accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When preparing and submitting your comments, see the commenting tips at *http://www.epa.gov/dockets/comments.html.*

3. *Environmental justice.* EPA seeks to achieve environmental justice, the fair treatment and meaningful involvement of any group, including minority and/or low-income populations, in the development, implementation, and enforcement of environmental laws, regulations, and policies. To help address potential environmental justice issues, EPA seeks information on any groups or segments of the population who, as a result of their location, cultural practices, or other factors, may have atypical or disproportionately high and adverse human health impacts or environmental effects from exposure to the pesticides discussed in this document, compared to the general population.

II. Registration Applications

When the Agriculture Improvement Act of 2018 (2018 Farm Bill) was signed into law on December 20, 2018, hemp, defined therein as the plant *Cannabis sativa* L. and any part of that plant with a delta-9-tetrahydrocannabinol concentration of not more than 0.3% on a dry weight basis, was removed from the Controlled Substances Act. Consequently, interest in hemp production has substantially increased over the last several months and the availability of particular tools, such as pesticides registered under FIFRA, will likely be essential to supporting the success of this industry going forward.

Because of these recent developments with regard to hemp, EPA has received applications to add hemp as a new site to the labeling of some currently registered pesticide products. These registered pesticide products contain active ingredients for which EPA previously determined the residues will be safe under any reasonably foreseeable circumstances and, pursuant to the Federal Food, Drug, and Cosmetic Act (FFDCA), established tolerance exemptions, as indicated below, for those residues in or on all raw agricultural or food commodities. As these initial applications that involve hemp may be of significant interest to the public and to enhance transparency, EPA is hereby providing notice of receipt and opportunity to comment on these applications. Notice of receipt of these applications does not imply a decision by EPA on these applications.

FIFRA section 3(c)(4) requires EPA to ''publish in the **Federal Register** [. . .] a notice of each application for registration of any pesticide [. . .] if it would entail a changed use pattern.'' As terrestrial outdoor and residential outdoor use patterns (40 CFR 158.100) were previously assessed and approved for the active ingredients listed below and because hemp, as proposed for addition to the labels of the products below, falls under these use patterns, EPA does not consider the use patterns to be changed with these applications. Thus, EPA is not statutorily required to provide an opportunity to comment and is doing so here because of the potential significant interest from the public in these initial applications and in furtherance of being completely transparent about these applications. For future pesticide registration applications that are similar to these applications and that are expected to be submitted with more regularity, EPA is not planning to notify the public of their receipt.

1. *EPA Registration Number:* 70310–5. *Applicant:* Agro Logistic Systems, Inc., P.O. Box 5799, Diamond Bar, CA 91765. *Active ingredients:* Azadirachtin and Neem Oil. *Product type:* Insecticide, Miticide, Fungicide, and Nematicide. *FFDCA clearances:* 40 CFR 180.1119 and 40 CFR 180.1291. *Contact:* BPPD.

2. *EPA Registration Number:* 70310–7. *Applicant:* Agro Logistic Systems, Inc., P.O. Box 5799, Diamond Bar, CA 91765. *Active ingredients:* Azadirachtin and Neem Oil. *Product type:* Insecticide, Miticide, Fungicide, and Nematicide. *FFDCA clearances:* 40 CFR 180.1119 and 40 CFR 180.1291. *Contact:* BPPD.

3. *EPA Registration Number:* 70310–8. *Applicant:* Agro Logistic Systems, Inc., P.O. Box 5799, Diamond Bar, CA 91765. *Active ingredients:* Azadirachtin and Neem Oil. *Product type:* Insecticide, Miticide, Fungicide, and Nematicide. *FFDCA clearances:* 40 CFR 180.1119 and 40 CFR 180.1291. *Contact:* BPPD.

4. *EPA Registration Number:* 70310–11. *Applicant:* Agro Logistic Systems, Inc., P.O. Box 5799, Diamond Bar, CA 91765. *Active ingredient:* Neem Oil. *Product type:* Insecticide, Miticide, and Fungicide. *FFDCA clearance:* 40 CFR 180.1291. *Contact:* BPPD.

