

when final, will permit the SBAPCD to keep the financial assistance awarded to it for FY-94 by EPA under section 105(c) of the Clean Air Act (CAA).

**DATES:** Comments and/or requests for a public hearing must be received by EPA at the address stated below by October 6, 1995.

**ADDRESSES:** All comments and/or requests for a public hearing should be mailed to: Laurie Amaro, Air Grants Section (A-2-3), Air and Toxics Division, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, California 94105-3901; FAX (415)744-1076.

**FOR FURTHER INFORMATION CONTACT:** Laurie Amaro, Air Grants Section (A-2-3), Air and Toxics Division, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, California 94105-3901 at (415) 744-1247.

**SUPPLEMENTARY INFORMATION:** Under the authority of Section 105 of the CAA, EPA provides financial assistance to the SBAPCD, whose jurisdiction includes Santa Barbara County in California, to aid in the operation of its air pollution control programs. In FY-94, EPA awarded the SBAPCD \$459,086, which represented approximately 10% of the SBAPCD's budget.

Section 105(c)(1) of the CAA, 42 U.S.C. 7405(c)(1), provides that "[n]o agency shall receive any grant under this section during any fiscal year when its expenditures of non-Federal funds for recurrent expenditures for air pollution control programs will be less than its expenditures were for such programs during the preceding fiscal year. In order for [EPA] to award grants under this section in a timely manner each fiscal year, [EPA] shall compare an agency's prospective expenditure level to that of its second preceding year." EPA may still award financial assistance to an agency not meeting this requirement, however, if EPA, "after notice and opportunity for public hearing, determines that a reduction in expenditures is attributable to a non-selective reduction in the expenditures in the programs of all Executive branch agencies of the applicable unit of Government." CAA section 105(c)(2). These statutory requirements are repeated in EPA's implementing regulations at 40 CFR 35.210(a).

In its FY-94 section 105 application, which EPA reviewed in early 1994, the SBAPCD projected expenditures of non-Federal funds for recurrent expenditures (or its maintenance of effort (MOE)) of \$4,221,583. This MOE would have been sufficient to meet the MOE requirements of the CAA. In January of 1995, however, the SBAPCD submitted to EPA

documentation which shows that its actual FY-94 MOE was \$3,450,870. This amount represents a shortfall of \$736,219 from the MOE of \$4,187,089 for the preceding fiscal year (FY-93). In order for the SBAPCD to be eligible to keep its FY-94 grant, EPA must make a determination under section 105(c)(2).

In FY-94, the SBAPCD was an operating department within the County of Santa Barbara under the direction of the County Board of Supervisors. The Board of Supervisors, during the fiscal years of 91/92, 92/93 and 93/94, issued policies directing county-wide budget cuts. These budget cuts were necessary as a result of declining economic conditions which caused the business community to curtail operations, resulting in a decline of county revenues from sources such as permit fees and taxes. The SBAPCD submitted documentation to EPA which shows that over the last three years county-wide budget cuts became severe enough in 93/94 that SBAPCD instituted a number of cost cutting measures including: eliminating a position, freezing all hiring, and instituting new programs to reduce costs such as permit streamlining and computer-assisted permit processing.

The SBAPCD's MOE reductions resulted from a loss of county revenues, including permit fees, due to circumstances beyond its control. The budget cuts instituted by the Board of Supervisors, affected all county agencies equally. EPA proposes to determine that the SBAPCD's lower FY-94 MOE level meets the section 105(c)(2) criteria as resulting from a non-selective reduction of expenditures. Pursuant to 40 CFR 35.210, this determination will allow the SBAPCD to keep the funds received from EPA for FY-94.

This notice constitutes a request for public comment and an opportunity for public hearing as required by the Clean Air Act. All written comments received by October 6, 1995 on this proposal will be considered. EPA will conduct a public hearing on this proposal only if a written request for such is received by EPA at the address above by October 6, 1995. If no written request for a hearing is received, EPA will proceed to a final determination.

Dated: August 18, 1995.

**David P. Howekamp,**

*Acting Regional Administrator.*

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[FRL-5292-8]

### Meeting of the Ozone Transport Commission for the Northeast United States

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of meeting.

**SUMMARY:** The United States Environmental Protection Agency is announcing its Fall meeting of the Ozone Transport Commission to be held on September 28, 1995.

This meeting is for the Ozone Transport Commission to deal with appropriate matters within the transport region, as provided for under the Clean Air Act Amendments of 1990. This meeting is not subject to the provisions of the Federal Advisory Committee Act, Public Law 92-463, as amended.

**DATES:** The meeting will be held on September 28, 1995 from 10:00 a.m. to 4:00 p.m.

**PLACE:** The meeting will be held at: The Inn at Essex, 70 Essex Way, Essex Junction, VT 05452.

**FOR FURTHER INFORMATION CONTACT:**

EPA: Doug Gutro, State Relations Coordinator, Region I, U.S. Environmental Protection Agency, John F. Kennedy Federal Building, Boston, MA 02203, (617) 565-3383.

**THE STATE CONTACT:** Host Agency: Dick Valentinetti, Vermont Department of Environmental Conservation, 103 South Main Street, Building 3 South, Waterbury, VT 05671-0402, (802) 241-3840.

**FOR DOCUMENTS AND PRESS INQUIRIES**

**CONTACT:** Stephanie A. Cooper, Ozone Transport Commission, 444 North Capitol Street, N.W., Suite 604, Washington, DC 20001, (202) 508-3840.

