

Name	Location	Project	Agency	Final action	Date
Virgin Islands Water and Power Authority (VIWAPA) Unit #21.	St. Thomas, Virgin Islands.	New Unit # 21 at the Krum Bay Generating Station in St. Thomas. It is a 36 MW, simple cycle, oil-fired, GE Frame 6, gas turbine. It will burn No. 2 fuel oil with a maximum sulfur content of 0.2 percent by weight.	EPA .....	Final PSD Permit.	August 15, 1995.
Bristol-Myers Squibb Co.	Syracuse, New York.	Construction of three air pollution sources (biogas boiler, ground flare, and an odor scrubber). All criteria pollutants capped below the PSD de minimis levels.	NYSDEC .....	PSD Non-Applicability.	September 29, 1995.

This notice lists only the sources that have received final PSD determinations. Anyone who wishes to review these determinations and related materials should contact the following offices:

*EPA Actions*

United States Environmental Protection Agency, Region II Office, Air Compliance Branch—21 Floor, 290 Broadway, New York, New York 10007-1866

*NJDEP Actions*

New Jersey Department of Environmental Protection and Energy, Division of Environmental Quality, Bureau of Engineering and Technology, 401 East State Street, Trenton, New Jersey 08625

*NYSDEC Actions*

New York State Department of Environmental Conservation, Division of Air Resources, Source Review and Regional Support Section, 50 Wolf Road, Albany, New York 12233-0001

If available pursuant to the Consolidated Permit Regulations (40 CFR § 124), judicial review of these determinations under Section 307(b)(1) of the Clean Air Act (the Act) may be sought *only* by the filing of a petition for review in the United States Court of Appeals for the appropriate circuit within 60 days from the date on which these determinations are published in the Federal Register. Under Section 307(b)(2) of the Act, these determinations shall not be subject to later judicial review in civil or criminal proceedings for enforcement.

Dated: October 30, 1995.

William Muszynski,  
Deputy Regional Administrator.

[FR Doc. 95-29738 Filed 12-05-95; 8:45 am]  
BILLING CODE 6560-50-P

[FRL-5339-6]

**Clean Air Act; Contractor Access to Confidential Business Information**

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

**ACTION:** Notice.

**SUMMARY:** In accordance with 40 CFR 2.301(h)(2) EPA has determined that Trandes Corporation requires access, on a need-to-know basis, to CBI materials submitted to EPA under Title II, Section 208, of the Clean Air Act (CAA). This access is necessary to this contractor's performance under EPA contract number 68-W6-001.

**DATES:** The transfer of such data to this EPA contractor will occur no sooner than December 11, 1995.

**FOR FURTHER INFORMATION CONTACT:** Clifford D. Tyree, Project Manager/Freedom of Information Act Officer, Certification Division, Ann Arbor, MI, 48105, telephone (313) 668-4310.

**SUPPLEMENTARY INFORMATION:** Title II of the Clean Air Act (CAA) requires that manufacturers of light-duty vehicles, light-duty trucks, heavy-duty engines, and motorcycles meet applicable exhaust emission standards. Section 208 of the CAA requires these manufacturers to provide "\* \* \* such information as the Administrator may reasonably require \* \* \*." Because this information is collected under Section 208 of the Act, EPA possesses the authority to disclose said information to its authorized representatives. EPA provides a recommended application format identifying the information needed to support their assertions that their vehicles/engines comply with the applicable emission standards. Each manufacturer is required to submit an application for certification for a certificate of conformity to the applicable regulations. These data include vehicle descriptions, engine/vehicle descriptions, emission control system descriptions and calibrations, and sales information. Under contract No. 68-W6-0001 Trandes Corporation will provide computer data entry and computer application operational services for the Certification Division to process the data submitted by the manufacturers to support their respective exhaust emission and fuel economy programs. This contractor's responsibility is to maintain the

integrity of the transfer of these data. In order to perform this function the contractor may, on a need-to-know basis, have access to these data. The contractor's address is: Trandes Corporation, 4601 Presidents Drive, Suite 360, Lanham, MD 20706.

This contract will prohibit the use of the information for any purpose not specified in the contract; will prohibit the disclosure, in any form, to a third party; and will require that each official and employee of the contractor with access to the confidential information sign an agreement to protect the information from unauthorized release or access.

Dated: November 15, 1995.

Mary Nichols,  
Assistant Administrator, for Air and Radiation.

