

activities associated with FRPs depend largely on the physical and operating characteristics of the facility, three facility size categories were defined as: Small facilities with a total storage capacity greater than 1,320 gallons, but less than or equal to 42,000 gallons; Medium facilities with a total storage capacity greater than 42,000 gallons but less than or equal to one million gallons; and Large facilities with a total storage capacity greater than one million gallons. Because FRP regulations apply to facilities with an oil storage capacity of over one million gallons, or over 42,000 gallons if the facility transfers oil over water or to and from vessels, the "small" facilities were excluded from the burden estimates. The FRP facility

type categories were based on how oil is used at a facility. Facilities were classified as using oil in one of three ways: Storage/Consumption facilities that consume oil as a raw material or end-use product; Storage/Distribution facilities market and distribute oil as a wholesale or retail product; and Production facilities pump oil from the ground as part of exploration or production activities.

The total hour burden to the entire regulated community over the three-year period covered by the renewal ICR is approximately 1,904,980 hours, or 634,994 hours annually. Exhibit 1 displays the recordkeeping and reporting burden for affected facilities. The public reporting and recordkeeping

burdens to newly regulated facilities where the owners or operators are not required to prepare FRPs (*i.e.*, facilities where the owner or operators certify that they do not meet the "substantial harm" criteria) are 0.1 hours for recordkeeping and 0.4 hours for reporting per year. The annual reporting and recordkeeping burdens to newly regulated facilities where the owners or operators are required to prepare FRPs (*i.e.*, first-year costs for plan development) are 8.3 hours and 237 hours, respectively. The average annual reporting and recordkeeping burdens to facilities where the owners or operators maintain FRPs (*i.e.*, subsequent year costs for annual plan maintenance) are 1.2 hours and 98 hours, respectively.

EXHIBIT 1.—FRP RECORDKEEPING AND REPORTING BURDEN FOR AFFECTED FACILITIES

	Total average annual burden (hours)	Number of facilities per year (respondents)	Average annual burden per respondent (hours)
<b>FRP Certification</b>			
Recordkeeping .....	435	4,354	0.1
Reporting .....	1,813	4,354	0.4
<b>FRP Preparation</b>			
Recordkeeping .....	548	66	8.3
Reporting .....	15,658	66	237.0
<b>FRP Maintenance</b>			
Recordkeeping .....	7,469	6,224	1.2
Reporting .....	609,070	6,224	98.0

Capital costs are incurred by respondents that must prepare an FRP for the first time. The total capital cost to comply with the FRP information collection requirements is \$62,147 over the three-year period covered by the renewal ICR, or \$20,716 per year. This includes one-time start-up costs such as telephone calls, postage, photocopying, and other costs related to the preparation and submission of an FRP. O&M costs are considered to be negligible since it is expected that facility owners and operators will incur no additional costs due to hard copy storage of their FRPs (*e.g.*, placed on existing shelves or in existing file cabinets) or electronic storage (*e.g.*, saved on a facility's existing computer hard drive or network).

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: February 26, 2004.

**Deborah Y. Dietrich,**

*Director, Office of Emergency Prevention, Preparedness & Emergency Response.*

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7633-7]

**2004 RCRA National Corrective Action Conference**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of public invitation to the 2004 RCRA National Corrective Action Conference.

**SUMMARY:** Notice is hereby given of public invitation to the sessions of the forthcoming Resource Conservation and Recovery Act (RCRA) Corrective Action (CA) Conference "Moving Towards Results Based—Facility Initiated Corrective Action." This CA Conference brings together RCRA program representatives from the Environmental Protection Agency (EPA), States, Community leaders, as well as Industry representatives. This conference will explore Future Measures for Environmental Indicators for 2008 and

2020, and fostering innovations that will drive the RCRA CA Program, to name a few topics. The RCRA CA Conference continues to be a great opportunity to have a frank discussion on CA issues and to exchange information and experiences on streamlining the CA process.

**DATES:** The 2004 RCRA National Corrective Action Conference starts at 8 a.m. on Tuesday, May 11, 2004 and is projected to end at 12 p.m. on Wednesday, May 12, 2004.

