

Funding and NPDES Permit Issuance, Benton and Washington Counties, AR.

*Summary:* EPA does not object to the proposed action.

*EIS No. 20050437, ERP No. F-AFS-G65097-NM, Tajiue Watershed Restoration Project, Proposes Fuel Reduction and Restore Forest Health, Cibola National Forest, Torrance County, NM.*

*Summary:* No formal comment letter was sent to the preparing agency.

Dated: November 21, 2005.

**Ken Mittelholtz,**

*Environmental Protection Specialist, Office of Federal Activities.*

[FR Doc. 05-23272 Filed 11-23-05; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6669-6]

### Environmental Impact Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-7167 or <http://www.epa.gov/compliance/nepa/>. Weekly receipt of Environmental Impact Statements Filed November 14, 2005 Through November 18, 2005 Pursuant to 40 CFR 1506.9.

*EIS No. 20050486, Final EIS, AFS, OR,* Timberline Express Project, To Improve the Winter Recreational Opportunities, Implementation, Zigzag Ranger District, Mt. Hood National Forest, Clackamas County, OR, Wait Period Ends: 12/27/2005, Contact: Mike Redmond 503-668-1776.

*EIS No. 20050487, Draft EIS, NRS, UT,* Coal Creek Flood Control and Parkway Project, Proposed Channel Improvements, Two Irrigation Division Structures on Coal Creek (the Main Street Diversion and the Woodbury Diversion), Cedar City, Iron County, UT, Comment Period Ends: 01/09/2006, Contact: Marine Wilson 801-524-4591.

### Programmatic

*EIS No. 20050488, Final EIS, EPA, 00,* Mountaintop Mining and Valley Fills Program Guidance, Policies or Regulations to Minimize Adverse Environmental Effects to Waters of the U.S. and Fish and Wildlife Resources, Implementation, Appalachia, Appalachian Study Area, WV, KY, TN and VA, Wait Period Ends: 12/27/2005, Contact: John Forren (EPA) 215-814-2705; Katherine Trott (COE) 202-761-5542; Mike Robinson (OSM)

412-937-2882, Cindy Tibbott (SFW) 814-234-4090; Russell Hunter, (WV Dept. of Environmental Protection) 304-926-0499 215-814-2705

This document is available on the Internet at: <http://www.epa.gov/region3/mtn/top/index.htm>.

*EIS No. 20050489, Final EIS, IBR, 00,* Operation of Flaming Gorge Dam Colorado River Storage Project, Protection and Assistance in the Recovery of Populations and Designated Critical Habitat of Four Endangered Fishes: Bony Tail, Colorado Pikeminnow, Humpback Chub, and Razorback Sucker, Green River, UT and WY, Wait Period Ends: 12/27/2005, Contact: Peter Crookston 801-379-1152.

*EIS No. 20050490, Draft EIS, COE, CA,* San Juan Creek and Western San Mateo Creek Watershed Special Area Management Plan (SAMP), Proposed Watershed-Based SAMP to Balance Aquatic Resource Protection and Reasonable Economic Development, Southern Portion of Orange County, CA, Comment Period Ends: 01/16/2006, Contact: Jae Chung 213-452-3292.

*EIS No. 20050491, Final EIS, AFS, 00,* White Mountain National Forest Land and Resource Management Plan, Forest Plan Revision, Implementation, Carroll, Coos, Grafton Counties, NH and Oxford County, ME, Wait Period Ends: 12/27/2005, Contact: Barbara Levesque 603-528-8743.

*EIS No. 20050492, Final EIS, AFS, SD,* Bugtown Gulch Mountain Pine Beetle and Fuels Projects, To Implement Multiple Resource Management Actions, Black Hills National Forest, Hell Canyon Ranger District, Custer County, SD, Wait Period Ends: 12/27/2005, Contact: Patricia Hudson 605-673-4853.

*EIS No. 20050493, Draft EIS, NPS, AR,* Pea Ridge National Military Park General Management Plan, Implementation, AR, Comment Period Ends: 01/09/2006, Contact: John Scott 479-451-8122.

