

date of the notice of ready for environmental analysis.

Magalie R. Salas,
Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RM98-1-000]

Regulations Governing Off-the-Record Communications; Public Notice

April 22, 2003.

This constitutes notice, in accordance with 18 CFR 385.2201(h), of the receipt of exempt and prohibited off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive an exempt or a prohibited off-the-record communication relevant to the merits of

a contested on-the-record proceeding, to deliver a copy of the communication, if written, or a summary of the substance of any oral communication, to the Secretary.

Prohibited communications will be included in a public, non-decisional file associated with, but not part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such requests only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication should serve the

document on all parties listed on the official service list for the applicable proceeding in accordance with rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications will be included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is a list of prohibited and exempt communications recently received in the Office of the Secretary. The communications listed are grouped by docket numbers. These filings are available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll-free at (866)208-3676, or for TTY, contact (202)502-8659.

Docket No.	Date filed	Presenter or requester
PROHIBITED		
1. PF01-1-000, CP02-396-000	4-10-03	Retha Warren.
2. PF01-1-000, CP02-396-000	4-10-03	Jerry Warren.
EXEMPT		
1. CP03-13-000	4-10-03	Joanne Wachholder.
2. Project No. 459-000	4-17-03	Nancy Brunson. ¹
3. Project No. 459-000	4-17-03	Mark A. Miles. ²
4. Project No. 459-000	4-17-03	Nancy Brunson. ³
5. Project No. 459-000	4-17-03	Nancy Brunson. ⁴
		Claire F. Blackwell. ⁵

¹ Record of April 7th phone conversation with Federal Preservation Officer (FPO).

² Letter from Missouri State Historic Preservation Officer.

³ Copy of Environmental Justice Complaint filed with EPA.

⁴ Record of April 16th phone conversation with FPO.

⁵ Letter from Missouri State Historic Preservation Officer.

Magalie R. Salas,
Secretary.

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ENVIRONMENTAL PROTECTION AGENCY

[CA089-NOT; FRL-7489-2]

Adequacy Status of the San Diego County, California Submitted 1-Hour Ozone Redesignation to Attainment and Maintenance Plan for Transportation Conformity Purposes

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of adequacy determination.

SUMMARY: In this notice, EPA is notifying the public that we have found that the motor vehicle emissions budgets contained in the submitted San Diego County, California serious 1-hour ozone nonattainment area redesignation request and maintenance plan are adequate for transportation conformity purposes. As a result of our finding, the San Diego Association of Governments (SANDAG), the Federal Highway Administration and the Federal Transit Authority must use the VOC and NO_x motor vehicle emissions budgets from the submitted plan for future conformity determinations.

DATES: This determination is effective May 14, 2003.

FOR FURTHER INFORMATION CONTACT: The finding is available at EPA's conformity Web site: <http://www.epa.gov/oms/traq>. Once there, go to "Transportation Conformity," then select "Adequacy Web Pages." You may also contact John Kelly, U.S. EPA, Region IX, Air Division, AIR-2, 75 Hawthorne Street, San Francisco, CA 94105; (415) 947-4151 or kelly.johnj@epa.gov.

SUPPLEMENTARY INFORMATION:

Background

This notice announces our finding that the emissions budgets contained in the *Ozone Redesignation Request and Maintenance Plan for San Diego County*,

submitted by the California Air Resources Board (CARB) on December 20, 2002, are adequate for transportation conformity purposes. EPA Region IX made this finding in a letter to CARB on April 9, 2003. We are also announcing this finding on our conformity Web site: <http://www.epa.gov/oms/traq>. Once there, go to "Transportation Conformity," then select "Adequacy Web Pages."

Transportation conformity is required by section 176(c) of the Clean Air Act. Our conformity rule requires that transportation plans, programs, and projects conform to state air quality implementation plans (SIPs) and establishes the criteria and procedures for determining whether or not they do. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which we determine whether a SIP's motor vehicle emission budgets are adequate for conformity purposes are outlined in 40 CFR 93.118(e)(4). One of these criteria is that the plan provide for maintenance of the relevant ambient air quality standard. We have preliminarily determined that the San Diego County 1-hour ozone maintenance plan does provide for maintenance of the 1-hour ozone standards and, therefore, can be found adequate.

