

of feedstocks and process chemicals to the facility.

8. Health and safety impacts, including construction-related safety and process-related safety associated with handling and management of process chemicals.

9. Noise: Potential impacts resulting from construction and operation of the proposed plant and from transportation of feedstocks, process materials, and plant byproducts.

10. Community resources: Potential impacts on local traffic patterns, socioeconomic impacts of plant construction and operation, including effects on public services and infrastructure resulting from the influx of construction personnel and plant operating staff, and environmental justice issues.

11. Aesthetic and scenic resources: Potential visual effects associated with plant structures and operations.

12. Cumulative effects that result from the incremental impacts of the proposed plant when added to the other past, present, and reasonably foreseeable future activities in the Iron Range area.

13. Connected actions, including the effects of construction and operation of the second phase of the Mesaba Generating Station resulting in a combined, nominal 1,200 MWe (net) power generating facility on the selected site.

*Public Scoping Process:* To ensure that all issues related to this proposal are addressed, DOE will conduct an open process to define the scope of the EIS. The public scoping period will end on November 14, 2005. Interested agencies, organizations, and the general public are encouraged to submit comments or suggestions concerning the content of the EIS, issues and potential impacts to be addressed in the EIS, and alternatives that should be considered. Scoping comments should identify specific issues or topics that the EIS should address in order to assist DOE in identifying significant issues for analysis. Written, e-mailed, faxed, or recorded comments should be communicated by November 14, 2005 (See **ADDRESSES**).

DOE will conduct public scoping meetings at the Taconite Community Center, 26 Haynes Street, Taconite, MN, on Tuesday, October 25, 2005, beginning at 7 p.m., and at Hoyt Lakes Arena, 106 Kennedy Memorial Drive, Hoyt Lakes, MN on Wednesday, October 26, 2005, and beginning at 7 p.m. In addition, the public is invited to an informal session at each location beginning at 4 p.m. on the date of each meeting to learn more about the proposed action. Displays and other

information about the proposed agency action and the demonstration plant will be available, and DOE personnel will be present to discuss the proposed action and the NEPA process.

DOE requests those who wish to speak at either public scoping meeting to contact Mr. Richard Hargis, either by phone, fax, e-mail, or in writing (See **ADDRESSES** above). Attendees wishing to speak, but who have not requested to do so in advance, may register at the meeting and will be provided opportunities to speak following previously scheduled speakers.

Speakers who may need more than five minutes should indicate the length of time desired in their request. Depending on the number of speakers, DOE may need to limit speakers to five minutes initially but will provide additional opportunity as time permits. Speakers may also provide written materials to supplement their presentations. Oral and written comments will be given equal consideration.

DOE will begin each meeting with an overview of the proposed Project. The meeting will not be conducted as an evidentiary hearing, and speakers will not be cross-examined. However, speakers may be asked questions to help ensure that DOE fully understands their comments or suggestions. A presiding officer will establish the order of speakers and provide any additional procedures necessary to conduct the meeting.

Issued in Washington, DC, on this 29th day of September, 2005.

**John Spitaleri Shaw,**  
Assistant Secretary for Environment, Safety and Health.  
[FR Doc. 05-19972 Filed 10-4-05; 8:45 am]  
BILLING CODE 6450-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings #1

September 29, 2005.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER02-2310-003.

*Applicants:* Crescent Ridge LLC.

*Description:* Crescent Ridge LLC submits an amendment to its market-based rate tariff in compliance with Commission Order issued 6/7/05.

*Filed Date:* 09/22/2005.

*Accession Number:* 20050926-0043.

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

*Docket Numbers:* ER03-1101-010.

*Applicants:* PJM Interconnection, LLC.

*Description:* PJM Interconnection LLC submits the fourth of four six-month reports on the effects of its credit policy for virtual bidders as required by Commission Orders issued 9/22/03 and 12/20/04.

*Filed Date:* 09/22/2005.

*Accession Number:* 20050926-0044.

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

*Docket Numbers:* ER04-435-016.

*Applicants:* Southern California Edison Company.

*Description:* Southern California Edison Co submits revisions to its Transmission Owner Tariff, FERC Electric Tariff, Second Revised Volume No. 6, in compliance with Commission Order issued 7/1/05.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0042

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005.

