

## COMPARISON OF EXISTING AND PROPOSED BASE CHARGE AND COMPOSITE RATE

	Existing October 1, 2016 through September 30, 2017	Proposed October 1, 2017 through September 30, 2018	Percent change
Base Charge (\$) .....	69,662,289	85,094,786	22
Composite Rate (mills/kWh) .....	19.63	24.39	24

The proposed FY 2018 base charge includes a one-time \$15 million working capital fund primarily for Reclamation, which is an increase of approximately 22 percent compared to the FY 2017 base charge. Under the BCP Electric Service Contracts and Amended and Restated Implementation Agreements, Reclamation worked collaboratively with BCP contractors to establish the \$15 million working capital fund for the new marketing period, to be collected in the FY 2018 base charge. The FY 2019 base charge is expected to decrease by \$15 million after the collection of working capital in FY 2018 (subject to Reclamation's annual working capital evaluation). The working capital fund accounts for nearly all of the increase to the base charge. Increases in annual operation and maintenance and replacement costs, and decreases in debt service, uprating credits, non-power revenue, and carryover revenue account for the remaining increase to the base charge.

The proposed FY 2018 composite rate represents an increase of approximately 24 percent compared to the FY 2017 composite rate. The increase in the proposed base charge accounts for the composite rate increase.

This proposal, to be effective October 1, 2017, is preliminary and is subject to change upon publication of the final base charge and rates.

#### Legal Authority

In establishing rate-setting formulas for electric service and the base charge and rates for BCP, WAPA will follow the formal public process set forth in 10 CFR parts 903 and 904, and review all comments it receives on the proposed base charge and rates before taking action.

WAPA is proposing this action under the Department of Energy (DOE) Organization Act (42 U.S.C. 7101-7352); the Reclamation Act of 1902 (ch. 1093, 32 Stat. 388), as amended and supplemented by subsequent enactments; and other acts that specifically apply to the project involved.

By Delegation Order No. 00-037.00B effective November 19, 2016, the Secretary of Energy delegated: (1) The

authority to develop power and transmission rates to WAPA's Administrator; (2) the authority to confirm, approve, and place such rates into effect on an interim basis to the Deputy Secretary of Energy; and (3) the authority to confirm, approve, and place into effect on a final basis, to remand, or to disapprove such rates to the Federal Energy Regulatory Commission.

#### Availability of Information

All brochures, studies, comments, letters, memorandums, or other documents WAPA initiates or uses to develop the proposed rate-setting formulas and the base charge and rates will be available for inspection and copying at the Desert Southwest Customer Service Regional Office, Western Area Power Administration, located at 615 South 43rd Avenue, Phoenix, Arizona 85009. Many of these documents and supporting information are available on WAPA's Web site at: <http://www.wapa.gov/regions/DSW/Rates/Pages/boulder-canyon-rates.aspx>.

#### Ratemaking Procedure Requirements

##### Environmental Compliance

In compliance with the National Environmental Policy Act (NEPA) of 1969, 42 U.S.C. 4321-4347; the Council on Environmental Quality Regulations for implementing NEPA (40 CFR parts 1500-1508); and DOE NEPA Implementing Procedures and Guidelines (10 CFR part 1021), WAPA is in the process of determining whether an environmental assessment or an environmental impact statement should be prepared or if this action can be categorically excluded from those requirements.

##### Determination Under Executive Order 12866

WAPA has an exemption from centralized regulatory review under Executive Order 12866; accordingly, no clearance of this notice by the Office of Management and Budget is required.

Dated: May 4, 2017.

**Mark A. Gabriel,**  
Administrator.

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#### ENVIRONMENTAL PROTECTION AGENCY

[EPA-R05-RCRA-2017-0228; FRL-9963-63-Region 5]

#### Illinois: Notice of Determination of Adequacy of Illinois' Research, Development and Demonstration (RD&D) Permit Provisions for Municipal Solid Waste Landfills (MSWLF)

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

**ACTION:** Notice.

**SUMMARY:** On May 10, 2016, the Environmental Protection Agency (EPA) issued a revision to the regulations allowing RD&D permits to increase the number of permit renewals allowed to six, for a total permit term of up to 21 years.

On March 21, 2017, the Illinois Environmental Protection Agency (IEPA) submitted a notification to EPA Region 5 seeking Federal approval of its revised RD&D requirements per the procedures. Subject to public review and comment, this action approves Illinois' revised RD&D permit requirements.

**DATES:** This determination of adequacy of the RD&D permit program for Illinois will become effective August 18, 2017 unless adverse comments are received. If adverse comments are received, EPA will review those comments and publish another **Federal Register** document responding to those comments and either affirm or revise EPA's initial decision. Comments on this determination of adequacy must be received on or before July 19, 2017.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R05-RCRA-2017-0228, to the Federal eRulemaking Portal: <https://www.regulations.gov>. Follow the online instructions for submitting comments. Once submitted, comments cannot be edited or withdrawn. The EPA may publish any comment received to its public docket. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

Multimedia submissions (audio, video, etc.) must be accompanied by a written comment. The written comment is considered the official comment and should discuss all points you wish to make. The EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.* on the Web, cloud, or other file sharing system). For additional submission methods, the full EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <https://www2.epa.gov/dockets/commenting-epa-dockets>.

