

Dated: July 14, 2010.

**James H. Shelton III,**

*Assistant Deputy Secretary for Innovation and Improvement.*

[FR Doc. 2010-17580 Filed 7-16-10; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF ENERGY

### Basic Energy Sciences Advisory Committee

**AGENCY:** Department of Energy, Office of Science.

**ACTION:** Notice of Open Meeting.

**SUMMARY:** This notice announces a meeting of the Basic Energy Sciences Advisory Committee (BESAC). The Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770) requires that public notice of these meetings be announced in the **Federal Register**.

**DATES:** Thursday, August 5, 2010, 9 a.m.–5 p.m., and Friday, August 6, 2010, 9 a.m. to 12 noon.

**ADDRESSES:** Washington DC/Rockville Hilton Hotel and Executive Meeting Center, 1750 Rockville Pike, Rockville, MD 20852.

**FOR FURTHER INFORMATION CONTACT:** Katie Perine; Office of Basic Energy Sciences; U.S. Department of Energy; Germantown Building, 1000 Independence Avenue, SW., Washington, DC 20585; Telephone: (301) 903-6529

#### SUPPLEMENTARY INFORMATION:

*Purpose of the Meeting:* The purpose of this meeting is to provide advice and guidance with respect to the basic energy sciences research program.

*Tentative Agenda:* Agenda will include discussions of the following:

- News from Office of Science/DOE
- News from the Office of Basic Energy Sciences
- Computational Materials Science and Chemistry for Innovation Workshop
- Final Report on the Science for Energy Technologies Workshop
- EFRC Update
- COV Reports

*Public Participation:* The meeting is open to the public. If you would like to file a written statement with the Committee, you may do so either before or after the meeting. If you would like to make oral statements regarding any of the items on the agenda, you should contact Katie Perine at 301-903-6594 (fax) or [katie.perine@science.doe.gov](mailto:katie.perine@science.doe.gov) (e-mail). Reasonable provision will be made to include the scheduled oral statements on the agenda. The Chairperson of the Committee will conduct the meeting to facilitate the

orderly conduct of business. Public comment will follow the 10-minute rule.

*Minutes:* The minutes of this meeting will be available for public review and copying within 30 days at the Freedom of Information Public Reading Room; 1E-190, Forrestal Building; 1000 Independence Avenue, SW.; Washington, DC 20585; between 9 a.m. and 4 p.m., Monday through Friday, except holidays.

Issued in Washington, DC, on July 14, 2010.

**Rachel Samuel,**

*Deputy Committee Management Officer.*

[FR Doc. 2010-17518 Filed 7-16-10; 8:45 am]

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## DEPARTMENT OF ENERGY

### Energy Information Administration

#### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** Energy Information Administration (EIA), Department of Energy (DOE).

**ACTION:** Agency Information Collection Activities: Proposed Collection; Comment Request.

**SUMMARY:** The EIA is soliciting comments on proposed revisions and three-year extensions to the Forms:

- EIA-1, "Weekly Coal Monitoring Report—General Industries and Blast Furnaces" (Standby);
- EIA-3, "Quarterly Coal Consumption and Quality Report—Manufacturing and Transformation/Processing Coal Plants and Commercial and Institutional Coal Users;"
- EIA-4, "Weekly Coal Monitoring Report—Coke Plants" (Standby);
- EIA-5, "Quarterly Coal Consumption and Quality Report—Coke Plants;"
- EIA-6Q (Schedule Q), "Quarterly Coal Report" (Standby);
- EIA-7A, "Coal Production Report;"
- EIA-8A, "Coal Stocks Report;" and
- EIA-20, "Weekly Coal Monitoring Report—Coal Burning Utilities and Independent Power Producers" (Standby).

The Standby forms are designed to be utilized under certain emergency conditions.

**DATES:** Comments must be filed by September 17, 2010. If you anticipate difficulty in submitting comments within that period, contact the person listed below as soon as possible.

**ADDRESSES:** Send comments to William Watson or George Warholc. To ensure

receipt of the comments by the due date, submission by FAX (202-287-1944) or e-mail ([William.Watson@eia.doe.gov](mailto:William.Watson@eia.doe.gov) or [George.Warholc@eia.doe.gov](mailto:George.Warholc@eia.doe.gov)) is recommended. The mailing address is the Coal, Nuclear, and Renewables Division, EI-52, Forrestal Building, U.S. Department of Energy, 1000 Independence Ave., SW., Washington, DC 20585. Alternatively, William Watson may be contacted by telephone at (202) 586-1707 and George Warholc at 202-586-2307.

