

after the closing date, depending on the media.

**ADMINISTRATIVE, TECHNICAL, AND PHYSICAL SAFEGUARDS:**

Security controls used to protect personal sensitive data in NEIC MTS are commensurate with those required for an information system rated MODERATE for confidentiality, integrity, and availability, as prescribed in National Institute of Standards and Technology (NIST) Special Publication, 800–53, “Security and Privacy Controls for Information Systems and Organizations,” Revision 5.

1. *Administrative Safeguards:* EPA personnel are required to complete annual agency Information Security and Privacy training. EPA personnel are instructed to lock their computers when they leave their desks.

2. *Technical Safeguards:* Computer records are maintained in a secure, password-protected computer system. NEIC MTS access is limited to authorized, authenticated users. Access is restricted to those individuals and managers with an official need for information on a project. Security measures control user access and privileges to the computer databases at the server, file system, and database level.

3. *Physical Safeguards:* Paper records are maintained in lockable offices, file cabinets or in a staffed and/or access-controlled central records repository. All records are maintained in secure, access-controlled areas or buildings.

**RECORDS ACCESS PROCEDURES:**

Pursuant to 5 U.S.C. 552a(j)(2) and (k)(2), certain records maintained in NEIC MTS are exempt from specific access and accounting provisions of the Privacy Act. See 40 CFR 16.11 and 16.12. However, EPA may, in its discretion, grant individual requests for access if it determines that the exercise of these rights will not interfere with an interest that the exemption is intended to protect. Requests for access must be made in accordance with the procedures described in EPA’s Privacy Act regulations at 40 CFR part 16.

**CONTESTING RECORDS PROCEDURES:**

Pursuant to 5 U.S.C. 552a(j)(2) and (k)(2), certain records maintained in NEIC MTS are exempt from specific correction and amendment provisions of the Privacy Act. However, EPA may, in its discretion, grant individual requests for correction or amendment if it determines that the exercise of these rights will not interfere with an interest that the exemption is intended to protect. Requests for correction or

amendment must identify the record to be changed and the corrective action sought, and must be made in accordance with the procedures described in EPA’s Privacy Act regulations at 40 CFR part 16.

**NOTIFICATION PROCEDURE:**

Individuals who wish to be informed whether a Privacy Act system of records maintained by EPA contains any record pertaining to them, should make a written request to the EPA Attn: Agency Privacy Officer, MC 2831T, 1200 Pennsylvania Ave. NW, Washington, DC 20460, or by email at [privacy@epa.gov](mailto:privacy@epa.gov).

**EXEMPTIONS PROMULGATED FOR THE SYSTEM:**

For those records within the system collected and maintained pursuant to the Federal Rules of Civil Procedure (FRCP) and/or for the purpose of civil discovery, action or proceeding, 5 U.S.C. 552a(d)(5) will apply, stating that “nothing in this [Act] shall allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding.” In addition, pursuant to 5 U.S.C. 552a(k)(2), this system is exempt from the following provisions of the Privacy Act, subject to the limitations set forth in that subsection: 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4)(G), (e)(4)(H), and (f)(2) through (5). Finally, pursuant to 5 U.S.C. 552a(j)(2), when records are contained in this system related to criminal enforcement, those records are exempt from the following provisions of the Privacy Act, subject to the limitations set forth in that subsection: 5 U.S.C. 552a(c)(3) and (4); (d); (e)(1), (e)(2), (e)(3), (e)(4)(G), (e)(4)(H), (e)(5) and (e)(8); (f)(2) through (5); and (g). See 40 CFR 16.11 and 16.12.

**HISTORY:**

66 FR 49947—October 1, 2001—Creation of the OCEFT/NEIC Master Tracking System of Records (EPA–46).

78 FR 40737—July 8, 2013—Notification of Deletion of System of Records; Office of Criminal Enforcement, Forensics & Training, National Enforcement Investigations Center, Master Tracking System (EPA–46).

