

the contents of the public docket, and to access those documents in the public docket that are available electronically. When 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 and OMB within 30 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, Confidential Business Information (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 <http://www.epa.gov/edocket>.

*Title:* NSPS for Incinerators (40 CFR part 60, subpart E) (Renewal).

*Abstract:* The New Source Performance Standards (NSPS) for Incinerators were promulgated on December 23, 1971 (36 FR 24877). These standards apply to incinerators that charge more than 45 metric tons per day rate (50 tons per day) of solid waste, for the purpose of reducing the volume of the waste after promulgation of NSPS subpart E in 1971. Solid waste is defined as refuse that is more than 50 percent municipal type wastes. This information is being collected to assure compliance with 40 CFR part 60 subpart E.

Owners or operators of the affected facilities described must make one-time-only notifications including: (1) Notification of any physical or operational change to an existing facility which may increase the regulated pollutant emission rate; (2) notification of the initial performance test, including information necessary to determine the conditions of the performance test; and (3) performance test measurements and results. Owners or operators are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the

operation of an affected facility, or any period during which the monitoring system is inoperative. Monitoring requirements specific to NSPS subpart E provide information on daily charging rates and hours of operation.

The control of emissions of particulate matter from municipal incinerators requires not only the installation of properly designed equipment, but also the operation and maintenance of that equipment. Certain records and reports are necessary to enable the Administrator to: (1) Identify existing, new, and reconstructed sources subject to the standards; (2) determine a source's initial capability to comply with the emission standard; and (3) ensure that the standards are being achieved. Affected facilities must also submit semiannual reports. These records and reports are required under subpart E and the General Provisions of 40 CFR part 60.

Owners or operators of affected facilities must provide certain notifications and reports on startup and initial performance. Owners or operators of affected facilities also must record certain operation and maintenance activities and retain files with this information for at least two years following the date of such measurements, maintenance reports, and records.

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, and are identified on the form and/or instrument, if applicable.

*Burden Statement:* The annual public reporting and recordkeeping burden for this collection of information is estimated to average 51 hours per response. 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.

*Respondents/Affected Entities:*

Owners/operators of incinerators.

*Estimated Number of Respondents:* 82.

*Frequency of Response:* Initially.

*Estimated Total Annual Hour Burden:* 8,393 hours.

*Estimated Total Annual Costs:*

\$735,926, which includes \$0 annualized capital/startup costs, \$205,000 annual O&M costs, and \$530,926 annual labor costs.

*Changes in the Estimates:* There is a decrease of 151 hours in the total estimated burden currently identified in the OMB Inventory of Approved ICR Burdens. This decrease in the hourly burden from the most recently approved ICR is due in part to a decrease in the number of sources.

Dated: August 11, 2004.

**Oscar Morales,**

*Director, Collection Strategies Division.*

[FR Doc. 04-19342 Filed 8-23-04; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7804-7]

### Agency Information Collection Activities OMB Responses

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

**ACTION:** Notice.

**SUMMARY:** This document announces the Office of Management and Budget's (OMB) responses to Agency clearance requests, in compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et. seq.*). 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.

**FOR FURTHER INFORMATION CONTACT:** Susan Auby (202) 566-1672, or e-mail at [auby.susan@epa.gov](mailto:auby.susan@epa.gov) and please refer to the appropriate EPA Information Collection Request (ICR) Number.

#### SUPPLEMENTARY INFORMATION:

#### OMB Responses to Agency Clearance Requests

##### OMB Approvals

EPA ICR No. 1966.02; Reporting and Recordkeeping Requirements for National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing; was approved 07/20/2004; in 40 CFR part 63, subpart VVVV;

OMB Number 2060-0546; expires 07/31/2007.

EPA ICR No. 1849.02; Landfill Methane Outreach Program; was approved 07/20/2004; OMB Number 2060-0446; expires 07/31/2007.

EPA ICR No. 1626.08; National Refrigerant Recycling and Emission Reduction Program; was approved 07/20/2004; in 40 CFR part 82, subpart F; OMB Number 2060-0256; expires 07/31/2007.

EPA ICR No. 2126.01; Longitudinal Study of Young Children's Exposures in their Homes to Selected Pesticides, Phthalates, Brominated Flame Retardants, and Perfluorinated Chemicals (A Children's Environmental Exposure Research Study); was approved 07/21/2004; OMB Number 2080-0072; expires 07/31/2007.

