

*B. How Can I Access Electronic Copies of This Document and Other Related Information?*

In addition to using [regulations.gov](http://www.regulations.gov), you may access this **Federal Register** document electronically through the EPA Internet under the **Federal Register** listings at <http://www.epa.gov/fedrgstr/>.

*Docket:* All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in <http://www.regulations.gov> or in hard copy at the ORD Docket, EPA/DC, Public Reading Room, Infoterra Room (Room Number 3334), 1301 Constitution Ave., NW., Washington, DC. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the ORD Docket is (202) 566-1752. EPA's position paper(s), charge/questions to the HSRB, and the meeting agenda are now available. In addition, the Agency may provide additional background documents as the materials become available. You may obtain electronic copies of these documents, and certain other related documents that might be available electronically, from the [regulations.gov](http://www.regulations.gov) Web site and the HSRB Internet Home Page at <http://www.epa.gov/osa/hsrb/>. For questions on document availability or if you do not have access to the Internet, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

*C. What Should I Consider as I Prepare My Comments for EPA?*

You may find the following suggestions helpful for preparing your comments:

- a. Explain your views as clearly as possible.
- b. Describe any assumptions that you used.
- c. Provide copies of any technical information and/or data you used that support your views.
- d. Provide specific examples to illustrate your concerns.
- e. To ensure proper receipt by EPA, be sure to identify the docket ID 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.

*D. How May I Participate in This Meeting?*

You may participate in this meeting by following the instructions in this section. To ensure proper receipt by EPA, it is imperative that you identify docket ID number EPA-HQ-ORD-2006-0798 in the subject line on the first page of your request.

a. *Oral comments.* Requests to present oral comments will be accepted up to October 10, 2006. To the extent that time permits, interested persons who have not pre-registered may be permitted by the Chair of the HSRB to present oral comments at the meeting. Each individual or group wishing to make brief oral comments to the HSRB is strongly advised to submit their request (preferably via e-mail) to the DFO listed under **FOR FURTHER INFORMATION CONTACT** no later than noon, eastern time, October 10, 2006, in order to be included on the meeting agenda and to provide sufficient time for the HSRB Chair and HSRB DFO to review the agenda to provide an appropriate public comment period. The request should identify the name of the individual making the presentation, the organization (if any) the individual will represent, and any requirements for audiovisual equipment (e.g., overhead projector, LCD projector, chalkboard). Oral comments before the HSRB are limited to 5 minutes per individual or organization. Please note that this limit applies to the cumulative time used by all individuals appearing either as part of, or on behalf of an organization. While it is our intent to hear a full range of oral comments on the science and ethics issues under discussion, it is not our intent to permit organizations to expand these time limitations by having numerous individuals sign up separately to speak on their behalf. If additional time is available, there may be flexibility in time for public comments. Each speaker should bring 25 copies of his or her comments and presentation slides for distribution to the HSRB at the meeting.

b. *Written comments.* Although you may submit written comments at any time, for the HSRB to have the best opportunity to review and consider your comments as it deliberates on its report, you should submit your comments at least 5 business days prior to the beginning of the meeting. If you submit comments after this date, those comments will be provided to the Board members, but you should recognize that the Board members may not have adequate time to consider those comments prior to making a decision. Thus, if you plan to submit written

comments, the Agency strongly encourages you to submit such comments no later than noon, eastern time, October 10, 2006. You should submit your comments using the instructions in Unit I.C. of this notice. In addition, the Agency also requests that person(s) submitting comments directly to the docket also provide a copy of their comments to the DFO listed under **FOR FURTHER INFORMATION CONTACT**. There is no limit on the length of written comments for consideration by the HSRB.

*E. Background*

EPA will be presenting for HSRB review the results of a completed human toxicity study, evaluating the allergic contact dermatitis response in individuals with known sensitivity to hexavalent chromium to repeated exposure to a wood treatment solution containing hexavalent chromium. In addition, the Board will be asked to review two revised research protocols to evaluate the efficacy of new formulations of the repellent, IR3535, against ticks and mosquitoes and to advise on a draft guidance document explaining to the public how to submit proposed and completed human research to EPA for review by the HSRB. Finally, at the Board's request, EPA will present the statutory and regulatory procedures that EPA and its federal advisory committees are required to follow when handling materials claimed to be confidential business information (CBI) under FIFRA or other laws. The HSRB intends to discuss how it would like to operate in the event that EPA requests the Board to review materials containing CBI.

Dated: September 22, 2006.

**George Gray,**

*Science Advisor.*

[FR Doc. E6-15832 Filed 9-26-06; 8:45 am]

**BILLING CODE 6560-50-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8223-6]

**Proposed CERCLA Administrative Agreement for Recovery of Response Costs; Denova Superfund Site**

**AGENCY:** Environmental Protection Agency.

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

**SUMMARY:** In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation, and Liability Act, as

amended by the Superfund Amendments and Reauthorization Act ("CERCLA"), 42 U.S.C. 9622(i), notice is hereby given of a proposed Agreement for Recovery of Response Costs ("Agreement," Region 9 Docket No. 9-2006-0010) pursuant to section 122(h) of CERCLA concerning the Denova Superfund Site, (the "Site"), located in Rialto, California. The settling parties to the Agreement are Environmental Enterprises Inc., and Daniel J. McCabe.

The Agreement compensates EPA for past response costs related to the removal action taken at the Site. The Agreement provides for a total recovery of \$75,000.00. The Agreement also provides the settling parties with contribution protection under CERCLA 113(f)(2) for response cost paid under the Agreement.

For thirty (30) days following the date of publication of this Notice, the Agency will receive written comments relating to the proposed Agreement. The Agency's response to any comments will be available for public inspection at the Agency's Region IX offices, located at 75 Hawthorne Street, San Francisco, California 94105.

