

**Proposed Action**

The Secretary proposes to continue to use certain priorities for discretionary grant competitions in FY 2009, as appropriate. The Secretary intends that these priorities, which were originally established for use in FY 2007 and FY 2008, will allow the Department to continue to focus limited Federal resources on areas of greatest educational need in FY 2009. The Secretary recognizes that some of the priorities will not be appropriate for particular programs.

The priorities the Secretary proposes to make available for use by the Department in discretionary grant competitions in FY 2009 are as follows:

**Priority 1—Mathematics.** Projects that support activities to enable students to achieve proficiency or advanced proficiency in mathematics.

**Priority 2—Science.** Projects that support activities to enable students to achieve proficiency or advanced proficiency in science.

**Priority 3—Critical-Need Languages.** Projects that support activities to enable students to achieve proficiency or advanced proficiency in one or more of the following less commonly taught languages: Arabic, Chinese, Korean, Japanese, Russian, and languages in the Indic, Iranian, and Turkic language families.

**Priority 4—Secondary Schools.** Projects that support activities and interventions aimed at improving the academic achievement of secondary school students who are at greatest risk of not meeting challenging State academic standards and not completing high school.

**Priority 5—Professional Development for Secondary School Teachers.** Projects that support high-quality professional development for secondary school teachers to help these teachers improve student academic achievement.

**Priority 6—School Districts in Need of Improvement, Corrective Action, or Restructuring.** Projects that help school districts implement academic and structural interventions in schools that have been identified for improvement, corrective action, or restructuring under the Elementary and Secondary Education Act of 1965, as amended by the No Child Left Behind Act of 2001.

**Priority 7—Student Achievement Data.** Projects that collect pre- and post-intervention test data to assess the effect of the projects on the academic achievement of student participants relative to appropriate comparison or control groups.

**Priority 8—State Data Systems.** Projects that help educators use

information from State data systems to improve student achievement or other appropriate outcomes.

**Executive Order 12866**

This notice has been reviewed in accordance with Executive Order 12866. Under the terms of the order, we have assessed the potential costs and benefits of this regulatory action.

The potential costs associated with this notice are those resulting from statutory requirements and those we have determined as necessary for administering the Department's discretionary grant programs effectively and efficiently.

In assessing the potential costs and benefits—both quantitative and qualitative—of this notice we have determined that the benefits of the proposed action justify the costs.

We have also determined that this regulatory action does not unduly interfere with State, local, and tribal governments in the exercise of their governmental functions.

**Executive Order 12372**

Some of the programs affected by this notice are subject to Executive Order 12372 and the regulations in 34 CFR part 79. One of the objectives of the Executive order is to foster an intergovernmental partnership and a strengthened federalism. The Executive order relies on processes developed by State and local governments for coordination and review of proposed Federal financial assistance.

This document provides early notification of our specific plans and actions for these programs.

**Electronic Access to This Document**

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To use PDF you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government Printing Office (GPO), toll free, at 1-888-293-6498; or in the Washington, DC, area at (202) 512-1530.

**Note:** The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.gpoaccess.gov/nara/index.html>.

(Catalog of Federal Domestic Assistance Number does not apply.)

**Program Authority:** 20 U.S.C. 1221e-3; 20 U.S.C. 6301 *et seq.*

Dated: August 22, 2008.

**Margaret Spellings,**  
*Secretary of Education.*

[FR Doc. E8-19893 Filed 8-26-08; 8:45 am]

BILLING CODE 4000-01-P

**DEPARTMENT OF ENERGY**

**Ultra-Deepwater and Unconventional Natural Gas and Other Petroleum Resources Research and Development Program 2008 Annual Plan**

**AGENCY:** Office of Fossil Energy, Department of Energy (DOE).

**ACTION:** Notice of Report Availability.

**SUMMARY:** The Office of Fossil Energy announces the availability of the *2008 Annual Plan* for the Ultra-Deepwater and Unconventional Natural Gas and Other Petroleum Resources Research and Development Program on the DOE Web site at <http://management.energy.gov/FOIA/1480.htm> or in print form (see "CONTACT" below). The *2008 Annual Plan* is in compliance with the *Energy Policy Act of 2005, Subtitle J, Section 999B(e)(3)* which requires the publication of this plan and all written comments in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Elena Melchert, U.S. Department of Energy, Office of Oil and Natural Gas, Mail Stop FE-30, 1000 Independence Avenue, SW., Washington, DC 20585 or phone: 202-586-5600 or e-mail to [UltraDeepwater@hq.doe.gov](mailto:UltraDeepwater@hq.doe.gov).

**SUPPLEMENTARY INFORMATION:**

**Executive Summary [excerpted from the 2008 Annual Plan p.3]**

This document is the *2008 Annual Plan* for the Ultra-Deepwater and Unconventional Natural Gas and Other Petroleum Resources Research and Development Program (Program), established pursuant to Subtitle J, Sections 999A through 999H, of the Energy Policy Act of 2005 (EPAct).

