

or electronically mailed to drabkowski.ed@epa.gov.

FOR FURTHER INFORMATION CONTACT:

Persons requesting additional information or a complete draft of the document should contact Ed Drabkowski at (202) 260-7009; drabkowski.ed@epa.gov; or the U.S. Environmental Protection Agency (4503-F), 1200 Pennsylvania Avenue, NW., Washington, DC 20460. The complete text of the draft guidance is also available on EPA's Internet site on the Nonpoint Source Control Branch homepage <<http://www.epa.gov/owow/nps/new.html>>.

SUPPLEMENTARY INFORMATION:

I. Background

In recent years, state, territory, and tribal water quality assessments have identified nonpoint source (NPS) pollution as the most significant cause of degradation in surveyed waters nationwide. In 1987, Congress enacted section 319 of the Clean Water Act to establish a national program to control nonpoint sources of water pollution. Under section 319, states, territories, and tribes address NPS pollution by assessing the NPS pollution problems within the state, territory, or tribal lands, identifying the sources of pollution, and implementing management programs to control the NPS pollution. Section 319 also authorizes EPA to award grants to states and tribes to assist them in implementing management programs which have been approved by EPA. Program implementation includes non-regulatory and regulatory programs, technical assistance, financial assistance, education, training, technology transfer, and demonstration projects. In fiscal year 2000, Congress appropriated and EPA awarded \$200 million dollars for nonpoint source management program grants. EPA has awarded a total of \$1 billion under section 319 to states, territories, and Indian tribes since 1990.

In 1993, under the authority of section 6217(g) of the Coastal Zone Act Reauthorization Amendments, EPA issued Guidance Specifying Management Measures for Sources of Nonpoint Pollution in Coastal Waters (EPA840-B-92-002). That guidance document details management measures appropriate for the control of five sources of nonpoint pollution in the coastal zone: agriculture, forestry, urban areas, marinas and recreational boating, and hydromodification. The document also includes management measures for wetlands, riparian areas, and vegetated treatment systems, as they are important

to the abatement of nonpoint source pollution in coastal waters. State and territory Coastal Nonpoint Pollution Control Programs were required to adopt measures "in conformity" with the coastal management measures guidance.

The 1993 management measures guidance focused on conditions and examples of management measure implementation for the coastal zone. To date, technical guidance on the best available, economically achievable measures for controlling nonpoint sources with a national scope has not been released. The draft national management measures guidance is intended to address this gap. While the practices detailed in the 1993 guidance generally apply to inland waters, EPA has recognized the utility of developing and publishing a technical guidance document that explicitly addresses nonpoint source pollution on a nationwide basis. Moreover, additional data and examples from inland marinas and recreational boating facilities are available to enrich the national guidance. These additional data have helped to prompt the revision and expansion of the marinas and recreational boating chapter of the 1993 guidance.

II. Scope of the Draft Guidance—Sources of Marinas and Recreational Boating Nonpoint Pollution Addressed

The draft technical guidance continues to focus on the most significant potential sources of pollution from marinas and recreational boating which were originally identified in the 1993 coastal guidance by EPA in consultation with a number of other federal agencies and leading national experts, including several experts from national marina associations and state Sea Grant Universities. Specifically, the guidance provides management measures for the following:

1. Marina flushing;
2. Water quality assessment;
3. Habitat assessment;
4. Shoreline stabilization;
5. Storm water runoff;
6. Fueling station design;
7. Petroleum control;
8. Liquid material management;
9. Solid waste management;
10. Fish waste management;
11. Sewage facility management
12. Maintenance of sewage facilities;
13. Boat cleaning;
14. Boat operation; and
15. Public education.

III. Approach Used to Develop Guidance

The draft national management measures guidance is based in large part

on the 1993 coastal guidance. The 1993 coastal guidance was developed using a workgroup approach to draw upon technical expertise within other federal agencies as well as state water quality and coastal zone management agencies.

