

required. When certification is not required, characters 9–10 indicate the date of manufacture. Characters 11–12 indicate the vessel's model year. The definition of "model year" remains as "the period beginning August 1 of any year and ending on July 31 of the following year. Each model year is designated by the year in which it ends."

Some manufacturers desire more flexibility to vary the introduction date of the new model year from year to year, and argue that the current regulatory definition of "model year" prevents them from doing so. We attempted to address this issue in a rulemaking effort that commenced in 1994 and ended in 2000. On May 6, 1994, we published a notice of proposed rulemaking (NPRM) regarding HIN requirements that included a proposal to remove the regulatory definition of "model year" altogether in response to manufacturer calls for flexibility (*See* 59 FR 23651). In response to this proposal, we received public comments both in favor of and opposed to removing the definition of "model year" from the regulations. Accordingly, in a supplemental notice of proposed rulemaking (SNPRM) published on February 21, 1997, we proposed to revise the definition of "model year" instead of removing it altogether (*See* 62 FR 7971). The SNPRM proposed to define "model year" to mean "the calendar year (January 1 through December 31) of, or the calendar year following (1) The boat's date of manufacture; or (2) If the boat is required to be certified, its date of certification." We note that in October 1997, the National Boating Safety Advisory Council passed a motion in favor of the existing regulatory definition instead of the one we proposed in the SNPRM. For reasons beyond the scope of this notice, we terminated the rulemaking effort on June 29, 2000 (*See* 65 FR 40069).

The definition of "model year" for HIN purposes and the requirement to indicate model year as part of the HIN continue to remain issues of concern to multiple interests. We are reconsidering whether the regulatory requirement to indicate model year as part of the HIN advances boating safety. Therefore, we are seeking public comments on how to address these issues. We encourage public comment on these issues in general, and particularly request public comments on any or all of the following specific questions:

1. Should Coast Guard regulations retain the current definition of "model year" in 33 CFR 181.3?
2. Should Coast Guard regulations revert to a previous HIN format that did

not specify model year, but simply indicated the date of certification or date of completion of the boat by month and year (e.g., "0612" to indicate June 2012)?

3. Should Coast Guard regulations change the definition of "model year" in 33 CFR 181.3 as proposed in the February 17, 1997 SNPRM to mean "the calendar year (January 1 through December 31) of, or the calendar year following (1) The boat's date of manufacture; or (2) If the boat is required to be certified, its date of certification"?

4. Should Coast Guard regulations replace the definition of "model year" in 33 CFR 181.3 with some other definition?

5. Should the Coast Guard delete the current definition of model year, revert to a previous HIN format that did not specify model year but simply showed the date of certification or date of production of the boat by month and year, and allow the manufacturer the option of adding a model year designation separate from the HIN, e.g. ABC123450412 [2013] (showing the boat was completed in April of 2012 and the manufacturer has determined it to be a 2013 model)?

6. In what ways does the requirement to indicate model year as part of the HIN advance boating safety?

We request comments from all interested parties to ensure that we identify the full range and significance of these issues.

This notice is issued under authority of 46 U.S.C. 4302, 5 U.S.C. 552(a), 33 CFR 1.05–1, and DHS Delegation 0170.1(92).

Dated: September 14, 2012.

**Paul F. Thomas,**

*Captain, U.S. Coast Guard, Director of Inspections and Compliance.*

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**BILLING CODE 9110–04–P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 180

[EPA–HQ–OPP–2012–0750; FRL–9363–8]

#### Receipt of a Pesticide Petition Filed for Residues of Pesticide Chemicals in or on Various Commodities

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

**ACTION:** Notice of filing of petition and request for comment.

**SUMMARY:** This document announces the Agency's receipt of an initial filing of a

pesticide petition requesting the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities.

**DATES:** Comments must be received on or before October 29, 2012.

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA–HQ–OPP–2012–0750, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* ÖPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave. NW., Washington, DC 20460–0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.htm>. Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:**

Kathryn Montague, Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460–0001; telephone number: (703) 305–1243; email address: [montague.kathryn@epa.gov](mailto:montague.kathryn@epa.gov).

