

Any person who will be aggrieved by the DOE action sought in any of these cases may file written comments on the application within ten days of publication of this Notice or the date of

receipt of actual notice, whichever occurs first. All such comments shall be filed with the Office of Hearings and Appeals, Department of Energy, Washington, D.C. 20585-0107.

Dated: October 17, 1997.
George B. Breznay,
Director, Office of Hearings and Appeals.

LIST OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS

[Week of August 4 Through August 8, 1997]

Date	Name and Location of Applicant	Case No.	Type of Submission
8/07/97	Bruce Darren Gaither, Tulsa, Oklahoma	VFA-0324	Appeal of an Information Request Denial. If granted: The June 30, 1997 Freedom of Information Request Denial issued by the Office of the Executive Secretariat would be rescinded, and Bruce Darren Gaither would receive access to certain DOE information.
8/04/97	Personnel Security Hearing	VSO-0170	Request for Hearing under 10 CFR Part 710. If granted: An individual employed by the Department of Energy would receive a hearing under 10 CFR Part 710.
8/07/97	Hanford Advisory Board, Richland, Washington.	VFA-0323	Appeal of an Information Request Denial. If granted: The July 25, 1997 Freedom of Information Request Denial issued by the Richland Operations Office would be rescinded, and Hanford Advisory Board would receive access to certain DOE information.
8/07/97	Personnel Security Review	VSA-0126	Request for Review of Opinion under 10 CFR Part 710. If granted: The May 1, 1997 Opinion of the Office of Hearings and Appeals Case No. VSO-0126 would be reviewed at the request of an individual employed by the Department of Energy.

[FR Doc. 97-28639 Filed 10-28-97; 8:45 am]
 BILLING CODE 6450-01-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5914-6]

Agency Information Collection Activities: Proposed Collection; Comment Request; Clean Air Act Tribal Authority

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 EPA is planning to submit the following continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB): Clean Air Act Tribal Authority, OMB Code No. 2060-0306, expiring 03/31/98. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

DATES: Comments must be submitted on or before December 29, 1997.

ADDRESSES: Office of Air and Radiation, Office of Program Management Operations, U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460. Interested persons may request a copy of the ICR

by calling (202) 260-7652, or by electronic mail at "Laroche.david@EPAmail.EPA.gov".

FOR FURTHER INFORMATION CONTACT: David Laroche, Telephone No. (202) 260-7652/ Facsimile No. (202) 260-8509/E-MAIL Address. "Laroche.david@EPAmail.EPA.gov".

SUPPLEMENTARY INFORMATION:

Affected entities: Entities potentially affected by this action are Indian Tribes.

Title: Clean Air Act Tribal Authority, (OMB Code No.2060-0306; EPA ICR No. 1676.02), expiring 03/31/98.

Abstract: This ICR requests clearance on EPA's review and approval process for determining Tribe eligibility to carry out the Clean Air Act (CAA). Tribes may choose to submit a CAA eligibility and a CAA program application to EPA at the same time for approval and EPA will review both submittals simultaneously. EPA will use this information to determine if a Tribe meets the statutory criteria under the section 301(d) of the CAA and is qualified for purposes of implementing an Air Quality Program. Section 114 of the CAA is the authority for the collection of information.

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. Section 301(d) of the CAA directs EPA's Administrator to promulgate

regulations specifying those provisions of the Act which determine Tribe eligibility. When promulgated, the regulations will give Tribes the opportunity, if they choose, to implement all CAA programs. The Tribal rule will authorize approved Tribes to exercise civil authority over all air resources within the exterior boundaries of their reservations, including nontribal owned fee lands, or other areas within the Tribes' jurisdiction. The regulation is under administrative review and promulgation is expected in 1997.

Each Tribe is to meet eligibility by demonstrating it: (1) Is a Federally recognized Tribe; (2) has a governing body carrying out substantial governmental duties and powers; and (3) is reasonably expected to be capable of carrying out the program for which it is seeking approval in a manner consistent with the CAA and applicable regulations. If the Tribe is asserting jurisdiction over off-reservation lands, it must demonstrate the legal and factual basis for its jurisdiction consistent with applicable principles of Indian Laws.

