

*Comment Date:* 5 p.m. eastern time on April 25, 2005.

## 12. Puget Sound Energy, Inc.

[Docket No. ER05-778-000]

Take notice that on April 4, 2005, Puget Sound Energy, Inc. (PSE) tendered for filing a Non-Standard Provisions Agreement under the Western System Power Pool Agreement between PSE and Calpine Energy Management, L.P. (CEM). PSE requests an effective date of June 6, 2005.

PSE states that the filing was served on CEM.

*Comment Date:* 5 p.m. eastern time on April 25, 2005.

## 13. UAE Mecklenburg Cogeneration LP

[Docket No. ER05-779-000]

Take notice that on April 4, 2005, Virginia Electric and Power Company tender for filing a Notice of Cancellation of the market-based rate tariff of UAE Mecklenburg Cogeneration LP. Virginia Electric and Power Company requests an effective date of August 19, 2004.

*Comment Date:* 5 p.m. eastern time on April 25, 2005.

## 14. James H. Hance, Jr.

[Docket No. ID-4237-000]

Take notice that on April 4, 2005, James H. Hance, Jr., filed an application for authorization under section 305(b) of the Federal Power Act to hold interlocking positions in Duke Energy Corporation and Sprint Corporation.

*Comment Date:* 5 p.m. eastern time on April 25, 2005.

### Standard Paragraph

Any person desiring to intervene or to protest this filing must file 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 notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant and all parties to this proceeding.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission,

888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Linda Mitry,

Deputy Secretary.

[FR Doc. E5-1806 Filed 4-15-05; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Western Area Power Administration

#### Pick-Sloan Missouri Basin Program—Eastern Division—Notice of Proposed Transmission and Ancillary Services Rates—Rate Order No. WAPA-122

**AGENCY:** Western Area Power Administration, DOE.

**ACTION:** Notice of Proposed Transmission and Ancillary Services Rates.

**SUMMARY:** The Western Area Power Administration (Western) is proposing a minor transmission and ancillary services rate adjustment for the Pick-Sloan Missouri Basin Program—Eastern Division (P-SMBP—ED). The P-SMBP—ED transmission and ancillary service rate schedules will expire on September 30, 2005. The proposed rates will provide sufficient revenue to pay all annual costs, including interest expense, and repayment of required investment within the allowable periods. Western will prepare a brochure providing detailed information on the rates to all interested parties. Western intends to conduct the public participation according to the minor rate adjustment process as defined in the Department of Energy's (DOE) Procedures for Public Participation in Power and Transmission Rate Adjustments and Extensions. Western expects the proposed rates to go into effect October 1, 2005, and remain in effect through September 30, 2010. Publication of this **Federal Register** notice begins the formal process for the proposed rates.

**DATES:** The consultation and comment period begins today and will end May 18, 2005. Western will accept written

comments anytime during the consultation and comment period.

**ADDRESSES:** Send written comments to Robert J. Harris, Regional Manager, Upper Great Plains Region, Western Area Power Administration, 2900 4th Avenue North, Billings, MT 59101-1266, or e-mail at [UGP\\_ISRRate@wapa.gov](mailto:UGP_ISRRate@wapa.gov). Western will post information about the rate process on its Web site at <http://www.wapa.gov/ugp/rates/2005ISRRateAdj/default.htm>. Western will post official comments received via letter and e-mail to its Web site after the close of the comment period. Western must receive written comments by the end of the consultation and comment period to ensure they are considered in Western's decision process.

**FOR FURTHER INFORMATION CONTACT:** Mr. Jon R. Horst, Rates Manager, Upper Great Plains Region, Western Area Power Administration, 2900 4th Avenue North, Billings, MT 59101-1266, telephone (406) 247-7444, e-mail [horst@wapa.gov](mailto:horst@wapa.gov).

**SUPPLEMENTARY INFORMATION:** The Deputy Secretary of Energy approved Rate Schedules UGP-FPT1, UGP-NFPT1, UGP-NT1, UGP-AS1, UGP-AS2, UGP-AS3, UGP-AS4, UGP-AS5, and UGP-AS6 for P-SMBP—ED firm and non-firm transmission rates and ancillary services rates on August 1, 1998, Rate Order No. WAPA-79. The Federal Energy Regulatory Commission (Commission) confirmed and approved the rate schedules on November 25, 1998, under FERC Docket No. EF98-5031-000. These rate schedules were then extended through September 30, 2005, by Rate Order No. WAPA-100, which was confirmed and approved by the Commission on December 16, 2003, under FERC Docket No. EF03-5032-000. The rate schedules for Rate Order No. WAPA-79 and Rate Order No. WAPA-100 contain formulary rates that are recalculated yearly using the fixed charge rate methodology. The proposed formulary rates will continue to use the fixed charge rate methodology and will continue to be recalculated from yearly updated financial and load data. However, the Generator Step Up Transformers are proposed for removal from the transmission revenue requirement. After the approval of the original transmission and ancillary service rates for P-SMBP—ED the Commission decided that Generator Step Up Transformers should not be included in transmission rates for jurisdictional utilities. Consistent with Western's goal to observe Commission precedent to the extent consistent with its mission and permitted by law and

regulation, the transmission and ancillary services rates are being modified. The removal of the Generator Step Up Transformers will produce less than a 1-percent change in the annual revenues for the P-SMBP—ED under Rate Order No. WAPA-100 based on the 2004–2005 rate calculation. Therefore, Western intends to conduct the public participation according to a minor rate adjustment process as defined in the DOE Procedures for Public Participation in Power and Transmission Rate Adjustments and Extensions. Western intends for the proposed rate to go into effect October 1, 2005, and remain in effect through September 30, 2010.

Under Rate Schedule UGP-FPT1, the 2004–2005 existing rate for Long-Term Firm and Short-Term Firm Point-to-Point Transmission Service is \$2.72 per kilowattmonth (kWmonth). The proposed rate for Long-Term Firm and Short-Term Firm Point-to-Point Transmission Service is \$2.69/

KWmonth. Under Rate Schedule UGP-NFPT1, the existing rate calculation for Non-Firm Point-to-Point Transmission Service is 3.73 mills per kilowatthour (kWh). The proposed rate for Non-Firm Point-to-Point Transmission Service is 3.68 mills per kWh. Under Rate Schedule UGP-NT1 the existing annual revenue requirement for Network Integration Transmission Service is \$128,017,923. The proposed annual revenue requirement for Network Integration Transmission service is \$126,741,576.

Under Rate Schedule UGP-AS1, the existing rate for Scheduling System Control and Dispatch (Scheduling and Dispatch) Service is \$49.29/schedule/day. The proposed rate for Scheduling and Dispatch Service is \$49.77/schedule/day. Under Rate Schedule UGP-AS2, the existing rate for Reactive Supply and Voltage Control from Generation Sources (Reactive) Service is \$0.06/kWmonth. The propose rate for

Reactive Service is \$0.07/kWmonth. Under Rate Schedule UGP-AS3, the existing rate calculated for Regulation and Frequency Response (Regulation) Service is \$0.04/kWmonth. The proposed rate for Regulation Service is \$0.05/kWmonth. Under Rate Schedule UGP-AS4, there is no change in the rate for Energy Imbalance Service between the existing and the proposed rates. Under Rate Schedules UGP-AS5 and UGP-AS6, the existing rate calculated for Reserves is \$0.11/kWmonth. The proposed rate for Reserves is \$0.12/kWmonth.

The impact to total transmission rates, including firm/non-firm/network and ancillary services is less than a 1-percent change in annual revenues. The proposed rates will result in a decrease of 0.5765 percent in annual revenues. The revenue requirements for the individual services and comparison values are outlined in the following table.

Service	Existing revenue requirement	Proposed revenue requirement	Percentage change
Transmission .....	\$128,017,923	\$126,741,576	-0.9970
Scheduling and Dispatch .....	3,373,281	3,406,102	0.9729
Reactive .....	2,736,253	3,065,568	12.0352
Reserves .....	1,895,268	2,009,276	6.0154
Regulation .....	1,065,771	1,075,623	0.9243

**Legal Authority**

Because the proposed removal of Generator Step Up Transformers results in less than a 1-percent change in annual transmission revenues for the P-SMBP—ED under Rate Order WAPA-100, the proposed rates constitute a minor rate adjustment as defined by 10 CFR part 903. Consistent with these regulations, Western has elected not to hold either a public information forum or a public comment forum. After review and consideration of public comments related to the proposed rate extension, Western will submit proposed rates to the Deputy Secretary of Energy for approval on an interim basis.

Western is establishing Integrated System Transmission and Ancillary Service Rates for P-SMBP—ED under the Department of Energy Organization Act (42 U.S.C. 7152); the Reclamation Act of 1902 (ch. 1093, 32 Stat. 388), as amended and supplemented by subsequent enactments, particularly section 9(c) of the Reclamation Project Act of 1939 (43 U.S.C. 485h(c)) and section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s); and other acts specifically applicable to the projects involved.

By Delegation Order No. 00-037.00, effective December 6, 2001, the Secretary of Energy delegated: (1) The authority to develop power and transmission rates to Western’s Administrator; (2) the authority to confirm, approve, and place such rates into effect on an interim basis to the Deputy Secretary of Energy; and (3) the authority to confirm, approve, and place into effect on a final basis, to remand, or to disapprove such rates to the Commission. Existing DOE procedures for public participation in power rate adjustments (10 CFR part 903) were published on September 18, 1985 (50 FR 37835).

**Availability of Information**

All brochures, studies, comments, letters, memorandums, or other documents that Western initiates or uses to develop the proposed rates are available for inspection and copying at the Upper Great Plains Regional Office, located at 2900 4th Avenue North, Billings, Montana. Many of these documents and supporting information are also available on its Web site under the “2005 IS Rate Adjustment” section located at <http://www.wapa.gov/ugp/rates/2005ISRateAdj/default.htm>.