*EIS No. 20050494, Final EIS, NOA, AK,* Amendments to the Alaska Coastal Management Program, Approval, Implementation and Funding, U.S. Army COE 404 Permit, AK, Wait Period Ends: 12/27/2005, Contact: Helen C.P. Bass 301-713-3155, ext 175.

*EIS No. 20050495, Final EIS, SFW, NC,* Roanoke River National Wildlife Refuge, Comprehensive Conservation Plan, To Determine and Evaluate a Range of Reasonable Management Alternative, Bertie County, NC, Wait Period Ends: 12/27/2005, Contact: Bob Glennon 252-482-2364.

*EIS No. 20050496, Final EIS, DOE, ME,* Bangor Hydro-Electric Northeast Reliability Interconnect, Construct, Connect, Operate and Maintain an Electric Transmission Line Amend Presidential Permit (PP-89), DOE/EIS-0372, Hancock, Penobscot and Washington Counties, ME, Wait Period Ends: 12/27/2005, Contact: Dr. Jerry Pell 202-586-3362.

### Amended Notices

*EIS No. 20040527, Draft EIS, AFS, IN,* German Ridge Restoration Project, To Restore Native Hardwood Communities, Implementation, Hoosier National Forest, Tell City Ranger District, Perry County, IN, Comment Period Ends: 01/09/2006, Contact: Ron Ellis 812-275-5987.

Revision of FR Notice Published on 11/19/2004: CEQ Comment Period Ending 01/03/2005 has been Reestablished to 01/09/2006. Per Request of the Preparing Agency by Letter Dated 11/10/05.

*EIS No. 20050410, Draft EIS, COE, FL,* Central and Southern Florida Project, Comprehensive Everglades Restoration Plan, Implementation, Everglades Agricultural Area Storage Reservoirs, Palm Beach County, FL, Comment Period Ends: 01/09/2006, Contact: Janet Cushing 904-232-2259. Revision of FR Notice Published 10/14/2005: Comment Period Extended from 11/21/2005 to 01/09/2006.

### Withdrawn

*EIS No. 20050455, Final EIS, AFS, IN,* German Ridge Restoration Project, To Restore Native Hardwood Communities, Implementation, Hoosier National Forest, Tell City Ranger District, Perry County, IN, Wait Period Ends: 12/05/2005, Contact: Ron Ellis 812-275-5987.

Revision of FR Notice Published on 11/04/2005: Officially Withdrawn by the Preparing Agency by Letter Dated 11/10/2005.

Dated: November 21, 2005.

**Ken Mittleholtz,**

*Environmental Protection Specialist, Office of Federal Activities.*

[FR Doc. 05-23273 Filed 11-23-05; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-2005-0323; FRL-7747-1]

### Sethoxydim Reregistration Eligibility Decision; Notice of Availability

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the availability of EPA's Reregistration Eligibility Decision (RED) for the pesticide sethoxydim, and opens a public comment period on this document. The Agency's risk assessments and other related documents also are available in the Sethoxydim Docket. Sethoxydim is a member of the cyclohexanedione or cyclohexenone class of herbicides, and functions by inhibiting fat biosynthesis. Sethoxydim is used post-emergent for selective control of annual and perennial grass weeds in broadleaf crops. It is currently registered for use on at least 86 agricultural crops with principal usage on soybeans, sunflowers, alfalfa, dry peas/beans, sugar beets, peanuts, and corn. Non-agricultural sites include ornamentals and flowering plants, lawns, recreational areas, right-of-ways, and public and commercial buildings and structures. EPA has reviewed sethoxydim through the public participation process that the Agency uses to involve the public in developing pesticide reregistration and tolerance reassessment decisions. Through these programs, EPA is ensuring that all pesticides meet current health and safety standards.

**DATES:** Comments, identified by docket identification (ID) number OPP-2005-0323, must be received on or before January 24, 2006.

**ADDRESSES:** Comments may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit I. of the **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** Patrick Dobak, Special Review and Reregistration Division (7508C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-8180; fax number: (703) 308-8041; e-mail address: dobak.pat@epa.gov.

**SUPPLEMENTARY INFORMATION:****I. General Information***A. Does this Action Apply to Me?*

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others 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 the 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 ID number OPP-2005-0323. 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, 1801 S. Bell St., 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 submit or 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. Once in the system, select "search," then key in the appropriate docket ID number.