We have described our process for determining the adequacy of submitted SIP budgets in guidance (May 14, 1999 memo titled "Conformity Guidance on Implementation of March 2, 1999 Conformity Court Decision"). We followed this guidance in making our adequacy determination on the emissions budgets contained in the San Diego County 1-hour ozone maintenance plan.

Authority: 42 U.S.C. 7401–7671 q.

Dated: April 21, 2003.

Alexis Strauss,

Regional Administrator, Region IX.

[FR Doc. 03-10549 Filed 4-28-03; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7489-1]

Notice of Tentative Approval and Solicitation of Request for a Public Hearing for Public Water System Supervision Program Revision for the Commonwealth of Virginia

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of tentative approval and solicitation of requests for a public hearing.

SUMMARY: Notice is hereby given in accordance with the provision of section 1413 of the Safe Drinking Water Act as amended, and the National Primary Drinking Water Regulations Implementation that the Commonwealth of Virginia is revising its approved Public Water System Supervision Program. Virginia has adopted an Interim Enhanced Surface Water Treatment Rule (IESWTR) to improve control of microbial pathogens in drinking water, including specifically the protozoan Cryptosporidium, and a Stage 1 Disinfectants/Disinfection Byproducts Rule (DBPR), setting new requirements to limit the formation of chemical disinfection byproducts in drinking water. EPA has determined that these revisions are no less stringent than the corresponding Federal regulations. Therefore, EPA has decided to tentatively approve these program revisions. All interested parties are invited to submit written comments on this determination and may request a public hearing.

DATES: Comments or a request for a public hearing must be submitted by May 29, 2003. This determination shall become effective on May 29, 2003 if no timely and appropriate request for a hearing is received and the Regional Administrator does not elect to hold a hearing on his own motion, and if no comments are received which cause EPA to modify its tentative approval.

ADDRESSES: Comments or a request for a public hearing must be submitted to the U.S. Environmental Protection Agency Region III, 1650 Arch Street, Philadelphia, PA 19103–2029. All documents relating to this determination are available for inspection between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, at the following offices:

- Drinking Water Branch, Water Protection Division, U.S. Environmental Protection Agency Region III, 1650 Arch Street, Philadelphia, PA 19103–2029.

- Division of Drinking Water, Virginia Department of Health, 1500 East Main Street, Room 109, Richmond, VA 23218.

FOR FURTHER INFORMATION CONTACT:

Jason Gambatese, Drinking Water Branch (3WP22) at the Philadelphia address given above; telephone (215) 814–5759 or fax (215) 814–2318.

SUPPLEMENTARY INFORMATION:

All interested parties are invited to submit written comments on this determination and may request a public hearing. All comments will be considered, and, if necessary, EPA will issue a response. Frivolous or insubstantial requests for a hearing may be denied by the Regional Administrator. However, if a substantial request for a public hearing is made by May 29, 2003, a public hearing will be held. A request for public hearing shall include the following: (1) The name, address, and telephone number of the individual, organization, or other entity requesting a hearing; (2) a brief statement of the requesting person's interest in the Regional Administrator's determination and of information that the requesting person intends to submit at such a hearing; and (3) the signature of the individual making the request; or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

Dated: April 18, 2003.

James W. Newsom,

Acting Regional Administrator, Region III.

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FEDERAL COMMUNICATIONS COMMISSION

[Report No. 2605]

Petitions for Reconsideration of Action in Rulemaking Proceedings

April 18, 2003.

Petitions for Reconsideration have been filed in the Commission's rulemaking proceedings listed in this Public Notice and published pursuant to 47 CFR 1.429(e). The full text of this document is available for viewing and copying in Room CY-A257, 445 12th Street, SW., Washington, DC or may be purchased from the Commission's copy contractor, Qualex International (202) 863–2893. Oppositions to these petitions must be filed by May 14, 2003. See Section 1.4(b)(1) of the Commission's rules (47 CFR 1.4(b)(1)). Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

Subject: In the Matter of an Amendment of Part 2 of the