SUMMARY: EPA has authorized its contractor, Primus Solutions, Inc., (Primus) of Greenbelt, MD, to access information which has been submitted to EPA under all sections of the Toxic Substances Control Act (TSCA). Some of the information may be claimed or determined to be Confidential Business Information (CBI).

DATES: Access to the confidential data will occur on or about November 17, 2011.

FOR FURTHER INFORMATION CONTACT: For technical information contact: Pamela Moseley, Information Management Division (7407M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; telephone number: (202) 564–8956; fax number: (202) 564–8955; email address: moseley.pamela@epa.gov.

For general information contact: The TSCA–Hotline, ABVI–Goodwill, 422 South Clinton Ave., Rochester, NY 14620; telephone number: (202) 554–1404; email address: TSCA–Hotline@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this notice apply to me?

This action is directed to the public in general. This action may, however, be of interest to all who manufacture, process, or distribute industrial chemicals. Since other entities may also be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the technical person listed under FOR FURTHER INFORMATION CONTACT.

B. How can I get copies of this document and other related information?

EPA has established a docket for this action under docket identification (ID) number EPA–HQ–OPPT–2003–0004. 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, 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 legal 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.

II. What action is the agency taking?

Under EPA Contract Number EP–W–11–024, Task Order Number 22, contractor Primus of 6303 Ivy Lane, Suite 130, Greenbelt, MD, will assist the Office of Pollution Prevention and Toxics (OPPT) in managing the Confidential Business Information Center (CBIC), which is the centralized point of contact for TSCA CBI records and serves as the repository for these records. Primus will also receive, data enter, copy, track, and distribute records in accordance with the TSCA CBI Protection Manual.

In accordance with 40 CFR 2.306(j), EPA has determined that under EPA Contract Number EP–W–11–024, Task Order Number 22, Primus will require access to CBI submitted to EPA under all sections of TSCA to perform successfully the duties specified under the contract. Primus’ personnel will be given access to information submitted to EPA under all sections of TSCA. Some of the information may be claimed or determined to be CBI.

EPA is issuing this notice to inform all submitters of information under all sections of TSCA that EPA may provide Primus access to these CBI materials on a need-to-know basis only. All access to TSCA CBI under this contract will take place at EPA Headquarters in accordance with EPA’s TSCA CBI Protection Manual.

Access to TSCA data, including CBI, will continue until October 22, 2016. If the contract is extended, this access will also continue for the duration of the extended contract without further notice.

Primus’ personnel will be required to sign nondisclosure agreements and will be briefed on appropriate security procedures before they are permitted access to TSCA CBI.
Supplementary Information:

Throughout this document, whenever “we,” “us,” or “our” is used, we mean EPA.

Today’s notice is simply an announcement of a finding that we have already made. EPA Region IX sent a letter to CARB on November 4, 2011 stating that the MVEBs in the submitted Sacramento PM$_{10}$ Plan for the years of 2008, 2012 and 2022 are adequate. The finding is available at EPA’s conformity Web site: http://www.epa.gov/otaq/stateresources/trafficconf/adequacy.htm. The adequate MVEBs are provided in the following table:

<table>
<thead>
<tr>
<th>SACRAMENTO PM$_{10}$ PLAN MVEBS</th>
</tr>
</thead>
<tbody>
<tr>
<td>[Winter season, tons per day]</td>
</tr>
<tr>
<td>----------------------------------</td>
</tr>
<tr>
<td>Budget year</td>
</tr>
<tr>
<td>-------------</td>
</tr>
<tr>
<td>2008</td>
</tr>
<tr>
<td>2012</td>
</tr>
<tr>
<td>2022</td>
</tr>
</tbody>
</table>

Receipt of the MVEBs in the Sacramento PM$_{10}$ Plan was announced on EPA’s transportation conformity Web site on September 1, 2011. We received no comments in response to the adequacy review posting. The finding is available at EPA’s transportation conformity Web site: http://www.epa.gov/otaq/stateresources/trafficconf/adequacy.htm.

Transportation conformity is required by Clean Air Act section 176(c). EPA’s conformity rule requires that transportation plans, transportation improvement programs, and projects conform to SIPs and establishes the criteria and procedures for determining whether or not they do conform. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which we determine whether a SIP’s MVEBs are adequate for conformity purposes are outlined in 40 CFR 93.118(e)(4) which was promulgated in our August 15, 1997 final rule (62 FR 43780, 43781–43783). We have further described our process for determining the adequacy of submitted SIP budgets in this rule (69 FR 40004, 40038), and we used the information in these resources in making our adequacy determination. Please note that an adequacy review is separate from EPA’s completeness review, and should not be used to prejudge EPA’s ultimate approval action for the SIP. Even if we find a budget adequate, the SIP could later be disapproved.

Authority: 42 U.S.C. 7401 et seq.

Dated: November 4, 2011.

Jared Blumenfeld,
Regional Administrator, Region IX.