

SUPPLEMENTARY INFORMATION: The statutory authority for the program is the Federal Non-Nuclear Energy Research and Development Act of 1974 (P.L. 93-577). The Catalog of Federal Domestic Assistance (CFDA) Number for this program is 81.086.

Issued in Idaho Falls on July 24, 2001.

R.J. Hoyles,

Director, Procurement Services Division.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RM95-9-014]

Open Access Same-Time Information System and Standards of Conduct

Issued July 26, 2001.

AGENCY: Federal Energy Regulatory Commission.

ACTION: Order Adopting Minor Revisions to OASIS Standards And Communication Protocols Document, Version 1.4 (S&CP Document) and announcement of availability.

SUMMARY: The Federal Energy Regulatory Commission (the Commission) adopts minor technical revisions to the Data Element Dictionary of the S&CP Document. This document is available at (See **ADDRESSES** Below).

EFFECTIVE DATE: The revisions to the Data Element Dictionary adopted in this order are to become effective on October 1, 2001.

ADDRESSES: Copies of the revisions are available at the Office of the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. E-Mail address: "comment.rm@ferc.fed.us".

FOR FURTHER INFORMATION CONTACT:

Marvin Rosenberg (Technical Information), Office of Markets, Tariffs, and Rates, Federal Energy Regulatory Commission 888, First Street, NE., Washington, DC 20426 (202) 208-1283

Paul Robb (Technical Information), Office of Markets, Tariffs, and Rates, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, (202) 219-2702

Gary D. Cohen (Legal Information), Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, (202) 208-0321.

SUPPLEMENTARY INFORMATION:

Before Commissioners: Curt Hébert, Jr., Chairman; William L. Massey, Linda Breathitt, Pat Wood, III and Nora Mead Brownell.

Order Adopting Minor Revisions to OASIS Standards and Communication Protocols Document, Version 1.4

In this Order, the Commission adopts minor technical revisions to the OASIS Standards and Communication Protocols Document, Version 1.4 (S&CP Document) recommended by the OASIS Standards Collaborative Group (OSC).¹

Background

On March 23, 2001, OSC submitted a list of recommended revisions to the OASIS Data Dictionary ("Appendix "A") of the S&CP Document.² OSC states that the revisions merely correct minor errors in the data dictionary.

Notice of the filing was published in the **Federal Register**,³ with comments due on or before May 18, 2001. The notice stated that the Commission contemplated adopting the recommended revisions after consideration of any comments filed. None was filed.

Discussion

The OSC recommends that the Commission make the following revisions to the Data Element Dictionary of the S&CP Document:

- The attributes CAPACITY_SCHEDULED, OLD_DATA, VALUE, and VALUE_UNITS are no longer used and should be deleted from the Data Dictionary.

- The FACILITY_NAME needs to be increased from 25 to 100 characters to accommodate the full length of the PATH_NAME data element and allow for more detailed naming standards in the future.

- The definitions for INITIATING PARTY and RESPONSIBLE PARTY should be changed to avoid confusion in interpretation. These elements identify a Control Area, Security Coordinator, etc., by their four character registered codes and do not identify a person.

- OTHER CURTAILMENT_PRIORITY should be changed to a designation of "{registered}" to reflect the requirement to register any alternative curtailment priority attributes adopted by the Transmission Provider as called for

¹ The OSC states that it formerly was known as the OASIS How Working Group.

² A summary of prior revisions to the S&CP Document is found in Open Access Same-Time Information System and Standards of Conduct, FERC Stats. & Regs., Regulations Preambles 1996-2000 ¶ 31,106 at 31,710 (2000).

³ 66 FR 21,135 (2001).

under Standard 2.4 of the Business Practice Standards for OASIS Transactions Version 1.1.

- The attributes PROCEDURE_NAME and PROCEDURE_LEVEL should be defined either to be the NERC Transmission Loading Relief (TLR) or WSCC Un-Scheduled Flow (USF) transmission security procedures and their corresponding curtailment levels, or names and associated levels registered at tsin.com identifying local transmission security procedures implemented by the Transmission Provider.

