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### Procedural Requirements

Since the proposed rate formula adder constitutes a major rate adjustment as defined at 10 CFR 903.2, both public information forums and public comment forums have been held. However, the consultation and comment period has been shortened because of the financial hardship faced by the CRSP Basin Fund. After reviewing public comments, Western will recommend that the proposed rate formula adder or a revised proposed rate formula adder be approved on an interim basis by the DOE Deputy Secretary.

The proposed rate formula adder to the SLCA/IP firm power rates is being established pursuant to the Department of Energy Organization Act, 42 U.S.C. 7101-7352; the Reclamation Act of 1902, ch. 1093, 32 Stat. 388, as amended and supplemented by subsequent enactments, particularly section 9(c) of the Reclamation Project Act of 1939, 43 U.S.C. 485h(c); and other acts specifically applicable to the projects involved.

By Amendment No. 3 to Delegation Order No. 0204-108, published November 10, 1993 (58 FR 59716), the Secretary of DOE delegated (1) the authority to develop long-term power and transmission rates on a nonexclusive basis to the Administrator of Western; and (2) the authority to confirm, approve, and place into effect on a final basis, to remand, or to disapprove such rates to FERC. In Delegation Order No. 0204-172, effective November 24, 1999, the Secretary of Energy delegated the authority to confirm, approve, and place such rates into effect on an interim basis to the Deputy Secretary. Existing DOE procedures for public participation in power rate adjustments are found at 10 CFR part 903.

### Availability of Information

All studies, comments, letters, memorandums, or other documents made or kept by Western for developing the proposed rates are and will be made available for inspection and copying at the CRSP Management Center, located at 150 East Social Hall Avenue, Suite 300, Salt Lake City, UT 84111-1534.

### Regulatory Procedural Requirements

#### *Regulatory Flexibility Analysis*

The Regulatory Flexibility Act of 1980 (5 U.S.C. 601, *et seq.*) requires Federal agencies to perform a regulatory flexibility analysis if a final rule is likely to have a significant economic impact on a substantial number of small entities and there is a legal requirement to issue a general notice of proposed rulemaking. Western has determined that this action does not require a regulatory flexibility analysis since it is a rulemaking of particular applicability involving rates or services applicable to public property.

#### *Environmental Compliance*

In compliance with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321, *et seq.*); Council on Environmental Quality Regulations (40 CFR parts 1500-1508); and DOE NEPA Regulations (10 CFR part 1021), Western determined that this action is categorically excluded from the preparation of an environmental assessment or an environmental impact statement.

#### *Determination Under Executive Order 12866*

Western has an exemption from centralized regulatory review under Executive Order 12866; accordingly, no clearance of this notice by the Office of Management and Budget is required.

#### *Small Business Regulatory Enforcement Fairness Act*

Western has determined that this rule is exempt from Congressional notification requirements under 5 U.S.C. 801 because the action is a rulemaking of particular applicability relating to rates or services and involves matters of procedure.

Dated: November 27, 2000.

Michael S. Hacsakaylo,

Administrator.

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### ENVIRONMENTAL PROTECTION AGENCY

[FRL-6915-2]

#### Agency Information Collection Activities: Proposed Collection; Comment Request; Emission Certification and Participation in AB&T for Nonroad CI Engines and Nonroad SI Engines at or Below 19 kW

AGENCY: Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that EPA is planning to submit the following continuing Information Collection Requests (ICR) to the Office of Management and Budget (OMB): Non-road Compression-ignition Engine and On-road Heavy Duty Engine Application for Emission Certification, and Participation in the Averaging, Banking, and Trading Program, EPA ICR Number 1851.03, OMB Control Number 2060-0404, expiration date: 7/31/02, renewal; Application for Engine Emission Certification and Averaging, Banking, and Trading for New Nonroad Spark-ignition (SI) Engines At or Below 19 kilowatts, EPA Number 1695.06, OMB Control Number 2060-0338, expiring on 11/30/00, renewal.

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 February 9, 2001.

**ADDRESSES:** Office of Transportation and Air Quality, Certification and Compliance Division, Engine Programs Group, Ariel Rios Building, 1200 Pennsylvania Ave., NW., Mail Code 6403J, Washington, DC 20460. Interested persons may request a copy of the ICRs without charge from the contact person below.

