

information in accordance with Section 106 of the Historic Preservation Act.

4. A scoping meeting has been tentatively scheduled for December 10, 1996. Information regarding the scoping meeting for the EIS will be distributed through public notice and media releases.

5. The EIS is scheduled for public review December 1997.

Gregory D. Showalter,

Army Federal Register Liaison Officer.

[FR Doc. 96-28047 Filed 10-31-96; 8:45 am]

BILLING CODE 3710-20-M

DEPARTMENT OF ENERGY

Withdrawal of Notice of Intent To Prepare an Environmental Impact Statement for the Decontamination and Waste Treatment Facility at Lawrence Livermore National Laboratory, California

AGENCY: Department of Energy.

ACTION: Withdrawal of notice of intent to prepare an environmental impact statement.

SUMMARY: The U.S. Department of Energy today withdraws its Notice of Intent published on March 18, 1987 (52 FR 8503) to prepare an Environmental Impact Statement (EIS) for the Decontamination and Waste Treatment Facility (DWTF) at Lawrence Livermore National Laboratory (LLNL).

Copies of the 1996 DWTF EA and FONSI are available at the DOE/Oakland Operations Office: Office of Public Affairs, Department of Energy, 1301 Clay St. 100N, Oakland, CA 94612, 510-637-1762.

SUPPLEMENTARY INFORMATION: The Notice of Intent was first published in 1987 and was based on the original DWTF design. This design provided 8 new buildings totaling approximately 95,000 sq. ft. of new construction, including a liquid waste processing building, decontamination building, solid waste processing building, reactive materials building, storage building, operations support building, boiler/chiller building, and rotary kiln waste incinerator. The planned incinerator in the proposed project was the primary factor contributing to the decision in 1987 to prepare an EIS.

In 1993, the DWTF project design was significantly down-sized. The currently proposed DWTF project will upgrade and consolidate existing waste management operations at LLNL into new, more efficient facilities. There will be 5 buildings totaling 58,000 sq. ft. of new construction, including an operation support building, liquid waste

processing building, solid waste processing building, classified waste storage building, and a chemical exchange building. No incinerator is proposed to be built.

Because of these significant project design changes for the DWTF, an Environmental Assessment (EA) was prepared to determine whether the impacts of the project as now proposed would be significant, and, therefore warrant the preparation of an EIS. A Draft EA analyzing the impact of the DWTF as currently proposed was distributed for public review and comments on March 25, 1996, based on the final EA, which incorporates the public comments, as appropriate. A Finding of No Significant Impact (FONSI) was signed by the Manager of the Oakland Operations Office on June 12, 1996. The completion of the EA and the FONSI were advertised in the local newspaper. Both documents are available at the DOE reading room at 1301 Clay St., Oakland, CA; or will be mailed to interested parties upon request.

In the FONSI the Department has determined that an EIS is not required, and, therefore is withdrawing the March 18, 1987 Notice of Intent.

FOR FURTHER INFORMATION CONTACT: For further information on the DWTF project please contact: Mr. Phillip E. Hill, Director, Waste Management Division, Oakland Operations Office, U.S. Department of Energy, 1301 Clay St. 700N, Oakland, CA 94612-5208, 510-637-1625.

For general information on the DOE National Environmental Policy Act process, please contact: Carol Borgstrom, Director, Office of NEPA Policy and Assistance (EH-42), 1000 Independence Ave. SW, Washington, D.C. 20585, 202-586-4600 or leave a message at 1-800-472-2756.

James M. Turner,

Manager; Oakland Operations Office.

[FR Doc. 96-28102 Filed 10-31-96; 8:45 am]

BILLING CODE 6450-01-P

Office of the Secretary

Federal Energy Regulatory Commission Relating to Certain Authorizations To Export Electricity and Construct and Operate Related Facilities

AGENCY: Department of Energy.

ACTION: Notice of delegation and assignment.