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, including the validity of the methodology and assumptions used;

(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 electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Burden Statement: This rule incorporates the Agency's streamlined process for Tribes to be determined eligible to implement directly provisions of the CAA. Some of the Tribes may have compiled the information necessary to apply for eligibility determination for purposes of the Clean Water Act or Safe Drinking Water Act. The number of respondents will vary depending upon air quality conditions and major sources on reservations. The annual burden associated with eligibility is estimated to be 40 hours per Tribe and average respondent per hour labor cost is \$25.13, with no associated projected capital or Operations and Management costs. The estimated number of respondent Tribes applying for CAA programs over the next three years is 36.

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.

Dated: October 22, 1997.

Richard D. Wilson,

Acting Assistant Administrator for Air & Radiation.

[FR Doc. 97-28549 Filed 10-28-97; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[OPP-00506; FRL-5747-8]

Versar Inc.; Transfer of Data

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This is a notice to certain persons who have submitted information to EPA in connection with pesticide information requirements imposed under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Federal Food, Drug, and Cosmetic Act (FFDCA). Versar Inc. has been awarded a contract to perform work for the EPA Office of Pesticide Programs, and will be provided access to certain information submitted to EPA under FIFRA and FFDCA. Some of this information may have been claimed to be confidential business information (CBI) by submitters. This information will be transferred to Versar Inc. consistent with the requirements of 40 CFR 2.307(h)(3) and 2.308(i)(2), and will enable Versar Inc. to fulfill the obligations of the contract.

DATES: Versar Inc. will be given access to this information no sooner than November 3, 1997.

FOR FURTHER INFORMATION CONTACT: By mail: BeWanda B. Alexander, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location, telephone number, and e-mail address: Rm. 700N, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA, (703) 305-5259, e-mail:

alexander.bewanda@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: Under Contract No. 68-W6-0030, Versar Inc. will perform reviews of pesticide field exposure studies for planned program activities, special review, and reregistration for the Chemistry and Exposure Branches of the Office of Pesticide Programs. This contract involves no subcontractor. The Office of Pesticide Programs has determined that access by Versar Inc. to information on all pesticide chemicals is necessary for the performance of this contract. Some of this information may be entitled to confidential treatment. The information has been submitted to EPA under sections 3, 4, 6, and 7 of FIFRA and under sections 408 and 409 of FFDCA.

In accordance with the requirements of 40 CFR 2.307(h)(2), the contract with Versar Inc. prohibits use of the information for any purpose not

specified in the contract; prohibits disclosure of the information to a third party without prior written approval from the Agency; and requires that each official and employee of the contractor sign an agreement to protect the information from unauthorized release and to handle it in accordance with the FIFRA Information Security Manual. In addition, Versar Inc. is required to submit for EPA approval a security plan under which any CBI will be secured and protected against unauthorized release or compromise. No information will be provided to this contractor until the above requirements have been fully satisfied. Records of information provided to this contractor will be maintained by the Project Officer for this contract in the EPA Office of Pesticide Programs. All information supplied to Versar Inc. by EPA for use in connection with this contract will be returned to EPA when Versar Inc. has completed its work.

Dated: October 7, 1997.

Daniel M. Barolo,

Director, Office of Pesticide Programs.

[FR Doc. 97-28660 Filed 10-28-97; 8:45 am]

BILLING CODE 6560-50-F

ENVIRONMENTAL PROTECTION AGENCY

[OPP-00507; FRL-5757-9]

Versar Inc., Syracuse Research Corp., and General Sciences Corp; Transfer of Data

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This is a notice to certain persons who have submitted information to EPA in connection with pesticide information requirements imposed under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Federal Food, Drug, and Cosmetic Act (FFDCA). Versar Inc. and its subcontractors, Syracuse Research Corp. (SRC) and General Sciences Corp. (GSC), have been awarded a contract to perform work for the EPA Office of Pollution Prevention and Toxics and other EPA programs, and will be provided access to certain information submitted to EPA under FIFRA and FFDCA. Some of this information may have been claimed to be confidential business information (CBI) by submitters. This information will be transferred to Versar Inc. and its subcontractors, SRC and GSC, consistent with the requirements of 40 CFR 2.307(h)(3) and 2.308(i)(2), and will