

interested parties to coordinate responses.

Dated: April 16, 2015.

**Joseph A. Main,**

*Assistant Secretary of Labor for Mine Safety and Health.*

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 174 and 180

[EPA-HQ-OPP-2015-0032; FRL-9925-79]

#### Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities

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

**ACTION:** Notice of filing of petitions and request for comment.

**SUMMARY:** This document announces the Agency's receipt of several initial filings of pesticide petitions requesting the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities.

**DATES:** Comments must be received on or before May 22, 2015.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number and the pesticide petition number (PP) of interest as shown in the body of this document, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.html>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** Susan Lewis, Registration Division (RD) (7505P), main telephone number: (703) 305-7090; email address: [RDfRNNotices@epa.gov](mailto:RDfRNNotices@epa.gov). The mailing address for each contact person is:

Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001. As part of the mailing address, include the contact person's name, division, and mail code. The division to contact is listed at the end of each pesticide petition summary.

#### 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. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive, but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

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

If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT** for the division listed at the end of the pesticide petition summary of interest.

###### B. What should I consider as I prepare my comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through [www.regulations.gov](http://www.regulations.gov) or email. 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 preparing and submitting your comments, see the commenting tips at <http://www.epa.gov/dockets/comments.html>.

3. *Environmental justice.* EPA seeks to achieve environmental justice, the fair treatment and meaningful involvement

of any group, including minority and/or low-income populations, in the development, implementation, and enforcement of environmental laws, regulations, and policies. To help address potential environmental justice issues, the Agency seeks information on any groups or segments of the population who, as a result of their location, cultural practices, or other factors, may have atypical or disproportionately high and adverse human health impacts or environmental effects from exposure to the pesticides discussed in this document, compared to the general population.

##### II. What action is the agency taking?

EPA is announcing its receipt of several pesticide petitions filed under section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a, requesting the establishment or modification of regulations in 40 CFR part 180 for residues of pesticide chemicals in or on various food commodities. The Agency is taking public comment on the requests before responding to the petitioners. EPA is not proposing any particular action at this time. EPA has determined that the pesticide petitions described in this document contain the data or information prescribed in FFDCA section 408(d)(2), 21 U.S.C. 346a(d)(2); however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the pesticide petitions. After considering the public comments, EPA intends to evaluate whether and what action may be warranted. Additional data may be needed before EPA can make a final determination on these pesticide petitions.

Pursuant to 40 CFR 180.7(f), a summary of each of the petitions that are the subject of this document, prepared by the petitioner, is included in a docket EPA has created for each rulemaking. The docket for each of the petitions is available at <http://www.regulations.gov>.

As specified in FFDCA section 408(d)(3), 21 U.S.C. 346a(d)(3), EPA is publishing notice of the petition so that the public has an opportunity to comment on this request for the establishment or modification of regulations for residues of pesticides in or on food commodities. Further information on the petition may be obtained through the petition summary referenced in this unit.

###### New Tolerance

1. *PP 4F8294.* (EPA-HQ-OPP-2015-0179). Cheminova, Inc., c/o Cheminova A/S, 1600 Wilson Blvd., Suite 700,

Arlington, VA 22209–2510, requests to establish a tolerance in 40 CFR part 180 for residues of the fungicide, flutriafol, in or on hops, dried cones at 20 parts per million (ppm). The GC/MSD is used to measure and evaluate the chemical flutriafol. Contact: RD.

2. *PP 4F8333*. (EPA–HQ–OPP–2015–0180). Syngenta Crop Protection, P.O. Box 18300, Greensboro, NC 27409, requests to establish tolerances in 40 CFR 180.532 for residues of the fungicide cyprodinil in or on nut, tree, group 14–12, except almond, except pistachio, at 0.04 parts per million (ppm). The Syngenta Crop Protection Method AG–631B is used to measure and evaluate the chemical cyprodinil. Contact: RD.

#### *Amended Tolerance Exemption*

*PP 4F8324*. EPA–HQ–OPP–2014–0865. Cupron, Inc., 800 East Leigh St., Richmond, VA 23219, requests to amend an exemption from the requirement of a tolerance in 40 CFR 180.1021 for residues of the antimicrobial, cuprous oxide, in or on meat, milk, poultry, eggs, fish, shellfish, and irrigated crops when embedded in polymer emitter heads used in irrigation systems for agricultural crops or residential food commodities for algicidal or root incursion prevention. The petitioner believes no analytical method is needed because an exemption from the requirement of a tolerance is being sought. Contact: AD.

**Authority:** 21 U.S.C. 346a.

Dated: April 14, 2015.

