

5. Provide specific examples to illustrate your concerns.
6. Offer alternative ways to improve the notice.
7. Make sure to submit your comments by the deadline in this document.
8. To ensure proper receipt by EPA, be sure to identify the docket control number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

## II. Background

Monsanto Company, 700 Chesterfield Parkway, Saint Louis, Missouri 63198 has requested an extension/expansion of an existing EUP for the plant-pesticide *Bacillus thuringiensis* Cry2Ab insect control protein and the genetic material necessary for its production in cotton (Vector GHBK11).

Monsanto Company has requested an extension/expansion of the existing EUP (524-EUP-89, Bollgard II Cotton) to test 6,200 acres for Alabama, Arizona, Arkansas, California, Florida, Georgia, Louisiana, Mississippi, Missouri, New Mexico, North Carolina, Oklahoma, Puerto Rico, South Carolina, Tennessee, Texas, and Virginia for May 2001 to May 2002.

Cotton seed grown during the EUP is not to be used for food or feed. However, Monsanto Company has indicated that they intend to apply for a tolerance exemption for the Cry2Ab protein in cotton. Currently, the EUP approval is a crop destruct for Cry2Ab Bt cotton (524-EUP-89).

## III. What Action is the Agency Taking?

Following the review of the Monsanto application and any comments and data received in response to this notice, EPA will decide whether to issue or deny the EUP request for this EUP program, and if issued, the conditions under which it is to be conducted. Any issuance of an EUP will be announced in the **Federal Register**.

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

The Agency's authority for taking this action is under FIFRA section 5.

## List of Subjects

Environmental protection,  
Experimental use permits.

Dated: March 26, 2001.

**Phil Hutton,**

*Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.*

[FR Doc. 01-8485 Filed 4-5-01; 8:45 am]

**BILLING CODE 6560-50-S**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6962-7]

### Proposed Settlement Under Section 122(h) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as Amended, Southern Cross Superfund Site, Hazelwood, Missouri

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice, request for public comment.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to enter into an administrative settlement to resolve claims under the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended 42 U.S.C. 9622(h). This settlement is intended to resolve the liability of the Chromalloy American Corporation for response costs incurred at the Southern Cross Superfund Site, 143 McDonnell Boulevard in Hazelwood, St. Louis County, Missouri.

**DATES:** Written comments must be provided on or before May 7, 2001.

**ADDRESSES:** Comments should be addressed to Steven L. Sanders, Assistant Regional Counsel, Office of Regional Counsel, United States Environmental Protection Agency, Region VII, 901 North 5th Street, Kansas City, Kansas 66101 and should refer to: *In the Matter of Southern Cross Lumber Company Superfund Site*, EPA Docket No. CERCLA-07-2001-0009.

The proposed administrative cost recovery settlement may be examined in person at the United States Environmental Protection Agency, Region VII, 901 North 5th Street, Kansas City, Kansas 66101. A copy of the proposed settlement may be obtained from Kathy Robinson, Regional Hearing Clerk, EPA Region VII, 901 North 5th Street, Kansas City, Kansas 66101, telephone (913) 551-7567.

**FOR FURTHER INFORMATION CONTACT:** Steven L. Sanders, Assistant Regional Counsel, Office of Regional Counsel, EPA Region VII, 901 North 5th Street,

Kansas City, Kansas 66101, telephone (913) 551-7010.

Dated: March 26, 2001.

**Michael J. Sanderson,**

*Director, Superfund Division, U.S. EPA, Region VII.*

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**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[OPPTS-59374; FRL-6768-8]

### Approval of Test Marketing Exemption for a Certain New Chemical

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

**ACTION:** Notice.

**SUMMARY:** This notice announces EPA's approval of an application for test marketing exemption (TME) under section 5(h)(1) of the Toxic Substances Control Act (TSCA) and 40 CFR 720.38. EPA has designated this application as TME 01-02. The test marketing conditions are described in the TME application and in this notice.

**DATES:** Approval of this TME is effective January 31, 2001.

**FOR FURTHER INFORMATION CONTACT:** For general 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.

For technical information contact: David Schutz, New Chemicals Prenotice Branch, Chemical Control Division (7405), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (202) 260-8994; e-mail address: schutz.david@epa.gov.

## SUPPLEMENTARY INFORMATION:

### I. Does this Action Apply to Me?

This action is directed in particular to the chemical manufacturer and/or importer who submitted the TME to EPA. This action may, however, be of interest to the public in general. 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 the technical person listed under **FOR FURTHER INFORMATION CONTACT**.