

**ENVIRONMENTAL PROTECTION AGENCY****[OPP-181048; FRL 5728-1]****Dimethomorph; Receipt of Application for Emergency Exemption, Solicitation of Public Comment****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice.

**SUMMARY:** EPA has received specific exemption requests from the Georgia Department of Agriculture (hereafter referred to as the "Applicant") to use the pesticide dimethomorph (CAS 110488-0-5) to treat up to 93,500 acres of peppers, squash, cantaloupes, watermelons, tomatoes, and cucumbers to control crown rot. The Applicant proposes the use of a new (unregistered) chemical; therefore, in accordance with 40 CFR 166.24, EPA is soliciting public comment before making the decision whether or not to grant the exemptions.

**DATES:** Comments must be received on or before July 18, 1997.

**ADDRESSES:** Three copies of written comments, bearing the identification notation "OPP-181048," should be submitted by mail to: Public Information and Records Integrity Branch, Information Resources and Services Division, (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments to: Rm. 1132, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Comments and data may also be submitted electronically by following the instructions under "SUPPLEMENTARY INFORMATION." No Confidential Business Information (CBI) should be submitted through e-mail.

Information submitted in any comment concerning this notice may be claimed confidential by marking any part or all of that information as CBI. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be provided by the submitter for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice. All written comments filed pursuant to this notice will be available for public inspection in Rm. 1132, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA, from 8:30 a.m. to 4 p.m., Monday through Friday, except legal holidays.

**FOR FURTHER INFORMATION CONTACT:** By mail: Libby Pemberton, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location, telephone number and e-mail: Floor 2, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA, (703) 308-9364; e-mail: pemberton.libby@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136p), the Administrator may, at her discretion, exempt a state agency from any registration provision of FIFRA if she determines that emergency conditions exist which require such exemption. The Applicant has requested the Administrator to issue specific exemptions for the use of dimethomorph on peppers, squash, cantaloupes, watermelons, tomatoes, and cucumbers to control crown rot. Information in accordance with 40 CFR part 166 was submitted as part of these requests.

Crown rot *Phytophthora capsici* is believed to have been introduced to the state of Georgia by hurricane Alberto in July of 1994. The Applicant states that presently, there are no fungicides registered in the U.S. that will provide adequate control of crown rot. The Applicant states that dimethomorph has been shown to be effective against crown rot. Dimethomorph holds current registrations throughout many European countries. The Applicant estimates that losses in 1997 could reach several hundred million dollars without use of dimethomorph. Under appropriate conditions, it is possible that this disease could develop to epidemic proportions.

The Applicant proposes to apply dimethomorph at a maximum rate of 0.225 lbs. active ingredient (a.i.) [(2.5 lb. of product)] per acre, by ground or air, with a maximum of 5 applications per crop, to a maximum of 93,500 acres of peppers, squash, cantaloupes, watermelons, tomatoes, and cucumbers.

This notice does not constitute a decision by EPA on the application. The regulations governing section 18 require publication of a notice of receipt of an application for a specific exemption proposing use of a new chemical (i.e., an active ingredient not contained in any currently registered pesticide). Such notice provides for opportunity for public comment on the application.

The official record for this notice, as well as the public version, has been established for this notice under docket number [OPP-181048] (including comments and data submitted

electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as CBI, is available for inspection from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The official notice record is the paper record maintained at the address in "ADDRESSES" at the beginning of this document.

Electronic comments can be sent directly to EPA at:

opp-Docket@epamail.epa.gov

Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comment and data will also be accepted on disks in Wordperfect 5.1 file format or ASCII format. All comments and data in electronic form must be identified by the docket number [OPP-181048]. Electronic comments on this notice may be filed online at many Federal Depository Libraries.

The Agency, accordingly, will review and consider all comments received during the comment period in determining whether to issue the emergency exemption requested by the Georgia Department of Agriculture.

**List of Subjects**

Environmental protection, Emergency exemptions, Pesticides and pests.

Dated: June 25, 1997.

**James Jones,**

*Acting Director, Registration Division, Office of Pesticide Programs.*

[FR Doc. 97-17481 Filed 7-2-97; 8:45 am]

BILLING CODE 6560-50-F

**FEDERAL COMMUNICATIONS COMMISSION**

**[Report No. 2207]**

**Petitions for Reconsideration and Clarification of Action in Rulemaking Proceedings**

Petition for reconsideration have been filed in the Commission's rulemaking proceeding listed in this Public Notice and published pursuant to 47 CFR Section 1.429(e). The full text of this document is available for viewing and copying in Room 239, 1919 M Street, N.W., Washington, D.C. or may be purchased from the Commission's copy contractor, ITS, Inc. (202) 857-3800. Oppositions to this petition must be filed July 18, 1997. See Section 1.4(b)(1) of the Commission's rules (47 CFR 1.4(b)(1)). Replies to an opposition must

be filed within 10 days after the time for filing oppositions has expired.

*Subject:* Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service. (MM Docket No. 87-268).

*Number of Petitions Filed:* 220.

Federal Communications Commission.

**William F. Caton,**

*Acting Secretary.*

[FR Doc. 97-17406 Filed 7-2-97; 8:45 am]

BILLING CODE 6712-01-M

## FEDERAL MARITIME COMMISSION

### Notice of Agreement(s) Filed

The Commission hereby gives notice of the filing of the following agreement(s) under the Shipping Act of 1984.

