

Exemption Litigation, M.D.L. No. 378 (D. Kan. 1986), reprinted in 6 Fed. Energy Guidelines ¶ 90,501 (The Stripper Well Agreement), provides that crude oil overcharge funds will be divided among the states, the federal government, and injured purchasers of refined petroleum products. Eighty percent of the funds, and any monies remaining after all valid claims are paid, are to be disbursed equally to the states and federal government for indirect restitution. Twenty percent of the funds will be used for direct restitution to claimants who were injured by actual or alleged crude oil violations.

The OHA has applied these procedures in numerous cases. *E.g.*, *New York Petroleum Inc.*, 18 DOE ¶ 85,435 (1988); *Shell Oil Co.*, 17 DOE ¶ 85,204 (1988); *Ernest A. Allerkamp*, 17 DOE ¶ 85,079 (1988). The procedures have been approved by the United

States District Court for the District of Kansas, as well as the Temporary Emergency Court of Appeals. We will not reiterate those procedures here. They are by now well known and, further, the period for filing refund claims for crude oil overcharge funds closed on June 30, 1995. 60 Fed. Reg. 19914-15 (April 21, 1995).

Accordingly, we propose to reserve the full twenty percent of the available alleged crude oil violation amounts, \$2,532,199.72, for direct refunds to claimants, in order to ensure that sufficient funds will be available for refunds to injured parties. As stated above, no new applications for refund for those monies will be accepted, since the claims period has closed. The funds will be added to the general crude oil overcharge pool available for direct restitution.

Under the terms of the SMRP, we propose that the remaining eighty percent of the alleged crude oil violation amounts subject to this Decision, or \$10,128,798.86, should be disbursed in equal shares to the states and federal government for indirect restitution. The share or ratio of the funds which each state will receive is contained in Exhibit H of the Stripper Well Agreement. When disbursed, these funds will be subject to the same limitations and reporting requirements as all other crude oil monies received by the states under the Stripper Well Agreement.

It Is Therefore Ordered That: The refund amounts remitted to the Department of Energy by the firms listed in the Appendix to this Decision and Order will be distributed in accordance with the foregoing Decisions.

APPENDIX

Name of firm	OHA case No.	Consent order tracking system No. (COTS)	Amount	
			Principal	With interest through 9/30/99
ARGO Petroleum Corp	VEF-0031	940C0089W	\$60,835.18	\$86,841.36
Don E. Pratt Oil Co	VEF-0036	740C01204W	235,000.00	394,878.05
Beta Energy Corp	VEF-0034	6C0X00260W	32,818.34	45,037.34
AWECO, Inc. & Hargis, Billy K	VEF-0032	6A0X00231W	665,908.68	968,874.23
B.M. Hester	VEF-0033	660C00647W	25,000.00	36,649.53
General Atlantic Petr. & General Klotz	VEF-0038	650X00359W	107,790.21	123,262.93
Glen A. Martin	VEF-0039	610C000478W	13,583.80	18,560.48
Intercoastal Operating Co. & L.E. Lewis	VEF-0041	600C20082W	95,000.00	159,348.46
Kelly Trading Co & Reed, M.L.	VEF-0043	650X00350W	182,000.00	265,665.83
Martin Exploration Co	VEF-0044	640C00406W	3,917.00	5,989.39
Pel-Star Energy	VEF-0047	6A0X00277W	30,263.70	51,178.22
Petro-Thermo	VEF-0048	6A0X00301W	42,772.32	75,698.67
Petroleum Mgmt., Inc	VEF-0049	422C00066W	71,319.67	117,570.09
Polaris Production Co	VEF-0050	670C00229W	71,726.16	109,151.96
Road Oil Sales	VEF-0051	N00X98090W	6,950.58	15,485.49
Tomlinson Petr., Inc	VEF-0054	650X00318W	7,406,694.87	10,027,185.48
United Independent Oil Co. & Peter Hirshburg	VEF-0055	N00S90461W	75,000.00	159,621.07
Total			9,126,580.83	12,660,998.58

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6571-2]

Request for Nominations to the National Advisory Council for Environmental Policy and Technology (NACEPT)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of request for nominations.

SUMMARY: The Environmental Protection Agency (EPA) is inviting nominations to fill vacancies on its National Advisory Council for Environmental Policy and Technology (NACEPT). The Agency is seeking qualified senior level decision makers from diverse sectors throughout the U.S. to be considered for appointments. Nominations will be accepted until close of business April 28, 2000.

ADDRESSES: Submit nominations to: Mr. Gordon Schisler, Deputy Director, Office of Cooperative Environmental Management, U.S. Environmental Protection Agency, 1601-A, 1200 Pennsylvania Avenue, NW, Washington, DC 20460.

SUPPLEMENTARY INFORMATION: NACEPT is a federal advisory committee under the Federal Advisory Committee Act, PL 92463. NACEPT provides advice and recommendations to the Administrator and other EPA officials on a broad range of domestic and international environmental policy issues.

The Administrator of EPA has asked NACEPT to address several policy and regulatory components associated with Human Resource Development Planning, Information and Technology Planning and Strategic Planning.