5. *EPA Registration Number:* 84059–3. *Applicant:* Marrone Bio Innovations, D/B/A Marrone Bio Innovations, Inc., 1540 Drew Ave., Davis, CA 95618. *Active ingredient:* Extract of *Reynoutria sachalinensis. Product type:* Fungicide and Fungistat. *FFDCA clearance:* 40 CFR 180.1259. *Contact:* BPPD.

6. *EPA Registration Number:* 84059–28. *Applicant:* Marrone Bio Innovations, D/B/A Marrone Bio Innovations, Inc., 1540 Drew Ave., Davis, CA 95618. *Active ingredient: Bacillus amyloliquefaciens* strain F727. *Product type:* Fungicide. *FFDCA clearance:* 40 CFR 180.1347. *Contact:* BPPD.

7. *EPA Registration Number:* 91865–1. *Applicant:* Hawthorne Hydroponics LLC, D/B/A General Hydroponics, 2877 Giffen Ave., Santa Rosa, CA 95407. *Active ingredients:* Soybean Oil, Garlic Oil, and Capsicum Oleoresin Extract. *Product type:* Insecticide and Repellent. *FFDCA clearances:* 40 CFR 180.950(c) and 40 CFR 180.1165. *Contact:* BPPD.

8. *EPA Registration Number:* 91865–2. *Applicant:* Hawthorne Hydroponics LLC, D/B/A General Hydroponics, 2877 Giffen Ave., Santa Rosa, CA 95407. *Active ingredient:* Potassium Salts of Fatty Acids. *Product type:* Insecticide, Fungicide, and Miticide. *FFDCA clearance:* 40 CFR 180.1068. *Contact:* RD.

9. *EPA Registration Number:* 91865–3. *Applicant:* Hawthorne Hydroponics LLC, D/B/A General Hydroponics, 2877 Giffen Ave., Santa Rosa, CA 95407. *Active ingredient: Bacillus amyloliquefaciens* strain D747. *Product type:* Fungicide and Bactericide. *FFDCA clearance:* 40 CFR 180.1308. *Contact:* BPPD.

10. *EPA Registration Number:* 91865–4. *Applicant:* Hawthorne Hydroponics LLC, D/B/A General Hydroponics, 2877 Giffen Ave., Santa Rosa, CA 95407. *Active ingredient:* Azadirachtin. *Product type:* Insect Growth Regulator and Repellent. *FFDCA clearance:* 40 CFR 180.1119. *Contact:* BPPD.

Authority: 7 U.S.C. 136 *et seq.*

Dated: August 13, 2019.

Robert McNally,

Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.

[FR Doc. 2019–18151 Filed 8–22–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OGC–2019–0478; FRL 9998–70–OGC]

Proposed Stipulated Partial Settlement Agreement, Endangered Species Act Claims

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed stipulated partial settlement agreement; request for public comment.

SUMMARY: In accordance with the EPA Administrator's October 16, 2017, Directive Promoting Transparency and Public Participation in Consent Decrees and Settlement Agreements, notice is

hereby given of a proposed stipulated partial settlement agreement in the United States District Court for the Northern District of California in the case of *Center for Biological Diversity et. al.,* v. *United States Environmental Protection Agency et al.,* No. 3:11 cv 0293 (N.D.Ca.). Plaintiffs filed the original case on January 20, 2011, asserting a single claim against EPA for allegedly violating section 7(a)(2) of the Endangered Species Act (ESA) by failing to initiate and reinitiate consultation with the Services with respect to its ongoing oversight of 382 pesticide active ingredients. After several motions to narrow the case and an appeal to the Ninth Circuit Court of Appeals, the plaintiffs filed their fourth amended complaint on June 29, 2018 for failure to initiate ESA section 7(a)(2) consultation for certain pesticide products containing 35 pesticide active ingredients. After several settlement discussions, the parties reached a partial agreement in this case. The parties are proposing to reach a settlement in the form of a stipulated partial settlement agreement. Among other provisions, this agreement would set a February 14, 2021, deadline for EPA to complete ESA section 7(a)(2) effects determination for carbaryl and methomyl, and, as appropriate, request initiation of any ESA section 7(a)(2) consultations with the National Marine Fisheries Service (NMFS) and/or the United States Fish and Wildlife Service (USFWS) that EPA may determine to be necessary as a result of those effects determinations. Additional deadlines would include August 14, 2021, for atrazine and simazine, and August 14, 2024, for brodifacoum, bromadiolone, warfarin, and zinc phosphide for EPA to complete effects determinations, and, as appropriate, request initiation of any ESA consultations with NMFS and/or USFWS. The stipulated partial settlement agreement would also include a meet and confer deadline of August 30, 2021, for all parties to discuss possible resolution of the remaining issues in this case.

