

10. *Total Annual Hours for Collection:* The reporting burden for this survey is estimated at 16,860 hours.

11. *Information Collection Costs:* The surveyed organizations collect all the information requested in FERC-727 and FERC-728 as part of their customary and usual business practices. There were no comments on the cost of responding to FERC-727 and FERC-728. Therefore, the Commission concludes that its calculation of the average annualized cost for all respondents being projected to be \$910,440 (16,860 hours × \$54 per hour) is accurate.

12. *Title:* FERC-727, Demand Response and Time-Based Rate Programs Survey and FERC-728, Advanced Metering Infrastructure Survey.

13. *Action:* Proposed Information Collection. The respondent shall not be penalized for failure to respond to this collection of information unless the collection of information displays a valid OMB control number.

14. *Respondents:* Business or other for profit, publicly-owned utilities, and electric cooperatives, RTOs/ISOs.

15. *Frequency of Responses:* On occasion.

16. *Necessity of Information:* On August 8, 2005, Congress enacted EPCA 2005. Section 1252 (e)(3) of the EPCA 2005 requires the Commission to draft and publish a report, by appropriate region, that assesses demand response resources, including those available from all consumer classes. Commission staff has reviewed public information to determine the availability of saturation and penetration data on advanced metering with the regional specificity required by the EPCA 2005. The review included an assessment of the EIA-861, which collects aggregate information on energy efficiency and load management. The EIA-861 does not include any information on advanced metering. Moreover, there are no publicly available saturation and penetration data on advanced metering at the level required by the EPCA 2005. The Commission is dedicated to establishing clear market rules to govern electric markets. The information collected through this survey will assist the Commission in carrying out its goal of developing robust and efficient energy markets.

17. *Internal Review:* Internal review at the Commission shows that there is specific, objective support for the burden estimates associated with the information requirements. The Commission will review the data resulting from the survey to ensure that the survey results meet the

congressional requirements of the report on DR in EPCA 2005. This conforms to the Commission's plan for efficient information collection, communication, and management within the electric industry.

18. Interested persons may obtain information on the reporting requirements of the survey by contacting the following: Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426 (Attention: Michael Miller, Office of the Executive Director, 202-502-8415, fax: 202-273-0873, e-mail: Michael.miller@ferc.gov). To submit comments concerning the collection of information and the associated burden estimates including suggestions for reducing this burden, please send your comments to the contact listed above and to the Office of Management and Budget, Room 10202 NEOB, 725 17th Street, NW., Washington, DC 20503 (Attention: Desk Officer for the Federal Energy Regulatory Commission), fax: 202-395-7285, e-mail: oir_submission@omb.eop.gov).

19. The "public protection" provision of the Paperwork Reduction Act⁶ requires each agency to display a currently valid OMB control number and to inform respondents that a response is not required unless the information collection displays a valid OMB control number on each information collection. This provision has two legal effects: (1) It creates a legal responsibility for the agency; and (2) it provides an affirmative legal defense for respondents if the information collection is imposed on respondents by the Commission through regulation or administrative means in order to satisfy a legal authority or responsibility of the Commission. If the Commission should fail to display an OMB control number, then it is the Commission not the respondent who is in violation of the law. "Display" is defined as publishing the OMB control number in regulations, guidelines or other issuances in the **Federal Register** (for example, in the preamble or regulatory text for the final rule containing the information collection).⁷ Therefore, the Commission may not conduct or sponsor, and a person is not required to respond to a collection of information unless the information collection displays a valid OMB control number.

⁶ 44 U.S.C. 3512 (2000); 5 CFR 1320.5(b) (2005); 5 CFR 1320.6(a) (2005).

⁷ See 1 CFR 21.35 (2005); 5 CFR 1320.3(f)(3) (2005).

IV. Document Availability

20. In addition to publishing the full text of this document in the **Federal Register**, the Commission provides all interested persons an opportunity to view and/or print the contents of this document via the Internet through the Commission's Home Page (<http://www.ferc.gov>) and in the Commission's Public Reference Room during normal business hours (8:30 a.m. to 5 p.m. Eastern time) at 888 First Street, NE., Room 2A, Washington, DC 20426.

21. From the Commission's home page on the Internet, this information is available in the Commission's document management system, eLibrary. The full text of this document is available on eLibrary in PDF and Microsoft Word format for viewing, printing, and/or downloading. To access this document in eLibrary, type the docket number excluding the last three digits of this document in the docket number field.

22. User assistance is available for eLibrary and the Commission's Web site during normal business hours. For assistance, please contact the Commission's Online Support at 1-866-208-3676 (toll free) or 202-502-6652 (e-mail at FERCOnlineSupport@ferc.gov), or the Public Reference Room at (202) 502-8371, TTY (202) 502-8659. E-Mail the Public Reference Room at public.referenceroom@ferc.gov.

Magalie R. Salas,
Secretary.

[FR Doc. E6-4230 Filed 3-23-06; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6673-6]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at 202-564-7167. An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 1, 2005 (70 FR 16815).

Draft EISs

EIS No. 20050510, ERP No. D-FHW-D40334-VA, I-81 Corridor Improvement Study in Virginia, Transportation Improvements from

the Tennessee Border to the West Virginia Border, (Tier 1), Several Counties, VA and WV.

Summary: EPA expressed environmental concerns about the proposed project arising from the reliability of projecting traffic data to the year 2035, and the lack of data in the Tier 1 document to support the intended Tier 1 decisions. Rating EC2.

EIS No. 20050511, ERP No. D-DOE-D09800-PA, Gilberton Coal-to-Clean Fuels and Power Project, Construction and Operation a New Demonstration Plant, Schuylkill County, PA.

Summary: EPA expressed environmental concerns about the uncertainty and lack of information related to cumulative impacts of the various emissions associated with the facility, fugitive dust associated with construction activities, and a need for greater emphasis on public outreach and community involvement efforts. Rating EC2.

EIS No. 20060010, ERP No. D-IBR-G31003-NM, Long-Term Miscellaneous Purposes Contract Abstract, To Use Carlsbad Project Water for Purposes Other than Irrigation, Eddy County, NM.

Summary: EPA does not object to the proposed action. Rating LO.

EIS No. 20060023, ERP No. D-IBR-G39046-00, Upper Rio Grande Basin Water Operations Review, To Develop an Integrated Plan for Water Operations at the Existing Facilities, NM, CO and TX.

Summary: EPA does not object to the selected alternative. Rating LO.

EIS No. 20060028, ERP No. D-DOD-G11046-NM, Programmatic—Defense Threat Reduction Agency (DTRA) Activities on White Sands Missile Range (WSMR), Implementation, NM.

Summary: EPA does not object to the selected alternative. Rating LO.

Final EISs

EIS No. 20060040, ERP No. F-FHW-L40203-AK, Juneau Access Transportation Project, Improvements in the Lynn Canal/Taiya Inlet Corridor between Juneau and Haines/Skagway, Special-Use-Permit and COE Section 10 and 404 Permits, Tongass National Forest, Klondike Gold Rush National Historic Park, Haines States Forest, City and Borough of Juneau, Haines Borough, Cities Haines and Skagway, AK.

Summary: EPA has environmental concerns about the new preferred Alternative 2B due to uncertainty about whether it represents the Least Environmentally Damaging Practicable

Alternative (LEDPA) based on Section 404(b)(1) Guidelines. EPA also recommends including additional compensatory mitigation for unavoidable impacts to old growth habitat areas.

EIS No. 20050417, ERP No. FS-COE-D35057-MD, Poplar Island Environmental Restoration Project, Habitat Restoration and Dredged Material Capacity, Chesapeake Bay, Talbot County, MD.

Summary: EPA's comments on the Draft EIS were adequately addressed; we have no objections to the proposed action.

Dated: March 21, 2006.