[FR Doc. 95-29743 Filed 12-05-95; 8:45 am]

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[FRL-5338-6]

**Office of Environmental Justice; Small Grants Program; Solicitation Notice for Fiscal Year (FY) 1996 Environmental Justice Small Grants to Community-Based/Grassroots Organizations and Tribal Governments**

**Purpose of the Grants Program**

The purpose of this grants program is to provide financial assistance to eligible community groups (i.e., community-based/grassroots organizations, churches, or other non-profit organizations) and federally recognized tribal governments that are working on or plan to carry out projects to address environmental justice issues. While state and local governments and academic institutions are eligible to receive grants, preference will be given to community-based/grassroots organizations that are non-profit and incorporated, and federally recognized tribal governments. Funds can be used to develop a new activity or substantially improve the quality of existing programs.

## Funding

For FY 1996, the Office of Environmental Justice Small Grants Program will award grants subject to the amount of funds appropriated by Congress. Each of EPA's ten regions are expected to have at least \$100,000 to award grants under this program. A maximum of \$20,000 can be awarded for each grant.

## Translations Available

A Spanish translation of this announcement may be obtained by calling the Office of Environmental Justice at 1-800-962-6215.

Hay traducciones disponibles en español. Si usted está interesado en obtener una traducción de este anuncio en español, por favor llame a La Oficina de Justicia Ambiental conocida como "Office of Environmental Justice," línea gratuita (1-800-962-6215).

## Important Pre-Application Information

Pre-applications must be postmarked no later than Saturday, March 2, 1996. Pre-applications will serve as the sole basis for evaluation and recommendation for funding. This notice contains all information and forms necessary to submit a pre-application. EPA will award grants based on the merits of the pre-application.

Pre-applications must be mailed to your EPA regional office. A list of addresses and phone numbers for the regional contacts is included at the end of this notice.

## Background

In its 1992 report, *Environmental Equity: Reducing Risk for All Communities*, EPA found that minority and low-income populations may experience higher than average exposure to toxic pollutants than the general population. The Office of Environmental Justice (OEJ) was established in 1992 to help these communities identify and assess pollution sources, to implement environmental awareness and training programs for affected residents, and to work with community stakeholders to devise strategies for environmental improvements.

In June of 1993, OEJ was delegated granting authority to solicit, select, supervise, and evaluate environmental justice-related projects, and to disseminate information on the projects' content and effectiveness. Fiscal year (FY) 1994 marked the first year of the OEJ Small Grants Program. Seventy-one (71) grants totaling \$507,000 were awarded in FY 1994 and in FY 1995,

over \$3,000,000 was awarded to 175 small grant recipients.

## Eligible Activities

### A. How Does EPA Define Environmental Justice Under the Environmental Justice Small Grants Program?

Environmental justice is the fair treatment and meaningful involvement of all people regardless of race, color, national origin, or income with respect to the development, implementation, and enforcement of environmental laws, regulations, and policies. Fair treatment means that no groups of people, including racial, ethnic, or socioeconomic groups, should bear a disproportionate share of the negative environmental consequences resulting from industrial, municipal, and commercial operations or the execution of federal, state, local, and tribal programs and policies.

### B. Who May Submit Pre-Applications and May an Applicant Submit More Than One?

Any affected, non-profit community organization or federally recognized tribal government may submit a pre-application upon publication of this solicitation. Applicants must be incorporated and non-profit to receive these federal funds. State recognized tribes or indigenous peoples organizations are able to apply for grant assistance as long as they meet the definition of a non-profit, incorporated organization. "Non-profit organization" means any corporation, trust, association, cooperative, or other organization that 1) is operated primarily for scientific, educational, service, charitable, or similar purposes in the public interest; 2) is not organized primarily for profit; and 3) uses its net proceeds to maintain, improve, and/or expand its operations. Individuals are not eligible to receive grants.

EPA will consider only one pre-application per applicant for a given project. Applicants may submit more than one pre-application as long as the pre-applications are for separate and distinct projects or activities.

Applicants who were previously awarded small grant funds may submit an application for FY 1996. The FY 1996 pre-application may or may not have any relationship to the project funded in previous years. Every pre-application for FY 1996 will be evaluated based upon the merit of the proposed project in relation to the other FY 1996 pre-applications, regardless of whether or not the proposal expands a project funded in a previous year.

### C. What Types of Projects Are Eligible for Funding?

To be selected for an award, the project must develop and implement surveys, demonstrations, training, or research in areas related to environmental justice programs and activities under at least two of the following statutes:

- a. *Clean Water Act*, Section 104(b) (3);
- b. *Safe Drinking Water Act*, Section 1442(b) (3);
- c. *Solid Waste Disposal Act*, Section 8001(a);
- d. *Clean Air Act*, Section 103(b) (3);
- e. *Toxic Substances Control Act*, Section 10(a);\*
- f. *Federal Insecticide, Fungicide, and Rodenticide Act*, Section 20(a);\*\*
- g. *Comprehensive Environmental Response, Compensation, and Liability Act*, Section 311(c);\*\*\* and
- h. *Marine Protection, Research, and Sanctuaries Act*, Section 203.

\* Projects under this statute are limited to research or development activities.

\*\* Projects under this statute are limited to research activities (e.g., surveys).

\*\*\* Projects under this statute are limited to activities related to hazardous substance detection, assessment, and evaluation, and associated human health effects and risks.

### D. What Are the Evaluation Criteria for the Program?

EPA will award an Environmental Justice Small Grant after it has determined that the applicant has met at least two of the following three evaluation criteria, and after review of the applicant's qualifications in the narrative section of the grant application. Each applicant is required to provide information on how it meets the evaluation criteria in the grant application.

1. Identify necessary improvements in communication and coordination among all stakeholders, including existing community-based/grassroots organizations and local, state, tribal, and federal environmental programs. Facilitate communication, information exchange, and partnerships among stakeholders to address disproportionate, high and adverse environmental exposure (e.g., workshops, awareness conferences, establishment of community stakeholder committees);

2. Motivate the general public to be more conscious of their local environmental justice issues and involve the community in efforts to address these concerns (e.g., community clean-up projects, monitoring of socioeconomic changes due to disproportionate, high and adverse environmental exposure);

3. Enhance community understanding of environmental and public health information systems and seek technical experts to demonstrate how to access, analyze, and interpret public environmental data (for example, Geographic Information Systems (GIS), Toxic Release Inventories (TRI), and other databases).

Environmental justice projects should enhance critical thinking, problem solving, and the active participation of affected communities in addressing environmental issues. Environmental justice efforts may include, but are not limited to, data gathering techniques that assist communities in their understanding of environmental justice issues. Environmental justice projects should engage and motivate individuals to weigh various concerns and make informed and responsible decisions as they work to remedy disproportionate environmental exposure.

The items discussed above are relative and can be defined differently among applicants from various geographic regions. Each pre-application should define these items as they relate to the specific project. Include a succinct explanation of how the project can serve as a model in other settings and how it addresses a high-priority environmental justice issue. The degree to which a project addresses a high-priority environmental justice issue will vary and must be defined by applicants according to their local environmental justice concerns.

#### *E. How Much Money May Be Requested, and Are Matching Funds Required?*

The ceiling for any one grant is \$20,000 in federal funds. Depending on the funds appropriated by Congress, EPA's ten regional offices will each have approximately \$100,000 to issue awards. Applicants are not required to cost share.

#### *F. Are There Any Restrictions on the Use of the Federal Funds?*

Yes. EPA grant funds can only be used for the purposes set forth in the grant agreement. Among other things, EPA funds cannot be used for matching funds for other federal grants, construction, personal gifts, buying furniture, litigation, lobbying, or intervention in federal rulemaking or adjudicatory proceedings. Refer to 40 CFR 30.410, entitled "How does EPA determine Allowable Costs?"

#### The Pre-Application

#### *G. What is a Pre-Application?*

The pre-application, which is part of this guidance document, contains four

parts: 1) the "Application for Federal Assistance" form (Standard Form 424/SF 424), 2) the "Budget Information: Non-Construction Programs" form (Standard Form 424A/SF 424A), 3) a work plan, and 4) certifications/assurances forms. These documents contain all the information EPA needs to evaluate the merits of your pre-application. Finalists may be asked to submit additional information to support their projects.

#### *H. How Must the Pre-Application Be Submitted and What Must the Standard Forms (SF) 424 and (SF) 424A, and the Work Plan Include?*

The applicant must submit the original pre-application signed by a person duly authorized by the governing board of the applicant and one copy of the pre-application (double-sided encouraged). Pre-applications must be reproducible (for example, stapled once in the upper left hand corner, on white paper, and with page numbers).

