

Administrator to grant a waiver for an ethanol-gasoline blend greater than 10 percent and less than or equal to 15 percent by volume.

EPA also requests comment on:

(d) all legal and technical aspects regarding the possibility that a waiver might be granted, in a conditional or partial manner, such that the use of up to E15 would be restricted to a subset of gasoline vehicles or engines that would be covered by the waiver, while other vehicles or engines would continue using fuels with blends no greater than E10. EPA seeks comment on what measures would be needed to ensure that the fuel covered by the waiver (*i.e.* a partial or conditional waiver) is only used in that subset of vehicles or engines. EPA acknowledges that the issue of misfueling would be challenging in a situation where a conditional waiver is granted. To the extent a partial or conditional waiver may be appropriate, please provide comments on the legal and technical need for restrictions of this nature. Comments are also requested on how the Agency might define a partial or conditional waiver. For example, assuming there is sufficient technical basis, should the subset of vehicles or engines that is allowed to use the waived fuel be defined by model year of production, engine size, application (*e.g.*, highway vehicle vs. nonroad engine), or some other defining characteristic.

(e) Any education efforts that would be needed to inform the public about the new fuel that would be available if a waiver is granted. To address the possibility of a grant of a conditional or partial waiver, the Agency requests specific comments on public education measures that would be needed if the waiver allowed the fuel to be used only in a subset of existing vehicles or engines.

Commenters should include data or specific examples in support of their comments in order to aid the Administrator in determining whether to grant or deny the waiver request. In order for any testing programs evaluating emissions impacts, as well as other types of impacts (*i.e.*, catalyst, engine, fuel system durability, or onboard diagnostics), to be useful in EPA's evaluation of Growth Energy's waiver application, any mid-level ethanol blend testing or other analyses should consider such impacts across a range of engines and equipment (including the fuel systems) that are currently in service and that could be exposed to mid-level ethanol blends. Such testing and analyses should also assess the long-term impacts of such

blends. EPA specifically solicits the data and results from such testing and analyses.

Although it is not a specific criterion by which to evaluate a waiver request under section 211(f), any approved waiver could require program changes to accommodate this new fuel. EPA seeks comment on the effect of a potential waiver for ethanol blends above 10 percent and up to 15 percent on existing fuel programs (*e.g.*, gasoline detergent certification, protection of underground storage tanks, etc.) and on the gasoline production, distribution and marketing infrastructure. For example, would EPA need to modify its RFG and anti-dumping regulations to account for a higher blend? EPA also seeks comment on the dynamics of the blendwall concern raised by Growth Energy, the extent to which the use of an E15 blend would in practice help address this concern, and what additional steps would have to be taken to bring E15 to market should a waiver be granted.

Dated: April 15, 2009.

**Elizabeth Craig,**

*Acting Assistant Administrator, Office of Air and Radiation.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8894-4]

### Science Advisory Board Staff Office; Notification of a Public Teleconference of the Clean Air Scientific Advisory Committee (CASAC); Particulate Matter Review Panel

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

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency (EPA) Science Advisory Board (SAB) Staff Office announces a public teleconference of the Clean Air Scientific Advisory Committee Particulate Matter Review Panel (the CASAC PM Review Panel) to review and approve its draft letters on three EPA documents: *Integrated Science Assessment for Particulate Matter—First External Review Draft, Dec 2008*; *PM NAAQS: Scope and Methods Plan for Health 88Risk and Exposure Assessment (February 2009)*; and *PM NAAQS: Scope and Methods Plan for Urban Visibility Impact Assessment (February 2009)* developed for the PM National Ambient Air Quality Standards (NAAQS) review.

