

Location	Commodity	Pest	Treatment schedule
All	All imported fruits and vegetables All imported fruits and vegetables approved for treatment with methyl bromide under the Federal Insecticide, Fungicide, and Rodenticide Act.	Most Hitchhiker pests or surface pests, except mealybugs. Mealybugs	Quick freeze T110. MB T104-a-1. MB T104-a-2.
*	*	*	*

\* \* \* \* \*

3. In § 305.6, in the table in paragraph (a), the entry for T101-j-2-1 would be revised to read as follows.

**§ 305.6 Methyl bromide fumigation treatment schedules.**  
(a) \* \* \*

Treatment schedule	Pressure	Temperature (°F)	Dosage rate (lb/1,000 cubic feet)	Exposure period (hours)
T101-j-2-1	NAP	80 or above	2.5	2
*	*	*	*	*

4. Section 305.9 would be amended as follows:  
a. The section heading would be revised to read as set forth below.

b. Paragraph (b), including the table, would be revised to read as set forth below.

**§ 305.9 Aerosol spray for aircraft treatment schedule.**  
\* \* \* \* \*  
(b) *Aerosol schedule.*

Treatment schedule	Aerosol	Rate
T-409b	d-phenothrin (10%)	8g/1,000 ft <sup>3</sup>

5. In § 305.10, in the table in paragraph (a)(3), the entry for T-108b would be revised to read as follows:

**§ 305.10 Treatment schedules for combination treatments.**  
(a) \* \* \*

(3) \* \* \*

Treatment schedule	Type of treatment	Temperature (°F)	Dosage rate (lb/1,000 cubic feet)	Exposure period (hours)
T108-b	MB	50 or above 40-49	1.5 2	2 hours 2 hours
	CT	33 or below		21 days
*	*	*	*	*

\* \* \* \* \*

Done in Washington, DC, this 28th day of June 2007.

**Kevin Shea,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. E7-13036 Filed 7-3-07; 8:45 am]

**BILLING CODE 3410-34-P**

**DEPARTMENT OF THE INTERIOR**

**Office of Surface Mining Reclamation and Enforcement**

**30 CFR Part 946**

[VA-124-FOR]

**Virginia Regulatory Program**

**AGENCY:** Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

**ACTION:** Proposed rule; reopening of public comment period.

**SUMMARY:** We are reopening the public comment period on a proposed

amendment to the Virginia regulatory program under the Surface Mining Control and Reclamation Act of 1977 (SMCRA or the Act). Since the close of the comment period, Virginia revised its revegetation standards for success for areas planted with a mixture of herbaceous and wood species by withdrawing one amendment and adding a new amendment. The amendments are intended to render the State's regulations consistent with SMCRA.

**DATES:** We will accept written comments on the proposal until 4 p.m. (local time) on July 20, 2007.

**ADDRESSES:** You may submit comments, identified by “VA-124-FOR”, by any of the following methods:

- *E-mail:* [tdieringer@osmre.gov](mailto:tdieringer@osmre.gov).

Include “VA-124-FOR” in the subject line of the message.

- *Mail/Hand Delivery:* Mr. Tim Dieringer, Director, Knoxville Field Office, Office of Surface Mining Reclamation and Enforcement, 1941 Neeley Road, Suite 201, Compartment 116, Big Stone Gap, Virginia 24219.

*Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

*Instructions:* All submissions received must include the agency docket number for this rulemaking. For detailed instructions on submitting comments and additional information on the rulemaking process, see the “Public Comment Procedures” heading in the **SUPPLEMENTARY INFORMATION** section of this document. You may also request to speak at a public hearing by any of the methods listed above or by contacting the individual listed under **FOR FURTHER INFORMATION CONTACT**.

*Docket:* You may review copies of the Virginia program, this amendment, a listing of any scheduled public hearings, and all written comments received in response to this document at the addresses listed below during normal business hours, Monday through Friday, excluding holidays. You may receive one free copy of the amendment by contacting:

Mr. Tim Dieringer, Director, Knoxville Field Office, Office of Surface Mining Reclamation and Enforcement, 1941 Neeley Road, Suite 201, Compartment 116, Big Stone Gap, Virginia 24219, Telephone: (276) 523-4303. E-mail: [tdieringer@osmre.gov](mailto:tdieringer@osmre.gov).