DATES: Written comments on the proposed stipulated partial settlement agreement must be received by September 23, 2019.

ADDRESSES: Submit your comments, identified by Docket ID number EPA–HQ–OGC–2019–0478 online at *www.regulations.gov* (EPA's preferred method). For comments submitted at *www.regulations.gov,* follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from *www.regulations.gov.* The EPA may publish any comment received to its public docket. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment. The written comment is considered the official comment and should include discussion of all points you wish to make. The EPA generally will not consider comments or comment contents located outside of the primary submission (*i.e.,* on the web, cloud, or other file sharing system). For additional submission methods, please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section. For the full EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit *http://www2.epa.gov/dockets/commenting-epa-dockets.*

FOR FURTHER INFORMATION CONTACT: Michele Knorr, Pesticides and Toxic Substances Law Office (2333A), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone: (202) 564–5631; email address: *knorr.michele@epa.gov.*

SUPPLEMENTARY INFORMATION:

I. Additional Information About the Proposed Stipulated Settlement Agreement

On January 20, 2011, Plaintiffs (non-governmental environmental organizations) filed a complaint in the United States District Court in the Northern District of California asserting a single claim against EPA for allegedly violating section 7(a)(2) of the ESA by failing to initiate and reinitiate consultation with the Services with respect to 382 pesticide active ingredients. After motions practice and an appeal to the Ninth Circuit Court of Appeals, the plaintiffs filed their fourth amended complaint on June 29, 2018 for failure to initiate consultation under ESA section 7(a)(2) for certain pesticide products containing 35 pesticide active ingredients. After several settlement discussions, the parties reached a partial agreement in this case. Specifically, Paragraph 1.a. of the proposed stipulated partial settlement provides that EPA would agree to complete ESA section 7(a)(2) effects determinations, compiled into a biological evaluation, by February 14, 2021, for carbaryl and methomyl, and, as appropriate, request initiation of any ESA section 7(a)(2) consultations with the NMFS and/or the USFWS that EPA may determine to be necessary as a result of those effects determinations. Additional deadlines for completing ESA section 7(a)(2) effects determinations, compiled into a biological evaluation, included in Paragraphs 2.a. and 3.a., respectively, would be August 14, 2021, for atrazine and simazine, and August 14, 2024, for brodifacoum, bromadiolone, warfarin, and zinc phosphide, and, as appropriate, request initiation of any ESA consultations with NMFS and/or USFWS.

The agreement also includes statements of EPA's intent to take certain actions, in addition to the deadlines associated with specific biological evaluations, including: (1) To complete draft biological evaluations no later than one year prior to the deadline for the final biological evaluations, as well to provide notice and a 60-day opportunity for public comment on any such draft, (2) consistent with current practice, EPA would, within 30 business days of receipt from the USFWS of any draft biological opinions on the effects of chlorpyrifos and diazinon, make the draft available to the public for a 60-day comment period, (3) consistent with current practice, conduct nationwide-scale effects determinations, and (4) to complete biological evaluations for glyphosate and propazine on the same schedule as simazine and atrazine.

The stipulated partial settlement also includes provisions that would require EPA to meet specific milestones connected to the deadlines in Paragraphs 1.a, 2.a, and 3.a. These provisions included in Paragraphs 1.b., 2.b., and 3.b would include: (1) No later than 90 days prior to EPA's commitment to complete draft biological evaluations, EPA would provide a status report to the Court and other parties on its progress toward completing these drafts; and (2) EPA would provide a status report to the Court and the parties 90 days prior to the deadline to complete the final biological evaluations. Additionally, Paragraphs 1.c., 2.c., and 3.c. would include provisions for modifying the final biological evaluation deadlines. The stipulated partial settlement agreement would also include a meet and confer deadline of August 30, 2021 for all parties to discuss resolving the remaining issues in this case.