EPA ICR No. 1038.11; Invitation for Bids and Request for Proposals (IFBs and RFPs); was approved 07/23/2004; OMB Number 2030-0006; expires 07/31/2007.

EPA ICR No. 1550.06; Conflict of Interest, Rule #1; was approved 07/23/2004; OMB Number 2030-0023; expires 07/31/2007.

EPA ICR No. 1656.11; Information Collection Requirements for Registration and Documentation of Risk Management Plans under Section 112(r) of the Clean Air Act (Final Rule); was approved 07/23/2004; in 40 CFR part 68; OMB Number 2050-0144; expires 10/31/2005.

EPA ICR No. 1604.07; NSPS for Secondary Secondary Brass and Bronze Production, Primary Copper Smelters, Primary Zinc Smelters, Primary Lead Smelters, Primary Aluminum Reduction Plants and Ferroalloy Production Facilities; in 40 CFR part 60, subparts M, P, Q, R, S and Z; was approved 07/23/2004; OMB Number 2060-0110; expires 07/31/2007.

EPA ICR No. 1949.04; National Environmental Performance Track Program (Outreach Award, Mentoring Program Registration, and Customer Service Questionnaire); was approved 07/26/2004; OMB Number 2010-0032; expires 08/31/2006.

EPA ICR No. 1176.07; NSPS for New Residential Wood Heaters; in 40 CFR part 60, subpart AAA; was approved 07/29/2004; OMB Number 2060-0161; expires 07/31/2007.

EPA ICR No. 0616.08; Compliance Requirement for Child-Resistant Packaging; was approved 08/04/2004; OMB Number 2070-0052; expires 08/31/2007.

EPA ICR No. 1250.07; Request for Contractor Access to TSCA Confidential Business Information; was approved 08/04/2004; OMB Number 2070-0075; expires 08/31/2007.

#### Short Term Extensions

EPA ICR No. 0574.11; Pre-Manufacture Review Reporting and Exemption Requirements for New Chemical Substances and Significant New Use Reporting Requirements for Chemical Substances; on 07/29/2004 OMB extended the expiration date to 10/31/2004

Dated: August 11, 2004.

**Oscar Morales,**

*Director, Collection Strategies Division.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7804-9]

### 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 rules governing National Primary Drinking Water Regulations Implementation that the Commonwealth of Virginia is revising its approved Public Water System Supervision Program. Specifically, the Virginia Department of Health (VDH) has adopted the Lead and Copper Rule Minor Revisions to streamline and reduce reporting burden, a Public Notification Rule for public water systems to notify their customers when they violate EPA or Commonwealth drinking water standards, a Radionuclides Rule to establish a new maximum contaminant level for uranium and revise monitoring requirements, and a Filter Backwash Recycling Rule to institute changes to the return of recycle flows to a plant's treatment process that may otherwise compromise microbial control.

EPA has determined that these revisions are no less stringent than the corresponding Federal regulations aside from one omission in the Commonwealth's Public Notification Rule of a procedural requirement found in 40 CFR Part 141. 40 CFR 141.201(c)(2) provides that when a public water system has a violation in a portion of the distribution system that is physically or hydraulically isolated

from other parts of the distribution system, the State may allow the system to limit distribution of the public notice to only persons served by that portion of the system which is out of compliance. When Virginia approves this type of limited distribution, it must give its permission in writing. However, VDH did not include the "in writing" requirement in its rules. VDH has agreed to correct this omission and add this requirement in an upcoming revision of its regulations. During the interim, it has agreed that all of its Field Offices will put such approvals in writing. Given this commitment, EPA is taking action 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 September 23, 2004. This determination shall become effective on September 23, 2004 if no timely and appropriate request for a hearing is received and the Regional Administrator does not elect on his own to hold a hearing, 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. Comments may also be submitted electronically to [Hoover.Michelle@epa.gov](mailto:Hoover.Michelle@epa.gov). 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.
- Office of Drinking Water, Virginia Department of Health, Madison Building, 6th Floor, 109 Governor Street, Room 632, Richmond, VA 23219.

**FOR FURTHER INFORMATION CONTACT:** Michelle Hoover, Drinking Water Branch at the Philadelphia address given above; telephone (215) 814-5258 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 September 23, 2004, a public hearing