

Dated: November 8, 2001.

**William H. Sanders III,**

*Director, Office of Pollution Prevention and Toxics.*

[FR Doc. 01-28860 Filed 11-16-01; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7104-6]

### Proposed Assessment of Clean Water Act Class II Administrative Penalty and Opportunity To Comment

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

**ACTION:** Notice.

**SUMMARY:** EPA is providing notice of a proposed administrative penalty for an alleged violation of the Clean Water Act by Chevron U.S.A., Inc. EPA is also providing notice of opportunity to comment on the proposed penalty.

EPA is authorized under section 311(b)(6) of the Clean Water Act, 33 U.S.C. 1321(b)(6), to assess a civil penalty after providing the person subject to the penalty notice of the proposed penalty and the opportunity for a hearing, and after providing interested persons public notice of the proposed penalty and a reasonable opportunity to comment on its issuance. Under section 311(b)(6), any owner, operator, or person in charge of a vessel, onshore facility, or offshore facility in violation of the regulations issued under section 311(j) of the Clean Water Act, 33 U.S.C. 1321(j), ("Oil Pollution Prevention Regulations" -40 CFR part 112) may be assessed a civil penalty of up to \$137,500 by EPA in a "Class II" administrative penalty proceeding. Class II proceedings under section 311(b)(6) of the Clean Water Act are conducted in accordance with the "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation and Suspension of Permits at 40 CFR part 22 ("part 22")."

Pursuant to section 311(b)(6)(C) of the Clean Water Act, 33 U.S.C. 1321(b)(6)(C), EPA is providing notice of the following proposed Class II penalty proceeding initiated by the Superfund Division, U.S. EPA, Region 9, 75 Hawthorne Street, San Francisco, CA 94105:

In the Matter of Chevron U.S.A., Inc. (Chevron) Spill Violations, Docket No. OPA-9-2001-0001, filed September 28, 2001; EPA has proposed penalty of \$65,000; for a violation of the Clean Water Act's prohibition on discharges of

oil into waters of the United States at the Jet A fuel pipeline at Chevron's Honolulu Terminal in Honolulu Harbor, Honolulu, Hawaii.

The procedures by which the public may submit written comments on a proposed Class II penalty order or participate in a Class II penalty proceeding are set forth in part 22. The deadline for submitting public comment on a proposed Class II order is thirty days after issuance of public notice.

#### FOR FURTHER INFORMATION CONTACT:

Persons wishing to receive a copy of part 22, review the Complaint or other documents filed by the parties in this proceeding, comment upon the proposed penalty assessment, or participate in any hearing that may be held, should contact Danielle Carr, Regional Hearing Clerk (RC-1), U.S. EPA, Region 9, 75 Hawthorne Street, San Francisco, CA 94105, (415) 972-3871. Documents filed as part of the public record in this proceeding are available for inspection during business hours at the office of the Regional Hearing Clerk.

In order to provide opportunity for public comment, EPA will not take final action in this proceeding prior to thirty days after issuance of this notice.

Dated: November 6, 2001.

**Jane Diamond,**

*Acting Director, Superfund Division, Region IX.*

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## FEDERAL COMMUNICATIONS COMMISSION

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

November 8, 2001.

**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 19, 2001. 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 Commission, Room 1-C804, 445 12th Street, SW., DC 20554 or via the Internet to [jboley@fcc.gov](mailto:jboley@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection(s), contact Judy Boley at 202-418-0214 or via the Internet at [jboley@fcc.gov](mailto:jboley@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

*OMB Control No.:* 3060-0287.

*Title:* Section 78.69, Station Records.

*Form No.:* N/A.

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

*Respondents:* Businesses or other for-profit.

*Number of Respondents:* 1,618.

*Estimated Time Per Response:* .50 hours per week (26 hours a year).

*Frequency of Response:* Recordkeeping requirement.

*Total Annual Burden:* 42,068 hours.

*Total Annual Cost:* N/A.

*Needs and Uses:* Section 78.69 requires that licensees of cable relay stations (CARS) 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 this rule section provide a history of station operations and are reviewed by Commission staff during field investigations to ensure that proper operation of the station is being conducted.

*OMB Control No.:* 3060-0853.

*Title:* Receipt of Service Confirmation Form, and Adjustment of Funding Commitment, and Certification by Administrative Authority to Billed Entity of Compliance with Children's