

**ADDRESSES:** Send comments, referencing EPA ICR No. 1663.03 and OMB Control No. 2060-0376, to the following addresses: Susan Auby, U.S. Environmental Protection Agency, Collection Strategies Division (Mail Code 2822), 1200 Pennsylvania Avenue, NW., Washington, DC 20460-0001; and to Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** For a copy of the ICR contact Susan Auby at EPA by phone at (202) 260-4901, by E-Mail at auby.susan@epamail.epa.gov or download off the Internet at <http://www.epa.gov/icr> and refer to EPA ICR No. 1663.03. For technical questions about the ICR contact Barrett Parker at (919)-541-5635.

#### **SUPPLEMENTARY INFORMATION:**

##### **Title**

Compliance Assurance Monitoring Program, OMB Control Number 2060-0376, EPA ICR Number 1663.03, expiration date September 30, 2001. This is a request for extension of a currently approved collection.

##### **Abstract**

The Clean Air Act contains several provisions directing us to require owners or operators to conduct monitoring and to certify that they are complying with applicable requirements. These provisions are set forth in both title V (operating permits provisions) and section 114 of title I (enforcement provisions) of the Act. Title V directs us to implement monitoring certification requirements through the operating permits program. Section 504(b) of the Act allows us to prescribe by rule, methods and procedures for determining compliance and states that continuous emission monitoring systems need not be required if other methods or procedures provide sufficiently reliable and timely information for determining compliance. Under section 504(c), each operating permit must "set forth inspection, entry, monitoring, compliance, certification, and reporting requirements to assure compliance with the permit terms and conditions." Section 114(a)(3) requires us to promulgate rules on enhanced monitoring and compliance certifications. Section 114(a)(1) of the Act provides additional authority concerning monitoring, reporting, and recordkeeping requirements. That section provides the Administrator with the authority to require any owner or

operator of a source to install and operate monitoring systems and to record the resulting monitoring data. Regulations to implement these authorities were promulgated at 62 FR 54900 (October 22, 1997). In accordance with section 503(e) of the Act, monitoring information to be submitted by source owners and operators as part of their monitoring reports and compliance certifications shall be available to the public, except as entitled to protection from disclosure as allowed in section 114(c) of the Act.

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 **Federal Register** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on April 26, 2001, (66 FR 20987); no comments were received.

##### **Burden Statement**

The annual public reporting and recordkeeping burden for this collection of information is estimated to average 43 hours per response. 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.

**Respondents/Affected Entities:** Owner/operators of Title V sources, CAM Rule.

**Estimated Number of Respondents:** 2,020.

**Frequency of Response:** On occasion, Semi-annually.

**Estimated Total Annual Hour Burden:** 172,698.

**Estimated Total Annualized Capital, O&M Cost Burden:** \$9,699,000.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection

techniques to the addresses listed above. Please refer to EPA ICR No. 1663.03 and OMB Control No. 2060-0376 in any correspondence.

Dated: September 26, 2001.

**Oscar Morales,**

*Director, Collection Strategies Division.*

[FR Doc. 01-26266 Filed 10-17-01; 8:45 am]

**BILLING CODE 6560-50-P**

## **ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7085-2]

### **Notice of Availability of the Draft Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards, and the Draft Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice, request for comments.

**SUMMARY:** The intent of this notice is to announce the availability for public comment of two draft documents. The first document is titled "Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards." The second document is titled "Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes." By making these documents available for review and comment, we hope to encourage greater involvement by states, industry, and the public.