**Vaughn Noga,**

*Senior Agency Official for Privacy.*

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**ENVIRONMENTAL PROTECTION AGENCY**

**EPA–HQ–OPP–2017–0720; FRL–9078–01–OCSPP]**

**Pesticide Registration Review; Draft Human Health and/or Ecological Risk Assessments for Several Pesticides; Notice of Availability**

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the availability of EPA’s draft human health and/or ecological risk assessments for the registration review of 2-(Thiocyanomethylthio)-benzothiazole (TCMTB); chlorflurenol methyl ester (CME); dodine/dodecylguanidine hydrochloride (DGH); pentachloronitrobenzene (PCNB); permethrin; pyridalyl and spirodiclofen.

**DATES:** Comments must be received on or before December 28, 2021.

**ADDRESSES:** Submit your comments, to the docket identification (ID) number for the specific pesticide of interest provided in the Table in Unit IV., using the *Federal eRulemaking Portal* at <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. Additional instructions on commenting or visiting the docket, along with more information about dockets generally, are available at <http://www.epa.gov/dockets>.

Due to the public health concerns related to COVID–19, the EPA Docket Center (EPA/DC) and Reading Room is closed to visitors with limited exceptions. The staff continues to provide remote customer service via email, phone, and webform. For the latest status information on EPA/DC services and docket access, visit <https://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:**

*For pesticide specific information contact:* The Chemical Review Manager for the pesticide of interest identified in the Table in Unit IV.

*For general questions on the registration review program, contact:* Melanie Biscoe, Pesticide Re-Evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460–0001; telephone number: (703) 305–7106; email address: [biscoe.melanie@epa.gov](mailto:biscoe.melanie@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**I. General Information**

*A. Does this action apply to me?*

This action is directed to the public in general and may be of interest to a wide range of stakeholders including environmental, human health, farm worker, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others also may be interested, 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 applicability of this action to a particular entity, consult the Chemical Review Manager identified in the Table in Unit IV.

*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.epa.gov/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, 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 pesticides discussed in this document, compared to the general population.

**II. Background**

Registration review is EPA's periodic review of pesticide registrations to ensure that each pesticide continues to satisfy the statutory standard for registration, that is, the pesticide can perform its intended function without unreasonable adverse effects on human health or the environment. As part of the registration review process, the Agency has completed comprehensive draft human health and/or ecological risk assessments for all pesticides listed in the Table in Unit IV. After reviewing comments received during the public comment period, EPA may issue a revised risk assessment, explain any changes to the draft risk assessment, and respond to comments and may request public input on risk mitigation before

completing a proposed registration review decision for the pesticides listed in the Table in Unit IV. Through this program, EPA is ensuring that each pesticide's registration is based on current scientific and other knowledge, including its effects on human health and the environment.

**III. Authority**

EPA is conducting its registration review of the chemicals listed in the Table in Unit IV pursuant to section 3(g) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Procedural Regulations for Registration Review at 40 CFR part 155, subpart C. Section 3(g) of FIFRA provides, among other things, that the registrations of pesticides are to be reviewed every 15 years. Under FIFRA, a pesticide product may be registered or remain registered only if it meets the statutory standard for registration given in FIFRA section 3(c)(5) (7 U.S.C. 136a(c)(5)). When used in accordance with widespread and commonly recognized practice, the pesticide product must perform its intended function without unreasonable adverse effects on the environment; that is, without any unreasonable risk to man or the environment, or a human dietary risk from residues that result from the use of a pesticide in or on food.

**IV. What action is the Agency taking?**

Pursuant to 40 CFR 155.58, this notice announces the availability of EPA's human health and/or ecological risk assessments for the pesticides shown in the following table and opens a 60-day public comment period on the risk assessments.

