

administer the requirements of Part 71 or fulfill the terms of the Agreement, this delegation may be revoked, in whole or in part, pursuant to 40 CFR 71.10(c). Under this delegation, EPA retains its authority to (1) object to the issuance of any Part 71 permit, (2) act upon petitions submitted by the public, and (3) collect fees from all owners or operators of sources described in the Agreement and subject to 40 CFR Part 71 if it is demonstrated that NNEPA is not adequately administering the Part 71 program in accordance with the Agreement, 40 CFR Part 71, and/or the Act. Because EPA is retaining its authority to act upon petitions submitted pursuant to 40 CFR 71.10(h) and 71.11(n), any such petitions must be submitted to Region IX following the procedures set forth in those regulations.

EPA also notifies the public, pursuant to 40 CFR 71.9(c)(2)(ii), that effective October 15, 2004, it has suspended collection of its Part 71 permit fees for those Part 71 sources identified in this notice or otherwise covered by the Agreement. In delegating the administration of the Part 71 program, EPA has determined that NNEPA can collect fees under tribal law sufficient to fund the delegated Part 71 program and carry out the duties specified in the Agreement. EPA retains its authority to collect Part 71 fees if it is demonstrated that NNEPA is not adequately administering the Part 71 program in accordance with the Agreement, Part 71, and/or the Act.

Dated: October 26, 2004.

Jane Diamond,

Acting Regional Administrator, Region 9.

[FR Doc. 04-25624 Filed 11-17-04; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[Petition IV-2003-7; FRL-7838-5]

Clean Air Act Operating Permit Program; Petition for Objection to State Operating Permit for Cargill, Inc.—Soybean Oil Mill; Gainesville (Hall County), GA

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of amended final order on petition to object to a state operating permit.

SUMMARY: On October 19, 2004, EPA amended an order signed by the Administrator on July 16, 2004, partially granting and partially denying a petition to object to a state operating permit

issued by the Georgia Environmental Protection Division (EPD) to Cargill, Inc.—Soybean Oil Mill (Cargill) located in Gainesville, Hall County, Georgia, pursuant to title V of the Clean Air Act, 42 U.S.C. 7661-7661f. The July 16, 2004 Order was amended to delete two references to a cement kiln in Section IV.A. The deletions were made because:

(1) The citation for the cement kiln reference on page 6 of the original Order was incorrect. The reference originally cited to Petitioners' Consultant's Report: the Letter from Bill Powers, P.E. of Powers Engineering to Curtis Cox of Georgia Center for Law in the Public Interest (GCLPI) (October 3, 2002). While the actual date for the Powers Report was October 3, 2003, the correct citation to the cement kiln reference should have been to Cargill's Consultant's July 17, 2002 Report: Letter from Todd Cloud of Trinity Consultants to Mr. James Capp of EPD (July 17, 2002); and

(2) In re-reviewing the correct permit record document relating to the cement kiln reference on page 6 of the original Order, EPA has become concerned that the cement kiln information contained in the July 17, 2002 Letter from Todd Cloud of Trinity Consultants to Mr. James Capp of EPD may have been erroneously included in Trinity's Report and may not be accurate as applied to Cargill's Gainesville, Georgia facility. The deletion of the two references to a cement kiln in Section IV.A does not impact or alter EPA's original finding that the permit narrative and permit record provided little explanation for the numerical reasonable available control technology (RACT) limit chosen for boiler B001, nor does it impact or alter EPA's original grant of the Petitioners' claim that the narrative and permit record are inadequate on the numerical RACT limit for boiler B001.

ADDRESSES: Copies of the amended final order, the petition, and all pertinent information relating thereto are on file at the following location: EPA Region 4, Air, Pesticides and Toxics Management Division, 61 Forsyth Street SW., Atlanta, Georgia 30303-8960. The amended final order is also available electronically at the following address: [http://www.epa.gov/region7/programs/artd/air/title5/petitiondb/petitions/cargillamendment_decision2003\(amended\).pdf](http://www.epa.gov/region7/programs/artd/air/title5/petitiondb/petitions/cargillamendment_decision2003(amended).pdf).

FOR FURTHER INFORMATION CONTACT: Art Hofmeister, Air Permits Section, EPA Region 4, at (404) 562-9115 or hofmeister.art@epa.gov.

SUPPLEMENTARY INFORMATION: GCLPI originally submitted a petition on behalf

of the Sierra Club to the Administrator on October 7, 2003, requesting that EPA object to a state title V operating permit issued by EPD to Cargill. The Petitioner maintains that the Cargill permit is inconsistent with the Act due to: (1) The inadequacy of EPD's RACT determinations for various emission units; (2) the inadequacy of various monitoring and reporting requirements; (3) the inadequacy of the statement of basis; and (4) the permit's inability to assure compliance.

Dated: November 10, 2004.

A. Stanley Meiburg,

Deputy Regional Administrator, Region 4.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7839-1]

Science Advisory Board Staff Office; Notification of an Upcoming Teleconference of the Science Advisory Board Second Generation Model Advisory Panel

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The EPA, Science Advisory Board (SAB) Staff Office announces a teleconference of the Second Generation Model Advisory Panel to discuss its plan for providing advice to EPA on this model.

DATES: A public teleconference of the SAB Second Generation Model Advisory Panel will be held from 2 p.m. to 5 p.m. Eastern time on December 2, 2004.

FOR FURTHER INFORMATION CONTACT: Members of the public who wish to obtain the call-in number and access code to participate in the teleconference may contact Dr. Holly Stallworth, EPA Science Advisory Board Staff (1400F), U.S. Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone/voice mail: (202) 343-9867 or via e-mail at stallworth.holly@epa.gov.

Technical Contact: The technical contact in EPA's Office of Atmospheric Programs for the Second Generation Model is Michael Leifman who can be reached at leifman.michael@epa.gov or 202-343-9380.

SUPPLEMENTARY INFORMATION:

Background: EPA's Office of Atmospheric Programs had requested the SAB to provide advice on the Second Generation Model. The SAB Staff Office has formed a SAB Panel to