

EPA, 725 17th Street, NW,
Washington, DC 20503.

Stephen T. Vineski,

*Acting Director, Regulatory Information
Division.*

[FR Doc. 99-19731 Filed 7-30-99; 8:45 am]
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**ENVIRONMENTAL PROTECTION
AGENCY**

[FRL-6411-1]

**Underground Injection Control
Program Hazardous Waste Injection
Restrictions; Petition for Exemption—
Class I Hazardous Waste Injection
Rubicon, Inc.**

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of final decision on no migration petition reissuance.

SUMMARY: Notice is hereby given that an exemption to the land disposal restrictions under the 1984 Hazardous and Solid Waste Amendments to the Resource Conservation and Recovery Act has been granted to Rubicon Inc., (Rubicon) for four Class I injection wells located at Geismar, Louisiana. As required by 40 CFR part 148, the company has adequately demonstrated to the satisfaction of the Environmental Protection Agency by the petition and supporting documentation that, to a reasonable degree of certainty, there will be no migration of hazardous constituents from the injection zone for as long as the waste remains hazardous. This final decision allows the underground injection by Rubicon, of the specific restricted hazardous wastes identified in the exemption, into four Class I hazardous waste injection well nos. 1, 2, 3, and 4 at the Geismar, Louisiana facility, until December 31, 2025, unless EPA moves to terminate the exemption under provisions of 40 CFR 148.24. As required by 40 CFR 148.22(b) and 124.10, a public notice was issued May 20, 1999. The public comment period closed on July 7, 1999. No comments were received. This decision constitutes final Agency action and there is no Administrative appeal.

DATES: This action is effective as of July 26, 1999.

ADDRESSES: Copies of the petition and all pertinent information relating thereto are on file at the following location: Environmental Protection Agency, Region 6, Water Quality Protection Division, Source Water Protection Branch (6WQ-S), 1445 Ross Avenue, Dallas, Texas 75202-2733.

FOR FURTHER INFORMATION CONTACT:
Philip Dellinger, Chief Ground Water/UIC Section, EPA—Region 6, telephone (214) 665-7165.

Oscar Ramirez, Jr.,

Acting Director, Water Quality Protection Division (6WQ).

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**ENVIRONMENTAL PROTECTION
AGENCY**

[OPP-36194; FRL-6097-3]

**Organophosphate Pesticide
Tolerances-No Finite Residues
Considered to be Reassessed By EPA**

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces that EPA is considering as reassessed 80 meat, milk, poultry, and egg (MMPE) tolerances. These MMPE tolerances are for residues of azinphos-methyl, coumaphos, fenthion, isofenphos, methidathion, naled, phorate, and profenophos. The Agency has evaluated 105 MMPE tolerances listed in the table in this Notice and has concluded that there are no reasonable expectations of finite pesticide residues in or on meat, milk, poultry, or eggs for the listed organophosphate pesticides. Since 25 of these tolerances were previously reassessed by final rule revocation in the **Federal Register**, 80 of the 105 tolerances are counted here as reassessments made toward the August 1999 review deadline of the Federal Food, Drug, and Cosmetic Act (FFDCA) section 408(q), as amended by the Food Quality Protection Act (FQPA) of 1996. EPA will propose a rule to revoke these 80 reassessed MMPE tolerances in a subsequent **Federal Register** notice.

FOR FURTHER INFORMATION CONTACT:
Kimberly Lowe or Daniel Helfgott, U.S. Environmental Protection Agency, 401 M St., S.W., Washington, DC 20460. Telephone: (703) 308-8059 or (703) 308-8054. E-mail:lowe.kimberly@epa.gov or helfgott.dan@epa.gov. Office location: Crystal Mall 2, 6th floor, 1921 Jefferson Davis Hwy., Arlington, VA.

SUPPLEMENTARY INFORMATION:

I. Important Information

A. Does This Action Apply to Me?

This action is directed to the public in general. Although this action may be of particular interest to those persons who are interested in the implementation of FQPA, the Agency has not attempted to describe all the

specific entities that may be affected by this action. If you have any questions regarding the information in this notice, consult the person listed in the "FOR FURTHER INFORMATION CONTACT" section.

