

and object to as appropriate, operating permits proposed by state permitting authorities. Section 505(b)(2) of the Act authorizes any person to petition the EPA Administrator within 60 days after the expiration of the EPA review period to object to state operating permits if EPA has not done so. 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.

On January 29, 2004, the EPA received from the Lake County Conservation Alliance a petition requesting that EPA object to the proposed title V operating permit for the Midwest Generation Waukegan station. The petition raises issues regarding the permit issuance process and the permit itself. The Lake County Conservation Alliance alleged that the proposed permit (1) is legally inadequate because it does not impose an enforceable schedule to remedy non-compliance; (2) inappropriately provides for a permit shield that allows excess emissions during startup and malfunction, contrary to EPA policy; (3) fails to include applicable requirements; (4) fails to comply with the public notice requirements of the Act; (5) contains an inadequate statement of basis; (6) contains conditions that are not practically enforceable; (7) lacks adequate recordkeeping and recording requirements; (8) lacks origin and authority for each permit condition; (9) lacks adequate monitoring; and (10) is legally inadequate because it lacks the requirement to submit a compliance certification containing other such facts as IEPA may require to determine compliance.

On September 22, 2005, the Administrator issued an order partially granting and partially denying the petition. The order explains the reasons behind EPA's conclusion that the IEPA must: (1) Address in the permit record the Petitioner's comment regarding opacity exceedances; (2) determine if pre-existing state operating permit conditions are requirements with which Waukegan must comply, and either include the applicable requirements in the Title V permit, or explain in the statement of basis its reasoning for not including the requirements; (3) reopen the Waukegan permit (including a notice to the public stating the activities involved in the permit action) and make available to the public an adequate statement of basis which explains,

among other things the reasons for each change to the state implementation plan (SIP) or construction permit terms.

These explanations must be provided for any federally enforceable permit terms that have been newly established, modified, streamlined or deleted in the permit action; (4) remove "operational condition" and "operating parameters" from the permit or define the terms; (5) remove "reasonable steps" from the permit or define or provide criteria to determine "reasonable steps" that meet the requirements of the SIP; (6) either develop criteria for determining the normal range or develop another means to monitor compliance with the particulate matter (PM) emission limitations; (7) include a specific opacity limit or a method for determining an opacity limit that would correlate the results of the PM testing and the opacity limit in a manner that assures compliance with the PM limit, and incorporate into the permit specific operational limits (upper level or lower level) and/or operational ranges or a method for determining the ranges; and, (8) set a date that is as early as possible in the permit term by which Waukegan must conduct PM testing for use in establishing opacity monitoring and electrostatic precipitator parametric measures so that the permit includes appropriate monitoring conditions that are in effect during the permit term and assures compliance with the PM emission limitations for the coal-fired boilers for the entire term of the permit. The order also explains the reasons for denying Lake County Conservation Alliance's remaining claims.

Dated: October 14, 2005.

Bharat Mathur,

Acting Regional Administrator, Region 5.

[FR Doc. 05-21754 Filed 10-31-05; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7991-8]

Public Water System Supervision Program Revisions for the State of Indiana

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of tentative approval.

SUMMARY: Notice is hereby given that the State of Indiana is revising its approved Public Water System Supervision Program. Indiana has revised its Public Notification (PN) Rule; its Lead and Copper Rule Minor Revisions (LCRMR) Rule; its Analytical

Methods for Chemical and Microbiological Contaminants and Revisions to Laboratory Certification Requirements; its Revisions to Analytical Methods for Radionuclides Rule; and its Removal of the Prohibition on the Use of Point of Use Devices for Compliance with National Primary Drinking Water Regulations Rule.

EPA has determined that these revisions by the State are no less stringent than the corresponding federal regulations. Therefore, EPA intends to approve these revisions to the State of Indiana's Public Water System Supervision Program. This approval action does not extend to public water systems (PWSs) in Indian Country, as the term is defined in 18 U.S.C. 1151. By approving these rules, EPA does not intend to affect the rights of federally recognized Indian Tribes in Indiana, nor does it intend to limit existing rights of the State of Indiana. Any interested party may request a public hearing. A request for a public hearing must be submitted by December 1, 2005 to the Regional Administrator at the EPA Region 5 address shown below. The Regional Administrator may deny frivolous or insubstantial requests for a hearing. However, if a substantial request for a public hearing is made by December 1, 2005, EPA Region 5 will hold a public hearing. If EPA Region 5 does not receive a timely and appropriate request for a hearing and the Regional Administrator does not elect to hold a hearing on his own motion, this determination shall become final and effective on December 1, 2005. Any request for a public hearing shall include the following information: The name, address, and telephone number of the individual, organization, or other entity requesting a hearing; a brief statement of the requesting person's interest in the Regional Administrator's determination and a brief statement of the information that the requesting person intends to submit at such hearing; and the signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

ADDRESSES: All documents relating to this determination are available for inspection at the following offices: Indiana Department of Environmental Management, Office of Water Quality, Drinking Water Branch, 100 N. Senate Avenue, P.O. Box 6015, Indianapolis, Indiana 46206-6015, between the hours of 8:30 a.m. and 4 p.m., Monday through Friday, and the United States Environmental Protection Agency,

Region 5, Ground Water and Drinking Water Branch (WG-15J), 77 West Jackson Boulevard, Chicago, Illinois 60604, between the hours of 9 a.m. and 4:30 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT:

Margarita Chacon, EPA Region 5, Ground Water and Drinking Water Branch, at the address given above, by telephone at (312) 886-0225, or at chacon.margarita@epa.gov.

Authority: (Section 1413 of the Safe Drinking Water Act, as amended, 42 U.S.C. 3006-2 (1996), and 40 CFR part 142 of the National Primary Drinking Water Regulations).

Dated: October 24, 2005.

Norman Niedergang,

Acting Regional Administrator, Region 5.

[FR Doc. 05-21748 Filed 10-31-05; 8:45 am]

BILLING CODE 6560-50-P

EXPORT-IMPORT BANK OF THE UNITED STATES

Sunshine Act Meeting

ACTION: Notice of a Partially Open Meeting of the Board of Directors of the Export-Import Bank of the United States.

TIME AND PLACE: Friday, November 4, 2005 at 11:30 a.m. The Meeting will be held at Ex-Im Bank in Room 1143, 811 Vermont Avenue, NW., Washington, DC 20571.

OPEN AGENDA ITEM: Ex-Im Bank Sub-Saharan Africa Advisory Committee for 2006.

PUBLIC PARTICIPATION: The meeting will be open to public participation for Item No. 1 only.

FOR FURTHER INFORMATION CONTACT: For further information, contact: Office of the Secretary, 811 Vermont Avenue, NW., Washington, DC 20571 (Tele. No. 202-565-3957).

Howard A. Schweitzer,
General Counsel (Acting).

[FR Doc. 05-21860 Filed 10-28-05; 12:58 pm]

BILLING CODE 6690-01-M

FEDERAL RESERVE SYSTEM

Change in Bank Control Notices; Acquisition of Shares of Bank or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank

holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the office of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than November 16, 2005.

A. Federal Reserve Bank of Richmond (A. Linwood Gill, III, Vice President) 701 East Byrd Street, Richmond, Virginia 23261-4528:

1. *Charles F. Sposato Flint Trust and trustee Mark Wayne Saunters*, Elkton, Maryland; to control voting shares of Cecil Bancorp, Inc., Elkton, Maryland, and thereby indirectly acquire voting shares of Cecil Federal Bank, Elkton, Maryland.

Board of Governors of the Federal Reserve System, October 27, 2005.

Robert deV. Frierson,

Deputy Secretary of the Board.

[FR Doc. E5-6024 Filed 10-31-05; 8:45 am]

BILLING CODE 6210-01-S

FEDERAL RESERVE SYSTEM

Notice of Proposals to Engage in Permissible Nonbanking Activities or to Acquire Companies that are Engaged in Permissible Nonbanking Activities

The companies listed in this notice have given notice under section 4 of the Bank Holding Company Act (12 U.S.C. 1843) (BHC Act) and Regulation Y (12 CFR Part 225) to engage *de novo*, or to acquire or control voting securities or assets of a company, including the companies listed below, that engages either directly or through a subsidiary or other company, in a nonbanking activity that is listed in § 225.28 of Regulation Y (12 CFR 225.28) or that the Board has determined by Order to be closely related to banking and permissible for bank holding companies. Unless otherwise noted, these activities will be conducted throughout the United States.

Each notice is available for inspection at the Federal Reserve Bank indicated. The notice also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether the proposal complies with the standards of section 4 of the BHC Act. Additional information on all bank holding companies may be

obtained from the National Information Center Web site at www.ffiec.gov/nic/.

Unless otherwise noted, comments regarding the applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than November 16, 2005.

A. Federal Reserve Bank of Atlanta (Andre Anderson, Vice President) 1000 Peachtree Street, NE., Atlanta, Georgia 30303:

1. *Cornerstone Bancshares, Inc., and EFI Acquisition, Inc.*, both of Chattanooga, Tennessee, to acquire voting shares of Eagle Financial, LLC and Eagle Funding, LLC, both of Chattanooga, Tennessee, and thereby engage in providing factoring services to small business and services as a loan broker serving as a facilitator to small businesses, pursuant to section 225.28(b)(1) of Regulation Y.

Board of Governors of the Federal Reserve System, October 27, 2005.

Robert deV. Frierson,

Deputy Secretary of the Board.

[FR Doc. E5-6025 Filed 10-31-05; 8:45 am]

BILLING CODE 6210-01-S

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Meeting of the Presidential Advisory Council on HIV/AIDS

AGENCY: Department of Health and Human Services, Office of the Secretary, Office of Public Health and Science.

ACTION: Notice.

SUMMARY: As stipulated by the Federal Advisory Committee Act, the Department of Health and Human Services (DHHS) is hereby giving notice that the Presidential Advisory Council on HIV/AIDS (PACHA) will hold a meeting. This meeting is open to the public. A description of the Council's functions is included also with this notice.

Date and Time: November 14, 2005, 8:30 a.m. to 5 p.m.

ADDRESSES: Department of Health and Human Services, Hubert H. Humphrey Building, Room 800, 200 Independence Ave., SW., Washington, DC 20201.

FOR FURTHER INFORMATION CONTACT: Joseph Grogan, Esq., Executive Director, Presidential Advisory Council on HIV/AIDS, Department of Health and Human Services, Hubert H. Humphrey Building, 200 Independence Avenue, SW., Room 736E, Washington, DC 20201; or visit the Council's Web site at <http://www.pacha.gov>.