

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****Coastal Zone Management: Federal Consistency Appeal by John T. Keegan From an Objection by the Puerto Rico Planning Board**

**AGENCY:** National Oceanic and Atmospheric Administration, Commerce.

**ACTION:** Notice of appeal and request for comments.

By letter dated September 6, 2001, Aram V. Terchunian filed with the Secretary of Commerce (Secretary) a notice of appeal on behalf of Peter and Nancy Fenner (Appellant), pursuant to section 307(c)(3)(A) of the Coastal Zone Management Act of 1972 (CZMA), as amended, 16 U.S.C. 1451 *et seq.*, and the Department of Commerce's implementing regulations, 15 CFR part 930, subpart H. The appeal is taken from an objection by the New York Department of State (State) to the Appellant's consistency certification for a U.S. Army Corps of Engineers' permit to build a catwalk and dock at West Hampton Dunes.

The CZMA provides that a timely objection by a state precludes any federal agency from issuing licenses or permits for the activity unless the Secretary finds that the activity is either "consistent with the objectives" of the CZMA (Ground I) or "necessary in the interest of national security" (Ground II). Section 307(c)(3)(A). To make such a determination, the Secretary must find that the proposed project satisfies the requirements of 15 CFR 930.121 or 930.122.

The Appellant requests that the Secretary override the State's consistency objections based on either Ground I or Ground II. To make the determination that the proposed activity is "consistent with the objectives" of the CZMA, the Secretary must find that: (1) The activity furthers the national interest as articulated in §§ 302 or 303 of the CZMA, in a significant or substantial manner, (2) the national interest furthered by the activity outweighs the activity's adverse coastal effects, when those effects are considered separately or cumulatively, and (3) there is no reasonable alternative available which would permit the activity to be conducted in a manner consistent with the enforceable policies of the management program. See 15 CFR 930.121.

Public comments are invited on the findings that the Secretary must make as

set forth in the regulations at 15 CFR 930.121. Comments are due within 30 days of the publication of this notice and should be sent to Ms. Suzanne Bass, Attorney-Adviser, Office of the Assistant General Counsel for Ocean Services, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, 1305 East-West Highway, Room 6111, Silver Spring, MD 20910. Copies of comments will also be forwarded to the Appellant and the State.

All nonconfidential documents submitted in this appeal are available for public inspection during business hours at the offices of the State and the Office of the Assistant General Counsel for Ocean Services.

**FOR FURTHER INFORMATION CONTACT:** Ms. Suzanne Bass, Attorney-Adviser, Office of the Assistant General Counsel for Ocean Services, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, 1305 East-West Highway, Room 6111, Silver Spring, MD 20910, 301-713-2967.

[Federal Domestic Assistance Catalog No. 11.419 Coastal Zone Management Program Assistance]

Dated: August 4, 2002.

**James R. Walpole,**

*General Counsel.*

[FR Doc. 02-21453 Filed 8-21-02; 8:45 am]

**BILLING CODE 3510-08-M**

**DEPARTMENT OF ENERGY**

**[DE-PS07-02ID14265]**

**University Research for the High Temperature Superconductivity Program**

**AGENCY:** Idaho Operations Office, DOE.

**ACTION:** Notice of competitive financial assistance solicitation.

**SUMMARY:** The U.S. Department of Energy (DOE) Idaho Operations Office (ID) is seeking applications for university research projects in partnership with a national laboratory in support of the High Temperature Superconductivity Program to expand the research base. The research must support Superconductivity for Electric Systems Program milestones, research objectives, and long-term goals. Information on Superconductivity for Electric Systems Program can be found at URL: [http://www.eren.doe.gov/superconductivity/pdfs/superconelectric\\_reg\\_materials.pdf](http://www.eren.doe.gov/superconductivity/pdfs/superconelectric_reg_materials.pdf).

**DATES:** The issuance date of Solicitation Number DE-PS07-02ID14265 will be on or about August 15, 2002. The

application, SF 424, technical proposal, and resumes, must have an IIPS transmission time stamp of not later than 5 p.m. MST on Friday, October 25, 2002. Late applications will not be considered.

**ADDRESSES:** Completed applications are required to be submitted via the U.S. Department of Energy Industry Interactive Procurement System (IIPS) at the following URL: <http://e-center.doe.gov>.

**FOR FURTHER INFORMATION CONTACT:** Elizabeth Dahl, Contract Specialist at [dahlee@id.doe.gov](mailto:dahlee@id.doe.gov), facsimile at (208) 526-5548, or by telephone at (208) 526-7214.

**SUPPLEMENTARY INFORMATION:** DOE anticipates making approximately 5 cooperative agreement awards under this solicitation with a maximum estimated DOE funding of \$200,000 per year for each cooperative agreement up to a three-year period, subject to the availability of funds. Approximately \$3 million in federal funds are expected to be available to fund selected research projects over the three-year period. Cost share is not required. The solicitation is available in its full text via the Internet at the following address: <http://e-center.doe.gov>. The statutory authority for this program is the Department of Energy Organization Act of 1977, Public Law 95-91 and the Federal Non-Nuclear Energy Research and Development Act, Public Law 93-577. The Catalog of Federal Domestic Assistance (CFDA) Number for this program is 81.087, Renewable Energy Research and Development.

