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List of Subjects

18 CFR Part 2

Electric utilities, Guidance and policy statements.

18 CFR Part 38

Conflict of interests, Electric power plants, Electric utilities, Incorporation by reference, Reporting and recordkeeping requirements.

By direction of the Commission.

Dated: July 21, 2016.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

In consideration of the foregoing, the Commission proposes to amend parts 2 and 38, chapter I, title 18, Code of Federal Regulations, as follows:

PART 2—GENERAL POLICY AND INTERPRETATIONS

■ 1. The authority citation for part 2 continues to read as follows:

Authority: 5 U.S.C. 601; 15 U.S.C. 717-717z, 3301-3432, 16 U.S.C. 792-828c, 2601-2645; 42 U.S.C. 4321-4370h, 7101-7352.

■ 2. Amend § 2.27 by revising paragraph (d) to read as follows:

§ 2.27 Availability of North American Energy Standards Board (NAESB) Smart Grid Standards as non-mandatory guidance.

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(d) WEQ-019, Customer Energy Usage Information Communication (WEQ Version 003.1, Sep. 30, 2015); and

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PART 38—STANDARDS FOR PUBLIC UTILITY BUSINESS OPERATIONS AND COMMUNICATIONS

■ 3. The authority citation for part 38 continues to read as follows:

Authority: 16 U.S.C. 791-825r, 2601-2645; 31 U.S.C. 9701; 42 U.S.C. 7101-7352.

■ 4. Amend § 38.1, by revising paragraph (b) to read as follows:

§ 38.1 Incorporation by reference of North American Energy Standards Board Wholesale Electric Quadrant standards.

* * * * *

(b) The business practice and electronic communication standards the Commission incorporates by reference are as follows:

(1) WEQ-000, Abbreviations, Acronyms, and Definition of Terms (Version 003.1, Sep., 30, 2015);

(2) WEQ-001, Open Access Same-Time Information System (OASIS), OASIS Version 2.1 (WEQ Version 003.1, Sep. 30, 2015) with the exception of Standards 001-9.5, 001-10.5, 001-14.1.3, 001-15.1.2 and 001-106.2.5);

(3) WEQ-002, Open Access Same-Time Information System (OASIS) Business Practice Standards and Communication Protocols (S&CP), OASIS Version 2.1 (WEQ Version 003.1, Sep. 30, 2015);

(4) WEQ-003, Open Access Same-Time Information System (OASIS) Data Dictionary Business Practice Standards, OASIS Version 2.1 (WEQ Version 003.1, Sep. 30, 2015);

(5) WEQ-004, Coordinate Interchange (WEQ Version 003.1, Sep. 30, 2015);

(6) WEQ-005, Area Control Error (ACE) Equation Special Cases (WEQ Version 003.1, Sep. 30, 2015);

(7) WEQ-006, Manual Time Error Correction (WEQ Version 003, Sep. 30, 2015);

(8) WEQ-007, Inadvertent Interchange Payback (WEQ Version 003.1, Sep. 30, 2015);

(9) WEQ-008, Transmission Loading Relief (TLR)—Eastern Interconnection (WEQ Version 003.1, Sep. 30, 2015);

(10) WEQ-011, Gas/Electric Coordination (WEQ Version 003.1, Sep. 30, 2015);

(11) WEQ-012, Public Key Infrastructure (PKI) (WEQ Version 003.1, Sep. 30, 2015);

(12) WEQ-013, Open Access Same-Time Information System (OASIS) Implementation Guide, OASIS Version 2.1 (WEQ Version 003.1, Sep. 30, 2015);

(13) WEQ-015, Measurement and Verification of Wholesale Electricity Demand Response (WEQ Version 003.1, Sep. 30, 2015);

(14) WEQ-021, Measurement and Verification of Energy Efficiency Products (WEQ Version 003.1, Sep. 30, 2015).

(15) WEQ-022, Electric Industry Registry Business Practice Standards (WEQ Version 003.1, Sep. 30, 2015); and

(16) WEQ-023, Modeling Business Practice Standards (WEQ Version 003.1, Sep. 30, 2015).

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 35

[Docket No. RM15-23-000]

Collection of Connected Entity Data From Regional Transmission Organizations and Independent System Operators; Withdrawal

AGENCY: Federal Energy Regulatory Commission, Department of Energy.

ACTION: Withdrawal of notice of proposed rulemaking and termination of rulemaking proceeding.

SUMMARY: The Federal Energy Regulatory Commission (Commission) is withdrawing its proposal to amend its regulations to require each regional transmission organization and independent system operator to electronically deliver to the Commission, on an ongoing basis, data required from its market participants that would: Identify the market participants by means of a common alpha-numeric identifier; list their "Connected Entities;" and describe in brief the nature of the relationship of each Connected Entity. The Commission is also concurrently issuing a Notice of Proposed Rulemaking in Docket No. RM16-17-000, which supersedes this proposal.

DATES: The notice of proposed rulemaking published on September 29, 2015, at 80 FR 58382, is withdrawn as of July 28, 2016.

FOR FURTHER INFORMATION CONTACT: Jamie Marcos, Office of Enforcement, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426, (202) 502-6628, Jamie.marcos@ferc.gov.

