

Insecticide-Nematicide (EPA Reg. Nos. 264-726 and 264-731, respectively), provided such use is consistent with the 24(c) labels, until such existing stocks are exhausted. The registrant is not permitted to sell or distribute the previously-cancelled parent Section 3 products, Nemacur 15% Granular Systemic Insecticide-Nematicide and Nemacur 3 Emulsifiable Systemic Insecticide-Nematicide (EPA Reg. Nos. 264-726 and 264-731, respectively) as of May 31, 2007 in accordance with a December 10, 2003 **Federal Register** Order (FRL-7332-5) (68 FR 68901). This order also stipulated that sale and distribution of Nemacur 15% Granular Systemic Insecticide-Nematicide by persons other than the registrant is prohibited as of May 31, 2008. Existing stocks of Nemacur 3 Emulsifiable Systemic Insecticide-Nematicide (EPA Reg. No. 264-731) already in the hands of dealers or users may be distributed and sold until November 30, 2008 in accordance with a **Federal Register** Order issued on June 11, 2008 (FRL-8368-2).

#### List of Subjects

Environmental protection, Pesticides and pests.

Dated: June 10, 2008.

**Steven Bradbury,**

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

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPPT-2008-0492; FRL-8369-2]

### Certain New Chemicals; Receipt and Status Information

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

**ACTION:** Notice.

**SUMMARY:** Section 5 of the Toxic Substances Control Act (TSCA) requires any person who intends to manufacture (defined by statute to include import) a new chemical (i.e., a chemical not on the TSCA Inventory) to notify EPA and comply with the statutory provisions pertaining to the manufacture of new chemicals. Under sections 5(d)(2) and 5(d)(3) of TSCA, EPA is required to publish a notice of receipt of a premanufacture notice (PMN) or an application for a test marketing exemption (TME), and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those

chemicals. This status report, which covers the period from May 12, 2008 through May 30, 2008, consists of the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

**DATES:** Comments identified by the specific PMN number or TME number, must be received on or before July 18, 2008.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA-HQ-OPPT-2008-0492, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

- *Mail:* Document Control Office (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Hand Delivery:* OPPT Document Control Office (DCO), EPA East Bldg., Rm. 6428, 1201 Constitution Ave., NW., Washington, DC. Attention: Docket ID Number EPA-HQ-OPPT-2008-0492.

The DCO is open from 8 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number for the DCO is (202) 564-8930. Such deliveries are only accepted during the DCO's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to docket ID number EPA-HQ-OPPT-2008-0492. EPA's policy is that all comments received will be included in the docket without change and may be made available on-line 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 [www.regulations.gov](http://www.regulations.gov) or e-mail. The [www.regulations.gov](http://www.regulations.gov) website 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 [www.regulations.gov](http://www.regulations.gov), your e-mail address will be automatically captured and included as part of the comment that is placed in the 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. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about EPA's public docket, visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

*Docket:* All documents in the docket are listed in the docket index available in [www.regulations.gov](http://www.regulations.gov). To access the electronic docket, go to <http://www.regulations.gov>, select "Advanced Search," then "Docket Search." Insert the docket ID number where indicated and select the "Submit" button. Follow the instructions on the [www.regulations.gov](http://www.regulations.gov) website to view the docket index or access available documents. 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 electronically at <http://www.regulations.gov>, or, if only available in hard copy, at the OPPT Docket. The OPPT Docket is located in the EPA Docket Center (EPA/DC) at Rm. 3334, EPA West Bldg., 1301 Constitution Ave., NW., Washington, DC. The EPA/DC Public Reading Room hours of operation are 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding Federal holidays. The telephone number of the EPA/DC Public Reading Room is (202) 566-1744, and the telephone number for the OPPT Docket is (202) 566-0280. Docket visitors are required to show photographic identification, pass through a metal detector, and sign the EPA visitor log. All visitor bags are processed through an X-ray machine and subject to search. Visitors will be provided an EPA/DC badge that must be visible at all times in the building and returned upon departure.

