

ENVIRONMENTAL PROTECTION AGENCY

[EPA-R09-OAR-2009-0853; FRL-9093-2]

Adequacy Status of Motor Vehicle Budget in Submitted Subsequent NO₂ Maintenance Plan for the South Coast Area for Transportation Conformity Purposes; California**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of Adequacy.

SUMMARY: In this notice, EPA is notifying the public that the Agency has found that the nitrogen dioxide (NO₂) motor vehicle emissions budgets in the subsequent NO₂ maintenance plan portion of the 2007 South Coast State Implementation Plan (SIP) are adequate for transportation conformity purposes. The 2007 South Coast SIP was submitted to EPA on November 28, 2007 by the California Air Resources Board as a revision to the California state implementation plan. CARB corrected the NO₂ motor vehicle emissions budgets from the 2007 South Coast SIP by letter dated May 1, 2009. As a result of our finding, the Southern California Association of Governments and the U.S. Department of Transportation must use the NO₂ motor vehicle emissions budgets from the submitted subsequent NO₂ maintenance plan for future transportation conformity determinations.

DATES: This finding is effective January 4, 2010.

FOR FURTHER INFORMATION CONTACT: Wienke Tax, U.S. EPA, Region IX, Air Division AIR-2, 75 Hawthorne Street, San Francisco, CA 94105-3901; (415) 947-4192 or tax.wienke@epa.gov.

SUPPLEMENTARY INFORMATION:

Throughout this document, whenever “we,” “us,” or “our” is used, we mean EPA.

Today’s notice is simply an announcement of a finding that we have already made. EPA Region IX sent a letter to the California Air Resources Board on November 20, 2009 stating that the 2002 and 2020 motor vehicle emissions budgets for NO₂ in the submitted 2007 AQMP are adequate. The budgets correspond to the South Coast NO₂ maintenance area, which generally includes Orange County, the southwestern two-thirds of Los Angeles County, southwestern San Bernardino County, and western Riverside County. Receipt of these motor vehicle emissions budgets was announced on EPA’s transportation conformity Web site, and no comments were submitted. The finding is available at EPA’s

conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

The adequate 2002 and 2020 motor vehicle emissions budgets (calculated for a winter season day) are provided in the following table:

ADEQUATE MOTOR VEHICLE EMISSIONS BUDGET
(In tons per day)

Budget Year	NO ₂ motor vehicle emissions budgets
2002 and 2020	680 tons per day (winter season)

Transportation conformity is required by Clean Air Act section 176(c). EPA’s conformity rule requires that transportation plans, transportation improvement programs, and projects conform to state air quality implementation plans (SIPs) and establishes the criteria and procedures for determining whether or not they do conform. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which we determine whether a SIP’s motor vehicle emissions budgets are adequate for conformity purposes are outlined in 40 CFR 93.118(e)(4). We have described our process for determining the adequacy of submitted SIP budgets in our July 1, 2004, preamble starting at 69 FR 40038, and we used the information in these resources while making our adequacy determination. Please note that an adequacy review is separate from EPA’s completeness review, and should not be used to prejudice EPA’s ultimate approval action for the SIP. Even if we find a budget adequate, the SIP could later be disapproved.

Authority: 42 U.S.C. 7401 *et seq.*

Dated: December 2, 2009.

Laura Yoshii,

Acting Regional Administrator, Region IX.

[FR Doc. E9-30048 Filed 12-16-09; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-9093-1; Docket ID No. EPA-HQ-ORD-2009-0115]

Draft Toxicological Review of 1,1,2,2-Tetrachloroethane: In Support of Summary Information on the Integrated Risk Information System (IRIS)**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of peer-review workshop.

SUMMARY: EPA is announcing that Eastern Research Group, Inc. (ERG), an EPA contractor for external scientific peer review, will convene an independent panel of experts and organize and conduct an external peer-review workshop to review the external review draft document titled, “Toxicological Review of 1,1,2,2-Tetrachloroethane: In Support of Summary Information on the Integrated Risk Information System (IRIS)” (EPA/635/R-09/001). The draft document was prepared by the National Center for Environmental Assessment (NCEA) within EPA’s Office of Research and Development. EPA previously announced the 60-day public comment period (ending November 23, 2009) for the draft document in the **Federal Register** on September 24, 2009 (74 FR 48731). EPA will consider public comments and recommendations from the expert panel workshop as EPA finalizes the draft document.

The public comment period and the external peer-review workshop are separate processes that provide opportunities for all interested parties to comment on the document. EPA intends to forward public comments submitted in accordance with the September 24, 2009, **Federal Register** notice (74 FR 48731) to ERG, for consideration by the external peer-review panel prior to the workshop.

EPA is releasing this draft document solely for the purpose of pre-dissemination peer review under applicable information quality guidelines. This document has not been formally disseminated by EPA. It does not represent and should not be construed to represent any Agency policy or determination.

ERG invites the public to register to attend this workshop as observers. In addition, ERG invites the public to give oral and/or provide written comments at the workshop regarding the draft document under review. Space is limited, and reservations will be accepted on a first-come, first-served basis. The draft document and EPA’s

peer-review charge are available primarily via the Internet on NCEA's home page under the Recent Additions and Publications menus at <http://www.epa.gov/ncea>. In preparing a final report, EPA will consider ERG's report of the comments and recommendations from the external peer-review workshop and any public comments that EPA receives.

DATES: The peer-review panel workshop will begin on Wednesday, January 27, 2010, at 8:30 a.m., and will end at approximately 4 p.m. Eastern Standard Time.

ADDRESSES: The peer-review workshop will be held at the Holiday Inn Capitol, 550 C Street, SW., Washington, DC 20024. The EPA contractor, ERG, is organizing, convening, and conducting the peer-review workshop. To attend the workshop, register by Wednesday, January 20, 2010, by calling ERG at 781-674-7374 or toll free at 800-803-2833 (ask for the 1,1,2,2-Tetrachloroethane peer-review coordinator, Laurie Waite), sending a facsimile to 781-674-2906 (please reference: "1,1,2,2-Tetrachloroethane peer-review workshop" and include your name, title, affiliation, full address, and contact information), or sending an e-mail to meetings@erg.com (subject line: "1,1,2,2-Tetrachloroethane peer-review workshop" and include your name, title, affiliation, full address, and contact information). You may also register via the Internet at <https://www2.ergweb.com/projects/conferences/peerreview/register-tetraworkshop.htm>.

The draft "Toxicological Review of 1,1,2,2-Tetrachloroethane: In Support of Summary Information on the Integrated Risk Information System (IRIS)" is available primarily via the Internet on the National Center for Environmental Assessment's home page under the Recent Additions and Publications menus at <http://www.epa.gov/ncea>. A limited number of paper copies are available from the Information Management Team, NCEA; telephone: 703-347-8561; facsimile: 703-347-8691. If you are requesting a paper copy, please provide your name, mailing address, and the document title, "Toxicological Review of 1,1,2,2-Tetrachloroethane: In Support of Summary Information on the Integrated Risk Information System (IRIS)." Copies are not available from ERG.

Information on Services for Individuals with Disabilities: EPA welcomes public attendance at the "1,1,2,2-Tetrachloroethane peer-review workshop" and will make every effort to accommodate persons with disabilities.

For information on access or services for individuals with disabilities, please contact ERG, 110 Hartwell Avenue, Lexington, MA 02421-3136; telephone: 781-674-7374; facsimile: 781-674-2906; or e-mail: meetings@erg.com (subject line: 1,1,2,2-Tetrachloroethane peer-review workshop), preferably at least 10 days prior to the meeting, to give as much time as possible to process your request.

FOR FURTHER INFORMATION CONTACT:

Questions regarding information, registration, access or services for individuals with disabilities, or logistics for the external peer-review workshop should be directed to ERG, 110 Hartwell Avenue, Lexington, MA 02421-3136; telephone: 781-674-7374; facsimile: 781-674-2906; or e-mail: meetings@erg.com (subject line: 1,1,2,2-Tetrachloroethane peer-review workshop).

If you have questions about the document, please contact Martin Gehlhaus, National Center for Environmental Assessment (NCEA), 1200 Pennsylvania Ave, NW., 8601P, Washington, DC 20460; telephone: 703-347-8579; facsimile: 703-347-8689; or e-mail: gehlhaus.martin@epa.gov.

SUPPLEMENTARY INFORMATION:

I. Information About IRIS

IRIS is a database that contains potential adverse human health effects information that may result from chronic (or lifetime) exposure to specific chemical substances found in the environment. The database (available on the Internet at <http://www.epa.gov/iris>) contains qualitative and quantitative health effects information for more than 540 chemical substances that may be used to support the first two steps (hazard identification and dose-response evaluation) of a risk assessment process. When supported by available data, the database provides oral reference doses (RfDs) and inhalation reference concentrations (RfCs) for chronic health effects, and oral slope factors and inhalation unit risks for carcinogenic effects. Combined with specific exposure information, government and private entities can use IRIS data to help characterize public health risks of chemical substances in a site-specific situation and thereby support risk management decisions designed to protect public health.

Dated: December 8, 2009.

Rebecca Clark,

Acting Director, National Center for Environmental Assessment.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-9093-4]

Notice of a Project Waiver of Section 1605 (Buy American Requirement) of the American Recovery and Reinvestment Act of 2009 (ARRA) to the Town of Taos, NM

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Regional Administrator of EPA Region 6 is hereby granting a project waiver of the Buy American requirements of ARRA Section 1605 under the authority of Section 1605(b)(2) [manufactured goods are not produced in the United States in sufficient and reasonably available quantities and of a satisfactory quality] to the Town of Taos ("Taos") for the purchase of membrane filtrations cassettes, which are an integral component of the Membrane Bioreactor (MBR) system, proposed for the expansion of its existing Wastewater Treatment Plant (WWTP). Taos indicates that the MBR system is necessary to achieve the tertiary wastewater treatment levels at the proposed 4 million gallons per day WWTP. The membrane filtration equipment under consideration is manufactured by a company located in Canada and no United States manufacturer produces an alternative that meets Taos' technical specifications. This is a project specific waiver and only applies to the use of the specified product for the ARRA funded project being proposed. Any other ARRA project that may wish to use the same product must apply for a separate waiver based on the specific project circumstances. The Regional Administrator is making this determination based on the review and recommendations of the EPA Region 6, Water Quality Protection Division. Taos has provided sufficient documentation to support its request.

The Assistant Administrator of the EPA's Office of Administration and Resources Management has concurred on this decision to make an exception to Section 1605 of ARRA. This action permits the purchase of MBR system containing goods not manufactured in America, for the proposed project being implemented by Taos. It should be noted that for purposes of this action, the MBR system, while treated as a single system, is not itself a manufactured good, but is an assembly of manufactured goods.

DATES: *Effective Date:* December 9, 2009.