

**ENVIRONMENTAL PROTECTION AGENCY****[FRL-7597-3]****Clean Water Act Section 303(d): Final Agency Action on 3 Total Maximum Daily Loads (TMDLs)****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of availability.

**SUMMARY:** This notice announces final agency action on 3 TMDLs prepared by EPA Region 6 for waters listed in the state of Arkansas, under section 303(d) of the Clean Water Act (CWA). These TMDLs were completed in response to the lawsuit styled *Sierra Club, et al. v. Clifford, et al.*, No. LR-C-99-114. Documents from the administrative record files for the final 3 TMDLs, including TMDL calculations and responses to comments, may be viewed at [www.epa.gov/earth1r6/6wq/artmdl.htm](http://www.epa.gov/earth1r6/6wq/artmdl.htm)

**ADDRESSES:** The administrative record files for these 3 TMDLs may be obtained by writing or calling Ms. Ellen Caldwell, Environmental Protection Specialist, Water Quality Protection Division, U.S. Environmental Protection Agency Region 6, 1445 Ross Ave., Dallas, TX 75202-2733. Please contact Ms. Caldwell to schedule an inspection.

**FOR FURTHER INFORMATION CONTACT:** Ellen Caldwell at (214) 665-7513.

**SUPPLEMENTARY INFORMATION:** In 1999, five Arkansas environmental groups, the Sierra Club, Federation of Fly Fishers, Crooked Creek Coalition, Arkansas Fly Fishers, and Save our Streams (plaintiffs), filed a lawsuit in Federal Court against the United States Environmental Protection Agency (EPA), styled *Sierra Club, et al. v. Clifford, et al.*, No. LR-C-99-114. Among other claims, plaintiffs alleged that EPA failed to establish Arkansas TMDLs in a timely manner.

**EPA Takes Final Agency Action on 3 TMDLs**

By this notice EPA is taking final agency action on the following 3 TMDLs for waters located within the state of Arkansas:

| Segment-reach      | Waterbody name   | Pollutant |
|--------------------|------------------|-----------|
| AR11110203-904-3.  | Stone Dam Creek. | Ammonia.  |
| AR11110203-904-3.  | Stone Dam Creek. | Nitrates. |
| AR11110203-931-10. | Whig Creek ...   | Copper.   |

EPA requested the public to provide EPA with any significant data or information that may impact the 3 TMDLs at **Federal Register Notice:** Volume 68, Number 190, page 56632 (October 1, 2003). The comments received and EPA's response to comments may be found at [www.epa.gov/earth1r6/6wq/artmdl.htm](http://www.epa.gov/earth1r6/6wq/artmdl.htm)

Dated: December 1, 2003.

**Miguel I. Flores,**

Director, Water Quality Protection Division, Region 6.

[FR Doc. 03-30515 Filed 12-8-03; 8:45 am]

**BILLING CODE 6560-50-P****ENVIRONMENTAL PROTECTION AGENCY****[FRL-7596-9]****Notice of Tentative Approval and Solicitation of Request for a Public Hearing for Public Water System Supervision Program Revisions for the State of Maryland****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of tentative approval and solicitation of requests for a public hearing.

**SUMMARY:** Notice is hereby given in accordance with the provision of section 1413 of the Safe Drinking Water Act as amended, and the National Primary Drinking Water Regulations Implementation 40 CFR part 142, that the State of Maryland is revising its approved Public Water System Supervision Program. Maryland has adopted the Public Notification Rule requiring the owner or operator of a public water system to give notice to the public for all violations of national primary drinking water regulations as well as for failure to comply with a prescribed treatment technique, for failure to perform required water quality monitoring or for failure to comply with prescribed testing procedures. It has also adopted the Lead and Copper Rule Minor Revisions, which makes minor changes to the existing Lead and Copper Rule, as well as adopting several other minor revisions to its regulations. EPA has determined that these revisions, all effective April 29, 2002, are no less stringent than the corresponding Federal regulations. Therefore, EPA has decided to tentatively approve these program revisions. All interested parties are invited to submit written comments on this determination and may request a public hearing.

**DATES:** Comments or a request for a public hearing must be submitted by

January 8, 2004. This determination shall become effective on January 8, 2004, if no timely and appropriate request for a hearing is received and the Regional Administrator does not elect to hold a hearing on his own motion, and if no comments are received which cause EPA to modify its tentative approval.

**ADDRESSES:** Comments or a request for a public hearing must be submitted to the U.S. Environmental Protection Agency Region III, 1650 Arch Street, Philadelphia, PA 19103-2029. Comments may also be submitted electronically to Steve Maslowski at [maslowski.steven@epa.gov](mailto:maslowski.steven@epa.gov).

All documents relating to this determination are available for inspection between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, at the following offices:

- Drinking Water Branch, Water Protection Division, U.S. Environmental Protection Agency Region III, 1650 Arch Street, Philadelphia, PA 19103-2029.
- Water Supply Program, Maryland Department of the Environment, Montgomery Park Business Center, 1800 Washington Blvd, Baltimore, MD 21230.

**FOR FURTHER INFORMATION CONTACT:**

Steve Maslowski, Drinking Water Branch (3WP22) at the Philadelphia address given above; telephone (215) 814-2371 or fax (215) 814-2318.

**SUPPLEMENTARY INFORMATION:** All interested parties are invited to submit written comments on this determination and may request a public hearing. All comments will be considered, and, if necessary, EPA will issue a response. Frivolous or insubstantial requests for a hearing may be denied by the Regional Administrator. However, if a substantial request for a public hearing is made by January 8, 2004, a public hearing will be held.

A request for public hearing shall include the following: (1) The name, address, and telephone number of the individual, organization, or other entity requesting a hearing; (2) a brief statement of the requesting person's interest in the Regional Administrator's determination and of information that the requesting person intends to submit at such a hearing; and (3) the signature of the individual making the request; or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

**Donald S. Welsh,**

Regional Administrator, Region III.

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