

*E. Executive Order 12898*

Pursuant to Executive Order 12898 (59 FR 7629, February 16 1994), entitled *Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations*, the Agency has considered environmental justice related issues with regard to the potential impacts of this action on environmental and health conditions in low-income and minority populations. By adding a DINP category to the list of toxic chemicals subject to reporting under section 313 of EPCRA, EPA would be providing communities across the United States (including low-income populations and minority populations) with access to data that may assist them in lowering exposures and consequently reducing chemical risks for themselves and their children. This information can also be used by government agencies and others to identify potential problems, set priorities, and take appropriate steps to reduce any potential risks to human health and the environment. Therefore, the informational benefits of the proposed rule will have a positive impact on the human health and environmental impacts of minority populations, low-income populations, and children.

*F. Executive Order 13045*

Pursuant to Executive Order 13045, entitled *Protection of Children from Environmental Health Risks and Safety Risks* (62 FR 19885, April 23, 1997), if an action is economically significant

under Executive Order 12866, the Agency must, to the extent permitted by law and consistent with the Agency's mission, identify and assess the environmental health risks and safety risks that may disproportionately affect children. Since this action would not be economically significant under Executive Order 12866, this action is not subject to Executive Order 13045.

*G. National Technology Transfer and Advancement Act*

Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (NTTAA) (15 U.S.C. 272 note) directs EPA to use voluntary consensus standards in its regulatory activities unless doing so would be inconsistent with applicable law or impractical. Voluntary consensus standards are technical standards (e.g., materials specifications, test methods, and sampling procedures) that are developed or adopted by voluntary consensus standards bodies. The NTTAA directs EPA to provide Congress, through OMB, explanations when the Agency decides not to use available and applicable voluntary consensus standards. This action does not involve technical standards, nor did EPA consider the use of any voluntary consensus standards. In general, EPCRA does not prescribe technical standards to be used for threshold determinations or completion of EPCRA section 313 reports. EPCRA section 313(g)(2) states that "In order to provide the information required under this section,

the owner or operator of a facility may use readily available data (including monitoring data) collected pursuant to other provisions of law, or, where such data are not readily available, reasonable estimates of the amounts involved. Nothing in this section requires the monitoring or measurement of the quantities, concentration, or frequency of any toxic chemical released into the environment beyond that monitoring and measurement required under other provisions of law or regulation."

**List of Subjects in 40 CFR Part 372**

Environmental protection, Chemicals, Community right-to-know, Hazardous substances, Intergovernmental relations, Reporting and recordkeeping requirements, Superfund, Toxic chemicals.

Dated: August 25, 2000.

**Elaine G. Stanley,**

*Director, Office of Information Analysis and Access.*

Therefore, it is proposed that 40 CFR part 372 be amended as follows:

1. The authority citation for part 372 would continue to read as follows:

**Authority:** 42 U.S.C. 11013 and 11028.

2. In § 372.65 by adding alphabetically one chemical category to paragraph (c) to read as follows:

**§ 372.65 Chemicals and chemical categories to which the part applies.**

\* \* \* \* \*

(c) \* \* \*

Category name	Effective date
Diisononyl Phthalates (DINP): Includes all branched alkyl di-esters of 1,2 benzenedicarboxylic acid in which alkyl ester moieties contain a total of nine carbons.	1/1/01

[FR Doc. 00-22656 File 9-1-00; 8:45 am]

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**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[DA 00-1905; MM Docket No. 00-146, RM-9937; MM Docket No. 00-147, RM-9938; MM Docket No. 00-148, RM-9939; MM Docket No. 00-149, RM-9940]

**Radio Broadcasting Services; Marietta, MS; Lake City, CO; Quanah, TX; Smiley, TX**

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document proposes four new allotments to Marietta, MS; Lake City, CO; Quanah, TX; and Smiley, TX. The Commission requests comments on a petition filed by Robert Sanders proposing the allotment of Channel 250A at Marietta, Mississippi, as the community's first local aural transmission service. Channel 250A can be allotted to Marietta in compliance with the Commission's minimum distance separation requirements with a site restriction of 1.3 kilometers (0.8 miles) east to avoid a short-spacing the licensed sites of Station WWMS(FM), Channel 248C1, Oxford, Mississippi,

and Station WZLQ(FM), Channel 253C1, Tupelo, Mississippi. The coordinates for Channel 250A at Marietta are 34–30–20 North Latitude and 88–27–18 West Longitude. *See* Supplementary Information.

