

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

3 CFR Part 292

[Docket No. RM81-2]

Proposed Rulemaking Regarding
Eligibility, Rates and Exemptions for
Qualifying and Utility-Owned
Geothermal Small Power Production
Facilities; Correction

Issued: November 26, 1980.

AGENCY: Federal Energy Regulatory
Commission.ACTION: Notice of proposed rulemaking;
correction.

SUMMARY: This document corrects a proposed rule on the implementation of section 643 of the Energy Security Act concerning geothermal energy that appeared at page 74934 in the Federal Register of Thursday, November 13, 1980.

FOR FURTHER INFORMATION CONTACT: Adam Wenner, Office of the General Counsel, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 (202) 357-8033 or Glenn Berger, Office of the General Counsel, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E. Washington, D.C. 20426, (202) 357-8033.

The following correction is made in FR Doc. 35391:

On page 74939, after the third line in the first full paragraph, the following language is inserted: acquisition and ownership of "qualifying" facilities or UGC's. By excluding a UGC from the definition of "electric utility company" under section 2(a)(3) of PUHCA, the FERC's proposed rules would eliminate the SEC's jurisdiction under section 9(a)(2) of PUHCA, thus rendering moot the exemption available under the SEC's proposed Rules 14 and 15, as it would pertain to geothermal facilities of 80 megawatts capacity or less.³¹

Environmental Considerations

The Commission issued in June 1980, a draft environmental impact statement (DEIS) on rulemakings implementing

³¹This approach is similar to the exemption from PUHCA contained in section 9 of the Pacific Northwest Electric Power Planning and Conservation Act (S. 885), which would exempt a "generating company" from the definition of an electric utility company in PUHCA. The SEC has indicated its support, in principle, for that exemption.

sections 201 and 210 of PURPA. In the DEIS the Commission determined that PURPA-induced development of geothermal small power production facilities would not create significant environmental effects. In compliance with the National Environmental Policy Act of 1969 (NEPA), the Commission is examining the environmental effects associated with these rules.

Written Comments

Interested persons are invited to submit written comments on the proposed regulation to the Office of the Secretary.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-37744 Filed 12-4-80; 8:45 am]

BILLING CODE 6450-85-M

DEPARTMENT OF HEALTH AND
HUMAN SERVICES

Food and Drug Administration

21 CFR Part 358

[Docket No. 80N-0238]

Wart Remover Drug Products for
Over-the-Counter Human Use;
Establishment of a Monograph

Correction

In FR Doc. 80-30789 appearing on page 65609 in the issue of Friday, October 3, 1980, make the following corrections:

1. On page 65609, center column, under "For Further Information Contact", the phone number now reading "301-443-4860" should have read "301-443-4960".
2. In the same column, three lines from the bottom of the page, ". . . § 330.10(a)92), . . ." should have read ". . . § 330.10(a)(2), . . .".
3. On pages 65612 and 65613, wherever "salicyclic acid" appears, it should be corrected to read "salicylic acid".

3. In the first column of page 65614, in the fifth line of the second complete paragraph, the formula "(C₂H₄O₆)" should have read "(C₂H₄O₂)"

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DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 51

[LR-68-80]

Front-End Tertiary Oil Under the Crude
Oil Windfall Profit Tax Act of 1980AGENCY: Internal Revenue Service,
Treasury.

ACTION: Notice of proposed rulemaking.

SUMMARY: This document contains proposed regulations relating to the treatment of front-end tertiary oil under the Crude Oil Windfall Profit Tax Act of 1980. The regulations would provide necessary guidance to the public for compliance with the law.

DATES: Written comments and requests to speak at the public hearing must be delivered or mailed by February 3, 1981. The amendments are proposed to be effective for domestic crude oil removed after February 29, 1980, and before October 1, 1981.

ADDRESS: Send comments and requests to speak at the public hearing to: Commissioner of Internal Revenue, Attention: CC:LR:T (LR-68-80), Washington, D.C. 20224.

FOR FURTHER INFORMATION CONTACT: Douglas W. Charnas of the Legislation and Regulations Division, Office of the Chief Counsel, Internal Revenue Service, 1111 Constitution Ave. NW., Washington, D.C. 20224 (Attention: CC:LR:T) (202-566-3297).

SUPPLEMENTARY INFORMATION:

Background

This document contains amendments to the proposed Excise Tax Regulations (26 CFR Part 51) under section 4994(c) of the Internal Revenue Code of 1954 which was added by section 101 of the Crude Oil Windfall Profit Tax Act of 1980 (94 Stat. 230). The proposed Excise Tax Regulations being amended were published in the Federal Register for April 4, 1980 (45 FR 23384). The amendments thereto (referred to hereafter as the proposed regulations) are to be issued under the authority contained in sections 4997(b) and 7805 of the Internal Revenue Code of 1954 (94 Stat. 250 and 68A Stat. 917; 26 U.S.C. 4997(b) and 7805).

In General

Under a Department of Energy rule adopted in August 1979, producers who invest in enhanced oil recovery projects were allowed to deregulate, beginning January 1, 1980, the price of specified volumes of price-controlled oil to finance those projects. This oil is also