

considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. All such motions or protests should be filed on or before the comment date, and, to the extent applicable, must be served on the applicant and on any other person designated on the official service list. This filing is available for review at the Commission or may be viewed on the Commission's Web site at <http://www.ferc.gov>, using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866)208-3676, or for TTY, contact (202)502-8659. Protests and interventions may be filed electronically via the Internet in lieu of paper; see 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. The Commission strongly encourages electronic filings.

**Linwood A. Watson, Jr.,**

*Deputy Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EC03-23-000, et al.]

#### Westar Energy, Inc., et al.; Electric Rate and Corporate Filings

December 2, 2002.

The following filings have been made with the Commission. The filings are listed in ascending order within each docket classification.

##### 1. Westar Energy, Inc. and Midwest Energy, Inc.

[Docket No. EC03-23-000]

Take notice that on November 25, 2002, Westar Energy, Inc. (Westar Energy) and Midwest Energy, Inc. (Midwest Energy) jointly filed an application with the Federal Energy Regulatory Commission (Commission) pursuant to Section 203 of the Federal Power Act, 16 U.S.C. 824b, and part 33 of the Commission regulations, 18 CFR part 33. Westar Energy and Midwest Energy request authorization and approval of the sale by Westar Energy and the purchase by Midwest Energy of certain jurisdictional transmission

assets located in the State of Kansas, and assignment of certain wholesale power sales and transmission contracts.

*Comment Date:* December 16, 2002.

##### 2. SOWEGA Power LLC, Baconton Power LLC

[Docket No. ER99-3427-002 and ER00-2398-004]

Take notice that on November 25, 2002, Baconton Power LLC and SOWEGA Power LLC tendered for filing with the Federal Energy Regulatory Commission (Commission) a combined three-year updated market analysis related to their existing market-based rate approvals consistent with the Commission's orders in the above referenced dockets.

*Comment Date:* December 16, 2002.

##### 3. Mt. Carmel Public Utility Co.

[Docket No. ER02-2293-002]

Take notice that on November 25, 2002, Mt. Carmel Public Utility Co. (Mt. Carmel) tendered for filing with the Federal Energy Regulatory Commission (Commission) executed Service and Operating Agreements between Mt. Carmel and Central Illinois Public Service Co. (dba Ameren/CIPS). Mt. Carmel asserts that the purpose of the Agreement is to permit Mt. Carmel to provide transmission service to Ameren/CIPS pursuant to Mt. Carmel's Open Access Transmission Tariff.

*Comment Date:* December 16, 2002.

##### 4. California Independent System Operator Corporation

[Docket Nos. ER02-2576-003 and ER02-1656-013]

Take notice that on November 25, 2002, the California Independent System Operator Corporation (ISO) tendered for filing with the Federal Energy Regulatory Commission (Commission) a compliance filing made in compliance with the Commission's October 25, 2002 "Order on Proposed Tariff Revisions and Compliance Filing." The compliance filing revises Section 2.2.13.1 of the ISO's Tariff, in accordance with the October 25 Order.

The ISO states that this filing has been served on all entities that are on the official service list for this docket.

*Comment Date:* December 16, 2002.

##### Standard Paragraph

Any person desiring to intervene or to protest this filing should file with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's rules of practice and procedure (18 CFR 385.211 and 385.214). Protests will be considered by the Commission in

determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. All such motions or protests should be filed on or before the comment date, and, to the extent applicable, must be served on the applicant and on any other person designated on the official service list. This filing is available for review at the Commission or may be viewed on the Commission's Web site at <http://www.ferc.gov>, using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866)208-3676, or for TTY, contact (202)502-8659. Protests and interventions may be filed electronically via the Internet in lieu of paper; see 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. The Commission strongly encourages electronic filings.

**Linwood A. Watson, Jr.,**

*Deputy Secretary.*

[FR Doc. 02-31187 Filed 12-10-02; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Request for Comment on the Revised Upland Erosion Control, Revegetation and Maintenance Plan and the Wetland and Waterbody Construction and Mitigation Procedures

December 5, 2002.

The Office of Energy Projects (OEP) staff has revised the Upland Erosion Control, Revegetation and Maintenance Plan (Plan) and the Wetland and Waterbody Construction and Mitigation Procedures (Procedures) referred to at 18 CFR 157.206(b)(3)(iv) of the Commission's regulations. The staff is providing one extra opportunity for public comment on the proposed revisions.

The proposed revisions to the Plan and Procedures were advertised by the Commission staff in a Notice issued January 11, 2002. This final draft incorporates comments gathered over the past 8 months from the natural gas pipeline industry and other agencies. The Plan and Procedures were last updated December 2, 1994. Many of the staff's proposed changes better address regional issues by converting some

measures into performance-based standards. Other modifications provide necessary updates to reflect current laws and regulations.

We have posted final draft versions of the revised Plan and Procedures on our Web site showing the changes in a redline and strikeout format. The final drafts are available at <http://www.ferc.gov/gas/environment/guidelines.htm>.

Comments on the proposed revisions should be sent by electronic mail no later than December 20, 2002, to [plan.comments@ferc.gov](mailto:plan.comments@ferc.gov).

**Linwood A. Watson, Jr.,**

*Deputy Secretary.*

[FR Doc. 02-31189 Filed 12-10-02; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7420-2]

### Office of Research and Development; Ambient Air Monitoring Reference and Equivalent Methods: Designation of a New Equivalent Method for PM<sub>10</sub>

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of the designation of a new equivalent method for monitoring ambient air quality.

