

Generator outages affect the supply of electricity and prices in the market each day in which they occur. By continuing to request that generators provide information on outages within 24 hours of when they begin and end, the Commission's staff will be able to analyze outages quickly and, if necessary, investigate outages in real time when the effect on prices is occurring. This analysis will include determining whether generators that have taken plants out of service with the permission of the California ISO for scheduled maintenance return those plants to service promptly and do not improperly extend those outages to influence market prices.

The Commission is seeking to retain the existing reporting format, but is requesting one change in the scope of the reporting requirements. Specifically, the Commission seeks to require generators to file reports of outages that occur for economic reasons. Last summer, the ISO began to grant permission for "economic" outages. An "economic" outage is an outage in which the ISO allows a generator to take an uneconomic unit out of service because it will not be needed for dispatch. In recent months, these "economic" outages have become a significant issue. The ISO alleges that some units are being taken out of service without ISO permission and that others are not being brought back on line when the ISO withdraws permission. On the other hand, the generators allege that the ISO is granting permission for "economic" outages on an inconsistent basis and is improperly withdrawing that permission. To monitor generation supply effectively in California and ensure just and reasonable rates, it is now important to collect data on outages for economic reasons as well as outages for mechanical reasons.

6. **Estimated Burden:** As stated above, for the first five months of the current approved data collection, the Commission received 1,839 electronic outage incident reports, which extrapolates to 3,678 reports for the proposed ten month extension period. Assuming a total of 3,678 outage reports for the ten months for which this information collection is requested, the total number of hours it would take to comply with the reporting requirement would be approximately 1,278 hours (78 hours for initial submissions and 1,200 hours for subsequent submissions, assuming 20 minutes per submission).

7. **Estimated Cost Burden to Respondents:** Commission staff estimates a cost of \$50 per hour for complying with the reporting requirement, based on salaries for

professional and clerical staff, as well as direct and indirect overhead costs. Therefore, the total estimated cost of compliance would be \$63,900.

**Statutory Authority:** Sections 206, 301, 304, 307 and 311 of the Federal Power Act (FPA), 16 U.S.C. 824(e)(a); 16 U.S.C. 825; 825(c); 825(f); and 825(j).

**Magalie R. Salas,**  
*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. IC01-550-001, FERC-550]

#### Information Collection Submitted for Review and Request for Comments

February 4, 2002.

**AGENCY:** Federal Energy Regulatory Commission.

**ACTION:** Notice of submission for review by the Office of Management and Budget (OMB) and request for comments.

**SUMMARY:** The Federal Energy Regulatory Commission (Commission) has submitted the information collection listed in this notice to the Office of Management and Budget (OMB) for review under provisions of Section 3507 of the Paperwork Reduction Act of 1995 (Pub. L. 104-13). Any interested person may file comments on the collection of information directly with OMB and should address a copy of those comments to the Commission as explained below. The Commission did not receive any comments in response to an earlier notice issued September 24, 2001, 66 FR 49655-56, September 28, 2001.

**DATES:** Comments regarding this collection of information are best assured of having their full effect if received within 30 days of this notification.

**ADDRESSES:** Address comments to Office of Management and Budget, Office of Information and Regulatory Affairs, Attention: Federal Energy Regulatory Commission, Desk Officer, Room 10202 NEOB, 725 17th Street, N.W. Washington, D.C. 20503. The Desk Officer can also be reached at (202)395-7318 or by fax at (202)395-7285. A copy of the comments should also be sent to Federal Energy Regulatory Commission, Office of the Chief Information Officer, Attention: Mr. Michael Miller, 888 First Street N.E., Washington, D.C. 20426.

#### FOR FURTHER INFORMATION CONTACT:

Michael Miller may be reached by telephone at (202)208-1415, by fax at (202)208-2425, and by e-mail at michael.miller@ferc.fed.gov.

#### SUPPLEMENTARY INFORMATION:

##### Description

The energy information collection submitted to OMB for review contains:

1. Collection of Information: FERC-550 "Oil Pipeline Rates: Tariff Filings"
2. Sponsor: Federal Energy Regulatory Commission
3. Control No.: OMB No. 1902-0089. The Commission is now requesting that OMB approve a three-year extension of the current expiration date, with no changes to the existing collection. There is an adjustment to the reporting burden due to an increase in the number of entities that are now subject to the reporting requirements. This is a mandatory information collection requirement.

4. **Necessity of Collection of Information:** The filing requirement provides the basis for analysis of all rates, fares, or charges whatsoever demanded, charged or collected by any common carrier or carriers in connection with the transportation of crude oil and petroleum products and are used by the Commission to establish a basis for determining the just and reasonable rates that should be charged by the regulated pipeline company. Based on this analysis, a recommendation is made to the Commission to take action whether to suspend, accept or reject the proposed rate. The data required to be filed for pipeline rates and tariff filings is specified by 18 Code of Federal Regulations (CFR) Chapter I Parts 340-348.

