

## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
Commission

[Project No. 2064-004-WI]

**Flambeau Hydro LLC; Notice of  
Availability of Final Environmental  
Assessment**

November 19, 2004.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's regulations, 18 CFR part 380 (Order No. 486, 52 FR 47879), Commission staff have reviewed the application for a new license for the Winter Hydroelectric Project, located on the East Fork of the Chippewa River, in Sawyer County, Wisconsin, and have prepared an Environmental Assessment (FEA). The FEA analyzes the potential environmental effects of relicensing the project and concludes that issuing a new license for the project, with appropriate environmental measures, would not constitute a major Federal action significantly affecting the quality of the human environment.

A copy of the FEA is on file with the Commission and is available for public inspection. The FEA may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659.

Any comments should be filed within 30 days from the issuance date of this notice, and should be addressed to the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Room 1-A, Washington, DC 20426. Please affix "Winter Project No. 2064" to all comments. Comments may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. For further information, contact Michael Spencer at (202) 502-6093, or e-mail [michael.spencer@ferc.gov](mailto:michael.spencer@ferc.gov).

**Magalie R. Salas,**

Secretary.

[FR Doc. E4-3433 Filed 12-1-04; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
Commission

[Project No. P-2082-027]

**Klamath Hydroelectric Project; Notice  
Of Meetings**

November 24, 2004.

The Commission is scheduled to meet with representatives of the Quartz Valley Indian Community and the Resighini Rancheria regarding the Klamath Hydroelectric Project relicensing. Meetings will be held with those tribes at the locations and times listed below:

Quartz Valley Indian Community,  
13601 Quartz Valley Road, Fort Jones,  
California, December 15, 2004, 2 p.m.  
(P.s.t.);

Resighini Rancheria, 158 Klamath  
Beach Road, Klamath, California,  
December 16, 2004, 10 a.m. (P.s.t.).

Members of the public and intervenors in the referenced proceedings may attend these meetings; however, participation will be limited to tribal representatives and the Commission representatives. If the Tribes decide to disclose information about a specific location which could create a risk or harm to an archeological site or Native American cultural resource, the public will be excused for that portion of the meeting when such information is disclosed.<sup>1</sup> If you plan to attend any of these meetings, please contact John Mudre at the Federal Energy Regulatory Commission at 202-502-8902 or [john.mudre@ferc.gov](mailto:john.mudre@ferc.gov). The meetings will be transcribed by a court reporter, and public transcripts will be made available by the Commission following the meetings.

**Magalie R. Salas,**

Secretary.

[FR Doc. E4-3429 Filed 12-1-04; 8:45 am]

BILLING CODE 6717-01-P

<sup>1</sup> Protection from public disclosure involving this kind of specific information is based upon 18 CFR § 4.32(b)(3)(ii) of the Commission's regulations implementing the Federal Power Act.

ENVIRONMENTAL PROTECTION  
AGENCY

[OARM-2004-0001; FRI-7844-5]

**Agency Information Collection  
Activities; Submission to OMB for  
Review and Approval; Comment  
Request; General Administrative  
Requirements for Assistance  
Programs: EPA Administrative  
Capability Questionnaire, EPA ICR  
Number 0938.10, OMB Control Number  
2030-0020**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 an Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request for a new collection.

**DATES:** Additional comments may be submitted on or before January 3, 2005.

**ADDRESSES:** Submit your comments, referencing docket ID number OARM-2004-0001, to (1) EPA online using EDOCKET (our preferred method), by e-mail to [oei.docket@epa.gov](mailto:oei.docket@epa.gov), or by mail to: EPA Docket Center, Environmental Protection Agency, Office of Environmental Information—Mail Code-28221T, 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:** Marguerite Pridgen, Office of Grants and Debarment—Mail Code 3903-R, Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; telephone number: (202) 564-5308; fax number: (202) 565-2470; e-mail address: [pridgen.marguerite@epa.gov](mailto:pridgen.marguerite@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 August 19, 2004 (69 FR 51462), 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. OARM-2004-0001, which is available for public viewing at the Office of Environmental Information Docket 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 Office of Environmental Information 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. 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 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, 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:** General Administrative Requirements For Assistance Programs: EPA Administrative Capability Questionnaire.