**FOR FURTHER INFORMATION CONTACT:** Nydia Y. Reyes-Morales, tel.: (202) 564-9264; fax: (202) 565-2057; e-mail: [reyes-morales.nydia@epa.gov](mailto:reyes-morales.nydia@epa.gov)

#### **SUPPLEMENTARY INFORMATION:**

**Affected entities:** Entities potentially affected by this action are those which manufacture nonroad compression-ignition engines or nonroad spark ignition engines at or below 19 kW.

**Title:** Non-road Compression-ignition Engine and On-road Heavy Duty Engine Application for Emission Certification, and Participation in the Averaging, Banking, and Trading Program, EPA ICR Number 1851.03, OMB Control Number 2060-0404, expiration date: 7/31/2002. Although this ICR expires in 2002, we are renewing it now to include the requirements of ICR No.1684.04, Amendment to the Information Collection Request Compression Ignition Non-Road Engine Certification Application (OMB No. 2060-0287), which expires on 11/30/00. Both ICRs include burden associated with the emission certification and AB&T programs for non-road compression-ignition engines. However, ICR No. 1851

includes the burden for engines rated over 37 kW (50 Hp), whereas ICR No. 1684 includes the burden for engines under 37 kW. There are no major differences between the two categories, except that they became regulated at different times. With this consolidation, we combine all the burden associated with the certification and AB&T programs for non-road compression-ignition engines. See below for a description of the collection.

**Title:** Nonroad Spark Ignition (SI) Engines At or Below 19 kilowatts Certification Application and Participation in the Averaging, Banking, and Trading Program, (OMB Control Number 2060-0338; EPA ICR No.1695.06), expiring on 11/30/00.

**Abstract:** Both of these information collections (ICR Nos. 1851.03 and 1695.06) are requested under the authority of Title II of the Clean Air Act (42 U.S.C. 7521 *et seq.*). Under this Title, EPA is charged with issuing certificates of conformity for those engines which comply with applicable emission standards. Such a certificate must be issued before engines may be legally introduced into commerce. To apply for a certificate of conformity, manufacturers are required to submit descriptions of their planned production line, including detailed descriptions of the emission control

system, and test data. This information is organized by "engine family" groups expected to have similar emission characteristics. There are also recordkeeping and labeling requirements.

Those manufacturers electing to participate in the Averaging Banking and Trading Program for either non-road compression ignition engines or spark ignition engines at or below 19 kilowatts are also required to submit information regarding the calculation of projected and actual generation and usage of credits in an initial report, end-of-the-year report and final report. These reports are used for certification and enforcement purposes. Manufacturers need to maintain records for eight years on the engine families participating in the program.

All the information requested by these collections is required for various programs' implementation and activities. The information is collected by the Engine Programs Group, Certification and Compliance Division, Office of Transportation and Air Quality, Office of Air and Radiation. Certification information submitted by manufacturers is held as confidential until the specific engine to which it pertains is available for purchase. Confidentiality of proprietary information is granted in accordance

with the Freedom of Information Act, EPA regulations at 40 CFR 2, and class determinations issued by EPA's Office of General Counsel. 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 are listed in 40 CFR part 9 and 48 CFR Chapter 15.

The EPA would like to solicit comments 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.

TABLE I.—BURDEN STATEMENT

ICR	Estimated average burden hours/response	Frequency	Number of respondents (#engine families)	Cost per response	Capital and start up cost	Operation/maintenance costs	Purchase of services cost
Emission Certification:							
On-road HDE* .....	327.0	1	20 (152)	\$23,304.00	0	\$14,746.00	0
Non-road CI >50 Hp* .....	199.7	1	46 (202)	13,127.50	0	9.00	0
Non-road CI >50 Hp .....	400.0	1	23 (200)	20,000.00		9.00	
AB&T:							
On-road HDE .....	333	1	7	23,310.00	0	0	0
>50 Hp* .....	460	1	5	32,169.00	0	0	0
<50 Hp .....	460	1	0	32,169.00	0	0	0
SI Certification .....	256	1	50 (220)	16,847.50	0	9.00	0
SI AB&T .....	113	1	50	6,884.00	0	0	0

\* Burden already approved by OMB.

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; 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.

Dated: December 2, 2000.

**Robert Perciasepe,**

*Assistant Administrator for Air and Radiation.*

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