

Charge? (b) Are the statements and/or responses in the draft report clear? and (c) Are there any errors of fact in the report?

In accord with the Federal Advisory Committee Act (FACA), the public and the Agency are invited to submit written comments on these three questions that are the focus of the review. Submissions should be received by September 10, 2001 by Ms. Diana Pozun, EPA Science Advisory Board, Mail Code 1400A, U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460 (Telephone (202) 564-4544, FAX (202) 501-0582; or via e-mail at [pozun.diana@epa.gov](mailto:pozun.diana@epa.gov)). Submission by e-mail to Ms. Pozun will maximize the time available for review by the Executive Committee.

Although not required by FACA, the SAB will have a brief period available for applicable public comment. Therefore, anyone wishing to make oral comments on the three focus questions above, but that are not duplicative of the written comments, should contact the Designated Federal Officer for the Executive Committee, Dr. Donald G. Barnes (see contact information below) by September 10, 2001.

**FOR FURTHER INFORMATION CONTACT:** Any member of the public wishing further information concerning this meeting should contact Dr. Donald Barnes, Designated Federal Officer, EPA Science Advisory Board (1400A), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; telephone (202) 564-4533; FAX (202) 501-0323; or via e-mail at [barnes.don@epa.gov](mailto:barnes.don@epa.gov).

#### **Providing Oral or Written Comments at SAB Meetings**

It is the policy of the EPA Science Advisory Board to accept written public comments of any length, and to accommodate oral public comments whenever possible (unless otherwise stated). The EPA Science Advisory Board expects that public statements presented at its meetings will not be repetitive of previously submitted oral or written statements. *Oral Comments:* In general, each individual or group requesting an oral presentation at a face-to-face meeting will be limited to a total time of ten minutes. For teleconference meetings, opportunities for oral comment will usually be limited to no more than three minutes per speaker and no more than fifteen minutes total. Deadlines for getting on the public speaker list for a meeting are given above. Speakers should bring at least 35 copies of their comments and presentation slides for distribution to the reviewers and public at the meeting.

*Written Comments:* Although the SAB accepts written comments until the date of the meeting (unless otherwise stated), written comments should be received in the SAB Staff Office at least one week prior to the meeting date so that the comments may be made available to the committee for their consideration. Comments should be supplied to the appropriate DFO at the address/contact information noted above in the following formats: one hard copy with original signature, and one electronic copy via e-mail (acceptable file format: WordPerfect, Word, or Rich Text files (in IBM-PC/Windows 95/98 format)). Those providing written comments and who attend the meeting are also asked to bring 25 copies of their comments for public distribution.

*General Information:* Additional information concerning the EPA Science Advisory Board, its structure, function, and composition, may be found on the SAB Website (<http://www.epa.gov/sab>) and in The FY2000 Annual Report of the Staff Director which is available from the SAB Publications Staff at (202) 564-4533 or via fax at (202) 501-0256. Committee rosters, draft Agendas and meeting calendars are also located on our website.

*Meeting Access:* Individuals requiring special accommodation at this meeting, including wheelchair access to the conference room, should contact Dr. Barnes at least five business days prior to the meeting so that appropriate arrangements can be made.

Dated: August 10, 2001.

**Donald G. Barnes,**

*Staff Director, EPA Science Advisory Board.*

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BILLING CODE 6560-50-P

#### **ENVIRONMENTAL PROTECTION AGENCY**

[OEI-100009; FRL 6723-2]

#### **Public Meeting to Discuss Guidance Document for Lead and Lead Compounds; Community Right-to-Know Toxic Chemical Release Reporting**

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

**ACTION:** Notice of pending availability; request for comments and request for workgroup members.

**SUMMARY:** On January 17, 2001, EPA published a final rule (66 FR 4499-4547) that lowered the reporting thresholds for lead and lead compounds, under section 313 of the Emergency Planning and Community

Right-to-Know Act of 1986 (EPCRA) and section 6607 of the Pollution Prevention Act of 1990 (PPA). With this rulemaking EPA lowered the 25,000 pound and 10,000 pound manufacturing, processing and otherwise use reporting thresholds to 100 pounds (except for lead contained in stainless steel, brass, and bronze alloys). EPA is currently developing a guidance document intended to assist regulated entities, particularly those that are not familiar with completing and submitting EPCRA section 313 release reports, in complying with this new regulation. This guidance document will provide guidance on: The specific details of this new regulation; which facilities must file release reports for lead and lead compounds; and methods to estimate releases of lead and lead compounds into the environment associated with manufacture, processing, use, or waste management activities of lead and lead compounds. With this notice EPA is announcing that a public meeting has been scheduled to take place on September 24, 2001, in Arlington, Virginia to discuss the draft version of this guidance document, which will be made available approximately three weeks prior to the meeting. EPA is requesting comments on this draft guidance document when it becomes available and is also requesting the participation of interested stakeholders on a workgroup to assist in the preparation of the final guidance document.

**DATES:** Written comments, identified by the docket control number OEI-100009, must be received by EPA on or before September 20, 2001.