Issued in Idaho Falls on August 15, 2002.

**Michael L. Adams,**

*Acting Director, Procurement Services Division.*

[FR Doc. 02-21418 Filed 8-21-02; 8:45 am]

**BILLING CODE 6450-01-P**

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

**[Docket No. IC02-520-000, FERC-520]**

**Commission Information Collection Activities, Proposed Collection; Comment Request; Extension**

August 16, 2002.

**AGENCY:** Federal Energy Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** In compliance with the requirements of Section 3506(c)(2)(a) of the Paperwork Reduction Act of 1995,

44 U.S.C. 3506(c)(2)(A), the Federal Energy Regulatory Commission (Commission) is soliciting public comment on the specific aspects of the information collection described below.

**DATES:** Comments on the collection of information are due by October 18, 2002.

**ADDRESSES:** Copies of the proposed collection of information can be obtained from Michael Miller, Office of the Chief Information Officer, CI-1, 888 First Street NE, Washington, DC 20426. Comments may be filed either in paper format or electronically. Those persons filing electronically do not need to make a paper filing. For paper filings, the original and 14 copies of such comments should be submitted to the Office of the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426 and should refer to Docket No. IC02-520-000.

Documents filed electronically via the Internet must be prepared in WordPerfect, MS Word, Portable Document Format, or ASCII format. To file the document, access the Commission's website at [www.ferc.gov](http://www.ferc.gov) and click on "Make an E-filing," and then follow the instructions for each screen. First time users will have to establish a user name and password. The Commission will send an automatic acknowledgment to the sender's E-mail

address upon receipt of comments. User assistance for electronic filings is available at 202-208-0258 or by e-mail to [efiling@ferc.fed.us](mailto:efiling@ferc.fed.us). Comments should not be submitted to the e-mail address.

All comments may be viewed, printed or downloaded remotely via the Internet through FERC's homepage using the FERRIS link. User assistance for FERRIS is available at 202-502-2222, or by e-mail to [contentmaster@ferc.gov](mailto:contentmaster@ferc.gov).

**FOR FURTHER INFORMATION CONTACT:** Michael Miller may be reached by telephone at (202)502-8415, by fax at (202)208-2425, and by e-mail at [michael.miller@ferc.gov](mailto:michael.miller@ferc.gov).

**SUPPLEMENTARY INFORMATION:** The information collected under the requirements of FERC-520 "Application for Authority to Hold Interlocking Directorate Positions"<sup>1</sup> (OMB No. 1902-0083) is used by the Commission to implement the statutory provisions of Section 305(b) of the Federal Power Act (FPA), 16 U.S.C. 825d. Section 305(b) makes the holding of certain defined interlocking corporate positions unlawful unless the Commission has authorized the interlocks to be held, and requires the applicant to show in a form and manner as prescribed by the Commission, that neither public nor private interests will be adversely affected by the holding of the position. The Commission implements these filing requirements in the Code of

Federal Regulations (CFR) under 18 CFR part 45.

Under part 45, each person that desires to hold interlocking positions must submit an application to the Commission for authorization, or if qualified, comply with the requirements for automatic authorization. The interlocking positions application requirements are set forth in Section 45.8; automatic authorization requirements are set forth in Section 45.9. In addition, a person already holding an existing authorized interlocking position, must apply for separate authorization under Section 45.4(a) when appointed to a new position within the same company. The information required under part 45 generally identifies the applicant, describes the various interlocking positions the applicant seeks authorization to hold, provides information on the applicant's financial interests, other officers and directors of the firms involved, and the nature of the business relationships among the firms.

**Action:** The Commission is requesting a three-year extension of the current expiration date, with no changes to the existing collection of data.

**Burden Statement:** Public reporting burden for this collection is estimated as:

| Number of respondents annually<br>(1) | Number of responses per respondent<br>(2) | Average burden hours per response<br>(3) | Total annual burden hours<br>(1)×(2)×(3) |
|---------------------------------------|---|--|--|
| 28 .....                              | 1   | 51.8                                     | 1,450                                    |

Estimated cost burden to respondents is \$81,591: (1,450 hours / 2,080 hours per year × \$117,041 per year). The cost per respondent is equal to \$ 2,914.

The reporting burden includes the total time, effort, or financial resources expended to generate, maintain, retain, disclose, or provide the information including: (1) Reviewing instructions; (2) developing, acquiring, installing, and utilizing technology and systems for the purposes of collecting, validating, verifying, processing, maintaining, disclosing and providing information; (3) adjusting the existing ways to comply with any previously applicable instructions and requirements; (4) training personnel to respond to a collection of information; (5) searching

data sources; (6) completing and reviewing the collection of information; and (7) transmitting, or otherwise disclosing the information.

The estimate of cost for respondents is based upon salaries for professional and clerical support, as well as direct and indirect overhead costs. Direct costs include all costs directly attributable to providing this information, such as administrative costs and the cost for information technology. Indirect or overhead costs are costs incurred by an organization in support of its mission. These costs apply to activities which benefit the whole organization rather than any one particular function or activity.

