

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

[Docket No. IC18-4-000]

COMMISSION INFORMATION COLLECTION ACTIVITIES
(FERC-582);
COMMENT REQUEST; EXTENSION

(February 2, 2018)

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Notice of information collection and request for comments.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995, the Federal Energy Regulatory Commission (Commission or FERC) is soliciting public comment on the currently approved information collection, FERC-582 (Electric Fees, Annual Charges, Waivers, and Exemptions) which will be submitted to the Office of Management and Budget (OMB) for a review of the information collection requirements.

DATES: Comments on the collection of information are due **[Insert date that is 60 days after publication in the Federal Register]**.

ADDRESSES: You may submit comments (identified by Docket No. 18-4-000) by either of the following methods:

- eFiling at Commission's Web Site: <http://www.ferc.gov/docs-filing/efiling.asp>
- Mail/Hand Delivery/Courier: Federal Energy Regulatory Commission,
Secretary of the Commission, 888 First Street, NE, Washington, DC 20426.

Instructions: All submissions must be formatted and filed in accordance with submission guidelines at: <http://www.ferc.gov/help/submission-guide.asp>. For user assistance contact FERC Online Support by e-mail at ferconlinesupport@ferc.gov, or by phone at: (866) 208-3676 (toll-free), or (202) 502-8659 for TTY.

Docket: Users interested in receiving automatic notification of activity in this docket or in viewing/downloading comments and issuances in this docket may do so at <http://www.ferc.gov/docs-filing/docs-filing.asp>.

FOR FURTHER INFORMATION: Ellen Brown may be reached by e-mail at DataClearance@FERC.gov, telephone at (202) 502-8663, and fax at (202) 273-0873.

SUPPLEMENTARY INFORMATION:

Title: Electric Fees, Annual Charges, Waivers, and Exemptions.

OMB Control No.: 1902-0132

Type of Request: Three-year extension of the FERC-582 information collection requirements with no changes to the current reporting requirements.

Abstract: The information required by FERC-582 is contained within 18 Code of Federal Regulations (CFR) Part 381¹ and Part 382².

The Commission uses the FERC-582 to implement the statutory provisions of the Independent Offices Appropriation Act of 1952 (IOAA)³ which authorizes the Commission to establish fees for its services. In addition, the Omnibus Budget

¹ Title 18 CFR, Sections 381.105, 381.106, 381.108, 381.302, and 381.305

² Title 18 CFR, Sections 382.102, 382.103, 382.105, 382.106, and 382.201

³ 31 USC 9701

Reconciliation Act of 1986 (OBRA)⁴ authorizes the Commission to assess and collect fees and annual charges in any fiscal year in amounts equal to all the costs incurred by the Commission in that fiscal year.

To comply with the FERC-582 respondents submit to the Commission the sum of the megawatt-hours (MWh) of all unbundled transmission (including MWh delivered in wheeling transactions and MWh delivered in exchange transactions) and the megawatt-hours of all bundled wholesale power sales (to the extent the bundled wholesale power sales were not separately reported as unbundled transmission). The data collected within the FERC-582 is drawn directly from the FERC Form 1⁵ transmission data. The Commission sums the costs of its electric regulatory program and subtracts all electric regulatory program filing fee collections to determine the total collectible electric regulatory program costs. Then, the Commission uses the data submitted under FERC-582 to determine the total megawatt-hours of transmission of electric energy in interstate commerce.

Respondents (e.g. public utilities, power marketers) subject to these annual charges must submit FERC-582 data to the Commission by April 30 of each year⁶. The Commission issues bills for annual charges to respondents. Then, respondents must pay the charges within 45 days of the Commission's issuance of the bill.

⁴ 42 USC 7178

⁵ Annual Report of Major Electric Utility (OMB Control No. 1902-0021)

⁶ 18 CFR 382.201

Respondents file requests for waivers and exemptions of fees and charges⁷ based on need. The Commission's staff uses the filer's financial information to evaluate the request for a waiver or exemption of the obligation to pay a fee or an annual charge.

*Estimate of Annual Burden*⁸: The Commission estimates the total Public Reporting Burden for this information collection as:

FERC-582: Electric Fees; Annual Charges; Waivers; and Exemptions						
	Number of Respondents (1)	Annual Number of Responses Per Respondent (2)	Total Number of Responses (1)x(2)=(3)	Average Burden Cost per Response (4)	Total Annual Burden Hours & Total Annual (3)*(4)=(5)	Cost per Respondent (5)/(1)=(5)
FERC-582 ⁹	67	1	67	1 hour; \$76.50	67 hours; \$5,125.50	\$76.50

The total estimated annual cost burden to respondents is \$5,125.50 [67 hours *

\$76.50/hour¹⁰ = \$5,125.50]

⁷ 18 CFR 381 and 382

⁸ Burden is defined as the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. For further explanation of what is included in the information collection burden, refer to 5 Code of Federal Regulations 1320.3.

⁹ Includes requirements of 18 CFR Part 381.105 (methods of payment), Part 381.106 (waiver), Part 381.108 (exemption), Part 381.302 (declaratory order), Part 381.303 (review of DOE remedial order), Part 381.304 (DOE denial of adjustment, and Part 381.305 (OGC interpretation).

¹⁰ The Commission staff thinks that the average respondent for this collection is similarly situated to the Commission, in terms of salary plus benefits. Based upon FERC's 2017 annual average of \$158,754 (for salary plus benefits), the average hourly cost is \$76.50/hour.

Comments: Comments are invited on: (1) whether the collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden and cost of the collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

Kimberly D. Bose,
Secretary.