

<http://www.regulations.gov> at any time or to the Docket Management Facility in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Ralen Gao, Office of Rulemaking, ARM-209, Federal Aviation Administration, 800 Independence Avenue, SW., Room 810, Washington, DC 20591, fax 202-267-5075, telephone 202-267-3168.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC, on October 22, 2009.

**Pamela Hamilton-Powell,**  
*Director, Office of Rulemaking.*

#### Petition for Exemption

*Docket No.:* FAA-20049-0244.

*Petitioner:* NetJets Aviation, Inc.

*Section of 14 CFR Affected:* 14 CFR 21.197(c)(2) & (3).

*Description of Relief Sought:* NetJets seeks an exemption from the requirements of § 21.197(c)(2) in order to be eligible for a special flight permit with continuing authorization for its aircraft, which are maintained as described in § 135.411(a)(1), so it could ferry aircraft that may not meet applicable airworthiness requirements but are capable of safe flight for the purpose of flying aircraft to a base where maintenance or alterations are to be performed.

[FR Doc. E9-25881 Filed 10-27-09; 8:45 am]

BILLING CODE 4910-13-P

#### DEPARTMENT OF TRANSPORTATION

##### Federal Aviation Administration

[Summary Notice No. PE-2009-46]

##### Petition for Exemption; Summary of Petition Received

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of petition for exemption received.

**SUMMARY:** This notice contains a summary of a petition seeking relief from specified requirements of 14 CFR. The purpose of this notice is to improve the public's awareness of, and participation in, this aspect of FAA's regulatory activities. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

**DATES:** Comments on this petition must identify the petition docket number

involved and must be received on or before November 17, 2009.

**ADDRESSES:** You may send comments identified by Docket Number FAA-2009-0894 using any of the following methods:

- *Government-wide rulemaking Web site:* Go to <http://www.regulations.gov> and follow the instructions for sending your comments electronically.
- *Mail:* Send comments to the Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12-140, Washington, DC 20590.

- *Fax:* Fax comments to the Docket Management Facility at 202-493-2251.

- *Hand Delivery:* Bring comments to the Docket Management Facility in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

*Privacy:* We will post all comments we receive, without change, to <http://www.regulations.gov>, including any personal information you provide. Using the search function of our docket Web site, anyone can find and read the comments received into any of our dockets, including the name of the individual sending the comment (or signing the comment for an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477-78).

*Docket:* To read background documents or comments received, go to <http://www.regulations.gov> at any time or to the Docket Management Facility in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

##### FOR FURTHER INFORMATION CONTACT:

Anna Bruse, 202-267-9655, or Tyneka L. Thomas, 202-267-7626, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC, on October 22, 2009.

**Pamela Hamilton-Powell,**  
*Director, Office of Rulemaking.*

##### Petition For Exemption

*Docket No.:* FAA-2009-0894.

*Petitioner:* Centurion Air Cargo, Inc.

*Section of 14 CFR Affected:* § 121.503(a).

*Description of Relief Sought:* Centurion Air Cargo seeks an exemption

from 14 CFR 121.503(a) to reduce the prescribed flight time limitations for two-pilot crews in Supplemental operations. Specifically, Centurion Air Cargo seeks to allow their MD-11 flight crews to conduct flight operations in excess of eight (8) hours within a twenty-four hour period specific to a single route operating between Miami, FL (KMIA) and Buenos Aires, Argentina's Ezeiza Airport (SAEZ). Their petition provides for a proposed flight time between the city pairs not to exceed eight hours and fifteen minutes (8 hrs and 15 minutes). Centurion Air Cargo proposes certain fatigue mitigations initiatives as a means to establish and maintain an equivalent level of safety.

[FR Doc. E9-25880 Filed 10-27-09; 8:45 am]

BILLING CODE 4910-13-P

#### DEPARTMENT OF THE TREASURY

##### Submission for OMB Review; Comment Request

October 22, 2009.

The Department of the Treasury will submit the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13 on or after the date of publication of this notice. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, Room 11020, 1750 Pennsylvania Avenue, NW., Washington, DC 20220.

*Dates:* Written comments should be received on or before November 27, 2009 to be assured of consideration.

##### Office of Financial Stability (OFS)

*OMB Number:* 1505-0218.

*Type of Review:* Extension.

*Title:* Application for Grants to States for Low-Income Housing Projects in lieu of Tax Credits.

*Description:* Authorized under the American Recovery and Reinvestment Act (ARRA), hereafter Recovery Act of 2009 (Pub. L. 111-5), the Department of the Treasury is implementing several provisions of the Act, more specifically Division B—Tax, Unemployment, Health, State Fiscal Relief, and Other Provisions. Among these components is a program which requires Treasury to make payments, in lieu of a tax credit, to state housing credit agencies. State housing credit agencies use the funds to

make subawards to finance the construction or acquisition and rehabilitation of qualified low-income buildings. The collection of information is necessary to properly identify recipients and determine the appropriate amount of funding. The information will be used to (1) Identify eligible recipients; (2) determine the appropriate amount of funding; (3) ensure compliance with applicable laws; and (4) report on the effectiveness of the program.

*Respondents:* Individuals or Households.

*Estimated Total Reporting Burden:* 14 hours.

*Clearance Officer:* Ellen Neubauer, 202-622-5338, 1500 Pennsylvania Avenue, Room 2064D, Washington, DC 20220.

