

*ERP No. D-FHW-K40357-CA Rating LO, CA-101/Cuesta Grade Highway Improvements, 1.1 mile north of Reservoir Canyon Road to the Cuesta Grade Overhead, Funding and Permit Issuance, San Luis Obispo County, CA.*

*Summary:* EPA lacked objections to the alternatives and the impacts analysis contained in the draft EIS.

*ERP No. D-FHW-L40200-OR Rating EC2, U.S. 101/Oregon Coast Highway Reconstruction, Pacific Way in the City of Gerhart to Dooley Bridge in the City of Seaside, Funding and COE Section 404 Permit, Clatsop County, OR.*

*Summary:* EPA's review has revealed concerns regarding wetlands and water quality. Additional information on this project has been requested for inclusion in the final EIS.

*ERP No. D-FRC-K05054-NV Rating No Comment, Blue Diamond South Pumped Storage Hydroelectric (FERC. No. 10756) Project, Issuance of License for Construction, Operation and Maintain, Right-of-Way Grant and Possible COE Section 404 Permit, Clark County, NV.*

*Summary:* Due to the federal furlough of December 18, 1995 through January 5, 1996, the Environmental Protection Agency did not review this EIS.

Final EISs

*ERP No. F-BLM-K67025-NV, Cortez Pipeline Gold Deposit Project, Development, Construction and Operation of an Open-Pit Mine, Plan of Operations Approval, Right-of-Way Grants and COE Section 404 Permit, Lander County, NV.*

*Summary:* Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

*ERP No. F-FHW-L50009-WA, Elliott Bridge No. 3166 Replacement, from WA-169 (Renton-Maple Valley Highway) across the bridge to the intersection of 154th Place S.E., Funding, U.S. CGD Bridge Permit and Section 404 Permit, Cedar River, City of Renton, King County, WA.*

*Summary:* EPA believed the final EIS addresses the major concerns raised previously and therefore has no objection to the actions as proposed.

Dated: May 14, 1996.

William D. Dickerson,  
Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. 96-12489 Filed 5-16-96; 8:45 am]

BILLING CODE 6560-50-P

[FRL-5505-9]

**Availability of FY 95 Grant Performance Reports for Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee**

**AGENCY:** Environmental Protection Agency [EPA].

**ACTION:** Notice of availability of grantee performance evaluation reports.

**SUMMARY:** EPA's grant regulations [40 CFR 35.150] require the Agency to evaluate the performance of agencies which receive grants. EPA's regulations for regional consistency [40 CFR 56.7] require that the Agency notify the public of the availability of the reports of such evaluations. EPA recently performed end-of-year evaluations of eight state air pollution control programs [Alabama Department of Environmental Management, Florida Department of Environmental Regulation, Georgia Environmental Protection Division, Kentucky Department for Environmental Protection, Mississippi Bureau of Pollution Control, North Carolina Department of Environment, Health, and Natural Resources, South Carolina Department of Health and Environmental Control and Tennessee Department of Conservation and Environment], and 16 local programs [Knox County Department of Air Pollution Control, Tn—Chattanooga-Hamilton County Air Pollution Control Bureau, Tn—Memphis-Shelby County Health Department, Tn—Nashville-Davidson County Metropolitan Health Department, Tn—Jefferson County Air Pollution Control District, Ky—Western North Carolina Regional Air Pollution Control Agency, NC—Mecklenburg County Department of Environmental Protection, NC—Forsyth County Environmental Affairs Department, NC—Palm Beach County Public Health Unit, FL—Hillsborough County Environmental Protection Commission, FL—Dade County Environmental Resources Management, FL—Jacksonville Air Quality Division, FL—Broward County Environmental Quality Control Board, FL—Pinellas County Department of Environmental Management, FL—City of Huntsville Department of Natural Resources, AL—Jefferson County Department of Health, AL]. These audits were conducted to assess the agencies' performance under the grants made to them by EPA pursuant to Section 105 of the Clean Air Act. EPA Region 4, has prepared reports for the twenty-four agencies identified

above and these 105 reports are now available for public inspection.

**ADDRESSES:** The reports may be examined at the EPA's Region 4 office, 345 Courtland Street, N.E., Atlanta, Georgia 30365, in the Air, Pesticides, and Toxics Management Division.

**FOR FURTHER INFORMATION CONTACT:** Linda Thomas, (404) 347-3555 vmx4180, at the above Region 4 address, for information concerning States of Alabama, Florida, Mississippi, Georgia, and local agencies. Vera Bowers, (404) 347-3555 vmx4178, at the above Region 4 address, for information concerning the States of Kentucky, North Carolina, South Carolina, Tennessee and local agencies.

Dated: May 9, 1996.

A. Stanley Meiburg,

Acting Regional Administrator.

[FR Doc. 96-12344 Filed 5-16-96; 8:45 am]

BILLING CODE 6560-50-P

[OPP-50821; FRL-5370-6]

**Receipt of a Notification to Conduct Small-Scale Field Testing of a Genetically Engineered Microbial Pesticide**

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

**ACTION:** Notice.

**SUMMARY:** EPA has received from Dupont Agricultural Products of Delaware a notification (352-NMP-U) of intent to conduct small-scale field testing involving a baculovirus *Autographa californica* Multiple Nuclear Polyhedrosis Virus (AcMNPV) which has been genetically engineered to express a synthetic gene which encodes for an insect-specific toxin from the venom of the scorpion *Leiurus quinquestriatus hebraeus*. Dupont intends to test this microbial pesticide on cotton and cabbage in seven states. Target pests for these field trials include: the cabbage looper (*Trichoplusia ni*), the tobacco budworm (*Heliothis virescens*), the cotton bollworm (*Helicoverpa zea*), the beet armyworm (*Spodoptera exigua*) and the diamondback moth (*Plutella xylostella*). The Agency has determined that the application may be of regional and national significance. Therefore, in accordance with 40 CFR 172.11 (a), the Agency is soliciting public comments on this application.

