

Proposed Rulemaking in connection with the NVRA rulemaking on September 30, 1993 (58 FR 51132), and Notice of Proposed Rulemaking on March 10, 1994 (59 FR 11211). Following a public notice and comment rulemaking, the FEC issued rules implementing these requirements on June 23, 1994. 59 FR 32323.

Section 802 of the Help America Vote Act of 2002 (HAVA), Pub. L. 107-252, 116 Stat. 1727, 42 U.S.C. 15532, transferred the FEC's responsibilities under the NVRA to the Election Assistance Commission (EAC) but it did not transfer the FEC's previously adopted regulations. In order to carry out the functions listed in section 9(a) of the NVRA [42 U.S.C. 1973gg-7(a)], the EAC must promulgate regulations. The EAC currently seeks public comment on whether the agency should administratively transfer regulations previously adopted and maintained by the FEC regarding the NVRA. The administrative transfer would move the existing FEC regulations (11 CFR Part 8) to the EAC's Code of Federal Regulations site and only make technical changes to the mailing address and contact information for the agency. EAC believes that good cause exists for adopting the FEC rules as final EAC rules without public notice and comment under 5 U.S.C. 553 because this rule only reflects an administrative transfer of functions required by HAVA. No substantive changes will be made to the rules, which have already been subject to public notice and comment. Similarly, because this final rule is a recodification of existing regulations, it would not be subject to the effective date limitation of 5 U.S.C. 5539d). After the proposed administrative transfer of the regulations, the EAC would take steps to substantively amend the rules, which would significantly involve the public and include an opportunity for public notice and comment pursuant to the Administrative Procedures Act (APA).

Again, the EAC is seeking comment on its proposed plan to first administratively transfer and then substantively amend the NVRA rules located at 11 CFR Part 8. At this time, the EAC does not seek comment on the substance of the regulations. As such, this notice and request for public comment is not required by or made pursuant to the APA.

After review of the public comments received pursuant to this notice, the EAC will decide whether to administratively transfer the regulations and then substantively modify them, as described above. If this process is not adopted, the EAC will alternatively

initiate a rule making process under 5 U.S.C. 553 independent of the FEC rules. In either scenario, EAC will follow all the rulemaking requirements of the APA, which allows for extensive public comment and transparency in the regulatory process.

**Thomas R. Wilkey,**

*Executive Director, U.S. Election Assistance Commission.*

[FR Doc. 07-5447 Filed 10-30-07; 9:30 am]

**BILLING CODE 6820-KF-M**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings # 1

September 20, 2007.

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

*Docket Numbers:* ER98-2157-010; ER03-9-009.

*Applicants:* Western Resources, Inc.; Kansas Gas and Electric Company.

*Description:* Westar Energy, Inc and Kansas Gas and Electric Co submits Fifth Revised Sheet 1 et al to FERC Electric Tariff, Third Revised Volume 6, to be effective 9/18/07.

*Filed Date:* 09/17/2007.

*Accession Number:* 20070919-0065.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, October 9, 2007.

*Docket Numbers:* ER99-1757-013.

*Applicants:* The Empire District Electric Company.

*Description:* The Empire District Electric Co submits Fifth Revised Sheet 1 et al to FERC Electric Tariff, First Revised Volume 3, to be effective 9/18/07.

*Filed Date:* 09/17/2007.

*Accession Number:* 20070919-0059.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, October 9, 2007.

*Docket Numbers:* ER06-819-006.

*Applicants:* Consolidated Edison Energy Massachusetts, Inc. and Consolidated Edison Energy, Inc.

*Description:* ERRATA to Correct Compliance Filing of Refund Report of Consolidated Edison Energy Massachusetts, Inc., et al.

*Filed Date:* 09/14/2007.

*Accession Number:* 20070914-5012.

*Comment Date:* 5 p.m. Eastern Time on Friday, October 5, 2007.

*Docket Numbers:* ER07-1355-001.

*Applicants:* Avista Energy, Inc.

*Description:* Avista Energy, Inc submits an errata to the notice of Cancellation of Market-Base Rate Schedule filed 9/7/07.

*Filed Date:* 09/17/2007.

*Accession Number:* 20070919-0058.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, October 9, 2007.

*Docket Numbers:* ER07-1371-000.

*Applicants:* Sierra Pacific Power Company; Nevada Power Company.

*Description:* Sierra Pacific Power Co and Nevada Power Co submits a change in the rates for transmission services under the SPR Operating Companies' open-access transmission tariff, FERC Third Revised Volume 1.

*Filed Date:* 09/14/2007.

*Accession Number:* 20070918-0167.

*Comment Date:* 5 p.m. Eastern Time on Friday, October 5, 2007.

