

TABLE 1.—ENTITIES POTENTIALLY REGULATED BY THIS RULE—Continued

Category	Examples of regulated entities	North American industry code (NAIC)	Standard industrial classification code
	Operators of animal production operations that meet the definition of a CAFO:		
	Beef cattle feedlots (including veal)	112112	0211
	Beef cattle ranching and farming	112111	0212
	Hogs	11221	0213
	Sheep	1241, 11242	0214
	General livestock, except dairy and poultry	11299	0219
	Dairy farms	11212	0241
	Broilers, fryers, and roaster chickens	11232	0251
	Chicken eggs	11231	0252
	Turkey and turkey eggs	11233	0253
	Poultry hatcheries	11234	0254
	Poultry and eggs	11239	0259
	Ducks	112390	0259
	Horses and other equines	11292	0272

2. How Can I Get Copies of This Document and Other Related Information?

a. *Docket.* EPA has established an official public docket for this action under Docket ID No. W-00-27. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the Water Docket in the EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566-1744, and the telephone number for the Water Docket is (202) 566-2426.

b. *Electronic Access.* You may access this **Federal Register** document electronically through the EPA Internet under the “**Federal Register**” listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA’s electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> to view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in section A.2.a. Once

in the system, select “search,” then key in the appropriate docket identification number (OW-2002-0025).

B. Under What Legal Authority Is This Final Rule Issued?

Today’s final rule is issued under the authority of Sections 301, 304, 306, 307, 308, 402, and 501 of the Clean Water Act, 33 U.S.C. 1311, 1314, 1316, 1317, 1318, 1342, and 1361.

C. How Is This Preamble Organized?

Below is an outline for the preamble to the final rule. It is written in a question-and-answer format that is designed to help the reader understand the information in the rule. Each question is followed by a concise answer, a brief summary of what was proposed, the key comments that the Environmental Protection Agency (EPA) received on the proposed rule, and the principal rationale for EPA’s decision.

List of Acronyms

AFO—animal feeding operation
 BAT—best available technology economically achievable
 BCT—best conventional pollutant control technology
 BOD—biochemical oxygen demand
 BPJ—best professional judgment
 BMP—best management practice
 BPT—best practicable control technology currently available
 CAFO—concentrated animal feeding operation
 CFR—Code of Federal Regulations
 CFU—colony forming units
 CNMP—comprehensive nutrient management plan
 CSREES—USDA’s Cooperative State Research, Education, and Extension Service
 CWA—Clean Water Act
 CZARA—Coastal Zone Act Reauthorization Amendments
 ELG—effluent limitations guideline

EMS—environmental management system
 EPA—Environmental Protection Agency
 EQIP—Environmental Quality Incentives Program
 FAPRI—Food and Agricultural Policy Research Institute
 FR—Federal Register
 ICR—Information Collection Request
 NODA—Notice of Data Availability
 NOI—notice of intent
 NPDES—National Pollutant Discharge Elimination System
 NRCS—USDA’s Natural Resources Conservation Service
 NRDC—Natural Resources Defense Council
 NSPS—new source performance standards
 NTTAA—National Technology Transfer and Advancement Act
 NWPCAM—National Water Pollution Control Assessment Model
 OMB—U.S. Office of Management and Budget
 POTW—publicly owned treatment works
 RFA—Regulatory Flexibility Act
 SBA—U.S. Small Business Administration
 SBAR (panel)—Small Business Advocacy Review Panel
 SBREFA—Small Business Regulatory Enforcement Fairness Act
 SRF—State Revolving Fund
 TMDL—total maximum daily load
 TSS—total suspended solids
 UMRA—Unfunded Mandates Reform Act
 USDA—United States Department of Agriculture
 WWTP—wastewater treatment plant

D. What Is the Comment Response Document?

EPA received more than 11,000 comments on the proposed rule and on the two supplemental Notices of Data