

level/lowest-observed-adverse-effect-level (NOAEL/LOAEL) process for noncancer health effects and can be applied to determining the POD proposed for cancer endpoints (EPA, 1996). As the Agency moves toward harmonization of approaches for cancer and noncancer risk assessment, the dichotomy between cancer and noncancer health effects is being replaced by consideration of mode of action and whether the effects of concern are likely to be linear or nonlinear at low doses. Thus, the purpose of this document is to provide guidance for the Agency on the application of the BMD approach in determining the POD, whether a linear or nonlinear low dose extrapolation is used.

The document addresses a number of issues that must be resolved in order to apply the BMD approach for dose-response assessment in a consistent manner. These issues include: (1) Determination of appropriate studies and endpoints on which to base BMD calculations; (2) selection of the benchmark response (BMR) value; (3) choice of the model to use in computing the BMD; (4) details surrounding computation of the confidence limit for the BMD (BMDL); and (5) reporting requirements for BMD and BMDL computation.

Since the methods for BMD computation require appropriate software, another purpose of this document is to provide enough information about preferred computational algorithms to allow users to make an informed choice in the selection of that software. The document does not advocate use of any particular software package, although it is recommended that software with well documented algorithms, such as the Agency's BMD software (BMDS) package, be used. Nor is this guidance intended to document any particular software package, although it will present examples for illustrative purposes that use the Agency's BMDS package. It is also expected that this guidance will inform the design of studies for the computation of BMDs and dose-response analysis, though this will not be covered explicitly. The terminology used in the document is consistent with the EPA's BMDS. This software is available on the Internet at <http://www.epa.gov/ncea/bmds.htm>.

The Risk Assessment Forum has been active in promoting research and discussion on BMD issues since 1990. In 1993 the Risk Assessment Forum sponsored a colloquium on the applications of BMD methods to noncancer risk assessment. The focus of

this colloquium was to review a Forum draft report that outlined the techniques and presented the major questions and decisions involved in applying the BMD method. Following this a technical panel published a background document on the use of BMD in health risk assessment (EPA/630/R-94/007). In the ensuing years the Forum sponsored several workshops and symposia on the BMD approach, including a 1996 external peer review on an earlier draft of the document presently undergoing review. Following this external peer review, the Technical Panel will consider reviewers' and public comments in finalizing the document.

This document is intended to be updated as new information becomes available that would suggest approaches and default options alternative or additional to those indicated here and should not be viewed as precluding additional research on modified or alternative approaches that will improve quantitative risk assessment.

Dated: November 9, 2000.

William H. Farland,

Director, National Center for Environmental Assessment.

[FR Doc. 00-29648 Filed 11-17-00; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6902-7]

Proposed Settlement Under Section 122(h) of the Comprehensive Environmental Response, Compensation and Liability Act, as Amended, 42 U.S.C. 9622(h), CHEMCENTRAL Warehouse Fire CERCLA Site, Kent, WA

AGENCY: Environmental Protection Agency (EPA).

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

SUMMARY: In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation and Liability Act, as amended by the Superfund Amendment and Reauthorization Act ("CERCLA"), notice is hereby given of a proposed settlement to resolve a claim against CHEMCENTRAL Corporation. The proposed settlement concerns the federal government's past response costs at the CHEMCENTRAL Warehouse Fire CERCLA Site, Kent, Washington. The settlement requires the settling party, CHEMCENTRAL Corporation, to pay \$24,066.34 to the Hazardous Substance Superfund. For thirty (30) days

following the date of publication of this document, the Agency will receive written comments relating to the settlement. The Agency's response to any comments received will be available for public inspection at the U.S. Environmental Protection Agency, Region 10, office at 1200 Sixth Avenue, Seattle, Washington 98101. A copy of the proposed settlement may be obtained from Mary Shillcutt, Regional Hearing Clerk, EPA, Region 10, 1200 Sixth Avenue, Seattle, Washington 98101, telephone number (206) 553-2429. Comments should reference the "CHEMCENTRAL Warehouse Fire CERCLA Site" and EPA Docket No. CERCLA-10-2001-0006 and should be addressed to Ms. Shillcutt at the above address.

FOR FURTHER INFORMATION CONTACT:

Jennifer G. MacDonald, Assistant Regional Counsel, EPA Region 10, Office of Regional Counsel, 1200 Sixth Avenue, Seattle, Washington 98101, telephone number (206) 553-8311.

Dated: November 8, 2000.

Charles E. Findley,

Acting Regional Administrator, Region 10.

[FR Doc. 00-29357 Filed 11-17-00; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[OPPTS-51956; FRL-6754-1]

Certain New Chemicals; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice; correction.

SUMMARY: EPA is issuing this notice to correct the Test Marketing Exemption T-00-0006.

FOR FURTHER INFORMATION CONTACT:

Barbara Cunningham, Director, Office of Program Management and Evaluation, Office of Pollution Prevention and Toxics (7401), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (202) 554-1404; e-mail address: TSCA-Hotline@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general. As such, the Agency has not attempted to describe the specific entities that this action may apply to. Although others may be affected, this action applies directly to the submitter of the premanufacture notices addressed in the action. If you have any questions

regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How Can I Get Additional Information, Including copies of this Document and Other Related Documents?

