

p. Agency Comments—Federal, State, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

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

[FR Doc. E6-21417 Filed 12-14-06; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RM98-1-000]

**Records Governing Off-the-Record Communications; Public Notice**

December 8, 2006.

This constitutes notice, in accordance with 18 CFR 385.2201(b), of the receipt of prohibited and exempt off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive a prohibited or exempt off-the-record communication relevant to the merits of a contested proceeding, to deliver to the Secretary of the Commission, a copy of the communication, if written, or a summary of the substance of any oral communication.

Prohibited communications are included in a public, non-decisional file associated with, but not a part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become a part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such a request only when it determines that fairness so

requires. Any person identified below as having made a prohibited off-the-record communication shall serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications are included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is an off-the-record communication recently received by the Secretary of the Commission. This filing is available for review at the Commission in the Public Reference Room or may 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, please contact FERC, Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659.

Exempt:

Docket No.	Date received	Presenter or requester
P-2216-066 .....	11-30-06	Advisory Council on Historic Preservation.

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

[FR Doc. E6-21388 Filed 12-14-06; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RM06-22-000]

**Mandatory Reliability Standards for Critical Infrastructure Protection; Notice of Comment Period**

December 11, 2006.

On August 28, 2006, the North American Electric Reliability Council, on behalf of its wholly-owned subsidiary, the North American Electric Reliability Corporation (collectively NERC), filed eight proposed Reliability Standards concerning Critical Infrastructure Protection (CIP) for Commission approval, pursuant to its role as the Electric Reliability Organization (ERO) under section 215 of the Federal Power Act (FPA). On September 18, 2006, the Commission issued a notice announcing that it

established a new rulemaking proceeding, Docket No. RM06-22-000, to address the proposed CIP Reliability Standards.<sup>1</sup>

Concurrent with today's notice, the Commission is releasing a staff preliminary assessment of the eight proposed CIP Reliability Standards. This assessment is a preliminary technical analysis by staff and does not offer legal conclusions or recommend any particular action to be taken by the Commission. The Commission will issue a Notice of Proposed Rulemaking (NOPR) with its proposal on each Reliability Standard after receiving comments on the staff preliminary assessment. Interested persons will also have an opportunity to file comments on the NOPR.

NERC should respond to this preliminary assessment by February 12, 2007. We also invite other interested persons to file comments on the staff preliminary assessment by the comment date. Comments should respond to

<sup>1</sup> In addition, the Notice explained that nineteen other new and revised proposed Reliability Standards submitted by NERC in the same August 28, 2006 filing would be addressed in Docket No. RM06-16-000.

issues discussed in the preliminary assessment in the order in which they appear, and take care to identify which issue, Reliability Standard, or specific provision of a Reliability Standard is being addressed. Commenters may also address related issues not raised in the staff preliminary assessment to assist the Commission to make more informed decisions regarding the proposed CIP Reliability Standards.

The Commission encourages electronic submission of comments using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of their comments to the Secretary of the Commission, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The staff preliminary assessment is accessible online at <http://www.ferc.gov>, using the "eLibrary" link and is 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), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5 p.m. eastern time on February 12, 2007.

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

[FR Doc. E6-21412 Filed 12-14-06; 8:45 am]

**BILLING CODE 6717-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8256-5]

### Agency Information Collection Activities OMB Responses

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

**ACTION:** Notice.

**SUMMARY:** This document announces the Office of Management and Budget's (OMB) responses to Agency clearance requests, in compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*). 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.

**FOR FURTHER INFORMATION CONTACT:** Susan Auby (202) 566-1672, or e-mail at [auby.susan@epa.gov](mailto:auby.susan@epa.gov) and please refer to the appropriate EPA Information Collection Request (ICR) Number.

#### SUPPLEMENTARY INFORMATION:

### OMB Responses to Agency Clearance Requests

#### OMB Approvals

EPA ICR No. 2243.01; Procedures for Implementing NEPA; was approved 11/15/2006; OMB Control Number 2020-0033; expires 05/31/2007.