**FOR FURTHER INFORMATION CONTACT:** Colby Lintner, Regulatory Coordinator, Environmental Assistance Division, Office of Pollution Prevention and Toxics (7408M), 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).

**SUPPLEMENTARY INFORMATION:**

## I. General Information

### A. Does this Action Apply to Me?

This action is directed to the public in general. As such, the Agency has not attempted to describe the specific entities that this action may apply to. Although others may be affected, this action applies directly to the submitter of the premanufacture notices addressed in the 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. What Should I Consider as I Prepare My Comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through regulations.gov or e-mail. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM that you mail to EPA, 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 claimed as CBI. In addition to one complete version of the comment that includes 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. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:

- i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
- ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.
- iv. Describe any assumptions and provide any technical information and/or data that you used.
- v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.
- vi. Provide specific examples to illustrate your concerns and suggest alternatives.
- vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.
- viii. Make sure to submit your comments by the comment period deadline identified.

### II. Why is EPA Taking this Action?

Section 5 of TSCA requires any person who intends to manufacture (defined by statute to include import) a new chemical (i.e., a chemical not on the TSCA Inventory to notify EPA and comply with the statutory provisions pertaining to the manufacture of new

chemicals. Under sections 5(d)(2) and 5(d)(3) of TSCA, EPA is required to publish a notice of receipt of a PMN or an application for a TME and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those chemicals. This status report, which covers the period from May 12, 2008 through May 30, 2008, consists of the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

### III. Receipt and Status Report for PMNs

This status report identifies the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period. If you are interested in information that is not included in the following tables, you may contact EPA as described in Unit II. to access additional non-CBI information that may be available.

In Table I of this unit, EPA provides the following information (to the extent that such information is not claimed as CBI) on the PMNs received by EPA during this period: the EPA case number assigned to the PMN; the date the PMN was received by EPA; the projected end date for EPA's review of the PMN; the submitting manufacturer; the potential uses identified by the manufacturer in the PMN; and the chemical identity.

## I. 26 PREMANUFACTURE NOTICES RECEIVED FROM: 05/12/08 TO 05/30/08

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-08-0430	05/13/08	08/10/08	CBI	(G) Moisture curing polyurethane adhesive	(G) Isocyanate terminated urethane polymer
P-08-0431	05/12/08	08/09/08	Arkema Inc.	(G) Catalyst	(G) 2,2-bis-alkylthio alkane
P-08-0432	05/13/08	08/10/08	UBE America Inc.	(G) Electric molding	(G) Phenol-xylylene resin
P-08-0433	05/15/08	08/12/08	CBI	(G) Coloration auxiliary for polyamine and like substrates.	(G) 1,7-naphthalenedisulfonic acid, 4-(substituted)-5-hydroxy-6-(substituted)-, disodium salt
P-08-0434	05/15/08	08/12/08	CBI	(G) Treated metal oxide for coatings	(G) Functional treated metal oxide
P-08-0435	05/19/08	08/16/08	CBI	(S) Intermediate	(G) Aminosilane ester
P-08-0436	05/19/08	08/16/08	CBI	(S) Hydrophilizing agent	(G) Alkoxysilane-modified polyalkyleneoxide polymer
P-08-0437	05/20/08	08/17/08	CBI	(G) Polyurethane foam catalyst	(G) Amine carboxylate
P-08-0438	05/20/08	08/17/08	CBI	(G) Silicone coating	(G) Alkyl silsesquioxanes
P-08-0439	05/21/08	08/18/08	CBI	(G) Component of paints	(G) Alkyl methacrylate polymer with alkyl acrylate, aromatic vinyl monomer, isoalkyl methacrylate, alkoxy methacrylate, peroxide-initiated
P-08-0440	05/20/08	08/17/08	CBI	(G) Raw material for foams	(G) Acrylic nitrile copolymer
P-08-0441	05/20/08	08/17/08	CBI	(G) Raw material for foams	(G) Acrylic ester nitrile copolymer

