

evaluate the performance of agencies which receive grants. EPA's regulations for regional consistency (40 CFR 56.7) require that the Agency notify the public of the availability of the reports of such evaluations. EPA performed end-of-year evaluations of eight state air pollution control programs (Alabama Department of Environmental Management; Florida Department of Environmental Protection; Georgia Department of Natural Resources; Commonwealth of Kentucky Department for Environmental Protection; Mississippi Department of Environmental Quality; North Carolina Department of Environment and Natural Resources; South Carolina Department of Health and Environmental Control; and Tennessee Department of Environment and Conservation) and 15 local programs (City of Huntsville Division of Natural Resources, AL; Jefferson County Department of Health, AL; Broward County Environmental Protection Department, FL; City of Jacksonville Environmental Quality Division, FL; Hillsborough County Environmental Protection Commission, FL; Miami-Dade County Air Quality Management Division, FL; Palm Beach County Health Department, FL; Pinellas County Department of Environmental Management, FL; Forsyth County Environmental Affairs Department, NC; Mecklenburg County Land Use and Environmental Services Agency, NC; Western North Carolina Regional Air Quality Agency, NC; Chattanooga-Hamilton County Air Pollution Control Bureau, TN; Memphis-Shelby County Health Department, TN; Knox County Department of Air Quality Management, TN; and Metropolitan Government of Nashville and Davidson County Public Health Department, TN). The 23 evaluations were conducted to assess the agencies' FY 07 performance under the grants awarded by EPA under authority of section 105 of the Clean Air Act. EPA Region 4 has prepared reports for each agency identified above and these reports are now available for public inspection. The evaluation for the remaining local government of Louisville Metro Air Pollution Control District will be published at a later date.

**ADDRESSES:** The reports may be examined at the EPA's Region 4 office, 61 Forsyth Street, SW., Atlanta, Georgia 30303, in the Air, Pesticides and Toxics Management Division. The Regional Office's official hours of business are Monday through Friday, 8:30 to 4:30, excluding federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Marie Persinger (404) 562-9048 for information concerning the state and

local agencies of Alabama and Kentucky; Miya Smith (404) 562-9091 for the state and local agencies of Florida; Sean Flynn (404) 562-9093 for the state agency of Mississippi; Mary Echols (404) 562-9053 for the state agency of Georgia, and for the state and local agencies of North Carolina; and Marilyn Sabadaszka (404) 562-9001 for the state agency of South Carolina and for the state and local agencies of Tennessee. They may be contacted at the above Region 4 address.

Dated: May 12, 2008.

**Russell L. Wright, Jr.,**

*Acting Regional Deputy Administrator,  
Region 4.*

[FR Doc. E8-11382 Filed 5-20-08; 8:45 am]

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## **ENVIRONMENTAL PROTECTION AGENCY**

**[EPA-HQ-OPP-2007-1019; FRL-8364-3]**

### **Nicotine Reregistration Eligibility Decision; Notice of Availability**

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the availability of EPA's Reregistration Eligibility Decision (RED) for the pesticide nicotine. The Agency's risk assessments and other related documents are available in the nicotine Docket. The sole remaining nicotine registration, a restricted use insecticide registered for use only on greenhouse ornamentals and effective against adult whiteflies, aphids, and thrips, is being voluntarily cancelled by the registrant. EPA has reviewed nicotine through the reregistration eligibility decision-making process, which is used by the Agency to ensure that all pesticides meet current health and safety standards.

**FOR FURTHER INFORMATION CONTACT:** Jill Bloom, Special Review and Reregistration Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-8019; fax number: (703) 308-7070; e-mail address: [bloom.jill@epa.gov](mailto:bloom.jill@epa.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **I. General Information**

###### *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, 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 person listed under **FOR FURTHER INFORMATION CONTACT**.

## **II. Background**

### *A. What Action is the Agency Taking?*

Under section 4 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA is reevaluating existing pesticides to ensure that they meet current scientific and regulatory standards. EPA has completed a RED for the pesticide nicotine under section 4(g)(2)(A) of FIFRA. The sole remaining nicotine registration is a restricted use insecticide registered for use only on greenhouse ornamentals and effective against adult whiteflies, aphids, and thrips. It is not registered for use on food.

EPA has determined that the data base to support nicotine is incomplete. The Agency has relied primarily on information available from the open literature to assess the risks associated with the use of nicotine. Although there is considerable information, particularly toxicity information, available in the literature, very little of it is appropriate for the routes of exposure relevant to the pesticidal use of nicotine, and much of it relates to derivatives of nicotine not present in the pesticide. Data on worker and residential exposures are also very limited. The data gaps create a substantial amount of uncertainty in the Agency's risk assessment, and risk estimates derived from the available data exceed the Agency's level of concern in certain areas. The RED identifies data that would be needed to refine the risk assessment for nicotine. Rather than develop the data needed to refine the assessment, the registrant has requested the cancellation of its nicotine registration, effective December 31, 2013.

The Agency has made its risk management decision for nicotine, and has determined that the phase-out as requested by the registrant is warranted due to the extremely low volume of nicotine use and the benefits associated with its use in production of greenhouse ornamentals. In light of the risk estimates derived from the available data, the Agency is requiring implementation of label amendments designed to reduce the potential for

exposure and reduce risk during the phase-out period, including prohibiting the use of nicotine on plants grown for cut flowers, prohibiting use in non-commercial greenhouses, and restricting consumers' access to treated greenhouses for 24 hours following the last application of the nicotine product and until ventilation criteria have been met.

