

the data item must be omitted, * * *.” A similar modification is made at General Instruction 5(B).

In the instruction manual for the Index of Customers, the last sentence of the Purpose section is revised to clarify that the electronic file must be downloadable from the pipeline's EBB.

Minor Changes Common to Both Sets of Instructions

Staff desires to make several minor modifications to correct typographical errors and make other corrections. Due to experience gained from the filing of the Index of Customers and discount rate reports in April, several instructions are added or clarified to avoid confusion.

The section, What to Submit, now instructs the pipeline on the proper contents of a revised filing. The instructions applicable to the Report Date are clarified. The Report Date is the date the pipeline expects to file the report with the Secretary of the Commission. In other words, the Report Date is the anticipated filing date.

The instructions concerning the footnote record are revised. The data item, Footnote ID, is renamed Footnote Number to avoid confusion with a data item of the same name on the detail record. The format of this data item is changed to numeric. The instruction is rewritten to ensure that only the number of the footnote is reported on the footnote record. The proper format for the footnote record is displayed at page 10 of the instructions.

Recently issued pipeline ID codes are added to the pipeline ID code listing. Erroneous pipeline ID codes are corrected. Several pipeline names are also corrected.

In the appendix containing the file creation hints, instructions for saving a tab delimited file in Wordperfect 6.0 are added.

Modifications Unique to the Index of Customers

In the instructions concerning the detail record, the definition of the data item, Max Storage Quantity, is clarified. There has been some confusion over which storage contract quantity the Commission requires to be reported. The Max Storage Quantity is the largest quantity of natural gas the pipeline is obligated to store for the shipper under the reported contract. The commission does not want a daily injection or withdrawal quantity reported in this field. Similarly, a pipeline must not report the daily injection or withdrawal quantity in the field reserved for the data item, Max Daily Transportation Quantity.

Staff would also like to bring to the pipelines' attention two instructions to which some pipelines are not adhering. First, the regulation at 18 CFR 284.106(c)(3)(i) requires the pipeline to report the full legal name of the customer. Some of the indices received to date do not reflect the full legal name of the customers.

Several guidelines should be followed when recording a customer's name. Take care to check the correct spelling of the name. TransCanada Pipelines Limited was spelled also TransCanada PipeLines Limited. Do not leave words out of a customer's name. The name, Washington Gas Light Company, was submitted correctly in some instances but also incorrectly as, Washington Gas Light, and Washington Gas.

Pay attention to punctuation and do not abbreviate words within the name. NGC Transportation, Inc. was spelled: NGC Transportation Inc. NGC Transportation, Inc. NGC TRANSPORTATION, INC. NGC TRANS., INC.

By far, however, the most common error is the omission of the words company, corporation, or Inc. The pipeline must report the full legal name of the shipper.

The regulation at 18 CFR 284.106(c)(3) requires the pipeline to report all firm transportation or storage service contracts. Individually certificated contracts appearing in Volume No. 2 of the pipeline's FERC Gas Tariff must be included. Several pipelines appear to have excluded these contracts from their indices. All firm transportation and storage contracts must be reported in the Index of Customers, including individually certificated transactions.

Modifications Unique to the Discount Rate Report

The Commission received several discount rate reports in April which did not contain a paper copy of the report. The Commission requires a paper copy filing of the discount rate report. To avoid any further confusion, an instruction is added in the section, What to Submit, requiring an original and at least five paper copies of the letter of transmittal and of the data items required by 18 CFR 284.7(c)(6) to accompany the electronic filing.

The section, When to Submit, is modified to clarify that all reports submitted subsequent to the report due for March must comply with the electronic filing instructions. All resubmissions filed after April 15, 1996, therefore, no matter to what billing periods they apply, must be filed electronically.

General Instruction 3 clarifies the file naming convention. Resubmissions for prior months must be segregated into separate files. However, they may be filed on a single diskette if submitted under the cover of a single letter of transmittal.

