

*Please note:* DOE's Freedom of Information Reading Room (formerly Room 1E-190 at the Forrestal Building) is no longer housing rulemaking materials. Electronic copies of the Petition are available online at DOE's Web site at the following URL address: [http://www.eere.energy.gov/buildings/appliance\\_standards/state\\_petitions.html](http://www.eere.energy.gov/buildings/appliance_standards/state_petitions.html).

**FOR FURTHER INFORMATION CONTACT:**

Mohammed Khan, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies Program, EE-2J, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-7892, or e-mail:

[Mohammed.Khan@ee.doe.gov](mailto:Mohammed.Khan@ee.doe.gov).

Michael Kido, U.S. Department of Energy, Office of General Counsel, GC-71, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-8145, e-mail: [Michael.Kido@hq.doe.gov](mailto:Michael.Kido@hq.doe.gov).

**SUPPLEMENTARY INFORMATION:** On January 28, 2010, DOE published a notice announcing the receipt of a petition submitted by the Commonwealth of Massachusetts. (75 FR 4548) That petition—Petition for Exemption from Federal Preemption of Massachusetts' 90% Annual Fuel Utilization Efficiency Standard for Non-weatherized Gas Furnaces (hereafter "Massachusetts Petition" or "Petition")—sought a waiver of preemption from DOE to permit a standard affecting non-weatherized gas furnaces to remain in effect. The Massachusetts standard is higher than the current Federal standard for these products.

To help DOE evaluate the merits of the Massachusetts Petition, the January notice invited interested members of the public to comment on the petition and to submit any additional information related to the criteria that DOE must evaluate when considering a waiver petition seeking an exemption from Federal preemption. These criteria are outlined generally in 42 U.S.C. 6297(d). DOE provided interested parties with an opportunity to comment through March 29, 2010. The comments received are available for public review at the DOE's Web site and can be accessed at the specified URL address provided in the **ADDRESSES** section listed above.

As required by law, this notice provides a rebuttal comment period to permit the submission of rebuttals to those comments that have already been received by DOE, as well as any other supporting information or data that would assist the agency in evaluating the merits of the Massachusetts petition. The availability of the initial comments and the specific rebuttal comment

period provided in this notice are in satisfaction of the requirements under 42 U.S.C. 6297(d)(2).

DOE invites all interested parties to comment on any aspects of the petition and on those comments that have been submitted and docketed in response to that petition. After examining all relevant submissions, including any rebuttal comments, DOE will issue its final decision in a manner consistent with the schedule laid out in its January 2010 notice.

Issued in Washington, DC, on May 27, 2010.

**Cathy Zoi,**

*Assistant Secretary, Energy Efficiency and Renewable Energy.*

[FR Doc. 2010-13544 Filed 6-4-10; 8:45 am]

**BILLING CODE 6450-01-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-9159-8]

**Agency Information Collection Activities; OMB Responses**

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

**ACTION:** Notice.

**SUMMARY:** This document announces the Office of Management and Budget (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 regulations are listed in 40 CFR part 9 and 48 CFR chapter 15.

**FOR FURTHER INFORMATION CONTACT:** Rick Westlund (202) 566-1682, or e-mail at [westlund.rick@epa.gov](mailto:westlund.rick@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 Number 2173.03; Reporting Requirements under EPA's Green Power Partnership and Combined Heat and Power Partnership; was approved on 05/07/2010; OMB Number 2060-0578; expires on 06/30/2012; Approved with change.

EPA ICR Number 2343.03; Focus Group Research for Fuel Economy Label Designs for Advanced Technology Vehicles (Phase 3); was approved on 05/

13/2010; OMB Number 2060-0632; expires on 08/31/2010; Approved with change.

EPA ICR Number 2368.01; Questionnaire for Steam Electric Power Generating Effluent Guidelines (New); was approved on 05/20/2010; OMB Number 2040-0281; expires on 05/31/2013; Approved with change.

EPA ICR Number 2207.03; Exchange Network Grants Progress Report (Renewal); was approved on 05/27/2010; OMB Number 2025-0006; expires on 11/30/2011; Approved without change.

