

including the validity of the methodology and assumptions used;

(iii) Enhance the quality, utility, and clarity of the information to be collected; and

(iv) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submission of responses.

**Burden Statement:** The computer-assisted telephone questionnaire will be administered to mothers previously contacted via mail. Each interview will last approximately 10 minutes, including the time spent eliciting informed consent. A maximum of 1000 mothers will be invited to participate (10,000 total minutes or 167 total hours), we estimate that approximately 700 mothers will respond, resulting in a total time of 7000 minutes, or 117 hours. The data collection will be scheduled over approximately 3 months. There are no direct respondent costs for this data collection. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Dated: December 4, 2002.

**John Vandenberg,**

*Director, Human Studies Division, National Health and Environmental Effects Research Laboratory, Office of Research and Development.*

[FR Doc. 02-32262 Filed 12-20-02; 8:45 am]

BILLING CODE 6560-50-P

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7426-2]

**Clean Air Act Operating Permit Program; Petition for Objection to Wyoming State Operating Permit for the Buckingham Lumber Company, Buffalo, WY**

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

**ACTION:** Notice of final order on petition to object to State of Wyoming operating permit.

**SUMMARY:** This document announces that the EPA Administrator has issued an order in response to a petition to object to a state operating permit issued by the Wyoming Department of Environmental Quality (WDEQ) for the Buckingham Lumber Company's teepee burner, located in Buffalo, Wyoming. Pursuant to section 505(b)(2) of the Clean Air Act (Act), the petitioner may seek judicial review of this petition response in the United States Court of Appeals for the Tenth Circuit. Any petition must be filed within 60 days of the date this document appears in the **Federal Register**, pursuant to section 307(d) of the Act.

**ADDRESSES:** You may review copies of the final order, the petition, and other supporting information at the Environmental Protection Agency, Region 8, 999 18th Street, Suite 300, Denver, Colorado 80201-2466. If you wish to examine these documents, you should make an appointment at least 24 hours before visiting day. The final order is also available electronically at each of the following two addresses: [http://www.epa.gov/region7/programs/artd/air/title5/petitiondb/petitions/buckingham\\_decision2002.pdf](http://www.epa.gov/region7/programs/artd/air/title5/petitiondb/petitions/buckingham_decision2002.pdf), and <http://www.epa.gov/region7/programs/artd/air/title5/petitiondb/petitiondb2002.htm>.

**FOR FURTHER INFORMATION CONTACT:**

Christopher Ajayi, Environmental Engineer, Air and Radiation Section, Office of Partnerships and Regulatory Assistance, Mail Code 8P-AR, U.S. Environmental Protection Agency, Region 8, 999 18th Street, Suite 300, Denver, Colorado 80202-2466, telephone (303) 312-6320, or e-mail at [ajayi.christopher@epa.gov](mailto:ajayi.christopher@epa.gov).

**SUPPLEMENTARY INFORMATION:** The Clean Air Act (Act) affords EPA a 45-day period to review and object to, as appropriate, operating permits proposed by state permitting authorities. Section 505(b)(2) of the Act authorizes any person to petition the EPA Administrator within 60 days after the

expiration of this review period to object to state operating permits if EPA has not done so. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided by the state, unless the petitioner demonstrates that it was impracticable to object during the comment period or that the grounds for the objection or other issue arose after this period.

The Buffalo Committee to Stop Sawmill Burning, ("Committee") submitted a petition to the Administrator on April 24, 2002, requesting that EPA object to the modified Title V operating permit issued for Buckingham Lumber Company's teepee burner in Buffalo, Wyoming. The petition objects to issuance of the proposed permit on the following grounds:

1. The permit fails to assure continuous compliance with opacity limits applicable to teepee burners under Wyoming Chapter 6, section 3(h)(i)(C)(I)(2) of the WAQSR, and 40 CFR 70.6(a)(3)(i)(B).