**DATES:** Comments must be filed on or before October 10, 2000, and reply comments on or before October 25, 2000.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, his counsel, or consultant, as follows: Robert Sanders, 135 Highway 371, Marietta, Mississippi (Petitioner for the Marietta, MS proposal); Matthew H. McCormick, Esq., Reddy, Begley & McCormick, 2175 K Street, NW., Suite 350, Washington, DC 20037 (Counsel for The Parker Radio Project); Marie Drischel, General Partner, NationWide Radio Stations, 496 County Road 308, Big Creek, Mississippi 38914 (Petitioner for the Quanah, TX proposal); and Henry E. Crawford, Esq., Smithwick & Belendiuk, P.C., 5028 Wisconsin Ave., NW., Suite 301, Washington, DC 20016 (Counsel for Smiley Community Radio Company).

**FOR FURTHER INFORMATION CONTACT:** Sharon P. McDonald, Mass Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 00–146; MM Docket No. 00–147; MM Docket No. 00–148; and MM Docket No. 00–149, adopted August 9, 2000, and released August 18, 2000. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY–A257), 445 12th Street, SW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., (202) 857–3800, 1231 20th Street, NW., Washington, DC 20036.

The Commission requests comments on a petition filed by The Parker Radio Project proposing the allotment of Channel 247A at Lake City, Colorado, as the community's first local aural transmission service. Channel 247A can be allotted to Lake City in compliance with the Commission's minimum distance separation requirements at city reference coordinates. The coordinates for Channel 247A at Lake City are 38–01–47 North Latitude and 107–18–52 West Longitude.

The Commission requests comments on a petition filed by NationWide Radio

Stations proposing the allotment of Channel 233C3 at Quanah, Texas, as the community's second local FM transmission service. Channel 233C3 can be allotted to Quanah, Texas in compliance with the Commission's minimum distance separation requirements at city reference coordinates. The coordinates for Channel 233C3 at Quanah are 34–17–52 North Latitude and 99–44–23 West Longitude.

The Commission requests comments on a petition filed by Smiley Community Radio Company proposing the allotment of Channel 280A at Smiley, Texas, as the community's first local aural transmission service. Channel 280A can be allotted to Smiley in compliance with the Commission's minimum distance separation requirements with a site restriction of 6.5 kilometers (4.02 miles) southeast to avoid a short-spacing to the licensed site of Station KOUL(FM), Channel 279C1 Sinton, Texas, and to the proposed reference site for Channel 281C1 at Pearsall, Texas. The coordinates for Channel 280A at Smiley are 29–13–34 North Latitude and 97–35–18 West Longitude. Since Smiley is located within 320 kilometers (199 miles) of the U.S.-Mexican border, concurrence of the Mexican government has been requested.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 00–22561 Filed 9–1–00; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA No. 00–1899, MM Docket No. 00–145, RM–9845]

#### Radio Broadcasting Services; Lowry City, MO

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed by Bott Communications, Inc. requesting the allotment of Channel 285A at Lowry City, Missouri, as the community's first FM broadcast service. The coordinates for Channel 285A at Lowry City are 38–02–24 and 93–38–28. There is a site restriction 13.5 kilometers (8.4 miles) southeast of the community.

**DATES:** Comments must be filed on or before October 10, 2000, and reply comments on or before October 25, 2000.

**ADDRESSES:** Federal Communications Commission, Washington, D.C. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Harry C. Martin, Fletcher, Heald & Hildreth, P.L.C., 1300 N. 17th Street, 11th Floor, Arlington, Virginia 22209.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 00–145, adopted August 9, 2000 and released August 18, 2000. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857–3800, facsimile (202) 857–3805.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments.