

clearance is required under the Paperwork Reduction Act (44 U.S.C. 3501 et seq.).

*D. Review Under the National Environmental Policy Act of 1969*

In compliance with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321 et seq.); the Council on Environmental Quality Regulations for implementing NEPA (40 CFR parts 1500–1508); and DOE NEPA Implementing Procedures and Guidelines (10 CFR part 1021), Southwestern has determined that this draft determination is not addressed under DOE NEPA Implementing Procedures and Guidelines for Power Marketing Administrations, and no further action is required.

*E. Review Under Executive Order 13132*

Executive Order 13132, “Federalism” (64 FR 43255, August 10, 1999), imposes certain requirements on agencies formulating and implementing policies or regulations that preempt State law or that have federalism implications. Southwestern is not formulating or implementing policies or regulations that preempt State law or that have federalism implications. Executive Order 13132 does not apply.

*F. Review Under Executive Order 12988*

With respect to the review of existing regulations and the promulgation of new regulations, section 3, (a) of Executive Order 12988, “Civil Justice Reform” (61 FR 4729, February 7, 1996), imposes on Federal agencies the general duty to adhere to the following requirements: (1) Eliminate drafting errors and ambiguity; (2) write regulations to minimize litigation; and (3) provide a clear legal standard for affected conduct rather than a general standard and promote simplification and burden reduction. Section 3(b) of Executive Order 12988 specifically requires that Federal agencies make every reasonable effort to ensure that the regulation: (1) Clearly specifies the preemptive effect, if any; (2) clearly specifies any effect on existing Federal law or regulation; (3) provides a clear legal standard for affected conduct while promoting simplification and burden reduction; (4) specifies the retroactive effect, if any; (5) adequately defines key terms; and (6) addresses other important issues affecting clarity and general draftsmanship under any guidelines issued by the Attorney General. Section 3(c) of Executive Order 12988 requires Federal agencies to determine whether the regulations meet the applicable standard in section 3(a) and section 3(b), or it is unreasonable to

meet one or more of them. Southwestern is not reviewing existing regulations or promulgating new regulations. Executive Order 12988 does not apply.

*G. Review Under the Unfunded Mandates Reform Act of 1995*

Title II of the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4 (1995)) requires each Federal agency to assess the effects of a Federal regulatory action on State, local, and tribal governments, and the private sector. Southwestern has determined that the Unfunded Mandates Reform Act of 1995 does not apply to the draft determination.

*H. Review Under the Treasury and General Government Appropriations Act, 1999*

Section 654 (112 Stat 2681–528) of the Treasury and General Government Appropriations Act, 1999 (Pub. L. 105–277, (1998)) requires Federal agencies to issue a Family Policymaking Assessment for any rule that may affect family well-being. This draft determination is not a rule. Therefore, Section 654 (112 Stat 2681–528) of the Treasury and General Government Appropriations Act, 1999 (Pub. L. 105–277, (1998)) does not apply.

*I. Review Under the Treasury and General Government Appropriations Act, 2001.*

The Treasury and General Government Appropriations Act, 2001 (44 U.S.C. 3316 note) provides for agencies to review most disseminations of information to the public under guidelines established by each agency pursuant to general guidelines issued by the Office of Management and Budget (OMB). OMB’s guidelines were published at 67 FR 8452 (February 22, 2002), and DOE’s guidelines were published at 67 FR 62446 (October 7, 2002). Southwestern has reviewed this notice under the OMB and DOE guidelines and has concluded that it is consistent with applicable policies in those guidelines.

*J. Review Under Executive Order 13211*

Executive Order 13211, “Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use” (66 FR 28355, May 22, 2001), requires Federal agencies to prepare and submit to the Office of Information and Regulatory Affairs (OIRA), Office of Management and Budget, a Statement of Energy Effects for any proposed significant energy action. A “significant energy action” is defined as: (1) Any action by an agency that promulgated or is expected to lead to

promulgation of a final rule; (2) is a significant regulatory action under Executive Order 12866, or any successor order; and (3) is likely to have significant adverse effect on the supply, distribution, or use of energy, or is designated by the Administrator of OIRA as a significant energy action. For any proposed significant energy action, the agency must give a detailed statement of any adverse effects on energy supply, distribution, or use should the proposal be implemented, and of reasonable alternatives to the action and their expected benefits on energy supply, distribution, and use. This draft determination is not an energy action. Executive Order 13211 does not apply.

**III. Public Review and Comment Procedures**

Opportunity is presented for interested parties to receive copies of the Draft Report detailing Southwestern’s determination of the Federal and non-Federal hydropower impacts. If you desire a copy of the report, submit your request to Mr. George Robbins, Director, Division of Resources and Rates, Southwestern Power Administration, One West Third, Tulsa, OK 74103, (918) 595–6680.

Written comments on Southwestern’s determination are due on or before March 6, 2008. Comments should be submitted to George Robbins, Director, Division of Resources and Rates, Southwestern, at the above-mentioned address for Southwestern’s offices.

Southwestern will review and address the written comments, making any necessary changes to the draft determination. The Administrator will then submit the final determination to the Corps of Engineers.

Dated: January 30, 2008.

