

contract by EPA which are subject to specific methods and Statements of Work, such as the Superfund Contract Laboratory Program (CLP).

EPA intends to implement PBMS on a program-specific basis. Each of EPA's programs is presently developing a plan for implementation. Each implementation plan will address the specifics of how PBMS will work in specific regulatory programs. The plans will address, for example, the scope of PBMS application within the program (i.e., which measurements will be subject to PBMS), any record keeping or documentation requirements, and the specific steps that will be taken by EPA to implement PBMS within the program. The Agency's goal is for each Office to prepare a plan for implementing PBMS by September of 1997 and move to implementation of PBMS by September 1998.¹ Any required extensions of the 1998 implementation goal will be considered on a case-by-case basis based on implementation steps outlined in each program's plan.

Once implementation plans are finalized, the Agency may publish additional notices to inform the public of specific implementation actions to be taken and the proposed schedule for those actions. In addition, as individual programs take steps to amend existing regulations for the purpose of implementing PBMS, notices of proposed rulemakings will be published. Throughout this process, EPA intends to provide ample opportunity for the public to comment on specific aspects of PBMS implementation. For example, the Agency plans to engage in a dialogue, both inside and outside EPA, to get input from various stakeholders on how to best implement PBMS. We will seek input from all affected parties regarding PBMS implementation in all of EPA's programs. Today's notice is a general announcement of our intent to implement PBMS in EPA programs. EPA will consider any comments provided in response to this notice. The following is a list of issues that commenters may wish to address:

1. The potential environmental benefits or consequences that may be achieved through implementation of PBMS.
2. The potential implications for improvements in environmental

monitoring technology through implementation of PBMS.

3. The potential costs or cost savings (to the regulated community, laboratories, or others) that may result from PBMS implementation.

4. The potential impacts of PBMS on small entities.

5. The potential effect of PBMS on compliance monitoring and enforcement of regulatory and statutory requirements. For example:

- potential challenges to state enforcement programs that will result from implementation of PBMS.
- The level of expertise necessary for EPA and state inspectors to successfully determine the adequacy of a PBMS method.
- The resource and training implications of PBMS, especially for state environmental programs.
- The impact (if any) of PBMS on industry's ability to determine compliance with Federal and/or state regulations and applicable permit conditions.

6. The potential effect of PBMS on the public's ability to understand and monitor facilities within their communities.

7. The advantages and disadvantages of using method performance criteria and documentation requirements for establishing that methods achieve required performance levels.

8. The adequacy of the draft checklists for identifying and describing documentation requirements.

9. The need for EPA and state regulatory agencies to receive written notice where PBMS methods will be used by regulated parties.

10. The feasibility of applying PBMS to the various environmental measurements required by individual EPA programs.

To assist in program-specific implementation, the Agency has developed a draft set of generic checklists and companion instructions to describe the recommended documentation for an initial and continuing demonstration of method performance. Individual programs would use these generic checklists, with program-specific requirements, as appropriate, to delineate the records that would be required for compliance with PBMS. The checklists are one of a number of technical tools EPA would use to implement PBMS and communicate the requirements and guidelines associated with PBMS to the public. Copies of the draft generic checklists are available on EPA's Internet home page (<http://www.epa.gov/pbms>) or from the Docket.

Today's notice is not a final agency action and creates no rights enforceable by any party in litigation with the United States.

Dated: September 30, 1997.

Carol M. Browner,
Administrator.

[FR Doc. 97-26443 Filed 10-3-97; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5905-1]

Clean Water Act Class II: Proposed Administrative Penalty Assessment and Opportunity To Comment Regarding the City of Baldwin City, KS

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed administrative penalty assessment and opportunity to comment regarding the City of Baldwin City, Kansas.

SUMMARY: EPA is providing notice of opportunity to comment on the proposed assessment.

Under 33 U.S.C. 1319(g), EPA is authorized to issue orders assessing civil penalties for various violations of the Act. EPA may issue such orders after filing a Complaint commencing either a Class I or Class II penalty proceeding. EPA provides public notice of the proposed assessment pursuant to 33 U.S.C. 1319(g)(4)(A).

Class II proceedings are conducted under EPA's Consolidated Rules of Revocation or Suspension of Permits, CFR part 22. The procedures by which the public may submit written comment on a proposed Class II order or participate in a Class II proceeding, and the procedures by which a respondent may request a hearing, are set forth in the Consolidated Rules. The deadline for submitting public comment on a proposed Class II order is thirty (30) days after issuance of this public notice.

On May 9, 1997, EPA commenced the following Class II proceeding for the assessment of penalties by filing with the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, (913) 551-7630, the following Complaint: In the Matter of The City of Baldwin City, CWA Docket No. VII-97-W-0015.

