

Consolidated filed a "Petition for Waiver," dated April 26, 1995, in accordance with section 430.27 of 10 CFR Part 430. The Department published in the Federal Register on November 22, 1995, Consolidated's Petition and solicited comments, data and information respecting the Petition. 60 FR 57854, November 22, 1995. Consolidated also filed an "Application for Interim Waiver" under section 430.27(b)(2), which DOE granted on November 13, 1995. 60 FR 57854, November 22, 1995.

No comments were received concerning either the "Petition for Waiver" or the "Application for Interim Waiver." The Department consulted with The Federal Trade Commission (FTC) concerning the Consolidated Petition. The FTC did not have any objections to the issuance of the waiver to Consolidated.

Assertions and Determinations

Consolidated's Petition seeks a waiver from the DOE test provisions that require a 1.5-minute time delay between the ignition of the burner and the starting of the circulating air blower. Consolidated requests the allowance to test using a 30-second blower time delay when testing its USA and UCA series furnaces. Consolidated states that since the 30-second delay is indicative of how these models actually operate, and since such a delay results in an average furnace AFUE improvement of 1.0 percent, the Petition should be granted.

Under specific circumstances, the DOE test procedure contains exceptions which allow testing with blower delay times of less than the prescribed 1.5-minute delay. Consolidated indicates that it is unable to take advantage of any of these exceptions for its USA and UCA series furnaces.

Since the blower controls incorporated on the Consolidated furnaces are designed to impose a 30-second blower delay in every instance of start up, and since the current test procedure provisions do not specifically address this type of control, DOE agrees that a waiver should be granted to allow the 30-second blower time delay when testing the Consolidated USA and UCA series furnaces. Accordingly, with regard to testing the USA and UCA series furnaces, today's Decision and Order exempts Consolidated from the existing test procedure provisions regarding blower controls and allows testing with the 30-second delay.

It is, therefore, ordered That:

(1) The "Petition for Waiver" filed by Consolidated Industries. (Case No. F-082) is hereby granted as set forth in

paragraph (2) below, subject to the provisions of paragraphs (3), (4), and (5).

(2) Notwithstanding any contrary provisions of Appendix N of 10 CFR Part 430, Subpart B, Consolidated Industries, shall be permitted to test its USA and UCA series furnaces on the basis of the test procedure specified in 10 CFR Part 430, with modifications set forth below:

(i) Section 3.0 of Appendix N is deleted and replaced with the following paragraph:

3.0 Test Procedure. Testing and measurements shall be as specified in section 9 in ANSI/ASHRAE Standard 103-82 with the exception of sections 9.2.2, 9.3.1, and 9.3.2, and the inclusion of the following additional procedures:

(ii) Add a new paragraph 3.10 to Appendix N as follows:

3.10 Gas- and Oil-Fueled Central Furnaces. The following paragraph is in lieu of the requirement specified in section 9.3.1 of ANSI/ASHRAE Standard 103-82. After equilibrium conditions are achieved following the cool-down test and the required measurements performed, turn on the furnace and measure the flue gas temperature, using the thermocouple grid described above, at 0.5 and 2.5 minutes after the main burner(s) comes on. After the burner start-up, delay the blower start-up by 1.5 minutes (t-), unless: (1) The furnace employs a single motor to drive the power burner and the indoor air circulating blower, in which case the burner and blower shall be started together; or (2) the furnace is designed to operate using an unvarying delay time that is other than 1.5 minutes, in which case the fan control shall be permitted to start the blower; or (3) the delay time results in the activation of a temperature safety device which shuts off the burner, in which case the fan control shall be permitted to start the blower. In the latter case, if the fan control is adjustable, set it to start the blower at the highest temperature. If the fan control is permitted to start the blower, measure time delay, (t-), using a stopwatch. Record the measured temperatures. During the heat-up test for oil-fueled furnaces, maintain the draft in the flue pipe within ± 0.01 inch of water column of the manufacturer's recommended on-period draft.

(iii) With the exception of the modifications set forth above, Consolidated Industries shall comply in all respects with the test procedures specified in Appendix N of 10 CFR Part 430, Subpart B.

(3) The Waiver shall remain in effect from the date of issuance of this Order until DOE prescribes final test

procedures appropriate to the USA and UCA series furnaces manufactured by Consolidated Industries.

(4) This Waiver is based upon the presumed validity of statements, allegations, and documentary materials submitted by the petitioner. This Waiver may be revoked or modified at any time upon a determination that the factual basis underlying the Petition is incorrect.

(5) Effective 1/30/96, this Waiver supersedes the Interim Waiver granted Consolidated Industries on November 13, 1995. 60 FR 57854, November 22, 1995 (Case No. F-082).

Issued In Washington, DC, on January 30, 1996.

Christine A. Ervin,
Assistant Secretary, Energy Efficiency and Renewable Energy.

[FR Doc. 96-2349 Filed 2-2-96; 8:45 am]

BILLING CODE 6450-01-P

Office of Energy Research

High Energy Physics Advisory Panel; Notice of Open Meeting

AGENCY: Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770), notice is given of a meeting of the High Energy Physics Advisory Panel.

DATES: Tuesday, February 27, 1996; 9 a.m. to 6 p.m.; and Wednesday, February 28, 1996; 9 a.m.-4 p.m.

ADDRESSES: Radisson Barcelo Hotel, 2121 P Street, NW., Washington, DC 20037.