**FOR FURTHER INFORMATION CONTACT:** Lael Butler, (404-562-8453), U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, SW, Code 4WD-RPB, Atlanta, GA 30303-8960.

**SUPPLEMENTARY INFORMATION:** Early registration is required and recommended for this Conference. To reduce costs and minimize paper, we encourage everyone to register electronically at the conference web site: <http://www.nationalcaconf.com/2004>. If electronic registration is not possible, please contact Jasmine Schliesmann-Merkle, Regional Manager, TechLaw, Inc., 310 Maxwell Road, Suite 500, Alpharetta, GA 30004. Her telephone number is (770) 752-7585, ext. 105. Information on the location of the Conference, as well as the proposed agenda will be available at the Web site.

Dated: February 24, 2004.

**Winston Smith,**

*Director, Waste Management Division.*

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## ENVIRONMENTAL PROTECTION AGENCY

[OPPT-2004-0078; FRL-7348-6]

### Forum on State and Tribal Toxics Action; Notice of Public Meeting

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

**ACTION:** Notice.

**SUMMARY:** EPA is announcing the meeting of the Forum on State and Tribal Toxics Action (FOSTTA) to collaborate on environmental protection and toxic chemical issues. FOSTTA is comprised of the Chemical Information and Management Project, the Pollution Prevention Project, and the Tribal Affairs Project. FOSTTA will be meeting March 22-23, 2004. The meeting is being held to provide the participants of the three projects an opportunity to have in-depth discussions on issues concerning the environment and human health, which are affecting the States

and Indian country. This notice announces the location and times for the meeting and sets forth some tentative agenda topics. EPA invites all interested parties to attend the public meeting.

**DATES:** The three projects will meet on Monday, March 22, 2004, from 10 a.m. to 5 p.m., and Tuesday, March 23, 2004, from 8 a.m. to noon. A plenary session is being planned for the participants on Monday, March 22, 2004, from 8 a.m. to 9:30 a.m.

Requests to participate in the meeting, identified by docket identification (ID) number OPPT-2004-0078, must be received on or before March 18, 2004.

**ADDRESSES:** The meeting will be held at the Four Points Sheraton Hotel, 1201 K Street, NW., Washington, DC.

Requests to participate in the meeting may be submitted to the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

**FOR FURTHER INFORMATION CONTACT:** *For general information contact:* Barbara Cunningham, Director, Environmental Assistance Division (7408M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 554-1404; e-mail address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

*For technical information contact:* Darlene Harrod, Environmental Assistance Division (7408M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 564-8814; fax number: (202) 564-8813; e-mail address: [harrod.darlene@epa.gov](mailto:harrod.darlene@epa.gov).

Christine Eppstein, Environmental Council of the States, 444 North Capitol Street, NW., Suite 445, Washington, DC 20001; telephone number: (202) 624-3661; fax number: (202) 624-3666; e-mail address: [ceppstein@ssso.org](mailto:ceppstein@ssso.org).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

###### A. Does this Action Apply to Me?

You may be potentially affected by this action if you are interested in FOSTTA and hearing more about the perspectives of the States and Tribes on EPA programs and information exchange regarding important issues related to human health and environmental exposure to toxic chemicals. Potentially affected entities may include, but are not limited to:

- States and federally recognized Tribes.

- Federal, State, and local environmental and public health organizations.

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. If you have any questions regarding the applicability of this action to a particular entity, consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

###### B. How Can I Get Copies of this Document and Other Related Information?

1. *Docket.* EPA has established an official public docket for this action under docket ID number OPPT-2004-0078. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at EPA's Docket Center, Rm. B102-Reading Room, EPA West, 1301 Constitution Ave., NW., Washington, DC. EPA's Docket Center is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding holidays. EPA's Docket Center Reading Room telephone number is (202) 566-1744, and the telephone number for the OPPT Docket, which is located in EPA's Docket Center, is (202) 566-0280.

2. *Electronic access.* You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

##### II. Background

The Toxic Substances Control Act, 15 U.S.C. 2609 section 10(g), authorizes EPA and other Federal agencies to