

- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether this action might apply 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. What Should I Consider as I Prepare My Comments for EPA?*

1. *Submitting CBI.* Do not submit this information to EPA through [www.regulations.gov](http://www.regulations.gov) or e-mail. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM as CBI and then identify electronically within the disk or CD-ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes 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 docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:

- Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
- Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.
- Describe any assumptions and provide any technical information and/or data that you used.
- If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.
- Provide specific examples to illustrate your concerns and suggest alternatives.

vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

viii. Make sure to submit your comments by the comment period deadline identified.

3. *Environmental justice.* EPA seeks to achieve environmental justice, the fair treatment and meaningful involvement of any group, including minority and/or low income populations, in the development, implementation, and enforcement of environmental laws, regulations, and policies. To help address potential environmental justice issues, the Agency seeks information on any groups or segments of the population who, as a result of their location, cultural practices, or other factors, may have atypical or disproportionately high and adverse human health impacts or environmental effects from exposure to the pesticide(s) discussed in this document, compared to the general population.

#### **II. 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. EPA has requested the Administrator to issue a quarantine exemption for the use of formaldehyde gas on non-food contact surfaces to control *Bacillus anthracis*. Information in accordance with 40 CFR part 166 was submitted as part of this request.

As part of this request, the applicant asserts that this quarantine exemption will enable responders to have effective decontamination antimicrobial pesticide products, following either an accidental or intentional release of *Bacillus anthracis* spores. If remediation of anthrax contaminated sites does not occur, several deaths could result, and government and business activities would cease in affected areas. This could have a serious impact if contamination is intentional and widespread. This chemical has already been used, after issuance of crisis exemptions to inactivate anthrax spores at specific locations during previous contamination events.

It is impossible to estimate in advance the total amount of product which may be used under this exemption. This product will be used only in response to confirmed cases of anthrax contamination, and only on an as needed basis.

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 quarantine exemption proposing:

Use of a new chemical (i.e., an active ingredient) which has not been registered by 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 quarantine exemption requested by the EPA's OSWER.

#### **List of Subjects**

Environmental protection, Pesticides and pests.

Dated: June 21, 2010.

**Lois Rossi,**

*Director, Registration Division, Office of Pesticide Programs.*

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**BILLING CODE 6560-50-S**

#### **ENVIRONMENTAL PROTECTION AGENCY**

[FRL-9170-2]

#### **Science Advisory Board Staff Office; Notification of a Public Meeting of the Science Advisory Board Ecological Processes and Effects Committee**

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

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency (EPA or Agency) Science Advisory Board (SAB) Staff Office announces a public meeting of the SAB Ecological Processes and Effects Committee (EPEC). The SAB EPEC, augmented with other experts, will provide advice on technologies and systems to minimize the impacts of invasive species in vessel ballast water discharge.

**DATES:** The meeting dates are Thursday, July 29, 2010 from 9 a.m. to 5 p.m. (Eastern Time) and Friday, July 30, 2010 from 8:30 a.m. to 2:30 p.m. (Eastern Time).

**ADDRESSES:** The meeting will be held at the St. Regis Hotel, 923 16th Street, NW., Washington, DC 20006.

**FOR FURTHER INFORMATION CONTACT:** Members of the public who wish to obtain further information about this meeting must contact Dr. Thomas Armitage, Designated Federal Officer (DFO). Dr. Armitage may be contacted at the EPA Science Advisory Board

(1400F), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; or via telephone/voice mail; (202) 564-2155; fax (202) 565-2098; or e-mail at [armitage.thomas@epa.gov](mailto:armitage.thomas@epa.gov).

**SUPPLEMENTARY INFORMATION:** Pursuant to the Federal Advisory Committee Act, Public Law 92-463, notice is hereby given that the SAB EPEC augmented with other experts will hold a public meeting to provide advice on technologies and systems to minimize the impacts of invasive species in vessel ballast water discharge. The SAB was established by 42 U.S.C. 4365 to provide independent scientific and technical advice to the Administrator on the technical basis for Agency positions and regulations. The SAB is a Federal Advisory Committee chartered under the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C., App. 2. The SAB will comply with the provisions of FACA and all appropriate SAB Staff Office procedural policies.

**Background:** Vessel ballast water discharges are a major source of nonindigenous species introductions to marine, estuarine, and freshwater ecosystems of the United States. Ballast water discharges are regulated by EPA under authority of the Clean Water Act (CWA) and the U.S. Coast Guard under authority of the Nonindigenous Aquatic Nuisance Prevention and Control Act, as amended (NANPCA). NANPCA generally requires vessels equipped with ballast water tanks and bound for ports or places in the United States after operating beyond the U.S. Exclusive Economic Zone to conduct a mid-ocean ballast water exchange, retain their ballast water onboard, or use an alternative environmentally sound ballast water management method approved by the U.S. Coast Guard. Under the authority of the CWA, EPA's Vessel General Permit, in addition to the mid-ocean exchange, requires the flushing and exchange of ballast water by vessels in Pacific near-shore voyages and saltwater flushing of ballast water tanks that are empty or contain only unpumpable residual ballast water.

