

II. What Action is the Agency Taking?

EPA has received a pesticide petition as follows proposing the establishment and/or amendment of regulations for residues of a pesticide chemical in or on various food commodities under section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a. EPA has determined that this petition contains data or information regarding the elements set forth in section 408(d)(2); however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data supports granting of the petition. Additional data may be needed before EPA rules on the petition.

List of Subjects

Environmental protection, Agricultural commodities, Feed additives, Food additives, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: December 7, 1999.

James Jones,

Director, Registration Division, Office of Pesticide Programs.

Summaries of Petitions

The petitioner summaries of the pesticide petitions are printed below as required by section 408(d)(3) of the FFDCA. The summaries of the petitions were prepared by the petitioner and represents the view of the petitioner. EPA is publishing the petition summaries verbatim without editing them in any way. The petition summaries announce the availability of a description of the analytical methods available to EPA for the detection and measurement of the pesticide chemical residues or an explanation of why no such method is needed.

Novartis Crop Protection, Inc.

PP 5F4469 and PP 4F4336

EPA has received pesticide petitions (PP 4F4336 and PP 5F4469) from Novartis Crop Protection Inc., P.O. Box 18300, Greensboro, NC 27419 proposing, pursuant to section 408(d) of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a(d), to amend 40 CFR 180.481 by establishing tolerances for residues of prosulfuron, 1-(4-methoxy-6-methyl-triazin-2-yl)-3-[2-(3,3,3-trifluoropropyl)-phenylsulfonyl]-urea in or on the raw agricultural commodities cereal grains group (except rice and wild rice) grain at 0.01 parts per million (ppm); cereal grains group (except rice and wild rice) forage at 0.10 ppm; cereal grains group (except rice and wild rice) fodder at 0.01 ppm;

cereal grains group (except rice and wild rice) straw at 0.02 ppm; cereal grains group (except rice and wild rice) hay at 0.20 ppm; milk at 0.01 ppm; and meat, fat, kidney, liver and meat by-products of cattle, goats, hogs, horses, and sheep at 0.05 ppm. EPA has determined that the petitions contain data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data supports granting of the petition. Additional data may be needed before EPA rules on the petition.

This is a revised notice of filing to amend a previous notice of filing published in the **Federal Register** of August 25, 1999 (64 FR 46382) (FRL-6093-7) to propose permanent tolerances, instead of time-limited, for prosulfuron. Refer to the August 25, 1999 notice for a detailed summary of available information to support this action.

[FR Doc. 99-32872 Filed 12-21-99; 8:45 am]

BILLING CODE 6560-50-F

ENVIRONMENTAL PROTECTION AGENCY

[PB-402404-MN; FRL-6393-2]

Lead-Based Paint Activities in Target Housing and Child-Occupied Facilities; State of Minnesota Authorization Application

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: On September 29, 1999, the State of Minnesota submitted an application for EPA approval to administer and enforce training and certification requirements, training program accreditation requirements, and work practice standards for lead-based paint activities in target housing and child-occupied facilities under section 402 of the Toxic Substances Control Act (TSCA). This notice announces the receipt of Minnesota's application, provides a 45-day public comment period, and provides an opportunity to request a public hearing on the application. Minnesota has provided a certification that its program meets the requirements for approval of a State program under section 404 of TSCA. Therefore, pursuant to section 404, the program is deemed authorized as of the date of submission. If EPA finds that the program does not meet the requirements for approval of a State program, EPA will disapprove the program, at which time a notice will be

issued in the **Federal Register** and the Federal program will take effect in Minnesota.

DATES: Comments, identified by docket control number PB-402404-MN, must be received on or before February 7, 2000. In addition, a public hearing request may be submitted on or before February 7, 2000.

ADDRESSES: Comments and the public hearing request may be submitted by mail, electronically, or in person. Please follow the detailed instructions for each method as provided in Unit I. of the "SUPPLEMENTARY INFORMATION." To ensure proper receipt by EPA, it is imperative that you identify docket control number PB-402404-MN in the subject line on the first page of your response.

