

**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OAR-2003-0039; FRL-8933-7]

**Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; Reporting and Recordkeeping Requirements of the HCFC Allowance System (Renewal); EPA ICR No. 2014.04, OMB Control No. 2060-0498****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 et seq.), this document announces that an Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request to renew an existing approved collection. The ICR, which is abstracted below, describes the nature of the information collection and its estimated burden and cost.

**DATES:** Additional comments may be submitted on or before August 21, 2009.

**ADDRESSES:** Submit your comments, referencing Docket ID No. EPA-HQ-OAR-2003-0039, to (1) EPA online using <http://www.regulations.gov> (our preferred method), by e-mail to [a-and-r-docket@epa.gov](mailto:a-and-r-docket@epa.gov), or by mail to: EPA Docket Center, Environmental Protection Agency, Air and Radiation Docket and Information Center, Mail Code 28221T, 1200 Pennsylvania Ave., NW., Washington, DC 20460, and (2) OMB by mail to: Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Robert Burchard, Office of Atmospheric Programs, Office of Air and Radiation, Mail Code 6205J, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: 202-343-9126; fax number: 202-343-2338; e-mail address: [burchard.robert@epa.gov](mailto:burchard.robert@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has submitted the following ICR to OMB for review and approval according to the procedures prescribed in 5 CFR 1320.12. On February 24, 2009 (74 FR 8252), EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received no comments. Any additional comments on this ICR should be submitted to EPA and OMB within 30 days of this notice.

EPA has established a public docket for this ICR under Docket ID No. EPA-HQ-OAR-2003-0039, which is available for online viewing at <http://www.regulations.gov>, or in person viewing at the Air and Radiation Docket in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA/DC Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is 202-566-1744, and the telephone number for the Air and Radiation Docket is 202-566-1742.

Use EPA's electronic docket and comment system at <http://www.regulations.gov>, to submit or view public comments, access the index listing of the contents of the docket, and to access those documents in the docket that are available electronically. Once in the system, select "docket search," then key in the docket ID number identified above. Please note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing at <http://www.regulations.gov> as EPA receives them and without change, unless the comment contains copyrighted material, confidential business information (CBI), or other information whose public disclosure is restricted by statute. For further information about the electronic docket, go to <http://www.regulations.gov>.

**Title:** Reporting and Recordkeeping Requirements of the HCFC Allowance System (Renewal).

**ICR numbers:** EPA ICR No. 2014.04, OMB Control No. 2060-0498.

**ICR status:** This ICR is scheduled to expire on July 31, 2009. Under OMB regulations, the Agency may continue to conduct or sponsor the collection of information while this submission is pending at OMB. 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 in title 40 of the CFR, after appearing in the **Federal Register** when approved, are listed in 40 CFR part 9, are displayed either by publication in the **Federal Register** or by other appropriate means, such as on the related collection instrument or form, if applicable. The display of OMB control numbers in certain EPA regulations is consolidated in 40 CFR part 9.

**Abstract:** The international treaty The Montreal Protocol on Substances That Deplete the Ozone Layer (Protocol) and Title VI of the Clean Air Act Amendments (CAAA) established limits

on total U.S. production, import, and export of class I and class II controlled ozone depleting substances (commonly referred to as "controlled substances").

Under its Protocol commitments, the United States was obligated to cease production and import of class I controlled substances (e.g., chlorofluorocarbons or CFCs) with exemptions for essential uses, critical uses, previously used material, and material that is transformed, destroyed, or exported to developing countries. The Protocol also establishes limits and reduction schedules leading to the eventual phaseout of class II controlled substances (i.e., hydrochlorofluorocarbons or HCFCs).

The U.S. is obligated to limit HCFC consumption (defined by the Protocol as production plus imports, minus exports). The schedule called for a 35 percent reduction on January 1, 2004, followed by a 75 percent reduction on January 1, 2010, a 90 percent reduction on January 1, 2015, a 99.5 percent reduction on January 1, 2020, and a total phaseout on January 1, 2030. The U.S. Environmental Protection Agency (EPA) is responsible for administering the phaseout. The U.S. comfortably met the 35% reduction of the cap, and is on schedule to meet the 75% reduction for January 1, 2010.

To ensure the U.S. compliance with these limits and restrictions, EPA established an allowance system to control U.S. production and import of HCFCs by granting control measures referred to as baseline allowances. Baseline allowances are based on the historical activity of individual companies. There are two types of allowances: consumption and production allowances. Since each allowance is equal to 1 kilogram of HCFC, EPA is able to monitor the quantity of HCFCs being produced, imported and exported. Transfers of production and consumption allowances among producers and importers are allowed and are tracked by EPA.

The limits and restrictions for individual U.S. companies are monitored by EPA through the recordkeeping and reporting requirements established in the regulations in 40 CFR part 82, subpart A. To submit required information, regulated entities can download reporting forms from EPA's Web site (<http://www.epa.gov/ozone/record.index.html>), complete them, and send them to EPA electronically, via mail, courier, or fax. Almost all of the large regulated companies use the EPA reporting forms.

Upon receipt of the reports, the data is entered into the ODS Tracking System. The ODS Tracking System is a secure database that maintains the data submitted to EPA and helps the Agency: (1) Maintain oversight over total production and consumption of controlled substances; (2) monitor compliance with limits and restrictions on production, imports, and trades and specific exemptions from the phaseout for individual U.S. companies; (3) enforce against illegal imports; and (4) assess, and report on, compliance with the U.S. phasedown caps established under the Montreal Protocol.

