

104–113, section 12(d) (15 U.S.C. 272 note) directs EPA to use voluntary consensus standards in its regulatory activities unless to do so would be inconsistent with applicable law or otherwise impractical. Voluntary consensus standards are technical standards (e.g., materials specifications, test methods, sampling procedures, and business practices) that are developed or adopted by voluntary consensus standards bodies. The NTTAA directs EPA to provide Congress, through OMB, explanations when the Agency decides not to use available and applicable voluntary consensus standard. This proposed rulemaking does not involve technical standards. Therefore, EPA is not considering the use of any voluntary consensus standards. EPA welcomes comments on this aspect of the proposed rulemaking and, specifically, invites the public to identify potentially-applicable voluntary consensus standards and to explain why such standards should be used in this regulation.

Dated: September 29, 2000.

Carol M. Browner,
Administrator.

For the reasons set forth in the preamble, part 403, title 40, chapter I of the Code of Federal Regulations is proposed to be amended as follows:

**PART 403—GENERAL
PRETREATMENT REGULATIONS FOR
EXISTING AND NEW SOURCES OF
POLLUTION**

1. The authority for Part 403 continues to read as follows:

Authority: 33 U.S.C. 1251 *et seq.*

2. Section 403.20 is added to read as follows:

**§ 403.20 Pretreatment Program
Reinvention Pilot Projects Under Project
XL.**

The Approval Authority may allow any publicly owned treatment works (POTW) that has a final “Project XL” agreement to implement a Pretreatment Program that includes legal authorities and requirements that are different than the administrative requirements otherwise applicable under this part. The POTW must submit any such alternative requirements as a substantial program modification in accordance with the procedures outlined in § 403.18. The approved modified program must be incorporated as an enforceable part of the POTW’s NPDES permit. The Approval Authority must include a reopener clause in the POTW’s NPDES permit that directs the POTW to discontinue implementing the

approved alternative requirements and resume implementation of its previously approved pretreatment program if the primary objectives of the Local Pilot Pretreatment Program are not met or the “Project XL” agreement expires or is otherwise terminated.

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**FEDERAL COMMUNICATIONS
COMMISSION**

47 CFR Part 73

[DA 00–2215, MM Docket No. 00–184, RM–9955]

**Digital Television Broadcast Service;
Sheridan, WY**

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Duhamel Broadcasting Enterprises, licensee of Station KSGW–TV, NTSC Channel 12, Sheridan, Wyoming, proposing the substitution of DTV Channel 13 for Station KSGW–TV’s assigned DTV Channel 21. DTV Channel 21 can be allotted to Sheridan, Wyoming, in compliance with the principle community coverage requirements of section 73.625(a) at reference coordinates (44–37–20 N. and 107–06–57 W.). As requested, we propose to allot DTV Channel 13 to Sheridan with a power of 50 and a height above average terrain (HAAT) of 372 meters.

DATES: Comments must be filed on or before November 27, 2000, and reply comments on or before December 12, 2000.

ADDRESSES: Federal Communications Commission, 445 12th Street, SW., Room TW–A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Richard R. Zaragoza, Colette M. Capretz, Shaw Pittman, 2300 N Street, NW, Washington, DC 20037–1128 (Counsel for Duhamel Broadcasting Enterprises).

FOR FURTHER INFORMATION CONTACT: Pam Blumenthal, Mass Media Bureau, (202) 418–1600.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission’s Notice of Proposed Rule Making, MM Docket No. 00–184, adopted October 3, 2000, and released October 4, 2000. The full text of this Commission decision is available

for inspection and copying during normal business hours in the FCC Reference Center 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission’s copy contractor, International Transcription Services, Inc., (202) 857–3800, 1231 20th Street, NW, Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding. Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

Federal Communications Commission.

Barbara A. Kreisman,
Chief, Video Services Division, Mass Media Bureau.

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**FEDERAL COMMUNICATIONS
COMMISSION**

47 CFR Part 73

[DA 00–2213, MM Docket No. 00–182, RM–9957]

**Digital Television Broadcast Service;
Sumter, SC**

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by McLaughlin Broadcasting, Inc., licensee of Station WQHG–TV, NTSC Channel 63, Sumter, South Carolina, proposing the substitution of DTV Channel 39 for Station WQHB–TV’s assigned DTV Channel 38. DTV Channel 39 can be allotted to Sumter, South Carolina, in compliance with the principle community coverage requirements of Section 73.625(a) at reference coordinates (34–06–33N. and 80–44–35 W.). As requested, we propose to allot DTV Channel 39 to Sumter with a power of 500 and a height above average terrain (HAAT) of 269 meters.

DATES: Comments must be filed on or before November 27, 2000, and reply comments on or before December 12, 2000.