

representative of the applicant specified in the particular application.

Linwood A. Watson, Jr.,

Deputy Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of FERC Staff Participation at MISO-SPP Tariff Convergence Technical Conference

August 20, 2002.

The Federal Energy Regulatory Commission hereby gives notice that on August 27-28, 2002, members of its staff will attend the MISO-SPP tariff convergence technical conference, concerning the development of a common open access transmission tariff for the Midwest Independent Transmission System Operator, Inc. (MISO) and Southwest Power Pool, Inc. (SPP). The staff's attendance is part of the Commission's ongoing outreach efforts. The meeting is sponsored by MISO and SPP, and will be held on August 27-28, 2002, beginning at 9 a.m. on August 27, 2002 at the Renaissance St. Louis Airport, 9801 Natural Bridge Road, St. Louis, MO 63134. This technical conference is open to all interested stakeholders. This technical conference may discuss matters at issue in Docket No. RM01-12-000, Remediating Undue Discrimination Through Open Access Transmission Service and Standard Electricity Market Design, and in Docket No. ER02-1420-000, Midwest Independent Transmission System Operator, Inc.

For more information, contact Mark Volpe, Director of Regulatory Affairs, Midwest Independent Transmission System Operator at (317) 249-5423 or Michael McLaughlin, Director, Division of Tariffs and Rates-Central, Office of Markets, Tariffs and Rates, Federal Energy Regulatory Commission at (202) 502-8436 or michael.mclaughlin@ferc.gov.

Linwood A. Watson, Jr.,

Deputy Secretary.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7268-2]

Contractor and Subcontractor Access to Confidential Business Information Under the Clean Air Act

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The EPA has authorized prime contractors and subcontractors access to information that has been, or will be, submitted to EPA under sections 112 and 114 of the Clean Air Act (CAA). Some of the information may be claimed to be confidential business information (CBI) by the submitter.

EFFECTIVE DATES: Access to confidential data submitted to EPA will occur no sooner than September 6, 2002.

FOR FURTHER INFORMATION CONTACT: Roberto Morales, Document Control Officer, Office of Air Quality Planning and Standards (C404-02), EPA, Research Triangle Park, North Carolina 27711, (919) 541-0880.

SUPPLEMENTARY INFORMATION: The EPA is issuing the notice to inform all submitters of information under sections 112 and 114 of the CAA that EPA may provide to the contractors and subcontractors listed below access to those materials on a need-to-know basis:

1. Prime Contractor

Environmental Consulting and Research, Inc. (EC/R), 2327 Englert Drive, Suite 100, Durham, NC 27713. Contract 68D01055.

2. Prime Contractor

Environmental Consulting and Research, Inc. (EC/R), 2327 Englert Drive, Suite 100, Durham, NC 27713. Contract 68D01071.

Subcontractors: ICF, Inc., Cadmus, Menzie-Cura, TRJ (Ted Johnson), SBG (Susan B. Goldhabaer).

3. Prime Contractor

Environmental Consulting and Research, Inc. (EC/R), 2327 Englert Drive, Suite 100, Durham, NC 27713. Contract 68D01076.

Subcontractors: ICF, Inc., Eastern Research Group (ERG), Pacific Environmental Services (PES), MCNC, TRJ (Ted Johnson), SBG (Susan B. Goldhabaer), Jim Capel.

4. Prime Contractor

Eastern Research Group, Inc. (ERG), 110 Hartwell Avenue, Lexington, MA 02173. Contract 68D01078.

Subcontractors: Research Triangle Institute (RTI), EC/R, Inc., Alpha-Gamma Technologies, SKT Consulting Services, Inc..

5. Prime Contractor

Eastern Research Group, Inc. (ERG), 110 Hartwell Avenue, Lexington, MA 02173. Contract 69D01081.

6. Prime Contractor

ICF, Inc., 9300 Lee Highway, Fairfax, VA 22031. Contract 68D01052.

Subcontractors: EC/R, Inc., Alpha-Gamma Technologies, Inc., HeiTech Services, Inc., Dr. Deborah Amaral, Jim Capel, Douglas Crawford Brown, TRJ (Ted Johnson), Dr. Bradford Lyon, Dr. Thomas McKone.

7. Prime Contractor

Research Triangle Institute, 3040 Cornwallis Road, Research Triangle Park, NC 27709. Contract 68D01079.

Subcontractors: Caldwell Environmental, North State Engineering, Inc., Razor Environmental.

8. Prime Contractor

Pacific Environmental Services (PES), 5001 South Miami Boulevard, Research Triangle Park, NC 27709. Contract 68D01077.

Subcontractors: Alpha Gamma Technologies, SKT Consulting Services, Inc., Bennet King Environmental Consultant, Inc..

9. Prime Contractor

Research Triangle Institute (RTI), 3040 Cornwallis Road, Research Triangle Park, NC 27709. Contract 68D01073.

Subcontractor: The Kervic Company.

The contractors and subcontractors will provide technical support to the Office of Air Quality Planning and Standards in source assessment or with a source category survey and proceed through development of standards or control techniques guidelines, risk assessments, and national air toxics assessments.

In accordance with 40 CFR 2.301(h), EPA has determined that the above listed contractors and subcontractors require access to CBI submitted to EPA under sections 112 and 114 of the CAA in order to perform work satisfactorily under the above noted contracts. The contractors' and subcontractors' personnel will be given access to information submitted under sections 112 and 114 of the CAA. The contractors' personnel will be required to sign nondisclosure agreements and will be briefed on appropriate security procedures before they are permitted access to CBI. All contractor and

subcontractor access to CAA CBI will take place at the contractors' or subcontractors' facilities. The contractors and subcontractors will have appropriate procedures and facilities in place to safeguard the CAA CBI to which the contractors and subcontractors have access.