FOR FURTHER INFORMATION CONTACT: Emma Avant, State of Minnesota Project Officer, Pesticides and Toxic Substances Branch, Environmental Protection Agency, Region V, 77 West Jackson Blvd, DT-8J, Chicago, IL 60601; telephone: (312) 886-7899; e-mail address: avant.emma@epamail.epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general. This action may, however, be of interest to firms and individuals engaged in lead-based paint activities in Minnesota. Since other entities may also 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."

B. How Can I Get Additional Information, Including Copies of this Document or Other Related Documents?

1. *Electronically.* You may obtain electronic copies of this document, and certain other related documents that might be available electronically, from the EPA Internet Home Page at <http://www.epa.gov/>. To access this document, on the Home Page select "Laws and Regulations" and then look up the entry for this document under the "**Federal Register**--Environmental Documents." You can also go directly to the **Federal Register** listings at <http://www.epa.gov/fedrgstr/>.

2. *In person.* The Agency has established an official record for this action under docket control number PB-402404-MN. The official record consists of the documents specifically referenced in this action, this notice, the State of

Minnesota's authorization application, any public comments received during an applicable comment period, and other information related to this action, including any information claimed as Confidential Business Information (CBI). This official record includes the documents that are physically located in the docket, as well as the documents that are referenced in those documents. The public version of the official record does not include any information claimed as CBI. The public version of the official record, which includes printed, paper versions of any electronic comments submitted during an applicable comment period, is available for inspection from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The docket is located at the EPA Region V Office, Environmental Protection Agency, Waste, Pesticides and Toxics Division, Pesticides and Toxic Substances Branch, Toxic Programs Section, DT-8J, 77 West Jackson Blvd, Chicago, IL.

C. How and to Whom Do I Submit Comments and Hearing Requests?

You may submit comments and hearing requests through the mail, in person, or electronically. To ensure proper receipt by EPA, it is imperative that you identify docket control number PB-402404-MN in the subject line on the first page of your response.

1. *By mail.* Submit your comments and hearing requests to: Environmental Protection Agency, Region V, Waste, Pesticides and Toxics Division, Pesticides and Toxic Substances Branch, DT-8J, 77 West Jackson Blvd, Chicago, IL 60604.

2. *In person or by courier.* Deliver your comments and hearing requests to: Environmental Protection Agency, Waste, Pesticides and Toxics Division, Pesticides and Toxic Substances Branch, DT-8J, Chicago, IL 60601. The regional office is open from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays.

3. *Electronically.* You may submit your comments and hearing requests electronically by e-mail to: "avant.emma@epamail.epa.gov" or mail your computer disk to the address identified above. Do not submit any information electronically that you consider to be CBI. Electronic comments and hearing requests must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data and hearing requests will also be accepted on standard disks in WordPerfect 6.1/8.0 or ASCII file format. All comments and hearing requests in electronic form must be identified by docket control

number PB-402404-MN. Electronic comments and hearing requests may also be filed online at many Federal Depository Libraries.

D. How Should I Handle CBI Information That I Want to Submit to the Agency?

Do not submit any information electronically that you consider to be CBI. You may claim information that you submit to EPA in response to this document as CBI 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. In addition to one complete version of the comment that includes any information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public version of the official record. Information not marked confidential will be included in the public version of the official record without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult the person identified under "FOR FURTHER INFORMATION CONTACT."

II. Background

A. What Action is the Agency Taking?

The State of Minnesota has provided a certification letter stating that its lead-based paint training and certification program meets the requirements for authorization of a State program under section 404 of TSCA and has requested approval of the Minnesota lead-based paint training and certification program. Therefore, pursuant to section 404 of TSCA, the program is deemed authorized as of the date of submission (i.e., September 29, 1999). If EPA subsequently finds that the program does not meet all the requirements for approval of a State program, EPA will work with the State to correct any deficiencies in order to approve the program. If the deficiencies are not corrected, a notice of disapproval will be issued in the **Federal Register** and a Federal program will be implemented in the State.

Pursuant to section 404(b) of TSCA (15 U.S.C. 2684(b)), EPA provides notice and an opportunity for a public hearing on a State or Tribal program application before approving the application. Therefore, by this notice EPA is soliciting public comment on whether the Minnesota application meets the requirements for EPA approval. This notice also provides an opportunity to request a public hearing on the

application. If a hearing is requested and granted, EPA will issue a **Federal Register** notice announcing the date, time, and place of the hearing. EPA's final decision on the application will be published in the **Federal Register**.

