

Finally, public meetings or site visits will be posted on the Commission's calendar located at <http://www.ferc.gov/EventCalendar/EventsList.aspx> along with other related information.

**Kimberly D. Bose,**

Secretary.

[FR Doc. E9-15898 Filed 7-6-09; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. NP09-26-000]

**North American Electric Reliability Corporation; Notice of Filing Regarding Notice of Penalty and Request for Decision on Jurisdiction Issue**

June 26, 2009.

Take notice that on June 24, 2009, the North American Electric Reliability Corporation (NERC) submitted a Notice of Penalty regarding U.S. Army Corps of Engineers (Corps) Tulsa District in the Texas Regional Entity region. NERC's filing includes a discussion of the applicability of mandatory Reliability Standards to the Corps Tulsa District. NERC states that the Corps Tulsa District has challenged NERC's jurisdiction under section 215 of the Federal Power Act (FPA). Therefore, NERC requests that the Commission issue a decision on the jurisdictional issue regarding the applicability mandatory Reliability Standards under section 215 of the FPA to the Corps and other Federal agencies. Accordingly, public comment is sought regarding the applicability of mandatory Reliability Standards under section 215 of the FPA to the Corps and other Federal agencies.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). 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. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the

"eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line 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 July 24, 2009.

**Kimberly D. Bose,**

Secretary.

[FR Doc. E9-15896 Filed 7-6-09; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Project No. 13442-000]

**McGinnis, Inc.; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications**

June 26, 2009.

On April 29, 2009, McGinnis, Inc. filed an application, pursuant to section 4(f) of the Federal Power Act (FPA), proposing to study the feasibility of the Robert C. Byrd Hydrokinetic Project No. 13442, to be located on the Ohio River, in Mason County, West Virginia, and Gallia County, Ohio.

The proposed Robert C. Byrd Project would be located just downstream of the Robert C. Byrd Lock and Dam in an area of the Ohio River approximately 9,500-feet-long and 1,100-feet-wide and would consist of: (1) A single barge suspending up to 10 axial flow turbine generators into the river with a total installed capacity of 350 kilowatts; (2) a new 300 to 8,000-foot-long, 13.5-kV transmission line; and (3) appurtenant facilities. The project would have an estimated average annual generation of 1,533 megawatt-hours.

*Applicant Contact:* Mr. Bruce D. McGinnis, Sr., P.O. Box 534, 502 Second Street Ext., South Point, Ohio 45680, (740) 377-4391.

*FERC Contact:* Tom Dean, (202) 502-6041.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "eFiling" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of the Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13442) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**

Secretary.

[FR Doc. E9-15897 Filed 7-6-09; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OECA-2008-0281; FRL-8927-1]

**Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; NESMAP for Publicly Owned Treatment Works (Renewal), EPA ICR Number 1891.05, OMB Control Number 2060-0428**

**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 an Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request to renew an existing approved collection. The ICR, which is abstracted below, describes the nature of the collection and the estimated burden and cost.

**DATES:** Additional comments may be submitted on or before August 6, 2009.

**ADDRESSES:** Submit your comments, referencing docket ID number EPA-HQ-OECA-2008-0281, to (1) EPA online using <http://www.regulations.gov> (our preferred method), or by e-mail to [docket.oeca@epa.gov](mailto:docket.oeca@epa.gov), or by mail to: EPA Docket Center (EPA/DC), Environmental Protection Agency, Enforcement and Compliance Docket and Information Center, mail code 28221T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460, and (2) OMB at: Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:**

Learia Williams, Compliance Assessment and Media Programs Division, Office of Compliance, Mail Code 2223A, Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; telephone number: (202) 564-4113; fax number: (202) 564-0050; e-mail address: [williams.learia@epa.gov](mailto:williams.learia@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has submitted the following ICR to OMB for review and approval according to the procedures prescribed in 5 CFR 1320.12. On May 30, 2008 (73 FR 31088), EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received no comments. Any additional comments on this ICR should be submitted to EPA and OMB within 30 days of this notice.

EPA has established a public docket for this ICR under docket ID number EPA-HQ-OECA-2008-0281, which is available for public viewing online at <http://www.regulations.gov> and in person viewing at the Enforcement and Compliance Docket in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Avenue, NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 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 is (202) 566-1752.

