



U.S. Department  
of Transportation

**Federal Highway  
Administration**

# Notice

Subject:

**RESCISSION OF UNOBLIGATED BALANCES OF CONTRACT  
AUTHORITY ON SEPTEMBER 30, 2009**

Classification Code	Date	Office of Primary Interest
<b>N4510.711</b>	August 31, 2009	<b>HCFB-1</b>

- 1. What is the purpose of this Notice?** This Notice is to notify the States that \$8,708,000,000 of unobligated Federal-aid highway funds apportioned to States will be rescinded on September 30, 2009, as required by Section 10212 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), Public Law (Pub. L.) 109-59, as amended by Section 1302(b) of the Pension Protection Act of 2006, Pub. L. 109-280 and Section 112 of the SAFETEA-LU Technical Corrections Act of 2008, Pub. L. 110-244, as affected by Title XI, Subtitle D, Section 1132(a) of the Energy Independence and Security Act of 2007 (EISA), Pub. L. 110-140. FHWA has no discretion in the application of the \$8,708,000,000 rescission.
- 2. Does this Notice cancel FHWA Notice 4510.710?** Yes. This Notice cancels FHWA Notice 4510.710, Rescission of Unobligated Balances of Contract Authority on September 30, 2009, dated August 25, 2009, as that Notice did not include the sub-State distribution of the amounts to be rescinded from urbanized areas with a population greater than 200,000.
- 3. What apportioned funds are being rescinded?**

Pursuant to Section 10212 of SAFETEA-LU as amended, an amount of \$8,708,000,000 is to be rescinded from the unobligated balances of funds apportioned before September 30, 2009, for the following programs:

  - (1) Interstate Maintenance;
  - (2) National Highway System;
  - (3) Highway Bridge Program;
  - (4) Highway Bridge Replacement and Rehabilitation Program;
  - (5) Congestion Mitigation and Air Quality Improvement Program;
  - (6) Surface Transportation Program (other than the Surface Transportation Program set-aside programs);
  - (7) Metropolitan Planning;
  - (8) Minimum Guarantee;

- (9) Equity Bonus;
- (10) Appalachian Development Highway System;
- (11) Recreational Trails;
- (12) Railway-Highway Crossings:
  - a. Protective Devices; and
  - b. Elimination of Hazards
- (13) Safe Routes to School;
- (14) Coordinated Border Infrastructure;
- (15) Highway Safety Improvement Program (and separately the set-aside for the High Risk Rural Roads Program); and
- (16) Each of the Surface Transportation Program set-aside programs as in effect on the day before **and** after the date of enactment of SAFETEA-LU:
  - a. Railway-Highway Crossings, Protective Devices;
  - b. Railway-Highway Crossings, Elimination of Hazards;
  - c. Hazard Elimination Program;
  - d. Optional Safety;
  - e. Transportation Enhancements;
  - f. Urbanized Areas with Population > 200,000;
  - g. Areas with a Population  $\leq$  200,000;
  - h. Mandatory Amount for Areas with a Population < 5,000; and
  - i. Amounts Available for Use in Any Area of the State.

**4. How is the total amount to be rescinded by State calculated?**

- a. Pursuant to Section 10212 of SAFETEA-LU, as amended, the amount to be rescinded from each State is based on the aggregate amounts apportioned to each State for fiscal years (FY) 2004 through 2009 for the following programs: Interstate Maintenance, National Highway System, Highway Bridge Program, Highway Bridge Replacement and Rehabilitation, Congestion Mitigation and Air Quality Improvement Program, Surface Transportation Program (other than the Surface Transportation Program set-aside programs), Metropolitan Planning, Minimum Guarantee, Equity Bonus, Appalachian Development Highway System, Recreational Trails, Safe Routes to School, Railway-Highway Crossings, Coordinated Border Infrastructure, Highway Safety Improvement Program (and separately the set-aside for the High Risk

Rural Roads Program), and each of the Surface Transportation Program set-aside programs.

- b. The apportionments for such programs listed in subparagraph (a) are inclusive of funds programmatically distributed from the Minimum Guarantee and Equity Bonus programs, but exclusive of funds set aside for State Planning and Research and those funds withheld pursuant to section 154 of title 23, U.S.C. (Open Container Requirements), and section 164 of title 23, U.S.C. (Minimum Penalties for Repeat Offenders for Driving While Intoxicated or Driving Under the Influence), which are separate from, but impact the programs by operation of law.
- c. The total amount to rescind by State was determined by multiplying the ratio that the aggregate amount apportioned to a State for FYs 2004 through 2009 bears to the total amount apportioned for all States for FYs 2004 through 2009 by the total amount to be rescinded, \$8,708,000,000.

