

**Notice of Revised Exhibit J**

May 6, 1996.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. *Type of Application:* Revised Exhibit J.
- b. *Project No.:* 2299-037.
- c. *Date Filed:* October 30, 1995.
- d. *Applicant:* Turlock Irrigation District.
- e. *Name of Project:* Don Pedro Project.
- f. *Location:* On Tuolumne River, La Grange City, Tuolumne County, California.
- g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. Sec. 791(a)-825(r).
- h. *Applicant Contact:* Mr. Paul D. Elias, General Manager, Turlock Irrigation District, P.O. Box 949, Turlock, CA 95381 (209) 883-8211.
- i. *FERC Contact:* Anum Purchiaroni, (202) 219-3297.
- j. *Comment Date:* June 24, 1996.
- k. *Description of Project:* The licensee filed a revised exhibit J to reflect changes to two of the project's transmission lines; the East and West lines. Under the license, the East and West lines extended from the Don Pedro switchyard to Turlock Irrigation District's Geer Substation. In 1983, the licensee constructed a new substation (named Hawkins) between Don Pedro Project and Geer Substation. The licensee reconfigured the East line by constructing 2 miles of new line connecting it to the Hawkins Substation, and removed the West line from service. The total length of the East line is 23 miles, which is 8 miles shorter than authorized by the license. The new substation and reconfigured transmission line, which were constructed without prior Commission authorization, affected properties owned by the licensee.

1. This notice also consists of the following standard paragraphs: B, C2, and D2.

B. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

C2. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS,"

"RECOMMENDATIONS FOR TERMS AND CONDITIONS," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "MOTION TO INTERVENE," as applicable, and the Project Number of the particular application to which the filing refers. Any of these documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. A copy of a notice of intent, competing application, or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

D2. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Linwood A. Watson, Jr.,

*Acting Secretary.*

[FR Doc. 96-11675 Filed 5-9-96; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-5502-9]

**Agency Information Collection Activities Up for Renewal**

**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 the Information Collection Request (ICR) listed below is coming up for renewal. Before submitting the renewal package to the Office of Management and Budget (OMB), the Environmental Protection Agency (EPA or the Agency) is soliciting comments on specific aspects of the collection as described below.

**DATES:** Comments must be submitted on or before July 9, 1996.

**ADDRESSES:** Phaseout Manager, Stratospheric Protection Division, U.S.

EPA (6205J), 401 M Street, S.W., Washington, D.C. 20460. Materials relevant to this proposed rulemaking are contained in Public Docket No. A-92-13. This docket is located in Room M-1500, Waterside Mall (Ground Floor), U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460. Dockets may be inspected from 8:30 a.m. to 5:30 p.m., Monday through Friday. A reasonable fee may be charged for copying docket materials.

**FOR FURTHER INFORMATION CONTACT:** Tom Land, Stratospheric Protection Division, U.S. EPA (6205J), 401 M Street, S.W., Washington, D.C. 20460, (202) 233-9185, phone: (202) 233-9185, fax: (202) 233-9637. For questions only, you may use the electronic address: land.tom@epamail.epa.gov. All comments must be sent to the docket.

**SUPPLEMENTARY INFORMATION:**

*Affected entities:* Entities affected by this action are companies that produce, import, export, transform, and destroy controlled ozone-depleting substances, as well as suppliers of laboratory ozone-depleting chemicals and companies deemed to have an essential use of these chemicals beyond the phaseout.

*Title:* "Recordkeeping and Periodic Reporting of the Production, Import, Export, Recycling, Destruction, Transshipment and Feedstock Use of Ozone-depleting Substances." OMB Control Number: 2060-0170. EPA Control Number: 1617.06. Expiration Date: September 30, 1996.

*Abstract:* EPA accelerated the phaseout of controlled class I ozone-depleting substances under Section 606 of the Clean Air Act Amendments of 1990 (CAA) in regulations published on December 10, 1993, in the Federal Register (58 FR 65018) and codified in 40 CFR Subpart B (§ 82.1 *et seq.*) These regulations were amended in the Federal Register on May 10, 1995, (60 FR 24970) in order to ensure an orderly phaseout and account for exempted production and consumption. Under the Montreal Protocol and Title VI of the CAA, consumption is defined as production plus imports minus exports. The ICR renewal indicates changes in reporting requirements resulting from the phaseout. The reasons information is collected, the way information is used, and whether the requirements are mandatory, voluntary, or required to obtain a benefit, are described below. The ICR renewal will not include any burden for third-party or public disclosures not previously reviewed and approved by OMB.

