

Management and Budget (OMB): National Emission Standards for Hazardous Air Pollutants for Beryllium Rocket Motor Firing; 40 CFR part 61, subpart D; EPA ICR Number 1125.03; OMB Number 2060-0394; expiring October 31, 2001. 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 July 23, 2001.

**ADDRESSES:** U.S. Environmental Protection Agency, 401 M Street S.W., Office of Compliance, Mail Code 2223A, Washington, D.C. 20460. A hard copy of an ICR may be obtained without charge by calling the identified information contact individual.

**FOR FURTHER INFORMATION CONTACT:** Elson Lim at (202) 564-7006 and FAX (202) 564-0050, or by E-mail at [Lim.Elson@epa.gov](mailto:Lim.Elson@epa.gov).

**SUPPLEMENTARY 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 displayed in 40 CFR part 9.

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 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 collection, 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.

#### ICR

In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is planning to submit the continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB).

**Title:** National Emission Standards for Hazardous Air Pollutants for Beryllium Rocket Motor Firing; 40 CFR part 61, subpart D; EPA ICR Number 1125.03, OMB Number 2060-0394, expiring October 31, 2001.

**Affected Entities:** These standards apply to sources that are rocket motor test sites that use beryllium propellant.

**Abstract:** The National Emission Standards for Hazardous Air Pollutants (NESHAP) 40 CFR part 61, subpart D was promulgated on April 6, 1973, and amended on November 7, 1985, for this source category. These standards establish limits for beryllium. The rule requires subject test sites to test ambient air for beryllium during and after firing a rocket motor. Samples are analyzed within 30 days and results are reported to EPA Region by registered letter by the business day following the determination and calculation. The rule also requires continuous stack sampling of beryllium combustion products during and after firing a rocket motor, and analysis and reporting within 30 days. In addition, other reporting requirements include notification of anticipated firing date; air quality emissions and ambient air quality and emission test reports. Recordkeeping requirements include air sampling test results, record of emission test results and making these records available to the Agency. Records are kept for a period of two years for the air sampling test results.

**Burden Statement:** In the currently approved ICR, the total hours were estimated to be 8.33 and the recordkeeping and reporting burden was estimated to be \$299 per year. This estimate was based on one test facility. There are no capital and start-up cost for this ICR. There is also no operation and maintenance cost documented since no new sources are anticipated to become subject of these standards. There are no costs for continuous emission monitoring for this ICR and no known

information that may impact the burden in the next ICR.

Dated: May 9, 2001.

**Michael Stahl,**

*Director, Office of Compliance.*

[FR Doc. 01-12895 Filed 5-22-01; 8:45 am]

**BILLING CODE 6560-50-P**

#### ENVIRONMENTAL PROTECTION AGENCY

[FRL-6977-8]

#### Agency Information Collection Activities: Submission for OMB Review; Comment Request; Investigations Into Compliance of Stationary Source With the Accidental Release Prevention Program

**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: Investigations into Possible Noncompliance of Stationary Sources with the Accidental Release Prevention Program established in 40 CFR Part 68, EPA ICR No. 1956.01. 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 June 22, 2001.

**ADDRESSES:** Send comments, referencing EPA ICR No. 1956.01 to the following addresses: Sandy Farmer, U.S. Environmental Protection Agency, Collection Strategies Division (Mail Code 2822), 1200 Pennsylvania Avenue, NW., Washington, DC 20460; 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:** For a copy of the ICR contact Sandy Farmer at EPA by phone at (202) 260-2740, by E-mail at [farmer.sandy@epamail.epa.gov](mailto:farmer.sandy@epamail.epa.gov), or download off the Internet at <http://www.epa.gov/icr> and refer to EPA ICR No. 1956.01. For technical questions about the ICR contact Silvia Palomo on (312) 353-2172.

#### SUPPLEMENTARY INFORMATION:

**Title:** Investigations into Compliance of Stationary Sources with the Accidental Release Prevention Program

established in 40 CFR part 68, EPA ICR Number 1956.01. This is a new collection.

