

Section 10(e) of FIFRA provides that information that is considered by the submitter to be trade secret, commercial or financial as described by FIFRA section 10(d) may be disclosed to an authorized contractor when such disclosure is necessary for the performance of the contract. EPA routinely receives such CBI as part of the data that are submitted by pesticide registrants and others as provided for in FIFRA section 3, 6 and 7. Contractors are authorized to receive such data if the EPA program office managing the contract makes the determinations specified in 40 CFR 2.301(h)(2) as referenced in § 2.307. Such determinations have been made concerning the contract with Kendrick & Company.

FIFRA section 10(f) provides a criminal penalty for wrongful disclosure of confidential information, whether such disclosure is made by an EPA employee or an EPA contractor.

The contract with Kendrick & Company specifically prohibits disclosure of confidential business information to any third party in any form without written authorization from EPA, and personnel of this contractor will be required to sign a nondisclosure agreement before they are permitted access to such information.

Dated: September 6, 1984.

Steven Schatzow,

Director, Office of Pesticide Programs.

[FR Doc. 84-24373 Filed 9-13-84; 8:45 am]

BILLING CODE 6560-50-M

[OW-FRL-2670-5]

Nebraska Pretreatment Program Approval

AGENCY: Environmental Protection Agency.

ACTION: Notice of approval of the national pollutant discharge elimination system pretreatment program of the State of Nebraska.

SUMMARY: On September 7, 1984, the Environmental Protection Agency approved the State of Nebraska's National Pollutant Discharge Elimination System State Pretreatment Program. This action authorizes the State of Nebraska to administer the National Pretreatment Program as it applies to municipalities and industries within the State.

FOR FURTHER INFORMATION CONTACT: David A. Greenburg, Permits Division (EN-336), U.S. Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460, (202) 426-7035.

SUPPLEMENTARY INFORMATION:

Background

The Pretreatment Program, required by the Clean Water Act of 1977, governs the control of industrial wastes introduced into Publicly Owned Treatment Works (POTWs). The objectives of the Pretreatment Program are to: (1) prevent introduction of pollutants into POTWs which will interfere with the operation of a POTW, including interference with its use or disposal of municipal sludge; (2) prevent the introduction of pollutants into POTWs which will pass through treatment works or otherwise be incompatible with such works; and (3) improve opportunities to recycle and reclaim municipal and industrial wastewaters and sludge. Local pretreatment programs will be the primary vehicle for administering, applying and enforcing pretreatment standards for industrial users of POTWs. To receive pretreatment program approval, a State must submit to the EPA a modification to its NPDES program pursuant to the requirements and procedures of the General Pretreatment Regulation (40 CFR Part 403).

In support of its application for pretreatment program approval, the State of Nebraska has submitted to EPA copies of the relevant statutes and regulations. The State has also submitted a statement by the Attorney General certifying, with appropriate citations to the statutes and regulations, that the State has adequate legal authority to administer the State pretreatment program as required by 40 CFR Part 403. EPA has concluded, upon reviewing all of these submitted materials, that the State has adequate legal authority to administer the pretreatment program, including the authority to perform each of the activities set forth in 40 CFR 403.10(f)(1)(i)-(vi). The State does not have any provisions for granting removal credits (§ 403.10(f)(1)(vii)), based on its desire to be more stringent than the Federal program and not grant removal credits. The State is authorized to adopt this more stringent approach by section 510 of the Clean Water Act.

The State of Nebraska has also submitted to EPA a program description and a set of sample forms. The program description sets forth the number of POTWs and industrial users subject to the program; the priorities and procedures for issuing State permits to implement the applicable pretreatment requirements; sampling and analysis procedures; enforcement procedures; and a description of the resources to be

dedicated to the program. The sample forms indicate the information to be collected from industrial users of POTWs, including industrial waste surveys and permit applications; permits; and monitoring and noncompliance reports. Based upon this information, EPA has concluded that the State will have the necessary procedures and resources, including the procedures and resources listed in 40 CFR 403.10(f)(2) and (3), to administer the pretreatment program. This conclusion is supported not only by a review of the State's program description and forms but also is buttressed by Nebraska's experience in administering its approved NPDES program.

Federal Register Notice of Approval of State NPDES Programs or Modifications

EPA will provide Federal Register notice of any action by the Agency approving or modifying a State NPDES program. The following table will provide the public with an up-to-date list of the status of NPDES permitting authority throughout the country.

