

Magalie R. Salas,
Secretary.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7203-1]

Agency Information Collection Activities: Proposed Collection; Comment Request; Report to Congress on Impacts and Control of Combined Sewer Overflows and Sanitary Sewer Overflows

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 proposed Information Collection Request (ICR) to the Office of Management and Budget (OMB): Report to Congress on Impacts and Control of Combined Sewer Overflows and Sanitary Sewer Overflows (ICR Number 2063.01). 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 July 1, 2002.

ADDRESSES: Send written comments to Environmental Protection Agency, Office of Wastewater Management, (MC 4203), EPA East Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. Express mail and courier shipments should be sent to Environmental Protection Agency, Office of Wastewater Management, EPA East, 1201 Constitution Ave., NW, Seventh Floor (MC 4203), Washington, DC 20004. Comments may be sent electronically to debell.kevin@epa.gov. Interested persons may obtain a copy of the proposed ICR without charge by calling or writing to Kevin DeBell at the Office of Wastewater Management, MC 4203, EPA East Building, 1200 Pennsylvania Avenue, NW, Washington, DC 20460; telephone (202) 564-0040; e-mail debell.kevin@epa.gov.

FOR FURTHER INFORMATION CONTACT: Kevin DeBell, EPA, Office of Wastewater Management, MC 4203, EPA East Building, 1200 Pennsylvania Avenue, NW, Washington, DC 20460; telephone (202) 564-0040; fax (202) 564-6392; e-mail debell.kevin@epa.gov.

SUPPLEMENTARY INFORMATION:

Affected entities: Entities potentially affected by this action include municipalities that have had either combined sewer overflows or sanitary sewer overflows.

Title: Report to Congress on Impacts and Control of Combined Sewer Overflows and Sanitary Sewer Overflows (ICR Number 2063.01).

Abstract: EPA is proposing this ICR to support the development of a Report to Congress that will summarize the extent of human health and environmental impacts caused by municipal combined sewer overflows (CSOs) and sanitary sewer overflows (SSOs), including the location of discharges causing such impacts, the volume of pollutants discharged, and the constituents discharged; the resources spent to address these impacts; and, an evaluation of the technologies used by municipalities to address these impacts. The requirement to develop this Report was included in the Consolidated Appropriations Act for Fiscal Year 2001, Public Law 106-554.

EPA has previously estimated that there are more than 19,000 publicly owned treatment works (POTWs) nationwide, providing municipal wastewater collection and/or treatment. Nearly all of these POTWs provide wastewater collection and/or treatment for areas served by separate sanitary sewer systems. SSOs, which are releases of raw sewage, occur when the separate sanitary sewer systems fail. A small subset, approximately 850 POTWs, transport and/or treat wastewater flow from areas served by combined sewer systems (CSSs). CSOs occur when the CSS overflows and discharges to receiving water prior to treatment.

EPA plans to collect data from state environmental agencies, state, county, and local health departments, and municipalities to support the development of this Report. Information collection activities will include: Site visits, interviews, and file review, as well as phone calls to a subset of POTWs and health departments nationwide. Responses to the collection of information are voluntary.

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.

Burden Statement: The estimated burden reflected in this ICR is 6,201 hours and a cost of \$799,245. This burden will occur only once, and the collection of information should be completed by December 31, 2003.

Of this total, the portion for municipalities is 2,565 hours at a cost of \$116,267. This burden includes numerous phone and on-site interviews needed to collect data on the human health and environmental impacts associated with CSOs and SSOs, as well as information related to technology performance and cost.

The estimated burden for Federal and States governments is 1,476 hours and \$585,926 and 2,160 hours and \$97,052, respectively. The estimated burden includes phone and on-site interviews with Federal and State officials to support the data collection effort. This estimate also includes burden associated with reviewing draft analyses prepared by the contractor. The estimated Federal cost burden includes substantial contractor support, which is not included in the hours burden.

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: April 19, 2002.

Pamela Barr,

Acting Director, Office of Wastewater Management.

[FR Doc. 02-10881 Filed 5-1-02; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7205-1]

Transfer of Confidential Business Information to Contractors

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of transfer of data and request for comments.

SUMMARY: EPA will transfer Confidential Business Information (CBI) to its contractor, Industrial Economics, Inc., and its subcontractors: Allison Geoscience; APPL; Cambridge Planning; DPRA, Inc.; EERGC; Forum One; Ross & Associates; Science Applications International Corporation (SAIC); Science International; Tetra Tech, Inc. and Versar, Inc. that has been or will be submitted to EPA under section 3007 of the Resource Conservation and Recovery Act (RCRA). Under RCRA, EPA is involved in activities to support, expand and implement solid and hazardous waste regulations.

DATES: Access to confidential data submitted to EPA will occur no sooner than May 13, 2002.

