

response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: Asphalt Processing and Asphalt Roofing Manufacturers.

Estimated Number of Respondents: 86.

Frequency of Response: Initial start-up.

Estimated Total Annual Hour Burden: 15,629 hours.

Estimated Total Annualized Cost Burden: \$3,210,000.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the following addresses. Please refer to EPA ICR Number 0661.06 and OMB Control Number 2060-0002, in any correspondence.

Ms. Sandy Farmer, U.S. Environmental Protection Agency, OPPE Regulatory Information Division (2137), 401 M Street, SW, Washington, DC 20460;

and
Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for EPA, 725 17th Street, NW, Washington, DC 20503.

Dated: May 27, 1998.

Richard T. Westlund,

Regulatory Information Division.

[FR Doc. 98-14582 Filed 6-1-98; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6105-9]

Pesticides; Submission of EPA ICR No. 0596.06 to OMB; Agency Information Collection Activities

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of submission to OMB.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the Information Collection Request (ICR) entitled: Application and Summary Report for an Emergency Exemption for Pesticides, [EPA ICR No. 0596.06, OMB No. 2070-0032] has been forwarded to the Office of Management and Budget (OMB) for review and approval pursuant to the OMB procedures in 5 CFR 1320.12. The ICR which is abstracted below, describes the nature of the information collection and its estimated cost and burden.

The Agency is requesting that OMB renew for 3 years the existing approval for this ICR, which is scheduled to expire on May 31, 1998 (However, an expiration date extension request through August 31, 1998 is pending OMB approval). A **Federal Register** notice announcing the Agency's intent to seek OMB approval for this ICR and a 60-day public comment opportunity, requesting comments on the request and the contents of the ICR, was issued on March 4, 1998 (63 FR 10606). EPA did not receive any comments on this ICR during the comment period. Additional comments may be submitted on or before July 2, 1998.

FOR FURTHER INFORMATION CONTACT:

Sandy Farmer at EPA (202) 260-2740, and refer to EPA ICR No 0596.06 and OMB Control No. 2070-0032, to the following address:

ADDRESSES: Send comments, referencing EPA ICR No. 0596.06 and OMB Control No. 2070-0032, to the following addresses:

Ms. Sandy Farmer, U.S. Environmental Protection Agency, Regulatory Information Division (Mail Code: 2137), 401 M Street, S.W., Washington, DC 20460

And to:
Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, N.W., Washington, DC 20503.

SUPPLEMENTARY INFORMATION:

Review Requested: This is a request to renew a currently approved information collection pursuant to 5 CFR 1320.12.

ICR Numbers: EPA ICR No. 0596.06; OMB Control No. 2070-0032.

Current Expiration Date: Current OMB approval expires on May 31, 1998 (However, an expiration date extension request through August 31, 1998 is pending OMB approval).

Title: Application and Summary Report for an Emergency Exemption for Pesticides.

Abstract: Under section 18 of the Federal Insecticide, Fungicide and Rodenticide Act, the EPA may temporarily authorize states, territories, and Federal agencies to ship and use unregistered pesticides in emergency situations. To ensure that an emergency situation actually exists, and that use of the pesticide will not pose an unreasonable risk to human health or the environment, the EPA requires exemption applicants to explain the circumstances necessitating the emergency use and to provide details on the pesticide and its proposed application. Following the application of the pesticide, applicants must submit a report to the EPA describing the pesticide treatment, and its effectiveness as well as any adverse effects.

Burden Statement: The information covered by this request is collected when an emergency situation becomes apparent and only upon receipt of an emergency exemption application. Small businesses are not eligible to apply to this program. The public burden for this collection of information is estimated to average 103 hours per response for reporting and 2 hours per record keeper annually. This estimate includes the initial request for an emergency exemption and the time needed to complete and submit the summary report after the pesticide application. It also includes time needed to review instructions; develop, acquire, install and utilize technology and systems for the purposes of collecting, validating and verifying information, processing and maintaining information and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information, search data sources; complete and review the collection of information; and transmit or otherwise disclose the information. No person is required to respond to a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are displayed in 40 CFR part 9.

Respondents/Affected Entities: Entities potentially affected by this action are states, territories and Federal agencies.

Estimated No. of Respondents: 422.

Estimated Total Annual Burden on Respondents: 43,466 hours.

Frequency of Collection: On occasion.

Changes in Burden Estimates: There is an increase of 12,978 hours in the total estimated respondent burden as compared with that identified in the

information collection request most recently approved by OMB, from 30,488 hours currently to an estimated 43,466 hours. At the time of the last clearance of this ICR in May 1995, EPA estimated the burden for respondents to be 30,488 hours annually, an increase of 12,978 hours from the burden total in the OMB inventory at the time. The increase in burden reflects the increase in the number of petitions requesting a FIFRA section 18 exemption. Based on currently available information, this change represents an increase in annual respondents from 296 to 422.