NACEPT consists of a representative cross-section of EPA's partners and principle constituents who provide advice and recommendations on policy issues and serve as a sounding board for

new strategies that the Agency is developing.

Maintaining a balance and diversity of experience, knowledge, and judgement is an important consideration in the selection of members. Potential candidates should possess the following qualifications:

Occupy a senior position within their organization.

Broad experience outside of their current position.

Experience dealing with public policy issues.

Membership in broad-based networks.

Extensive experience in the environmental field.

Recognized expert in the subject matter to be addressed by NACEPT.

EPA is seeking nominees for representation from all sectors, especially, state, local and tribal agencies, industry, academia, environmental justice organizations, grassroots organizations, and NGOs.

Nominations for membership must include a resume and short biography describing the educational and professional qualifications of the nominee and the nominee's current business address and daytime telephone number.

FOR FURTHER INFORMATION CONTACT: Ms. Gwendolyn Whitt, Designated Federal Officer for NACEPT, U.S. Environmental Protection Agency, 1601-A, 1200 Pennsylvania Avenue, NW, Washington, DC 20460; telephone (202) 564-5982.

Dated: March 29, 2000.

Gwendolyn Whitt,

Designated Federal Officer.

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ENVIRONMENTAL PROTECTION AGENCY

[OPPTS-00291; FRL-6552-4]

National Advisory Committee for Acute Exposure Guideline Levels for Hazardous Substances; Notice of Public Meeting

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: A meeting of the National Advisory Committee for Acute Exposure Guideline Levels for Hazardous Substances (NAC/AEGL Committee) will be held on April 26-28, 2000, in Piscataway, NJ. The NAC/AEGL Committee has now instituted the development of AEGLs for 10-minute exposure periods for all chemicals

scheduled for AEGL development. This 10-minute exposure period will be in addition to the current exposure periods of 30-minutes, 1 hour, 4 hours, and 8 hours. The new 10-minute numbers will be developed for all chemicals previously addressed by the NAC/AEGL Committee, as well as all future chemicals to come before the NAC/AEGL Committee. At this meeting, the NAC/AEGL Committee will address, as time permits, the various aspects of the acute toxicity and the development of AEGLs for all exposure periods for the following chemicals: Agent HD (sulfur mustard); bromine; cis- and trans-1,2-dichloroethylene; HCFC-141b; HFC-134a; hydrogen cyanide; hydrogen fluoride; hydrogen sulfide; Otto fuel II, uranium hexafluoride; phosphine; 1,1,1-trichloroethane. There will also be a discussion of and the development of 10-minute AEGL values as time permits for the following chemicals for which the other exposure periods have already been developed at the proposed level: Allyl amine; carbon tetrachloride; chlorine trifluoride; crotonaldehyde; cyclohexylamine; dimethyldichlorosilane; epichlorohydrin; ethylenediamine; ethylene oxide; ethyleneimine; hydrogen chloride; iron pentacarbonyl; methyl isocyanate; methyl mercaptan; methyltrichlorosilane; nickel carbonyl; nitric acid; peracetic acid; phosgene; phosphorus oxychloride; phosphorus trichloride; piperidine; propyleneimine; toluene; and toluene diisocyanate.

DATES: A meeting of the NAC/AEGL Committee will be held from 10 a.m. to 5 p.m. on April 26, 2000; from 8:30 a.m. to 5:30 p.m. on April 27, 2000; and from 8:30 a.m. to 12:30 p.m. on April 28, 2000.

ADDRESSES: The meeting will be held at the Environmental and Occupational Health Sciences Institute (EOHSI), 170 Frelinghuysen Rd., Piscataway, NJ. See Unit II. for visitor registration procedures, parking information, and travel directions.

FOR FURTHER INFORMATION CONTACT: *For general information contact:* Barbara Cunningham, Director, Office of Program Management and Evaluation, Office of Pollution Prevention and Toxics (7401), Ariel Rios Bldg., 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (202) 554-1404; e-mail address: TSCA-Hotline@epa.gov

For technical information contact: Paul S. Tobin, Designated Federal Officer (DFO), Office of Prevention, Pesticides and Toxic Substances (7406), Ariel Rios Bldg., 1200 Pennsylvania Ave., NW., Washington, DC 20460;

telephone number: (202) 260-1736; e-mail address: tobin.paul@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general. This action may be of particular interest to anyone who may be affected if the AEGL values are adopted by government agencies for emergency planning, prevention, or response programs, such as EPA's Risk Management Program under the Clean Air Act and Amendments Section 112r. It is possible that other Federal agencies besides EPA, as well as State agencies and private organizations, may adopt the AEGL values for their programs. As such, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the DFO listed under "FOR FURTHER INFORMATION CONTACT."

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

1. *Electronically.* You may obtain electronic copies of this document, and certain other related documents that might be available electronically, 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/>.

2. *In person.* The Agency has established an official record for this action under docket control number OPPTS-00291. 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 Confidential Business Information (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 the TSCA Nonconfidential Information Center, North East Mall Rm. B-607, Waterside