

advise the Commissioners in the matters discussed will also be present.

Magalie R. Salas,
Secretary.

[FR Doc. 04-22629 Filed 10-4-04; 4:23 pm]

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ENVIRONMENTAL PROTECTION AGENCY

[Petition IV-2003-4; FRL-7825-9]

Clean Air Act Operating Permit Program; Petition for Objection To State Operating Permit for Tennessee Valley Authority—Gallatin Power Plant; Gallatin (Sumner County), Tennessee and Johnsonville Power Plant; New Johnsonville (Humphreys County), TN

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of final order on petition to object to a state operating permit.

SUMMARY: Pursuant to Clean Air Act section 505(b)(2) and 40 CFR 70.8(d), the EPA Administrator signed an order, dated July 29, 2004, partially granting and partially denying a petition to object to a state operating permit issued by the Tennessee Department of Environment and Conservation (TDEC) to the Tennessee Valley Authority (TVA), for its Gallatin Power Plant located in Gallatin, Sumner County, Tennessee and its Johnsonville Power Plant located in New Johnsonville, Humphreys County, Tennessee. Pursuant to section 505(b)(2) of the Clean Air Act (CAA or the Act), judicial review of any denial of the petition may be sought in the United States Court of Appeals for the appropriate circuit within 60 days of this notice under section 307 of the Act. No objection shall be subject to judicial review until final action is taken to issue or deny a permit under CAA section 505(c).

ADDRESSES: Copies of the final order, the petition, and all pertinent information relating thereto are on file at the following location: EPA Region 4, Air, Pesticides and Toxics Management Division, 61 Forsyth Street, SW., Atlanta, Georgia 30303-8960. The final order is also available electronically at the following address: http://www.epa.gov/region07/programs/artd/air/title5/petitiondb/petitions/tva_decision2003.pdf.

FOR FURTHER INFORMATION CONTACT: Daphne Wilson, Air Permits Section, EPA Region 4, at (404) 562-9098 or wilson.daphne@epa.gov.

SUPPLEMENTARY INFORMATION: The Act affords EPA a 45-day period to review and, as appropriate, to object to operating permits proposed by state permitting authorities under title V of the Act, 42 U.S.C. 7661-7661f. Section 505(b)(2) of the Act and 40 CFR 70.8(d) authorize any person to petition the EPA Administrator to object to a title V operating permit within 60 days after the expiration of EPA's 45-day review period if EPA has not objected on its own initiative. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided by the state, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or the grounds for the issues arose after this period.

Mr. Reed Zars submitted a petition on behalf of the Sierra Club to the Administrator on April 9, 2003, requesting that EPA object to two state title V operating permits issued by TDEC to TVA. The Petitioner maintains that the TVA Gallatin and Johnsonville permits are inconsistent with the Act because:

(1) Certain permit conditions fail to ensure compliance with applicable opacity limits; (2) the permit conditions improperly shield TVA from its requirement to independently certify compliance; (3) the permit conditions allow TDEC to make changes to the Tennessee State Implementation Plan (SIP) without EPA approval; and (4) the Johnsonville permit contains a less stringent opacity limit than is required by the SIP.

On July 29, 2004, the Administrator issued an order partially granting and partially denying this petition. The order explains the detailed reasons behind EPA's conclusion that the Petitioner adequately demonstrated that the TVA Gallatin and Johnsonville permits are not in compliance with the requirements of the Act. EPA agreed that certain permit conditions fail to ensure compliance with the applicable opacity limit and that these conditions improperly shield TVA from its requirement to independently certify compliance. The petitioner's claim that the Johnsonville permit contains a less stringent opacity limit than is required in the SIP was denied because the limit established in the permit is not less stringent than required by the SIP. As a result of the EPA's objections, TDEC is required to reopen the permit in accordance with 40 CFR 70.7(g)(4) or (g)(5)(i) and (ii).

Dated: September 30, 2004.

Stanley Meiburg,

Acting Regional Administrator, Region 4.

[FR Doc. 04-22589 Filed 10-6-04; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL 7825-4]

Notice of Final NPDES General Permit for New and Existing Sources and New Dischargers in the Offshore Subcategory of the Oil and Gas Extraction Category for the Western Portion of the Outer Continental Shelf of the Gulf of Mexico (GMG290000)

SUMMARY: EPA Region 6 today issues a final National Pollutant Discharge Elimination System (NPDES) general permit for the Western Portion of the Outer Continental Shelf of the Gulf of Mexico (No. GMG290000). The general permit authorizes discharges from new sources, existing sources, and new dischargers in the Offshore Subcategory of the Oil and Gas Extraction Point Source Category (40 CFR part 435, subpart A). The reissued permit will become effective November 8, 2004. The existing permit published in the **Federal Register**, at 64 FR 19156 on April 19, 1999 and modified on January 22, 2001 (66 FR 6850), authorizes discharges from exploration, development, and production facilities located in and discharging to Federal waters of the Gulf of Mexico seaward of the outer boundary of the territorial seas offshore of Louisiana and Texas. Today's action reissues the permit which expired on November 3, 2003.