Robert W. Hargrove,

Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. E6-4300 Filed 3-23-06; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6673-5]

Environmental Impacts Statements; Notice of Availability

Responsible Agency: Office of Federal Activities, General Information (202) 564-7167 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements

Filed 3/13/2006 through 3/17/2006

Pursuant to 40 CFR 1506.9.

EIS No. 20060083, Draft EIS, AFS, AZ, Jacob Ryan Vegetation Management Project, Implementation, Kaibab National Forest, North Kaibab Ranger District, Coconino County, AZ, Comment Period Ends: 05/08/2006, Contact: Jonathan M. Beck 928-643-8143.

This document is available on the Internet at: http://www.fs.fed.us/r3/kai/projects/jacob_ryan/deis/index.html.

EIS No. 20060084, Draft EIS, DOA, CA, Commercial Park Stock Permit Reissuance for the Sierra National Forest and Trail Management Plan for the Dinkey Lakes Wilderness, Application Reissuance Special-Use-Permit, Mariposa, Madera and Fresno Counties, CA, Comment Period Ends: 05/15/2006, Contact: Kim Sorini-Wilson 559-855-5355, Ext. 3328.

EIS No. 20060085, Draft EIS, NRS, MO, East Locust Creek Watershed Revised Plan, Installation of Multiple-Purpose Reservoir, Flood Prevention and Watershed Protection, Sullivan and Putnam Counties, MO, Comment Period Ends: 05/08/2006, Contact: Sue Teson 573-876-0912.

EIS No. 20060086, Draft EIS, BLM, WY, Pit 14 Coal Lease-by-Application Project, Black Butte Coal Mine, Surface Mining Operations, Federal Coal Lease Application WYW160394, Sweetwater County, WY, Comment Period Ends: 05/22/2006, Contact: Teri Deakins 307-352-0211.

EIS No. 20060087, Final EIS, AFS, IL, Shawnee National Forest Trails Designation Project, Phase 1, Designation, Construction and Maintenance for Trail System within Four Watershed: Eagle Creek, Big Grand Pierre Creek, Lusk Creek and Upper Bay Creek, Hidden Springs Ranger District, Gallatin, Hardin, Johnson, Pope and Saline Counties, IL, Wait Period Ends: 04/24/2006, Contact: Matthew Lechner 618-253-7114.

This document is available on the Internet at: <http://www.fs.fed.us/r9/forests/shawnee/projects/projects/eis/2005/trails/final/trails-FEIS.pdf>.

EIS No. 20060088, Draft EIS, FTA, CO, Denver Union Station (DUS) Project, Transportation Improvement, Multimodal Transportation Center for the Metro Denver Region, Funding and NPDES Permit, City and County Denver, CO, Comment Period Ends: 05/08/2006, Contact: David Beckhouse 720-963-3306.

EIS No. 20060089, Draft Supplement, AFS, ID, West Gold Creek Project, Updated Information, Forest Management Activities Plan, Implementation, Idaho Panhandle National Forests, Sandpoints Ranger District, Bonner County, ID, Comment Period Ends: 05/08/2006, Contact: A.J. Helgenberg 208-265-6643.

This document is available on the Internet at: http://www.fs.fed.us/ipnf/eco/manage/nepa/sptnepa/wgold/wg_dseis_document.pdf.

EIS No. 20060090, Draft EIS, AFS, WI, Fishbone Project Area, Vegetation and Road Management, Implementation, Washburn Ranger District, Chequamegon-Nicolet National Forest, Bayfield County, WI, Comment Period Ends: 05/08/2006, Contact: Cristi Corey-Luse 715-373-2667 Ext. 235.

EIS No. 20060091, Draft EIS, AFS, CA, Phoenix Project Area, Treat Poor Forest Health, High Fire Hazard Condition, Develop a Network of Defensible Fuel Profile Zones (DFPZs), and Restore Aspen Stand, Sierraville Ranger District, Tahoe National Forest, Sierra and Nevada Counties, CA, Comment Period Ends: 5/8/2006, Contact: Jeff Leach 530-994-3401.