

information in accordance with Section 106 of the Historic Preservation Act.

4. A scoping meeting has been tentatively scheduled for December 10, 1996. Information regarding the scoping meeting for the EIS will be distributed through public notice and media releases.

5. The EIS is scheduled for public review December 1997.

Gregory D. Showalter,

*Army Federal Register Liaison Officer.*

[FR Doc. 96-28047 Filed 10-31-96; 8:45 am]

BILLING CODE 3710-20-M

## DEPARTMENT OF ENERGY

### Withdrawal of Notice of Intent To Prepare an Environmental Impact Statement for the Decontamination and Waste Treatment Facility at Lawrence Livermore National Laboratory, California

**AGENCY:** Department of Energy.

**ACTION:** Withdrawal of notice of intent to prepare an environmental impact statement.

**SUMMARY:** The U.S. Department of Energy today withdraws its Notice of Intent published on March 18, 1987 (52 FR 8503) to prepare an Environmental Impact Statement (EIS) for the Decontamination and Waste Treatment Facility (DWTF) at Lawrence Livermore National Laboratory (LLNL).

Copies of the 1996 DWTF EA and FONSI are available at the DOE/Oakland Operations Office: Office of Public Affairs, Department of Energy, 1301 Clay St. 100N, Oakland, CA 94612, 510-637-1762.

**SUPPLEMENTARY INFORMATION:** The Notice of Intent was first published in 1987 and was based on the original DWTF design. This design provided 8 new buildings totaling approximately 95,000 sq. ft. of new construction, including a liquid waste processing building, decontamination building, solid waste processing building, reactive materials building, storage building, operations support building, boiler/chiller building, and rotary kiln waste incinerator. The planned incinerator in the proposed project was the primary factor contributing to the decision in 1987 to prepare an EIS.

In 1993, the DWTF project design was significantly down-sized. The currently proposed DWTF project will upgrade and consolidate existing waste management operations at LLNL into new, more efficient facilities. There will be 5 buildings totaling 58,000 sq. ft. of new construction, including an operation support building, liquid waste

processing building, solid waste processing building, classified waste storage building, and a chemical exchange building. No incinerator is proposed to be built.

Because of these significant project design changes for the DWTF, an Environmental Assessment (EA) was prepared to determine whether the impacts of the project as now proposed would be significant, and, therefore warrant the preparation of an EIS. A Draft EA analyzing the impact of the DWTF as currently proposed was distributed for public review and comments on March 25, 1996, based on the final EA, which incorporates the public comments, as appropriate. A Finding of No Significant Impact (FONSI) was signed by the Manager of the Oakland Operations Office on June 12, 1996. The completion of the EA and the FONSI were advertised in the local newspaper. Both documents are available at the DOE reading room at 1301 Clay St., Oakland, CA; or will be mailed to interested parties upon request.

In the FONSI the Department has determined that an EIS is not required, and, therefore is withdrawing the March 18, 1987 Notice of Intent.

**FOR FURTHER INFORMATION CONTACT:** For further information on the DWTF project please contact: Mr. Phillip E. Hill, Director, Waste Management Division, Oakland Operations Office, U.S. Department of Energy, 1301 Clay St. 700N, Oakland, CA 94612-5208, 510-637-1625.

For general information on the DOE National Environmental Policy Act process, please contact: Carol Borgstrom, Director, Office of NEPA Policy and Assistance (EH-42), 1000 Independence Ave. SW, Washington, D.C. 20585, 202-586-4600 or leave a message at 1-800-472-2756.

James M. Turner,

*Manager; Oakland Operations Office.*

[FR Doc. 96-28102 Filed 10-31-96; 8:45 am]

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## Office of the Secretary

### Federal Energy Regulatory Commission Relating to Certain Authorizations To Export Electricity and Construct and Operate Related Facilities

**AGENCY:** Department of Energy.

**ACTION:** Notice of delegation and assignment.

**SUMMARY:** Notice is hereby given of the delegation and assignment by the Secretary of Energy to the Federal

Energy Regulatory Commission of the authority to carry out functions vested in the Secretary relating to certain authorizations issued by the Secretary to construct, operate, maintain or connect border transmission facilities and to transmit electricity to a foreign country.

**EFFECTIVE DATE:** November 1, 1996.

**FOR FURTHER INFORMATION CONTACT:**

Anthony J. Como, Department of Energy, Office of Fossil Energy. Telephone: (202) 586-9624.

**SUPPLEMENTARY INFORMATION:** The Secretary of Energy (Secretary) has the authority under the Department of Energy Organization Act (DOE Act) (Pub. L. 95-91) to approve or disapprove applications to transmit electricity to a foreign country pursuant to section 202(e) of the Federal Power Act (16 U.S.C. 824a(e)). Moreover, the Secretary has the authority to approve or disapprove applications to construct, operate, maintain, or connect transmission facilities at the border between the United States and a foreign country pursuant to Executive Order 10485 as amended by Executive Order 12038.

Both of these functions were originally vested in the Federal Power Commission. Subsection 301(b) of the DOE Act transferred to, and vested in, the Secretary all the functions of the Federal Power Commission not specifically vested by the DOE Act in the Federal Energy Regulatory Commission (Commission). Sections 401-407, 503, and 504 of the DOE Act set forth the jurisdiction and authority of the Commission, an independent body within the Department of Energy (DOE). The Federal Power Commission's functions with respect to transmission of electricity to a foreign country and transmission facilities at the border were not specifically vested in the Commission. Furthermore, subsection 402(f) of the DOE Act provides that no function vested in the Commission which regulates the export or import of electricity shall be within the jurisdiction of the Commission unless the Secretary assigns such a function to the Commission.

As a general matter, section 642 of the DOE Act permits the Secretary to delegate any of the Secretary's functions to any officer or employee of the Department the Secretary may designate, including the Commission. More specifically, the Secretary's authority to regulate exports of electricity may be assigned in whole or in part to the Commission under subsections 402 (e) and (f) of the DOE Act, after public notice of the assignment.