

Respondent activities	Estimated number of respondents	Burden hours	Frequency	Total burden hours	Total burden cost
Beach Interview and Phone Interview	7,000	0.25	1	1,750	^a 25,760
Beach Interview (Part A)	7,000	0.25	1	1,750	^a 25,760
Phone Interview	7,000	0.25	1	1,750	^a 25,760
Total	21,000	0.75	3	5,250	^a 77,280

^a\$14.72/hour.

There is no direct respondent costs for this data collection.

Estimated Total Annualized Capital, O&M Cost Burden: \$0.

Dated: January 27, 2005.

Harold Zenick,

Associate Director of Health.

[FR Doc. 05-2793 2-11-05; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7872-8]

Proposed Settlement Agreement, Clean Air Act Petition for Review

AGENCY: Environmental Protection Agency.

ACTION: Notice of Proposed Settlement Agreement; Request for Public Comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended ("Act"), 42 U.S.C. 7413(g), notice is hereby given of a settlement agreement to address a claim raised by Alcoa, Inc. ("Alcoa") in a petition for review filed in the United States Court of Appeals for the District of Columbia Circuit. *Alcoa, Inc. v. United States Environmental Protection Agency*, No. 04-1189 (D.C. Cir.) This lawsuit, which was filed pursuant to section 307(b) of the Act, 42 U.S.C. 7607(b), challenged EPA's designation of the Evansville, Indiana area as nonattainment for the 8-hour ozone national ambient air quality standard ("NAAQS") pursuant to section 107(d)(1) of the Act, 42 U.S.C. 7407(d)(1). The proposed settlement agreement provides that if the State of Indiana submits a request to redesignate the Evansville area to attainment for the 8-hour ozone NAAQS, EPA shall determine whether the submission is complete and, if so, propose and take final action on the request within specified periods of time.

DATES: Written comments on the proposed settlement agreements must be received by March 16, 2005.

ADDRESSES: Submit your comments, identified by docket ID number OGC-2005-0001, online at <http://www.epa.gov/edocket>

(EPA's preferred method); by e-mail to oei.docket@epa.gov; mailed to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD-ROM should be formatted in Wordperfect or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

SUPPLEMENTARY INFORMATION: Alcoa, Inc. ("Alcoa") challenged EPA's designation of the Evansville, Indiana area as nonattainment for the 8-hour ozone NAAQS. The nonattainment designation was based on air quality monitoring data from 2001, 2002 and 2003.

Alcoa and EPA understand that the State of Indiana plans to submit shortly a request to redesignate the Evansville area from nonattainment to attainment for the 8-hour ozone NAAQS, based on air quality monitoring data from 2002, 2003 and 2004. The Settlement Agreement provides that within 30 days following an official submission by the State of Indiana, requesting redesignation of the Evansville area, EPA shall determine whether the submission is complete. If EPA determines that the official submission is complete, EPA shall, within 60 days of the completeness determination, sign a notice of proposed action soliciting comment on the redesignation request and shall forward that notice to the **Federal Register** for publication. Within 60 days after the close of the public comment period, EPA shall sign a notice taking final action on the redesignation request.

If Indiana does not submit an official submission to EPA by July 1, 2005, Alcoa has the right to move the Court to reactivate the litigation and the right to move to reactivate expires September 1, 2005. If EPA does not comply with the deadlines under the Settlement Agreement, the sole remedy for Alcoa is

the right to request the Court to reactivate the litigation.

For a period of thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the proposed Settlement Agreement from persons who were not named as parties or interveners to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed Settlement Agreement if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determine, following the comment period, that consent is inappropriate, the Settlement Agreement will be final.

Dated: January 26, 2005.

Richard B. Ossias,

Acting Associate General Counsel.

