

Electronic comments can be sent directly to EPA at:

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.

The official record for this rulemaking, as well as the public version, as described above will be kept in paper form. Accordingly, EPA will transfer all comments received electronically into printed, paper form as they are received and will be placed in the paper copies of the official rulemaking record which also will include all comments submitted directly in writing. The official rulemaking record is the paper record maintained at the address in the "ADDRESSES" section at the beginning of this document.

The Office of Management and Budget has exempted this rule from the requirements of section 2 of Executive Order 12866.

Pursuant to the requirement of the Regulatory Flexibility Act (Pub. L. 96-354, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have an economic impact on a substantial number of small entities. A certification statement to this effect was published in the Federal Register of May 4, 1981 (46 FR 24950).

List of Subject in 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: September 27, 1995.

Stephen L. Johnson,
Director, Registration Division, Office of Pesticide Programs.

Therefore, it is proposed that 40 CFR part 180 be amended as follows:

PART 180—[AMENDED]

1. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 346a and 371.

2. Section 180.1001(c) is amended in the table therein by adding and alphabetically inserting the inert ingredient, to read as follows:

§ 180.1001 Exemptions from the requirement of a tolerance.

* * * * *
(c) * * *

Inert ingredients	Limits	Uses
Styrene-2-ethylhexyl acrylate-glycidyl methacrylate-2-acrylamido-2-methylpropanesulfonic acid graft copolymer, minimum number-average molecular weight 12,500.	Dispersing agent/solvent.

* * * * *

[FR Doc. 95-26060 Filed 10-24-95; 8:45 am]
BILLING CODE 6560-50-F

40 CFR Part 268

[EPA530-Z-95-011; FRL-5314-5]

RIN 2050 AE05

Land Disposal Restrictions—Phase IV: Issues Associated With Clean Water Act Treatment Equivalency, and Treatment Standards for Wood Preserving Wastes and Toxicity Characteristic Metal Wastes

AGENCY: Environmental Protection Agency (EPA, the Agency).

ACTION: Proposed rule; correction.

SUMMARY: On August 22, 1995, EPA published a proposed rule that presented three approaches for addressing whether wastewater treatment surface impoundments receiving decharacterized wastes provide treatment that is equivalent to that provided under the land disposal restrictions (LDR) program. The approaches focused on whether hazardous constituents are treated to the same extent as would occur under the LDR program. One of the options

presented, option 2, included flowcharts that should facilitate the public's understanding of the approach. An error was found in the flowchart, and this error is corrected in today's notice. The Agency is also pointing out inconsistencies between the UTS Tables at 60 FR 43682 and 43696, which are not in agreement with regard to the list of constituents proposed for regulation in F032, F034, and F035 and the universal treatment standards proposed for several of the constituents. Two errors were also identified in the proposed treatment standards in the table at 43682. These will be corrected in today's notice.

ADDRESSES: Copies of the proposed rule can be obtained from the RCRA Docket (5305), U.S. Environmental Protection Agency, Room 2616, 401 M Street, SW., Washington, DC 20460. The RCRA Docket is open from 9:00 am to 4:00 pm Monday through Friday, except for federal holidays. The public must make an appointment to review docket materials by calling (202) 260-9327. The public may copy a maximum of 100 pages from any regulatory document at no cost. Additional copies cost \$0.15 per page.

FOR FURTHER INFORMATION CONTACT: For general information contact the RCRA

Hotline at (800) 424-9346 (toll free) or (703) 412-9810 in the Washington, DC metropolitan area. For technical information about the correction to the flowchart, contact Elaine Eby (5302W), Office of Solid Waste, 401 M Street, SW., Washington, DC 20460, (703) 308-8449, or Mary Cunningham at (703) 308-8453. For technical information on the F032, F034, F035 treatment standards, contact Jose Labiosa at (703) 308-8464.

SUPPLEMENTARY INFORMATION:

I. Reasons and Basis for Today's Notice

The Agency has noticed certain portions of the August 22, 1995 Proposed Rule are in error. Today's notice corrects those errors. The Agency has not done a comprehensive proofreading of the proposed rule, so it is possible there are other errors that are not addressed by this correction notice. The Agency believes they would be inconsequential, however, and would not affect commenters' ability to understand the proposal. If questions arise that are not addressed by this correction notice, call the RCRA Hotline or the appropriate contact listed in the Phase IV proposed rule.

