

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.

If the Commission decides to set the application for a formal hearing before an Administrative Law Judge, the Commission will issue another notice describing that process. At the end of the Commission's review process, a final Commission order approving or denying a certificate will be issued.

*Comment Date:* August 25, 2003.

**Linda Mitry,**

*Acting Secretary.*

[FR Doc. 03-21257 Filed 8-19-03; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 12094-000]

#### Hydro Technology Systems, Inc.; Notice of Availability of Environmental Assessment

August 13, 2003.

In accordance with the National Environmental Policy Act of 1969, as amended, and the Federal Energy Regulatory Commission's (Commission) regulations (18 CFR part 380), the Office of Energy Projects (OEP) staff has reviewed an application for an amendment of exemption to increase the authorized nameplate capacity at the Meyers Falls 1910 Project, FERC No. 12094, and has prepared an Environmental Assessment (EA) on the application. The project is located in the bypass reach of the Meyers Falls Project, FERC No. 2544, on the Colville River in Stevens County near the city of Kettle Falls, Washington. The exempt project, which is under construction, has an authorized capacity of 300 kW (one generating unit) with a hydraulic capacity of 50 cubic feet per second (cfs).

Specifically, the project exemptee (Hydro Technology Systems, Inc.) has requested Commission approval to amend the present exemption to install two units instead of one with the same authorized (300 kW) generation and (50 cfs) hydraulic capacity. In addition, the exemptee proposes to add a third generating unit with a hydraulic capacity of 12 cfs to its authorized plant. The proposed change would only effect the generating equipment located in the powerhouse and the efficient use of available flows, but not the amount of flow used. The required 25 cfs bypass

flow of the Meyers Falls Project, FERC No. 2544, and the total water rights quantity (50 cfs) for the subject project would not be affected.

In the EA, OEP staff analyzed the probable environmental effects of the proposed amendment and has concluded that approval of the proposal would not constitute a major Federal action significantly affecting the quality of the human environment.

The EA is attached to the Order Amending Exemption issued on August 12, 2003. Copies of the EA are available for review in Public Reference Room 2-A of the Commission's offices at 888 First Street, NE., Washington, DC. The EA also may be viewed on the Commission's Internet Web site (<http://www.ferc.gov>) using the eLibrary (FERRIS) link. Click on the eLibrary link, enter the docket number excluding the last three digits in the Docket Number field. Be sure you have selected an appropriate date range. For assistance with FERRIS, the FERRIS helpline can be reached at 1-866-208-3676, TTY (202) 502-8659, or by e-mail to [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). The eLibrary link on the FERC's Internet Web site also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rulemakings.

**Linda Mitry,**

*Acting Secretary.*

[FR Doc. 03-21259 Filed 8-19-03; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of FERC Staff Participation at MISO Advisory Committee Meetings and MISO Board of Director Meetings

August 13, 2003.

The Federal Energy Regulatory Commission hereby gives notice that members of its staff will attend the monthly Advisory Committee meetings and Board of Director meetings of the Midwest Independent Transmission System Operator, Inc. (MISO). The staff's attendance is part of the Commission's ongoing outreach efforts.

The meetings are held monthly. The Advisory Committee meetings for 2003 will be held on August 20, September 17, October 15, November 19 and December 10, 2003 "beginning at 10 a.m. The Advisory Committee meetings for 2003 will be held at the Lakeside Corporate Center (directly across from MISO's headquarters), 701 City Center Drive, Carmel IN 46032.

The Board of Director meetings will be held on August 21, September 18, October 16, November 20, and December 11, 2003 "beginning at 8:30 am. The Board of Director meetings will be held at MISO's headquarters, 701 City Center Drive, Carmel, IN 46032.

These meetings are open to the public. The meetings may discuss matters at issue in Docket No. RM01-12-000, Remedying Undue Discrimination Through Open Access Transmission Service and Standard Electricity Market Design; in Docket No. EL02-65-000, et al., Alliance Companies, et al.; in Docket No. RT01-87-000, et al., Midwest Independent Transmission System Operator, Inc.; in Docket No. ER03-323, et al., Midwest Independent Transmission System Operator, Inc., and in Docket No. ER03-1118, Midwest Independent Transmission System Operator, Inc.