SUMMARY: Notice is hereby given of the delegation and assignment by the Secretary of Energy to the Federal

Energy Regulatory Commission of the authority to carry out functions vested in the Secretary relating to certain authorizations issued by the Secretary to construct, operate, maintain or connect border transmission facilities and to transmit electricity to a foreign country.

EFFECTIVE DATE: November 1, 1996.

FOR FURTHER INFORMATION CONTACT:

Anthony J. Como, Department of Energy, Office of Fossil Energy. Telephone: (202) 586-9624.

SUPPLEMENTARY INFORMATION: The Secretary of Energy (Secretary) has the authority under the Department of Energy Organization Act (DOE Act) (Pub. L. 95-91) to approve or disapprove applications to transmit electricity to a foreign country pursuant to section 202(e) of the Federal Power Act (16 U.S.C. 824a(e)). Moreover, the Secretary has the authority to approve or disapprove applications to construct, operate, maintain, or connect transmission facilities at the border between the United States and a foreign country pursuant to Executive Order 10485 as amended by Executive Order 12038.

Both of these functions were originally vested in the Federal Power Commission. Subsection 301(b) of the DOE Act transferred to, and vested in, the Secretary all the functions of the Federal Power Commission not specifically vested by the DOE Act in the Federal Energy Regulatory Commission (Commission). Sections 401-407, 503, and 504 of the DOE Act set forth the jurisdiction and authority of the Commission, an independent body within the Department of Energy (DOE). The Federal Power Commission's functions with respect to transmission of electricity to a foreign country and transmission facilities at the border were not specifically vested in the Commission. Furthermore, subsection 402(f) of the DOE Act provides that no function vested in the Commission which regulates the export or import of electricity shall be within the jurisdiction of the Commission unless the Secretary assigns such a function to the Commission.

As a general matter, section 642 of the DOE Act permits the Secretary to delegate any of the Secretary's functions to any officer or employee of the Department the Secretary may designate, including the Commission. More specifically, the Secretary's authority to regulate exports of electricity may be assigned in whole or in part to the Commission under subsections 402 (e) and (f) of the DOE Act, after public notice of the assignment.

Pursuant to these provisions of the DOE Act, public notice is hereby given that the Secretary delegates and assigns to the Commission the authority to carry out certain functions vested in the Secretary. The assignment is in the form of a delegation.

The Commission, on October 4, 1996, issued an order in FERC Docket No. EL96-74-000 responding to a request from Enron Power Marketing, Inc. (EPMI) for transmission access across transmission facilities of El Paso Electric Company (EPE). In that order, the Commission required EPE to comply with its open access tariff by providing EPMI with transmission service from EPMI's designated points of receipt on EPE's transmission system to EPE's Diablo and Ascarate substations near the United States-Mexico border. The Commission further concluded that the Secretary has the jurisdiction, under section 202(e) of the Federal Power Act (FPA) and under the Executive Orders authorizing issuance of Presidential Permits for construction, operation, maintenance or connection of border facilities, to act on requests for transmission access over the U.S. portion of the lines connecting the Diablo and Ascarate substations in the United States with the Insurgentes and Riverena substations in Mexico.

In its Order No. 888, the Commission required open and comparable transmission access across the transmission lines of public utilities in order to promote competition. The Commission's October 4 order found a gap in the Commission's authority to require open access directly to the border of the United States with Mexico. As a matter of policy, the Department strongly supports the emergence of a more competitive wholesale electricity market and considers open and comparable transmission access a critical factor in creating and sustaining a competitive market, and thus the Department supports the Commission's policy in this area. Because the Commission, under its current jurisdiction, regulates transmission access and the rates, terms and conditions of transmission service for most of the transmission facilities owned by EPE, and to permit uniform implementation of the Commission's open access policy, the Department has concluded that the Commission is the most appropriate agency to address the transmission access and related regulatory issues with respect to the EPE border facilities. Accordingly, the Secretary is delegating to the Commission her authority under the Federal Power Act and Executive Order 10485, as amended by Executive Order

