

potential hazards to single-skinned tank barges due to a protrusion from the Illinois Central Railroad Bridge, left descending span at Mile 579.9 of the Upper Mississippi River. No tows with single skin tank barges may transit the left descending span without prior approval from the Captain of the Port, St. Louis, unless the tank barges are surrounded by dry cargo barges. This regulation continues the safety zone established by COTP St. Louis docket No. 93-12, 33 CFR 165.10224, since correction of the hazardous condition is taking more time than expected. This regulation is issued pursuant to 33 U.S.C. 1231 as set out in the authority citation for all of 33 CFR part 165.

#### List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Security measures, Vessels, Waterways.

#### Regulation

In consideration of the foregoing, subpart C of part 165 of title 33, Code of Federal Regulations, is amended as follows:

1. The authority citation for part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 49 CFR 1.46 and 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5

2. A new temporary § 165.T0233 is added to read as follows:

§ 165.T0233 Safety zone: Upper Mississippi River.

(a) *Location.* The following area is a safety zone: Upper Mississippi River between mile 579.4-580.4.

(b) *Effective Date.* This regulation is effective from May 14, 1993 until July 14, 1993, unless sooner terminated by the Captain of the Port.

(c) *Regulations.* Single-skinned tank barges may not transit under the Illinois Central Railroad Bridge left descending span without the prior approval of the Captain of the Port unless the single-skinned tank barges are surrounded by dry cargo barges.

Dated: May 13, 1993.

Scott P. Cooper,

Commander, U.S. Coast Guard, Captain of the Port, St. Louis, Missouri.

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 300

[FRL 4658-3]

#### National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List Update

AGENCY: Environmental Protection Agency.

ACTION: Notice of Deletion of the Suffern Village Wellfield Site from the National Priorities List (NPL).

**SUMMARY:** The Environmental Protection Agency (EPA) Region II announces the deletion of the Suffern Village Wellfield Site from the NPL. The NPL is appendix B of the National Oil and Hazardous Substances Contingency Plan (NCP), which EPA promulgated pursuant to section 105 of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), as amended. EPA and the State of New York have determined that no further cleanup by responsible parties is appropriate under CERCLA. Moreover, EPA and the State have determined that CERCLA activities conducted at the Site to date have been protective of public health, welfare, and the environment.

**EFFECTIVE DATE:** May 28, 1993.

**ADDRESSES:** For further information contact: Mr. Richard Kaplan, Remedial Project Manager, U.S. Environmental Protection Agency, Region II, 26 Federal Plaza, room 2930, New York, New York 10278, (212) 264-3819.

**SUPPLEMENTARY INFORMATION:** The Site to be deleted from the NPL is: Suffern Village Wellfield Site, Suffern, New York. The closing date for comments on the Notice of Intent to Delete (57 FR 44545, 09/28/92) was October 30, 1992. EPA did not receive any comments on the proposed deletion.

Based upon a review of monitoring and other data for the Site, EPA in consultation with the State of New York has determined that the Site does not pose a significant risk to human health or the environment. Furthermore, the granular activated carbon adsorption unit and the manganese filtration unit which the Village of Suffern installed in its existing water treatment system in 1990, has reduced levels of contamination in the treated water entering the public water supply distribution system to below State drinking water limits. The Site shall continue to be monitored by the New York State Department of Environmental Conservation (NYSDEC)

in accordance with the Long-Term Monitoring Plan dated October 9, 1991 with which EPA concurs.

Future reviews of monitoring data will be conducted in conjunction with NYSDEC, at a minimum of every five years, or until such time when no hazardous substances, pollutants or contaminants remain at the Site above levels that allow for unrestricted use and unlimited exposure.

EPA identifies sites which appear to present a significant risk to public health, welfare, or the environment, and it maintains the NPL as the list of those sites. Sites on the NPL may be the subject of Fund-financed remedial actions. Any site deleted from the NPL remains eligible for Fund-financed remedial actions in the unlikely event that conditions at the site warrant such action. Section 300.425(3) of the NCP states that Fund-financed actions may be taken at sites deleted from the NPL. Deletion of a site from the NPL does not affect responsible party liability or impede EPA efforts to recover costs associated with response efforts.