[FR Doc. 05-2794 Filed 2-11-05; 8:45 am]

BILLING CODE 6560-50-M

ENVIRONMENTAL PROTECTION AGENCY

[OPPT-2005-0010; FRL-7699-1]

Certain New Chemicals; Receipt and Status Information

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Section 5 of the Toxic Substances Control Act (TSCA) requires any person who intends to manufacture (defined by statute to include import) a new chemical (i.e., a chemical not on the TSCA Inventory) to notify EPA and comply with the statutory provisions pertaining to the manufacture of new chemicals. Under sections 5(d)(2) and 5(d)(3) of TSCA, EPA is required to publish a notice of receipt of a premanufacture notice (PMN) or an application for a test marketing exemption (TME), and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those chemicals. This status report, which

covers the period from January 1, 2005 to January 19, 2005, consists of the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

DATES: Comments identified by the docket ID number OPPT-2005-0010 and the specific PMN number or TME number, must be received on or before March 16, 2005.

ADDRESSES: Comments may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit I. of the **SUPPLEMENTARY INFORMATION**.

FOR FURTHER INFORMATION CONTACT:

Colby Lintner, Regulatory Coordinator, Environmental Assistance Division, Office of Pollution Prevention and Toxics (7408M), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 554-1404; e-mail address: *TSCA-Hotline@epa.gov*.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general. As such, the Agency has not attempted to describe the specific entities that this action may apply to. Although others may be affected, this action applies directly to the submitter of the premanufacture notices addressed in the action. If you have any questions regarding the applicability of this action to a particular entity, consult the 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 identification (ID) number OPPT-2005-0010. 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 the EPA Docket Center, Rm. B102-Reading Room, EPA West, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center is open from 8:30 a.m. to

4:30 p.m., Monday through Friday, excluding legal holidays. The EPA Docket Center Reading Room telephone number is (202) 566-1744 and the telephone number for the OPPT Docket, which is located in EPA 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.

Certain types of information will not be placed in the EPA Dockets. Information claimed as CBI and other information whose disclosure is restricted by statute, which is not included in the official public docket, will not be available for public viewing in EPA's electronic public docket. EPA's policy is that copyrighted material will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. To the extent feasible, publicly available docket materials will be made available in EPA's electronic public docket. When a document is selected from the index list in EPA Dockets, the system will identify whether the document is available for viewing in EPA's electronic public docket. 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. EPA intends to work towards providing electronic access to all of the publicly available docket materials through EPA's electronic public docket.

For public commenters, it is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing in EPA's electronic public docket as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. When EPA

identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in EPA's electronic public docket. The entire printed comment, including the copyrighted material, will be available in the public docket.

Public comments submitted on computer disks that are mailed or delivered to the docket will be transferred to EPA's electronic public docket. Public comments that are mailed or delivered to the docket will be scanned and placed in EPA's electronic public docket. Where practical, physical objects will be photographed, and the photograph will be placed in EPA's electronic public docket along with a brief description written by the docket staff.

C. How and To Whom Do I Submit Comments?

You may submit comments electronically, by mail, or through hand delivery/courier. To ensure proper receipt by EPA, identify the appropriate docket ID number and specific PMN number or TME number in the subject line on the first page of your comment. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments. If you wish to submit CBI or information that is otherwise protected by statute, please follow the instructions in Unit I.D. Do not use EPA Dockets or e-mail to submit CBI or information protected by statute.

1. *Electronically.* If you submit an electronic comment as prescribed in this unit, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment. Also include this contact information on the outside of any disk or CD ROM you submit, and in any cover letter accompanying the disk or CD ROM. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. EPA's policy is that EPA will not edit your comment, and any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification,

EPA may not be able to consider your comment.

i. *EPA Dockets.* Your use of EPA's electronic public docket to submit comments to EPA electronically is EPA's preferred method for receiving comments. Go directly to EPA Dockets at <http://www.epa.gov/edocket/>, and follow the online instructions for submitting comments. Once in the system, select "search," and then key in docket ID number OPPT-2005-0010. The system is an "anonymous access" system, which means EPA will not know your identity, e-mail address, or other contact information unless you provide it in the body of your comment.

ii. *E-mail.* Comments may be sent by e-mail to oppt.ncic@epa.gov. Attention: Docket ID Number OPPT-2005-0010 and PMN Number or TME Number. In contrast to EPA's electronic public docket, EPA's e-mail system is not an "anonymous access" system. If you send an e-mail comment directly to the docket without going through EPA's electronic public docket, EPA's e-mail system automatically captures your e-mail address. E-mail addresses that are automatically captured by EPA's e-mail system are included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

iii. *Disk or CD ROM.* You may submit comments on a disk or CD ROM that you mail to the mailing address identified in Unit I.C.2. These electronic submissions will be accepted in WordPerfect or ASCII file format. Avoid the use of special characters and any form of encryption.

