

filing a document with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the documents on that resource agency.

k. *Description of the Request:* The licensee indicates that finance conditions prevent it from rehabilitating the existing 1500-kW generating unit and installing a new 70-kW generating unit. No construction has commenced.

l. Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "RIMS" link, select "Docket #" and follow the instructions ((202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the address in h above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

p. Agency Comments—Federal, state, and local agencies are invited to file

comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Magalie R. Salas,

Secretary.

[FR Doc. 02-10443 Filed 4-26-02; 8:45 am]

BILLING CODE 6717-01-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7160-7]

Notice of Final Decision To Grant Vickery Environmental, Incorporated a Modification of an Exemption From the Land Disposal Restrictions of the Hazardous and Solid Waste Amendments of 1984 Regarding Injection of Hazardous Wastes

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of final decision on a request to modify an exemption from the Hazardous and Solid Waste Amendments of the Resource Conservation and Recovery Act.

SUMMARY: Notice is hereby given by the Environmental Protection Agency (EPA or Agency) that a modification of an exemption to the land disposal restrictions under the 1984 Hazardous and Solid Waste Amendments to the Resource Conservation and Recovery Act (RCRA) has been granted to Vickery Environmental, Inc. (VEI) of Vickery, Ohio. This modification allows VEI to continue to inject three (3) RCRA-regulated hazardous wastes which will be banned from land disposal on May 20, 2002, as a result of regulations promulgated in the **Federal Register** (FR) on November 20, 2001 (66 FR 58258), into four Class I injection wells at the Vickery, Ohio, facility. As required by 40 CFR part 148, VEI has demonstrated, to a reasonable degree of certainty, that there will be no migration of hazardous constituents from the injection zone utilized by VEI's waste disposal facility located near Vickery, Ohio, for as long as the newly-exempted wastes remain hazardous. This decision constitutes a final Agency action for which there is no administrative appeal.

DATES: This action is effective as of May 20, 2002.

FOR FURTHER INFORMATION CONTACT: Harlan Gerrish, Lead Petition Reviewer,

USEPA, Region 5, telephone (312) 886-2939. Copies of the petition and all pertinent information relating thereto are on file and are part of the Administrative Record. It is recommended that you contact the lead reviewer prior to reviewing the Administrative record.

SUPPLEMENTARY INFORMATION:

I. Background

Chemical Waste Management (CWM), the predecessor of VEI, submitted a petition for an exemption from the restrictions on land disposal of hazardous wastes on January 19, 1988. Revised documents were received on December 4, 1989, and several supplemental submittals were subsequently made. The exemption was granted on August 7, 1990. On September 12, 1994, CWM submitted a petition to modify the exemption to include wastes bearing 23 additional RCRA waste codes. Region 5 reviewed documents supporting the request and granted the modification of the exemption on May 16, 1995. A notice of the modification appeared on June 5, 1995, at 60 FR 29592 *et seq.* On April 9, 1996, CWM submitted a petition to again modify the exemption to allow 91 additional RCRA waste codes. Region 5 reviewed documents supporting the request and granted the modification on the exemption on June 24, 1996. A notice of the modification appeared on July 15, 1996, at 61 FR 36880 *et seq.* Again on May 13, 1997, CWM submitted a request to add 11 waste codes to the list. Region 5 reviewed the evidence submitted by CWM and granted the request. Notice of the approval appeared on August 12, 1997 (63 FR 43109). On October 13, 1997, CWM notified the EPA that the name of the operator of the Vickery facility would become Waste Management of Ohio (WMO). This change was acknowledged by EPA through a letter added to the Administrative Record on November 10, 1997. On August 28, 1998, WMO requested that two additional waste codes be approved for injection. Notice of the approval appeared on December 10, 1998 (63 FR 68284). In the same year, on November 5, 1998, WMO submitted a petition to exempt four additional waste codes. Approval of this petition appeared on February 10, 1999 (64 FR 6650). On January 24, 2000, Waste Management of Ohio informed EPA of a corporate reorganization and subsequent name change from Waste Management of Ohio to Vickery Environmental, Inc. This change was acknowledged by EPA through a letter added to the Administrative Record on

March 9, 2000. On March 20, 2001, VEI requested that two wastes, designated as K174 and K175, be added to the list of wastes exempted for injection at VEI. This request was approved on May 23, 2001, and notice of the request appeared in the **Federal Register** on April 25, 2001 (66 FR 28464–28466).

The rule promulgated on November 20, 2001, bans K176, K177, and K178 from injection after May 20, 2002, unless VEI's exemption is modified to

allow injection of those wastes. As K-coded wastes, the codes represent a number of chemicals, all of which have already been approved for injection at Vickery under other waste codes. After review of the material submitted, the EPA has determined, as required by 40 CFR 148.20(f), that there is a reasonable degree of certainty that the hazardous constituents contained in the wastes bearing the codes to be banned will behave hydraulically and chemically

like wastes for which VEI was granted its original exemption and will not migrate from the injection zone in hazardous concentrations within 10,000 years. The injection zone is the Mt. Simon Sandstone and the Rome, Conasauga, Kerbel, and Knox Formations. The confining zone is comprised of the Wells Creek and Black River Formations.