*OMB Reviewer:* OIRA Desk Officer, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503, [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov).

**Robert Dahl,**

*Treasury PRA Clearance Officer.*

[FR Doc. E9-25896 Filed 10-27-09; 8:45 am]

**BILLING CODE 4810-25-P**

## DEPARTMENT OF THE TREASURY

### Departmental Offices; Privacy Act of 1974, as Amended

**AGENCY:** Departmental Offices, Treasury.

**ACTION:** Final Notice of Proposed New Privacy Act System of Records for the Home Affordable Modification Program.

**SUMMARY:** The U.S. Department of the Treasury proposed in August 2009 to establish a new System of Records under the Privacy Act known as “Home Affordable Modification Program—Treasury/DO.” This system of records would be established primarily to administer the Home Affordable Modification Program and related homeownership preservation programs (“HAMP”). This notice is to inform the public that one submitter has provided comments in response to the proposed Privacy Act notice published on August 3, 2009, at 74 FR 38484, and that minor changes have been made to the proposed notice in light of these comments.

**DATES:** Confirmation of effective date: September 14, 2009.

**FOR FURTHER INFORMATION CONTACT:**

Theodore R. Kowalsky, Manager, Data & Information Technology, Office of Fiscal & Financial Agents, Department of the Treasury, 1500 Pennsylvania Avenue,

NW., Washington, DC 20220, 202-927-9445 or at [Ted.Kowalsky@do.treas.gov](mailto:Ted.Kowalsky@do.treas.gov).

**SUPPLEMENTARY INFORMATION:** The Department established HAMP, pursuant to the Emergency Economic Stabilization Act of 2008 (Pub. L. 110-343) (the “EESA”), to enable eligible homeowners who have a record of making timely mortgage payments, but are experiencing hardships in doing so, to modify the principal amounts and interest rates of their mortgage loans. This new System of Records will provide Treasury and its Financial Agents with access to certain information about mortgage borrowers and their respective home mortgage loans that is necessary to administer the HAMP.

Comments were received from one submitter in response to the proposed Privacy Act notice. Minor changes have been made to the proposed Privacy Act Notice in light of these comments. The Department does not believe that these modifications impact the original effective date for this notice (September 14, 2009), or the active implementation of this System of Records. Accordingly, we are publishing this Final Notice of a Privacy Act System of Records. This Final Notice also includes several new HAMP production and backup system locations which are managed by or on behalf of the Federal National Mortgage Association (“Fannie Mae”) and the Federal Home Loan Mortgage Corporation (“Freddie Mac”), both of which have been designated as Financial Agents of the Department.

The Department received comments from one submitter concerning thirteen of the fifteen routine uses set forth in the proposed system of records, the “Home Affordable Modification Program Records—Treasury/DO.” These comments generally expressed concern that the routine uses for the proposed System of Records were too broadly defined and would unduly invade the privacy of HAMP applicants. The submitter also suggested that the Department should seek express written consent from loan modification applicants before making any use of personally identifiable information (“PII”) in execution of the HAMP. No comments were received regarding routine uses (1), (8), (12) or (15).

In addressing these comments, it is important to note first that the HAMP is a Department program aimed at incentivizing mortgage servicers to modify borrower loans, thereby reducing the financial burden on millions of homeowners across the United States. The majority of the routine use clauses in this System of

Records Notice are aimed at disclosing borrower information in an effort to effectively manage and appropriately monitor the performance of loan servicers in meeting their obligations under the HAMP program. Notably, in order to participate in the HAMP, all borrowers must agree to a mandatory consent provision which expressly authorizes the disclosure of information to Fannie Mae, Freddie Mac, the Department, and entities related to the HAMP program.

After careful consideration of the comments received, the Department concludes that routine uses (2), (4), (6), (7), (9), (11), and (14) will remain unchanged. The Department believes that these routine uses are consistent with the statutory authority of the Department of the Treasury to carry out the HAMP consistent with its mandate under the EESA. Additionally, routine use (4) is required by the Office of Management and Budget (“OMB”) for all agency systems of records, as set forth in OMB’s supplementary guidance issued on November 21, 1975.

With regard to routine use (14), the Department believes that this routine use is consistent with the policies and requirements established by OMB in OMB Memorandum M-07-16, “Safeguarding Against and Responding to the Breach of Personally Identifiable Information [PII],” dated May 22, 2007. This OMB memorandum directs each federal agency to develop and publish a routine use in order to be able to disclose information regarding a breach to individuals affected by it, as well as to persons and entities that are in a position to assist the agency in preventing or minimizing any harm from a breach. The language of routine use (14) is identical to the language set forth in OMB’s memorandum. In addition to publishing the routine use, agencies are also required to implement the processes outlined in M-07-16 by establishing an agency response team consisting of senior officials. We also note that OMB Memorandum M-06-19, “Reporting Incidents Involving Personally Identifiable Information and Incorporating the Cost for Security in Agency Information Technology Investments,” instructs agencies to report incidents involving PII to the U.S. Computer Emergency Readiness Team within one hour of discovering the incident and advises agencies not to distinguish between actual and suspected incidents. The Department needs to be able to share information about a breach with appropriate persons and entities in order to mitigate the harmful effects of the unauthorized disclosure of confidential or private