General Instruction 5(C) is revised to refer to the measurement basis to be used when reporting the maximum and discounted rates. All of the rates must be reported on the same measurement basis as the rates reported in the pipeline's FERC Gas Tariff. General Instruction 5(E) is modified to remind pipelines not to include dollar signs when reporting rates. General Instruction 7(B) is deleted since no rate schedules are reported in the discount rate report.

The format for the paper copy of the discount rate report is unspecified. Several pipelines have simply printed on paper the contents of the electronic file. This is an acceptable format with the following modifications:

(a) The pipeline must add column headers to the data to explain the contents of each column.

(b) The Item ID must appear in the column heading for each data item so the Footnote ID can be properly interpreted.

Conclusion

The filing requirements and regulations have been carefully crafted to ensure the data submitted by the pipelines is compatible with typical computer processing techniques. It is imperative for pipelines to adhere closely to the instructions to ensure the data's usefulness. Where a pipeline's data on file with the Commission does not conform to the regulations and filing requirements, we would expect to see a revision filed to bring the data into conformance.

Lois D. Cashell,

Secretary.

[FR Doc. 96-13352 Filed 5-28-96; 8:45 am]

BILLING CODE 6717-01-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5510-5]

Agency Information Collection Activities Up for Renewal; Neshap for Benzene Emissions for Benzene Waste Operations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C.

3501 *et seq.*), this notice announces that the Information Collection Request (ICR) listed below is coming up for renewal. Before submitting the renewal package to the Office of Management and Budget (OMB), EPA is soliciting comments on specific aspects of the collection as described below.

DATES: Comments must be submitted on or before July 29, 1996.

ADDRESSES: United States Environmental Protection Agency, Office of Enforcement and Compliance Assurance, Office of Compliance, Manufacturing, Energy and Transportation Division, Energy and Transportation Branch (2223A), 401 M Street, SW, Washington, DC. 20460.

FOR FURTHER INFORMATION CONTACT: Mr. Rafael Sanchez, United States Environmental Protection Agency, Office of Enforcement and Compliance Assurance, Office of Compliance, Manufacturing, Energy and Transportation Division, Energy and Transportation Branch (2223A), 401 M Street, SW. Telephone: (202) 564-7028. Facsimile: (202) 564-0039. Internet: Sanchez.Rafael@EPAMAIL.EPA.GOV

SUPPLEMENTARY INFORMATION:

Affected entities: Entities affected by this action are facilities which generate wastes that contain benzene, such as chemical manufacturing plants, coke by-product recovery plants, and petroleum refineries. Other affected entities are those owners and operators of hazardous waste treatment, storage, and disposal facilities (TSDF) which receive wastes from the above facilities.

Title: NESHAP for Benzene Emissions for Benzene Waste Operations—40 CFR part 61, subpart FF, OMB No. 2060-0183, Expiration Date: 8/31/96.

Abstract: The National Emission Standards for Benzene Emissions for Benzene Waste Operations were promulgated on March 7, 1990. Due to widespread confusion among affected industries concerning key provisions of the rule, EPA issued a stay of effectiveness of subpart FF on March 5, 1992 (57 FR 8012). The stay remained in effect until January 7, 1993, when EPA promulgated clarifying amendments to Subpart FF. The standards are codified at 40 CFR part 61, subpart FF.

The provisions of this subpart apply to owners and operators of chemical manufacturing plants, coke by-product recovery plants, and petroleum refineries. In addition, this subpart applies to owners and operators of hazardous waste treatment, storage, and disposal facilities that treat, store, or

dispose of hazardous waste generated from the above facilities.

The calculation of total annual benzene (TAB) quantity in all aqueous waste streams determines whether a facility is subject to control requirements of the rule. A facility at or above the TAB threshold in the rule of 10 megagram per year (Mg/yr) is required to control each benzene waste stream at the facility, or demonstrate that the waste stream meets a criterion in the rule for exemption from control. A facility with a TAB below 10 Mg/yr is only subject to the rule's reporting and record keeping provisions, unless the facility receives a waste from offsite that must be controlled in order to meet Subpart FF, in which case that waste must be controlled. A facility with a TAB less than 1 Mg/yr is only subject to maintain documentation of the quantity of benzene in the waste.