LIST OF RCRA WASTE CODES APPROVED FOR INJECTION

D001	F010	K035	K115	P016	P076	P201	U050	U106	U158	U215	U389
D002	F011	K036	K116	P017	P077	P202	U051	U107	U159	U216	U390
D003	F012	K037	K117	P018	P078	P203	U052	U108	U160	U217	U391
D004	F019	K038	K118	P020	P081	P204	U053	U109	U161	U218	U392
D005	F020	K039	K123	P021	P082	P205	U055	U110	U162	U219	U393
D006	F021	K040	K124	P022	P084	U001	U056	U111	U163	U220	U394
D007	F022	K041	K125	P023	P085	U002	U057	U112	U164	U221	U395
D008	F023	K042	K126	P024	P087	U003	U058	U113	U165	U222	U396
D009	F024	K043	K131	P026	P088	U004	U059	U114	U166	U223	U400
D010	F025	K044	K132	P027	P089	U005	U060	U115	U167	U225	U401
D011	F026	K045	K136	P028	P092	U006	U061	U116	U168	U226	U402
D012	F027	K046	K140	P029	P093	U007	U062	U117	U169	U227	U403
D013	F028	K047	K141	P030	P094	U008	U063	U118	U170	U228	U404
D014	F032	K048	K142	P031	P095	U009	U064	U119	U171	U234	U407
D015	F034	K049	K143	P033	P096	U010	U066	U120	U172	U235	U408
D016	F035	K050	K144	P034	P097	U011	U067	U121	U173	U236	U409
D017	F037	K051	K145	P036	P098	U012	U068	U122	U174	U237	U410
D018	F038	K052	K147	P037	P099	U014	U069	U123	U176	U238	U411
D019	F039	K060	K148	P038	P101	U015	U070	U124	U177	U239	
D020	K001	K061	K149	P039	P102	U016	U071	U125	U178	U240	
D021	K002	K062	K150	P040	P103	U017	U072	U126	U179	U243	
D022	K003	K069	K151	P041	P104	U018	U073	U127	U180	U244	
D023	K004	K071	K156	P042	P105	U019	U074	U128	U181	U246	
D024	K005	K073	K157	P043	P106	U020	U075	U129	U182	U247	
D025	K006	K083	K158	P044	P108	U021	U076	U130	U183	U248	
D026	K007	K084	K159	P045	P109	U022	U077	U131	U184	U249	
D027	K008	K085	K160	P046	P110	U023	U078	U132	U185	U271	
D028	K009	K086	K161	P047	P111	U024	U079	U133	U186	U277	
D029	K010	K087	K169	P048	P112	U025	U080	U134	U187	U278	
D030	K011	K088	K170	P049	P113	U026	U081	U135	U188	U279	
D031	K013	K093	K171	P050	P114	U027	U082	U136	U189	U280	
D032	K014	K094	K172	P051	P115	U028	U083	U137	U190	U328	
D033	K015	K095	K174	P054	P116	U029	U084	U138	U191	U353	
D034	K016	K096	K175	P056	P118	U030	U085	U139	U192	U359	
D035	K017	K097	K176	P057	P119	U031	U086	U140	U193	U364	
D036	K018	K098	K177	P058	P120	U032	U087	U141	U194	U365	
D037	K019	K099	K178	P059	P121	U033	U088	U142	U196	U366	
D038	K020	K100	P001	P060	P122	U034	U089	U143	U197	U367	
D039	K021	K101	P002	P062	P123	U035	U090	U144	U200	U372	
D040	K022	K102	P003	P063	P127	U036	U091	U145	U201	U373	
D041	K023	K103	P004	P064	P128	U037	U092	U146	U202	U375	
D042	K024	K104	P005	P065	P185	U038	U093	U147	U203	U376	
D043	K025	K105	P006	P066	P188	U039	U094	U148	U204	U377	
F001	K026	K106	P007	P067	P189	U041	U095	U149	U205	U378	
F002	K027	K107	P008	P068	P190	U042	U096	U150	U206	U379	
F003	K028	K108	P009	P069	P191	U043	U097	U151	U207	U381	
F004	K029	K109	P010	P070	P192	U044	U098	U152	U208	U382	
F005	K030	K110	P011	P071	P194	U045	U099	U153	U209	U383	
F006	K031	K111	P012	P072	P196	U046	U101	U154	U210	U384	
F007	K032	K112	P013	P073	P197	U047	U102	U155	U211	U385	
F008	K033	K113	P014	P074	P198	U048	U103	U156	U213	U386	
F009	K034	K114	P015	P075	P199	U049	U105	U157	U214	U387	

II. Conditions

General conditions of this exemption are found at 40 CFR part 148. The exemption granted to VEI on August 7,

1990, included a number of specific conditions. Conditions numbered (1), (2), (3), (4), and (9) remain in force. Construction of a monitoring well required under condition 5 has been

completed, and the required monitoring will continue through the life of the facility. Conditions numbered (6), (7), and (8) have been fully satisfied. The results of the work carried out under

these conditions confirms that the model used to simulate fluid movement within the injection zone for the next 10,000 years is valid and results of the simulation bound the region of the injection zone within which the waste will be contained.

