

Category	Complete
Photographic Processing .....	1996
Chemical Formulators and Packagers .....	1996
Feedlots .....	1998
Urban Storm Water .....	1998
Airport Deicing .....	1999

[FR Doc. 98-14156 Filed 5-27-98; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6103-6]

### Notice of Open Meeting of the Environmental Financial Advisory Board on August 3-4, 1998

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

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency's (EPA) Environmental Financial Advisory Board (EFAB) will hold an open meeting of the full Board in San Francisco, California on August 3-4, 1998. The meeting will be held at the World Trade Center, Ferry Building, in the Coit Tower Room. The Monday, August 3 session will run from 9 a.m. to 5 p.m. and the August 4 session will begin at 8:30 a.m. and end at approximately 12:00 p.m.

EFAB is chartered with providing analysis and advice to the EPA Administrator on environmental finance. The purpose of this meeting is to discuss work products under EFAB's current strategic action agenda and to develop an action agenda to direct the Board's activities through 1999. Environmental financing topics expected to be discussed include: cost effective environmental management, community-based environmental protection, brownfields redevelopment, Drinking Water State Revolving funds, and small business access to capital.

The meeting will be open to the public, but seating is limited. For further information, please contact Alecia Crichlow, U.S. EPA on 202-564-5188, or Joanne Lynch, U.S. EPA on 202-564-4999.

Dated: May 20, 1998.

**Michael W.S. Ryan,**  
Comptroller.

[FR Doc. 98-14155 Filed 5-27-98; 8:45 am]

BILLING CODE 6560-50-M

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6103-4]

### Amendment to Administrative Order on Consent Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), as Amended by the Superfund Amendments and Reauthorization Act—Herriman, Utah

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

**ACTION:** Notice; request for public comment.

**SUMMARY:** Notice is hereby given of a proposed amendment to a settlement under sections 104(a) and 122(a) of the Comprehensive Environmental Response, and Liability Act, as amended, (CERCLA) concerning the Herriman Residential Soils Removal Action Site in Herriman, Utah (Site). Under the Amended Administrative Order on Consent (Order) Kennecott Utah Copper Corporation has agreed to perform certain response actions related to a removal action to be performed at the Site.

**DATES:** Comments must be submitted on or before June 29, 1998.

**ADDRESSES:** The Order is available for public inspection at the EPA Superfund Records Center, 999 18th Street, 5th Floor, North Tower, Denver, Colorado. Comments should be addressed to Paul J. Rogers, Enforcement Specialist, (8ENF-T), U.S. Environmental Protection Agency, 999 18 Street, Suite 500, Denver, Colorado, 80202-2405, and should reference the Herriman Residential Soils Removal Action Order, EPA Docket No. CERCLA-VIII-97-08.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Rogers, Enforcement Specialist, at 303/312-6356.

**SUPPLEMENTARY INFORMATION:** Pursuant to sections 104(a) and 122(a) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, (CERCLA), EPA and Kennecott Utah Copper Corporation (Kennecott) entered into an Administrative Order on Consent (Order) concerning the Herriman Residential Soils Removal Action Site in Herriman, Utah (Site), effective July 9, 1997. This Order has been amended to provide for Kennecott's continued participation in response actions at the Site. The Amended Order requires Kennecott Utah Copper Corporation to provide transportation and disposal of no more than 60,000 cubic yards of lead and arsenic contaminated soils removed by EPA generally from the surface to 18