**DATES:** To make sure we consider your comments on these documents, we must receive them by December 3, 2001.

**ADDRESSES:** If you wish to comment on the draft "Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards," you must submit an original and two copies of the comments referencing Docket No. F-2001-DRG1-FFFFF. If you wish to comment on the draft "Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes," you must submit an original and two copies of the comments referencing Docket No. F-2001-DRG2-FFFFF. If using regular U.S. Postal Service mail to: RCRA Docket Information Center (RIC), Office of Solid Waste (5305G), U.S. Environmental Protection Agency Headquarters (EPA HQ), Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. If using special delivery, such as overnight express service, send to: RCRA Information Center (RIC), located at Crystal Gateway

One, 1235 Jefferson Davis Highway, First Floor, Arlington, Virginia 22202. Hand deliveries of comments should be made to the Arlington, VA address above. You may also submit comments electronically by sending electronic mail through the Internet to: [rcra-docket@epamail.epa.gov](mailto:rcra-docket@epamail.epa.gov). You should identify comments in electronic format with the appropriate docket number. You must submit all electronic comments as an ASCII (text) file, avoiding the use of special characters and any type of encryption. If you do not submit comments electronically, EPA is asking prospective commenters to voluntarily submit one additional copy of their comments on labeled personal computer diskettes in ASCII (text) format or a word processing format that can be converted to ASCII (text). It is essential to specify on the disk label the word processing software and version/edition as well as the commenter's name. This will allow us to convert the comments into one of the word processing formats utilized by the Agency. Please use mailing envelopes designed to physically protect the submitted diskettes. We emphasize that submission of diskettes is not mandatory, nor will it result in any advantage or disadvantage to any commenter.

You should not submit electronically any confidential business information (CBI). You must submit an original and two copies of the CBI under separate cover to: RCRA CBI Document Control Officer, Office of Solid Waste (5305W), U.S. EPA, Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20460.

The Agency urges commenters submitting data in support of their views to include data evidence that appropriate quality assurance/quality control<sup>1</sup> (QA/QC) procedures were followed in generating the data. Data that the Agency cannot verify through QA/QC documentation may be given less consideration or disregarded in developing the final documents.

You may view public comments and supporting materials in the RCRA Information Center (RIC), located at Crystal Gateway One, 1235 Jefferson Davis Highway, First Floor, Arlington, Virginia. The RIC is open from 9 a.m. to 4 p.m., Monday through Friday, except for Federal holidays. To review docket materials, the public must make an appointment by calling 703-603-9230. The public may copy a maximum of 100

pages from any regulatory docket at no charge. Additional copies cost \$0.15 per page. Each docket index and notice is available electronically. See the **SUPPLEMENTARY INFORMATION** section for information on accessing these materials.

**FOR FURTHER INFORMATION CONTACT:** For general information or to obtain copies of the draft documents, contact the RCRA Hotline at (800) 424-9346 (toll-free) or TDD (800) 553-7672 (hearing impaired). In the Washington, DC, metropolitan area, call (703) 412-9810 or TDD (703) 412-3323. For information on specific aspects of the draft "Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards," contact Rhonda Minnick, Office of Solid Waste (5302W), U.S. EPA, Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. Rhonda Minnick may be reached at 703-308-8771, [minnick.rhonda@epa.gov](mailto:minnick.rhonda@epa.gov). For specific information on specific aspects of the draft "Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes," contact Rita Chow, Office of Solid Waste (5302W), U.S. EPA, Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. Rita Chow may be reached at 703-308-6158, [chow.rita@epamail.epa.gov](mailto:chow.rita@epamail.epa.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Availability of Draft Documents on Internet**

Please follow these instructions to access the draft documents from the World Wide Web (WWW): (1) For the draft "Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards," type <http://www.epa.gov/> and (2) For the draft "Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes," type <http://www.epa.gov/>.

##### **II. Guidance on Demonstrating Compliance With the Land Disposal Restrictions Alternative Soil Treatment Standards**

###### *A. What Are the Land Disposal Restrictions (LDR) Alternative Soil Treatment Standards?*

The Agency promulgated alternative LDR treatment standards for hazardous soil in the Phase IV rule, published May 26, 1998 (63 FR 28556 and 40 CFR 268.49). The LDR treatment standards apply to soils contaminated with hazardous wastes which are excavated and will be land disposed. Under the LDR regulations, you may elect to meet

either the alternative soil treatment standards at 40 CFR 268.49, or the more generic treatment standards at 40 CFR 268.40. The alternative treatment standards require that such hazardous soil be treated to reduce concentrations of hazardous constituents by 90 percent, or to meet the hazardous constituent concentrations that are 10 times the Universal Treatment Standard (UTS) found at 40 CFR 268.48, whichever is greater.

