

Dated: May 20, 1998.

Thomas O. Mann,

Acting Director, Office of Hearings and Appeals.

Decision List No. 70

Week of January 26 through January 30, 1998

Appeal

Charles G. Frazier, 1/28/98, VFA-0361

Charles G. Frazier (Appellant) filed an Appeal of a Determination issued to him by the Department of Energy (DOE) in response to a request under the Freedom of Information Act (FOIA). In its determination, the Chicago Field Office

(Chicago) claimed that the requested information was not an "agency record." Chicago asserted that the requested appointment books were created for the convenience of the individual officials not for an agency purpose. The Office of Hearings and Appeals determined that these documents were not "agency records" and, therefore, not subject to the FOIA. Accordingly, the DOE denied the Appeal.

Personnel Security Hearing

Personnel Security Hearing, 1/29/98, VSO-0179

A Hearing Officer found that an individual had successfully shown rehabilitation from his grief-related alcohol abuse. Accordingly, the Hearing Officer recommended in the Opinion that the individual's access authorization be restored.

Refund Applications

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

| | | |
|--|-------------|---------|
| Ash Grove Cement West, Inc., et al | RF272-57083 | 1/27/98 |
| Eastern Freightways, Inc. | RF272-98683 | 1/27/98 |
| Associated Transport, Inc. | RF272-98763 | |
| Lylin & Carolyn Cowan, et al | RK272-04703 | 1/28/98 |
| Polysar Gulf Coast, Inc. | RD272-48280 | 1/30/98 |
| Polysar Gulf Coast, Inc. | RF272-48280 | 1/30/98 |

Dismissals

The following submissions were dismissed.

| Name | Case No. |
|---------------------------------------|------------|
| Cox Enterprises, Inc. | RF272-8644 |
| Hanford Education Action League | VFA-0347 |

[FR Doc. 98-14715 Filed 6-2-98; 8:45 am]

BILLING CODE 6450-01-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6106-1]

Agency Information Collection Activities Under OMB Review Recordkeeping Requirements for Producers of Pesticides Under Section 8 of the Federal Insecticide, Fungicide, and Rodenticide Act as Amended (FIFRA); (ICR # 0143.06 AND OMB # 2070-0028)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3507 (a)(1)(D)), this document announces that the Information Collection Request (ICR) for recordkeeping requirements for producers of pesticides under section 8 of the Federal Insecticide, Fungicide, and Rodenticide Act as amended (FIFRA) as described below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The ICR describes the nature of the information collection and its

expected burden and cost; where appropriate, it includes the actual data collection instrument, i.e., forms.

DATES: Comments must be submitted on or before July 6, 1998.

FOR FURTHER INFORMATION CONTACT: Sandy Farmer, 202-260-2740, and refer to EPA ICR No. 0143.06

SUPPLEMENTARY INFORMATION:

Title: Recordkeeping Requirements for Producers of Pesticides under section 8 of the Federal Insecticide, Fungicide, and Rodenticide Act as amended (FIFRA); (OMB Control No. 2070-0028; EPA ICR No. 0143.06). This is a request for an extension of a currently approved collection.

Abstract: Producers of pesticides must maintain certain records with respect to their operations and make such records available for inspection and copying as specified in section 8 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and in regulations at 40 CFR part 169. This information collection is mandatory under FIFRA section 8. It is used by the Agency to determine compliance with the Act. The information is used by EPA Regional pesticide enforcement and compliance staffs, OECA, and the Office of Pesticide Programs (OPP) within the Office of Prevention, Pesticides and Toxic Substances (OPPTS), as well as the U.S. Department of Agriculture (USDA), the

Food and Drug Administration (FDA), other Federal agencies, States under Cooperative Enforcement Agreements, and the public. An agency may not conduct or sponsor, and a person is not 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 listed in 40 CFR part 9 and 48 CFR Chapter 15. The Federal Register document required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on March 5, 1998 (63 FR 10870), and no comments were received.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to be an average of 120 minutes. 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: 12,336.

Estimated Number of Respondents: 12,336.

Frequency of Response: 1.

Estimated Total Annual Hour Burden: 24,672 hours.

Estimated Total Annualized Cost Burden: 0

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 No. 0143.06 and OMB Control No. 2070-0028 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 28, 1998.