inches in depth and for Kennecott to provide 45,000 cubic yards of replacement soils as part of the Phase II response action. Upon completion of the action, EPA will covenant not to sue Kennecott for any failure to perform the work agreed to in the Order. EPA also proposes to provide Kennecott with contribution protection for matters addressed in this Order to the extent provided by section 113(f)(2) of CERCLA, 42 U.S.C. 9613(f)(2). Matters addressed are defined in the amended Order as response actions taken or to be taken by the EPA or any other person (as that term is defined by section 101(21) of CERCLA, 42 U.S.C. 9601(21)) and all response costs incurred and to be incurred by the EPA or any other person (as that term is defined by section 101(21) of CERCLA, 42 U.S.C. 9601(21)) at or in connection with Herriman Residential Soils Removal. Section 101(21) of CERCLA, 42 U.S.C. 9601(21) states that the term person means an individual, firm, corporation, association, partnership, consortium, joint venture, commercial entity, United States Government, State, municipality, commission, political subdivision of a State, or any interstate body. For a period of thirty (30) days from the date of this publication, the public may submit comments to EPA relating to the contribution protection proposed to be conferred in this Order. A copy of the Order may be obtained from the Superfund Records Center, U.S. Environmental Protection Agency, 999 18th Street, Suite 500, Denver, Colorado, 80202-2405, 303/312-6473. Additional background information relating to the Order and the Site is also available for review at the Superfund Records Center at the address listed above and at the Riverton Public Library, 1830 West 12600 South, Riverton, UT 84065.

Dated: May 1, 1998.

**Sharon Kercher,**

*Acting Assistant Regional Administrator,  
Office of Enforcement, Compliance and  
Environmental Justice, Region VIII.*

[FR Doc. 98-14157 Filed 5-27-98; 8:45 am]

BILLING CODE 6560-50-M

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collection(s) being Reviewed by the Federal Communications Commission

May 15, 1998.

**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 July 27, 1998. 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 234, 1919 M St., NW., Washington, DC 20554 or via internet to [lesmith@fcc.gov](mailto:lesmith@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection(s), contact Les Smith at 202-418-0217 or via internet at [lesmith@fcc.gov](mailto:lesmith@fcc.gov).

**SUPPLEMENTARY INFORMATION:**

*OMB Approval Number:* 3060-0419.

*Title:* Sections 76.94, 76.95, 76.155, 76.156, 76.157, and 76.159, Syndicated Exclusivity and Network Non-Duplication Rights.

*Form Number:* N/A.

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

*Respondents:* Business and other for-profit.

*Number of Respondents:* 5,392 (1,141 commercial television stations + 4,251 cable television stations).

*Estimated Time Per Response:* .5 - 2 hours.

*Total Annual Burden:* 178,640 hours.

*Frequency of Response:* On Occasion.

*Cost to Respondents:* \$192,132 (operation and maintenance costs for notifications and responses).

*Needs and Uses:* Sections 76.94(a) and 76.155(a) require television stations and program distributors to notify cable television system operators of non-duplication protection and exclusivity rights being sought. The notification shall include (1) the name and address of the party requesting non-duplication protection/exclusivity rights and the television broadcast station holding the non-duplication right; (2) the name of the program or series for which protection is sought; and (3) the dates on which protection is to begin and end.

Section 76.94(b) requires broadcasters entering into contracts providing for network non-duplication protection to notify cable systems within 60 days of the signing of such a contract. If they are unable to provide notices as provided for in Section 74.94(a), they must provide modified notices that contain the name of the network which has extended non-duplication protection, the time periods by time of day and by network for each day of the week that the broadcaster will be broadcasting programs from that network, and the duration and extent of the protection.

Section 76.94(d) requires broadcasters to provide the following information to cable television systems under the following circumstances: (1) In the event the protection specified in the notices described in paragraphs (a) or (b) of this section has been limited or ended prior to the time specified in the notice, or in the event a time period, as identified to the cable system in a notice pursuant to paragraph (b) of this section, for which a broadcaster has obtained protection is shifted to another time of day or another day (but not expanded), the broadcaster shall, as soon as possible, inform each cable television system operator that has previously received the notice of all changes from the original notice. Notice to be furnished "as soon as possible" under this subsection shall be furnished by telephone, telegraph, facsimile, overnight mail or other similar expedient means. (2) In the event the protection specified in the modified notices described in paragraph (b) of this section has been expanded, the broadcaster shall, at least 60 calendar days prior to broadcast of a protected program entitled to such expanded protection, notify each cable system operator that has previously received notice of all changes from the original notice.