The 1993 text has been expanded to include more information on marinas and recreational boating management practices, including boat launching ramps. The draft guidance also incorporates examples and data from inland marinas in addition to improving the coverage of unique coastal environments. The document expands the information on operations and the costs of management measures at marina facilities.

None of the management measures from the 1993 document has been altered in substance. However, some editing was done on the management measure for shoreline stabilization and the order of some measures were rearranged.

IV. Request for Comments

EPA is soliciting comments on the draft guidance on management measures to control sources of nonpoint pollution at marinas and recreational boating facilities. The Agency is soliciting additional information and supporting data on the measures specified in this guidance and on additional measures that may be as effective or more effective in controlling nonpoint source pollution at marinas and recreational boating facilities.

Dated: November 22, 2000.

J. Charles Fox,

Assistant Administrator, Office of Water.

[FR Doc. 00-30805 Filed 12-1-00; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6911-5]

Notice of Request for Comments on State, Regulated Community, and Small Business Cost Resulting From the TMDL Program

AGENCY: Environmental Protection Agency.

ACTION: Notice for solicitation of comments.

SUMMARY: The Environmental Protection Agency (EPA) is soliciting comments on State resources required for development and implementation of Total Maximum Daily Loads (TMDLs), estimated annual costs to the regulated community, and estimated costs to small businesses resulting from

regulatory changes to the TMDL program. Under the Clean Water Act (CWA), States establish water quality standards for water bodies. The CWA provides a range of mechanisms to support the attainment and maintenance of these standards (e.g. discharge permits, financial assistance, etc.). A TMDL is a mechanism for determining a cost-effective combination of steps that will result in a polluted water body being restored and attaining water quality standards. Congressional Committee Reports accompanying EPA's appropriation for fiscal year 2001 direct EPA to conduct a comprehensive assessment of State and regulated community costs related to TMDLs, to solicit comments from the States and general public on these costs, and to present the results of the study to Congress within 120 days of the signing of the appropriation bill. The information submitted in response to this notice will be used by EPA in the development of the report that EPA must send to the Congress.

DATES: EPA will consider all comments received on or before 11:59 p.m. (Eastern time) January 3, 2001. Comments received after this time may be reviewed at EPA's discretion.

ADDRESSES: Please send electronic mail to ow-docket@epa.gov. Please send mailed comments to: W-00-31 Comment Clerk, Water Docket (MC 4101); U.S. Environmental Protection Agency; 1200 Pennsylvania Avenue, NW; Washington, DC 20460. Overnight delivery or hand delivery should be delivered to EPA's Water Docket at 401 M Street, SW; Room EB57; Washington, DC, 20460. Please see **SUPPLEMENTARY INFORMATION** for other information about comments.

FOR FURTHER INFORMATION CONTACT: Michael Haire by phone at (202) 260-2734 or e-mail at Haire.Michael@epa.gov.

SUPPLEMENTARY INFORMATION:

What Does the Appropriation Bill Require?

On October 27, 2000, the President signed EPA's appropriation bill for fiscal year 2001. The Committee Reports for that bill require EPA to conduct three assessments related to TMDLs, one of which pertains to costs to States and the regulated community. The Conference Committee Report, House Report 106-988 (H.R. 4635), states:

... Further, EPA is directed to conduct a comprehensive assessment of the potential State resources which will be required for the development and implementation of TMDLs and present the results of the study to Congress within 120 days of enactment of

this Act. In conducting this cost assessment, EPA must, in addition to direction included in Senate Report 106-410, provide an estimate of the annual costs to the regulated community in both the private and public sectors; address concerns regarding the economic analysis performed by the Administrator on regulatory changes to the TMDL program that were identified by the Comptroller General in a June 21, 2000, report; and estimate the costs to small businesses that would result from regulatory changes to the TMDL program. In conducting these analyses, the Administrator shall solicit comment from the Comptroller General, each State, and the public regarding the Agency's assessment.

