

Affected entities: Registrants of pesticide products subject to Freedom of Information Act (FOIA) requests.

Abstract: The purpose of the collection is to determine the confidentiality of information submitted to the Agency under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). The collection is usually prompted by a request under the Freedom of Information Act (FOIA) for a record which may be entitled to confidential treatment. The collection instrument consists of nine questions codified under 40 CFR part 2, subpart B. A final determination on the releasability of the requested record is issued by EPA upon evaluation of the business's response.

EPA may not disclose information which is described by FIFRA section 10(d)(1)(A), (B), or (C). Under 40 CFR 2.204(a), EPA may take action to determine whether business information is entitled to confidential treatment when a request for disclosure is received under FOIA, when the Agency anticipates receiving a request under FOIA, or when the Agency wishes to determine if information in its possession is confidential. When determining whether information is entitled to confidential treatment, EPA is required by 40 CFR 2.204(e) to notify the affected business and provide an opportunity for comment.

Burden Statement: The annual respondent burden for this program is estimated to average 21 hours per response, including time for: Reading collection request; conferring with EPA; gathering resources and coordinating actions; reviewing information to identify potential confidential portions; processing, compiling, and reviewing claims of confidentiality for accuracy and appropriateness; reporting and substantiating findings; and storing, filing, or maintaining the information.

The total number of registrants impacted by this ICR is estimated to be 90 per year. Total cost per respondent to comply with this ICR, including capital costs, labor costs, and other operating and maintenance costs is estimated at approximately \$1,708 per response. The total hours and respondents to comply with this ICR has remained the same as the previous ICR, but the total cost has increased due to updated labor costs provided by the Bureau of Labor Statistics. There is no third party notification associated with this activity.

Any Agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The OMB control

numbers for EPA's regulations are contained in 40 CFR part 9.

II. Request for Comments

EPA solicits comments to:

(i) Evaluate whether the proposed collections of information described above are necessary for the proper performance of the functions of the agency, including whether the information will have practical utility.

(ii) Evaluate the accuracy of the agency's estimates of the burdens of the proposed collections of information.

(iii) Enhance the quality, utility, and clarity of the information to be collected.

(iv) Minimize the burden of the collections of information on those who are to respond, including through the use of appropriate automated or electronic collection technologies or other forms of information technology, e.g., permitting electronic submission of responses.

Send comments regarding these matters, or any other aspect of these information collections, including suggestions for reducing the burdens, to the docket under ADDRESSES listed above.

III. Public Record

A record has been established for this action under docket number "OPP-00443" (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 a.m. to 4:30 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.

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.

The official record for this action, as well as the public version, as described above will be kept in paper form. Accordingly, EPA will transfer all comments received electronically into printed, paper form as they are received and will place the paper copies in the official record which will also include all comments submitted directly in writing. The official record is the paper record maintained at the address in

ADDRESSES at the beginning of this document.

List of Subjects

Environmental protection and Information collection requests.

Dated: July 8, 1996.

Susan H. Wayland,
Acting Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.

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[FRL-5537-2]

Toxics; Agency Information Collection Activities Under OMB Review

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR) abstracted below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The Agency is requesting the renewal of an existing approval, which expires on August 31, 1996. The ICR describes the nature of the information collection and its expected cost and burden; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before August 14, 1996.

FOR FURTHER INFORMATION OR A COPY CALL: Sandy Farmer at EPA, 202-260-2740, and refer to EPA ICR No. 1139.

SUPPLEMENTARY INFORMATION:

Review Requested: Extension of a currently approved information collection.

ICR Numbers: EPA ICR No. 1139; OMB No. 2070-0033.

Expiration Date: Current OMB approval expires on August 31, 1996.

Title: TSCA Section 4 Test Rules, Consent Orders/Agreement and Test Rule Exemptions.

Abstract: Section 4 of the Toxic Substances Control Act (TSCA) is designed to assure that chemicals that may pose serious risks to human health or the environment undergo testing by manufacturers or processors, and that the results of such testing are made available to EPA. EPA uses the information collected under the authority of TSCA section 4 activity to assess risks associated with the manufacture, processing, distribution, use or disposal of a chemical, and to support any necessary regulatory action with respect to that chemical.

