

the eligibility requirements for this program.

Instead, we believe it is preferable in administering the AIVRS program for the Department to review requests for continuation awards from the eight grantees based on the 2007 NIA and, where appropriate, extend the currently-funded projects through September 30, 2013. The maintenance of the status quo while we conduct this review is in the public interest.

If these proposed waivers and extensions are made final for the eight AIVRS grantees selected based on the 2007 NIA, we will base our decisions regarding annual continuation awards on the program narratives, budgets, budget narratives, and program performance reports submitted by these eight AIVRS grantees, and on the requirements in 34 CFR 75.253. Any activities to be carried out during the year of continuation awards would have to be consistent with, or be a logical extension of, the scope, goals, and objectives of each grantee's application, as approved following the 2007 AIVRS competition. If we publish the proposed waivers and extensions as final, we would award continuation grants to each grantee that is making substantial progress performing its AIVRS grant activities.

The proposed waivers of 34 CFR 75.250 and 34 CFR 75.261(c)(2) and extensions of the project periods, would not exempt the eight AIVRS grantees from the appropriation account-closing provisions of 31 U.S.C. 1552(a), nor would they extend the availability of funds previously awarded to the eight AIVRS grantees past the five years provided for in 31 U.S.C. 1552(a). Under 31 U.S.C. 1552(a), appropriations available for a limited period may be used for payment of valid obligations for only five years after the expiration of their period of availability for Federal obligation. After that time, the unexpended balance of those funds is canceled and returned to the U.S. Treasury Department and is unavailable for restoration for any purpose (31 U.S.C. 1552(b)).

#### Regulatory Flexibility Act Certification

The Department certifies that the proposed waivers and extensions would not have a significant economic impact on a substantial number of small entities.

The small entities that would be affected by these proposed waivers and extensions are the eight grantees selected based on the 2007 NIA currently receiving Federal funds and any other potential applicant for the

estimated 8 or 9 awards for which there would have been a competition.

The Department certifies that the proposed waivers and extensions would not have a significant economic impact on these entities because the proposed waivers and extensions impose minimal compliance costs to extend projects already in existence, and the activities required to support the additional year of funding would not impose additional regulatory burdens or require unnecessary Federal supervision.

#### Paperwork Reduction Act of 1995

This notice of proposed waivers and extensions does not contain any information collection requirements.

*Intergovernmental Review:* The AIVRS program is not subject to Executive Order 12372 and the regulations in 34 CFR part 79.

*Accessible Format:* Individuals with disabilities can obtain this document in an accessible format (e.g., braille, large print, audiotope, or compact disc) on request to the contact person listed under **FOR FURTHER INFORMATION CONTACT**.

*Electronic Access to This Document:* 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 via the Federal Digital System at: [www.gpo.gov/fdsys](http://www.gpo.gov/fdsys). At this site you can view this document, as well as all other documents of this Department published in the **Federal Register**, in text or Adobe Portable Document Format (PDF). To use PDF you must have Adobe Acrobat Reader, which is available free at this site.

You may also access documents of the Department published in the **Federal Register** by using the article search feature at: [www.federalregister.gov](http://www.federalregister.gov). Specifically, through the advanced search feature at this site, you can limit your search to documents published by the Department.

Dated: July 19, 2012.

**Alexa Posny,**

*Assistant Secretary for Special Education and Rehabilitative Services.*

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#### POSTAL SERVICE

##### 39 CFR Part 111

#### Proposed Eligibility Criteria for Bound Printed Matter Parcels

**AGENCY:** Postal Service™.

**ACTION:** Advance notice of proposed rulemaking.

**SUMMARY:** The Postal Service is considering the adoption of a new criterion for eligibility of Bound Printed Matter (BPM) parcels by adding a physical density threshold for individual mailpieces.

**DATES:** Comments on this advance notice are due September 10, 2012.

**ADDRESSES:** Mail or deliver written comments to the manager, Product Classification, U.S. Postal Service, 475 L'Enfant Plaza SW., Room 4446, Washington, DC 20260-5015. You may inspect and photocopy all written comments at USPS® Headquarters Library, 475 L'Enfant Plaza SW., 11th Floor North, Washington, DC, by appointment only between the hours of 9 a.m. and 4 p.m., Monday through Friday. Call 1-202-268-2906 in advance for an appointment. Email comments, containing the name and address of the commenter, may be sent to: [MailingStandards@usps.gov](mailto:MailingStandards@usps.gov), with a subject line of "New Eligibility for BPM Parcels." Faxed comments are not accepted.