**5. How is the total amount to be rescinded, \$8,708,000,000, divided between Section 10212 of SAFETEA-LU, as amended, and Section 1132 of EISA?**

The EISA, enacted subsequent to SAFETEA-LU, provides direction on the programmatic distribution for any rescissions of funds apportioned under chapter 1 of title 23, U.S.C. during FYs 2008 and 2009, a subset of the funds subject to the rescission under section 10212 of SAFETEA-LU. To determine how much of the \$8,708,000,000 to be rescinded is administered pursuant to SAFETEA-LU, as amended, and to EISA, the following methodology was used:

- a. Pursuant to Title XI, Subtitle D, Section 1132(a) of the Energy Independence and Security Act of 2007 (EISA), Pub. L. 110-140, the rescission shall be distributed within each State among programs which are apportioned under chapter 1 of title 23, U.S.C. The affected programs under chapter 1 of title 23, U.S.C., among which the rescission shall be distributed, are as follows: Interstate Maintenance, National Highway System, Highway Bridge Program, Highway Bridge Replacement and Rehabilitation, Congestion Mitigation and Air Quality Improvement Program, Surface Transportation Program (other than the Surface Transportation Program set-aside programs), Metropolitan Planning, Minimum Guarantee, Equity Bonus, Recreational Trails, Railway-Highway Crossings, Highway Safety Improvement Program (and separately the set-aside for the High Risk Rural Roads Program), and each of the Surface Transportation Program set-aside programs.
- b. The FY 2009 apportionments for such programs listed in subparagraph (a) are inclusive of funds programmatically distributed from the Minimum Guarantee and Equity Bonus Programs, but exclusive of funds set aside for State Planning and Research and those funds withheld pursuant to section 154 of title 23, U.S.C. (Open Container Requirements), and section 164 of title 23, U.S.C. (Minimum Penalties for Repeat Offenders

for Driving While Intoxicated or Driving Under the Influence), which are separate from, but impact the programs by operation of law.

- c. The total to be rescinded by State pursuant to Section 1132 of EISA was determined by multiplying the ratio that the total amount apportioned to a State under chapter 1 of title 23, U.S.C. for FYs 2004 through 2009 for the programs subject to the rescission bears to the total amount apportioned to that State for FYs 2004 through 2009 for all of the programs subject to the rescission. The amount to be rescinded pursuant to Section 1132 of EISA is \$8,518,888,896.
- d. The total amount to be rescinded by State pursuant to Section 10212 of SAFETEA-LU was determined by deducting the amount calculated for a State in paragraph 4(c) from the total amount calculated to be rescinded from a State in paragraph 3(c). The amount to be rescinded pursuant to Section 10212 of SAFETEA-LU, as amended, is \$189,111,104.
- e. Each State's share of the total amount to be rescinded is reflected in Table 1.

**6. How is the total amount to be rescinded from each State by program determined?**

- a. Pursuant to Section 10212(c)(1) of SAFETEA-LU, as amended, within each State, the rescission will be distributed among the affected programs by the ratio that the aggregate amount of unobligated funds available to each State on September 30, 2009, for the Appalachian Development Highway System, Safe Routes to School, and Coordinated Border Infrastructure programs, bears to the aggregate amount of unobligated funds available to the State on September 30, 2009, for all of the Appalachian Development Highway System, Safe Routes to School, and Coordinated Border Infrastructure programs. In order to allow ample time to implement the rescission and close out the fiscal year, the Federal Highway Administration (FHWA) has set a date of September 25, 2009, as the last day for States to obligate funds in the Fiscal Management Information System (FMIS). The data required to determine the program-by-program distribution will be based on the unobligated balances available to each State as of 11:59 pm on September 25, 2009. As a result, the final program-by-program distribution will not be known until such time. **Further information on the program-by-program distribution will be provided in a future Notice to be issued after September 25, 2009.**
- b. Pursuant to Section 1132(a) of EISA of 2007, within each State, the rescission will be distributed among the affected programs – to the extent sufficient funds remain available for obligation – in the ratio that the amount of funds apportioned for each affected program under chapter 1 of title 23, U.S.C., for FY 2009 bears to the amount of funds apportioned for all affected programs under chapter 1 of title 23, U.S.C. for FY 2009. The

program-by-program distribution of the amounts to be rescinded pursuant to Section 1132 of EISA is reflected in Table 2.

**7. How were the amounts to be rescinded from urbanized areas with a population greater than 200,000 determined?**

The amounts to be rescinded from urbanized areas with a population greater than 200,000 were calculated pursuant to the formula in section 133(d)(3)(D) of title 23, U.S.C. The sub-State distribution of the amounts to be rescinded from these areas are reflected in Table 5.