Certain types of information will not be placed in the EPA Dockets. Information claimed as CBI and other information whose disclosure is restricted by statute, which is not included in the official public docket, will not be available for public viewing in EPA's electronic public docket. EPA's policy is that copyrighted material will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. To the extent feasible, publicly available docket materials will be made available in EPA's electronic public docket. When a document is selected from the index list in EPA Dockets, the system will identify whether the document is available for viewing in

EPA's electronic public docket. 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. EPA intends to work towards providing electronic access to all of the publicly available docket materials through EPA's electronic public docket.

For public commenters, it is important to note that EPA's policy is that public comments, whether submitted electronically or on paper, will be made available for public viewing in EPA's electronic public docket as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. When EPA identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in EPA's electronic public docket. The entire printed comment, including the copyrighted material, will be available in the public docket.

Public comments submitted on computer disks that are mailed or delivered to the docket will be transferred to EPA's electronic public docket. Public comments that are mailed or delivered to the docket will be scanned and placed in EPA's electronic public docket. Where practical, physical objects will be photographed, and the photograph will be placed in EPA's electronic public docket along with a brief description written by the docket staff.

*C. How and to Whom Do I Submit Comments?*

You may submit comments electronically, by mail, or through hand delivery/courier. To ensure proper receipt by EPA, identify the appropriate docket ID number in the subject line on the first page of your comment. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments. If you wish to submit CBI or information that is otherwise protected by statute, please follow the instructions in Unit I.D. Do not use EPA Dockets or e-mail to submit CBI or information protected by statute.

1. *Electronically.* If you submit an electronic comment as prescribed in this unit, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment. Also, include this contact

information on the outside of any disk or CD ROM you submit, and in any cover letter accompanying the disk or CD ROM. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. EPA's policy is that EPA will not edit your comment, and any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

i. *EPA Dockets.* Your use of EPA's electronic public docket to submit comments to EPA electronically is EPA's preferred method for receiving comments. Go directly to EPA Dockets at <http://www.epa.gov/edocket/>, and follow the online instructions for submitting comments. Once in the system, select "search," and then key in docket ID number OPP-2005-0323. The system is an "anonymous access" system, which means EPA will not know your identity, e-mail address, or other contact information unless you provide it in the body of your comment.

ii. *E-mail.* Comments may be sent by e-mail to [opp-docket@epa.gov](mailto:opp-docket@epa.gov), Attention: Docket ID number OPP-2005-0323. In contrast to EPA's electronic public docket, EPA's e-mail system is not an "anonymous access" system. If you send an e-mail comment directly to the docket without going through EPA's electronic public docket, EPA's e-mail system automatically captures your e-mail address. E-mail addresses that are automatically captured by EPA's e-mail system are included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

iii. *Disk or CD ROM.* You may submit comments on a disk or CD ROM that you mail to the mailing address identified in Unit I.C.2. These electronic submissions will be accepted in WordPerfect or ASCII file format. Avoid the use of special characters and any form of encryption.

2. *By mail.* Send your comments to: Public Information and Records Integrity Branch (PIRIB) (7502C), Office of Pesticide Programs (OPP), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001, Attention: Docket ID number OPP-2005-0323.

3. *By hand delivery or courier.* Deliver your comments to: Public Information and Records Integrity Branch (PIRIB), Office of Pesticide Programs (OPP), Environmental Protection Agency, Rm. 119, Crystal Mall #2, 1801 S. Bell St., Arlington, VA, Attention: Docket ID number OPP-2005-0323. Such deliveries are only accepted during the docket's normal hours of operation as identified in Unit I.B.1.

#### *D. How Should I Submit CBI to the Agency?*

Do not submit information that you consider to be CBI electronically through EPA's electronic public docket or by e-mail. You may claim information that you submit to EPA as CBI by marking any part or all of that information as CBI (if you submit CBI on disk or CD ROM, mark the outside of the disk or CD ROM as CBI and then identify electronically within the disk or CD ROM the specific information that is CBI). Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

In addition to one complete version of the comment that includes any information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket and EPA's electronic public docket. If you submit the copy that does not contain CBI on disk or CD ROM, mark the outside of the disk or CD ROM clearly that it does not contain CBI. Information not marked as CBI will be included in the public docket and EPA's electronic public docket without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult the person listed under **FOR FURTHER INFORMATION CONTACT.**

#### *E. What Should I Consider as I Prepare My Comments for EPA?*

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at your estimate.
5. Provide specific examples to illustrate your concerns.
6. Offer alternatives.
7. Make sure to submit your comments by the comment period deadline identified.

8. To ensure proper receipt by EPA, identify the appropriate docket ID number in the subject line on the first page of your response. It would also be helpful, if you provided the name, date, and **Federal Register** citation related to your comments.

## **II. Background**

### *A. What Action is the Agency Taking?*

Under section 4 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA is reevaluating existing pesticides to ensure that they meet current scientific and regulatory standards. EPA has completed a RED for the pesticide, sethoxydim under section 4(g)(2)(A) of FIFRA. Sethoxydim is a member of the cyclohexanedione or cyclohexenone class of herbicides, and functions by inhibiting fat biosynthesis. Sethoxydim is used post-emergent for selective control of annual and perennial grass weeds in broadleaf crops. It is currently registered for use on at least 86 agricultural crops with principal usage on soybeans, sunflowers, alfalfa, dry peas/beans, sugar beets, peanuts, and corn. Non-agricultural sites include ornamentals and flowering plants, lawns, recreational areas, right-of-ways, and public and commercial buildings and structures. EPA has determined that the data base to support reregistration is substantially complete and that products containing sethoxydim are eligible for reregistration. Upon submission of any required product specific data under section 4(g)(2)(B) and any necessary changes to the registration and labeling (to address concerns identified or as a result of product specific data), EPA will make a final reregistration decision under section 4(g)(2)(C) for products containing sethoxydim.

EPA must review tolerances and tolerance exemptions that were in effect when the Food Quality Protection Act was enacted in August 1996, to ensure that these existing pesticide residue limits for food and feed commodities meet the safety standard established by the new law. Tolerances are considered reassessed once the safety finding has been made or a revocation occurs. EPA reviewed and made the requisite safety finding for the sethoxydim tolerances in establishing new uses prior to reregistration.

EPA is applying the principles of public participation to all pesticides undergoing reregistration and tolerance reassessment. The Agency's Pesticide Tolerance Reassessment and Reregistration; Public Participation Process, published in the **Federal**

**Register** on May 14, 2004, (69 FR 26819)(FRL-7357-9) explains that in conducting these programs, EPA is tailoring its public participation process to be commensurate with the level of risk, extent of use, complexity of issues, and degree of public concern associated with each pesticide. Due to its uses, risks, and other factors, sethoxydim was reviewed through the modified 4-phase process. Through this process, EPA worked extensively with stakeholders and the public to reach the regulatory decisions for sethoxydim.

The reregistration program is being conducted under Congressionally mandated time frames, and EPA recognizes the need both to make timely decisions and to involve the public. The Agency is issuing the sethoxydim RED for public comment. This comment period is intended to provide an additional opportunity for public input and a mechanism for initiating any necessary amendments to the RED. All comments should be submitted using the methods in Unit I. of the **SUPPLEMENTARY INFORMATION**, and must be received by EPA on or before the closing date. These comments will become part of the Agency Docket for sethoxydim. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments.

The Agency will carefully consider all comments received by the closing date and will provide a Response to Comments Memorandum in the Docket and electronic EDOCKET. If any comment significantly affects the document, EPA will also publish an amendment to the RED in the **Federal Register**. In the absence of substantive comments requiring changes, the sethoxydim RED will be implemented as it is now presented.

#### *B. What is the Agency's Authority for Taking this Action?*

Section 4(g)(2) of FIFRA as amended directs that, after submission of all data concerning a pesticide active ingredient, "the Administrator shall determine whether pesticides containing such active ingredient are eligible for reregistration," before calling in product-specific data on individual end-use products and either reregistering products or taking other "appropriate regulatory action."

