

required to respond to, a collection of information, unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations in title 40 of the CFR, after appearing in the **Federal Register** when approved, are listed in 40 CFR part 9, and are displayed either by publication in the **Federal Register** or by other appropriate means, such as on the related collection instrument or form, if applicable. The display of OMB control numbers in certain EPA regulations is consolidated in 40 CFR part 9.

**Abstract:** This Information Collection Request (ICR) seeks authorization for Tribes to demonstrate their eligibility to be treated in the same manner as states under the Clean Air Act (CAA) and to submit applications to implement a CAA program. This ICR extends the current collection of information period for determining eligibility, which expires May 31, 2011. The ICR also is revising the estimates of burden costs for Tribes in completing a CAA application.

The program regulation provides for Indian Tribes, if they so choose, to assume responsibility for the development and implementation of CAA programs. The regulation, Indian Tribes: Air Quality Planning and Management (Tribal Authority Rule [TAR] 40 CFR parts 9, 35, 49, 50 and 81), sets forth how Tribes may seek authority to implement their own air quality planning and management programs. The rule establishes: (1) Which CAA provisions Indian Tribes may seek authority to implement, (2) what requirements the Tribes must meet when seeking such authorization, and (3) what Federal financial assistance may be available to help Tribes establish and manage their air quality programs. The TAR provides Tribes the authority to administer air quality programs over all air resources, including non-Indian owned fee lands, within the exterior boundaries of a reservation and other areas over which the Tribe can demonstrate jurisdiction. An Indian Tribe that takes responsibility for a CAA program would essentially be treated in the same way as a state would be treated for that program.

Responses to the collection of information are required to obtain a benefit (40 CFR parts 9, 35, 49, 50 and 81). Any information submitted to the Agency for which a claim of confidentiality is made will be safeguarded according to the Agency policies set forth in Title 40, Chapter 1, part 2, subpart B—Confidentiality of Business Information (see 40 CFR 2; 41 FR 36902, September 1, 1976; amended by 43 FR 40000, September 8, 1978; 43

FR 42251, September 20, 1978; 44 FR 17674, March 23, 1979). There is no sensitive information required.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average 40 hours per response. Burden means the total time, effort or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements which have subsequently changed; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

**Respondents/Affected Entities:** States, locals, Indian Tribes.

**Estimated Number of Respondents:** 8.

**Frequency of Response:** One-time application.

**Estimated Total Annual Hour Burden:** 320.

**Estimated Total Annual Cost:** \$18,896.00, which includes \$0 annualized capital or O&M costs.

**Changes in the Estimates:** There is a decrease of 40 hours in the total estimated burden currently identified in the OMB Inventory of Approved ICR Burdens. The total burden hours have been updated to reflect new estimates that are based on the number of applications the EPA received under the previous ICR and what EPA estimates it will receive in the upcoming years. There is no difference between the active ICR and this ICR in the number of hours per response.

Dated: April 7, 2011.

**John Moses,**

*Director, Collection Strategies Division.*

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**BILLING CODE 6560-50-P**

## **ENVIRONMENTAL PROTECTION AGENCY**

**[FRL-9294-5]**

### **Clean Water Act Section 303(d): Availability of List Decisions**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of availability.

**SUMMARY:** This notice announces the availability of EPA's action identifying water quality limited segments and associated pollutants in Louisiana to be listed pursuant to Clean Water Act Section 303(d), and request for public comment. Section 303(d) requires that States submit and EPA approve or disapprove lists of waters for which existing technology-based pollution controls are not stringent enough to attain or maintain State water quality standards and for which total maximum daily loads (TMDLs) must be prepared.