EPA monitors production, import, export, transformation, destruction of controlled substances and special

exemptions beyond the phaseout of class I controlled substances through reporting requirements published in regulations. These reporting requirements are designed to:

(1) Satisfy U.S. obligations under the international treaty, the Montreal Protocol on Substances that Deplete the Ozone Layer;

(2) Fulfill statutory obligations under Section 603(b) of Title VI of the CAA;

(3) Report to Congress on the production, use and consumption of class I and class II controlled substances as statutorily required in Section 603(d) of the CAA;

(4) Address Federal and industry concerns regarding illegal imports of newly produced and previously used controlled substances that are undercutting U.S. markets.

The information submitted to EPA is maintained in a Tracking System that allows the Agency:

(1) to maintain control over total production and consumption of controlled substances to satisfy conditions of the CAA and fulfill U.S. obligations under the Protocol,

(2) to monitor compliance with limits and restrictions on production, imports, exports and specific exemptions to the phaseout for individual U.S. companies

(3) to enforce against illegal importers and other violations related to the control of class I and class II controlled substances.

The Montreal Protocol and Title VI of the CAA establish limits on total U.S. production, import and export of class I and class II controlled substances. As of January 1, 1996, the U.S. is obligated under the Protocol to cease production and import of class I controlled substances (except methyl bromide) with exemptions for essential-uses, transformation, destruction and previously used material. The Protocol also establishes a limit on total consumption of class II controlled

substances beginning in 1996. The CAA has its own limits on production and consumption of controlled substances that EPA must enforce using the information submitted.

To ensure U.S. compliance with the limits and restrictions established by the Protocol and the CAA, the regulation establishes controls on individual companies. The limits and restrictions for individual U.S. companies are monitored by EPA through the reporting requirements established in the regulation. The information provided is entered into EPA's Stratospheric Protection Tracking System. The Tracking System allows EPA to conduct compliance monitoring for individual companies, as well as compliance monitoring for the U.S. with respect to Protocol obligations and statutory requirements under the CAA.

EPA uses the information to direct special attention to illegal activities associated with the import of both newly produced and previously used controlled substances. Illegal imports and the avoidance of the tax on these chemicals make them more available, reduce the incentive to shift to alternatives, and penalize companies who are complying with U.S. laws. EPA is an active part of the Federal inter-agency taskforce conducting nationwide enforcement actions. The information provided to EPA in response to the accelerated phaseout regulations often form the basis for cases.

The regulation outlines both recordkeeping and reporting requirements. EPA has produced a new Guidance Document that explains the simplifications and changes in post-phaseout reporting and includes the revised forms. In conjunction with the new Guidance Document, EPA is developing a new industry electronic version of the reporting/tracking system for industry reporting. EPA is also

initiating a review of all reporting requirements under the Montreal Protocol and plans on leading an international effort to simplify them to reduce U.S. burden and burden for reporting companies.

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;

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

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 displayed in 40 CFR Part 9.

**Burden Statement:** The burden hours shown represent the hours in the information collection request (ICR) renewal. The renewal significantly reduces overall burden hours due to the transition to the post-phaseout period. The annual burden hours prior to the phaseout were estimated to be 34,110 hours. Today's ICR renewal estimates annual burden hours to be 10,532 hours.

The following is a Table summarizing the burden hours for compiling information and submitting it to EPA Headquarters:

Collection activity	Number of respondents	Responses/ respondent	Total responses	Hours per response	Total hours
Producer's Report .....	8	4	32	16	512
Importer's Report .....	6	4	24	16	384
Notification of Trade .....	2	1	2	2	4
Export Report .....	10	1	10	120	1200
Lab Certification .....	1000	1	1000	1	1000
Class II Report .....	14	4	56	16	896
Transformation and Destruction .....	15	1	15	120	1800
Essential Use and .....	12	4	48	32	1536
Lab Suppliers .....	25	4	100	32	3200
Total burden hrs .....					10532

This estimate 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.

Send comments regarding these matters, or any other aspects of the information collection, including suggestions for reducing the burden, to the address listed above under **ADDRESS** near the top of this Notice.

Dated: April 30, 1996.

Paul M. Stolpman,

*Director, Office of Atmospheric Programs.*

[FR Doc. 96-11755 Filed 5-9-96; 8:45 am]

BILLING CODE 6560-50-P

[FRL-5502-8]

**Air Pollution Control; Proposed Actions on Clean Air Act Grants to the South Coast Air Quality Management District; California**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed determinations with request for comments and notice of opportunity for public hearing.

**SUMMARY:** The U.S. EPA has made two proposed determinations that reductions in expenditures of non-Federal funds for the South Coast Air Quality Management District (SCAQMD) in Diamond Bar, California are a result of non-selective reductions in expenditures. These determinations, when final, will permit the SCAQMD to keep the financial assistance awarded to it by EPA for FY-95, and to be awarded financial assistance for FY-96 by EPA, under section 105(c) of the Clean Air Act (CAA).