**ADDRESSES:** Comments may be submitted by mail, electronically, or in person. Please follow the detailed instructions for each method as provided in Unit I. of the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** Stephen C. DeVito, (202) 260-6185, e-mail: [devito.steve@epa.gov](mailto:devito.steve@epa.gov), for specific information on this notice and the guidance document described herein. For more information on EPCRA section 313, contact the Emergency Planning and Community Right-to-Know Hotline, Environmental Protection Agency, Mail Code 5101, 1200 Pennsylvania Ave., NW., Washington, DC 20460, Toll free: 1-800-535-0202, in Virginia and Alaska: (703) 412-9877 or Toll free TDD: 1-800-553-7672. Information concerning this notice is also available on EPA's Web site at <http://www.epa.gov/tri>.

**SUPPLEMENTARY INFORMATION:**

**I. General Information****A. Does this Notice Apply to Me?**

You may be interested in this notice if you manufacture, process, or

otherwise use lead or lead compounds. Potentially interested categories and entities may include, but are not limited to:

| Category           | Examples of Potentially Interested Entities                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|--------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Industry           | SIC major group codes 10 (except 1011, 1081, and 1094), 12 (except 1241), or 20 through 39; industry codes 4911 (limited to facilities that combust coal and/or oil for the purpose of generating power for distribution in commerce); 4931 (limited to facilities that combust coal and/or oil for the purpose of generating power for distribution in commerce); or 4939 (limited to facilities that combust coal and/or oil for the purpose of generating power for distribution in commerce); or 4953 (limited to facilities regulated under the Resource Conservation and Recovery Act, subtitle C, 42 U.S.C. section 6921 <i>et seq.</i> ), or 5169, or 5171, or 7389 (limited to facilities primarily engaged in solvent recovery services on a contract or fee basis) |
| Federal Government | Federal facilities                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |

This table is not intended to be complete, but rather provides a guide for readers regarding entities likely to be interested in this notice. Other types of entities not listed in the table could also be interested. To determine whether your facility may be interested in this notice, you should carefully examine the applicability criteria in part 372, subpart B of Title 40 of the Code of Federal Regulations. If you have questions regarding the applicability of this notice to a particular entity, consult the person listed in the preceding **FOR FURTHER INFORMATION CONTACT** section.

**B. How Can I Get Additional Information on the Upcoming Public Meeting, and a Copy of the Draft Guidance Document?**

1. *Information Pertaining to the Upcoming Public Meeting.* Please note that there is limited attendance at the public meeting. To register to attend the public meeting, please contact Andrea Auerbach of the Eastern Research Group, Inc. by electronic mail at [meetings@erg.com](mailto:meetings@erg.com) or by telephone at: (781) 674-7374. Upon registering, you will receive a confirmation notice including information on the hotel, driving directions and other logistics. Information regarding the upcoming public meeting may also be obtained by visiting the following EPA internet address: <http://www.epa.gov/tri>, and selecting "What's New".

2. *Obtaining a Copy of the Draft Guidance Document.* The draft version of the guidance document for which EPA is requesting public comment and will be discussed at the public meeting to be held on September 24, 2001, is currently under development. The draft version will be made available for public comment approximately three weeks prior to the public meeting. Copies of the draft version will be made available as follows:

a. *Electronically.* The draft guidance document for lead and lead compounds will be made available for downloading at <http://www.epa.gov/tri/>. You may obtain electronic copies of this FR notice from the EPA internet Home Page at <http://www.epa.gov/>. 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/> for a copy of this **Federal Register** notice.

b. *In person.* The Agency has established an official record for this action under docket control number OEI-100009. The official record will consist of the document 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 Mall, 401 M St., SW., Washington, DC. The Center is open from noon to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number of the Center is (202) 260-7099.

**C. How and to Whom Do I Submit Comments?**

You may submit comments through the mail, in person, or electronically. Be

sure to identify the appropriate docket control number (i.e., "OEI-100009") in your correspondence.

1. *By mail.* Submit written comments to: Document Control Office (7407), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460.

2. *In person or by courier.* Deliver your comments to: OPPT Document Control Office (DCO) in East Tower Rm. G-099, Waterside Mall, 401 M St., SW., Washington, DC. The DCO is open from 8 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number for the DCO is: (202) 260-7093.

3. *Electronically.* Submit your comments electronically by E-mail to: "oppt.ncic@epa.gov." Please note that you should 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 and data in electronic form must be identified by the docket control number OEI-100009. Electronic comments on this document may also be filed online at many Federal Depository Libraries.

**D. How Should I Handle CBI Information That I Want to Submit to the Agency?**

You may claim information that you submit 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. A copy of the comment that does not contain CBI must be submitted for inclusion in the public record. Information not marked

confidential will be included in the public docket by EPA without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult with the technical person identified in the **FOR FURTHER INFORMATION CONTACT** section.

