

Guidelines ¶ 26,693 (D.D.C. June 8, 1995). In fact, in the case just cited, the UTM had attempted to appeal the 1993 Order that FERC issued to Occidental; the federal district court granted the DOE's motion to dismiss for lack of standing. Accordingly, the UTM, having declined to pursue their own private action pursuant to Section 210, have no right to complain about the government's enforcement efforts, let alone seek the federal government's share of the funds resulting from those efforts.

VII. Final Refund Procedures

Because we have determined that 100 percent of the consent order funds are crude oil funds, the funds will be distributed according to the Stripper Well Settlement Agreement and the MSRP. We have reserved the full 20 percent (\$55 million), plus accrued interest, for direct restitution to injured purchasers of crude oil and refined petroleum products. The remaining 80 percent (\$220 million) will be distributed in equal shares to the states and the federal government.

As indicated above, the funds reserved for direct restitution to injured purchasers will be available for distribution through OHA's Subpart V crude oil overcharge refund proceeding. We have previously discussed the application requirements and standards that apply in that proceeding. Because the deadline for the filing of applications has now passed, we do not believe that it is necessary to reiterate those matters. In accordance with the MSRP, any funds remaining after the conclusion of the Subpart V crude oil overcharge refund proceeding will be distributed to the states and the federal government in equal shares.

With respect to the funds made available to the states for indirect restitution, we note that the share or ratio of the funds which each state will receive is contained in Exhibit H of the Stripper Well Settlement Agreement. When disbursed, these funds will be subject to the same limitations and reporting requirements as all other crude oil monies received by the states under the Stripper Well Settlement Agreement.

Based on the foregoing, we have determined that the \$100 million initial payment made by Occidental be distributed as follows: \$20 million, plus accrued interest, to the DOE interest-bearing escrow account for crude oil claimants, \$40 million, plus accrued interest, to the DOE interest-bearing escrow account for the states, and \$40 million, plus accrued interest, to the DOE interest-bearing escrow account for the federal government. We have further determined that, upon remittance to the DOE, Occidental's subsequent five annual payments of \$35 million, plus accrued interest, be distributed to the same accounts in the same proportions.

It is therefore ordered that:

(1) The Director of Special Accounts and Payroll, Office of Departmental Accounting and Financial Systems Development, Office of the Controller of the Department of Energy shall take all steps necessary to transfer the consent order funds remitted by Occidental Petroleum Corporation, plus accrued interest, pursuant to Paragraphs (2), (3), (4), and (5) of this Decision and Order.

(2) The Director of Special Accounts and Payroll shall transfer \$40 million, plus any accrued interest, of the funds referenced in Paragraph (1) above, into the subaccount denominated "Crude Tracking-States," Number 999DOE003W.

(3) The Director of Special Accounts and Payroll shall transfer \$40 million, plus any accrued interest, of the funds referenced in Paragraph (1) above, into the subaccount denominated "Crude Tracking-Federal," Number 999DOE002W.

(4) The Director of Special Accounts and Payroll shall transfer \$20 million, plus any accrued interest, of the funds referenced in Paragraph (1) above, into the subaccount denominated "Crude Tracking-Claimants 4," Number 999DOE010Z.

(5) Upon each future receipt of funds referenced in Paragraph (1) above, the Director of Special Accounts and Payroll shall transfer 40 percent, plus any accrued interest, to each of the subaccounts specified in Paragraphs (2) and (3) above, and 20 percent to the subaccount specified in Paragraph (4) above.

(6) This is a final Order of the Department of Energy.

Dated: January 31, 1996.

George B. Breznay,

Director, Office of Hearings and Appeals.

[FR Doc. 96-3057 Filed 2-9-96; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

Agency Information Collection Activities up for Renewal

[AMS-FRL-5420-8]

Selective Enforcement Auditing Reporting and Record keeping Requirements for On-Highway Light-Duty Vehicles, Light-Duty Trucks, and Heavy-Duty Engines; Large Nonroad Compression Ignition Engines; and Nonroad Spark-ignition Engines at and Below 19 Kilowatts

AGENCY: Environmental Protection Agency.

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is planning to submit the following proposed and/or continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB). 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 April 12, 1996.

ADDRESSES: Engine Programs and Compliance Division, 401 M Street, SW

(6403J), Washington, DC 20460.

Interested persons may request a copy of the ICR, without charge, by writing, faxing, or phoning the contact person below.

FOR FURTHER INFORMATION CONTACT: Rick Gezelle, Office of Mobile Sources, Engine Programs and Compliance Division, (202) 233-9267, (202) 233-9596 (fax).