2. *By mail.* Send your comments to: Document Control Office (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

3. *By hand delivery or courier.* Deliver your comments to: OPPT Document Control Office (DCO) in EPA East Bldg., Rm. 6428, 1201 Constitution Ave., NW., Washington, DC. Attention: Docket ID Number OPPT-20050010 and PMN Number or TME Number. The DCO is open from 8 a.m. to 4 p.m., Monday through Friday, excluding legal

holidays. The telephone number for the DCO is (202) 564-8930.

D. How Should I Submit CBI to the Agency?

Do not submit information that you consider to be CBI electronically through EPA's electronic public docket or by e-mail. You may claim information that you submit to EPA as CBI by marking any part or all of that information as CBI (if you submit CBI on disk or CD ROM, mark the outside of the disk or CD ROM as CBI and then identify electronically within the disk or CD ROM the specific information that is CBI). Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

In addition to one complete version of the comment that includes any information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket and EPA's electronic public docket. If you submit the copy that does not contain CBI on disk or CD ROM, mark the outside of the disk or CD ROM clearly that it does not contain CBI. Information not marked as CBI will be included in the public docket and EPA's electronic public docket without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

E. What Should I Consider as I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide copies of any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.
5. Provide specific examples to illustrate your concerns.
6. Offer alternative ways to improve the notice or collection activity.

7. Make sure to submit your comments by the deadline in this document.

8. To ensure proper receipt by EPA, be sure to identify the docket ID number assigned to this action and the specific PMN number you are commenting on in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

II. Why is EPA Taking this Action?

Section 5 of TSCA requires any person who intends to manufacture (defined by statute to include import) a new chemical (i.e., a chemical not on the TSCA Inventory to notify EPA and comply with the statutory provisions pertaining to the manufacture of new chemicals. Under sections 5(d)(2) and 5(d)(3) of TSCA, EPA is required to publish a notice of receipt of a PMN or an application for a TME and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those chemicals. This status report, which covers the period from January 1, 2005 to January 19, 2005, consists of the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

III. Receipt and Status Report for PMNs

This status report identifies the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period. If you are interested in information that is not included in the following tables, you may contact EPA as described in Unit II. to access additional non-CBI information that may be available.

In Table I of this unit, EPA provides the following information (to the extent that such information is not claimed as CBI) on the PMNs received by EPA during this period: the EPA case number assigned to the PMN; the date the PMN was received by EPA; the projected end date for EPA's review of the PMN; the submitting manufacturer; the potential uses identified by the manufacturer in the PMN; and the chemical identity.

