

Information Division (2137), 401 M Street, SW., Washington, DC 20460. and

Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

Dated: October 31, 1996.

Joseph Retzer,

Director, Regulatory Information Division.

[FR Doc. 96-28546 Filed 11-5-96; 8:45 am]

BILLING CODE 6560-50-P

#### [FRL-5648-3]

### **Acid Rain Program: Notice of Draft Written Exemptions**

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

**ACTION:** Notice of draft written exemptions.

**SUMMARY:** The Environmental Protection Agency is issuing draft written exemptions from Acid Rain permitting and monitoring requirements to 2 new utility units at 2 plants. Under the Acid Rain Program regulations (40 CFR 72.7), utilities may petition EPA for an exemption from permitting and monitoring requirements for any new utility unit that serves one or more generators with a total nameplate capacity of 25 MW or less and burns only fuels with a sulfur content in excess of 0.05 percent or less by weight. Because the Agency does not anticipate receiving adverse comments, the exemptions are also being issued as a direct final action in the notice of written exemptions published elsewhere in today's Federal Register.

**DATES:** Comments on the exemptions proposed by this action must be received on or before December 6, 1996 or 30 days after publication of a similar notice in a local newspaper, whichever is later.

**ADDRESSES:** *Administrative Records.* The administrative record for the exemptions, except information protected as confidential, may be viewed during normal operating hours at EPA Region 5, 77 West Jackson Blvd., Chicago, IL 60604.

*Comments.* Send comments to: David Kee, Director, Air and Radiation Division, EPA Region 5, 77 West Jackson Blvd., Chicago, IL 60604.

Submit comments in duplicate and identify the exemption to which the comments apply, the commenter's name, address, and telephone number, and the commenter's interest in the matter and affiliation, if any, to the

owners and operators of the unit covered by the exemption.

**FOR FURTHER INFORMATION CONTACT:** Contact Beth Valenziano, (312) 886-2703.

**SUPPLEMENTARY INFORMATION:** If no significant, adverse comments are timely received, no further activity is contemplated in relation to these draft written exemptions and the exemptions issued as a direct final action in the notice of written exemptions published elsewhere in today's Federal Register will automatically become final on the date specified in that notice. If significant, adverse comments are timely received on any exemption, that exemption in the notice of written exemptions will be withdrawn and all public comment received on that exemption based on the relevant exemption in this notice of draft written exemptions. Because the Agency will not institute a second comment period on this notice of draft written exemptions, any parties interested in commenting should do so during this comment period.

For further information and a detailed description of the exemptions, see the information provided in the notice of written exemptions elsewhere in today's Federal Register.

Dated: October 31, 1996.

Brian J. McLean,

Director, Acid Rain Division, Office of Atmospheric Programs, Office of Air and Radiation.

[FR Doc. 96-28540 Filed 11-5-96; 8:45 am]

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#### [FRL-5648-2]

### **Acid Rain Program: Notice of Written Exemptions**

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

**ACTION:** Notice of written exemptions.

**SUMMARY:** The Environmental Protection Agency is issuing, as a direct final action, written exemptions from the Acid Rain permitting and monitoring requirements to 2 utility units at 2 plants in accordance with the Acid Rain Program regulations (40 CFR part 72). Because the Agency does not anticipate receiving adverse comments, the exemptions are being issued as a direct final action.

**DATES:** Each of the exemptions issued in this direct final action will be final on December 16, 1996, or 40 days after publication of a similar notice in a local newspaper, whichever is later, unless significant, adverse comments are received by December 6, 1996 or 30

days after publication of a similar notice in a local newspaper, whichever is later. If significant, adverse comments are timely received on any exemption in this direct final action, that exemption will be withdrawn through a notice in the Federal Register.

**ADDRESSES:** *Administrative Records.*

The administrative record for the exemptions, except information protected as confidential, may be viewed during normal operating hours at EPA Region 5, 77 West Jackson Blvd., Chicago, IL 60604.

*Comments.* Send comments to David Kee, Director, Air and Radiation Division, EPA Region 5, (address above).

Submit comments in duplicate and identify the exemption to which the comments apply, the commenter's name, address, and telephone number, and the commenter's interest in the matter and affiliation, if any, to the owners and operators of the unit covered by the exemption.

**FOR FURTHER INFORMATION CONTACT:** Contact Beth Valenziano, (312) 886-2703.

**SUPPLEMENTARY INFORMATION:** All public comment received on any exemption in this direct final action on which significant, adverse comments are timely received will be addressed in a subsequent issuance or denial of exemption based on the relevant draft exemption in the notice of draft written exemptions that is published elsewhere in today's Federal Register and that is identical to this direct final action.

Under the Acid Rain Program regulations (40 CFR 72.7), utilities may petition EPA for an exemption from permitting and monitoring requirements for any new utility unit that serves one or more generators with total nameplate capacity of 25 MW or less and burns only fuels with a sulfur content of 0.05 percent or less by weight. On the earlier of the date a unit exempted under 40 CFR 72.7 burns any fuel with a sulfur content in excess of 0.05 percent by weight or 24 months prior to the date the exempted unit first serves one or more generators with total nameplate capacity in excess of 25 MW, the unit shall no longer be exempted under 40 CFR 72.7 and shall be subject to all permitting and monitoring requirements of the Acid Rain Program.

EPA is issuing written exemptions to the following new units, effective from January 1, 1997 through December 31, 2001:

Beaver Island unit 8 in Michigan, owned and operated by Wolverine Power Supply Cooperative. The designated representative is Brian Warner.