EPA has implemented an electronic reporting system through the Agency's Central Data Exchange (CDX) that allows regulated entities to prepare and submit data electronically. Coupled with the widespread use of the standardized forms, electronic reporting has improved data quality and made the reporting process efficient for both reporting companies and EPA. Most reports that are submitted to the Agency with the largest amount of data are submitted electronically.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average 5 hours per response. 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 which have subsequently changed; 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:** Companies that produce, import, and export class II controlled ozone depleting substances

**Estimated Number of Respondents:** 53  
**Frequency of Response:** Occasionally  
**Estimated Total Annual Hour Burden:** 1,860 hours

**Estimated Total Annual Cost:** \$181,532, which includes \$1,140 annualized capital or O&M costs.

**Changes in the Estimates:** There is an increase of 228 hours in the total estimated burden currently identified in the OMB Inventory of Approved ICR

Burdens. This change can be attributed to two major changes: (1) An increase in the number of responses for the Request for Additional Allowance Report and Domestic Transfer of Allowances/Inter-pollutant Transfer Report and (2) an increase in the number of activities per year for the Petition to Import Used Substances.

Dated: July 16, 2009.

**John Moses,**

*Director, Collection Strategies Division.*

[FR Doc. E9-17399 Filed 7-21-09; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8933-8]

### Agency Information Collection Activities OMB Responses

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

**ACTION:** Notice.

**SUMMARY:** This document announces the Office of Management and Budget's (OMB) responses to Agency Clearance requests, in compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*). 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.

**FOR FURTHER INFORMATION CONTACT:** Rick Westlund, (202) 566-1682, or e-mail at [westlund.rick@epa.gov](mailto:westlund.rick@epa.gov) and please refer to the appropriate EPA Information Collection Request (ICR) Number.

#### SUPPLEMENTARY INFORMATION:

#### OMB Responses to Agency Clearance Requests

##### OMB Approvals

EPA ICR Number 2173.02; Reporting Requirements under EPA's Green Power Partnership and Combined Heat and Power Partnership (Renewal); was approved 06/10/2009; OMB Number 2060-0578; expires 06/30/2012.

EPA ICR Number 1773.09; NESHAP for Hazardous Waste Combustors (Renewal); in 40 CFR part 63, subpart EEE; was approved 06/12/2009; OMB Number 2050-0171; expires 06/30/2012.

EPA ICR Number 1871.05; NESHAP for Source Categories: Generic Maximum Achievable Control Technology Standards (Renewal); in 40 CFR part 63, subpart YY; was approved 06/30/2009; OMB Number 2060-0420; expires 06/30/2012.

EPA ICR Number 0111.12; NESHAP for Asbestos (Renewal); in 40 CFR part 61, subpart M; was approved 06/30/2009; OMB Number 2060-0101; expires 06/30/2012.

EPA ICR Number 1964.04; NESHAP for Wet-formed Fiberglass Mat Production (Renewal); in 40 CFR part 63, subpart HHHH; was approved 06/30/2009; OMB Number 2060-0496; expires 06/30/2012.

EPA ICR Number 0262.12; RCRA Hazardous Waste Permit Application and Modification, Part A (Renewal); in 40 CFR 270.11, 270.13, 270.70 and 270.72; was approved 07/02/2009; OMB Number 2050-0034; expires 07/31/2012.

EPA ICR Number 1775.05; Hazardous Remediation Waste Management Requirements (HWIR-Media) (Renewal); in 40 CFR part 264, 271.21, and 270; was approved 07/02/2009; OMB Number 2050-0161; expires 07/31/2012.

EPA ICR Number 1100.13; NESHAP for Radionuclides (Renewal); in 40 CFR part 61, subparts B, K, R and W; was approved 07/02/2009; OMB Number 2060-0191; expires 07/31/2012.

EPA ICR Number 1395.07; Emergency Planning and Release Notification Requirements under Emergency Planning and Community Right-to-Know Act Sections 302, 303, and 304 (Renewal); in 40 CFR part 355; was approved 07/04/2009; OMB Number 2050-0092; expires 07/31/2012.

EPA ICR Number 1361.12; Expanding the Comparable Fuels Exclusion under RCRA (Final Rule); in 40 CFR 261.38; was approved 07/06/2009; OMB Number 2050-0073; expires 07/31/2012.

EPA ICR Number 2040.04; NESHAP for Refractory Products Manufacturing (Renewal); in 40 CFR part 63, subpart SSSSS; was approved 07/07/2009; OMB Number 2060-0515; expires 07/31/2012.

EPA ICR Number 2285.01; Schools Chemical Cleanout Campaign (SC3); was approved 07/07/2009; OMB Number 2050-0203; expires 07/31/2012.

EPA ICR Number 2251.02; Control of Emissions from Nonroad Spark-Ignition Engines and Equipment (Final Rule); in 40 CFR part 1065; was approved 07/08/2009; OMB Number 2060-0603; expires 07/31/2012.

EPA ICR Number 1722.06; Emission Certification and Compliance Requirements for Marine Spark-ignition Engines (Final Rule); in 40 CFR 91.107, 91.105, 91.121, 91.122, 91.124, 91.208, 91.209, 91.504, 91.509, 91.804, and 91.805; was approved 07/08/2009; OMB Number 2060-0321; expires 07/31/2012.

EPA ICR Number 1684.13; Emissions Certification, Compliance and In-use Testing Requirements for On-highway Heavy Duty Engines and Vehicles Equipped with On-Board Diagnostics