For more information, contact Patrick Clarey, Office of Markets, Tariffs and Rates, Federal Energy Regulatory Commission at (317) 249-5937 or [patrick.clarey@ferc.gov](mailto:patrick.clarey@ferc.gov), or Christopher Miller, Office of Markets, Tariffs and Rates, Federal Energy Regulatory Commission at (317) 249-5936 or [christopher.miller@ferc.gov](mailto:christopher.miller@ferc.gov).

**Linda Mitry,**

*Acting Secretary.*

[FR Doc. 03-21258 Filed 8-19-03; 8:45 am]

**BILLING CODE 6717-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7546-9]

### Agency Information Collection Activities: Continuing Collection; Comment Request; Hazardous Waste Specific Unit Requirements and Special Waste Processes and Types

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is planning to submit the following continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB): Hazardous Waste Specific Unit Requirements and Special Waste Processes and Types, EPA ICR No.1572.06, OMB No. 2050-0050, expires on December 31, 2003. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the

proposed information collection as described below.

**DATES:** Comments must be submitted on or before October 20, 2003.

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

The mailing address, referencing Docket ID No. RCRA-2003-0017, is: OSWER Docket (5305T), EPA Docket Center, U.S. Environmental Protection Agency Headquarters, 1200 Pennsylvania Avenue NW., Washington, DC 20460. Hand deliveries of comments should be made to the EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW, Washington, DC. Comments may also be submitted electronically through the Internet to: [rcra-docket@epa.gov](mailto:rcra-docket@epa.gov). Comments in electronic format should also be identified by the Docket ID No. RCRA-2003-0017.

Commenters should not submit any confidential business information (CBI) electronically. An original and two copies of CBI must be submitted under separate cover to: RCRA CBI Document Control Officer, Office of Solid Waste (5305W), U.S. EPA, 1200 Pennsylvania Avenue NW., Washington DC 20460-001.

Hand deliveries must be brought to the OSWER Docket in the EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC. The Docket is open from 8:30 a.m. to 4:30 p.m. Monday through Friday, excluding federal holidays.

**FOR FURTHER INFORMATION CONTACT:** David Eberly by phone at (703) 308-8645, by mail at the Office of Solid Waste (5303W), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue NW., Washington, DC 20460, or by e-mail at [eberly.david@epa.gov](mailto:eberly.david@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**A. How Can I Get Copies of the ICR Supporting Statement and Other Related Information?**

1. Docket. EPA has established an official public docket for this ICR under Docket ID No. RCRA-2003-0017. The official public docket consists of the documents specifically referenced in the ICR, any public comments received, and other information related to this ICR. 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 (see **ADDRESSES** above). The EPA Docket Center Reading Room is open from 8:30 a.m. to 4:30 p.m. Monday through Friday, excluding federal holidays. The telephone number for the Reading Room is (202) 566-1744, and the telephone number for the OSWER Docket is (202) 566-0740. Copies are \$0.15/page.

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/>.

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. Once in the system, select "search," then key in the docket identification 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 A.1 above.

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 identification 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 in formulating a final decision.

1. Electronically. If you submit an electronic comment as prescribed below, 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. To access EPA's electronic public docket from the EPA Internet Home Page, select "Information Sources," "Dockets," and "EPA

Dockets.” Once in the system, select “search,” and then key in Docket ID No. RCRA–2003–0017. 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 electronic mail (e-mail) to *rcra-docket@epa.gov*, Attention Docket ID No. RCRA–2003–0017. 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 **ADDRESSES**. 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 an original of your comments, referencing Docket ID No. RCRA–2003–0017, to: OSWER Docket, (mail code 5305T) EPA Docket Center, U.S. Environmental Protection Agency Headquarters, 1200 Pennsylvania Avenue NW., Washington, DC 20460.

3. By Hand Delivery or Courier. Deliver your comments to: EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC., Attention Docket ID No. RCRA–2003–0010. Such deliveries are only accepted during the Docket’s normal hours of operation, from 8:30 a.m. to 4:30 p.m. Monday through Friday, excluding federal holidays.