ADDRESSES: Comments should be sent to Regina Magbie, Document Control Officer, Office of Solid Waste (5305W), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. Comments should be identified as "Access to Confidential Data."

FOR FURTHER INFORMATION CONTACT: Regina Magbie, Document Control Officer, Office of Solid Waste (5305W), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460, 703-308-7909.

SUPPLEMENTARY INFORMATION:

1. Transfer of Confidential Business Information

Under EPA Contract 68-W-02-007 Industrial Economics, Inc., and its subcontractors, will assist the Office of Solid Waste, Economics, Methods, and Risk Analysis Division, by providing technical and regulatory support for Data Collection and Management; Risk Assessment; Program Evaluation Support and Analysis Support Services. EPA has determined that Industrial Economics, Inc., and its subcontractors,

will need access to RCRA CBI submitted to the Office of Solid Waste to complete this work. Specifically, Industrial Economics, Inc., and its subcontractors, need access to the CBI that EPA collects, under the authority of section 3007 of RCRA.

In accordance with 40 CFR 2.305(h), EPA has determined that Industrial Economics, Inc., and its subcontractors, require access to CBI submitted to EPA under the authority of RCRA to perform work satisfactorily under the above-noted contract. EPA is submitting this notice to inform all submitters of CBI of EPA's intent to transfer CBI to these firms on a need-to-know basis. Upon completing its review of materials submitted, Industrial Economics, Inc., and its subcontractors, will return all CBI to EPA.

EPA will authorize Industrial Economics, Inc., and its subcontractors, for access to CBI under the conditions and terms in EPA's "Contractor Requirements for the Control and Security of RCRA Confidential Business Information Security Manual." Prior to transferring CBI to Industrial Economics, Inc., and its subcontractors, EPA will review and approve its security plans and Industrial Economics, Inc., and its subcontractors, will sign non-disclosure agreements.

Dated: April 10, 2002.

Elizabeth Cotsworth,

Director, Office of Solid Waste.

[FR Doc. 02-10876 Filed 5-1-02; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7204-9]

Equipment Containing Ozone Depleting Substances at Industrial Bakeries—Extension

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of bakery partnership program; extension of time.

SUMMARY: On February 6, 2002, EPA announced in a **Federal Register** notice the Bakery Partnership Program. Now, EPA is responding to a request from the baking industry for an extension of time to complete pollution prevention projects, namely substituting non-ozone depleting substances (non-ODS) for the refrigerants in certain baking equipment. Due to supply difficulties, suppliers of the alternative refrigerants can not complete delivery of the product for customers even though orders have been placed before the April

26, 2002 start date of this voluntary program. EPA has agreed to allow participating companies to qualify for a zero penalty status if they have in hand a binding purchase order by April 26, 2002 and complete the installation of the non-ODS system by May 31, 2002. Publication of this notice will complement other efforts of the baking industry and EPA to let participants know of this extension of time.

No comments are being sought on this notice.

FOR FURTHER INFORMATION CONTACT:

Charles Garlow at EPA for further information at 202-564-1088 or garlow.charlie@epa.gov.

Dated: April 24, 2002.

Richard Biondi,

Associate Director, Air Enforcement Division.

April 17, 2002.

Anne Giesecke,
Vice President, Environmental Activities,
American Bakers Association,
1350 I Street NW, Suite 1290,
Washington DC 20005.

Dear Dr. Giesecke:

Thank you for continuing to work with us on the unforeseen problems that have arisen with the Bakery Partnership Program. You and your members have pointed out that several industrial suppliers of non-ozone depleting substances have been overwhelmed by the response to this Program and as a result are not able to service all the baking companies that want to install pollution preventing refrigerants in time for the April 26, 2002 deadline, in spite of their best efforts. The **Federal Register** notice of February 6, 2002, specified that those appliances converted to non-ODS systems prior to April 26, 2002 could avoid the \$10,000 per appliance penalty. Thus, these Participating Companies facing supply problems would not be able to qualify for the waiver of the \$10,000 per appliance penalty, as they had planned, unless some accommodation is made.

Therefore, in consultation with you and some of the suppliers of non-ODS refrigerants, we have agreed to the following: Participating Companies which have a binding purchase order or contract in hand by close of business April 26, 2002 for the conversion of an appliance to a non-ODS system will be treated as if the conversion had been completed by the April 26, 2002 deadline. The conversion to a non-ODS system must be completed and the non-ODS system must be fully operational by close of business on May 31, 2002 in order to qualify for this treatment. That is, the \$10,000 per appliance penalty for such an appliance referenced here, will be waived as it is waived for those appliances that were fully converted to non-ODS systems prior to April 26, 2002 under the terms of the February 6, 2002 FR notice.

Baking companies that do not meet this new deadline for conversions to non-ODS systems will still be eligible to continue participating in the Partnership, but the appliances that do not meet the deadline will