According to the procedures prescribed in 5 CFR 1320.12, EPA has submitted this ICR to OMB for review and approval. Any comments related to the renewal of this ICR should be submitted within 30 days of this document, as described above.

Dated: May 27, 1998.

Richard T. Westlund,

Acting Director, Regulatory Information Division.

[FR Doc. 98-14589 Filed 6-1-98; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6105-4]

Ambient Air Monitoring Reference and Equivalent Methods Applications for Reference or Equivalent Method Determinations

AGENCY: Environmental Protection Agency.

ACTION: Notice of receipt of applications.

SUMMARY: Notification is given that the Environmental Protection Agency (EPA) has received five new applications for reference or equivalent method determinations under 40 CFR part 53. The applications were received from Rupprecht and Patashnick Company, Incorporated, Albany, New York (two applications); Advanced Pollution Instrumentation, Incorporated, San Diego, California; Horiba Instruments Incorporated, Irvine, California; and DKK Corporation, Tokyo, Japan.

FOR FURTHER INFORMATION CONTACT: Frank F. McElroy, Human Exposure and Atmospheric Sciences Division (MD-46), National Exposure Research Laboratory, U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711. Phone: (919) 541-2622, email: mcelroy.frank@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: In accordance with regulations at 40 CFR part 53, the EPA examines various

methods for monitoring the concentrations of certain pollutants in the ambient air. Methods that are determined to meet specific requirements for adequacy are designated as either reference or equivalent methods, thereby permitting their use under 40 CFR part 58 by States and other agencies in determining attainment of the National Ambient Air Quality Standards. The EPA is hereby announcing that it has received five new applications for reference or equivalent method determinations under 40 CFR part 53. Publication of a notice of receipt of such applications is required by section 53.5.

On February 3, 1998, EPA received two applications from the Rupprecht and Patashnick Company, Incorporated, 25 Corporate Circle, Albany, New York 12203 to determine if methods based on that Company's Partisol[®]-FRM Model 2000 (single) and Partisol[®]-Plus Model 2025 (sequential) PM-10 Air Samplers should be designated as reference methods for PM₁₀. The EPA received an application on February 24, 1998, from Advanced Pollution Instrumentation, Incorporated, 6565 Nancy Ridge Drive, San Diego, California 92121 for an equivalent method determination for their Model 400A UV Photometric Ozone Analyzer. An application was received on March 26, 1998 from Horiba Instruments Incorporated, 17671 Armstrong Avenue, Irvine, California 92614 for an equivalent method determination for Horiba's Model APSA-360ACE ambient SO₂ monitor. And on April 14, 1998, the EPA received an application from DKK Corporation, 4-13-14, Kichijoji Kitamachi, Musashino-shi, Tokyo, 180-8630, Japan for a reference method determination for DKK's Model GLN-114E Nitrogen Oxides Analyzer.

If, after appropriate technical study, the Administrator determines that any or all of these methods should be designated as either reference or equivalent methods, notice thereof will be published in a subsequent issue of the **Federal Register**.

Thomas A. Clark,

Acting Assistant Administrator for Research and Development.

[FR Doc. 98-14585 Filed 6-1-98; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6104-9]

Proposed Settlement Agreement, Clean Air Act Suit

AGENCY: Environmental Protection Agency.

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

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended ("Act"), 42 U.S.C. 7413(g), notice is hereby given of a proposed settlement agreement, which was lodged with the United States Court of Appeals for the District of Columbia Circuit by the United States Environmental Protection Agency ("EPA") on April 15, 1998, to address a lawsuit filed by the Natural Resources Defense Council. This lawsuit, which was filed pursuant to section 307(b) of the Act, 42 U.S.C. 7607(b), concerns, among other things, EPA's alleged failure to list, and determine whether to regulate hazardous air pollutant emissions from, electric utility steam generating units under section 112 of the Act, 42 U.S.C. 7412. In the proposed settlement agreement, the EPA agrees to: (i) Undertake, and publish the results of, an analysis of the emission reductions of SO₂, NO_x, CO₂, and mercury (and the effect on mercury removal costs) that would be achieved through an array of strategies to control SO₂, NO_x, CO₂ and mercury; and, (ii) proposed and promulgate a new reference test method for determining the ambient concentration of mercury in water.

For a period of thirty (30) days following the date of publication of this document, EPA will receive written comments relating to the proposed settlement agreement from persons who were not named as parties or interveners to the litigation in question. EPA or the Department of Justice may withhold or withdraw consent to the proposed settlement agreement if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, following the comment period, that consent is inappropriate, the final settlement agreement will contain the requirements listed above.

A copy of the proposed settlement agreement was lodged with the Clerk of the United States Court of Appeals for the District of Columbia Circuit on April 15, 1998. Copies are also available from Phyllis Cochran, Air and Radiation Law