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

On October 28, 1992, the Housing and Community Development Act of 1992, Public Law 102-550, became law. Title X of that statute was the Residential Lead-Based Paint Hazard Reduction Act of 1992. That Act amended TSCA (15 U.S.C. 2601 *et seq.*) by adding Title IV (15 U.S.C. 2681-2692), entitled "Lead Exposure Reduction."

Section 402 of TSCA authorizes and directs EPA to promulgate final regulations governing lead-based paint activities in target housing, public and commercial buildings, bridges, and other structures. Those regulations are to ensure that individuals engaged in such activities are properly trained, that training programs are accredited, and that individuals engaged in these activities are certified and follow documented work practice standards. Under section 404 of TSCA, a State may seek authorization from EPA to administer and enforce its own lead-based paint activities program.

On August 29, 1996 (61 FR 45777) (FRL-5389-9), EPA promulgated final TSCA section 402/404 regulations governing lead-based paint activities in target housing and child-occupied facilities (a subset of public buildings). Those regulations are codified at 40 CFR part 745, and allow both States and Indian Tribes to apply for program authorization. Pursuant to section 404(h) of TSCA, EPA is to establish the Federal program in any State or Tribal Nation without its own authorized program in place by August 31, 1998.

States and Tribes that choose to apply for program authorization must submit a complete application to the appropriate Regional EPA Office for review. Those applications will be reviewed by EPA within 180 days of receipt of the complete application. To receive EPA approval, a State or Tribe must demonstrate that its program is at least as protective of human health and the environment as the Federal program, and provides for adequate enforcement (section 404(b) of TSCA, 15 U.S.C. 2684(b)). EPA's regulations (40 CFR part 745, subpart Q) provide the detailed requirements a State or Tribal program must meet in order to obtain EPA approval.

A State may choose to certify that its lead-based paint activities program meets the requirements for EPA

approval, by submitting a letter signed by the Governor or Attorney General stating that the program meets the requirements of section 404(b) of TSCA. Upon submission of such certification letter, the program is deemed authorized. This authorization becomes ineffective, however, if EPA disapproves the application or withdraws the program authorization.

III. State Program Description Summary

The following summary of the State of Minnesota's proposed program has been provided by the applicant.

A. Background

The purpose of Minnesota's lead poisoning prevention program is to prevent or reduce lead poisoning in children and pregnant women. This is accomplished by surveillance of blood lead levels, provision of health education to the general public and to interested parties, and by regulation of lead hazard reduction in residences, child-occupied facilities, schools, and playgrounds.

B. Surveillance

Minnesota Statutes require that the results of all human blood lead analyses must be reported to the Minnesota Department of Health (MDH), along with associated demographic information. Information on individuals is private under Minnesota's Government Data Practices Act. Summary data are compiled annually and are public information.

Surveillance results in lead-related educational and environmental followup when analyses of venous blood samples identify: Children with blood lead levels of at least 20 micrograms of lead per deciliter ($\mu\text{g}/\text{dL}$) of whole blood; children with blood lead levels of 15 to 20 $\mu\text{g}/\text{dL}$, that persist for 90 day; and pregnant women with blood lead levels of at least 10 $\mu\text{g}/\text{dL}$. Health education and environmental followup is conducted either by the MDH or by a city or county health department with jurisdiction. Statutes require the health departments serving Minneapolis, St. Paul, and Duluth to conduct followup. Eleven other city or county health departments have chosen to cede the program to MDH by notifying the commissioner of MDH by December 31, 1999. MDH is responsible for followup in 76 of Minnesota's 87 counties.

C. Health Education

MDH conducts lead-related health education activities for both primary

and secondary prevention of elevated blood lead levels. Educational materials include a variety of brochures and some videotapes. Topics include identification of possible lead sources, dealing with lead sources, preventing lead exposure to young children, remodeling older homes, disposal of lead waste, and disclosure of lead hazards to prospective buyers or renters of residences. Some of these materials are available in Spanish or Hmong.

