

regulations are listed in 40 CFR part 9 and 48 CFR Chapter 15.

**FOR FURTHER INFORMATION CONTACT:** For a copy of the ICR contact Susan Auby at EPA by phone at (202) 260-4901, by e-mail at [Auby.susan@epamail.epa.gov](mailto:Auby.susan@epamail.epa.gov), or download off the internet at <http://www.epa.gov/icr> and refer to EPA ICR No.

**SUPPLEMENTARY INFORMATION:**

**OMB Responses to Agency Clearance Requests**

*OMB Approvals*

EPA ICR No. 1367.06; Regulation of Fuels and Fuel Additives: Gasoline Volatility: Reporting Requirements in 40 CFR part 80.27; was approved 12/17/2001; OMB No. 2060-0178; expires 12/31/2004.

EPA ICR No. 1831.02, NESHAP for Ferroalloys Production in 40 CFR part 63 subpart XXX; was approved 12/17/2001; OMB No. 2060-0391; expires 12/31/2004.

EPA ICR No. 1800.02; Information Requirements for Locomotives and Locomotive Engines in 40 CFR part 92; was approved 12/14/2001; OMB No. 2060-0392; expires 12/31/2004.

EPA ICR No. 1805.03; National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semicemical Pulp Mills; in 40 CFR part 63, subpart MM; was approved 12/14/2001; OMB No. 2060-0377; expires 12/31/2004.

EPA ICR No. 1573.07; Part B Permit Application, Permit Modifications, and Special Permits (Corrective Action Management Proposed Rule); in 40 CFR parts 264 and 270; was approved 12/12/2001; OMB No. 2050-0009; expires 03/31/2003.

EPA ICR No. 1935.01; Standardized Permit for RCRA Hazardous Waste; in 40 CFR parts 267 and 270, 264; was approved 12/12/2001; OMB No. 2050-0182; expires 12/31/2004.

EPA ICR No. 1669.03; Lead-based Pre-Renovation Information Dissemination—TSCA Sec. 406(b); in 40 CFR part 745, subpart E; was approved 12/13/2001; OMB No. 2070-0158; expires 12/31/2004.

EPA ICR No. 0938; General Administrative Requirement for Assistant Programs (Lobbying and Litigation Certification Amendment); was approved 12/13/2001; OMB No. 2030-0020; expires 12/31/2002.

EPA ICR No. 0309.10; Registration of Fuels and Fuel Additives: Requirements for Manufacturers in 40 CFR part 79; was approved 12/05/2001; OMB No. 2060-0150; expires 01/31/2004.

EPA ICR No. 1692.04; NESHAP for Petroleum Refineries in 40 CFR Part 63, subpart CC; was approved 12/05/2001; OMB No. 2060-0340; expires 12/05/2004.

EPA ICR No. 1591.13; Reformulated Gasoline and Conventional Gasoline; Requirements for Parties in the Gasoline Distribution Network; in 40 CFR part 80, subpart D,E,F; was approved 12/05/2001; OMB No. 2060-0277; expires 04/30/2004.

EPA ICR No. 0328.08; Spill Prevention, Control and Countermeasures (SPCC) Plans; in 40 CFR part 112; was approved 12/19/2001; OMB No. 2050-0021; expires 06/30/2002.

EPA ICR No. 1503.04; Data Acquisition for Registration; was approved 12/21/2001; OMB No. 2070-0122; expires 12/31/2004.

*Short Term Extensions*

EPA ICR No. 1432.20; Recordkeeping and Periodic Reporting of the Production, Import, Recycling, Destruction, Transshipment and Feedstock Use of Ozone-Depleting Substances; OMB No. 2060-0170; on 12/14/2001 OMB extended the expiration date through 01/30/2002.

EPA ICR No. 0783.40; Motor Vehicle Emission Standards and Emission Credits Provisions; in 40 CFR part 86; OMB No. 2060-0104; on 12/18/2001 OMB extended the expiration date through 02/28/2002.

*Withdrawn/Continued*

EPA ICR No. 1665.05; Final Rule for Elimination or Special Treatment for Category of Confidential Business Information; in 40 CFR part 2, subpart B; OMB No. 2020-0003; this ICR was withdrawn from OMB review.

*Comment Filed*

EPA ICR No. 1963.01; NESHAP for Source Categories: Generic Maximum Achievable Control Technology Standards; on 12/05/2001 OMB filed comment.

Dated: February 25, 2002.

**Oscar Morales,**

*Director, Collection Strategies Division.*

[FR Doc. 02-5183 Filed 3-4-02; 8:45 am]

**BILLING CODE 6560-50-M**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7153-1]

**Agency Information Collection Activities: Submission for OMB Review; Comment Request; NESHAP for Marine Vessel Loading Operations**

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval; National Emission Standards for Hazardous Air Pollutants (NESHAP) for Marine Vessel Loading Operations (Subpart Y); EPA ICR# 1679.04; OMB Control Number 2060-0289, expiration date February 28, 2002. The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