**DATES:** Comments and/or requests for a public hearing must be received by EPA at the address stated below by June 10, 1996.

**ADDRESSES:** All comments and/or requests for a public hearing should be mailed to: Douglas K. McDaniel, Air Grants Section (A-2-3), Air and Toxics Division, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, California 94105-3901; FAX (415) 744-1076.

**FOR FURTHER INFORMATION CONTACT:** Douglas K. McDaniel, Air Grants Section (A-2-3), Air and Toxics Division, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, California 94105-3901 at (415) 744-1246.

**SUPPLEMENTARY INFORMATION:** Under the authority of Section 105 of the CAA,

EPA provides financial assistance (grants) to the SCAQMD, whose jurisdiction includes Los Angeles and Orange Counties in southern California, to aid in the operation of its air pollution control programs. In FY-95, EPA awarded the SCAQMD \$7,454,238, which represented approximately 7.8% of the SCAQMD's budget.

Section 105(c)(1) of the CAA, 42 U.S.C. 7405(c)(1), provides that "[n]o agency shall receive any grant under this section during any fiscal year when its expenditures of non-Federal funds for recurrent expenditures for air pollution control programs will be less than its expenditures were for such programs during the preceding fiscal year. In order for [EPA] to award grants under this section in a timely manner each fiscal year, [EPA] shall compare an agency's prospective expenditure level to that of its second preceding year." EPA may still award financial assistance to an agency not meeting this requirement, however, if EPA, "after notice and opportunity for public hearing, determines that a reduction in expenditures is attributable to a non-selective reduction in the expenditures in the programs of all Executive branch agencies of the applicable unit of Government." CAA § 105(c)(2). These statutory requirements are repeated in EPA's implementing regulations at 40 CFR 35.210(a).

In its FY-95 § 105 application, which EPA reviewed in early 1995, the SCAQMD projected expenditures of non-Federal funds for recurrent expenditures (or its maintenance of effort (MOE)) of \$82,811,585. This MOE would have been sufficient to meet the MOE requirements of the CAA, i.e. it would have been equal to or greater than the MOE for the previous year (FY-94). In January of 1996, however, the SCAQMD submitted to EPA final documentation which shows that its actual FY-95 MOE was \$78,479,091. This amount represents a shortfall of \$2,026,404 from the MOE of \$80,505,495 for the preceding fiscal year (FY-94). In order for the SCAQMD to be eligible to keep its FY-95 grant, EPA must make a determination under § 105(c)(2).

Furthermore, in its FY-96 § 105 grant application the SCAQMD projected MOE of \$78,452,571. This amount represents a shortfall of \$26,520 from the actual FY-95 MOE of \$78,479,091. In order for the SCAQMD to be eligible to be awarded its FY-96 grant, EPA must make a determination under § 105(c)(2).

The SCAQMD is a single-purpose agency whose primary source of funding is emission fee revenue. It is the "unit

of Government" for § 105(c)(2) purposes. The SCAQMD submitted documentation to EPA which shows that over the last three years emission reductions brought on by a combination of economic recession and more restrictive emission rules have reduced fee revenues from stationary sources from a high of \$74,433,331 in 1990-1991 to \$52,282,026 in 1994-1995. The SCAQMD projects this revenue loss to continue through FY-96. As a result, the SCAQMD has instituted hiring/salary freezes, furloughs, and layoffs, has reduced its equipment purchases and contract expenditures, and has instituted new programs to reduce costs such as permit streamlining, computer-assisted permit processing, and privatization efforts.

Therefore, the SCAQMD's MOE reductions resulted from a loss of fee revenues due to circumstances beyond its control. EPA proposes to determine that the SCAQMD's lower FY-95 and FY-96 MOE levels meet the § 105(c)(2) criteria as resulting from a non-selective reduction of expenditures. Pursuant to 40 CFR 35.210, these determinations will allow the SCAQMD to keep the funds received from EPA for FY-95 and be awarded financial assistance for FY-96.

This notice constitutes a request for public comment and an opportunity for public hearing as required by the Clean Air Act. All written comments received by June 10, 1996 on this proposal will be considered. EPA will conduct a public hearing on this proposal only if a written request for such is received by EPA at the address above by June 10, 1996.

If no written request for a hearing is received, EPA will proceed to both final determinations. While notice of the final determinations will not be published in the Federal Register, copies of the determinations can be obtained by sending a written request to Douglas McDaniel at the above address.

Dated: May 2, 1996.

David P. Howekamp,

*Director, Air and Toxics Division, U.S. EPA, Region 9.*

[FR Doc. 96-11753 Filed 5-9-96; 8:45 am]

BILLING CODE 6560-50-P

[FRL-5503-5]

**Acid Rain Provisions**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice.

**SUMMARY:** EPA today announces the allocation of allowances to small diesel