I. 23 PREMANUFACTURE NOTICES RECEIVED FROM: 01/01/05 TO 01/19/05

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-05-0223	01/04/05	04/03/05	CBI	(G) Polymer dispersant admixture	(G) Polycarboxylate polymer with alkenyloxyalkylol modified poly(oxyalkylenediyl), potassium salt
P-05-0224	01/04/05	03/20/05	CBI	(G) Polymer dispersant admixture	(G) Polycarboxylate polymer with alkenyloxyalkylol modified poly(oxyalkylenediyl), calcium potassium salt
P-05-0225	01/05/05	04/04/05	CBI	(G) Plating agent	(G) Imidazole, reaction products with trimethoxy[3-(oxiranylmethoxy)propyl]silane
P-05-0226	01/06/05	04/05/05	CBI	(G) Colorant for cleaning products	(G) Polyalkoxylated aromatic colorant
P-05-0227	01/06/05	04/05/05	CBI	(G) Chemical intermediate	(G) Alkoxylated aromatic amine
P-05-0228	01/07/05	04/06/05	PMC Specialities Group, Inc. for Raschig Corporation	(G) Functional monomer in polymers.	(S) 1-propanaminium, n,n-dimethyl-n-[2-[(2-methyl-1-oxo-2-propenyl)oxy]ethyl]-3-sulfo-,inner salt
P-05-0229	01/07/05	04/06/05	KAO Specialities Americas LLC	(S) Emulsifier in metalworking fluids; thickener and foam booster in dishwashing agent and car shampoo	(S) Amides, rape-oil, n-(hydroxyethyl),ethoxylated
P-05-0230	01/11/05	04/10/05	CBI	(G) Dispersing property of the polymer along with it's hydrophobic content leads it to application in both industrial and consumer laundry and dishwashing, where the polymer can disperse soils and mineral hardness; application is also found for industrial pigment dispersion.	(G) Methacrylic acid, styrene copolymer sodium salt
P-05-0231	01/11/05	04/10/05	CBI	(G) Dispersing property of the polymer along with it's hydrophobic content leads it to application in both industrial and consumer laundry and dishwashing, where the polymer can disperse soils and mineral hardness; application is also found for industrial pigment dispersion.	(G) Methacrylic acid, styrene copolymer ammonium salt
P-05-0232	01/11/05	04/10/05	CBI	(G) Dispersing property of the polymer along with it's hydrophobic content leads it to application in both industrial and consumer laundry and dishwashing, where the polymer can disperse soils and mineral hardness; application is also found for industrial pigment dispersion.	(G) Methacrylic acid, methyl methacrylate copolymer sodium salt
P-05-0233	01/11/05	04/10/05	CBI	(G) Dispersing property of the polymer along with it's hydrophobic content leads it to application in both industrial and consumer laundry and dishwashing, where the polymer can disperse soils and mineral hardness; application is also found for industrial pigment dispersion.	(G) Methacrylic acid, methyl methacrylate copolymer potassium salt
P-05-0234	01/11/05	04/10/05	CBI	(G) Dispersing property of the polymer along with it's hydrophobic content leads it to application in both industrial and consumer laundry and dishwashing, where the polymer can disperse soils and mineral hardness; application is also found for industrial pigment dispersion.	(G) Methacrylic acid, methyl methacrylate, acrylic acid copolymer sodium salt

I. 23 PREMANUFACTURE NOTICES RECEIVED FROM: 01/01/05 TO 01/19/05—Continued

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-05-0235	01/11/05	04/10/05	CBI	(G) Dispersing property of the polymer along with its hydrophobic content leads it to application in both industrial and consumer laundry and dishwashing, where the polymer can disperse soils and mineral hardness; application is also found for industrial pigment dispersion.	(G) Methacrylic acid, methyl methacrylate, acrylic acid copolymer potassium salt
P-05-0236	01/12/05	04/11/05	Eastman Chemical Company	(G) Non-dispersive industrial use in adhesives	(G) Aromatic-modified aliphatic hydrocarbon resin
P-05-0237	01/12/05	04/11/05	CBI	(G) Rubber elastomer for tires, wheels, rolls and other specialty urethane applications.	(G) Hdi/carbonate/caprolactone/ether prepolymer
P-05-0238	01/13/05	04/12/05	CBI	(G) Melt processible resin and solution processible resin.	(G) Polyurethane hydrogel
P-05-0239	01/13/05	04/12/05	CBI	(G) Fuel additive	(G) Butanedioic acid, monopolyisobutylene derivs., ethylene esters, compounds with alkanolamine (1:2)
P-05-0240	01/18/05	04/17/05	Halox - A Division of Hammond Group, Inc.	(S) Corrosion inhibitor additive for paint	(S) 1,3-propanediamine, n,n-dimethyl-, monobenzoate
P-05-0241	01/18/05	04/17/05	CBI	(G) Processing aid	(G) Glucomannan
P-05-0242	01/19/05	04/18/05	Cytec Industries Inc.	(G) Blocked catalyst for molded plastic parts.	(S) Ethanol, 2-(diethylamino)-acetate(salt)
P-05-0243	01/19/05	04/18/05	CBI	(G) Coating material	(G) Alkanoic acid, alkyl-, alkyl ester, polymer with cycloalkyl-pyrrolidone and alkenylbenzene
P-05-0244	01/19/05	04/18/05	CBI	(G) Component of mixture for highly dispersive applications.	(G) Substituted cycloalkenone
P-05-0245	01/19/05	04/18/05	CBI	(G) Adhesives	(G) Alkyl acrylic-methacrylic-vinyl copolymer