**8. What are the flexibility provisions that apply to the rescission?**

- a. Pursuant to Section 10212(c)(2) of SAFETEA-LU, the Secretary must make a second calculation for each program not under chapter 1 of title 23, U.S.C. For each program, the State's rescission amount calculated per paragraph 3(c) is multiplied by the ratio that the total amount apportioned to the State for such program for FYs 2004 through 2009 bears to the aggregate amount apportioned to the State for all programs subject to the rescission.
- b. If the amount to be rescinded for a "covered program" calculated per paragraph 5(a), exceeds the amount calculated per paragraph 6(a), then
  - (1) The amount calculated in paragraph 5(a) will be rescinded; and
  - (2) The State shall immediately restore to the apportionment account for the covered program from the unobligated balances of programs (other than the covered programs) an amount of funds required so that the net rescission from the covered programs does not exceed the amount calculated for the covered program in paragraph 6(a).
- c. The term "covered program" means those programs authorized under section 130 and 152 of title 23, U.S.C., paragraph (2) and (3) of section 133(d) of that title, section 144 of that title, section 149 of that title, and section 1404 of SAFETEA-LU, as amended.
- d. Pursuant to Section 1132(b) of EISA, a State may make adjustments to the distribution of the rescission within the State for a fiscal year by transferring the amounts to be rescinded among the affected programs, except that in making such adjustments the State may not rescind from any such affected program more than 110 percent of the funds to be rescinded from the program as determined by the distribution. The maximum allowable adjustment for each affected program is reflected in Table 3. The maximum allowable adjustment to urbanized areas with a population greater than 200,000 is reflected in Table 6.

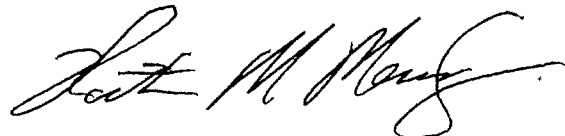
**9. What actions are required?**

- a. Division Administrators should ensure that this Notice is provided to State departments of transportation.

- b. Not later than **September 9, 2009**, a State must identify the program codes from which any additional amounts are to be rescinded, based on the flexibility provision in Section 1132(b) of EISA. Each Division Administrator should ensure that this information is submitted on the attached Table 4 to the FHWA Office of Budget (HCFB) official electronic mailbox, "FHWA, BudgetDivision."
- c. **NOTE: NO FUNDS WILL BE WITHDRAWN FROM FMIS BEFORE SEPTEMBER 29. Therefore, once the program codes and amounts have been determined and submitted to the HCFB, a State should ensure that a sufficient amount of unobligated funds are available within each program code subject to rescission and that no obligations are incurred by the State against the amounts identified to be rescinded.**

**10. What is the timeline for administering the rescission?**

- a. **September 9:** States must identify the program codes from which any additional amounts are to be rescinded, based on the flexibility provision in Section 1132(b) of EISA and submit to the "FHWA, BudgetDivision" mailbox.
- b. **September 25:** FMIS will close for obligations no later than 11:00 pm EDT.
- c. **September 26 - 27:** Both the FMIS and Apportionment Analysis Team will run the reports necessary to determine the amounts to be rescinded by program for the three programs for which the programmatic distribution of the rescission is based on unobligated balances as of the close of the FY.
- d. **September 28:** FHWA will issue a Notice informing the States of the amounts to be rescinded by program and provide further instructions on the flexibility provisions. **A State wishing to use the flexibility provisions pursuant to Section 10212(d) of SAFETEA-LU, as amended, must provide responses via e-mail to "FHWA, BudgetDivision" by no later than close of business on September 28.**
- e. **September 29 - 30:** The FMIS Team will withdraw funds from FMIS.



Victor M. Mendez  
Administrator

Attachments

**RESCISSION OF UNOBLIGATED BALANCES OF CONTRACT AUTHORITY**  
*Pursuant to Section 10212 of SAFETEA-LU (P.L. 109-59), as Amended, and*  
*Section 1132 of the Energy Independence Security Act of 2007 (EISA),*

