

**DEPARTMENT OF ENERGY****National Nuclear Security Administration****Extension of the Public Review and Comment Period and Announcement of an Additional Public Hearing for the Draft Supplemental Environmental Impact Statement for the Nuclear Facility Portion of the Chemistry and Metallurgy Research Building Replacement Project at Los Alamos National Laboratory, Los Alamos, NM**

**AGENCY:** National Nuclear Security Administration, U.S. Department of Energy.

**ACTION:** Extension of Public Review and Comment Period and Announcement of an additional Public Hearing.

**SUMMARY:** On April 29, 2011, the National Nuclear Security Administration (NNSA), a semi-autonomous agency within the U.S. Department of Energy (DOE), published a notice of availability for the *Draft Supplemental Environmental Impact Statement for the Nuclear Facility Portion of the Chemistry and Metallurgy Research Building Replacement Project at Los Alamos National Laboratory, Los Alamos, New Mexico* (CMRR–NF DSEIS; DOE/EIS–0350–S1). That notice stated that the public review and comment period would continue until June 13, 2011. NNSA has decided to extend the public comment period by 15 days through June 28, 2011 and to hold an additional public hearing on Monday, May 23, 2011 in Albuquerque, NM.

**ADDRESSES:** The Draft CMRR–NF SEIS and its reference material are available for review on the NNSA NEPA Web site at: <http://nnsa.energy.gov/nepa/cmrrseis>. Copies of the Draft CMRR–NF SEIS are also available for review at: The Los Alamos National Laboratory, Oppenheimer Study Center, Building TA3–207, West Jemez Road, Los Alamos, New Mexico; the Office of the Northern New Mexico Citizens Advisory Board, 1660 Old Pecos Trail, Suite B, Santa Fe, New Mexico; and the Zimmerman Library, University of New Mexico, Albuquerque, New Mexico. The Draft CMRR–NF SEIS or its Summary may be obtained upon request by leaving a message on the Los Alamos Site Office (LASO) CMRR–NF SEIS Hotline at (toll free) 1–877–427–9439; or by writing to: U.S. Department of Energy, National Nuclear Security Administration, Los Alamos Site Office, 3747 West Jemez Road, TA–3 Building 1410, Los Alamos, New Mexico 87544, Attn: Mr. John Tegtmeier, CMRR–NF SEIS Document Manager; or by

facsimile ((505) 667–5948); or by e-mail at: [NEPALASO@doeal.gov](mailto:NEPALASO@doeal.gov).

**FOR FURTHER INFORMATION CONTACT:** For general information on the NNSA NEPA process, please contact: Ms. Mary Martin (NA–GC), NNSA NEPA Compliance Officer, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585, or telephone 202–586–9438.

For general information concerning the DOE NEPA process, contact: Ms. Carol M. Borgstrom, Director, Office of NEPA Policy and Compliance (GC–54), U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585; (202) 586–4600; leave a message at (800) 472–2756; or send an e-mail to [askNEPA@hq.energy.gov](mailto:askNEPA@hq.energy.gov). Additional information regarding DOE NEPA activities and access to many DOE NEPA documents are available on the Internet through the DOE NEPA Web site at <http://nepa.energy.gov>.

**SUPPLEMENTARY INFORMATION:** The Council on Environmental Quality's implementing regulations for the National Environmental Policy Act (NEPA) (40 CFR 1502.9[c][1] and [2]) and DOE's NEPA implementing regulations (10 CFR 1021.314) require the preparation of a supplement to an environmental impact statement (EIS) when there are substantial changes to a proposal or when there are significant new circumstances or information relevant to environmental concerns. DOE may also prepare a supplemental EIS at any time to further the purposes of NEPA. Pursuant to these provisions, the NNSA has prepared a supplemental environmental impact statement (SEIS) to assess the potential environmental impacts of the construction and operation of the nuclear facility portion of the Chemistry and Metallurgy Research Building Replacement Project (CMRR–NF) at Los Alamos National Laboratory (LANL), Los Alamos, New Mexico.