FOR FURTHER INFORMATION CONTACT: Dr. P. K. Williams, Executive Secretary, High Energy Physics Advisory Panel, U.S. Department of Energy, ER-221, GTN, Germantown, Maryland 20874, Telephone: (301) 903-4829.

SUPPLEMENTARY INFORMATION:

Purpose of the Meeting: To provide advice and guidance on a continuing basis with respect to the high energy physics research program.

Tentative Agenda:

Tuesday, February 27, 1996 and Wednesday, February 28, 1996:

Discussion of Department of Energy High Energy Physics Programs and FY 1997 Presidential Budget Request
Discussion of National Science Foundation Elementary Particle Physics Programs and FY 1997 Presidential Budget Request
Presentation of Report on Composite Subpanel for the Assessment of the Status of Accelerator Physics and Technology

Discussion of Status of Large Hadron Collider Project and U.S. Participation
 Discussion of Technology R&D Program
 Discussion of University-based High Energy Physics Programs
 Reports on and Discussions of Topics of General Interest in High Energy Physics
 Public Comment (10 minute rule)

Public Participation: The two-day meeting is open to the public. The Chairperson of the Panel is empowered to conduct the meeting in a fashion that will, in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to make oral statements pertaining to agenda items should contact the Executive Secretary at the address or telephone number listed above. Requests must be received at least 5 days prior to the meeting and reasonable provision will be made to include the presentation on the agenda.

Minutes: Available for public review and copying at the Public Reading Room, Room 1E-190, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC between 9 a.m. and 4 p.m., Monday through Friday, except Federal holidays.

Issued at Washington, DC on January 29, 1996.

Rachel Murphy Samuel,
Acting Deputy Advisory Committee Management Officer.

[FR Doc. 96-2347 Filed 2-2-96; 8:45 am]

BILLING CODE 6450-01-P

Federal Energy Regulatory Commission

[Docket No. RP90-137-027]

Williston Basin Interstate Pipeline Company; Notice of Refund Report

January 24, 1996.

Take notice that on September 15, 1995, Williston Basin Interstate Pipeline Company (Williston Basin), tendered for filing with the Commission, under protest, its Refund Report made in compliance with Ordering Paragraph (C) of the Commission's "Order on Technical Conference" issued August 2, 1995 in the above-referenced docket.

Williston Basin states that on September 1, 1995, a total refund of \$391,628.19 was sent to Western Gas Resources, Inc. (Western) for the take-or-pay volumetric surcharge amounts previously collected through transportation rates charged for the gas placed in storage in accordance with a Rate Schedule S-2 Service Agreement between Williston Basin and Chevron U.S.A. Inc. with Western acting as its

agent. This refund, for the period January 1, 1991 through September 1, 1995, also includes interest in accordance with Section 154.67(c) of the Commission's Regulations.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Rule 211 of the Commission's Rules of Practice and Procedure (18 CFR 385.211). All such protests must be filed on or before January 31, 1996. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 96-2445 Filed 2-2-96; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP90-137-029]

Williston Basin Interstate Pipeline Company; Notice of Refund Report

January 24, 1996.

Take notice that on January 5, 1996, Williston Basin Interstate Pipeline Company (Williston Basin), tendered for filing with the Commission, under protest, its Refund Report made in compliance with ordering Paragraph (D) of the Commission's "Order Denying Rehearing, Granting Requests for Exemptions and Ordering Refunds" issued December 6, 1995 in Docket Nos. RP90-137-020, RP90-137-021, RP90-137-022, RP90-137-023, RP90-137-025 and RP90-137-026.

Williston Basin states that on December 22, 1995, refunds were sent to applicable shippers for the take-or-pay volumetric surcharge amounts previously collected through transportation rates charged for the gas placed in storage in accordance with Rate Schedule S-2 Service Agreements between Williston Basin and such applicable shippers. These refunds, for the period November 1, 1990 through August 31, 1995, also include interest through December 22, 1995, in accordance with Section 154.501 of the Commission's Regulations.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with 18 CFR 385.211 of the Commission's Rules and Regulations. All such protests must be filed on or before January 31, 1996.

Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make Protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 96-2446 Filed 2-2-96; 8:45 am]

BILLING CODE 6717-01-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5417-1]

Agency Information Collection Activities Under OMB Review; Information Requirements for Petitions To Modify the List of Regulated Substances Under Section 112(r) of the Clean Air Act, as Amended (EPA # 1606.02)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR) for "Information Requirements for Petitions to Modify the List of Regulated Substances Under Section 112(r) of the Clean Air Act, as Amended" described below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before March 6, 1996.

FOR FURTHER INFORMATION OR A COPY CALL: Sandy Farmer at EPA, (202) 260-2740, and refer to EPA ICR No. 1606.02.

SUPPLEMENTARY INFORMATION:

Title: Information Requirements for Petitions to Modify the List of Regulated Substances Under Section 112(r) of the Clean Air Act, as Amended (OMB Control No. 2050-0127; EPA ICR No. 1606.02). This is a request for extension of a currently approved collection.

Abstract: This information collection addresses the requirements for submitting petitions to modify the list of regulated substances under section 112(r) of the CAA. CAA section 112(r) requires EPA to promulgate a list of at least 100 substances ("regulated substances") that are known to cause, or may be reasonable anticipated to cause,