

provide a written notice advising that person of the reasons for the refusal and that the Department may request such information.

Section II. Definitions

(a) The term "affiliate" means: any person directly or indirectly, through one or more intermediaries, controlling, controlled by, or under common control with such other person;

(b) The term "Auction Rate Security" or "ARS" means a security:

(1) That is either a debt instrument (generally with a long-term nominal maturity) or preferred stock; and

(2) With an interest rate or dividend that is reset at specific intervals through a Dutch auction process;

(c) The term "Independent" means a person who is: (1) not NMIS or an affiliate; and (2) not a relative (as defined in ERISA section 3(15)) of the party engaging in the transaction; and

(d) The term "Plan" means: any plan described in section 3(3) of the Act and/or section 4975(e)(1) of the Code.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption, refer to the Notice of Proposed Exemption published in the **Federal Register** on November 7, 2008 at 73 FR 66268.

**FOR FURTHER INFORMATION CONTACT:**

Chris Motta of the Department, telephone (202) 693-8540. (This is not a toll-free number.)

**General Information**

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or disqualified person from certain other provisions to which the exemption does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) This exemption is supplemental to and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transactional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction; and

(3) The availability of this exemption is subject to the express condition that the material facts and representations contained in the application accurately describes all material terms of the

transaction which is the subject of the exemption.

Signed at Washington, DC, this 24th day of February 2009.

**Ivan Strasfeld,**

*Director of Exemption Determinations, Employee Benefits Security Administration, U.S. Department of Labor.*

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**BILLING CODE 4510-29-P**

**MILLENNIUM CHALLENGE CORPORATION**

[MCC 09-07]

**Notice of Quarterly Report (October 1, 2008-December 31, 2008)**

**AGENCY:** Millennium Challenge Corporation.

**ACTION:** Notice.

**SUMMARY:** The Millennium Challenge Corporation (MCC) is reporting for the quarter October 1, 2008 through December 31, 2008 respect to both assistance provided under Section 605 of the Millennium Challenge Act of 2003 (Pub.L. 108-199, Division D (the Act)), and transfers or allocations of funds to other federal agencies pursuant to Section 619(b) of the Act. The following report shall be made available to the public by means of publication in the **Federal Register** and on the Internet Website of the MCC (<http://www.mcc.gov>) in accordance with Section 612(b) of the Act.

**ASSISTANCE PROVIDED UNDER SECTION 605**

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Country: Madagascar Year: 2009 Quarter 1 Total Obligation: \$109,773,000 Entity to which the assistance is provided: MCA Madagascar Total Quarterly Disbursement: \$6,222,776				
Land Tenure Project .....	\$36,028,000	Increase Land Titling and Security.	\$17,142,693	Legislative proposal reflecting the National Land Tenure Program submitted to Parliament and passed. Number of land disputes reported and resolved in the target zones and sites of implementation. Percentage of land documents inventoried, restored, and/or digitized. Average time and cost required to carry out property transactions. Percent of reported land conflicts resolved on titled land in zone 3, 4, 5 during the title regularization operations. Percentage of land in the zones that is demarcated and ready for titling.
Finance Project .....	\$32,445,000	Increase Competition in the Financial Sector.	\$14,549,224	The number of savings accounts and outstanding value of accounts from primary banks. Maximum check clearing delay. Volume of funds in payment system and number of transactions. Increased public awareness of new financial instruments as measured by surveys within intervention zones and large towns.

## ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Agricultural Business Investment Project.	\$17,683,000	Improve Agricultural Production Technologies and Market Capacity in Rural Areas.	\$9,762,473	The amount of government debt issued with maturities in excess of 52 weeks. The number of new individual investors buying government debt securities. The number of bank branches of the Central Bank of Madagascar capable of accepting auction tenders. Percentage of all loans included in the central database. Number of rural producers receiving or soliciting information from Agricultural Business Centers about the opportunities. Intervention zones identified and description of beneficiaries within each zone submitted. Number of visitors receiving information from National Coordinating Center with respect to business opportunities. Change in farm income due to improved production and marketing practices. Change in enterprise income due to improved production and marketing practices. Number of farmers and business employing technical assistance received.
Program Administration * and Control, Monitoring and Evaluation.	\$23,617,000	.....	\$14,351,711	
Pending subsequent reports**.	.....	.....	\$460,963	

\* Program administration funds are used to pay items such as salaries, rent, and the cost of office equipment.