The CMRR Project was first analyzed in the 2003 *Final Environmental Impact Statement for the Proposed Chemistry and Metallurgy Research Building Replacement Project at Los Alamos National Laboratory, Los Alamos, NM* (the CMRR EIS) (DOE/EIS–0350), and NNSA issued a Record of Decision for the CMRR Project in February 2004 (68 FR 6420) announcing its decision to construct and operate a two building CMRR facility within Technical Area-55 (TA–55) at Los Alamos National Laboratory (LANL) in order to meet its need to sustain mission-critical specialized nuclear chemistry and metallurgy capabilities at LANL in a

safe, secure and environmentally sound manner. Since that time, NNSA has constructed one of the two buildings for the CMRR Project (the Radiological Laboratory/Utility/Office Building, also called the RLUOB), and has engaged in project planning and design processes for the second building, the CMRR–NF. The planning and design processes for the CMRR–NF have identified the need for various changes to the original design for the structure and additional project elements not envisioned in the 2003 NEPA analyses. These proposed changes, identified subsequent to the ROD, are the subject of the CMRR–NF SEIS analyses.

On April 29, 2011, the National Nuclear Security Administration (NNSA), published a notice of availability for the *Draft Supplemental Environmental Impact Statement for the Nuclear Facility Portion of the Chemistry and Metallurgy Research Building Replacement Project at Los Alamos National Laboratory, Los Alamos, New Mexico* (CMRR–NF DSEIS; DOE/EIS–0350–S1) (76 FR 24018). That notice stated that the public review and comment period would continue until June 13, 2011. NNSA has decided to extend the public comment period by 15 days through June 28, 2011. NNSA has also decided to hold one additional public hearing during the comment period.

The newly added public hearing will take place on Monday, May 23, 2011 in Albuquerque, NM. The complete schedule for public hearings on the Draft CMRR–NF SEIS with all dates, times, and locations is the following:

- Monday, May 23, 2011, at 5 p.m. to 9 p.m., Albuquerque Marriott, Salon F, 2101 Louisiana Boulevard, NE., Albuquerque, NM.
- Tuesday, May 24, 2011, at 5 p.m. to 9 p.m., Holiday Inn Express, 60 Entrada Drive, Los Alamos, NM.
- Wednesday, May 25, 2011, at 5 p.m. to 9 p.m., Santa Claran Hotel, 464 N. Riverside Drive, Española, NM.
- Thursday, May 26, 2011, at 5 p.m. to 9 p.m., Santa Fe Community College, Jemez Rooms, 6401 Richards Avenue, Santa Fe, NM.

The first half hour of each hearing will be conducted as an open house-style session with subject matter experts available to discuss the project and answer questions; the remainder of the hearing will be devoted to receiving oral and written comments.

NNSA invites stakeholders and members of the public to submit comments on the Draft CMRR–NF SEIS during the public comment period, which started with the publication of the Environmental Protection Agency's

Notice of Availability in the **Federal Register** on April 29, 2011 and will continue for 60 days until June 28, 2011. NNSA will consider comments received after this date to the extent practicable as it prepares the Final CMRR–NF SEIS. Questions or Comments concerning the Draft CMRR–NF SEIS can be submitted to the NNSA Los Alamos Site Office at the same postal and electronic addresses given above. Additionally, the LASO CMRR–NF SEIS Hotline provides instructions on how to record comments. Please mark all envelopes, faxes and e-mail: “Draft CMRR–NF SEIS Comments”.

Issued in Washington, DC, on May 10, 2011.

**Thomas P. D’Agostino,**

*Administrator, National Nuclear Security Administration.*

[FR Doc. 2011–11909 Filed 5–13–11; 8:45 am]

**BILLING CODE 6450–01–P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA–R06–OAR–2010–0774; FRL–9306–4]

### Adequacy Status of the Baton Rouge, Louisiana Maintenance Plan 8-Hour Ozone Motor Vehicle Emission Budgets for Transportation Conformity Purposes

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

**ACTION:** Notice of adequacy determination.

**SUMMARY:** EPA is notifying the public that it has found that the motor vehicle emissions budgets (MVEB) in the Baton Rouge, Louisiana Redesignation Request/Maintenance Plan State Implementation Plan (SIP) revision, submitted on August 31, 2010 and February 14, 2011, by the Louisiana Department of Environmental Quality (LDEQ) are adequate for transportation conformity purposes. As a result of EPA’s finding, the Baton Rouge area must use these budgets for future conformity determinations for the 1997 8-hour ozone standard.

