metric tons (7.8 tons) of plutonium from pits that were declared excess to national defense needs. It also updates previous DOE NEPA analyses on plutonium disposition to consider additional options for pit disassembly and conversion, which entails processing plutonium metal components to produce an oxide form of plutonium suitable for disposition, and the use of mixed oxide (MOX) fuel fabricated from surplus plutonium in domestic commercial nuclear power reactors to generate electricity, including five reactors at two specific Tennessee Valley Authority (TVA) reactor plants. DOE is not revisiting the decision to fabricate 34 metric tons (MT) (37.5 tons) of surplus plutonium into MOX fuel in the MOX Fuel Fabrication Facility (MFFF) (65 FR 1608, January 11, 2000 and 68 FR 20134, April 24, 2003), now under construction at DOE’s Savannah River Site (SRS) in South Carolina, and to irradiate the MOX fuel in commercial nuclear reactors used to generate electricity.

TVA is a cooperating agency on this SPD Supplemental EIS, TVA is considering the use of MOX fuel, produced as part of DOE’s Surplus Plutonium Disposition Program, in its nuclear power reactors. Comments on the Draft SPD Supplemental EIS may be submitted according to the instructions provided above under ADDRESSES. In preparing the final SPD Supplemental EIS, DOE will consider all comments presented at the hearing, comments received by fax or email and comments postmarked by the end of the comment period. DOE will consider comments received after that date to the extent practicable.

Issued in Washington, DC, on August 30, 2012.

Neile Miller, Principal Deputy Administrator for the National Nuclear Security Administration.

BILLING CODE 6450–01–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–9724–6]

Clean Water Act: Availability of List Decisions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice and request for comments.

SUMMARY: This notice announces EPA’s decision to identify certain water quality limited waters and the associated pollutant to be listed pursuant to the Clean Water Act Section 303(d)(2) on New York’s list of impaired waters, and requests public comment. Section 303(d)(2) requires that States submit, and EPA approve or disapprove, lists of waters for which existing technology-based pollution controls are not stringent enough to attain or maintain State water quality standards and for which total maximum daily loads (TMDLs) must be prepared.

On August 16, 2012, EPA disapproved New York’s decision to exclude the Lower Esopus Creek from its 2012 303(d) list. EPA evaluated existing and readily available data and information and concluded that the applicable narrative water quality standard for turbidity is being exceeded in the Lower Esopus Creek. Based on this evaluation, EPA has determined that the Lower Esopus Creek is not fully attaining the water quality standards established by New York State and should be included on the State’s 303(d) list of impaired waters.

EPA is providing the public the opportunity to review its decision to add this water to New York’s 303(d) list, as required by 40 CFR 130.7(d)(2). EPA will consider public comments before transmitting its final listing decision to the State.

DATES: Comments must be submitted to EPA on or before October 9, 2012.

ADDRESSES: Comments on the proposed decision should be sent to Sheri Jewhurst, U.S. Environmental Protection Agency Region 2, 290 Broadway, New York, NY 10007, email jewhurst.sheri@epa.gov, telephone (212) 637–3035, facsimile (212) 637–3889. Oral comments will not be considered. Copies of EPA’s letter explaining the rationale for EPA’s decision concerning New York’s list can be obtained by calling or emailing Ms. Jewhurst at the address above. Underlying documents from the administrative record for these decisions are available for public inspection at the above address. Please contact Ms. Jewhurst to schedule an inspection.

FOR FURTHER INFORMATION CONTACT: Sheri Jewhurst at (212) 637–3035 or at jewhurst.sheri@epa.gov.

SUPPLEMENTARY INFORMATION: Section 303(d) of the Clean Water Act (CWA) requires that each state identify those waters for which existing technology-based pollution controls are not stringent enough to attain or maintain state water quality standards. For those waters, states are required to establish TMDLs according to a priority ranking. EPA’s Water Quality Planning and Management regulations include
requirements related to the implementation of Section 303(d) of the CWA (40 CFR 130.7). The regulations require states to identify water quality limited waters still requiring TMDLs every two years. The lists of waters still needing TMDLs must also include priority rankings, identify the pollutants causing the impairment, and identify the waters targeted for TMDL development during the next two years (40 CFR 130.7).

Consistent with EPA’s regulations, New York submitted its listing decisions under Section 303(d)(2) to EPA in correspondence dated March 30, 2012 and July 25, 2012. On August 16, 2012, EPA partially approved New York’s submittal of the 303(d) list, and disapproved New York’s decision to exclude Lower Esopus Creek from the 2012 list. EPA is soliciting public comment on the addition of this water to the State’s list, as required by 40 CFR 130.7(d)(2).


