

his alcohol problem was in remission and that he did not need further rehabilitation. Accordingly, the Hearing Officer recommended that the individual's access authorization be restored.

*Personnel Security Hearing, 7/30/97
VSO-0152*

An Office of Hearings and Appeals Hearing Officer issued an Opinion under 10 CFR Part 710 concerning the continued eligibility of an individual to hold an access authorization. The Hearing Officer found that the individual: (1) Had deliberately misrepresented, falsified, or omitted significant information during a personnel security interview, in responding to an official inquiry on a matter regarding his eligibility for DOE access authorization; (2) had a mental condition of a nature which caused, and may continue to cause, a significant defect in judgment or reliability; and (3) had engaged in unusual conduct which tended to show that the individual is not honest, reliable, or trustworthy. The Hearing Officer further found that the

individual had failed to mitigate the legitimate security concerns of DOE relating to these matters. Accordingly, the Hearing Officer recommended that the individual's access authorization, which had been suspended, not be restored.

Motion for Reconsideration

*Greenville Automatic Gas Co., Inc.,
7/30/97 VER-0002*

Greenville Automatic Gas Co., Inc. filed a Motion for Reconsideration of a Decision denying its Application for Exception from the Energy Information Administration requirement that it file Form EIA-782B, the "Resellers'/Retailers" Monthly Petroleum Product Sales Report." In considering Greenville's Motion, the DOE found that the firm had not demonstrated that completing the form would cause it to experience a serious hardship or gross inequity. Accordingly, the Motion for Reconsideration was denied.

Refund Application

*Chesebrough-Pond's USA Co., 7/29/97
RF272-97101*

The DOE issued a Decision and Order considering an Application for Refund in the crude oil overcharge proceeding filed by Chesebrough-Pond's USA Co. (CP). The DOE rejected a refund claim based on CP's purchases of petrolatum, finding that the firm did nothing more than heat and cool that substance in order to turn it into Vaseline. As such, the DOE found that CP was a reseller of petrolatum and not an end-user. The DOE did approve the firm's refund request based on purchases of motor gasoline and motor oil that it used in its vehicles. The total refund granted was \$930,063.

Refund Applications

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

CAPELETTI BROTHERS, INC. ET AL	RF272-98602	7/30/97
COLTRANS, INC	RA272-78	7/30/97
ENRON CORPORATION/NEBRASKA PUBLIC POWER DIST	RF340-196	7/29/97
UNITED LP GAS CORPORATION	RF340-201	

Dismissals

The following submissions were dismissed.

Name	Case No.
CITIZEN ACTION	VFA-0320
DEGUSSA CORPORATION	RG272-00577
DUVAL ASPHALT PRODUCTS INC.	RG272-00574
HAARMANN & REIMER CORP.	RG272-00575
PERSONNEL SECURITY HEARING	VSO-0160
PERSONNEL SECURITY HEARING	VSO-0165
PERSONNEL SECURITY HEARING	VSO-0169
SANDORE LANE GARDENS	RG272-00576
ST. AUGUSTINE TRAWLERS, INC.	RF272-57064

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-5891-7]

Agency Information Collection Activities: Submission for OMB Review; Comment Request; Collection of Economic and Regulatory Impact Support Data Under RCRA

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 following Information Collection
Request (ICR) has been forwarded to the
Office of Management and Budget
(OMB) for review and approval:
"Collection of Economic and Regulatory
Impact Support Data Under RCRA,"
OMB No. 2050-0136, expiring 10/31/97.
The ICR describes the nature of the
information collection and its expected
burden and cost; where appropriate, it
includes the actual data collection
instrument.

DATES: Comments must be submitted on
or before October 14, 1997.

**FOR FURTHER INFORMATION OR A COPY
CALL:** Sandy Farmer at EPA, (202) 260-
2740, and refer to EPA ICR No. 1641.02.

SUPPLEMENTARY INFORMATION:

Title: "Collection of Economic and
Regulatory Impact Support Data Under
RCRA," (OMB Control No. 2050-0136;
EPA ICR No. 1641.02) expiring 10/31/
97. This is a request for extension of a
currently approved collection.

