

either that it attained the relevant NAAQS by the applicable attainment date, or did not attain such NAAQS by such date. In the case where the determination is that the area did not timely attain the NAAQS, the proposed partial consent decree provides that EPA shall inform the public through notice in the **Federal Register**, and identify the appropriate reclassification for that area in the notice of final rulemaking.

For the period of thirty (30) days following the date of publication of this notice, EPA will receive written comments relating to the proposed partial consent decree from persons who were not named as parties or intervenors to the litigation in question. EPA or the Department of Justice may withhold or withdraw consent to the proposed consent decree if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, following the comment period, that consent is inappropriate, the final consent decree will then be executed by the parties.

Dated: July 17, 2001.

John T. Hannon,

Associate General Counsel, Air and Radiation Law Office.

[FR Doc. 01-18532 Filed 7-24-01; 8:45 am]

BILLING CODE 6560-50-M

ENVIRONMENTAL PROTECTION AGENCY

[OPP-100174; FRL-6792-6]

Science Applications International Corporation and Indus Corporation and Premier, Inc.; Transfer of Data

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces that pesticide related information submitted to EPA's Office of Pesticide Programs (OPP) pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Federal Food, Drug, and Cosmetic Act (FFDCA), including information that may have been claimed as Confidential Business Information (CBI) by the submitter, will be transferred to Science Applications International Corporation and its subcontractors, Indus Corporation, and Premier, Inc., in accordance with 40 CFR 2.307(h)(3) and 2.308(i)(2). Science Applications International Corporation and its

subcontractors, Indus Corporation, and Premier, Inc., have been awarded a contract to perform work for OPP, and access to this information will enable Science Applications International Corporation and its subcontractors, Indus Corporation, and Premier Inc., to fulfill the obligations of the contract.

DATES: Science Applications International Corporation and its subcontractors, Indus Corporation, and Premier, Inc., will be given access to this information on or before July 30, 2001.

FOR FURTHER INFORMATION CONTACT: By mail: Erik R. Johnson, FIFRA Security Officer, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (703) 305-7248; e-mail address: johnson.erik@epa.gov.

SUPPLEMENTARY INFORMATION:

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 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?

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/fedrgrstr/>.

II. Contractor Requirements

Under Contract No. 68-W9-9002/000, Science Applications International Corporation and its subcontractors, Indus Corporation and Premier, Inc., will perform the following based on the statement of work:

The Office of Compliance (OC), under the Office of Enforcement and Compliance Assurance (OECA), is responsible for successful implementation of OECA's compliance/

enforcement policies and priorities. As such, OC publishes guidance for field inspectors (including targeting strategies), develops and conducts inspector training programs, coordinates national compliance initiatives, collects compliance-related data from the regulated community and program accomplishment data from the Headquarters, Regional and state pesticides and toxics compliance and enforcement programs. OC is responsible for a number of ADP systems that support the above activities.

Section Seven Tracking System (SSTS) serves as the repository of pesticide production and facility information which is collected under Section 7 of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (92 Stat. 829). Section 7 requires that all pesticide-producing establishments be registered with and file an annual pesticide production report to the Environmental Protection Agency.

The purpose of this task order is to provide analysis, enhancement, and maintenance support, as specified through specific task order tasks, to the pesticides and toxics automated data systems for which OECA is responsible.

The scope of work to be performed under this task order includes support for the automated systems described above; support for the functional management of the information contained in these systems and the related physical records, correspondence, etc.

The OPP has determined that access by Science Applications International Corporation and its subcontractors, Indus Corporation and Premier, Inc., to information on all pesticide chemicals is necessary for the performance of this contract.

Some of this information may be entitled to confidential treatment. The information has been submitted to EPA under sections 3, 4, 6, and 7 of FIFRA and under sections 408 and 409 of FFDCA.

In accordance with the requirements of 40 CFR 2.307(h)(2), the contract with Science Applications International Corporation and its subcontractors, Indus Corporation, and Premier Inc., prohibits use of the information for any purpose not specified in the contract; prohibits disclosure of the information to a third party without prior written approval from the Agency; and requires that each official and employee of the contractor sign an agreement to protect the information from unauthorized release and to handle it in accordance with the FIFRA Information Security

Manual. In addition, Science Applications International Corporation and its subcontractors, Indus Corporation, and Premier, Inc., are required to submit for EPA approval a security plan under which any CBI will be secured and protected against unauthorized release or compromise. No information will be provided to Science Applications International Corporation and its subcontractors, Indus Corporation, and Premier, Inc., until the requirements in this document have been fully satisfied. Records of information provided to Science Applications International Corporation and its subcontractors, Indus Corporation and Premier, Inc., will be maintained by EPA Project Officers for this contract. All information supplied to Science Applications International Corporation and its subcontractors, Indus Corporation and Premier, Inc., by EPA for use in connection with this contract will be returned to EPA when Science Applications International Corporation and its subcontractors, Indus Corporation, and Premier, Inc., have completed their work.

