

*B. 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 listed in the "FOR FURTHER INFORMATION CONTACT" section.

**IV. What Action is EPA Taking in this Notice?**

EPA is making available for public viewing the revised risk assessments and related documents for one organophosphate, methyl parathion. These documents have been developed as part of the pilot public participation process that EPA and USDA are now using for involving the public in the reassessment of pesticide tolerances under the Food Quality Protection Act (FQPA), and the reregistration of individual organophosphate pesticides under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). The pilot public participation process was developed as part of the EPA-USDA Tolerance Reassessment Advisory Committee (TRAC), which was established in April 1998, as a subcommittee under the auspices of EPA's National Advisory Council for Environmental Policy and Technology. A goal of the pilot public participation process is to find a more effective way for the public to participate at critical junctures in the Agency's development of organophosphate risk assessments and risk management decisions. EPA and USDA began implementing this pilot process in August 1998, to increase transparency and opportunities for stakeholder consultation. The documents being released to the public through this notice provide information on the revisions that were made to the methyl parathion preliminary risk assessments, which were released to the public August 10, 1998 (63 FR

43175) (FRL-6024-3), December 18, 1998 (63 FR 70126) (FRL-6052-6), and January 15, 1999 (64 FR 2644) (FRL-6056-9), through notices in the **Federal Register**.

To address dietary risk from food, the Agency has accepted voluntary cancellation of uses on crops that contributed most to children's diet. These canceled uses represent 90% of the dietary risk to children. Removal of these crops brings the acute dietary risk from food to below levels of concern (78% of the population adjusted dose). The agreement was signed August 2, 1999, with the basic producers of methyl parathion. Specific terms of the agreement include:

Canceled uses—children's food: All fruit uses (apples, cherries, grapes, nectarines, peaches, pears, and plums); carrots, succulent beans, succulent peas, and tomatoes;

Other canceled food uses: Artichokes, broccoli, brussels sprouts, cauliflower, celery, collards, kale, kohlrabi, lettuce, mustard greens, rutabagas, spinach, and turnips;

Canceled non-food uses: Ornamental plants, grasses grown for seed, mosquito use, and nursery stock.

Uses remaining: Alfalfa, almonds, barley, beets, cabbage, corn, cotton, dried beans, dried peas, grass, hops, lentils, oats, onions, pecans, rape seed, sugar (canola), rice, rye, soybeans, sunflower, sweet potato, walnuts, wheat, and white potato.

The cancellation of uses will take effect prior to the next growing season. Methyl parathion application for the canceled uses will be prohibited for the 2000 growing season.

Also, risk to handlers and re-entry workers exceed the Agency's level of concern. Cancellation of all fruits and many vegetables will reduce risks to workers. For many of the remaining uses, methyl parathion is applied aerially and these crops are typically not hand-harvested. Also, per the agreement, all non-agricultural uses of methyl parathion will be canceled. Prior to the next growing season, registrants have agreed to increase the reentry intervals to 4–5 days from 2 days.

For the 2001 growing season, the registrants have agreed to use enclosed cabs and cockpits, and closed mixing and loading systems. Registrants will also generate data to address uncertainties in the Agency's occupational risk assessment.

In addition, this notice starts a 60-day public participation period during which the public is encouraged to comment on risk management for methyl parathion. The Agency is providing an opportunity, through this

notice, for interested parties to provide written risk management ideas to the Agency on the chemical specified in this notice. The public may comment on the Agency's risk management position, which will be reflected in the documents associated with the revised risk assessments.

EPA will provide other opportunities for public participation and comment on issues associated with the organophosphate tolerance reassessment program. Failure to participate or comment as part of this opportunity will in no way prejudice or limit a commentator's opportunity to participate fully in later notice and comment processes. All comments and proposals must be received by EPA on or before October 12, 1999 at the addresses given under the "ADDRESSES" section. Comments and proposals will become part of the Agency record for the organophosphate specified in this notice.

**List of Subjects**

Environmental protection, Chemicals, Pesticides and pests.

Dated: August 6, 1999.

**Lois Rossi,**

*Director, Special Review and Reregistration Division, Office of Pesticide Programs.*

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-6421-2]

**Petroleum Products Superfund Site; Notice of Proposed De Minimis Settlement**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of proposed de minimis settlement.

**SUMMARY:** Under Section 122(g)(4) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the Environmental Protection Agency (EPA) has offered a de minimis settlement at the Petroleum Products Superfund Site (Site) under an Administrative Order on Consent (AOC) to settle claims for past and future response costs at the Site. Approximately 300 parties have returned signature pages accepting EPA's settlement offer. Of these parties, eight major oil companies are also settling on behalf of approximately 1120 of their branded service stations that sent waste oil to the Site. EPA will

consider public comments on the proposed settlement for thirty days. EPA may withdraw from or modify the proposed settlement should such comments disclose facts or considerations which indicate the proposed settlement is inappropriate, improper, or inadequate. Copies of the proposed settlement are available from: Ms. Paula V. Batchelor, U.S. Environmental Protection Agency, Region IV, Waste Management Division, 61 Forsyth Street, SW, Atlanta, Georgia 30303, (404) 562-8887.

Written comment may be submitted to Mr. Greg Armstrong at the above address within 30 days of the date of publication.

Dated: August 3, 1999.

