

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. Please note, EPA's policy is that public comments, whether submitted electronically or on 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 <http://www.epa.gov/edocket>.

**ICR Title:** Application and Summary Report for an Emergency Exemption for Pesticides.

**ICR Status:** This is a request for extension of an existing approved collection that is currently scheduled to expire on November 30, 2004. EPA is asking OMB to approve this ICR for three years. Under OMB regulations at 5 CFR 1320.12(b)(2), the Agency may continue to conduct or sponsor the collection of information while the submission is pending at OMB.

**Abstract:** Section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) authorizes EPA to grant emergency exemptions to State, U.S. Territorial and Federal agencies to allow an unregistered use of a pesticide for a limited time if EPA determines that emergency conditions exist, whether use of the pesticide under the exemption will be protective of human health and the environment, and to evaluate the effectiveness of the requested product in allaying the emergency. This data collection program is designed to provide EPA with necessary data to evaluate an application for a permit for the temporary shipment and use of a pesticide product for an unregistered use to mitigate an emergency situation and to evaluate the effectiveness of that product in allaying the emergency. State, U.S. Territorial, and Federal

agencies submit applications for section 18 emergency exemptions at their discretion in accordance with 40 CFR part 166. After EPA has granted a section 18 emergency exemption to a given government agency, the requesting agency must submit to EPA information related to any unexpected adverse effects resulting from the use of the pesticide and a report summarizing the results of the pesticide use. These government agencies must also maintain records for all treatments involving the first food use of a pesticide and make them available to EPA upon request.

**Burden Statement:** The annual "respondent" burden for this ICR is estimated to be 99 hours per response. According to the Paperwork Reduction Act, "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 is the time reading the regulations, planning the necessary data collection activities, conducting tests, analyzing data, generating reports and completing other required paperwork, and storing, filing, and maintaining the data. The 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 number for this information collection appear at the beginning and the end of this document. In addition OMB control numbers for EPA's regulations, after initial display in the final rule, are listed in 40 CFR part 9.

The following is a summary of the burden estimates taken from the ICR:

**Respondents/affected entities:** State Agency, U.S. Territory, or Federal Agency.

**Estimated total number of potential respondents:** 50.

**Frequency of response:** On occasion.

**Estimated total/average number of responses for each respondent:** 10.

**Estimated total annual burden hours:** 49,500.

**Estimated total annual labor costs:** \$2,683,000.

**Changes in the ICR Since the Last Approval:** The annual burden has decreased from 59,400 to 49,500 hours due to the drop in the overall number of section 18 emergency exemption applications filed annually, from 600 for the period 1998–2000 to approximately 500 for the period 2001–2003. The 9,900 hour decrease in annual burden reflects an adjustment to the estimated annual burden for this ICR.

Dated: November 9, 2004.

**Oscar Morales,**

*Director, Collection Strategies Division.*

[FR Doc. 04–25821 Filed 11–19–04; 8:45 am]

BILLING CODE 6560–50–P

## ENVIRONMENTAL PROTECTION AGENCY

[OECA–2004–0021; FRL–7839–7]

### Agency Information Collection Activities; Submission for OMB Review and Approval; Comment Request; NSPS for Portland Cement Plants (Renewal), ICR Number 1051.09, OMB Number 2060–0025

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act, this document announces that an Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request to renew an existing approved collection. This ICR is scheduled to expire on November 30, 2004. Under OMB regulations, the Agency may continue to conduct or sponsor the collection of information while this submission is pending at OMB. This ICR describes the nature of the information collection and its estimated burden and cost.

**DATES:** Additional comments may be submitted on or before December 22, 2004.

**ADDRESSES:** Submit your comments, referencing docket ID number OECA–2004–0022, to (1) EPA online using EDOCKET (our preferred method), by e-mail to [docket.oca@epa.gov](mailto:docket.oca@epa.gov), or by mail to: Environmental Protection Agency, EPA Docket Center (EPA/DC), Enforcement and Compliance Docket and Information Center, Mail Code 2201T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460, and (2) OMB at: Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Gregory Fried, Compliance Assessment and Media Programs Division, Office of Compliance, Mail Code 2223A, Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; telephone number: (202) 564–7016; fax number:

(202) 564-0050; e-mail address: [fried.gregory@epa.gov](mailto:fried.gregory@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has submitted the following ICR to OMB for review and approval according to the procedures prescribed in 5 CFR 1320.12. On May 25, 2004, (69 FR 29718), EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received no comments.

EPA has established a public docket for this ICR under Docket ID No. OECA-2004-0022, which is available for public viewing at the Enforcement and Compliance Docket and Information Center in the EPA Docket Center (EPA/DC), EPA West, Room B102, 1301 Constitution Avenue, 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 Enforcement and Compliance Docket and Information Center Docket is: (202) 566-1752. An electronic version of the public docket is available through EPA Dockets (EDOCKET) at <http://www.epa.gov/edocket>. Use EDOCKET to 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. 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 Portland Cement Plants (40 CFR part 60, subpart F) (Renewal).

**Abstract:** Particulate matter emissions from portland cement plants cause or contribute to air pollution that may reasonably be anticipated to endanger public health or welfare. Therefore, NSPS were promulgated for this source category.

The control of emissions of particulate matter from portland cement plants requires not only the installation of properly designed equipment, but also the operation and maintenance of that equipment. Emissions of particulate matter from portland cement plants are the result of operation of kilns, clinker coolers, raw mill systems, raw mill dryers, raw material storage, clinker storage, finished product storage, conveyor transfer points, bagging and bulk loading and unloading systems. These standards rely on the capture of particulate emissions by a baghouse or electrostatic precipitator.

In order to ensure compliance with these standards, adequate reporting and recordkeeping is necessary. In the absence of such information, enforcement personnel would be unable to determine whether the standards are being met on a continuous basis, as required by the Clean Air Act.

All reports are sent to the delegated state or local authority. In the event that there is no such delegated authority, the reports are sent directly to the EPA regional office. Notifications are used to inform the Agency or delegated authority when a source becomes subject to the standard. The reviewing authority may then inspect the source to check if the pollution control devices are properly installed and operated. Performance test reports are needed as these are the Agency's record of a source's initial capability to comply with the emission standard and note the operating conditions under which compliance was achieved. The quarterly reports are used for problem identification, as a check on source operation and maintenance, and for compliance determinations. The standard also requires semiannual reporting of deviations from monitored opacity, as this is a good indicator of the source's compliance status.

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 64.4 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:** Portland Cement Plants.

**Estimated Number of Respondents:** 118.

**Frequency of Response:** Initially and semiannually.

**Estimated Total Annual Hour Burden:** 15,978 hours.

**Estimated Total Annual Costs:** \$1,552,045, which includes \$37,000 annualized capital/startup costs, \$495,600 annual O&M costs, and \$1,019,445 annual labor costs.

**Changes in the Estimates:** There is an increase of 8,010 hours in the total estimated burden currently identified in the OMB Inventory of Approved ICR Burdens. This increase is primarily due to an increase in the estimated number of existing affected sources from 113 to 118 and an increase in the number of hours to submit semiannual reports from 16 hours to 24 hours.

Dated: November 13, 2004.

**Oscar Morales,**

*Director, Collection Strategies Division.*

[FR Doc. 04-25822 Filed 11-19-04; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

[EB Docket No. 04-381; DA 04-3048]

### Hearing Designation Order To Adjudicate Petition for Reconsideration Filed by Gulf Power Company

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.