

standards were last revised) and 2015 (the most recent year of PPI data available) (Ref. 1). EPA found that the PPI has changed by 129 percent, far exceeding the 20 percent inflation index specified as a level above which EPA may adjust annual sales levels in the current standard if deemed necessary. Furthermore, among the more than 500 revenue-based size standards set by the Small Business Administration (SBA), the lowest is \$5.5 million, and more than 75% of those standards are in excess of \$7.5 million. Some revenue-based standards are as high as \$38.5 million. Thus, EPA's existing \$4 million annual sales standard is an outlier at the low end of this range. Because of the magnitude of the increase in the PPI since the last revision of the size standards and the current annual sales standard is comparatively low given current revenue-based size standards developed by SBA, EPA has preliminarily determined that a revision to currently codified size standards is warranted.

EPA is requesting public comment on the adequacy of the current standards and whether revision of the standards is warranted. In the event that EPA determines that a revision to the standards is warranted, any such revision would occur by subsequent rulemaking, which would involve a further opportunity for public notice and comment. Accordingly, the scope of this first action (*i.e.*, the determination) will not necessarily include responding to stakeholder comments as to what specific amendments ought to be made to the standards.

EPA is also in the process of consulting with the SBA on the adequacy of the current standards and whether revision of the standards is warranted. (Ref. 2.) EPA has requested that SBA provide its input within 15 business days of receiving EPA's consultation request. When SBA's consultation response becomes available, EPA plans to add that response to the docket for this preliminary determination.

### III. References

The following is a listing of the documents that are specifically referenced in this document. The docket includes these documents and other information considered by EPA, including documents that are referenced within the documents that are included in the docket, even if the referenced document is not physically located in the docket. For assistance in locating these other documents, please consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

1. U.S. Bureau of Labor Statistics. "Producer Price Index, Series WPU06, Chemicals and Allied Products, 1933–2015". Retrieved November 14, 2016 from <http://data.bls.gov/cgi-bin/srgatet>.
2. Jones, Jim. Letter to Maria Contreras-Sweet. "Consultation under Section 8(a)(3)(C) the Toxic Substances Control Act". December 7, 2016.

**Authority:** 15 U.S.C. 2607(a)(3)(C).

Dated: December 7, 2016.

**Jim Jones,**

*Assistant Administrator, Office of Chemical Safety and Pollution Prevention.*

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**BILLING CODE 6560–50–P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OPP–2015–0022; FRL–9955–76]

### Pesticide Product Registrations; Receipt of Applications for New Uses

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

**ACTION:** Notice.

**SUMMARY:** EPA has received applications to register new uses for pesticide products containing currently registered active ingredients. Pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA is hereby providing notice of receipt and opportunity to comment on these applications.

**DATES:** Comments must be received on or before January 17, 2017.

**ADDRESSES:** Submit your comments, identified by the Docket Identification (ID) Number and the File Symbol or EPA Registration Number of interest as shown in the body of this document, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave. NW., Washington, DC 20460–0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.html>. Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** Steve Knizner, Antimicrobials Division (AD) (7510P), main telephone number: (703) 305–7090, email address: [ADFRNotices@epa.gov](mailto:ADFRNotices@epa.gov); Robert McNally, Biopesticides and Pollution Prevention Division (BPPD) (7511P), main telephone number: (703) 305–7090, email address: [BPPDFRNotices@epa.gov](mailto:BPPDFRNotices@epa.gov); or Michael Goodis, Registration Division (RD) (7505P), main telephone number: (703) 305–7090, email address: [RDFRNotices@epa.gov](mailto:RDFRNotices@epa.gov). The mailing address for each contact person is: Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460–0001. As part of the mailing address, include the contact person's name, division, and mail code. The division to contact is listed at the end of each application summary.

### SUPPLEMENTARY INFORMATION:

#### I. General Information

##### A. Does this action apply to me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive, but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT** for the division listed at the end of the application summary of interest.

##### B. What should I consider as I prepare my comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through [regulations.gov](http://www.regulations.gov) or email. 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 preparing and submitting your comments, see the commenting tips at <http://www.epa.gov/dockets/comments.html>.

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, EPA 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 pesticides discussed in this document, compared to the general population.

## II. Registration Applications

EPA has received applications to register new uses for pesticide products containing currently registered active ingredients. Pursuant to the provisions of FIFRA section 3(c)(4) (7 U.S.C. 136a(c)(4)), EPA is hereby providing notice of receipt and opportunity to comment on these applications. Notice of receipt of these applications does not imply a decision by EPA on these applications. For actions being evaluated under EPA's public participation process for registration actions, there will be an additional opportunity for public comment on the proposed decisions. Please see EPA's public participation Web site for additional information on this process (<http://www2.epa.gov/pesticide-registration/public-participation-process-registration-actions>). EPA received the following applications to register new uses for pesticide products containing currently registered active ingredients:

1. *EPA Registration Number:* 279-3055. *Docket ID Number:* EPA-HQ-OPP-2016-0352. *Applicant:* FMC Corporation, Agricultural Products Group, 1735 Market St., Philadelphia, PA 19103. *Active Ingredient:* Bifenthrin. *Product Type:* Insecticide. *Proposed Use:* Avocado; Low Growing Berry Subgroup 13-07G; Peach Subgroup 12-12B; Pepper/Eggplant Subgroup 8-10B; Pome Fruit Group 11-10 (except Mayhaw); Pomegranate; Small Fruit

Vine Climbing Subgroup 13-07F (except Fuzzy Kiwifruit); and Tomato Subgroup 8-10A. *Contact:* RD.

