

index price for cash-out. In response, Texas Gas proposes to establish a cash-out price based on a weekly high/low index price determined from the weeks within the applicable month, plus the first week of the following month. The primary and alternate sheets require in-kind make-up of imbalances up to 2% and use the same index price for imbalances above 5%. However, the primary sheets also propose to eliminate cash-out for all imbalances up to 5% by also requiring a mandatory in-kind make-up level from 2% to 5% and by eliminating any use of the 100% price index for this tier of imbalance.

Texas Gas states that copies of the revised tariff sheets are being mailed to Texas Gas's jurisdictional customers and interested state commissions.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests must be filed in accordance with Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the Web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, protests and interventions may be filed electronically via the Internet in 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.

**David P. Boergers,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application Accepted for Filing and Soliciting Motions To Intervene, Protests, and Comments

October 22, 2001.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Type of Application:* Preliminary Permit.

b. *Project No.:* 12121-000.

c. *Date filed:* September 18, 2001.

d. *Applicant:* The City of Rice Lake Utilities, Wisconsin.

e. *Name of Project:* Rice Lake Dam.

f. *Location:* On Rice Lake and Red Cedar River, in Barron County, Wisconsin. The project does not utilize Federal or tribal lands.

g. *Filed Pursuant to:* Federal Power Act, 16 USC 791(a)-825(r).

h. *Applicant Contact:* Scott Reimer GM/CEO, Rice Lake Utilities, 320 West Coleman Street, Rice Lake, Wisconsin 54868, (715) 234-7004; Loyal Gake, North American Hydro, Inc., P.O. Box 167, Neshkoro, Wisconsin 54960, (920) 293-4628 ext. 12.

i. *FERC Contact:* Regina Saizan, (202) 219-2673.

j. *Deadline for filing motions to intervene, protests, and comments:* 60 days from the issuance date of this notice.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE Washington, DC 20426. Comments, protests and interventions may be filed electronically via the Internet in 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.

Please include the project number (P-12121-000) on any comments, protests, or motions filed.

The Commission's Rules of Practice and Procedure require all interveners filing a document with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. *Description of Project:* The proposed project would consist of: (1) An existing 21-foot-high, 171-foot-long concrete dam owned by Barron County, (2) three proposed 4-foot-long, 54-inch-diameter steel penstocks, (3) a proposed powerhouse containing three generating units having a total installed capacity of 336 kW, (4) a proposed 200-foot-long, 15 kV transmission line, and (5) appurtenant facilities. The project would have an annual generation of 1.3 GWh.

l. Copies of this filing are on file with the Commission and are available for public inspection. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the Web at <http://www.ferc.gov> using the "RIMS"

link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance).

m. *Preliminary Permit*—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

n. *Preliminary Permit*—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

o. *Notice of Intent*—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

p. *Proposed Scope of Studies under Permit*—A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

q. *Comments, Protests, or Motions to Intervene*—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211,

385.214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

r. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title “COMMENTS”, “NOTICE OF INTENT TO FILE COMPETING APPLICATION”, “COMPETING APPLICATION”, “PROTEST”, “MOTION TO INTERVENE”, as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

s. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

**David P. Boergers,**  
Secretary.

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7090-6]

### Request for Nominations to the National Advisory Council for Environmental Policy and Technology, Standing Committee on Compliance Assistance

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

**ACTION:** Notice of request for nominations.

**SUMMARY:** The Environmental Protection Agency is inviting nominations for membership on its National Advisory Council for Environmental Policy and Technology (NACEPT), Standing Committee on Compliance Assistance. The Agency is seeking qualified senior level decision makers from diverse stakeholder groups throughout the United States to be considered for appointments. The nominee should have an interest and experience in addressing environmental problems through compliance assistance and other alternative approaches such as environmental management systems and pollution prevention. EPA is requesting that each nominee provide a resume or short biography describing his/her educational and professional qualifications, and that contains a current business address and daytime telephone number.

**DATES:** Nominations will be accepted until close of business on November 26, 2001.

**ADDRESSES:** Submit nominations and requested documentation to Ms. Joanne Berman, Designated Federal Officer, Office of Enforcement and Compliance Assurance (OECA), U.S. Environmental Protection Agency, MC 2224A, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. You may also E-mail nominations to [berman.joanne@epa.gov](mailto:berman.joanne@epa.gov).

**FOR FURTHER INFORMATION CONTACT:** Ms. Joanne Berman, Designated Federal Officer, Office of Enforcement and Compliance Assurance (OECA), U.S. Environmental Protection Agency, MC 2224A, 1200 Pennsylvania Avenue NW., Washington, DC 20460. Phone 202/564-7064. E-mail [berman.joanne@epa.gov](mailto:berman.joanne@epa.gov).

**SUPPLEMENTARY INFORMATION:** NACEPT is a federal advisory committee under the Federal Advisory Committee Act, Public Law 92463. NACEPT provides advice and recommendations to the Administrator and other EPA officials on a broad range of domestic and international environmental policy issues. NACEPT consists of a representative cross-section of EPA's partners and principal constituents who provide advice and recommendations on policy issues and serve as a sounding board for new strategies that the Agency is developing. Maintaining a balance and diversity of experience, knowledge, and judgment is an important consideration in the selection of members. The Standing Committee on Compliance Assistance, a subcommittee of NACEPT, has existed for two years

and provides a federal advisory forum from which the Agency can continue to receive valuable multi-stakeholder advice and recommendations on enhancing EPA's compliance assistance program. The Standing Committee on Compliance Assistance assisted EPA in the development of the Agency's National Clearinghouse ([www.epa.gov/clearinghouse](http://www.epa.gov/clearinghouse)), the Compliance Assistance Providers Forum, and the EPA Compliance Assistance Activity Plan (<http://es.epa.gov/oeca/main/compasst/activityplan.pdf>). Most recently, the Standing Committee on Compliance, through NACEPT, provided recommendations focusing on six key areas to improve the Agency's compliance assistance program and emphasizing the point that an effective compliance assistance program will complement EPA's approach to inspections and enforcement. The complete set of recommendations can be located at [www.seattle.battelle.org/epa-icaa](http://www.seattle.battelle.org/epa-icaa).

The new Standing Committee on Compliance Assistance will, through NACEPT, assist EPA in: (1) Strengthening the national compliance assistance network by helping identify opportunities to enhance communication among compliance assistance providers and by promoting collaboration in compliance assistance planning and tool development; (2) developing and testing performance measurement systems to demonstrate the effectiveness and environmental outcomes of compliance assistance; (3) acting as a sounding board to provide feedback on compliance assistance policies, strategies or other related matters; and (4) formulating the agenda for the Agency's third annual Compliance Assistance Providers Forum currently scheduled to take place on December 4-6, 2002 in San Antonio, Texas.

We are accepting nominations for approximately 20 members. Representatives must have senior level authority for their respective organization and nominees must demonstrate experience in the following:

- Development of compliance assistance programs and/or the delivery of compliance assistance;
- Application of qualitative and quantitative performance measurement methods; and
- Working collaboratively with stakeholder groups.