SUPPLEMENTARY INFORMATION:

1. On September 17, 2015, the Commission issued a Notice of Proposed Rulemaking (NOPR) in this proceeding.¹ For the reasons set forth below, we are exercising our discretion to withdraw the NOPR and terminate this rulemaking proceeding. The NOPR is superseded by the new proposal reflected in the concurrently issued NOPR on Data Collection for Analytics and Surveillance and Market-Based Rate Purposes (Data Collection NOPR).²

¹ *Collection of Connected Entity Data from Regional Transmission Organizations and Independent System Operators*, FERC Stats. & Regs. ¶ 32,711 (2015).

² *Data Collection for Analytics and Surveillance and Market-Based Rate Purposes*, 156 FERC ¶ 61,045 (2016).

2. In the NOPR, the Commission proposed to amend its regulations to require each regional transmission organization and independent system operator to electronically deliver to the Commission, on an ongoing basis, data required from its market participants that would: (i) Identify the market participants by means of a common alpha-numeric identifier; (ii) list their "Connected Entities," which included entities that have certain ownership, employment, debt, or contractual relationships with the market participants; and (iii) describe in brief the nature of the relationship of each Connected Entity. The Commission proposed to collect such information to assist with its screening and investigative efforts to detect market manipulation. The Commission has since developed a new proposal, as reflected in the concurrently issued Data Collection NOPR, which is substantially narrower than the proposal in the instant NOPR, and streamlines and consolidates the collection of market-based rate information with new information proposed to be collected for analytics and surveillance purposes. Among other things, in the Data Collection NOPR, the Commission proposes to require market-based rate sellers and certain market participants in Commission-jurisdictional organized electric markets to submit certain, defined information about their financial and legal connections to other entities. While the Data Collection NOPR proposes to collect similar information to that which was proposed in the NOPR in this proceeding, this new proposal presents substantial revisions, thereby superseding the proposal in the instant NOPR.

3. The Commission therefore withdraws the NOPR and terminates this rulemaking proceeding.

By direction of the Commission.

Dated: July 21, 2016.

Kimberly D. Bose,

Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 35

[Docket No. RM16-3-000]

Ownership Information in Market-Based Rate Filings; Withdrawal

AGENCY: Federal Energy Regulatory Commission, Department of Energy.

ACTION: Withdrawal of notice of proposed rulemaking and termination of rulemaking proceeding.

SUMMARY: The Federal Energy Regulatory Commission (Commission) is withdrawing its proposal to amend its regulations to clarify the scope of ownership information that sellers seeking to obtain or retain market-based rate authority must provide. The Commission is also concurrently issuing a Notice of Proposed Rulemaking in Docket No. RM16-17-000, which supersedes this proposal.

DATES: The notice of proposed rulemaking published on December 24, 2015, at 80 FR 80302, is withdrawn as of July 28, 2016.

FOR FURTHER INFORMATION CONTACT:

Ashley Dougherty (Technical Information), Office of Energy Market Regulation, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426, (202) 502-8851, ashley.dougherty@ferc.gov.

Laura Chipkin (Legal Information), Office of General Counsel, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426, (202) 502-8615, laura.chipkin@ferc.gov.

SUPPLEMENTARY INFORMATION:

1. On December 17, 2015, the Commission issued a Notice of Proposed Rulemaking (NOPR) in this proceeding.¹ For the reasons set forth below, we are exercising our discretion to withdraw the NOPR and terminate this rulemaking proceeding.

2. In the NOPR, the Commission proposed to amend its regulations to clarify the scope of ownership information that sellers seeking to obtain or retain market-based rate authority must provide. The Commission has since developed a new proposal, as reflected in a concurrently issued NOPR (Data Collection NOPR),² to streamline and consolidate the

collection of market-based rate (MBR) information with new information proposed to be collected for analytics and surveillance purposes. Among other things, in the Data Collection NOPR, the Commission proposes to change certain aspects of the substance and format of information submitted for MBR purposes, thereby superseding the proposed clarifications in the instant NOPR.

3. The Commission therefore withdraws the NOPR and terminates this rulemaking proceeding.

By the Commission.

Issued: July 21, 2016.

Kimberly D. Bose,

Secretary.

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 33

[EPA-HQ-OA-2006-0278; FRL-9946-26-OA]

RIN 2090-AA40

Participation by Disadvantaged Business Enterprises in Procurements Under EPA Financial Assistance Agreements

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule.

SUMMARY: Environmental Protection Agency (EPA) is proposing to amend the Disadvantaged Business Enterprise (DBE) program. These proposed amendments will improve the practical utility of the program, minimize burden, and clarify requirements that have been the subject of questions from recipients of EPA financial assistance and from disadvantaged business enterprises. These revisions are in accordance with the requirements of the Federal laws that govern the EPA DBE program.

DATES: Comments must be received on or before August 29, 2016.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-HQ-OA-2006-0278, at <http://www.regulations.gov>. Follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from *Regulations.gov*. The EPA may publish any comment received to its public docket. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is

¹ *Ownership Information in Market-Based Rate Filings*, FERC Stats & Regs. ¶ 32,713 (2015).

² *Data Collection for Analytics and Surveillance and Market-Based Rate Purposes*, 156 FERC ¶ 61,045 (2016).