**DATES:** The public teleconference will be held on Thursday May 7, 2009 from 1 p.m. to 2 p.m. (Eastern Time).

**ADDRESSES:** The teleconference will be conducted by telephone only.

**FOR FURTHER INFORMATION CONTACT:** Any member of the public who wants further information concerning the CASAC public teleconference may contact Dr. Holly Stallworth, Designated Federal Officer (DFO), EPA Science Advisory Board (1400F), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; via telephone/voice mail (202) 343-9867; fax (202) 233-0643; or e-mail at [stallworth.holly@epa.gov](mailto:stallworth.holly@epa.gov). General information concerning the CASAC can be found on the EPA Web site at <http://www.epa.gov/casac>.

### SUPPLEMENTARY INFORMATION:

**Background:** The Clean Air Scientific Advisory Committee (CASAC) was established under section 109(d)(2) of the Clean Air Act (CAA or Act) (42 U.S.C. 7409) as an independent scientific advisory committee. CASAC provides advice, information and recommendations on the scientific and technical aspects of air quality criteria and national ambient air quality standards (NAAQS) under sections 108 and 109 of the Act. The CASAC is a Federal advisory committee chartered under the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C., App. The CASAC will comply with the provisions of FACA and all appropriate SAB Staff Office procedures.

Section 109(d)(1) of the CAA requires that the Agency periodically review and revise, as appropriate, the air quality criteria and the NAAQS for the six "criteria" air pollutants, including particulate matter (PM). EPA conducts scientific assessments to determine both primary (health-based) and secondary (welfare-based) standards for each of these pollutants.

The CASAC PM Review Panel will hold a public teleconference on May 7, 2009 to review and approve draft letters reviewing three EPA draft documents supporting EPA's review of the PM National Ambient Air Quality Standard: (1) *Integrated Science Assessment for Particulate Matter—First External Review Draft, Dec 2008*; (2) *PM NAAQS: Scope and Methods Plan for Health Risk and Exposure Assessment (February 2009)*; and (3) *PM NAAQS: Scope and Methods Plan for Urban Visibility Impact Assessment (February 2009)*.

The CASAC PM Panel previously held a public meeting on April 1-2, 2009 (announced in 74 FR 7688-7689) to review these documents. The purpose of the May 7, 2009 teleconference is to

review and approve the CASAC PM Panel's draft letters on the above-referenced documents.

Additional information about the CASAC PM panel's review and advice in support of EPA's NAAQS review for PM can be found on the CASAC Web site at <http://yosemite.epa.gov/sab/sabproduct.nsf/WebProjectsbyTopicCASAC!OpenView>.

**Technical Contacts:** Any questions concerning EPA's *Integrated Science Assessment for Particulate Matter* should be directed to Dr. Lindsay Stanek at [stanek.lindsay@epa.gov](mailto:stanek.lindsay@epa.gov) or 919-541-7792. Any questions concerning EPA's *Particulate Matter National Ambient Air Quality Standard: Scope and Methods Plan for Health Risk and Exposure Assessment* should be directed to Ms. Beth Hassett-Sipple at [hassett-sipple.beth@epa.gov](mailto:hassett-sipple.beth@epa.gov) or 919-541-4605. Any questions concerning *Particulate Matter National Ambient Air Quality Standards: Scope and Methods Plan for Urban Visibility Impact Assessment* (February 2009) should be directed to Ms. Vicki Sandiford at [sandiford.vicki@epa.gov](mailto:sandiford.vicki@epa.gov) or 919-541-2629.

**Availability of Meeting Materials:** The CASAC panel draft reports, teleconference agenda, and other materials for the teleconference will be placed on the CASAC Web site prior to the meeting at <http://www.epa.gov/casac>. Select the calendar link on the left to access agenda and meeting materials for May 7, 2009. The *Integrated Science Assessment for Particulate Matter: First External Review Draft (December 2008)* is available at <http://cfpub.epa.gov/ncea/cfm/recordisplay.cfm?deid=201805>. Both of the PM NAAQS Scope and Methods Plans (February 2009) are available at [http://www.epa.gov/ttn/naaqs/standards/pm/s\\_pm\\_2007\\_pd.html](http://www.epa.gov/ttn/naaqs/standards/pm/s_pm_2007_pd.html).