\*\* These amounts represent disbursements made that will be allocated to individual projects in the subsequent quarter(s) and reported as such in subsequent quarterly report(s).

Country: Honduras Year: 2009 Quarter 1 Total Obligation: \$215,000,000				
Entity to which the assistance is provided: MCA Honduras		Total Quarterly Disbursement: \$15,297,903		
Rural Development Project	\$52,344,239	Increase the productivity and business skills of farmers who operate small and medium-size farms and their employees.	\$24,866,742	Increase in farm income resulting from Rural Development Project. Funds lent by MCA-Honduras to financial institutions. Increase in employment income resulting from Rural Development Project. Number of Program farmers harvesting high-value horticulture crops. Number of hectares harvesting high-value horticulture crops.
Transportation Project .....	\$147,299,772	Reduce transportation costs between targeted production centers and national, regional and global markets.	\$19,263,386	Freight shipment cost from Tegucigalpa to Puerto Cortes. Price of basic food basket. Number of days per year road is passable.
Program Administration * and Control, Monitoring and Evaluation.	\$15,355,989	.....	\$4,552,618	
Pending subsequent reports**.	.....	.....	\$1,559,688	

Country: Cape Verde Year: 2009 Quarter 1 Total Obligation: \$110,078,488				
Entity to which the assistance is provided: MCA Cape Verde		Total Quarterly Disbursement: \$7,794,448		
Watershed and Agricultural Support.	\$11,001,130	Increase agricultural production in three targeted watershed areas on three islands.	\$4,035,499	Increase in horticultural productivity. Increase in annual income. Value-added for farms and agribusiness.
Infrastructure Improvement	\$83,160,208	Increase integration of the internal market and reduce transportation costs.	\$23,417,059	Volume of goods shipped between Praia and other islands. Mobility Ratio: Percentage of beneficiary population who take at least 5 trips per month. Savings on transport costs from improvements.

## ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Private Sector Development.	\$2,081,223	Spur private sector development on all islands through increased investment in the priority sectors and through financial sector reform.	\$468,509	Value added in priority sectors above current trends. Volume of private investment in priority sectors above current trends.
Program Administration * and Control, Monitoring and Evaluation.	\$13,835,927	.....	\$6,578,966	
Pending subsequent reports**.	.....	.....	\$333,611	
Country: Nicaragua Year: 2009 Quarter 1 Total Obligation: \$174,710,890 Entity to which the assistance is provided: MCA Nicaragua Total Quarterly Disbursement: \$9,834,608				
Property Regularization Project.	\$22,000,000	Increase Investment by strengthening property rights.	\$5,800,844	Value of investment on land. Value of urban land. Value of rural land. Number of days to conduct a land transaction. Total cost to conduct a land transaction.
Transportation Project .....	\$105,193,200	Reduce transportation costs between Leon and Chinandega and national, regional and global markets.	\$14,886,975	Price of a basket of goods. Travel Time.
Rural Business Development Project.	\$32,897,500	Increase the value added of farms and enterprises in the region.	\$13,344,818	Annual percentage increase in value-added of clients of business office. Number of jobs created. Number of program farm plots harvesting higher-value crops or reforestation under improvement of Water Supply Activities.
Program Administration *, Due Diligence, Monitoring and Evaluation.	\$14,620,190	.....	\$7,915,248	
Pending subsequent reports**.	.....	.....	\$1,869,184	
Country: Georgia Year: 2009 Quarter 1 Total Obligation: \$295,300,000 Entity to which the assistance is provided: MCA Georgia Total Quarterly Disbursement: \$9,951,861				
Regional Infrastructure Rehabilitation.	\$216,600,000	Key Regional Infrastructure Rehabilitated.	\$51,180,914	Reduction in Akhalkalaki-Ninotsminda-Teleti journey time. Reduction in vehicle operating costs. Increase in internal regional traffic volumes. Decreased technical losses in gas through the main North-South pipeline. Reduction in the production of greenhouse gas emissions measured in tons of CO <sub>2</sub> equivalent. Increased collection rate of the Georgian Gas Company (GOGC). Number of household beneficiaries served by Regional Infrastructure Development projects. Actual operations and maintenance expenditures.
Regional Enterprise Development.	\$47,350,000	Enterprises in Regions Developed.	\$23,617,178	Increase in annual revenue in portfolio companies. Increase in number of portfolio company employees and number of local suppliers. Increase in portfolio companies' wages and payments to local suppliers. Jobs created. Increase in aggregate incremental net revenue to project assisted firms. Direct household net income. Direct household net income for market information initiative beneficiaries. Number of beneficiaries.
Program Administration *, Due Diligence, Monitoring and Evaluation.	\$31,350,000	.....	\$12,009,936	
Pending subsequent reports**.	.....	.....	-\$3,693,439	

## ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Country: Vanuatu Year: 2009 Quarter 1 Total Obligation: \$65,690,000 Entity to which the assistance is provided: MCA Vanuatu Total Quarterly Disbursement: \$1,775,827				
Transportation Infrastructure Project.	\$60,587,816	Facilitate transportation to increase tourism and business development.	\$23,857,941	Number of Tourists. Number of days per year road is closed. Number of S-W Bay, Malekula flights cancelled per year due to flooding. Vessel wait time at wharf.
Program Administration *, Due Diligence, Monitoring and Evaluation.	\$5,102,184	.....	\$3,958,043	
Pending subsequent reports**.	.....	.....	-\$1,879,728	
Country: Armenia Year: 2009 Quarter 1 Total Obligation: \$235,650,000 Entity to which the assistance is provided: MCA Armenia Total Quarterly Disbursement: \$4,237,885				
Irrigated Agriculture Project (Agriculture and Water).	\$145,080,000	Increase agricultural productivity Improve and Quality of Irrigation.	\$14,866,835	Increase in hectares covered by high value added horticultural and fruit crops. Percentage of respondents satisfied with irrigation services. Share of Water User Association water charges as percentage of Water User Association annual operations and maintenance costs. Number of farmers using improved on-farm water management practices. Annual increase in irrigated land in Project area. State budget expenditures on maintenance of irrigation system. Value of loans provided under the project.
Rural Road Rehabilitation Project.	\$67,100,000	Better access to economic and social infrastructure.	\$7,478,640	Government budgetary allocations for routine maintenance of the entire road network. Average daily traffic in Project area. Kilometers of Package 1 road sections rehabilitated. Kilometers of Package 2 road sections rehabilitated. Kilometers of Package 3 road sections rehabilitated.
Program Administration *, Due Diligence, Monitoring and Evaluation.	\$23,470,000	.....	\$5,858,227	
Pending subsequent reports**.	.....	.....	\$227,775	
Country: Benin Year: 2009 Quarter 1 Total Obligation: \$307,298,040 Entity to which the assistance is provided: MCA Benin Total Quarterly Disbursement: \$1,503,595				
Access to Financial Services.	\$19,650,000	Expand Access to Financial Services.	\$1,352,393	Operational self-sufficiency of participating microfinance institutions. Number of microfinance institutions supervised by the microfinance cellule. Total incremental increase in value of new credit extended and savings received by financial institutions participating in the project. Share value of all loans outstanding that have one or more installments of principal over 30 days past due. Total number of loans guaranteed by land titles per year.
Access to Justice .....	\$34,270,000	Improved Ability of Justice System to Enforce Contracts and Reconcile Claims.	\$1,127,987	Number of cases processed at the arbitration center. Percentage of all cases in the "Tribunal de Premiere Instance" courts per year. Percentage of all cases resolved in court of appeals per year. Average distance to reach TPI. Number of enterprises registered through the registration center. Average number of days required to register an enterprise.

## ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Access to Land .....	\$36,020,000	Strengthen property rights and increase investment in rural and urban land.	\$7,589,679	Total value of additional investments in target rural land parcels. Total value of additional investments in target urban land parcels.
Access to Markets .....	\$169,447,000	Improve Access to Markets through Improvements to the Port of Cotonou.	\$4,411,156	Total metric tons of exports and imports passing through Port of Cotonou per year.
Program Administration *, Due Diligence, Monitoring and Evaluation. Pending subsequent reports**.	\$47,911,040	.....	\$10,458,375	
			\$960,420	
Country: Ghana Year: 2009 Quarter 1 Total Obligation: \$547,009,000 Entity to which the assistance is provided: MCA Ghana Total Quarterly Disbursement: \$11,512,323				
Agriculture Project .....	\$240,984,001	Enhance Profitability of cultivation, services to agriculture and product handling in support of the expansion of commercial agriculture among groups of smallholder farms.	\$20,101,632	Number of hectares irrigated. Number of days to conduct a land transaction. Number of land disputes in the pilot registration districts. Registration of land rights in the pilot registration districts. Metric tons of products passing through post-harvest treatment. Portfolio-at-risk of agriculture loan fund. Value of loans disbursed to clients from agricultural loan fund. Number of additional loans. Vehicle operating costs on minor, medium and major rehabilitated roads.
Rural Development .....	\$101,288,000	Strengthen the rural institutions that provide services complementary to, and supportive of, agricultural and agriculture business development.	\$973,565	Time/quality per procurement. Score card of citizen satisfaction with services. Gross enrollment rates. Gender parity in school enrollment. Distance to collect water. Time to collect water. Distance to sanitation facility. Travel time to sanitation facility. Incidence of guinea worm, diarrhea or bilharzias. Average number of days lost due to guinea worm, diarrhea or bilharzias. Percentage of households, schools, and agricultural processing plants in target districts with electricity. Number of inter-bank transactions. Value of deposit accounts in rural banks.
Transportation .....	\$143,104,000	Reduce the transportation costs affecting agriculture commerce at sub-regional levels.	\$2,723,420	Volume capacity ratio. Vehicles per hour at peak hour. Travel time at peak hour. International roughness index. Annual average daily vehicle and passenger traffic.
Program Administration *, Due Diligence, Monitoring and Evaluation. Pending subsequent reports**.	\$61,632,999	.....	\$11,349,979	
			\$1,341,715	

## ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Country: El Salvador Year: 2009 Quarter 1 Total Obligation: \$460,940,000 Entity to which the assistance is provided: MCA El Salvador Total Quarterly Disbursement: \$4,583,638				
Human Development Project.	\$95,073,000	Increase human and physical capital of residents of the Northern Zone to take advantage of employment and business opportunities.	\$1,101,729	Number of students enrolled in the Chalatenango Center functioning as a MEGATEC institute. Graduation rate of students enrolled in the Chalatenango Center functioning as a MEGATEC institute. Number of students enrolled in participating middle technical schools. Graduation rate of students enrolled in participating middle technical schools. Number of students enrolled in non-formal training activities. Graduation rate of students enrolled in non-formal training activities. Number of households with access to water in the Northern Zone. Number of households with access to basic sanitation in the Northern Zone. Number of households with electricity in the Northern Zone. Number of individuals that benefit annually from the strategic infrastructure projects.
Productive Development Project.	\$87,466,000	Increase production and employment in the Northern Zone.	\$2,446,413	Investment in productive chains by selected beneficiaries.
Connectivity Project .....	\$233,560,000	Reduce travel cost and time within the Northern Zone, with the rest of the country, and within the region.	\$364,100	Weighted average of the International Roughness Index for the rehabilitation of the Transnational Highway. Weighted average of the International Roughness Index for the rehabilitation of the network of connecting roads.
Program Administration * and Control, Monitoring and Evaluation.	\$44,841,000	.....	\$5,120,171	
Pending Subsequent Report **.	.....	.....	\$8,035,440	
Country: Mali Year: 2009 Quarter 1 Total Obligation: \$460,811,164 Entity to which the assistance is provided: MCA Mali Total Quarterly Disbursement: \$6,499,300				
Bamako Sénou Airport Improvement Project.	\$181,444,264	Establish an independent and secure link to the regional and global economy.	\$1,673,194	Number of weekly flight arrivals and departures. Average time for passengers to complete departures and arrivals procedures.
Industrial Park Project .....	\$2,643,432	Develop a platform for industrial activity to be located within the Airport domain.	\$2,438,070	Occupancy level. Average number of days required for operator to connect to Industrial Park water and electricity services.
Alatona Irrigation Project ..	\$234,884,675	Increase the agricultural production and productivity in the Alatona zone of the ON.	\$4,031,870	Weighted average of the International Roughness Index for the rehabilitation of the Niono-Goma Coura road. Annual average daily count of vehicles on the Niono-Goma Coura road. Total amount of land irrigated by the Project in the Alatona zone. Average water volume delivered at the farm level in the Alatona zone. Crop water requirements as a percentage share of water supply at the canal headworks in the Alatona Zone. Number of 5 and 10 hectare farm plots allocated in the Alatona zone. Total market garden parcels allocated in the Alatona zone. Number of titles registered in the land registration office granted to households in the Alatona zone. Number of students enrolled in schools established by the Project.

## ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Program Administration * and Control, Monitoring and Evaluation. Pending Subsequent Report **.	\$41,838,793	.....	\$8,742,254	Graduation rate of students enrolled in schools established by the Project. Number of farms adopting at least one new extension technique as a percentage of all farms receiving technical assistance under the Project. Total amount of credit extended in loan portfolios by participating microfinance institutions and banks in the Alatona zone. Number of active clients of microfinance institutions and banks in the Alatona zone.
	.....	.....	-\$85,257	

Country: Mongolia Year: 2009 Quarter 1 Total Obligation: \$284,911,363  
Entity to which the assistance is provided: MCA Mongolia Total Quarterly Disbursement: \$1,125,722

Property Rights Project .....	\$23,062,286	Increase security and capitalization of land assets held by lower-income Mongolians, and increased peri-urban herder productivity and incomes.	\$22,989	Immovable property value of hashaa plots Households accessing bank credit Hashaa plots directly registered by the Property Rights Project Income of herder households on long-term lease land Herd mortality rate Number of herder groups adopting intensive/semi-intensive farm management techniques
Rail Project .....	\$188,378,000	Increase rail traffic and shipping efficiency.	\$0	Increase in GDP due to rail improvements. Freight turnover. Mine traffic. Percent of wagons leased by private firms. Railway operating ratio. Customer satisfaction. Wagon time to destination. Average locomotive availability.
Vocational Education Project.	\$25,512,856	Increase employment and income among unemployed and under-employed Mongolians.	\$33,773	Annual salary. Rate of employment. Non-governmental funding of vocational education. Students completing newly designed long-term programs. Certified vocational education teachers. Percent of active teachers receiving certification training.
Health Project .....	\$17,027,119	Increase the adoption of behaviors that reduce non-communicable diseases (NCDs) among target populations and improved medical treatment and control of NCDs.	\$110,204	Diabetes and hypertension controlled. Cervical cancer prevention. Percentage of cancer cases diagnosed in early stages. Percentage of those with known diagnosis of hypertension/diabetes out of all actual cases in adult population. Women screened for breast and cervical cancer. Counseling for diabetes and hypertension.
Program Administration * and Control, Monitoring and Evaluation. Pending subsequent reports **.	\$30,931,102	.....	\$2,615,561	
	.....	.....	\$0	

Country: Mozambique Year: 2009 Quarter 1 Total Obligation: \$506,924,053  
Entity to which the assistance is provided: MCA Mozambique Total Quarterly Disbursement: \$2,662,982

Water and Sanitation Project.	\$203,585,393	Increase access to reliable and quality water and sanitation facilities.	\$0	Value of productive days gained due to less diarrhea, cholera and/or malaria. School attendance days gained due to less diarrhea, cholera and/or malaria. Number (Percent) of businesses with access to improved water sources.
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ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Road Rehabilitation Project	\$176,307,480	Increase access to productive resources and markets.	\$5,325	Reduction in time for rural/urban households to access improved water sources. Number (Percent) of urban households with access to improved water sources. Number (Percent) of rural households with access to improved water sources. Number (Percent) of urban households with access to improved sanitation facilities. Increase in agricultural production among communities affected by road rehabilitation works. Increase in the number of new businesses within 5 km of rehabilitated roads. Reduction in vehicle operating costs as a result of rehabilitated roads. Time savings due to a reduction in time to travel a fixed length of rehabilitated road. Weighted average of the International Roughness Index for the rehabilitated roads. Average annual daily traffic volume on rehabilitated roads disaggregated by vehicle type.
Land Tenure Services Project.	\$39,068,307	Establish efficient, secure land access for households and investors.	\$49,186	Increase (Percent) in value of new investments on land. Number of new businesses. Reduction (Percent) in time to right to land usage. More efficient, free and secure land transfers/transactions. Increase (Percentage) in parcel-holder land value.
Farmer Income Support Project.	\$17,432,211	Improve coconut productivity and diversification into cash crop.	\$144,441	Reduction (Percent) in costs to right to land usage. Reduction (Percentage) in loss of coconut production and coconut products' sales. Increased income (Percentage) from sales from intercropping activities to small farm plot holders. Increased number (Percentage) of live coconut trees. Increased productive capacity (Percentage) of coconut trees.
Program Administration * and Control, Monitoring and Evaluation.	\$70,530,662	.....	\$3,753,079	
Pending Subsequent Report **.	.....	.....	\$28,481	
Country: Lesotho Year: 2009 Quarter 1 Entity to which the assistance is provided: MCA Lesotho				Total Obligation: \$362,551,000 Total Quarterly Disbursement: \$2,826,528
Water Project .....	\$164,027,584	Improve the water supply for industrial and domestic needs, and enhance rural livelihoods through improved watershed management.	\$653,612	Increased urban access to potable water supply. Increase in volume of water delivered after treatment at Metolong site. Decrease in percentage of urban water that is not accounted for (non-revenue losses plus physical losses). Number of people covered per year in rural areas with MCC funded rural water supply.
Health Project .....	\$122,398,000	Increase access to life-extending ART and essential health services by providing a sustainable delivery platform.	\$1,209,155	Number of new VIP latrines provided to households. Increase in the percentage of health facilities providing full package of standard services for level of center (MoHSW 2007 standard). Increase in TB treatment success rate. Increase in the percentage of health facilities staffed with standard number and type of qualified staff (MoHSW 2007 standard). Increase in the number of patients treated in health centers in Lesotho. Increase in immunization rate (measles). Number of people receiving ARV treatment (number). Increase in annual enrollment at National Health Training College. Increase in average referred tests performed at the central laboratory per quarter during the past year.



## ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Private Sector Development Project.	\$36,508,000	Stimulate investment by improving access to credit, reducing transaction costs and increasing the participation of women in the economy.	\$612,043	Increase in average number of blood units collected per quarter during the past year. Increase in the percentage of the adult population listed by a private credit bureau with current information on repayment history, unpaid debts or credit outstanding. Increase in the number of payments associated with salaries and pensions made through EFT per year. Land used as collateral (number of mortgage bonds registered). Land transaction costs (percent of property value). Land transaction times (median number of days necessary to complete a procedure). Increase in the number of pending civil cases in the High Court. Gender equality index (percent change in index of knowledge, attitudes, and practices for supporting gender equality in economic rights).
Program Administration * and Control, Monitoring and Evaluation.	\$39,917,416	.....	\$4,981,073	
Pending Subsequent Report **.	.....	.....	-\$619,361	
Country: Morocco Year: 2009 Quarter 1 Total Obligation: \$697,500,000 Entity to which the assistance is provided: MCA Lesotho Total Quarterly Disbursement: \$1,671,198				
Fruit Tree Productivity .....	\$305,646,685	Reduce volatility of agricultural production and increase volume of fruit agricultural production.	\$1,174,399	Total annual volume of production of dates and olives. Cropped area covered by olive trees. Survival rate of newly planted olive trees after 2 years project-supported establishment period. Yield of rehabilitated olive trees. Cropped area covered by date trees. Yield of rehabilitated date palms.
Small Scale Fisheries .....	\$115,344,499	Improve quality of fish moving through domestic channels and assure the sustainable use of fishing resources.	\$0	State of fish stock. Domestic fish consumption level. Fisherman net revenue. Average fisherman sales price at PDA. Volume sold at wholesale markets. Fish sale price. Average sales price. Volume of sales among mobile fish vendors.
Artisan and Fez Medina ....	\$106,285,975	Increase value added to tourism and artisan sectors.	\$0	Average revenue of potters receiving Artisan Production Activity. Employment and wages among Project graduates. Tourist arrivals. Artisan profits (artisans engaged in product finishing and points of sale). Employment created. SME value added.
Financial Services .....	\$46,186,346	Increase supply and decrease costs of financial services available to microenterprises.	\$0	Gross loan portfolio outstanding of microcredit associations. Portfolio at risk >30 days ratio. Operating Expense Ratio.
Enterprise Support .....	\$35,478,707	Improved survival rate of new SMEs and INDH-funded income generating activities; increased revenue for new SMEs and INDH-funded income generating activities.	\$0	Average annual sales of participating businesses. Survival rate of participating businesses.
Program Administration * and Control, Monitoring and Evaluation.	\$88,557,788	.....	\$1,260,272	
Pending Subsequent Report **.	\$0	.....	\$12,420	

## ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Country: Tanzania Year: 2009 Quarter 1 Total Obligation: \$698,136,000 Entity to which the assistance is provided: MCA Tanzania Total Quarterly Disbursement: \$419,516				
Energy Sector .....	\$206,471,000	Increase value added to businesses.	\$0	TBD.
Transport Sector .....	\$372,776,000	Increase cash crop revenue and aggregate visitor spending.	\$0	TBD.
Water Sector Project .....	\$67,135,000	Increase investment in human and physical capital and to reduce the prevalence of water-related disease.	\$0	TBD.
Program Administration * and Control, Monitoring and Evaluation.	\$51,754,000	.....	\$838,527	
Pending Subsequent Report **.	\$0	.....	-\$103,825	
Country: Burkina Faso (CIF ONLY) Year: 2009 Quarter 1 Total Obligation: \$16,101,065 Entity to which the assistance is provided: MCA Burkina Faso Total Quarterly Disbursement: -\$1,715,817				
Roads Project .....	\$337,983	Enhance access to markets through investments in the road network.	\$0	TBD.
Rural Land Governance Project.	\$1,105,412	Increase investment in land and rural productivity through improved land tenure security and land management.	\$0	TBD.
Agriculture Development Project.	\$4,771,602	Expand the productive use of land in order to increase the volume and value of agricultural production in project zones.	\$0	TBD.
Bright 2 Schools Project ...	\$3,000,000	Increase primary school completion rates.	\$1,000,000	TBD.
Program Administration * and Control, Monitoring and Evaluation.	\$6,886,068	.....	\$547,240	
Pending Subsequent Report **.	.....	.....	-\$2,477	
Country: Namibia (CIF ONLY) Year: 2009 Quarter 1 Total Obligation: \$19,543,175 Entity to which the assistance is provided: MCA Namibia Total Quarterly Disbursement: \$0				
Education Project .....	\$8,976,296	Improve the education sector's effectiveness, efficiency and quality.	\$0	TBD.
Tourism Project .....	\$2,475,145	Increase incomes and create employment opportunities by improving the marketing, management and infrastructure of Etosha National Park.	\$0	TBD.
Agriculture Project .....	\$1,369,139	Sustainably improve the economic performance and profitability of the livestock sector and increase the volume of the indigenous natural products for export.	\$0	TBD.
Program Administration * and Control, Monitoring and Evaluation.	\$6,722,595	.....	\$0	

\* For Quarterly Disbursements, the Bright 2 Schools Project has a negative value due to new OMB guidance to transfer this amount to USAID. This adjustment resulted in a \$2 million decrease in cumulative disbursements for this country.

ASSISTANCE PROVIDED UNDER SECTION 605—Continued

Projects	Obligated	Objectives	Cumulative disbursements	Measures
Pending Subsequent Report**.	.....	.....	\$0	

\* Program administration funds are used to pay items such as salaries, rent, and the cost of office equipment.  
 \*\* These amounts represent disbursements made that will be allocated to individual projects in the subsequent quarter(s) and reported as such in subsequent quarterly report(s).

619(b) Transfer or Allocation of Funds

U.S. agency to which funds were transferred or allocated	Amount	Description of program or project
USAID .....	\$558,000	Threshold Program.

Dated: February 18, 2009.  
**James Mazzearella,**  
*Managing Director, Congressional Affairs, Acting Vice President, Congressional and Public Affairs, Millennium Challenge Corporation.*  
 [FR Doc. E9-4255 Filed 2-26-09; 8:45 am]  
**BILLING CODE 9211-03-P**

**DEPARTMENT OF THE INTERIOR**  
**National Indian Gaming Commission**

**Notice of Availability of a Final Environmental Impact Statement and a Final Conformity Determination for the Proposed Federated Indians of the Graton Rancheria Casino and Hotel Project, Sonoma County, CA**

**AGENCY:** National Indian Gaming Commission (NIGC), Interior.  
**ACTION:** Notice of Availability (NOA).

**SUMMARY:** In accordance with Section 102(2)(C) of the National Environmental Policy Act (NEPA) 42 U.S.C. 4321 *et seq.*, the NIGC, in cooperation with the Federated Indians of the Graton Rancheria (the "Graton Rancheria"), has prepared a Final Environmental Impact Statement (FEIS) for a proposed casino and hotel project/action to be located in Sonoma County, California. The purpose of the proposed project/action is to help address the socio-economic needs of the Graton Rancheria. The FEIS includes an analysis of potential environmental impacts on those resources as a result of implementing each of the alternatives. A Response to Comments document is included within the FEIS which provides agency responses to substantive environmental comments raised during the DEIS comment period. The alternatives considered in detail within the FEIS are: (A) A casino/hotel project on the "Wilfred Site" (the proposed project/action), (B, C) a casino/hotel project on

the "Stony Point Site," (D) a reduced intensity casino/hotel project on the "Stony Point" site, (E) an alternate use project on the "Stony Point" site, (F) a casino/hotel project on the "Lakeville Site," (G) a no proposed project/action alternative, and (H) a reduced intensity casino/hotel on the "Wilfred Site." This notice advises the public that the NIGC has filed the FEIS with the U.S. Environmental Protection Agency (EPA).

In accordance with Section 176 of the Clean Air Act 42 U.S.C. 7506, and the EPA general conformity regulations 40 CFR part 93, subpart B, a Final Conformity Determination (FCD) has been prepared for the proposed project. The FCD is contained within Appendix W of the FEIS.

**DATES:** Pursuant to the Council on Environmental Quality (CEQ) NEPA Regulations (40 CFR 1506.10), the publication of this NOA in the **Federal Register** initiates a 30-day waiting period for the Federal decision. Thus, a Record of Decision (ROD) on the proposed project/action will be issued no sooner than 30 days after the release of the FEIS.

**FOR FURTHER INFORMATION CONTACT:** For further information or to request a copy of the FEIS, please contact: Brad Mehaffy, NEPA Compliance Officer, National Indian Gaming Commission, 1441 L Street, NW., Suite 9100, Washington DC 20005, Phone: (202) 632-7003, Ext. 256, Fax: (202) 632-7066, E-mail: [graton\\_eis@nigc.gov](mailto:graton_eis@nigc.gov).

The FEIS is available for public review at the Rohnert Park—Cotati Regional Library and Santa Rosa Central Library, general information, including directions and office hours is available online at: <http://www.sonoma.lib.ca.us/branches/> or by calling (707) 584-9121 for the Rohnert Park—Cotati Regional Library or (707) 545-0831 for the Santa Rosa Central Library. The FEIS can also be viewed at <http://www.gratoneis.com>.

**SUPPLEMENTARY INFORMATION:** The proposed federal action is the NIGC's approval of a gaming management contract between the Graton Rancheria and SC Sonoma Management LLC. The approval of the gaming management contract would result in the development of a resort hotel, casino, and supporting facilities. The facility will be managed by SC Sonoma Management LLC on behalf of the Graton Rancheria, pursuant to the terms of a gaming management contract.

The NIGC has afforded other government agencies and the public extensive opportunity to participate in the preparation of this FEIS. The NIGC published a Notice of Intent (NOI) in the **Federal Register** on February 12, 2004, briefly describing the proposed project/action and announcing the NIGC's intent to prepare an EIS. The CEQ Regulations for implementing NEPA require a process, referred to as "scoping," for determining the range of environmental issues to be addressed during the environmental review of a proposed project/action (40 CFR 1501.7). The scoping process included an initial determination of environmental issues to be studied and documented in the EIS by soliciting comments from agencies, organizations and individuals. During the scoping process, the NIGC solicited comments from the general public (providing a 50-day comment period and including a public hearing) and offered Cooperating Agency status to both Federal and non-Federal agencies, including the Bureau of Indian Affairs (BIA), the EPA, the U.S. Army Corps of Engineers (USACE), the California Department of Transportation (Caltrans), the U.S. Fish and Wildlife Service (USFWS), the California Department of Fish and Game (CDFG) and the County of Sonoma. An EIS Scoping Report was published in August 2004, which summarized public scoping comments and identified the