The Senate Committee Report, Senate Report 106-410, states:

TMDLs Cost Assessment.—To obtain better cost information, the Committee directs EPA to conduct a comprehensive assessment of the potential State resources which will be required for the development and implementation of TMDLs and present the results of this study to Congress within 120 days of enactment of this Act. At a minimum, the report should (1) identify any expected increase in State personnel needed to develop and implement 40,000 TMDLs; (2) specify additional data collection activities to make listing decisions; (3) identify the cost of conducting the needed studies to collect high quality data on the current loads from sources (point and nonpoint sources) of a pollutant on 303(d) listed waters slated for TMDL development; and (4) provide an estimate of the annual costs to the private sector due to TMDL implementation and related costs.

What Is the Purpose of This Notice?

As required by the Congress, EPA is in the process of developing the assessment of State costs in developing and implementing TMDLs, regulated community costs resulting from TMDLs, and costs to small businesses that will result from the July 2000 regulatory changes to the TMDL program. (See 65 FR 43585-43670, July 13, 2000, which is available at <http://www.epa.gov/owow/tmdl/july2000.html>.) EPA will also address the concerns expressed by the Comptroller General on EPA's costs assessment for the July 2000 rule. The Comptroller General's comments can be found on the Internet at <http://www.gao.gov/cgi-bin/getrpt?GAO/RCED-00-206R>.

EPA solicits information on the topics (above) that EPA is addressing. In particular, EPA is looking for comments and information on:

- the costs to States and Territories for developing and implementing TMDLs; including any savings that may be associated with use of a TMDL to achieve the water quality goals of the CWA, as opposed to other provisions of the Act, and the potential need for additional information to assess current loads. You may want to view EPA's

assessment model for State costs under the current TMDL program at <http://www.asiwpca.org/policy/index.htm#WQ>;

- the costs to the regulated community in both the private and public sectors for complying with TMDLs, including any savings that may result from more cost-effective pollution control approaches developed through the TMDL process (e.g. use of more cost-effective control mechanisms, coordination of program requirements and time lines for a water body, and integration of pollution control planning for multiple water bodies with common pollution problems);

- the costs to small businesses that would result from the July 2000 regulatory changes to the TMDL program. You may want to review EPA's assessment of the potential affect of this rule on small businesses. (See 65 FR 43654-43656, July 13, 2000, which is available at <http://www.epa.gov/owow/tmdl/july2000.html>);

- the concerns expressed by the Comptroller General on EPA's costs assessment for the July 2000 rule. You may want to review EPA's assessment of these costs in EPA's docket W-98-31 located at the Water Docket, Room EB57, 401 M Street, SW, Washington, DC; and

- any additional data collection efforts you believe are required by the July 2000 regulation to make listing decisions.

Due to the need to conduct and submit the assessments within 120 days, and the requirement to solicit comments, EPA has decided to request comments early in the process of developing the assessments. EPA believes, given the short time allowed to submit the report and the significant information now available, that this process provides an opportunity for the public to submit information that EPA will consider in the drafting of the report, and thus will lead to a better report.

How Can You Submit Comments?

You may submit comments by mail, e-mail, or delivered by hand to the addresses shown in the **ADDRESS** section of this notice. EPA will not accept facsimiles (faxes). If you mail or hand deliver comments, please send an original and three copies of your comments and enclosures (including references). If you want receipt of your comments acknowledged, you must include a self-addressed, stamped envelope.

You may also submit your comments by sending an e-mail to ow-docket@epa.gov or by disk. If you do, you must submit electronic comments as an ASCII file, or a WordPerfect 5.1, WordPerfect 6.1, or WordPerfect 8 file avoiding the use of special characters and any form on encryption, and identify these comments by the docket number "W-00-31" on the subject line. You may file electronic comments on

this notice at many Federal Depository Libraries. You should not send confidential business information by e-mail.

The information received in response to this notice will be filed under docket number W-00-31, and includes referenced documents as well as printed, paper versions of electronic comments. The record is available for inspection from 9 to 4 p.m., Monday through Friday, excluding legal holidays at the Water Docket, EB57, U.S. Environmental Protection Agency Headquarters, 401 M., Washington, DC. For access to docket materials, please call (202) 260-3027 to schedule an appointment.

