

small businesses, etc.) to help shop owners reduce paint, solvent and related hazardous waste disposal costs. The CRC also aims to achieve enhanced compliance with the Surface Coating Rule by encouraging shops to reduce pollutant emissions early and to levels beyond those required by the rule. The CRC team will use the surveys to collect anecdotal information about the use of emission reduction best practices at auto body shops and measure the effectiveness of particular outreach, education, and training activities undertaken as part of the CRC. The team will use that information to judge the success and efficacy of the specific outreach activity surveyed, and information collected can be used to help improve program implementation.

The information obtained under this ICR will not be used to make major policy decisions. No confidential or sensitive data will be collected under this ICR. This is a pilot project designed to help EPA improve its data collection methods and improve its analyses of the Agency's compliance assistance program.

A respondent's participation in this information collection process will be voluntary. The survey questions are designed to assess whether the assistance provided during the pilot helped the owner/operator understand the applicable environmental regulations, and whether the assistance helped the owner/operator implement operational changes that resulted in improved environmental practices. Improved environmental practices include a change in behavior that resulted in a shop either returning to compliance with regulations or taking steps toward achieving compliance.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to be average a response time of 10 minutes for each phone survey, and 75 minutes for each on-site visit. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements which have subsequently changed; train personnel to be able to respond to a collection of information; search data sources; complete and

review the collection of information; and transmit or otherwise disclose the information.

**Respondents/Affected Entities:** Automotive body, paint, and interior repair and maintenance shops located in risk-based clusters in Massachusetts, Oklahoma and Virginia. Surveys conducted for the Collision Repair Campaign may be administered to owners or operators of collision repair or auto body shops who have completed training provided by the CRC team and their partners or who have requested and received materials developed by the team such as DVDs, brochures, Web sites, etc., anywhere in the U.S.

**Estimated Number of Respondents:** 1,840 for the auto body shop study, and 7,500 for the Collision Repair Campaign.

**Frequency of Response:** 3,113 responses annually.

**Estimated Total Annual Hour Burden:** 1,617 hours.

**Estimated Total Annual Cost:** \$152,510 includes \$0 annualized capital or O&M costs.

**Changes in the Estimates:** This is a new collection.

Dated: June 24, 2009.

**John Moses,**

*Director, Collection Strategies Division.*

[FR Doc. E9-15690 Filed 7-1-09; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

**[Docket ID Numbers EPA-HQ-OECA-2009-0280; FRL-8925-3]**

### Agency Information Collection Activities: Request for Comments on Proposed Information Collection Request (ICR) for Annual Public Water Systems Compliance Report

**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 the following existing, approved, continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB) for the purpose of renewing the ICRs. Before submitting the ICRs to OMB for review and approval, EPA is soliciting comments on specific aspects of the information collections as described below in **SUPPLEMENTARY INFORMATION**.

**DATES:** Comments must be submitted on or before August 31, 2009.

**ADDRESSES:** Comments may be submitted electronically, by mail, or

through hand delivery/courier service. Follow the detailed instructions as provided under **SUPPLEMENTARY INFORMATION**, section A.

**FOR FURTHER INFORMATION CONTACT:** The contact individual for the ICR is listed under **SUPPLEMENTARY INFORMATION**, section II.C.

#### **SUPPLEMENTARY INFORMATION:**

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

###### *1. Docket Access Instructions*

EPA has established a public docket for the ICRs listed in the **SUPPLEMENTARY INFORMATION**, section II.B. The docket is available for online viewing at <http://www.regulations.gov>, or in person viewing at the Enforcement and Compliance Docket and Information Center (ECDIC), in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Avenue, NW., Washington, DC. The EPA/DC Public Reading Room is open from 8 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 Enforcement and Compliance Docket and Information Center (ECDIC) docket is (202) 566-1752.

Use <http://www.regulations.gov> to obtain a copy of the draft collection of information, submit or view public comments, access the index listing of the contents of the docket, and to access those documents in the public docket that are available electronically. When in the system, select "search," then key in the docket ID number identified in this document.

###### *2. Instructions for submitting comments. Submit your comments by one of the following methods:*

1. *Electronic Submission:* Access <http://www.regulations.gov> and follow the online instructions for submitting comments.

2. *E-mail:* [docket.oeca@epa.gov](mailto:docket.oeca@epa.gov).

3. *Fax:* (202) 566-1511.

4. *Mail:* Enforcement and Compliance Docket and Information Center (ECDIC), Environmental Protection Agency, EPA Docket Center (EPA/DC), Mailcode: 2201T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460.