Interested parties can review or obtain copies of agreements at the Washington, DC offices of the Commission, 800 North Capitol Street, N.W., Room 962. Interested parties may submit comments on an agreement to the Secretary, Federal Maritime Commission, Washington, DC 20573, within 10 days of the date this notice appears in the **Federal Register**.

*Agreement No.:* 232-011507-003.

*Title:* Di Gregorio-Tricon Agreement.

*Parties:* Di Gregorio-Navegacao Ltda., DSR-Senator Lines, Cho Yang Shipping Co., Ltd.

*Synopsis:* The proposed modification extends the minimum term of the Agreement to September 1, 2000, and provides that any party may withdraw from the Agreement upon six months' written notice, but such notice may not commence to run until 30 months following September 1, 1997.

*Agreement No.:* 224-201028.

*Title:* Port of Oakland/Stevedoring Services of America Terminal Agreement.

*Parties:* Port of Oakland ("Port"), Stevedoring Services of America ("SSA").

*Synopsis:* Under the terms of the Agreement, the Port assigns to SSA a preferential right to manage, operate, and solicit cargo at the Port's Charles B. Howard Terminal. The initial term of the Agreement will be from July 1, 1997, to June 30, 2007.

Dated: June 30, 1997.

By order of the Federal Maritime Commission.

*Secretary.*

[FR Doc. 97-17482 Filed 7-2-97; 8:45 am]

BILLING CODE 6730-01-M

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### Agency Information Collection Activities: Submission for OMB Review; Comment request

The Department of Health and Human Services, Office of the Secretary publishes a list of information collections it has submitted to the Office of Management and Budget (OMB) for clearance in compliance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) and 5 CFR 1320.5. The following are those information collections recently submitted to OMB.

#### 1. OIG Advisory Opinion Procedures and Preliminary Questions

Section 205 of the Health Insurance Portability and Accountability Act of 1996, Pub. Law 104-191, requires the Department to provide advisory opinions to the public regarding several categories of subject matter, including the requestor's potential liability under sections 1128, 1128A, and 1128B of the Act. The OIG has separately published in the **Federal Register** (2/19/97) and interim final regulation providing the procedure under which members of the public may request advisory opinions from the OIG. That discussion contains a more thorough discussion of the advisory opinion procedures and the preliminary questions. The procedures in the interim final rule include several provisions for the collection of information. In addition, in order to aid potential requestors and the OIG in providing opinions under this process, the OIG is providing preliminary questions that may be answered in an advisory opinion request. These preliminary questions will be voluntary and will correspond with each sanction provision about which advisory opinions will be rendered. *Responsents:* Health care providers; *Annual Number of Respondents:* 500; *Average Burden per Response:* 10 hours; *Total Annual Burden on Respondents:* 5000 hours; *Cost Burden:* \$1,000,000.

*OMB Desk Officer:* Allison Eydt.

Copies of the information collection packages listed above can be obtained by calling the OS Reports Clearance Officer on (202) 690-6207. Written comments and recommendations for the proposed information collection should be sent directly to the OMB desk officer designated above at the following address:

Human Resources and Housing Branch,  
Office of Management and Budget, New  
Executive Office Building, Room 10235,

725 17th Street N.W., Washington, D.C. 20503.

Comments may also be sent to Cynthia Agens Bauer, OS Reports Clearance Officer, Room 503H, Humphrey Building, 200 Independence Avenue S.W., Washington, DC, 20201. Written comments should be received within 30 days of this notice.

Dated: June 24, 1997.

**Dennis P. Williams,**

*Deputy Assistant Secretary, Budget.*

[FR Doc. 97-17411 Filed 7-2-97; 8:45 am]

BILLING CODE 4150-04-M

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### National Committee on Vital and Health Statistics: Meetings

Pursuant to the Federal Advisory Committee Act, the Department of Health and Human Services announces the following advisory committee meetings.

*Name:* National Committee on Vital and Health Statistics (NCVHS), Subcommittee on Population-Specific Issues.

*Times and Dates:* 9:00 a.m.-5:00 p.m., July 21, 1997.

*Place:* Room 337A, Hubert H. Humphrey Building, 200 Independence Avenue, SW, Washington, D.C. 20201.

*Status:* Open.

*Purpose:* On July 21, the Subcommittee on Population-Specific Issues of the National Committee on Vital and Health Statistics will meet to formulate its work plan relating to data needed to assess the impact of Medicaid Managed Care on Medicaid beneficiaries. Presentations are tentatively planned on the following topics: the scope of current activities, anticipated work across the agencies within the Department, and plans for monitoring and evaluating the impact of managed care on Medicaid beneficiaries, including child health and mental health. The Subcommittee plans to formulate specific questions to be addressed and resources needed, as well as methods to addressing this priority, including the possibility of public hearings.

*Contact Person for More Information:* Substantive program information as well as summaries of the meeting and roster of committee members may be obtained from Carolyn Rimes, Lead Staff for the Subcommittee, Health Care Financing Administration, 7500 Security Boulevard, Baltimore Maryland 21244, telephone (410) 786-6620, or Marjorie S. Greenberg, Executive Secretary, NCVHS, NCHS, CDC, Room 1100, Presidential Building, 6525 Belcrest Road, Hyattsville, Maryland 20782, telephone (301) 436-7050. Information also is available on the NCVHS home page of the HHS website: <http://aspe.os.dhhs.gov/ncvhs>.