II. Corrections to the Phase IV Proposed Rule

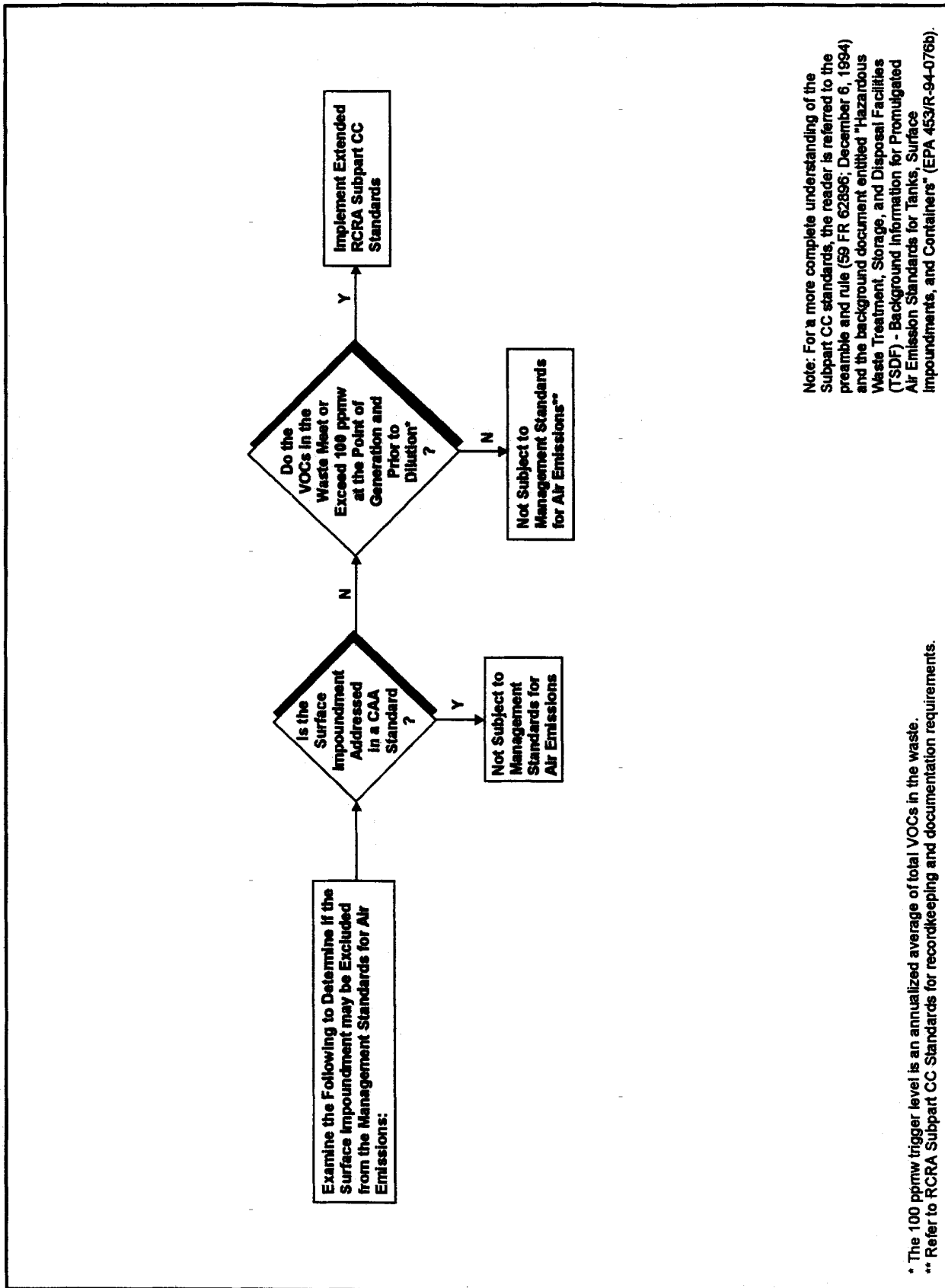
A. *Figure 2: Option 2 Flowchart*

The Agency is today revising the flowchart titled "Figure 2: Option 2—Applicability Criteria and Management Standards for Air Emissions." The

previous flowchart for the Option 2 air emission standards showed an oversimplification of the RCRA Subpart CC provisions. In order to eliminate confusion, EPA has subsequently revised the flowchart to show more clearly that this option would extend, but would not change, the RCRA

Subpart CC standards, and to refer the reader directly to those standards. In addition, EPA is clarifying that Subpart CC does not require implementation of air emission controls for biological treatment surface impoundments which are operated at the requisite efficiency.

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Note: For a more complete understanding of the Subpart CC standards, the reader is referred to the preamble and rule (59 FR 62896; December 6, 1994) and the background document entitled "Hazardous Waste Treatment, Storage, and Disposal Facilities (TSDF) - Background Information for Promulgated Air Emission Standards for Tanks, Surface Impoundments, and Containers" (EPA 453/R-94-076b).

* The 100 ppmw trigger level is an annualized average of total VOCs in the waste.
 ** Refer to RCRA Subpart CC Standards for recordkeeping and documentation requirements.

Figure 2: Option 2 - Applicability Criteria and Management Standards for Air Emissions

B. Table, "Proposed BDAT Standards for F032, F034, F035"

Where inconsistencies exist in UTS tables at 60 FR 43682 and 43696, EPA is directing the reader to the proposed list of regulated constituents and the proposed UTS limits in the table at 60 FR 43682 as being correct. Comments on the UTS limits in the proposed rule should refer to this particular table. The UTS table at 43696 is in error for these wastes.

The following changes are also made to the table on page 43682:

- For 2, 4-Dimethylphenol, the BDAT Standard for Wastewaters is corrected to read, "0.036 mg/l;"
- For 2, 3, 4, 6-Tetrachlorophenol, the BDAT Standard for Wastewater is corrected to read, "0.030 mg/l."

List of Subjects in 40 CFR Part 268

Hazardous waste, Reporting and recordkeeping requirements.

Dated: October 5, 1995.

Elizabeth A. Cotsworth,

Acting Director, Office of Solid Waste.

[FR Doc. 95-26467 Filed 10-24-95; 8:45 am]

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Administration for Children and Families

45 CFR Part 1305

RIN 0970-AB53

Head Start Program

AGENCY: Administration on Children, Youth and Families (ACYF), Administration for Children and Families (ACF), HHS.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Administration on Children, Youth and Families is issuing this Notice of Proposed Rulemaking to amend the requirements on eligibility, recruitment, selection, enrollment and attendance in Head Start, in six areas affecting Head Start programs which are serving specific populations. The first and second proposed changes add a new definition for Indian Tribe and amend the definition of a migrant family to conform to a new statutory definition. The third change requires migrant programs to give priority to children from families that relocate most frequently. The fourth and fifth proposed changes affect Head Start programs operated by Indian Tribes by expanding the definition of a Head Start service area to include near-reservation

designations and by expanding the family income eligibility criteria for Indian grantees meeting specific conditions. The sixth change establishes the number of years children remain eligible for Head Start when they are enrolled in an Early Head Start program.

DATES: In order to be considered, comments on this proposed rule must be received on or before December 26, 1995.

ADDRESSES: Please address comments to the Associate Commissioner, Head Start Bureau, Administration for Children, Youth and Families, P.O. Box 1182, Washington, D.C. 20013. Beginning 14 days after close of the comment period, comments will be available for public inspection in Room 2215, 330 C Street, S.W., Washington, D.C. 20201, Monday through Friday between the hours of 9:00 a.m. and 4:00 p.m.

FOR FURTHER INFORMATION CONTACT: Rita Schwarz, (202) 205-8539.

SUPPLEMENTARY INFORMATION:

I. Program Purpose

Head Start is authorized under the Head Start Act (42 U.S.C. 9801 *et seq.*). It is a national program providing comprehensive developmental services primarily to low-income preschool children, who are primarily age three to the age of compulsory school attendance, and their families. In addition, Section 645A of the Head Start Act provides authority to fund programs for families with infants and toddlers. Programs receiving funds under the authority of this Section are referred to as Early Head Start programs. To help enrolled children achieve their full potential, Head Start programs provide comprehensive health, nutritional, educational, social and other services. Additionally, Head Start programs are required to provide for the direct participation of the parents of enrolled children in the development, conduct, and direction of local programs. Parents also receive training and education to foster their understanding of and involvement in the development of their children. In fiscal year 1994, Head Start served 740,500 children through a network of over 2,000 grantees and delegate agencies.

While Head Start is intended to serve primarily children whose families have incomes at or below the poverty line, or who receive public assistance, Head Start policy permits up to 10 percent of the children in local programs to be from families who do not meet these low-income criteria. The Act also requires that a minimum of 10 percent of the enrollment opportunities in each program be made available to children

with disabilities. Such children are expected to participate in the full range of Head Start services and activities with their non-disabled peers and to receive needed special education and related services.

II. Summary of the Proposed Regulation

The authority for this Notice of Proposed Rulemaking (NPRM) is sections 637, 640, 641, 645 and 645A of the Head Start Act (42 U.S.C. 9801 *et seq.*), as amended by Public Law 103-252, Title I of the Human Service Amendments of 1994.

Section 637 contains a new definition for Indian Tribe which will be incorporated into this regulation. It also contains a new definition for "migrant Head Start program" which impacts the current definition of "migrant family", found in 45 CFR 1305.2(l), by amending the definition to include families that have changed their residence from one geographical location to another in the preceding two-year period.

Section 640(l) states that the Secretary must give priority to migrant Head Start programs which serve eligible children of migrant families whose work requires them to relocate most frequently.

Section 641(b) expands the definition of community to include Indians in any area designated as near-reservation. This requires a change in 45 CFR 1305.3(a) regarding the designation of a grantee's service area and the addition of a new paragraph (b) to that section.

Section 645(d) expands the eligibility for participation in Head Start programs operated by Indian Tribes to include children from families whose income exceeds the income-eligibility guidelines when specific conditions exist in the community served by the Tribe, provided the program predominantly serves children from families who meet the low-income guidelines. This requires a change in 45 CFR 1305.4(b) regarding family income eligibility.

Section 645(d) also requires the Secretary to specify by regulation the requirements contained in that section after consultation with Indian Tribes. In preparation for developing these amendments to 45 CFR 1305, ACYF solicited input from Indian Tribes through three meetings with members of the Indian community. Their comments and recommendations were considered in developing the amendments to this regulation that are applicable to Head Start programs operated by Tribes.

Section 645A authorizes the funding of programs for families with infants and toddlers. Specifically, it states in section 645A(b) that programs receiving