

Columbia, the Chesapeake Bay Commission Chair, and the EPA Administrator).

*What is the scope of the Bay TMDL?* The Bay TMDL addresses all segments of the Chesapeake Bay and its tidal tributaries. The Bay TMDL consists of 92 TMDLs, addressing nitrogen, phosphorus and sediment, for each of the 92 segments in the Bay and tidal tributaries. EPA intends that the Bay TMDL will be established at a level necessary to ensure attainment of water quality standards in each of these segments. In addition, the Bay TMDL assigns individual and (as appropriate) aggregate maximum daily allowable point source and nonpoint source loadings, called wasteload allocations (WLAs) and load allocations (LAs), respectively, across all jurisdictions within the Bay watershed. When completed, the Bay TMDL will be the largest, most complex TMDL in the country, covering a 64,000 square mile area in six states and the District of Columbia.

*How will the TMDL promote nitrogen, phosphorus and sediment reductions?* Under the CWA, the TMDL will establish the watershed pollution budget for nutrients and sediment necessary to meet water quality standards in the Bay. Other provisions of the CWA, as well as the jurisdictions' Watershed Implementation Plans (WIPs), are intended to implement the TMDL. During TMDL development, EPA worked with its partners, the Bay jurisdictions, to assist them in developing individual jurisdiction-specific WIPs, which collectively serve as part of the overall TMDL implementation framework. Those WIPs are not part of the Bay TMDL itself but are part of the TMDL record and help provide reasonable assurance that the necessary nutrient and sediment reductions identified in the TMDL will be achieved. The WIPs identify specific nutrient and sediment reduction targets by geographic location and sector to achieve allowable loadings, as well as a description and schedule of actions that the jurisdictions will take to achieve these reductions.

In accordance with EO 13508, EPA and the jurisdictions also will provide the next set of two-year milestone commitments specifying what source controls will be taken to reduce nitrogen, phosphorus and sediment during that period. EPA has invited each jurisdiction to present information on its WIP at the meeting(s) and/or webinar(s) within its jurisdiction. At these meetings EPA will be available to answer questions on the TMDL and how the WIPs will inform the TMDL. Any

questions or comments regarding the substance of the individual WIPs, or the WIPs themselves should be addressed to the individual jurisdiction. Links to the WIPs are available at <http://www.epa.gov/chesapeakebaytmdl>.

*For information on the jurisdictions' Draft WIPs and procedures for submitting comments, please contact the jurisdiction representatives below.*

#### Jurisdiction WIP Contacts

*Delaware:* Jennifer Volk  
([Jennifer.Volk@state.de.us](mailto:Jennifer.Volk@state.de.us)).

*District of Columbia:* Monir Chowdhury ([monir.chowdhury@dc.gov](mailto:monir.chowdhury@dc.gov)).

*Maryland:* TMDL Coordinator  
([tmdlcoordinator@mde.state.md.us](mailto:tmdlcoordinator@mde.state.md.us)).

*New York:* Peter Freehafer  
([pbfreeha@gw.dec.state.ny.us](mailto:pbfreeha@gw.dec.state.ny.us)).

*Pennsylvania:* Patricia Buckley ([ep-chesapeakebayprogram@state.pa.us](mailto:ep-chesapeakebayprogram@state.pa.us)).

*Virginia:* VA Bay TMDL  
([vabaytmdl@dcr.virginia.gov](mailto:vabaytmdl@dcr.virginia.gov)).

*West Virginia:* Jennifer Pauer  
([Jennifer.pauer@wv.gov](mailto:Jennifer.pauer@wv.gov)).

*Paperwork Reduction Act:* The Office of Management and Budget (OMB) has previously approved the information collection requirements for developing TMDLs pursuant to Section 303(d) of the CWA under the provisions of the Paperwork Reduction Act, 44 U.S.C. 3501 et seq. and has assigned OMB control number 2040-0071. The OMB control numbers for EPA's regulations in 40 CFR are listed in 40 CFR part 9.

*How Can I Access the Docket and/or Submit Comments?* Docket: EPA has established a public docket for this Notice under Docket ID No. EPA-R03-OW-2010-0736. The Draft Bay TMDL is available in the docket at <http://www.regulations.gov>. Assistance and tips for accessing the docket can be found at <http://www.epa.gov/chesapeakebaytmdl>.

Comments via e-mail are not being accepted. Instead, comments will be accepted through <http://www.regulations.gov> and by mail. All comments received, including any personal information provided, will be included in the public docket without change and will be made available online at <http://www.regulations.gov>, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information, the disclosure of which is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through <http://www.regulations.gov>. It is recommended 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 your comment cannot be read due to technical difficulties and we

are unable to contact you for clarification, we will not consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about the public docket visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>. Publicly available docket materials are available electronically either at <http://www.regulations.gov> as well as at the EPA Docket Center, EPA/DC, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The telephone number for this docket is 202-566-2426. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744. Certain material, such as copyrighted materials, will be publicly available only in hard copy at the Docket Center.

Dated: September 15, 2010.

**Jon M. Capacasa,**

*Water Protection Division, Region III.*

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**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-0608; FRL-8844-4]

### Issuance of an Experimental Use Permit

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

**ACTION:** Notice.

**SUMMARY:** EPA has granted an experimental use permit (EUP) to the following pesticide applicant. An EUP permits use of a pesticide for experimental or research purposes only in accordance with the limitations in the permit.

