

applicators of restricted use pesticides. Therefore, a distinct certification process is required in any state wanting to certify applicators of 1080 LPC. The M-44 Device (M-44) is used by certified applicators to control predators of livestock and poultry. Similar to LPC 1080, M-44 has specific use restrictions that go beyond those required for most other categories of applicators of restricted use pesticides. The amendments to the Utah plan satisfy the specific training, recordkeeping, and reporting requirements for both LPC 1080 and M-44.

The Utah Department of Agriculture and Food (UDAF) will only be certifying employees of the U.S. Department of Agriculture, Wildlife Services (WS) and cooperative UDAF employees under the direct supervision of WS to use 1080 LPC and M-44 in performance of their official duties. WS is authorized by Congress to manage wildlife damage. UDAF certification of WS employees as pesticide applicators will allow them to purchase, use, and supervise the use of 1080 LPC and M-44 to carry out their responsibility in Utah.

UDAF also proposes the following new categories and subcategories for commercial applicators: Vertebrate Pest Control; Fumigation/Stored-Commodities Pest Control; Wood-Preservation Pest Control and Wood-Destroying Organisms Pest Control. Under the Aquatic Pest Control category for commercial applicators, Utah is proposing new subcategories for Surface Water and Sewer Root Control. The plan also includes a general provision for proper transportation, storage and disposal of pesticides and pesticide containers.

UDAF is also adding a Memorandum of Understanding (MOU) with EPA Region 9 (San Francisco, CA) in anticipation of an EPA Region 9 program to certify applicators of restricted use pesticides in Navajo Indian Country. EPA Region 9 expects to issue a certificate to applicators already possessing a valid certificate from UDAF. The MOU establishes the roles of UDAF and EPA Region 9 to implement the anticipated program.

EPA finds that the proposed amendment permitting certification of

1080 LPC applicators meets the criteria specified in the Final Decision of October 1983, that requires applicators of 1080 LPC to receive specific training, recordkeeping and reporting requirements beyond that of other restricted use pesticides. In addition, EPA has determined that the proposed M-44 sodium cyanide device amendment complies with specific registration requirements. EPA has reviewed the new categories and subcategories, the provisions for transportation, storage and disposal, and the MOU with EPA Region 9 to certify applicators of restricted use pesticides in Navajo Indian Country. Therefore, EPA announces its intentions to approve the amendment to the Utah State Certification Plan.

### III. What Action is the Agency Taking?

EPA has reviewed the revised Utah Certification Plan and finds it in compliance with FIFRA and 40 CFR part 171. Therefore, EPA announces its intentions to approve the amendment to the Utah State Certification Plan permitting certification of 1080 LPC applicators and M-44 sodium cyanide device applicators. EPA is soliciting comments on the proposed amendments.

#### List of Subjects

Environmental protection, Education, Pesticides and pests.

Dated: October 21, 2004.

**Robert E. Roberts,**

*Regional Administrator, Region VIII.*

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### ENVIRONMENTAL PROTECTION AGENCY

[FRL-7859-2]

#### Clean Water Act Section 303(d): Availability of 13 Total Maximum Daily Loads (TMDLs)

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

**ACTION:** Notice of availability.

**SUMMARY:** This notice announces the availability for comment of the

administrative record file for 13 TMDLs and the calculations for these TMDLs prepared by EPA Region 6 for waters listed in the state of Arkansas under section 303(d) of the Clean Water Act (CWA). These TMDLs were completed in response to the lawsuit styled *Sierra Club, et al. v. Browner, et al.*, No. LR-C-99-114.

**DATES:** Comments must be submitted in writing to EPA on or before February 9, 2005.

**ADDRESSES:** Comments on the 13 TMDLs should be sent to Ellen Caldwell, Environmental Protection Specialist, Water Quality Protection Division, U.S. Environmental Protection Agency Region 6, 1445 Ross Ave., Dallas, TX 75202-2733, facsimile (214) 665-6689, or e-mail:

[caldwell.ellen@epa.gov](mailto:caldwell.ellen@epa.gov). For further information, contact Ellen Caldwell at (214) 665-7513. Documents from the administrative record file for these TMDLs are available for public inspection at this address as well. Documents from the administrative record file may be viewed at <http://www.epa.gov/region6/water/artmdl.htm>, or obtained by calling or writing Ms. Caldwell at the above address. Please contact Ms. Caldwell to schedule an inspection.

