

In addition to the elements listed above that will be treated as confidential, EIA proposes to collect one of those elements in accordance with the Confidential Information Protection and Statistical Efficiency Act of 2002 (CIPSEA) (Title 5 of Pub. L. 107-347). This will ensure that the information is used only for exclusively statistical purposes unless respondents provide informed consent for other uses. The element to be collected under CIPSEA is: Plant cost for unregulated entities (EIA-412).

For certain elements, commercial sensitivity declines rapidly over time and EIA is proposing to remove the confidential protection 6 months after the end of the calendar year of the data for the:

- a. Fuel cost (EIA-423).
- b. Fuel stocks (EIA-906 and EIA-920).
- c. Monthly retail sales, revenues and number of customers of energy providers (EIA-826).

The individual survey forms and instructions will be modified to address the specific confidentiality provisions that apply to the data elements.

### III. Request for Comments

Prospective respondents and other interested parties should comment on the proposals discussed in Item II. The following guidelines are provided to assist in the preparation of comments. Please indicate to which form(s) your comments apply.

#### General Issues

A. Are the proposed collections of information necessary for the proper performance of the functions of the agency and does the information have practical utility? Practical utility is defined as the actual usefulness of information to or for an agency, taking into account its accuracy, adequacy, reliability, timeliness, and the agency's ability to process the information it collects.

B. What enhancements can be made to the quality, utility, and clarity of the information to be collected?

C. Does EIA's proposed confidentiality treatment for electric power survey information maximize the utility of the data for users while adequately protecting sensitive information?

#### *As a Potential Respondent to the Request for Information*

A. What actions could be taken to help ensure and maximize the quality, objectivity, utility, and integrity of the information to be collected?

B. Are the instructions and definitions clear and sufficient? If not, which instructions need clarification?

C. Can the information be submitted by the due dates?

D. Public reporting burden for the collections are estimated to average the times shown below. The estimated burden includes the total time necessary to provide the requested information. In your opinion, how accurate are these estimates?

Form EIA-411, "Bulk Power Supply Program Report,"—14.15 hours per response in 2005 (previous estimate was 16.15 hours);

Form EIA-412, "Annual Electric Industry Financial Report Utilities,"—25.00 hours per response in 2005 (previous estimate was 25.00 hours);

Form EIA-423, "Cost and Quality of Fuels for Electric Plants,"—2.00 hours per response in 2005 (previous estimate was 2.00 hours);

Form EIA-767, "Steam Electric Plant Operation and Design Report,"—82.00 hours per response in 2005 (previous estimate was 82.00 hours);

Form EIA-826, "Monthly Electric Sales and Revenue with State Distributions Report," 1.50 hours per response in 2005 (previous estimate was 1.50 hours);

Form EIA-860, "Annual Electric Generator Report,"—18.12 hours per response in 2005 (previous estimate was 16.12 hours);

Form EIA-861, "Annual Electric Power Industry Report,"—10.50 hours per response in 2005 (previous estimate was 9.30 hours);

Form EIA-906, "Power Plant Report,"—2.00 hours per response in 2005 (previous estimate was 1.40 hours);

Form EIA-920, "Combined Heat and Power Plant Report,"—2.00 hours per response in 2005 (previous estimate was 1.40 hours);

Form EIA-860M, "Monthly Update to the Annual Electric Generator Report,"—1.00 hour per response in 2005 (new form).

E. The agency estimates that the only cost to a respondent is for the time it will take to complete the collection. Will a respondent incur any start-up costs for reporting, or any recurring annual costs for operation, maintenance, and purchase of services associated with the information collection?

F. What additional actions could be taken to minimize the burden of this collection of information? Such actions may involve the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

G. Does any other Federal, State, or local agency collect similar information?

If so, specify the agency, the data element(s), and the methods of collection.

#### *As a Potential User of the Information To Be Collected*

A. What actions could be taken to help ensure and maximize the quality, objectivity, utility, and integrity of the information disseminated?

B. Is the information useful at the levels of detail to be collected?

C. For what purpose(s) would the information be used? Be specific.

D. Are there alternate sources for the information and are they useful? If so, what are their weaknesses and/or strengths?

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of the form. They also will become a matter of public record.

**Statutory Authority:** Section 3507(h)(1) of the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35).

Issued in Washington, DC, March 30, 2004.