**Abstract:** On June 20, 1996, EPA published risk management regulations mandated under the accidental release prevention provisions under the Clean Air Act Section 112(r)(7), 42 U.S.C. 7412(r)(7). These regulations were codified in 40 CFR part 68. The intent of Section 112(r) is to prevent accidental releases to the air and mitigate the consequences of such releases by focusing prevention measures on chemicals that pose the greatest risk to the environment. The chemical accident prevention rule required owners and operators of stationary sources subject to the rule to submit a risk management plan by June 21, 1999 to EPA. The Office of Chemical Emergency Preparedness and Prevention (OCEPP), Superfund Division, Region 5, is responsible for implementing and enforcing the Risk Management Program. In order to fulfill its responsibilities as the implementing office, OCEPP will collect information from major stationary sources of air emissions to determine whether or not these sources are in compliance with the risk management program regulations.

The information will be requested through certified mail and pursuant to Section 114(a) of the Clean Air Act, 42 U.S.C. 7414(a). Therefore, response to the information collection is mandatory. The information collected will include the names of the regulated substances used, produced, or stored on-site; amount of the regulated substances; copies of inventory records; capacity of the container which stores or handles the regulated substance; and the number of employees.

Any information submitted to EPA for which a claim of confidentiality is made will be safeguarded according to the Agency policies set forth in Title 40, Chapter 1, Part 2, Subpart B—Confidentiality of Business Information (see 40 CFR part 2; 41 FR 36902, September 1, 1976; amended by 43 FR 40000, September 8, 1978; 43 FR 42251, September 20, 1978; 44 FR 17674, March 23, 1979).

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 May 9, 2000 (65 FR 26829). EPA received

comments on the ICR from the following organizations: American Chemistry Council; Center for Regulatory Effectiveness (CRE); National Paint & Coating Association; and from one person.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average 14.8 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:** Major stationary sources of air emissions that have applied for or obtained a Title V operating permit.

**Estimated Number of Respondents:** 1,800.

**Frequency of Response:** One-time.

**Estimated Total Annual Hour Burden:** 26,640 hours.

**Estimated Total Annualized Capital, Operating/Maintenance Cost Burden:** 0.

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 following addresses. Please refer to EPA ICR No. 1956.01 in any correspondence.

Dated: May 3, 2001.

**Oscar Morales,**

*Director, Collection Strategies Division.*

[FR Doc. 01-12898 Filed 5-22-01; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6983-3]

### Notice of Final Decision To Grant Vickery Environmental, Incorporated a Modification of an Exemption From the Land Disposal Restrictions of the Hazardous and Solid Waste Amendments of 1984 Regarding Injection of Hazardous Wastes

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

**ACTION:** Notice of final decision on a request to modify an exemption from the Hazardous and Solid Waste Amendments of the Resource Conservation and Recovery Act.

**SUMMARY:** Notice is hereby given by the Environmental Protection Agency (EPA or Agency) that modification of an exemption to the land disposal restrictions under the 1984 Hazardous and Solid Waste Amendments to the Resource Conservation and Recovery Act (RCRA) has been granted to Vickery Environmental, Inc. (VEI) of Vickery, Ohio. This modification allows VEI to continue to inject two (2) RCRA-regulated hazardous wastes which will be banned from land disposal on May 7, 2001, as a result of regulations promulgated in the **Federal Register** (FR) on November 8, 2000 (65 FR 67132), into four Class I injection wells at the Vickery, Ohio, facility. As required by 40 CFR part 148, VEI has demonstrated, to a reasonable degree of certainty, that there will be no migration of hazardous constituents from the injection zone utilized by VEI's waste disposal facility located near Vickery, Ohio, for as long as the newly exempted wastes remain hazardous. This decision constitutes a final Agency action for which there is no administrative appeal.

**DATES:** This action is effective as of May 7, 2001.

#### FOR FURTHER INFORMATION CONTACT:

Harlan Gerrish, Lead Petition Reviewer, USEPA, Region 5, telephone (312) 886-2939. Copies of the petition and all pertinent information relating thereto are on file and are part of the Administrative Record. It is recommended that you contact the lead reviewer prior to reviewing the Administrative record.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Chemical Waste Management (CWM), the predecessor of VEI, submitted a petition for an exemption from the restrictions on land disposal of hazardous wastes on January 19, 1988.