**FOR FURTHER INFORMATION CONTACT:** Ellen Caldwell at (214) 665-7513.

**SUPPLEMENTARY INFORMATION:** In 1999, five Arkansas environmental groups, the Sierra Club, Federation of Fly Fishers, Crooked Creek Coalition, Arkansas Fly Fishers, and Save our Streams (plaintiffs), filed a lawsuit in Federal Court against the EPA, styled *Sierra Club, et al. v. Browner, et al.*, No. LR-C-99-114. Among other claims, plaintiffs alleged that EPA failed to establish Arkansas TMDLs in a timely manner. EPA proposes these TMDLs pursuant to a consent decree entered in this lawsuit.

#### EPA Seeks Comments on 13 TMDLs

By this notice EPA is seeking comment on the following 13 TMDLs for waters located within the state of Arkansas:

Segment-Reach	Waterbody name	Pollutant
08050001-022 .....	Big Bayou .....	Siltation/turbidity.
08050001-022 .....	Big Bayou .....	Chloride.
08050001-018 .....	Boeuf River .....	Siltation/turbidity.
08050001-018 .....	Boeuf River .....	Chloride.
08050001-018 .....	Boeuf River .....	Sulfates.
08050001-018 .....	Boeuf River .....	TDS.
08050001-019 .....	Boeuf River .....	Siltation/turbidity.
08050001-019 .....	Boeuf River .....	Chloride.

Segment-Reach	Waterbody name	Pollutant
08050002-010 .....	Oak Log Bayou .....	Siltation/turbidity.
08050002-010 .....	Oak Log Bayou .....	Chloride.
08050002-010 .....	Oak Log Bayou .....	TDS.
08050002-003 .....	Bayou Macon .....	Siltation/turbidity.
08050002-006 .....	Bayou Macon .....	Siltation/turbidity.

EPA requests that the public provide to EPA any water quality related data and information that may be relevant to the calculations for these 13 TMDLs. EPA will review all data and information submitted during the public comment period and revise the TMDLs and determinations where appropriate. EPA will then forward the TMDLs to the Arkansas Department of Environmental Quality (ADEQ). The ADEQ will incorporate the TMDLs into its current water quality management plan.

Dated: January 3, 2005.

**Miguel I. Flores,**

*Director, Water Quality Protection Division,  
EPA, Region 6.*

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**BILLING CODE 6560-50-P**

## EXPORT-IMPORT BANK

[Public Notice 70]

### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** Export-Import Bank of the U.S.

**ACTION:** Notice and Request for Comments.

**SUMMARY:** The Export-Import Bank, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to comment on the proposed information collection, as required by the Paperwork Reduction Act of 1995.

**DATES:** Written comments should be received on or before March 11, 2005.

**ADDRESSES:** Direct all comments and requests for additional information to Walter Kosciow, Export-Import Bank of the U.S., 811 Vermont Avenue, NW., Room 719, Washington, DC 20571, (202) 565-3649.

#### SUPPLEMENTARY INFORMATION:

*Titles and Form Numbers:* Short-Term Multi-Buyer Export Credit Insurance Policy Application, EIB 92-50.

*OMB Number:* 3048-0009.

*Type of Review:* Revision of 1 of 9 forms in a currently approved collection. This review affects only the form noted above.

*Need and Use:* The information requested enables the applicant to provide Ex-Im Bank with the information necessary to obtain legislatively required assurance of repayment and fulfills other statutory requirements.

*Affected Public:* The form affects entities involved in the export of U.S. goods and services, including exporters, insurance brokers, and non-profit or state and local governments acting as facilitators.

*Estimated Annual Responses:* 500.

*Estimated Time Per Respondent:* 1/2 hour.

*Estimated Annual Burden:* 250.

*Frequency of Reporting or Use:* Applications submitted one time, renewals annually.

Dated: January 4, 2005.

**Solomon Bush,**

*Agency Clearance Officer.*

**BILLING CODE 6690-01-M**