

Dated: June 8, 2000.

Clarence O. Lewis, III,

*Acting Director, Environmental Assistance
Division, Office of Pollution Prevention and
Toxics.*

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6716-3]

Notice of Superfund Recycling Equity Act Stakeholders Public Meeting

AGENCY: Environmental Protection
Agency (EPA).

ACTION: Notice of Public Meeting.

SUMMARY: The Environmental Protection Agency (EPA) will hold a public meeting to examine whether or not to issue guidance dealing with prospective (*i.e.*, post-enactment) recycling transactions covered by the Superfund Recycling Equity Act (SREA). To address this question, EPA will hear views on whether such guidance is needed, what type of guidance might be needed, and what the content of any such guidance should be. More specifically, attendees will be given an opportunity to share their views with EPA on the issue of what constitutes "reasonable care" as contemplated by sections 127(c)(5), (6) of the SREA. Accordingly, EPA is seeking relevant factual information on standard practices in the recycling industry, quantity and quality of publicly available environmental compliance information, and information useful to the agency and industry to implement the reasonable care standard contemplated in the SREA. This notice identifies a contact person for registration, and includes information on the topic, place, date and time of the meeting.

DATES: The public meeting will be held on July 17, 2000, 8:30 a.m. to 5 p.m. If you would like to attend the meeting, you must notify the Agency by July 10, 2000. Any written comments you wish to submit, whether or not you attend the meeting, must be submitted as set forth below and before July 10, 2000.

ADDRESSES: The public meeting will be held at U.S. EPA Headquarters, Ariel Rios Building, 1200 Pennsylvania Avenue, N.W. (entrance on 12th Street N.W.), in the NETI Conference Room No. 6226, Washington, DC 20004.

FOR FURTHER INFORMATION CONTACT: Sherry Green, Environmental Protection Agency, Office of Site Remediation Enforcement, Subject: Recycling

Meeting, 1200 Pennsylvania Avenue, NW, Mailcode 2272A, Washington, DC 20460, 202-564-4303, Fax 202-564-0461, or e-mail: green.sherry@epa.gov. Registration: there is no registration fee for this public meeting, but, to assure room capacity for all those attending, notice of your intention to attend must be received by July 10, 2000. Due to possible limitations on space in the meeting room, up to two participants per organization is requested, unless special arrangements are made with the Agency in advance of the meeting. All interested persons may give notice of their intention to attend via email to: green.sherry@epa.gov, Subject: Recycling Meeting, Fax 202-564-0461, or regular mail to the address noted above, and should provide the following information: Name, Affiliation (if applicable), Address, Phone, Fax, and Email address (if available). All timely comments, both oral and written, will be considered.

SUPPLEMENTARY INFORMATION:

I. Background

The Superfund Recycling Equity Act (SREA) was enacted on November 29, 1999, amending the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) 42 U.S.C. § 9601 *et seq.* SREA may also in some uses be referenced as the "D.C. Appropriations Act 2000, § 6001," the "Consolidated Appropriations Act for FY 2000, § 6001," or P.L. 106-113, Section 6001, and is codified at 42 U.S.C. § 9627. The purpose of this meeting is to listen to the views of all concerned on the issues raised by the SREA pertaining to post-enactment transactions, in particular, the issue of the reasonable care standard under sections 127(c)(5), (6) of the Act. Accordingly, the questions listed below have been provided to serve as the framework for the dialogue and information exchange at the meeting on July 17, 2000. To assure adequate time for all participants, oral remarks will be limited to seven minutes per individual or organization. Oral remarks may be supplemented with a written statement. All written statements (whether you plan to attend the meeting or not) must be received in electronic format by EPA by July 10, 2000 (seven days before the meeting). Written statements will be made available for public access at www.epa.gov/oeca/osre/recycle.html, once received by EPA. We encourage all persons planning to attend the meeting to read as many of these statements as have been posted before attending the meeting since it will inform the group dialogue. Copies of written statements

are likely to be too voluminous to be provided by EPA at the meeting, so please bring your own copies if you intend to refer to them during the meeting. Following the presentations, if time permits, EPA will invite group discussion of the issues raised to further assist it in considering the questions to be addressed.

II. Questions To Be Addressed at the Public Meeting

(1) How does a generator of scrap material currently exercise reasonable care in determining whether a consuming facility has been in compliance with substantive provisions of Federal, State or local environmental laws?