*Docket Numbers:* ER07-1373-000.

*Applicants:* California Independent System Operator Corp.

*Description:* California Independent System Operator Corp submits an unexecuted Operating Agreement with PacifiCorp.

*Filed Date:* 09/14/2007.

*Accession Number:* 20070918-0136.

*Comment Date:* 5 p.m. Eastern Time on Friday, October 5, 2007.

*Docket Numbers:* ER07-1375-000.

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

*Description:* Midwest Independent Transmission System Operator, Inc submits an unexecuted Large Generator Interconnection Agreement with Interstate Power and Light Co et al.

*Filed Date:* 09/14/2007.

*Accession Number:* 20070918-0138.

*Comment Date:* 5 p.m. Eastern Time on Friday, October 5, 2007.

*Docket Numbers:* ER07-1376-000.

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

*Description:* New York Independent System Operator, Inc submits an informational filing re the Joint Operating Agreement executed on 5/20/07 et al.

*Filed Date:* 09/14/2007.

*Accession Number:* 20070918-0139.

*Comment Date:* 5 p.m. Eastern Time on Friday, October 5, 2007.

*Docket Numbers:* ER07-1382-000.

*Applicants:* Duke Energy Carolinas, LLC.

*Description:* Duke Energy Carolinas, LLC submits a long-term firm Transmission Service Agreement with Cargill Power Markets, LLC.

*Filed Date:* 09/18/2007.

*Accession Number:* 20070919-0060.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, October 9, 2007.

*Docket Numbers:* ER07-1383-000; ER07-1384-000.

*Applicants:* Duke Energy Shared Services, Inc.

*Description:* Duke Energy Shared Services, Inc submits a notice of cancellation.

*Filed Date:* 09/18/2007.

*Accession Number:* 20070919-0061.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, October 9, 2007.

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 than 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 dockets(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.

**Nathaniel J. Davis, Sr.,**

*Acting Deputy Secretary*

[FR Doc. E7-21645 Filed 11-1-07; 8:45 am]

**BILLING CODE 6717-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OAR-2002-0038; FRL-8490-7]

### Agency Information Collection Activities; Proposed Collection; Comment Request; Requirements for Control Technology Determinations from Major Sources in Accordance with Clean Air Act Sections, Sections 112(g) and 112(j); EPA ICR No. 1648.06, OMB Control No. 2060-0266

**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 EPA is planning to submit a request to reinstate an Information Collection Request (ICR) to the Office of Management and Budget (OMB). The existing ICR expired on May 31, 2005. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

**DATES:** Comments must be submitted on or before January 2, 2008.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-OAR-2002-0038, by one of the following methods:

- *www.regulations.gov:* Follow the on-line instructions for submitting comments.
- *E-mail:* [a-and-r-docket@epa.gov](mailto:a-and-r-docket@epa.gov), Attention Docket ID No. EPA-HQ-OAR-2002-0038.
- *Fax:* (202) 566-9744, Attention Docket ID No. EPA-HQ-OAR-2002-0038.
- *Mail:* U.S. Environmental Protection Agency, EPA Docket Center, Air and Radiation Docket and Information Center, 1200 Pennsylvania Ave., NW., Mail Code 2822T, Washington, DC 20460, Attention Docket ID No. EPA-HQ-OAR-2002-0038.

- *Hand Delivery:* U.S. Environmental Protection Agency Docket Center, Public Reading Room, EPA West Building Room 3334, 1301 Constitution Ave., NW., Washington, DC, 20460, Attention Docket ID No. EPA-HQ-OAR-2002-

0038. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to Docket ID No. EPA-HQ-OAR-2002-0038. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at [www.regulations.gov](http://www.regulations.gov), including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through [www.regulations.gov](http://www.regulations.gov), or e-mail. Send or deliver information identified as CBI only to the following address: Mr. Roberto Morales, OAQPS Document Control Officer, U.S. EPA (C404-02), Attention Docket ID No. EPA-HQ-OAR-2002-0038, Research Triangle Park, NC 27711. Clearly mark the part or all of the information that you claim to be CBI. The [www.regulations.gov](http://www.regulations.gov) Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through , your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

**FOR FURTHER INFORMATION CONTACT:** Rick Colyer, U.S. EPA, Office of Air Quality Planning and Standards, Sector Policy and Programs Division, Program Design Group, D205-02, Research Triangle Park, North Carolina 27711, telephone number (919) 541-5262, e-mail [colyer.rick@epa.gov](mailto:colyer.rick@epa.gov).

#### SUPPLEMENTARY INFORMATION:

#### How Can I Access the Docket and/or Submit Comments?

EPA has established a public docket for this ICR under docket ID number EPA-HQ-OAR-2002-0038. The docket