<u>STATE</u>	<u>Pursuant to Sect. 1132 of EISA</u>	<u>Pursuant to Sect. 10212 of SAFETEA-LU</u>	<u>Total To Be Rescinded</u>
ALABAMA	\$162,422,705	\$13,238,776	\$175,661,481
ALASKA	80,258,283	468,932	80,727,215
ARIZONA	168,110,315	2,290,619	170,400,934
ARKANSAS	108,845,510	263,960	109,109,470
CALIFORNIA	785,820,478	7,721,081	793,541,559
COLORADO	114,296,348	387,404	114,683,752
CONNECTICUT	119,080,552	309,694	119,390,246
DELAWARE	34,393,696	221,857	34,615,553
DIST. OF COL.	34,367,512	221,857	34,589,369
FLORIDA	441,541,449	1,294,522	442,835,971
GEORGIA	310,754,675	5,409,142	316,163,817
HAWAII	38,324,315	221,857	38,546,172
IDAHO	64,852,171	466,690	65,318,861
ILLINOIS	288,844,180	1,034,474	289,878,654
INDIANA	217,486,727	533,870	218,020,597
IOWA	97,274,538	271,578	97,546,116
KANSAS	91,558,086	267,406	91,825,492
KENTUCKY	134,378,789	16,360,539	150,739,328
LOUISIANA	134,538,932	398,530	134,937,462
MAINE	37,754,382	2,502,151	40,256,533
MARYLAND	137,860,210	2,584,712	140,444,922
MASSACHUSETTS	146,639,592	501,229	147,140,821
MICHIGAN	256,658,178	6,017,456	262,675,634
MINNESOTA	131,573,132	1,198,428	132,771,560
MISSISSIPPI	100,984,497	1,715,094	102,699,591
MISSOURI	201,253,235	477,133	201,730,368
MONTANA	82,245,730	1,520,968	83,766,698
NEBRASKA	64,419,048	222,921	64,641,969
NEVADA	61,110,241	248,929	61,359,170
NEW HAMPSHIRE	40,821,545	280,228	41,101,773
NEW JERSEY	232,074,247	706,185	232,780,432
NEW MEXICO	81,790,863	527,364	82,318,227
NEW YORK	395,728,816	11,225,187	406,954,003
NORTH CAROLINA	238,920,391	10,296,116	249,216,507
NORTH DAKOTA	52,377,538	2,010,877	54,388,415
OHIO	300,635,649	6,622,258	307,257,907
OKLAHOMA	135,496,421	315,855	135,812,276
OREGON	98,156,426	299,626	98,456,052
PENNSYLVANIA	374,596,576	30,162,689	404,759,265
RHODE ISLAND	44,208,991	221,857	44,430,848
SOUTH CAROLINA	144,037,697	1,307,609	145,345,306
SOUTH DAKOTA	57,538,757	221,857	57,760,614
TENNESSEE	179,691,242	10,453,254	190,144,496
TEXAS	728,707,560	11,605,850	740,313,410
UTAH	64,620,916	272,893	64,893,809
VERMONT	34,753,924	1,753,682	36,507,606
VIRGINIA	221,186,542	8,700,939	229,887,481
WASHINGTON	144,955,555	2,723,119	147,678,674
WEST VIRGINIA	73,270,416	20,357,610	93,628,026
WISCONSIN	171,020,687	452,383	171,473,070
WYOMING	56,650,631	221,857	56,872,488
<b>TOTAL</b>	<b>\$8,518,888,896</b>	<b>\$189,111,104</b>	<b>\$8,708,000,000</b>







**ADJUSTMENT OF AMOUNTS TO BE RESCINDED**  
*Pursuant to Title XI, Subtitle D, Section 1132(b) of the Energy Independence and Security Act of 2007*

State: \_\_\_\_\_

Amount Remaining To Be Rescinded			Programs From Which to Adjust the Remaining Amount To Be Rescinded		
Program Code	Program Title	Amount	Program Code	Program Title	Unobligated Balance to Rescind
<b>Total:</b>		<b>\$0.00</b>	<b>Total:</b>		<b>\$0.00</b>

**CALCULATION OF AMOUNTS OF UNOBLIGATED BALANCES TO BE RESCINDED ON SEPTEMBER 30, 2009  
UNDER THE PROVISIONS IN TITLE IX, SUBTITLE D, SECTION 1132(a) OF THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007  
FROM AREAS WITHIN A STATE WITH AN URBANIZED POPULATION GREATER THAN 200,000**

<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>Alabama</b>	Birmingham	3,598,603
	Columbus	265,470
	Huntsville	1,156,413
	Mobile	1,722,285
	Pensacola	<u>10,347</u>
	<b>Total</b>	6,753,118
<b>Alaska</b>	Anchorage	<u>0</u>
		<b>Total</b>
<b>Arizona</b>	Phoenix—Mesa	13,175,047
	Tucson	<u>3,265,041</u>
		<b>Total</b>
<b>Arkansas</b>	Little Rock	2,085,304
	Memphis	<u>219,687</u>
		<b>Total</b>
<b>California</b>	Antioch	654,090
	Bakersfield	1,190,772
	Concord	1,661,216
	Fresno	1,668,127
	Indio--Cathedral City--Palm Springs	766,110
	Lancaster—Palmdale	792,191
	Los Angeles--Long Beach--Santa Ana	35,439,807
	Mission Viejo	1,602,271
	Modesto	934,717
	Oxnard	1,014,816
	Riverside—San Bernardino	4,529,567
	Sacramento	4,188,927
	San Diego	8,039,493
	San Francisco—Oakland	9,705,353
	San Jose	4,624,245
	Santa Rosa	857,951
	Stockton	942,073
Temecula—Murrieta	690,821	
Thousand Oaks	634,247	
Victorville—Hesperia—Apple Valley	<u>602,521</u>	
	<b>Total</b>	80,539,315
<b>Colorado</b>	Colorado Springs	1,763,474
	Denver-Aurora	7,509,405
	Fort Collins	<u>782,221</u>
		<b>Total</b>
<b>Connecticut</b>	Bridgeport--Stamford	2,730,939
	Hartford	2,748,241
	New Haven	1,714,761
	New York--Newark	820
	Springfield	310,020
	Worcester	<u>36,311</u>
	<b>Total</b>	7,541,092
<b>Delaware</b>	Philadelphia	<u>3,092,680</u>
		<b>Total</b>
<b>District of Columbia</b>	Washington (MD-VA)	<u>4,705,562</u>
		<b>Total</b>