**SUPPLEMENTARY INFORMATION:** The Clean Air Act Amendments of 1990 contain at Section 184 provisions for the "Control of Interstate Ozone Air Pollution." Section 184(a) establishes an ozone transport region comprised of the States of Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, parts of Virginia and the District of Columbia.

The Assistant Administrator for Air and Radiation of the Environmental Protection Agency convened the first meeting of the commission in New York City on May 7, 1991. The purpose of the Transport Commission is to deal with appropriate matters within the transport region.

The purpose of this notice is to announce that this Commission will

meet on September 28, 1995. The meeting will be held at the address noted earlier in this notice.

Section 176A(b)(2) of the Clean Air Act Amendments of 1990 specifies that the meetings of Transport Commissions are not subject to the provisions of the Federal Advisory Committee Act. This meeting will be open to the public as space permits.

**TYPE OF MEETING:** Open.

**AGENDA:** Copies of the final agenda will be available from Stephanie Cooper of the OTC office, (202) 508-3840 on Wednesday, September 20, 1995. The purpose of this meeting is to review air quality needs within the Northeast and Mid-Atlantic States, consider the development of market-based programs in the region, and to discuss stationary and mobile source portions of ozone State Implementation Plans.

**John DeVillars,**

*Regional Administrator, EPA Region I.*

[FR Doc. 95-22057 Filed 9-5-95; 8:45 am]

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[**OPP-34081; FRL 4972-4]**

**Certain Chemicals; Availability of Reregistration Eligibility Decision Documents for Comment**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of availability and opening of public comment period.

**SUMMARY:** This notice announces the availability of the Reregistration Eligibility Decision (RED) documents for

the pesticide chemicals cases Chloro-*m*-xylenol, Dowicil CTAC, Fosamine Ammonium, Piperalin, Polybutene, Terbutylazine, and (Z)-9-tricosene. It also begins a 60-day public comment period of these documents. The REDs are the Agency's summary documents of its scientific assessments of the human health and environmental data bases for these pesticide chemicals. They also include the Agency's regulatory conclusions regarding the future registration of uses and products containing these chemicals as active ingredients.

**DATES:** Written comments on these decisions must be submitted by October 6, 1995.

**ADDRESSES:** Three copies of comments identified with the docket number "OPP-34081" and the case number (noted below), should be submitted to: By mail: OPP Pesticide Docket, Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, deliver comments to: OPP Pesticide Docket, Rm. 1132, Crystal Mall 2 (CM#2), 1921 Jefferson Davis Highway, Arlington, VA.

Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect in 5.1

file format or ASCII file format. All comments and data in electronic form must be identified by the docket number "OPP-34081". No Confidential Business Information (CBI) should be submitted through e-mail. Electronic comments on this notice may be filed online at many Federal Depository Libraries. Additional information on electronic submissions can be found in "SUPPLEMENTARY INFORMATION" of this document.

Information submitted as a comment in response to this Notice may be claimed confidential by marking any part or all of that information as CBI. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be submitted for inclusion in the public docket. Information not marked confidential will be included in the public docket without prior notice (including comments and data submitted electronically). The public docket and docket index, including printed paper versions of electronic comments, which does not include any information claimed as CBI will be available for public inspection in Rm. 1132 at the address given above, from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays.

**FOR FURTHER INFORMATION CONTACT:** Technical questions on the above listed RED documents should be directed to the appropriate Chemical Review Managers:

Chemical Name	Case No.	Chemical Review Manager	Telephone No.	E-mail Address
Chloro- <i>m</i> -xylenol .....	3045 .....	Yvonne Brown .....	(703) 308-8073 .....	Brown.yvonne@epamail.epa.gov
Dowicil CTAC .....	3069 .....	Ron Kendall .....	(703) 308-8068 .....	Kendall.ron@epamail.epa.gov
Fosamine Ammonium .....	2355 .....	Kathy Davis .....	(703) 308-8156 .....	Davis.kathy@epamail.epa.gov
Piperalin .....	3114 .....	Barbara Briscoe .....	(703) 308-8177 .....	Briscoe.barbara@epamail.epa.gov
Polybutene .....	4076 .....	Mark Wilhite .....	(703) 308-8586 .....	Wilhite.mark@epamail.epa.gov
Terbutylazine .....	2645 .....	Virginia Dietrich .....	(703) 308-8157 .....	Dietrich.virginia@epamail.epa.gov
(z)-9-Tricosene .....	4112 .....	Tom Myers .....	(703) 308-8074 .....	Myers.tom@epamail.epa.gov

To request a copy of any of the above listed RED documents, or a RED Fact Sheet, contact the OPP Pesticide Docket, Public Response and Program Resources Branch, in Rm. 1132 at the address given above or call (703) 305-5805.

**SUPPLEMENTARY INFORMATION:** The Agency has issued Reregistration Eligibility Decision (RED) documents for the pesticide chemical cases listed above. Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended in 1988, EPA is conducting a reregistration program to reevaluate

older pesticides, those initially registered prior to November 1, 1984, to make sure they meet current scientific and regulatory standards. If necessary, modifications to use patterns and application methods may be required to reduce risks to appropriate levels. All registrants of products containing one or more of the above listed active ingredients have been sent the appropriate RED documents and must respond to labeling requirements and product specific data requirements (if applicable) within 8 months of receipt.

Products containing other active ingredients will not be reregistered until those other active ingredients are determined to be eligible for reregistration.

The reregistration program is being conducted under Congressionally - mandated time frames, and EPA recognizes both the need to make timely reregistration decisions and to involve the public. Therefore, EPA is issuing these REDs as final documents with a 60-day comment period. Although the 60-day public comment period does not