*Docket Numbers:* ER05-1085-001; ER04-458-008

*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator, Inc. submits proposed revision to Attachment AA (Compensation & Cost Recovery for Actions During Emergency Condition) of the Open Access Transmission & Energy Market Tariff, Third Revised Volume No. 1.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0028

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005.

*Docket Numbers:* ER05-1308-001

*Applicants:* New England Power Company

*Description:* New England Power Co submits an amendment to its 8/9/05 interconnection & support agreement with Massachusetts Electric Co & the Town of Marblehead Municipal Light Dept.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0025

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005.

*Docket Numbers:* ER05-1451-001

*Applicants:* Southwestern Public Service Company

*Description:* Southwestern Public Service Co submits an amended Notice of Cancellation of the SPS Rate Schedule FERC No. 108, Agreement for Wholesale Full Requirements Electric Power Service entered on 11/14/89.

*Filed Date:* 09/22/2005

*Accession Number:* 20050926-0042

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

*Docket Numbers:* ER05-1498-000

*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator, Inc submits an Interconnection and Operating Agreement among Velva Windfarm LLC, Midwest ISO, and Northern States Power Company dba Xcel Energy.

*Filed Date:* 09/22/2005

*Accession Number:* 20050923-0369

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

*Docket Numbers:* ER05-1499-000

*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator Inc submits a Facilities Construction Agreement among Velva Windfarm LLC, Midwest ISO, and Great River Energy.

*Filed Date:* 09/22/2005

*Accession Number:* 20050923-0368

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

*Docket Numbers:* ER05-1500-000

*Applicants:* Public Service Company of New Mexico

*Description:* Public Service Co of New Mexico submits a Funding Agreement for Certain Design, Engineering and Construction Services, dated 9/9/05 with Tri-State Generation and Transmission Cooperative, Inc and PNM.

*Filed Date:* 09/22/2005

*Accession Number:* 20050923-0367

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

*Docket Numbers:* ER05-1501-000

*Applicants:* California Independent System Operator Corporation

*Description:* California Independent System Operator Corp submits a Simplified and Reorganized ISO Tariff pursuant to section 205 of the Federal Power Act.

*Filed Date:* 09/22/2005

*Accession Number:* 20050926-0201

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

*Docket Numbers:* ER05-1502-000

*Applicants:* California Independent System Operator Corporation

*Description:* California Independent System Operator Corp submits an amendment to the CAISO Tariff (Amendment 72) pursuant to section 205 of the Federal Power Act under ER05-1502.

*Filed Date:* 09/22/2005

*Accession Number:* 20050926-0046

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

*Docket Numbers:* ER05-1503-000

*Applicants:* Wheelabrator North Andover, Inc.

*Description:* Wheelabrator North Andover, Inc, successor in interest to

Massachusetts Refusetech, Inc, submits a notice of cancellation of MRI's electric tariff, Rate Schedule FERC No. 1.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0026

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005

*Docket Numbers:* ER05-1504-000

*Applicants:* Indianapolis Power & Light Company

*Description:* Indianapolis Power & Light Co submits a notice of cancellation of Service Agreement 33 under its OATT, FERC Electric Tariff, Original Volume No. 1.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0038

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005.

*Docket Numbers:* ER05-1505-000; ER04-1157-000

*Applicants:* Buckeye Power Generating, LLC

*Description:* Buckeye Power Generating, LLC advises FERC that due to amendments to section 201(f) of the Federal Power Act, it is no longer a public utility.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0039

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005.

*Docket Numbers:* ER05-1506-000

*Applicants:* American Transmission Company, LLC; Midwest Independent Transmission System Operator, Inc.

*Description:* American Transmission Company, LLC and Midwest ISO submit revised tariff sheet with a proposed change to the Midwest ISO's Open Access Transmission & Energy Market Tariff, FERC Electric Tariff, Third Revised Volume No. 1.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0040

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005.

*Docket Numbers:* ER05-1507-000

*Applicants:* New York Independent System Operator, Inc.

*Description:* New York Independent System Operator, Inc submits proposed revisions to its Market Administration & Control Area Services Tariff.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0041

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005.

