

**Standard Paragraph**

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,  
Secretary.

[FR Doc. 96-24972 Filed 9-27-96; 8:45 am]

BILLING CODE 6717-01-P

**Sunshine Act Meeting**

**FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT:** September 24, 1996, 61 FR 50012.

**PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING:** September 25, 1996, 10:00 a.m.

**CHANGE IN THE MEETING:** The following Docket Number has been to the Agenda scheduled for the September 25, 1996 meeting.

Item No.	Docket No. and company
CAG-31 .....	CP94-327-002, Koch Gateway Pipeline Company.

Lois D. Cashell,  
Secretary.

[FR Doc. 96-25045 Filed 9-25-96; 8:45 am]

BILLING CODE 6717-01-M

**Southwestern Power Administration****Integrated System Power Rates**

**AGENCY:** Southwestern Power Administration, DOE.

**ACTION:** Notice of extension.

**SUMMARY:** The Deputy Secretary of Energy, acting under Amendment No. 3 to Delegation Order No. 0204-108, dated November 10, 1993, 58 FR 59717, and pursuant to the implementation authorities in 10 CFR 903.22(h) and 903.23(a)(3), has approved Rate Order No. SWPA-34 which extends the existing power rates for the Integrated System. This is an interim rate action effective October 1, 1996, extending for

a period of one year through September 30, 1997.

**FOR FURTHER INFORMATION CONTACT:**

George C. Grisaffe, Assistant Administrator, Office of Administration and Rates, Southwestern Power Administration, Department of Energy, P.O. Box 1619, Tulsa, Oklahoma 74101, (918) 595-6628.

**SUPPLEMENTARY INFORMATION:** The existing rate schedules for the Integrated System were approved on a final basis by the Federal Energy Regulatory Commission on September 18, 1991, for the period ending September 30, 1994. These rates were extended on an interim basis by the Deputy Secretary of Energy on August 24, 1994, and on August 8, 1995. The rates are scheduled to expire on September 30, 1996. On July 2, 1996, the Southwestern Power Administration (Southwestern) published notice in the Federal Register, 61 FR 34432, of its intention to seek a one-year extension of the existing power rates for the Integrated System and provided for a 15-day comment period. No comments were received. 10 CFR 903.22(h) and 903.23(a)(3) provide implementation authority for such interim extension to the Deputy Secretary.

Issued at Washington, DC, this 23rd day of September, 1996.

Charles B. Curtis,  
Deputy Secretary.

Department of Energy

Deputy Secretary of Energy

In the matter of: Southwestern Power Administration—Integrated System Rates [Rate Order No. SWPA-34]

**Order Approving Extension of Power Rates on an Interim Basis**

September 23, 1996.

Pursuant to Sections 302(a) and 301(b) of the Department of Energy Organization Act, Public Law 95-91, the functions of the Secretary of the Interior and the Federal Power Commission under Section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s, for the Southwestern Power Administration were transferred to and vested in the Secretary of Energy. By Delegation Order No. 0204-108, effective December 14, 1983, 48 FR 55664, the Secretary of Energy delegated to the Deputy Secretary of Energy on a non-exclusive basis the authority to confirm, approve and place into effect on an interim basis power and transmission rates, and delegated to the Federal Energy Regulatory Commission (FERC) on an exclusive basis the authority to confirm, approve and place in effect on a final basis, or to disapprove power and transmission rates. Amendment No. 1 to

Delegation Order No. 0204-108, effective May 30, 1986, 51 FR 19744, revised the delegation of authority to confirm, approve and place into effect on an interim basis power and transmission rates by delegating such authority to the Under Secretary of Energy rather than the Deputy Secretary of Energy. This delegation was reassigned to the Deputy Secretary of Energy by Department of Energy (DOE) Notice 1110.29, dated October 27, 1988, and clarified by Secretary of Energy Notice SEN-10-89, dated August 3, 1989, and subsequent revisions. By Amendment No. 2 to Delegation Order No. 0204-108, effective August 23, 1991, 56 FR 41835, the Secretary of the Department of Energy revised Delegation Order No. 0204-108 to delegate to the Assistant Secretary, Conservation and Renewable Energy, the authority which was previously delegated to the Deputy Secretary in that Delegation Order. By Amendment No. 3 to Delegation Order No. 0204-108, effective November 10, 1993, the Secretary of Energy re-delegated to the Deputy Secretary of Energy, the authority to confirm, approve and place into effect on an interim basis power and transmission rates of the Power Marketing Administrations. This rate order is issued by the Deputy Secretary pursuant to said Amendment to Delegation Order No. 0204-108.

This is an interim rate extension. It is made pursuant to the authorities as implemented in 10 CFR 903.22(h) and 903.23(a)(3).

**Background**

Southwestern Power Administration (Southwestern) currently has marketing responsibility for 2.2 million kilowatts of power from 24 multiple-purpose reservoir projects, generally in all or portions of the states of Arkansas, Kansas, Louisiana, Missouri, Oklahoma and Texas, with power facilities constructed and operated by the U.S. Army Corps of Engineers. The Integrated System, comprised of 22 of the projects, is interconnected through a transmission system presently consisting of 138- and 161-kV high-voltage transmission lines, 69-kV transmission lines, and numerous bulk power substations and switching stations. In addition, contractual transmission arrangements provide for integration of other projects into the system.

The remaining two projects, Sam Rayburn Dam and Robert Douglas Willis, are isolated hydraulically and electrically from the Southwestern transmission system, and their power is marketed under separate contracts

through which the customer purchases the entire power output of the project at the dam. A separate Power Repayment Study (PRS) is prepared for each isolated project, and each has a special rate which is not a part of this study.