**Regulatory Procedure Requirements**

*Regulatory Flexibility Analysis*

The Regulatory Flexibility Act of 1980 (5 U.S.C. 601, *et seq.*) requires Federal agencies to perform a regulatory flexibility analysis if a final rule is likely to have a significant economic impact on a substantial number of small entities and there is a legal requirement to issue a general notice of proposed rulemaking. This action does not require a regulatory flexibility analysis since it is a rulemaking of particular applicability involving rates or services applicable to public property.

*Environmental Compliance*

In compliance with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321, *et seq.*); Council on Environmental Quality Regulations (40 CFR part 1500–1508); and DOE NEPA Regulations (10 CFR part 1021), Western has determined this action is categorically excluded from preparing an environmental assessment or an environmental impact statement.

*Determination Under Executive Order 12866*

Western has an exemption from centralized regulatory review under Executive Order 12866; accordingly, no clearance of this notice by the Office of Management and Budget is required.

*Small Business Regulatory Enforcement Fairness Act*

Western has determined that this rule is exempt from congressional notification requirements under 5 U.S.C. 801 because the action is a rulemaking of particular applicability relating to rates or services and involves matters of procedure.

Dated: April 1, 2005.

**Michael S. HacsKaylo,**  
Administrator.

[FR Doc. 05-7694 Filed 4-15-05; 8:45 am]

BILLING CODE 6450-01-P

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7900-9]

**Mid/Atlantic Visibility Union (MANE-VU) Annual Meeting**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of meeting.

**SUMMARY:** The United States Environmental Protection Agency is announcing the 2005 Annual Board Meeting of the Mid-Atlantic Northeast/Visibility Union (MANE-VU). This meeting will deal with appropriate matters relating to Regional Haze and visibility improvement in Federal Class I areas within MANE-VU.

**DATES:** The meeting will be held on May 5, 2005 starting at 9 a.m. (e.s.t.).

**ADDRESSES:** The Lucerne Inn, Route 1A, Lucerne-in-Mane, Dedham, Maine 04429; (207) 843-5123.

**FOR FURTHER INFORMATION CONTACT:** Marcia L. Spink, Associate Director, Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, PA 19103; (215) 814-2100. For Documents and Press Inquiries Contact: Ozone Transport Commission (OTC), 444 North Capitol Street NW., Suite 638, Washington, DC 20001; (202) 508-3840; e-mail: [ozone@otcair.org](mailto:ozone@otcair.org); Web site <http://www.otcair.org>.

**SUPPLEMENTARY INFORMATION:** The Mid-Atlantic/Northeast Visibility Union MANE-VU's was formed in 2001, in response to EPA's issuance of the Regional Haze rule. MANE-VU's members include Connecticut,

Delaware, the District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, the Penobscot Indian National, the St. Regis Mohawk Tribe along with EPA and Federal Land Managers. This meeting will be open to the public.

*Type of Meeting:* Open.

*Agenda:* Copies of the final agenda are available from the OTC office (202) 508-3840, by e-mail: [ozone@otcair.org](mailto:ozone@otcair.org) or via the OTC Web site at <http://www.otcair.org>.

Dated: April 13, 2005.

**Donald S. Welsh,**

Regional Administrator, Region III.

[FR Doc. 05-7719 Filed 4-15-05; 8:45 am]

BILLING CODE 6560-50-M

**ENVIRONMENTAL PROTECTION AGENCY**

[OPP-2004-0024; FRL-7703-6]

**Utah State Plan for Certification of Applicators of Restricted Use Pesticides; Notice of Approval**

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

**ACTION:** Notice.

**SUMMARY:** In the **Federal Register** of January 10, 2005, EPA issued a notice of intent to approve an amended Utah Plan for the certification of applicators of restricted use pesticides. In the notice EPA solicited comments from the public on the proposed action to approve the amended Utah Plan. The amended Certification Plan Utah submitted to EPA contained several changes to its current Certification Plan. The proposed amendments add new subcategories as well as a Memorandum of Understanding regarding future implementation of an EPA federal pesticide certification program for the Navajo Indian Country. No comments were received and EPA hereby approves the amended Utah Plan.

**ADDRESSES:** The amended Utah Certification Plan can be reviewed at the locations listed under Unit I.B. of the **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** Barbara Barron, Pesticide Program, 8P-P3T, Environmental Protection Agency, Region VIII, 999 18th St., Suite 300, Denver, CO 80202-2466; telephone number: (303) 312-6617; e-mail address: [barron.barbara@epa.gov](mailto:barron.barbara@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**I. General Information***A. Does this Action Apply to Me?*

This action is directed to the public in general. This action may, however, be of interest to those involved in agriculture and anyone involved with the distribution and application of pesticides for agricultural purposes. Others involved with pesticides in a non-agricultural setting may also be affected. In addition, it may be of interest to others, such as, those persons who are or may be required to conduct testing of chemical substances under the Federal Food, Drug, and Cosmetic Act (FFDCA), or the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Since other entities may also be interested, the Agency has not attempted to describe all the specific entities that may be affected by this 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 OPP-2004-0024. 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 Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1801 S. Bell St., Arlington, VA. This docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The docket telephone number is (703) 305-5805.

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, to 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.