#### List of Subjects in 40 CFR Part 300

Air pollution control, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

#### PART 300—[AMENDED]

1. The authority citation for part 300 continues to read as follows:

Authority: 42 U.S.C. 9601-9657; 33 U.S.C. 1321(c)(2); E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp., p. 193.

#### Appendix B—[Amended]

2. Table 1 of appendix B to part 300 is amended by removing the Site "Suffern Village Wellfield, Village of Suffern, New York" and by revising the total number of sites from 1079 to read 1078.

Dated: March 23, 1993.

William J. Muszynski,

Acting Regional Administrator.

[FR Doc. 93-12644 Filed 5-27-93; 8:45 am]

BILLING CODE 6640-50-M

#### 40 CFR Parts 766 and 799

[OPPTS-40025; FRL-4187-3]

#### Technical Amendments to Test Rules and Consent Orders

AGENCY: Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** Pursuant to 40 CFR 790.55 and 790.68, EPA has approved by letter certain modifications to test standards and schedules for chemical testing programs under section 4 of the Toxic Substances Control Act (TSCA). These modifications, requested by test sponsors, will be incorporated and codified in the respective test regulation or consent order. Because these modifications do not significantly alter the scope of a test or significantly change the schedule for its completion, EPA approved these requests without seeking notice and comment. EPA will annually publish a notice describing all of the modifications granted by letter for the previous year.

**EFFECTIVE DATE:** This rule is effective on May 28, 1993.

**FOR FURTHER INFORMATION CONTACT:** Susan B. Hazen, Director, Environmental Assistance Division (TS-799), Office of Pollution Prevention and Toxics, rm. E-543B, 401 M St., SW., Washington, DC 20460. (202) 554-1404, TDD (202) 554-0551.

**SUPPLEMENTARY INFORMATION:** EPA issued an interim final rule published in the Federal Register of September 1, 1989 (54 FR 36311), amending procedures for modifying test standards and schedules for test rules and testing consent orders under section 4 of TSCA. The amended procedures allow EPA to approve requested modifications which do not alter the scope of a test or significantly change the schedule for its completion. These modifications are approved by letter without public comment. The rule also requires immediate placement of these letters in

EPA's public files and publication of these modifications in the Federal Register. This document includes modifications approved from January 1, 1992, through December 31, 1992. For a detailed description of the rationale for these modifications, refer to the submitters' letters and EPA's responses in the public record for this rulemaking.

**I. Discussion of Modifications**

Each chemical discussed in this rule is identified by a specific CAS number and docket number. Copies of correspondence relating to specific chemical modifications may be found in docket number (OPPTS-40025) or the chemical-specific docket established for this rule. The following table lists all chemical-specific modifications approved from January 1, 1992, through December 31, 1992.

**Modifications to Test Standards and Consent Orders January 1, 1992 Through December 31, 1992**

Chemical/CAS No.	40 CFR Cite	Test	Modifications	Docket No.
<b>Final Rule Chemicals:</b>				
tetrabromobisphenol-A (79-94-7) .....	766.35	Analytical testing .....	5	40025/83002M
decabromodiphenyl oxide (1163-19-5) .....	766.35	Analytical testing .....	5	40025/83002M
allyl ether of tetrabromobisphenol-A (25327-89-3) .....	766.35	Analytical testing .....	5	40025/83002M
pentabromodiphenyl oxide (32534-81-9) .....	766.35	Analytical testing .....	5	40025/83002M
octabromodiphenyl oxide (32536-52-0) .....	766.35	Analytical testing .....	5	40025/83002M
1,2-bis(tribromophenoxy)ethane (37853-59-1) .....	766.35	Analytical testing .....	5	40025/83002M
tributyl phosphate (126-73-8) .....	799.4360	oral/dermal pharmacokinetics, oncogenicity testing .....	5,9	40025/42100E
unsubstituted phenylenediamines (95-54-5; 106-50-3) .....	799.3300	invertebrate life-cycle flow-through toxicity test in <i>Daphnia magna</i> with o-pda and p-pda .....	5	40025/42008J
<b>Fluoroalkenes:</b>				
vinyl fluoride (75-02-5) .....	799.1700	oncogenicity testing (mice & rats) .....	5	40025/42002O
<b>Consent Order:</b>				
4-nonylphenol (84852-15-3) .....	799.5000	midge bioassay test .....	5	40025/42104E
1,1,1-trichloroethane (71-55-6) .....	799.5000	developmental neurotoxicity .....	5	40025/42059G

