

Office of Management and Budget (OMB) for review under provisions of Section 3507 of the Paperwork Reduction Act of 1995 (Pub. L. No. 104-13). Any interested person may file comments on the collection of information directly with OMB and should address a copy of those comments to the Commission as explained below. The Commission received no comments in response to an earlier **Federal Register** notice of June 23, 1999 (64 FR 33473) and has made this notation in its submission to OMB.

DATES: Comments regarding this collection of information are best assured of having their full effect if received on or before November 24, 1999.

ADDRESSES: Address comments to Office of Management and Budget, Office of Information and Regulatory Affairs, Attention: Federal Energy Regulatory Commission, Desk Officer, 726 Jackson Place, NW, Washington, DC 20503. A copy of the comments should also be sent to Federal Energy Regulatory Commission, Office of the Chief Information Officer, Attention: Mr. Michael Miller, 888 First Street, NE, Washington, DC 20426.

FOR FURTHER INFORMATION CONTACT: Michael Miller may be reached by telephone at (202) 208-1415, by fax at (202) 208-2425, and by e-mail at mike.miller@ferc.fed.us.

SUPPLEMENTARY INFORMATION:

Description

The energy information collection submitted to OMB for review contains:

1. *Collection of Information:* FERC-598 "Determination for Entities Seeking Exempt Wholesale Generator Status."

2. *Sponsor:* Federal Energy Regulatory Commission.

3. *Control No.:* OMB No. 1902-0166. The Commission is now requesting that OMB approve a three-year extension of the current expiration date, with no changes to the existing collection. There is a change to the reporting burden as a result of a decline in the number of applications submitted to the Commission. These are mandatory collection requirements.

4. *Necessity of Collection of Information:* Submission of the information is necessary to enable the Commission to carry out its responsibilities in implementing the provisions of Section 32 of the Public Utility Holding Company Act of 1935 (PUHCA) as added and redesignated by Section 711 of the Energy Policy Act of 1992. Section 32(a) of PUHCA defines an Exempt Wholesale Generator (EWG) as an individual determined by the

Commission to be engaged directly or indirectly through one or more affiliates, and exclusively in the business of owning and/or operating all or part of eligible facilities and selling electric energy at the wholesale. An eligible facility may include interconnecting transmission facilities necessary to effect wholesale power sales. Persons granted EWG status to be exempt from regulation under PUHCA. The Commission implements these filing requirements in the Code of Federal Regulations (CFR) under 18 CFR part 365.

Respondent Description: The respondent universe currently comprises on average, 112 respondents.

6. *Estimated Burden:* 672 total burden hours, 112 respondents, 1 response annually, 6 hours per response (average).

7. *Estimated Cost Burden to Respondents:* 672 hours ÷ 2,088 hours per year × \$109,889 per year = \$35,503, average cost per respondent = \$317.00.

Statutory Authority: Sections 32(a), of the Public Utility Holding Company Act, 15 U.S.C. Sections 79z-5a.

David P. Boegers,

Secretary.

[FR Doc. 99-27709 Filed 10-22-99; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP00-4-000]

Florida Gas Transmission Company; Notice of Application

October 19, 1999.

Take notice that on October 12, 1999, Florida Gas Transmission Company (FGT), 1400 Smith Street, Houston, Texas 77002, filed in Docket No. CP00-4-000 an application pursuant to Section 7(c) of the Natural Gas Act (NGA) for a certificate of public convenience and necessity for permission and authorization to: (i) Upgrade two compressor engines at Compressor Station 11A by increasing the horsepower by approximately 4,800 horsepower, and (ii) install the necessary auxiliary facilities at Compressor Station 11A, hereinafter referred to as "Expansion Facilities", all as more fully set forth in the application which is on file with the Commission and open to public inspection. This filing may be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

Any questions regarding the application should be directed to Mr.

Stephen T. Veatch, Director of Certificates and Regulatory Reporting, Suite 3997, 1400 Smith Street, Houston, TX 77002 or call (713) 853-6549.

The purpose of the proposed Expansion Facilities is to build facilities which enables FGT to transport 80,000 MMBtu per day from the Destin Pipeline interconnect in Mississippi, to provide additional firm Western Division transportation service to Alabama Electric Cooperative, Inc. (AEC) under FGT's Rate Schedule FTS-WD pursuant to Subpart B of Part 284 of the Commission's Regulations. FGT and AEC have executed a September 22, 1999 Firm Transportation Service Agreement, for a primary term of twelve years, with a ten year rollover option. FGT is proposing to charge negotiated rates for the service. The estimated construction cost is \$6.9 million and will be 100% reimbursable, with a required in-service date of December 2001.

FGT requests that the Commission issue a final order granting the authorizations requested herein by November 1, 2000 in order to complete construction prior to FGT's Peak Spring and Summer Periods starting April 1, 2001.