**Procedures for Providing Public Input:** Interested members of the public may submit relevant written or oral information for consideration on the topics included in this advisory activity. **Oral Statements:** To be placed on the public speaker list for the May 7, 2009 teleconference meeting, interested parties should notify Dr. Holly Stallworth, DFO, by e-mail no later than May 1, 2009. Individuals making oral statements will be limited to three minutes per speaker. **Written Statements:** Written statements for the May 7, 2009 teleconference should be received in the SAB Staff Office by May 1, 2009 so that the information may be made available to the CASAC Panel for its consideration prior to this meeting. Written statements should be supplied to the DFO in the following formats: one

hard copy with original signature and one electronic copy via e-mail (acceptable file format: Adobe Acrobat PDF, MS Word, WordPerfect, MS PowerPoint, or Rich Text files in IBM-PC/Windows 98/2000/XP format). Submitters are asked to provide versions of each document submitted with *and* without signatures, because the SAB Staff Office does not publish documents with signatures on its Web sites.

**Accessibility:** For information on access or services for individuals with disabilities, please contact Dr. Stallworth at the phone number or e-mail address noted above, preferably at least ten days prior to the teleconference, to give EPA as much time as possible to process your request.

Dated: April 15, 2009.

**Anthony F. Maciorowski,**

*Deputy Director, EPA Science Advisory Board Staff Office.*

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-ORD-2008-0926; FRL-8894-3]

### Board of Scientific Counselors, Science and Technology for Sustainability Mid-Cycle Subcommittee Meetings—Winter 2009

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

**ACTION:** Notice of meeting.

**SUMMARY:** Pursuant to the Federal Advisory Committee Act, Public Law 92-463, the Environmental Protection Agency, Office of Research and Development (ORD), gives notice of a meeting of the Board of Scientific Counselors (BOSC) Science and Technology for Sustainability Subcommittee.

**DATES:** The meeting (teleconference call) will be held on Wednesday, May 6, 2009, from 12 p.m. to 2 p.m. Eastern Standard Time (EST). The meeting may adjourn early if all business is finished. Requests for the draft agenda or for making oral presentations at the meetings will be accepted up to one business day before the meeting.

**ADDRESSES:** Participation in the conference call will be by teleconference only—meeting rooms will not be used. Members of the public may obtain the call-in number and access code for the call from Greg Susanke, whose contact information is listed under the **FOR FURTHER INFORMATION CONTACT** section of this notice. Submit your comments,

identified by Docket ID No. EPA-HQ-ORD-2008-0926, by one of the following methods:

- **http://www.regulations.gov:** Follow the on-line instructions for submitting comments.

- **E-mail:** Send comments by electronic mail (e-mail) to: [ORD.Docket@epa.gov](mailto:ORD.Docket@epa.gov), Attention Docket ID No. EPA-HQ-ORD-2008-0926.

- **Fax:** Fax comments to: (202) 566-0224, Attention Docket ID No. EPA-HQ-ORD-2008-0926.

- **Mail:** Send comments by mail to: Board of Scientific Counselors, Science and Technology for Sustainability Mid-Cycle Subcommittee Meetings—Winter 2009 Docket, Mailcode: 28221T, 1200 Pennsylvania Ave., NW., Washington, DC 20460, Attention Docket ID No. EPA-HQ-ORD-2008-0926.

- **Hand Delivery or Courier:** Deliver comments to: EPA Docket Center (EPA/DC), Room B102, EPA West Building, 1301 Constitution Avenue, NW., Washington, DC, Attention Docket ID No. EPA-HQ-ORD-2008-0926. **Note:** this is not a mailing address. Such deliveries are only accepted during the docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

**Instructions:** Direct your comments to Docket ID No. EPA-HQ-ORD-2008-0926. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through <http://www.regulations.gov> or e-mail. The <http://www.regulations.gov> Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through <http://www.regulations.gov>, your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. 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.