

comments, reply comments, recommendations, terms and conditions, and prescriptions.

The Commission directs, pursuant to section 4.34(b) of the regulations (see Order No. 533 issued May 8, 1991, 56 Fed. Reg. 23108 (May 20, 1991)), that all comments, recommendations, terms and conditions and prescriptions concerning the application be filed with the Commission within 60 days from the issuance date of this notice. All reply comments must be filed with the Commission within 105 days from the date of this notice.

Anyone may obtain an extension of time for these deadlines from the Commission only upon a showing of good cause or extraordinary circumstances in accordance with 18 CFR 385.2008.

All filings must: (1) bear in all capital letters the title "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "TERMS AND CONDITIONS," or "PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person submitting the filing; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). *Any of these documents must be filed by providing the original and the number of copies required by the Commission's regulations to:* Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. An additional copy must be sent to: Director, Division of Project Review, Office of Hydropower Licensing, Federal Energy Regulatory Commission, Room 5K-01, at the above address. Each filing must be accompanied by proof of service on all persons listed in service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

**David P. Boergers,**

*Acting Secretary.*

[FR Doc. 98-5215 Filed 2-27-98; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[OPPTS-140266; FRL-5775-8]

### Access to Confidential Business Information by Science Applications International Corporation

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** EPA has authorized its contractor, Science Applications International Corporation (SAIC), of Dunn Loring, Virginia, access to information which has been submitted to EPA under all sections of the Toxic Substances Control Act (TSCA). Some of the information may be claimed or determined to be confidential business information (CBI).

**DATES:** Access to confidential data submitted to EPA occurred on January 20, 1998.

**FOR FURTHER INFORMATION CONTACT:** Susan Hazen, Director, Environmental Assistance Division (7408), Office of Pollution Prevention and Toxics, Environmental Protection Agency, Rm. E-545, 401 M St., SW., Washington, DC 20460, (202) 554-1404, TDD: (202) 554-0551; e-mail: TSCA-Hotline@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** Under contract number 68-D4-0098, contractor SAIC, of 2222 Gallows Road, Suite 300, Dunn Loring, VA, will assist Region IX in photocopying various documents provided by industry.

In accordance with 40 CFR 2.306(j), EPA has determined that under EPA contract number 68-D4-0098, SAIC will require access to CBI submitted to EPA under all sections of TSCA to perform successfully the duties specified under the contract. SAIC personnel will be given access to information submitted to EPA under all sections of TSCA. Some of the information may be claimed or determined CBI.

EPA is issuing this notice to inform all submitters of information under all sections of TSCA that EPA may provide SAIC access to these CBI materials on a need-to-know basis only. All access to TSCA CBI under this contract will take place at EPA Region IX Headquarters.

Clearance for access to TSCA CBI under this contract may continue until September 30, 1998.

SAIC personnel will be required to sign nondisclosure agreements and will be briefed on appropriate security procedures before they are permitted access to TSCA CBI.

## List of Subjects

Environmental protection, Access to confidential business information.

Dated: February 23, 1998.

**Oscar Morales,**

*Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.*

[FR Doc. 98-5259 Filed 2-27-98; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[OW-FRL-5972-7]

### Notice of Availability; Evaluation of Dredged Material Proposed for Discharge in Waters of the U.S.—Testing Manual

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of availability; Evaluation of Dredged Material Proposed for Discharge in Waters of the U.S.—Testing Manual.

**SUMMARY:** This notice announces the availability of the final testing manual entitled Evaluation of Dredged Material Proposed for Discharge in Waters of the U.S.—Testing Manual. This document is commonly referred to as the Inland Testing Manual (ITM). The ITM was prepared by an Environmental Protection Agency (EPA)/Corps of Engineers (CE) workgroup comprised of individuals from headquarters, field offices, and research laboratories of both agencies with scientific and/or programmatic expertise related to dredged material discharge activities.

**ADDRESSES:** A copy of the ITM can be obtained by contacting: Mr. Thomas Patin, U.S. Army Corps of Engineers, Waterways Experiment Station, 3909 Halls Ferry Road, Vicksburg, MS 39180-6199. The ITM is also available on the Internet from EPA's web site "<http://www.epa.gov/OST/>", or from the Corps Dredging Operations Technical Support home page at "<http://www.wes.army.mil/el/dots/>".

**FOR FURTHER INFORMATION CONTACT:** Mike Kravitz, Mail Code 4305, Office of Science and Technology, U.S. Environmental Protection Agency, 401 M Street SW., Washington, DC 20460 (telephone: 202-260-8085); or Kirk Stark, Regulatory Branch, CECW-OR, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 20 Massachusetts Ave. NW., Washington, DC 20314 (telephone: 202-761-1786).

**SUPPLEMENTARY INFORMATION:** EPA issued a notice of availability and

request for comment on the draft dredged material testing manual in the July 21, 1994, **Federal Register** [FRL-5017-5]. Copies of the draft Inland Testing Manual (ITM) were sent to federal and state agencies, port authorities, environmental organizations, and other interested parties. Public meetings were also held in 1994 to discuss the document in Boston, MA, Arlington, VA, Atlanta, GA, San Jose, CA, Seattle, WA, Chicago, IL, St. Louis, MO, and Houston, TX. Comments received through the public review process, including those from EPA's Science Advisory Board, were used to shape the final document. Individual comments were grouped into "general" and "specific" categories, and reviewed by the EPA/CE Workgroup that prepared the draft ITM. A copy of the comments, and EPA's response, is available for review at EPA's Water Docket under docket number w-98-04. Docket materials may be reviewed from 9 to 4 p.m., Monday through Friday, excluding legal holidays. For access to docket materials, please call 202/260-3027 to schedule an appointment.

