

asked the National Research Council (NRC) of the National Academies of Science to review the health effects of phthalates and determine whether a cumulative risk assessment of phthalates should be conducted, and if so, what approaches could be used for the assessment. In 2008, NRC published their findings to EPA in a final report entitled "Phthalates and Cumulative Risk Assessment: The Task Ahead" (a copy can be accessed at https://cfpub.epa.gov/si/si_public_record_report.cfm?Lab=NCEA&dirEntryId=202508). In that report, the NRC recommended that a cumulative risk assessment should be conducted for phthalates. EPA's document entitled "Draft Proposed Approach for Cumulative Risk Assessment of High-Priority Phthalates and a Manufacturer-Requested Phthalate under the Toxic Substance Control Act" describes EPA's proposed approach for evaluating a subset of High-Priority and Manufacturer-Requested phthalates for cumulative risk to human health under TSCA based on the principles of CRA described in EPA's draft principles document referenced previously. EPA's draft proposed approach follows many of the recommendations made by the NRC in 2008. This draft document, a copy of which is being submitted to the SACC for review and is available in the docket for public review, is not a CRA, and no risk estimates are presented. Instead, this draft document outlines several options EPA is considering for conducting a phthalate CRA under TSCA.

In submitting these two draft documents to the SACC for peer review, EPA is soliciting comments from the SACC on issues related to chemical grouping for purposes of CRA, health outcomes related to phthalate syndrome, and possible approaches to developing the cumulative hazard and exposure assessment for High-Priority phthalates and a Manufacturer-Requested phthalate.

III. Virtual Public Meeting

A. What is the purpose of this public meeting of the SACC?

The focus of the 4-day virtual public meeting is the SACC peer review of the following two draft documents and related public comments received by the deadlines listed under the **DATES** section:

- Draft Proposed Principles of Cumulative Risk Assessment under the Toxic Substances Control Act; and
- Draft Proposed Approach for Cumulative Risk Assessment of High-Priority Phthalates and a Manufacturer-

Requested Phthalate under the Toxic Substance Control Act.

EPA will provide a meeting agenda for each day of the meeting, and, as needed, may provide updated times for each day in the meeting agenda that will be posted in docket and on the SACC website.

B. How can I access the documents submitted for review to the SACC?

These documents, including background documents, related supporting materials, and draft charge questions provided to the SACC, are available in the docket. As additional background materials become available and are provided to the SACC, EPA will include those additional background documents in the docket. All of these documents will be available through <https://www.regulations.gov> in Docket ID No. EPA-HQ-OPPT-2022-0918 and links on the SACC website at <https://www.epa.gov/tsca-peer-review>.

After the public meeting, the SACC will prepare a meeting minutes and final report document summarizing its recommendations to the EPA. This document will also be added to the docket and available through the SACC website.

C. How can I provide comments for the SACC's consideration?

To ensure proper receipt of comments by EPA, it is imperative that you identify Docket ID No. EPA-HQ-OPPT-2022-0918 in the subject line on the first page of your comments and follow the instructions in this unit.

1. *Written comments.* Written comments must be submitted by the deadlines set in the **DATES** section and following the instructions in this document.

2. *Oral comments.* Each individual or group wishing to make brief oral comments to the SACC during the peer review virtual public meeting must register to do so by the deadline set in the **DATES** section and following the registration instructions that will be announced on the SACC website by early April 2023. Oral comments will be limited to 5 minutes. In addition, each speaker should submit a copy of their comments to the DFO prior to the meeting for distribution to the SACC by the DFO and inclusion in the docket.

D. How can I participate in the virtual public meeting?

The virtual public meeting will be held via a webcast platform such as "Zoom.gov" and audio teleconference. You must register online to receive the webcast meeting link and audio teleconference information. Please

follow the registration instructions that will be announced on the SACC website in April.

Authority: 15 U.S.C. 2625(o); 5 U.S.C 10 *et. seq.*

Dated: February 22, 2023.

