

dated December 2, 1998, as amended on February 4, 1999, in which NMPC agreed to sell the project's Franklin Falls development and all lands associated with that development to Erie.

l. *Locations of the Application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, D.C. 20426, or by calling (202) 208-1371. The application may be viewed on <http://www.ferc.fed.us/online/rims.htm>. Call (202) 208-2222 for assistance. A copy is also available for inspection and reproduction at the addresses in item h above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENT", "RECOMMENDATIONS FOR THE TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If any agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an

agency's comments must also be sent to the Application's representatives.

**Linwood A. Waston, Jr.,**

*Acting Secretary.*

[FR Doc. 99-19992 Filed 8-3-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Intent To File Application for New License

July 29, 1999.

- a. Type of filing: Notice of Intent to File Application for a New License.
- b. Project No.: 201.
- c. Date filed: July 7, 1999.
- d. Submitted By: Petersburg Municipal Power and Light.
- e. Name of Project: Blind Slough Project.
- f. Location: On Crystal Creek, Mitkof Island, near the City of Petersburg, Alaska.
- g. Filed Pursuant to: 18 CFR 16.6 of the Commission's regulations.
- h. Effective date of current license: June 1, 1980.
- i. Expiration date of current license: November 12, 2004.
- j. The project consists of: (1) a 32-foot high by 205-foot long rockfill dam; (2) an ungated side-channel spillway; (3) Crystal Lake Reservoir, with approximately 4,450 acre-feet of active storage and a surface area of 233 acres at spillway crest elevation 1,294 feet ms1; (4) a 4,642-foot long, 20-inch diameter steel penstock; (5) two powerhouses containing generating units with rated capacities of 1,600 kW and 400 kW; and (6) other facilities and interests appurtenant to operation of the project.

k. Pursuant to 18 CFR 16.7, information on the project is available at: Dennis Lewis, Superintendent, Petersburg Municipal Power and Light, P.O. Box 329, 11 South Nordic, Petersburg, AK 99833, (907) 772-4203

l. FERC contact: Vince Yearick, 202-219-3073 or [vince.yearick@ferc.fed.us](mailto:vince.yearick@ferc.fed.us)

m. Pursuant to 18 CFR 16.8, 16.9, and 16.10 each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by November 12, 2002.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-20008 Filed 8-3-99; 8:45 am]

BILLING CODE 6717-01-M

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-00608; FRL-6088-5]

### Data Acquisition for Anticipated Residue and Percent of Crop Treated; Request for Comments

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is seeking public comment on the following new Information Collection Request (ICR): "Data Acquisition for Anticipated Residue and Percent of Crop Treated." This ICR proposes a new collection activity that is not currently approved. The ICR describes the nature of the information collection activity and its expected burden and costs. Before submitting this ICR to the Office of Management and Budget (OMB) for review and approval under the PRA, EPA is soliciting comments on specific aspects of the collection.

**DATES:** Written comments, identified by the docket control number "OPP-00608," must be received on or before October 4, 1999.

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

**FOR FURTHER INFORMATION CONTACT:** Cameo Smoot, Office of Pesticide Programs, Mail Code 7506C, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, telephone: 703-305-5454, fax: 703-305-5884, e-mail: [smoot.cameo@epa.gov](mailto:smoot.cameo@epa.gov).

#### SUPPLEMENTARY INFORMATION:

#### I. Does This Notice Apply to Me?

You may be potentially affected by this notice if you are a pesticide registrant with a pesticide registration subject to a tolerance action that is 5 years old that relies on anticipated or actual residues level data. Sections 408(b)(2)(E)(i) and 408(b)(2)(F) of the Federal Food, Drug, and Cosmetic Act (FFDCA) authorizes the EPA to use anticipated or actual residues (ARs) and the percent crop treated (PCT) to establish, modify, maintain, or revoke a tolerance for a pesticide residue. After using ARs or PCT, the Agency must verify that residues in or on food do not unacceptably exceed those relied on for

establishing the tolerances. Specifically, section 408(b)(2)(E)(ii) of FFDCA requires data to be called in within 5 years after each tolerance decision that

relies on ARs; section 408(b)(2)(F)(iv) of FFDCA requires periodic reevaluation if PCT estimates are used.