The existing rate schedules for the Integrated System were confirmed and approved on a final basis by the FERC on September 18, 1991, for the period October 1, 1990, through September 30, 1994. These rates were extended on an interim basis by the Deputy Secretary of Energy on August 28, 1994, and again on August 8, 1995. The rates are scheduled to expire September 30, 1996. The FY 1996 Integrated System PRSs indicate the need for a rate adjustment of \$1,239,868 annually, or 1.3 percent.

Pursuant to implementing authority in 10 CFR 903.22(h) and 903.23(a)(3), the Deputy Secretary of Energy may extend a FERC-approved rate on an interim basis. The Administrator, Southwestern, published notice in the Federal Register on July 2, 1996, 61 FR 34432, announcing a 15-day period for public review and comment concerning the proposed interim rate extension. In addition, meetings that discussed the proposal were held with customer representatives in April and July 1996. Written comments were accepted through July 17, 1996. No comments on the proposed interim extension were received.

#### Discussion

The existing Integrated System rates are based on the FY 1990 PRS. PRSs have been completed on the Integrated System each year since approval of the existing rates. Rate changes identified by the PRSs since that period have indicated the need for minimal rate increases or decreases. Since the revenue changes reflected by the PRSs were within the plus-or-minus two percent Rate Adjustment Threshold established by Southwestern's Administrator on June 23, 1987, these rate adjustments were deferred in the best interest of the government and provided for the next year's PRS to determine the appropriate level of revenues needed for the next rate period.

The FY 1996 PRS indicates the need for an annual revenue increase of 1.3 percent. As has been the case since the existing rates were approved, the FY 1996 rate adjustment needed falls within Southwestern's plus-or-minus two percent Rate Adjustment Threshold and would normally be deferred. However, the existing rates expire on September 30, 1996. Consequently, Southwestern proposes to extend the existing rates for a one-year period

ending September 30, 1997, on an interim basis under the implementation authorities noted in 10 CFR 903.22(h) and 903.23(a)(3).

Southwestern continues to make significant progress toward repayment of the Federal investment in the Integrated System. Through FY 1995, status of repayment for the Integrated System was \$355,572,353, which represents approximately 36 percent of the \$982,272,106 Federal investment for the Integrated System. The status has increased almost 82 percent since the existing rates were placed in effect.

Information regarding this rate extension, including studies and other supporting material, is available for public review and comment in the offices of Southwestern Power Administration, One West Third Street, Tulsa, Oklahoma 74101.

#### Order

In view of the foregoing and pursuant to the authority delegated to me by the Secretary of Energy, I hereby extend on an interim basis, for the period of one year, effective October 1, 1996, the current FERC-approved Southwestern Power Administration Integrated System Rates.

Issued at Washington, DC, the 23rd day of September 1996.

Charles B. Curtis,

*Deputy Secretary.*

[FR Doc. 96-24984 Filed 9-27-96; 8:45 am]

BILLING CODE 6450-01-P

### Southeastern Power Administration

#### Notice of Proposed Rate Extension

**AGENCY:** Southeastern Power Administration, DOE.

**ACTION:** Notice of extension.

**SUMMARY:** The Deputy Secretary of the Department of Energy, confirmed and approved, on an interim basis, Rate Schedules KP-1-D, JHK-2-B, JHK-3-B, and PH-1-B for Kerr-Philpott System power. The rates were approved on an interim basis through September 30, 2001, and are subject to confirmation and approval by the Federal Regulatory Commission on a final basis.

**DATES:** Approval of rates on an interim basis is effective October 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** Leon Jourolmon, Assistant Administrator, Finance & Marketing, Southeastern Power Administration, Department of Energy, Samuel Elbert Building, 2 South Public Square, Elberton, Georgia 30635-2496, (706) 213-3800.

**SUPPLEMENTARY INFORMATION:** The Federal Energy Regulatory Commission by Order issued December 5, 1991, in Docket No. EF91-3041-000, confirmed and approved Wholesale Power Rate Schedules KP-1-D, JHK-2-B, JHK-3-B, and PH-1-B through September 30, 1996. This order extends these rate schedules to September 30, 2001.

Issued at Washington, DC, September 23, 1996.

Charles B. Curtis,

*Deputy Secretary.*

In the Matter of: Southeastern Power Administration—Kerr-Philpott System Power Rates.

[Rate Order No. SEPA-35]

#### Order Confirming and Approving Power Rates on an Interim Basis

Pursuant to Sections 302(a) and 301(b) of the Department of Energy Organization Act, Public Law 95-91, the functions of the Secretary of the Interior and the Federal Power Commission under Section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s, relating to the Southeastern Power Administration (Southeastern) were transferred to and vested in the Secretary of Energy. By Delegation Order No. 0204-108, effective May 30, 1986, 51 FR 19744 (May 30, 1986), the Secretary of Energy delegated to the Administrator the authority to develop power and transmission rates, and delegated to the Under Secretary the authority to confirm, approve, and place in effect such rates on an interim basis, and delegated to the Federal Energy Regulatory Commission (FERC) the authority to confirm and approve on a final basis or to disapprove rates developed by the Administrator under the delegation. On November 4, 1993, the Secretary of Energy issued Amendment No. 3 to Delegation Order No. 0203-108, granting the Deputy Secretary authority to confirm, approve, and place into effect Southeastern's rates on an interim basis. This rate is issued by the Deputy Secretary pursuant to said notice.

#### Background

Power from the Kerr-Philpott Projects is presently sold under Wholesale Power Rate Schedules KP-1-D, JHK-2-B, JHK-3-B, and PH-1-B. These rate schedules were approved by the FERC on December 5, 1991, for a period ending September 30, 1996 (57 FERC § 62185).

#### Public Notice and Comment

Southeastern prepared a Power Repayment Study dated February 1996 for the Kerr-Philpott System which