Michal Freedhoff,

Assistant Administrator, Office of Chemical Safety and Pollution Prevention.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-9542-03-OAR]

Allocations of Cross-State Air Pollution Rule Allowances From New Unit Set-Asides for 2022 Control Periods

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of data availability.

SUMMARY: The Environmental Protection Agency (EPA) is providing notice of the availability of data on emission allowance allocations to certain units under the Cross-State Air Pollution Rule (CSAPR) trading programs. EPA has completed preliminary calculations for the allocations of allowances from the CSAPR new unit set-asides (NUSAs) for the 2022 control periods and has posted spreadsheets containing the calculations on EPA's website. EPA will consider timely objections to the preliminary calculations (including objections concerning the identification of units eligible for allocations) before determining the final amounts of the allocations.

DATES: Objections to the information referenced in this notice must be received on or before March 29, 2023.

ADDRESSES: Submit your objections via email to CSAPR@epa.gov. Include "2022 NUSA allocations" in the email subject line and include your name, title, affiliation, address, phone number, and email address in the body of the email.

FOR FURTHER INFORMATION CONTACT: Questions concerning this action should be addressed to Jason Kuhns at (202) 564-3236 or kuhns.jason@epa.gov or Andrew Reighart at (202) 564-0418 or reighart.andrew@epa.gov.

SUPPLEMENTARY INFORMATION: Under each CSAPR trading program where EPA is responsible for determining emission allowance allocations, a portion of each state's emissions budget for the program for each control period is reserved in a NUSA (and in an

additional Indian country NUSA in the case of states with Indian country within their borders) for allocation to certain units that would not otherwise receive allowance allocations. The procedures for identifying the eligible units for each control period and for allocating allowances from the NUSAs and Indian country NUSAs to these units are set forth in the CSAPR trading program regulations at 40 CFR 97.411(b) and 97.412 (NO_x Annual), 97.511(b) and 97.512 (NO_x Ozone Season Group 1), 97.611(b) and 97.612 (SO₂ Group 1), 97.711(b) and 97.712 (SO₂ Group 2), 97.811(b) and 97.812 (NO_x Ozone Season Group 2), and 97.1011(b) and 97.1012 (NO_x Ozone Season Group 3). Each NUSA allowance allocation process involves allocations to eligible units, termed “new” units, followed by the allocation to “existing” units of any allowances not allocated to new units.

This notice concerns preliminary calculations for the NUSA allowance allocations for the 2022 control periods. Generally, the allocation procedures call for each eligible “new” unit to receive a 2022 NUSA allocation equal to its 2022 control period emissions as reported under 40 CFR part 75 unless the total of such allocations to all such eligible units would exceed the amount of allowances in the NUSA, in which case the allocations are reduced on a pro-rata basis. (EPA notes that, under 40 CFR 97.406(c)(3), 97.506(c)(3), 97.606(c)(3), 97.706(c)(3), 97.806(c)(3), and 97.1006(c)(3), a unit’s emissions occurring before its monitor certification deadline are not considered to have occurred during a control period and consequently are not included in the emission amounts used to determine NUSA allocations.) Any allowances not allocated to eligible “new” units are allocated to the state’s “existing” units in proportion to such existing units’ previous allocations from the portion of the respective state’s emissions budget for the control period that was not reserved in a NUSA (or Indian country NUSA).

The detailed unit-by-unit data and preliminary allowance allocation calculations for “new” units are set forth in Excel spreadsheets titled “CSAPR_NUSA_2022_NO_x_Annual_Prelim_Data_New_Units”, “CSAPR_NUSA_2022_NO_x_OS_Prelim_Data_New_Units”, and “CSAPR_NUSA_2022_SO₂_Prelim_Data_New_Units”, available on EPA’s website at <https://www.epa.gov/csapr/csapr-allowance-allocations#nusa>. Each of the spreadsheets contains a separate worksheet for each state covered by that program showing, for each unit identified as eligible for a NUSA

allocation, (1) the unit’s emissions in the 2022 control period (annual or ozone season as applicable), (2) the maximum 2022 NUSA allowance allocation for which the unit is eligible (typically the unit’s emissions in the 2022 control period), (3) various adjustments to the unit’s maximum allocation if the NUSA pool is oversubscribed, and (4) the preliminary calculation of the unit’s 2022 NUSA allowance allocation.