Affected Entities

Entities potentially affected by this action are manufacturers of on-highway light-duty vehicles, light-duty trucks, and heavy-duty engines; and manufacturers of small nonroad spark-ignition engines and large nonroad compression-ignition engines.

Title

Selective Enforcement Auditing Reporting and Record keeping Requirements for On-Highway Light-Duty Vehicles, Light-Duty Trucks, and Heavy-Duty Engines; Large Nonroad Compression Ignition Engines; and Small Nonroad Spark-ignition Engines. (OMB #: 2060-0064, approved through 3/31/96).

Abstract

Manufacturers of on-highway light-duty vehicles (LDVs), light-duty trucks (LDTs), and heavy-duty engines (HDEs); and manufacturers of small nonroad spark-ignition engines (SIEs) and large nonroad compression-ignition engines (CIEs) will report and keep records of production information, Selective Enforcement Audit information, test data, audit reports, and laboratory information. Manufacturers will submit production reports at the beginning of each model year, voluntarily submit production line test data acquired from a manufacturer's own testing program, and submit audit information at the conclusion of a Selective enforcement Audit. EPA will use this information to plan audits and to verify that production line engines are in compliance with emission standards.

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.

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.

BURDEN STATEMENT

	Estimated avg. bur- den hours	Estimated avg. cost/re- sponse	Estimated avg. fre- quency	Estimated avg. No. of respondents
A. Assembly Line Test Reports:				
1. LDVs & LDTs	24	\$1,440	4	18
2. On-Highway HDEs	18	1,080	4	13
3. Large NR CIEs	15	900	4	20
4. Small NR SIEs	15	900	4	20
B. Projected Sales Data:				
1. LDVs and LDTs	(¹)	(¹)	(¹)	(¹)
2. On-Highway HDEs	6	\$360	1	22
3. Large NR CIEs	8	480	1	20
4. Small NR SIEs	8	480	1	20
C. Selective Enforcement Audits:				
1. LDVs and LDTs	80	\$4,800	1	6
2. On-Highway HDEs	640	38,400	1.25	8
3. Large NR CIEs	640	38,400	1	10
4. Small NR SIEs	640	38,400	1	10

¹ Not Applicable.

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 14, 1995.

Donald E. Zinger,

Acting Director, Office of Mobile Sources.

[FR Doc. 96-3025 Filed 2-9-96; 8:45 am]

BILLING CODE 6560-50-P

[FRL-5420-6]

Access to Confidential Business Information By Booz-Allen, & Hamilton, Inc.

AGENCY: Environmental Protection Agency.

ACTION: Notice.

SUMMARY: EPA is authorizing Booz-Allen, & Hamilton, Inc. to participate in

reviews of selected Superfund cost recovery documentation and records management. During the review, the contractor will have access to information which has been submitted to EPA under section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). Some of this information may be claimed or determined to be Confidential Business Information (CBI).

DATES: The contractor (Booz-Allen, & Hamilton, Inc.) will have access to this data five working days from the date of this notice.

ADDRESSES: Send or deliver, written comments to Veronica Kuczynski, U.S. Environmental Protection Agency, Office of the Comptroller (3PM30), 841 Chestnut Building, Philadelphia, Pennsylvania 19107.

FOR FURTHER INFORMATION CONTACT: Veronica Kuczynski, Office of the Comptroller, (3PM30), 841 Chestnut Building, Philadelphia, Pennsylvania 19107, Telephone (215) 597-9955.

SUPPLEMENTARY INFORMATION: Under Contract 68-W4-0010, Work Assignment #ESS026, Booz-Allen, & Hamilton, Inc. will be conducting an on-site review of the procedures and systems currently in place for compliance with Superfund cost recovery and record keeping requirements in the State of Pennsylvania. This review involves conducting transaction testing to evaluate recipient conformance with

applicable regulations and acceptable business practices and documenting findings. The contractor will examine transactions for the following:

(1) Expenditures Review: expenditure documentation such as expense reports, timesheets, and purchase requests from the point of origination to the point of payment to determine compliance with such requirements as site-specific accounting data, authorizing signature and reconciliation of timesheets to expense reports.

(2) Financial Reports: review financial drawdowns, Financial Status Reports, and internal status reports, to determine if information is consistent between these documents, if recipient is properly using information, and if the reports are submitted when required.

(3) Record Keeping Procedures: review samples of Superfund documentation to determine the effectiveness of the recipient procedures to manage and reconcile this documentation (focusing on site-specific documentation, retention schedules, and the ability of the recipient to provide EPA with required financial documentation for cost recovery purposes in the specified time frame).

In providing this support, Booz-Allen, & Hamilton, Inc., employees may have access to recipient documents which potentially include financial documents submitted under section 104 of CERCLA, some of which may contain information claimed or determined to be CBI.