

Executive Order 12866 and is therefore not subject to formal OMB review prior to proposal.

#### *C. Regulatory Flexibility Act*

The Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, requires that EPA prepare a regulatory flexibility analysis for regulations that have a significant impact on a substantial number of small entities. The permit being issued is not a "rule" subject to the Regulatory Flexibility Act.

#### *D. Unfunded Mandates Reform Act*

Section 201 of the Unfunded Mandates Reform Act (UMRA), Public Law 104-4, generally requires Federal agencies to assess the effects of their "regulatory actions" on State, local and tribal governments and the private sector. UMRA uses the term "regulatory actions" to refer to regulations. ( See, e.g., UMRA section 201, "Each agency shall \* \* \* assess the effects of Federal regulatory actions \* \* \* (other than to the extent that such regulations incorporate requirements specifically set forth in law)" (emphasis added)). UMRA section 102 defines "regulation" by reference to section 658 of Title 2 of the U.S. Code, which in turn defines "regulation" and "rule" by reference to section 601(2) of the Regulatory Flexibility Act (RFA). That section of the RFA defines "rule" as "any rule for which the agency publishes a notice of proposed rulemaking pursuant to section 553(b) of the Administrative Procedure Act (APA), or any other law \* \* \*" NPDES general permits are not "rules" under the APA and thus not subject to the APA requirements to publish a notice of proposed rulemaking. NPDES general permits are also not subject to such a requirement under the Clean Water Act. While EPA publishes a notice to solicit public comment on draft general permits, it does so pursuant to the CWA section 402(a) requirement to provide "an opportunity for a hearing." Thus, NPDES general permits are not "rules" for RFA or UMRA purposes.

Dated: April 21, 2003.

**Robert W. Varney,**

*Regional Administrator, Region 1.*

[FR Doc. 03-10762 Filed 4-30-03; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL ACCOUNTING STANDARDS ADVISORY BOARD

### Notice of New Interpretation of Federal Financial Accounting Standards, Accounting for Imputed Intra-Departmental Costs: An Interpretation of SFFAS No. 4

*Board Action:* Pursuant to the Federal Advisory Committee Act (Pub. L. No. 92-463), as amended, and the FASAB Rules of Procedure, as amended in October, 1999, notice is hereby given that the Federal Accounting Standards Advisory Board (FASAB) has issued a new Interpretation, *Accounting for Imputed Intra-Departmental Costs: An Interpretation of SFFAS No. 4*.

*A summary of the Interpretation follows:* On April 18, 2003, the Federal Accounting Standard Advisory Board (FASAB) issued Interpretation No. 6, *Accounting for Imputed Intra-Departmental Costs: An Interpretation of SFFAS No. 4*. The proposed interpretation clarifies that paragraph 110 of SFFAS No. 4 does not limit the recognition of imputed intra-departmental costs. The interpretation further explains that intra-departmental costs should be accounted for in accordance with the full cost of provisions of SFFAS No. 4, which includes the recognition of imputed intra-departmental costs.

The interpretation is available on the FASAB Home page <http://www.fasab.gov/interpretations.htm>. Copies can be obtained by contacting FASAB at (202) 512-7350, or [loughanm@fasab.gov](mailto:loughanm@fasab.gov).

Wendy M. Comes, Executive Director, Federal Accounting Standards Advisory Board, 441 G Street, NW., Suite 6814, Mail Stop 6K17V, Washington, DC 20548.

#### *For Further Information, Contact:*

Wendy Comes, Executive Director, 441 G Street, NW., Washington, DC 20548, or call (202) 512-7350.

**Authority:** Federal Advisory Committee Act, Pub. L. No. 92-463.

Dated: April 28, 2003.

**Wendy M. Comes,**

*Executive Director.*

[FR Doc. 03-10796 Filed 4-30-03; 8:45 am]

BILLING CODE 1610-01-M

## FEDERAL COMMUNICATIONS COMMISSION

### Public Information Collection(s) Requirement Submitted to OMB for Emergency Review and Approval

April 21, 2003.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s), as required by the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

**DATES:** Written comments should be submitted on or before June 2, 2003. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contacts listed below as soon as possible.

**ADDRESSES:** Direct all comments to Kim A. Johnson, Office of Management and Budget, Room 10236 NEOB, Washington, DC 20503, (202) 395-3562 or via internet at [Kim\\_A.Johnson@omb.eop.gov](mailto:Kim_A.Johnson@omb.eop.gov), and Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW., Washington, DC 20554 or via internet to [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or a copy of the information collection(s) contact Les Smith at 202-418-0217 or via internet at [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov).

**SUPPLEMENTARY INFORMATION:** *The Commission has requested emergency OMB review of this collection with an approval by April 25, 2003.*

*OMB Control Number: 3060-0692.*

*Type of Review:* Revision of a currently approved collection.

*Title:* Home Wiring Provisions.

*Form Number:* N/A.

*Respondents:* Business or other for-profit entities; Individuals or households.

*Number of Respondents:* 30,500.

*Estimated Time per Response:* 5 mins. (0.083 hrs) to 20 hrs.

*Frequency of Response:*

Recordkeeping; Annual and on occasion reporting requirements; Third party disclosure.

*Total Annual Burden:* 46,114 hours.

*Total Annual Cost:* None.

*Needs and Uses:* On January 29, 2003, the Commission issued a First Order on Reconsideration and Second Report and Order, FCC 03–9, which grants in part and denies in part the petitions for reconsideration filed in response to the Report and Order. The Commission's home run wiring rules were modified in the First Order on Reconsideration to provide that in the event of sale, the home run wiring be made available to the MDU owner or alternative provider during the 24-hour period prior to actual service termination by the incumbent and that home run wiring located behind sheet rock is physically inaccessible for purposes of determining the demarcation point between home wiring and home run wiring. In the Second Report and Order, the Commission adopted a limited exemption for small non-cable MVPDs from the signal leakage reporting requirements and concluded that the cable and home run wiring rules should apply to all MVPDs in the same manner that they apply to cable operators. The Commission declined to restrict exclusive contracts or ban perpetual contracts. The Commission also declined to allow MDU owners to require sharing of incumbent-owned cable wiring.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 03–10734 Filed 4–30–03; 8:45 am]

**BILLING CODE 6712–01–P**

## FEDERAL COMMUNICATIONS COMMISSION

### Public Information Collections Approved by Office of Management and Budget

April 22, 2003.

**SUMMARY:** The Federal Communications Commission (FCC) has received Office of Management and Budget (OMB) approval for the following public information collections pursuant to the

Paperwork Reduction Act of 1995, Public Law 104–13. 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 control number.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Laurenzano, Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554, (202) 418–1359 or via the Internet at [pl Laurenzano@fcc.gov](mailto:pl Laurenzano@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

*OMB Control No.:* 3060–0848.

*OMB Approval date:* 03/24/2003.

*Expiration Date:* 03/31/2006.

*Title:* Deployment of Wireline Services Offering Advanced Telecommunications Capability, CC Docket No. 98–147.

*Form No.:* N/A.

*Estimated Annual Burden:* 1,750 responses; 165,600 total annual hours; 95 hours per respondent.

*Needs and Uses:* The requirements implement section 251 of the Communications Act of 1934, as amended, to promote deployment of advanced services without significantly degrading the performance of other services. All the requirements will be used by the Commission and competitive local exchange carriers (CLECs) to facilitate the deployment of advanced data services and to implement section 251 of the Act.

*OMB Control No.:* 3060–0806.

*OMB Approval Date:* 03/24/2003.

*Expiration Date:* 03/31/2006.

*Title:* Universal Service—Schools and Libraries Universal Service Program.

*Form No.:* 470 & 471.

*Estimated Annual Burden:* 60,000 responses; 440,000 total annual hours; 7.3 hours per respondent.

*Needs and Uses:* The Commission adopted rules providing support for all telecommunications services, Internet access, and internal connections for all eligible schools and libraries. To participate in the program, schools and libraries must submit a description of the services desired to the Administrator via FCC Form 470. FCC Form 471 is submitted by schools and libraries that have ordered telecommunications services, internet access, & internal connections. The data is used to determine eligibility. The Commission revised the FCC Form 471 and instructions to make it possible to read with electronic readers, to update references to current deadlines dates and relevant statutes, and to clarify explanations to make the form generally easier to understand. The collection requirements haven't changed.

*OMB Control No.:* 3060–0513.

*OMB Approval Date:* 04/15/2003.

*Expiration Date:* 04/30/2006.

*Title:* ARMIS Joint Cost Report.

*Form No.:* FCC–43–03.

*Estimated Annual Burden:* 85 responses; 6,460 total annual hours; 76 hours per respondent.

*Needs and Uses:* The Joint Cost Report is needed to administer our joint cost rules (part 64) and to analyze data in order to prevent cross-subsidization of non-regulated operations by the regulated operations of Tier 1 carriers.

*OMB Control No.:* 3060–0763.

*OMB Approval date:* 04/15/2003.

*Expiration Date:* 04/30/2006.

*Title:* The ARMIS Customer Satisfaction Report.

*Form No.:* FCC–43–06.

*Estimated Annual Burden:* 7 responses; 5,040 total annual hours; 720 hours per respondent.

*Needs and Uses:* The Customer Satisfaction Report reflects the results of customer satisfaction based on surveys conducted by individual carriers from their customers.

*OMB Control No.:* 3060–0512.

*OMB Approval date:* 04/15/2003.

*Expiration Date:* 04/30/2006.

*Title:* The ARMIS Annual Summary Report.

*Form No.:* FCC–43–01.

*Estimated Annual Burden:* 115 responses; 10,695 total annual hours; 93 hours per respondent.

*Needs and Uses:* The Annual Summary Report contains financial and operating data and is used to monitor the incumbent local exchange carrier industry and to perform routine analyses of costs and revenues on behalf of the Commission.

*OMB Control No.:* 3060–0395.

*OMB Approval Date:* 04/15/2003.

*Expiration Date:* 04/30/2006.

*Title:* The Armis USOA Report (ARMIS Report 43–02); The ARMIS Service Quality Report (ARMIS Report 43–05); and the ARMIS Infrastructure Report (ARMIS Report 43–07).

*Form No.:* FCC–43–02, FCC–43–05, FCC–43–07.

*Estimated Annual Burden:* 49 responses; 23,677 total annual hours; 483 hours per respondent.

*Needs and Uses:* The USOA Report provides the annual results of the carriers' activities for each account of the Uniform System of Accounts. The Service Quality Report provides service quality information in the areas of interexchange access service, installation and repair intervals, local service installation and repair intervals, trunk blockage, and total switch downtime for price cap carriers. The Infrastructure Report provides switch deployment and capabilities data.

*OMB Control No.:* 3060–0972.