**Modifications**

1. Modify sampling schedule.
2. Change to test substance (form/purity).
3. Change in non-critical test procedure or condition.
4. Add satellite group for further testing.
5. Extend test or protocol deadline, delete test initiation date.
6. Clarify and/or add specific guideline requirement.
7. Alternate specific guideline requirement approved for certain test(s).
8. CAS No. correction.
9. Test standard amendment

**II. Public Record**

EPA has established a public record for this rulemaking (docket number OPPTS-40025). The record includes the information considered by EPA in evaluating the requested modifications.

The record is available for inspection from 8 a.m. to noon and 1:00 p.m. to 4 p.m., Monday through Friday, except legal holidays, in Rm. G-004, NE Mall, 401 M St., SW., Washington, DC 20460.

**III. Other Regulatory Requirements**

**A. Executive Order 12291**

Under Executive Order 12291, EPA must judge whether a rule is "major" and therefore subject to the requirement of a Regulatory Impact Analysis. This rule, listing modifications of test standards and schedules for tests required under test rules and testing consent agreements under the authority of section 4 of TSCA, is not major because it does not meet any of the criteria set forth in section 1(b) of the Order.

This rule was submitted to the Office of Management and Budget (OMB) for review as required by Executive Order 12291. Any written comments from OMB to EPA, and any EPA response to those comments, are included in the rulemaking record.

**B. Regulatory Flexibility Act**

Under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.), EPA is certifying that this rule will not have a significant impact on a substantial number of small businesses because the modifications listed in this rule have been made to expedite the development of test data and to reduce certain paperwork burdens associated with current regulations.

**C. Paperwork Reduction Act**

The information collection requirements associated with this rule have been approved by OMB under the provisions of the Paperwork Reduction Act, 44 U.S.C. 3501 et seq. and have been assigned OMB control number 2070-0033.

EPA has determined that this rule does not change existing recordkeeping or reporting requirements nor does it impose any additional recordkeeping or reporting requirements on the public.

Send comments regarding this rule to Chief, Information Policy Branch, PM-223, U.S. Environmental Protection Agency, 401 M St., SW., Washington, DC 20460; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

**List of Subjects in 40 CFR Parts 766 and 799**

Chemicals, Chemical export, Environmental protection, Hazardous substances, Recordkeeping and reporting requirements, Testing.

Dated: April 20, 1993.

Mark A. Greenwood,  
Director, Office of Pollution Prevention and Toxics.

Therefore, 40 CFR parts 766 and 799 are amended as follows:

**PART 766—[AMENDED]**

**1. In part 766:**

a. The authority citation for part 766 continues to read as follows:  
Authority: 15 U.S.C. 2603 and 2607.

b. In § 766.35 by correcting paragraph (a)(2)(ii)(A) and by revising the following entries in the table to paragraph (b)(4)(i) and paragraph (f) to read as follows:

**§ 766.35 Reporting requirements.**

(a) \* \* \*

(2) \* \* \*

(ii) \* \* \*

(A) Except as noted for the submitter and substance specified in the following table, protocols for testing must be submitted 12 months after manufacture or importation begins for chlorinated chemical substances.