EPA must assure that appropriate tests are performed on a chemical if it decides: (1) that a chemical being considered under TSCA section 4(a) may pose an "unreasonable risk" or is produced in "substantial" quantities that may result in substantial or significant human exposure or substantial environmental release of the chemical; (2) that additional data are needed to determine or predict the impacts of the chemical's manufacture, processing, distribution, use or disposal; and (3) that testing is needed to develop such data. Rules and consent orders under TSCA section 4 require that one manufacturer or processor of a subject chemical perform the specified testing and report the result of that testing to EPA. TSCA section 4 also allows a manufacturer or processor of a subject chemical to apply for an exemption from the testing requirement if that testing will be or has been performed by another party.

Responses to the collection of information are mandatory (see 40 CFR part 790). Respondents may claim all or part of a notice confidential. EPA will disclose information that is covered by a claim of confidentiality only to the extent permitted by, and in accordance with, the procedures in TSCA section 14 and 40 CFR part 2.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 488 hours per response. This estimate includes the time needed to review instructions, develop, acquire, install and utilize technology and systems for the purposes of collecting, validating and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information. No person is required to respond to a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are displayed in 40 CFR Part 9.

Respondents/Affected Entities: Companies that manufacture, process, use, distribute or dispose of chemicals.

Estimated No. of Respondents: 152.

Estimated Total Annual Burden on Respondents: 95,728 hours.

Frequency of Collection: On occasion.

Send comments regarding the burden estimate, or any other aspect of the

information collection, including suggestions for reducing the burden, to the following addresses. Please refer to EPA ICR No. 1139 and OMB Control No. 2070-0033 in any correspondence.

Ms. Sandy Farmer, U.S. Environmental Protection Agency, Information Policy Branch (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: July 9, 1996.

Joseph Retzer,

Director, Regulatory Information Division.

[FR Doc. 96-17907 Filed 7-10-96; 8:45 am]

BILLING CODE 6560-50-M

[FRL-5537-5]

Agency Information Collection Activities Under OMB Review; Standards of Performance for Electric Utility Steam Generating Units; OMB No. 2060-0023, EPA No. 1053.05

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR) for the electric utility steam generating units described below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before August 14, 1996.

FOR FURTHER INFORMATION OR A COPY CALL: Sandy Farmer at EPA, (202) 260-2740, and refer to EPA ICR No. 1053.05.

SUPPLEMENTARY INFORMATION:

Title: Standards of Performance for Electric Utility Steam Generating Units (OMB No. 2060-0023; EPA ICR No. 1053.05) This is a request for revision of a currently approved collection.

Abstract: In Administrator's judgement, nitrogen oxides (NO_x), particulate matter (PM) and sulfur dioxide (SO₂) emissions from electric utility steam generating units cause or contribute to air pollution that may reasonably be anticipated to endanger public health or welfare. In order to assure compliance with the emission standards, adequate monitoring and

recordkeeping is necessary. In the information required by the standards were not collected, the Agency would have no means for ensuring that compliance with the NSPS is achieved and maintained by sources subject to the regulation. The information collected is also used for targeting inspections, and is of sufficient quality to be used as evidence in court. The information collected is required under 40 CFR Part 60 Subpart Da and records of the information are required to be maintained for at least two years. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR Part 9 and 48 C.F.R. Chapter 15. The Federal Register Notice required under 5 CFR 1320.8(d), soliciting comments on this collection of information, was published on 3/26/96 (FR 61, No. 59 pg 13173-13174).

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 0.65 hours per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents: Owners or operators of steam generating units.

Estimated Hours/Response: 0.65 hours.

Estimated Number of Respondents: 103.

Frequency of Response: quarterly.

Estimated Total Annual Hour Burden: 24,101 hours.

Estimated Total Annualized Cost Burden: \$0.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the following addresses.