Potentially affected categories and entities may include, but are not limited to the following:

Category	NAICS Code	SIC Codes	Examples of Potentially Affected Entities
Pesticide and other agricultural chemical manufacturing	325320	286—Industrial organic chemicals  287—Agricultural chemicals	Pesticide registrants whose registration relies on a tolerance action which is based on ARs or PCT data

This table is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this table could also be affected. You or your business are affected by this action if you have a conditional pesticide registration with the Agency. If you have any questions regarding the applicability of this action to a particular entity, consult the technical person listed in the "FOR FURTHER INFORMATION CONTACT" section.

## II. How Can I Get Additional Information or Copies of This Document or Other Support Documents?

### A. Electronic Availability

Electronic copies of this document and the ICR are available from the EPA Home Page at the **Federal Register** - Environmental Documents entry for this document under "Laws and Regulations" (<http://www.epa.gov/fedrgstr/>). You can easily follow the menu to find this **Federal Register** notice using the publication date or the **Federal Register** citation for this notice. Although a copy of the ICR is posted with the **Federal Register** notice, you can also access a copy of the ICR by going directly to <http://www.epa.gov/icr/>. You can then easily follow the menu to locate this ICR by the title of the ICR.

### B. Fax-on-Demand

Using a faxphone call 202-401-0527 and select item 6073 for a copy of the ICR.

### C. In Person or By Phone

If you have any questions or need additional information about this notice or the ICR referenced, please contact the person identified in the "FOR FURTHER INFORMATION CONTACT" section.

In addition, the official record for this notice, including the public version, has been established under docket control number OPP-00608, (including comments and data submitted

electronically as described below). A public version of this record, including printed, paper versions of any electronic comments, which does not include any information claimed as Confidential Business Information (CBI), is available for inspection in the Office of Pesticide Programs (OPP) Public Docket, Rm. 119, CM #2, 1921 Jefferson Davis Highway, Arlington, VA, from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The OPP Public Docket telephone number is 703-305-5805.

## III. How Can I Respond to This Notice?

### A. How and to Whom Do I Submit the Comments?

You may submit comments through the mail, in person, or electronically. Be sure to identify the appropriate docket control number, OPP-00608, in your correspondence.

1. *By mail.* Submit written comments to: OPP Public Docket, Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

2. *In person or by courier.* Deliver written comments to: OPP Public Docket, Public Information and Records Integrity Branch, Rm. 119, CM #2, 1921 Jefferson Davis Highway, Arlington, VA, Telephone: 703-305-5805.

3. *Electronically.* Submit your comments and/or data electronically by e-mail to: [opp-docket@epa.gov](mailto:opp-docket@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 5.1/6.1 or ASCII file format. All comments and data in electronic form must be identified by the docket control number OPP-00608. Electronic comments on this notice may also be filed online at many Federal Depository Libraries.

### B. 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 notice 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 also 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 listed in the "FOR FURTHER INFORMATION CONTACT" section.

### C. What Information is EPA Particularly Interested in?

Pursuant to section 3506(c)(2)(A) of PRA, EPA specifically solicits comments and information to enable it to:

1. Evaluate whether the proposed collections of information are necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility.

2. Evaluate the accuracy of the Agency's estimates of the burdens of the proposed collections of information.

3. Enhance the quality, utility, and clarity of the information to be collected.

4. Minimize the burden of the collections of information on those who are to respond, including through the use of appropriate automated or electronic collection technologies or other forms of information technology, e.g., permitting electronic submission of responses.

### D. What Should I Consider When I Prepare My Comments for EPA?

We invite you to provide your views on the estimates provided, new approaches we haven't considered, the potential impacts of the various options (including possible unintended

consequences), and any data or information that you would like the Agency to consider during the development of the final action. You may find the following suggestions helpful for preparing your comments:

- Explain your views as clearly as possible.
- Describe any assumptions that you used.
- Provide solid technical information and/or data to support your views.
- If you estimate potential burden or costs, explain how you arrived at the estimate.
- Provide specific examples to illustrate your concerns.
- Offer alternative ways to improve the collection activity.
- Make sure to submit your comments by the deadline in this notice.
- At the beginning of your comments (e.g., as part of the "Subject" heading), be sure to properly identify the document you are commenting on. You can do this by providing the docket control number assigned to the notice.

#### **IV. What Information Collection Activity or ICR Does This Notice Apply to?**

EPA is seeking comments on the following ICR:

*Title:* Data Acquisition for Anticipated Residue and Percent of Crop Treated.

*ICR status:* This ICR is a new proposed information collection that has not been approved by OMB. An Agency may not conduct or sponsor, and a person is not required to respond to a collection of information that is subject to approval under the PRA, unless it displays a currently valid OMB control number. The OMB control numbers for EPA's information collections appear on the collection instruments or instructions, in the **Federal Register** notices for related rulemakings and ICR notices, and, if the collection is contained in a regulation, in a table of OMB approval numbers in 40 CFR part 9.

*Abstract:* The Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, requires EPA to register pesticides prior to distribution and sale within the United States. FIFRA also requires applicants for pesticide registration to provide EPA with the data needed to assess whether the registration of a pesticide would cause unreasonable adverse effects on human health or the environment, and grants EPA the authority to require registrants to provide additional data to maintain an existing registration.

Sections 408(b)(2)(E)(i) and 408(b)(2)(F) of the FFDCA, as amended by the Food Quality Protection Act of

1996, authorizes the EPA to use ARs data and the PCT data to establish, modify, maintain, or revoke a tolerance for a pesticide residue. However, the new law also requires that tolerance decisions based on ARs or PCT data be verified to ensure that residues in or on food are not above the residue levels relied on for establishing the tolerance. Specifically, section 408(b)(2)(E)(ii) of FFDCA requires data to be called in within 5 years after each tolerance decision that relies on ARs; section 408(b)(2)(F)(iv) of FFDCA requires periodic reevaluation if PCT estimates are used. Section 408(f) of FFDCA lists the methods which EPA may use to obtain the data, which include: Data Call-In notices (DCIs) or **Federal Register** notices to request data.

Under this proposed ICR, EPA will issue a DCI to affected registrants under the authority of FIFRA section 3(c)(2)(B). Currently, there are two main categories of applications for registration: Those requiring submission of a full complement of supporting data (e.g., new chemicals and biorationals), and those requiring submission of little or no data (e.g., "me-too" products) for previously registered chemicals and use patterns. Applicants for a "me-too" product (e.g., a pesticide claimed to be substantially similar in composition and use to a product previously registered by the EPA) may be required only to use EPA Form 8570-34 ("Certification with Respect to Citation of Data") and EPA Form 8570-35 ("Data Matrix") to certify that the applicant intends to rely on data previously submitted to the EPA by another producer, the applicant has contacted the appropriate company (owning the data that the applicant is referencing), and the applicant has offered to pay reasonable compensation for the use of the data.

The kinds of data that may be the subject of a DCI include, but are not limited to the requirements in 40 CFR part 158:

- Monitoring data (Pesticide Data Program (PDP), Food and Drug Administration (FDA), Food Safety Inspection Service (FSIS), States, special monitoring [market basket, single serving, etc.]).
- Field trials.
- Processing studies.
- Reduction in residue data (washing, peeling, cooking, etc.).
- Livestock feeding studies.
- Metabolism studies.
- PCT data.

EPA has published guidelines for studies listed in 40 CFR part 158. Internal guidelines have also been established for monitoring studies which require a registrant to submit and

obtain approval of protocol prior to initiating a study and specific requirements when ARs are used. The protocol must describe crops and pesticides to be covered by the study. After approval, the applicant must adhere to the protocol or seek approval for major deviations.

If EPA relies on ARs data when establishing or reassessing a tolerance, it must issue a DCI, and if the EPA used the PCT data estimates for a tolerance action, it may issue a DCI. A DCI is a letter sent to the registrant explaining the data submission requirement, requests specific data, sets out a time frame for a response to EPA, and provides applicable forms and guidelines to assist the registrant with the completion of the DCI request. A registrant must respond within 90 days of receipt of the DCI. The response must describe plans to submit the required data in accordance with the time frame specified, and, if applicable, contain suggested protocols for monitoring studies. Failure to generate the requested data, or respond to the DCI in a timely manner could result in Agency action to modify or revoke the tolerance.

#### **V. What are EPA's Burden and Cost Estimates for This ICR?**

Under the PRA, "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. For this collection it 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.

The ICR provides a detailed explanation of this estimate, which is only briefly summarized in this notice. The annual public burden for the Data Acquisition for Anticipated Residue and Percent of Crop Treated information collection is estimated to average in a range from 59 hours to 13,636 hours per DCI depending upon the type of response requested. The respondent burden for this collection contains four categories: (1) Anticipated residues requiring a base set of data; (2) anticipated residues requiring minimum data; (3) anticipated residues collected

from publically available sources; and (4) PCT using existing information. Burden estimates for each category include: (1) 13,636 hours per DCI for anticipated residues requiring a base set of data; (2) 69 hour per DCI for anticipated residues requiring minimum data; (3) 137 hours per DCI for anticipated residues collected from publically available sources; and (4) 59 hours per DCI for PCT using existing information. The following is a summary of the estimates taken from the ICR:

*Respondents/affected entities:*

Pesticide registrants whose registration relies on a tolerance action which is based on ARs or PCT data.