EPA ICR Number 2240.03; NESHAP for Area Sources: Polyvinyl Chloride and Copolymer Production, Primary Copper Smelting, Secondary Copper Smelting, and Primary Nonferrous Metals—Zinc, Cadmium, and Beryllium (Renewal); 40 CFR part 63, subparts A, DDDDDDD, EEEEEEE, FFFFFFFF, and GGGGGG, was approved on 05/27/2010; OMB Number 2060-0596; expires on 05/31/2013; Approved without change.

EPA ICR Number 2046.05; NESHAP for Mercury Cell Chlor-Alkali Plants; 40 CFR part 63, subpart A and 40 CFR part 63, subpart IIII; was approved on 05/27/2010; OMB Number 2060-0542; expires on 05/31/2013; Approved without change.

*Comment Filed*

EPA ICR Number 1648.07; Requirements for Control Technology Determinations from Major Sources in Accordance with Clean Air Act Section 112(j) (Proposed Rule); in 40 CFR part 63; OMB filed comment on 05/21/2010.

Dated: June 1, 2010.

**John Moses,**

*Director, Collections Strategies Division.*

[FR Doc. 2010-13622 Filed 6-4-10; 8:45 am]

**BILLING CODE 6560-50-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OAR-2008-0015; FRL-9159-4]

**Release of Final Document Related to the Review of the National Ambient Air Quality Standards for Carbon Monoxide**

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

**ACTION:** Notice of Availability.

**SUMMARY:** The Office of Air Quality Planning and Standards (OAQPS) of EPA is announcing the availability of a final document titled, *Quantitative Risk and Exposure Assessment for Carbon Monoxide* (REA). The REA describes

quantitative analyses that have been conducted as part of the review of the National Ambient Air Quality Standards (NAAQS) for carbon monoxide (CO).

**DATES:** The REA will be available on or about May 28, 2010.

**ADDRESSES:** The document will be available primarily via the Internet at the following Web site: [http://www.epa.gov/ttn/naaqs/standards/co/s\\_co\\_index.html](http://www.epa.gov/ttn/naaqs/standards/co/s_co_index.html).

**FOR FURTHER INFORMATION CONTACT:** For questions related to this document, please contact Dr. Deirdre Murphy, Office of Air Quality Planning and Standards (Mail code C504-06), U.S. Environmental Protection Agency, Research Triangle Park, NC 27711; e-mail: [murphy.deirdre@epa.gov](mailto:murphy.deirdre@epa.gov); telephone: 919-541-0729; fax: 919-541-0237.

**SUPPLEMENTARY INFORMATION:** Under section 108(a) of the Clean Air Act (CAA), the Administrator identifies and lists certain pollutants which “cause or contribute to air pollution which may reasonably be anticipated to endanger public health or welfare.” The EPA then issues air quality criteria for these listed pollutants, which are commonly referred to as “criteria pollutants.” The air quality criteria are to “accurately reflect the latest scientific knowledge useful in indicating the kind and extent of all identifiable effects on public health or welfare which may be expected from the presence of [a] pollutant in the ambient air, in varying quantities.” Under section 109 of the CAA, EPA establishes primary (health-based) and secondary (welfare-based) NAAQS for pollutants for which air quality criteria are issued. Section 109(d) of the CAA requires periodic review and, if appropriate, revision of existing air quality criteria. The revised air quality criteria reflect advances in scientific knowledge on the effects of the pollutant on public health or welfare. The EPA is also required to periodically review and revise the NAAQS, if appropriate, based on the revised criteria.

Presently, EPA is reviewing the NAAQS for CO. The EPA’s overall plan and schedule for this review is presented in the *Plan for Review of the National Ambient Air Quality Standards for Carbon Monoxide*.<sup>1</sup> A draft of this integrated review plan was released for public review and comment in March 2008 and was the subject of a consultation with the Clean Air Scientific Advisory Committee (CASAC)

on April 8, 2008 (73 FR 12998). Comments received from that consultation and from the public were considered in finalizing the plan for the review.

