

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

Pursuant to exemption 5 U.S.C. 552a(j)(2) of the Privacy Act, portions of this system are exempt from 5 U.S.C. 552a(c)(3) and (4); (d); (e)(1), (e)(2), (e)(3), (e)(4)(G), and (e)(4)(H), (e)(5) and (e)(8); (f); and (g). Pursuant to 5 U.S.C. 552a(k)(1) and (k)(2), this system is exempt from the following provisions of the Privacy Act, subject to the limitations set forth in those subsections: 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4)(G), (e)(4)(H), and (f). In addition, to the extent a record contains information from other exempt systems of records, DHS will rely on the exemptions claimed for those systems.

Dated: September 23, 2009.

**Mary Ellen Callahan,**

*Chief Privacy Officer, Department of Homeland Security.*

[FR Doc. E9-23522 Filed 9-29-09; 8:45 am]

**BILLING CODE 9111-28-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

[Docket ID: FEMA-2009-0001]

**Agency Information Collection Activities: Proposed Collection; Comment Request**

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

**ACTION:** Notice; 60-day notice and request for comments; new information collection; OMB No. 1660-NEW; FEMA Form 089-8, IBSGP Investment Justification Template.

**SUMMARY:** The Federal Emergency Management Agency, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on a proposed new information collection. In accordance

with the Paperwork Reduction Act of 1995, this Notice seeks comments concerning the Intercity Bus Security Grant Program (IBSGP).

**DATES:** Comments must be submitted on or before November 30, 2009.

**ADDRESSES:** To avoid duplicate submissions to the docket, please use only one of the following means to submit comments:

(1) *Online.* Submit comments at <http://www.regulations.gov> under docket ID FEMA-2009-0001. Follow the instructions for submitting comments.

(2) *Mail.* Submit written comments to Office of Chief Counsel, Regulation and Policy Team, DHS/FEMA, 500 C Street, SW., Room 835, Wash, DC 20472-3100.

(3) *Facsimile.* Submit comments to (703) 483-2999.

(4) *E-mail.* Submit comments to [FEMA-POLICY@dhs.gov](mailto:FEMA-POLICY@dhs.gov). Include docket ID FEMA-2009-0001 in the subject line.

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 that is available on the Privacy and Use Notice link on the Administration Navigation Bar of [www.regulations.gov](http://www.regulations.gov).

**FOR FURTHER INFORMATION CONTACT:** Contact Alexander Mrazik, Program Analyst, Grant Programs Directorate, 202-786-9732 for additional information. You may contact the Records Management Branch for copies of the proposed collection of information at facsimile number (202) 646-3347 or e-mail address: [FEMA-Information-Collections@dhs.gov](mailto:FEMA-Information-Collections@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Intercity Bus Security Grant Program (IBSGP) is a DHS grant program that

focuses on infrastructure protection activities. IBSGP is one tool among a comprehensive set of measures authorized by Congress and implemented by the Administration to help strengthen the nation's critical infrastructure against risks associated with potential terrorist attacks. Section 1532, Title XV of the *Implementing Recommendations of the 9/11 Commission Act of 2007* (6 U.S.C. 1182), mandates the Secretary to establish a grant program for eligible private operators providing transportation by an over-the-road bus for security improvements and that the Secretary shall determine the requirements for grant recipients, including application requirements.

**Collection of Information**

*Title:* FEMA FY 2009 Preparedness Grants: Intercity Bus Security Grant Program (IBSGP).

*Type of Information Collection:* New information collection.

*OMB Number:* 1660-NEW.

*Form Titles and Numbers:* FEMA Form 089-8, IBSGP Investment Justification Template.

*Abstract:* The IBSGP Investment Justification Template is submitted with the application which provides narrative details on proposed investments. These Investment Justifications must demonstrate how proposed projects address gaps and deficiencies in current programs and capabilities and the ability to provide enhancements consistent with the purpose of the program and guidance provided by FEMA. The data from the IBSGP Investment Justification Template is collected to assist decision-making at all levels, although it is primarily used by individual application reviewers.

*Affected Public:* Business or other for-profit.

*Estimated Total Annual Burden Hours:* 280 hours.

TABLE A.12—ESTIMATED ANNUALIZED BURDEN HOURS AND COSTS

Type of respondent	Form name/form number	Number of respondents	Number of responses per respondent	Total number of responses	Avg. burden per response (in hours)	Total annual burden (in hours)	Avg. hourly wage rate*	Total annual respondent cost
Business or other for-profit.	IBSGP Investment Justification Template, FEMA Form 089-8.	56	1	56	5	280	\$25.97	\$7,271.60
Total .....	.....	56	.....	.....	.....	280	.....	\$7,271.60

*Estimated Cost:* There is no annual reporting recordkeeping cost associated with this collection.