Mr. Gavin Bledsoe, Virginia Division of Mined Land Reclamation, P. O. Drawer 900, Big Stone Gap, Virginia 24219, Telephone: (276) 523-8100. E-mail: [gavin.bledsoe@dmme.virginia.gov](mailto:gavin.bledsoe@dmme.virginia.gov).

**FOR FURTHER INFORMATION CONTACT:** Mr. Tim Dieringer, Director, Knoxville Field Office; Telephone: (276) 523-4303. E-mail: [tdieringer@osmre.gov](mailto:tdieringer@osmre.gov).

#### **SUPPLEMENTARY INFORMATION:**

- I. Background on the Virginia Program
- II. Description of the Proposed Amendment
- III. Public Comment Procedures

#### **I. Background on the Virginia Program**

Section 503(a) of the Act permits a State to assume primacy for the regulation of surface coal mining and reclamation operations on non-Federal and non-Indian lands within its borders by demonstrating that its program includes, among other things, “\* \* \* a State law which provides for the

regulation of surface coal mining and reclamation operations in accordance with the requirements of the Act \* \* \*; and rules and regulations consistent with regulations issued by the Secretary pursuant to the Act.” See 30 U.S.C. 1253(a)(1) and (7). On the basis of these criteria, the Secretary of the Interior conditionally approved the Virginia program on December 15, 1981. You can find background information on the Virginia program, including the Secretary’s findings, the disposition of comments, and conditions of approval of the Virginia program in the December 15, 1981, **Federal Register** (46 FR 61088). You can also find later actions concerning Virginia’s program and program amendments at 30 CFR 946.12, 946.13, and 946.15.

#### **II. Description of the Proposed Amendment**

By letter dated February 13, 2007 (Administrative Record Number VA-1059), the Virginia Department of Mines, Minerals and Energy (DMME) submitted an amendment to the Virginia program. In its letter, the DMME stated that the program amendment reflects revisions of the Virginia Coal Surface Mining Reclamation Regulations concerning the distribution of topsoil and subsoil materials, revegetation standards for success, and to allow approval of natural stream restoration channel design, as developed in consultation with the Army Corps of Engineers.

We announced receipt of the proposed amendment in the April 9, 2007, **Federal Register** (72 FR 17452).

By electronic mail dated April 18, 2007, (Administrative Record Number VA-1074), the DMME stated that it wished to withdraw the changes it previously made to 4 VAC 25-130-816.116(a)(2) and 816.117(a)(2) due to an error. The amendments are to occur at sections 4 VAC 25-130-816.116(b)(3)(v)(C) and 817.116(b)(3)(v)(C) by changing its success standard for areas planted with a mixture of herbaceous and woody species from 90% to 80%.

In its initial amendment to 4 VAC 25-130-816.116/817(b)(3)(v)(C), Virginia deleted its “90%” success standard for areas planted with a mixture of herbaceous and woody species and replaced it with a “70%” success standard for areas planted with a mixture of herbaceous and woody species.

With this new amendment, 4 VAC 25-130-816/817.116(b)(3)(v)(C) provides as follows:

Areas planted with a mixture of herbaceous and woody species shall sustain

a herbaceous vegetative ground cover of 80% and an average of 400 woody plants per acre. At least 40 of the woody plants for each acre shall be wildlife food-producing shrubs located suitably for wildlife enhancement, which may be distributed or clustered on the area.

#### **III. Public Comment Procedures**

Under the provisions of 30 CFR 732.17(h), we are seeking your comments on whether the amendment satisfies the applicable program approval criteria of 30 CFR 732.15. If we approve the amendment, it will become part of the Virginia program.

##### *Written Comments*

Send your written or electronic comments to OSM at the address given above. Your written comments should be specific, pertain only to the issues proposed in this rulemaking, and include explanations in support of your recommendations. We may not consider or respond to your comments when developing the final rule if they are received after the close of the comment period (see **DATES**). We will make every attempt to log all comments into the administrative record, but comments delivered to an address other than the Big Stone Gap Area Office may not be logged in.

##### *Electronic Comments*

Please submit Internet comments as an E-mail or Word file avoiding the use of special characters and any form of encryption. Please also include Attn: SATS NO. “VA-124-FOR” and your name and return address in your Internet message. If you do not receive a confirmation that we have received your Internet message, contact the Big Stone Gap Area office at (276) 523-4303.

##### *Availability of Comments*

Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

#### **List of Subjects in 30 CFR Part 946**

Intergovernmental relations, Surface mining, Underground mining.

Dated: May 31, 2007.