Use EPA's electronic docket and comment system at <http://www.regulations.gov>, to submit or view public comments, access the index listing of the contents of the docket, and to access those documents in the docket that are available electronically. Once in the system, select "docket search," then key in the docket ID number identified above. Please note that EPA's policy is that public comments, whether

submitted electronically or in paper will be made available for public viewing at <http://www.regulations.gov>, as EPA receives them and without change, unless the comment contains copyrighted material, Confidential Business Information (CBI), or other information whose public disclosure is restricted by statute. For further information about the electronic docket, go to <http://www.regulations.gov>.

**Title:** NESHAP for Publicly Owned Treatment Works (Renewal).

**ICR Numbers:** EPA ICR Number 1891.05, OMB Control Number 2060-0428.

**ICR Status:** This ICR is schedule to expire on August 31, 2009. Under OMB regulations, the Agency may continue to conduct or sponsor the collection of information while this submission is pending at OMB. 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 in title 40 of the CFR, after appearing in the **Federal Register** when approved, are listed in 40 CFR part 9, and displayed either by publication in the **Federal Register** or by other appropriate means, such as on the related collection instrument or form, if applicable. The display of OMB control numbers in certain EPA regulations is consolidated in 40 CFR part 9.

**Abstract:** The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Publicly Owned Treatment Works were proposed on December 1, 1998 and promulgated on October 26, 1999. These regulations apply to owners or operators of waste treatment processes and operations in the publicly owned treatment works (POTW) source category.

All new sources must be in compliance with subpart VVV upon startup or the promulgation date, whichever is later. Owners and operators of affected sources are subject to the requirements of 40 CFR part 63, subpart A, the General Provisions, unless the regulation specifies otherwise. New sources constructed or reconstructed after the effected date of the standard are required to submit an application for approval of construction or reconstruction.

Generally, respondents are required to submit one-time reports of: (1) Start of construction of new facilities, and (2) anticipated and actual startup dates for new facilities. The subpart also requires new affected sources to submit a notification of compliance status.

Emission and control requirements for "existing" industrial POTWs are

specified by the appropriate NESHAP for the industrial user. In addition, there are no control requirements for "existing" non-industrial POTW treatment plants. Therefore, there are no subpart VVV recordkeeping or reporting requirements for "existing" sources covered by this ICR.

Any owner or operator subject to the provisions of this subpart must maintain a file of these measurements, and retain the file for at least five years following the collection of such measurements, maintenance reports, and records. All reports are sent to the delegated State or local authority. In the event that there is no such delegated authority, the reports are sent directly to the EPA regional office.

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 regulations listed in 40 CFR part 9 and 48 CFR chapter 15 are identified on the form and/or instrument, if applicable.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average one hour per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose and 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. All existing ways will have to adjust to comply with any previously applicable instructions and requirements that 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:**  
Publicly owned treatment works.

**Estimated Number of Respondents:** 6.

**Frequency of Response:** On occasion, initially, semiannually and annually.

**Estimated Total Annual Hour Burden:**  
14.

**Estimated Total Annual Cost:**  
\$1,114.06 in labor costs exclusively. There are neither capital/startup nor operation and maintenance costs.

**Changes in the Estimates:** There is no change in the total estimated burden currently identified in the OMB inventory of Approved ICR Burdens. This is due to two considerations: (1)

The regulations have not changed over the past three years and are not anticipated to change over the next three years; and (2) the current growth rate for the industry is very low, negative or nonexistent, so there is no significant change in the overall burden.

Dated: June 30, 2009.

**John Moses,**

*Director, Collection Strategies Division.*

[FR Doc. E9-16008 Filed 7-6-09; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8927-4]

### Science Advisory Board Staff Office Notification of an Upcoming Meeting of the Science Advisory Board Environmental Engineering Committee

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

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency (EPA or Agency) Science Advisory Board (SAB) Staff Office announces a public face-to-face meeting of the SAB Environmental Engineering Committee (EEC). The EEC augmented with additional members will conduct a consultation on EPA's Aging Drinking Water and Wastewater Infrastructure Research Initiative.

**DATES:** The meeting dates are Tuesday, July 21, 2009 from 8:30 a.m. to 5 p.m. (Eastern Daylight Time) and Wednesday, July 22, 2009 from 8 a.m. to 12 noon (Eastern Daylight Time).

**ADDRESSES:** The Committee meeting will be held at the Kingsgate Marriott Conference Hotel at the University of Cincinnati, 151 Goodman Drive, Cincinnati, Ohio, 45219.