In Table II of this unit, EPA provides the following information (to the extent that such information is not claimed as CBI) on the Notices of Commencement to manufacture received:

II. 23 NOTICES OF COMMENCEMENT FROM: 01/01/05 TO 01/19/05

Case No.	Received Date	Commencement Notice End Date	Chemical
P-04-0296	01/05/05	12/24/04	(S) Carbamic acid, [(trimethoxysilyl)methyl]-, methyl ester
P-04-0317	01/05/05	12/24/04	(S) Cyclohexanamine, n-[(triethoxysilyl)methyl]-
P-04-0404	01/11/05	12/21/04	(G) Tetrabromophthalate diol diester
P-04-0544	01/04/05	11/24/04	(G) Polymer
P-04-0625	01/13/05	12/12/04	(G) Dibutylhexadecylhydroxyethylammoniumbromide
P-04-0633	01/12/05	12/21/04	(G) Poly (oxyethylene) alkenyl ether
P-04-0658	01/05/05	12/24/04	(S) 2-propenoic acid, 2-methyl-, (triethoxysilyl)methyl ester
P-04-0664	01/04/05	12/02/04	(S) Oxirane, methyl-, polymer with oxirane, ether with 1,2,3-propanetriol (3:1), monoacetate monohexadecanoate
P-04-0664	01/04/05	12/02/04	(S) Oxirane, methyl-, polymer with oxirane, ether with 1,2,3-propanetriol (3:1), monoacetate
P-04-0667	01/04/05	12/03/04	(S) Hexanedioic acid, polymer with 1,4-butanediol, 1,3-diisocyanatomethylbenzene, 1,6-hexanediol, 3-hydroxy-2-(hydroxymethyl)-2-methylpropanoic acid, 5-isocyanato-1-(isocyanatomethyl)-1,3,3-trimethylcyclohexane, .alpha.,.alpha.'-[(1-methylethylidene)di-4,1-phenylene]bis[.omega.-hydroxypoly[oxy(methyl-1,2-ethanediyl)]] and piperazine, compound with n,n-diethylethanamine
P-04-0704	01/05/05	12/27/04	(G) Polymer of carboxylic acids, glycols, and epoxy resin.
P-04-0749	01/12/05	12/21/04	(G) Polycarboxylated derivative
P-04-0750	01/12/05	12/21/04	(G) Polycarboxylated derivative
P-04-0800	01/05/05	12/23/04	(G) Modified styrene polymer
P-04-0831	01/10/05	12/22/04	(G) Aliphatic soluble acrylic polymer on the basis of isobutyl methacrylate
P-04-0833	01/05/05	12/27/04	(G) Alkyd resin
P-04-0838	01/06/05	12/14/04	(G) Copolymer of acrylic acid and styrene
P-04-0873	01/10/05	12/22/04	(G) Acrylic polymer on the basis of isobutyl methacrylate

II. 23 NOTICES OF COMMENCEMENT FROM: 01/01/05 TO 01/19/05—Continued

Case No.	Received Date	Commencement Notice End Date	Chemical
P-04-0874	01/10/05	12/22/04	(G) Acrylic polymer on the basis of methacrylates
P-04-0884	01/06/05	12/29/04	(G) Urethane acrylate
P-04-0915	01/06/05	01/04/05	(G) Styrene-methacrylate copolymer
P-04-0916	01/06/05	01/04/05	(G) Styrene-methacrylate copolymer
P-04-0917	01/06/05	01/04/05	(G) Styrene-methacrylate copolymer

List of Subjects

Environmental protection, Chemicals, Premanufacturer notices.