#### FOR FURTHER INFORMATION CONTACT:

Requests for additional information or copies of any forms and instructions should be directed to George Warholc at the address listed above. Forms and Instructions are also available on the internet at: [http://www.eia.doe.gov/cneaf/coal/page/surveys/coal\\_survey\\_auth.html](http://www.eia.doe.gov/cneaf/coal/page/surveys/coal_survey_auth.html).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Federal Energy Administration Act of 1974 (15 U.S.C. 761 *et seq.*) and the DOE Organization Act (42 U.S.C. 7101 *et seq.*) require the EIA to carry out a centralized, comprehensive, and unified energy information program. This program collects, evaluates, assembles, analyzes, and disseminates information on energy resource reserves, production, demand, technology, and related economic and statistical information. This information is used to assess the adequacy of energy resources to meet near and longer term domestic demands and to promote sound policymaking, efficient markets, and public understanding of energy and its interaction with the economy and the environment.

The EIA, as part of its effort to comply with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501, *et seq.*), provides the general public and other Federal agencies with opportunities to comment on collections of energy information conducted by or in conjunction with the EIA. Also, the EIA will later seek approval for this collection by the Office of Management and Budget (OMB) under Section 3507(a) of the Paperwork Reduction Act of 1995.

EIA conducts coal surveys to collect information on coal production, receipts, consumption, quality, stocks, and prices. This information is used to support public policy analyses of the coal industry and is published in various EIA publications, including the Annual Coal Report, the Annual Energy Review, the Monthly Energy Review, and the Quarterly Coal Report. Respondents to the coal surveys include

coal producers, coal brokers, coal traders, and coal consumers.

Please refer to the proposed forms and instructions for more information about the purpose, who must report, when to report, where to submit, the elements to be reported, detailed instructions, provisions for confidentiality, and uses (including possible nonstatistical uses) of the information. For instructions on obtaining materials, see the **FOR FURTHER INFORMATION CONTACT** section.

## II. Current Actions

EIA will be requesting a three-year extension of approval for all its coal surveys with the following survey changes proposed to Forms EIA-3, EIA-5, EIA-7A, and EIA-8A. EIA will not propose any changes to Forms EIA-1, EIA-4, EIA-6Q (Schedule Q), and EIA-20 (all standby forms). The proposed changes to Forms EIA-3, EIA-5, EIA-7A, and EIA-8A are described below:

### *Form EIA-3 (Quarterly Coal Consumption and Quality Report—Manufacturing and Transformation/Processing Coal Plants and Commercial and Institutional Coal Users)*

EIA proposes to make several changes to the Form EIA-3 survey form and instructions. The proposed changes are to obtain additional information about the details of the coal plants and the specific origin and costs of the coal receipts.

EIA proposes to make the data on the survey form publicly available except for the data element “Total Cost of Coal Received During Quarter on a C.I.F. Basis (dollars)” in Section II.

EIA proposes to make additional minor revisions to the EIA-3 instructions and definitions to provide respondents detailed information on the additional data elements.

### *Form EIA-5 (Quarterly Coal Consumption and Quality Report—Coke Plants)*

EIA proposes to make changes to the Form EIA-5 survey form and instructions. The proposed changes are to obtain additional information about the details of the coal plants and the specific origin and costs of the coal receipts.

EIA proposes to make the data on the survey form publicly available except for the data element “Total Cost of Coal Received During Quarter on a C.I.F. Basis (dollars)” in Section II and “Total Revenues from Commercial Sales” of coke and breeze in Section III.

EIA proposes to make additional minor revisions to the EIA-5 instructions and definitions to provide

respondents detailed information on the additional data elements.

### *Form EIA-7A (Coal Production and Preparation Report)*

EIA proposes to make changes to the Form EIA-7A survey form and instructions. The proposed changes are to obtain additional information about the coal preparation. EIA also proposes to raise the threshold on the amount of coal mined during the year that is the basis of the requirement for a mine to complete the survey.

EIA proposes to make the data on the survey form publicly available except for the data element “Total Revenue or Value (dollars)” in Section V.

EIA proposes to add to the survey a data item to collect information on the amount of coal stocks held at remote off-site locations.

EIA proposes to make additional minor revisions to the EIA-7A instructions and definitions to provide respondents detailed information on the additional data elements.