5. *Hand Delivery:* Enforcement and Compliance Docket and Information Center (ECDIC), Environmental Protection Agency, EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Avenue, NW., Washington, DC. The EPA Docket Center is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. Deliveries are only accepted

during the Docket Center's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

Direct your comments to the specific docket listed in **SUPPLEMENTARY INFORMATION**, section II.B, and reference the OMB Control Number for the ICR. It is EPA's policy that all comments received will be included in the public docket without change and may be made available online at <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 <http://www.regulations.gov> or e-mail. The <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 <http://www.regulations.gov>, 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 additional information about EPA's public docket, visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

## B. What Information is EPA Particularly Interested in?

Pursuant to section 3506(c)(2)(A) of the Paperwork Reduction Act (PRA), EPA is soliciting comments and information to enable it to:

(1) Evaluate whether the proposed collections of information are necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility.

(2) Evaluate the accuracy of the Agency's estimates of the burdens of the proposed collections of information.

(3) Enhance the quality, utility, and clarity of the information to be collected.

(4) Minimize the burden of the collections of information on those who are to respond, including through the use of appropriate automated or electronic collection technologies or other forms of information technology, e.g., permitting electronic submission of responses.

## C. What Should I Consider When I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing comments:

1. Explain your views as clearly as possible and provide specific examples.

2. Describe any assumptions that you used.

3. Provide copies of any technical information and/or data you used that support your views.

4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.

5. Offer alternative ways to improve the collection activity.

6. Make sure to submit your comments by the deadline identified under **DATES**.

7. To ensure proper receipt by EPA, be sure to identify the docket ID number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

## II. ICR To Be Renewed

### A. For All ICR

The Agency computed the burden for each of the recordkeeping and reporting requirements applicable to the industry for the currently approved ICR listed in this notice. Where applicable, the Agency identified specific tasks and made assumptions, while being consistent with the concept of the PRA.

Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions to; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements which have subsequently changed; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

The listed ICR addresses Safe Drinking Water Act information

collection requirements which have mandatory reporting requirements. The requirements are mandated under Section 1414(c)(3)(A) of the Safe Drinking Water Act.

An Agency may not conduct or sponsor, and a person is not required to respond to, a collection of information, unless the Agency displays a currently valid OMB control number. The OMB control numbers for EPA's regulations under Title 40 of the Code of Federal Regulations are published in the **Federal Register**, or on the related collection instrument or form. The display of OMB control numbers for certain EPA regulations is consolidated at 40 CFR part 9.

### B. What Information Collection Activity or ICR Does This Apply to?

In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is planning to submit a continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB):

(1) *Docket ID Number*: EPA-HQ-OECA-2009-0280.

*Title*: Annual Public Water Systems Compliance Report.

*ICR Number*: EPA ICR Number 1812.04, OMB Control Number 2020-0020.

*ICR Status*: This ICR is scheduled to expire on June 30, 2008.

### C. Contact Individuals for ICR

(1) Annual Public Water Systems Compliance Report; Joyce Chandler of the Office of Compliance at (202) 564-7073; or via E-mail to: [chandler.joyce@epa.gov](mailto:chandler.joyce@epa.gov); EPA ICR Number 1812.04; OMB Control Number 2020-0020; expiration date June 30, 2008.

### D. Information for Individual ICR

(1) Annual Public Water Systems Compliance Report; Docket ID Number EPA-HQ-OECA-2009-0280, EPA ICR Number 1812.04; OMB Control Number 2020-0020; expiration date June 30, 2008.

*Affected Entities*: Fifty-six states (including Puerto Rico, the Virgin Islands, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and Navajo Nation) currently have primary enforcement authority under the Safe Drinking Water Act. The State of Wyoming and the District of Columbia neither currently have primary enforcement authority nor are currently seeking primary authority, so the number of 56 states is unlikely to change during the next three years.

*Abstract:* Section 1414(c)(3)(A) of the Safe Drinking Water Act requires that each state (a term that includes states, commonwealths and territories) that has primary enforcement authority under the Act shall prepare, make readily available to the public, and submit to the Administrator of EPA, an annual report of violations of national primary drinking water regulations in the State. These Annual State Public Water System Compliance Reports are to include violations of maximum contaminant levels, treatment requirements, variances and exemptions, and monitoring requirements determined to be significant by the Administrator after consultation with the states. To minimize a state's burden in preparing its annual statutorily-required report, EPA issued guidance that explains what Section 1414(c)(3)(A) requires and provides model language and reporting templates. EPA also annually makes available to the states a computer query that generates for each state (from information states are already separately required to submit to EPA's national database on a quarterly basis) the required violations information in a table consistent with the reporting template in EPA's guidance.

*Affected Entities:* Entities potentially affected by this action are states, tribes, and territories that have primary enforcement authority and meet the definition of "state" under the Safe Drinking Water Act (Act).

*Estimated Number of Respondents:* 56.

