

## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
Commission

[Docket Nos. ER06-615-011; ER06-615-012; ER07-1257-000]

California Independent System  
Operator Corporation; Notice Seeking  
Comment on Need for Technical  
Conference

September 15, 2009.

On September 26, 2007, Commission staff convened a technical conference to discuss provisions in the California Independent System Operator Corporation's (CAISO) Business Practice Manuals (BPMs) which, in parties' view, should be included in the CAISO's Market Redesign and Technology Upgrade (MRTU) tariff.<sup>1</sup> As a result of the technical conference, on November 15, 2007, the CAISO proposed to revise the MRTU tariff to include additional provisions that had originally been included in the BPMs.<sup>2</sup>

In an order issued on March 24, 2008, the Commission accepted and rejected various proposed tariff revisions submitted by the CAISO and ordered a further compliance filing.<sup>3</sup> In the March 2008 Order, the Commission also directed staff to convene a technical conference "approximately six months after MRTU implementation [to] provide all parties with a final opportunity to identify any details in new or revised [BPM] language developed after November 15, 2007, which commenters believe should be included in the MRTU tariff."<sup>4</sup>

To address the directive of the March 2008 Order, the Commission is seeking comments from parties in the above-referenced proceedings, as set forth in the Commission's Rules of Practice and Procedure,<sup>5</sup> on the need for Commission staff to convene a technical conference for the purposes of "provid[ing] all parties with a final opportunity to identify any details in *new or revised [BPM] language developed after November 15, 2007*, which commenters believe should be included in the MRTU tariff."<sup>6</sup> Parties may file written

comments on or before September 22, 2009.

Kimberly D. Bose,  
Secretary.

[FR Doc. E9-22703 Filed 9-21-09; 8:45 am]

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ENVIRONMENTAL PROTECTION  
AGENCY

[EPA-HQ-RCRA-2009-0318, FRL-8959-8]

Agency Information Collection  
Activities; Proposed Collection;  
Comment Request; Land Disposal  
Restrictions 'No-Migration' Variances,  
EPA ICR Number 1353.09, OMB  
Control Number 2050-0062AGENCY: Environmental Protection  
Agency (EPA).

ACTION: Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*), this document announces that EPA is planning to submit a request to renew an existing approved Information Collection Request (ICR) to the Office of Management and Budget (OMB). This ICR is scheduled to expire on January 31, 2010. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

**DATES:** Comments must be submitted on or before November 23, 2009.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-RCRA-2009-0318, by one of the following methods:

- <http://www.regulations.gov>; Follow the on-line instructions for submitting comments.
- *E-mail:* [rcra-docket@epa.gov](mailto:rcra-docket@epa.gov).
- *Fax:* 202-566-9744.
- *Mail:* RCRA Docket (2822T), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460.
- *Hand Delivery:* 1301 Constitution Ave., NW, Room 3334, Washington, DC 20460. 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-RCRA-2009-0318. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless

the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through <http://www.regulations.gov> or e-mail. The <http://www.regulations.gov> Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through <http://www.regulations.gov> your e-mail 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, 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 EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, 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 EPA's public docket visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

**FOR FURTHER INFORMATION CONTACT:** Peggy Vyas, Office of Resource Conservation and Recovery (mailcode 5303P), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: 703-308-5477; fax number: 703-308-8433; e-mail address: [vyas.peggy@epa.gov](mailto:vyas.peggy@epa.gov).

**SUPPLEMENTARY INFORMATION:****How Can I Access the Docket and/or Submit Comments?**

EPA has established a public docket for this ICR under Docket ID No. EPA-HQ-RCRA-2009-0318, which is available for online viewing at <http://www.regulations.gov>, or in person viewing at the RCRA Docket in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA/DC Public Reading Room is open from 8 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 RCRA Docket is (202) 566-0270.

Use <http://www.regulations.gov> to obtain a copy of the draft collection of information, submit or view public

<sup>1</sup> Notice of Technical Conference, Docket Nos. ER06-615-012 and ER07-1257-000 (Sept. 11, 2007).