**SUPPLEMENTARY INFORMATION:**

#### I. General Information

##### A. Does this action apply to me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive, but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

##### B. What should I consider as I prepare my comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through [www.regulations.gov](http://www.regulations.gov) or email. Clearly mark

the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM as CBI and then identify electronically within the disk or CD-ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:

- i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
- ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.
- iv. Describe any assumptions and provide any technical information and/or data that you used.
- v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.
- vi. Provide specific examples to illustrate your concerns and suggest alternatives.
- vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.
- viii. Make sure to submit your comments by the comment period deadline identified.

3. *Environmental justice.* EPA seeks to achieve environmental justice, the fair treatment and meaningful involvement of any group, including minority and/or low-income populations, in the development, implementation, and enforcement of environmental laws, regulations, and policies. To help address potential environmental justice issues, the Agency seeks information on any groups or segments of the population who, as a result of their location, cultural practices, or other factors, may have atypical or disproportionately high and adverse human health impacts or environmental effects from exposure to the pesticides discussed in this document, compared to the general population.

## II. What action is the agency taking?

EPA is announcing receipt of a pesticide petition filed under section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA), (21 U.S.C. 346a), requesting the establishment or modification of regulations in 40 CFR part 180 for residues of pesticide chemicals in or on various food commodities. The Agency is taking public comment on the request before responding to the petitioner. EPA is not proposing any particular action at this time. EPA has determined that the pesticide petition described in this document contains data or information prescribed in FFDCA section 408(d)(2); however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data supports granting of the pesticide petition. After considering the public comments, EPA intends to evaluate whether and what action may be warranted. Additional data may be needed before EPA can make a final determination on this pesticide petition.

Pursuant to 40 CFR 180.7(f), a summary of the petition that is the subject of this document, prepared by the petitioner, is included in a docket EPA has created for this rulemaking. The docket for this petition is available online at <http://www.regulations.gov>.

As specified in FFDCA section 408(d)(3), (21 U.S.C. 346a(d)(3)), EPA is publishing notice of the petition so that the public has an opportunity to comment on this request for the establishment or modification of regulations for residues of pesticides in or on food commodities. Further information on the petition may be obtained through the petition summary referenced in this unit.

EPA received a pesticide petition (PP #2F8075) from Nichino America, Inc., 4550 New Linden Hill Rd., Suite 501, Wilmington, DE 19808, proposing, pursuant to FFDCA section 408(d), (21 U.S.C. 346a(d)), to amend 40 CFR 180.585. In that proposed amendment, the expiration date for the temporary tolerances for residues of the herbicide, pyraflufen-ethyl, ethyl 2-chloro-5-(4-chloro-5-difluoromethoxy-1-methyl-1H-pyrazol-3-yl)-4-fluorophenoxyacetate and its acid metabolite, E-1, 2-chloro-5-(4-chloro-5-difluoromethoxy-1-methyl-1H-pyrazol-3-yl)-4-fluorophenoxyacetic acid, expressed in terms of the parent, in or on the food commodities: Cattle, meat byproducts; goat, meat byproducts; horse, meat byproducts; milk; and sheep, meat byproducts would be extended until December 31, 2016.

## List of Subjects

Environmental protection, Agricultural commodities, Feed additives, Food additives, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: September 20, 2012.

**G. Jeffrey Henrdon,**

*Acting Director, Registration Division, Office of Pesticide Programs.*

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**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 180

[EPA-HQ-OPP-2012-0439; FRL-9364-3]

### Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities; Correction

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

**ACTION:** Notice of filing of pesticide petition; correction.

**SUMMARY:** EPA issued a notice in the **Federal Register** of Wednesday, July 25, 2012, concerning Pesticide Petition (PP) 2F8026, which requests to establish tolerances for residues of the herbicide pyroxasulfone and its metabolites in or on wheat (grain, straw, forage, and hay). This document corrects a typographical error.

**FOR FURTHER INFORMATION CONTACT:** Michael Walsh, Registration Division (7505P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001; telephone number: (703) 308-2972; email address: [walsh.michael@epa.gov](mailto:walsh.michael@epa.gov).

### SUPPLEMENTARY INFORMATION:

#### I. General Information

##### A. Does this action apply to me?

The Agency included in the notice a list of those who may be potentially affected by this action.

##### B. How can I get copies of this document and other related information?

The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2012-0439, is available at <http://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the Environmental Protection Agency Docket Center (EPA/DC), EPA West Bldg., Rm. 3334, 1301 Constitution Ave. NW., Washington, DC 20460-0001. The