

Columbia, U.S. Virgin Islands, Commonwealth of Puerto Rico, any territory or possession of the United States, any agency or instrumentality of a State including State universities, and all federally recognized Tribes.

If you have any questions regarding the applicability of this action to a particular entity, consult your EPA Regional PESP Coordinator listed under Unit VII.

*B. How Can I Get Additional Information, Including Copies of this Document and Other Related Documents?*

1. *Docket.* EPA has established an official public docket for this action under docket identification (ID) number OPP-2005-0137. The official public docket is the collection of materials that is available for public viewing at the Public Information and Records Integrity Branch (PIRIB), Room 119, Crystal Mall #2, 1800 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 obtain electronic copies of this document 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 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., above. Once in the system, select "search," then key in the appropriate docket ID number.

**IX. Submission to Congress and the Comptroller General**

Grant solicitations containing binding legal requirements are considered rules for the purpose of the Congressional Review Act (CRA) (5 U.S.C. 801 *et seq.*). The CRA generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this grant solicitation and other required information to the U.S. Senate, the U.S. House of

Representatives, and the Comptroller General of the United States prior to publication in the **Federal Register**. This grant solicitation does not qualify as a "major rule" as defined by 5 U.S.C. 804(2).

**List of Subjects**

Environmental protection, Pesticides, Risk reduction, PESP.

Dated: June 24, 2005.

**Margaret Schneider,**

*Acting Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.*

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**BILLING CODE 6560-50-S**

**ENVIRONMENTAL PROTECTION AGENCY**

[OPPT-2005-0011; FRL-7706-6]

**Tribal Educational Outreach on Lead Poisoning and Baseline Assessment of Tribal Children's Existing and Potential Exposure and Risks Associated With Lead; Notice of Funds Availability**

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

**ACTION:** Notice.

**SUMMARY:** EPA is soliciting grant proposals from Indian tribes to support Tribal educational outreach and to conduct a baseline assessment of Tribal children's existing and potential exposure to lead. EPA is awarding grants which will provide approximately \$1.2 million to Indian tribes to perform those activities and to encourage Indian tribes to consider continuing such activities in the future. This notice describes eligibility, activities, application procedures and requirements, and evaluation criteria.

**DATES:** All grant proposals must be received on or before August 15, 2005.

**ADDRESSES:** Grant proposals must be submitted by mail. Please follow the detailed instructions as provided in Unit IV.F. of the **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** *For general information contact:* Colby Lintner, Regulatory Coordinator, Environmental Assistance Division (7408M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 554-1404; e-mail address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

*For technical information contact:* Darlene Watford, Program Assessment and Outreach Branch, National Program Chemicals Division (7404T), Office of

Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 566-0516; e-mail address: [watford.darlene@epa.gov](mailto:watford.darlene@epa.gov).

**SUPPLEMENTARY INFORMATION:** The following listing provides certain key information concerning the funding availability opportunity.

**Overview**

- *Federal agency name:* Environmental Protection Agency.
- *Funding opportunity title:* Tribal Educational Outreach on Lead Poisoning and Baseline Assessment of Tribal Children's Existing and Potential Exposure to Lead.
- *Announcement type:* Notice of funds availability.
- *Funding opportunity number:* FON-T002.
- *Catalog of Federal Domestic Assistance (CFDA) number:* 66.715.
- *Dates:* All grant proposals must be received on or before August 15, 2005.

**I. Funding Opportunity Description**

*A. Authority*

Section 10 of the Toxic Substances Control Act (TSCA), as supplemented by Public Law No. 106-74, provides the authority for this grant program. It authorizes EPA to award grants for the purpose of conducting research, development, monitoring, education, training, demonstrations, and studies necessary to carry out the purposes of the Act. These funds are not eligible for use in a Performance Partnership Agreement.

*B. Program Description*

1. *Scope and purpose.* The purpose of these grants is to support Tribal lead educational outreach activities and the efforts of Indian tribes to identify children's risks to lead by conducting a baseline assessment of existing and/or potential lead exposures. The outreach activities may be provided to children, parents, daycare providers, and legal custodians on the potential health risks associated with lead exposure. As a result of the baseline assessment activities, Tribes may use the resulting data and information to evaluate whether there is a need to develop and implement an authorized Tribal lead-based paint program (40 CFR 745.324). The overall purpose of the grant program is to have an increased number of Tribal communities educated in lead poisoning prevention, a decreased number of Tribal children lead poisoned, and an increased number of Tribal children tested for lead

poisoning. Projects are expected to be completed within 2 years of award of the grant.