**FOR FURTHER INFORMATION CONTACT:** Mike Mendelsohn, Biopesticides and Pollution Prevention Division (7511P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-8715; e-mail address: [mendelsohn.mike@epa.gov](mailto:mendelsohn.mike@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

###### A. Does this Action Apply to Me?

This action is directed to the public in general. Although this action may be of particular interest to those persons who conduct or sponsor research on 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 action, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

*B. How Can I Get Copies of this Document and Other Related Information?*

EPA has established a docket for this action under docket identification (ID) number EPA-HQ-OPP-2009-0608. Publicly available docket materials are available either in the electronic docket at <http://www.regulations.gov>, or, if only available in hard copy, at the Office of Pesticide Programs (OPP) Regulatory Public Docket in Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. The hours of operation of this Docket Facility are from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The Docket Facility telephone number is (703) 305-5805.

## II. EUP

EPA has issued the following EUP: 67979-EUP-8. Issuance. Syngenta Seeds, Inc. - Field Crops, P.O. Box 12257, Research Triangle Park, NC 27709. This EUP allows the use of the plant incorporated protectant (PIP) [Event 5307] *Bacillus thuringiensis* eCry3.1Ab protein and the genetic material necessary for its production (vector pSYN12274) in event 5307 corn (SYN-Ø53Ø7-1) and other associated PIPs containing: 1) [Bt11] *Bacillus thuringiensis* Cry1Ab delta-endotoxin and the genetic material (as contained in plasmid vector pZO1502) necessary for its production in corn, 2) [DAS-59122-7] *Bacillus thuringiensis* Cry34Ab1 and Cry35Ab1 proteins and the genetic material (vector PHP 17662) necessary for their production in Event DAS-59122-7 corn, 3) [MIR162] *Bacillus thuringiensis* Vip3Aa20 and the genetic material necessary for its production (vector pNOV1300) in event MIR162 maize (SYN-IR162-4), 4) [MIR604] Modified Cry3A protein and the genetic material necessary for its production (via elements of pZM26) in corn (SYN IR604-8), and 5) [TC1507] *Bacillus thuringiensis* Cry1F protein and the genetic material (vector PHP8999) necessary for its production in Event TC1507 corn. There are 10.213 kilograms (kg) of eCry3.1Ab, 11.14 grams of Cry1Ab, 8,145 grams of Cry34Ab1, 112.1 grams of Cry35Ab1, 280.6 grams of Vip3Aa20, 217.9 grams of mCry3A, and 177.5 grams of Cry1F proteins in 69,473 kg seeds on 7,311 acres (3,830 PIP and 3,481 non-PIP) in 2010 and 7,308 acres (4,240 PIP and

3,068 non-PIP) in 2011 of corn for efficacy evaluation and regulatory studies trial. The program is authorized only in the States of Arkansas, California, Colorado, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New York, North Carolina, Ohio, Oklahoma, Puerto Rico, South Carolina, South Dakota, Texas, Washington, and Wisconsin. The EUP is effective from June 1, 2010 to February 28, 2012.

Three comments were received in the docket from individuals who submitted anonymous comments objecting in general terms to EPA's granting of pesticide EUPs, as well as to this EUP in particular. EPA understands that some individual are opposed to pesticide use. Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA may issue a permit for experimental use of a pesticide if the Agency determines that such experimental use may be conducted in such a manner as to not result in unreasonable adverse effects on the environment. EPA has conducted a comprehensive analysis of data and information related to the requested experimental uses and, based on that analysis, EPA has determined that the experimental uses, if conducted in accordance with the terms of the permit, will not result in unreasonable adverse effects on the environment.

**Authority:** 7 U.S.C. 136c.

### List of Subjects

Environmental protection, Experimental use permits.

Dated: September 15, 2010.

### W. Michael McDavit,

*Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.*

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**BILLING CODE 6560-50-S**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9204-4]

### Science Advisory Board Staff Office; Notification of a Public Meeting of the SAB Dioxin Review Panel

**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 Dioxin Review Panel to continue its review of EPA's *Reanalysis of Key Issues Related to Dioxin Toxicity and Response to NAS Comments*, External Review Draft.

**DATES:** The meeting dates are Wednesday, October 27, 2010 from 9 a.m. to 5 p.m., Thursday, October 28, 2010 from 8:30 a.m. to 5 p.m. and Friday, October 29, 2010 from 8:30 a.m. to 3 p.m. (Eastern Daylight Time).

**ADDRESSES:** The meeting will be held at the Park Hyatt Washington Hotel, 1201 24th Street, NW., Washington, DC 20037.

### FOR FURTHER INFORMATION CONTACT:

Members of the public who wish to obtain further information about this meeting may contact Dr. Thomas Armitage, Designated Federal Officer (DFO), EPA Science Advisory Board Staff Office (1400R), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; by telephone/voice mail at (202) 564-2155 or via e-mail at [armitage.thomas@epa.gov](mailto:armitage.thomas@epa.gov). General information about the SAB as well as any updates concerning the meeting announced in this notice, may be found on the SAB Web site at <http://www.epa.gov/sab>.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Federal Advisory Committee Act (FACA), 5 U.S.C., App. 2, notice is hereby given that the SAB Dioxin Review Panel will hold a public meeting to continue its peer review of EPA's *Reanalysis of Key Issues Related to Dioxin Toxicity and Response to NAS Comments*, External Review Draft (May 2010). The SAB was established pursuant to 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 FACA. The SAB will comply with the provisions of FACA and all appropriate SAB Staff Office procedural policies.

*Background:* The SAB Dioxin Review Panel previously held a teleconference on June 24, 2010 and a face-to-face meeting on July 13-15, 2010 to receive EPA briefings and initiate its review of EPA's *Reanalysis of Key Issues Related to Dioxin Toxicity and Response to NAS Comments* External Review Draft (May 2010) [Federal Register Notice dated May 24, 2010 (75 FR 28805-28806)]. Specifically, the Panel has been asked to evaluate the transparency and clarity in the selection of key data sets for dose-response analysis; the use of toxicokinetics in dose-response modeling for cancer and non-cancer