

guarantees in an amount not to exceed \$1 billion at any one time in support of long-term debt and related obligations to be issued by one or more UtiliCorp subsidiaries in connection with investments in, acquisitions of assets of, or continuing ownership of gas and/or electric utility assets outside of the United States.

UtiliCorp also requests a waiver from the Commission's competitive bidding and negotiated placement requirements at 18 CFR 34.2.

Comment date: October 24, 2001, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

E. Any person desiring to be heard or to protest such filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the Web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 01-25621 Filed 10-11-01; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 6132-006]

Facilitators Improving Fish Habitat; Notice of Availability of Environmental Assessment

October 5, 2001.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory

Commission's (Commission's) regulations, the Office of Energy Projects has reviewed the application dated July 11, 2001, requesting the Commission's approval to surrender the Exemption and removal of a dam at the John C. Jones Project, located on the Marsh Stream, a tributary of the Penobscot River, near the towns of Winterport and Frankfort, in Waldo County, Maine, and has prepared an Environmental Assessment (EA) for the proposed and alternative actions.

Copies of the EA can be viewed at the Commission's Public Reference Room, Room 2A, 888 First Street, NE, Washington, DC 20426, or by calling (202) 208-1371. Copies of this filing are on file with the Commission and are available for public inspection. This document may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance).

Any comments on the EA should be filed within 30 days from the date of this notice and should be addressed to: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC, 20426. Please affix "John C. Jones Project No. 6132-006" to the first page of your comments. All timely filed comments will be considered in the Commission order addressing the proposed surrender of exemption and dam removal. Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site under the "e-Filing" link.

For further information, please contact Jack Hannula at (202) 219-0116.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 01-25630 Filed 10-11-01; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FR1-7082-2]

Proposed Settlement Agreement, Clean Air Act Citizen Suit

AGENCY: Environmental Protection Agency.

ACTION: Notice of proposed settlement agreement; request for public comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended ("Act"), 42 U.S.C. 7413(g) notice is hereby given of a proposed Settlement Agreement, to address a lawsuit (the

"lawsuit") filed by four environmental groups, consisting of Louisiana Environmental Action Network, North Baton Rouge Environmental Association, Save Our Lakes and Ducks, and Southern University Environmental Law Society, represented by Tulane Environmental Law Clinic (collectively, "LEAN"). LEAN petitioned for judicial review of a final rule ("the Rule") promulgated by the United States Environmental Protection Agency ("EPA") on July 2, 1999, published at 64 FR 35930, approving the revised Post-1996 Rate-of-Progress ("ROP"), Attainment Demonstration, and Contingency Measures State Implementation Plans for the Baton Rouge ozone nonattainment area. *Louisiana Environmental Action Network, et al., v. United States Environmental Protection Agency*, No. 99-60570 (5th Cir.). These State Implementation Plan ("SIP") revisions were submitted by the State of Louisiana, through its Department of Environmental Quality ("LDEQ"), pursuant to the Act.

DATES: Written comments on the proposed Settlement Agreement must be received by November 13, 2001.

ADDRESSES: Written comments should be sent to Jonathan Weisberg, Office of Regional Counsel (6 RC-M), Region 6, U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202. Copies of the proposed Settlement Agreement are available from Jonathan Weisberg, (214) 665-2180.

SUPPLEMENTARY INFORMATION: In September 1996, the State of Louisiana, through LDEQ, proposed a revised State Implementation Plan (the "revised SIP") for the attainment of the National Ambient Air Quality Standard ("NAAQS") for ozone for the Baton Rouge ozone nonattainment area. On July 2, 1999, EPA approved the revised SIP. LEAN objected to EPA's approval of the revised SIP, alleging that the revised SIP must provide for more reductions in VOC emissions, that the contingency plan in the revised SIP was inadequate, and that Louisiana did not demonstrate attainment of the NAAQS for ozone by November 15, 1999.

Under the revised SIP, Louisiana elected to develop a contingency measure plan using Emission Reduction Credits ("ERCs") held in escrow in the Louisiana Emission Reduction Credit Bank (the "Louisiana ERC Bank"), established pursuant to Louisiana's banking rule, set forth in Title 33 of the Louisiana Administrative Code, Chapter 6. LEAN alleged the ERCs held in escrow in the Louisiana ERC Bank were