

**ENVIRONMENTAL PROTECTION AGENCY**

[AD-FRL-6105-2]

**Agency Information Collection Activities: Proposed Collection; Comment Request; Maximum Achievable Control Technology Standards Development Under Title III (Section 112) of the Clean Air Act Regulatory Development Program**

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 continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB): Maximum Achievable Control Technology Standards Development under Title III (section 112) of the Clean Air Act Regulatory Development Program, EPA ICR Number 1602.02, OMB Control Number 2060-0239. This is the second extension of the information collection which was approved for use through August 8, 1998. 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 August 3, 1998.

**ADDRESSES:** An electronic version of the Information Collection Request is available through the Office of Air and Radiation's (OAR) Technology Transfer Network Web site (TTNWeb). The TTNWeb is directly accessible from the Internet via the World Wide Web at the OAR Policy and Guidance Information Web site, "<http://www.epa.gov/ttn/oarpg/>", under the **Federal Register** Notices section.

**FOR FURTHER INFORMATION CONTACT:** Randy McDonald at (919) 541-5402, Organic Chemical Group, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711. The Facsimile Number is (919) 541-3470 and the E-mail Address is [mcdonald.randy@epa.gov](mailto:mcdonald.randy@epa.gov).

**SUPPLEMENTARY INFORMATION:** Affected entities: Entities potentially affected by this action are those which are included on the list of source categories for which EPA plans to initiate development of

national emission standards for hazardous air pollutants (NESHAP) under section 112 of the amended Clean Air Act within the next 3 years.

**Title:** Maximum Achievable Control Technology (MACT) Standards Development under the Clean Air Act Regulatory Development Program (OMB Control Number 2060-0239, EPA ICR #1602.02), expiring August 8, 1998.

**Abstract:** Depending on the number of facilities in an individual source category, respondents would be required to complete one of two surveys. In those source categories with 400 or fewer facilities, respondents would complete a survey for MACT standards development. This survey is designed to obtain facility-specific information on process types, emissions, controls, and factors affecting costs to ensure that the EPA Office of Air Quality Planning and Standards has sufficient information to make subcategory distinction and MACT floor decisions for each NESHAP. In those source categories with more than 400 facilities, respondents would complete a screening survey. EPA would use the results of the screening survey to develop a sample design that would be applied to individual ICR's for the MACT standards development survey. The EPA is also asking the respondent to provide corporate, facility and product level sales information. This information is necessary to perform a small business analysis to meet the requirements of the Regulatory Flexibility Act and the Small Business Regulatory Enforcement Fairness Act. The EPA considers the sales information to be readily available to the respondent; therefore, the burden hours estimated for each respondent has not been changed. The EPA's authority to gather information is presented in section 114 of the Clean Air Act, as amended (42 U.S.C. 7414). If any information is submitted to EPA for which a claim of confidentiality is made, the information will be safeguarded according to EPA policies set forth in Title 40, Chapter 1, part 2, subpart B—Confidentiality of Business Information (see 40 CFR Part 2). 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 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 average annual reporting burden for 870 facilities is 74,000 hours for the MACT standards development survey and 17,000 hours for the screening survey from 2,000 facilities. The estimated burden hours per response is 85 hours for the MACT standards survey and 8.5 hours for the screening survey. The total average annual burden is 91,000 hours. The labor cost is calculated from technical, managerial, and clerical staff estimates. The total cost of the ICR to respondents is \$2,431,700 for the MACT standards development survey and \$573,000 for the screening survey. There is no capital cost burden associated with this collection. 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: May 27, 1998.

**Richard D. Wilson,**

*Assistant Administrator for Air and Radiation.*

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