Timothy C. Henry,

Acting Director, Water Division, Region 5.

[FR Doc. 02-10418 Filed 4-26-02; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7202-9]

Office of Research and Development EPA Board of Scientific Counselors, Executive Committee Meeting—Closed

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of meeting.

SUMMARY: The EPA Board of Scientific Counselors (BOSC) will hold an Executive meeting on May 13, 2002. Pursuant to section 10(d) of the Federal Advisory Committee Act (FACA), 5 U.S.C. App. 2 and section (c)(6) of the Government in the Sunshine Act, 5 U.S.C. 552b(c)(6), EPA has determined that the May 13, 2002, meeting will be closed to the public. The topic of discussion is to recommend new Board members to the Assistant Administrator for Research and Development to serve on the BOSC. In making these recommendations, the members will need to have full and frank discussions regarding potential nominees. Such personnel issues, where disclosure would constitute an unwarranted invasion of personal privacy, are protected from disclosure by exemptions 6 of section 552(b)(c) of the U.S.C. In accordance with the provisions of the Federal Advisory Committee Act, minutes of the May 13, 2002, discussions will be kept for Agency and Congressional review.

FOR FURTHER INFORMATION CONTACT: Ms. Shirley R. Hamilton, Designated Federal Officer, U.S. Environmental Protection Agency, Office of Research and Development, NCER (MC 8701R), 1200 Pennsylvania Avenue, NW., Washington, DC 20460, telephone: (202) 564-6853 or e-mail at: hamilton.shirley@epa.gov

Dated: April 8, 2002.

Christine Todd Whitman,
Administrator.

[FR Doc. 02-10419 Filed 4-26-02; 8:45 am]

BILLING CODE 6560-50-M

COUNCIL ON ENVIRONMENTAL QUALITY

Annual Report on Endangered Species Act Exemption

AGENCY: Council on Environmental Quality.

ACTION: Availability of report.

SUMMARY: This notice announces the availability of the Annual Report submitted by Basin Electric Power Cooperative, as Project Manager for the Missouri Basin Power Project in the matter of an exemption granted from the requirements of the Endangered Species Act to Grayrocks Dam. The lead federal agency in the project is the Rural Electrification Administration.

DATES: The report was submitted to the Council on January 18, 2002. The report was received by the Council on April 17, 2002.

ADDRESSES: The Annual Report is available from Basin Electric Power Cooperative, 1717 East Interstate Avenue, Bismarck, ND 58503-0564. Telephone: (701) 223-0441

FOR FURTHER INFORMATION CONTACT: Dinah Bear, General Counsel, Council on Environmental Quality, 722 Jackson Place, NW., Washington, DC 20503. Telephone: (202) 395-7421

SUPPLEMENTARY INFORMATION: Under the Endangered Species Act, any agency granted an exemption under 16 U.S.C. 1536(h) must submit to the Council on Environmental Quality an annual report describing its compliance methods with the mitigation and enhancement measures prescribed by 16 U.S.C. 1536(1)(2). This subsection further requires that the Council publish availability of the report in the **Federal Register**.

Dated: April 23, 2002.

Dinah Bear,
General Counsel.

[FR Doc. 02-10408 Filed 4-26-02; 8:45 am]

BILLING CODE 3125-01-M

FEDERAL COMMUNICATIONS COMMISSION

Notice of Public Information Collection(s) Being Reviewed by the Federal Communications Commission, Comments Requested

April 22, 2002.

SUMMARY: The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the

following information collection(s), as required by the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; the accuracy of the Commission's burden estimate; ways to enhance the quality, utility, and clarity of the information collected; and ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

DATES: Written comments should be submitted on or before June 28, 2002. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all comments to Judith Boley Herman or Leslie Smith, Federal Communications Commission, Room 1-C804 or Room 1-A804, 445 12th Street, SW, Washington, DC 20554 or via the Internet to jboley@fcc.gov or lesmith@fcc.gov.

FOR FURTHER INFORMATION CONTACT: For additional information or copies of the information collection(s), contact Judith Boley Herman at 202-418-0214 or via the Internet at jboley@fcc.gov.

SUPPLEMENTARY INFORMATION:

OMB Control No.: 3060-0645.

Title: Part 17—Antenna Registration.

Form No.: N/A.

Type of Review: Extension of a currently approved collection.

Respondents: Business or other for-profit, state, and not-for-profit institutions, and state, local or tribal governments.

Number of Respondents: 25,600.

Estimated Time Per Response: Burden for disclosure—6 minutes; burden for posting—12 minutes; burden for notifications—3 to 15 minutes; burden for reporting requirement—15 minutes.

Frequency of Response: Recordkeeping requirement; third party disclosure requirement, on occasion reporting requirement.

Total Annual Burden: 40,329 hours.

Total Annual Cost: \$3,300,000.