

ENVIRONMENTAL PROTECTION AGENCY

[OPP-00565; FRL-6046-4]

Renewal of Pesticide Information Collection Activities; Data Call-In for Special Review Chemicals and Registration Review Program; Request for Comments

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is seeking public comment on the following Information Collection Request (ICR): "Data Call-In for Special Review Chemicals and Registration Review Program," (EPA ICR No. 0922.06, OMB No. 2070-0057). This ICR involves a collection activity that is currently approved and recently

amended to reflect the Agency's need to collect additional information to meet the new requirements in the Food Quality Protection Act of 1996. The ICR describes the nature of the information collection activity and its expected burden and costs. Before submitting this ICR to the Office of Management and Budget (OMB) for review and approval under the PRA, EPA is soliciting comments on specific aspects of the collection.

DATES: Written comments must be received on or before May 24, 1999.

ADDRESSES: Comments may be submitted by mail, electronically, or in person. Please follow the detailed instructions for each method as provided in Unit III. of this document.

FOR FURTHER INFORMATION CONTACT: Cameo Smoot, Office of Pesticide Programs, Mail Code (7506C), Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, Telephone: 703-305-5454, fax: 703-

305-5884, e-mail: smoot.cameo@epa.gov.

SUPPLEMENTARY INFORMATION:**I. Does This Notice Apply To Me?**

You may be potentially affected by this notice if you are a pesticide registrant of a pesticide product and are required to submit data to support continued registration of your product. By law, EPA must periodically review each pesticide registration (see section 3(g) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA)). The EPA may require registrants to generate and submit data to the Agency when data is needed to assess whether the existing pesticide registration poses an unreasonable risk to human health or the environment (see section 3(c)(2)(B) of FIFRA).

Potentially affected categories and entities may include, but are not limited to the following:

Category	NAICS Code	SIC Codes	Example of Potentially Affected Entity
Pesticide and other agricultural chemical manufacturing	325320	286—Industrial organic chemicals 287—Agricultural chemicals	Pesticide registrants

This table is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this table could also be affected. You or your business are affected by this action if you have registered a pesticide with the Agency pursuant to FIFRA. If you have any questions regarding the applicability of this action to a particular entity, consult the technical person listed in the "FOR FURTHER INFORMATION CONTACT" section.

II. How Can I Get Additional Information or Copies of This Document or Other Support Documents?**A. Electronic Availability**

Electronic copies of this document and the ICR are available from the EPA Home Page at the **Federal Register** - Environmental Documents entry for this document under "Laws and Regulations" (<http://www.epa.gov/fedrgstr/>). You can easily follow the menu to find this **Federal Register** notice using the publication date or the **Federal Register** citation for this notice. Although a copy of the ICR is posted with the **Federal Register** notice, you can also access a copy of the ICR by going directly to <http://www.epa.gov/>

icr/. You can then easily follow the menu to locate this ICR by the EPA ICR number, the OMB control number, or the title of the ICR.

B. Fax-on-Demand

Using a faxphone call 202-401-0527 and select item 6056 for a copy of the ICR.

C. In Person or By Phone

If you have any questions or need additional information about this notice or the ICR referenced, please contact the person identified in the "FOR FURTHER INFORMATION CONTACT" section.

In addition, the official record for this notice, including the public version, has been established for this notice under docket control number OPP-00565 (including comments and data submitted electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as Confidential Business Information (CBI), is available for inspection in the Office of Pesticide Programs (OPP) Public Docket, Rm. 119, CM #2, 1921 Jefferson Davis Highway, Arlington, VA, from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The

OPP Public Docket telephone number is 703-305-5805.

III. How Can I Respond To This Notice?**A. How and To Whom Do I Submit the Comments?**

You may submit comments through the mail, in person, or electronically. Be sure to identify the appropriate docket control number, OPP-00565, in your correspondence.

1. *By mail.* Submit written comments to: OPP Public Docket, Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

2. *In person or by courier.* Deliver written comments to: OPP Public Docket, Public Information and Records Integrity Branch, Rm. 119, CM #2, 1921 Jefferson Davis Highway, Arlington, VA, Telephone: 703-305-5805.

3. *Electronically.* Submit your comments and/or data electronically by e-mail to: opp-docket@epa.gov. Please note that you should not submit any information electronically that you consider to be CBI. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comment

and data will also be accepted on disks in WordPerfect 5.1/6.1 or ASCII file format. All comments and data in electronic form must be identified by the docket control number OPP-00565. Electronic comments on this notice may also be filed online at many Federal Depository Libraries.

B. How Should I Handle CBI Information That I Want To Submit To the Agency?

You may claim information that you submit in response to this notice as CBI 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 also be submitted for inclusion in the public record. Information not marked confidential will be included in the public docket by EPA without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult with the technical person listed in the "FOR FURTHER INFORMATION CONTACT" section.