As described above, a pre-application contains an SF 424, SF 424A, a work plan, and certifications/assurances forms. The following list describes the requirements for these documents. (The percentages next to the following items represent the weights EPA will use to evaluate the applicant's pre-application). Please note that certain sections are given greater weight than others.

*Pre-application Materials:* 1. Application for Federal Assistance (SF 424). An SF 424 is an official form required for all federal grants that requests basic information about the applicant and the proposed grant project. A completed SF 424 must be submitted as part of your pre-application. This form, along with instructions and a completed sample, is included at the end of this notice. (5%)

2. Budget Information: Non-Construction Programs (SF 424A). An SF 424A is an official form that requires the applicant to provide basic information on how the federal and non-federal share (if any) of funds will be used. A completed SF 424A must be submitted as part of your pre-application. For the purposes of this grants program, complete only the non-shaded areas. The SF 424A form, and a completed sample, is included at the end of this notice. (5%)

3. Work Plan. A work plan describes the applicant's proposed project. Work plans must be no more than five pages total. One page is one side of a single-spaced typed page. The pages must be letter size (8½" x 11"), with normal type size (10 or 12 cpi) and at least 1" margins. The only appendices and

letters of support that EPA will accept are a detailed budget, resumes of key personnel, and commitment letters. (85%-delineated below)

Work plans must be submitted in the format described below:

I. A concise introduction of no more than one page that states the nature of the organization, how the organization has been successful in the past, purpose of the project, project completion plans, target audience, and expected results (10%).

II. A concise project description of no more than four pages that describes how the applicant plans to meet at least two of the three evaluation criteria outlined in Question D on page 4 of this notice ("What are the Evaluation Criteria for the Program?"). Additional credit will not be given for projects that fulfill more than two criteria (60%).

III. A conclusion of no more than one page discussing how the applicant will evaluate the success of the project, including the anticipated benefits and challenges in implementing the project (10%).

IV. An appendix with no more than two pages of resumes of up to three key personnel (5%).

V. An appendix with one page letters of commitment from other organizations with a significant role in the project. Letters of endorsement are not acceptable (No percentage assigned).

4. Certifications/Assurances. The federal government requires all grantees to certify and assure that they will comply with a variety of federal laws, regulations, and requirements. The two certifications/assurances forms must be signed and included in the application. (5%)

#### *I. When and Where Must Pre-Applications Be Submitted?*

The original plus one copy of the pre-application must be mailed to the EPA regional office where the applicant is located postmarked no later than Saturday, March 2, 1996. A list of the EPA regional office addresses (with the names of the regional contacts) and a list of the states that these offices support are included at the end of this notice.

#### Review and Selection Process

#### *J. How Will Pre-Applications Be Reviewed?*

EPA regional offices will review, evaluate, and select grant recipients. Pre-applications will be screened to ensure they meet all eligible activities described in Questions A, B, C, D, E, F, G, H, and I. Applications will be disqualified if they do not meet EPA's basic criteria.

**K. How Will the Final Selections Be Made?**

After the individual projects are reviewed and ranked, EPA officials in the regions will compare the best pre-applications and make final selections. Additional factors that EPA will take into account include geographic and socioeconomic balance, diverse nature of the projects, cost, and projects whose benefits can be sustained after the grant is completed. Regional Administrators will select the grants with concurrence from the Director of the Office of Environmental Justice at EPA Headquarters.

Please note that this is a very competitive grants program. Limited funding is available and many grant applications are expected to be received. Therefore, the Agency cannot fund all applications.

**L. How Will Applicants Be Notified?**

After all pre-applications are received, EPA regional offices will mail acknowledgments to applicants in their regions. Once pre-applications have been recommended for funding, the EPA regions will notify the finalists and request any additional information necessary to complete the award process. The EPA Regional Environmental Justice Coordinators or their designees will notify those applicants whose projects were not funded.

**Grant Activities****M. How Much Time Do Grant Recipients Have to Complete Projects?**

Activities must be completed within the time frame specified in the grant award, usually one year.

**N. Who Will Perform Projects and Activities?**

The recipient organization is responsible for the successful completion of the project. The recipient's project manager is subject to approval by the EPA project officer but EPA may not direct that any particular person be the project manager.

