

Title: TSCA Section 402 and Section 404 Training and Certification, Accreditation and Standards for Lead-Based Paint Activities and Renovation, Repair, and Painting.

ICR numbers: EPA ICR No. 1715.13, OMB Control No. 2070-0155.

ICR status: This ICR is currently scheduled to expire on October 31, 2011. An Agency may not conduct or sponsor, and a person is not required to respond to, a collection of information, unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations in title 40 of the Code of Federal Regulations (CFR), after appearing in the **Federal Register** when approved, are listed in 40 CFR part 9, are displayed either by publication in the **Federal Register** or by other appropriate means, such as on the related collection instrument or form, if applicable. The display of OMB control numbers for certain EPA regulations is consolidated in 40 CFR part 9.

Abstract: This information collection request (ICR) combines information collection activities defined in existing ICRs 1715.09 (ICR for lead-based paint activities), 1715.10 (ICR addendum for the 2008 Renovation, Repair and Painting final rule), and 1715.12 (ICR for the 2010 Renovation, Repair and Painting opt-out and recordkeeping final rule) covering the reporting and recordkeeping requirements for individuals or firms conducting lead-based paint activities or renovation in or on houses, apartments, or child-occupied facilities built before 1978, under the authority of sections 402 and 404 of the Toxic Substances Control Act (TSCA) (15 U.S.C. 2682, 2684).

Sections 402(a) and 402(c)(3) of TSCA require EPA to develop and administer a training and certification program as well as work practice standards for persons who perform lead-based paint activities and/or renovations. The current regulations in 40 CFR part 745, subpart E, cover work practice standards, recordkeeping and reporting requirements, individual and firm certification, and enforcement for renovations done in target housing or child-occupied facilities. The current regulations in 40 CFR part 745, subpart L, cover inspections, lead hazard screens, risk assessments, and abatement activities (referred to as "lead-based paint activities") done in target housing and child-occupied facilities. The current regulations in 40 CFR part 745, subpart Q, establish the requirements that State or Tribal programs must meet for authorization to administer the standards, regulations, or other requirements established under

TSCA section 402. Section 401 of TSCA defines target housing as any housing constructed before 1978 except housing for the elderly or disabled or 0-bedroom dwellings.

Sections 402(a) and 402(c)(3) of TSCA require reporting and/or recordkeeping from four entities: Firms engaged in lead-based paint activities or renovations in target housing and child-occupied facilities; individuals who perform lead-based paint activities in target housing and child-occupied facilities; training providers; and States/territories/Tribes/Alaskan native villages. This information collection applies to the reporting and recordkeeping requirements outlined in this *Abstract* section.

Responses to the collection of information are mandatory (*see* 40 CFR part 745). Respondents may claim all or part of a document confidential. EPA will disclose information that is covered by a claim of confidentiality only to the extent permitted by, and in accordance with, the procedures in TSCA section 14 and 40 CFR part 2.

Burden statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to range between 0.8 and 9.9 hours per response, depending upon the category of the respondent. 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 which have subsequently changed; 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.

The ICR provides a detailed explanation of this estimate, which is only briefly summarized here:

Estimated total number of potential respondents: 367,815.

Frequency of response: Annual.
Estimated total average number of responses for each respondent: Varies.

Estimated total annual burden hours: 3,312,524 hours.

Estimated total annual costs: \$149,223,301. This includes an estimated burden cost of \$149,223,301 and an estimated cost of \$0 for capital

investment or maintenance and operational costs.

IV. Are there changes in the estimates from the last approval?

There is a decrease of 497,229 hours in the total estimated respondent burden compared with that identified in the ICR currently approved by OMB. This decrease reflects: EPA's revisions to the estimated number of respondents based on the number of respondents reporting to the Agency under the prior information collection, EPA's revisions to per-activity burden estimates to simplify some assumptions and to make estimation methods consistent, and characterization as Agency burden; some burden elements that had previously been described as respondent burden. See the supporting statement for details about revisions to burden estimates. This change is an adjustment.

V. What is the next step in the process for this ICR?

EPA will consider the comments received and amend the ICR as appropriate. The final ICR package will then be submitted to OMB for review and approval pursuant to 5 CFR 1320.12. EPA will issue another **Federal Register** notice pursuant to 5 CFR 1320.5(a)(1)(iv) to announce the submission of the ICR to OMB and the opportunity to submit additional comments to OMB. If you have any questions about this ICR or the approval process, please contact the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

List of Subjects

Environmental protection, Reporting and recordkeeping requirements.

Dated: January 19, 2011.

Stephen A. Owens,

Assistant Administrator, Office of Chemical Safety and Pollution Prevention.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-9254-5]

Science Advisory Board Staff Office; Notification of a Public Teleconference of the Science Advisory Board Nutrient Criteria Review Panel

Correction

In notice document 2011-1014 beginning on page 3133 in the issue of Wednesday, January 19, 2011, make the following corrections:

1. On page 3133, in the third column, in lines 25 through 28, "http://yosemite.epa.gov/sab/sabproduct.nsf/fedrgrstr_activites/FL%20Estuaries%20TSD?OpenDocument" should read "http://yosemite.epa.gov/sab/sabproduct.nsf/fedrgrstr_activites/FL%20Estuaries%20TSD?OpenDocument."

2. On the same page, in the same column, in lines 45 through 47, "http://yosemite.epa.gov/sab/sabproduct.nsf/fedrgrstr_activites/FL%20Estuaries%20TSD?OpenDocument" should read "http://yosemite.epa.gov/sab/sabproduct.nsf/fedrgrstr_activites/FL%20Estuaries%20TSD?OpenDocument".