TABLE—DRAFT RISK ASSESSMENTS BEING MADE AVAILABLE FOR PUBLIC COMMENT

Registration review case name and No.	Docket ID No.	Chemical review manager and contact information
2-(Thiocyanomethylthio)-benzothiazole (TCMTB), Case 2625.	EPA-HQ-OPP-2014-0405	Kimberly Wilson, <a href="mailto:wilson.kimberly@epa.gov">wilson.kimberly@epa.gov</a> , (703) 347-0495.
Chlorflurenol methyl ester (CME), Case 2095 .....	EPA-HQ-OPP-2016-0037	Quinn Gavin, <a href="mailto:gavin.quinn@epa.gov">gavin.quinn@epa.gov</a> , (703) 347-0325.
Dodine/dodecylguanidine hydrochloride (DGH), Case 0161.	EPA-HQ-OPP-2015-0477	Susan Bartow, <a href="mailto:bartow.susan@epa.gov">bartow.susan@epa.gov</a> , (703) 603-0065.
Pentachloronitrobenzene (PCNB), Case 0128 .....	EPA-HQ-OPP-2015-0348	Rachel Stephenson, <a href="mailto:stephenson.rachel@epa.gov">stephenson.rachel@epa.gov</a> , (703) 347-8904.
Permethrin, Case 2510 .....	EPA-HQ-OPP-2011-0039	Megan Snyderman, <a href="mailto:snyderman.megan@epa.gov">snyderman.megan@epa.gov</a> , (703) 347-0671.
Pyridalyl, Case 7451 .....	EPA-HQ-OPP-2019-0378	Rachel Eberius, <a href="mailto:eberius.rachel@epa.gov">eberius.rachel@epa.gov</a> , (703) 347-0492.
Spirodiclofen, Case 7443 .....	EPA-HQ-OPP-2014-0262	Veronica Dutch, <a href="mailto:dutch.veronica@epa.gov">dutch.veronica@epa.gov</a> , (703) 308-8585.

Pursuant to 40 CFR 155.53(c), EPA is providing an opportunity, through this notice of availability, for interested parties to provide comments and input concerning the Agency's draft human health and/or ecological risk

assessments for the pesticides listed in the Table in Unit IV. The Agency will consider all comments received during the public comment period and make changes, as appropriate, to a draft human health and/or ecological risk

assessment. EPA may then issue a revised risk assessment, explain any changes to the draft risk assessment, and respond to comments.

*Information submission requirements.* Anyone may submit data or information

in response to this document. To be considered during a pesticide's registration review, the submitted data or information must meet the following requirements:

- To ensure that EPA will consider data or information submitted, interested persons must submit the data or information during the comment period. The Agency may, at its discretion, consider data or information submitted at a later date.

- The data or information submitted must be presented in a legible and useable form. For example, an English translation must accompany any material that is not in English and a written transcript must accompany any information submitted as an audio-graphic or video-graphic record. Written material may be submitted in paper or electronic form.

- Submitters must clearly identify the source of any submitted data or information.

- Submitters may request the Agency to reconsider data or information that the Agency rejected in a previous review. However, submitters must explain why they believe the Agency should reconsider the data or information in the pesticide's registration review.

As provided in 40 CFR 155.58, the registration review docket for each pesticide case will remain publicly accessible through the duration of the registration review process; that is, until all actions required in the final decision on the registration review case have been completed.

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

Dated: October 25, 2021.

**Mary Elissa Reaves,**

*Director, Pesticide Re-Evaluation Division,  
Office of Pesticide Programs.*

[FR Doc. 2021-23531 Filed 10-28-21; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

[MB Docket No. 21-401; FCC 21-1305; FR ID 55481]

**Roger Wahl, Radio Station WQZS(FM),  
Meyersdale, PA**

**AGENCY:** Federal Communications  
Commission.

**ACTION:** Notice.

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**SUMMARY:** This document commences a hearing to determine whether, in light of recent criminal convictions, Roger Wahl is qualified to hold FCC authorizations, and as a consequence, whether his

license for FM radio station WQZS, Meyersdale, PA should be revoked.