Dated: November 28, 2000.

Robert H. Wayland III,

Director, Office of Wetlands, Oceans, and Watersheds.

[FR Doc. 00-30908 Filed 12-1-00; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

Notice of Public Information Collection(s) Being Reviewed by the Federal Communications Commission, Comments Requested.

November 20, 2000.

SUMMARY: The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

DATES: Written comments should be submitted on or before January 3, 2001. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all comments to Les Smith, Federal Communications Commissions, 445 12th Street, S.W., Room 1-A804, Washington, DC 20554 or via the Internet to lesmith@fcc.gov.

FOR FURTHER INFORMATION CONTACT: For additional information or copies of the information collections contact Les Smith at (202) 418-0217 or via the Internet at lesmith@fcc.gov.

SUPPLEMENTARY INFORMATION:

OMB Approval No.: 3060-0032.

Title: Application for Consent to Transfer Control of Entity Holding Broadcast Station License Construction Permit or License.

Form No.: FCC 315.

Type of Review: Revision of currently approved collection.

Respondents: Businesses or other for-profit, not-for-profit institutions.

Number of Respondents: 1,591.

Estimated Hours Per Response: 12-48 hours (the burden hour time and contracting time varies depending on the type of application filed).

Frequency of Response: on occasion.

Cost to Respondents: \$12,236,878.

Estimated Total Annual Burden: 2,546.

Needs and Uses: FCC Form 315 and applicable exhibits/explanations are required to be filed when applying for transfer of control of a corporation holding an AM, FM or TV broadcast station construction permit or license. In addition, the applicant must notify the Commission when an approved transfer of control of a broadcast station construction permit or license has been consummated.

This collection also includes the third party disclosure requirement of Section 73.3580. This section requires local public notice in a newspaper of general circulation of the filing of all applications for transfer of control of license/permit. This notice must be completed within 30 days of the tendering of the application. This notice must be published at least twice a week for two consecutive weeks in a three-week period. A copy of this notice must be placed in the public inspection file along with the application. Additionally, an applicant for transfer of control of license must broadcast the same notice over the station at least once daily on four days in the second week immediately following the tendering for filing of the application.

On April 4, 2000, the Commission adopted a Report and Order in MM Docket No. 95-31 in the Matter of Reexamination of the Comparative Standards for Noncommercial Educational Applicants. This Report and Order adopted new procedures to select among competing applicants for noncommercial educational (NCE) broadcast channels. The new procedure will use points to compare objective characteristics whenever there are competing applications for full-service radio or television channels reserved for NCE use. The new procedure established a four-year holding period of on-air operations for licenses approved as a result of evaluation in a point system. The FCC 315 has been revised to reflect the new policy and to require stations authorized under the point system who have not operated for a four-year period to submit with their applications an exhibit demonstrating compliance with Section 73.7005.

The data is used by FCC staff to determine whether the applicants meet basic statutory requirements to become a Commission licensee/permittee and to assure that the public interest would be served by grant of the application.

OMB Approval No.: 3060-0031.

Title: Application for Consent to Assignment of Broadcast License Construction Permit or License.

Form No.: FCC 314.

Type of Review: Revision of currently approved collection.

Respondents: Businesses or other for-profit, not-for-profit institutions.

Number of Respondents: 1,591.

Estimated Hours Per Response: 12-48 hours (the burden hour time and contracting time varies depending on the type of application filed).

Frequency of Response: on occasion.

Cost to Respondents: \$12,236,878.

Estimated Total Annual Burden: 2,546.

Needs and Uses: FCC Form 314 and applicable exhibits/explanations are required to be filed when applying for consent for assignment of an AM, FM or TV broadcast station construction permit or license, along with applicable exhibits and explanations. In addition, the applicant must notify the Commission when an approved assignment of a broadcast station construction permit or license has been consummated.

This collection also includes the third party disclosure requirement of Section 73.3580. This section requires local public notice in a newspaper of general circulation of the filing of all applications for assignment of license/permit. This notice must be completed within 30 days of the tendering of the