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<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>Florida</b>	Bonita Springs--Naples	965,366
	Cape Coral	1,438,801
	Daytona Beach--Port Orange	1,114,161
	Jacksonville	3,849,645
	Miami	21,462,821
	Orlando	5,050,123
	Palm Bay—Melbourne	1,716,005
	Pensacola	1,404,410
	Port St. Lucie	1,181,446
	Sarasota—Bradenton	2,440,037
	Tallahassee	891,231
Tampa—St. Petersburg	<u>8,998,433</u>	
	<b>Total</b>	50,512,479
<b>Georgia</b>	Atlanta	19,862,391
	Augusta-Richmond County	1,419,085
	Chattanooga	373,090
	Columbus	1,097,413
	Savannah	<u>1,185,476</u>
	<b>Total</b>	23,937,455
<b>Hawaii</b>	Honolulu	0
		<b>Total</b>
<b>Idaho</b>	Boise City	1,653,167
	Spokane	<u>346</u>
		<b>Total</b>
<b>Illinois</b>	Chicago	24,925,389
	Davenport	446,640
	Peoria	794,486
	Rockford	869,192
	Round Lake Beach--McHenry--Grayslake	665,560
	St. Louis	<u>1,148,763</u>
	<b>Total</b>	28,850,030
<b>Indiana</b>	Chicago	2,788,200
	Cincinnati	22,900
	Evansville	934,116
	Fort Wayne	1,449,871
	Indianapolis	6,141,511
	Louisville	619,467
South Bend	<u>1,220,811</u>	
	<b>Total</b>	13,176,876
<b>Iowa</b>	Davenport	640,987
	Des Moines	1,803,641
	Omaha	<u>311,176</u>
	<b>Total</b>	2,755,804
<b>Kansas</b>	Kansas City	3,152,739
	Wichita	<u>2,367,148</u>
	<b>Total</b>	5,519,887
<b>Kentucky</b>	Cincinnati	1,231,819
	Evansville	116,855
	Lexington-Fayette	1,102,919
	Louisville	<u>3,254,503</u>
	<b>Total</b>	5,706,096
<b>Louisiana</b>	Baton Rouge	1,673,772
	New Orleans	3,526,603
	Shreveport	<u>961,640</u>
		<b>Total</b>

**CALCULATION OF AMOUNTS OF UNOBLIGATED BALANCES TO BE RESCINDED ON SEPTEMBER 30, 2009  
UNDER THE PROVISIONS IN TITLE IX, SUBTITLE D, SECTION 1132(a) OF THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007  
FROM AREAS WITHIN A STATE WITH AN URBANIZED POPULATION GREATER THAN 200,000**

<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>Maryland</b>	Baltimore	6,502,331
	Philadelphia	69,309
	Washington	<u>4,924,877</u>
	<b>Total</b>	11,496,517
<b>Massachusetts</b>	Barnstable Town	580,872
	Boston	9,381,154
	Providence	590,116
	Springfield	1,138,422
	Worcester	<u>997,964</u>
	<b>Total</b>	12,688,528
<b>Michigan</b>	Ann Arbor	1,128,652
	Detroit	15,517,758
	Flint	1,451,428
	Grand Rapids	2,143,096
	Lansing	1,192,768
	South Bend	135,965
	Toledo	<u>109,532</u>
	<b>Total</b>	21,679,199
<b>Minnesota</b>	Minneapolis—St. Paul	<u>11,063,904</u>
	<b>Total</b>	11,063,904
<b>Mississippi</b>	Gulfport—Biloxi	1,091,136
	Jackson	1,551,886
	Memphis	<u>349,379</u>
	<b>Total</b>	2,992,401
<b>Missouri</b>	Kansas City	3,974,988
	Springfield	1,069,243
	St. Louis	<u>8,555,130</u>
	<b>Total</b>	13,599,361
<b>Nebraska</b>	Lincoln	1,281,363
	Omaha	<u>3,182,179</u>
	<b>Total</b>	4,463,542
<b>Nevada</b>	Las Vegas	5,282,255
	Reno	<u>1,220,492</u>
	<b>Total</b>	6,502,747
<b>New Hampshire</b>	Boston	<u>427,825</u>
	<b>Total</b>	427,825
<b>New Jersey</b>	Allentown--Bethlehem	90,378
	Atlantic City	699,510
	New York--Newark	18,255,256
	Philadelphia	3,352,437
	Trenton	<u>826,652</u>
	<b>Total</b>	23,224,233
<b>New Mexico</b>	Albuquerque	3,438,749
	El Paso	<u>151,395</u>
	<b>Total</b>	3,590,144