<sup>2</sup> See CAISO Post-Technical Conference Response, Docket Nos. ER06-615-012 and ER07-1257-000, at 7 (filed Nov. 15, 2007).

<sup>3</sup> *Cal Indep. Sys. Operator Corp.*, 122 FERC ¶ 61,271 (2008) (March 2008 Order).

<sup>4</sup> *Id.* P 122.

<sup>5</sup> 18 CFR 385.102(c).

<sup>6</sup> *Id.* (emphasis added).

comments, access the index listing of the contents of the docket, and to access those documents in the public docket that are available electronically. Once in the system, select "search," then key in the docket ID number identified in this document.

### What Information Is EPA Particularly Interested in?

Pursuant to section 3506(c)(2)(A) of the PRA, EPA specifically solicits comments and information to enable it to:

- (i) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility;
- (ii) Evaluate the accuracy of the Agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- (iii) Enhance the quality, utility, and clarity of the information to be collected; and
- (iv) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses. In particular, EPA is requesting comments from very small businesses (those that employ less than 25) on examples of specific additional efforts that EPA could make to reduce the paperwork burden for very small businesses affected by this collection.

### What Should I Consider When I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible and provide specific examples.
2. Describe any assumptions that you used.
3. Provide copies of any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.
5. Offer alternative ways to improve the collection activity.
6. Make sure to submit your comments by the deadline identified under DATES.
7. To ensure proper receipt by EPA, be sure to identify the docket ID number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

### What Information Collection Activity or ICR Does This Apply to?

*Affected entities:* Entities potentially affected by this action are business or other for-profit.

*Title:* Land Disposal Restrictions 'No-Migration' Variances.

*ICR numbers:* EPA ICR No. 1353.09, OMB Control No. 2050-0062.

*ICR status:* This ICR is currently scheduled to expire on January 31, 2010. 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, are 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:* To receive a variance from the hazardous waste land disposal prohibitions, owner/operators of hazardous waste storage or disposal facilities may petition the Environmental Protection Agency to allow land disposal of a specific restricted waste at a specific site. The EPA Regional Offices will review the petitions and determine if they successfully demonstrate "no migration." The applicant must demonstrate that hazardous wastes can be managed safely in a particular land disposal unit, so that "no migration" of any hazardous constituents occurs from the unit for as long as the waste remains hazardous. If EPA grants the variance, the waste is no longer prohibited from land disposal in that particular unit. If the owner/operator fails to make this demonstration, or chooses not to petition for the variance, best demonstrated available technology (BDAT) requirements of 40 CFR 268.40 must be met before the hazardous wastes are placed in a land disposal unit. This ICR will be merged with ICR No. 1442.19, the Land Disposal Restrictions ICR, when it is renewed next year.

*Burden Statement:* The annual public reporting and recordkeeping burden for this collection of information is estimated to average 3,168 hours per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or 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; adjust the existing ways to comply with any previously applicable instructions and requirements which 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.

The ICR provides a detailed explanation of the Agency's estimate, which is only briefly summarized here:

*Estimated total number of potential respondents:* 1.

*Frequency of response:* once.

*Estimated total average number of responses for each respondent:* 1.

*Estimated total annual burden hours:* 3,168 hours.

*Estimated total annual costs:* \$0. This includes an estimated burden cost of \$0 and an estimated cost of \$0 for capital investment or maintenance and operational costs.

### What Is the Next Step in the Process for This ICR?

EPA will consider the comments received and amend the ICR as appropriate. The final ICR package will then be submitted to OMB for review and approval pursuant to 5 CFR 1320.12. At that time, EPA will issue another **Federal Register** notice pursuant to 5 CFR 1320.5(a)(1)(iv) to announce the submission of the ICR to OMB and the opportunity to submit additional comments to OMB. If you have any questions about this ICR or the approval process, please contact the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

Dated: September 11, 2009.

**Matt Hale,**

*Director, Office of Resource Conservation and Recovery.*

[FR Doc. E9-22804 Filed 9-21-09; 8:45 am]

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