The Department of Energy (DOE) contracted with a consortium (Consortium) to administer three program elements, as identified in EPAct, pursuant to an annual plan. The three program elements administered by the Consortium include: ultra-deepwater architecture and technology, unconventional natural gas and other petroleum resources exploration and production technology, and technology challenges of small producers.

A fourth program element identified in EPAct for complementary research is

being performed by the National Energy Technology Laboratory (NETL). NETL is also tasked with primary review and oversight of the Consortium.

In 2006, NETL awarded a contract to the Research Partnership to Secure Energy for America (RPSEA) to function as the Consortium. NETL worked closely with RPSEA in the development of its first Draft Annual Plan (DAP), which framed the Consortium's goals for the first two years of the program. RPSEA gathered extensive input through industry workshops, road mapping sessions, and expert opinion to develop its first DAP, and identified priority areas for the investment of \$32 million per year on Consortium awarded research and development (R&D).

Pursuant to Section 999B(e)(2)(A) of EPCA, the Consortium provided its recommendations for the 2008 Annual Plan in the form of a "draft annual plan". These recommendations were the basis for the Draft *2008 Annual Plan* which was presented to the Ultra-Deepwater Advisory Committee (UDAC) and the Unconventional Resources Technology Advisory Committee (URTAC) for review and comments. These comments were considered in the final development of the *2008 Annual Plan*.

In order to accommodate a Section 999B(e)(3) requirement to publish all written comments, the Advisory Committee reports are appended to the *2008 Annual Plan*. No other written comments were received.

The first solicitations under the Consortium Program were released in mid-October 2007, with proposals received in early December 2007 for a Small Producer Program and an Unconventional Natural Gas and Other Petroleum Resource Program. Additional solicitations were released in November 2007, December 2007, and February 2008.

In the *2008 Annual Plan*, the Ultra-Deepwater Program Element is divided into theme areas based on four generic field types that represent the most challenging field development scenarios facing deepwater operators. In 2008, the Consortium will solicit R&D projects that seek to develop technologies that will facilitate development of these field types. Additionally, there are eight crosscutting challenges that represent the areas where new technologies are needed to advance the pace of ultra-deepwater development for all fields. The Consortium will also solicit projects that seek to advance technologies in each of these areas as components of an integrated system. Seventeen projects were selected for award from thirteen

UDW RFPs. The selected projects are listed in Table 2.5.

The Unconventional Natural Gas and Other Petroleum Resource Program Element is divided into three theme areas that target gas shales, water management for both coalbed methane and gas shales, and tight sands. As in the *2007 Annual Plan*, the *2008 Annual Plan* focuses on unconventional natural gas rather than "other petroleum resources" (e.g., shale oil, oil sands, deep gas). This focus on natural gas resources is consistent with a recommendation of the Unconventional Resources Technology Advisory Committee. Unconventional oil resources may become an additional focus of Consortium R&D in the future; however, they are currently being addressed within NETL's R&D portfolio. To date, nineteen projects have been selected for award under the Unconventional Resources Program. The selected projects are listed in Table 2.9.

The Small Producers Program Element targets advancing technologies for mature fields, which primarily covers the technology challenges of managing water production, improving recovery, and reducing costs. Mature fields are the domain of small producers, and they face challenges in these three areas on a daily basis. To date, seven projects have been selected for award under the Small Producers Program. The selected projects mentioned above are listed in Table 2.11.

For each of the program elements, a number of "themes" have been developed to help guide the Consortium through the solicitation process. These themes and the prioritization process are described in greater detail in Sections 2.1, 2.2, and 2.3 of the *2008 Annual Plan*.

The solicitation process that is being followed to generate the portfolio of R&D projects to address these themes is described in Section 2.4.

Frequent communication between NETL and RPSEA ensures that research being conducted at the NETL remains complementary and supportive of the Consortium-administered program elements, and that duplication of effort is avoided. The technical committee established pursuant to EPCA 2005 Section 999H(d)(4) to further ensure that the R&D efforts remain complementary, conducted its first assessment on June 11, 2008 and determined that the complementary R&D program being carried out by NETL was not duplicative of the consortium-based program and is in fact complementary in nature.

The *2008 Annual Plan* focuses primarily upon the release of solicitations and the establishment of R&D projects. The R&D projects selected to date are expected to be awarded beginning in May 2008, with all awards anticipated completed by September 2008. Technology transfer is also a key focus for 2008 as it is an important aspect of successful R&D and will be carried out in a manner such that R&D results are disseminated to the widest possible audience.