#### Short Term Extension

EPA ICR No. 0168.08; NPDES and Sewage Sludge Management State Programs; in 40 CFR part 122, 40 CFR 123.21-123.24, 40 CFR 123.26-123.29, 40 CFR 123.43-123.45, 40 CFR 123.62-123.64, 40 CFR 124.53-124.54, 40 CFR part 125, 40 CFR part 501, 40 CFR 123.26(e), 40 CFR 123.26(e)(5), 40 CFR 123.41(a), 40 CFR 501.21, 40 CFR 501.34, 40 CFR 501.11, 40 CFR 501.16, 40 CFR 123.26(b)(2) and (3), 40 CFR 124.53 and 124.54, 40 CFR 123.43 and 123.44, 40 CFR 501.14, 40 CFR 123.45, 40 CFR 501.21, 40 CFR 123.21, 40 CFR 123.64, 40 CFR 123.26(b)(1), (2) and(3),

40 CFR 123.43 and 123.44(i); OMB Number 2040-0057; on 11/21/2006, OMB extended the expiration date through 12/31/2006.

EPA ICR No. 2178.01; Market-based Stormwater Management in the Shepherd Creek Watershed in Cincinnati, OH; OMB Number 2080-0076; on 11/30/2006, OMB extended the expiration date through 03/31/2007.

EPA ICR No. 0220.09; Clean Water Act Section 404 State-Assumed Programs; in 40 CFR 233.10-233.14, 40 CFR 233.20-233.21, 40 CFR 233.30, 40 CFR 233.50, 40 CFR 233.52; OMB Number 2040-0168; on 11/21/2006, OMB extended the expiration date through 01/31/2007.

Dated: December 8, 2006.

**Richard T. Westlund,**

*Acting Director, Collection Strategies Division.*

[FR Doc. E6-21419 Filed 12-14-06; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8257-2]

### California State Nonroad Engine and Vehicle Pollution Control Standards; Decision of the Administrator

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

**ACTION:** Notice regarding authorization of California small off-road engine emission standards.

**SUMMARY:** EPA today, pursuant to section 209(e) of the Clean Air Act (Act), 42 U.S.C. 7543(e), is granting California its request for an authorization of its small off-road engine emission standards for 2007 and subsequent model years (SORE). By letter dated April 11, 2005, the California Air Resources Board (CARB) requested that EPA grant California an authorization (sometimes referred to as a waiver of federal preemption) for its SORE regulations which set forth amended exhaust emission standards and new evaporative emission standards and associated test procedures for Class I and Class II small off-road engines for 2007 and subsequent model years.

**ADDRESSES:** The Agency's Decision Document, containing an explanation of the Assistant Administrator's decision, as well as all documents relied upon in making that decision, including those submitted to EPA by CARB, are available at EPA's Air and Radiation Docket and Information Center (Air Docket). Materials relevant to this decision are contained in Docket No.

EPA-HQ-OAR-2005-0133. The docket is located at The Air Docket, Room 3334, 1301 Constitution Avenue, NW., Washington, DC 20460, and may be viewed between 8 a.m. and 5:30 p.m., Monday through Friday. The telephone is (202) 566-1742. A reasonable fee may be charged by EPA for copying docket material.

Additionally, an electronic version of the public docket is available through the Federal government's electronic public docket and comment system. You may access EPA dockets at <http://www.regulations.gov>. After opening the [www.regulations.gov](http://www.regulations.gov) Web site, select "Environmental Protection Agency" from the pull-down Agency list, then scroll to "Keyword or ID" and enter EPA-HQ-OAR-2004-0133 to view documents in the record of the SORE authorization request. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

#### FOR FURTHER INFORMATION CONTACT:

David Dickinson, Compliance and Innovative Strategies Division, U.S. Environmental Protection Agency, Ariel Rios Building (6405J), 1200 Pennsylvania Avenue, NW., Washington, DC 20460. Telephone: (202) 343-09256. E-Mail Address: [Dickinson.David@EPA.GOV](mailto:Dickinson.David@EPA.GOV).

**SUPPLEMENTARY INFORMATION:** I have decided to grant California an authorization pursuant to section 209(e) of the Act for the SORE regulations.<sup>1</sup> As explained in the Decision Document supporting today's decision, I have decided to grant a full authorization for all of the SORE regulation despite CARB's request that some portions be considered within the scope of previous authorization determinations. As also explained in the Decision Document, EPA received a series of comments supporting CARB's request for an authorization and received comments from one commenter that conditionally supported the authorization and raised other concerns but did not represent that such other concerns should be the basis for denying or delaying the authorization. For the reasons set forth below and further discussed in the Decision Document, EPA is granting CARB's request for authorization for its SORE regulations.

Section 209(e)(1) of the Act addresses the permanent preemption of any State, or political subdivision thereof, from adopting or attempting to enforce any standard or other requirement relating

<sup>1</sup> The CARB Board approved the SORE regulations by Resolution 03-24.