2. Provisions allowing emissions exceptions during "malfunction," "abnormal conditions," and "breakdown of a process, control or related operating equipment" may be inconsistent with EPA policy, and

3. Claims of "new information" about emissions at the Town of Buffalo show a need for continuous monitoring.

On November 1, 2002, the Administrator issued an order partially granting and partially denying the petition. First, the Administrator granted the petition insofar as it claimed that the Buckingham Lumber Company permit does not provide for adequate opacity monitoring. Therefore, the State of Wyoming is ordered to modify the permit to include monitoring of emissions opacity that is "sufficient to yield reliable data \* \* \* that are representative of the source's compliance with the permit."

Second, the Administrator's order denied the petitioner's claims that permit provisions allowing emissions exceptions during "malfunction," "abnormal conditions," and "breakdown of a process, control or related operating equipment" may be inconsistent with EPA policy. These emissions exception provisions of the permit mirror those promulgated in the State of Wyoming's State Operating Plan ("SIP"); therefore, this claim in the petition is denied. However, since the permitting process under Title V of the Clean Air Act does not allow the Administrator to object to permit provisions that are part of the Wyoming

SIP, the order requires EPA Region 8 to review the SIP itself to determine whether emissions exception provisions are contrary to EPA policy.

Finally, the Administrator's order denies the petition's claim that "new information" about smoke filling the town of Buffalo, Wyoming, and the source's compliance history show a need for continuous monitoring. The petitioner's request is denied because the issue of monitoring has been adequately addressed above, and petitioners failed to demonstrate that any applicable requirement is missing from the permit or that the permit otherwise fails to comply with the requirements of the regulation.

Additional explanation for the Administrator's decision can be found in the order.

**Patricia D. Hull,**

*Acting Regional Administrator, Region 8.*  
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## ENVIRONMENTAL PROTECTION AGENCY

[OPP-2002-0342; FRL-7284-5]

### Imazamox; Notice of Filing a Pesticide Petition to Establish a Tolerance for a Certain Pesticide Chemical in or on Food

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the initial filing of a pesticide petition proposing the establishment of regulations for residues of a certain pesticide chemical in or on various food commodities.

**DATES:** Comments, identified by docket ID number OPP-2002-0342, must be received on or before January 22, 2003.

**ADDRESSES:** Comments may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit I. of the **SUPPLEMENTARY INFORMATION.**

**FOR FURTHER INFORMATION CONTACT:** Shaja R. Brothers, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-3194; e-mail address: [brothers.shaja@epa.gov](mailto:brothers.shaja@epa.gov).

## SUPPLEMENTARY INFORMATION:

### I. General Information

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

You may be affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected categories and 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 the table could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether or not this action might apply to certain entities. If you have questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT.**

#### B. How Can I Get Copies of this Document and Other Related Information?

1. *Docket.* EPA has established an official public docket for this action under docket identification (ID) number OPP-2002-0342. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA. This docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The docket telephone number is (703) 305-5805.

2. *Electronic access.* You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA

Dockets at <http://www.epa.gov/edocket/> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

Certain types of information will not be placed in the EPA Dockets. Information claimed as CBI and other information whose disclosure is restricted by statute, which is not included in the official public docket, will not be available for public viewing in EPA's electronic public docket. EPA's policy is that copyrighted material will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. To the extent feasible, publicly available docket materials will be made available in EPA's electronic public docket. When a document is selected from the index list in EPA Dockets, the system will identify whether the document is available for viewing in EPA's electronic public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B. EPA intends to work towards providing electronic access to all of the publicly available docket materials through EPA's electronic public docket.

For public commenters, it is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing in EPA's electronic public docket as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. When EPA identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in EPA's electronic public docket. The entire printed comment, including the copyrighted material, will be available in the public docket.

Public comments submitted on computer disks that are mailed or delivered to the docket will be transferred to EPA's electronic public docket. Public comments that are mailed or delivered to the docket will be scanned and placed in EPA's electronic public docket. Where practical, physical