Richard T. Westlund,

*Acting Director, Regulatory Information
Division.*

[FR Doc. 98-14724 Filed 6-2-98; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[AMS-FRL-6106-2]

Air Pollution Control; Nonroad Vehicle and Equipment Emission Inventories

AGENCY: Environmental Protection
Agency (EPA).

ACTION: Notice of Public Workshop.

SUMMARY: The Environmental Protection Agency is in the process of developing a nonroad mobile source emissions inventory model (the NONROAD model). This notice announces a public workshop for the purpose of discussing the various issues involved in creating a model for this diverse collection of vehicles and equipment that comprise

the nonroad mobile source sector, and provides a formal opportunity for comment and reaction to the release of the draft NONROAD model and its associated technical documentation. This notice also announces a hands-on demonstration of the model immediately following the public workshop.

DATES: The workshop will be held Thursday, June 25, 1997. The times are from 8:30 am to 4 pm. A demonstration of the NONROAD model will be held on the same day from approximately 4:30 pm to 5:30 pm. All times are Central Daylight Time.

ADDRESSES: The workshop will be held in the Metcalf Federal Building, 17 West Jackson Blvd., Chicago, IL, Lake Michigan and Lake Ontario Rooms—12th Floor, Great Lakes Conference and Training Center. The Metcalf building is located in the heart of the downtown area. The model demonstration will be held at the same location. Directions to the workshop and model demonstration can be obtained through the EPA OMS World Wide Web (WWW) site, or otherwise requested from the EPA contact person. Information on how to electronically access the web site or on the EPA contact person appears immediately below.

FOR FURTHER INFORMATION CONTACT: Ms. Gertrude Venlet, U. S. EPA, Office of Mobile Sources, Assessment and Modeling Division, Scientific Assessment Group, 2000 Traverwood Drive, Ann Arbor MI 48105. Telephone: (734) 214-4892; fax (734) 214-4939. Email: nonroad@epa.gov.

This notice, as well as related information concerning the workshop, may be found at the EPA OMS web site. The electronic address for this site is: <http://www.epa.gov/omswww/nonrdmdl.htm>.

Workshop-related files, including a copy of this notice, additional information on the location of the workshop and model demonstration, hotels, technical reports, the draft NONROAD model, and later additional information that may become available as described in the body of this announcement, will be found at the web site location or may otherwise be obtained from the EPA contact person.

SUPPLEMENTARY INFORMATION:

Background

Nonroad mobile sources are a significant source of air pollutants in many areas of the United States. This broad category is comprised of a diverse collection of vehicles and equipment, including vehicles and equipment in the following nine categories:

- Recreational vehicles, such as all-terrain vehicles and off-road motorcycles;
- Logging equipment, such as chain saws;
- Agricultural equipment, such as tractors;
- Construction equipment, such as graders and back hoes;
- Industrial equipment, such as fork lifts and sweepers;
- Residential and commercial lawn and garden equipment, such as leaf and snow blowers;
- Recreational and commercial marine vessels, such as power boats and oil tankers;
- Locomotive equipment, such as train engines; and
- Aircraft, such as jets and prop planes.

Current nonroad inventory development practices are based on EPA's Nonroad Engine and Vehicle Emissions Study (NEVES), done under the 1990 Clean Air Act Amendment requirements, and "Procedures for Emission Inventory Preparation, Volume IV: Mobile Sources" (EPA-450/4-81-026d (revised), 1992). In consideration of the increased recognition of the importance of emissions from nonroad sources in terms of overall emissions and air quality, and the considerable practical difficulty of implementing the current guidance, EPA is developing a nonroad emissions inventory model (NONROAD) to meet the needs of the modeling audience.

NONROAD Emission Inventory Model

EPA has completed a draft version of NONROAD, an accompanying detailed user's guide, and a number of technical reports describing the model's data inputs and assumptions. This version of the model covers all nonroad vehicle and equipment types, except aircraft, locomotives, and commercial marine. The Agency will develop modeling modules for aircraft and locomotives sometime in the future. As for commercial marine, a module for this source category is under construction and will be released for public review later this year.

The draft model is intended to easily create and project accurate, reproducible inventories of nonroad emissions. It has a number of uses, but should be especially important to state and local pollution control agencies in satisfying the State Implementation Plan (SIP) requirements of the Clean Air Act Amendments of 1990.

Structurally, the model is made up of three specific components: a graphical user interface (GUI) which allows the user to easily input model parameters,