###### *B. What Is Included in the Draft Guidance Document?*

The interim guidance discusses the alternative treatment standards and why they were developed. It then presents step-by-step guidance on statistical and non-statistical approaches that can help you measure compliance with the alternative soil treatment standards.

###### *C. Can the Draft Guidance Be Used Now?*

We are requesting comment on the guidance before it is finalized. However, since the document provides guidance regarding existing rules, and does not impose any regulatory requirements, it may be referred to for assistance in how to apply those underlying rules.

#### **III. Interpretative Memorandum on the Stabilization of Organic-Bearing Hazardous Wastes**

##### *A. What Is the Purpose of This Draft Interpretative Memorandum?*

The use of stabilization for organic-bearing hazardous wastes to comply with Land Disposal Restrictions (LDR) has been of interest to the regulated community. This draft interpretative memorandum discusses circumstances where stabilization of hazardous organic constituents may be a permissible form of treatment, where it may be classified as impermissible dilution under the LDR program, and describes factors to consider when making these evaluations.

##### *B. Request for Comment*

The Agency is requesting comment on this draft interpretative memorandum prior to being finalized. Specifically, the Agency is seeking comment on the need for this interpretative memorandum, additional situations and factors where stabilization may be inappropriate, as well as appropriate for organic-bearing hazardous wastes, and treatment performance data on cases where stabilization was used to treat organic-bearing hazardous wastes.

The guidance document is not a binding regulation, and any decisions regarding legality of organic stabilization activities must still be

<sup>1</sup> For guidance as to how to do so, see Final Best Demonstrated Available Technology (BDAT) Background Document for Quality Assurance/Quality Control Procedures and Methodology; USEPA, October 23, 1991.

justified on a case-by-case basis, not merely by reference to the guidance document. Within these constraints, persons are free to consult the interpretive memorandum as an aid in addressing issues regarding legality under existing rules of organic stabilization activities.

Dated: October 4, 2001.

**Elizabeth A. Cotsworth,**

*Director, Office of Solid Waste.*

[FR Doc. 01-26087 Filed 10-17-01; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7086-5]

### Clean Water Act Class II: Proposed Consent Agreement and Opportunity To Comment Regarding the South East Regional Reclamation Authority ("S.E.R.R.A.") Proceeding Under Clean Water Act Section 309(g)(i), (2)(B) and 40 CFR 22.13(b)

**AGENCY:** Environmental Protection Agency ("EPA").

**ACTION:** Notice.

**SUMMARY:** EPA is providing notice of a proposed Complaint/Consent Agreement for alleged violations of the Clean Water Act ("Act"). EPA is also providing notice of opportunity to comment on the proposed Complaint/Consent Agreement.

EPA is authorized under section 309(g) of the Act, 33 U.S.C. 1319(g), to assess a civil penalty after providing the person subject to the penalty notice of the proposed penalty and the opportunity for a hearing, and after providing interested persons notice of the proposed penalty and a reasonable opportunity to comment on its issuance. Under section 309(g), any person who violates section 405 of the Clean Water Act, 33 U.S.C. 1345, may be assessed a penalty in a "Class II" administrative penalty proceeding.

Class II proceedings under section 309(g) are conducted in accordance with the "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation, Termination or Suspension of Permits," 40 CFR part 22 ("Consolidated Rules"), published at 64 FR 40138, 40177 (July 23, 1999). The procedures through which the public may submit written comment on a proposed Class II order or participate in a Class II proceeding, and the procedures by which a respondent may request a hearing, are

set forth in the Consolidated Rules. The deadline for submitting public comment on a proposed Class II order under 40 CFR 22.13(b) and 22.45(b) is forty (40) days after publication of this notice.