**Susan Lewis,**

*Director, Registration Division, Office of Pesticide Programs.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Parts 13 and 21

[Docket No. **FWS–R9–MB–2009–0045; FF09M21200–134–FXMB1232099BPP0**]

**RIN 1018–AW75**

#### **Migratory Bird Permits; Abatement Permit Regulations; Correction**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; correction.

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**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), published a proposed rule in the **Federal Register** on April 1, 2015, to propose permit

regulations to govern the use of captive-bred, trained raptors to control or take birds or other wildlife to mitigate damage or other problems, including risks to human health and safety. In that proposed rule, we provided a partially incorrect address for the submission of hard-copy comments and some incorrect information regarding information collection requirements. With this document, we correct these errors.

**DATES:** There are two dates for submissions relevant to the proposed rule that published on April 1, 2015 (80 FR 17374). Electronic comments on this proposed rule via <http://www.regulations.gov> must be submitted by 11:59 p.m. Eastern time on June 30, 2015. Comments submitted by mail must be postmarked no later than June 30, 2015. Comments on the information collection must be submitted by May 22, 2015.

**ADDRESSES:** You may submit comments on the April 1, 2015, proposed rule by one of the following methods:

(1) Electronically: Go to the Federal eRulemaking Portal: <http://www.regulations.gov>. In the Search box, enter FWS–R9–MB–2009–0045, which is the docket number for this rulemaking. You may submit a comment by clicking on “Comment Now!”

(2) By hard copy: Submit by U.S. mail or hand-delivery to: Public Comments Processing, Attn: FWS–R9–MB–2009–0045; Division of Policy, Performance, and Management Programs; U.S. Fish and Wildlife Service, MS: BPHC; 5275 Leesburg Pike; Falls Church, VA 22041–3803.

We will not accept emailed or faxed comments on the proposed rule. We will post all comments on <http://www.regulations.gov>. This generally means that we will post any personal information that you provide. See the Public Comments section of the proposed rule for more information.

Submit comments on the information collection requirements to the Desk Officer for the Department of the Interior at Office of Management and Budget (OMB–OIRA) at (202) 395–5806 (fax) or [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov) (email). Please provide a copy of your comments to the Service Information Collection Clearance Officer, U.S. Fish and Wildlife Service, MS: BPHC, 5275 Leesburg Pike, Falls Church, VA 22041–3803 (mail), or [Hope\\_Grey@fws.gov](mailto:Hope_Grey@fws.gov) (email).

**FOR FURTHER INFORMATION CONTACT:** George Allen at 703–358–1825.

**SUPPLEMENTARY INFORMATION:** In a proposed rule that published in the

**Federal Register** on April 1, 2015, at 80 FR 17374, the **ADDRESSES** section provided some incorrect information for the submission of hard-copy comments. The corrected address appears above in **ADDRESSES**.

In addition, the section of the preamble with the subtitle *Paperwork Reduction Act*, beginning on page 17377, contained several errors. For the convenience of the reader, we are republishing that entire section here.

#### **Paperwork Reduction Act of 1995 (PRA)**

This proposed rule contains new information collection requirements for which Office of Management and Budget approval is required under the PRA (44 U.S.C. 3501 *et seq.*). We may not conduct or sponsor and you are not required to respond to a collection of information unless it displays a currently valid OMB control number.

OMB has reviewed and approved the collections of information for (1) applications for abatement and depredation permits, (2) annual reporting for depredation permits, and (3) reporting of acquisition and disposition of migratory birds. These information collections are covered by existing OMB Control No. 1018–0022, which expires on May 31, 2017. OMB has also approved the recordkeeping and reporting associated with the depredation order for blackbirds, grackles, cowbirds, magpies, and crows and assigned OMB Control Number 1018–0146, which expires December 31, 2017.

We are requesting that OMB assign a new OMB control number for the proposed new requirements below. After we issue final regulations, we will incorporate the burden for the new information collection requirements into OMB Control Number 1018–0022 and discontinue the new number.

- Application—FWS Form 3–200–79. We are revising the application form to reflect the increase in the application fee from \$100 to \$150.

- Abatement permittees must provide each of their subpermittees with a legible copy of their permit and an original signed and dated letter designating the person as a subpermittee for part or all of the authorized activities. (§ 21.32(e)(2)(ii)).

- Subpermittees must report take under a depredation order to the permit holder. (§ 21.32(e)(3)(iii)(A)).

- Permittees must immediately report any unauthorized take of federally protected wildlife, disturbance of bald eagles or golden eagles, or harassment of endangered species. (§ 21.32(e)(3)(iii)(C)).