## I. 26 PREMANUFACTURE NOTICES RECEIVED FROM: 05/12/08 TO 05/30/08—Continued

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-08-0442	05/19/08	08/16/08	Mactermaid Inc.	(G) Photocure polymer, open, non-dispersive use	(G) Oxirane, methyl-, polymer with 5-isocyanato-1-(isocyanatomethyl)-1,3,3-trimethylcyclohexane, alpha-hydro-omega-hydroxypoly[oxy(methyl-1,2-ethanediyl)] and oxirane, poly(alkyl)glycol acrylate- blocked
P-08-0443	05/22/08	08/19/08	CBI	(G) Open, nondispersive use; polymer precursor	(G) Azo substituted benzoic acid
P-08-0444	05/22/08	08/19/08	Esstech, Inc.	(S) Adhesive; acid sensitive polymerization initiative	(S) <i>N</i> -(2-hydroxy-3-((2-methyl-1-oxo-2-propenyl)oxy)propyl)- <i>N</i> -(4-methylphenyl)-glycine, sodium salt
P-08-0445	05/22/08	08/19/08	CBI	(G) Open, nondispersive use; polymer additive for pigment and ink enhancement	(G) Polyalkylene azo benzamide
P-08-0446	05/22/08	08/19/08	CBI	(G) Open, nondispersive use; polymer additive for pigment and ink enhancement	(G) Poly(oxyalkylene) azo benzamide
P-08-0447	05/22/08	08/19/08	PQ Corporation	(G) Catalyst absorbent	(G) Silica alumino phosphate
P-08-0448	05/23/08	08/20/08	CBI	(G) Open non-dispersive	(G) Acrylate
P-08-0449	05/27/08	08/24/08	CBI	(G) Additive, open, non-dispersive use	(G) Vinyltrimethoxysiloxane modified polydimethylsiloxane
P-08-0450	05/20/08	08/17/08	INX International Ink Co.	(G) Resin dispersant aid	(G) Polymer of alkenoic acid, substituted ethene and alkyl acrylate
P-08-0451	05/20/08	08/17/08	Inx International Ink Co.	(G) Resin dispersant aid	(G) Polymer of alkenoic acid, carbomonocyclic acrylate and methacrylic acid
P-08-0452	05/28/08	08/25/08	CBI	(G) Resin for water swelling material	(G) Urethane prepolymer (polyether polyol react with organic isocyanate)
P-08-0453	05/29/08	08/26/08	CBI	(G) Component of industrial use coating	(G) Cationic polyether
P-08-0454	05/29/08	08/26/08	CBI	(G) Component of industrial use coating	(G) Cationic polyether
P-08-0455	05/29/08	08/26/08	CBI	(G) Component of industrial use coating	(G) Cationic polyether

In Table II of this unit, EPA provides the following information (to the extent that such information is not claimed as

CBI) on the Notices of Commencement to manufacture received:

