

Platte Chemical Company requesting an experimental use permit (EUP) for the biochemical pesticide 2,6-diisopropyl-naphthalene (2,6-DIPN). The Agency has determined that the application may be of regional and national significance. Therefore, in accordance with 40 CFR 172.11(a), the Agency is soliciting comments on this application.

DATES: Written comments must be received on or before December 28, 1998.

ADDRESSES: By mail, submit written comments to: Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, deliver comments to: Rm. 119, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA.

Comments and data may also be submitted electronically to: opp-docket@epa.gov. Follow the instructions under Unit II. of this document. No Confidential Business Information (CBI) should be submitted through e-mail.

Information submitted as a comment concerning this document 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 submitted for inclusion in the public record. Information not marked confidential will be included in the public docket by EPA without prior notice. The public docket is available for public inspection in Rm. 119 at the Virginia address given above, from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays.

FOR FURTHER INFORMATION CONTACT: By mail: Rita Kumar, PM 90, Biopesticides and Pollution Prevention Division (7511C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location, telephone number, and e-mail address: Rm. 902W5, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA. Telephone: 703-308-8291, e-mail: kumar.rita@epa.gov.

SUPPLEMENTARY INFORMATION:

I. Background

Following the review of the Platte Chemical Company's application and any comments received in response to this notice, EPA will decide whether to issue or deny the EUP request for this EUP program, and if issued, the conditions under which it is to be

conducted. Any issuance of an EUP will be announced in the **Federal Register**.

The proposed program would allow the use of 1,500 pounds of the plant growth regulator 2,6-DIPN on approximately 90 million pounds of potatoes in nine closed storage facilities (representing the harvest of approximately 3,160 acres). Platte's program would evaluate the control of potato spouting. The program would be authorized only in the States of Idaho, Maine, Minnesota, North Dakota, Oregon, Washington, and Wisconsin. This EUP is accompanied by a pesticide petition for an exemption from the requirement of a tolerance for residues of 2,6-DIPN when used to inhibit sprouting in potato held in storage. This pesticide petition is being issued elsewhere in this issue of the **Federal Register**.

II. Public Record and Electronic Submissions

The official record for this notice, as well as the public version, has been established for this notice under docket control number "OPP-50848" (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 p.m., Monday through Friday, excluding legal holidays. The official record is located at the Virginia address in "ADDRESSES" at the beginning of this document.

Electronic comments can be sent directly to EPA at: opp-docket@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 5.1/6.1 or ASCII file format. All comments and data in electronic form must be identified by the docket control number "OPP-50848." Electronic comments on this notice may be filed online at many Federal Depository Libraries.

Dated: November 4, 1998.

Janet L. Andersen,

Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.

[FR Doc. 98-31249 Filed 11-24-98; 8:45 am]

BILLING CODE 6560-50-F

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6193-2]

Notice of Proposed De Minimis Administrative Order on Consent Pursuant to Section 122(g) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), Osage Metals Superfund Site, Kansas City, Kansas, Docket No. VII-98-F-0023

AGENCY: Environmental Protection Agency.

ACTION: Notice of Proposed De Minimis Administrative Order on Consent, Osage Metals Superfund Site, Kansas City, Kansas.

SUMMARY: Notice is hereby given that a proposed administrative order on consent regarding the Osage Metals Superfund Site, was signed by the United States Environmental Protection Agency (EPA) on September 30, 1998 and approved by the United States Department of Justice (DOJ) on October 30, 1998.

DATES: EPA will receive comments on or before December 28, 1998 relating to the proposed agreement and covenant not to sue.

ADDRESSES: Comments should be addressed to Audrey Asher, Senior Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City KS 66101 and should refer to *the Osage Metals Superfund Site Administrative Order on Consent, EPA Docket No. VII-98-F-0023*.

The proposed agreement may be examined or obtained in person or by mail at the office of the United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, KS 66101 (913-551-7255).

SUPPLEMENTARY INFORMATION: The proposed agreement concerns the 1.7-acre Osage Metals Superfund Site ("Site"), located at 120 Osage Avenue in Kansas City, Kansas. The Site was the location of metals salvage and reclamation facilities between 1948 and 1993. Samples taken at the Site in 1994 found polychlorinated biphenyls ("PCBs") in surface soils at levels as high as 334 mg/kg, and lead contamination in levels as high as 56,600 mg/kg. The EPA approved a removal action at the Site on February 13, 1995, and began cleanup in March of 1995. EPA completed its work in October 1995. No further response action is anticipated.

As of May 31, 1998, EPA and DOJ had incurred costs in excess of \$1.3 million exclusive of interest. Each of the proposed settlors arranged with Trinity Environmental Technologies, Inc. for disposal of capacitors contaminated with PCBs. Trinity Environmental Technologies, Inc. in turn arranged for disposal of these capacitors with PCB Treatment, Inc. In addition to this arrangement, each settlor arranged for disposal of capacitors contaminated with PCBs directly with PCB Treatment, Inc. PCB Treatment, Inc. then arranged for disposal at the Site of scrap metal from the capacitors.

EPA has determined that any party who arranged for disposal of between 206 and 89,387 pounds of capacitors contributed a *de minimis* volume of waste to the Site and that such wastes are not more toxic than any other hazardous substance at the Site.

Each settler will pay a share of costs based on its volumetric share of capacitor weight compared to all capacitor weight with an additional premium of 15%.

Through this settlement EPA will recover over \$10,000. EPA has recovered over \$80,000 through a consent decree with the former owner/operator and will seek the remaining costs from other potentially responsible parties at the Site. EPA will be recovering over \$180,000 through Administrative Order on Consent EPA Docket No. VII-98-F0012, which became effective on October 23, 1998.

Dated: November 3, 1998.

Dennis Grams, P.E.,

Regional Administrator, Region VII.

[FR Doc. 98-31539 Filed 11-24-98; 8:45 am]

BILLING CODE 6560-50-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6193]

Notice of Proposed De Minimis Administrative Order on Consent Pursuant to Section 122(g) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), Osage Metals Superfund Site, Kansas City, Kansas, Docket No. VII-98-F-0019

AGENCY: Environmental Protection Agency.

ACTION: Notice of Proposed De Minimis Administrative Order on Consent, Osage Metals Superfund Site, Kansas City, Kansas.

SUMMARY: Notice is hereby given that a proposed administrative order on

consent regarding the Osage Metals Superfund Site, was signed by the United States Environmental Protection Agency (EPA) on September 30, 1998 and approved by the United States Department of Justice (DOJ) on October 30, 1998.

DATES: EPA will receive comments on or before December 28, 1998 related to the proposed agreement and covenant not to sue.

ADDRESSES: Comments should be addressed to Audrey Asher, Senior Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101 and should refer to the *Osage Metals Superfund Site Administrative Order on Consent, EPA Docket No. VII-98-F-0019*.

The proposed agreement may be examined or obtained in person or by mail at the office of the United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, KS 66101 (913) 551-7255.

SUPPLEMENTARY INFORMATION: The proposed agreement concerns the 1.7-acre Osage Metals Superfund Site ("Site"), located at 120 Osage Avenue in Kansas City, Kansas. The Site was the location of metals salvage and reclamation facilities between 1948 and 1993. Samples taken at the Site in 1994 found polychlorinated biphenyls ("PCBs") in surface soils at levels as high as 334 mg/kg, and lead contamination in levels as high as 56,600 mg/kg. The EPA approved a removal action at the Site on February 13, 1995, and began cleanup in March of 1995. EPA completed its work in October 1995. No further response action is anticipated.

As of May 31, 1998, EPA and DOJ had incurred costs in excess of \$1.3 million exclusive of interest. Each of the proposed settlors arranged with Trinity Environmental Technologies, Inc. for disposal of capacitors contaminated with PCBs. Trinity Environmental Technologies, Inc. in turn arranged for disposal of the capacitors with PCB Treatment, Inc. PCB Treatment, Inc. then arranged for disposal at the Site of scrap metal from the capacitors.

EPA has determined that any party who arranged for disposal of between 206 and 89,387 pounds of capacitors contributed a *de minimis* volume of waste to the Site and that such wastes are not more toxic than any other hazardous substance at the Site.

Each settlor will pay a share of costs based on its volumetric share of capacitor weight compared to all

capacitor weight with an additional premium of 15%.

Through this settlement EPA will recover over \$10,000. EPA has recovered \$80,000 through a consent decree with the former owner/operator and will seek the remaining costs from other potentially responsible parties at the Site. EPA will be recovering over \$180,000 through Administrative Order on Consent EPA Docket No. VII-98-F0012, which became effective on October 27, 1998.

Dated: November 3, 1998.

Dennis Grams, P.E.,

Regional Administrator, Region VII.

[FR Doc. 98-31538 Filed 11-24-98; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

Public Information Collections Approved by Office of Management and Budget

November 16, 1998.

The Federal Communications Commission (FCC) has received Office of Management and Budget (OMB) approval for the following public information collections pursuant to the Paperwork Reduction Act of 1995, Public Law 104-13. 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 control number. For further information contact Shoko B. Hair, Federal Communications Commission, (202) 418-1379.

Federal Communications Commission

OMB Control No.: 3060-0859.

Expiration Date: 05/31/99.

Title: Suggested Guidelines for Petitions for Ruling Under Section 253 of the Communications Act.

Form No.: N/A.

Respondents: Business or other for-profit; State, local or tribal government.

Estimated Annual Burden: 80 respondents; 78.5 hours per response (avg.); 6280 total annual burden hours for all collections.

Estimated Annual Reporting and Recordkeeping Cost Burden: \$0.

Frequency of Response: On occasion.

Description: Section 253 of the Communications Act of 1934, as amended requires the Commission, with certain important exceptions, to preempt the enforcement of any state or local statute or regulation, or other state or local legal requirement (to the extent necessary) that prohibits or has the effect prohibiting the ability of any