2. *Activities to be funded.* EPA will provide financial assistance in the form of grants to Indian tribes or Tribal consortia to conduct any or all of the following activities:

i. *Educational outreach activities.* EPA will provide financial assistance in the form of grants to Indian tribes or Tribal consortia to develop and conduct organized outreach efforts to educate Tribal families about the dangers to children from exposure to lead-based paint hazards, distribute educational information, and encourage Tribal families to have their children screened for lead poisoning and have their homes tested for lead hazards. Activities may include, but are not limited to, training medical professionals, developing culturally specific lead outreach materials, distributing pamphlets, and establishing an in-home education program to visit the homes of young Tribal children.

Tribes may develop their own outreach materials; however, the use and reproduction of pre-existing products is strongly encouraged and preferred. EPA is aware that many State, Tribal, and local departments of health and environmental protection, as well as advocacy groups and community development groups, have developed useful lead poisoning prevention materials to conduct educational outreach activities. EPA and other Federal agencies have developed, and currently provide, a wide range of outreach materials available from the National Lead Information Center (1-800-424-LEAD). Trained specialists at the Center can help identify specific types of lead awareness materials that already exist and thereby avoid spending the limited resources to recreate these materials. Grant funding may be used to reproduce existing lead educational outreach materials or to develop and implement a lead poisoning awareness and prevention program. Any new lead awareness materials developed must be consistent with the Federal (EPA, Department of Housing and Urban Development (HUD), and Centers for Disease Control and Prevention (CDC, formerly the Centers for Disease Control)) lead hazard awareness and poisoning prevention programs (<http://www.epa.gov/lead/>, <http://www.hud.gov/offices/lead/>, and <http://www.cdc.gov/nceh/lead/lead.htm>).

ii. *Baseline assessment activities.*

- *Conduct blood-lead screening of Tribal children age 6 years and under.* For blood-lead screening activities, the

focus should be on Tribal children between the ages of 12–36 months because blood-lead levels tend to be highest in this age group. More children in this age group have blood-lead levels above the level of concern, >10 micrograms/deciliter ( $\mu\text{g}/\text{dL}$ ). The CDC's recommended level of concern that encourages followup activities is 10  $\mu\text{g}/\text{dL}$ , with specific actions/interventions recommended at various elevated blood-lead levels. All blood-lead samples collected from Tribal children must be analyzed using a Clinical Laboratory Improvement Amendments (CLIA)-certified laboratory. Portable, hand-held blood-lead analyzers may be used, but must be operated by a laboratory that is CLIA-certified for moderately complex analysis. CLIA, published in 1992 (42 CFR part 405), is administered by the Centers for Medicare and Medicaid Services (CMS, formerly the Health Care Finance Administration). CLIA-certified laboratories must successfully participate in a testing proficiency program that is CLIA-approved. Information regarding CLIA may be downloaded from the CMS web site at <http://www.cms.gov/clia/>.

- *Conduct inspections and risk assessments of pre-1978 Tribal housing and/or child-occupied facilities for lead-based paint hazards.* (Housing and facilities may be owned or occupied by Tribal members.) This includes collection and analysis of paint, dust, and soil samples for hazardous lead levels. Inspections and risk assessments may only be conducted by individuals certified by EPA for Indian country in the EPA Region where the Tribe is located or certified by the recipient Tribe if the Tribe has received EPA program authorization. Inspections and risk assessments must be conducted according to the work practice standards found in 40 CFR 745.227 or those of the authorized Tribal program. Analysis of paint, dust, and soil samples must be conducted by a National Lead Laboratory Accreditation Program (NLLAP)-recognized laboratory. EPA has established the NLLAP to recognize laboratories that demonstrate the ability to analyze paint chip, dust, or soil samples for lead. A current list of NLLAP-recognized laboratories can be obtained by calling the National Lead Information Center at 1-800-424-LEAD.

- *Train workers to perform lead inspections and risk assessments.* Grant funds may be used for initial, refresher, or any other training and/or third party testing required to obtain certification (as discussed in Unit I.B.2.ii.) to perform lead-based paint inspections and risk assessments. Grant funds cannot be used to pay for any administrative fees

for certification to conduct lead inspections and/or risk assessments.

- *Compile and summarize demographic data collected from activities listed in Unit I.B.2.ii.* In order for Tribes to qualify for other Federal funds for lead activities, sufficient data need to be compiled and well organized. It is strongly recommended that Tribes develop or use an existing data management system (manual or automated) to collect and maintain the data collected during the project, including laboratory results and data on followup cases for Tribal children with elevated blood-lead levels. This information may be essential in determining if Tribes have the capacity for a Tribal lead program (40 CFR 745.324) and are eligible for other Federal funding for lead activities. (An existing Tribal tracking system, Tribal Relational Environmental Numeric Health Database System (TRENHDS), may be viewed or downloaded from <http://www.bluejaydata.com/trenhds>.) It is recommended that the data include: Tribe or Tribal consortium name and location; an identifier that protects the privacy of the child; age of housing in which the child resides; age of the child (in months); gender; sample media (blood, soil, dust, or paint); date of sample collection; method of sample collection (for blood samples indicate whether method was capillary or venous); laboratory analysis method and date; the levels of lead in blood (in micrograms per deciliter ( $\mu\text{g}/\text{dL}$ )), soil (in micrograms per gram ( $\mu\text{g}/\text{g}$ )), dust (in micrograms per square foot ( $\mu\text{g}/\text{ft}^2$ )), and paint (in  $\mu\text{g}/\text{g}$  or milligrams per centimeter square ( $\text{mg}/\text{cm}^2$ )); the number of homes and/or child-occupied facilities where risk assessments or inspections were conducted; the number of paint, dust, and soil samples collected; and possible exposure routes from other sources (such as hobby materials, pottery, parent occupational exposure, special native foods, medications) for each Tribal child screened.