*Docket Numbers:* ER99-2156-005

*Applicants:* Cordova Energy Company LLC

*Description:* Cordova Energy Co, LLC submits revised market-based tariff in compliance with Commission Letter Order issued 9/14/05.

*Filed Date:* 09/23/2005

*Accession Number:* 20050927-0027

*Comment Date:* 5 p.m. eastern time on Friday, October 14, 2005.

*Docket Numbers:* ER99-3151-005

*Applicants:* Public Service Electric & Gas Company

*Description:* PSEG Energy Resources & Trade LLC submit a Notice of Change in Status with regard to the representations upon which FERC relied in granting market-base rate authority.

*Filed Date:* 09/22/2005

*Accession Number:* 20050923-0360

*Comment Date:* 5 p.m. eastern time on Thursday, October 13, 2005.

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other and the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St., NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also available for review in the Commission's Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov).

call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

**Magalie R. Salas,**  
*Secretary.*

[FR Doc. E5-5445 Filed 10-4-05; 8:45 am]

**BILLING CODE 6717-01-P**

## **ENVIRONMENTAL PROTECTION AGENCY**

**[OAR-2005-0135; FRL-7980-9]**

### **Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; Recordkeeping and Reporting for the Performance-Based Qualification of Test Methods for Diesel Fuel (Renewal), EPA ICR Number 2180.02, OMB Control Number 2060-0566**

**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 to renew an existing, approved “emergency” collection. This ICR is scheduled to expire on September 30, 2005. 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 November 4, 2005.

**ADDRESSES:** Submit your comments, referencing docket ID number OAR-2005-0135, to (1) EPA online using EDOCKET (our preferred method), by e-mail to *a-and-r-docket@epa.gov*, or by mail to: Environmental Protection Agency, EPA Docket Center (EPA/DC), EPA West, Room B102, 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:**  
Anne Pastorkovich, Attorney/Advisor, Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; telephone number: 202-343-9623, fax number:

202-343-2901; e-mail address: *pastorkovich.anne-marie@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 July 13, 2005 (70 FR 40327), EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received no comments on the notice.

EPA has established a public docket for this ICR under Docket ID No. OAR-2005-0135 which is available for public viewing at the Air and Radiation 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 Air and Radiation Docket and Information Center is (202) 566-1742. 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, 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 [www.epa.gov/edocket](http://www.epa.gov/edocket).

**Title:** Recordkeeping and Reporting for the Performance-Based Qualification of Test Methods for Diesel Fuel (Renewal).

**Abstract:** With this information collection request (ICR), we are seeking permission to continue to collect applications from refiners, importers, and independent laboratories in order to permit them to use performance-based test methods for measuring sulfur in diesel fuel and detecting the presence of a marker in diesel sold as heating oil.

In the past, we would set up a designated test method for measuring compliance with various fuel parameters. Typically, this test method was an American Society for Testing and Materials (ASTM) procedure that our laboratory used. Regulated parties would have to use the same method. In certain circumstances, alternative test methods were named. If a regulated party used an alternative test method, all results would have to be correlated to the designated test method. Simply put, the party would have to develop and apply a correlation equation to all test method. Simply put, the party would have to develop and apply a correlation equal to all its results to bring them in line with the designated test method.

The recent regulations for nonroad diesel fuel incorporated a performance-based test method approach. See “Air Pollution Control; New Motor Vehicles and Engines: Nonroad Diesel Engines and Fuel; Emissions Standards,” 69 FR 38957 (June 29, 2004). This approach sets up accuracy and precision criteria, but permits regulated parties to qualify their laboratories to use their own test methods. Industry supports this approach and welcomes it as a first step to a more comprehensive performance-based approach to test method issues. In order to be qualified to use a test method, a refiner’s or importer’s laboratory or an independent laboratory will have to submit certain information to us. Unfortunately, these reporting provisions were not included in the information collection request for the nonroad diesel final rule. The first day by which regulated parties may comply was December 27, 2004 and many were waiting to submit applications, so an emergency ICR request was submitted to OMB, to permit EPA to accept applications through September 30, 2005. This notice announces a proposed information request that would permit us to continue to accept applications after that date.

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