Section 76.155(d) requires that in the event the exclusivity specified in paragraph (a) of this section has been limited or has ended prior to the time specified in the notice, the distributor or broadcaster who has supplied the

original notice shall, as soon as possible, inform each cable television system operator that has previously received the notice of all changes from the original notice. In the event the original notice specified contingent dates on which exclusivity is to begin and/or end, the distributor or broadcaster shall, as soon as possible, notify the cable television system operator of the occurrence of the relevant contingency. Notice to be furnished "as soon as possible" under this subsection shall be furnished by telephone, telegraph, facsimile, overnight mail or other similar expedient means.

Sections 76.94(e)(2) and 76.155(c)(2) states that if a cable television system asks a television station for information about its program schedule, the television station shall answer the request.

Sections 76.94(f) and 76.157 require a distributor or broadcaster exercising exclusivity to provide to the cable system, upon request, an exact copy of those portions of the contracts, such portions to be signed by both the network and the broadcaster, setting forth in full the provisions pertinent to the duration, nature, and extent of the non-duplication terms concerning broadcast signal exhibition to which the parties have agreed. Providing copies of relevant portions of the contracts is assumed to be accomplished in the notification process set forth in Sections 76.94 and 76.155.

Section 76.159 (requirements for invocation of protection) requires broadcasters to obtain amended contracts when existing contracts have ambiguous language. We assume all broadcasters that have enforceable syndicated rights in their contracts have by now amended their existing contracts. Any contracts entered into after August 18, 1988, would contain the required language set forth in this section.

Section 76.95(a) states that network non-duplication provisions of Sections 76.92 through 76.94 shall not apply to cable systems serving fewer than 1,000 subscribers. Within 60 days following the provision of service to 1,000 subscribers, the operator of each system shall file a notice to that effect with the Commission, and serve a copy of that notice on every television station that would be entitled to exercise network non-duplication protection against it.

Section 76.156(b) states that the provisions of Sections 76.151 through 76.155 shall not apply to a cable system serving fewer than 1,000 subscribers. Within 60 days following the provision of service to 1,000 subscribers, the operator of each such system shall file

a notice to that effect with the Commission, and serve a copy of that notice on every television station that would be entitled to exercise syndicated exclusivity protection against it.

The purpose of the various notification and disclosure requirements accounted for in this collection is to protect broadcasters who purchase the exclusive rights to transmit syndicated programming in their recognized market areas. The Commission's syndicated exclusivity rules permit, but do not require, broadcasters and program distributors to obtain the same enforceable exclusive distribution rights for syndicated programming that all other video programming distributors possess.

*OMB Approval Number:* 3060-0547.

*Title:* Section 76.61 Disputes concerning carriage and Section 76.7 Special relief and must-carry procedures.

*Form Number:* N/A

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

*Respondents:* Business and other for-profit.

*Number of Respondents:* 600 (include petitioning and opposing parties for Sections 76.61 and 76.7).

*Estimated Time Per Response:* 5-40 hours.

*Total Annual Burden:* 18,000 hours.

*Frequency of Response:* On Occasion.

*Cost to Respondents:* \$198,000 (\$192,000 for filing fees at \$960 per fee; postage and stationary costs).

*Needs and Uses:* This information collection accounts for the paperwork burden associated with disputes concerning carriage contained in Section 76.61 as well as must-carry complaints and other petitions for special relief contained in Section 76.7.

Section 76.61 states that whenever a local commercial television or qualified low power television station believes that a cable operator has failed to meet its carriage or channel positioning obligations, such station shall notify the cable operator, in writing, of the alleged failure and identify its reasons for believing that the cable operator is obligated to carry the signal of such station or position such signal on a particular channel. The cable operator then must respond in writing within 30 days to the notification and either commence to carry the station or state its reasons for believing it is not obligated to carry such signal. The television or low power television station may then file a "must-carry" complaint in accordance with procedures set forth in Section 76.7. Qualified local noncommercial educational television stations may also

file "must-carry" complaints with the Commission in accordance with procedures set forth in Section 76.7. Must-carry complaints shall specifically allege the manner in which the cable operator failed to meet its obligations and the basis for such allegations.

