

- Assign a certified lead-safe renovator to oversee each renovation project.
- Use only a certified renovator and certified renovator-trained workers to perform renovations.
- Ensure the use of lead-safe work practices and that prohibited practices are not used.
- Meet the pre-renovation education requirements.
- Create and maintain required records.

Certified Renovator Requirements

Certified renovator responsibilities are described at DHS 163.13 and 163.14(11). To be certified as a lead-safe renovator, an individual must complete a one-day lead-safe renovation course and apply with fee to the Department for a 2-year certification. Certified renovators must:

- Provide training to untrained workers on the lead-safe work practices to be used.
- Be onsite to conduct or oversee posting of signs, containment setup, and final cleaning.
- Be onsite regularly to direct and ensure ongoing maintenance of containment barriers and use of lead-safe work practices.
- Be available on-site during work or by telephone to return immediately to the worksite.
- Be in possession of a valid, unexpired certification card when at the jobsite.
- Personally conduct the post-renovation cleaning verification.
- Prepare required renovation records.

Certified Lead Sampling Technician Requirements

Lead sampling technician activities and responsibilities are described at DHS 163.13 and 163.14(5). Lead sampling technicians may conduct clearance after renovation, but not lead abatement. A lead sampling technician must complete a one-day lead sampling course and apply with fee for a 2-year certification. Sampling technicians must:

- Complete clearance requirements, including collect and send dust-wipe samples to a recognized lab.
- Interpret laboratory results and prepare a clearance report for the contractor and owner.
- Be in possession of a valid, unexpired certification card when conducting regulated work.

Renovation Work Practice Requirements

Renovation work practices are described at DHS 163.14(11). Workers must follow documented methodologies

to protect occupants from lead hazards created during renovations, including:

- Posting warning signs, containing work areas, protecting furnishings and cleaning.
- Prohibitions on using certain dangerous work practices, including: open-flame burning or torching, operating a heat gun over 1100° F, using a chemical paint stripper with methylene chloride, using a high speed machine to remove paint without a HEPA-filtered exhaust system, high-pressure water blasting without HEPA-filtered exhaust control and a water collection system, using an improperly operating HEPA vacuum, and dry sweeping in the work area.
- Proper handling and transporting of waste.
- Final visual inspection and post renovation cleaning verification using prescribed protocol.

Renovation Recordkeeping Requirements

Recordkeeping requirements for renovations are described in detail at DHS 163.13(3). The renovation company must maintain records of its regulated activities for 3 years, including:

- Any paint testing results.
- Copies of signed pamphlet acknowledgements forms or other documentation of delivery.
- Documentation and certification that renovation requirements were followed.
- Individual worker training records.

IV. Federal Overfiling

Section 404(b) of TSCA makes it unlawful for any person to violate, or fail or refuse to comply with, any requirement of an approved state program. Therefore, EPA reserves the right to exercise its enforcement authority under TSCA against a violation of, or a failure or refusal to comply with, any requirement of an authorized state program.

V. Withdrawal of Authorization

Pursuant to section 404(c) of TSCA, the EPA Administrator may withdraw authorization of a state or Indian Tribal renovation, repair and painting program, and/or a lead-based paint pre-renovation education program, after notice and opportunity for corrective action, if the program is not being administered or enforced in compliance with standards, regulations, and other requirements established under the authorization. The procedures EPA will follow for the withdrawal of an authorization are found at 40 CFR 745.324(i).

List of Subjects

Environmental protection, State of Wisconsin, Hazardous substances, Lead, Renovation, Renovation work practice standards, Renovation training, Renovation certification, Renovation notification, Reporting and recordkeeping requirements.

Dated: January 27, 2010.

Walter W. Kovalick, Jr.,

Acting Regional Administrator, Region 5.

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-0832; FRL-8810-5]

Pesticide Products; Registration Applications for a New Active Ingredient Chemical; Demiditraz

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has received applications to register pesticide products containing active ingredients not included in any previously registered pesticide products. Pursuant to the provisions of section 3(c)(4) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA is hereby providing notice of receipt and opportunity to comment on these applications.

DATES: Comments must be received on or before March 11, 2010.

ADDRESSES: Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2009-0832, by one of the following methods:

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

- *Mail:* Office of Pesticide Programs (OPP) Regulatory Public Docket (7502P), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Delivery:* OPP Regulatory Public Docket (7502P), Environmental Protection Agency, Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. Deliveries are only accepted during the Docket Facility's normal hours of operation (8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays). Special arrangements should be made for deliveries of boxed information. The Docket Facility telephone number is (703) 305-5805.

Instructions: Direct your comments to docket ID number EPA-HQ-OPP-2009-0832. 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 [regulations.gov](http://www.regulations.gov) or e-mail. The [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 [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.

Docket: All documents in the docket are listed in the docket index available at <http://www.regulations.gov>. 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, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either in the electronic docket at <http://www.regulations.gov>, or, if only available in hard copy, at the OPP Regulatory Public Docket in Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. The hours of operation of this Docket Facility are from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The Docket Facility telephone number is (703) 305-5805.

FOR FURTHER INFORMATION CONTACT: BeWanda Alexander, Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-7460; e-mail address: alexander.bewanda@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected entities may include, but are not limited to:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. 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. 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](http://www.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 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. Registration Applications

EPA has received applications to register pesticide products containing active ingredients not included in any previously registered pesticide products. Pursuant to the provisions of section 3(c)(4) of FIFRA, EPA is hereby providing notice of receipt and opportunity to comment on these applications. Notice of receipt of these applications does not imply a decision by the Agency on these applications.

1. **File Symbol:** 1007-OL. **Applicant:** Pfizer, Inc., 7000 Portage Rd., KZO 300-403 SW., Kalamazoo, MI 49001. **Product name:** Demiditraz Technical. **Active ingredient:** Insecticide and Demiditraz at 100%. **Proposed classification/Use:** None.

2. **File Symbol:** 1007-OA. **Applicant:** Pfizer, Inc., 7000 Portage Rd., KZO 300-403 SW., Kalamazoo, MI 49001. **Product name:** CA Acaricide. **Active ingredient:** Insecticide and Demiditraz at 17.5%. **Proposed classification/Use:** Spot on treatment for dogs.

List of Subjects

Environmental protection, Pesticides and pest.

Dated: January 28, 2010.

Lois Rossi,

Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 2010-2826 Filed 2-8-10; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-9112-4]

Notice of a Regional Project Waiver of Section 1605 (Buy American) of the American Recovery and Reinvestment Act of 2009 (ARRA) to the Town of Troy, VT

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.