### C. 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. Send or deliver information identified as CBI only to: RCRA CBI Document Control Officer, Office of Solid Waste (5305W), U.S. EPA, 1200 Pennsylvania Avenue NW., Washington DC 20460–001, Attention Docket ID No. RCRA–2003–0017. 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 person identified in the **FOR FURTHER INFORMATION CONTACT** section.

### D. What Information Is EPA Particularly Interested In?

Pursuant to section 3506(c)(2)(A) of the PRA, EPA specifically solicits comments and information to enable it to:

1. Evaluate whether the proposed collections of information are necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility.

2. Evaluate the accuracy of the Agency’s estimates of the burdens of the proposed collections of information. In particular, for this ICR, EPA is soliciting information on the estimates for performing waste analyses as required in 40 CFR 264.13(a)(1) and 40 CFR 265.13(a)(1).

3. Enhance the quality, utility, and clarity of the information to be collected.

4. Minimize the burden of the collections of information on those who are to respond, including through the use of appropriate automated or electronic collection technologies or other forms of information technology, e.g., permitting electronic submission of responses.

*Affected Entities:* Entities potentially affected by this action are owners and operators of hazardous waste management facilities.

*Title:* Hazardous Waste Specific Unit Requirements and Special Waste Processes and Types, EPA ICR #1572.06, OMB No. 2050–0050, expires on December 31, 2003.

*Abstract:* Section 3004 of the Resource Conservation and Recovery Act (RCRA) of 1976, as amended, requires that the U.S. Environmental

Protection Agency develop standards for hazardous waste treatment, storage, and disposal facilities (TSDFs), as may be necessary, to protect human health and the environment. Section 3004, Subsections (1), (3), (4), (5), and (6) specify that these standards include, but not be limited to, the following requirements:

(1) Maintaining records of all hazardous wastes identified or listed under this title which are treated, stored, or disposed of, \* \* \* and the manner in which such wastes were treated, stored, or disposed of;

(3) Treatment, storage, or disposal of all such waste received by the unit pursuant to such operating methods, techniques, and practices as may be satisfactory to the Administrator;

(4) The location, design, and construction of such hazardous waste treatment, disposal, or storage facilities;

(5) Contingency plans for effective action to minimize unanticipated damage from any treatment, storage, or disposal of any such hazardous waste; and

(6) The maintenance or operation of such facilities and requiring such additional qualifications as to ownership, continuity of operation, training for personnel, and financial responsibility as may be necessary or desirable.

All of the collection requirements covered in this ICR have been published in 40 CFR parts 261, 264 and 265, subparts J through DD, and 40 CFR part 266, subpart F. With each collection covered in this ICR, EPA is aiding the goal of complying with its statutory mandate under RCRA to develop standards for hazardous waste TSDFs, as may be necessary, to protect human health and the environment.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA’s regulations are listed in 40 CFR part 9 and 48 CFR chapter 15.

### Burden Statement

For tank systems, the public reporting burden is estimated to average six hours per respondent per year. The recordkeeping burden is estimated to average 155 hours per respondent per year.

For surface impoundments, the public reporting burden is estimated to average two hours per respondent per year. The recordkeeping burden is estimated to average 152 hours per respondent per year.

For waste piles, there is no public reporting burden associated with the

requirements covered in this ICR. The recordkeeping burden is estimated to average 20 hours per respondent per year.

For land treatment units, the public reporting burden is estimated to average one hour per respondent per year. The recordkeeping burden is estimated to average one hour per respondent per year.

For landfills, the public reporting burden is estimated to average seven hours per respondent per year. The recordkeeping burden is estimated to average 80 hours per respondent per year.

For incinerators, the public reporting burden is estimated to average two hours per respondent per year. The recordkeeping burden is estimated to average three hours per respondent per year.

For thermal treatment units, there is no public reporting or recordkeeping burden associated with the requirements covered in this ICR.

For chemical, physical, and biological treatment units, there is no public reporting or recordkeeping burden associated with the requirements covered in this ICR.

For drip pads, there is no public reporting or recordkeeping burden associated with the requirements covered in this ICR.

For miscellaneous units, there is no public reporting or recordkeeping burden associated with the requirements covered in this ICR.