**Abstract:** The Environmental Protection Agency (EPA) is establishing procedures for assessing administrative capability of non-profit organizations applying for EPA grants. Under the new procedures, EPA will require certain non-profit applicants to complete a checklist entitled "EPA Administrative Capability Questionnaire" and return it to EPA with supporting documentation. The responses to the form will be a basis for assessing administrative capability and deciding whether to award grants to the non-profit applicant. Applicants that provide information that demonstrates

they are administratively capable will be "certified" for the next four years, and therefore, would not have to resubmit the questionnaire and supporting documents in the next four years unless administrative management issues arise before the certification period has ended. Note: One potentially significant revision since the publication of the first **Federal Register** notice has been the inclusion of an additional (optional) data element. This data element "CPA CERTIFICATION (OPTIONAL)," at the end of the questionnaire, allows the applicant to further demonstrate that the recipient has established fiscal controls and accounting procedures which assure that project funds are distributed and accounted for properly.

In applying for a non-construction, discretionary grant from EPA, each applicant is currently required to complete and submit Standard Form (SF) series forms SF424, SF424A, and SF424B. By signing the SF424B, "Assurances—Non-Construction Programs", the applicant is assuring compliance with various statutory and regulatory requirements (40 CFR part 30—Grants and Agreements with Institutions of Higher Education, Hospitals, and other Non-Profit Organizations) and is assuring that it "[h]as the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non Federal share of project cost) to ensure proper planning, management and completion of the project described in this application". Despite this assurance, EPA's Office of the Inspector General and Office of Grants and Debarment within EPA's Office of Administration and Resources Management have documented numerous instances of non-profit recipients that have inadequate administrative systems to manage EPA funds or lack the capability to successfully perform the project scope of work.

Recognizing that it is preferable to address such issues before, rather than after a grant is awarded, EPA is prescribing uniform pre-award procedures for evaluating the administrative and programmatic capability of non-profit applicants. As part of these procedures, EPA will require that non-profit applicants seeking funding for a new award in excess of \$200,000 complete a checklist entitled "EPA Administrative Capability Questionnaire" and return it to the designated EPA office with supporting documentation. In limited cases EPA may also require non-profit applicants

seeking new awards below this threshold to complete the same questionnaire, where the Agency learns that significant weakness/deficiencies may be present that could compromise a non-profit's administrative capability. Note that much of the information to be collected in the proposed questionnaire is currently being collected from grant recipients during EPA's post-award monitoring activities (ref.: OMB 2030—0020, Expiration date 12/31/05). The information to be collected also directly relates to the administrative management systems which recipients are required to establish under 40 CFR part 30.

For purposes of this Notice, EPA uses the term "administrative capability" interchangeably with the term "managerial and financial capability". The term "administrative capability" means the capability of an applicant or recipient to develop and implement administrative systems required by 40 CFR part 30, including systems related to financial management, property management, procurement standards and financial reporting and recordkeeping. For purposes of this Notice, EPA uses the term "programmatic capability" interchangeably with the term "institutional capability". The term "programmatic capability" means the technical capability of an applicant or recipient to successfully carry out a project, taking into account factors such as past performance on similar projects, prior experience, timely progress reporting, the qualifications of key personnel and allocation of roles and responsibilities for proper project management, and the adequacy of equipment, resources and facilities.

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 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 4.0 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:** EPA non-profit applicants recommended for new assistance awards of greater than \$200,000.

**Estimated Number of Respondents:** 100.

**Frequency of Response:** Once every four years.

**Estimated Total Annual Hour Burden:** 400.

**Estimated Total Annual Cost:** \$16,875, includes \$0 annualized capital or O&M costs.

**Changes in the Estimates:** There is a increase of 400 hours in the total estimated burden currently identified in the OMB Inventory of Approved ICR Burdens. This increase is due to the addition of a new Data Collection Instrument (protocol) to the others already utilized in EPA's "General Administrative Requirements For Assistance Programs"—OMB Control Number 2030-0020 (Expiration Date: 12/31/2005). This new protocol is necessary to maintain and enhance EPA's Federal stewardship responsibilities.

