

2644) (FRL-6056-9), through a notice in the **Federal Register**.

As part of the pilot public participation process, EPA and USDA may hold public meetings (called Technical Briefings) to provide interested stakeholders with opportunities to become more informed about revised organophosphate risk assessments. During the Technical Briefings, EPA describes the major points (e.g., risk contributors), use data that were used (e.g., data from USDA's Pesticide Data Program (PDP)), and discusses how public comments impacted the assessment. USDA provides ideas on possible risk management. Stakeholders have an opportunity to ask clarifying questions, and all meeting minutes are placed in the OPP public docket. Technical Briefings may not be held for chemicals that have limited use patterns or low levels of risk concern. The use patterns for propetamphos are for indoor pest control and the products are predominately used by professional pesticide applicators; therefore, no Technical Briefing is planned. In cases where no Technical Briefing is held, the Agency will make a special effort to communicate with interested stakeholders in order to better ensure their understanding of the revised assessments and how they can participate in the organophosphate pilot public participation process. EPA has a good familiarity with the stakeholder groups associated with the use of propetamphos who may be interested in participating in the risk assessment/risk management process, and will contact them individually to inform them that no Technical Briefing will be held. EPA is willing to meet with stakeholders to discuss the propetamphos revised risk assessments. Minutes of all meetings will be docketed.

In addition, this notice starts a 60-day public participation period during which the public is encouraged to submit risk management proposals or otherwise comment on risk management for propetamphos. The Agency is providing an opportunity, through this notice, for interested parties to provide written risk management proposals or ideas to the Agency on the pesticides specified in this notice. Such comments and proposals could address ideas about how to manage dietary, occupational, or ecological risks on specific propetamphos use sites or crops across the United States or in a particular geographic region of the country. To address dietary risk, for example, commenters may choose to discuss the feasibility of lower application rates, increasing the time interval between

application and harvest ("pre-harvest intervals"), modifications in use, or suggest alternative measures to reduce residues contributing to dietary exposure. For occupational risks, for example, commenters may suggest personal protective equipment or technologies to reduce exposure to workers and pesticide handlers. For ecological risks, commenters may suggest ways to reduce environmental exposure, e.g., exposure to birds, fish, mammals, and other non-target organisms. EPA will provide other opportunities for public participation and comment on issues associated with the organophosphate tolerance reassessment program. Failure to participate or comment as part of this opportunity will in no way prejudice or limit a commenter's opportunity to participate fully in later notice and comment processes. All comments and proposals must be received by EPA on or before January 31, 2000, at the addresses given under the "ADDRESSES" caption. Comments and proposals will become part of the Agency record for the organophosphate specified in this notice.

List of Subjects

Environmental protection, Chemicals, Pesticides and pests.

Dated: November 23, 1999.

Lois Rossi,

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

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ENVIRONMENTAL PROTECTION AGENCY

[OPP-34211; FRL-6395-3]

Availability of Reregistration Eligibility Decision Document for Comment

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces availability and starts a 90-day public comment period on the Reregistration Eligibility Decision (RED) document for the active ingredient triphenyltin hydroxide (TPTH). The RED represents the Agency's formal regulatory assessment of the health and environmental data base of the subject chemical and presents the Agency's determination regarding which pesticidal uses are eligible for reregistration.

DATES: Comments, identified by docket control number OPP-34211, must be received on or before February 29, 2000.

ADDRESSES: Comments may be submitted by mail, electronically, or in person. Please follow the detailed instructions for each method as provided in Unit I.C. of the "SUPPLEMENTARY INFORMATION." To ensure proper receipt by EPA, it is imperative that you identify docket control number OPP-34211 in the subject line on the first page of your response.

FOR FURTHER INFORMATION CONTACT: By mail: Phil Budig, Special Review and Reregistration Division (7508C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460; telephone number: 703-308-8029; and e-mail address: budig.phil@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general. This action may, however, be of particular interest to those persons who are or may be required to conduct testing of chemical substances under the Federal Food, Drug and Cosmetic Act (FFDCA), or the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and those persons who use this chemical in agricultural production. Since other entities may also be interested, 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 applicability of this action to a particular entity, consult the person listed under "FOR FURTHER INFORMATION CONTACT."

B. How Can I Get Additional Information, Including Copies of this Document and Other Related Documents?

1. *Electronically.* You may obtain electronic copies of this document, and certain other related documents that might be available electronically, from the EPA Internet Home Page at <http://www.epa.gov/>. To access this document, on the Home Page select "Laws and Regulations" and then look up the entry for this document under the "Federal Register--Environmental Documents." You can also go directly to the **Federal Register** listings at <http://www.epa.gov/fedrgstr/>.

