

46268–1054. This EUP allows the use of the plant-incorporated protectant *Bacillus thuringiensis* Cry34/35Ab1 proteins and the genetic material necessary for their production (from the insert of plasmid PHP17662) in corn on 624 acres of field corn to conduct insect resistance management, maize agronomic observation, maize breeding and observation nursery, maize demonstration, maize efficacy, maize hybrid production plots, maize regulatory field studies, non-target organism, and herbicide tolerance trials. The program is authorized only in the States of California, Georgia, Hawaii, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, Pennsylvania, South Dakota, Tennessee, Texas, Wisconsin, and the Commonwealth of Puerto Rico. The EUP is effective from June 24, 2003 to May 1, 2004.

29964–EUP–5. Issuance. Pioneer Hi-Bred International, Inc., P.O. Box 552, Johnston, Iowa 50131–0552. This EUP allows the use of the plant-incorporated protectant *Bacillus thuringiensis* Cry34/35Ab1 proteins and the genetic material necessary for their production (from the insert of plasmid PHP17662) in corn on 624 acres of field corn to conduct insect resistance management, maize agronomic observation, maize breeding and observation nursery, maize demonstration, maize efficacy, maize hybrid production plots, maize regulatory field studies, non-target organism, and herbicide tolerance trials. The program is authorized only in the States of California, Georgia, Hawaii, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, Pennsylvania, South Dakota, Tennessee, Texas, Wisconsin, and the Commonwealth of Puerto Rico. The EUP is effective from June 24, 2003 to May 1, 2004.

A tolerance has been established for residues of *Bacillus thuringiensis* Cry34Ab1 and Cry35Ab1 proteins and the genetic material necessary for their production in corn when used as plant-incorporated protectants in the food and feed commodities of field corn, sweet corn, and popcorn.

The **Federal Register** document announcing receipt of these and other Cry34/35Ab1 EUPs (68 FR 12073) (FRL–7286–3) received 42 comments, with 4 of these being received after the comment due date. Thirty commentors were in favor of EPA granting the EUPs. Twelve commentors urged the Agency not to approve them. Commentors included farmers and other private citizens, medium to smaller seed

companies, the American Soybean Association, and the environmental groups Hawaii Genetic Engineering Action Network and Earthjustice.

Commentors in favor of EPA granting the EUPs cited the reduced use of conventional insecticides, insect resistant management benefits, a lack of antibiotic resistance marker proteins in the Cry34/35Ab1 corn products, the need for competition in the marketplace for rootworm resistant corn, and the need to test the products this season. Commentors against EPA's granting of the permits cited that there was no tolerance exemption for Cry34/35Ab1, allergen and toxin concerns, concerns regarding adequate containment, and concerns regarding EPA enforcement.

First, EPA has, in fact, granted a temporary exemption from the requirement of a tolerance for *Bacillus thuringiensis* Cry34Ab1 and Cry35Ab1 proteins and the genetic material necessary for their production in corn, 40 CFR 180.1242 (68 FR 40178) (FRL–7310–1). In doing so, EPA concluded that there was a reasonable certainty that no harm will result from aggregate exposure to the U.S. population, including infants and children, to the Cry34Ab1 and Cry35Ab1 proteins and the genetic material necessary for their production. In addition, although the subject EUPs have a temporary tolerance exemption associated with them and under this condition EPA would not normally require such containment, both Dow and Pioneer's experimental programs require containment consisting of border rows; (distance isolation of 660 ft., or reproductive isolation, or temporal isolation); as well as having seed produced reserved for experimental work or future plantings. Finally, EPA's regional offices currently cooperate with State agencies in the enforcement of plant-incorporated protectant EUPs.

**Authority:** 7 U.S.C. 136c.

#### List of Subjects

Environmental protection,  
Experimental use permits.

Dated: December 19, 2003.

**Janet L. Andersen,**

*Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.*

[FR Doc. 04–208 Filed 1–5–04; 8:45 am]

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## FARM CREDIT ADMINISTRATION

### Sunshine Act Meeting; Farm Credit Administration Board; Regular Meeting

**AGENCY:** Farm Credit Administration.

**SUMMARY:** Notice is hereby given, pursuant to the Government in the Sunshine Act (5 U.S.C. 552b(e)(3)), of the regular meeting of the Farm Credit Administration Board (Board).

**DATE AND TIME:** The regular meeting of the Board will be held at the offices of the Farm Credit Administration in McLean, Virginia, on January 8, 2004, from 9 a.m. until such time as the Board concludes its business.

**FOR FURTHER INFORMATION CONTACT:** Jeanette C. Brinkley, Secretary to the Farm Credit Administration Board, (703) 883–4009, TTY (703) 883–4056.

**ADDRESSES:** Farm Credit Administration, 1501 Farm Credit Drive, McLean, Virginia 22102–5090.

**SUPPLEMENTARY INFORMATION:** This meeting of the Board will be open to the public (limited space available). In order to increase the accessibility to Board meetings, persons requiring assistance should make arrangements in advance. The matters to be considered at the meeting are:

#### Open Session

##### A. Approval of Minutes

—December 11, 2003 (Open and Closed)

##### B. Reports

- Corporate/Non-corporate Report;
- Farm Credit System Bank Board Compensation;
- Financial Audit.

Dated: December 31, 2003.

**Jeanette C. Brinkley,**

*Secretary, Farm Credit Administration Board.*  
[FR Doc. 04–320 Filed 1–2–04; 12:22 pm]

**BILLING CODE 6705–01–U**

## FEDERAL COMMUNICATIONS COMMISSION

[Report No. 2640]

### Petitions for Reconsideration and Clarification of Action in Rulemaking Proceedings

December 23, 2003.

Petitions for Reconsideration and Clarification have been filed in the Commission's rulemaking proceedings listed in this public notice and published pursuant to 47 CFR section 1.429(e). The full text of this document is available for viewing and copying in Room CY–A257, 445 12th Street, SW., Washington, DC or may be purchased