2. *EPA Registration Number:* 279-3108. *Docket ID Number:* EPA-HQ-OPP-2016-0352. *Applicant:* FMC Corporation, Agricultural Products Group, 1735 Market St., Philadelphia, PA 19103. *Active Ingredient:* Bifenthrin. *Product Type:* Insecticide. *Proposed Use:* Caneberries (Subgroup 13-07A); Cranberry; Fruit, Citrus Group 10-10; Low Growing Berries (Subgroup 13-07G) except Cranberry; Nut, Tree Group 14-12; Peach Subgroup 12-12B; Pepper/Eggplant (Subgroup 8-10B); Pome Fruit Group 11-10 (except Mayhaw); Pomegranate; Small Fruit Vine Climbing except Fuzzy Kiwifruit (Subgroup 13-07F); and Tomato (Subgroup 8-10A). *Contact:* RD.

3. *EPA Registration Number:* 279-3313. *Docket ID Number:* EPA-HQ-OPP-2016-0352. *Applicant:* FMC Corporation, Agricultural Products Group, 1735 Market St., Philadelphia, PA 19103. *Active Ingredient:* Bifenthrin. *Product Type:* Insecticide. *Proposed Use:* Brassica, Leafy Greens Subgroup 4-16B; Caneberries (Subgroup 13-07A); Fruit, Citrus Group 10-10; Nut, Tree Group 14-12; Peach Subgroup 12-12B; Pepper/Eggplant (Subgroup 8-10B); Pome Fruit Group 11-10 (except Mayhaw); Pomegranate; Small Fruit Vine Climbing except Fuzzy Kiwifruit (Subgroup 13-07F); and Tomato (Subgroup 8-10A). *Contact:* RD.

4. *EPA Registration Numbers:* 279-3315 and 279-3329. *Docket ID Number:* EPA-HQ-OPP-2016-0352. *Applicant:* FMC Corporation, Agricultural Products Group, 1735 Market St., Philadelphia, PA 19103. *Active Ingredient:* Bifenthrin, zeta-Cypermethrin. *Product Type:* Insecticide. *Proposed Use:* Avocado. *Contact:* RD.

5. *EPA Registration Number:* 11678-66. *Docket ID Number:* EPA-HQ-OPP-2016-0352. *Applicant:* ADAMA Makhteshim, 3120 Highwoods Blvd., Suite 100, Raleigh, NC 27604. *Active Ingredient:* Bifenthrin. *Product Type:* Insecticide. *Proposed Use:* Cranberry. *Contact:* RD.

6. *EPA File Symbol:* 46597-U. *Docket ID Number:* EPA-HQ-OPP-2016-0605. *Applicant:* Chemstar Corp., 120 Interstate West Parkway, Suite 100, Lithia Springs, GA 30122. *Active Ingredient:* Hypochlorous Acid. *Product Type:* Antimicrobial. *Proposed Use:* End-use product for antimicrobial fruit and vegetable wash. *Contact:* AD.

7. *EPA Registration Numbers:* 66222-99, 66222-236, and 66222-261. *Docket ID Number:* EPA-HQ-OPP-2016-0352. *Applicant:* Makhteshim Agan of North America, Inc. (d/b/a ADAMA), 3120

Highwoods Blvd., Suite 100, Raleigh, NC 27604. *Active Ingredient:* Bifenthrin. *Product Type:* Insecticide. *Proposed Use:* Cranberry. *Contact:* RD.

8. *EPA Registration Number:* 73049-45. *Docket ID Number:* EPA-HQ-OPP-2016-0659. *Applicant:* Valent BioSciences Corporation, 870 Technology Way, Libertyville, IL 60048. *Active Ingredient:* Aminoethoxyvinylglycine Hydrochloride (AVG). *Product Type:* Plant Growth Regulator (PGR). *Proposed Use:* Blueberries at flowering. *Contact:* BPPD.

9. *EPA Registration Number:* 73049-58. *Docket ID Number:* EPA-HQ-OPP-2016-0659. *Applicant:* Valent BioSciences Corporation, 870 Technology Way, Libertyville, IL 60048. *Active Ingredient:* Aminoethoxyvinylglycine Hydrochloride (AVG). *Product Type:* Plant Growth Regulator (PGR). *Proposed Use:* Muskmelon seed production and olive trees at flowering. *Contact:* BPPD.

10. *EPA Registration Numbers:* 80289-1, 80289-7, 80289-8, 80289-18, 80289-20, and 80289-21. *Docket ID Number:* EPA-HQ-OPP-2016-0573. *Applicant:* Isagro S.p.A. d/b/a Isagro USA, Inc., 430 Davis Dr., Suite 240, Morrisville, NC 27560. *Active Ingredient:* Tetraconazole. *Product Type:* Fungicide. *Proposed Use:* Dried Shelled Pea and Bean (except Soybean) (Crop Subgroup 6C), Barley, Rapeseed (Crop Subgroup 20A), and Wheat. *Contact:* RD.

*Authority:* 7 U.S.C. 136 *et seq.*

Dated: December 2, 2016.

**Rob McNally,**

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

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPPT-2016-0597; FRL-9954-68]

### Chemical Data Reporting; Requirements for Inorganic Byproduct Chemical Substances; Notice of Intent To Negotiate

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

**ACTION:** Notice of Intent to Establish Negotiated Rulemaking Committee and Negotiate a Proposed Rule.

**SUMMARY:** EPA is giving notice that it intends to establish a Negotiated Rulemaking Committee under the Federal Advisory Committee Act