

extent allowed and by the procedures set forth in 40 CFR part 2. If no claim of confidentiality accompanies the submission when EPA receives it, EPA will make it available to the public without further notice to the person making comments.

Dated: November 8, 2004.

**Jeffrey R. Holmstead,**

*Assistant Administrator, Office of Air and Radiation.*

[FR Doc. 04-25304 Filed 11-12-04; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[OPPT-2003-0004; FRL-7687-3]

### Access to Confidential Business Information by Science Applications International Corporation

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

**ACTION:** Notice.

**SUMMARY:** EPA has authorized its contractor Science Applications International Corporation (SAIC), of Reston, Virginia, access to information which has been submitted to EPA under sections 4, 5, 6, 8, 12, and 13 of the Toxic Substances Control Act (TSCA). Some of the information may be claimed or determined to be Confidential Business Information (CBI).

**DATES:** Access to the confidential data will occur no sooner than November 22, 2004.

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

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

###### A. Does this Notice Apply to Me?

This action is directed to the public in general. This action may, however, be of interest to those persons who are or may be required to conduct testing of chemical substances under TSCA. 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 Documents?

1. **Docket.** EPA has established an official public docket for this action under docket identification (ID) number OPPT-2003-0004. 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 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.

##### II. What Action is the Agency Taking?

Under Contract Number EP-W-04-046, SAIC of 11251 Roger Bacon Drive, Reston, VA, will assist EPA by providing expert witness support for a civil administrative hearing, administer the Core TSCA Enforcement Center (CTEC) automated tracking system for TSCA CBI, and perform enforcement inspections. SAIC will also assist in the review and/or collection of information from businesses and could potentially access documents subjects to TSCA CBI claim.

In accordance with 40 CFR 2.306(j), EPA has determined that under Contract Number EP-W-04-046, SAIC will

require access to CBI submitted to EPA under sections 4, 5, 6, 8, 12, and 13 of TSCA, to perform successfully the duties specified under the contract.

SAIC personnel will be given information submitted to EPA under sections 4, 5, 6, 8, 12, and 13 of TSCA. Some of the information may be claimed or determined to be CBI.

EPA is issuing this notice to inform all submitters of information under sections 4, 5, 6, 8, 12, and 13 of TSCA, that the Agency may provide SAIC access to these CBI materials on a need-to-know basis only. All access to TSCA CBI under this contract will take place at EPA Headquarters only.

Clearance for access to TSCA CBI under Contract Number EP-W-04-046 may continue until September 30, 2009. Access will commence no sooner than November 22, 2004.

SAIC personnel have signed nondisclosure agreements and will be briefed on appropriate security procedures before they are permitted access to TSCA CBI.

#### List of Subjects

Environmental protection,  
Confidential business information.

Dated: November 4, 2004.

**Brian Cook,**

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

[FR Doc. 04-25306 Filed 11-12-04; 8:45 am]

BILLING CODE 6560-50-S

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7837-6]

### Notice of Availability of the "Model Application/Information Request for CERCLA Service Station Dealer Exemption" Under Section 114(c) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA)

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of availability.

**SUMMARY:** The U.S. Environmental Protection Agency (EPA) is announcing the availability of the "Model Application/Information Request for CERCLA Service Station Dealer Exemption."

**DATES:** The model was issued on November 8, 2004.

**ADDRESSES:** The model will be available on EPA's Web site at <http://www.epa.gov/compliance/resources/policies/cleanup/superfund/ssde-mod-appinfo.pdf>.

**FOR FURTHER INFORMATION CONTACT:** Susan Boushell, EPA's Office of Site Remediation Enforcement, (202) 564-2173 or [boushell.susan@epa.gov](mailto:boushell.susan@epa.gov).