Owners or operators of the affected facilities described above must make the following one-time-only notices or reports: notification of anticipated startup; notification of actual startup; notification of an emission test; report following an emission test; notification of any physical/operational changes (i.e., modification) that could increase emissions, a monitoring system performance test; and a report following a monitoring system performance test. These notifications and reports are general provisions and required of all sources subject to any NESHAP.

Reporting requirements specific to benzene waste operations include submission, within 90 days after January 7, 1993, or by the initial startup for a new source, of an initial report that summarizes the regulatory status of each waste stream containing benzene. Each owner or operator who has no benzene onsite in wastes, products, byproducts, or intermediary shall submit an initial report that is a statement to this effect.

If the TAB quantity from facility waste is less than 1 Mg/yr, then the owner and operator shall submit a report that updates its regulatory status whenever there is a change in the process that may cause the TAB to increase.

If the TAB is less than 10 Mg/yr, but equal to or greater than 1 Mg/yr, then the owner or operator shall submit a report that updates the regulatory status of each waste stream containing benzene. The report shall be submitted annually and whenever there is a change in the process generating the waste stream that could cause the total annual benzene quantity from facility waste to increase to 10 Mg/yr or more. If the information in the annual report does not change in the following year,

the owner or operator may submit a statement to that effect.

If the total annual benzene quantity from facility waste is equal to or greater than 10 Mg/yr, then the owner or operator shall submit the following reports:

(1) Within 90 days after January 7, 1993, or by the date of initial startup for a new source with an initial startup after the effective date, a certification that the equipment necessary to comply with these standards has been installed, and that the required initial inspections or tests have been carried out in accordance with this subpart.

(2) Beginning on the date that the equipment necessary to comply with these standards has been certified, the owner or operator shall submit, annually, a report that updates the regulatory status of each stream.

(3) Beginning three months after the date that the equipment necessary to comply with these standards has been certified, the owner or operator shall submit, quarterly, a certification that all the required inspections have been carried out in accordance with the requirements of this subpart.

(4) Beginning three months after the date that the equipment necessary to comply with these standards has been certified, the owner or operator shall submit a report, quarterly, that summarizes all the monitoring of operations.

(5) Beginning one year after the date that the equipment necessary to comply with these standards has been certified, the owner or operator shall submit, annually, a report that summarizes all inspections during which detectable emissions are measured or a problem (such as a broken seal, gap or other problem) that could result in benzene emissions is identified, including information about the repairs or corrective action taken.

Monitoring and record keeping requirements specific to benzene waste operations include maintaining records that identify each waste stream at the facility subject to this subpart, and indicate whether the waste stream is controlled for benzene emissions in accordance with this subpart. In addition, the owner or operator shall maintain the following records:

(1) For each waste stream not controlled for benzene emissions in accordance with this subpart, the records shall include all test results, measurements, calculations, and other documentation used to determine the following information for the waste stream: waste stream identification, water content, whether or not the waste stream is a process wastewater stream,

annual waste quantity, range of benzene concentrations, annual average flow-weighted benzene concentration, and annual benzene quantity.

(2) For each process wastewater stream not controlled for benzene emissions, the records shall include all measurements, calculations, and other documentation used to determine that the continuous flow of process wastewater is less than 0.02 liters per minute, or the annual waste quantity of process wastewater is less than 10 Mg/yr.

(3) For each facility where process wastewater streams are controlled for benzene emissions, the records shall include for each treated process wastewater stream: all measurements, calculations, and other documentation used to determine the annual benzene quantity in the process wastewater stream exiting the treatment process.

(4) For each facility where wastewater streams are controlled for benzene emissions, the records shall include all measurements, calculations, and other documentation used to determine the annual benzene quantity in the wastewater streams exiting wastewater treatment systems at the facility.

(5) Owners or operators transferring waste off-site to another facility for treatment shall maintain documentation for each offsite waste shipment that includes the following information: date waste is shipped offsite, quantity of waste shipped offsite, name and address of the facility receiving the waste, and a copy of the notice sent with the waste shipment.