**Jon Worthington,**  
Administrator.

[FR Doc. E8–2085 Filed 2–4–08; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[EPA–R05–OAR–2007–0653; FRL–8525–4]

**Adequacy Status of the Metro-East St. Louis, IL, Submitted 8-Hour Ozone Attainment Demonstration and State Implementation Plan for Transportation Conformity Purposes**

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

**ACTION:** Notice of adequacy.

**SUMMARY:** In this notice, EPA is notifying the public that we have found that the motor vehicle emissions budgets (MVEBs) for 8-hour ozone in Metro-East St. Louis (Madison, Monroe, St. Clair, and Jersey Counties), Illinois, are adequate for conformity purposes. As a result of our finding, Metro-East St. Louis must use the MVEBs from the 8-hour ozone attainment demonstration and state implementation plan (SIP) submitted on July 2, 2007, for future conformity determinations.

**DATES:** This finding is effective February 20, 2008.

**FOR FURTHER INFORMATION CONTACT:** Anthony Maietta, Life Scientist, Criteria Pollutant Section (AR-18J), Air Programs Branch, Air and Radiation Division, United States Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 353-8777, [Maietta.anthony@epa.gov](mailto:Maietta.anthony@epa.gov).

**SUPPLEMENTARY INFORMATION:** Throughout this document, whenever "we", "us" or "our" is used, we mean EPA.

## Background

Today's action is simply an announcement of a finding that we have already made. EPA Region 5 sent a letter to the Illinois Environmental Protection Agency on December 19, 2007, stating that the 2008 and 2009 MVEBs in Metro-East St. Louis are adequate. Illinois submitted the budgets on July 2, 2007, as part of the 8-hour ozone attainment demonstration for this area. This submittal was announced on EPA's conformity Web site, and received no comments: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>, (once there, click on "What SIP submissions are currently under EPA adequacy review?").

The 2008 and 2009 MVEBs, in tons per day (tpd), for volatile organic compounds (VOC) and oxides of nitrogen (NO<sub>x</sub>) for Metro-East St. Louis (Madison, Monroe, St. Clair, and Jersey Counties) are as follows:

	2008 MVEB (tpd)	2009 MVEB (tpd)
VOC .....	14.27	13.44
NO <sub>x</sub> .....	34.87	31.94

Transportation conformity is required by section 176(c) of the Clean Air Act. EPA's conformity rule requires that transportation plans, programs, and projects conform to state air quality implementation plans and establishes the criteria and procedures for determining whether or not they do. Conformity to a SIP means that

transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which we determine whether a SIP's motor vehicle emission budgets are adequate for conformity purposes are outlined in 40 CFR 93.118(e)(4). We have described our process for determining the adequacy of submitted SIP budgets in our July 1, 2004, preamble starting at 69 FR 40038, and we used the information in these resources while making our adequacy determination. Please note that an adequacy review is separate from EPA's completeness review, and it also should not be used to prejudge EPA's ultimate approval of the SIP. Even if we find a budget adequate, the SIP could later be disapproved.

The finding and the response to comments are available at EPA's conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

**Authority:** 42 U.S.C. 7401-7671 q.

Dated: January 24, 2008.

**Margaret Guerriero,**

*Acting Regional Administrator, Region 5.*

[FR Doc. E8-2084 Filed 2-4-08; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OECA-2007-0052 FRL-8525-3]

### Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; NESHAP for Epoxy Resin and Non-Nylon Polyamide Production (Renewal); EPA ICR Number 1681.06, OMB Control Number 2060-0290

**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 an Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request to renew an existing approved collection. The ICR which is abstracted below describes the nature of the collection and the estimated burden and cost.

**DATES:** Additional comments may be submitted on or before March 6, 2008.

**ADDRESSES:** Submit your comments, referencing docket ID number EPA-HQ-OECA-2007-0052, to (1) EPA online

using <http://www.regulations.gov> (our preferred method), or by e-mail to [docket.oeca@epa.gov](mailto:docket.oeca@epa.gov), or by mail to: EPA Docket Center (EPA/DC), Environmental Protection Agency, Enforcement and Compliance Docket and Information Center, mail code 2201T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460, and (2) OMB at: 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 CONTACT:

Learia Williams, Compliance Assessment and Media Programs Division, Office of Compliance, Mail Code 2223A, Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; telephone number: (202) 564-4113; fax number: (202) 564-0050; e-mail address: [williams.learia@epa.gov](mailto:williams.learia@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has submitted the following ICR to OMB for review and approval according to the procedures prescribed in 5 CFR 1320.12. On March 9, 2007 (72 FR 10735), EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received no comments. Any additional comments on this ICR should be submitted to EPA and OMB within 30 days of this notice.

EPA has established a public docket for this ICR under docket ID number EPA-HQ-OECA-2007-0052, which is available for public viewing online at <http://www.regulations.gov>, or in person viewing at the Enforcement and Compliance Docket and Information Center in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Avenue, NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566-1744, and the telephone number for the Enforcement and Compliance Docket is (202) 566-1752.

Use EPA's electronic docket and comment system at <http://www.regulations.gov>, to submit or view public comments, access the index listing of the contents of the docket, and to access those documents in the docket that are available electronically. Once in the system, select "docket search," then key in the docket ID number identified above. Please note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing at <http://www.regulations.gov>, as EPA receives them and without change, unless the comment contains