While useful in reducing the presence of potentially invasive organisms in ballast water, ballast water exchange and saltwater flushing can have variable effectiveness and may not always be feasible due to vessel safety concerns. On August 28, 2009, the U.S. Coast Guard proposed establishing standards for concentrations of living organisms that can be discharged in vessel ballast water (74 FR 44632), and some States have established standards of their own. In addition, a number of studies and

reports have been published on the status and efficacy of ballast water treatment technologies, and data collected on the efficacy of certain systems is available.

EPA's Office of Water (OW) has requested SAB review of technical documents and available data on the efficacy of ballast water treatment systems and advice on improving the performance of such systems. In response, the SAB Staff Office requested public nomination of experts and formed an augmented SAB Ecological Processes and Effects Committee [**Federal Register** Notice dated February 25, 2010 (75 FR 8700-8701)]. The augmented EPEC will provide advice on technologies and systems to minimize the impacts of invasive species in vessel ballast water discharge. The purpose of the meeting on July 29-30, 2010 is to receive background briefings and formulate preliminary comments on this subject.

**Availability of Meeting Materials:** The meeting agenda, SAB Committee roster, charge to the Committee, and other meeting material will be posted on the SAB Web site at <https://www.epa.gov/sab> in advance of the meeting. Inquiries regarding the technical information for this advisory should be directed to Dr. Ryan Albert of EPA's Office of Water at [albert.ryan@epa.gov](mailto:albert.ryan@epa.gov) or (202) 564-0763 or Mr. Marcus Zobrist of EPA's Office of Water at [zobrist.marcus@epa.gov](mailto:zobrist.marcus@epa.gov) or (202) 564-8311.

**Procedures for Providing Public Input:** Public comment for consideration by EPA's Federal advisory committees and panels has a different purpose from public comment provided to EPA program offices. Therefore, the process for submitting comments to a Federal advisory committee is different from the process used to submit comments to an EPA program office.

Federal advisory committees and panels, including scientific advisory committees, provide independent advice to EPA. Members of the public can submit comments for a Federal advisory committee to consider as it develops advice for EPA. They should send their comments directly to the Designated Federal Officer for the relevant advisory committee. **Oral Statements:** In general, individuals or groups requesting an oral presentation at a public meeting will be limited to five minutes per speaker. Interested parties should contact Dr. Armitage, DFO, in writing (preferably via e-mail) at the contact information noted above by July 22, 2010 to be placed on a list of public speakers for the meeting. **Written Statements:** Written statements should be received in the SAB Staff

Office no later than July 22, 2010 so that the information may be made available to the SAB Committee members for their consideration. Written statements should be supplied to the DFO in the following formats: One hard copy with original signature, and one electronic copy via e-mail (acceptable file format: Adobe Acrobat PDF, WordPerfect, MS Word, MS PowerPoint, or Rich Text files in IBM-PC/Windows 98/2000/XP format). Submitters are requested to provide two versions of each document submitted with and without signatures, because the SAB Staff Office does not publish documents with signatures on its Web sites.

**Accessibility:** For information on access or services for individuals with disabilities, please contact Dr. Armitage at the phone number or e-mail address noted above, preferably at least ten days prior to the meeting to give EPA as much time as possible to process your request.

Dated: June 24, 2010.

**Vanessa T. Vu,**

*Director, EPA Science Advisory Board Staff Office.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9170-1]

### Science Advisory Board Staff Office; Notification of a Public Teleconference of the Air Quality Modeling Subcommittee of the Advisory Council on Clean Air Compliance Analysis (Council)

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

**ACTION:** Notice.

**SUMMARY:** The EPA Science Advisory Board (SAB) Staff Office announces a public teleconference of the Air Quality Modeling Subcommittee (AQMS) of the Advisory Council on Clean Air Compliance Analysis (Council) to review additional information on particulate matter inventories for EPA's air quality modeling work for the Second Section 812 Prospective Benefit-Cost Study of the Clean Air Act.

**DATES:** The AQMS will conduct a public teleconference on August 11, 2010. The teleconference will begin at 12 noon and end by 2 p.m. (Eastern Time).

**ADDRESSES:** The teleconference will be conducted by telephone only.

**FOR FURTHER INFORMATION CONTACT:** Any member of the public wishing to obtain general information concerning the