Compliance assistance is provided as part of the health education activities. The Lead Link newsletter is targeted primarily to people with lead licenses. The newsletter provides updates on changes to rules or statutes and on new technology for lead testing or lead hazard reduction. Articles explain particular aspects of the rules or answers readers' questions. A renewal reminder is mailed to each licensee 2 to 3 months prior to the expiration of a license. In addition, staff routinely respond to inquiries from licensed lead professionals on an individual basis.

D. Regulation

In 1999, MDH amended its previous administrative rules to establish procedures for conducting environmental followup of children and pregnant women with blood lead levels for which followup is mandated. These rules establish criteria for identifying potential sources of lead exposure to children and pregnant women and requires that regulated lead work in affected property be performed by individuals who have obtained licenses from the commissioner after successfully completing permitted lead training courses and passing an examination administered by a permitted independent testing organization.

Regulated lead sources include lead-based paint; lead-contaminated dust; lead-contaminated bare soil; and lead-contaminated drinking water. Standards are set in rules for the lead content of each of these regulated lead sources.

Affected property includes: residences; child-occupied facilities; schools; and playgrounds within Minnesota. However, MDH does not claim jurisdiction on tribal lands for the purpose of implementing lead-related requirements.

Regulated lead work includes: lead hazard screens; lead inspections; lead risk assessments; lead hazard reduction, which includes lead abatement and swab team services.

Providers of initial and annual refresher training courses that are intended to qualify individuals for lead-related licenses must submit course

materials to MDH for review and obtain permits from MDH. The required course content and qualified personnel are described in the MDH rules.

The MDH rules apply to individuals and legal entities, including local health departments, who do regulated lead work in or for affected property. Except as provided under these rules, a person must obtain the appropriate license before doing regulated lead work. Any person doing regulated lead work who is required by these rules to have a license, must have the required license in personal possession and, on request, must show it to a representative of the commissioner or of the local health department with jurisdiction at the lead work site. A permit for a training course must be obtained by the course provider before representing the course as qualifying trainees for licensure under these rules.

An individual who does regulated lead work in a residence which is owned and occupied by the individual or by another adult individual who is related to the owner, must use the methods specified in the rules. The property owner, or an adult individual who is closely related to the owner, does not need a license to do lead hazard reduction for the owner's property. The MDH rules do not apply to:

1. Work that is performed for any purpose other than the express purpose of regulated lead work.
 2. Emergency shelter homes or emergency shelter services.
 3. Housing for the elderly or persons with disabilities unless at least one child, who is less than 72 months of age, resides or is expected to reside in such housing.
 4. Zero-bedroom residences, unless occupied by a child with an elevated blood lead level for which a lead risk assessment is required.
 5. Foster homes occupied by a child for no more than 90 days if the foster care is provided by an adult individual who is related, as defined in Minnesota Statutes.
 6. Foster homes occupied by a child for no more than 30 days if the foster care is not provided by an individual who is related, as defined in Minnesota Statutes.
 7. Any structure that is totally vacated within 30 days of the issuance of lead orders and that remains totally unoccupied until the structure is totally demolished which must be completed within 2 years of the date of the orders.
 8. Chemical test kits for the on-site, qualitative detection of lead.
- Individuals who have licenses or certificates that were issued under

previous rules for lead inspector, lead contractor, or lead worker remain licensed or certified until their annual expiration dates but must meet the requirements of the amended rules to remain licensed thereafter.

MDH has statutory authority and an administrative plan for monitoring compliance with its lead rules. MDH staff conduct on-site evaluations of lead training courses, lead inspections, lead hazard screens, lead risk assessments, and lead hazard reduction, which is defined to include lead abatement. The Minnesota Health enforcement Consolidation Act provides for penalties of up to \$10,000. The amount of administrative penalties depends on the severity of the violations and can be partly or entirely forgivable, if remedial actions are promptly implemented. In addition, licenses can be suspended or revoked.

IV. Federal Overfiling

Section 404(b) of TSCA makes it unlawful for any person to violate, or fail or refuse to comply with, any requirement of an approved State or Tribal program. Therefore, EPA reserves the right to exercise its enforcement authority under TSCA against a violation of, or a failure or refusal to comply with, any requirement of an authorized State or Tribal program.

V. Submission to Congress and the General Accounting Office

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before certain actions may take effect, the agency promulgating the action must submit a report, which includes a copy of the action, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of this document in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects

Environmental protection, Hazardous substances, Lead, Reporting and recordkeeping requirements.