### *Form EIA-8A (Coal Stocks Report)*

EIA proposes to make changes to the Form EIA-8A survey form and instructions. The proposed changes are to obtain additional detailed information on the specific origin(s) of the coal stocks. EIA also proposes to collect data on the coal exported by coal brokers including the amount of coal exports; the State of origin of the coal exports; the rank of the coal exports; and the total revenue associated with the coal exports.

EIA proposes to make the data on the survey form publicly available.

EIA proposes to make additional minor revisions to the EIA-8A instructions and definitions to provide respondents detailed information on the additional data elements.

## III. Request for Comments

Prospective respondents and other interested parties should comment on the actions discussed in item II. The following guidelines are provided to assist in the preparation of comments. (If the notice covers more than one form, add “Please indicate to which form(s) your comments apply.”)

### *As a Potential Respondent to the Request for Information*

A. Is the proposed collection of information necessary for the proper performance of the functions of the agency and does the information have practical utility?

B. What actions could be taken to help ensure and maximize the quality,

objectivity, utility, and integrity of the information to be collected?

C. Are the instructions and definitions clear and sufficient? If not, which instructions need clarification?

D. Can the information be submitted by the respondent by the due date?

E. Public reporting burden for this collection is estimated to average

—Form EIA-1, “Weekly Coal Monitoring Report—General Industries and Blast Furnaces” (Standby); 1.0 hour per response (no change from existing estimate of 1.0 hour)

—Form EIA-3, “Quarterly Coal Consumption and Quality Report—Manufacturing and Transformation/Processing Coal Plants and Commercial and Institutional Coal Users;” 1.25 hours per response, manufacturing plants (change from existing estimate of 0.9 hour)

—Form EIA-4, “Weekly Coal Monitoring Report—Coke Plants” (Standby); 1.0 hour per response (no change from existing estimate of 1.0 hour)

—Form EIA-5, “Quarterly Coal Consumption and Quality Report—Coke Plants;” 1.5 hours per response (change from existing estimate of 1.4 hours)

—Form EIA-6Q (Schedule Q), “Quarterly Coal Report” (Standby); 0.5 hour per response (no change from existing estimate of 0.5 hour)

—Form EIA-7A, “Coal Production and Preparation Report;” 1.8 hours per response (change from existing estimate of 1.6 hours)

—Form EIA-8A, “Coal Stocks Report;” 1.0 hour per response (change from existing estimate of 0.95 hour)

—Form EIA-20, “Weekly Coal Monitoring Report—Coal Burning Utilities and Independent Power Producers;” (Standby) 1.0 hour per response (no change from existing estimate of 1.0 hour)

The estimated burden includes the total time necessary to provide the requested information. In your opinion, how accurate is this estimate?

F. The agency estimates that the only cost to a respondent is for the time it will take to complete the collection. Will a respondent incur any start-up costs for reporting, or any recurring annual costs for operation, maintenance, and purchase of services associated with the information collection?

G. What additional actions could be taken to minimize the burden of this collection of information? Such actions may involve the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

H. Does any other Federal, State, or local agency collect similar information? If so, specify the agency, the data element(s), and the methods of collection.

*As a Potential User of the Information To Be Collected*

A. Is the proposed collection of information necessary for the proper performance of the functions of the agency and does the information have practical utility?

B. What actions could be taken to help ensure and maximize the quality, objectivity, utility, and integrity of the information disseminated?

C. Is the information useful at the levels of detail to be collected?

D. For what purpose(s) would the information be used? Be specific.

E. Are there alternate sources for the information and are they useful? If so, what are their weaknesses and/or strengths?

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of the form. They also will become a matter of public record.

**Statutory Authority:** Section 13(b) of the Federal Energy Administration Act of 1974, P.L. 93-275, codified at 15 U.S.C. 772(b).

Issued in Washington, DC, July 12, 2010.

**Stephanie Brown,**

*Director, Statistics and Methods Group, Energy Information Administration.*

[FR Doc. 2010-17522 Filed 7-16-10; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. IC10-919-000]

#### Commission Information Collection Activities (FERC-919); Comment Request; Extension

July 13, 2010.

**AGENCY:** Federal Energy Regulatory Commission.

**ACTION:** Notice of proposed information collection and request for comments.

**SUMMARY:** In compliance with the requirements of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, 44 U.S.C. 3506(c)(2)(A) (2006), (Pub. L. No. 104-13), the Federal Energy Regulatory Commission (Commission or FERC) is soliciting public comment on the proposed information collection described below.

**DATES:** Comments in consideration of the collection of information are due 60

days after publication of this Notice in the **Federal Register**.