**Jay H. Casselberry,**

*Agency Clearance Officer, Statistics and Methods Group, Energy Information Administration.*

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## ENVIRONMENTAL PROTECTION AGENCY

**[OAR-2004-0012, FRL-7642-7]**

**Agency Information Collection Activities: Proposed Collection; Comment Request; Data Reporting Requirements for State and Local Vehicle Emission Inspection and Maintenance (I/M) Programs, EPA ICR Number 1613.02, OMB Control Number 2060-0252**

**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 EPA is planning to submit the following continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB). This is a request to reinstate a previously approved collection. That ICR has expired on February 28, 1996. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

**DATES:** Comments must be submitted on or before June 1, 2004.

**ADDRESSES:** Follow the detailed instructions in **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** Chi Li, Transportation and Regional Programs Division, Environmental Protection Agency, 2000 Traverwood Drive, Ann Arbor, MI 48105; telephone number: 734-214-4336; fax number: 734-214-4052; email address: [li.chi@epa.gov](mailto:li.chi@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has established a public docket for this ICR under Docket ID number OAR-2004-0012, which is available for public viewing at the Office of Air and Radiation Docket in the EPA Docket Center (EPA/DC), EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566-1744, and the telephone number for the Office of Air and Radiation Docket is (202) 566-1742. An electronic version of the public docket is available through EPA Dockets (EDOCKET) at <http://www.epa.gov/edocket>. Use EDOCKET to obtain a copy of the draft collection of information, submit or view public comments, access the index listing of the contents of the public docket, and to access those documents in the public docket that are available electronically. Once in the system, select "search," then key in the docket ID number identified above.

Any comments related to this ICR should be submitted to EPA within 60 days of this notice. EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing in EDOCKET as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose public disclosure is restricted by statute. When EPA identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in EDOCKET. The entire printed comment, including the copyrighted material, will be available in the public docket. Although identified as an item in the official docket, information claimed as CBI, or whose disclosure is otherwise restricted by statute, is not included in the official public docket, and will not be available for public viewing in EDOCKET. For further information about the electronic docket, see EPA's

**Federal Register** notice describing the electronic docket at 67 FR 38102 (May 31, 2002), or go to [www.epa.gov/edocket](http://www.epa.gov/edocket).

**Affected entities:** Entities potentially affected by this action are state/local government air quality regulatory agencies.

**Title:** Data Reporting Requirements For State and Local Vehicle Emission Inspection and Maintenance (I/M) Programs.

**Abstract:** To provide general oversight and support to state and local I/M programs, the Transportation and Regional Programs Division (TRPD), Office of Transportation and Air Quality, Office of Air and Radiation, U.S. Environmental Protection Agency, requires that state or local program management for both basic and enhanced I/M programs submit two varieties of reports to EPA. The first reporting requirement is the submittal of an annual report providing general program operating data and summary statistics, addressing the program's current design and coverage, a summary of testing data, enforcement program efforts, quality assurance and quality control efforts, and other miscellaneous information allowing for an assessment of the program's relative effectiveness; the second is a biennial report on any changes to the program over the previous two-year period and the impact of such changes, including any weaknesses discovered and corrections made or planned.

General program effectiveness is determined by the degree to which a program misses, meets, or exceeds the emission reductions committed to in the state's approved SIP, which, in turn, must meet or exceed the minimum emission reductions expected from the relevant performance standard, as promulgated under EPA's revisions to 40 CFR part 51, in response to requirements established in section 182 of the Clean Air Act Amendments of 1990 (Act). This information will be used by EPA to determine a program's progress toward meeting requirements under 40 CFR part 51, as well as to assess national trends in the area of basic and enhanced I/M programs and to provide background information in support of periodic site visits and audits. 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 in 40 CFR are listed in 40 CFR part 9.

The EPA would like to solicit comments to:

(i) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility;

(ii) Evaluate the accuracy of the Agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(iii) Enhance the quality, utility, and clarity of the information to be collected; and

(iv) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

**Burden Statement:** EPA estimates the annual burden per respondent is approximately 85 hours and the total annual respondent burden imposed by these collections is estimated to be 2,890 hours (34 respondents).<sup>1</sup> These estimates include time for summarizing data as well as reporting summaries. 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 previously 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.

Dated: March 24, 2004.

**Robert Brenner,**

*Acting Assistant Administrator for Office of Air and Radiation.*

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## ENVIRONMENTAL PROTECTION AGENCY

**[ER-FRL-6649-9]**

## Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental

<sup>1</sup> A draft of the Supporting Statement, which includes detailed information about the burden estimate, is available in the EPA Docket at <http://www.epa.gov/edocket>.