

specific, objective support for the burden estimates associated with the information requirements.

451. Interested persons may obtain information on the reporting requirements by contacting the following: Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426 (Attention: Michael Miller, Office of the Executive Director, 202-502-8415 or michael.miller@ferc.gov) or from the Office of Management and Budget (OMB), Room 10202 NEOB, 725 17th Street, NW., Washington, DC 20503. (Attention: Desk Officer for the Federal Energy Regulatory Commission, fax: 202-395-7285.)

452. Comments on the collection of information and the associated burden estimates should be submitted to the contact listed above and to OMB. (Attention: Desk Officer for the Federal Energy Regulatory Commission, fax: 202-395-7285 or by e-mail to pamelabevery@omb.eop.gov.)

VII. Effective Date and Congressional Notification

453. This final rule will take effect on October 23, 2003. The Commission has determined, with the concurrence of the Administrator of the Office of Information and Regulatory Affairs of the Office of Management and Budget, that this rule is not a "major rule" within the meaning of Section 251 of Small Business Regulatory Enforcement Fairness Act of 1996.⁴³⁸ The Commission will submit the Final Rule to both houses of Congress and the General Accounting Office.

VIII. Document Availability

454. In addition to publishing the full text of this document in the **Federal Register**, the Commission also provides all interested persons an opportunity to view and/or print the contents of this document via the Internet through the Commission's Home Page (<http://www.ferc.gov>) and in the Commission's Public Reference Room during regular business hours (8:30 a.m. to 5 p.m. Eastern time) at 888 First Street, NE., Room 2A, Washington, DC 20426.

455. From the Commission's Home Page on the Internet, this information is available in the Federal Energy Regulatory Records Information System (FERRIS). The full text of this document is available on FERRIS in PDF and WordPerfect format for viewing, printing, and/or downloading. To access this document in FERRIS, type the docket number of this docket, excluding

the last three digits, in the docket number field. User assistance is available for FERRIS and the Commission's Web site during regular business hours. For assistance, contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll-free at (866) 208-3676, or for TTY, contact (202) 502-8659.

List of Subjects

18 CFR Part 2

Administrative practice and procedures, Electric power, Natural Gas, Pipelines, Reporting, and recordkeeping requirements.

18 CFR Part 4

Administrative practice and procedure, Electric power, Reporting and recordkeeping requirements.

18 CFR Part 5

Administrative practice and procedure, Electric power, Reporting and recordkeeping requirements.

18 CFR Part 9

Electric power, Reporting, and recordkeeping requirements.

18 CFR Part 16

Administrative practice and procedure, Electric power, Reporting and recordkeeping requirements.

18 CFR Part 375

Authority delegations (Government agencies).

18 CFR Part 385

Administrative practice and procedure, Electric power, Penalties, Pipelines, Reporting and recordkeeping requirements.

By the Commission.

Magalie R. Salas,
Secretary.

■ In consideration of the foregoing, the Commission amends parts 2, 4, 9, 16, 375, and 385, and adds a new part 5 to, Chapter I, Title 18, *Code of Federal Regulations*, as follows.

Regulatory Text

PART 2—GENERAL POLICY AND INTERPRETATIONS

■ 1. The authority citation for part 2 continues to read as follows:

Authority: 5 U.S.C. 601; 15 U.S.C. 717–717w, 3301–3432; 16 U.S.C. 792–825y, 2601–2645; 42 U.S.C. 4321–4361, 7101–7352.

■ 2. Amend § 2.1 as follows:

■ a. Redesignate existing paragraph (a)(1)(xi)(K) as paragraph (a)(1)(xi)(L).

■ b. Add a new paragraph (a)(1)(xi)(K).

The added text reads as follows:

§ 2.1 Initial notice; service; and information copies of formal documents.

- (a) * * *
- (1) * * *
- (xi) * * *

(K) Proposed penalties under section 31 of the Federal Power Act.

§ 2.7 [Amended]

■ 3. Amend § 2.7 by removing "physically handicapped individuals" in paragraph (b) and adding "persons with disabilities" in its place.

PART 4—LICENSES, PERMITS, EXEMPTIONS, AND DETERMINATION OF PROJECT COSTS

■ 4. The authority citation for part 4 continues to read as follows:

Authority: 16 U.S.C. 791a–825r, 2601–2645; 42 U.S.C. 7101–7352.

■ 5. Amend § 4.30 as follows:

■ a. Paragraph (a) is revised.

■ b. In paragraph (b)(9)(ii), remove "§ 4.34(e)(2)" and add "§ 4.34(e)(1)" in its place.

■ c. In paragraph (b)(23), remove "§ 4.31(c)(2)" and add "§ 4.31(b)(2)" in its place.

The revised text of paragraph (a) reads as follows:

§ 4.30 Applicability and definitions.

(a) (1) This subpart applies to applications for preliminary permit, license, or exemption from licensing.

(2) Any potential applicant for an original license for which prefilings consultation begins on or after July 23, 2005 and which wishes to develop and file its application pursuant to this part, must seek Commission authorization to do so pursuant to the provisions of part 5 of this chapter.

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■ 6. Amend § 4.32 as follows:

■ a. In § 4.32, remove "Office of Hydropower Licensing" each place it appears and add "Office of Energy Projects" in its place.

■ b. The second sentence of paragraph (b)(1) is revised.

■ c. Paragraph (b)(2) is revised.

■ d. In paragraph (h), remove "Division of Engineering and Environmental Review" and add "Division of Hydropower—Environment and Engineering" in its place.

The revised text reads as follows:

§ 4.32 Acceptance for filing or rejection; information to be made available to the public; requests for additional studies.

* * * * *

(b) * * *

(1) * * * The applicant or petitioner must serve one copy of the application or petition on the Director of the

⁴³⁸ 5 U.S.C. 804(2).