C. What Information is EPA Particularly Interested in?

Pursuant to section 3506(c)(2)(A) of PRA, EPA specifically solicits comments and information to enable it to:

1. Evaluate whether the proposed collections of information are necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility.
2. Evaluate the accuracy of the Agency's estimates of the burdens of the proposed collections of information.
3. Enhance the quality, utility, and clarity of the information to be collected.
4. Minimize the burden of the collections of information on those who are to respond, including through the use of appropriate automated or electronic collection technologies or other forms of information technology, e.g., permitting electronic submission of responses.

D. What Should I Consider When I Prepare My Comments for EPA?

We invite you to provide your views on the estimates provided, new approaches we haven't considered, the potential impacts of the various options (including possible unintended consequences), and any data or information that you would like the Agency to consider during the development of the final action. You

may find the following suggestions helpful for preparing your comments:

- Explain your views as clearly as possible.
- Describe any assumptions that you used.
- Provide solid technical information and/or data to support your views.
- If you estimate potential burden or costs, explain how you arrived at the estimate.
- Provide specific examples to illustrate your concerns.
- Offer alternative ways to improve the collection activity.
- Make sure to submit your comments by the deadline in this notice.
- At the beginning of your comments (e.g., as part of the "Subject" heading), be sure to properly identify the document you are commenting on. You can do this by providing the docket control number assigned to the notice, along with the appropriate EPA and OMB ICR numbers.

IV. What Information Collection Activity or ICR Does This Notice Apply To?

EPA is seeking comments on the following ICR:

Title: Data Call-In for Special Review Chemicals and Registration Review Program.

ICR numbers: EPA ICR No. 0922.06, OMB No. 2070-0057.

ICR status: This ICR is currently scheduled to expire on March 31, 1999, but EPA intends to seek a 90 day extension to ensure that there is adequate time to review comments. An agency may not conduct or sponsor, and a person is not required to respond to a collection of information that is subject to approval under the PRA, unless it displays a currently valid OMB control number. The OMB control numbers for EPA's information collections appear on the collection instruments or instructions, in the **Federal Register** notices for related rulemakings and ICR notices, and, if the collection is contained in a regulation, in a table of OMB approval numbers in 40 CFR part 9.

Abstract: This ICR has been amended to include two information collection programs: the Special Review Program and the Registration Review Program. The Special Review program is part of the existing ICR while the Registration Review Program is being added to the ICR with this renewal. The Registration Review Program was created by the Food Quality Protection Act in 1996. Under the new Registration Review Program, EPA must periodically review all pesticide registrations (see section 3(g) of FIFRA). Therefore, continued

registration of all pesticides, regardless of whether a hazard or potential hazard is identified, requires that the Agency obtain additional data, if necessary, and assess all the information to determine whether a registration should continue. Language in FIFRA suggests that EPA review registrations at least once every 15 years. The Agency will establish procedural regulations for scheduling registration review as mandated under the new provisions of FIFRA. EPA believes that there are certain similarities between the information collection in the Registration Review Program and the information collection in the Special Review Program. Since both collections derive their authority and procedures from FIFRA section 3(c)(2)(B), which allows EPA to collect information related to the maintenance of an existing pesticide registration, and both collections are based, in part, on concerns about potential hazard, EPA believes both information collection activities should be covered in the same ICR.

The EPA is responsible for the registration of pesticides as mandated by FIFRA. Currently, as part of the ongoing administrative process under section 6 of FIFRA, registrants are required to submit additional information to EPA regarding unreasonable adverse effects on the environment from the use of the pesticide. EPA may also determine that additional information is needed from the registrant to maintain an existing registration. When the Agency identifies a hazard or a potential hazard from the use of a pesticide that was not known at the time of registration, this information collection is used in the Special Review Program to determine whether regulatory actions are needed. This information collection program is separate from the information collection program described in the ICR entitled "Data Generation for Reregistration." The information collection activity described in that ICR results from implementation of the FIFRA Amendments of 1988 (i.e., section 4 of FIFRA) and focuses on the new collection of information necessary to reregister pesticides which were registered before 1984. The reregistration program is expected to be completed by 2006.

Under both the Special Review Program and the Registration Review Program, EPA may require registrants to generate and submit data to the Agency when data is needed to assess whether the existing pesticide registration poses an unreasonable risk to human health or the environment. When the need for additional information/data occurs, the

Agency's Office of Pesticide Programs (OPP) will issue a data call-in (DCI) to obtain the necessary data from the registrant. Agency scientists and analysts integrate the new data received from the registrant with the existing data in EPA's files. All relevant information is reviewed to assess the potential risks and benefits associated with the use of the pesticide. If it is determined that regulatory actions are needed, the Agency will act accordingly.