## II. 13 NOTICES OF COMMENCEMENT FROM: 05/12/08 TO 05/30/08

Case No.	Received Date	Commencement Notice End Date	Chemical
P-05-0401	05/12/08	04/28/08	(G) Isocyanate functional polyester acrylic polyether urethane polymer
P-05-0774	05/27/08	10/31/06	(G) (oxirane,2-halocylcoalkyl-,2-halophenylalkyl-)
P-05-0833	05/19/08	05/11/08	(G) Polyurethane resin
P-06-0800	05/14/08	04/07/08	(G) Siloxane, silsesquioxanes
P-07-0007	05/11/08	01/12/07	(G) Mixed polyol - glycerol fatty acid ester
P-07-0489	05/27/08	05/02/08	(G) Salt of alkylolaminoamid and ethoxylated alcohols, phosphates
P-07-0674	05/12/08	04/29/08	(G) Oxirane, substituted silylmethyl-, hydrolysis products with alkanol zirconium(4+) salt and silica, acetates
P-08-0004	05/27/08	04/17/08	(G) Aliphatic polycarbonate diol polyurethane
P-08-0019	05/20/08	05/06/08	(G) Benzene, 1,4-bis(aralkoxy)-
P-08-0103	05/12/08	04/09/08	(G) Dialkylmonoheterocyclodione, homopolymer, ester with 1,2,3-propanetriol
P-08-0176	05/14/08	04/23/08	(S) Magnesium, bu alc. chloro titanium complexes
P-08-0199	05/21/08	04/22/08	(G) Carbon
P-08-0203	05/12/08	04/28/08	(G) Isocyanate terminated urethane polymer

**List of Subjects**

Environmental protection, Chemicals, Premanufacturer notices.

Dated: June 11, 2008.

**Chandler Sirmons,**

*Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.*

[FR Doc. E8-13777 Filed 6-17-08; 8:45 am]

BILLING CODE 6560-50-S

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8582-3]

**State Program Requirements; Application To Administer the National Pollutant Discharge Elimination System (NPDES) Program; Alaska**

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

**ACTION:** Notice.

**SUMMARY:** The State of Alaska has submitted a request for approval of an Alaska version of the National Pollutant Discharge Elimination System (NPDES) program, pursuant to section 402 of the Clean Water Act (CWA or "the Act"). With this request, the Alaska Department of Environmental Conservation (ADEC) seeks approval to administer a program regulating discharges of pollutants into waters of the United States under its jurisdiction. The State's request includes an implementation plan that transfers the administration of specific program components from EPA to the State over a three year period from the date of program approval. If EPA approves the Alaska Pollutant Discharge Elimination System (APDES) program application, the State will administer this program, subject to continuing EPA oversight and enforcement authority, in place of the National Pollutant Discharge Elimination System (NPDES) program now administered by EPA in Alaska. Today, EPA is requesting comments on the State's request and is providing notice of public hearings and comment period on that proposal. EPA will either approve or disapprove the State's request after considering all comments it receives.

**DATES:** *Comments.* The public comment period on the State's request for approval to administer the proposed APDES program will be from the date of publication until August 18, 2008. Comments must be received or post-marked by no later than 11:59 p.m. on August 18, 2008

*Educational Meetings and Public Hearings:* EPA, Region 10 will hold

three combined educational meetings and public hearings on the following dates:

1. July 21, 2008, Educational Meeting, 4 to 6 p.m.; Public Hearing, from 7 p.m. until all testimony is heard or 10 p.m., whichever is earlier, in Fairbanks, AK.

2. July 22, 2008, Educational Meeting, 4 to 6; Public Hearing, from 7 p.m. until all testimony is heard or 10 p.m., whichever is earlier, in Juneau, AK.

3. July 23, 2008, Educational Meeting, 4 to 6 p.m.; Public Hearing from 7 p.m. until all testimony is heard or 10 p.m., whichever is earlier, in Anchorage, AK.

*Comments.* Send or hand deliver all paper copies to Nina Kocourek, Office of Water and Watersheds, Mail Stop OWW-130, 1200 Sixth Avenue, Suite 900, Seattle, WA 98101-3140. Call (206) 553-1200 before hand delivery to verify business hours; send electronic copies to [kocourek.nina@epa.gov](mailto:kocourek.nina@epa.gov); and fax copies to (206) 553-0165. EPA requests that a duplicate copy of comments be sent to Sharon Morgan, [sharon.morgan@alaska.gov](mailto:sharon.morgan@alaska.gov), Alaska Department of Environmental Conservation, P. O. Box 111800, 410 Willoughby Avenue, Suite 303, Juneau, AK 99811-1800.