**H. Vann Weaver,**

Acting Regional Director, Appalachian Region.

[FR Doc. E7-12977 Filed 7-3-07; 8:45 am]

BILLING CODE 4310-05-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 300

[EPA-HQ-SFUND-1986-0005; FRL-8335-8]

#### National Oil and Hazardous Substance Pollution Contingency Plan National Priorities List

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of intent to partially delete the Uravan Superfund Site from the National Priorities List.

**SUMMARY:** The Environmental Protection Agency (EPA) Region 8 is issuing a notice of intent to partially delete approximately 7 acres within the Uravan Superfund Site, located in Montrose County, Colorado, from the National Priorities List (NPL) and requests public comments on this notice of intent. Specifically, EPA intends to delete a one mile section of Colorado State Highway 141, comprised of a right-of-way up to 60 feet in width between mile posts 75 and 76.

The NPL, promulgated pursuant to section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980, as amended, is found at Appendix B of 40 CFR part 300, which is the National Oil and Hazardous Substances Pollution Contingency Plan (NCP). The EPA and the State of Colorado, through the Colorado Department of Public Health and Environment, have determined that all appropriate response actions under CERCLA, have been completed for the 7.27 acres. However, this deletion does not preclude future actions under Superfund.

**DATES:** Comments concerning the proposed partial deletion of this Site must be received by August 6, 2007.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-SFUND-1986-0005, by one of the following methods:

- <http://www.regulations.gov>. Follow on-line instructions for submitting comments.
- *E-mail:* Rob Henneke, Community Involvement Coordinator, at [henneke.rob@epa.gov](mailto:henneke.rob@epa.gov).

- *Fax:* 303-312-6961 (Attention: Rob Henneke, Community Involvement Coordinator).

- *Mail:* Rob Henneke, Community Involvement Coordinator, U.S. EPA (80C-PI), 1595 Wynkoop, Denver, Colorado, 80202-1129.

- *Hand delivery:* Environmental Protection Agency, 1595 Wynkoop Street, Denver, Colorado. Such deliveries are only accepted during normal hours of operation, and special arrangements should be made for deliveries of boxed information.

- *Instructions:* Direct your comments to Docket ID No. EPA-HQ-SFUND-1986-0005. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through [www.regulations.gov](http://www.regulations.gov) or e-mail. The [www.regulations.gov](http://www.regulations.gov) Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through <http://www.regulations.gov>, your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

*Docket:* All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in the hard copy. Publicly available docket materials are available either electronically in <http://www.regulations.gov> or in hard copy at:

U.S. EPA, Region 8 Records Center, 1595 Wynkoop Street, Denver, Colorado 80202-1129, (303) 312-6473. Hours: M-F, 8 a.m. to 4 p.m.

Colorado Department of Public Health and the Environment, Records Center, Building B, Second Floor, 4300 Cherry Creek Drive South, Denver, Colorado 80246-1530. Hours: M-F, 8 a.m. to 5 p.m.

#### FOR FURTHER INFORMATION CONTACT:

Rebecca Thomas, Project Manager, U.S. EPA (8EPR-SR), 1595 Wynkoop, Denver, Colorado 80202-1129; e-mail ([thomas.rebecca@epa.gov](mailto:thomas.rebecca@epa.gov)); phone (303) 312-6552, or toll free 1-800-227-8917, extension 6552.

**SUPPLEMENTARY INFORMATION:** In the "Rules and Regulations" section of today's **Federal Register**, we are publishing a direct final notice of partial deletion of the Uravan Superfund Site without prior notice of intent to delete because we view this as a noncontroversial revision and anticipate no adverse comment. We have explained our reasons for this partial deletion in the preamble to the direct final deletion. If we receive no adverse comment(s) on this notice of intent to partially delete or the direct final notice of partial deletion, we will not take further action on this notice of intent to delete. If we receive adverse comment(s), we will withdraw the direct final notice of partial deletion and it will not take effect. We will, as appropriate, address all public comments in a subsequent final deletion notice based on this notice of intent to partially delete. We will not institute a second comment period on this notice of intent to partially delete. Any parties interested in commenting must do so at this time. For additional information, see the direct final notice of deletion which is located in the rules section of this **Federal Register**.

For additional information, see the Direct Final Notice of Deletion which is located in the rules section of this **Federal Register**.

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

Environmental Protection, Air pollution control, Chemicals, Hazardous waste, Hazardous substances, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

**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.