B. How can I get additional information or copies of support documents?

1. Electronically. You may obtain electronic copies of this document from the EPA Home page at the Federal Register - Environmental Documents entry for this document under "Laws and Regulations" <http://www.epa.gov/fedrgstr/>.

2. In person. The official record for this notice, as well as the public version, has been established under docket control number [OPP-36194]. A public version of this record is available for inspection in room 119, Crystal Mall 2, 1921 Jefferson Davis Highway, Arlington, VA, from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays.

II. Background

This notice announces to the general public that EPA has determined that 105 tolerances for residues of organophosphate chemicals on meat, milk, poultry, and eggs are unnecessary per 40 CFR 180.6 (see table below). EPA has previously reassessed 25 of these tolerances.

When EPA establishes tolerances for pesticide residues in or on raw agricultural commodities, consideration must be given to the possible residues of those chemicals in meat, milk, poultry, and/or eggs produced by animals that are fed agricultural products (for example, grain or hay) containing pesticide residues (40 CFR 180.6). When considering this possibility, EPA can conclude that (1) finite residues will exist in meat, milk, poultry and/or eggs; (2) there is a reasonable expectation that finite residues will exist; or (3) there is a reasonable expectation that finite residues will not exist. If there is no reasonable expectation of finite pesticide residues in or on meat, milk, poultry, or eggs, tolerances do not need to be established for these commodities [40 CFR 180.6(b) and 40 CFR 180.6(c)].

EPA has evaluated the meat, milk, poultry, and egg tolerances listed in the table in this document and has concluded that there is no reasonable expectation of finite residues of azinphos-methyl, methidathion, naled, phorate, or profenophos in or on those commodities [180.6(a)(3)]. The determination that there is no reasonable expectation of finite residues was made based on feeding studies submitted since the time that the

tolerances were originally established. These feeding studies used exaggerated amounts of the compound (10x the dietary burden) and did not show measurable residues of the pesticides tested. Additionally, EPA has determined that fenthion no longer bears a use that could result in residues in poultry. Because there is no reasonable expectation of finite residues, these 80 tolerances are not

required under the FFDCA and can be revoked. The Agency considers these 80 tolerances as reassessed and are counted in this document toward meeting the tolerance reassessment requirements listed in FFDCA section 408(q). EPA will propose a rule to revoke these 80 reassessed MMPE tolerances in a subsequent **Federal Register** notice.

Additionally, because there are no registered uses, EPA has previously

revoked 25 of these OP tolerances: 4 coumaphos tolerances (64 FR 39072, July 21, 1999) (FRL-6093-6), 20 isofenphos tolerances and 1 sulprofos tolerance (63 FR 57067, October 26, 1998) (FRL-6035-6). These are also listed on the attached table as having no reasonable expectations of finite residues. These 25 tolerances have already been counted toward tolerance reassessment.

TABLE—ORGANOPHOSPHATE (OP) CHEMICALS WITH MEAT, MILK, POULTRY, AND/OR EGG TOLERANCES, BUT, FOR WHICH THERE IS NO REASONABLE EXPECTATION OF FINITE RESIDUES

