

telephone: (402) 437-5080, fax: (402) 323-9079, e-mail: tice.john@epa.gov.

EPA Region VIII (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming). Margaret Collins, EPA Region VIII, 999 18th St., (8P P3T), Denver, CO 80202-2466, telephone: (303) 312-6023, fax: (303) 312-6116, e-mail: collins.margaret@epa.gov.

EPA Region IX (Arizona, California, Hawaii, Nevada, American Samoa, the Commonwealth of the Northern Mariana Islands, Guam). Marcy Katzin, EPA Region IX, 75 Hawthorne St., (CMD 5), San Francisco, CA 94105, telephone: (415) 947-4215, fax: (415) 947-3583, katzin.marcy@epa.gov.

EPA Region X (Alaska, Idaho, Oregon, Washington). Theresa Pimentel, EPA Region X, 1200 Sixth Avenue, (ECO-084), Seattle, WA 98101, telephone: (206) 553-0257, fax: (206) 553-1775, e-mail: pimentel.theresa@epa.gov.

2. *Notification process.* Regions will notify their respective applicants of the selections. Those applicants not awarded funds may request an explanation for the lack of award from EPA regional staff.

V. Post Selection Activity

Selected applicants must formally apply for funds through the appropriate EPA regional office. In addition, selected applicants must negotiate a final work plan, including reporting requirements, with the designated EPA regional project officer. For more general information on post award requirements and the evaluation of grantee performance, see 40 CFR part 31.

VI. Submission to Congress and the Comptroller General

Grant solicitations such as this are considered rules for the purpose of the Congressional Review Act (CRA). The CRA, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996 (SBREFA), generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects

Environmental protection, Pesticides, Tribes.

Dated: February 5, 2004.

William H. Sanders,

Acting Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.
[FR Doc. 04-2955 Filed 2-6-04; 2:07 pm]

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ENVIRONMENTAL PROTECTION AGENCY

[OPP-2004-0021; FRL-7343-7]

Tribal Pesticide Program Council; Notice of Public Meeting

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Tribal Pesticide Program Council (TPPC) will hold a 3-day meeting, beginning on March 10, 2004, and ending on March 12, 2004, including a closed session from 1:15 p.m. to 2:15 p.m. on Wednesday and Thursday. This notice announces the location and times for the meeting and sets forth the tentative agenda topics.

DATES: The meeting will be held on Wednesday, March 10, 2004, and Thursday, March 11, 2004, from 9 a.m. to 5 p.m., and Friday, March 12, 2004, from 9 a.m. to noon.

ADDRESSES: The meeting will be held at the Doubletree Hotel-Crystal City, 300 Army-Navy Drive, Arlington, VA 22202.

FOR FURTHER INFORMATION CONTACT: Georgia A. McDuffie, Field and External Affairs Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 605-0195; fax number: (703) 308-1850; e-mail address: mcduffie.georgia@epa.gov or

Lillian Wilmore, TPPC Facilitator, P.O. Box 470829, Brookline Village, MA 02447-0829; telephone number: (617) 232-5742; fax: (617) 277-1656; e-mail address: naecology@aol.com.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

You may be potentially affected by this action if you are interested in TPPC's information exchange relationship with EPA regarding important issues related to human health, environmental exposure to pesticides, and insight into EPA's decision-making process. All parties are

invited and encouraged to attend the meetings and participate as appropriate. Potentially affected entities may include, but are not limited to those persons who are or may be required to conduct testing of chemical substances under the Federal Food, Drug, and Cosmetic Act (FFDCA), or the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Since other entities may also be interested, 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 either person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How Can I Get Copies of this Document and Other Related Information?

1. *Docket.* EPA has established an official public docket for this action under docket identification (ID) number OPP-2004-0021. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA. This docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The docket telephone number is (703) 305-5805.

2. *Electronic access.* You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> to view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

II. Tentative Agenda

This unit provides the tentative agenda for the meeting.

1. TPPC state of the Council Report.
2. Presentation and questions and answers by EPA's Office of Pesticide Programs Field and External Affairs Division.
3. Reports from working groups and TPPC participation in other meetings: Forum on State and Tribal Toxic Actions (FOSTTA); Pesticide Program Dialogue Committee; Western Region; Tribal Operations Committee, Tribal Customary & Traditional Lifeways; 7th National Forum on Contaminants in Fish; and other reports or presentations.
4. Tribal caucus (2).
5. EPA's Office of Prevention, Pesticides and Toxic Substances (OPPTS) tribal strategy update.
6. Dialogue and discussion on development of a tribal pesticide program.
7. Discussion on TPPC's participation on the Worker Protection Working Group.
8. National issues on noxious weeds for tribes.
9. Homeland Security--tribal and other farms and pesticide storage issues.
10. Discussion on the involvement of tribes in the Strategic Ag Initiative.
11. Update on the Federal Inspector Credentials Criteria and opportunity for discussion.
12. Tribal West Nile Virus concerns and to include a discussion on National Pollutant Discharge Elimination System (NPDES) issues.
13. Update on Lifeline.
14. Endangered species issues.
15. Half-day training session.