**DATES:** Persons desiring to participate as parties in the hearing shall file a petition for leave to intervene not later than November 29, 2021.

**ADDRESSES:** File documents with the Office of the Secretary, Federal Communications Commission, 45 L Street NE, Washington, DC 20554, with a copy mailed to each party to the proceeding. Each document that is filed in this proceeding must display on the front page the docket number of this hearing, "MB Docket No. 21-401."

**FOR FURTHER INFORMATION CONTACT:** Albert Shuldiner, Media Bureau, (202) 418-2721.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Hearing Designation Order and Order to Show Cause (Order), MB Docket No. 21-401, FCC DA 21-1305, adopted and released October 19, 2021. The full text of the Order is available online by using the search function for MB Docket No. 21-401 on the Commission's ECFS web page at <http://apps.fcc.gov/ecfs/>.

### Summary of the Hearing Designation Order

1. The Order commences a hearing proceeding before the Commission to determine whether certain criminal convictions render licensee, Roger Wahl (Wahl), unqualified to hold FCC authorizations, and consequently, whether the license for WQZS(FM), Meyersdale, PA should be revoked under section 312(a)(2) and 312(c) of the Communications Act of 1934 (Act), 47 U.S.C. 312(a)(2) and 312(c). This revocation proceeding stems from Wahl's felony conviction and related misdemeanor convictions in 2020 under the Pennsylvania Crimes Code.

2. In determining whether a party is qualified to be a broadcast station licensee, the Commission considers factors specified in the Act, including character qualifications. Section 312(a)(2) of the Act, 47 U.S.C. 312(a)(2), provides that the Commission may revoke any license if conditions present would warrant refusal to grant a license or permit. Because the Commission considers character qualify in its review of broadcast applications, a character defect that would warrant the Commission's refusal to grant a license or permit would likewise support a Commission determination to revoke a license or permit.

3. Non-FCC misconduct may raise substantial and material questions of fact concerning the licensee's character. The Commission considers evidence of felony convictions because felonies are

serious crimes and conviction provides an indication regarding an applicant's propensity to obey laws and conform to provisions of the Act, Rules, and Commission policies. The Commission retains discretion to consider other types of non-FCC misconduct that may be relevant, including misdemeanors.

4. On July 8, 2020, Wahl pleaded guilty to criminal use of a communication facility, which is a third-degree felony, and four related misdemeanors. Specifically, Wahl pleaded guilty to second-degree misdemeanors of recklessly endangering another person, unlawful dissemination of an intimate image, and tampering with evidence. He also initially pleaded guilty to invasion of privacy.

5. The facts supporting Wahl's guilty plea were recited for the court at the time his plea was entered, and Wahl himself confirmed that the recitation was accurate. Wahl had secretly taken nude photos of a woman inside her home using a concealed camera installed in her bathroom; (b) impersonated the woman on an online dating site; (c) sent the nude photos of the woman to at least one man whom he connected with through that site; and (d) solicited that man to have sexual relationships with the woman without her consent. In addition, Wahl deleted the nude photos of the woman from his mobile phone, and deleted the communications he made via the online dating site upon learning of the Pennsylvania State Police investigation.

6. Subsequently, according to the record in the criminal proceeding, Wahl learned that a conviction on the invasion of privacy charge would require registration and notification as a sex offender. Thus, he withdrew his plea of guilty with respect to that charge, and on November 16, 2020, instead pleaded guilty to identity theft, a first-degree misdemeanor. At that time, Wahl was sentenced to concurrent sentences that effectively placed him on probation for three years, with four months of electronic monitoring, and required him to pay \$600 in fines and the costs of his prosecution and supervision.

7. Wahl's guilty plea to criminal use of a communication facility, a third-degree felony, by itself, raises the question under the Commission's *Character Qualifications Policy Statement* whether he possesses the requisite character qualifications to remain a Commission licensee. Reliability is a key element of character necessary to operate a broadcast station in the public interest. The propensity to comply with the law generally is relevant to character qualifications, and