To access the TPTH RED document and RED fact sheet electronically, go to the REDs table on the EPA Office of Pesticide Programs home page, <http://www.epa.gov/REDs>. For related

information, see <http://www.epa.gov/pesticides>.

2. *In person.* The Agency has established an official record for this action under docket control number OPP-34211. The official record consists of the documents specifically referenced in this action, and other information related to this action, including any information claimed as Confidential Business Information (CBI). This official record includes the documents that are physically located in the docket, as well as the documents that are referenced in those documents. The public version of the official record does not include any information claimed as CBI. The public version of the official record, which includes printed, paper versions of any electronic comments submitted during an applicable comment period is available for inspection in the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA, from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The PIRIB telephone number is (703) 305-5805.

C. How and to Whom Do I Submit Comments?

You may submit comments through the mail, in person, or electronically. To ensure proper receipt by EPA, it is imperative that you identify docket control number OPP-34211 in the subject line on the first page of your response.

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

2. *In person or by courier.* Deliver your comments to: Public Information and Records Integrity Branch (PIRIB), Information Resources and Services Division (7502C), Office of Pesticide Programs (OPP), Environmental Protection Agency, Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA. The PIRIB is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The PIRIB telephone number is (703) 305-5805.

3. *Electronically.* You may submit your comments electronically by e-mail to: "opp-docket@epa.gov," or you can submit a computer disk as described above. Do not submit any information electronically that you consider to be CBI. Avoid the use of special characters and any form of encryption. Electronic submissions will be accepted in

Wordperfect 6.1/8.0 or ASCII file format. All comments in electronic form must be identified by docket control number OPP-34211. Electronic comments may also be filed online at many Federal Depository Libraries.

D. How Should I Handle CBI That I Want to Submit to the Agency?

Do not submit any information electronically that you consider to be CBI. You may claim information that you submit to EPA in response to this document 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. In addition to one complete version of the comment that includes any information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public version of the official record. Information not marked confidential will be included in the public version of the official record without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult the person identified under "FOR FURTHER INFORMATION CONTACT."

E. What Should I Consider as I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide copies of any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.
5. Provide specific examples to illustrate your concerns.
6. Offer alternative ways to improve the notice or collection activity.
7. Make sure to submit your comments by the deadline in this document.
8. To ensure proper receipt by EPA, be sure to identify the docket control number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

II. Background

A. What Action is the Agency Taking?

The Agency has issued a Reregistration Eligibility Decision (RED)

document for the pesticide active ingredient TPTH. Under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended in 1988, EPA is conducting an accelerated reregistration program to reevaluate existing pesticides initially registered before November 1984, to make sure they meet current scientific and regulatory standards. The data base to support the reregistration of the chemical listed in this document is substantially complete. This RED addresses issues raised by the Food Quality Protection Act of 1996 ("FQPA"), and any tolerance assessment procedures required under FQPA.

All registrants of pesticide products containing the active ingredient TPTH have been sent the appropriate RED document and must respond to labeling requirements and product specific data requirements within 8 months of receipt. Products containing other pesticide active ingredients in addition to TPTH 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 this RED as a final document with a 90-day comment period. Although the 90-day public comment period does not affect the registrant's response due date, it is intended to provide an opportunity for public input and a mechanism for initiating any necessary amendments to the REDs. All comments will be carefully considered by the Agency. If any comment significantly affects a RED, EPA will amend the RED by publishing the amendment in the **Federal Register**.

B. What is the Agency's Authority for Taking this Action?

The legal authority for this reregistration eligibility decision falls under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended in 1988, which directs that "the Administrator shall determine whether pesticides containing such active ingredient are eligible for reregistration" before calling in data on products and either reregistering products or taking "other appropriate regulatory action."

List of Subjects

Environmental protection.

Dated: November 22, 1999.

Jack E. Housenger,

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

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FEDERAL COMMUNICATIONS COMMISSION

[DA 99-2605]

Mass Media Bureau Announces Window Filing Opportunity for Certain Pending Applications and Allotment Petitions for New Analog TV Stations

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: This document announces a window filing opportunity to allow persons with certain pending requests for new analog (NTSC) television stations to modify their requests, if possible, to eliminate technical conflicts with digital television (DTV) stations and to move from channels 60 through 69. The term "DTV stations" here includes DTV allotments, authorized or requested increases in DTV allotment facilities and proposals for new or modified DTV allotments. The window shall open upon the release of this document and close on March 17, 2000.

DATES: The window filing opportunity begins November 22, 1999, and closes March 17, 2000.