*Viewing and/or Obtaining Copies of Documents.* Copies of Alaska's APDES program submission (aka application) and all other documents in the official record are available for inspection at the EPA Region 10 Library, Park Place Building, 1200 6th Avenue, Suite 900, Seattle, WA 98101-3140. The library hours are 9 a.m. to noon and 1 p.m. to 2:30 p.m. Monday through Friday, except federal holidays, telephone number (206) 553-1289; and at the EPA, Region 10, Alaska Operations Office, 222 W 7th Avenue, #19, Room 537, Anchorage, AK 99513, during normal business hours, contact Greg Kellogg at (907) 271-6328. The application can be viewed or downloaded from the EPA Web site <http://www.epa.gov/r10earth/waterpermits.htm>. ADEC will also have copies of the application available for viewing Monday through Friday, 8:30 a.m. to 4:30 p.m., except Alaska holidays, at the following locations: 555 Cordova Street, Anchorage, AK 99501-2617; 410 Willoughby Avenue, Suite 303, Juneau, AK 99811-1800; 610 University Drive, Fairbanks, AK 99709; 1700 E Bogard Road #B, Suite 103, Wasilla, AK 99654; and 43335 Kalifonsky Beach, Suite 11, Soldotna, AK 99669. ADEC will have the application available on compact disk (CD), contact Sharon Morgan, e-mail [sharon.morgan@alaska.gov](mailto:sharon.morgan@alaska.gov) or call (907) 465-5530) to receive a CD. The application can be viewed or downloaded from the State of Alaska

Web site <http://www.dec.state.ak.us/water/npdes/npdes.htm>. Part or all of the State's 2,455 page APDES program application may be copied at EPA or at ADEC. ADEC has no copy fee for 200 or fewer pages and charges .20 per page for more than 200 pages. You may also request a copy of all or parts of the application from EPA using the Freedom of Information Act (FOIA) request process. The procedures and costs associated with a FOIA request can be found at the EPA Web site <http://yosemite.epa.gov/r10/extaff.nsf/webpage/Freedom+of+Information+Act?OpenDocument>.

*Locations of Educational Meetings and Public Hearings:* On July 21, 2008 at the Regency Fairbanks Hotel, 85 10th Avenue, Fairbanks, AK; on July 22, 2008 at the Centennial Hall, 101 Egan Drive, Juneau, AK; and on July 23, 2008 at the Howard Johnson Plaza Hotel, 239 W. 4th Avenue, Anchorage, AK. See **SUPPLEMENTARY INFORMATION** for additional information.

**FOR FURTHER INFORMATION CONTACT:** Nina Kocourek, Office of Water and Watersheds, U.S. Environmental Protection Agency, Region 10, 1200 6th Avenue, Suite 900, Mail Stop OWW-130, Seattle, WA 98101-3140, (206) 553-6502, [kocourek.nina@epa.gov](mailto:kocourek.nina@epa.gov) or Greg Kellogg U.S. Environmental Protection Agency, Region 10, Alaska Operations Office, 222 W 7th Avenue, #19, Room 537, Anchorage, AK 99513, (907) 271-6328, [kellogg.greg@epa.gov](mailto:kellogg.greg@epa.gov). **SUPPLEMENTARY INFORMATION:** Section 402 of the CWA created the NPDES program under which EPA may issue permits for the point source discharge of pollutants to waters of the United States under conditions required by the Act. Section 402 also provides that EPA may approve a State to administer an equivalent state program, upon the Governor's request, provided the State has appropriate legal authority and a program sufficient to meet the Act's requirements. The regulatory requirements for state program approval are set forth in 40 CFR Part 123, and 40 CFR 123.21 lists the basic elements of an approvable application.

EPA Region 10 considers the documents submitted by the State of Alaska to be administratively complete at the time of this notice. EPA will not make a final decision on APDES program approval until after: (1) Considering all public comments provided during the public comment period and from the public hearings; (2) completion of EPA's evaluation of, and if necessary consultation with the National Marine Fisheries Service on,