

request a revised program description and a revised MOA, should they be necessary.

**Results of EPA's Review.** EPA completed its review of Ohio's application in the fall of 2007. EPA communicated the results of its review in April and November 2007 letters to ODA. The letters expressed concern regarding five provisions in ODA's standards for land application of manure, litter and process wastewater. The letters also asked ODA to clarify or revise 26 provisions of its legal authority or NPDES permitting requirements.

In a letter dated September 4, 2008, ODA's Director committed to pursue specified statutory and rule changes to address the issues identified by EPA. The Director's letter also included other proposed statutory and rule changes beyond the scope of the changes needed to resolve the issues raised by EPA. In letters dated September 22, 2008, ODA provided correct versions of certain proposed statutory and rule provisions that were not included with the September 4 letter. EPA believes that the former changes ODA has committed to pursue will resolve EPA's issues, and that the latter changes will not adversely affect ODA's authority to administer the NPDES program. All of ODA's proposed changes were included in the September 4 and 22 letters, and are available for public review as part of the official public record.

**Status of EPA's CAFO Rule.** EPA is in the process of revising portions of the NPDES permitting requirements and Effluent Limitations Guidelines and Standards (ELGs) for CAFOs. EPA is acting in response to the order issued by the U.S. Court of Appeals for the Second Circuit in *Waterkeeper Alliance et al. v. EPA*, 399 F.3d 486 (2nd Cir. 2005), vacating or remanding portions of the 2003 rule. Ohio may need to further revise its NPDES program to implement these federal revisions when they are finalized. EPA will provide Ohio the same time period from the promulgation date of the revised federal rule to change its legal authority that EPA provides to other states with approved NPDES programs. 40 CFR 123.62(e). This rule gives states one year where rule changes are needed and two years where statutory changes are needed to incorporate new federal regulations into state law. This future process is separate from the process described above regarding Ohio's request for ODA to administer the NPDES program for CAFOs and for storm water associated with construction of AFOs.

**Public Comment on the Described Program.** Today, EPA is requesting

comments on Ohio's request, and providing notice of a public hearing and comment period on EPA's proposal to approve Ohio's application in accordance with 40 CFR 123.62. EPA wants the citizens of Ohio to understand the State's application, and wants to encourage public participation in the decisionmaking process. Therefore, EPA requests that the public review ODA's proposed NPDES program for CAFOs and storm water associated with construction activity at AFOs, and provide any comments they feel are appropriate. EPA will consider all comments in its decision. EPA will either approve or disapprove the State's request after considering all comments it receives. EPA expects the adopted statutory and rule changes to be identical to those submitted with ODA's September 2008 letters.

**Authority:** This action is taken under the authority of section 402 of the Clean Water Act as amended, 33 U.S.C. 1342. I hereby provide public notice of the application by the State of Ohio for the Ohio Department of Agriculture to implement the NPDES program for CAFOs and storm water associated with construction activity at AFOs, in accordance with 40 CFR 123.62.

Dated: October 3, 2008.

**Bharat Mathur,**

*Acting Regional Administrator, Region 5.*

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**BILLING CODE 6560-50-P**

## EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

### Meetings; Sunshine Act

**AGENCY HOLDING THE MEETING:** Equal Employment Opportunity Commission.

**DATE AND TIME:** Thursday, October 23, 2008, 10 a.m. Eastern Time.

**PLACE:** Clarence M. Mitchell, Jr. Conference Room on the Ninth Floor of the EEOC Office Building, 1801 "L" Street, NW., Washington, DC 20507.

**STATUS:** The meeting will be open to the public.

### MATTERS TO BE CONSIDERED

#### Open Session

1. Announcement of Notation Votes, and
2. Issues Facing Hispanics in the Federal Workplace—Invited Panelists.

**Note:** In accordance with the Sunshine Act, the meeting will be open to public observation of the Commission's deliberations and voting. (In addition to publishing notices on EEOC Commission meetings in the **Federal Register**, the Commission also provides a recorded announcement a full week in advance on future Commission sessions.)

Please telephone (202) 663-7100 (voice) and (202) 663-4074 (TTY) at any time for information on these meetings. The EEOC provides sign language interpretation at Commission meetings for the hearing impaired. Requests for other reasonable accommodations may be made by using the voice and TTY numbers listed above. *Contact Person for More Information:* Stephen Llewellyn, Executive Officer, on (202) 663-4070.

Dated: October 9, 2008.

**Stephen Llewellyn,**

*Executive Officer, Executive Secretariat.*

[FR Doc. E8-24609 Filed 10-10-08; 4:15 pm]

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## FEDERAL RESERVE SYSTEM

### Proposed Agency Information Collection Activities; Comment Request

**AGENCY:** Board of Governors of the Federal Reserve System.

#### SUMMARY:

#### Background

On June 15, 1984, the Office of Management and Budget (OMB) delegated to the Board of Governors of the Federal Reserve System (Board) its approval authority under the Paperwork Reduction Act (PRA), as per 5 CFR 1320.16, to approve of and assign OMB control numbers to collection of information requests and requirements conducted or sponsored by the Board under conditions set forth in 5 CFR 1320 Appendix A.1. Board-approved collections of information are incorporated into the official OMB inventory of currently approved collections of information. Copies of the Paperwork Reduction Act Submission, supporting statements and approved collection of information instruments are placed into OMB's public docket files. The Federal Reserve may not conduct or sponsor, and the respondent is not required to respond to, an information collection that has been extended, revised, or implemented on or after October 1, 1995, unless it displays a currently valid OMB control number.

### Request for Comment on Information Collection Proposals

The following information collections, which are being handled under this delegated authority, have received initial Board approval and are hereby published for comment. At the end of the comment period, the proposed information collections, along with an analysis of comments and recommendations received, will be submitted to the Board for final