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<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>New York</b>	Albany	1,183,403
	Bridgeport--Stamford	90,438
	Buffalo	2,067,877
	New York--Newark	25,132,962
	Poughkeepsie-Newburgh	745,217
	Rochester	1,470,176
	Syracuse	<u>851,680</u>
	<b>Total</b>	31,541,753
<b>North Carolina</b>	Asheville	917,154
	Charlotte	3,041,497
	Durham	1,191,286
	Fayetteville	1,143,982
	Greensboro	1,108,863
	Raleigh	2,241,565
	Winston-Salem	<u>1,238,864</u>
	<b>Total</b>	10,883,211
<b>Ohio</b>	Akron	2,022,268
	Canton	945,480
	Cincinnati	4,321,019
	Cleveland	6,336,346
	Columbus	4,018,871
	Dayton	2,494,765
	Toledo	1,686,205
	Youngstown	<u>1,338,978</u>
	<b>Total</b>	23,163,932
<b>Oklahoma</b>	Oklahoma City	4,955,897
	Tulsa	<u>3,319,837</u>
	<b>Total</b>	8,275,734
<b>Oregon</b>	Eugene	851,460
	Portland	4,935,477
	Salem	<u>787,538</u>
	<b>Total</b>	6,574,475
<b>Pennsylvania</b>	Allentown--Bethlehem	1,651,790
	Harrisburg	1,095,390
	Lancaster	976,944
	Philadelphia	10,790,267
	Pittsburgh	5,293,447
	Reading	725,457
	Scranton	1,163,191
	Youngstown	<u>120,439</u>
	<b>Total</b>	21,816,925
<b>Rhode Island</b>	Boston	4,885
	Providence	<u>4,058,026</u>
	<b>Total</b>	4,062,911
<b>South Carolina</b>	Augusta-Richmond County	480,184
	Charleston--North Charleston	2,375,701
	Charlotte	135,497
	Columbia	2,359,580
	Greenville	<u>1,695,573</u>
	<b>Total</b>	7,046,535

**CALCULATION OF AMOUNTS OF UNOBLIGATED BALANCES TO BE RESCINDED ON SEPTEMBER 30, 2009  
UNDER THE PROVISIONS IN TITLE IX, SUBTITLE D, SECTION 1132(a) OF THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007  
FROM AREAS WITHIN A STATE WITH AN URBANIZED POPULATION GREATER THAN 200,000**

<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>Tennessee</b>	Chattanooga	1,271,869
	Knoxville	1,922,348
	Memphis	3,975,598
	Nashville-Davidson	<u>3,433,857</u>
	<b>Total</b>	10,603,672
<b>Texas</b>	Austin	4,733,824
	Corpus Christi	1,542,697
	Dallas-Fort Worth--Arlington	21,758,938
	Denton-Lewisville	1,573,653
	El Paso	3,403,538
	Houston	20,062,850
	Lubbock	1,061,400
	McAllen	2,745,778
	San Antonio	<u>6,967,810</u>
<b>Total</b>	63,850,488	
<b>Utah</b>	Ogden—Layton	1,640,474
	Provo—Orem	1,192,007
	Salt Lake City	<u>3,484,210</u>
	<b>Total</b>	6,316,691
<b>Virginia</b>	Richmond	3,659,368
	Virginia Beach	6,231,730
	Washington	<u>7,996,032</u>
	<b>Total</b>	17,887,130
<b>Washington</b>	Portland	875,687
	Seattle	8,349,857
	Spokane	<u>1,030,726</u>
	<b>Total</b>	10,256,270
<b>Wisconsin</b>	Madison	1,657,761
	Milwaukee	6,584,666
	Round Lake Beach--McHenry--Grayslake	<u>99,536</u>
	<b>Total</b>	8,341,963
<b>Puerto Rico</b>	San Juan	0
	Aguadilla-Isabela-San Sebastián	<u>0</u>
	<b>Total</b>	0
<b>GRAND TOTAL</b>		612,056,192

**MAXIMUM AMOUNT OF UNOBLIGATED BALANCES TO BE RESCINDED ON SEPTEMBER 30, 2009  
UNDER THE PROVISIONS IN TITLE IX, SUBTITLE D, SECTION 1132(b) OF THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007  
FROM AREAS WITHIN A STATE WITH AN URBANIZED POPULATION GREATER THAN 200,000**

<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>Alabama</b>	Birmingham	3,958,464
	Columbus	292,017
	Huntsville	1,272,054
	Mobile	1,894,514
	Pensacola	<u>11,381</u>
	<b>Total</b>	7,428,430
<b>Alaska</b>	Anchorage	<u>0</u>
		<b>Total</b>
<b>Arizona</b>	Phoenix—Mesa	14,492,552
	Tucson	<u>3,591,545</u>
		<b>Total</b>
<b>Arkansas</b>	Little Rock	2,293,834
	Memphis	<u>241,656</u>
		<b>Total</b>
<b>California</b>	Antioch	719,499
	Bakersfield	1,309,849
	Concord	1,827,338
	Fresno	1,834,940
	Indio--Cathedral City--Palm Springs	842,721
	Lancaster—Palmdale	871,410
	Los Angeles--Long Beach--Santa Ana	38,983,788
	Mission Viejo	1,762,498
	Modesto	1,028,188
	Oxnard	1,116,298
	Riverside—San Bernardino	4,982,523
	Sacramento	4,607,820
	San Diego	8,843,442
	San Francisco—Oakland	10,675,889
	San Jose	5,086,670
	Santa Rosa	943,746
	Stockton	1,036,280
Temecula—Murrieta	759,903	
Thousand Oaks	697,671	
Victorville—Hesperia—Apple Valley	<u>662,773</u>	
	<b>Total</b>	88,593,246
<b>Colorado</b>	Colorado Springs	1,939,821
	Denver-Aurora	8,260,346
	Fort Collins	<u>860,443</u>
		<b>Total</b>
<b>Connecticut</b>	Bridgeport--Stamford	3,004,032
	Hartford	3,023,065
	New Haven	1,886,237
	New York--Newark	902
	Springfield	341,022
	Worcester	<u>39,943</u>
	<b>Total</b>	8,295,201
<b>Delaware</b>	Philadelphia	<u>3,401,947</u>
		<b>Total</b>
<b>District of Columbia</b>	Washington (MD-VA)	<u>5,176,119</u>
		<b>Total</b>