CAS No.	Submitter	Chemical	Due Date
118-75-2	Rhone Poulenc	2,3,5,6-Tetrachloro-2,5-cyclohexadiene-1,4-dione	June 19, 1992

(b) \* \* \*  
(4) \* \* \*  
(i) \* \* \*

CAS No.	Submitter	Chemical	Due Date
79-94-7	Ethyl Ameribrom	tetrabromobisphenol-A	Aug. 10, 1992
79-94-7	Ameribrom	tetrabromobisphenol-A	Aug. 10, 1992
1163-19-5	Ameribrom	decabromodiphenyloxide	Nov. 12, 1992
25327-89-3	Great Lakes	Allyl Ether of Tetrabromobisphenol-A	Aug. 10, 1992
32534-81-0	Great Lakes	pentabromodiphenyloxide	Feb. 8, 1993
32534-81-0	Ameribrom	pentabromodiphenyloxide	Feb. 8, 1993
32536-52-0	Ameribrom	octobromodiphenyloxide	Dec. 28, 1992
37853-59-1	Great Lakes	1,2-bis(tribromophenoxy)ethane	Nov. 27, 1992

(f) Effective Date. (1) The effective date of this final rule is July 6, 1987,

except for paragraphs (a)(2)(i)(B), (a)(2)(ii)(A) and (b)(4)(i) of this section.

(2) The effective date for paragraph (a)(2)(i)(B) is May 21, 1991. The effective date for paragraph (a)(2)(ii)(A) is June 12, 1992. The effective date of paragraph (b)(4)(i) is May 28, 1993.

(3) The guidelines and other test methods cited in this rule are referenced as they exist on the effective date of the final rule.

**PART 799—[AMENDED]**

**2. In part 799:**

a. The authority citation for part 799 continues to read as follows:  
Authority: 15 U.S.C. 2603, 2611, 2625.

b. In § 799.4360 by revising paragraphs (c)(6)(i)(A), (c)(8)(ii)(A) and (f), and by adding paragraph (c)(6)(i)(B)(3) to read as follows:

**§ 799.4360 Tributyl Phosphate.**

- (c) \* \* \*
- (6) \* \* \*
- (i) \* \* \*

(A) An oncogenicity test shall be conducted with TBP in accordance with § 798.3300 of this chapter except for the provisions of paragraphs (b)(1)(i), (b)(6)(i) and (b)(9), of § 798.3300.

**(B) \* \* \***

(3) *Clinical examinations.* At 12 months, 18 months and during month 24, a blood smear shall be obtained from all animals. A differential blood count shall be performed on blood smears from those animals in the highest dosage group and the controls. If these data, or data from the pathological examination indicate a need, then the 12- and 18-month blood smears from other dose levels shall also be examined. Differential blood counts shall be performed for the next lower group(s) if there is a major discrepancy between the highest group and the controls. If clinical observations suggest a deterioration in health of the animals during the study, a differential blood count of the affected animals shall be performed.

- (8) \* \* \*
- (ii) \* \* \*

(A) The pharmacokinetics test required in paragraph (c)(8)(i) of this section shall be completed and the final report submitted to EPA by December 26, 1992.

(f) *Effective date.* (1) The effective date of this final rule is September 27, 1989, except for paragraphs (c)(2)(ii)(A), (c)(3)(ii)(A), (c)(6)(i)(A), (c)(6)(i)(B)(3), (c)(8)(i), (c)(8)(ii)(A), (d)(5)(ii)(A), (d)(6)(ii)(A), (e)(1)(ii), (e)(2)(ii)(A), and (e)(3)(ii) of this section. The effective date for paragraphs (c)(2)(ii)(A),

(c)(3)(ii)(A), (c)(8)(i), (e)(1)(ii), (e)(2)(ii)(A), and (e)(3)(ii) of this section is May 21, 1991. The effective date for (c)(8)(ii)(A), (d)(5)(ii)(A), and (d)(6)(ii)(A) of this section is June 12, 1992. The effective date for (c)(6)(i)(A), (c)(6)(i)(B)(3), and (c)(8)(ii)(A) is May 28, 1993.