**DATES:** Comments must be submitted on or before April 4, 2002.

**ADDRESSES:** Send comments, referencing EPA ICR No.1679.04 and OMB Control No. 2060-00289, to the following addresses: Susan Auby, U.S. Environmental Protection Agency, Collection Strategies Division (Mail Code 2822), 1200 Pennsylvania Avenue, NW., Washington, DC 20460-0001; and to Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** For a copy of the ICR contact Susan Auby at EPA by phone at (202) 260-4901, by e-mail at [Auby.susan@epamail.epa.gov](mailto:Auby.susan@epamail.epa.gov), or download off the Internet at <http://www.epa.gov/icr> and refer to EPA ICR No.1679.04. For technical questions about the ICR contact Virginia Lathrop by phone at (202) 564-7057, by E-mail at [lathrop.virginia@epa.gov](mailto:lathrop.virginia@epa.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* NESHAP for Marine Vessel Loading Operations (Subpart Y); ICR No.1679.04; OMB Control Number 2060-0289, expiration date February 28, 2002. This is a request for extension of a currently approved collection.

*Abstract:* This collection is for record keeping and periodic reporting information to EPA Regional Offices and delegated states. The information concerns compliance information for the emissions relating to loading of

marine tank vessels with petroleum and gasoline. Delegated states and EPA Regional Offices use the data to determine compliance with the NESHAP rule. The purpose is to assure compliance with emission requirements in 40 CFR part 63, subpart Y. In general, records will be stored on site and shown to inspectors when requested. These will be hard copy records for the most part. Other information for periodic reports are sent to the state or to the Regional Office. It will cost 105 facilities, a total of 28,131 hours each year at a total cost of \$1,535,817.

Under sections 40 CFR part 63, subpart Y, information collection is mandatory, not voluntary. All information submitted to EPA for which a claim of confidentiality is made will be safeguarded according to the Agency policies set forth in 40 CFR part 2, subpart B—Confidentiality of Business Information.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR part 9 and 48 CFR Chapter 15. The **Federal Register** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information, was published on August 17, 2001 (66 FR 43253); no comments were received.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average 32 hours to prepare excess emissions. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previous applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

**Respondents/Affected Entities:** Owners and Operators of Marine Tank Vessel Loading Operations.

**Estimated Number of Respondents:** 105.

**Frequency of Response:** On occasion.

**Estimated Total Annual Hour Burden:** 28,131 hours per year.

**Estimated Total Annualized Capital, O&M Cost Burden:** 0.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the addresses listed above. Please refer to EPA ICR No.1679.04 and OMB Control No. 2060-0289 in any correspondence.

Dated: February 25, 2002.

**Oscar Morales,**

*Director, Collection Strategies Division.*

[FR Doc. 02-5184 Filed 3-4-02; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7152-2]

### Proposed Settlement Agreement

**AGENCY:** Environmental Protection Agency.

**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 *American Foundrymen's Society, et al. v. EPA*, No. 00-1208 (D.C. Circuit). This case concerns the National Emission Standard for Hazardous Air Pollutants for Secondary Aluminum Production, 40 CFR part 63, subpart RRR, published at 65 FR 15710 on March 23, 2000. The proposed settlement agreement was lodged with the United States Court of Appeals for the District of Columbia Circuit on January 11, 2002.

**DATES:** Written comments on the proposed settlement agreement must be received by April 4, 2002.

**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) 564-7606. 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 January 11, 2002.

**SUPPLEMENTARY INFORMATION:** EPA promulgated the National Emission Standard for Hazardous Air Pollutants for Secondary Aluminum Production, 40 CFR part 63, subpart RRR, on March 23, 2000. 65 FR 15170. Because

aluminum die casters and aluminum foundries may conduct some of the same operations as other secondary aluminum producers, Subpart RRR was intended to apply to those die casters and foundries which conduct such operations.

During the original rulemaking, representatives of the aluminum die casters and foundries argued that they are not really secondary aluminum producers and should therefore be wholly exempt from the rule. In response, EPA agreed that not all die casters and foundries engage in secondary aluminum operations, and that those who do not should not be subject to the rule. EPA also agreed during the rulemaking to permit die casters and foundries to melt contaminated internal scrap without thereby becoming subject to the standard. However, industry representatives insisted that too many facilities would remain subject to the standard. Immediately prior to promulgation, EPA agreed that it would withdraw Subpart RRR as applied to aluminum die casters and foundries and develop a separate MACT standard for these facilities.

After promulgation of the rule, the Petitioners the American Foundrymen's Society, the North American Die Casting Association, and the Non-Ferrous Founders' Society ("Petitioners") petitioned for judicial review. The parties then negotiated an initial settlement agreement establishing a process to effectuate the commitment by EPA to develop a new MACT standard for these facilities, which was lodged with the D.C. Circuit on July 31, 2000. In that first settlement, EPA agreed that it would stay the current standard for these facilities, collect comprehensive data to support an alternate standard, and then promulgate an alternate standard. However, while collecting information to support the new standard, the parties began exploring the possibility of a new settlement agreement which would be based instead on amendments of the current standard.

In the new settlement, EPA has agreed to propose changes in the present standard which would permit customer returns to be treated as internal scrap, and would permit facilities operated by the same company at different locations to be aggregated for purposes of determining what is internal scrap. Some other technical changes intended to eliminate potential anomalies in applicability determinations will also be proposed. The settlement requires the EPA Administrator to sign a proposed rule incorporating these changes by May