

Certain provisions of Commission rule 36.3 impose new regulatory and reporting requirements on ECMs, resulting in information collection requirements within the meaning of the PRA. OMB previously has approved and assigned OMB control number 3038-0060 to this collection of information.

#### b. Cost-Benefit Analysis

Section 15(a) of the CEA<sup>46</sup> requires the Commission to consider the costs and benefits of its actions before issuing an order under the Act. By its terms, section 15(a) does not require the Commission to quantify the costs and benefits of an order or to determine whether the benefits of the order outweigh its costs; rather, it requires that the Commission “consider” the costs and benefits of its actions. Section 15(a) further specifies that the costs and benefits shall be evaluated in light of five broad areas of market and public concern: (1) Protection of market participants and the public; (2) efficiency, competitiveness and financial integrity of futures markets; (3) price discovery; (4) sound risk management practices; and (5) other public interest considerations. The Commission may in its discretion give greater weight to any one of the five enumerated areas and could in its discretion determine that, notwithstanding its costs, a particular order is necessary or appropriate to protect the public interest or to effectuate any of the provisions or accomplish any of the purposes of the Act. The Commission has considered the costs and benefits in light of the specific provisions of section 15(a) of the Act and has concluded that the Order, required by Congress to strengthen Federal oversight of exempt commercial markets and to prevent market manipulation, is necessary and appropriate to accomplish the purposes of section 2(h)(7) of the Act.

When a futures contract begins to serve a significant price discovery function, that contract, and the ECM on which it is traded, warrants increased oversight to deter and prevent price manipulation or other disruptions to market integrity, both on the ECM itself and in any related futures contracts trading on DCMs. An Order finding that a particular contract is a SPDC triggers this increased oversight and imposes obligations on the ECM calculated to accomplish this goal. The increased oversight engendered by the issue of a SPDC Order increases transparency and helps to ensure fair competition among ECMs and DCMs trading similar

products and competing for the same business. Moreover, the ECM on which the SPDC is traded must assume, with respect to that contract, all the responsibilities and obligations of a registered entity under the CEA and Commission regulations. Additionally, the ECM must comply with nine core principles established by section 2(h)(7) of the Act—including the obligation to establish position limits and/or accountability standards for the SPDC. Section 4(i) of the CEA authorizes the Commission to require reports for SPDCs listed on ECMs. These increased responsibilities, along with the CFTC’s increased regulatory authority, subject the ECM’s risk management practices to the Commission’s supervision and oversight and generally enhance the financial integrity of the markets.

#### c. Regulatory Flexibility Act

The Regulatory Flexibility Act (“RFA”)<sup>47</sup> requires that agencies consider the impact of their rules on small businesses. The requirements of CEA section 2(h)(7) and the Part 36 rules affect ECMs. The Commission previously has determined that ECMs are not small entities for purposes of the RFA.<sup>48</sup> Accordingly, the Chairman, on behalf of the Commission, hereby certifies pursuant to 5 U.S.C. 605(b) that this Order, taken in connection with section 2(h)(7) of the Act and the Part 36 rules, will not have a significant impact on a substantial number of small entities.

### VI. Order

#### a. Order Relating to the ICE Waha Financial Basis Contract

After considering the complete record in this matter, including the comment letters received in response to its request for comments, the Commission has determined to issue the following Order:

The Commission, pursuant to its authority under section 2(h)(7) of the Act, hereby determines that the Waha Financial Basis contract, traded on the IntercontinentalExchange, Inc., satisfies the statutory material liquidity and material price reference criteria for significant price discovery contracts. Consistent with this determination, and effective immediately, the IntercontinentalExchange, Inc., must comply with, with respect to the Waha Financial Basis contract, the nine core principles established by new section 2(h)(7)(C). Additionally, the IntercontinentalExchange, Inc., shall be

and is considered a registered entity<sup>49</sup> with respect to the Waha Financial Basis contract and is subject to all the provisions of the Commodity Exchange Act applicable to registered entities. Further, the obligations, requirements and timetables prescribed in Commission rule 36.3(c)(4) governing core principle compliance by the IntercontinentalExchange, Inc., commence with the issuance of this Order.<sup>50</sup>

Issued in Washington, DC, on April 28, 2010, by the Commission.

**David A. Stawick,**

*Secretary of the Commission.*

[FR Doc. 2010-10324 Filed 5-4-10; 8:45 am]

**BILLING CODE P**

## CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

### Sunshine Act Notice

The Board of Directors of the Corporation for National and Community Service gives notice of the following meeting:

**DATE AND TIME:** Wednesday, May 12, 2010, 10:30 a.m.–12 p.m.

**PLACE:** Corporation for National and Community Service, 1201 New York Avenue, NW., Suite 8312, Washington, DC 20525 (Please go to 10th floor reception area for escort).

**CALL-IN INFORMATION:** This meeting is available to the public through the following toll-free call-in number: 888-790-3168 conference call access code number 4567906. Any interested member of the public may call this number and listen to the meeting. Callers can expect to incur charges for calls they initiate over wireless lines, and the Corporation will not refund any incurred charges. Callers will incur no charge for calls they initiate over land-line connections to the toll-free telephone number. Replays are generally available one hour after a call ends. The toll-free phone number for the replay is 800-294-4341. The end replay date: June 12, 10:59 PM (CT).

**STATUS:** Open.

#### **MATTERS TO BE CONSIDERED:**

10:30–11:15 a.m.

#### I. Chair’s Opening Comments

<sup>49</sup> 7 U.S.C. 1a(29).

