

waiver of certain regulatory obligations to address needs resulting from steps entities have taken to meet the emergency conditions caused by the Novel Coronavirus Disease (COVID-19), as described below, effective as of the date of this order. The authority delegated herein is effective until June 1, 2020.

## I. Background

2. On March 13, 2020, the President issued a proclamation declaring a National Emergency concerning COVID-19. Entities regulated by the Commission have had to take unprecedented actions in response to the emergency conditions, including directing staff to work remotely for an extended period, which may disrupt, complicate, or otherwise change their normal course of business operations. The March 19, 2019 Notice Granting Extension of Time recognized that entities may seek waiver of the Commission's orders, regulations, tariffs and rate schedules, as appropriate, to address needs resulting from steps they have taken in response to COVID-19.<sup>1</sup> Regulated entities and the public have since filed waiver requests.<sup>2</sup> This has prompted the Commission to review its procedural regulations to ensure that the Commission's work is performed in an efficient manner.

## II. Delegation of Agency Authority

### A. Notice

3. Given the immediate need to efficiently process and act on waiver requests made in response to the emergency conditions created by COVID-19, public notice of this action, otherwise required by 5 U.S.C. 553(b) (2018), is impracticable. The Commission's requirement to protect the public interest creates an immediate need for this action.

### B. Uncontested Waiver Requests

4. The Commission in this order temporarily delegates authority to the Director of the Office of Energy Market Regulation, or the Director's designee, to take appropriate action on uncontested requests or petitions filed pursuant to section 4 of the NGA, 15 U.S.C. 717c (2018), section 205 of the FPA, 16 U.S.C. 824d (2018), and section 6(3) of the ICA, 49 App. U.S.C. 6(3) (1988), requesting prospective waivers of requirements set

forth in Commission orders, regulations, tariffs, rate schedules, and service agreements to address needs due to steps movants take in response to COVID-19.<sup>3</sup> This authority will remain in place until June 1, 2020. This delegation of authority will allow for more efficient processing of and action on these uncontested waiver requests. The need for efficient processing and action is particularly important given the emergency conditions related to COVID-19, as entities may need to seek waiver of various requirements with which they are unable to comply due to the extraordinary circumstances.<sup>4</sup>

The Commission orders:

(A) The Commission hereby delegates to the Director of the Office of Energy Market Regulation, or the Director's designee, further authority to act, effective as of the date of this order, until June 1, 2020, as discussed in the body of this order.

(B) The Secretary is hereby directed to promptly publish this order in the **Federal Register**.

By the Commission.

Issued: April 2, 2020.

**Nathaniel J. Davis, Sr.**

*Deputy Secretary.*

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## ENVIRONMENTAL PROTECTION AGENCY

**[FRL-10006-17-OMS]**

### Privacy Act of 1974; System of Records

**AGENCY:** Office of Mission Support, Environmental Protection Agency (EPA).

**ACTION:** Notice of a modified system of records.

**SUMMARY:** The U.S. Environmental Protection Agency's (EPA) Office of Inspector General (OIG) is giving notice that it proposes to modify an existing system of records, pursuant to the provisions of the Privacy Act of 1974. Inspector General Enterprise Management System (IGEMS) Audit, Assignment, and Timesheet Modules are being modified to change the name of the system from Inspector General

<sup>1</sup> Notice Granting Extension of Time, Docket No. AD20-11-000, at 2 (Mar. 19, 2020).

<sup>2</sup> See, e.g., PJM Interconnection, L.L.C., Request for Waiver of Tariff Provisions, Docket No. ER20-1392-000 (filed Mar. 25, 2020); New York Independent System Operator, Inc., Request for Tariff Waiver, Docket No. ER20-1419-000 (filed Mar. 27, 2020).

<sup>3</sup> This delegation does not permit violations of the filed rate doctrine and the rule against retroactive ratemaking, even in uncontested cases. If such questions arise, they will be considered by the Commission.

<sup>4</sup> See also Supplemental Notice Granting Extensions of Time for Non-Statutory Deadlines, Waiving Regulations, and Shortening Answer Period, Docket No. AD20-11-000 (Apr. 2, 2020).

Enterprise Management System (IGEMS) Audit, Assignment, and Timesheet Modules to Inspector General Enterprise Management System (IGEMS) Audits, Assignments, and Project Management Actuals Modules. The module is modifying point of contact, system location, retention and disposal, system manager and address, method of retrieval, notification procedures, and the inclusion of the new routine uses identified per OMB M-17-12.

**DATES:** Persons wishing to comment on this system of records notice must do so by May 8, 2020. New or Modified routine uses for this modified system of records will be effective May 8, 2020.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-OEI-2011-0359, by one of the following methods:

*Regulations.gov:* [www.regulations.gov](http://www.regulations.gov). Follow the online instructions for submitting comments.