**SUMMARY:** Notice is hereby given that the Environmental Protection Agency (EPA) has designated, in accordance with 40 CFR part 53, a new equivalent method for measuring concentrations of particulate matter as PM<sub>10</sub> in the ambient air.

**FOR FURTHER INFORMATION CONTACT:** Elizabeth Hunike, Human Exposure and Atmospheric Sciences Division (MD-D205-03), National Exposure Research Laboratory, U.S. EPA, Research Triangle Park, North Carolina 27711. Phone: (919) 541-3737, e-mail: [Hunike.Elizabeth@epa.gov](mailto:Hunike.Elizabeth@epa.gov).

**SUPPLEMENTARY INFORMATION:** In accordance with regulations at 40 CFR part 53, the EPA evaluates various methods for monitoring the concentrations of those ambient air pollutants for which EPA has established National Ambient Air Quality Standards (NAAQSs) as set forth in 40 CFR part 50. Monitoring methods that are determined to meet specific requirements for adequacy are designated by the EPA as either reference methods or equivalent methods (as applicable), thereby permitting their use under 40 CFR part 58 by States and other agencies for determining attainment of the NAAQSs.

The EPA hereby announces the designation of one new equivalent method for measuring concentrations of particulate matter as PM<sub>10</sub> in ambient air. This designation is made under the provisions of 40 CFR part 53, as amended on July 18, 1997 (62 FR 38764).

The new equivalent method for PM<sub>10</sub> is an automated method (analyzer) that utilizes a measurement principle based on sample collection by filtration and analysis by beta-ray attenuation. The newly designated equivalent method is identified as follows:

EQPM-1102-150, "Thermo Andersen Series FH 62 C14 Continuous PM10 Ambient Particulate Monitor," operated for 24-hour average measurements, with the specified 10-micron Inlet, Inlet Connector, Sample Tube with heater, Roof Flange Kit, Mass Foil Kit, Pump Kit, Sample Filter Tape; with Operational Settings of 1000 L/h (16.67 L/min) sample flow rate, daily filter change, auto filter change at volumetric flow < 950 L/h, auto filter change at Mass > 1500 micrograms, and factory default calculation mode settings; and with operational calibration and servicing as outlined in the Operator Manual.

An application for an equivalent method determination for this method was received by the EPA on August 5, 2002. The method is available commercially from the applicant, Thermo Anderson, 500 Technology Court, Smyrna, Georgia 30082 (<http://www.ThermoAndersen.com>).

Test analyzers representative of this method have been tested by the applicant in accordance with the applicable test procedures specified in 40 CFR part 53 (as amended on July 18, 1997). After reviewing the results of those tests and other information submitted by the applicant, EPA has determined, in accordance with part 53, that this method should be designated as an equivalent method. The information submitted by the applicant will be kept on file, either at EPA's National Exposure Research Laboratory, Research Triangle Park, North Carolina 27711 or in an approved archive storage facility, and will be available for inspection (with advance notice) to the extent consistent with 40 CFR part 2 (EPA's regulations implementing the Freedom of Information Act).

As a designated reference or equivalent method, this method is acceptable for use by states and other air monitoring agencies under the requirements of 40 CFR part 58, Ambient Air Quality Surveillance. For such purposes, the method must be used in strict accordance with the operation or instruction manual associated with the method and subject

to any specifications and limitations (e.g., configuration or operational settings) specified in the applicable designation method description (see the identification of the method above).

Users of the method should also note that its equivalent method designation applies only to 24-hour average PM<sub>10</sub> concentration measurements. The Series FH 62 C14 Monitor can also provide average PM<sub>10</sub> concentration measurements over other, shorter averaging periods, including one-half-hour averages. However, such shorter average concentration measurements may be less precise than the 24-hour measurements and are not required for use in determining attainment under the air quality surveillance requirements of part 58 (although they may be useful for other purposes). Use of the method should also be in general accordance with the guidance and recommendations of applicable sections of the "Quality Assurance Handbook for Air Pollution Measurement Systems, Volume I," EPA/600/R-94/038a and "Quality Assurance Handbook for Air Pollution Measurement Systems, Volume II, Part 1," EPA-454/R-98-004. Vendor modifications of a designated reference or equivalent method used for purposes of part 58 are permitted only with prior approval of the EPA, as provided in part 53. Provisions concerning modification of such methods by users are specified under section 2.8 (Modifications of Methods by Users) of appendix C to 40 CFR part 58.

In general, a method designation applies to any sampler or analyzer which is identical to the sampler or analyzer described in the application for designation. In some cases, similar samplers or analyzers manufactured prior to the designation may be upgraded or converted (e.g., by minor modification or by substitution of the approved operation or instruction manual) so as to be identical to the designated method and thus achieve designated status. The manufacturer should be consulted to determine the feasibility of such upgrading or conversion.

Part 53 requires that sellers of designated reference or equivalent method analyzers or samplers comply with certain conditions. These conditions are specified in 40 CFR 53.9 and are summarized below:

(a) A copy of the approved operation or instruction manual must accompany the sampler or analyzer when it is delivered to the ultimate purchaser.

(b) The sampler or analyzer must not generate any unreasonable hazard to operators or to the environment.