

Arkansas' submittal. Specifically, EPA approved Arkansas' listing of 76 waters, associated pollutants, and associated priority rankings. EPA disapproved Arkansas' decisions not to list 52 water quality limited segments and associated pollutants. EPA identified these additional water bodies and pollutants along with priority rankings for inclusion on the 2002 section 303(d) list.

EPA is providing the public the opportunity to review its decisions to add waters and pollutants to Arkansas' 2002 section 303(d) list, as required by EPA's Public Participation regulations (40 CFR part 25). EPA will consider public comments in reaching its final decisions on the additional water bodies and pollutants identified for inclusion on Arkansas' final list.

**DATES:** Comments must be submitted in writing to EPA on or before April 18, 2003.

**ADDRESSES:** Comments on the decisions should be sent to Ellen Caldwell, Environmental Protection Specialist, Water Quality Protection Division, U.S. Environmental Protection Agency Region 6, 1445 Ross Ave., Dallas, TX 75202-2733, telephone (214) 665-7513, facsimile (214) 665-6490, or email: [caldwell.ellen@epa.gov](mailto:caldwell.ellen@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 52 water quality limited segments for which EPA disapproved Arkansas' decision not to list can be obtained at EPA Region 6's Web site at [www.epa.gov/earth1r6/6wq/artmdl.htm](http://www.epa.gov/earth1r6/6wq/artmdl.htm), or by writing or calling Ms. Caldwell at the above address. Underlying documents from the record for these decisions are available for public inspection at the above address. Please contact Ms. Caldwell to schedule an inspection.

**FOR FURTHER INFORMATION CONTACT:** Ellen Caldwell at (214) 665-7513.

**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 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, Arkansas submitted to EPA its listing decisions under section 303(d) on September 5, 2002. On March 10, 2003, EPA approved Arkansas' listing of 76 waters and associated priority rankings. EPA disapproved Arkansas' decisions not to list 52 water quality limited segments and associated pollutants. EPA identified these additional waters and pollutants along with priority rankings for inclusion on the 2002 section 303(d) list. EPA solicits public comment on its identification of 52 additional waters and associated pollutants for inclusion on Arkansas' 2002 section 303(d) list.

Dated: March 10, 2003.

**Miguel I Flores,**

*Director, Water Quality Protection Division, Region 6.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7469-5]

### Clean Water Act Section 303(d): Correction Notice of Unintentional Scriveners' Errors on Final Agency Action for Nine (9) Waterbody/Pollutant Combinations

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

**ACTION:** Notice of availability.

**SUMMARY:** This notice corrects unintentional scriveners' errors concerning the final agency action on nine (9) waterbody/pollutant combinations in the Louisiana Ouachita and Calcasieu river basins. On February 14, 2002, EPA proposed to delist five (5) waterbody/pollutant combinations because Total Maximum Daily Loads (TMDLs) were not needed. In response to comments and further review, EPA determined that TMDLs were indeed warranted for these waterbody/pollutant combinations and published a notice at 67 FR 40738 (June 13, 2002) that these TMDLs had been established. These waterbody/pollutant combinations also were incorrectly published on that same date at 67 FR 40737 as determinations that TMDLs were not needed. Documents from the administrative record files for the 5 TMDLs, including TMDL calculations and responses to comments may be viewed at <http://www.epa.gov/region6/water/tmdl.htm>.

### TMDLS ESTABLISHED

Subsegment	Waterbody name	Pollutant
081602 .....	Little River—from Bear Creek to Catahoula Lake (Scenic) .....	Siltation.
080401 .....	Bayou Bartholomew—Arkansas State Line to Dead Bayou (Lake Bartholomew Scenic).	Suspended solids.
080401 .....	Bayou Bartholomew—Arkansas State Line to Dead Bayou (Lake Bartholomew Scenic).	Turbidity.
081601 .....	Little River—confluence of Castor Creek and Dugdemona River to junction with Bear Creek (Scenic).	Turbidity.
081602 .....	Little River—from Bear Creek to Catahoula Lake (Scenic) .....	Turbidity.

At 67 FR 15196 (March 29, 2002) EPA published a draft TMDL for a number of waterbody/pollutant combinations in the Calcasieu Estuary. Based on comments received, EPA determined

that it was not appropriate to establish TMDLs for four (4) of these waterbody/pollutant combinations. These four (4) waterbody/pollutant combinations were erroneously indicated in the Final

Agency Action as having TMDLs established at 67 FR 40735 (June 13, 2002). In fact, TMDLs were not established for these waterbody/pollutant combinations.