Abstract: EPA's Office of Solid Waste
(OSW) is requesting renewal for a
generic clearance to collect economic
and regulatory impact data through
surveys, interviews, or focus group
meetings with industry or other parties

in support of the Resource Conservation and Recovery Act (RCRA) rulemaking actions. RCRA, as amended by the Hazardous and Solid Waste Amendments, requires EPA to establish a national regulatory program to ensure that hazardous waste is managed in a manner protective of human health and the environment. EPA is authorized under section 2002 and 3007 of RCRA to collect information from industry and other parties when necessary to carry out its regulatory responsibilities. The information collected will be used to assess the costs and benefits of various potential regulatory and nonregulatory actions. Executive Order 12866 specifies that all administrative decisions shall be based on adequate information concerning the need for and consequences of proposed government action. To this end, Executive Order No. 12866 requires the preparation and evaluation of an assessment of costs and benefits for all proposed regulatory actions determined to be significant. This generic clearance simplifies the authorization process to develop and administer surveys, interviews and focus group meetings and provides OSW with the flexibility needed to conduct information collection in a rapid and efficient manner. An important element in preparing an Economic Impact Analysis (EIA) may include the administration of surveys, interview and focus group meetings to obtain data from the regulated community and other interested parties. OSW often needs to collect such information and perform analysis over a short time frame. It is for this reason that the Agency is currently requesting renewal of this Information Collection Request (ICR).

An agency may not conduct or sponsor, and a person is not 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 listed in 40 CFR part 9 and 48 CFR Chapter 15. The **Federal Register** Notice required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on 4/30/97 (FRL-5819-2); no comments were received.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 12 hours per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize

technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: Hazardous waste generators, scientists, industry experts, and treatment storage and disposal facilities.

Estimated Number of Respondents: 1000.

Frequency of Response: 1.

Estimated Total Annual Hour Burden: 12,000 hours.

Estimated Total Annualized Cost Burden: \$0.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the following addresses. Please refer to EPA ICR No. 1641.02 and OMB Control No. 2050-0136 in any correspondence.

Ms. Sandy Farmer, U.S. Environmental Protection Agency, OPPE Regulatory Information Division (2137), 401 M Street, SW, Washington, DC 20460 and

Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for EPA 725 17th Street, NW, Washington, DC 20503.

Dated: September 8, 1997.

Joseph Retzer,

Director, Regulatory Information Division.

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BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5891-3]

Fort Peck Assiniboine and Sioux Tribes in Montana; Underground Injection Control; Primacy Application

AGENCY: Environmental Protection Agency.

ACTION: Notice of public comment period and of public hearing.

SUMMARY: The purpose of this notice is to announce that: the Environmental Protection Agency ("EPA") has received a submission of a proposed

underground injection control ("UIC") program for Class II (oil and gas related) injection wells from the Fort Peck Assiniboine and Sioux Tribes ("Tribes") in Montana; the EPA has determined that the Tribes' submission is complete; the submission is available to the public for inspection and copying; the EPA requests public comment on the Tribes' application; and the EPA has scheduled a public hearing regarding the Tribes' application.

DATES: The public hearing will be held on Thursday, October 16, 1997. The EPA asks that any requests to speak at this hearing be submitted by Wednesday, October 8, 1997. All written comments on this application must be received by Friday, October 24, 1997.

ADDRESSES: The hearing will be held on the Fort Peck Indian Reservation in the Cultural Center, Highway 2, Poplar, Montana, at 7 p.m. Written comments regarding the Tribes' application and requests to speak at the hearing should be mailed to Douglas K. Minter, Ground Water Unit (8P2-W-GW), Environmental Protection Agency, Region VIII, 999 18th Street, Suite 500, Denver, Colorado, 80202-2466, by the deadlines provided above. Copies of the application and pertinent materials are available between 8:30 a.m. and 4:00 p.m. Monday through Friday at the following locations:

Environmental Protection Agency, Region VIII, Ground Water Unit, 4th Floor Terrace, 999 18th Street, Denver, CO 80202-2466, PH: 303 312-6079.

Fort Peck Tribal Offices, 605 Indian Avenue, Poplar, MT 59255, PH: 406-768-5155.

Environmental Protection Agency, Region VIII, Montana Office Building, Federal Office Building, 301 S. Park, Helena, MT 59626-0096, PH: 406-441-1140.

FOR FURTHER INFORMATION CONTACT:

Douglas K. Minter, Ground Water Unit (8P2-W-GW), Environmental Protection Agency, Region VIII, 999 18th Street, Suite 500, Denver, CO 80202-2466, (303) 312-6079.

SUPPLEMENTARY INFORMATION: The UIC program was implemented to prevent contamination of all underground sources of drinking water (USDWs). These are aquifers capable of yielding a significant amount of water containing less than 10,000 mg/liter of total dissolved solids, that have not been exempted under the provisions of 40 CFR 146.4. (See 40 CFR 144.3.)

One potential source of USDW contamination is a type of injection well known as a Class II underground