*What is the Agency's Authority for Taking this Action?*

Section 4(g)(2) of FIFRA, as amended, directs that, after submission of all data concerning a pesticide active ingredient, the Administrator shall determine whether pesticides containing such active ingredient are eligible for reregistration, before calling in product specific data on individual end-use products and either reregistering products or taking other "appropriate regulatory action."

**List of Subjects**

Environmental protection, Pesticides and pests.

Dated: May 8, 2008.

**Peter Caulkins,**

*Acting Director, Special Review and Reregistration Division, Office of Pesticide Programs.*

[FR Doc. E8-11395 Filed 5-20-08; 8:45 am]

**BILLING CODE 6560-50-S**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8569-2]

**EPA Board of Scientific Counselors; Notice of Charter Renewal**

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

**ACTION:** Notice of charter renewal.

The Charter for the Environmental Protection Agency's (EPA) Board of Scientific Counselors (BOSC) will be renewed for an additional two-year period, as a necessary committee which is in the public interest, in accordance with the provisions of the Federal Advisory Committee Act (FACA), 5 U.S.C. app.2 section 9(c). The purpose of BOSC is to counsel the Assistant Administrator for Research and Development (AA/ORD), on the operation of ORD's research program. It is determined that BOSC is in the public interest in connection with the performance of duties imposed on the Agency by law.

Inquiries may be directed to Ms. Lorelei Kowalski, Designated Federal Officer, BOSC, U.S. EPA, Office of

Research and Development (mail code 8104-R), 1200 Pennsylvania Avenue, NW., Washington, DC 20460, Telephone (202) 564-3408 or [kowalski.lorelei@epa.gov](mailto:kowalski.lorelei@epa.gov).

Dated: May 15, 2008.

**George Gray,**

*Assistant Administrator for Research and Development.*

[FR Doc. E8-11412 Filed 5-20-08; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8569-3]

**Disallowing Management Fees in EPA Assistance Agreements**

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

**ACTION:** Notice.

**SUMMARY:** The term "management fees or similar charges" refers to expenses added to the direct costs in order to accumulate and reserve funds for ongoing business expenses, unforeseen liabilities, or for other similar costs which are not allowable under EPA assistance agreements. EPA will not, as a matter of policy, allow recipients of EPA financial assistance to charge management fees to their agreements with the Agency. Recipients will have actual notice of EPA's policy prohibiting management fees through a term and condition and competitive solicitation announcements.

EPA funds for financial assistance are limited. The Agency has decided that, in the absence of contrary statutory direction, the public's interest in supporting projects that promote environmental protection is best served by ensuring that EPA financial assistance is used only to pay for costs that are allocable to the specific project receiving EPA financial assistance, and are reasonable and necessary for the performance of the project. Management fees or similar charges may not be used to improve or expand the capacity of organizations carrying out EPA funded projects, except to the extent authorized by the terms of the agreement as a direct cost of carrying out the scope of work. EPA's "no management fee" policy is consistent with OMB Circular A-122, as codified at 2 CFR Part 230. According to 2 CFR Part 230, Appendix B, Item 9, contributions to contingency reserves for unforeseen events are unallowable. Therefore, management fees or similar charges in excess of the direct costs and approved indirect rates are not

allowable under EPA assistance agreements.

**FOR FURTHER INFORMATION CONTACT:** Brian Hanlon, 202-564-2865.

Dated: May 15, 2008.

**Howard Corcoran,**

*Director, Office of Grants and Debarment.*

[FR Doc. E8-11409 Filed 5-20-08; 8:45 am]

**BILLING CODE 6560-50-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8568-6; Docket ID No. EPA-HQ-ORD-2008-0058]

**Draft Toxicological Review of Carbon Tetrachloride: In Support of the Summary Information in the Integrated Risk Information System (IRIS)**

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

**ACTION:** Notice of public comment period.

**SUMMARY:** EPA is announcing a public comment period for the external review draft document titled, "Toxicological Review of Carbon Tetrachloride: In Support of Summary Information on the Integrated Risk Information System (IRIS)" (EPA/635/R-08/008A). The EPA intends to consider comments and recommendations from the public and the expert panel meeting, which will be scheduled at a later date and announced in the **Federal Register**, when EPA finalizes the draft document. The public comment period will provide opportunities for all interested parties to comment on the document. EPA intends to forward public comments submitted in accordance with this notice to the external peer-review panel prior to the meeting for their consideration.

EPA is releasing this draft document solely for the purpose of pre-dissemination public review under applicable information quality guidelines. This document has not been formally disseminated by EPA. It does not represent and should not be construed to represent any Agency policy or determination.

The draft document and EPA's peer-review charge are available via the Internet on NCEA's home page under the Recent Additions and the Data and Publications menus at <http://www.epa.gov/ncea>. When finalizing the draft document, EPA intends to consider any public comments that EPA receives in accordance with this notice.

**DATES:** The public comment period begins May 21, 2008, and ends July 21, 2008. Technical comments should be in writing and must be received by EPA by