Section 408(q) of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a(q), requires EPA to review tolerances and exemptions for pesticide residues in effect as of August 2, 1996, to determine whether the tolerance or exemption meets the requirements of section 408(b)(2) or (c)(2) of FFDCA.

This review is to be completed by August 3, 2006.

#### **List of Subjects**

Environmental protection, Pesticides and pests.

Dated: November 14, 2005.

**Peter Caulkins,**

*Acting Director, Special Review and Reregistration Division, Office of Pesticide Programs.*

[FR Doc. 05-22994 Filed 11-23-05; 8:45 am]

**BILLING CODE 6560-50-S**

#### **ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8002-1]

#### **Northeast Chemical Superfund Site; Notice of Proposed Settlement**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of Cost Recovery Settlement.

**SUMMARY:** Under Section 122(h) (1) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), the Environmental Protection Agency has entered into a Cost Recovery Settlement with Solitron Devices, Inc. to settle liability at the following Superfund Sites: Solitron Devices Superfund Site located in Riviera Beach, Florida; Solitron Microwave Superfund Site located in Port Salerno, Florida; Petroleum Products Corporation Superfund Site located in Pembroke Park, Florida; City Industries, Inc. Superfund Site located in Orlando, Florida; and Casmalia Resources Superfund Site located in Santa Barbara County, California. EPA will consider public comments on the settlement until December 27, 2005. EPA may withdraw from or modify the proposed settlement should such comments disclose facts or considerations which indicate the proposed settlement is inappropriate, improper or inadequate.

Copies of the proposed settlement are available from: Ms. Paula V. Batchelor, U.S. Environmental Protection Agency, Region 4, Superfund Enforcement & Information Management Branch, Waste Division, 61 Forsyth Street, SW., Atlanta, Georgia 30303, 404/562-8887, [Batchelor.Paula@epa.gov](mailto:Batchelor.Paula@epa.gov).

Written or e-mail comments may be submitted to Ms. Batchelor at the above address within the 30 days specified above.

Dated: November 4, 2005.

**Rosalind H. Brown,**

*Chief, Superfund Enforcement & Information Management Branch, Waste Management Division.*

[FR Doc. 05-23274 Filed 11-23-05; 8:45 am]

**BILLING CODE 6560-50-P**

#### **FARM CREDIT ADMINISTRATION**

#### **Farm Credit Administration Board Policy Statements**

**AGENCY:** Farm Credit Administration.

**ACTION:** Notice.

**SUMMARY:** The Farm Credit Administration (FCA) Board recently undertook a review of all FCA policy statements, resulting in their repeal, amendment or readoption. All 15 current policy statements are included in this notice.

**DATES:** The effective date is indicated on each individual policy statement set forth below.

**FOR FURTHER INFORMATION CONTACT:** Wendy Laguarda, Senior Counsel, Office of General Counsel, Farm Credit Administration, 1501 Farm Credit Drive, McLean Virginia 22102-5090, (703) 883-4020, TTY (703) 883-4020.

**SUPPLEMENTARY INFORMATION:** A list of all current FCA Board policy statements and the text of each are set forth below in their entirety:

#### **FCA Board Policy Statements**

FCA-PS-34 Disclosure of the Issuance and Termination of Enforcement Documents  
FCA-PS-37 Communications During Rulemaking  
FCA-PS-41 Alternative Means of Dispute Resolution  
FCA-PS-44 Travel  
FCA-PS-53 Examination Philosophy  
FCA-PS-59 Regulatory Philosophy  
FCA-PS-62 Equal Employment Opportunity Programs and Diversity  
FCA-PS-64 Rules for the Transaction of Business of the Farm Credit Administration Board  
FCA-PS-65 Release of Consolidated Reporting System Information  
FCA-PS-67 Nondiscrimination on the Basis of Disability in Agency Programs and Activities  
FCA-PS-68 FCS Building Association Management Operations Policies and Practices  
FCA-PS-71 Disaster Relief Efforts by Farm Credit Institutions  
FCA-PS-72 Financial Institution Rating System (FIRS)  
FCA-PS-77 Borrower Privacy  
FCA-PS-78 Official Names of Farm Credit Institutions