

**ENVIRONMENTAL PROTECTION AGENCY**

[OPPT-2004-0117; FRL-78627; Docket ID # OPPT-2004-0117]

**Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; Correction of Misreported Chemical Substances on the Toxic Substances Control Act (TSCA) Chemical Substances Inventory; EPA ICR No. 1741.04, OMB No. 2070-0145**

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request to renew an existing approved collection. This ICR is scheduled to expire on January 31, 2005. Under OMB regulations, the Agency may continue to conduct or sponsor the collection of information while this submission is pending at OMB. This ICR describes the nature of the information collection and its estimated cost.

**DATES:** Additional comments may be submitted on or before February 22, 2005.

**ADDRESSES:** Submit your comments, referencing docket ID Number OPPT-2004-0117, to (1) EPA online using EDOCKET (our preferred method), by email to [oppt.ncic@epa.gov](mailto:oppt.ncic@epa.gov) or by mail to: Document Control Office (DCO), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, Mail Code: 7407T, 1200 Pennsylvania Ave., NW., Washington, DC 20460, and (2) OMB at: Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Barbara Cunningham, Acting Director, Environmental Assistance Division, Office of Pollution Prevention and Toxics, Environmental Protection Agency, Mailcode: 7408, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: 202-554-1404; e-mail address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has submitted the following ICR to OMB for review and approval according to the procedures prescribed in 5 CFR 1320.12.

On October 22, 2004, EPA sought comments on this renewal ICR (69 FR 62043). EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received one comment during the comment period, which is addressed in the Supporting Statement of the ICR.

EPA has established a public docket for this ICR under Docket ID No. OPPT-2004-0117, which is available for public viewing at the OPPT Docket in the EPA Docket Center (EPA/DC), EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is 202-566-1744, and the telephone number for the Pollution Prevention and Toxics Docket is 202-566-0280. An electronic version of the public docket is available through EPA Dockets (EDOCKET) at <http://www.epa.gov/edocket>. Use EDOCKET to submit or view public comments, access the index listing of the contents of the 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 docket ID number identified above.

Any comments related to this ICR should be submitted to EPA and OMB within 30 days of this notice.

EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing in EDOCKET as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose public 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 EDOCKET. The entire printed comment, including the copyrighted material, will be available in the public docket. Although identified as an item in the official docket, information claimed as CBI, or whose disclosure is otherwise restricted by statute, is not included in the official public docket, and will not be available for public viewing in EDOCKET. For further information about the electronic docket, see EPA's **Federal Register** notice describing the electronic docket at 67 FR 38102 (May 31, 2002), or go to <http://www.epa.gov/edocket>.

**Title:** Correction of Misreported Chemical Substances on the Toxic Substances Control Act (TSCA) Chemical Substances Inventory.

**Abstract:** Section 8(b) of the TSCA requires EPA to compile and keep current an Inventory of Chemical

Substances in Commerce, which is a listing of chemical substances manufactured, imported, and processed for commercial purposes in the United States. The purpose of the Inventory is to define, for the purpose of TSCA, what chemical substances exist in U.S. commerce. Since the Inventory thereby performs a regulatory function by distinguishing between existing chemicals and new chemicals, which TSCA regulates in different ways, it is imperative that the Inventory be accurate.

However, from time to time, EPA or respondents discover that substances have been incorrectly described by reporting companies. Reported substances have been unintentionally misidentified as a result of simple typographical errors, the misidentification of substances, or the lack of sufficient technical or analytical capabilities to characterize fully the exact chemical substances. EPA has developed guidelines (45 FR 50544, July 29, 1980) under which incorrectly described substances listed in the Inventory can be corrected. The correction mechanism ensures the accuracy of the Inventory without imposing an unreasonable burden on the chemical industry. Without the Inventory correction mechanism, a company that submitted incorrect information would have to file a premanufacture notification (PMN) under TSCA section 5 to place the correct chemical substance on the Inventory whenever the previously reported substance is found to be misidentified. This would impose a much greater burden on both EPA and the submitter than the existing correction mechanism.

Responses to the collection of information are voluntary. Respondents may claim all or part of a notice as CBI. EPA will disclose information that is covered by a CBI claim only to the extent permitted by, and in accordance with, the procedures in 40 CFR part 2.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations in title 40 of the CFR, after appearing in the **Federal Register**, are listed in 40 CFR part 9 and included on the related collection instrument or form, if applicable.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average 2 hours per response. Burden means the total time, effort or financial resources expended

by persons to generate, maintain, retain or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install and utilize technology and systems for the purposes of collecting, validating and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

**Respondents/Affected Entities:** Entities potentially affected by this action are companies that manufacture or import chemical substances, mixtures or categories listed on the TSCA Inventory and regulated under TSCA section 8, who reported to the initial effort to establish the TSCA Inventory in 1979, and who need to make a correction to that submission.

**Frequency of Collection:** On occasion.

**Estimated Total/Average Number of Responses for Each Respondent:** 1.

**Estimated No. of Respondents:** 10.

**Estimated Total Annual Burden on Respondents:** 20 hours.

**Estimated Total Annual Costs:** \$1,467.

**Changes in Burden Estimates:** This request reflects a decrease of 180 hours (from 200 hours to 20 hours) in the total estimated respondent burden from that currently in the OMB inventory. This decrease is due to a downward re-estimation of the anticipated number of annual responses to this information collection, offset in part by an upward estimation of the burden per response. This change is an adjustment.