Each state worksheet for “new” units also contains a summary showing (1) the quantity of allowances initially available in that state’s 2022 NUSA, (2) the sum of the 2022 NUSA allowance allocations that will be made to new units in that state, assuming there are no corrections to the data, and (3) the quantity of allowances that would remain in the 2022 NUSA for allocation to existing units, again assuming there are no corrections to the data.

The preliminary calculations of allocations of the remaining unallocated allowances to “existing” units are set forth in Excel spreadsheets titled “CSAPR_NUSA_2022_NO_x_Annual_Prelim_Data_Existing_Units”, “CSAPR_NUSA_2022_NO_x_OS_Prelim_Data_Existing_Units”, and “CSAPR_NUSA_2022_SO₂_Prelim_Data_Existing_Units”, available at the same location.

Objections should be strictly limited to the data and calculations upon which the NUSA allowance allocations are based and should be emailed to the address identified in **ADDRESSES**. Objections must include: (1) precise identification of the specific data and/or calculations the commenter believes are inaccurate, (2) new proposed data and/or calculations upon which the commenter believes EPA should rely instead to determine allowance allocations, and (3) the reasons why EPA should rely on the commenter’s proposed data and/or calculations and not the data referenced in this notice.

EPA notes that an allocation or lack of allocation of allowances to a given unit does not constitute a determination that CSAPR does or does not apply to the unit. EPA also notes that, under 40 CFR 97.411(c), 97.511(c), 97.611(c), 97.711(c), 97.811(c), and 97.1011(c), allocations are subject to potential correction if a unit to which allowances have been allocated for a given control period is not actually an affected unit as of the start of that control period.

(Authority: 40 CFR 97.411(b), 97.511(b), 97.611(b), 97.711(b), 97.811(b), and 97.1011(b).)

Rona Birnbaum,

Director, Clean Air Markets Division, Office of Atmospheric Programs, Office of Air and Radiation.

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ENVIRONMENTAL PROTECTION AGENCY

[CERCLA–01–2023–0031; FRL–10685–01–R1]

Proposed CERCLA Administrative Settlement Agreement and Order on Consent: City of Salem, Mansell Field Site, Salem, Massachusetts

AGENCY: Environmental Protection Agency (EPA).

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

SUMMARY: Notice is hereby given that EPA has entered into a proposed settlement, embodied in an Administrative Settlement Agreement and Order on Consent, with the Settling Party, City of Salem, with respect to the Mansell Field Site, located in Salem, Essex County, Massachusetts. The settlement, which involves a mixed work and funding agreement with Salem, includes a proposed compromise of up to \$1.841 million in direct and indirect EPA costs associated with EPA’s contribution to the implementation of a removal action at the Site, to which this notice applies. The settlement also resolves Salem’s liability for work performed and future response costs. Under the settlement, Salem will perform part of the removal action, in coordination with EPA, and as set forth in the September 8, 2022 Action Memorandum for the Site.

DATES: Comments must be submitted by March 29, 2023.

ADDRESSES: Comments should be addressed to Michelle Lauterback, Senior Enforcement Counsel, U.S. Environmental Protection Agency, 5 Post Office Square, Suite 100 (ORC 04–4), Boston, MA 02109–3912, telephone number (617) 918–1774, email address: Lauterback.michelle@epa.gov and should reference the Mansell Field Site, U.S. EPA Docket No: CERCLA 01–2023–0031.

FOR FURTHER INFORMATION CONTACT: A copy of the proposed settlement may be obtained from Stacy Greendlinger, Superfund and Emergency Management Division, U.S. Environmental Protection Agency, Region I, 5 Post Office Square,