*Email:* [oei.docket@epa.gov](mailto:oei.docket@epa.gov).

*Fax:* 202-566-1752.

*Mail:* OMS Docket, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave. NW, Washington, DC 20460.

*Hand Delivery:* OMS Docket, EPA/DC, WJC West Building, Room 3334, 1301 Constitution Ave. NW, Washington, DC. 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-OEI-2011-0359. The 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 Controlled Unclassified Information (CUI) or other information for which disclosure is restricted by statute. Do not submit information that you consider to be CUI or otherwise protected through [www.regulations.gov](http://www.regulations.gov). The [www.regulations.gov](http://www.regulations.gov) website is an "anonymous access" system for EPA, which means the EPA will not know your identity or contact information unless you provide it in the body of your comment. Each agency determines submission requirements within their own internal processes and standards. EPA has no requirement of personal information. If you send an email comment directly to the EPA without going through [www.regulations.gov](http://www.regulations.gov) your email 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, the 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 the EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, the 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 the EPA's public docket visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

**Docket:** All documents in the docket are listed in the [www.regulations.gov](http://www.regulations.gov) index. Although listed in the index, some information is not publicly available, *e.g.*, CUI or other information for which disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in

[www.regulations.gov](http://www.regulations.gov) or in hard copy at the OMS Docket, EPA/DC, WJC West Building, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The 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 Public Reading Room is (202) 566-1744, and the telephone number for the OMS Docket is (202) 566-1752.

**FOR FURTHER INFORMATION CONTACT:**  
Stephanie L. Wright, Acting Deputy Assistant Inspector General for Management, (202)-566-0847.

**SUPPLEMENTARY INFORMATION:**

**I. General Information**

The EPA OIG is giving notice that it intends to modify an existing system of records. The Inspector General Enterprise Management System (IGEMS) Audit, Assignment, and Timesheet Modules will be changed to Inspector General Enterprise Management System (IGEMS) Audits, Assignments, and Project Management Actuals Modules. The module is modifying point of contact, system location, retention and disposal, system manager and address, method of retrieval, and notification procedures. The System assists the OIG planning and managing audits, evaluations, investigations and other OIG activities. The privacy of individuals is protected through user authentication and system roles, permissions, and privileges. The system is operated and maintained by the

Office of Inspector General, Office of Management, Information Technology Directorate (OM-ITD).

**SYSTEM NAME AND NUMBER:**

Inspector General Enterprise Management System (IGEMS) Audits, Assignment and Project Management Actuals Modules. EPA-42.

**SECURITY CLASSIFICATION:**

Unclassified.

**SYSTEM LOCATION:**

Office of Inspector General, Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460.

**SYSTEM MANAGER(S):**

USEPA, Office of Management (Mail code 2410T), 1200 Pennsylvania Ave. NW, Washington, DC 20460, Attn: Assistant Inspector General for Management. Tel Number: 202-566-0847, Fax: 202-566-0857.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

Inspector General Act of 1978, 5 U.S.C. app. 3.

**PURPOSE OF THE SYSTEM:**

To assist the OIG in planning and managing audits, evaluations, investigations, and other OIG activities. The "Timesheets" module is renamed to the Project Management Actuals (PMA) module. Planning and managing of projects is accomplished using assignment hours posted against the projects by individuals in OIG.

**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:**

Office of Inspector General (OIG) employees; individuals who request audits; names of individual auditees.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

Incoming audit requests, assignment sheets and reports, incoming special project requests, and memorandums or briefing materials, and OIG employee project management actuals which identify time spent on individual projects.

**RECORD SOURCE CATEGORIES:**

Record subject, OIG supervisors, and other EPA employees.

**ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND PURPOSES OF SUCH USES:**

The following new routine uses apply to this system because the use of the record is necessary for the efficient conduct of government operations. The routine uses are related to and compatible with the original purpose for which the information was collected.

General routine uses A, B, C, D E, F, G, H, I, J, and K apply to this system (73 FR 2245). Records may also be disclosed:

1. To appropriate agencies, entities, and persons when (1) the Agency suspects or has confirmed that there has been a breach of the system of records, (2) the Agency has determined that as a result of the suspected or confirmed breach there is a risk of harm to individuals, the Agency (including its information systems, programs, and operations), the Federal Government, or national security, and (3) the disclosure made to such agencies, entities, and persons is reasonably necessary to assist in connection with the Agency's efforts to respond to the suspected or confirmed breach or to prevent, minimize, or remedy such harm.

2. To another Federal agency or Federal entity, when the Agency determines that information from this system of records is reasonably necessary to assist the recipient agency or entity in (1) responding to a suspected or confirmed breach or (2) preventing, minimizing, or remedying the risk of harm to individuals, the recipient agency or entity (including its information systems, programs, and operations), the Federal Government, or national security, resulting from a suspected or confirmed breach.