Dated: January 11, 2005.

**Oscar Morales,**

Director, Collection Strategies Division.

[FR Doc. 05-1121 Filed 1-19-05; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6659-8]

### 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 January 10, 2005 through January 14, 2005. Pursuant to 40 CFR 1506.9.

**EIS No. 050011, DRAFT EIS, FAA, VA,** Washington Dulles International Airport Project, Acquisition of Land, Construction and Operation, IAD 2004. Airport Layout Plan (ALP), Dulles, VA. Comment Period Ends: March 7, 2005. Contact: Brad Mehaffy (703) 661-1364.

**EIS No. 050012, DRAFT EIS, IBR, CA,** Central Valley Project Long-Term Water Service Contract. Renewals—American River Division, Proposes to Renew Long-Term Water Service Contracts, Sacramento, Placer and El Dorado Counties, CA, Comment Period Ends: March 7, 2005. Contact: David Robinson (916) 989-7179.

**EIS No. 050013, FINAL EIS, FHW, MN,** MN-371 North Improvement Project, Reconstruction from the intersection of Crow Wing County Road 18 in Nisswa to the Intersection of Cass County Road 42 in Pine River, Funding, NPDES Permit, and U.S. Army, COE Section 404 Permit Issuance, Crow Wing and Cass Counties, MN, Wait Period Ends: February 22, 2005. Contact: Cheryl Martin (651) 291-6120.

**EIS No. 050014, DRAFT EIS, FAA, CA,** Los Angeles International Airport Proposed Master Plan Improvements, Alternative D Selected, Enhanced Safety and Security Plan, Los Angeles County, CA, Wait Period Ends: February 22, 2005. Contact: David B. Kessler (310) 725-3615.

**EIS No. 050015, DRAFT EIS, EPA, CA,** LA-3 Ocean Dredged Material Disposal Site off Newport Bay, Proposed Site Designation, Orange County, CA, Comment Period Ends: March 7, 2005. Contact: Lawrence J. Smith (213) 452-3846.

The Environmental Protection Agency's and the Corp of Engineers are Joint Lead Agencies for the above Project.

**EIS No. 050016, DRAFT EIS, FHW, OH,** OH-823, Portsmouth Bypass Project, Transportation Improvements, Funding and U.S. Army COE Section 404 Permit, Appalachian Development Highway, Scioto County, OH, Due: March 07, 2005. Contact: Dennis A. Decker (614) 280-6896.

### Amended Notices

**EIS No. 040557, DRAFT EIS, AFS, AK,** Tuxekan Island Timber Sale(s) Project, Harvesting Timber, Coast Guard Bridge Permit and U.S. Army COE Section 10 and 404 Permits, Tongass National Forest, Thorne Bay Ranger District, Thorne Bay, AK., Comment Period Ends: March 7, 2005. Contact: Forrest Cole (907) 228-6200.

Revision of FR Notice published on 12/10/2004: CEQ Comment Period Ending 01/24/2005 has been reestablished to 3/7/2005. Due to submission of replacement copies of appendix B and C.

Dated: January 14, 2005.

**B. Katherine Biggs,**

Associate Director, Office of Federal Activities.

[FR Doc. 05-1149 Filed 1-19-05; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6659-7]

### Public Comment Requested on the Draft Environmental Impact Statement for Proposed Site Designation of the "LA-3" Ocean Dredged Material Disposal Site off Newport Bay, Orange County, CA

**AGENCY:** U.S. Environmental Protection Agency (EPA) and U.S. Army Corps of Engineers (USACE).

**ACTION:** Notice of Availability and request for public comment on a draft Environmental Impact Statement (EIS) to designate "LA-3" as a permanent ocean dredged material disposal site (ODMDS) offshore of Newport Bay, California.

The EIS also re-evaluates an annual disposal volume limit for the existing LA-2 ODMDS offshore of the Los Angeles and Long Beach Harbors, and how to minimize cumulative environmental impacts from the two ODMDS in the region. EPA has the authority to designate ODMDS under Section 102 of the Marine Protection, Research and Sanctuaries Act (MPRSA) of 1972 (33 U.S.C. 1401 *et seq.*). It is EPA's policy to prepare NEPA documents for all ODMDS designations (63 FR 58045, October 1998). The USACE, as a cooperating agency for this action, received Congressional appropriations to fund this site designation, and managed contracts for field studies and preparation of the draft EIS. Public comments on this draft EIS evaluation will be accepted for 45 days from the date of this notice.

**FOR FURTHER INFORMATION AND/OR TO SUBMIT COMMENTS, CONTACT:** Mr. Allan Ota, U.S. Environmental Protection Agency, Region 9, Dredging and Sediment Management Team (WTR-8), 75 Hawthorne Street, San Francisco, California 94105-3901, Telephone: (415) 972-3476 or FAX: (415) 947-3537 or E-mail: [R9-LA3-DEIS@epa.gov](mailto:R9-LA3-DEIS@epa.gov).