1. *Electronically.* You may obtain copies of this document and certain other available documents from the EPA Internet Home Page at <http://www.epa.gov/>. On the Home Page select "Laws and Regulations," "Regulations and Proposed Rules," 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/>.

2. *In person.* The Agency has established an official record for this action under docket control number OPPTS-51956. The official record consists of the documents 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.

II. What Does This Correction Do?

EPA issued a notice in the **Federal Register** of October 17, 2000, (65 FR 61326) (FRL-6749-3) in which incorrectly provided information on Test Marketing Exemption T-00-0006, as an ingredient in a new human antipersoiant formulation. This document corrects the TME as follows:

In FR Doc. 00-26640, at page 61328, the entry to Table II. in the 5th column, the word "antipersoiant" is corrected to read "antiperspirant".

List of Subjects

Environmental Protection, Chemicals, Premanufacturer notices.

Dated: November 9, 2000.

Deborah A. Williams,

Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.

[FR Doc. 00-29649 Filed 11-17-00; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6904-5]

Public Water System Supervision Program Revision for the State of South Dakota

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The State of South Dakota has revised its Public Water System Supervision (PWSS) primacy program by adopting regulations for the Consumer Confidence Report Rule that correspond to 40 CFR part 141, Subpart O. Having determined that these revisions meet all pertinent requirements in the Safe Drinking Water Act, 42 U.S.C. 300f et seq., and EPA's implementing regulations at 40 CFR parts 141 and 142, the EPA approves them.

Today's approval action does not extend to public water systems in Indian Country as that term is defined in 18 U.S.C. 1151. Please see **SUPPLEMENTARY INFORMATION**, Item B.

DATES: Any member of the public is invited to submit written comments and/or request a public hearing on this determination by December 20, 2000. Please see **Supplementary Information**, Item C for information on submitting comments and requesting a hearing. If no hearing is requested or granted, then this action shall become effective December 20, 2000. If a public hearing is requested and granted, then this determination shall not become effective until such time following the hearing as the Regional Administrator issues an order affirming or rescinding this action.

ADDRESSES: Written comments and requests for a public hearing should be addressed to: William P. Yellowtail, Regional Administrator, c/o Linda Himmelbauer (8P-W-MS), U.S. Environmental Protection Agency, Region 8, 999 18th Street, Suite 300, Denver, CO 80202-2466.

[Reviewing Documents]

All documents relating to this determination are available for inspection at the following locations: (1) U.S. EPA Region 8, Municipal Systems

Unit, 999 18th Street (4th floor), Denver, Colorado 80202-2466; (2) South Dakota Department of Environment and Natural Resources, Drinking Water Program, 523 East Capital Avenue, Pierre, South Dakota 57501.

FOR FURTHER INFORMATION CONTACT:

Linda Himmelbauer, Municipal Systems Unit, EPA Region 8 (8P-W-MS), 999 18th Street, Suite 300, Denver, Colorado 80202-2466, telephone 303-312-6263.

SUPPLEMENTARY INFORMATION: Effective January 9, 1984, EPA approved South Dakota's application for assuming primary enforcement authority for the PWSS program, pursuant to section 1413 of the Safe Drinking Water Act (SDWA), 42 U.S.C. 300g-2, and 40 CFR part 142 (see 48 FR 55173.) The South Dakota Department of Environment and Natural Resources (DENR) administers South Dakota's PWSS program.

A. Why are Revisions to State Programs Necessary?

States with primary PWSS enforcement authority must comply with the requirements of 40 CFR part 142 for maintaining primacy. They must adopt regulations that are at least as stringent as the National Primary Drinking Water Regulations (NPDWRs) at 40 CFR part 141. (40 CFR 142.10(a).) Changes to state programs may be necessary as federal primacy requirements change, as states must adopt all new and revised NPDWRs in order to retain primacy. (40 CFR 142.12(a).)

B. How Does Today's Action Affect Indian Country (18 U.S.C. 1151) in South Dakota?

South Dakota is not authorized to carry out its Public Water System Supervision program in Indian country, as defined in 18 U.S.C. 1151. This includes, but is not limited to: Lands within the exterior boundaries of the following Indian Reservations located within the State of South Dakota:

- a. Cheyenne River Indian Reservation.
- b. Crow Creek Indian Reservation.
- c. Flandreau Indian Reservation.
- d. Lower Brule Indian Reservation.
- e. Pine Ridge Indian Reservation.
- f. Rosebud Indian Reservation.
- g. Standing Rock Indian Reservation.
- h. Yankton Indian Reservation.

EPA held a public hearing on December 2, 1999, in Badlands National Park, South Dakota, and accepted public comments on the question of the location and extent of Indian country within the State of South Dakota. In a forthcoming **Federal Register** notice, EPA will respond to comments and more specifically identify Indian