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-9258-1]

Science Advisory Board Staff Office; Notification of a Public Teleconference of the Science Advisory Board Lead Review Panel

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The EPA Science Advisory Board (SAB) Staff Office announces a public teleconference of the SAB Lead Review Panel to discuss its draft advisory report concerning two EPA documents entitled *Approach for Developing Lead Dust Hazard Standards for Residences* (November 2010 Draft) and *Approach for Developing Lead Dust Hazard Standards for Public and Commercial Buildings* (November 2010 Draft).

DATES: The SAB Lead Review Panel will conduct a public teleconference on February 22, 2011. The teleconference will begin at 1 p.m. and end at 5 p.m. (Eastern Time).

ADDRESSES: The teleconference will be conducted by telephone only.

FOR FURTHER INFORMATION CONTACT: Any member of the public wishing to obtain general information concerning the public teleconference may contact Mr. Aaron Yeow, Designated Federal Officer (DFO), via telephone at (202) 564-2050 or e-mail at yeow.aaron@epa.gov. General information concerning the EPA Science Advisory Board can be found on the EPA Web site at <http://www.epa.gov/sab>.

SUPPLEMENTARY INFORMATION: Pursuant to the Federal Advisory Committee Act, 5 U.S.C., App. 2 (FACA), notice is

hereby given that the SAB Lead Review Panel will hold a public teleconference to discuss its draft advisory report concerning two EPA documents entitled *Approach for Developing Lead Dust Hazard Standards for Residences* (November 2010 Draft) and *Approach for Developing Lead Dust Hazard Standards for Public and Commercial Buildings* (November 2010 Draft). The SAB was established pursuant to 42 U.S.C. 4365 to provide independent scientific and technical advice to the Administrator on the technical basis for Agency positions and regulations. The SAB is a Federal Advisory Committee chartered under FACA. The SAB will comply with the provisions of FACA and all appropriate SAB Staff Office procedural policies.

Background: Human exposure to lead may cause a variety of adverse health effects, particularly in children. EPA's Office of Pollution Prevention and Toxics (OPPT) regulates toxic substances, such as lead, through the Toxic Substances Control Act (TSCA). In 2001, EPA established standards for lead-based paint hazards, which include lead in residential dust. OPPT is considering possible revision of the residential lead-based paint dust hazard standards and the development of lead-based paint dust hazard standards for public and commercial buildings. As part of this effort, OPPT has developed two draft documents, *Approach for Developing Lead Dust Hazard Standards for Residences* (November 2010 Draft) and *Approach for Developing Lead Dust Hazard Standards for Public and Commercial Buildings* (November 2010 Draft). OPPT sought consultative advice from the SAB Lead Review Panel on early drafts of the documents on July 6-7, 2010 [Federal Register Notice dated June 3, 2010 (75 FR 31433-31434)]. EPA has considered the advice provided by individual members of the SAB Lead Review Panel in developing the two documents and sought SAB peer review on December 6-7, 2010 [see Federal Register Notice dated November 10, 2010 (75 FR 69069)]. Materials from the December 6-7, 2010 meeting are posted on the SAB Web site at <http://yosemite.epa.gov/sab/SABPRODUCT.NSF/MeetingCal/D64DDC861587DB14852577910051BAD1?OpenDocument>.

The purpose of the upcoming teleconference is for the SAB Lead Review Panel to discuss its draft advisory report. The Panel's draft advisory report will be submitted to the chartered SAB for consideration and approval. A meeting agenda and the draft SAB review report will be posted

at the above noted SAB Web site prior to the meeting.

Availability of Meeting Materials: Agendas and materials in support of the teleconference will be placed on the SAB Web site at <http://www.epa.gov/sab> in advance of the teleconference. For technical questions and information concerning EPA's draft document, please contact Dr. Jennifer Seed at (202) 564-7634, or seed.jennifer@epa.gov.

Procedures for Providing Public Input: Public comment for consideration by EPA's federal advisory committees and panels has a different purpose from public comment provided to EPA program offices. Therefore, the process for submitting comments to a federal advisory committee is different from the process used to submit comments to an EPA program office.

Federal advisory committees and panels, including scientific advisory committees, provide independent advice to EPA. Members of the public can submit comments for a federal advisory committee to consider as it develops advice for EPA. They should send their comments directly to the Designated Federal Officer for the relevant advisory committee. **Oral Statements:** In general, individuals or groups requesting an oral presentation at a public teleconference will be limited to three minutes per speaker, with no more than a total of 30 minutes for all speakers. Each person making an oral statement should consider providing written comments as well as their oral statement so that the points presented orally can be expanded upon in writing. Interested parties should contact Mr. Aaron Yeow, DFO, in writing (preferably via e-mail) at the contact information noted above by February 15, 2011 to be placed on the list of public speakers. **Written Statements:** Written statements should be supplied to the DFO via email at the contact information noted above by February 15, 2011 so that the information may be made available to the Panel members for their consideration. Written statements should be supplied in one of the following electronic formats: Adobe Acrobat PDF, MS Word, MS PowerPoint, or Rich Text files in IBM-PC/Windows 98/2000/XP format. Submitters are requested to provide versions of signed documents, submitted with and without signatures, because the SAB Staff Office does not publish documents with signatures on its Web sites.

Accessibility: For information on access or services for individuals with disabilities, please contact Mr. Aaron Yeow at (202) 564-2050 or