**DATES:** These budgets are effective May 31, 2011.

**FOR FURTHER INFORMATION CONTACT:** The essential information in this notice will be available at EPA’s conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>. You may also contact Mr. Jeffrey Riley, Air Planning Section (6PD–L), U.S. Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202–2733, telephone (214)

665–8542, E-mail address:

*Riley.Jeffrey@epa.gov.*

#### SUPPLEMENTARY INFORMATION:

Throughout this document “we,” “us,” and “our” refers to EPA. The word “budget(s)” refers to the mobile source emissions budget for volatile organic compounds (VOCs) and the mobile source emissions budget for nitrogen oxides (NO<sub>x</sub>).

On August 31, 2010, we received a State Implementation Plan (SIP) revision from the Louisiana Department of Environmental Quality (LDEQ). This revision consisted of a Redesignation Request/Maintenance Plan SIP for the Baton Rouge ozone nonattainment area. In response to further EPA communication with LDEQ, we received a technical amendment to the Baton Rouge Redesignation Request/Maintenance Plan SIP from LDEQ on February 14, 2011. This submittal established the motor vehicle emissions budgets (MVEB) for the Baton Rouge area for the year 2022. The MVEB is the amount of emissions allowed in the state implementation plan for on-road motor vehicles; it establishes an emissions ceiling for the regional transportation network. The MVEB is provided in Table 1:

TABLE 1—BATON ROUGE NO<sub>x</sub> AND VOC MVEB

[Summer season tons per day]

	2022
NO <sub>x</sub> .....	6.96
VOC .....	7.55

On March 3, 2011, EPA posted the availability of the Baton Rouge area budget on EPA’s Web site, as part of the adequacy process, for the purpose of soliciting public comments. The comment period closed on April 4, 2011, and we received no comments.

Today’s notice is simply an announcement of a finding that EPA has already made. EPA Region 6 sent a letter to LDEQ on April 27, 2011, finding that the MVEB in the Baton Rouge Redesignation Request/Maintenance Plan SIP, submitted on August 31, 2010 and February 14, 2011, is adequate and must be used for transportation conformity determinations in the Baton Rouge area. This finding has also been announced on EPA’s conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

Transportation conformity is required by section 176(c) of the Clean Air Act. EPA’s conformity rule, 40 Code of Federal Regulations (CFR) part 93, requires that transportation plans,

programs and projects conform to state air quality implementation plans and establishes the criteria and procedures for determining whether or not they do so. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which EPA determines whether a SIP’s MVEB is adequate for transportation conformity purposes are outlined in 40 CFR 93.118(e)(4). We have also described the process for determining the adequacy of submitted SIP budgets in our July 1, 2004, final rulemaking entitled, “Transportation Conformity Rule Amendments for the New 8-hour Ozone and PM<sub>2.5</sub> National Ambient Air Quality Standards and Miscellaneous Revisions for Existing Areas; Transportation Conformity Rule Amendments: Response to Court Decision and Additional Rule Changes” (69 FR 40004). Please note that an adequacy review is separate from EPA’s completeness review, and it should not be used to prejudge EPA’s ultimate approval of the Baton Rouge Redesignation Request/Maintenance Plan SIP revision submittal. Even if EPA finds a budget adequate, the Redesignation Request/Maintenance Plan SIP revision submittal could later be disapproved.

Within 24 months from the effective date of this notice, the transportation partners will need to demonstrate conformity to the new MVEB if the demonstration has not already been made, pursuant to 40 CFR 93.104(e). See, 73 FR 4419 (January 24, 2008).

**Authority:** 42 U.S.C. 7401 *et seq.*

Dated: May 6, 2011.

**Al Armendariz,**

*Regional Administrator, Region 6.*

[FR Doc. 2011–11944 Filed 5–13–11; 8:45 am]

**BILLING CODE 6560–50–P**

## ENVIRONMENTAL PROTECTION AGENCY

[Petition IV–2010–1; FRL–9306–2]

### Clean Air Act Operating Permit Program; Petition for Objection to State Operating Permit for Tennessee Valley Authority—Paradise Fossil Fuel Plant; Muhlenberg County, KY

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

**ACTION:** Notice of final order on petition to object to a state operating permit.

**SUMMARY:** Pursuant to Clean Air Act (CAA) Section 505(b)(2) and 40 CFR