A copy of the Region's responses to comments and the final permit may be obtained from the EPA Region 6 Internet site: <http://www.epa.gov/earth1r6/6wq/6wq.htm>.

A Record of Decision which completes the Environmental Assessment process required by the National Environmental Policy Act is also available at the above Internet address.

FOR FURTHER INFORMATION CONTACT: Ms. Diane Smith, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202, Telephone: (214) 665 7191, or via e-mail to the following address: smith.diane@epa.gov.

SUPPLEMENTARY INFORMATION:

Regulated Entities. Entities potentially regulated by this action are those which operate offshore oil and gas extraction facilities located in the Outer Continental Shelf Offshore of Louisiana and Texas.

Category	Examples of regulated entities
Industry	Offshore Oil and Gas Extraction Platforms.

This table lists the types of entities that EPA is now aware could potentially be regulated by this action. Other types of entities not listed in the table could also be regulated. To determine whether your (facility, company, business, organization, etc.) is regulated by this action, you should carefully examine the applicability criteria in Part I, Section A.1. of the general permit. If you have questions regarding the applicability of this action to a particular entity, consult the person listed in the preceding **FOR FURTHER INFORMATION CONTACT** section.

Pursuant to section 402 of the Clean Water Act (CWA), 33 U.S.C. section 1342, EPA proposed and solicited comments on NPDES general permit GMG290000 at 69 FR 39478 (June 30, 2004). Notice of this proposed permit modification was also published in the New Orleans Times Picayune, Lafayette Daily Advertiser, and Houston Chronicle on July 2, 2004. The comment period closed on July 30, 2004.

Region 6 received comments from the Offshore Operators Committee, Petroleum Equipment Suppliers Association, Cognis Oilfield Chemicals, Minerals Management Service, Murphy Exploration and Development Company, and W&T Offshore, Inc.

EPA Region 6 has considered all comments received. In response to those comments the following changes were made to the proposed permit. The effective date was changed to be 30 days after the publication date in the **Federal Register**. Produced water monitoring requirements are included for facilities located in the hypoxic zone. The analytical method for analysis of cadmium in barite is included. A new allowance is included for blending of compliant synthetic base fluids in drilling fluids. The discharge of hydrate control fluids was added to the list of miscellaneous discharges which are authorized. The toxicity limit for sub-sea fluids was decreased from 200 mg/l to 50 mg/l. Non-lethal effects are required to be reported for chronic toxicity testing and the dilution series required for testing was clarified. A number of minor typographical errors

and clarifications were also made to the permit's language.

Miguel Flores,

Director, Water Quality Protection Division, EPA Region 6.

[FR Doc. 04-22594 Filed 10-6-04; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

Notice of Public Information Collection(s) being Reviewed by the Federal Communications Commission

September 30, 2004.

SUMMARY: The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s), as required by the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

DATES: Written Paperwork Reduction Act (PRA) comments should be submitted on or before November 8, 2004. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all comments regarding this Paperwork Reduction Act submission to Judith B. Herman, Federal Communications Commission, Room 1-C804, 445 12th Street, SW., DC 20554 or via the Internet to *Judith-B.Herman@fcc.gov*.

FOR FURTHER INFORMATION CONTACT: For additional information or copies of the

information collection(s), contact Judith B. Herman at 202-418-0214 or via the Internet at *Judith-B.Herman@fcc.gov*.

SUPPLEMENTARY INFORMATION:

OMB Control No.: 3060-0806.

Title: Universal Service—Schools and Libraries Universal Service Program.

Form Nos: FCC Forms 470 and 471.

Type of Review: Revision of a currently approved collection.

Respondents: Business or other for-profit, not-for-profit institutions, and state, local and tribal government.

Number of Respondents: 60,000.

Estimated Time Per Response: .166–4.5 hours.

Frequency of Response: On occasion reporting requirement, third party disclosure requirement and recordkeeping requirement.

Total Annual Burden: 480,000 hours.

Total Annual Cost: Not applicable.

Privacy Act Impact Assessment: Not applicable.

Needs and Uses: In the Fifth Report and Order in CC Docket No. 02-6, FCC 04-190, adopted on August 4, 2004 and released on August 13, 2004, the Commission is revising this collection pursuant to suggestions from the Department of Justice, in an effort to prevent waste, fraud, and abuse of the schools and libraries program. The changes made to the FCC Forms 470 and 471 will make the E-Rate process more transparent, and will make transgressions of the law easier to detect and prosecute. For example, on the FCC Form 470, applicants must now certify that they have not "received anything of value or a promise of anything of value, other than services and equipment sought by means of the form, from the service provider * * *". Similarly, in the FCC Form 471, applicants must now certify that "no kickbacks were paid to anyone * * *". Finally, we are seeking OMB approval for an additional reporting element, *i.e.*, the FCC Registration Number (FRN). As part of the review process of Funding Year 2005, the Administrator will be collecting the FRN from applicants to supplement their application. The Commission will implement a revised FCC Forms 470 and 471 to include collection of the FRN starting with Funding Year 2006.

Federal Communications Commission.

Marlene H. Dortch,
Secretary.

[FR Doc. 04-22595 Filed 10-6-04; 8:45 am]

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