George Pavlou,
Acting Regional Administrator, Region 2.

FURTHER INFORMATION CONTACT:
For further information, contact Richard Thelen, 811 Vermont Avenue NW., Washington, DC 20571, Voice: (202) 565–3515 or TDD (202) 565–3377.

SUMMARY: In this document, the Media Bureau seeks comment on a petition for waiver and clarification of the Commission’s rules filed by TiVo Inc. These comments are necessary to help the Media Bureau decide whether to grant TiVo’s request. The intended effect of this action is to release an order that either grants or denies TiVo’s request.

DATES: Submit comments on or before September 21, 2012. Submit reply comments on or before October 1, 2012.

FOR FURTHER INFORMATION CONTACT: For additional information on this proceeding, contact Brendan Murray, Brendan.Murray@fcc.gov, of the Media Bureau, Policy Division, (202) 418–2120.

SUPPLEMENTARY INFORMATION: TiVo Inc. (“TiVo”) has filed a request pursuant to Sections 1.3, 76.7, and 76.1207 of the Commission’s rules for waiver of part of Section 76.640(b)(4)(iii) of the Commission’s rules. Section 76.640(b)(4)(iii) requires cable operators to “ensure that the cable-operator-provided high definition set-top boxes, except unidirectional set-top boxes without recording functionality, shall comply with an open industry standard that provides for audiovisual communications including service discovery, video transport, and remote control command pass-through standards for home networking” by December 1, 2012. This rule is designed to ensure that consumers will be able to connect consumer electronics devices that they own to set-top boxes that they lease from their cable operators for whole-home viewing and recording. TiVo also asks the Commission to clarify the meaning of the phrase “open industry standard” in the rule. TiVo seeks a waiver of 76.640(b)(4)(iii) for TiVo boxes that cable operators lease to subscribers. TiVo requests that this waiver last until 12 months after cable operators have deployed at least 100,000 Cisco set-top boxes and 100,000 Motorola set-top boxes that include an output that complies with Section 76.640(b)(4)(iii). TiVo maintains that waiver of “an open standard” implementation for cable operators with respect to TiVo boxes that cable operators lease to subscribers would cause no harm to interested parties and will benefit consumers. We seek comment on TiVo’s request. Authority for this action is contained in 47 U.S.C. 154(l), 54910, and 47 CFR 0.283, 1.3, and 76.7(b)(1).

This proceeding will be treated as “permit but disclose” for purposes of the Commission’s ex parte rules. As a result of the permit-but-disclose status of this proceeding, ex parte presentations will be governed by the procedures set forth in Section 1.1206 of the Commission’s rules applicable to non-restricted proceedings.

Comments and oppositions are due September 21, 2012. Petitioner’s reply is due October 1, 2012. All filings must be submitted in MB Docket No. 12–230.

FEDERAL COMMUNICATIONS COMMISSION
[MB Docket No. 12–230; DA 12–1347]

Media Bureau Seeks Comment on TiVo’s Request for Clarification and Waiver of the Commission’s Audiovisual Output Requirement

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: The Sub-Saharan Africa Advisory Committee was established by Public Law 105–121, November 26, 1997, to advise the Board of Directors on the development and implementation of policies and programs designed to support the expansion of the Bank’s financial commitments in Sub-Saharan Africa under the loan, guarantee, and insurance programs of the Bank.

Further, the committee shall make recommendations on how the Bank can facilitate greater support by U.S. commercial banks for trade with Sub-Saharan Africa.

AGENDA: Presentation on recent developments in Sub-Saharan Africa markets by Export-Import Bank staff; an update on the Bank’s on-going business development initiatives in the region; and Committee discussion of current challenges and opportunities for U.S. exporters.

PUBLICATION: The meeting will be open to public participation, and the last 10 minutes will be set aside for oral questions or comments. Members of the public may also file written statement(s) before or after the meeting. If any person wishes auxiliary aids (such as a sign language interpreter) or other special accommodations, please contact, prior to September 19, 2012, Richard Thelen, 811 Vermont Avenue NW., Washington, DC 20571, Voice: (202) 565–3515 or TDD (202) 565–3377.


For further information, contact Richard Thelen, 811 Vermont Avenue NW., Washington, DC 20571, (202) 565–3515.

Sharon A. Whitt,
Agency Clearance Officer.

FURTHER INFORMATION CONTACT: For further information, contact Richard Thelen, 811 Vermont Avenue NW., Washington, DC 20571, (202) 565–3515.

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