12038, to modify or condition EPE's Presidential Permits for its border facilities (DOE Docket No. PP-48-3 and PP-92) or EPE's authorization to export (DOE Docket No. EA-48-I) or both to provide for third-party access to transmission service over the facilities covered by the Presidential Permits, and to regulate the rates, terms and conditions for such service. Specifically, the delegation order authorizes the Commission to impose terms and conditions, and to issue such supplemental orders, as the Commission deems necessary and appropriate in the following DOE dockets:

El Paso Electric Company

DOE Docket No. PP-48-3—Presidential Permit

DOE Docket No. PP-92—Presidential Permit

DOE Docket No. EA-48-I—Export Authorization

The delegation amends to this limited extent, but does not otherwise rescind or supersede, the Secretary's prior delegation of authority to regulate exports of electricity to the Assistant Secretary for Fossil Energy (DOE Delegation Order No. 0204-127, February 7, 1989), subdelegated to the Director of the Office of Coal and Electricity (Delegation Order dated September 24, 1993).

DOE has issued export authorizations to four entities (other than EPE), including EPMI, that authorize export over EPE's border facilities. Further applications from other parties for authorization to export over these facilities may be received. DOE will retain its jurisdiction over these authorizations, and will consider making modifications, if necessary, to reflect any action taken by the Commission with regard to this matter.

Issued in Washington, D.C. on October 29, 1996.

Hazel R. O'Leary,
Secretary.

Delegation Order No. 0204-163

Pursuant to the authority vested in me as the Secretary of Energy (Secretary) by sections 642 and 402(e) of the Department of Energy Organization Act (Pub. L. 95-91) (DOE Act), there is hereby delegated and assigned to the Federal Energy Regulatory Commission (Commission) the authority to carry out such functions as are vested in the Secretary to regulate access to, and the rates, terms and conditions for, transmission services over facilities owned, controlled or operated by the El Paso Electric Company and covered by

Presidential Permits PP-48-3 and PP-92.

In exercising the authority delegated by this Order the Commission is specifically authorized to modify, revoke, or attach terms and conditions to Presidential Permits PP-48-3 and PP-92 and Export Authorization EA-48-I under Executive Order 10485, as amended by Executive Order 12038, and section 202(e) of the Federal Power Act (FPA) and such other sections of the FPA vested in the Secretary as may be relevant, and to issue such supplemental orders in these dockets, as the Commission finds necessary and appropriate to the public interest. This authority is delegated to the Commission for the sole purpose of authorizing the Commission to take actions necessary, if any, to effectuate open access transmission over the United States portion of the lines connecting the Diablo and Ascarate substations in the United States with the Insurgentes and Riverena substations in Mexico.

The authority delegated to the Commission may be further delegated within the Commission, in whole or in part, as may be appropriate.

All actions taken pursuant to authority delegated prior to this Order or pursuant to any authority delegated by this Order taken prior to and in effect on the date of this Order are hereby confirmed and ratified, and shall remain in full force and effect as if taken under this Order, unless and until rescinded, amended, or superseded.

Nothing in this Order shall preclude the Secretary from exercising or further delegating any of the authority hereby delegated, whenever, in the Secretary's judgment, the exercise or further delegation of such authority is necessary or appropriate to administer the functions vested in the Secretary.

This Order is effective on November 1, 1996.

Hazel R. O'Leary,
Secretary of Energy.

[FR Doc. 96-28278 Filed 10-30-96; 2:50 pm]

BILLING CODE 6450-01-P

Energy Information Administration

Inventory of Current DOE Reporting and Recordkeeping Requirements

AGENCY: Energy Information Administration, DOE.

ACTION: Department of Energy's inventory of energy information collections, including reporting and recordkeeping requirements.