- *Travel to conferences.* Grant funds may be used to support travel expenses and attendance of key Tribal lead program personnel at EPA Regional and National Lead Conferences.

3. *Goal and objectives.* The objective of these grants is to support Tribal lead educational outreach and the efforts of Indian tribes to identify children's risks to lead by conducting a baseline assessment of existing and/or potential lead exposures. The outreach activities may be provided to children, parents, daycare providers, and legal custodians on the potential health risks associated with lead exposure. As a result of the

baseline assessment activities, Tribes may use the resulting data and information to evaluate whether there is a need to develop and implement an authorized Tribal lead-based paint program (40 CFR 745.324). Projects are expected to be completed within 2 years of award of the grant.

## II. Award Information

The funding for the selected projects will be in the form of grants. The total funding available for awards in FY 2005 is approximately \$1.2 million.

Applicants may receive one grant for up to \$75,000 for educational outreach activities, or \$50,000 for baseline assessment activities, or \$125,000 for a combined grant proposal for both educational outreach and baseline assessment activities. Applicants must submit separate budget breakdowns for educational outreach and baseline assessment activities in combined grant proposals.

Final distribution of the funds will be dependent upon the number of qualified applicants, Tribal populations served by each grant, and other factors, as deemed appropriate by EPA (i.e., the evaluation criteria as stated in Unit V.A.). Tribes may use a portion of the grant funds for contractor support for these activities; however, contractor support may not account for more than 25% of the amount of the grant, except where contract services include blood-lead analysis, training, and/or lead-based paint inspections and risk assessments). EPA reserves the right to reject all proposals and make no awards under this announcement.

## III. Eligibility Information

### A. Threshold Eligibility Factors

There are no threshold eligibility factors under this grant.

### B. Eligibility Criteria

To be eligible for consideration, proposals must come from Federally Recognized Indian Tribes or Tribal consortia only. Failure to meet this criteria will result in automatic disqualification of the proposal for funding. Federally Recognized Indian Tribes are listed in the **Federal Register** document published by the Bureau of Indian Affairs (BIA) on July 12, 2002 (67 FR 46327). There is no requirement that a Tribe provide documentation that it meets the treatment in a manner similar to a State (TAS) standard. After receiving two EPA awards under this program, Tribes are not eligible for additional awards under this grant program.

### C. Cost Sharing or Matching

There are no requirements for matching funding under this grant program.

## IV. Application and Submission Information

### A. Address to Request Application Package

There are no application or proposal packages. No application forms are required to be submitted with the proposal.

### B. Content and Form of Application Submission

Proposals must be typewritten, unbound, stapled or clipped in the upper left-hand corner, on white paper, and with page numbers. Proposals must include a work plan(s) as described in this unit. The work plan(s) may be for either educational outreach or baseline assessment activities or a combination, including both activities. However, only one proposal will be accepted from each Tribe or Tribal consortia in response to this notice. Each work plan must be 4–6 typed pages in length (excluding appendices). If a package consists of more than five pages, the package will be considered but the additional pages will not be reviewed. One page is one side of a single-spaced typed page. Submit one original and three double-sided copies of the proposal, including a contact name, return mailing address, and telephone number. All proposals must include a work plan organized and outlined as follows:

#### Section I.—Work Plan for Educational Outreach Grant Proposal

- *Title of project, table of contents, and summary.*
- *Educational outreach activities.* This section should include, but not be limited to, the following items/activities: Purpose, goal, and scope of the project; types of lead educational material that will be used and/or reproduced; types, if any, of lead educational materials that will be developed; distribution and delivery plans; and percentage estimate of the number of Tribal families who will receive the lead awareness information. The grant proposal must include a statement which describes how the effectiveness of the project will be determined. The proposal should be consistent with the overall purpose of the grant program: To have an increased number of Tribal communities educated in lead poisoning prevention, a decreased number of Tribal children lead poisoned, and an increased number of Tribal children tested for lead poisoning.
- *Project management.* Include a description of staff positions, roles, and responsibilities; a description of experience in or potential to conduct activities described in section B; efforts of partnership and

collaboration with other local-health agencies; extent of contractor support; schedule and/or a time line showing the major activities and estimated time frames for initiation and completion; and a budget summary.