**SUPPLEMENTARY INFORMATION:** On February 3, 2004 (69 FR 5147), EPA published a notice of availability for public comment on the "Draft Model CERCLA Application/Information Request for Service Station Dealers." On July 20, 2004 (69 FR 43412), EPA published a notice of availability for public comment on a revised draft model, entitled "Draft Model Application/Information Request for CERCLA Service Station Dealer Exemption." After careful consideration of the comments received, EPA revised and finalized the model application/information request. The final model is available on EPA's Web site at <http://www.epa.gov/compliance/resources/policies/cleanup/superfund/ssde-mod-appinfo.pdf>.

Dated: November 8, 2004.

**Susan E. Bromm,**

Director, Office of Site Remediation Enforcement.

[FR Doc. 04-25305 Filed 11-12-04; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collection(s) Being Submitted to OMB for Review and Approval

November 4, 2004.

**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 December 15, 2004. 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](mailto: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](mailto: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](mailto:Leslie.Smith@fcc.gov).

**SUPPLEMENTARY INFORMATION:**

*OMB Control Number:* 3060-0788.

*Title:* DTV Showings/Interference Agreements.

*Form Number:* FCC Form 301 and FCC Form 340.

*Type of Review:* Revision of a currently approved collection.

*Respondents:* Business or other for-profit entities; and Not-for-profit institutions.

*Number of Respondents:* 300.

*Estimated Time per Response:* 5 hours.

*Frequency of Response:* On occasion reporting requirement; and Third party disclosure.

*Total Annual Burden:* 1,500 hours.

*Total Annual Cost:* \$2,400,000.

*Privacy Act Impact Assessment:* No impact(s).

*Needs and Uses:* Section III-D of the FCC Form 301 and Section VII of the FCC Form 340 begin with a "Certification Checklist." This checklist contains a series of questions by which applicants may certify compliance with key processing requirements. The first certification requires conformance with the DTV Table of Allotments. The Commission allows flexibility for DTV facilities to be constructed at locations within five kilometers of the reference allotment sites without consideration of additional interference to analog or DTV service, provided the DTV service does not exceed the allotment reference height above average terrain or effective radiated power. In order for the Commission to process applications that cannot certify affirmatively, 47 CFR

Section 73.623(c) requires applicants to submit a technical showing to establish that their proposed facilities will not result in additional interference to TV broadcast and DTV operations. Additionally, the Commission permits broadcasters to agree to proposed DTV facilities that do not conform to the initial allotment parameters, even though they might be affected by potential new interference. The Commission will consider granting applications on the basis of interference agreements if it finds that such grants will serve the public interest. These agreements must be signed by all parties to the agreement. In addition, the Commission needs the following information to enable such public interest determinations: A list of parties predicted to receive additional interference from the proposed facility, a showing as to why a grant based on the agreements would serve the public interest, and technical studies depicting the additional interference.

In 2001, the Commission removed from this collection all references to industry frequency coordination committees. These committees did not evolve. Respondents have been using consulting engineers and attorneys to prepare the technical showings and interference agreements.

*OMB Control Number:* 3060-0685.

*Title:* Annual Updating of Maximum Permitted Rates for Regulated Cable Services, FCC Form 1240.

*Form Number:* FCC 1240.

*Type of Review:* Revision of currently approved collection.

*Respondents:* Business or other for-profit entities; and State, local, or tribal government.

*Number of Respondents:* 3,000.

*Estimated Time per Response:* 10 hour (avg.).

*Frequency of Response:* Annual reporting requirement.

*Total Annual Burden:* 30,000 hours.

*Total Annual Cost:* \$562,500.

*Privacy Impact Assessment:* No impact(s).

*Needs and Uses:* The FCC Form 1240 is filed with the local franchising authorities ("LFAs") by cable operators seeking to adjust maximum permitted rates to reflect changes in external costs. The Commission authored the Form 1240 to enable local franchising authorities to adjudicate permitted rates for regulated cable rates, services, and equipment; for the addition and/or deletion of channels; and for allowance for pass through of external costs due to inflation.