**MAXIMUM AMOUNT OF UNOBLIGATED BALANCES TO BE RESCINDED ON SEPTEMBER 30, 2009  
UNDER THE PROVISIONS IN TITLE IX, SUBTITLE D, SECTION 1132(b) OF THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007  
FROM AREAS WITHIN A STATE WITH AN URBANIZED POPULATION GREATER THAN 200,000**

<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>Florida</b>	Bonita Springs--Naples	1,061,903
	Cape Coral	1,582,681
	Daytona Beach--Port Orange	1,225,577
	Jacksonville	4,234,609
	Miami	23,609,103
	Orlando	5,555,135
	Palm Bay—Melbourne	1,887,606
	Pensacola	1,544,851
	Port St. Lucie	1,299,590
	Sarasota—Bradenton	2,684,041
	Tallahassee	980,354
Tampa—St. Petersburg	<u>9,898,276</u>	
	<b>Total</b>	55,563,726
<b>Georgia</b>	Atlanta	21,848,630
	Augusta-Richmond County	1,560,994
	Chattanooga	410,398
	Columbus	1,207,155
	Savannah	<u>1,304,023</u>
	<b>Total</b>	26,331,200
<b>Hawaii</b>	Honolulu	0
		<b>Total</b>
<b>Idaho</b>	Boise City	1,818,484
	Spokane	<u>380</u>
		<b>Total</b>
<b>Illinois</b>	Chicago	27,417,928
	Davenport	491,304
	Peoria	873,934
	Rockford	956,112
	Round Lake Beach--McHenry--Grayslake	732,116
	St. Louis	<u>1,263,639</u>
	<b>Total</b>	31,735,033
<b>Indiana</b>	Chicago	3,067,020
	Cincinnati	25,190
	Evansville	1,027,527
	Fort Wayne	1,594,858
	Indianapolis	6,755,662
	Louisville	681,414
	South Bend	<u>1,342,892</u>
	<b>Total</b>	14,494,563
<b>Iowa</b>	Davenport	705,086
	Des Moines	1,984,005
	Omaha	<u>342,294</u>
		<b>Total</b>
<b>Kansas</b>	Kansas City	3,468,013
	Wichita	<u>2,603,863</u>
		<b>Total</b>
<b>Kentucky</b>	Cincinnati	1,355,001
	Evansville	128,541
	Lexington-Fayette	1,213,211
	Louisville	<u>3,579,952</u>
	<b>Total</b>	6,276,705
<b>Louisiana</b>	Baton Rouge	1,841,150
	New Orleans	3,879,263
	Shreveport	<u>1,057,804</u>
		<b>Total</b>

**MAXIMUM AMOUNT OF UNOBLIGATED BALANCES TO BE RESCINDED ON SEPTEMBER 30, 2009  
UNDER THE PROVISIONS IN TITLE IX, SUBTITLE D, SECTION 1132(b) OF THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007  
FROM AREAS WITHIN A STATE WITH AN URBANIZED POPULATION GREATER THAN 200,000**

<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>Maryland</b>	Baltimore	7,152,565
	Philadelphia	76,240
	Washington	<u>5,417,364</u>
	<b>Total</b>	12,646,169
<b>Massachusetts</b>	Barnstable Town	638,959
	Boston	10,319,270
	Providence	649,128
	Springfield	1,252,264
	Worcester	<u>1,097,760</u>
	<b>Total</b>	13,957,381
<b>Michigan</b>	Ann Arbor	1,241,517
	Detroit	17,069,533
	Flint	1,596,571
	Grand Rapids	2,357,406
	Lansing	1,312,045
	South Bend	149,562
	Toledo	<u>120,485</u>
	<b>Total</b>	23,847,119
<b>Minnesota</b>	Minneapolis—St. Paul	<u>12,170,295</u>
	<b>Total</b>	12,170,295
<b>Mississippi</b>	Gulfport—Biloxi	1,200,250
	Jackson	1,707,074
	Memphis	<u>384,317</u>
	<b>Total</b>	3,291,641
<b>Missouri</b>	Kansas City	4,372,486
	Springfield	1,176,167
	St. Louis	<u>9,410,644</u>
	<b>Total</b>	14,959,297
<b>Nebraska</b>	Lincoln	1,409,500
	Omaha	<u>3,500,397</u>
	<b>Total</b>	4,909,897
<b>Nevada</b>	Las Vegas	5,810,480
	Reno	<u>1,342,542</u>
	<b>Total</b>	7,153,022
<b>New Hampshire</b>	Boston	<u>470,607</u>
	<b>Total</b>	470,607
<b>New Jersey</b>	Allentown--Bethlehem	99,415
	Atlantic City	769,461
	New York--Newark	20,080,782
	Philadelphia	3,687,681
	Trenton	<u>909,317</u>
	<b>Total</b>	25,546,656
<b>New Mexico</b>	Albuquerque	3,782,625
	El Paso	<u>166,534</u>
	<b>Total</b>	3,949,159