On April 5, 2011, EPA partially approved and proposed to partially disapprove Louisiana's 2008 Section 303(d) submittal. Specifically, EPA approved Louisiana's listing of 409 waterbody pollutant combinations, and associated priority rankings. EPA proposed to disapprove Louisiana's decisions not to list three waterbodies. These three waterbodies were added by EPA because the applicable numeric water quality standards marine criterion for dissolved oxygen was not attained in these segments. EPA is providing the public the opportunity to review its proposed decisions to add the three waters to Louisiana's 2008 Section 303(d) List. EPA will consider public comments and if necessary amend its proposed action on the additional waterbodies identified for inclusion on Louisiana's Final 2008 Section 303(d) List.

**DATES:** Comments must be submitted in writing to EPA on or before May 13, 2011.

**ADDRESSES:** Comments on the decisions should be sent to Diane Smith, Environmental Protection Specialist, Water Quality Protection Division, U.S. Environmental Protection Agency Region 6, 1445 Ross Ave., Dallas, TX 75202-2733, telephone (214) 665-2145, facsimile (214) 665-6490, or e-mail: [smith.diane@epa.gov](mailto:smith.diane@epa.gov). Oral comments will not be considered. Copies of the documents which explain the rationale for EPA's decisions and a list of the 3 water quality limited segments for which EPA proposed disapproval of Louisiana's decisions not to list can be obtained at EPA Region 6's Web site at <http://www.epa.gov/region6/water/npdes/tmdl/index.htm>, or by writing or calling Ms. Smith at the above address. Underlying documents from the administrative record for these decisions are available for public inspection at the above address. Please contact Ms. Smith to schedule an inspection.

**FOR FURTHER INFORMATION CONTACT:** Diane Smith at (214) 665-2145.

**SUPPLEMENTARY INFORMATION:** Section 303(d) of the Clean Water Act (CWA) requires that each State identify those waters for which existing technology-based pollution controls are not stringent enough to attain or maintain State water quality standards. For those waters, States are required to establish Total Maximum Daily Loads (TMDLs) according to a priority ranking. EPA's Water Quality Planning and Management regulations include requirements related to the implementation of Section 303(d) of the CWA (40 CFR 130.7). The regulations require States to identify water quality limited waters still requiring TMDLs every two years. The list of waters still needing TMDLs must also include priority rankings and must identify the waters targeted for TMDL development during the next two years (40 CFR 130.7). On March 31, 2000, EPA promulgated a revision to this regulation that waived the requirement for States to submit Section 303(d) lists in 2000 except in cases where a court order, consent decree, or settlement agreement required EPA to take action on a list in 2000 (65 FR 17170).

Consistent with EPA's regulations, Louisiana submitted to EPA its listing decisions under Section 303(d) on August 25, 2009. On April 5, 2011, EPA approved Louisiana's listing of 409 water body-pollutant combinations and associated priority rankings. EPA proposed to disapprove Louisiana's decisions not to list three waterbodies. These three waterbodies were proposed for addition by EPA because the applicable numeric water quality standards marine criterion for dissolved oxygen was not attained in these segments. EPA solicits public comment on its identification of three additional waters for inclusion on Louisiana's 2008 Section 303(d) List.

Dated: April 6, 2011.

**Miguel I. Flores,**  
Director, Water Quality Protection Division.  
[FR Doc. 2011-8963 Filed 4-12-11; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9295-5]

### National Environmental Justice Advisory Council; Notification of Public Meeting and Public Comment

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notification of public meeting.

**SUMMARY:** Pursuant to the Federal Advisory Committee Act (FACA), Public Law 92-463, the U.S. Environmental Protection Agency (EPA) hereby provides notice that the National Environmental Justice Advisory Council (NEJAC) will meet on the dates and times described below. All meetings are open to the public. Members of the public are encouraged to provide comments relevant to the specific issues being considered by the NEJAC. For additional information about registering for public comment, please see **SUPPLEMENTARY INFORMATION.** Due to limited space, seating at the NEJAC meeting will be on a first-come, first-served basis.

**DATES:** The NEJAC meeting will convene Tuesday, May 10, from 9 a.m. until 7 p.m., and reconvene Wednesday, May 11, 2011, from 9 a.m. to 7 p.m., and Thursday, May 12, 2011, from 9 a.m. to 2 p.m. All noted times are Eastern Time.

Two public comment sessions relevant to the specific issues being considered by the NEJAC (see **SUPPLEMENTARY INFORMATION**) are scheduled for Tuesday, May 10, 2011, from 3:30 p.m. to 7 p.m. and Wednesday, May 11, 2011, from 3:30 p.m. to 7 p.m. All noted times are Eastern Time. The Tuesday, May 10, 2011, public comment period will be for the NEJAC to receive feedback on where it should focus its advisory attention for the implementation plans associated with Plan EJ 2014. Recently EPA began a comprehensive effort to enhance its Agency-wide integration of environmental justice by developing Plan EJ 2014. The plan is intended to go beyond current EJ related efforts (such as the EJ Small Grants, Brownfields Redevelopment, the CARE Program, EJ Showcase Communities, and the Urban Waters Initiative, to name a few) and instead focus on new efforts. The Wednesday, May 11, 2011, public comment period will have a general comment theme. Members of the public who wish to participate during the public comment periods are highly encouraged to pre-register by 12 p.m. Eastern Time, Thursday, April 20, 2011.

**ADDRESSES:** The NEJAC meeting will be held at the New York Marriot at the Brooklyn Bridge, 333 Adams Street, Brooklyn, New York 11201.  
**TELEPHONE:** 718-246-7000, **FAX:** 718-246-0563 or **TOLL FREE:** 1-800-228-9290.

**FOR FURTHER INFORMATION CONTACT:** Questions concerning the meeting should be directed to Mr. Aaron Bell, U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW. (MC2201A), Washington, DC, 20460; by

telephone at 202-564-1044, via e-mail at [Bell.Aaron@epa.gov](mailto:Bell.Aaron@epa.gov); or by FAX at 202-501-0936. Additional information about the meeting is available at the following Web site address: <http://www.epa.gov/compliance/environmentaljustice/nejac/meetings.html>.

Registration is encouraged for all participants. Pre-registration by noon Thursday, April 20, 2011 for all attendees is highly recommended. To register online, visit the Web site address above. Requests for pre-registration forms should be faxed to Ms. Estela Rosas, EPA Contractor, APEX Direct, Inc., at 877-773-0779 or e-mailed to [Meetings@AlwaysPursuingExcellence.com](mailto:Meetings@AlwaysPursuingExcellence.com). Please remember to specify which meeting you are registering to attend (e.g., NEJAC May 2011). Please also state whether you would like to be put on the list to provide public comment, and whether you are submitting written comments before the April 20, 2011 deadline. Non-English speaking attendees wishing to arrange for a foreign language interpreter may make appropriate arrangements in writing using the above fax number.

**SUPPLEMENTARY INFORMATION:** The Charter of the NEJAC states that the advisory committee shall provide independent advice to the EPA Administrator on areas that may include, among other things, "advice about broad, cross-cutting issues related to environmental justice, including environment-related strategic, scientific, technological, regulatory, and economic issues related to environmental justice."

The meeting shall be used to receive comments, and discuss and provide recommendations regarding these primary areas: (1) EPA's Plan EJ 2014 implementation plans, including Science Tools and Enforcement and Compliance; (2) dialogue with Regional Administrator; (3) coastal ecosystem restoration recommendations; and (4) local government priorities for environmental justice.

**A. Public Comment:** Individuals or groups making oral presentations during the public comment periods will be limited to a total time of five minutes. To accommodate the large number of people who want to address the NEJAC, only one representative of a community, organization, or group will be allowed to speak. The suggested format for written public comments is as follows: Name of Speaker; Name of Organization/Community; City and State; E-mail address; and a brief description of the concern and what you want the NEJAC to advise EPA to do.