## II. Background Information

### A. What is the Purpose of This Notice?

The purpose of this notice is to announce that a public meeting will be held to discuss the draft version of an EPA document titled: "Emergency Planning and Community Right-to-Know Act—Section 313: Guidance for Reporting Toxic Chemicals: Lead and Lead Compounds". The meeting will take place on September 24, 2001, at the Holiday Inn Arlington at Ballston, Arlington, Virginia. The draft document, which is currently under development by EPA, will be made available for comment approximately three weeks prior to the meeting. Once finalized, the purpose of this document is to assist regulated entities, particularly those that are not familiar with completing and submitting EPCRA section 313 release reports, in complying with this new regulation. This guidance document will provide guidance on: the specific details of this new regulation; which facilities must file release reports for lead and lead compounds; and methods to estimate releases of lead and lead compounds into the environment associated with manufacture, processing, use, or waste management activities. EPA would like to receive comments on the technical contents of the draft guidance document, particularly on the methods of estimating releases and other waste management quantities for lead and lead compounds. Unit I.B. of this notice contains information on how to get copies of the draft guidance document once the document becomes available. Through this notice EPA is also announcing that a public meeting has been scheduled to take place on September 24, 2001, to discuss the draft guidance. Stakeholders interested in attending this meeting should contact the person or internet address identified in Section I.B.1 "Information Pertaining to the Upcoming Public Meeting" section of this notice. Please note that attendance at this meeting is limited. Attendance at the public meeting is not necessary for comments to be considered; all comments received within the allocated timeframe stated in this notice will be considered in preparing the final guidance document.

### List of Subjects in 40 CFR Part 372

Environmental protection, Chemicals, Community right-to-know, Hazardous substances, Intergovernmental relations, Reporting and recordkeeping requirements, Superfund.

Dated: August 10, 2001.

**Maria Doa,**

*Acting Director, Office of Information Analysis and Access.*

[FR Doc. 01-21049 Filed 8-20-01; 8:45 am]

**BILLING CODE 6560-50-F**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7039-8]

### Notice of Proposed De Minimis Administrative Order on Consent Pursuant to Section 122(g) of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA), PCB Treatment, Inc. Superfund Site, Kansas City, Kansas, and Kansas City, Missouri, CERCLA Docket No. 07-2001-0008.

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of proposed *de minimis* administrative order on consent, PCB Treatment, Inc. superfund site, Kansas City, Kansas, and Kansas City, Missouri.

**SUMMARY:** Notice is hereby given that a proposed *de minimis* administrative order on consent regarding the PCB Treatment, Inc. Superfund Site, was signed by the United States Environmental Protection Agency (EPA) on August 21, 2001. The proposed settlement was approved by the United States Department of Justice (DOJ) on May 30, 2001.

**DATES:** EPA will receive until September 20, 2001 written comments relating to the proposed *de minimis* administrative order on consent.

**ADDRESSES:** Comments should be addressed to Audrey Asher, Senior Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 901 N. 5th Street, Kansas City, Kansas 66101 and should refer to PCB Treatment, Inc. Superfund Site De Minimis Administrative Order on Consent, CERCLA Docket No. 07-2001-0008.

The proposed agreement may be examined or obtained in person or by mail from Norma Tharp, Paralegal Specialist, at the office of the United States Environmental Protection Agency, Region VII, 901 N. 5th Street,

Kansas City, Kansas 66101, (913) 551-7076.

**SUPPLEMENTARY INFORMATION:** The PCB Treatment, Inc. Superfund Site consists of two facilities, about two miles apart, located in the industrial area of Kansas City, Kansas (Ewing Street) and Kansas City, Missouri (Wyandotte Street).

The facilities were formerly operated by PCB Treatment, Inc., now a defunct corporation. PCB Treatment, Inc. received and stored PCB-containing oil, waste materials, transformers and capacitors between 1982 and 1987. Samples collected at the Site in the late 1990s indicated that the PCB contamination at Ewing Street exceeded 1,790 parts per million (ppm) in the building and 1,450 ppm in the soils. The PCB contamination found at Wyandotte Street exceeded 23,800 ppm in the building and 800 ppm in the soils.

Over 1,000 parties arranged for disposal of PCB wastes at the Site. EPA developed a formula that took into account the type of waste sent and the capacity of the waste to contribute to the PCB contamination. EPA has determined that any party who arranged for disposal of no more than 733,190 allocated pounds or eight-tenths of a percent of the allocated weight of all materials containing hazardous substances sent to the Site for disposal contributed a *de minimis* volume of waste to the Site and that such wastes are not more toxic than any other hazardous substance at the Site.

EPA estimates that clean up costs will exceed \$35,000,000. Cleanup may be performed by EPA or, if negotiations are successful, a group of potentially responsible parties whose allocated weight exceeds eight-tenths of a percent.

This proposed settlement provides an opportunity for small volume contributors to settle their liability through a cash-out. Each settlor will pay a share of cleanup costs based on its allocated weight and will pay either a 50% premium with a cost reopener if cleanup exceeds \$60,000,000 or a 100% premium with no cost reopener. Over 300 parties wish to enter into this settlement. EPA will recover over \$7,109,000.

Dated: August 13, 2001.

**William W. Rice,**

*Acting Regional Administrator, Region VII.*

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**BILLING CODE 6560-50-M**