**DATES:** Written comments should be submitted to EPA by June 17, 1996.

**ADDRESSES:** By mail, submit written comments to: Public Response and Program Resources Branch, Field

Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted in ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect in 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by docket number OPP-50821. No CBI should be submitted through e-mail. Electronic comments on this notice may be filed online at many Federal Depository Libraries. Additional information on electronic submissions can be found under the SUPPLEMENTARY unit of this document.

**FOR FURTHER INFORMATION CONTACT:** Linda Hollis, Biopesticides and Pollution Prevention Division (7501W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: 5th Floor, CS #1, 2805 Jefferson Davis Hwy., Arlington, VA, (703) 308-8733; e-mail: hollis.linda@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** A notification of intent to conduct small-scale field testing pursuant to EPA's Statement of Policy entitled, "Microbial Products subject to the Federal Insecticide, Fungicide, and Rodenticide Act and the Toxic Substances Control Act," published in the Federal Register of June 26, 1986 (51 FR 23313), has been received from Dupont Agricultural Products of Delaware (NMP No. 352-NMP-U). The proposed small-scale field trial involves the introduction of a genetically engineered isolate of the baculovirus *Autographa californica* Multiple Nuclear Polyhedrosis Virus (AcMNPV) which has been modified to express a synthetic gene which encodes for an insect-specific toxin from the venom of the scorpion *Leiurus quinquestriatus hebraeus*.

The purpose of the proposed testing will be to assess and compare the efficacy of two genetically modified constructs relative to the wild-type AcMNPV and a chemical insecticide standard against selected lepidoptera pests: *Heliothis virescens*, *Helicoverpa zea*, *Spodoptera exigua*, *Trichoplusia ni*, and *Plutella xylostella*.

The proposed program will consist of one trial per site (except Louisiana) to be conducted in mid-summer 1996 thru fall 1996. Testing will occur in 7 states:

Arizona, Georgia, Louisiana, and Mississippi for cotton trials, and Illinois, Maryland, and Texas, for cabbage trials. All sites will be located on secured, fenced research or commercial farmland with limited public access.

There will be a maximum of nine treatments for each trial (cotton and cabbage). The active ingredient will be applied at 5E(12) occlusion bodies/ha (2E(12) occlusion bodies/ac) for three to five applications. There will be a maximum of 5 applications per treatment over a 3 to 4-week period during the growing season. The total amount of active ingredient to be used is 7.2 E12 occlusion bodies.

Treated sites for the cotton trials will each be a total of 4 rows wide by 50 ft. long and replicated 4 times for a total of 800 feet of row per treatment for each trial. Treated sites for the cabbage trials will be a total of 2 rows wide by 25 ft. long and replicated 4 times for a total of 200 feet of row per treatment. The active ingredient will be applied via CO2 backpack sprayer using a hand-held spray broom.

All trials will be surrounded by a 10 ft. minimum unplanted buffer zone. Upon completion of the trials, crops will remain standing in the field for at least 2 weeks prior to destruction and plow down.

Intensive monitoring of the recombinant construct will take place. Soil, leaf, and host insect samples will be collected from all treatments at weekly intervals and monitored for amount and type of virus present until crop destruction. Several assay methods will be employed in order to quantify virus content in soil, plant and host insects. Following review of Dupont's application and any comments received in response to this notice, EPA will decide whether or not an experimental use permit is required.

EPA has established a record for this notice of receipt under docket number OPP-50821 (including comments and data submitted electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as (CBI), is available for inspection from 8 a.m. to 4:30 p.m., Monday through Friday, except legal holidays. The public record is located in Room 1132 of the Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Electronic comments can be sent directly to EPA at:

opp-docket@epamail.epa.gov

The official record for this document, as well as the public version, as described above will be kept in paper form. Accordingly, EPA will transfer all comments received electronically into printed, paper form as they are received and will place the paper copies in the official record which will also include all comments submitted directly in writing. The official record is the paper record maintained at the address in "ADDRESSES" at the beginning of this document.

List of Subjects in 40 CFR Part 172

Environmental protection and Genetically-engineered microbial pesticides.

Dated: May 9, 1996.

Janet L. Andersen,  
Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.

[FR Doc. 96-12480 Filed 5-16-96; 8:45 am]

BILLING CODE 6560-50-F

[OPP-66200A; FRL-5368-1]

### Withdrawal of a Notice of Intent to Cancel Registration of Certain Products Containing the Active Ingredient Metam-Sodium

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

**ACTION:** Notice.

**SUMMARY:** This notice announces that EPA is withdrawing the Notice of Intent to Cancel the registration of certain pesticide products (Vaporoooter A Foaming Fumigant (EPA Reg. No. 9993-1), Foam Coat Vaporoooter (EPA Reg. No. 9993-2) and Sanafoam Vaporoooter II (EPA Reg. No. 9993-3)) held by Airrigation Engineering Company of Pleasanton, CA. EPA approved the amendments to the product registrations to change the classification to restricted use on March 1, 1996. The change in classification became effective on March 1, 1996. Because the registrant has complied with the measures specified in the Agency's Notice of Intent to Cancel, EPA is withdrawing the Notice of Intent to Cancel.

**FOR FURTHER INFORMATION CONTACT:** By mail, Vivian Prunier, Review Manager, Special Review Branch, Special Review and Reregistration Division (7508W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Third floor, Westfield Building, 2800