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## **ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Parts 152, 153, 155, 156, 160, 165, 168, 170, and 172**

**[EPA-HQ-OPP-2016-0227; FRL-9945-77]**

**RIN 2070-AK13**

### **Notification of Submission to the Secretary of Agriculture; Pesticides; Removal of Obsolete Information**

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

**ACTION:** Notification of submission to the Secretary of Agriculture.

**SUMMARY:** This document notifies the public as required by the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) that the EPA Administrator has forwarded to the Secretary of the United States Department of Agriculture (USDA) a draft regulatory document concerning removal of obsolete information. The draft regulatory document is not available to the public until after it has been signed and made available by EPA.

**DATES:** See Unit I. under **SUPPLEMENTARY INFORMATION**.

**ADDRESSES:** The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2016-0227 is available at <http://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Docket (OPP Docket) in the Environmental Protection Agency Docket Center (EPA/DC), West William Jefferson Clinton Bldg., Rm. 3334, 1301 Constitution Ave., NW., Washington, DC 20460-0001. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OPP Docket is (703) 305-5805. Please review the visitor

instructions and additional information about the docket available at

*<http://www.epa.gov/dockets>*.

**FOR FURTHER INFORMATION CONTACT:** Kathryn Boyle, Field and External Affairs Division (7506P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington DC 20460-0001; telephone number: (703) 305-6304; email address: *boyle.kathryn@epa.gov*.

**SUPPLEMENTARY INFORMATION:**

**I. What Action is EPA Taking?**

Section 25(a)(2)(B) of FIFRA requires the EPA Administrator to provide the Secretary of USDA with a copy of any draft final rule at least 30 days before signing it in final form for publication in the **Federal Register**. The draft final rule is not available to the public until after it has been signed by EPA. If the Secretary of USDA comments in writing regarding the draft final rule within 15 days after receiving it, the EPA Administrator shall include the comments of the Secretary of USDA, if requested by the Secretary of USDA, and the EPA Administrator's response to those comments with the final rule that publishes in the **Federal Register**. If the Secretary of USDA does not comment in writing within 15 days after receiving the draft final rule, the EPA Administrator may sign the final rule for publication in the **Federal Register** any time after the 15-day period.

**II. Do Any Statutory and Executive Order Reviews Apply to this Notification?**

No. This document is merely a notification of submission to the Secretary of USDA. As such, none of the regulatory assessment requirements apply to this document.

**List of Subjects in 40 CFR Part 152**

Environmental protection, Administrative practice and procedure, Pesticides and pests, Reporting and recordkeeping requirements.

**List of Subjects in 40 CFR Part 153**

Environmental protection, Pesticides and pests, Reporting and recordkeeping requirements.

**List of Subjects in 40 CFR Part 155**

Environmental protection, Administrative practice and procedure, Confidential business information, Pesticides and pests, Reporting and recordkeeping requirements.

**List of Subjects in 40 CFR Part 156**

Environmental protection, Labeling, Occupational safety and health, Pesticides and pests, Reporting and recordkeeping requirements.

**List of Subjects in 40 CFR Part 160**

Environmental protection, Laboratories, Pesticides and pests, Reporting and recordkeeping requirements.

**List of Subjects in 40 CFR Part 165**

Environmental protection, Packaging and containers, Pesticides and pests.

**List of Subjects in 40 CFR Part 168**

Environmental protection, Administrative practice and procedure, Advertising, Exports, Labeling, Pesticides and pests, Reporting and recordkeeping requirements.

**List of Subjects in 40 CFR Part 170**

Environmental protection, Agricultural worker, Employer, Farms, Forests, Greenhouses, Nurseries, Pesticide handler, Pesticides, Worker protection standard.

**List of Subjects in 40 CFR Part 172**

Environmental protection, Intergovernmental relations, Labeling, Pesticides and pests, Reporting and recordkeeping requirements, Research.

Dated: November 28, 2016.

Richard P. Keigwin, Jr.,

*Director, Office of Pesticide Programs.*

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