

*Title:* PCBs, Consolidated Reporting and Recordkeeping Requirements.

*ICR numbers:* EPA ICR No. 1446.08, OMB Control No. 2070-0112.

*ICR status:* This ICR is currently scheduled to expire on August 31, 2004. 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 title 40 of the CFR, after appearing in the **Federal Register**, are listed in 40 CFR part 9, and included on the related collection instrument or form, if applicable.

*Abstract:* Section 6(e)(1) of the Toxic Substances Control Act (TSCA), 15 U.S.C. 2605(e), directs EPA to regulate the marking and disposal of PCBs. Section 6(e)(2) bans the manufacturing, processing, distribution in commerce, and use of PCBs in other than a totally enclosed manner. Section 6(e)(3) establishes a process for obtaining exemptions from the prohibitions on the manufacture, processing, and distribution in commerce of PCBs. Since 1978, EPA has promulgated numerous rules addressing all aspects of the life cycle of PCBs as required by the statute. The regulations are intended to prevent the improper handling and disposal of PCBs and to minimize the exposure of human beings or the environment to PCBs. These regulations have been codified in the various subparts of 40 CFR part 761. There are approximately 100 specific reporting, third-party reporting, and recordkeeping requirements covered by 40 CFR part 761.

To meet its statutory obligations to regulate PCBs, EPA must obtain sufficient information to conclude that specified activities do not result in an unreasonable risk of injury to health or the environment. EPA uses the information collected under the 40 CFR part 761 requirements to ensure that PCBs are managed in an environmentally safe manner and that activities are being conducted in compliance with the PCB regulations. The information collected by these requirements will update the Agency's knowledge of ongoing PCB activities, ensure that individuals using or disposing of PCBs are held accountable for their activities, and demonstrate compliance with the PCB regulations. Specific uses of the information collected include determining the efficacy of a disposal technology; evaluating exemption requests and exclusion notices; targeting compliance inspections; and ensuring adequate storage capacity for PCB waste.

Responses to the collection of information are mandatory (see 40 CFR part 761). Respondents may claim all or part of a notice confidential. EPA will disclose information that is covered by a claim of confidentiality only to the extent permitted by, and in accordance with, the procedures in TSCA section 14 and 40 CFR part 2.

### III. What are EPA's Burden and Cost Estimates for this ICR?

Under PRA, "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. For this collection it 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.

The ICR provides a detailed explanation of this estimate, which is only briefly summarized in this notice. The annual public burden for this collection of information is estimated to average 1.01 hours per response. The following is a summary of the estimates taken from the ICR:

*Respondents/affected entities:* 814,120.

*Estimated total number of potential respondents:* Unknown.

*Frequency of response:* On occasion.

*Estimated total/average number of responses for each respondent:* 1.

*Estimated total annual burden hours:* 824,778 hours.

*Estimated total annual burden costs:* \$23,005,750.

### IV. Are There Changes in the Estimates from the Last Approval?

This request reflects an increase of 83,517 hours (from 741,261 hours to 824,778 hours) in the total estimated respondent burden from that currently in the OMB inventory. This increase is due to revisions to the total number of respondents. In some cases, the total number of respondents was based on number of facilities, in other cases, the total number of respondents was calculated by estimating the total number of pieces of equipment that respondents must monitor for a particular requirement. These burden

changes were the result of new data gathered for this ICR renewal as well as a recent PCB regulatory analysis, estimate adjustments made for consistency with a recent Agency report, and updated Agency data regarding total numbers of regulated entities. The change in burden represents an adjustment.

### V. What is the Next Step in the Process for this ICR?

EPA will consider the comments received and amend the ICR as appropriate. The final ICR package will then be submitted to OMB for review and approval pursuant to 5 CFR 1320.12. EPA will issue another **Federal Register** notice pursuant to 5 CFR 1320.5(a)(1)(iv) to announce the submission of the ICR to OMB and the opportunity to submit additional comments to OMB. If you have any questions about this ICR or the approval process, please contact the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

#### List of Subjects

Environmental protection, Reporting and recordkeeping requirements.

Dated: April 19, 2004.

**Margaret N. Schneider,**

*Acting Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.*  
[FR Doc. 04-9873 Filed 4-29-04; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6650-8]

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

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at (202) 564-7167. An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in the **Federal Register** dated April 2, 2004 (69 FR 17403).

#### Draft EISs

ERP No. D-AFS-J65401-00 Rating EC2, Northern Rockies Lynx Amendment, To Conserve and Promote Recovery of the Canada Lynx, NFS and BLM to Amend Land Resource

Management Plans for 18 National Forests (NF), MT, WY, UT and ID.

*Summary:* EPA expressed concerns that the preferred alternative would allow activities potentially damaging to lynx and its habitat and may not promote adequate conservation to allow lynx recovery. EPA recommended that the involved federal agencies develop standards to better balance lynx conservation and multiple-use needs.

ERP No. D-AFS-J65405-ND Rating EC1, Equity Oil Company Federal 32-4 and 23-21 Oil and Gas Wells Surface Use Plan of Operation (SUP0), Implementation, Located in the Bell Lake Inventoried Roadless Area (IRA), Dakota Prairie Grasslands, Medora Ranger District, Golden Valley County, ND.

*Summary:* EPA expressed environmental concerns due to impacts from roads into Inventoried Roadless Area. EPA recommended avoiding and/or minimizing disturbances in the Inventoried Roadless Area and fully implementing proposed monitoring and mitigation measures. ERP No. D-AFS-J65408-MT Rating EC2, Fortine Project, To Implement Vegetation Management, Timber Harvest and Fuel Reduction Activities, Kootenai National Forest, Fortine Ranger District, Lincoln County, MT.