FOR FURTHER INFORMATION CONTACT: Shaun Maher, Video Services Division, Mass Media Bureau at (202) 418-1600.

SUPPLEMENTARY INFORMATION: This window is available for (1) amendments (other than channel changes) to pending applications for new full-service NTSC television stations on channel 2 through 59, (2) petitions for rule making seeking a new channel below channel 60 for those applicants with pending applications for new full-service NTSC television stations on channels 60 through 69 (in addition, authorized NTSC stations and DTV allotments on channels 60 through 69 can seek permission to relocate to a lower channel at any time, including during this filing window, if they can identify a suitable channel) (3) petitions for rule making seeking a new channel below channel 60 for those applicants with pending applications for new full-service NTSC television stations on channels 2 through 59 at locations inside of the "TV Freeze Areas" and (4) amendments to pending rule making

petitions to amend the TV Table of Allotments to add NTSC television allotments.

All application amendments, petitions for rule making and amendments to petitions for rule making seeking a new NTSC channel must be filed during this window. Pursuant to the Commission's directive, we will thereafter dismiss all remaining applications on channels 60 through 69, all freeze-area applications on channel 2 through 59 that conflict with a DTV station, and all rulemaking petitions requesting a channel above 59 or a channel that conflicts with a DTV station.

In a related proceeding initiated on September 22, 1999, the Commission is considering the creation of a new "Class A" television service, providing some elements of primary status for some low power TV (LPTV) stations. See *Notice of Proposed Rulemaking*, MM Docket No. 99-292, 64 FR 56999 (10/22/99). A question is posed in that proceeding about whether protection should be afforded to NTSC applications and rule making petitions that are pending when the new Class A rules take effect. If the Commission decides in that proceeding that pending NTSC applications and rule making petitions are not to be protected from new Class A stations, and Class A stations are created that conflict with such pending applications or rule making petitions, those NTSC applications and rule making petitions would be dismissed or denied. If the Commission decides that the pending NTSC proposals have priority, applicants for Class A licenses could be required to protect these service proposals.

Background

This window filing opportunity is available only to (1) those persons who filed petitions for rule making on or before July 25, 1996, to add an NTSC channel to the TV Table of Allotments, and (2) persons with applications for new full-service NTSC television stations that were filed on or before September 20, 1996, or applications filed after that date in response to a valid cutoff list. These were the deadlines that the Commission set in its DTV *Sixth Further Notice of Proposed Rule Making* for the filing of rulemaking petitions to add channels to the TV Table of Allotments and new applications for analog stations on vacant allotments. See *Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service, Sixth Further Notice of Proposed Rulemaking*, 61 FR 43209 (8/21/96) (*Sixth Further Notice*). In that

Sixth Further Notice, the Commission indicated that petitions for rule making that had been filed and open rule making proceedings would be addressed on a case-by-case basis, taking into account the impact on the draft DTV allotment table.

On January 6, 1998, the Commission issued a *Report and Order* in ET Docket No. 97-157 wherein it reallocated the 746-806 MHz band (television channels 60 through 69) for public safety use and commercial fixed, mobile and broadcasting services. See *Reallocation of Television Channels 60-69, the 746-806 MHz Band, Report and Order*, 63 FR 06669 (2/10/98) (*Report and Order*). In that *Report and Order*, the Commission acknowledged that there were pending applications for new NTSC television stations on pre-existing channel 60-69 allotments and also petitions for rulemaking to add new allotments on these channels to the TV allotment table. The Commission decided to not authorize any more new full-service NTSC television stations on channels 60 through 69. Nevertheless, it recognized that those persons with pending applications and/or petitions for new full-service NTSC television stations on those channels had already invested time, money and effort into their applications and petitions. Therefore, the Commission stated that it would not summarily terminate the pending applications and petitions, and it would, at a later date, provide applicants and petitioners an opportunity to amend their applications and petitions, if possible, to a channel below channel 60.

On December 18, 1998, the Commission issued a *Second Memorandum Opinion and Order* in MM Docket No. 87-268 wherein it addressed petitions for reconsideration of its earlier decisions in the DTV proceeding. See *Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service, Second Memorandum Opinion and Order on Reconsideration of the Fifth and Sixth Report and Order*, 63 FR 13546 (3/20/98) (*Second MO&O*). The Commission acknowledged that there were pending applications for new NTSC television stations at locations for which the Commission had previously frozen the acceptance of applications in order to preserve spectrum for DTV use (TV freeze areas). The Commission had previously not protected these freeze-area applications in the development of the DTV Table of Allotments. Nevertheless, the Commission believed that it was desirable to provide freeze-area applicants with the option to pursue their applications wherever such