#### FOR FURTHER INFORMATION CONTACT:

Kayla Dobbs at 202-268-6753, or Wm. Kevin Gunther at 202-268-7208.

**SUPPLEMENTARY INFORMATION:** BPM parcels is an economical ground-based product containing qualifying bound printed matter, weighing no more than 15 pounds and requiring postage payment by permit imprint. BPM is primarily used by commercial shippers who do not require expedited delivery. This product is not available for purchase at Post Office™ retail units and is not typically used by non-business mailers.

Statutory requirements under title 39, U.S. Code, require that each class of mail or type of mail service bear the direct and indirect costs attributable to that class or service. In this regard, the Postal Service expenses related to the BPM parcel product continues to exceed the revenues generated by its sales. In fiscal year 2011, BPM parcels realized a 98.8% cost coverage.

Greater efficiency in the packaging of BPM parcels will provide for more expedient handling of BPM parcels and will contribute to the cost coverage of the BPM product. To that end, the Postal Service is considering the implementation of a new minimum mailpiece density requirement for BPM parcels, with an effective date targeted for July, 2013.

Less densely prepared parcels also tend to result in a higher incidence of conveyance problems on automated

parcels processing equipment, increasing the need for extra handling.

If the Postal Service proceeds with its plan to adopt a new density eligibility requirement for BPM parcels, parcels will be required to meet or exceed the minimum physical density threshold to qualify for BPM parcel pricing. The proposed density requirement will not be applicable to Bound Printed Matter flats.

The principal intent of the Postal Service in proposing this new requirement is to provide guidance for mailers to improve the efficiency and effectiveness in the packaging of BPM parcels. The Postal Service also hopes to provide a mechanism for mailers to self-regulate the content of BPM parcels, as books and similar printed matter are naturally dense products.

To calculate density, first the length, height and width of each parcel is measured in inches, and then multiplied to obtain cubic inches. To determine the volume in cubic feet, the cubic inches product is then divided by 1,728 (cubic inches in a cubic foot). The weight of the mailpiece, in pounds, is then divided by the product of the prior calculation (the mailpiece volume in cubic feet) to yield a density value of the parcel, measured in pounds/cubic foot. For example, the density of a BPM parcel weighing 10 pounds and measuring 12 inches in length, 8 inches in height, 10 inches in width, would have a density of approximately 17.9 pounds/cubic foot, calculated as follows:  $12 \times 8 \times 10 = 960$  cubic inches,  $960/1728 = .56$  cubic feet,  $10/.56 = 17.9$  pounds/cubic foot. If this standard is adopted, to be eligible for BPM pricing, parcels must demonstrate a density of at least 10.0 pounds/cubic foot. BPM parcels with densities under 10.0 pounds/cubic foot would not be eligible for BPM parcel pricing. When parcels intended for mailing at BPM prices are identified as falling below the minimum density threshold, the mailer will be provided with the option either to repack the contents more efficiently to meet the minimum density requirement, or mail the item using another mail class as applicable.

Stanley F. Mires,

Attorney, Legal Policy & Legislative Advice.

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 180

[EPA-HQ-OPP-2012-0001; FRL-9353-6]

#### Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of filing of petitions and request for comment.

**SUMMARY:** This document announces the Agency's receipt of several initial filings of pesticide petitions requesting the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities.

**DATES:** Comments must be received on or before August 24, 2012.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number and the pesticide petition number (PP) of interest as shown in the body of this document, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), Mail Code: 28221T, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.htm>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** A contact person, with telephone number and email address, is listed at the end of each pesticide petition summary. You may also reach each contact person by mail at Biopesticides and Pollution Prevention Division (7511P) or Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001.

#### SUPPLEMENTARY INFORMATION:

## I. General Information

### A. Does this action apply to me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected entities may include, but are not limited to:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether this action might apply to certain entities. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed at the end of the pesticide petition summary of interest.

### B. What should I consider as I prepare my comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through [regulations.gov](http://www.regulations.gov) or email. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM as CBI and then identify electronically within the disk or CD-ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:

- Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
- Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.