<sup>50</sup> Because ICE already lists for trading a contract (i.e., the Henry Financial LD1 Fixed Price contract) that was previously declared by the Commission to be a SPDC, ICE must submit a written demonstration of compliance with the Core Principles within 30 calendar days of the date of this Order. 17 CFR 36.3(c)(4).

<sup>46</sup> 7 U.S.C. 19(a).

<sup>47</sup> 5 U.S.C. 601 *et seq.*

<sup>48</sup> 66 FR 42256, 42268 (Aug. 10, 2001).

- II. Consideration of Previous Meeting's Minutes  
 III. CEO Report  
 IV. Committee Reports: Oversight, Governance, and Audit Committee; Program, Budget, and Evaluation Committee; and External Relations Committee

11:15–12 a.m.

#### V. Public Comments

**ACCOMMODATIONS:** Anyone who needs an interpreter or other accommodation should notify Ida Green at [igreen@cns.gov](mailto:igreen@cns.gov) or 202–606–6861 by 5 p.m., May 10, 2010.

**CONTACT PERSON FOR MORE INFORMATION:** Emily Samose, Office of the CEO, Corporation for National and Community Service, 10th Floor, Room 9613C, 1201 New York Avenue, NW., Washington, DC 20525. Phone (202) 606–7564. Fax (202) 606–3460. TDD: (202) 606–3472. E-mail: [esamose@cns.gov](mailto:esamose@cns.gov).

Dated: April 30, 2010.

**Frank R. Trinity,**  
*General Counsel.*

[FR Doc. 2010–10709 Filed 5–3–10; 4:15 pm]

**BILLING CODE 6050–SS–P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Notice of Proposed Solicitation for Cooperative Agreement Applications (SCAA)

**AGENCY:** Defense Logistics Agency, DOD.

**ACTION:** Proposed solicitation for cost sharing cooperative agreement applications.

**SUMMARY:** The Defense Logistics Agency (DLA) executes the DoD Procurement Technical Assistance Program (PTAP) by awarding cost sharing cooperative agreements to assist eligible entities in establishing or maintaining procurement technical assistance centers (PTACs) pursuant to chapter 142 of title 10, United States Code. Eligible entities include States, local governments, private nonprofit

organizations, tribal organizations and economic enterprises.

In order to maintain continuity of the program, DLA will be issuing a follow-on to the Solicitation for Cooperative Agreement Applications (SCAA) issued on April 7, 2008. This SCAA, when issued, will govern the submission of applications to be considered for base year cost sharing cooperative agreement awards in Fiscal Year 2011. This SCAA will also allow for two option period awards in Fiscal Years 2012 and 2013. A proposed version of this SCAA, which contains a number of changes from the April 7, 2008 SCAA, will be posted for comment on or about May 5, 2010 at <http://www.dla.mil/db/ptap.asp> (select “*Information for PTAP funding recipients*” at the bottom of the page). Printed copies are not available for distribution.

Written comments regarding this proposed SCAA may be submitted via mail to Headquarters, Defense Logistics Agency, Office of Small Business Programs (Attn: Grants Officer), 8725 John J. Kingman Road, Suite 1127, Fort Belvoir, VA 22060–6221 or via e-mail to [PTAP@dlamail](mailto:PTAP@dlamail).

All comments must be received by June 4, 2010, for them to receive consideration. It is anticipated that the final SCAA will be posted on the DLA Web site by June 30, 2010. A notice will be posted at [Grants.gov](http://Grants.gov) announcing the SCAA along with details on how to submit applications.

**Note:** Eligible entities meeting the definition of 10 U.S.C 2411(1)(D) (tribal organizations and economic enterprises) who are either current recipients of cooperative agreements under the program or who wish to apply to establish a new program need not apply under this SCAA. A separate SCAA will be issued in Fiscal Year 2011 for both the continuation of existing and the establishment of new Native American PTACs.

**FOR FURTHER INFORMATION CONTACT:** DLA Office of Small Business Programs at (703) 767–1660.

Dated: April 30, 2010.

**Mitchell S. Bryman,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 2010–10540 Filed 5–4–10; 8:45 am]

**BILLING CODE 5001–06–P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Revised Non-Foreign Overseas Per Diem Rates

**AGENCY:** Per Diem, Travel and Transportation Allowance Committee; DoD.

**ACTION:** Notice of revised non-foreign overseas per diem rates.

**SUMMARY:** The Per Diem, Travel and Transportation Allowance Committee is publishing Civilian Personnel Per Diem Bulletin Number 267. This bulletin lists revisions in the per diem rates prescribed for U.S. Government employees for official travel in Alaska, Hawaii, Puerto Rico, the Northern Mariana Islands and Possessions of the United States. AEA changes announced in Bulletin Number 194 remain in effect. Bulletin Number 267 is being published in the **Federal Register** to assure that travelers are paid per diem at the most current rates.

**DATES:** Effective May 1, 2010.

**SUPPLEMENTARY INFORMATION:** This document gives notice of revisions in per diem rates prescribed by the Per Diem Travel and Transportation Allowance Committee for non-foreign areas outside the continental United States. It supersedes Civilian Personnel Per Diem Bulletin Number 266. Distribution of Civilian Personnel Per Diem Bulletins by mail was discontinued. Per Diem Bulletins published periodically in the **Federal Register** now constitute the only notification of revisions in per diem rates to agencies and establishments outside the Department of Defense. For more information or questions about per diem rates, please contact your local travel office. The text of the Bulletin follows: The changes in Civilian Bulletin 267 are updated rates for Hawaii.

Dated: April 30, 2010.

**Mitchell S. Bryman,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

**BILLING CODE 5001–06–P**