- Identify the maximum length of the SECURITY_TYPE element and the restricted values of "OUTAGE" and "LIMIT."

- Correct the REQUEST_TYPE value for REDIRECT requests.

- The data attribute TRANSACTION_ID needs to be increased from 20 to 30 characters to accommodate the 23 character string length of the NERC Tag ID.

We agree with OSC that each of the recommended revisions to the S&CP Document's Data Element Dictionary should be made. Each of these revisions constitutes a minor technical revision and none is controversial (as shown by the complete absence of comments on the OSC proposal). To avoid confusion, we will refer to the revised Data Element Dictionary we are adopting in this order as Version 1.41.

IV. Effective Date and Congressional Notification

While the revisions to the data dictionary are minor, several of them require transmission providers to modify their computer software. To provide sufficient time for transmission providers to make the modifications, and to insure that the changes are not implemented during the summer peak period, we will make these changes effective on October 1, 2001.

The Commission has determined, with the concurrence of the Administrator of the Office of Information and Regulatory Affairs of the Office of Management and Budget, that this order does not constitute a "major rule" within the meaning of section 351 of the Small Business Regulatory Enforcement Act of 1996. The Commission will submit this order to both houses of Congress and the Comptroller General prior to its publication in the **Federal Register**.

The Commission orders: The Data Element Dictionary of the S&CP Document is hereby revised, as shown on Attachment A to this order, for use by Transmission Providers, effective on October 1, 2001, as discussed in the

body of this order. The revised Data Element Dictionary shall be referred to as Version 1.41.

By the Commission.

David P. Boergers,
Secretary.

[FR Doc. 01-19398 Filed 8-3-01; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Southeastern Power Administration

Notice of Interim Approval

AGENCY: Southeastern Power Administration, DOE.

ACTION: Notice of rate order.

SUMMARY: The Deputy Secretary of Energy, confirmed and approved, on an interim basis, Rate Schedules VA-1, VA-2, VA-3, VA-4, CP&L-1, CP&L-2, CP&L-3, CP&L-4, AP-1, AP-2, AP-3, AP-4, and NC-1. The rates were approved on an interim basis through September 30, 2006, and are subject to confirmation and approval by the Federal Energy Regulatory Commission on a final basis.

DATES: Approval of rates on an interim basis is effective October 1, 2001.

FOR FURTHER INFORMATION CONTACT:

Leon Jourolmon, Assistant Administrator, Finance & Marketing, Southeastern Power Administration, Department of Energy, 1166 Athens Tech Road, Elberton, Georgia 30635-4578, (706) 213-3800.

SUPPLEMENTARY INFORMATION: The Federal Energy Regulatory Commission, by Order issued February 13, 1997, in Docket No. EF96-3041-000, confirmed and approved Wholesale Power Rate Schedules KP-1-D, JHK-2-B, JHK-3-B, and PH-1-B through September 30, 2001. This order replaces these rate schedules.

Dated: July 27, 2001.

Francis S. Blake,
Deputy Secretary.

Department of Energy Deputy Secretary

In the Matter of: Southeastern Power Administration—Kerr-Philpott System Power Rates; Rate Order No. SEPA-40.

Order Confirming and Approving Power Rates on an Interim Basis

Pursuant to Sections 302(a) and 301(b) of the Department of Energy Organization Act, Public Law 95-91, the functions of the Secretary of the Interior and the Federal Power Commission under Section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s, relating to the Southeastern Power Administration

(Southeastern), were transferred to and vested in the Secretary of Energy. By Delegation Order No. 0204-108, effective May 30, 1986, 51 Fed. Reg. 19744 (May 30, 1986), the Secretary of Energy delegated to the Administrator the authority to develop power and transmission rates, and delegated to the Under Secretary the authority to confirm, approve, and place in effect such rates on an interim basis, and delegated to the Federal Energy Regulatory Commission (FERC) the authority to confirm and approve on a final basis or to disapprove rates developed by the Administrator under the delegation. This rate is issued by the Secretary pursuant to said notice.