The Complaint proposes to assess a penalty of Two Thousand Six Hundred and Thirty-five dollars (\$2,635) dollars against The City of Baldwin City for the failure to comply with the applicable recordkeeping, monitoring, vector

¹In several cases, EPA programs have already taken steps to begin implementation of PBMS. See: Update 3 of SW-846 Methods (62 FR 32452) and the Methods Approval Streamlining Proposal (62 FR 14975) for examples in EPA's hazardous waste and water programs, respectively.

attraction reduction and pathogen density requirements of section 405 of the Clean Water Act, 33 U.S.C. 1345 and the regulations promulgated pursuant to thereto and set forth at 40 CFR Part 503.

FOR FURTHER INFORMATION CONTACT: Persons wishing to receive a copy of EPA's Consolidated Rules, review the Complaint or other documents filed in this proceeding, comment upon the proposed penalty assessment, or otherwise participate in the proceeding should contact the Regional Hearing Clerk identified above.

The administrative record for the proceeding is located in the EPA Regional Office at the address stated above, and the file will be open for public inspection during normal business hours. All information submitted by the City of Baldwin City is available as part of the administrative record, subject to provisions of law restricting public disclosure of confidential information. In order to provide opportunity for public comment, EPA will issue no final order assessing a penalty in this proceeding prior to thirty (30) days from the date of this notice.

Dated: August 14, 1997.

William Rice,

Acting Regional Administrator.

[FR Doc. 97-26431 Filed 10-3-97; 8:45 am]

BILLING CODE 6560-50-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL-50905-2]

Clean Water Act Class II: Proposed Administrative Penalty Assessment and Opportunity To Comment Regarding the City of LaHarpe, KS

AGENCY: Environmental Protection Agency ("EPA").

ACTION: Notice of proposed administrative penalty assessment and opportunity to comment regarding the City of LaHarpe, Kansas.

SUMMARY: EPA is providing notice of opportunity to comment on the proposed assessment.

Under 33 U.S.C. 1319(g), EPA is authorized to issue orders assessing civil penalties for various violations of the Act. EPA may issue such orders after filing a Complaint commencing either a Class I or Class II penalty proceeding. EPA provides public notice of the proposed assessment pursuant to 33 U.S.C. 1319(g)(4)(A).

Class II proceedings are conducted under EPA's Consolidated Rules of

Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits, 40 CFR part 22. The procedures by which the public may submit written comment on a proposed Class II order or participate in a Class II proceeding, and the procedures by which a respondent may request a hearing, are set forth in the Consolidated Rules. The deadline for submitting public comment on a proposed Class II order is thirty (30) days after issuance of this public notice.

On May 9, 1997, EPA commenced the following Class II proceeding for the assessment of penalties by filing with the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, (913) 551-7630, the following Complaint: In the Matter of The City of LaHarpe, CWA Docket No. VII-97-W-0011.

The Complaint proposes to assess a penalty of Two Thousand Five Hundred and Ten dollars (\$2,510) dollars against The City of LaHarpe for the failure to comply with the applicable recordkeeping, monitoring, vector attraction reduction and pathogen density requirements of section 405 of the Clean Water Act, 33 U.S.C. 1345 and the regulations promulgated pursuant thereto and set forth at 40 CFR part 503.

FOR FURTHER INFORMATION CONTACT: Persons wishing to receive a copy of EPA's Consolidated Rules, review the Complaint or other documents filed in this proceeding, comment upon the proposed penalty assessment, or otherwise participate in the proceeding should contact the Regional Hearing Clerk identified above.

The administrative record for the proceeding is located in the EPA Regional Office at the address stated above, and the file will be open for public inspection during normal business hours. All information submitted by The City of LaHarpe is available as part of the administrative record, subject to provisions of law restricting public disclosure of confidential information. In order to provide opportunity for public comment, EPA will issue no final order assessing a penalty in this proceeding prior to thirty (30) days from the date of this notice.

Dated: August 14, 1997.

William Rice,

Acting Regional Administrator.

[FR Doc. 97-26432 Filed 10-3-97; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

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

September 30, 1997.

SUMMARY: The Federal Communications Commission, 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(s), 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 5, 1997. 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 Judy Boley, Federal Communications Commissions, Room 234, 1919 M St., N.W., Washington, DC 20554 or via internet to jboley@fcc.gov.

FOR FURTHER INFORMATION CONTACT: For additional information or copies of the information collections contact Judy Boley at 202-418-0214 or via internet at jboley@fcc.gov.

SUPPLEMENTARY INFORMATION:

OMB Approval No.: 3060-0027.

Title: Application for Construction Permit for Commercial Broadcast Station.

Form No.: FCC Form 301.

Type of Review: Revision of a currently approved collection.