**DATES:** Comments must be submitted on or before October 27, 2006.

**ADDRESSES:** The proposed Agreement may be obtained from Judith Winchell, Docket Clerk, telephone (415) 972-3124. Comments regarding the proposed Agreement should be addressed to Judith Winchell (SFD-7) at United States EPA Region IX, 75 Hawthorne Street, San Francisco, California 94105, and should reference the Denova Superfund Site, Rialto, California, and USEPA Docket No. 9-2006-0010.

**FOR FURTHER INFORMATION CONTACT:** Michele Benson, Office of Regional Counsel, telephone (415) 972-3918, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, California 94105.

Dated: August 10, 2006.

**Keith A. Takata,**

*Director, Superfund Division.*

[FR Doc. E6-15904 Filed 9-26-06; 8:45 am]

**BILLING CODE 6560-50-P**

## OFFICE OF SCIENCE AND TECHNOLOGY POLICY

### Draft National Assessment of Efforts To Predict and Respond to Harmful Algal Blooms in U.S. Waters

**ACTION:** Notice of draft report release and request for public comment.

**SUMMARY:** The Office of Science and Technology Policy (OSTP) publishes this notice to announce the availability

of the Draft *National Assessment of Efforts to Predict and Respond to Harmful Algal Blooms in U.S. Waters* which was mandated by Congress in the *Harmful Algal Bloom and Hypoxia Amendments Act* of 2004 (Pub. L. 108-456). This report reviews and evaluates short term harmful algal bloom (HAB) prediction techniques, and identifies current prevention, control and mitigation (PCM) programs and research for freshwater, estuarine and marine HABs operating at the national, State, local and tribal level.

**DATES:** Comments on this draft document must be submitted by 11/20/2006.

**ADDRESSES:** *The Draft National Assessment of Efforts to Predict and Respond to Harmful Algal Blooms in U.S. Waters* will be available at the following location ([http://ocean.ceq.gov/about/sup\\_jsost\\_iwgs.html](http://ocean.ceq.gov/about/sup_jsost_iwgs.html)). The public is encouraged to submit comments on the draft report electronically to *Prediction.Response.Comments@noaa.gov*. For those who do not have access to a computer, comments on the document may be submitted in writing to: Quay Dortch, NOS/NCCOS/CSCOR/COP, N/SCI2, NOAA, 1305 East West Highway, Building IV Rm 8220, Silver Spring, MD 20910.

**FOR FURTHER INFORMATION CONTACT:** Quay Dortch by phone 301-713-3338 x157.

**SUPPLEMENTARY INFORMATION:** OSTP is publishing this draft report as mandated by the Harmful Algal Blooms and Hypoxia Amendments Act 2004 (Pub. L. 108-456) to request public comments. The report is organized into five sections plus five appendices: (1) Executive Summary, (2) Legislative Background and Purpose of the Report, (3) Assessment of the Harmful Algal Bloom (HAB) Problem in U.S. Waters, (4) Prediction and Response Programs in the U.S. and (5) Opportunities for Advancement in Prediction and Response Efforts. Appendices include: Appendix I: Prediction and Response Programs in the U.S., Appendix II: Other National Programs, Appendix III: State, local, and tribal Prediction and Response Efforts, Appendix IV: International Programs related to HAB prediction and response, and Appendix V: **Federal Register** notice.

#### Report Summary

*The Harmful Algal Bloom and Hypoxia Amendments Act of 2004* (Pub. L. 108-456) (HABHRCA 2004) reauthorized the original *Harmful Algal Bloom and Hypoxia Research and Control Act* (Pub. L. 105-383) of 1998

and stipulated generation of five reports to assess and recommend research programs on harmful algal blooms (HABs) and hypoxia in U.S. waters. Section 103 of HABHRCA 2004 requires a *Prediction and Response Report*. This report will review and evaluate HAB prediction and response techniques and identify current prevention, control and mitigation (PCM) programs for freshwater, estuarine and marine HABs. Prediction and response are narrowly defined for the purpose of this report in order to avoid overlap with a subsequent report in this series, *Scientific Assessment of Marine Harmful Algal Blooms*.

The Interagency Working Group on Harmful Algal Blooms, Hypoxia, and Human Health (IWG-4H) of the Joint Subcommittee on Ocean Science and Technology (JSOST), which was tasked with implementing HABHRCA 2004, streamlined the reporting process by linking the P&R report (Section 103) with the *National Scientific Research, Development, Demonstration, and Technology Transfer Plan on Reducing Impacts from Harmful Algal Blooms* (Section 104 RDDTT Plan). The P&R report will (1) detail Federal, State, and tribal prediction and response related research and impact assessments, (2) identify opportunities for improvement of prediction and response efforts and associated infrastructure, and (3) propose a process to evaluate current prediction and response programs in order to develop a coordinated research priorities plan (RDDTT Plan). The final step (3) will lead to the development of the second report (RDDTT Plan) stipulated by the HABHRCA legislation (Section 104). The P&R report and the RDDTT Plan together comprise a comprehensive evaluation and multi-stakeholder plan to improve the national and local response to HABs in U.S. waters.

It is widely believed that the frequency and geographic distribution of HABs have been increasing worldwide. All U.S. coastal States have experienced HABs over the last decade. HAB frequency is also thought to be increasing in freshwater systems including ponds and lakes. In response, Federal, State, local, and tribal governments in collaboration with academic institutions have developed a variety of programs over the past 10 years both to understand HAB ecology and to minimize, prevent, or control HABs and HAB impacts in U.S. waters.

As a result of the efforts initiated in 1993, there are now 16 Federal extramural funding programs which either specifically or generally target HAB prediction and response and 20