

DATES: Comments must be submitted on or before March 13, 1995.

ADDRESSES: Comments should be addressed to Marc Herman (8HWM-SR), Remedial Project Manager, U.S. Environmental Protection Agency, Region VIII, 999 18th Street, suite 500, Denver, Colorado 80202-2466, and should refer to: In the Matter of: Lowry Landfill Site *De Minimis* Settlement, EPA Docket No. CERCLA VIII-94-26.

FOR FURTHER INFORMATION CONTACT: Jessie Goldfarb (8RC), Assistant Regional Counsel, U.S. Environmental Protection Agency, Region VIII, 999 18th Street, suite 500, Denver, Colorado 80202-2466, (303) 294-7592.

SUPPLEMENTARY INFORMATION: Notice of section 122(g) *De Minimis* Settlement: In accordance with section 122(i)(1) of CERCLA, notice is hereby given that the terms of an Administrative Order on Consent (AOC) have been agreed to by settling party Rockwell International.

By the terms of the proposed AOC, Rockwell International will pay \$314,587.65 to the EPA Hazardous Substance Superfund. In exchange for payment, USEPA will provide Rockwell with a covenant not to sue for liability under sections 106 and 107(a) of CERCLA, and section 7003 of the Solid Waste Disposal Act, as amended (also known as the Resource Conservation and Recovery Act (RCRA)).

The amount that Rockwell International will pay was determined by dividing the original estimated response costs for the Site (\$536,000,000) by the original estimated volume of waste disposed of at the Site (142,295,420 gallons). This per gallon charge of \$3.77 was then multiplied by the volume of waste Rockwell sent to the Site from the Rocky Flats Plant (55,630 gallons), resulting in a Base Amount (\$209,725.10). The premium selected by Rockwell (50% of the Base Amount) was then added to the Base Amount to derive Rockwell's total settlement payment of \$314,587.65.

Because the proposed settlement is an extension of the previous Lowry Landfill Site *de minimis* settlements, and to ensure consistency with those settlements, the original estimated response costs for the Site and original estimated volume of waste disposed of at the Site were retained from the previous settlements.

USEPA will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed *de minimis* settlement.

A copy of the proposed AOC may be obtained in person or by mail from Marc Herman (8HWM-SR), Remedial Project Manager, U.S. Environmental Protection

Agency, Region VIII, 999 18th Street, suite 500, Denver, Colorado, 80202-2466, (303) 293-1625. Additional background information relating to the *de minimis* settlement is available for review at the Superfund Records Center at the above address, and at the Aurora Central Public Library located at 14949 East Alameda Drive, Aurora, Colorado.

Dated: January 24, 1995.

William P. Yellowtail,

Regional Administrator.

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[OPPTS-830020; FRL-4935-2]

Receipt of Request for Waiver from Testing

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of receipt of request for waiver from testing.

SUMMARY: Regulations issued by EPA under section 4 of the Toxic Substances Control Act require that specified chemical substances be tested to determine if they are contaminated with halogenated dibenzo-*p*-dioxins (HDDs) or halogenated dibenzofurans (HDFs), and that results be reported to EPA. However, provisions have been made for exclusion and waiver from these requirements if an appropriate application is submitted to EPA and is approved. EPA has received a request for a waiver from these requirements from Hoechst Celanese and will accept comments on this request. EPA will publish another **Federal Register** notice announcing its decisions on this request.

DATES: Submit written comments on or before February 27, 1995.

ADDRESS: Submit written comments in triplicate, identified with the document control number OPPTS-830020, to: TSCA Public Docket Office, Att: TSCA Docket Receipt, Office of Pollution Prevention and Toxics, Environmental Protection Agency, Rm. G-99, 401 M St., SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: James Willis, Acting Director, Environmental Assistance Division (7408), Office of Pollution Prevention and Toxics, Rm. E-543, 401 M St., SW., Washington, DC 20460, (202) 554-1404, TDD (202) 554-0551.

SUPPLEMENTARY INFORMATION: Under 40 CFR part 766 (52 FR 2112, June 5, 1987), EPA requires testing of certain chemical substances to determine whether they may be contaminated with HDDs and HDFs. Under 40 CFR 766.32(a)(2)(i), a waiver may be granted if a responsible

company official certifies that the chemical substance is produced only in quantities of 100 kilograms or less per year, and only for research and development purposes.

Under 40 CFR 766.32(b), a request for a waiver must be made 60 days before resumption of manufacture or importation of a chemical substance not being manufactured, imported, or processed as of June 5, 1987.

Hoechst Celanese requests a waiver under 40 CFR 766.32(a)(2)(i). Hoechst Celanese plans to import chloranil (CAS No. 118-75-2), a substance subject to testing under 40 CFR part 766, to provide samples of its products to its customers for research and development. Hoechst Celanese will limit its import of chloranil to 100 kilograms per calendar year.

A public version of the record for this action, from which confidential business information has been deleted, is available for inspection in the TSCA Nonconfidential Information Center, Monday through Friday, excluding legal holidays, in Rm. NE B607, 401 M St., SW., Washington, DC 20460 from 12 p.m. to 4 p.m.

Dated: February 2, 1995.

Charles M. Auer,

Director, Chemical Control Division, Office of Pollution Prevention and Toxics.

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FEDERAL FINANCIAL INSTITUTIONS EXAMINATION COUNCIL

Implementation Issues Arising from FASB Statement No. 114, "Accounting by Creditors for Impairment of a Loan"

AGENCY: Federal Financial Institutions Examination Council.

ACTION: Final action.

SUMMARY: The Federal Financial Institutions Examination Council (FFIEC)¹ has decided that the portion of an institution's allowance established pursuant to Statement of Financial Accounting Standards No. 114, "Accounting by Creditors for Impairment of a Loan" (FAS 114),

¹ The FFIEC consists of representatives from the Board of Governors of the Federal Reserve System (FRB), the Federal Deposit Insurance Corporation (FDIC), the Office of the Comptroller of the Currency (OCC), the Office of Thrift Supervision (OTS) (referred to as the "agencies"), and the National Credit Union Administration. However, this guidance is not directed to credit unions. Section 1006(c) of the Federal Financial Institutions Examination Council Act requires the FFIEC to develop uniform reporting standards for federally-supervised financial institutions.