(2) What factors does a generator of scrap material currently take into account when evaluating the compliance status of a consuming facility?

(3) What prevailing industrial practices are used when assessing a facility's compliance status?

(4) How much inquiry does a generator of scrap material generally believe is needed to be reasonably comfortable that it has sufficient information to make a decision about a consuming facility's compliance status?

(5) As part of the assessment of what constitutes sufficient information, how much weight should standard industrial practices or prior business relationships with a particular facility or company be given in determining an individual consuming facility's behavior and compliance status?

(6) How do the criteria contained in section 127(c)(6) regarding "reasonable care" shape or direct the type of inquiry that is necessary to determine that a consuming facility is in compliance with substantive provisions of Federal, State or local environmental laws?

(7) Under what circumstances should site visits be required?

(8) What compliance information is available from state and local authorities? From other authorities?

(9) How often/frequently should generators be required to re-check the compliance status of consuming facilities?

(10) Under what circumstances is it appropriate/sufficient to rely on a consuming facility's checklist or self-certification to satisfy the "reasonable care" standard?

Dated: June 8, 2000.

Barry Breen,

*Office Director, Office of Site Remediation
Enforcement.*

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ENVIRONMENTAL PROTECTION AGENCY

[OPP-34228; FRL-6593-4]

Organophosphate Pesticide; Availability of Revised Risk Assessments**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice.

SUMMARY: This notice announces the availability of the revised risk assessments and related documents for one organophosphate pesticide, dicrotophos. In addition, this notice starts a 60-day public participation period during which the public is encouraged to submit risk management ideas or proposals. These actions are in response to a joint initiative between EPA and the Department of Agriculture (USDA) to increase transparency in the tolerance reassessment process for organophosphate pesticides.

DATES: Comments, identified by docket control number OPP-34228 must be received by EPA on or before August 14, 2000.

ADDRESSES: Comments may be submitted by mail, electronically, or in person. Please follow the detailed instructions for each method as provided in Unit III. of the "SUPPLEMENTARY INFORMATION." To ensure proper receipt by EPA, it is imperative that you identify docket control number OPP-34228 in the subject line on the first page of your response.

FOR FURTHER INFORMATION CONTACT: Karen Angulo, Special Review and Reregistration Division (7508C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (703) 308-8004; e-mail address: angulo.karen@epa.gov.

SUPPLEMENTARY INFORMATION:**I. Does this Action Apply to Me?**

This action is directed to the public in general, nevertheless, a wide range of stakeholders will be interested in obtaining the revised risk assessments and submitting risk management comments on dicrotophos, including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the use of pesticides on food. As such, the Agency has not attempted to specifically describe all the entities potentially 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."

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

A. Electronically. You may obtain electronic copies of this document and other related documents 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/>.

To access information about organophosphate pesticides and obtain electronic copies of the revised risk assessments and related documents mentioned in this notice, you can also go directly to the Home Page for the Office of Pesticide Programs (OPP) at <http://www.epa.gov/pesticides/op/>.

B. In person. The Agency has established an official record for this action under docket control number OPP-34228. The official record consists of the documents specifically referenced in this action, any public comments received during an applicable comment period, and other information related to this action, including any information claimed as 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 in Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA, from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The PIRIB telephone number is (703) 305-5805.

III. How Can I Respond to this Action?*A. How and to Whom Do I Submit Comments?*

You may submit comments through the mail, in person, or electronically. To ensure proper receipt by EPA, it is imperative that you identify docket control number OPP-34228 in the subject line on the first page of your response.

1. *By mail.* Submit comments to: Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental

Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460.

2. *In person or by courier.* Deliver comments to: Public Information and Records Integrity Branch, Information Resources and Services Division, Office of Pesticide Programs, Environmental Protection Agency, Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA. The PIRIB is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The PIRIB telephone number is (703) 305-5805.

3. *Electronically.* Submit electronic comments by e-mail to: "opp-docket@epa.gov," or you can submit a computer disk as described in this unit. Do not submit any information electronically that you consider to be CBI. Electronic comments must be submitted as an ASCII file, avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on standard computer disks in WordPerfect 6.1/8.0 or ASCII file format. All comments in electronic form must be identified by the docket control number OPP-34228. Electronic comments may also be filed online at many Federal Depository Libraries.

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 under "FOR FURTHER INFORMATION CONTACT."

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 pesticide, dicrotophos. These documents have been developed as part of the pilot public participation process that EPA and USDA are now