| OP Name | No of Tolerances | Tolerances Reassessed |
|---------------------|------------------|---|
| Azinphos-methyl ... | 13 | cattle, fat; cattle, mbyp; cattle, meat; goats, fat; goats, mbyp; goats, meat; horses, fat; horses, mbyp; horses, meat; sheep, fat; sheep, mbyp; sheep, meat; milk |
| Coumaphos | 4 | poultry, fat; poultry, mbyp; poultry, meat; eggs |
| Fenthion | 3 | poultry, fat; poultry, mbyp; poultry, meat |
| Isofenphos | 20 | cattle, fat; cattle, mbyp; cattle, meat; goats, fat; goats, mbyp; goats, meat; hogs, fat; hogs, mbyp; hogs, meat; horses, fat; horses, mbyp; horses, meat; poultry, fat; poultry, mbyp; poultry, meat; sheep, fat; sheep, mbyp; sheep, meat; milk; eggs |
| Methidathion | 20 | cattle, fat; cattle, mbyp; cattle, meat; goats, fat; goats, mbyp; goats, meat; hogs, fat; hogs, mbyp; hogs, meat; horses, fat; horses, mbyp; horses, meat; poultry, fat; poultry, mbyp; poultry, meat; sheep, fat; sheep, mbyp; sheep, meat; milk; eggs |
| Naled | 20 | cattle, fat; cattle, mbyp; cattle, meat; goats, fat; goats, mbyp; goats, meat; hogs, fat; hogs, mbyp; hogs, meat; horses, fat; horses, mbyp; horses, meat; poultry, fat; poultry, mbyp; poultry, meat; sheep, fat; sheep, mbyp; sheep, meat; milk; eggs |
| Phorate | 20 | cattle, fat; cattle, mbyp; cattle, meat; goats, fat; goats, mbyp; goats, meat; hogs, fat; hogs, mbyp; hogs, meat; horses, fat; horses, mbyp; horses, meat; poultry, fat; poultry, mbyp; poultry, meat; sheep, fat; sheep, mbyp; sheep, meat; milk; eggs |
| Profenophos | 4 | poultry, fat; poultry, mbyp; poultry, meat; eggs |
| Sulprofos | 1 | eggs |

List of Subjects

Environmental protection, pesticides and pests, pesticide tolerance(s), tolerance reassessment, organophosphate(s), chemicals.

Dated: July 28, 1999.

Jack E. Housenger,

Acting Director, Special Review and Reregistration Division, Office of Pesticide Programs.

[FR Doc. 99-19784 Filed 7-30-99; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[OPPTS-44652; FRL-6094-1]

TSCA Chemical Testing; Receipt of Test Data

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces EPA's receipt of test data on Phenol (CAS No. 108-95-2) and 1,6-Hexamethylene Diisocyanate (HDI) (CAS No. 822-06-0).

These data were submitted pursuant to enforceable testing consent agreements/orders issued by EPA under section 4 of the Toxic Substances Control Act (TSCA). Publication of this notice is in compliance with section 4(d) of TSCA.

FOR FURTHER INFORMATION CONTACT:

Christine Augustyniak, Associate Director, Environmental Assistance Division (7408), Office of Pollution Prevention and Toxics, Environmental Protection Agency, Rm. E-543B, 401 M St., SW., Washington, DC 20460, (202) 554-1404, TDD (202) 554-0551, e-mail: TSCA-Hotline@epa.gov.

SUPPLEMENTARY INFORMATION: Under 40 CFR 790.60, all TSCA section 4 enforceable consent agreements/orders must contain a statement that results of testing conducted pursuant to enforceable consent agreements/orders will be announced to the public in accordance with procedures specified in section 4(d) of TSCA.

I. General Information

A. Does this action apply to me?

This action applies to the public in general. As such, the Agency has not

attempted to specifically describe all the entities potentially affected by this notice. If you have any questions regarding the applicability of this notice to a particular entity, consult the person listed in the "FOR FURTHER INFORMATION CONTACT" section.

B. How can I get additional information or copies of this document?

1. *Electronically.* You may obtain electronic copies of this document from the EPA Internet Home Page at the **Federal Register**-Environmental Documents entry for this document under "Laws and Regulations" (<http://www.epa.gov/fedrgstr/>).

2. *In person, by phone, fax, or e-mail.* EPA has established a public record for this TSCA section 4(d) receipt of test data notice (docket number OPPTS-44652). This record includes copies of the studies reported in this notice. The record, excluding Confidential Business Information (CBI), is available for inspection in the TSCA Nonconfidential Information Center, Rm. NE B-607, 401 M St., SW., Washington, DC, from 12 noon to 4 p.m., Monday through Friday, excluding legal holidays. Requests for