- *Budget.* Provide a reasonable budget that is clearly identifiable with work plan activities.

- *Appendices.* The appendices must be no more than 10 pages total and follow the same paging and spacing description as provided in this outline.

- Resumes of key personnel (also include title, description, and reference name with telephone number) for work on previous or current grants or contracts within the last 5 years).

- Letters of support from Tribal representatives for Tribal consortia. For individual Tribes, include a letter or resolution from Tribal Council or Chairperson showing support for and commitment to the project. (If it is not possible to obtain a letter/resolution from the Tribal Council or Chairperson to submit with your application, an interim letter of explanation must be included with the application.) The letter/resolution will still be required prior to award of the grant.

- Detailed information on other lead-based paint or lead-related activities conducted by the Tribe or Tribal consortium.

#### Section II.—Work Plan for Baseline Assessment Grant Proposal

- *Title of project, table of contents, and summary.*

- *Baseline assessment activities.* This section should include the purpose, goal, and approach of the project. This section should also include a discussion of the separate phases of the project; the criteria for selecting properties to be inspected and/or to have risk assessments performed and children screened; methods to be used for data collection and quality control; and training and certification of individuals to perform lead-based paint evaluation activities. The grant proposal must include a statement which describes how the effectiveness of the project will be determined. EPA is extremely interested in knowing what actions Tribes plan to follow regarding monitoring, education, and/or treatment for children whose blood-lead levels are determined to be elevated (>10 µg/dL) while screened under baseline assessment activities conducted under this grant. It is important that the children who are found to have elevated blood-lead levels are treated. A description of specific steps and related information for followup activities must be included in this section.

- *Project management.* Include a description of staff positions, roles, and responsibilities; a description of experience in or potential to conduct activities described in section B; efforts of partnership and collaboration with other local-health agencies; extent of contractor support; schedule and/or time line showing the major activities and estimated time frames for initiation and completion; and a budget summary.

- *Budget.* Provide a reasonable budget that is clearly identifiable with work plan activities.

- *Appendices.* The appendices must be no more than 10 pages total and follow the same paging and spacing description as provided in this outline.

- Resumes of key personnel (also include title, description, and reference name with telephone number) for work on previous or current grants or contracts with the Federal Government within the last 5 years).

- Letters of support from Tribal representatives for Tribal consortia. For individual Tribes, include a letter or resolution from Tribal Council or Chairperson showing support for and commitment to the project. (If it is not possible to obtain a letter/resolution from the Tribal Council or Chairperson to submit with your application, an interim letter of explanation must be included with the application.) The letter/resolution will still be required prior to award of the grant.

- Detailed information on other lead-based paint or lead-related activities (if applicable).

The format for proposals submitted for combined baseline assessment and outreach activities must include both Sections I and II above.

#### C. Submission Dates and Times

The deadline for EPA's receipt of grant proposals is 5 p.m. eastern standard time on August 15, 2005.

#### D. Intergovernmental Review

Applicants should be aware that formal requests for assistance (i.e., SF-424 and associated documentation) may be subject to intergovernmental review under Executive Order 12372, "Intergovernmental Review of Federal Programs." Applicants should contact their State's single point of contact (SPOC) for further information. There is a list of these contacts at the following web site: <http://whitehouse.gov/omb/grants/spoc.html>. However, Executive Order 12372, does not apply to this assistance program since grant proposals will be submitted in lieu of comments on developing this program.

#### E. Funding Restrictions

Grant funding may not be used for the following:

1. Buying real property, such as land or buildings.
2. Lead hazard reduction activities, such as performing interim controls or abatement (as defined in 40 CFR 745.223).
3. Construction activities, such as renovation, remodeling, or building a structure.
4. Office equipment that costs more than 10% of the amount of the grant, such as a copying machine or a color printer.
5. Analysis equipment in excess of 10% of the amount of the grant.

6. Lead-based paint certification fees for individuals and firms.

7. Contractor support in excess of 25% of the amount of the grant award, except where contract services include blood-lead analysis, training, and/or lead-based paint inspections and risk assessments.

8. Duplication of any lead-related activities that have been previously funded by EPA, or other Federal Government sources.

9. Case-management costs, including treatment for Tribal children with elevated blood-lead levels (e.g., followup visits by a doctor or chelation therapy).

#### F. Other Submission Requirements

As indicated above, each proposal must include the original and three double-sided copies. Include a contact name, return mailing address, and telephone number on the proposal. Submit your proposal using one of the following methods:

*By mail to:* Darlene Watford, Program Assessment and Outreach Branch, National Program Chemicals Division (7404T), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

*By overnight/express or courier delivery service to:* Darlene Watford, Program Assessment and Outreach Branch, National Program Chemicals Division (7404T), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1301 Constitution Ave., NW., EPA West (Old Customs Bldg.), 4<sup>th</sup> Floor Connecting Wing, Room 4355, Washington, DC 20004-0001.

#### G. Confidential Business Information

Proposals should be clearly marked to indicate any information that is to be considered confidential. EPA will make final confidentiality decisions in accordance with Agency regulations in 40 CFR part 2, subpart B. All proposals received under this notice are subject to the dispute resolution process defined at 40 CFR 30.63 and part 31, subpart F.

#### V. Application Review Information

##### A. Criteria

All proposals will be reviewed, evaluated, and ranked by a selected panel of EPA reviewers based on the following criteria and points:

1. *Lead educational outreach*—i. *General (20 points).* The overall description of implementing the Tribal lead educational outreach program in the proposal must address the scope and

purpose of this notice of funding availability as detailed in Unit I.B.1. It must include reasonable and attainable goals and an approach that is clearly detailed. The proposal must describe the method that will be used to determine the effectiveness of the project. The proposal must provide detailed information on all lead-based paint or lead-related educational outreach activities for which the Tribe has received funding from any Federal, State, or local government. If the Tribe has conducted, or is currently working on a related project(s), a brief description of those projects, funding sources, primary commitments, and an indication as to whether those commitments were met must be included in the grant proposal. The description must also indicate how the proposed project is different from other funded work conducted by the Tribe(s) or unfunded work conducted by another entity (e.g., Indian Health Service, Superfund), and how the proposed project will not duplicate previous or on-going projects. It is important to note that funds cannot be awarded to conduct activities which have been previously funded through any other Federal grant program.

- ii. *Educational outreach activities (40 points).* The grant proposal should fully describe the proposed educational outreach efforts for Tribal Indian communities. The messages in the grant proposal should be consistent with EPA/HUD/CDC lead-based paint program policies, guidelines, regulations, and recommendations. The following elements will be specifically evaluated:

- Types of existing lead educational material to be used and/or reproduced (i.e., reports, pamphlets, brochures, video tapes, CD ROMs, etc.); types, if any, of lead awareness (educational) outreach materials that will be developed.

- Method of distribution of materials throughout the Tribal population.

- How the messages will be delivered, e.g., lecture, written material distribution, one-on-one interviews.

- Printing, special video taping, advertising (billboards, posters, flyers), collaboration with radio or television, or other methods used to reach the Tribal Indian population regarding the outreach effort.

- Estimate of the number of Tribal families who will receive the lead awareness information; efforts that will be employed to target hard-to-reach Tribal communities to inform families about childhood lead poisoning and screening, if applicable; the number of

people/families/medical personnel/etc., who will be reached.

- An indication as to whether the proposed educational outreach materials and activities are suitable for the target audience (i.e., appropriate language comprehension and cultural identification).

iii. *Project management (30 points)*. The grant proposal should describe the staff positions, roles, and responsibilities, and their qualifications. The following elements will also be evaluated: Resumes of key personnel; Tribal experience in or potential to conduct activities such as those described in the "Educational Outreach Activities" section; previous experience managing similar projects; and availability of references; access to properly trained staff and facilities to conduct the project; schedule for completing the project; and the extent of activities to be performed by a contractor.

iv. *Budget (10 points plus 5 bonus points)*. The evaluation will be based on the extent to which the proposed budget is reasonable, clear, and consistent with the intended use of the funds. Although matching funds are not required, up to five bonus points will be given to grant proposals indicating financial contributions and/or in-kind services provided to the project.

2. *Baseline assessment*—i. *General (20 points)*. The overall description of the Tribal lead baseline assessment program will be evaluated. The grant proposal must address the scope and purpose of this notice as detailed in Unit I.B.1. It must include reasonable and attainable goals and an approach that is clearly detailed. The proposal must include a statement which describes how the effectiveness of the project will be determined. The grant proposal must provide detailed information on all lead-based paint or lead-related activities for which the Tribe has received funding from any Federal, State, or local government.

ii. *Baseline assessment activities (40 points)*.

- *Blood-lead screening activities*. The grant proposal will be evaluated on the description of the sampling, collection, handling, and analysis activities; the data collection and tracking system, quality control measures; the description of the facility/facilities where the blood-lead sampling will occur (i.e., school, library, health department facility, clinic, private building, mobile van, etc.); and the estimated number and a percentage estimate of the number of Tribal children to be screened in the project. The evaluation will also be based on the

description of the method that will be used to solicit maximum participation of Tribal children; the methods (i.e., printing, video taping, collaboration with radio or television, etc.), to be used to reach the Indian population regarding the blood-lead screening effort; efforts to be used to ensure patient confidentiality; and a description of how the CLIA standards will be met.

- *Inspection/risk assessment of Tribal housing*. The proposal will be evaluated on the description of residential/child occupied properties that will undergo lead-based paint inspection and/or risk assessment; the selection criteria used to identify the properties; the description of methods used to reach Tribal population regarding lead paint inspections and/or risk assessment efforts; the description of inspection, risk assessment, and sampling and analysis procedures; the qualifications of inspection personnel; and the description of reporting procedures. All inspections and risk assessments must be conducted according to the work practice standards found in 40 CFR 745.227 or those of an authorized Tribal program.

- *Paint, dust, and soil testing*. The grant proposal evaluation will be based on the description of the sampling, collection, handling, and analysis activities; the description of the data that will be collected, tracked, and reported to EPA; the quality control measures implemented, including a description of how NLLAP-recognized laboratories will be used for analysis.

- *Training*. Use of EPA accredited training providers or training providers approved by an EPA authorized State or Tribe for risk assessments and inspections and use of inspectors and/or risk assessors certified by EPA or by an EPA authorized State or Tribe.

iii. *Project management (30 points)*. The grant proposal will be evaluated based on the description of the staff positions, roles and responsibilities, and their qualifications. The following elements will also be evaluated: Resumes of key personnel; Tribal experience in or potential to conduct activities such as those described in the "Inspection/risk assessment of tribal housing," and "Paint, dust, and soil testing" sections; previous experience managing similar projects; and availability of references; access to properly trained staff and facilities to conduct the project; schedule for completing the project; and the extent of activities to be performed by a contractor.

iv. *Budget (10 points plus 5 bonus points)*. The evaluation will be based on the extent to which the proposed budget

is reasonable, clear, and consistent with the intended use of the funds. Although matching funds are not required, up to five bonus points will be given to grant proposals indicating financial contributions and/or in-kind services provided to the project.

#### B. Review and Selection Process

Award decisions will be made on the basis of the proposals. Decisions on awarding the grant funds will be made based on the evaluation of the proposals using the criteria specified in Unit V.A. All proposals will be screened to ensure that they meet the eligibility requirement as stated in Unit III. Those not meeting the requirement will not be considered. EPA reserves the right to reject all proposals and make no awards.

The lead educational outreach and baseline assessment proposals (work plans) will be reviewed separately. The maximum rating score for each proposal will be 105 points (five bonus points for in-kind services). A Tribe or Tribal consortium that submits a combined proposal (for both the lead educational outreach and baseline assessment) may receive a grant for one, both, or none, depending on evaluation and ranking. The final funding decision will be made from a group of top rated proposals. The Agency reserves the right to reject all proposals and make no awards.

Assistance agreement competition-related disputes will be resolved in accordance with the dispute resolution procedures published in the **Federal Register** of January 26, 2005 (70 FR 3629) which can be found at: <http://a257.g.akamaitech.net/7/257/2422/01jan20051800/edocket.access.gpo.gov/2005/05-1371.htm>. Copies of these procedures may also be requested by contacting the agency contact below.

## VI. Award Administration Information

### A. Award Notices

The appropriate EPA Regional Lead Coordinator will mail a notification to the contact person identified in the proposal once all proposals have been reviewed, evaluated, and ranked. An applicant whose proposal is selected will be required to submit additional forms to EPA for grant application (such as Standard Form SF-424, Application for Federal Assistance). Specific information will be provided in the written notification from EPA. In addition, successful applicants will be required to certify that they have not been debarred or suspended from participation in Federal assistance awards in accordance with 40 CFR part 32. The application forms are available on line at <http://www.epa.gov/ogd/>

*AppKit/application.htm*. These forms should not be submitted with the proposals.

#### *B. Administrative and National Policy Requirements*

All environmental or health-related measurements or data generation (such as activities in baseline assessment) must adequately address the requirements of 40 CFR 31.45 relating to quality assurance/quality control. Information on EPA quality assurance requirements may be downloaded from the EPA Quality Staff web site at <http://www.epa.gov/quality>. To begin the process of developing the quality assurance documentation, a quality assurance project plan template has been developed that may be helpful to use as a guide. The template may be downloaded from the EPA/OPPT web site at <http://www.epa.gov/lead/new.htm>. For further EPA guidance on preparation of the quality documentation, please contact the appropriate EPA Regional Lead Contact listed below in this unit.

Region I: (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont), Regional Contact: James M. Bryson, USEPA Region I, One Congress St., Suite 1100 (CPT), Boston, MA 02114-0203, telephone number: (617) 918-1524; fax number: (617) 918-1505; e-mail: [bryson.jamesm@epa.gov](mailto:bryson.jamesm@epa.gov).

