

intervene must also be served upon each representative of the Applicant specified in the particular application.

s. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

David P. Boergers,

Secretary.

[FR Doc. 01-17196 Filed 7-9-01; 8:45 am]

BILLING CODE 6717-01-P

ENVIRONMENTAL PROTECTION AGENCY

National Environmental Justice Advisory Council

[FRL-7009-8]

Indigenous Peoples Subcommittee; Notification of Meeting

Pursuant to the Federal Advisory Committee Act (FACA), Public Law 92-463, we now give notice that the National Environmental Justice Advisory Council (NEJAC), Indigenous Peoples Subcommittee (IPS) will meet on the dates and times described below. All times noted are Mountain Time. All meetings are open to the public. Due to limited space, seating at the NEJAC/IPS meeting will be on a first-come basis. Documents that are the subject of NEJAC reviews are normally available

from the originating EPA office and are not available from the NEJAC. The IPS meetings will take place at the Hacienda de Placitas, 491 Highway 165, Placitas, New Mexico 87043. The meeting dates and times are as follows: July 26 (8:30 a.m.–5:00 p.m.) and July 27 (8:30 a.m.–12:00 p.m.), 2001. The IPS will be focusing on the development of its two year work plan, and will discuss fish consumption and subsistence issues. Any member of the public wishing additional information on the subcommittee meeting, or who plans on attending the meeting should contact Mr. Daniel Gogal, IPS Designated Federal Officer, EPA Office of Environmental Justice, (202) 564-2576.

Dated: July 3, 2001.

Linda K. Smith,

Acting Director, Office of Environmental Justice.

[FR Doc. 01-17204 Filed 7-9-01; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[OPP-181081; FRL-6790-3]

1,3,7-Trimethylxanthine; Receipt of Application for Emergency Exemption, Solicitation of Public Comment

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has received a specific exemption request from the Hawaii Department of Agriculture to use the pesticide 1,3,7-trimethylxanthine (CAS No. 58-08-2) to treat up to 2,000 acres

of floriculture and nursery crops, parks, hotels, resort areas, and forest habitats to control Coqui and Greenhouse frogs. The Applicant proposes the use of a new chemical which has not been registered by the EPA. EPA is soliciting public comment before making the decision whether or not to grant the exemption.

DATES: Comments, identified by docket control number OPP-181081, must be received on or before July 25, 2001.

ADDRESSES: Comments may be submitted by mail, electronically, or in person. Please follow the detailed instructions for each method as provided in Unit I. of the **SUPPLEMENTARY INFORMATION.** To ensure proper receipt by EPA, it is imperative that you identify docket control number OPP-181081 in the subject line on the first page of your response.

FOR FURTHER INFORMATION CONTACT: Barbara Madden, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (703) 305-6463; fax number: (703) 308-5433; e-mail address: madden.barbara@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

You may be potentially affected by this action if you petition EPA for emergency exemption under section 18 of FIFRA. Potentially affected categories and entities may include, but are not limited to:

Categories	NAICS Codes	Examples of potentially affected entities
State government	9241	State agencies that petition EPA for section 18 pesticide exemption

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be regulated by this action. Other types of entities not listed in the table in this unit could also be regulated. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether or not this action applies to certain entities. 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," "Regulations and Proposed Rules," 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/>.

2. *In person.* The Agency has established an official record for this action under docket control number OPP-181081. The official record consists of the documents specifically referenced in this action, any public comments received during an applicable comment period, 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-181081 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, 1200 Pennsylvania Ave., NW., 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 Hwy., 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-181081. 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 listed 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 proposed rule 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?

Under section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136p), at the discretion of the Administrator, a Federal or State agency may be exempted from any provision of FIFRA if the Administrator determines that emergency conditions exist which require the exemption. Hawaii Department of Agriculture has requested the Administrator to issue a specific exemption for the use of 1,3,7-trimethylxanthine (caffeine) on floriculture and nursery crops, parks, hotels, resort areas, and forest habitats to control Coqui and Greenhouse frogs. Information in accordance with 40 CFR part 166 was submitted as part of this request.

As part of this request, the Applicant asserts that the tropical frogs, *Eleutherodactylus coqui* and *E. planirostris* are two relatively new species introduced to Hawaii from infested nursery plants. These species are native to the Caribbean area. *E. coqui* is now firmly established on Maui and the Island of Hawaii and *E. planirostris* is on Kauai, Oahu, Maui, and the Island of Hawaii. The sites where they are established include commercial plant nurseries, residential areas, resorts, hotels, parks, and forest habitats. *Eleutherodactylus* are spread to additional sites primarily through transportation of infested plant material to uninfested areas.

There is great concern that these frogs pose a threat to both agriculture and the native Hawaiian forest ecosystem, including many endangered species. The majority of native birds are partially or completely insectivorous. In addition, the Hawaiian hoary bat and other arthropods depend upon insects and spiders as a food source. Because *E. coqui* tolerates a higher elevational range, it may invade native rainforest and mesic forests in Hawaii. They may exert a tremendous predation pressure on a wide variety of native arthropods, many of which are already stressed to the edge of extinction due to the establishment of other alien predators and parasitoids. According to Dr. Fred Kraus, Alien Species Coordinator with the Hawaii Department of Land and Natural Resources, Forestry and Wildlife Division, currently none of the sites infested with *Eleutherodactylus* are habitats for endangered species. However, there is a potential for the frogs to enter these habitats, particularly near the Hawaii Volcanoes National Park, where the nearest infested area is about two miles away.