Background

Power from the Kerr-Philpott Projects is presently sold under Wholesale Power Rate Schedules KP-1-D, JHK-2-B, JHK-3-B, and PH-1-B. These rate schedules were approved by the FERC on February 13, 1997, for a period ending September 30, 2001 (78 FERC 62112).

Public Notice and Comment

Southeastern prepared a Power Repayment Study, dated February 2001 for the Kerr-Philpott System, which showed that revenues at current rates were not adequate to meet repayment criteria. On March 15, 2001, (66 FR 15116) Southeastern proposed to replace the current Rate Schedules with new rate schedules VA-1, VA-2, VA-3, VA-4, CP&L-1, CP&L-2, CP&L-3, CP&L-4, AP-1, AP-2, AP-3, AP-4, and NC-1. The Notice also announced a Public Information and Comment Forum to be held April 17, 2001, in Raleigh, North Carolina, with a deadline for written comments on June 13, 2001. Southeastern received eight comments from one party, the Southeastern Federal Power Customers, Inc. (SeFPC). The following is a discussion of these comments.

Comment 1: SeFPC states that, until SEPA takes steps to address cost of service under the settlement agreement in *Virginia Electric and Power Company* (Virginia Power), Docket No. ER99-417-000, SEPA has not fulfilled the statutory obligation to ensure that the charges to the customers are the “lowest possible” and “consistent with sound business principles.”

Response 1: The cost of service filing under the settlement agreement reached by Southeastern, SeFPC and other Kerr-Philpott customers in Docket No. ER99-417-000 stipulated that it be filed on the “earliest of (1) January 1, 2001, (2) the effective date of a change of any rates of the rates for transmission service or

ancillary services under Virginia Power's Open Access Transmission Tariff (OATT) or, (3) The effective date of Virginia Power's participation in a Regional Transmission Organization (RTO) OATT tariff.” Page 2 of settlement agreement dated in July 15, 1999, in Docket No. ER99-417-000. The following year, Southeastern, SeFPC and other Kerr-Philpott customers agreed to amend the settlement agreement and extend the term from January 1, 2001, to January 1, 2002. See *Virginia Electric and Power Company*, Docket No. ER00-3785. Both were approved by the Federal Energy Regulatory Commission (FERC). These agreements have resulted in savings of approximately \$2.8 million to all the Kerr-Philpott customers. Southeastern will not pass any increased costs until that cost of service study is filed. Southeastern has developed a rate schedule that allows Southeastern to pass on to the preference customers any costs that are allowed by FERC at the time they are allowed by FERC.

Comment 2: In resolving that case (Virginia Power Docket ER99-417-000), SEPA only raised the question of whether the Kerr-Henderson line is integrated with the entire Virginia Power system and whether the average-system pricing of the service is just and reasonable under these circumstances. 85 FERC at 62,668. Ultimately, until additional steps are taken, the rates will not meet the standard for the lowest possible consistent with sound business principles.

Response 2: Southeastern raised other issues in Virginia Power Docket ER99-417-000 than just whether Virginia Power should be allowed to charge Southeastern a point-to-point transmission rate under Virginia Power's OATT. Some of Southeastern's arguments are summarized and rejected in the dissenting opinion of Chairman Hoecher and Commissioner Hebert at 85 FERC 62669-62670. Others appear in Southeastern's Motion to Intervene and accompanying affidavit filed in the docket. The settlement agreements that Southeastern, SeFPC and the other customers signed allows for paying the point-to-point rate after Virginia Power files a cost of service study. When FERC approves such a rate that Southeastern must pay Virginia Power, Southeastern will pass that rate on to the preference customers.

Comment 3: The Alliance RTO will make a cost of service filing late this year. The Customers believe that SEPA has an obligation to examine and challenge in all appropriate forums the underlying cost of service filing.