List of Subjects

Environmental protection, Business and industry, Government contracts, Government property, Security measures.

Dated: July 11, 2001.

Joanne Martin,

Acting Director, Information Resources & Services Division Office of Pesticide Programs.

[FR Doc. 01-18320 Filed 7-24-01; 8:45 am]

BILLING CODE 6560-50-S

ENVIRONMENTAL PROTECTION AGENCY

[OPP-64059; FRL-6791-8]

Cancellation of Pesticides for Non-Payment of Year 2001 Registration Maintenance Fees

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Since the amendments of October 1988, the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) has required payment of an annual maintenance fee to keep pesticide registrations in effect. The fee due last January 15 has gone unpaid for about 906 registrations. Section 4(i)(5)(g) of FIFRA provides that the Administrator may cancel these registrations by order and without a hearing; orders to cancel

all 906 of these registrations have been issued within the past few days.

FOR FURTHER INFORMATION CONTACT: By mail: John Jamula, Office of Pesticide Programs (H7504C), Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460. Office location, telephone number and e-mail address: Rm. 226, Crystal Mall No. 2, 1921 Jefferson Davis Highway South, Arlington, VA 22202, (703) 305-6426; e-mail: jamula.john@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

You may be potentially affected by this notice if you are an EPA registrant with any approved product registration(s). Although this action may be of particular interest to persons who produce or use pesticides, 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 under **FOR FURTHER INFORMATION CONTACT**.

B. How Can I Get Additional Information or Copies of Support 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 go directly to the **Federal Register** listings at <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-64059, (including comments and data submitted electronically as described below). A public version of this record, including printed, paper versions of any electronic comments, which does not include any information claimed as CBI, is available for inspection in Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA, from 8:30 a.m. to 4:00 p.m., Monday through Friday, excluding legal holidays.

II. Introduction

Section 4(i)(5) of FIFRA as amended in October 1988, December 1991, and again in August 1996, requires that all pesticide registrants pay an annual registration maintenance fee, due by

January 15 of each year, to keep their registrations in effect. This requirement applies to all registrations granted under section 3 as well as those granted under section 24(c) to meet special local needs. Registrations for which the fee is not paid are subject to cancellation by order and without a hearing.

The 1990 Farm Bill, amended FIFRA to allow the Administrator to reduce or waive maintenance fees for minor agricultural use pesticides when she determines that the fee would be likely to cause significant impact on the availability of the pesticide for the use. The Agency has waived the fee for 117 minor agricultural use registrations at the request of the registrants.

In late November 2000, all holders of either section 3 registrations or section 24(c) registrations were sent lists of their active registrations, along with forms and instructions for responding. They were asked to identify which of their registrations they wished to maintain in effect, and to calculate and remit the appropriate maintenance fees. Most responses were received by the statutory deadline of January 15. A notice of intent to cancel was sent in mid-February to companies who did not respond and to companies who responded, but paid for less than all of their registrations.

Since mailing the notices, EPA has maintained a toll-free inquiry number through which the questions of affected registrants have been answered. Maintenance fees have been paid for about 15,803 section 3 registrations, or about 94 percent of the registrations on file in November. Fees have been paid for about 2,458 section 24(c) registrations, or about 85 percent of the total on file in November. Cancellations for non-payment of the maintenance fee affect about 575 section 3 registrations and about 331 section 24(c) registrations.

The cancellation orders generally permit registrants to continue to sell and distribute existing stocks of the canceled products until January 15, 2002, one year after the date on which the fee was due. Existing stocks already in the hands of dealers or users, however, can generally be distributed, sold or used legally until they are exhausted. Existing stocks are defined as those stocks of a registered pesticide product which are currently in the U.S. and which have been packaged, labeled and released for shipment prior to the effective date of the action.

The exceptions to these general rules are cases where more stringent restrictions on sale, distribution, or use of the products have already been imposed, through Special Reviews or