Comments are invited on: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information to be collected; and (4) ways to minimize the

<sup>1</sup> Interlocking Directorates is defined as a number of separately organized and functioning

corporations managed by the same or nearly the

same group of directors; bringing about a community of interest between the companies.

burden of the collection of information on those who are to respond.

**Linwood A. Watson, Jr.,**  
Deputy Secretary.

[FR Doc. 02-21385 Filed 8-21-02; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. IC02-598-000, FERC-598]

#### Commission Information Collection Activities, Proposed Collection; Comment Request; Extension

August 16, 2002.

**AGENCY:** Federal Energy Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** In compliance with the requirements of Section 3506(c)(2)(a) of the Paperwork Reduction Act of 1995, 44 U.S.C. 3506(c)(2)(A), the Federal Energy Regulatory Commission (Commission) is soliciting public comment on the specific aspects of the information collection described below.

**DATES:** Comments on the collection of information are due by October 18, 2002.

**ADDRESSES:** Copies of the proposed collection of information can be obtained from Michael Miller, Office of the Chief Information Officer, CI-1, 888

First Street NE, Washington, DC 20426. Comments may be filed either in paper format or electronically. Those filing electronically do not need to make a paper filing. For paper filings, the original and 14 copies of such comments should be submitted to the Office of the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426 and should refer to Docket No. IC02-598-000.

Documents filed electronically via the Internet must be prepared in WordPerfect, MS Word, Portable Document Format, or ASCII format. To file the document, access the Commission's Web site at [www.ferc.gov](http://www.ferc.gov) and click on "Make An E-filing," and then follow the instructions for each screen. First time users will have to establish a user name and password. The Commission will send an automatic acknowledgment to the sender's E-mail address upon receipt of comments. User assistance for electronic filings is available at 202-208-0258 or by e-mail to [efiling@ferc.fed.us](mailto:efiling@ferc.fed.us). Comments should not be submitted to the e-mail address.

All comments may be viewed, printed or downloaded remotely via the Internet through FERC's homepage using the FERRIS link. User assistance for FERRIS is available at 202-502-8222, or by e-mail to [contentmaster@ferc.fed.us](mailto:contentmaster@ferc.fed.us).

**FOR FURTHER INFORMATION CONTACT:** Michael Miller may be reached by telephone at (202) 502-8415, by fax at

(202) 208-2425, and by e-mail at [michael.miller@ferc.gov](mailto:michael.miller@ferc.gov).

**SUPPLEMENTARY INFORMATION:** The information collected under the requirements of FERC-598 "Determination for Entities Seeking Exempt Wholesale Generator Status" (OMB No. 1902-0166) is used by the Commission to implement the statutory provisions of Section 32 of the Public Utility Holding Company Act of 1935 (PUHCA), as amended by Section 711 of the Energy Policy Act of 1992, 16 U.S.C. 824d. Section 32(a) of PUHCA defines an Exempt Wholesale Generator (EWG) as an individual determined by the Commission to be engaged directly or indirectly through one or more affiliates, and exclusively in the business of owning and/or operating all or part of eligible facilities and selling electric energy at wholesale. An eligible facility may include interconnecting transmission facilities necessary to effect wholesale power sales. Persons granted EWG status will be exempt from regulation under PUHCA. The Commission implements these filing requirements in the Code of Federal Regulations (CFR) under 18 CFR Part 365.

**Action:** The Commission is requesting a three-year extension of the current expiration date, with no changes to the existing collection of data.

**Burden Statement:** Public reporting burden for this collection is estimated as:

| Number of respondents annually | Number of responses per respondent | Average burden hours per response | Total annual burden hours |
|--------------------------------|------------------------------------|-----------------------------------|---------------------------|
| (1)                            | (2)                                | (3)                               | (1)×(2)×(3)               |
| 112 .....                      | 1                                  | 6                                 | 672                       |

Estimated total cost burden to respondents is \$37,813 (672 hours/2,080 hours per year x \$117,041 per year). The cost per respondent is equal to \$338.

The reporting burden includes the total time, effort, or financial resources expended to generate, maintain, retain, disclose, or provide the information including: (1) Reviewing instructions; (2) developing, acquiring, installing, and utilizing technology and systems for the purposes of collecting, validating, verifying, processing, maintaining, disclosing and providing information; (3) adjusting the existing ways to comply with any previously applicable instructions and requirements; (4) training personnel to respond to a collection of information; (5) searching

data sources; (6) completing and reviewing the collection of information; and (7) transmitting, or otherwise disclosing the information.

The estimate of cost for respondents is based upon salaries for professional and clerical support, as well as direct and indirect overhead costs. Direct costs include all costs directly attributable to providing this information, such as administrative costs and the cost for information technology. Indirect or overhead costs are costs incurred by an organization in support of its mission. These costs apply to activities which benefit the whole organization rather than any one particular function or activity.

Comments are invited on: (1) Whether the proposed collection of information

is necessary for the proper performance of the functions of the Commission, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on those who are to respond.

**Linwood A. Watson, Jr.,**  
Deputy Secretary.

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