List of Subjects

Environmental protection.

Dated: February 2, 2004.

Jay Ellenberger,

Acting Director, Field and External Affairs Division, Office of Pesticide Programs.

[FR Doc. 04-2815 Filed 2-10-04; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7620-1]

Guidelines on Awarding Section 319 Grants to Indian Tribes in FY 2004; Request for Grant Proposals for Watershed Projects

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of availability.

SUMMARY: EPA has developed guidelines for awarding Clean Water Act section 319 nonpoint source grants to Indian Tribes in FY 2004. As has been the case for the past four fiscal years, EPA anticipates Congress will authorize EPA to award nonpoint source pollution control grants to Indian Tribes under section 319 of the Clean Water Act in FY 2004 in an amount that exceeds the statutory cap (in section 518(f) of the Clean Water Act) of $\frac{1}{3}$ of 1% of the total 319 appropriation. These guidelines are intended to assist all Tribes that have approved nonpoint source assessments and management programs and also have "treatment-as-a-state" status to receive section 319 funding to help implement those programs. The guidelines describe the process for awarding base funding to Tribes in FY 2004, including submissions of proposed work plans. The guidelines also describe the process and schedule to award, through a grants competition, additional funds for selected watershed implementation projects for FY 2004 funding, including the schedule for submissions of watershed project summaries and the selection criteria for funding watershed projects.

DATES: The guidelines are effective February 11, 2004.

ADDRESSES: Persons requesting additional information or a complete copy of the document should contact Ed Drabkowski at (202) 566-1198; e-mail at drabkowski.ed@epa.gov; or by mail at U.S. Environmental Protection Agency (4503T), 1200 Pennsylvania Avenue, NW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Persons requesting additional information or complete copy of the document should contact Ed Drabkowski at (202) 566-1198; or by e-mail at drabkowski.ed@epa.gov; or by mail at U.S. Environmental Protection Agency (4503T), 1200 Pennsylvania Avenue, NW., Washington, DC 20460.

SUPPLEMENTARY INFORMATION: The full text of the *Guidelines on Awarding Section 319 Grants to Indian Tribes in FY 2004* is also available on the Nonpoint Source Control Branch homepage at <http://www.epa.gov/owow/nps>.

Dated: January 30, 2004.

Diane C. Regas,

Director, Office of Wetlands, Oceans, and Watersheds.

Memorandum

Subject: Guidelines on Awarding Section 319 Grants to Indian Tribes in FY 2004; Request for Grant Proposals for Watershed Projects

From: Diane C. Regas, Director, Office of Wetlands, Oceans and Watersheds.

To: EPA Regional Water Division Directors, Regional Tribal Coordinators/Program Managers, Tribal Caucus, EPA Tribal Operations Committee.

EPA anticipates that Congress will, for the fifth year in a row, authorize EPA to award nonpoint source pollution control grants to Indian Tribes under Section 319 of the Clean Water Act ("CWA") in FY 2004 in an amount that exceeds the statutory cap (in Section 518(f) of the CWA) of $\frac{1}{3}$ of 1% of the total 319 appropriation. This will enable all of the Tribes that have approved nonpoint source assessments and management programs and "treatment-as-a-State" ("TAS") status (hereinafter referred to as "approved Tribes") by January 7, 2004, to be eligible to receive Section 319 funding to help implement those programs.

The repeated allowance of increased funding for Tribal nonpoint source ("NPS") programs in FY 2004 reflects Congress' continuing recognition that Indian Tribes need and deserve increased financial support to implement nonpoint source programs that address critical water quality concerns on tribal lands. EPA shares this view and will continue to work closely with the Tribes to assist them in developing and implementing effective Tribal nonpoint source pollution programs. To date, EPA has already approved eighty-four (84) Tribal nonpoint source management programs, covering more than 40 million acres of land (representing approximately 74% of all Indian country), and we expect to approve additional programs in FY 2004.

As was the case last year, the new authorization to exceed $\frac{1}{3}$ of 1% applies only to the current year (FY 2004). As in the past, EPA will work with the Tribes to continue to demonstrate that increased 319 funds for Tribes can be used effectively to achieve water quality improvement. We were pleased by the high quality of the Tribes' work plans that formed the basis of the grants awarded to Tribes in FY 2003, which included base grants awarded to seventy-one (71) Tribes as well as grants for specific watershed projects awarded to twenty-seven (27) Tribes through a competitive process. We believe that the Tribes and EPA succeeded in directing the FY 2003 grants towards high-priority activities that will produce on-the-ground results that provide improved water quality. We believe that this success warrants continued substantial investment of 319 grant dollars in FY 2004 to address the extensive NPS control needs throughout Indian country, as discussed below. In recognition of this fact, we are awarding a total of \$7,000,000 to Tribes for FY 2004.

Summary of Process for FY 2004 Grants to Tribes

In FY 2004, we will set aside \$7,000,000 for Tribal nonpoint source grants. This amount is based on the same three factors as were used last year:

1. We will continue to support all eligible Tribes with base grants.
2. We will award base funding to eligible Tribes as follows: