

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Project No. 2634]

**Great Northern Paper, Inc.; Notice of
Modifying a Restricted Service List for
Comments on a Programmatic
Agreement for Managing Properties
Included in or Eligible for Inclusion in
the National Register of Historic Places**

November 21, 2001.

On September 24, 2001, the Federal Energy Regulatory Commission (Commission) issued a notice for the Storage Project (FERC No. 2634-007) proposing to establish a restricted service list for the purpose of developing and executing a Programmatic Agreement (PA) for managing properties included in or eligible for inclusion in the National Register of Historic Places. The Storage project is located in Piscataquis and Somerset Counties in Maine. Great Northern Paper, Inc. is the licensee.

Rule 2010 of the Commission's rules of practice and procedure provides that, to eliminate unnecessary expense or improve administrative efficiency, the Secretary may establish a restricted service list for a particular phase or issue in a proceeding.¹ The restricted service list should contain the names of persons on the service list who, in the judgment of the decisional authority establishing the list, are active participants with respect to the phase or issue in the proceeding for which the list is established. The following changes in the existing restricted service list are noted.

Delete "Richard H. Hamilton, Chief, Penobscot Indian Nation, 6 River Road; Indian Island, Old Town, Maine 04468" and replace with "Barry Dana, Chief, Penobscot Indian Nation, River Road; Indian Island, Old Town, Maine 04468".

Delete "Jim Harriman, U.S. Bureau of Indian Affairs, Eastern Area Office, M.S. 260-VASQ, 3701 Fairfax Drive, Arlington, Virginia 22203-1700" and replace with "Franklin Keel, Bureau of Indian Affairs, Eastern Regional Office, 711 Stewarts Ferry Pike, Nashville, Tennessee 37214".

Add "Kevin R. Mendik, National Park Service, Northeast Field Office, 15 State Street, Boston, Massachusetts 02109".

Add "Land and Water Associates, 9 Union Street, Hallowell, Maine 04347".

Add "M. Kirstin Rohrer, Office of the Solicitor, MS-6456, 1849 C St., NW, Washington, DC 20240".

Add "Judith M. Stolfo, Office of the Regional Solicitor, One Gateway Center, Suite 612, Newton, Massachusetts 02458-02802".

As a result of these changes, the revised final restricted service list for purposes of commenting on the PA, for Project No. P-2634 is as follows:

Dr. Laura Henley Dean, Advisory Council on Historic Preservation, The Old Post Office Building, Suite 803, 1100 Pennsylvania Avenue, NW, Washington, DC 20004.

Earle G. Shettleworth, Jr., State Historic Preservation Officer, Maine Historic Preservation Commission, 55 Capitol Street, 65 State House Station, Augusta, Maine 04333.

Brian R. Stetson, Manager of Environmental Affairs, Great Northern Paper, Inc., Engineering and Research Building, 1 Katahdin Ave., Millinocket, Maine 04462-1373.

Gregory W. Sample, Drummond Woodsum & MacMahon, 245 Commercial Street, P.O. Box 9781, Portland, Maine 04104-5081.

Land and Water Associates, 9 Union Street, Hallowell, Maine 04347.

M. Kirstin Rohrer, Office of the Solicitor, MS-6456, 1849 C St., NW, Washington, DC 20240.

Judith M. Stolfo, Office of the Regional Solicitor, One Gateway Center, Suite 612, Newton, Massachusetts 02458-02802.

Barry Dana, Chief, Penobscot Indian Nation, River Road; Indian Island, Old Town, Maine 04468.

Franklin Keel, Bureau of Indian Affairs, Eastern Regional Office, 711 Stewarts Ferry Pike, Nashville, Tennessee 37214.

Linwood A. Watson, Jr.,

Acting Secretary.

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**ENVIRONMENTAL PROTECTION
AGENCY**

[FRL-7109-5]

Proposed Settlement Agreement

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed settlement agreement; request for public comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended, 42 U.S.C. 7413(g), notice is hereby given of a proposed settlement agreement in *Pharmaceutical Research and Manufacturers of America v. United States Environmental Protection Agency*, No. 99-1537 (D.C. Circuit). This

case concerns the National Emission Standard for Hazardous Air Pollutants ("NESHAP") for Publicly Owned Treatment Works ("POTW"), 40 CFR subpart VVV. The proposed settlement agreement was lodged with the United States Court of Appeals for the District of Columbia Circuit on November 16, 2001.

DATES: Written comments on the proposed settlement agreements must be received by December 28, 2001.

ADDRESSES: Written comments should be sent to Timothy D. Backstrom, Air and Radiation Law Office (2344A), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. A copy of the proposed settlement agreement is available from Phyllis J. Cochran, (202) 564-5566. A copy of the proposed settlement agreement was also lodged in the case with the Clerk of the United States Court of Appeals for the District of Columbia Circuit on November 16, 2001.

SUPPLEMENTARY INFORMATION: EPA promulgated the National Emission Standard for Hazardous Air Pollutants ("NESHAP") for Publicly Owned Treatment Works ("POTW"), 40 CFR subpart VVV, on October 26, 1999, 64 FR 57579. Pharmaceutical Research and Manufacturers of America ("PhRMA") then petitioned for judicial review of this standard in the DC Court of Appeals.