Claude Vandyke unit 7 in Michigan, owned and operated by Wolverine Power Supply Cooperative. The designated representative is Brian Warner.

Dated: October 31, 1996.

Brian J. McLean,

*Director, Acid Rain Division, Office of Atmospheric Programs, Office of Air and Radiation.*

[FR Doc. 96-28541 Filed 11-5-96; 8:45 am]

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#### [FRL-5648-6]

#### **Acid Rain Program: Petition for Administrative Review of Determination of Applicability**

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

**ACTION:** Notice.

**SUMMARY:** On October 3, 1996, a petition was filed with the Environmental Appeals Board appealing a determination by the Administrator of the applicability of the Acid Rain Program to the Carson Cogeneration facility in California.

**FOR FURTHER INFORMATION CONTACT:** Robert Miller, U.S. EPA, ARD(6204J), 401 M St., SW, Washington, DC 20460, (202) 233-9077.

**SUPPLEMENTARY INFORMATION:** The Carson Energy Group petitioned the Administrator under 40 CFR 72.6(c) to make a determination of applicability of the Acid Rain Program to the Carson Cogeneration facility ("Carson") located near Sacramento, California. A determination was made by the Administrator that Carson is an affected source subject to the requirements of the program. The Administrator's decision was appealed to the Environmental Appeals Board by the Carson Energy Group through a petition filed on October 3, 1996 under part 78 of the Acid Rain regulations. The petitioner does not believe there are any disputed issues of fact and is not requesting an evidentiary hearing at this time.

Dated: October 30, 1996.

Brian J. McLean,

*Director, Acid Rain Division, Office of Atmospheric Programs, Office of Air and Radiation.*

[FR Doc. 96-28547 Filed 11-5-96; 8:45 am]

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#### [OPP-00457; FRL-5573-5]

#### **Food Safety Advisory Committee; Open Meeting**

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

**ACTION:** Notice.

**SUMMARY:** As required by section 9(c) of the Federal Advisory Committee Act (Public Law 92-463), EPA's Office of Pesticide Programs (OPP) is giving notice of the third meeting of the Food Safety Advisory Committee (FSAC).

**DATES:** This meeting will take place Thursday, November 14, 1996 from 9:00 a.m. to 5:00 p.m. and Friday, November 15, 1996 from 9:00 a.m. to 3:30 p.m.

**ADDRESSES:** The meeting will be held at: The Hyatt Fair Lakes, 12777 Fair Lakes Circle, Fairfax, Virginia 22033. Take exit 55B (Fairfax County Parkway) off Route 66, turn right on Fair Lakes Parkway, then take first right on Fair Lakes Circle. Hotel is one quarter mile on the left. From Dulles Airport, take Dulles Access Road to exit 11 South (Fairfax County Parkway). After seven and one half miles turn left onto Fair Lakes Parkway then follow directions above.

**FOR FURTHER INFORMATION CONTACT:** By mail: Margie Fehrenbach, Designated Federal Officer, or Carol Peterson, Office of Pesticide Programs (7501C), Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. 1119, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703) 305-7090; e-mail: Fehrenbach.margie@epamail.epa.gov or Peterson.carol@epamail.epa.gov.

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Background**

The Food Quality Protection Act (FQPA), signed into law on August 3, 1996, (Public Law 104-170) amends the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Federal Food, Drug, and Cosmetic Act (FFDCA) to provide greater protection for U.S. consumers, particularly infants and children.

EPA formed the FSAC as a subcommittee under the auspices of the National Advisory Council for Environmental Policy and Technology (NACEPT) to provide a structured environment for exchange of information and ideas on regulatory, policy, and implementation issues. These discussions will assist EPA in the implementation of the new food safety statute and are essential if EPA is to be responsive to the needs of the public and the affected industry.

##### **II. Participation**

The FSAC is composed of a balanced group of participants from the following sectors: pesticide user and commodity groups; environmental/public interest groups, including the general public;

federal and state governments; academia; industry; the public health community; and congressional offices.

FSAC meetings are open to the public. Outside statements by observers are welcome. Oral statements will be limited to five minutes, and it is preferred that only one person per organization present the statement. Any person who wishes to file a written statement can do so before or after an FSAC meeting. These statements will become part of the permanent file and will be provided to FSAC members for their information.

Materials related to the Food Safety Advisory Committee are maintained in a public record. These materials are available for inspection from 8 a.m. to 4 p.m. Monday through Friday, excluding legal holidays. The public record is located in Rm. 1132 of the Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

#### **III. Meeting Schedule**

The agenda will include: Use of a 10-fold safety factor to protect children and infants; consideration of in-utero exposure for carcinogenicity studies; tolerance reassessment, worker risk issues, EPA's decision logic for risk management and risk assessment, and presentation of USDA programs.

A fourth meeting is tentatively planned for December 4, 1996. Meeting location and agenda topics will be published prior to the meeting. To receive an agenda for this (November 14-15) meeting please write or call Margie Fehrenbach at the address or number listed under FOR FURTHER INFORMATION CONTACT.

#### **List of Subjects**

Environmental protection.

Dated: October 31, 1996.

Daniel M. Barolo,

*Director, Office of Pesticide Programs.*

[FR Doc. 96-28550 Filed 11-1-96; 1:49 pm]

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#### [OPP-00456; FRL-5573-4]

#### **Pesticide Program Dialogue Committee; Open Meeting**

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

**ACTION:** Notice.

**SUMMARY:** As required by section 10(a)(2) of the Federal Advisory