The Applicant proposes to make up to twelve applications per acre per year of 100-200 pounds of product (99-198 pounds of caffeine) in 1,200 gallons of water per acre. However, a maximum of 1,200 pounds of product (1,188 pounds caffeine) will be applied per acre per year. The projected acreage for 2001-2002, is 2,000 acres on floriculture and nursery crops, parks, hotels, resort areas, and forest habitats in the entire state of Hawaii. Therefore, a maximum of 2,376,000 pounds of caffeine could be applied.

This notice does not constitute a decision by EPA on the application itself. The regulations governing section 18 of FIFRA require publication of a notice of receipt of an application for a specific exemption proposing use of a new chemical (i.e., an active ingredient) which has not been registered by the

EPA. The notice provides an opportunity for public comment on the application.

The Agency, will review and consider all comments received during the comment period in determining whether to issue the specific exemption requested by the Hawaii Department of Agriculture.

List of Subjects

Environmental protection, Pesticides and pests.

Dated: June 26, 2001.

James Jones,

Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 01-17205 Filed 7-9-01; 8:45 am]

BILLING CODE 6560-50-S

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7009-1]

Internet Availability of Data on a Subset of Federal Facilities in the Sector Facility Indexing Project

AGENCY: Environmental Protection Agency.

ACTION: Notice of availability.

SUMMARY: The Environmental Protection Agency (EPA) is announcing the Internet release of data on a subset of federal facilities in the Sector Facility Indexing Project (SFIP). Based upon the positive results of an Agency study that evaluated the progress of this project, the EPA announced on May 17, 2000 that the SFIP would be expanding to include a subset of federal facilities. (See 65 FR 34704, May 31, 2000). The new federal facility subset includes all federal facilities which are considered to be major facilities under at least two of the three following statutes: the Clean Air Act, the Clean Water Act, and the Resource Conservation and Recovery Act. This new subset joins the approximately 625 facilities already profiled in SFIP. The existing facilities address five industry sectors: Automobile assembly; petroleum refining; pulp manufacturing; iron and steel manufacturing; and primary smelting and refining of aluminum, copper, lead, and zinc (nonferrous metals).

DATES: The SFIP was expanded to include data on a subset of federal facilities on June 25, 2001, and the data is currently available to the public.

ADDRESSES: Data may be accessed electronically via the Internet at the following address: <http://www.epa.gov/oeca/sfi>.

FOR FURTHER INFORMATION CONTACT:

Robert Lischinsky, U.S. Environmental Protection Agency, Office of Compliance (2223-A), 1200 Pennsylvania Avenue, NW., Washington, DC 20460; telephone: (202)564-2628, fax: (202)564-0050; e-mail: lischinsky.robert@epa.gov

SUPPLEMENTARY INFORMATION: As a community right-to-know project, SFIP is a computerized database of environmental information that provides the public with facility-level compliance data in one location on the Internet. This database makes it possible for anyone to easily find and compare information on the environmental record of many industrial facilities. Government agencies can use the information as a planning tool, and facilities can benchmark their data against those of other facilities, or simply monitor their own regulatory performance. SFIP includes such information as a facility's compliance and enforcement history; information on pollutant releases and spills; and demographics of the surrounding community.

When EPA launched the SFIP website (www.epa.gov/oeca/sfi) in May 1998 (see 63 FR 27281, May 18, 1998), the Agency made a commitment to monitor and evaluate the progress of this project. User groups both inside and outside the Agency were consulted in our evaluation and the results were positive. SFIP has been extensively accessed by a variety of users. They have found the site easy to navigate and the information useful, resulting in numerous analyses. Users have commented that SFIP has met the challenge of summarizing complex compliance and pollutant release information from multiple statutory programs. They also have stated that the project serves as an incentive to achieve and maintain compliance while helping to improve data quality in the underlying databases.

During the evaluation of SFIP, EPA received feedback that the project should provide for additional sectors to make the project more useful to a broader audience. Prior to expanding the project, the Agency consulted with various groups, including environmental organizations, industry trade associations, several States, and The Environmental Council of the States. The expansion to federal facilities has been viewed as a positive step as it will provide the public with additional information on the U.S. government's own environmental performance. With this expansion, we have continued to ensure that we maintain the public's confidence in the

integrity of the data. Regions, States and the affected facilities were given the opportunity to review the data and resolve any data quality issues through a coordinated EPA/State effort prior to release.

Dated: June 29, 2001.

Ken Gigliello,

Acting Chief, Air, Hazardous Waste, & Toxics Branch, Compliance Assessment & Media Programs Div., Office of Compliance.

[FR Doc. 01-17203 Filed 7-9-01; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7009-7]

Notice of Proposed Purchaser Agreement Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, As Amended by the Superfund Amendments and Reauthorization Act

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice; Request for public comment.

SUMMARY: In accordance with the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986, ("CERCLA"), 42 U.S.C. 9601-9675, notice is hereby given that a proposed prospective purchaser agreement ("Purchaser Agreement") associated with the North Penn Area 7 Superfund Site, Lansdale Borough and Upper Gwynedd Township, Montgomery County, Pennsylvania was executed by the Environmental Protection Agency and the Department of Justice and is now subject to public comment, after which the United States may modify or withdraw its consent if comments received disclose facts or considerations which indicate that the Purchaser Agreement is inappropriate, improper, or inadequate. The Purchaser Agreement would resolve certain potential EPA claims under sections 106 and 107 of CERCLA, 42 U.S.C. 9606, 9607, against 1190 Church Road Associates, L.P. ("Purchaser"). The settlement would require the Purchaser to, among other things, reimburse the Environmental Protection Agency \$90,000.00 for response costs incurred and to be incurred at the Site.

For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating