

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission****[Docket No. RM98-1-000]****Regulations Governing Off-the-Record Communications; Public Notice**

October 12, 2001.

This constitutes notice, in accordance with 18 CFR 385.2201(h), of the receipt of exempt and prohibited off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive an exempt or a prohibited off-the-record communication relevant to the merits of a contested on-the-record proceeding, to deliver a copy of the communication, if written, or a summary of the substance

of any oral communication, to the Secretary.

Prohibited communications will be included in a public, non-decisional file associated with, but not part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such requests only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record

communication should serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications will be included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is a list of exempt and prohibited off-the-record communications received in the Office of the Secretary within the preceding 14 days. Copies of this filing are on file with the Commission and are available for public inspection. The documents may be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance).

EXEMPT

1. CP01-176-000	10-3-01	Laura Turner.
2. Project No. 2175, et al	10-9-01	Hon. Ron W. Goode.
3. CP01-45-000	10-9-01	David Swearington.
4. Project Nos. 10865-000 and 11495-000	10-10-01	Carol Gleichman.
5. Project No. 2016-000	10-10-01	Allyson Brooks (signature page).

David P. Boergers,
Secretary.

[FR Doc. 01-26245 Filed 10-17-01; 8:45 am]

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DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission****[Docket No. PL02-1-000]**

Before Commissioners: Pat Wood, III, Chairman; William L. Massey, Linda Breathitt, and Nora Mead Brownell; Treatment of Previously Public Documents; Statement of Policy on Treatment of Previously Public Documents

Issued October 11, 2001.

The September 11, 2001 terrorist attacks on America have prompted the Commission to reconsider its treatment of certain documents that have previously been made available to the public through the Commission's Internet site, the Records and Information Management System (RIMS), and the Public Reference Room. For the time being, the Commission will no longer make available to the public through these means documents, such as oversized maps, that detail the

specifications of energy facilities licensed or certificated under Part I of the Federal Power Act, 16 U.S.C. 791a, *et seq.*, and Section 7(c) of the Natural Gas Act, 15 U.S.C. 717f(c), respectively. Rather, anyone requesting such documents must follow the procedures set forth in 18 CFR 388.108 (Requests for Commission records not available through the Public Reference Room (FOIA Requests)).

The Commission does not know how long this process will stay in place, and directs staff to report on its impact on agency business in 90 days. In the meantime, staff is also directed to make every effort to respond timely to legitimate requests for documents that have been made available to the public previously but that are no longer available through the means noted above.

By the Commission.

David P. Boergers,
Secretary.

[FR Doc. 01-26200 Filed 10-17-01; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY**[FRL-7086-2]**

Agency Information Collection Activities: Submission for OMB Review; Comment Request, Compliance Assurance Monitoring Program Information Collection Request

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: Compliance Assurance Monitoring Program, 40 CFR part 64, OMB Control Number 2060-0376, expiration date September 30, 2001. 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 November 19, 2001.

ADDRESSES: Send comments, referencing EPA ICR No. 1663.03 and OMB Control No. 2060-0376, to the following addresses: Susan Auby, U.S. Environmental Protection Agency, Collection Strategies Division (Mail Code 2822), 1200 Pennsylvania Avenue, NW., Washington, DC 20460-0001; and to Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: For a copy of the ICR contact Susan Auby at EPA by phone at (202) 260-4901, by E-Mail at auby.susan@epamail.epa.gov or download off the Internet at <http://www.epa.gov/icr> and refer to EPA ICR No. 1663.03. For technical questions about the ICR contact Barrett Parker at (919)-541-5635.

SUPPLEMENTARY INFORMATION:

Title

Compliance Assurance Monitoring Program, OMB Control Number 2060-0376, EPA ICR Number 1663.03, expiration date September 30, 2001. This is a request for extension of a currently approved collection.

Abstract

The Clean Air Act contains several provisions directing us to require owners or operators to conduct monitoring and to certify that they are complying with applicable requirements. These provisions are set forth in both title V (operating permits provisions) and section 114 of title I (enforcement provisions) of the Act. Title V directs us to implement monitoring certification requirements through the operating permits program. Section 504(b) of the Act allows us to prescribe by rule, methods and procedures for determining compliance and states that continuous emission monitoring systems need not be required if other methods or procedures provide sufficiently reliable and timely information for determining compliance. Under section 504(c), each operating permit must "set forth inspection, entry, monitoring, compliance, certification, and reporting requirements to assure compliance with the permit terms and conditions." Section 114(a)(3) requires us to promulgate rules on enhanced monitoring and compliance certifications. Section 114(a)(1) of the Act provides additional authority concerning monitoring, reporting, and recordkeeping requirements. That section provides the Administrator with the authority to require any owner or

operator of a source to install and operate monitoring systems and to record the resulting monitoring data. Regulations to implement these authorities were promulgated at 62 FR 54900 (October 22, 1997). In accordance with section 503(e) of the Act, monitoring information to be submitted by source owners and operators as part of their monitoring reports and compliance certifications shall be available to the public, except as entitled to protection from disclosure as allowed in section 114(c) of the Act.

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** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on April 26, 2001, (66 FR 20987); no comments were received.

Burden Statement

The annual public reporting and recordkeeping burden for this collection of information is estimated to average 43 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: Owner/operators of Title V sources, CAM Rule.

Estimated Number of Respondents: 2,020.

Frequency of Response: On occasion, Semi-annually.

Estimated Total Annual Hour Burden: 172,698.

Estimated Total Annualized Capital, O&M Cost Burden: \$9,699,000.

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 addresses listed above. Please refer to EPA ICR No. 1663.03 and OMB Control No. 2060-0376 in any correspondence.

Dated: September 26, 2001.

Oscar Morales,

Director, Collection Strategies Division.

[FR Doc. 01-26266 Filed 10-17-01; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7085-2]

Notice of Availability of the Draft Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards, and the Draft Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice, request for comments.

SUMMARY: The intent of this notice is to announce the availability for public comment of two draft documents. The first document is titled "Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards." The second document is titled "Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes." By making these documents available for review and comment, we hope to encourage greater involvement by states, industry, and the public.

DATES: To make sure we consider your comments on these documents, we must receive them by December 3, 2001.

ADDRESSES: If you wish to comment on the draft "Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards," you must submit an original and two copies of the comments referencing Docket No. F-2001-DRG1-FFFFF. If you wish to comment on the draft "Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes," you must submit an original and two copies of the comments referencing Docket No. F-2001-DRG2-FFFFF. If using regular U.S. Postal Service mail to: RCRA Docket Information Center (RIC), Office of Solid Waste (5305G), U.S. Environmental Protection Agency Headquarters (EPA HQ), Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. If using special delivery, such as overnight express service, send to: RCRA Information Center (RIC), located at Crystal Gateway