(6) An owner or operator using control equipment, shall maintain engineering design documentation for all control equipment installed on the waste management unit. The documentation shall be retained for the life of the control equipment.

The EPA would like to solicit comments to:

(i) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(ii) Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information;

(iii) Enhance the quality, utility, and clarity of the information to be collected; and

(iv) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated collection techniques or other forms of information

technology, e.g., permitting electronic submission of responses.

Burden Statement

Most of the industry costs associated with the information collection activity in the standards are labor. The current average annual burden to industry from these record keeping and reporting requirements is estimated at 17,028 person-hours. The respondent costs have been calculated based on \$14.50 per hour plus 110 percent overhead. The current average annual burden to industry is estimated to be \$518,503.

Based upon available information, it has been estimated that 395 facilities are subject to the standards, and 140 of those are estimated to have more than 10 Mg/yr of benzene in the waste. In addition, EPA estimates that these 140 facilities have a total of 2,819 waste streams per facility for which initial benzene concentration determination could be made. A total of 57 facilities are estimated to have more than 50 Mg/yr of benzene in their wastes and are expected to apply controls without applying for exceptions.

No person is required to respond to a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are displayed in 40 CFR part 9.

Send comments regarding these matters, or any aspect of the information collection, including suggestions for reducing the burden, to the address listed above.

Dated: May 17, 1995.

Elaine G. Stanley,

Director, Office of Compliance.

[FR Doc. 96-13436 Filed 5-28-96; 8:45 am]

BILLING CODE 6560-50-P

[FRL-5511-3]

Proposed Settlement Agreement, Determinations of Attainment of the Ozone Standard by Pittsburgh-Beaver Valley, Pennsylvania and Reading, Pennsylvania Ozone Nonattainment Areas

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed settlement agreement; request for public comment.

SUMMARY: In accordance with Section 113(g) of the Clean Air Act ("Act"), notice is hereby given of a proposed settlement agreement concerning litigation instituted against the Environmental Protection Agency ("EPA") regarding EPA's July 19, 1995

determinations regarding the attainment of the ozone standard by the Pittsburgh-Beaver Valley, Pennsylvania, and Reading, Pennsylvania ozone nonattainment areas and the applicability of certain pollution control requirements, 60 Fed. Reg. 37,015 (July 19, 1995). *Delaware Valley Citizens' Council for Clean Air v. Browner*, No. 95-3494 (3rd Cir.) and *Delaware Valley Citizens' Council for Clean Air v. Browner*, No. 96-3086 (3rd Cir.).

The proposed settlement agreement provides that, no later than June 30, 1996, the EPA Regional Administrator, Region 3, will sign a notice of final rulemaking concerning the proposed Revocation of Determination of Attainment of Ozone Standard by the Pittsburgh-Beaver Ozone Nonattainment and Reinstatement of Applicability of Certain Reasonable Further Progress and Attainment Demonstration Requirements. 61 Fed. Reg. 5360 (Feb. 12, 1996). The proposed agreement also provides that, no later than July 31, 1996, the EPA Regional Administrator, Region 3, shall sign a notice of proposed rulemaking proposing action on the Commonwealth of Pennsylvania's request, submitted November 12, 1993, for EPA to redesignate to attainment for ozone the Reading, Pennsylvania ozone nonattainment area; and that the EPA Regional Administrator, Region 3 shall sign a notice of final rulemaking concerning the above request no later than December 31, 1996.

For a period of thirty [30] days following the date of publication of this notice, the Agency will receive written comments relating to the settlement. EPA or the Department of Justice may withhold or withdraw consent to the proposed settlement agreement if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act.

Copies of the settlement agreement are available from Sonja Lee, Air and Radiation Division (2344), Office of General Counsel, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460 (202) 260-7606. Written comments should be sent to Kendra Sagoff at the above address and must be submitted on or before June 28, 1996.

Dated: May 22, 1996.

Scott Fulton,

Acting General Counsel.

[FR Doc. 96-13433 Filed 5-28-96; 8:45 am]

BILLING CODE 6560-50-M