**FOR FURTHER INFORMATION CONTACT:** Members of the public who wish to obtain additional information regarding this meeting may contact Mr. Edward Hanlon, Designated Federal Officer (DFO), EPA Science Advisory Board (1400F), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC, 20460; telephone/voice mail: (202) 343-9946; fax (202) 233-0643; or via e-mail at [hanlon.edward@epa.gov](mailto:hanlon.edward@epa.gov). General information about the EPA SAB as well as any updates concerning the meeting announced in this notice, may be found on the SAB Web site at <http://www.epa.gov/sab>. Any inquiry regarding EPA's Aging Drinking Water and Wastewater Infrastructure Research Initiative should be directed to Dr. Thomas Speth, EPA Office of Research

and Development (ORD), at [speth.thomas@epa.gov](mailto:speth.thomas@epa.gov) or (513) 569-7208.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Federal Advisory Committee Act, 5 U.S.C., App. 2 (FACA), notice is hereby given that the SAB Environmental Engineering Committee augmented with additional experts will hold a public meeting to discuss comments on EPA's Aging Drinking Water and Wastewater Infrastructure Research Initiative. The SAB was established pursuant to 42 U.S.C. 4365 to provide independent scientific and technical advice to the Administrator on the technical basis for Agency positions and regulations. The SAB is a Federal Advisory Committee chartered under FACA. The SAB will comply with the provisions of FACA and all appropriate SAB Staff Office procedural policies.

**Background:** As discussed in the Federal Register Notice dated March 31, 2009 (74 FR 14553–14555) announcing this advisory activity, EPA's ORD initiated a research program in 2007 to improve and evaluate innovative technologies and techniques for reducing the cost and improving the effectiveness of operations, maintenance, and replacement of aging and failing systems for drinking water and wastewater treatment and conveyance. The outputs from this research program are intended to assist EPA's program and regional offices to implement Clean Water Act and Safe Drinking Water Act requirements; to help states and tribes meet their programmatic requirements; and to assist utilities to more effectively implement comprehensive management of drinking water and wastewater treatment and conveyance systems, provide reliable service to their customers, and meet their statutory requirements. In response to a request from EPA's ORD, the augmented EEC will hold a public meeting to provide comments on the suitability and appropriateness of completed, existing and upcoming research projects; whether additional projects are needed; and the overall scope of the initiative. Additional information about this consultative activity including a meeting agenda will be posted on the SAB Web site prior to the meeting at <http://www.epa.gov/sab>.

**Availability of Meeting Materials:** The agenda and other meeting materials will be available on the SAB Web site at <http://www.epa.gov/sab> in advance of the meeting.

**Procedures for Providing Public Input:** Interested members of the public may submit relevant written or oral

information for the SAB EEC to consider during the advisory process.

**Oral Statements:** In general, individuals or groups requesting an oral presentation at a public face-to-face meeting will be limited to five minutes per speaker, with no more than a total of one hour for all speakers. Each person making an oral statement should consider providing written comments as well as their oral statement so that the points presented orally can be expanded upon in writing. Interested parties should contact Edward Hanlon, DFO, in writing (preferably via e-mail) at the contact information noted above, by July 14, 2009 to be placed on the list of public speakers for the meeting.

**Written Statements:** Written statements should be received in the SAB Staff Office by July 14, 2009 so that the information may be made available to the Committee members for their consideration.

Written statements should be supplied to the DFO in the following formats: one hard copy with original signature, and one electronic copy via e-mail (acceptable file format: Adobe Acrobat PDF, WordPerfect, MS Word, MS PowerPoint, or Rich Text files in IBM-PC/Windows 98/2000/XP format). Submitters are requested to provide versions of each document submitted with and without signatures, because the SAB Staff Office does not publish documents with signatures on its Web sites.

**Accessibility:** For information on access or services for individuals with disabilities, please contact Edward Hanlon at the phone number or e-mail address noted above, preferably at least ten days prior to the public face-to-face meeting to give EPA as much time as possible to process your request.

Dated: June 29, 2009.

**Anthony F. Maciorowski,**

*Deputy Director, EPA Science Advisory Board Staff Office.*

[FR Doc. E9-16005 Filed 7-6-09; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collection(s) Being Reviewed by the Federal Communications Commission, Comments Requested

June 23, 2009.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the