Region II: (New Jersey, New York, Puerto Rico, and the Virgin Islands), Regional Contact: Lou Bevilacqua, USEPA Region II, MS-225, 2890 Woodbridge Ave., Edison, NJ 08837, telephone number: (732) 321-6671; fax number: (732) 321-6757; e-mail: [bevilacqua.louis@epa.gov](mailto:bevilacqua.louis@epa.gov).

Region III: (Delaware, Maryland, Pennsylvania, Virginia, West Virginia, and the District of Columbia), Regional Contact: Demian Ellis, USEPA Region III (3WC33), 1650 Arch St., Philadelphia, PA 19103-2029, telephone number: (215) 814-2088; fax number: (215) 814-3114; e-mail: [ellis.demian@epa.gov](mailto:ellis.demian@epa.gov).

Region IV: (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee), Regional Contact: Liz Wilde, USEPA Region IV, 61 Forsyth St., SW., Atlanta, GA 30303, telephone number: (404) 562-8528; fax number: (404) 562-8972; e-mail: [wilde.liz@epa.gov](mailto:wilde.liz@epa.gov).

Region V: (Illinois, Indiana, Michigan, Minnesota, Ohio, and Wisconsin), Regional Contact: David Turpin, USEPA Region V (DT-8J), 77 W. Jackson Blvd., Chicago, IL 60604, telephone number: (312) 886-7836; fax number: (312) 353-4788; e-mail: [turpin.david@epa.gov](mailto:turpin.david@epa.gov).

Region VI: (Arkansas, Louisiana, New Mexico, Oklahoma, and Texas),

Regional Contact: Eva Steele, USEPA Region VI, 1445 Ross Ave., 12<sup>th</sup> Floor (6MD-RP), Dallas, TX 75202, telephone number: (214) 665-7211; fax number: (214) 665-6762; e-mail: [steele.eva@epa.gov](mailto:steele.eva@epa.gov).

Region VII: (Iowa, Kansas, Missouri, and Nebraska), Regional Contact: Larry Stafford, USEPA Region VII, ARTD/RALI, 901 North 5<sup>th</sup>, Kansas City, KS 66101, telephone number: (913) 551-7394; fax number: (913) 551-7065; e-mail: [stafford.larry@epa.gov](mailto:stafford.larry@epa.gov).

Region VIII: (Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming), Regional Contact: Amanda Hasty, USEPA Region VIII, 999 18<sup>th</sup> St., Suite 300, Denver, CO 80202, telephone number: (303) 312-6966; fax number: (303) 312-6044; e-mail: [hasty.amanda@epa.gov](mailto:hasty.amanda@epa.gov).

Region IX: (Arizona, California, Hawaii, Nevada, American Samoa, and Guam), Regional Contact: Nancy Oien, USEPA Region IX (CMD-4), 75 Hawthorne St., San Francisco, CA 94105, telephone number: (415) 927-3780; fax number: (415) 947-3583; e-mail: [oien.nancy@epa.gov](mailto:oien.nancy@epa.gov).

Region X: (Alaska, Idaho, Oregon, and Washington), Regional Contact: Barbara Ross, USEPA Region X, Solid Waste and Toxics Unit (WCM-128), 1200 Sixth Ave., Seattle, WA 98101, telephone number: (206) 553-1985, fax: (206) 553-8509, e-mail: [ross.barbara@epa.gov](mailto:ross.barbara@epa.gov).

#### *C. Statutory Authority and Executive Order Reviews*

Section 10 of TSCA, as supplemented by Public Law 106-74, authorizes EPA to award grants for the purpose of conducting research, development, monitoring, education, training, demonstrations, and studies necessary to carry out the purposes of the Act. Presently, these funds are not eligible for use in a Performance Partnership Agreement.

#### *D. Reporting*

The successful recipient must provide to EPA written progress reports within 30 days after the end of each quarter and a final report within 90 days after the end of the project periods. The specific information contained in the report will include at a minimum, a comparison of actual accomplishments to the objectives established for that period. The recipient must also submit annual financial reports to EPA. EPA may require additional progress reports which will be listed in the final award package.

#### **VII. Agency Contacts**

Darlene Watford, Program Assessment and Outreach Branch, National Program

Chemicals Division (7404T), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 566-0516; e-mail address: [watford.darlene@epa.gov](mailto:watford.darlene@epa.gov).

#### **VIII. Other Information**

##### *A. Does This Action Apply to Me?*

You may be potentially affected by this action if you are a Federally Recognized Indian Tribe or Tribal consortium. For the purposes of this notice, a partnership between two or more Federally Recognized Indian Tribes is considered a consortium. Potentially affected entities may include, but are not limited to:

American Indian and Alaskan Native Tribal Governments (921150).

Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether this action might apply to certain entities. To determine whether you or your business may be affected by this action, you should carefully examine the **Federal Register** document published by the BIA on July 12, 2002 (67 FR 46327), which lists all Federally Recognized Indian Tribes. 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**.