The types of data that may be requested by this ICR will depend on whether certain information on the pesticide chemical is lacking in the current data base. However, the types of data that can be the subject of a data call-in are categorized into various divisions and listed in 40 CFR part 158. These categories are:

- Product Chemistry
- Residue Chemistry
- Environmental Fate
- Toxicology
- Reentry Protection
- Spray Drift
- Wildlife and Aquatic Organisms
- Plant Protection
- Nontarget Insect
- Product Performance
- Biochemical Pesticides
- Microbial Pesticides

In addition to these types of data, special studies could be required to support continued registration. These special studies would be based on the particular characteristics of a particular pesticide product, and would be made on a case-by-case basis.

OPP will issue a data call-in for a pesticide chemical only after it reviews the available data and determines that the information is not sufficient to satisfy the statutory requirements for continued registration. Even after OPP has completed its review and has determined that additional data must be called-in, registrants are given the opportunity to request a waiver if they believe that OPP can properly evaluate the risks of their pesticide chemicals without additional data. OPP will review each waiver request individually.

V. What are EPA's Burden and Cost Estimates for This ICR?

Under the PRA, "burden" means 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 this collection it includes the time needed to amend this list as appropriate, but use these terms; review instructions; develop, acquire, install, and utilize technology and systems for

the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

The ICR provides a detailed explanation of this estimate, which is only briefly summarized in this notice. The annual public burden for the Special Review Program portion of this information collection is estimated to average 920 hours per response and the annual public burden for the Registration Review Program portion of this information collection is estimated to average 1,063 hours per response. The following is a summary of the total estimates taken from the ICR:

Respondents/affected entities:
Pesticide registrants.

Estimated total number of potential respondents: 4 to 60.

Frequency of response: As needed only when specific data is required.

Estimated total/average number of responses for each respondent: 2 to 40.

Estimated total annual burden hours: 7,360 to 63,800.

Estimated total annual burden costs: \$616,096 to \$5.46 million.

VI. Are There Changes in the Estimates From the Last Approval?

Yes. This ICR is being amended to include the information collection activities attributable to the Registration Review Program. This program was authorized in the 1996 amendments to FIFRA and are being incorporated into this ICR because the information collection activities are similar and both collections derive their authority and procedures from FIFRA section 3(c)(2)(B). EPA is particularly interested in receiving comments on the changes related to this incorporation and the burden estimates for this new program.

VII. What is the Next Step in the Process for This ICR?

EPA will consider the comments received and amend the ICR as appropriate. The final ICR package will then be submitted to OMB for review and approval pursuant to 5 CFR 1320.10. EPA will issue another **Federal Register** notice pursuant to 5 CFR 1320.5(a)(1)(iv) to announce the submission of the ICR to OMB and the opportunity to submit additional comments to OMB. If you have any questions about this ICR or the approval

process, please contact the person listed in the "FOR FURTHER INFORMATION CONTACT" section.

List of Subjects

Environmental protection,
Information collection requests.

Dated: March 12, 1999.

Susan H. Wayland,

*Acting Assistant Administrator for
Prevention, Pesticides and Toxic Substances.*

[FR Doc. 99-6784 Filed 3-23-99; 8:45 am]

BILLING CODE 6560-50-F

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6314-6]

Clean Air Act Advisory Committee Notice of Meeting

AGENCY: Environmental Protection Agency.

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) established the Clean Air Act Advisory Committee (CAAAC) on November 19, 1990, to provide independent advice and counsel to EPA on policy issues associated with implementation of the Clean Air Act of 1990. The Committee advises on economic, environmental, technical scientific, and enforcement policy issues.

OPEN MEETING NOTICE: Pursuant to 5 U.S.C. App. 2 section 10(a)(2), notice is hereby given that the Clean Air Act Advisory Committee will hold its next open meeting on Tuesday, April 27, 1999, from approximately 8:30 a.m. to 3:30 p.m. at the Portland Marriott Downtown, 1401 S.W. Naito Parkway, Portland, Oregon 97201. Seating will be available on a first come, first served basis. The CAAAC's four Subcommittees (The Energy, Clean Air and Climate Change Subcommittee; Linking Transportation, Land Use and Air Quality Concerns Subcommittee; the Permits/NSR/Toxics Integration Subcommittee; and the Economic Incentives and Regulatory Innovations Subcommittee) will hold concurrent meetings on April 26 from approximately 8:30 p.m. to 11:30 p.m. All subcommittee meetings will be held at the Portland Marriott Downtown Hotel, the same location as the full Committee.

INSPECTION OF COMMITTEE DOCUMENTS: The Committee agenda and any documents, prepared for the meeting will be publicly available at the meeting. Thereafter, these documents,