*Estimated total number of potential respondents:* 31.

*Frequency of response:* Once. Five years after tolerance decision using ARs/PCT data.

*Estimated total/average number of responses for each respondent:* 1.

*Estimated total annual burden hours:* 29,807.

*Estimated total annual burden costs:* \$2,773,866.

## VI. Are There Changes in the Estimates from the Last Approval?

No. This is a new proposed ICR.

## VII. What is the Next Step in the Process for This ICR?

EPA will consider the comments received and amend the ICR as appropriate. The final ICR package will then be submitted to OMB for review and approval pursuant to 5 CFR 1320.12. EPA will issue another **Federal Register** notice pursuant to 5 CFR 1320.5(a)(1)(iv) to announce the submission of the ICR to OMB and the opportunity to submit additional

comments to OMB. If you have any questions about this ICR or the approval process, please contact the person listed in the "FOR FURTHER INFORMATION CONTACT" section.

### List of Subjects

Environmental protection,  
Information collection requests.

Dated: July 20, 1999.

**Susan H. Wayland,**

*Acting Assistant Administrator for  
Prevention, Pesticides and Toxic Substances.*

[FR Doc. 99-19593 Filed 8-3-99; 8:45 am]

BILLING CODE 6560-50-F

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-00614; FRL-6092-4]

### Compliance Requirement for Child-Resistant Packaging Act; Renewal of Pesticide Information Collection Activities and Request for Comments

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is seeking public comment on the following Information Collection Request (ICR): "Compliance Requirement for Child Resistant Packaging Act (EPA No. 0616.06; OMB 2070-0052)." This ICR is a renewal of a collection activity that is currently approved and due to expire on October 31, 1999. The ICR describes the nature of the information collection activity and its expected burden and costs. Before submitting this ICR to the Office

of Management and Budget (OMB) for review and approval under the PRA, EPA is soliciting comments on specific aspects of the collection.

**DATES:** Written comments, identified by the docket control number "OPP-00614," must be received on or before October 4, 1999.

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

### FOR FURTHER INFORMATION CONTACT:

Cameo Smoot, Office of Pesticide Programs, Mail Code 7506C, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, telephone: 703-305-5454, fax: 703-305-5884, e-mail: smoot.cameo@epa.gov.

### SUPPLEMENTARY INFORMATION:

#### I. Does This Notice Apply to Me?

You may be potentially affected by this notice if you are a pesticide registrant with a pesticide product that is subject to the Child Resistant Packaging (CRP) requirements in section 25(c)(3) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Section 25 (c)(3) of FIFRA authorizes EPA to establish standards for packaging of pesticide products and pesticidal devices to protect children and adults from serious illness or injury resulting from accidental ingestion or contact. The implementing CRP regulations are in 40 CFR part 157.

Potentially affected categories and entities may include, but are not limited to the following:

Category	NAICS Code	SIC Codes	Examples of Potentially Affected Entities
Pesticide and other agricultural chemical manufacturing	325320	286 Industrial organic chemicals 287Agricultural chemicals	Pesticide registrants with pesticide products subject to child resistant packaging regulations

This table is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this table could also be affected. You or your business are affected by this action if you have a conditional pesticide registration with the Agency. If you have any questions regarding the applicability of this action to a particular entity, consult the technical person listed in the "FOR FURTHER INFORMATION CONTACT" section.

## II. How Can I Get Additional Information or Copies of This Document or Other Support Documents?

### A. Electronic Availability

Electronic copies of this document and the ICR are available from the EPA Home Page at the **Federal Register** - Environmental Documents entry for this document under "Laws and Regulations" (<http://www.epa.gov/fedrgstr/>). You can easily follow the menu to find this **Federal Register**

notice using the publication date or the **Federal Register** citation for this notice. Although a copy of the ICR is posted with the **Federal Register** notice, you can also access a copy of the ICR by going directly to <http://www.epa.gov/icr/>. You can then easily follow the menu to locate this ICR by the EPA ICR number, the OMB control number, or the title of the ICR.