Technology transfer for this program is a continually evolving function. Section 999C(d) of EPCA 2005 requires that 2.5% of the amount of each award is to be designated for technology transfer. The funds will target technology transfer at both the project and the program level. Expenditures of these funds will initially be proposed by the awardees.

RPSEA and the awardees will then coordinate to develop an appropriate approach which fulfills both the project and program technology transfer requirements. In the broader context, NETL and RPSEA are continuing to coordinate in the development of a technology transfer plan that provides a systematic approach for development of an integrated technology transfer program with the understanding that this will be a continually evolving function.

Section 999 H (a) of EPCA provides that the Ultra-Deepwater and Unconventional Natural Gas and Other Petroleum Research Fund will be funded at \$50-million-per-year, with funds generated from Federal lease royalties, rents, and bonuses paid by oil and gas companies. The Consortium receives 75 percent of those funds. After allocations for program management by NETL and R&D administration by RPSEA, the amounts to be invested in Consortium R&D total \$32.06 million per year.

Under the Stage/Gate approach, described below in Section 2.5, all projects will be fully funded to the completion of the appropriate decision point identified in each contract, which may include multiple stages. If a decision is made to move to the next stage or decision point or to gather additional data, additional funding will be provided from available funds.

The NETL Strategic Center for Natural Gas and Oil is responsible for primary review and oversight of the Consortium. Complementary R&D is being carried out by NETL's Office of Research and Development. Planning and analysis related to the program, including benefits assessment and technology impacts analysis, is being carried out by

NETL's Office of Systems, Analysis, and Planning.

Section 999F of EPLA contains a general sunset provision for Subtitle J of September 30, 2014.

Dated: August 7, 2008.

**Guido DeHoratiis,**

*Acting Deputy Assistant Secretary, Office of Oil and Natural Gas, Office of Fossil Energy.*

[FR Doc. E8-19846 Filed 8-26-08; 8:45 am]

BILLING CODE 6450-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13247-000]

#### Natural Currents Energy Services, LLC; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions to Intervene, and Competing Applications

August 20, 2008.

On June 27, 2008 and supplemented on August 12, 2008, Natural Currents Energy Services, LLC filed an application, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the Kingsbridge Marina Tidal Energy Project, located on the Manasquan River in Ocean County, New Jersey. The project uses no dam or impoundment.

The proposed project would consist of: (1) 2 Tidal In-Stream Energy Conversion (TISEC) generating units, with a total installed capacity of 40-kilowatts, (2) an underwater cable approximately 100 foot in length, and (3) appurtenant facilities. The project is estimated to have an annual generation of 300-megawatt-hours, which would be sold to the Kingsbridge Financial Group, Inc.

*Applicant Contact:* Mr. Roger Bason, Natural Currents Energy Services, LLC, 24 Roxanne Boulevard, Highland, New York 12561, (845) 691-4009.

*FERC Contact:* Kelly Houff (202) 502-6393.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D.

Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13247) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E8-19810 Filed 8-26-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13246-000]

#### Natural Currents Energy Services, LLC; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

August 20, 2008.

On June 23, 2008 and supplemented on August 12, 2008, Natural Currents Energy Services, LLC filed an application, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the Wiscasset Tidal Energy Project, located on the Sheepscot River in Lincoln County, Maine. The project uses no dam or impoundment.

The proposed project would consist of: (1) 6 Tidal In-Stream Energy Conversion (TISEC) generating units, with a total installed capacity of 10-megawatts, (2) an underwater cable approximately 0.5 to 1 km in length, and (3) appurtenant facilities. The project is estimated to have an annual generation of 4.38-gigawatt-hours, which would be sold to a local utility.

*Applicant Contact:* Mr. Roger Bason, Natural Currents Energy Services, LLC, 24 Roxanne Boulevard, Highland, New York 12561, (845) 691-4009.

*FERC Contact:* Kelly Houff (202) 502-6393.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically

via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13246) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E8-19813 Filed 8-26-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings # 1

August 19, 2008.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER01-989-006.

*Applicants:* Green Mountain Power Corporation.

*Description:* Green Mountain Power Corporation submits Change-in-Status Report resulting from the merger of Gas de France, which holds an indirect 12.78% interest in GMP, and SUEZ SA to form GDF SUEZ.

*Filed Date:* 08/12/2008.

*Accession Number:* 20080813-0298.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, September 2, 2008.

*Docket Numbers:* ER02-553-010.

*Applicants:* Rolling Hills Generating L.L.C.

*Description:* Updated Market Power Analysis re Rolling Hills Generating, LLC.

*Filed Date:* 08/18/2008.

*Accession Number:* 20080818-5139.

*Comment Date:* 5 p.m. Eastern Time on Monday, September 8, 2008.

*Docket Numbers:* ER02-1947-009.

*Applicants:* Occidental Power Services, Inc.

*Description:* Occidental Power Marketing, LP *et. al.* submits an updated