los Alamos National Lab  
Los Alamos NM 87545  
Landholding Agency: Energy  
Property Number: 41201040002  
Status: Unutilized  
Reasons: Extensive deterioration, Secured Area

Tennessee  
37 Elkmont Bldgs.  
Great Smoky Mountains  
National Park  
Sevier TN 37886  
Landholding Agency: Interior  
Property Number: 61201040003  
Status: Unutilized  
Reasons: Extensive deterioration

#### Land

Hawaii  
Land/395 sq. ft.  
Marine Corps Base  
Bellows HI 96795  
Landholding Agency: Navy  
Property Number: 77201040006  
Status: Underutilized  
Reasons: Secured Area

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## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5441-N-01]

### Additional Waivers Granted to and Alternative Requirements for the State of Illinois' CDBG Disaster Recovery Grant Under Public Law 110-329

**AGENCY:** Office of the Secretary, HUD.

**ACTION:** Notice of additional waivers and alternative requirements.

**SUMMARY:** This notice describes additional waivers and alternative requirements applicable to the Community Development Block Grant (CDBG) disaster recovery grant provided to the State of Illinois for the purpose of assisting in the recovery related to the consequences of the State's 2008 disasters. HUD previously published

allocation and application notices applicable to this grant on February 13, 2009 (74 FR 7244), and August 14, 2009 (74 FR 41146).

**DATES:** *Effective Date:* October 27, 2010.

#### FOR FURTHER INFORMATION CONTACT:

Scott Davis, Director, Disaster Recovery and Special Issues Division, Office of Block Grant Assistance, Department of Housing and Urban Development, 451 7th Street, SW., Room 7286, Washington, DC 20410, telephone number 202-708-3587. Persons with hearing or speech impairments may access this number via TTY by calling the Federal Information Relay Service at telephone number 800-877-8339. Facsimile inquiries may be sent to Mr. Davis at facsimile number 202-401-2044. (Except for the "800" number, these telephone numbers are not toll free.)

#### SUPPLEMENTARY INFORMATION:

##### Authority To Grant Waivers

The Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009 (Pub. L. 110-329, approved September 30, 2008) (hereinafter, "Second 2008 Act") to differentiate it from the earlier 2008 Supplemental Appropriations Act, Public Law 110-252, approved June 30, 2008) appropriated \$6.5 billion, to remain available until expended, in CDBG funds for necessary expenses related to disaster relief, long-term recovery, and restoration of infrastructure, housing and economic revitalization in areas affected by hurricanes, flooding, and other natural disasters occurring during 2008 for which the President declared a major disaster under title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 *et seq.*).

The Second 2008 Act authorizes the Secretary to waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the obligation by the Secretary or use by the recipient of these funds and guarantees, except for requirements related to fair housing, nondiscrimination, labor standards, and the environment (including requirements concerning lead based paint), upon a request by a state grantee explaining why such waiver is required to facilitate the use of such funds or guarantees and a finding by the Secretary that such a waiver would not be inconsistent with the overall purpose of Title I of the Housing and Community Development Act of 1974 (HCD Act). Additionally, regulatory waiver authority is provided by 24 CFR 5.110, 91.600, and 570.5. The

following application and reporting waivers and alternative requirements are in response to a request received from the State of Illinois regarding its use of funds under the Second 2008 Act.

The Secretary finds that the following waivers and alternative requirements, as described below, are necessary to facilitate use of the funds for the statutory purposes and are not inconsistent with the overall purpose of Title I of the HCD Act or the Cranston-Gonzalez National Affordable Housing Act, as amended.

Under the requirements of the Second 2008 Act and the Department of Housing and Urban Development Reform Act of 1989 (the HUD Reform Act), regulatory waivers must be justified and published in the **Federal Register**. Except as described in this Notice, statutory and regulatory provisions governing the CDBG program for states, including those at 24 CFR part 570, shall apply to the use of these funds. In accordance with the Second 2008 Act, HUD will reconsider every waiver in this Notice on the two-year anniversary of the day this Notice is published.

##### Waiver Justification

Except as described below, the waivers, alternative requirements, and statutory changes published in notices on February 13, 2009 (74 FR 7244) and August 14, 2009 (74 FR 41146) will continue to apply to the State's CDBG disaster recovery funds appropriated under the Second 2008 Act (Pub. L. 110-329). The actions below provide additional flexibility in program design and implementation and implement statutory requirements unique to this appropriation. The provisions of this Notice do not apply to funds provided under the annual CDBG program.

*National Objective Documentation for Economic Development Activities.* For the national objective documentation for business assistance activities, Illinois has asked to apply individual salaries or wages per job and the income limits for a household of one, rather than the usual CDBG standard of total household income and the limits-by-total household size. Illinois has asserted that this proposed documentation would be simpler and quicker for participating lenders to administer, easier to verify, and would not misrepresent the amount of low- and moderate-income benefit provided. Upon consideration, HUD is granting this waiver, which has also been granted to a number of other state grantees under the Second 2008 Act. It will play a key role in streamlining the State's documentation process because it allows collection of wage data for