**FOR FURTHER INFORMATION CONTACT:**

Carol Staniec, U.S. EPA Region 5, Land and Chemicals Division, 77 West Jackson Boulevard LM-16J, Chicago, Illinois 60604, (312) 886-1436, [staniec.carol@epa.gov](mailto:staniec.carol@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**A. Background**

On March 22, 2004, EPA issued a final rule amending the MSWLF criteria in 40 CFR 258 to allow for RD&D permits (69 FR 13242). This rule allows for variances from specified criteria for a limited period of time, to be implemented through state-issued RD&D permits. RD&D permits are available only in states with approved MSWLF permit programs that have been modified to incorporate RD&D permit authority. On May 10, 2016, the EPA issued a revision to the regulations allowing RD&D permits to increase the number of permit renewals allowed to six, for a total permit term of up to 21 years (40 CFR 258.4).

While states are not required to incorporate this new provision, those states interested in providing RD&D permits must seek approval from EPA before issuing such permits. On January 25, 2006 Illinois received a final notice of adequacy of its RD&D permit program (71 FR 4142). On March 21, 2017, IEPA submitted a notification to EPA Region 5 seeking Federal approval of its revised RD&D requirements per the procedures in 40 CFR 239.12. Illinois' revised RD&D provisions can be found in Part 813 of the Illinois Pollution Control Board's (IPCB), Title 35: Environmental Protection Regulations, in the January 19, 2017 opinion and order of the IPCB.

**B. Decision**

EPA has made a determination that the Illinois RD&D permit provisions as set out in Part 813 of the IPCB's, Title 35: Environmental Protection Regulations, in the January 19, 2017 opinion and order of the Illinois

Pollution Control Board comply with the Federal criteria, as set forth in 40 CFR 258.4.

**Authority:** This action is issued under the authority of section 2002, 4005 and 4010 (c) of the Solid Waste Disposal Act, as amended, 40 U.S.C. 6912, 6945 and 6949(a).

Dated: May 26, 2017.

**Robert A. Kaplan,**

*Acting Regional Administrator, Region 5.*

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**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-R05-RCRA-2017-0199; FRL-9963-64-Region 5]

**Minnesota: Notice of Determination of Adequacy of Minnesota's Research, Development and Demonstration (RD&D) Permit Provisions for Municipal Solid Waste Landfills (MSWLF)**

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

**ACTION:** Notice.

**SUMMARY:** On May 10, 2016, EPA issued a revision to the regulations allowing RD&D permits to increase the number of permit renewals allowed to six, for a total permit term of up to 21 years (40 CFR 258.4).

On March 24, 2017, Minnesota Pollution Control Agency (MPCA) submitted a notification to EPA Region 5 seeking federal approval of its current RD&D permitting program (Minnesota Rules (Minn. R.) 7035.0450), which incorporates by reference the changes to 40 CFR 258.4. Subject to public review and comment, this notice approves Minnesota's RD&D permit requirements.

**DATES:** This determination of adequacy of Minnesota's RD&D permitting program will become effective August 18, 2017 unless adverse comments are received. If adverse comments are received, EPA will review those comments and publish another **Federal Register** document responding to those comments and either affirm or revise EPA's initial decision. Comments on this action must be received on or before July 19, 2017.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R05-RCRA-2017-0199, to the *Federal eRulemaking Portal*: <http://www.regulations.gov>. Follow the online instructions for submitting comments. Once submitted, comments cannot be edited or withdrawn. The EPA may publish any comment received to its public docket. Do not submit

electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment. The written comment is considered the official comment and should include discussion of all points you wish to make. The EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.* on the Web, cloud, or other file sharing system). For additional submission methods, the full EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <http://www2.epa.gov/dockets/commenting-epa-dockets>.

**FOR FURTHER INFORMATION CONTACT:**

Camille Lukey, U.S. EPA Region 5, Land and Chemicals Division, 77 West Jackson Boulevard LM-16J, Chicago, Illinois 60604, (312) 886-0880, [lukey.camille@epa.gov](mailto:lukey.camille@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**A. Background**

On March 22, 2004, EPA issued a final rule amending the MSWLF criteria in 40 CFR 258 to allow for RD&D permits (69 FR 13242). This rule allows for variances from specified criteria for a limited period of time, to be implemented through state-issued RD&D permits. RD&D permits are available only in states with approved MSWLF permit programs that have been modified to incorporate RD&D permit authority. On May 10, 2016, the EPA issued a revision to the regulations allowing RD&D permits to increase the number of permit renewals allowed to six, for a total permit term of up to 21 years (40 CFR 258.4).

While states are not required to incorporate this new provision, those states interested in providing RD&D permits must seek approval from EPA before issuing such permits. On February 15, 2005, Minnesota received approval of its RD&D permit program (Minn. R. 7035.0450). On March 24, 2017, MPCA submitted a notification to EPA Region 5 seeking Federal approval of its RD&D requirements per the procedures in 40 CFR 239.12. Minnesota's rules authorizing RD&D permits (Minn. R. 7035.0450) do not establish a specific term in years and instead incorporate by reference 40 CFR 258.4. Therefore, Minn. R. 7035.0450 automatically updates with the additional permit renewal revision in 40 CFR 258.4.