For a period of thirty (30) days following the date of publication of this notice, the Agency will accept written comments relating to the proposed stipulated partial settlement from persons who are not named as parties to the litigation in question. If so requested, EPA will also consider holding a public hearing on whether to

agree to the proposed joint stipulation and stipulated notice of dismissal. EPA or the Department of Justice may withdraw or withhold consent to the proposed stipulated partial settlement if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the ESA or FIFRA. Unless EPA or the Department of Justice determines that consent should be withdrawn, the terms of the proposed stipulation and stipulated notice of dismissal will be affirmed.

II. Additional Information About Commenting on the Proposed Stipulation and Stipulated Notice of Dismissal

A. How can I get a copy of the proposed stipulated partial settlement agreement?

The official public docket for this action (identified by EPA–HQ–OGC–2019–0478) contains a copy of the proposed stipulated partial settlement agreement. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the OEI Docket is (202) 566–1752.

An electronic version of the public docket is available on EPA's website at [Insert URL] and through *www.regulations.gov.* You may use *www.regulations.gov* to submit or view public comments, access the index listing of the contents of the official public docket, and access those documents in the public docket that are available electronically. Once in the system, key in the appropriate docket identification number then select ''search.'' It is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing online at *www.regulations.gov* without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. Information claimed as CBI and other information whose disclosure is restricted by statute is not included in the official public docket or in the electronic public docket.

EPA's policy is that copyrighted material, including copyrighted material contained in a public comment, will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the EPA Docket Center.

B. How and to whom do I submit comments?

You may submit comments as provided in the **ADDRESSES** section. Please ensure that your comments are submitted within the specified comment period.

If you submit an electronic comment, EPA recommends that you include your name, mailing address, and an email address or other contact information in the body of your comment and with any disk or CD ROM you submit. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. Any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

Use of the *www.regulations.gov* website to submit comments to EPA electronically is EPA's preferred method for receiving comments. The electronic public docket system is an ''anonymous access'' system, which means EPA will not know your identity, email address, or other contact information unless you provide it in the body of your comment. In contrast to EPA's electronic public docket, EPA's electronic mail (email) system is not an ''anonymous access'' system. If you send an email comment directly to the Docket without going through *www.regulations.gov,* your email address is automatically captured and included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

Dated: August 13, 2019.

Joseph E. Cole,

Associate General Counsel.

[FR Doc. 2019–18132 Filed 8–22–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–9997–98–ORD]

Ambient Air Monitoring Reference and Equivalent Methods; Designation of One New Equivalent Method

AGENCY: Office of Research and Development; Environmental Protection Agency (EPA).

ACTION: Notice of the designation of a new equivalent method for monitoring ambient air quality.

SUMMARY: Notice is hereby given that the Environmental Protection Agency (EPA) has designated one new equivalent method for measuring concentrations of ozone (O_3) in ambient air.

FOR FURTHER INFORMATION CONTACT: Robert Vanderpool, Exposure Methods and Measurement Division (MD–D205–03), National Exposure Research Laboratory, U.S. EPA, Research Triangle Park, North Carolina 27711. Phone: 919–541–7877. Email: *Vanderpool.Robert@epa.gov.*

SUPPLEMENTARY INFORMATION: In accordance with regulations at 40 CFR part 53, the EPA evaluates various methods for monitoring the concentrations of those ambient air pollutants for which EPA has established National Ambient Air Quality Standards (NAAQS) as set forth in 40 CFR part 50. Monitoring methods that are determined to meet specific requirements for adequacy are designated by the EPA as either reference or equivalent methods (as applicable), thereby permitting their use under 40 CFR part 58 by States and other agencies for determining compliance with the NAAQS. A list of all reference or equivalent methods that have been previously designated by EPA may be found at *http://www.epa.gov/ttn/amtic/criteria.html.*

The EPA hereby announces the designation of one new equivalent method for measuring concentrations of O_3 in ambient air. This designation is made under the provisions of 40 CFR part 53, as amended on October 26, 2015 (80 FR 65291–65468). This new equivalent method for O_3 is an automated method (analyzer) utilizing the measurement principle based on UV photometry. This newly designated equivalent method is identified as follows:

EQOA–0719–253, ''Focused Photonics Inc. AQMS–300 O_3 Analyzer'' UV photometric analyzer operated the range of 0–0.5 ppm, with 5 µm, 47 mm diameter Teflon® (PTFE) filter installed,