**O. What Reports Must Grant Recipients Complete?**

All recipients must submit final reports for EPA approval within ninety (90) days of the end of the project period. Specific report requirements (for example, Final Technical Report and Financial Status Report) will be described in the award agreement. EPA will collect, evaluate, and disseminate grantees' final reports to serve as model programs. Since networking is crucial to the success of the program, grantees

may be required to submit an extra copy to a central collection point.

**P. What is the Expected Time-frame for the Review and Awarding of the Grants?**

December 1, 1995—Request for Applications Notice (RFA) is published in the Federal Register.

December 1, 1995 to March 1, 1996—Eligible grant recipients develop their pre-applications.

March 2, 1996—Pre-applications must be postmarked by this date.

March 2, 1996 to April 15, 1996—EPA regional program officials review, evaluate, and select grants.

April 15, 1996 to June 30, 1996—EPA regional grants offices process grants and make awards. Applicants will be contacted by the grants office or program office if their pre-proposal was selected for funding. Additional information may be required from the finalists, as indicated under Question G above.

August 1, 1996—EPA expects to release the national announcement of the FY 96 Environmental Justice Small Grant Recipients.

**Fiscal Year 1997****Q. How Can I Receive Information on the Fiscal Year 1997 Environmental Justice Grants Program?**

If you wish to be placed on the mailing list to receive information on the 1997 Environmental Justice Small Grants Program, you must mail your request along with your name, organization, address, and phone number to: U.S. Environmental Protection Agency, Office of Environmental Justice Small Grants—FY 1997 (3103), 401 M Street SW., Washington, DC 20460.

For additional information, please contact the appropriate Regional EJ Coordinator or designee listed at the end of this notice.

Dated: November 27, 1995.

Clarice E. Gaylord,

Director, Office of Environmental Justice.

Contact names and addresses

**Region 1**

Primary Contact: Rhona Julien, USEPA Region 1, John F. Kennedy Federal Building, One Congress Street, 10th Floor OCR, Boston, MA 02203

Secondary Contact: Pat O'Leary

**Region 2**

Primary Contact: Melva Hayden, USEPA Region 2, 290 Broadway, 26th Floor, New York, NY 10007

Secondary Contacts: Natalie Loney, Lillian Johnson

**Region 3**

Primary Contact: Reginald Harris, USEPA Region 3 (3PM-71), 841 Chestnut Building, 3DA00, Philadelphia, PA 19107-4431

Secondary Contact: Mary Zielinski

**Region 4**

Primary Contact: Vivian Malone-Jones, USEPA Region 4, 345 Courtland Street, N.E., Atlanta, GA 30365

Secondary Contact: Hector Buitrago

**Region 5**

Primary Contact: Margaret Millard, USEPA Region 5 (H-75), 77 West Jackson Boulevard, Chicago, IL 60604-3507

Secondary Contact: Garnetta Clark

**Region 6**

Primary Contact: Shirley Augurson, USEPA Region 6 (6M-P), 1445 Ross Avenue, 12th Floor, Dallas, Texas 75202-2733

Secondary Contact: Hattie Brown

**Region 7**

Primary Contact: Hattie Thomas, USEPA Region 7, 726 Minnesota Avenue, Kansas City, KS 66101

Secondary Contact: Rupert Thomas

**Region 8**

Primary Contact: Elisabeth Evans, USEPA Region 8 (PM-AS), 999 18th Street, Suite 500, Denver, CO 80202-2405

Secondary Contact: Patricia Denham

**Region 9**

Primary Contact: Lori Lewis, USEPA Region 9 (E-1), 75 Hawthorne Street, San Francisco, CA 94105

Secondary Contact: Martha Vega

**Region 10**

Primary Contact: Joyce Kelly, USEPA Region 10(MD-142), 1200 Sixth Avenue, Seattle, WA 98101

Secondary Contact: Susan Morales

**Headquarters**

Primary Contact: Angela Chung, USEPA, Office of Environmental Justice (3103), 401 M Street SW., Washington, DC 20460.

**States and Territories By Region**

Region 1: Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont

Region 2: New Jersey, New York, Puerto Rico, U.S. Virgin Islands

Region 3: Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia

Region 4: Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee

Region 5: Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin

Region 6: Arkansas, Louisiana, New Mexico, Oklahoma, Texas

Region 7: Iowa, Kansas, Missouri, Nebraska

Region 8: Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming

Region 9: Arizona, California, Hawaii, Nevada, American Samoa, Guam

Region 10: Alaska, Idaho, Oregon, Washington.

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