Dated: November 14, 2004.

**Oscar Morales,**

*Director, Collection Strategies Division.*

[FR Doc. 04-26559 Filed 12-1-04; 8:45 am]

BILLING CODE 6560-50-M

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collection(s) Being Submitted to OMB for Review and Approval

November 19, 2004.

**SUMMARY:** The Federal Communications Commissions, 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, as required by the Paperwork Reduction Act of 1995, Pub. L. 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 comments should be submitted on or before January 3, 2005. 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 to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW., Washington, DC 20554 or via the Internet to [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov) or Kristy L. LaLonde, Office of Management and Budget (OMB), Room 10236 NEOB, Washington, DC 20503, (202) 395-3087 or via the Internet at [Kristy\\_L.\\_LaLonde@omb.eop.gov](mailto:Kristy_L._LaLonde@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or copy of the information collection(s) contact Les Smith at (202) 418-0217 or via the Internet at [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

**OMB Control Number:** 3060-XXXX.

**Title:** Radio Frequency Identification Equipment, 47 CFR 15.240.

**Type of Review:** New collection.

**Form Number:** N/A.

**Respondents:** Not-for-profit institutions; business or other for-profit; and State, local, or tribal governments.

**Number of Respondents:** 10.

**Estimated Time per Response:** 2 hour.

**Frequency of Response:** On occasion reporting requirement; Third party disclosure.

**Total Annual Burden:** 200 hours.

**Total Annual Cost:** None.

**Privacy Act Impact Assessment:** No impact(s).

**Needs and Uses:** On April 15, 2004, the FCC adopted a *Third Report and Order*, In the Matter of Review of part 15 and other Parts of the Commission's Rules, ET Docket No. 01-278, RM-9375, RM-10051, FCC 04-98. The *Third Report and Order* requires each grantee of certification for Radio Frequency Identification (RFID) Equipment to register the location of the equipment/devices its markets with the

Commission. The information the grantee must supply to the Commission when registering the devices shall include the name, address and other pertinent contact information of users, the geographic coordinates of the operating location, and the FCC identification number(s) of the equipment. The improved RFID equipment could benefit commercial shippers and have significant homeland security benefits by enabling the entire contents of shipping containers to be easily and immediately identified, and by allowing a determination of whether tampering with their contents has occurred during shipping.

**OMB Control Number:** 3060-0004.

**Title:** Guidelines for Evaluating the Environmental Effects of Radiofrequency Radiation, Second Memorandum Opinion and Order, ET Docket No. 93-62.

**Form Number:** N/A.

**Type of Review:** Extension of a currently approved collection.

**Respondents:** Not-for-profit institutions; business or other for-profit; and State, local or tribal government.

**Number of Respondents:** 122,985.

**Estimated Time per Response:** 2.02 hours (avg.).

**Frequency of Response:** On occasion reporting requirement; third party disclosure.

**Total Annual Burden:** 256,080 hours.

**Total Annual Cost:** \$1,193,000.

**Privacy Act Impact Assessment:** N.A.

**Needs and Uses:** The National Environmental Policy Act of 1969 (NEPA) required Federal agencies to evaluate the effects of their actions on "human environmental quality." To comply with NEPA, the Commission adopted rules, 47 CFR 1.1307, which revised the Radio Frequency (RF) exposure guidelines for FCC-regulated facilities. The new guidelines reflect more recent scientific studies of RF electromagnetic fields and their biological effects and are designed to ensure that the public and workers receive adequate protection from exposure to potentially harmful RF electromagnetic fields. The FCC staff uses the information required under section 1.1307 to determine whether the environmental evaluation is sufficiently complete and in compliance with the FCC Rules to be acceptable for filing.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 04-26555 Filed 12-1-04; 8:45 am]

BILLING CODE 6712-01-P