The POTW MACT standard included separate maximum available control technology ("MACT") requirements for "industrial POTWs," which accept wastewater for treatment from sources like the pharmaceutical manufacturers who are subject to other MACT standards. The POTW standard also included a provision stating that industrial POTWs which accept wastewater from major sources for treatment are also considered to be major sources, which was intended to assure that such POTWs would be subject to direct enforcement. PhRMA challenged this provision based on concern that POTWs which thereby become major sources could be subject to additional requirements like permitting and might therefore decline to accept wastewater from PhRMA members.

The settlement agreement addresses the PhRMA concerns by proposing to rescind the applicability provision that classifies industrial POTWs which accept wastewater from major sources as major sources. The original objective of assuring that MACT requirements will be directly enforceable for industrial

¹ 18 CFR 385.2010.

POTWs will be achieved instead by extending MACT requirements for industrial POTWs to area sources. These area sources are among those already listed for regulation under the urban toxic strategy required by CAA section 112(k)(3). EPA will also propose to exempt industrial POTW treatment plants which are area sources of HAP from the permit requirements in Clean Air Act section 502(a), because all applicable wastewater treatment requirements will be otherwise determined in the permit issued to the discharger.

For a period of thirty (30) days following the date of publication of this notice, EPA will receive written comments relating to the proposed settlement agreements from persons who were not named as parties or interveners to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determine, following the comment period, that consent is inappropriate, the settlement agreement will then be executed by the parties.

Dated: November 20, 2001.

Alan W. Eckert,

Associate General Counsel, Air and Radiation Law Office.

[FR Doc. 01-29554 Filed 11-27-01; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[OPPTS-00328; FRL-6813-3]

Technical Workshop for the Voluntary Children's Chemical Evaluation Program (VCCEP); Notice of a Workshop

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA and the American Chemistry Council are jointly sponsoring a workshop to present information on planning and conducting exposure assessments and characterizing and reporting exposure assessment results for the Voluntary Children's Chemical Evaluation Program (VCCEP). The workshop will consist of a series of presentations by representatives of EPA and the chemical industry. Discussion topics will include

tiered approaches for children's exposure assessment, resources and models for conducting exposure assessments, examples of exposure assessment with emphasis on children's exposure assessment, summarizing and presenting exposure assessment results, and the role of peer consultation in the VCCEP. After the presentation of each topic, individual opinions of invited technical experts, interested stakeholders, and other persons in attendance will be solicited. The workshop will be of interest to companies and consortia who have signed up for the Voluntary Children's Chemical Evaluation Program (VCCEP) as well as to those who may want to voluntarily submit exposure assessment results. There is no charge for attending this workshop.

DATES: The workshop will commence at 9 a.m. on Tuesday, December 11, 2001, and end at noon on Thursday, December 13, 2001.

ADDRESSES: The workshop will be held at the Hyatt Hotel-Dulles Airport, 2300 Dulles Corner Boulevard, Herndon, VA 20171-3400.

FOR FURTHER INFORMATION CONTACT: For technical information related to the workshop for presenting chemical exposure assessment results contact: Patrick Kennedy, Economics, Exposure and Technology Division (7406), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460; telephone number: (202) 564-8529; e-mail:

kennedy.patrick@epa.gov.

For questions regarding registration and logistics contact: EPA's contractor, Eastern Research Group, Inc., (ERG). To ensure that all interested parties can be accommodated, please preregister by calling ERG's conference registration line at (781) 674-7374 or fax a registration request to (781) 674-2906. You may also send an e-mail registration request to ERG at *meetings@erg.com*. Prior to the workshop, registrants will be sent an agenda and a logistical fact sheet.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general. This action may, however, be of special interest to those chemical manufacturers, importers, and processors who produce or use chemical substances that are covered by the Toxic Substances Control Act (TSCA), individuals or groups concerned with chemical testing and children's health,

and animal welfare groups. Since other entities may also be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

II. Purpose of the Meeting

The purpose of this workshop is to present and discuss technical information which may assist sponsors of chemicals in the VCCEP in planning, conducting, characterizing, and reporting exposure assessments. To facilitate the discussion at the workshop, EPA and invited speakers will present examples of exposure assessment for scenarios involving children and prospective parents. Additional examples will be given to illustrate the principles of consistency, transparency, completeness, and quality in characterizing and reporting of summary exposure assessment information. Papers, presentations, and examples presented at the workshop will be provided to attendees; selected EPA presentations and examples will be made available via the EPA Internet Site at <http://www.epa.gov/opptintr/chemrtk> following the workshop.

To enable the discussion, EPA has invited technical experts from industry, non-governmental organizations, and government agencies, including EPA, to discuss the presentations on exposure assessment in a roundtable format. The invited participants were selected to provide a balanced representation of stakeholder interests. Presentations by EPA and invited speakers will be followed by roundtable discussion by the invited participants. Opportunity for public comment from anyone who wishes to provide oral remarks will be provided at the conclusion of the roundtable discussion. Oral comments from the public may be limited to 5 minutes per individual to allow all those who wish to comment the opportunity to speak. Written comments may also be submitted to EPA via fax transmission to ERG at (781) 674-2906 until 1 week prior to the meeting or may be included with an evaluation of the meeting. EPA is not asking participants in the workshop to reach agreement or provide any collective recommendations on the summaries for presenting exposure assessment results. EPA's intent is to transfer technical information and the individual perspective of invited participants based upon their unique backgrounds and experiences. Accordingly, EPA does not intend to organize this workshop as an