For process vents, the public reporting burden is estimated to average ten hours per respondent per year. The recordkeeping burden is estimated to average 1,072 hours per respondent per year.

For equipment leaks, the public reporting burden is estimated to average seven hours per respondent per year. The recordkeeping burden is estimated to average 83 hours per respondent per year.

For containment buildings, the public reporting burden is estimated to average six hours per respondent per year. The recordkeeping burden is estimated to average 56 hours per respondent per year.

For specific hazardous waste recovery and recycling units, there is no public reporting burden associated with these requirements. The recordkeeping burden is estimated to average four hours per respondent per year.

Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop,

acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Dated: August 6, 2003.

**Robert Springer,**

*Director, Office of Solid Waste.*

[FR Doc. 03-21348 Filed 8-19-03; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[AZ099-NOA; FRL-7546-7]

### Clean Air Act Operating Permit Program; Petition for Objection to State Operating Permit for Harquahala Generating Station

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

**ACTION:** Notice of final order denying petition to object to state operating permit.

**SUMMARY:** Pursuant to Clean Air Act section 505(b)(2), the EPA Administrator is hereby denying a petition to object to a state operating permit issued by the Maricopa County Environmental Services Division to the Harquahala Generating Station. This order constitutes final action on the petition submitted by Don't Waste Arizona (DWA). Pursuant to section 505(b)(2) of the Clean Air Act (Act), petitioner may seek judicial review in the United States Court of Appeals for the appropriate circuit within 60 days of this decision under section 307 of the Act.

**ADDRESSES:** Copies of the final order, the petition and all pertinent information relating thereto are on file at the following location: Environmental Protection Agency, Region IX, Air Division, 75 Hawthorne Street, San Francisco, CA 94105. The final order is also available electronically at the following address: [http://www.epa.gov/region07/programs/artd/air/title5/petitiondb/petitions/harquahala\\_decision2001.pdf](http://www.epa.gov/region07/programs/artd/air/title5/petitiondb/petitions/harquahala_decision2001.pdf).

**FOR FURTHER INFORMATION CONTACT:** Emmanuelle Rapicavoli, Air Permits Office, EPA Region IX, telephone (415)

972-3969, e-mail [rapicavoli.emmanuelle@epa.gov](mailto:rapicavoli.emmanuelle@epa.gov).

Interested parties may also contact the Maricopa Environmental Services Division, Air Quality Division, 1001 North Central Avenue, Suite 201, Phoenix, AZ 85004.

**SUPPLEMENTARY INFORMATION:** The Clean Air Act affords EPA the opportunity for a 45-day period to review, and object to as appropriate, operating permits proposed by State permitting authorities. Section 505(b)(2) of the Act and 40 CFR 70.8(d) authorizes any person to petition the EPA Administrator within 60 days after the expiration of this review period to object to State operating permits if EPA has not done so. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided by the State, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or the grounds for the issues arose after this period.

DWA submitted a petition to the Administrator on March 20, 2001, seeking EPA's objection to the operating permit issued to the Harquahala Generating Station. The petitioner maintained that the Harquahala Generating Station operating permit was inconsistent with the Act because the permit failed to: (1) Meet federal requirements for an excess emission affirmative defense provision, namely Condition 10 of the Permit; (2) include best available control technology (BACT) emission limits for nitrogen oxides (NO<sub>x</sub>), carbon monoxides (CO), volatile organic compounds (VOC), and particulate matter (PM<sub>10</sub>); (3) require an updated BACT analysis during the permit renewal period; (4) use an appropriate substitute method for calculating startup and shutdown emissions when the continuous emissions monitors (CEMs) for NO<sub>x</sub> and CO are not operational; (5) require sufficient opacity monitoring to assure compliance with certain opacity requirements; (6) require an operations and maintenance plan for selective catalytic reduction (SCR) pollution control technology to be submitted before startup of the equipment; (7) include a review of the toxic effects of ammonium sulfate formed as a result of the proposed BACT (in this case, SCR); and (8) be responsive to public comments regarding PSD issues.

The Administrator issued an order denying this petition on July 2, 2003. The order explains the reasons behind EPA's conclusion that petitioner failed