

explicitly described here, it is currently Western's intent to continue to provide these capabilities to the existing and new BCP contractors into the next contract term.

Proposals: Western is making additional proposals and is seeking further comments on the amount of marketable contingent capacity and firm energy, the amount of marketable contingent capacity and firm energy to be extended to existing contractors, the size of the resource pool to be created, and excess energy provisions. Western proposes the following:

(1) To market 2,044 MW of contingent capacity with an associated 4,527,001 MWh of annual firm energy from the BCP; (2) to extend 100 percent of the existing contractors' contingent capacity allocations, totaling 1,951 MW, and 95 percent of the proposed marketable firm energy, totaling 4,300,651 MWh annually based proportionally upon their existing allocations of marketed annual firm energy; (3) to create a single, one-time resource pool consisting of 93 MW of contingent capacity with an associated 226,350 MWh of annual firm energy; and; (4) that excess energy provisions contain a first and second priority defined as:

First Priority: The Arizona Power Authority (APA) shall have a first priority right to delivery of excess energy, which is equal in each year of operation to 200,000 MWh; provided, however, that in the event excess energy in the amount of 200,000 MWh is not generated during any year of operation, APA shall accumulate a first right to delivery of excess energy subsequently generated in an amount not to exceed 600,000 MWh, inclusive of the current year's 200,000 MWh. The first right of delivery shall accrue at a rate of 200,000 MWh per year for each year excess energy in the amount of 200,000 MWh is not generated, less amounts of excess energy delivered.

Second Priority: Any remaining excess energy available after the first priority has been satisfied shall be allocated to each BCP contractor based on a proportionate share of its annual firm energy percentage allocation.

Western will consider all comments received pertaining to its proposals since the initiation of the public process when making its final decisions. Western will publish its final decisions and further address the comments received on these proposals in a separate **Federal Register** notice.

Regulatory Procedure Requirements

Determination Under Executive Order 12866

Western has an exemption from centralized regulatory review under Executive Order 12866; accordingly, no clearance of this notice by the Office of Management and Budget is required.

Environmental Compliance

In accordance with the DOE National Environmental Policy Act Implementing

Procedures (10 CFR part 1021), Western has determined that these actions fit within class of action B4.1 Contracts/marketing plans/policies for excess electric power, in Appendix B to Subpart D to Part 1021—Categorical Exclusions Applicable to Specific Agency Actions.

Dated: April 19, 2011.

Timothy J. Meeks,

Administrator.

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPPT-2003-0004; FRL-8871-9]

Access to Confidential Business Information by Syracuse Research Corporation

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has authorized its contractor, Syracuse Research Corporation (SRC) of North Syracuse, New York, to access information which has been submitted to EPA under sections 4, 5, 6, and 8 of the Toxic Substances Control Act (TSCA). Some of the information may be claimed or determined to be Confidential Business Information (CBI).

DATES: Access to the confidential data will occur no sooner than May 4, 2011.

FOR FURTHER INFORMATION CONTACT: *For technical information contact:* Pamela Moseley, Information Management Division (7407M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 564-8956; fax number: (202) 564-8955; e-mail address: moseley.pamela@epa.gov.

For general information contact: The TSCA Hotline, ABVIGoodwill, 422 South Clinton Ave., Rochester, NY 14620; telephone number: (202) 554-1404; e-mail address: TSCAHotline@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this notice apply to me?

This action is directed to the public in general. This action may, however, be of interest to all who manufacture, process, or distribute industrial chemicals. Since other entities may also be interested, the Agency has not attempted to describe all the specific entities that may be affected by this

action. If you have any questions regarding the applicability of this action to a particular entity, consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How can I get copies of this document and other related information?

EPA has established a docket for this action under docket identification (ID) number EPA-HQ-OPPT-2003-0004. All documents in the docket are listed in the docket index available at <http://www.regulations.gov>. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available electronically at <http://www.regulations.gov>, or, if only available in hard copy, at the OPPT Docket. The OPPT Docket is located in the EPA Docket Center (EPA/DC) at Rm. 3334, EPA West Bldg., 1301 Constitution Ave., NW., Washington, DC. The EPA/DC Public Reading Room hours of operation are 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number of the EPA/DC Public Reading Room is (202) 566-1744, and the telephone number for the OPPT Docket is (202) 566-0280. Docket visitors are required to show photographic identification, pass through a metal detector, and sign the EPA visitor log. All visitor bags are processed through an X-ray machine and subject to search. Visitors will be provided an EPA/DC badge that must be visible at all times in the building and returned upon departure.

II. What action is the Agency taking?

Under EPA contract number GS-00F-0019L, Order Number EP-G11H-00090, contractor SRC of 4225 Running Ridge Road, North Syracuse, NY and 2451 Crystal Drive, Suite 804, Arlington, VA will assist the Office of Pollution Prevention and Toxics (OPPT) by performing chemistry evaluation of New and Existing chemicals including the chemistry aspects of their manufacture, processing, use, potential new uses, and pollution prevention. These documents will be examined for information on chemical structures, manufacture, physical/chemical properties, production volume and other pertinent data used in the assessment of the potential effects of chemicals. In accordance with 40 CFR 2.306(j), EPA has determined that under EPA contract number GS-00F-0019L, Order Number EP-G11H-00090, SRC will require access to CBI submitted to EPA under

sections 4, 5, 6, and 8 of TSCA to perform successfully the duties specified under the contract. SRC's personnel will be given access to information submitted to EPA under sections 4, 5, 6, and 8 of TSCA. Some of the information may be claimed or determined to be CBI.