Dated: February 8, 2005.

Vicki A. Simons,

Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.

[FR Doc. 05-2790 Filed 2-11-05; 8:45 am]

BILLING CODE 6560-50-S

FEDERAL COMMUNICATIONS COMMISSION**Notice of Public Information Collection(s) Being Submitted to OMB for Review and Approval**

January 28, 2005.

SUMMARY: The Federal Communications Commissions, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

DATES: Written comments should be submitted on or before March 16, 2005. If you anticipate that you will be submitting comments, but find it

difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all comments to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW., Washington, DC 20554 or via the Internet to Leslie.Smith@fcc.gov or Kristy L. LaLonde, Office of Management and Budget (OMB), Room 10236 NEOB, Washington, DC 20503, (202) 395-3087 or via the Internet at Kristy.L.LaLonde@omb.eop.gov.

FOR FURTHER INFORMATION CONTACT: For additional information or copy of the information collection(s) contact Les Smith at (202) 418-0217 or via the Internet at Leslie.Smith@fcc.gov.

SUPPLEMENTARY INFORMATION:

OMB Control Number: 3060-0833.

Title: Implementation of Section 255 of the Telecommunications Act of 1996: Complaint Filings/Designation of Agents.

Form Number: N/A.

Type of Review: Extension of a currently approved collection.

Respondents: Individuals or households; businesses or other for-profit entities; not-for-profit institutions, Federal government; and State, local or tribal governments.

Number of Respondents: 8,677 respondents (multiple responses).

Estimated Time per Response: 0.50-5.0 hours.

Frequency of Response: Recordkeeping; On occasion and one time reporting requirements; Third party disclosure requirement.

Total Annual Burden: 12,338 hours.

Total Annual Cost: \$720,000.

Privacy Impact Assessment: No impact(s).

Needs and Uses: This information collection includes rules governing the filing of complaints as part of the implementation of Section 255 of the Telecommunications Act of 1996, which seeks to ensure that telecommunications equipment and services are available to all Americans, including those individuals with disabilities. In particular, telecommunications service providers and equipment manufacturers

are asked for a one-time designation of an agent who will receive and promptly handle voluntary consumer complaints of accessibility concerns. As with any complaint procedure, a certain number of regulatory and information burdens are necessary to ensure compliance with FCC rules.

Federal Communications Commission.

Marlene H. Dortch,
Secretary.

[FR Doc. 05-2500 Filed 2-11-05; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL MARITIME COMMISSION

[Docket No. 04-12]

Non-Vessel-Operating Common Carrier Service Arrangements

Served: February 8, 2005.

Order

The Commission's rule exempting non-vessel-operating common carriers (NVOCCs) from the Shipping Act's tariff publication requirements, conditioned upon the filing of confidential service arrangements (NSAs), went into effect on January 19, 2005. 69 FR 75850 (Dec. 20, 2004). The International Shippers' Association (ISA) and the American Institute for Shippers' Associations (AISA) have filed petitions seeking reconsideration of the new rule, and asking the Commission to stay the effectiveness of that rule.¹ Both petitions were filed under Rule 261 of the Commission's Rules of Practice and Procedure; both also seek a waiver, under Rule 10, if the Commission finds them deficient under Rule 261.

For the reasons set forth below, we summarily reject both petitions, pursuant to Rule 261. We further deny the requests for waiver under Rule 10, and deny the requests for stay as moot.

¹ ISA's petition was filed on January 7, 2005, and AISA's petition was filed on January 11. The 15 day comment periods for both petitions extended beyond the scheduled effective date of the new rule. See 46 CFR 502.74. However, neither petitioner requested a shorter comment period for consideration of its request for a stay. See 46 CFR 502.103 (time may be shortened "for good cause").