**POLICIES AND PRACTICES FOR STORAGE OF RECORDS:**

In accordance with OIG Records Management Policy, computer records are maintained in a secure, password protected computer system. Paper records are maintained in lockable file cabinets. All records are maintained in secure, access-controlled areas or buildings.

**POLICIES AND PRACTICES FOR RETRIEVAL OF RECORDS:**

Audits in the Assignments and Project Management Actuals Modules of the Inspector General Enterprise Management System (IGEMS) are retrieved by assignment number, audit report number, the name of the assigned OIG auditor, or the name of the audit requestor.

**POLICIES AND PRACTICES FOR RETENTION AND DISPOSAL OF RECORDS:**

Records stored in this system are subject to EPA Records Schedule 1016, which covers records related to operations and programs of the EPA and its external business partners that ensure compliance with applicable laws and regulations and prevent waste, fraud, and abuse.

**ADMINISTRATIVE, TECHNICAL, AND PHYSICAL SAFEGUARDS:**

Computer records are maintained in a secure, password protected computer system. All records are maintained in secure, access-controlled areas or buildings. The IGEMS Assignment and Project Management Actuals (PMA) Modules are restricted to the staff of EPA OIG. Roles and permissions are based on either position of the employee, project membership or based on approved requests. The modules are found in IGEMS. IGEMS is accessible to EPA OIG employees only. It is an internal database accessible by use of strong passwords, which are renewed on a regular basis, and automated locking of screens after a defined number of minutes are enforced.

**RECORD ACCESS PROCEDURES:**

Persons seeking access to their own personal information in this system of records will be required to provide adequate identification (e.g., driver's license, military identification card, employee badge or identification card). Additional identity verification procedures may be required as warranted. Requests must meet the requirements of EPA regulations at 40 CFR part 16.

**CONTESTING RECORD PROCEDURES:**

Requests for correction or amendment must identify the record to be changed and the corrective action sought. Complete EPA Privacy Act procedures are set out in EPA's Privacy Act regulations at 40 CFR part 16.

**NOTIFICATION PROCEDURE:**

Requests to determine whether this system of records contains a record pertaining to you must be sent to the Agency's Privacy Officer at: U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue NW (2831T) Washington, DC 20460; (202) 566-1668; Email: (privacy@epa.gov); Attn: Privacy Officer.

**EXEMPTIONS PROMULGATED FOR THE SYSTEM:**

None.

**HISTORY:**

76 FR 42706—Amend an existing system of records by changing the name of the system from the Inspector General Operations & Reporting (IGOR) System Audit, Assignment, and Timesheet Files (EPA-42) to the Inspector General Enterprise Management System (IGEMS) Audit, Assignment, and Timesheet Modules.

66 FR 49950—Established the Inspector General's Operation and Reporting (IGOR) System Audit, Assignment and Timesheet Files. The

system is maintained by the EPA Office of Inspector General (OIG). Its purpose is to assist the OIG in planning audits, investigations, and other operations of the OIG; monitoring OIG performance of its activities; and reporting results.

Dated: February 3, 2020.

**Vaughn Noga,**

*Senior Agency Official for Privacy.*

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**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OPP-2020-0035; FRL-10006-36]

**Pyridate; Receipt of Applications for Emergency Exemption, Solicitation of Public Comment**

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

**ACTION:** Notice.

**SUMMARY:** EPA has received specific exemption requests from the Oregon and Washington State Departments of Agriculture, Office of the Indiana State Chemist and the Michigan Department of Agriculture and Rural Development for the use of pyridate (CAS No. 55512-33-9) for postemergence control of herbicide-resistant weeds such as redroot pigweed and other broadleaf weeds to treat up to 5,200 acres of mint (peppermint and spearmint) in Oregon, 16,000 in Washington, 11,200 acres in Indiana, and 1,250 acres in Michigan. The applicants propose the use of a pesticide that was voluntarily canceled in 2004 and is now considered to be unregistered under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). This notice is consistent with the requirements for an unregistered chemical. EPA is soliciting public comment before making the decision whether to grant these exemptions.

**DATES:** Comments must be received on or before April 23, 2020.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2020-0035, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.html>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:**

Michael Goodis, Director Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001; main telephone number: (703) 305-7090; email address: [RDFRNotices@epa.gov](mailto:RDFRNotices@epa.gov).

**SUPPLEMENTARY INFORMATION:****I. General Information***A. Does this action apply to me?*

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive, but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

*B. What should I consider as I prepare my comments for EPA?*

1. *Submitting CBI.* Do not submit this information to EPA through [www.regulations.gov](http://www.regulations.gov) or email. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM as CBI and then identify electronically within the disk or CD-ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When preparing and submitting your comments, see the commenting tips at <http://www.epa.gov/dockets/comments.html>.