*Summary:* EPA expressed concerns due to impacts from sediment production and transport from proposed timber harvest activities in the watershed of 303(d) listed Fortine Creek. EPA recommended additional information and analysis to clarify the ability of watershed restoration to adequately offset sediment produced during timber harvest and road construction, as well as including detailed monitoring and mitigation plans.

ERP No. D-AFS-K65307-AZ Rating EC2, Coconino, Kaibab, and Prescott National Forest, Integrated Treatment of Noxious and Invasive Weeds, Implementation, Coconino, Mojave and Yavapai Counties, AZ.

*Summary:* EPA expressed concerns due to potential impacts to drinking water sources from herbicide applications. EPA requested information on this issue and mitigation to avoid or reduce possible drinking water impacts. ERP No. D-AFS-L65450-00 Rating LO, Chips Ahoy Project, Proposes Vegetation, Wildlife Habitat, Recreation and Aquatic Improvement Treatments, Idaho Panhandle National Forests, Priest Lake Ranger District, Bonner County, ID and Pend Orielle County, WA.

*Summary:* While EPA has no objection to the proposed action,

additional information was requested on recreation activities be included in the Final EIS and that vegetation management in Canada Lynx and Fisher habitat be staggered over time.

ERP No. D-FHW-E40794-00 Rating EC2, Interstate 69 National Corridor, Connecting Henderson, Kentucky to Evansville, Indiana, NPDES, and U.S. Army COE Section 10 and 404 Permits, Transportation Equity Act for the 21st, KY and IN.

*Summary:* EPA expressed concerns regarding impacts relating to the non-attainment of the 8-hour ozone standard, as well as noise and wetlands impacts. Potential impacts to federally-listed species is an additional area of concern.

ERP No. D-NPS-K65267-CA Rating LO, Point Reyes National Seashore (PRNS) and the North District of Golden Gate National Recreation Area (GGNRA) Fire Management Plan, Implementation, Marin County, Ca.

*Summary:* EPA expressed a lack of objections to this project but requested clarification of water quality mitigation measures and the biological opinion.

#### Final EISs

ERP No. F-AFS-E65038-FL, USDA Forest Service and State of Florida Land Exchange Project, Assembled Exchange of both Fee, Ownership Parcels and Partial Interest Parcels, Baker, Citrus, Franklin, Hernando, Lake, Liberty, Okaloosa, Osceola, Santa Rosa and Sumter Counties, FL.

*Summary:* EPA supports the proposed action to consolidate lands and therefore has no objections to the project.

ERP No. F-AFS-E65067-AL, Forest Health and Red-Cockaded Woodpecker (RCW) Initiative, Implementation, Talladega National Forest, Talladega and Shoal Creek Ranger Districts, Calhoun, Cherokee, Clay, Clebourne and Talladega Counties, AL.

*Summary:* EPA has no objections to the proposed action.

ERP No. F-AFS-F65044-MI, Baltimore Vegetative Management Project, Implementation, Ottawa National Forest, Ontonagon Ranger District, Ontonagon County, MI.

*Summary:* EPA continues to express concern relating to glossy buckhorn control and deer monitoring.

ERP No. F-AFS-L65439-OR, Monument Fire Recovery Project, Whitman Unit —Wallowa—Whitman National Forest (WWNF) Timber Harvest of Fire Killed/Dying Trees, Reforestation, Recovery of Herbaceous, Native Vegetation and Maintenance or Improvement of Water Quality, Implementation, Baker County, OR.

*Summary:* No formal comment letter was sent to the preparing agency.

ERP No. F-BLM-J01079-WY, South Powder River Basin Coal Project, Application for Leasing of Five Federal Coal Tracts: NARO Tracts: NARO North and NARO South (North Antelope/Rochelle Mine Complex), Little Thunder (Black Thunder Mine) West Roundup (North Rochelle Mine) and West Antelope (Antelope Mine), Campbell and Converse Counties, WY.

*Summary:* EPA expressed environmental concerns due to impacts from fugitive dust and the need for an air cumulative impact analysis.

ERP No. F-BLM-J65376-CO, Gunnison Gorge National Conservation Area Resource Management Plan, Implementation, Montrose and Delta Counties, CO.

*Summary:* No formal comment letter was sent to the preparing agency.

ERP No. F-FHW-E40782-NC, Western Wake Freeway, Transportation Improvements from NC-55 at NC-1172 (Old Smithfield Road) to NC-55 near NC-1630 (Alston Avenue), Funding and COE 404 Permit, Wake County, NC.

*Summary:* EPA continues to express concerns due to non-mitigable impacts to terrestrial forests and other upland natural systems. EPA also continues to be concerned about potential noise receptor impacts in Feltonville and the preparation, review and approval of a wetland and stream mitigation plan.

Dated: April 27, 2004.

**Ken Mittelholtz,**

*Environmental Protection Specialist, Office of Federal Activities.*

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## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6650-7]

### Environmental Impact Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-7167 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements

Filed April 19, 2004, through April 23, 2004

Pursuant to 40 CFR 1506.9.

EIS No. 040186, DRAFT EIS, BLM, ND, West Mine Area, Freedom Mine Project, Application to Acquire Federal Coal Lease, Mercer County, ND, Comment Period Ends: June 29, 2004, Contact: Lee Jefferis (701) 227-7713.