EPA is issuing this notice to inform all submitters of information under sections 4, 5, 6, and 8 of TSCA that EPA may provide SRC access to these CBI materials on a need to know basis only. All access to TSCA CBI under this contract will take place at EPA Headquarters and at SRC's North Syracuse, NY and Arlington, VA sites in accordance with EPA's TSCA CBI Protection Manual.

Access to TSCA data, including CBI, will continue until September 30, 2011. If the contract is extended, this access will also continue for the duration of the extended contract without further notice.

SRC's personnel will be required to sign nondisclosure agreements and will be briefed on appropriate security procedures before they are permitted access to TSCA CBI.

List of Subjects

Environmental protection,
Confidential business information.

Dated: April 17, 2011.

Mario Caraballo,

*Acting Director, Information Management
Division, Office of Pollution Prevention and
Toxics.*

[FR Doc. 2011-9851 Filed 4-26-11; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-9299-2]

Science Advisory Board Staff Office Request for Nominations of Candidates for a SAB Panel on Accounting for Carbon Dioxide (CO₂) Emissions From Biogenic Sources

AGENCY: Environmental Protection
Agency (EPA).

ACTION: Notice.

SUMMARY: The U.S. Environmental Protection Agency (EPA or Agency) Science Advisory Board (SAB) Staff Office is soliciting nominations of nationally and internationally recognized scientists for an SAB Expert Panel to provide independent advice to EPA on a draft greenhouse gas accounting methodology for biogenic carbon dioxide (CO₂) emissions from stationary sources.

DATES: Nominations should be submitted by May 18, 2011 per the instructions below.

FOR FURTHER INFORMATION CONTACT: For information regarding this Request for Nominations, please contact Dr. Holly Stallworth, Designated Federal Officer (DFO), EPA Science Advisory Board Staff, at stallworth.holly@epa.gov or (202) 564-2073. General information concerning the SAB can be found on the SAB Web site at <http://www.epa.gov/sab>. Any inquiry regarding EPA's draft greenhouse gas accounting methodology for biogenic carbon dioxide (CO₂) emissions should be directed to Dr. Jennifer Jenkins, Office of Air and Radiation, Office of Atmospheric Programs, Climate Change Division at jenkins.jennifer@epa.gov or (202) 343-9361.

SUPPLEMENTARY INFORMATION

Background: The SAB was established pursuant to the Environmental Research, Development, and Demonstration Authorization Act (ERDAA), codified at 42 U.S.C. 4365, to provide independent scientific and technical advice to the Administrator on the technical basis for Agency positions and regulations. The SAB is a Federal Advisory Committee chartered under the Federal Advisory Committee Act (FACA), 5 U.S.C., App.2. EPA's Office of Air and Radiation has requested the EPA Science Advisory Board to conduct a review of the scientific and technical issues associated with a draft assessment of methodologies for accounting for CO₂ emissions from biogenic sources. Biogenic CO₂ emissions are defined as emissions of CO₂ from a stationary source directly resulting from the combustion or decomposition of biologically-based materials other than fossil fuels.

On December 23, 2010, the U.S. Environmental Protection Agency (EPA) issued a series of rules that put the necessary regulatory framework in place to ensure that (1) industrial facilities can get Clean Air Act permits covering their greenhouse gas (GHG) emissions when needed and (2) facilities emitting GHGs at levels below those established in the Tailoring Rule do not need to obtain federal Clean Air Act permits. In the Tailoring Rule, EPA did not take action on a request from some commenters to exclude biogenic carbon dioxide (CO₂) emissions. On January 12, 2011, through a letter from the Assistant Administrator for EPA's Office of Air and Radiation to the National Alliance of Forest Owners (NAFO) [<http://www.epa.gov/nsr/ghgdocs/McCarthytoMartella.pdf>], EPA announced it was going to take a series of steps to address the treatment of

biogenic CO₂ emissions from stationary sources, including deferring for three years the application of the PSD and Title V permitting requirements to biogenic CO₂ emissions (proposed March 21, 2011, 76 FR 15249), and a detailed study of the scientific and technical issues associated with accounting for biogenic CO₂ emissions from stationary sources.

This EPA study will include a review of the technical information, and it will also include the development of accounting options for biogenic CO₂ emissions from stationary sources. EPA's review of technical information will include an assessment of the accounting approaches described in EPA's proposed "Deferral for CO₂ Emissions from Bioenergy and Other Biogenic Sources under the Prevention of Significant Deterioration (PSD) and Title V Programs" (76 FR 15249). The four broad types of accounting approaches are: case-by-case analysis of individual source-specific permit applications; categorical exclusion of biogenic CO₂ emissions from PSD permitting; exclusion of biogenic CO₂ emissions from PSD permitting contingent upon the U.S. land-use sector's remaining a "net sink"; and differential treatment of feedstock via approaches reflecting feedstock-specific attributes. Following this review, EPA plans to develop a set of appropriate accounting procedures, taking into account the approaches outlined above (*i.e.*, the range of broad types of options from case by case analysis to categorical exclusion) for biogenic CO₂ emissions that satisfy the principles of predictability, practicality, and scientific soundness.

The SAB thus will serve as the "independent scientific panel" cited in the January 2011 letter and March 2011 proposed deferral. The SAB Panel will conduct an independent review of the scientific and technical issues associated with EPA's assessment of accounting methodologies for biogenic CO₂ emissions. The public will have opportunities to provide comments for the SAB consideration.

Information on EPA actions related to biogenic carbon dioxide (CO₂) emissions from stationary sources may be found at http://www.epa.gov/climatechange/emissions/biogenic_emissions.html and <http://www.epa.gov/NSR/actions.htm#mar11>.

Expertise Sought: In response to OAP's request, the SAB Staff Office is forming an expert panel under the auspices of the SAB to conduct this review. The SAB Staff Office requests nominations of recognized experts with