

change the Administrator's prior determinations regarding power allocation within the System marketing area.

All documents introduced at the public information and comment forum, and all comments, questions and answers will be available for inspection and copying in accordance with the Freedom of Information Act (5 U.S.C. 552).

#### Public Notice and Comment

On January 14, 2022, Southeastern published in the **Federal Register**, 87 FR 2429, a "Notice of Intention to begin a public process" to revise its marketing policy by including provisions regarding RECs from the System. The notice requested that written comments and proposals be submitted on or before March 15, 2022. Southeastern received no public comments.

#### Proposed Revision to the Power Marketing Policy

The System consists of ten projects in or on the border of the states of Georgia, Alabama, and South Carolina. The projects are Hartwell, Richard B. Russell, J. Strom Thurmond, Carters, Buford, Allatoona, Jones Bluff, Millers Ferry, West Point and Walter F. George. The power generated at these projects is purchased by and benefits 192 preference customers in Alabama, Florida, Georgia, Mississippi, South Carolina, and North Carolina. The System provides 2,184,257 kilowatts of capacity and about 3,383,000 MWh of average annual energy from stream-flow based on modeling for the period of record.

Southeastern proposes to revise the Power Marketing Policy for the System to include the following additional provisions for RECs associated with hydroelectric generation:

**Renewable Energy Certificates:** The M-RETS Tracking System creates and tracks certificates reporting generation attributes, by generating unit, for each megawatt-hour (MWh) of energy produced by registered generators. The System projects are registered generators within M-RETS. The RECs potentially satisfy Renewable Portfolio Standards, state policies, and other regulatory or voluntary clean energy standards in a number of states. Southeastern has subscribed to M-RETS and has an account in which RECs are collected and tracked for each MWh of energy produced from the System. Within M-RETS, certificates can be transferred to other M-RETS subscribers or to a third-party tracking system.

M-RETS creates a REC for every MWh of renewable energy produced in the

region, tracks the life cycle of each REC created, and ensures against any double-counting or double-use of each REC. These RECs may be used by electricity suppliers and other energy market participants to comply with relevant state policies and regulatory programs and to support voluntary "green" electricity markets.

Southeastern proposes distribution of M-RETS-created RECs to Preference Customers with allocations of power from the System.

**REC Distribution:** M-RETS (or a successor application) will be the transfer mechanism for all RECs related to the System. Southeastern shall maintain an account with M-RETS and collect RECs from the generation at the System projects. Southeastern will verify the total amount of RECs each month. Preference Customers with an allocation of power from the System are eligible to receive RECs by transfer from Southeastern's M-RETS account to their M-RETS account or that of their agent. Transfers to each customer will be based on the customer's monthly invoices during the same three-month period (quarter). Where applicable, RECs will be project-specific based on the customer's contractual arrangements.

All RECs distributed by Southeastern shall be transferred within forty-five days of the end of a quarter. Each customer must submit to Southeastern, by the tenth business day after the quarter, any notice of change to M-RETS account or agent. Any REC transfers that were not claimed or if a transfer account was not provided to Southeastern will be forfeited if they become nontransferable as described in the M-RETS terms of service, procedures, policies, or definitions of reporting and trading periods, or any subsequent rules and procedures for transfers as established.

The initial transfer process in M-RETS will be accomplished by the sixtieth day after the end of the first completed quarter subsequent to publication of the final policy revision. Any balance of RECs that exist in Southeastern's M-RETS account, other than the first quarter after policy revision publication, may also be transferred to Preference Customers according to the customer's invoiced energy at the time of the REC creation.

**Rates:** No rates shall be established by Southeastern for RECs transferred to Preference Customers. Any cost to Southeastern, such as the M-RETS subscription, will be incorporated into marketing costs and included in recovery through the energy and capacity rates of the System.

#### Signing Authority

This Department of Energy document was signed on August 10, 2022 by Virgil G. Hobbs III, Administrator, Southeastern Power Administration, pursuant to delegated authority from the Secretary of Energy. That document, with the original signature and date, is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE **Federal Register Liaison Officer** has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on August 11, 2022.

**Treena V. Garrett,**

*Federal Register Liaison Officer, U.S. Department of Energy.*

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#### ENVIRONMENTAL PROTECTION AGENCY

[FRL-10026-01-R5]

#### Proposed CERCLA Section 122 Administrative Settlement Agreement and Order on Consent; Joan D. Pecina/Trust 2000, Bautsch Gray Mine Superfund Site, Jo Daviess County, Illinois

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

**ACTION:** Notice of proposed Ability to Pay settlement agreement and request for public comments.

**SUMMARY:** The Environmental Protection Agency (EPA) hereby gives notice of a proposed Ability to Pay Administrative Settlement Agreement and Order on Consent (Settlement) pertaining to an approximately 28-acre portion of the Bautsch Gray Mine Superfund Site (Site), on Blackjack Road, in Jo Daviess County, Illinois. EPA invites public comment on the Settlement for thirty (30) days following publication of this notice. The Settlement reflects Potentially Responsible Party (PRP) Joan D. Pecina/Trust 2000's inability to pay a cash dollar amount and requires that the PRP comply with specified property requirements in the Settlement and through an associated Environmental Covenant. The PRP has evidenced proof of an (In)Ability to Pay (ATP) any portion of CERCLA response costs related to the Site. Satisfying the

property requirements safeguards for human health and the environment by reducing the risk of exposure to certain hazardous wastes and substances.