#### Comments

Comments may be submitted as indicated in the **ADDRESSES** caption above. Comments are solicited to (a) Evaluate whether the proposed data collection is necessary for the proper performance of the agency, including whether the information shall have practical utility; (b) evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) enhance the quality, utility, and clarity of the information to be collected; and (d) minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

**Larry Gray,**

*Director, Records Management Division,  
Office of Management, Federal Emergency  
Management Agency, Department of  
Homeland Security.*

[FR Doc. E9-23520 Filed 9-29-09; 8:45 am]

**BILLING CODE 9111-78-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Cherokee Nation Limited Mixed Beverage Sales Act

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

**ACTION:** Notice.

**SUMMARY:** This notice publishes the legislation passed by the Cherokee Nation amending Cherokee Nation Legislative Act # 09-04 that regulates and controls the possession, sale, and consumption of liquor within the tribal lands. The tribal lands are located in Indian country and this enactment allows for possession and sale of alcoholic beverages within their boundaries. This law will increase the ability of the tribal government to control the community's liquor distribution and possession, and at the same time will provide an important source of revenue for the continued operation and strengthening of the tribal government and the delivery of tribal services.

**DATES:** *Effective Date:* This Ordinance is effective on October 30, 2009.

#### FOR FURTHER INFORMATION CONTACT:

Charles Head, Tribal Government Services Officer, Eastern Oklahoma Regional Office, PO Box 8002, Muskogee, OK 74402-8002, Telephone: (918) 781-4685, Fax (918) 781-4649; or Elizabeth Colliflower, Office of Indian Services, 1849 C Street, NW., Mail Stop 4513-MIB, Washington, DC 20240, Telephone: (202) 513-7640.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Act of August 15, 1953, Public Law 83-277, 67 Stat. 586, 18 U.S.C. 1161, as interpreted by the Supreme Court in *Rice v. Rehner*, 463 U.S. 713 (1983), the Secretary of the Interior shall certify and publish in the **Federal Register** notice of adopted liquor ordinances for the purpose of regulating liquor transactions in Indian country. The governing body of the Cherokee Nation passed the Limited Mixed Beverage Sales Act on July 14, 2008. This enactment amends the Cherokee Nation's alcohol control laws last published in the **Federal Register** June 28, 2004. The purpose of this amendment is to authorize the Cherokee Nation's limited liability company or other person to apply for a license to establish liquor retail sales at various locations within tribal lands of the Tribe.

This notice is published in accordance with the authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs. I certify that this Limited Mixed Beverage Sales Act—Legislative Act #41-03 was enacted by the legislative body of the Cherokee Nation on July 14, 2008.

Dated: September 21, 2009.

**Larry Echo Hawk,**

*Assistant Secretary—Indian Affairs.*

The Limited Mixed Beverage Sales Act of the Cherokee Nation reads as follows:

#### Legislative Act 13-08

#### A Legislative Act Amending the Cherokee Nation Limited Mixed Beverage Sales Act—Legislative Act #41-03, as Amended by Legislative Act #09-04

#### Be It Enacted by the Cherokee Nation:

##### Title and Codification:

This Act shall be known as the 2008 Technical Amendment to The Cherokee Nation Limited Mixed Beverage Sales Act and codified as \_\_\_\_ (Title) \_\_\_\_ (Section) \_\_\_\_ of the Cherokee Nation Code Annotated. The Cherokee Nation Limited Mixed Beverage Sales Act is hereby amended to read as follows:

#### Section 1. Title and Codification

This Act shall be known as The Cherokee Nation Limited Mixed Beverage Sales Act and codified as \_\_\_\_ (Title) \_\_\_\_ (Section) \_\_\_\_ of the Cherokee Nation Code Annotated.

#### Section 2. Authority

This legislation is enacted by the authority of the Cherokee Nation Tribal Council under Article V, Section 7 of the Constitution of the Cherokee Nation and the Federal Act of August 15, 1953, 67 Stat. 586, codified at 18 U.S.C. Section 1161.

#### Section 3. Purpose

This Act authorizes the Board of Directors of Cherokee Nation Enterprises, LLC ("CNE"), a limited liability company wholly owned by the Cherokee Nation, or other person approved by CNE, to apply for a license from the Tax Commission to establish retail liquor sales at designated locations within hotel, restaurant, entertainment and/or gaming operations located on trust land. The purpose of this Act is to regulate and control the possession and sale of liquor on trust land. This enactment will increase the ability of the Cherokee Nation to control the sale, distribution and possession of liquor at limited and designated areas on tribal trust land.

#### Section 4. Application of 18 U.S.C. Section 1161

Federal law requires that any Indian tribal authorization for the sale of liquor or other alcoholic beverages must be in conformity with the laws of the State and approved by an ordinance duly adopted by the tribe having jurisdiction over such area of Indian country. All acts and transactions under this law of the Cherokee Nation shall be in conformity with federal law and with the laws of the State of Oklahoma as applicable.

#### Section 5. Effective Date

This Act shall be effective on the date of certification by the Secretary of the Interior or designee, or the date of its publication in the **Federal Register**, whichever is later.

#### Section 6. Definitions

As used in this Act, the following words shall have the following meanings unless the context clearly requires otherwise:

(a) "Alcohol" means the substance known as ethyl alcohol, hydrated oxide of ethyl, ethanol, or spirits of wine, from whatever source or by whatever process produced.