

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?*

EPA has reassessed five existing tolerances or legal residue limits for imazamethabenz-methyl, and on February 28, 2005, reached a tolerance reassessment decision for this low risk pesticide. Imazamethabenz-methyl is an imidazolinone herbicide used for the control of selected annual grass and broadleaf weeds with a single early

postemergence broadcast application to barley, wheat or sunflowers using ground or aerial equipment. The Agency is now issuing for comment the resulting Report on Food Quality Protection Act (FQPA) Tolerance Reassessment Progress and Risk Management Decision for imazamethabenz-methyl, known as a TRED, as well as related risk assessments and technical support documents.

EPA developed the imazamethabenz-methyl TRED through a modified, streamlined version of its public process for making tolerance reassessment and reregistration eligibility decisions. Through these programs, the Agency is ensuring that pesticides meet current standards under the Federal Food, Drug, and Cosmetic Act (FFDCA) and the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended by FQPA. EPA must review tolerances and tolerance exemptions that were in effect when the FQPA was enacted, 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 has reviewed and made the requisite safety finding for the imazamethabenz-methyl tolerances included in this notice.

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** of May 14, 2004 (69 FR 26819) (FRL-7357-9) explains that in conducting these programs, the Agency 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. EPA can expeditiously reach decisions for pesticides like imazamethabenz-methyl, which pose no risk concerns and require no risk mitigation. Once EPA assesses uses and risks for such low risk pesticides, the Agency may go directly to a decision and prepare a document summarizing its findings, such as the imazamethabenz-methyl TRED.

The tolerance reassessment program is being conducted under Congressionally mandated time frames, and EPA recognizes the need both to make timely decisions and to involve the public in finding ways to effectively mitigate pesticide risks. Imazamethabenz-methyl, however, poses no risks that require mitigation.

The Agency therefore is issuing the imazamethabenz-methyl TRED, its risk assessments, and related support documents simultaneously for public comment. The comment period is intended to provide an opportunity for public input and a mechanism for initiating any necessary amendments to the TRED. 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 imazamethabenz-methyl. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments.

EPA will 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 also will publish an amendment to the TRED in the **Federal Register**. In the absence of substantive comments requiring changes, the decisions reflected in the TRED will be implemented as presented.

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

Section 408(q) of the 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: March 16, 2005.

**Debra Edwards,**

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

[FR Doc. 05-6045 Filed 3-29-05; 8:45 am]

**BILLING CODE 6560-50-S**

## **ENVIRONMENTAL PROTECTION AGENCY**

[OPP-2004-0365; FRL-7706-2]

### **Tributyltin Methacrylate; Product Cancellation Order; Correction**

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

**ACTION:** Notice; correction.

**SUMMARY:** EPA issued a notice in the **Federal Register** of February 16, 2005, announcing the cancellation of a

registration for a product containing tributyltin methacrylate, EPA Registration No. 44891-6. This notice announces an amendment to the February 16, 2005 notice and cancellation order to correct the effective date of the cancellation order.

**FOR FURTHER INFORMATION CONTACT:** Jill Bloom, Special Review and Reregistration Division (7508C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: 703 308-8019; fax number: 703 308-8041; e-mail address: [bloom.jill@epa.gov](mailto:bloom.jill@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 also may 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 identification (ID) number OPP-2004-0365. 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 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. 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. Once in the system, select "search," then key in the appropriate docket ID number.

**II. What Does this Correction Do?**

The original cancellation order for EPA Registration No. 44891-6, an antifouling paint product containing tributyltin methacrylate, was published in the **Federal Register** on February 16, 2005 (70 FR 7941)(OPP-2004-0365; FRL-7699-6). Today's notice corrects the effective date of cancellation as stated in that notice consistent with the registrant's request for voluntary cancellation and to allow formulation of the registrant's last remaining technical material. The Agency received a March 7, 2005 request from the registrant seeking such correction. The effective date of the cancellation cited in the February 16, 2005 notice was the date of publication of that notice (or February 16, 2005); the corrected effective date of cancellation is December 1, 2005. The change in the effective date of the cancellation extends the period during which the registrant may formulate the product but does not increase the overall amount of TBT material that will be available to be used for formulation. The technical material that will be available to be used for formulation during this time period was all within the registrant's possession and control at the time the registrant requested voluntary cancellation. The correction does not affect the existing stocks provision set forth in the cancellation order and the February 16, 2005 notice. The registration affected by this correction and the effective date of cancellation are shown in the table below.

**REGISTRATION SUBJECT TO CANCELLATION AND EFFECTIVE DATE OF CANCELLATION**

EPA Registration	Product Name	Effective Date of Cancellation
44891-6	Sea Hawk Biocop Antifouling Coating	December 1, 2005

The February 16, 2005 cancellation order is hereby corrected as follows:

On page 7941, in the second column, under **DATES**, the text should read: "The cancellation is effective December 1, 2005."

On page 7942, in the first column, under Unit IV., in the first paragraph, the second sentence now reading "Accordingly, the Agency orders that the tributyltin methacrylate registration identified in the Table of Unit II is hereby canceled," is corrected to read "Accordingly, the Agency orders that the tributyltin methacrylate registration identified in the Table of Unit II is canceled effective December 1, 2005."

The existing stocks provisions remain as stated in the February 16, 2005 notice.

**List of Subjects**

Environmental protection, Pesticides and pests.

Dated: March 18, 2005.

**Peter Caulkins,**

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

[FR Doc. 05-6044 Filed 3-29-05; 8:45 am]

**BILLING CODE 6560-50-S**

**ENVIRONMENTAL PROTECTION AGENCY**

[OPP-2005-0077; FRL-7705-5]

**Petition to Revoke or Modify Tolerances Established for Carbaryl; Notice of Availability**

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

**ACTION:** Notice.

**SUMMARY:** EPA is seeking public comment on a January 10, 2005, petition from the Natural Resources Defense Council (NRDC), available in docket number OPP-2005-0077, requesting that the Agency revoke, or in the