*Frequency of Response:* Annually.

*Estimated Total Annual Hour Burden:* 4,480 hours.

*Estimated Total Annual Cost:* \$280,000. This includes an estimated burden cost of \$280,000 and an estimated cost of \$0 for capital investment or maintenance and operational costs.

*Changes in the Estimates:* There is a decrease of 80 hours in the total estimated hour burden currently identified in the OMB inventory of Approved ICR Burden. This is due to the fact that the number of respondents included in the current approved ICR incorrectly counted the burden of the District of Columbia as a respondent, when that burden is done by EPA, not the District of Columbia. The hour burden for each respondent is estimated as 80 hours.

EPA will consider any comments received and may amend any of the above ICR, as appropriate. Then the final ICR packages will be submitted to OMB for review and approval pursuant to 5 CFR 1320.12. At that time, EPA will

issue one **Federal Register** notice pursuant to 5 CFR 1320.5(a)(1)(iv) to announce the submission of the ICR(s) to OMB and the opportunity to submit additional comments to OMB. If you have any questions about any of the above or the approval process, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

Dated: June 23, 2009.

**Lisa C. Lund,**

*Director, Office of Compliance.*

[FR Doc. E9-15683 Filed 7-1-09; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8925-6]

### American Recovery and Reinvestment Act of 2009 (Recovery Act) Clarification of April 30, 2009 Addendum to Supplemental Funding for Brownfields Revolving Loan Fund (RLF) Grantees

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

**ACTION:** Notice.

**SUMMARY:** EPA published a notice on April 30, 2009 concerning the applicability of Title XVI, section 1605 of the Recovery Act ("Buy American"), to loans and subgrants that would be made with approximately \$40 million in Recovery Act funding the Agency will use to supplement Revolving Loan Fund capitalization grants previously awarded competitively under section 104(k)(3) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA). The April 30, 2009 notice stated that "remediation activities conducted with RLF supplemental funds by private sector developers, non-profit organizations or other non-governmental borrowers or subgrantees, and tribes, are not public buildings or public works for the purposes of the Buy American provision of the Recovery Act as implemented at subpart B of 2 CFR part 176." This notice clarifies that statement. If a non-governmental or tribal borrower or subgrantee uses RLF supplemental funds to remediate a public building or public work as defined by the Office of Management and Budget (OMB) regulations, the Buy American provision of the Recovery Act will apply to that loan or subgrant.

**DATES:** This action is effective July 2, 2009.

**FOR FURTHER INFORMATION CONTACT:** Debi Morey, U.S. EPA, Office of Solid Waste and Emergency Response, Office of

Brownfields and Land Revitalization, (202) 566-2735 or the appropriate Brownfields Regional Contact.

## SUPPLEMENTARY INFORMATION:

### Background

On February 17, 2009, President Barack Obama signed the American Recovery and Reinvestment Act of 2009 (Pub. L. 111-05) (Recovery Act). Title XVI, section 1605 of the Recovery Act, ("Buy American") prohibits the use of Recovery Act funds for projects involving "the construction, alteration, maintenance or repair of a public building or public work unless all of the iron, steel, and manufactured goods used in the project are produced in the United States" unless certain specified exceptions apply. OMB has issued regulations at subpart B of 2 CFR part 176 implementing the Recovery Act Buy American provision.

EPA received \$100 million in Recovery Act appropriations for the CERCLA 104(k) Brownfields Program of which 25% must be used at brownfields sites contaminated with petroleum. As indicated in EPA's April 10, 2009 notice (74 FR 16386), the Agency has allocated approximately \$40 million of Recovery Act funds for supplemental funding of current RLF grantees as authorized by CERCLA 104(k)(4). On April 30, 2009, EPA issued a notice (74 FR 19954) regarding the applicability of the Buy American provision of the Recovery Act to this supplemental funding. The April 30 notice stated that, "It is possible that a limited amount of RLF supplemental funding will be used directly by non-federal governmental entity borrowers or subgrantees to install concrete or asphalt (or similar material) caps to remediate contamination on brownfields on a public building or public work, as defined at 2 CFR 176.140(a), or to construct alternative drinking water systems as part of the remedy at a brownfields site \* \* \*. Construction of alternate drinking water systems by a non-federal governmental entity with RLF supplemental funding would be a public work under 2 CFR 176.140(a) \* \* \*. Please note that in accordance with 2 CFR 176.140(a), remediation activities conducted with RLF supplemental funds by private sector developers, non-profit organizations or other non-governmental borrowers or subgrantees, and tribes are not public buildings or public works for the purposes of the Buy American provision of the Recovery Act as implemented at subpart B of 2 CFR part 176." Upon further review, EPA has determined that when a non-governmental borrower or subgrantee