

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5810-2]

Agency Information Collection Activities: Submission for OMB Review; Comment Request; Standards for Reformulated Gasoline

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: Standards for Reformulated Gasoline; OMB No. 2060-0277; expires 05/31/97. The ICR describes the nature of the information collection and its expected burden and cost; and where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before May 12, 1997.

FOR FURTHER INFORMATION OR A COPY CALL: Sandy Farmer at EPA, (202) 260-2740, and refer to EPA ICR No. 1591.07.

SUPPLEMENTARY INFORMATION:

Title: Standards for Reformulated Gasoline, (OMB Control No. 2060-0277; EPA ICR No. 1591.07, expiring 5/31/97. This is a request for an extension (with revisions to burden estimates) of a currently approved collection.

Abstract: Section 211(k) of the Clean Air Act requires EPA to regulate reformulated gasoline (RFG) and conventional gasoline. The Act requires schemes for monitoring and enforcing compliance and for tracking and trading credits and allows for averaging certain gasoline parameters for compliance. In order to enforce the requirements of the Act, EPA regulations (in effect since January 1, 1995) require recordkeeping, reporting and testing. In the negotiated regulation process, EPA agreed to further averaging of compliance in addition to what the Act requires. EPA also allowed refiners and importers further flexibility in how they can comply. All responses are mandatory except for certain voluntary quality assurance testing by refiners, importers, and distributors. EPA has authority to require this information under section 211 of the Act, 42 U.S.C. § 7545, section 114 of the Act, 42 U.S.C. § 7414 and section 208 of the Act, 42 U.S.C. § 7542.

The only parties with reporting requirements are refiners, importers and oxygenate blenders (and their

independent labs); Distributors are subject to minimal recordkeeping requirements and voluntary (affirmative defense) quality assurance testing provisions. Retailers and wholesale purchaser-consumers in RFG areas only are required to accept and maintain transfer documents. Confidentiality of information reported or obtained from parties is protected under 40 C.F.R. Part 2.

The recordkeeping and reporting enables EPA to enforce the RFG and conventional gasoline requirements. The requirements also are necessary to enable each party receiving product to know what the product is and to ensure that party's ability to comply.

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** Notice required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on 12/20/96 (61 FR 67328); 5 comments were received and the ICR supporting statement summarizes the comments and EPA's actions taken in response to those comments.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 434 hours per year for refiners/importers of RFG; 65 hours per year for refiners/importers of conventional gasoline; 21 hours per year for RFG terminals and oxygenate blenders; and 1 hour per year for RFG truck distributors. 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: Refiners, importers, distributors, retailers and wholesale purchaser-consumers of reformulated gasoline; refiners, importers and distributors of conventional gasoline.

Estimated Number of Respondents: 75,000 RFG retailers and wholesale purchaser-consumers (with no measurable burden); 250 refiners and importers of gasoline, 150 of which are affected by the RFG rule and 230 of which are affected by the anti-dump portion of the rule; 8,000 distributors and 1,200 terminals.

Frequency of Response: RFG refiners: 4 quarterly and 1 annual; Conventional gasoline refiners: 2 annual; RFG Oxygenate blenders: 2 annual. Recordkeeping is "on occasion."

Estimated Total Annual Hour Burden: 87,767 hours.

Estimated Total Annualized Cost Burden: \$17,971,950.

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 following addresses. Please refer to EPA ICR No. 1591.07 and OMB Control No. 2060-0277 in any correspondence.

Ms. Sandy Farmer, U.S. Environmental Protection Agency, OPPE Regulatory Information Division (2137) 401 M Street, SW., Washington, DC 20460

and

Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

Dated: April 7, 1997.

Richard T. Westland,

Acting Director, Regulatory Information Division

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-5810-5]

Draft Guidance for State Source Water Assessment and Protection Programs; Notice of Availability and Request for Comments

ACTION: Notice of availability for comment.

SUMMARY: The Environmental Protection Agency (EPA) is seeking public comment on draft guidance for the development and implementation of State Source Water Assessment and Protection Programs including Petition Programs. The State Source Water Assessment Program (SWAP) and the State Source Water Petition Program (SWPP) were established by the