**Franklin E. Hill,**

*Chief, Program Services Branch, Waste Management Division.*

[FR Doc. 99-21014 Filed 8-12-99; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6421-23]

### Notice of Proposed Assessment of Clean Water Act Class II Administrative Penalty and Opportunity to Comment

EPA is providing notice of a proposed administrative penalty for alleged violations of the Clean Water Act. EPA is also providing notice of opportunity to comment on the proposed penalty.

EPA is authorized under Section 311(b)(6) of the Clean Water Act, 33 U.S.C. 1321(b)(6), to assess a civil penalty after providing the person subject to the penalty notice of the proposed penalty and the opportunity for a hearing, and after providing interested persons public notice of the proposed penalty and a reasonable opportunity to comment on its issuance. Under Section 311(b)(6), any owner, operator, or person in charge of a vessel, onshore facility, or offshore facility from which oil is discharged in violation of Section 311(b)(3) of the Clean Water Act, 33 U.S.C. 1321(b)(3) may be administratively assessed a civil penalty of up to \$137,500 by EPA in a "Class II" administrative penalty proceeding. In addition, under Section 311(b)(6), any owner, operator, or person in charge of a vessel, onshore facility, or offshore facility in violation of the regulations issued under Section 311(j) of the Clean Water Act, 33 U.S.C. 1321(j), ("Oil Pollution Prevention Regulations"—40 CFR part 112) may be assessed a civil penalty of up to \$137,500 by EPA in a "Class II" administrative penalty

proceeding. Class II proceedings under Section 311(b)(6) of the Clean Water Act are conducted in accordance with the "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation and Suspension of Permits at 40 CFR Part 22 ("Part 22")."

Pursuant to Section 311(b)(6)(C) of the Clean Water Act, 33 U.S.C. 1321(b)(6)(C), EPA is providing public notice of the following proposed Class II penalty proceeding initiated by the Oil Program, Superfund Division, U.S. EPA, Region 9, 75 Hawthorne Street, San Francisco, CA 94105:

In the Matter of Union Pacific Railroad Company (UPRR); Docket Number OPA-09-99-01, filed July 21, 1999; proposed penalty \$125,000.00; for a violations of 311(b) and 311(j) of the Clean Water Act, 33 U.S.C. 1321(b) and 33 U.S.C. 1321(j), at UPRR's Norden Snowshed located at Milemarker 192.0, Roseville Subdivision in Norden, California.

The procedures by which the public may submit written comments on a proposed Class II penalty order or participate in a Class II penalty proceeding are set forth in Part 22. The deadline for submitting public comment on a proposed Class II order is thirty days after issuance of public notice.

#### FOR FURTHER INFORMATION CONTACT:

Persons wishing to receive a copy of Part 22, review the Complaint or other documents filed by the parties in this proceeding, comment upon the proposed penalty assessment, or participate in any hearing that may be held, should contact the Danielle Carr, Regional Hearing Clerk (ORC-1), U.S. EPA, Region 9, 75 Hawthorne Street, San Francisco, CA 94105, (415) 744-1391. Documents filed as part of the public record in this proceeding are available for inspection during business hours at the office of the Regional Hearing Clerk.

In order to provide opportunity for public comment, EPA will not take final action in this proceeding prior to thirty days after issuance of this notice.

Dated: July 20, 1999.

**Keith A. Takata,**

*Director, Superfund Division, EPA Region 9.*

[FR Doc. 99-20999 Filed 8-12-99; 8:45 am]

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## FEDERAL DEPOSIT INSURANCE CORPORATION

### Sunshine Act Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5

U.S.C. 552b), notice is hereby given that at 10 a.m. on Tuesday, August 10, 1999, the Board of Directors of the Federal Deposit Insurance Corporation met in closed session to consider matters relating to the Corporation's corporate, insurance, and supervisory activities.

In calling the meeting, the Board determined, on motion of Vice Chairman Andrew C. Hove, Jr., seconded by Ms. Carolyn Buck, acting in the place and stead of Ellen S. Seidman (Director, Office of Thrift Supervision), concurred in by Director John D. Hawke, Jr. (Comptroller of the Currency), and Chairman Donna Tanoue, that Corporation business required its consideration of the matters on less than seven days' notice to the public; that the public interest did not require consideration of the matters in a meeting open to public observation; and that the matters could be considered in a closed meeting by authority of subsections (c)(2), (c)(4), (c)(6), (c)(8), and (c)(9)(A)(ii) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(2), (c)(4), (c)(6), (c)(8), and (c)(9)(A)(ii)).

The meeting was held in the Board Room of the FDIC Building located at 550-17th Street, NW., Washington, DC.

Dated: August 10, 1999.

Federal Deposit Insurance Corporation.

**James D. LaPierre,**

*Deputy Executive Secretary.*

[FR Doc. 99-21113 Filed 8-11-99; 11:02 am]

BILLING CODE 6714-01-M

## FEDERAL RESERVE SYSTEM

### Sunshine Act Meeting

**AGENCY HOLDING THE MEETING:** Board of Governors of the Federal Reserve System.

**TIME AND DATE:** Approximately 10:30 a.m., Wednesday, August 18, 1999, following a recess at the conclusion of the open meeting.

**PLACE:** Marriner S. Eccles Federal Reserve Board Building, 20th and C Streets, N.W., Washington, D.C. 20551.

**STATUS:** Closed.

#### MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any matters carried forward from a previously announced meeting.

**CONTACT PERSON FOR MORE INFORMATION:** Lynn S. Fox, Assistant to the Board; 202-452-3204.

**SUPPLEMENTARY INFORMATION:** You may call 202-452-3206 beginning at