Section 76.7 states that on petition by a cable television system operator, a franchising authority, an applicant, permittee, or licensee of a television broadcast or translator station, or by any other interested person, the Commission may waive any provision of the rules relating to cable television systems, impose additional of different requirements, or issue a ruling on a complaint or disputed question. The petition for special relief or must-carry complaint may be submitted informally, by letter, but shall be accompanied by a certificate of service on any cable television operator, franchising authority, station licensee, permittee, or applicant, or other interested person who may be directly affected if the relief requested is granted. Interested parties may submit comments or oppositions to a petition for special relief or a must-carry complaint within twenty days after the date of public notice of the filing of such petition or complaint. The petitioner or complainant may file a reply to the comments or oppositions within 10 days after their submission.

*OMB Approval Number:* 3060-0548.

*Title:* Section 76.302 Required recordkeeping for Must-Carry purposes and Section 76.56 Signal Carriage obligations.

*Form Number:* N/A

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

*Respondents:* Business and other for-profit.

*Number of Respondents:* 11,000

*Estimated Time Per Response:* .5 hours - 1 hour.

*Total Annual Burden:* 66,000 hours.

*Frequency of Response:* On Occasion.

*Cost to Respondents:* \$110,000 (postage and stationary).

*Needs and Uses:* Section 76.302 requires the operator of every cable television system to maintain a public inspection file containing a list of all broadcast television stations carried by its system in fulfillment of the must-carry requirements pursuant to Section 76.56 and the designation and location of its principal headend. Sections 76.302 and 76.56(e) state that upon written request from any person, a cable operator is required to provide the list of must-carried signals in writing within 30 days of receipt of such request. Additionally, Section 76.56(d)(3) states that if a cable operator authorizes subscribers to install additional receiver

connections, but does not provide the subscriber with such connections, or with the equipment and materials for such connections, the operator shall notify such subscribers of all broadcast stations carried on the cable system which cannot be viewed via cable without a converter box and shall offer to sell or lease such a converter box to such subscribers. The notice, which may be included in routine billing statements, shall identify the signals that are unavailable without an additional connection, the manner for obtaining such additional connection, and instructions for installation. These notification and recordkeeping requirements ensure that subscribers are aware of which channels cannot be viewed without converter boxes and which channels are defined as must-carry. The records kept by cable television systems are reviewed by Commission staff during field inspections and by local public officials to assess the systems' compliance with applicable rules and regulations.

*OMB Approval Number:* 3060-0652.

*Title:* Section 76.309 Customer Service Obligations and Section 76.964 Notice to Subscribers.

*Form Number:* N/A.

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

*Respondents:* Businesses or other for-profit; State, local and tribal governments.

*Number of Respondents:* 11,365 cable systems, 10 franchise authorities.

*Estimated Time Per Response:* 10 minutes - 1 hour.

*Total Annual Burden:* 33,975 hours.

*Frequency of Response:* On occasion.

*Cost To Respondents:* \$100,000 (postage and stationary costs).

*Needs and Uses:* Sections 76.309 and 76.964 set forth various customer service obligations and notification requirements for changes in rates, programming services and channel positions.

Section 76.309(a) states that franchise authorities must provide affected cable operators 90 days written notice of its intent to enforce customer services standards set forth in Section 76.309(c).

Section 76.309(c)(3)(i)(A) states that cable operators shall provide written information on each of the following areas at the time of installation of service, at least annually to all subscribers, and at any time upon request: (1) Products and services offered; (2) Prices and options for programming services and conditions of subscription to programming and other services; (3) Installation and service maintenance policies; (4) Instructions on how to use the cable service; (5)

Channel positions programming carried on the system; and, (6) Billing and complaint procedures, including the address and telephone number of the local franchise authority's cable office.

Section 76.309(c)(3)(i)(B) states that customers will be notified of any changes in rates, programming services or channel positions as soon as possible in writing. Notice must be given to subscribers a minimum of thirty (30) days in advance of such changes if the change is within the control of the cable operator. In addition, the cable operator shall notify subscribers 30 days in advance of any significant changes in the other information required by Section 76.309(c)(3)(i)(A).