##### *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 OPPT-2005-0011. The official public docket consists of documents specifically referenced in this action 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 EPA Docket Center, Rm. B-102 Reading Room, EPA West, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The EPA Docket Center Reading Room telephone number is (202) 566-1744 and the telephone number for the OPPT Docket, which is

located in the EPA Docket Center, is (202) 566-0280.

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 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 VIII.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

You may also access this document at the Office of Pollution Prevention and Toxics Lead Home Page at <http://www.epa.gov/lead/new.htm>.

### C. Information on Related Lead Grant Program

This notice is one of two EPA grant opportunities to conduct various lead-based paint activities. The second grant program, the lead-based paint section 404(g) lead grant program (Solicitation of Applications for Lead-Based Paint Program Grants; Notice of Availability of Funds), was made available to all States and Tribes through the EPA Regional Offices (see listing of EPA Offices under Unit VI.B.). Although a Tribe may apply to receive grant funding from both programs, they each have very distinct objectives. The grant program opportunities described in this notice may serve as a precursor to, but not as an equivalent or supplement to, the section 404(g) lead-based paint grant program. The section 404(g) lead-based paint grant program involves infrastructure development for the anticipated implementation of a lead-based paint training and certification program and does not include the activities (testing for lead in blood, paint, dust, or soil samples, or the general educational outreach activities) listed in this notice. Tribes may determine from the sample results and data interpretation that they obtain from the grant program described in this notice, that they have a need to develop a lead-based paint grant program and may apply for section 404(g) grant funds. Alternatively, a Tribe may decide that it is not in their best interest to pursue such a training and certification oversight program. Tribes or Tribal

consortia with an EPA-approved lead-based paint program may become eligible for other Federal funding opportunities for lead activities.

### IX. Submission to Congress and the Comptroller General

Grant solicitations such as this are considered rules for the purpose of the Congressional Review Act (CRA) (5 U.S.C. 801 *et seq.*). The CRA generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this grant solicitation and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to its publication in the **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

### List of Subjects

Environmental protection, Lead, Lead-based paint, Grants, Indians, Native Americans, Maternal and child health, Tribal.

Dated: June 23, 2005.

**Margaret Schneider,**

*Acting Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.*

[FR Doc. 05-12953 Filed 6-29-05; 8:45 am]

**BILLING CODE 6560-50-S**

## ENVIRONMENTAL PROTECTION AGENCY

[OPPT-2005-0034; FRL-7722-9]

### Polychlorinated Biphenyls; Notice of Public Meeting

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

**ACTION:** Notice.

**SUMMARY:** EPA will conduct a public meeting on polychlorinated biphenyls (PCBs) to discuss PCB remediation waste and related activities under the Toxic Substances Control Act (TSCA). Information obtained at the meeting will be considered by the Agency in preparing a response to the Office of Management and Budget (OMB) regarding a request for reform of PCB remediation waste disposal activities. **DATES:** The meeting will be held on July 18, 2005, from 9 a.m. to noon. EPA encourages attendees to pre-register for this public meeting by July 11, 2005.

Requests to give oral presentations at the meeting, identified by docket

identification (ID) number OPPT-2005-0034, must be received in writing on or before July 11, 2005.

Submit requests for special accommodations, identified by docket ID number OPPT-2005-0034, to the technical person on or before July 11, 2005.

**ADDRESSES:** The meeting will be held in EPA's East Bldg., Rm. 1153, at 1201 Constitution Ave., NW., Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** *For general information contact:* Colby Lintner, Regulatory Coordinator, Environmental Assistance Division (7408M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 554-1404; e-mail address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

*For technical information contact:* Peggy Reynolds, National Program Chemicals Division (7404T), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 566-0513; e-mail address: [reynolds.peggy@epa.gov](mailto:reynolds.peggy@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 particular interest to those persons who clean up and dispose of PCB remediation waste. Potentially affected entities may include, but are not limited to:

- Oil and Gas Extraction (NAICS 21111), e.g., Former and existing facilities with surfaces contaminated by PCBs.
- Electric Power Generation, Transmission and Distribution (NAICS 2211), e.g., Former and existing facilities with surfaces contaminated by PCBs.
- Construction (NAICS 23), e.g., Former and existing facilities with surfaces contaminated by PCBs.
- Food Manufacturing (NAICS 311), e.g., Former and existing facilities with surfaces contaminated by PCBs.
- Paper Manufacturing (NAICS 322), e.g., Former and existing facilities with surfaces contaminated by PCBs.
- Petroleum and Coal Products Manufacturing (NAICS 324), e.g., Former and existing facilities with surfaces contaminated by PCBs.
- Primary Metal Manufacturing (NAICS 331), e.g., Former and existing facilities with surfaces contaminated by PCBs.