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[FR Doc. 05-9215 Filed 5-6-05; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 300**

[FRL-7908-5]

**National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List****AGENCY:** Environmental Protection Agency.**ACTION:** Final Notice of Partial Deletion at the Peterson/Puritan, Inc. Site from the National Priorities List.

**SUMMARY:** The Environmental Protection Agency (EPA) Region 1 announces the partial deletion of a portion of the Peterson/Puritan, Inc. Superfund Site (the Site), owned by Macklands Realty, Inc. and Berkeley Realty, Co. (herein Macklands and Berkeley properties), from the National Priorities List (NPL). The NPL constitutes Appendix B to the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), 40 CFR part 300, which EPA promulgated pursuant to section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). EPA, with concurrence from the State of Rhode Island, has determined that the release impacting the Site poses no significant threat to human health or the environment at the Macklands and Berkeley properties and therefore warrants no current response action at the properties. Further, this action does not preclude the State of Rhode Island from taking any response actions under State authority, should future conditions warrant such actions. This notice of partial deletion does not alter the status of the remainder of the Peterson/Puritan, Inc. Superfund Site, which has not been proposed for deletion and thus remains on the NPL.

**DATES:** *Effective Date:* May 9, 2005.**FOR FURTHER INFORMATION CONTACT:** David J. Newton, Remedial Project Manager, U.S. EPA Region I, 1 Congress St., Suite 1100 (HBO), Boston, MA 02114-2023, (617) 918-1243.**SUPPLEMENTARY INFORMATION:** The site to be partially deleted from the NPL is: A portion of two properties designated on the town of Cumberland Tax Assessor's Map Plat 14, Lot 2 and Plat 15, Lot 1, known locally as the proposed Berkeley Commons and River Run developments, and owned by Macklands Realty, Inc. and Berkeley Realty, Co. respectively.

This partial deletion involves 19.8 acres designated within the OU 2 boundary of the Peterson/Puritan, Inc. Superfund site.

A Notice of Intent to Delete for these parcels at this site was published on February 24, 2005 (70 FR 9023-9028). The closing date for comments on the Notice of Intent to Delete was March 28, 2005. EPA received no comments.

EPA identifies sites that appear to present a significant risk to public health, welfare, or the environment and maintains the NPL as the list of these sites. Sites on the NPL may be the subject of remedial actions financed by the Hazardous Substance Superfund Response Trust Fund (Fund). Pursuant to § 300.425(e)(3) of the NCP, any site (or portion thereof) deleted from the NPL are eligible for further remedial actions should future conditions warrant such action.

**List of Subjects in 40 CFR Part 300**

Environmental protection, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Natural resources, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

Dated: April 28, 2005.

**Robert W. Varney,***Regional Administrator, U.S. Environmental Protection Agency, Region 1.*

■ For the reasons set out in this document, 40 CFR part 300 is amended as follows:

**PART 300—[AMENDED]**

■ 1. The authority citation for part 300 continues to read as follows:

**Authority:** 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601-9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp., p. 193.

**Appendix B to Part 300—[Amended]**

■ 2. Table 1 of Appendix B to part 300 is amended by adding "P" in the Notes column in the entry for Peterson/Puritan, Inc., Lincoln/Cumberland, RI.

[FR Doc. 05-9084 Filed 5-6-05; 8:45 am]

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES****45 CFR Parts 80, 84, 86, 90, and 91**

RIN 0991-AB10

**Office for Civil Rights; Amending the Regulations Governing Nondiscrimination on the Basis of Race, Color, National Origin, Handicap, Sex, and Age To Conform to the Civil Rights Restoration Act of 1987****ACTION:** Final rule.

**SUMMARY:** The Secretary amends the Department of Health and Human Services regulations implementing Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, Title IX of the Education Amendments of 1972, and the Age Discrimination Act of 1975 to conform with certain statutory amendments made by the Civil Rights Restoration Act of 1987 (CRRA). The principal conforming amendment is to add definitions of "program or activity" or "program" that correspond to the statutory definitions enacted under the CRRA.

**DATES:** These regulations are effective June 8, 2005.**FOR FURTHER INFORMATION CONTACT:** Peggy A. Schmidt, (202) 619-1279; TDD 1-800-619-3257.

**SUPPLEMENTARY INFORMATION:** On October 26, 2000, the Department of Health and Human Services (Department or HHS) published a notice of proposed rulemaking (NPRM) in the **Federal Register** (65 FR 64194) proposing to amend its civil rights regulations to conform to certain provisions of the Civil Rights Restoration Act of 1987 (Pub. L. 100-259)(CRRA), regarding the scope of coverage under civil rights statutes administered by the Department. These statutes include Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d, *et seq.* (Title VI); Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681, *et seq.* (Title IX); Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794 (Section 504); and the Age Discrimination Act of 1975, as amended, 42 U.S.C. 6101, *et seq.* (Age Discrimination Act). Title VI prohibits discrimination on the basis of race, color, and national origin in all programs or activities that receive Federal financial assistance; Title IX prohibits discrimination on the basis of sex in education programs or activities that receive Federal financial assistance; Section 504 prohibits discrimination on