As part of EPA’s review of the primary (health-based) CO NAAQS, the Agency has conducted qualitative and quantitative assessments characterizing the health risks associated with exposure to ambient CO. The EPA’s plans for conducting these assessments, including the proposed scope and methods of the analyses, were presented in a planning document titled, *Carbon Monoxide National Ambient Air Quality Standards: Scope and Methods Plan for Health Risk and Exposure Assessment* (Scope and Methods Plan). This planning document was released for public comment in April 2009 and was the subject of a consultation with the CASAC on May 13, 2009 (74 FR 15265). First and second external review drafts of the REA were released for CASAC review and public comment in October 2009 (74 FR 55843) and February 2010 (75 FR 10252), respectively, and were the subjects of CASAC review meetings in November 2009 (74 FR 54042) and March 2010 (75 FR 9206), respectively. In preparing the final REA, EPA has considered comments received from CASAC and the public on these earlier draft documents. The REA document announced today conveys the approaches taken to assess exposures to ambient CO and to characterize associated health risks, as well as presents key results, observations, and related uncertainties associated with the quantitative analyses performed. This document will be available on or about May 28, 2010, through the Agency’s Technology Transfer Network (TTN) Web site at [http://www.epa.gov/ttn/naaqs/standards/co/s\\_co\\_index.html](http://www.epa.gov/ttn/naaqs/standards/co/s_co_index.html). This document may be accessed in the “Documents from Current Review” section under “Risk and Exposure Assessments.”

Dated: May 27, 2010.

**Jennifer Noonan Edmonds,**

*Acting Director, Office of Air Quality Planning and Standards.*

[FR Doc. 2010-13620 Filed 6-4-10; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9159-6]

### Notice of a Regional Waiver of Section 1605 (Buy American Requirement) of the American Recovery and Reinvestment Act of 2009 (ARRA) to the City of Bridgeport (the City) Washington

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

**ACTION:** Notice.

**SUMMARY:** The Regional Administrator of EPA Region 10 is hereby granting a late waiver request from the Buy America requirements of ARRA section 1605(a) under the authority of section 1605(b)(1) [applying subsection (a) would be inconsistent with the public interest] to the City for the purchase and use of 280 linear feet of large diameter 36” PVC pipe, manufactured in Edmonton, Alberta, Canada and which was used in and incorporated into an ARRA project prior to December 3, 2009. This is a project specific waiver and only applies to the use of the specified product for the ARRA project discussed in this notice. Any other ARRA recipient that wishes to use the same product must apply for a separate waiver based on project specific circumstances. The City’s waiver request included a timeline summary from October 3, 2009 thru December 30, 2009 describing the attempted Buy American compliance by the applicant, consulting engineer, contractor and pipeline materials supplier. Thus, it appears that the supplier on behalf of the City, the ARRA recipient, did an extensive, seemingly comprehensive, and ultimately unsuccessful search for a U.S. manufacturer who could meet the project specifications.

The Regional Administrator is making this determination based on the review and recommendations of the Drinking Water Unit. The City has provided sufficient documentation to support their request.

**DATES:** *Effective Date:* May 25, 2010.

**FOR FURTHER INFORMATION CONTACT:**

Johnny Clark, DWSRF ARRA Program Management Analyst, Drinking Water Unit, Office of Water & Watersheds (OWW), (206) 553-0082, U.S. EPA Region 10 (OWW-136), 1200 Sixth Avenue, Suite 900, Seattle, WA 98101.

**SUPPLEMENTARY INFORMATION:** In accordance with ARRA Section 1605(c) and OMB’s regulations at 2 CFR Part 176, Subpart B, the EPA hereby provides notice that it is granting a late project waiver request of the

<sup>1</sup> EPA 452R-08-005; August 2008; Available: [http://www.epa.gov/ttn/naaqs/standards/co/s\\_co\\_cr\\_pd.html](http://www.epa.gov/ttn/naaqs/standards/co/s_co_cr_pd.html).