Clearance for access to CAA CBI is scheduled to expire on September 30, 2006 under contracts 68D01055, 68D01071, 68D01076, 68D01078, 68D01081, 68D01052, 68D01079, 68D01077, and 68D1073.

Dated: August 14, 2002.

Robert Brenner,

Acting Assistant Administrator for Air and Radiation.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7268-5]

Effluent Guidelines Program Plan for 2002/2003

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Effluent Guidelines Program Plan.

SUMMARY: Today's document announces EPA's Effluent Guidelines Program Plan for 2002/2003, which describes the Agency's ongoing effluent guidelines development efforts. Under the Clean

Water Act (CWA), EPA establishes national regulations, termed "effluent guidelines," to reduce pollutant discharges from industrial facilities to surface waters and publicly owned treatment works (POTWs). The Agency published a proposed plan on June 18, 2002 (67 FR 41417), and public comments on the proposed plan are discussed in today's notice. In addition, to prepare for the Effluent Guidelines Program Plan to be published in 2004 (for years 2004/2005), the Agency invites the public to identify existing effluent guidelines that EPA should consider revising and to identify any industrial categories for which effluent guidelines should be promulgated.

EFFECTIVE DATE: September 26, 2002.

ADDRESSES: The public record for this notice has been established under docket number W-01-12. It is available for review in the EPA Water Docket, which is located in room B135 EPA West, 1301 Constitution Avenue, N.W. The docket is open from 9 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. To schedule an appointment to see Docket materials, please call (202) 566-2426. The EPA public information regulation (40 CFR part 2) provides that a reasonable fee may be charged for copying. Recommendations on possible effluent guideline revisions or new categories can be made to Patricia Harrigan by e-mail at harrigan.patricia@epa.gov, or Jan Matuszko by e-mail at matuszko.jan@epa.gov.

FOR FURTHER INFORMATION CONTACT: Patricia Harrigan at (202) 566-1666 or harrigan.patricia@epa.gov, or Jan Matuszko at (202) 566-1035 or matuszko.jan@epa.gov.

SUPPLEMENTARY INFORMATION: *Outline of this Notice*

- I. Regulated Entities
- II. Legal Authority
- III. Effluent Guidelines Program Background
- IV. Effluent Guidelines Program Plan for 2002/2003
- V. Future of the Effluent Guidelines Program
 - A. A Strategy for National Clean Water Industrial Regulations
 - B. Solicitation of Stakeholder Recommendations
- VI. Public Comments

I. Regulated Entities

Today's Effluent Guidelines Program Plan for 2002/2003 does not contain regulatory requirements. It identifies industrial categories for which EPA expects to develop or revise effluent limitations guidelines and standards ("effluent guidelines"), and sets forth the schedules for those rulemakings. Entities that could be affected by regulations developed under the schedules set forth in this Plan are shown in Table 1 below. One commenter stated that the Aquatic Animal Production effluent guideline may also affect federal- and state-run fish hatchery facilities. EPA agrees with the comment and the table has been updated to reflect this potential impact.

TABLE 1.—ENTITIES POTENTIALLY AFFECTED BY FORTHCOMING EFFLUENT GUIDELINES REGULATIONS

Category of entity	Examples of potentially affected entities
Industrial, Commercial, or Agricultural.	Metal Products and Machinery (including electroplating, metal finishing); builders and developers engaged in construction, development, and redevelopment; Feedlots (swine, poultry, dairy and beef cattle); Aquatic Animal Production (fish hatcheries and farms); and Meat Products (slaughtering, rendering, packing, processing of red meat and poultry); and Pulp and Paper (dissolving mills).
Federal Government	Metal Products and Machinery (including electroplating, metal finishing); builders and developers engaged in construction, development, and redevelopment; Aquatic Animal Production.
State and Tribal Government	Metal Products and Machinery (including electroplating, metal finishing); builders and developers engaged in construction, development, and redevelopment; Aquatic Animal Production.
Local Government	Metal Products and Machinery (including electroplating, metal finishing); builders and developers engaged in construction, development, and redevelopment.

II. Legal Authority

Today's document is published under the authority of section 304(m) of the CWA, 33 U.S.C. 1314(m).

III. Effluent Guidelines Program Background

The CWA directs EPA to promulgate effluent limitations guidelines and standards for categories or subcategories of industrial point sources that, for most pollutants, reflect the level of pollutant control attained by the best available

technologies economically achievable. See CWA sections 301(b)(2), 304(b), 306, 307(b), and 307(c). For point sources that introduce pollutants directly into the Nation's waters (*i.e.*, direct dischargers), the limitations promulgated by EPA are implemented through National Pollutant Discharge Elimination System (NPDES) permits. See CWA sections 301(a), 301(b), and 402. For sources that discharge to POTWs (*i.e.*, indirect dischargers), EPA promulgates pretreatment standards that

apply directly to those sources and are enforced by POTWs, which are backed by State and Federal authorities. See CWA sections 307(b) and (c).

Section 304(m) requires EPA to publish a Plan every two years that consists of three elements. First, under section 304(m)(1)(A), EPA is required to establish a schedule for the annual review and revision of existing effluent guidelines in accordance with section 304(b). Section 304(b) applies to effluent limitations guidelines for direct