**MAXIMUM AMOUNT OF UNOBLIGATED BALANCES TO BE RESCINDED ON SEPTEMBER 30, 2009  
UNDER THE PROVISIONS IN TITLE IX, SUBTITLE D, SECTION 1132(b) OF THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007  
FROM AREAS WITHIN A STATE WITH AN URBANIZED POPULATION GREATER THAN 200,000**

<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>New York</b>	Albany	1,301,744
	Bridgeport--Stamford	99,482
	Buffalo	2,274,665
	New York--Newark	27,646,257
	Poughkeepsie-Newburgh	819,738
	Rochester	1,617,194
	Syracuse	<u>936,848</u>
	<b>Total</b>	34,695,928
<b>North Carolina</b>	Asheville	1,008,869
	Charlotte	3,345,647
	Durham	1,310,415
	Fayetteville	1,258,380
	Greensboro	1,219,750
	Raleigh	2,465,722
	Winston-Salem	<u>1,362,750</u>
	<b>Total</b>	11,971,533
<b>Ohio</b>	Akron	2,224,495
	Canton	1,040,027
	Cincinnati	4,753,120
	Cleveland	6,969,981
	Columbus	4,420,758
	Dayton	2,744,242
	Toledo	1,854,826
	Youngstown	<u>1,472,876</u>
	<b>Total</b>	25,480,325
<b>Oklahoma</b>	Oklahoma City	5,451,487
	Tulsa	<u>3,651,821</u>
	<b>Total</b>	9,103,308
<b>Oregon</b>	Eugene	936,606
	Portland	5,429,025
	Salem	<u>866,292</u>
	<b>Total</b>	7,231,923
<b>Pennsylvania</b>	Allentown--Bethlehem	1,816,969
	Harrisburg	1,204,929
	Lancaster	1,074,639
	Philadelphia	11,869,294
	Pittsburgh	5,822,792
	Reading	798,003
	Scranton	1,279,510
Youngstown	<u>132,482</u>	
	<b>Total</b>	23,998,618
<b>Rhode Island</b>	Boston	5,374
	Providence	<u>4,463,828</u>
	<b>Total</b>	4,469,202
<b>South Carolina</b>	Augusta-Richmond County	528,203
	Charleston--North Charleston	2,613,271
	Charlotte	149,047
	Columbia	2,595,538
	Greenville	<u>1,865,130</u>
	<b>Total</b>	7,751,189

**MAXIMUM AMOUNT OF UNOBLIGATED BALANCES TO BE RESCINDED ON SEPTEMBER 30, 2009  
UNDER THE PROVISIONS IN TITLE IX, SUBTITLE D, SECTION 1132(b) OF THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007  
FROM AREAS WITHIN A STATE WITH AN URBANIZED POPULATION GREATER THAN 200,000**

<u>STATE</u>	<u>URBANIZED AREA</u>	<u>DISTRIBUTION</u>
<b>Tennessee</b>	Chattanooga	1,399,056
	Knoxville	2,114,583
	Memphis	4,373,158
	Nashville-Davidson	<u>3,777,243</u>
	<b>Total</b>	11,664,040
<b>Texas</b>	Austin	5,207,206
	Corpus Christi	1,696,967
	Dallas-Fort Worth--Arlington	23,934,831
	Denton-Lewisville	1,731,019
	El Paso	3,743,892
	Houston	22,069,135
	Lubbock	1,167,540
	McAllen	3,020,355
	San Antonio	<u>7,664,591</u>
	<b>Total</b>	70,235,536
<b>Utah</b>	Ogden—Layton	1,804,521
	Provo—Orem	1,311,208
	Salt Lake City	<u>3,832,631</u>
	<b>Total</b>	6,948,360
<b>Virginia</b>	Richmond	4,025,304
	Virginia Beach	6,854,903
	Washington	<u>8,795,636</u>
	<b>Total</b>	19,675,843
<b>Washington</b>	Portland	963,255
	Seattle	9,184,843
	Spokane	<u>1,133,799</u>
	<b>Total</b>	11,281,897
<b>Wisconsin</b>	Madison	1,823,537
	Milwaukee	7,243,133
	Round Lake Beach--McHenry--Grayslake	<u>109,490</u>
	<b>Total</b>	9,176,160
<b>Puerto Rico</b>	San Juan	0
	Aguadilla-Isabela-San Sebastián	<u>0</u>
	<b>Total</b>	0
	<b>GRAND TOTAL</b>	673,261,814