**Tudor T. Davies,**

*Director, Office of Science and Technology.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-5972-3]

### Underground Injection Control Program; Hazardous Waste Land Disposal Restrictions

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of intent to grant a case-by-case extension of land disposal restrictions effective date.

**SUMMARY:** EPA is proposing to grant the request from DuPont Sabine River Works Facility (DuPont or Facility) for a one year extension of the April 8, 1998, effective date of the RCRA land disposal restrictions (LDR) treatment standards applicable to wastewaters with the hazardous waste code D018 (Benzene). This action responds to a case-by-case extension request submitted by DuPont under 40 CFR 148.4 according to procedures set out in 40 CFR 268.5, which allow an owner or operator of a Class I hazardous waste injection well to request that the Administrator grant, on a case-by-case basis, an extension of the applicable effective date. To be granted such a request, the applicant must demonstrate, among other things, that

there is insufficient capacity to manage its waste and that they have entered into a binding contractual commitment to construct or otherwise provide such capacity, but due to circumstances beyond their control, such capacity could not reasonably be made available by the effective date. If this proposed action is finalized, DuPont can continue to inject wastewaters that contain D018 into the Class I hazardous waste injection wells located at the Sabine River Works, Orange, Texas facility until April 8, 1999. If warranted, EPA may grant a renewal of this extension, for up to one additional year, which, if requested and granted, would extend the effective date of the LDR for D018 (Benzene) to April 8, 2000.

**DATES:** Comments on this notice must be received on or before April 6, 1998.

**ADDRESSES:** The public must send their comments to Environmental Protection Agency, Region 6, Water Quality Protection Division, Source Water Protection Branch, Ground Water/UIC Section (6WQ-SG), 1445 Ross Avenue, Dallas, Texas 75202-2733. The docket for this action is located at EPA Region 6 at the address listed above, which is open during normal business hours, 8:00 a.m. through 4:00 p.m., Monday through Friday. The public can review all docket materials by visiting the EPA Region 6 Office.

**FOR FURTHER INFORMATION CONTACT:** Philip Dellinger, Chief, Ground Water/UIC Section, Source Water Protection Branch, EPA Region 6, 1445 Ross Avenue, Dallas, Texas, 75202-2733 or telephone (214) 665-7165.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

###### A. Congressional Mandate

Congress enacted the Hazardous and Solid Waste Amendments (HSWA) of 1984 to amend the Resource Conservation and Recovery Act (RCRA), to impose additional responsibilities on persons managing hazardous wastes. Among other things, HSWA required EPA to develop regulations that would impose restrictions on the land disposal of hazardous wastes. In particular, Sections 3004 (d) through (g) prohibit the land disposal of certain hazardous wastes by specified dates in order to protect human health and the environment except that wastes that meet treatment standards established by EPA are not prohibited and may be land disposed. Section 3004(m) requires EPA to set "levels or methods of treatment, if any, which substantially diminish the toxicity of the waste or substantially reduce the likelihood of migration of

hazardous constituents from the waste so that short-term and long-term threats to human health and the environment are minimized."

In developing such a broad program, Congress recognized that adequate alternative treatment, recovery, or disposal capacity which is protective of human health and the environment, may not be available by the applicable statutory effective dates. Section 3004(h)(2) authorizes EPA to grant a variance (based on the earliest dates that such capacity will be available, but not to exceed two years) from the effective date which would otherwise apply to specific hazardous wastes. In addition, under Section 3004(h)(3), EPA is authorized to grant an additional capacity extension of the applicable deadline on a case-by-case basis for up to one year. Such an extension is renewable once for up to one additional year.

On November 7, 1986, EPA published a final rule (51 FR 40572) establishing the regulatory framework to implement the land disposal restrictions program, including the procedures for submitting case-by-case extension applications.

On April 8, 1996, EPA published a final rule (61 FR 15566), establishing treatment standards under the land disposal restrictions (LDR) program for certain listed hazardous wastes, including D018 (Benzene). Because of a determination that available treatment, recovery, or disposal (TRD) capacity did not exist at that time for D018 wastewaters that are underground injected, EPA granted a two-year national capacity variance for these wastes. The variance will expire April 8, 1998.

EPA has completed the review of DuPont's October 1997 petition reissuance request that would allow the underground injection of the two wastestreams with the hazardous waste code D018 (Benzene). This petition reissuance request has been found to be technically sound. Recently one of the wells at the DuPont facility developed a mechanical integrity problem and is in the process of being repaired. Once the mechanical integrity of this well has been reestablished and EPA has confirmed that the well has mechanical integrity, then EPA can propose approval of DuPont's reissuance request. Unfortunately the time required to do the repair work and to proceed through the administrative process of the reissuance will extend past the land disposal restriction effective date of April 8, 1998.