**DATES:** Comments must be post marked or received on or before September 15, 2022.

**ADDRESSES:** The proposed settlement agreement and related site documents can be viewed at the Superfund Records Center, (SRC-7J), United States Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-4465 and on-line at [www.epa.gov/superfund/bautsch-gray-mine](http://www.epa.gov/superfund/bautsch-gray-mine).

**FOR FURTHER INFORMATION CONTACT:** Further information or a copy of the Settlement may be obtained from either Tom Turner, Office of Regional Counsel (C-14J),

U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-6613 or [turner.thomas@epa.gov](mailto:turner.thomas@epa.gov) or Public Affairs Specialist Janet Pope, Office of Public Affairs (R-19J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 353-0648 or [pope.janet@epa.gov](mailto:pope.janet@epa.gov):

**SUPPLEMENTARY INFORMATION:**

**I. Background Information**

In accordance with Section 122 (i) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended (“CERCLA”), 42 U.S.C. 9622 (i), notice is hereby given of a proposed CERCLA ATP Settlement with PRP Joan D. Pecina/Trust 2000 pertaining to the Bautsch Gray Mine Superfund Site, Blackjack Road, Jo Daviess County, Illinois. PRP Pecina/Trust 2000 will not pay a cash amount due to a proven inability to pay, but has agreed to comply with specified property requirements. PRP Pecina/Trust 2000 will fill out and submit for approval an Illinois Environmental Covenant form and attachments, give Notice to any Successors to ownership of the property and secure the remediated portion of the property against disturbance. These actions will reduce the threat of direct contact with lead and hazardous metals contaminated soil. These actions will also reduce the threat of exposure to hazardous wastes and substances at the property.

The Settlement includes an EPA covenant not to sue the settling party pursuant to sections 106 and 107 of CERCLA, 42 U.S.C. 9606 and 9607.

**II. Opportunity To Comment**

*A. General Information*

For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the Settlement. The Agency will consider all comments received, and may modify or withdraw its consent to the Settlement if comments received disclose facts or considerations which indicate that the Settlement is inappropriate, improper, or inadequate.

*B. Where do I send my comments or view responses?*

Your comments should be mailed to Janet Pope, Public Affairs Specialist (mail code: R-19J), U. S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, or [pope.janet@epa.gov](mailto:pope.janet@epa.gov). The Agency’s response to any comments received will be available for public inspection at the Superfund Records Center.

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

1. *Submitting Confidential Business Information (CBI).* Do not submit such information to EPA through an agency website or via email. Clearly mark the part or all 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 submitting comments, remember to:

- Identify the rulemaking by docket number and other identifying information (site name, **Federal Register** date and page number).
- Follow directions—the agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- Explain why you agree or disagree with the terms of the Settlement; suggest alternatives and substitute language for your requested changes.
- Describe any assumptions and provide any technical information and/or data that you used.

- If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.

- Provide specific examples to illustrate your concerns, and suggest alternatives.

- Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

- Make sure to submit your comments by the identified comment period deadline.

**Douglas Ballotti,**

*Director, Superfund & Emergency Management Division.*

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**BILLING CODE 6560-50-P**

**EQUAL EMPLOYMENT OPPORTUNITY COMMISSION**

**Sunshine Act Notice**

**TIME AND DATE:** Monday, August 22, 2022, 10 a.m. Eastern Time.

**PLACE:** City of Buffalo Common Council Chambers, Buffalo City Hall (65 Niagara Square, 13th Floor, Buffalo, NY 14202). The meeting will also be held as a live streamed videoconference, with an option for listen-only audio dial-in by telephone. The public may attend in person, observe the videoconference, or connect to the audio-only dial-in by following the instructions that will be posted on [www.eeoc.gov](http://www.eeoc.gov) at least 24 hours before the meeting. Closed captioning and ASL services will be available.

**MATTERS TO BE CONSIDERED:** The following item will be considered at the meeting:

**Strategic Enforcement Plan Listening Session I: Advancing Racial and Economic Justice in the Workplace**

*Note:* In accordance with the Sunshine Act, the public will be able to observe the Commission’s deliberations. (In addition to publishing notices on EEOC Commission meetings in the **Federal Register**, the Commission also provides information about Commission meetings on its website, [www.eeoc.gov](http://www.eeoc.gov), and provides a recorded announcement at least a week in advance of future Commission meetings.)

Please telephone (202) 921-2750, or email [commissionmeetingcomments@eeoc.gov](mailto:commissionmeetingcomments@eeoc.gov) at any time for information on this meeting.

**CONTACT PERSON FOR MORE INFORMATION:** Shelley Kahn, Acting Executive Officer, (202) 921-3061.