On September 28, 2001 EPA filed with Danielle Carr, Regional Hearing Clerk, U.S. EPA, Region IX, 75 Hawthorne Street, San Francisco, California 94105, (415) 744-1391, the following Complaint/Consent Agreement:

In the Matter of South East Regional Reclamation Authority (S.E.R.R.A.), Docket No. CWA-9-2001-0004.

For the alleged violations set forth in the Complaint/Consent Agreement, Respondent S.E.R.R.A. agrees to pay to the United States a civil penalty of \$72,000 (seventy-two thousand dollars) for violations of section 405 of the Act, 33 U.S.C. 1345, for the preparation and application of improperly treated sewage sludge.

Procedures by which the public may comment on a proposed Class II penalty or participate in a Class II penalty proceeding are set forth in the Consolidated Rules. The deadline for submitting public comment on a proposed Class II penalty is forty (40) days after issuance of public notice in a proceeding pursuant to section 309(g)(1) of the Act and 40 CFR 22.13(b) and 22.45(b).

#### FOR FURTHER INFORMATION CONTACT:

Persons wishing to receive a copy of EPA's Consolidated Rules, review the Complaint/Consent Agreement or other documents filed in this proceeding comment upon the proposal assessment, or otherwise participate in the proceeding should contact Danielle Carr, Regional Hearing Clerk, U.S. EPA, Region IX, 75 Hawthorne Street, San Francisco, California 94105, (415) 744-1391. The administrative record for this proceeding is located in the EPA Regional Office identified above, and the file will be open for public inspection during normal business hours. All information submitted by S.E.R.R.A. is available as part of the administrative record, subject to provisions of law restricting public disclosure of confidential information. In order to provide opportunity for public comment, EPA will issue no final order assessing a penalty in these proceedings prior to forty (40) days after the date of publication of this notice.

Dated: September 28, 2001.

**Mike Schultz,**

*Director, Water Division.*

[FR Doc. 01-26267 Filed 10-17-01; 8:45 am]

BILLING CODE 6560-50-M

## FEDERAL COMMUNICATIONS COMMISSION

[CC Docket No. 92-237; DA 01-2393]

### Renewal of North American Numbering Council Charter

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** On October 15, 2001, the Commission released a public notice announcing GSA approves renewal of North American Numbering Council charter through October 4, 2003. The intended effect of this action is to make the public aware of the renewal of the North American Numbering Council charter through October 4, 2003.

#### FOR FURTHER INFORMATION CONTACT:

Deborah Blue, Special Assistant to the Designated Federal Officer (DFO) at (202) 418-2320 or [dblue@fcc.gov](mailto:dblue@fcc.gov). The address is: Network Services Division, Common Carrier Bureau, Federal Communications Commission, 445 Twelfth Street, SW, Room 6-A207, Washington, DC 20554. The fax number is: (202) 418-2345. The TTY number is: (202) 418-0484.

**SUPPLEMENTARY INFORMATION:** Released: October 15, 2001.

The GSA has renewed the charter of the North American Numbering Council (Council) through October 4, 2003. The Council will continue to advise the Federal Communications Commission (Commission) on rapidly evolving and competitively significant numbering issues facing the telecommunications industry.

In October 1995, the Commission established the North American Numbering Council, a Federal advisory committee created pursuant to the Federal Advisory Committee Act, 5 U.S.C., App. 2 (1988), to advise the Commission on issues related to North American Numbering Plan (NANP) administration in the United States, including local number portability administration issues. The original charter of the Council was effective on October 5, 1995, establishing an initial two-year term. The first amended charter was effective on October 5, 1997, renewing the term of the Council for an additional two years. The second amended charter was effective on October 5, 1999, renewing the term of the Council for an additional two years.

Since the last charter renewal, the Council has provided the Commission with critically important recommendations regarding numbering issues. During the term of the prior amended charter, the Council made