(2) The guidelines and other test methods cited in this rule are referenced as they exist on the effective date of the final rule.

c. In § 799.1700 by revising paragraphs (c)(4)(ii)(A) and (d) to read as follows:

**§ 799.1700 Fluoroalkenes.**

- (c) \* \* \*
- (4) \* \* \*
- (ii) \* \* \*

(A) The oncogenicity testing for VDF shall be completed and the final results submitted to the Agency by March 23, 1992. The oncogenicity testing for VF shall be completed and the final results submitted to the Agency by July 22, 1992. For TFE and HFP, the oncogenicity testing shall be completed and the final results submitted to the Agency within 56 months after the date of EPA's notification of the test sponsor by certified letter or Federal Register notice that testing shall be initiated.

(d) *Effective date.* (1) The effective date of the final rule is July 22, 1987, except for paragraphs (c)(1)(i)(C)(1), (c)(1)(ii)(A), (c)(4)(i) and (c)(4)(ii)(A) of this section. The effective date of paragraphs (c)(1)(i)(C)(1) and (c)(1)(ii)(A) of this section is May 21, 1990. The effective date of paragraphs (c)(4)(i)(A)(1), (c)(4)(i)(A)(2)(i), (c)(4)(i)(B) and (c)(4)(i)(D) of this section is May 21, 1991. The effective date for paragraphs (c)(4)(i)(A)(2)(ii) and (c)(4)(i)(C) of this section is June 12, 1992. The effective date of paragraph (c)(4)(ii)(A) of this section is May 28, 1993.

(2) The guidelines and other test methods cited in this rule are referenced as they exist on the effective date of the final rule.

d. In § 799.3300 by revising paragraphs (e)(2)(ii)(B) and (f) to read as follows:

**§ 799.3300 Unsubstituted phenylenediamines.**

- (e) \* \* \*
- (2) \* \* \*
- (ii) \* \* \*

(B) The invertebrate life-cycle flow-through toxicity test shall be completed

and the final report submitted to EPA no later than January 15, 1993.

(f) *Effective dates.* The effective date of this final rule is January 16, 1990, except for paragraphs (c)(1)(i)(B), (c)(1)(ii)(A), (c)(1)(ii)(C), (c)(1)(ii)(F), (c)(3)(ii)(A), (e)(1)(ii), (e)(2)(ii)(A), and (e)(2)(ii)(B) of this section. The effective date for paragraphs (c)(1)(i)(B), (c)(1)(ii)(C), and (c)(1)(ii)(F) of this section is May 21, 1990. The effective date for paragraphs (c)(1)(ii)(A), (c)(3)(ii)(A), and (e)(1)(ii), of this section is May 21, 1991. The effective date for paragraph (e)(2)(ii)(A) is June 12, 1992. The effective date for paragraph (e)(2)(ii)(B) is May 28, 1993.

(2) The guidelines and other test methods cited in this rule are referenced as they exist on the effective date of the final rule.

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**FEDERAL EMERGENCY  
MANAGEMENT AGENCY**

**44 CFR Part 64**

[Docket No. FEMA-7574]

**Suspension of Community Eligibility**

AGENCY: Federal Insurance Administration, FEMA.

ACTION: Final rule.

**SUMMARY:** This rule identifies communities, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are suspended on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If FEMA receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will be withdrawn by publication in the Federal Register.

**EFFECTIVE DATES:** As shown in the third column of the tables below.

**ADDRESSES:** If you wish to determine whether a particular community was suspended on the suspension date, contact the appropriate FEMA Regional Office or the NFIP servicing contractor.

**FOR FURTHER INFORMATION CONTACT:** James Ross Mackay, Acting Assistant Administrator, Office of Loss Reduction, Federal Insurance Administration, 500 C Street, SW., room 417, Washington, DC 20472, (202) 646-2717.