**ADDRESSES:** Comments may be filed either electronically (eFiled) or in paper format, and should refer to Docket No. IC10-919-000. Documents must be prepared in an acceptable filing format and in compliance with Commission submission guidelines at <http://www.ferc.gov/help/submission-guide.asp>. eFiling instructions are available at: <http://www.ferc.gov/docs-filing/efiling.asp>. First time users must follow eRegister instructions at: <http://www.ferc.gov/docs-filing/eregistration.asp>, to establish a user name and password before eFiling. The Commission will send an automatic acknowledgement to the sender's e-mail address upon receipt of eFiled comments. Commenters making an eFiling should not make a paper filing. Commenters that are not able to file electronically must send an original and two (2) paper copies of their comments to: Federal Energy Regulatory Commission, Secretary of the Commission, 888 First Street, NE., Washington, DC 20426.

Users interested in receiving automatic notification of activity in this docket may do so through eSubscription at <http://www.ferc.gov/docs-filing/esubscription.asp>. In addition, all comments and FERC issuances may be viewed, printed or downloaded remotely through FERC's eLibrary at <http://www.ferc.gov/docs-filing/elibrary.asp>, by searching on Docket No. IC10-919-000. For user assistance, contact FERC Online Support by e-mail at [ferconlinesupport@ferc.gov](mailto:ferconlinesupport@ferc.gov), or by phone at: (866) 208-3676 (toll-free) or (202) 502-8659 for TTY.

**FOR FURTHER INFORMATION CONTACT:** Michael Miller may be reached by e-mail at [DataClearance@FERC.gov](mailto:DataClearance@FERC.gov), telephone at (202)502-8415, and fax at (202)273-0873.

**SUPPLEMENTARY INFORMATION:** The information collected under FERC-919 (OMB Control No. 1902-0234) "Electric Rate Schedule Filings: RM04-7-000 Final Rule: Market Based Rates for Wholesale Sales of Electric Energy, Capacity and Ancillary Services by Public Utilities" is necessary to ensure that market-based rates charged by public utilities are just and reasonable as mandated by Federal Power Act (FPA) sections 205 and 206. Section 205 of the FPA requires just and reasonable rates and charges. Section 206 allows the Commission to revoke a seller's market-based rate authorization if it determines that the seller may have gained market power since it was originally granted market-based rate authorization by the Commission.

On June 21, 2007, the Commission issued Order No. 697<sup>1</sup> to modify subpart H to 18 Code of Federal Regulations (CFR) part 35. In Order No. 697, the Commission revised and codified market-based rate standards for generating electric utilities for use in the Commission's determination of whether a wholesale seller of electric energy, capacity or ancillary services qualifies for market-based rate authority. Subpart H contains the regulations necessary to mandate that sellers submit market power analyses and related reports.

Market power analyses must address both horizontal and vertical market power. To demonstrate lack of horizontal market power, two indicative market power screens are required under Order No. 697: The uncommitted pivotal supplier screen, which is based on the annual peak demand of the relevant market, and the uncommitted market share screen applied on a seasonal basis. These screens examine whether a seller has the ability to exercise horizontal market power. Sellers that fail either screen are rebuttably presumed to have market power, and a seller that fails either screen may submit a delivered price test analysis to rebut the presumption of horizontal market power. If a seller fails to rebut the presumption of horizontal market power, the Commission sets the just and reasonable rate at the default cost-based rate unless it approves different mitigation based on case-specific circumstances. For a seller that already makes wholesale sales at market-based rates, rates are not revoked and cost-based rates are not imposed until the Commission issues an order making a definitive finding that the seller has market power or, where the seller accepts a presumption of market power, an order is issued addressing whether default cost-based rates or case-specific cost-based rates are to be applied. Once an order is issued, the Commission revokes the market-based rate authority in all geographic markets where a seller is found to have market power.<sup>2</sup>

Sellers that own or control more than 500 megawatts of generation and/or that own, operate or control transmission facilities, are affiliated with any entity that owns, operates or controls transmission facilities in the same region as the seller's generation assets, or with a franchised public utility in the

<sup>1</sup> *Market-Based Rates for Wholesale Sales of Electric Energy, Capacity and Ancillary Services by Public Utilities*, Order No. 697, 72 FR 39,904 (Jul. 20, 2007), FERC Stats. & Regs. ¶ 31,252 (2007) (Final Rule).

<sup>2</sup> The seller has the option of withdrawing its market-based rate request in whole or in part.