Dated: December 1, 1999.

Gary Gulezian,

Acting Administrator, Region V.

[FR Doc. 99-33162 Filed 12-21-99; 8:45 am]

BILLING CODE 6560-50-F

FEDERAL COMMUNICATIONS COMMISSION

[DA 99-2790]

Public Safety National Coordination Committee

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: This document advises interested persons of a meeting of the Public Safety National Coordination Committee ("NCC"), which will be held in Washington, D.C. The Federal Advisory Committee Act, Public Law 92-463, as amended, requires public notice of all meetings of the NCC. This notice advises interested persons of the fifth meeting of the Public Safety National Coordination Committee.

DATES: January 14, 2000 at 1:30 p.m.-5:00 p.m.

ADDRESSES: Federal Communications Commission, 445 12th Street, S.W., Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Designated Federal Officer, Michael J. Wilhelm, (202) 418-0680, e-mail mwilhelm@fcc.gov. Press Contact, Meribeth McCarrick, Wireless Telecommunications Bureau, 202-418-0600, or e-mail mmccarri@fcc.gov.

SUPPLEMENTARY INFORMATION: Following is the complete text of the Public Notice: This Public Notice advises interested persons of the fifth meeting of the Public Safety National Coordination Committee ("NCC"), which will be held in Washington, D.C. The Federal Advisory Committee Act, Public Law 92-463, as amended, requires public notice of all meetings of the NCC.

Date: January 14, 2000.

Meeting Time: General Membership Meeting—1:30 p.m.-5:00 p.m.

Address: Federal Communications Commission, 445 12th Street, S.W., Commission Meeting Room, Washington, D.C. 20554.

The NCC Subcommittees will meet from 8:00 a.m. to 12:00 noon, continuing their meetings from the previous day. The NCC General Membership Meeting will commence at 1:30 p.m. and continue until 5:00 p.m. The agenda for the NCC membership meeting is as follows:

1. Introduction and Welcoming Remarks.
2. Administrative Matters.
3. Report from the Interoperability Subcommittee.
4. Remarks of Thomas Sugrue—Chief, Wireless Telecommunications Bureau.
5. Report from the Technology Subcommittee.

6. Report from the Implementation Subcommittee.

7. Public Discussion.

8. Other Business.

9. Upcoming Meeting Dates and Locations.

10. Closing Remarks.

The FCC has established the Public Safety National Coordination Committee, pursuant to the provisions of the Federal Advisory Committee Act, to advise the Commission on a variety of issues relating to the use of the 24 MHz of spectrum in the 764-776/794-806 MHz frequency bands (collectively, the 700 MHz band) that has been allocated to public safety services. *See* The Development of Operational, Technical and Spectrum Requirements For Meeting Federal, State and Local Public Safety Agency Communications Requirements Through the Year 2010 and Establishment of Rules and Requirements For Priority Access Service, WT Docket No. 96-86, *First Report and Order and Third Notice of Proposed Rulemaking*, FCC 98-191, 14 FCC Rcd 152 (1998), 63 FR 58645 (11-2-98).

The NCC has an open membership. Previous expressions of interest in membership have been received in response to several Public Notices inviting interested persons to become members and to participate in the NCC's processes. All persons who have previously identified themselves or have been designated as a representative of an organization are deemed members and are invited to attend. All other interested parties are hereby invited to attend and to participate in the NCC processes and its meetings and to become members of the Committee. This policy will ensure balanced participation. Members of the general public may attend the meeting. To attend the fifth meeting of the Public Safety National Coordination Committee, please RSVP to Joy Alford or Bert Weintraub of the Policy and Rules Branch of the Public Safety and Private Wireless Division, Wireless Telecommunications Bureau of the FCC by calling (202) 418-0680, by faxing (202) 418-2643, or by E-mailing at jalford@fcc.gov or bweintra@fcc.gov. Please provide your name, the organization you represent, your phone number, fax number and e-mail address. This RSVP is for the purpose of determining the number of people who will attend this fifth meeting. The FCC will attempt to accommodate as many people as possible. However, admittance will be limited to the seating available. Persons requesting accommodations for hearing disabilities should contact Joy Alford immediately.