Jurisdiction over oil pipelines, as it relates to the establishment of rates or charges for the transportation of oil by pipeline or the establishment or valuations for pipelines, was transferred from the Interstate Commerce Commission to the Commission, pursuant to Section 306 and 402 of the Department of Energy Organization Act (DOE Act), 42 U.S.C. 7155 and 7172, and Executive Order No. 12009.

5. **Respondent Description:** The respondent universe currently comprises on average, 200 respondents subject to the Commission's jurisdiction.

6. **Estimated Burden:** 6,600 total burden hours, 200 respondents, 3. responses annually, 11 hours per response (average).

7. **Estimated Cost Burden to Respondents:** 6,600 hours 2,080 hours

per year x \$117,041 per year = \$ 371,380, average cost per respondent = \$1,857.

**Statutory Authority:** Part I, Sections 1, 6, and 15, of the Interstate Commerce Act (ICA), (Pub.L. No. 337, 34 Stat. 384).

**Magalie R. Salas,**  
*Secretary*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP02-76-000]

#### Eastern Shore Natural Gas Company; Notice of Application

February 5, 2002.

Take notice that on January 25, 2002, Eastern Shore Natural Gas Company, (Eastern Shore), 417 Bank Lane, Dover, Delaware 19904, filed in Docket No CP02-76-000 an application pursuant to Section 7(c) of the Natural Gas Act (NGA), for a certificate of public convenience and necessity to construct and operate certain pipeline facilities in Delaware, Pennsylvania and Maryland, in order to provide additional firm transportation capacity on Eastern Shore's system, all as more fully set forth in the application on file with the Commission and open to public inspection. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket" and follow the instructions (call 202-208-2222 for assistance).

Specifically, Eastern Shore proposes to (1) construct and operate approximately 1.5 mile of 16-inch mainline looping in Pennsylvania and one mile of 16-inch mainline looping in Maryland and Delaware. Eastern Shore states that the facilities are required to provide additional firm transportation service of 4,500 dekatherms (dt) per day as requested by two of Eastern Shore's local distribution company customers, Conectiv Power Delivery (3,000 dt), and Delaware Division of Chesapeake Utilities Corporation (1,500 dt).

Eastern Shore asserts that it conducted an open season between May 1 and May 31, 2001, and asserts that the result was that the two customers have fully subscribed the capacity to be made available to satisfy increased market demand. It is estimated that the cost of the proposed facilities would be \$2,653,618, to be financed from

internally generated funds and short-term notes, with permanent financing to be arranged on completion of construction. Eastern Shore requests a preliminary determination that the total cost of the project be given rolled-in rate treatment, stating that the project satisfies the requirements of the Commission's policy statement issued in PL99-3-000. Eastern Shore requests that a certificate be issued by May 31, 2002, in order to complete construction and place the facilities in service by November 1, 2002.

Any questions regarding the application may be directed to Philip S. Barefoot, Vice President, Eastern Shore Natural Gas Company, 417 Bank Lane, Dover, Delaware 19904.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before February 26, 2002, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) and the regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding. Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site under the "e-Filing" link.

Persons who wish to comment only on the environmental review of this project should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commenters will be placed on the Commission's environmental mailing list, will receive copies of environmental documents, and will be able to participate in meetings associated with the Commission's environmental review process. Commenters will not be required to serve copies of filed documents on all other parties. However, Commenters will not receive copies of all documents filed by other parties or issued by the Commission,

and will not have the right to seek rehearing or appeal the Commission's final order to a Federal court.

The Commission will consider all comments and concerns equally, whether filed by commenters or those requesting intervenor status.

The Commission may issue a preliminary determination on non-environmental issues prior to the completion of its review of the environmental aspects of the project. This preliminary determination typically considers such issues as the need for the project and its economic effect on existing customers of the applicant, on other pipelines in the area, and on landowners and communities. For example, the Commission considers the extent to which the applicant may need to exercise eminent domain to obtain rights-of-way for the proposed project and balances that against the non-environmental benefits to be provided by the project. Therefore, if a person has comments on community and landowner impacts from this proposal, it is important to file comments or to intervene as early in the process as possible.

If the Commission decides to set the application for a formal hearing before an Administrative Law Judge, the Commission will issue another notice describing that process. At the end of the Commission's review process, a final Commission order approving or denying a certificate will be issued.

**Magalie R. Salas,**  
*Secretary*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP02-153-000]

#### Horizon Pipeline Company, L.L.C.; Notice of Proposed Changes in FERC Gas Tariff

February 4, 2002.

Take notice that on January 30, 2002, Horizon Pipeline Company, L.L.C. (Horizon) tendered for filing to become part of its FERC Gas Tariff, Original Volume No. 1, certain pro forma tariff sheets.

Horizon states that the purpose of this filing is to comply with Order Nos. 637 *et seq.* and is consistent with the Commission's orders in Docket Nos. CP00-129, *et al.*

Horizon states that copies of the filing are being mailed to all parties set out on