Section 76.964 states that in addition to the requirement set forth in Section 76.309(c)(3)(i)(B) regarding advance notification to customers of any changes in rates, programming services or channel positions, cable systems shall give 30 days written notice to both subscribers and local franchising authorities before implementing any rate or service change. Such notice shall state the precise amount of any rate change and briefly explain in readily understandable fashion the cause of the rate change (e.g. inflation, changes in external costs or the addition/deletion of channels). When the change involves the addition or deletion of channels, each channel added or deleted must be separately identified. Notices to subscribers shall inform them of their right to file complaints about changes in cable programming service tier rates and services, shall state that the subscriber may file the complaint within 90 days of the effective date of the rate change, and shall provide the address and phone number of the local franchising authority.

Section 76.309(c)(3)(ii)(B) states that in case of a billing dispute, the cable operator must respond to a written complaint from a subscriber within 30 days.

Since the last OMB clearance for this collection, it has been revised in two ways. First, the Section 76.309(a) requirement that franchise authorities must provide affected cable operators 90 days written notice of intent to enforce customer services standards was not previously accounted for in this collection. We now seek clearance for it as part of this collection. Second, a revision to Section 76.309(c)(3)(i)(B) no longer requires cable operators to provide notice of any rate change that is the result of a regulatory fee, franchise fee, or any other fee, tax, assessment, or charge of any kind imposed by any Federal agency, State, or franchising authority on the transaction between

operators and their subscribers. We revise this collection accordingly. The Commission requires the various disclosure and notifications contained in this collection as a means of consumer protection to ensure that subscribers and franchising authorities are knowledgeable of cable operators' business practices, current rates, rate changes for programming, service and equipment, and channel line-up changes.

Federal Communications Commission.

**Magalie Roman Salas,**

*Secretary.*

[FR Doc. 98-14092 Filed 5-27-98; 8:45 am]

BILLING CODE 6712-01-F

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collections Being Reviewed by the Federal Communications Commission, Comments Requested

May 20, 1998.

**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 July 27, 1998. 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 234, 1919 M St., NW., Washington, DC 20554 or via internet to lesmith@fcc.gov.

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection(s), contact Les Smith at 202-418-0217 or via internet at lesmith@fcc.gov.

**SUPPLEMENTARY INFORMATION:**

*OMB Approval Number:* 3060-0287.

*Title:* Section 78.69 Station records.

*Form No.:* N/A

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

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

*Number of Respondents:* 1,800.

*Estimated Time Per Response:* 26 hours.

*Frequency of Response:* On Occasion.

*Cost to Respondents:* \$0.

*Total Annual Burden:* 46,800 hours.

*Needs and Uses:* Section 78.69

requires that licensees of cable CARS stations maintain various records, including but not limited to records pertaining to transmissions, unscheduled interruptions to transmissions, maintenance, observations, inspections and repairs. Station records are required to be maintained for a period of not less than two years. The records kept pursuant to Section 78.69 provide for a history of station operations and are reviewed by Commission staff during field investigations to ensure that proper operation of the stations is being conducted.

*OMB Approval Number:* 3060-0667.

*Title:* Section 76.630 Compatibility with consumer electronic equipment.

*Form No.:* N/A

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

*Respondents:* Business and other for-profit entities.

*Number of Respondents:* 11,000.

*Estimated Time Per Response:* 1 - 3 hours.

*Frequency of Response:* On Occasion.

*Cost To Respondents:* \$19,300 (\$960 filing fee, plus stationery and postage costs).

*Total Annual Burden:* 11,160 hours.

*Needs and Uses:* Section 76.630(a) states that cable system operators shall not scramble or otherwise encrypt signals carried on the basic service tier, though operators may file requests for waivers of this prohibition with the Commission. When filing requests for waivers of this prohibition, operators must notify subscribers by mail of waiver requests. Section 76.630(c) states