Any person desiring to participate in the hearing process or to make any protest with reference to said application should on or before November 9, 1999, file with the Federal Energy Regulatory Commission, Washington, DC 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. The Commission's rules require that protestors provide copies of their protests to the party or parties directly involved. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

A person obtaining intervenor status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by every one of the intervenors. An intervenor can file for rehearing of any Commission order and can petition for court review of any such order. However, an intervenor must submit copies of comments or any other filing

it makes with the Commission to every other intervenor in the proceeding, as well as 14 copies with the Commission.

A person does not have to intervene, however, in order to have comments considered. A person, instead, may submit two copies of comments to the Secretary of the Commission. Commenters will be placed on the Commission's environmental mailing list, will receive copies of environmental documents and will be able to participate in meetings associated with the Commission's environmental review process. Commenters will not be required to serve copies of filed documents on all other parties. However, commenters will not receive copies of all documents filed by other parties or issued by the Commission and will not have the right to seek rehearing or appeal the Commission's final order to a federal court.

The Commission will consider all comments and concerns equally, whether filed by commenters or those requesting intervenor status.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure provided for, unless otherwise advised, it will be unnecessary for FGT to appear or be represented at the hearing.

David P. Boergers,

Secretary.

[FR Doc. 99-27710 Filed 10-22-99; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP98-40-024]

Panhandle Eastern Pipe Line Company; Notice of Offer of Settlement

October 19, 1999.

Take notice that on October 13, 1999, the Missouri Public Service Commission (MoPSC), Panhandle Eastern Pipe Line Company (Panhandle) and Missouri Gas Energy, a division of Southern Union Company (collectively called Sponsoring Parties) filed an Offer of Settlement under Rule 602 of the Commission's Rules of Practice and Procedure in the captioned docket. Sponsoring Parties filed the Offer of Settlement to facilitate and expedite the Commission's implementation of the decision of the United States Court of Appeals for the District of Columbia Circuit in *Public Service Company of Colorado*.¹ The Sponsoring Parties state the Offer of Settlement is intended to provide relief to small producers from their *ad valorem* tax refund liability and to reduce the administrative burdens on the Commission, its staff, first sellers and numerous interest owners and intervenors associated with the various proceedings pending at the Commission relating to such tax liability. A copy of the Offer of Settlement is on file with the Commission and is available for public inspection in the Public Reference Room. The Offer of Settlement may be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

To achieve these objectives, the Offer of Settlement provides a \$50,000 credit towards the *ad valorem* tax refund liability of the first sellers listed in the Statement of Refunds Due filed by Panhandle on November 10, 1997, as adjusted in Exhibit A to the Offer of Settlement to reflect subsequent corrections. Any first seller with a refund obligation of \$50,000 or less for principal and interest will have its *ad valorem* tax refund waived in its entirety. First sellers with refund liabilities of \$50,000 or less are not required to give up any rights or provide any other consideration as a condition to receiving the benefits. Sponsoring Parties state the Offer of Settlement would eliminate the entire refund

obligation of 56 of the 105 first sellers on the Panhandle system.

Any first seller with a refund liability in excess of \$50,000 as listed in the Statement of Refunds Due filed by Panhandle on November 10, 1997, as adjusted in Exhibit A to reflect subsequent corrections, is eligible to have its refund obligation reduced by \$50,000. In order to be eligible for the \$50,000 credits, such first sellers must pay the remaining refund liability (after deducting the \$50,000), plus additional accrued interest through date of payment, and agree to withdraw all interventions, protests and court appeals related to the *ad valorem* tax refund. First sellers who accept the terms for partial waivers under the Offer of Settlement will be responsible for negotiating with their underlying interest owners the amount of the waiver relief applicable to their interest owners.

The Offer of Settlement also provides that any first seller listed in Panhandle's Statement of Refunds Due with a refund liability of \$50,000 or less for principal and interest who has refunded to Panhandle amounts which would be waived under Article II will receive a refund from Panhandle of such amounts, plus additional accrued interest through date of payment by Panhandle. In addition, Article III provides that if Panhandle has previously received refunds directly from an interest owner whose obligation was incurred under a first seller whose entire refund obligation is waived pursuant to the agreement, Panhandle will refund such payments to the interest owner within 60 days of the effective date of the settlement. If jurisdictional refunds exceed the amount of undisbursed Kansas *ad valorem* tax refunds held by Panhandle, Panhandle will maintain a credit balance for the jurisdictional refunds. Any subsequent Kansas *ad valorem* tax refunds received by Panhandle will be used to reduce any credit balance before any disbursement is made to customers. One hundred twenty days (120) after the effective date of the Offer of Settlement, Panhandle shall be permitted to direct bill any remaining credit amounts.

In accordance with § 385.602(f), initial comments on the Offer of Settlement are due on November 2, 1999 and any reply comments are due November 12, 1999.

David P. Boergers,

Secretary.

[FR Doc. 99-27711 Filed 10-22-99; 8:45 am]

BILLING CODE 6717-01-M

¹ *Public Service Co. of Colorado, et al.*, 80 FERC ¶ 61,264 (1997), *reh'g denied*, 82 FERC ¶ 61,058 (1998). Appeal pending. *Anadarko Petroleum Corporation v. FERC*, Case No. 98-1227 *et al.*