	Approved NPDES permit program	Approved to regulate Federal facilities	Approved State pretreat- ment program
Alabama	10/19/79	10/19/79	10/19/79
California	05/14/73	05/05/78	
Colorado	03/27/75		
Connecticut	09/28/73		06/03/81
Delaware	04/01/74		
Georgia	06/28/74	12/08/80	03/12/81
Hawaii	11/28/74	06/01/79	08/12/83
Illinois	10/23/77	09/20/79	
Indiana	01/01/75	12/09/78	
Iowa	06/10/78	08/10/78	06/03/81
Kansas	06/28/74		
Kentucky	09/30/83	09/30/83	09/30/83
Maryland	09/05/74		
Michigan	10/17/73	12/09/78	06/07/83
Minnesota	06/30/74	12/09/78	07/16/79
Mississippi	05/01/74	01/28/83	05/13/82
Missouri	10/30/74	06/26/79	06/03/81
Montana	06/10/74	06/23/81	(1)
Nebraska	06/12/74	11/02/79	
Nevada	09/19/75	08/31/78	
New Jersey	04/13/82	04/13/82	04/13/83
New York	10/28/75	06/13/80	
North Carolina	10/19/75		06/14/82
North Dakota	06/13/75		
Ohio	03/11/74	01/28/83	07/27/83
Oregon	09/26/73	03/02/79	03/12/81
Pennsylvania	06/30/78	06/30/78	
South Carolina	06/10/75	09/26/80	04/09/82
Tennessee	12/28/77		08/10/83
Vermont	03/11/74		03/16/82
Virgin Islands	06/30/74		
Virginia	03/31/75	02/09/82	
Washington	11/14/73		
West Virginia	05/10/82	05/10/82	05/10/82
Wisconsin	02/04/74	11/26/79	12/24/80
Wyoming	01/30/75	05/18/81	

¹ Date of administration signature.

Review Under Executive Order 12291 and the Regulatory Flexibility Act

The Office of Management and Budget has exempted this action from OMB review requirements of Executive Order

12291 pursuant to section 8(b) of that Order.

Pursuant to section 605(d) of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.), I certify that this State Pretreatment Program Approval will not have a significant impact on a substantial number of small entities. Approval of the Nebraska NPDES State Pretreatment Program establishes no new substantive requirements, but merely transfers responsibility for administration of the program from EPA to the State.

Dated: September 7, 1984.

William D. Ruckelshaus,
Administrator.

[FR Doc. 84-24372 Filed 9-13-84; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

[FCC 84-320; Report No. DS-305]

Radiodetermination Satellite Service; Applications Acceptable for Filing

September 7, 1984.

The Commission has found, upon initial review, that the following applications filed by Geostar Corporation (GEOSTAR) on March 31, 1983, for authority to construct, launch and operate radiodetermination satellites are acceptable for filing. The Commission reserves the right to return these applications, however, if, upon further examination, it is determined that they are defective or not in conformance with the Commission's rules, regulations and policies.

Geostar Corporation

2191-DSS-P/LA-84
2192-DSS-P/LA-84
2193-DSS-P/LA-84
2194-DSS-P/LA-84

Application for authority to construct, launch and operate four space stations in the radiodetermination satellite service. Each of the proposed satellites will receive transmissions from a central earth station facility within the 16.5 MHz band between 6525-6541.5 MHz and retransmit these signals throughout the United States in the band 2483.5-2500 MHz at a nominal e.i.r.p. of 34 dBW. Transceivers receiving these signals will, at random intervals, transmit signals back to the satellite in the band 1610.0-1625.5 MHz at a nominal e.i.r.p. between 25.7 and 36 dBW. These signals will be received by the satellite and will be retransmitted to the central station within the band 5117-5183 MHz at a nominal e.i.r.p. of 34 dBW. Telemetry, tracking and

telecommand will be conducted in the 5 GHz band. The requested orbital locations are 70° W.L., 100° W.L. and 130° W.L. with a fourth satellite colocated at one of these locations as an in-orbit spare. The proposed system would provide radiodetermination and associated message transfer services. This would allow subscribers to determine latitude, longitude and altitude and to exchange brief encoded messages using inexpensive transceivers. Services are proposed to be offered on a noncommon carrier basis.

Simultaneously with the submission of its applications GEOSTAR petitioned the Commission to begin a rulemaking to reallocate spectrum to accommodate this system. (RM-4426) On July 12, the FCC adopted a *Notice of Proposed Rulemaking* to allocate frequencies at 1610.0-1626.5 MHz, 2483.5-2500 MHz, and 5177-5183 MHz for this service, as well as to address regulatory and licensing issues concurrently. See *Notice of Proposed Rulemaking*, FCC 84-319, Docket Nos. 84-689 and 84-690. Comments concerning the reallocation of spectrum and licensing policies and procedures should be filed in accordance with that notice. For reference purposes, GEOSTAR's applications have been assigned the file numbers listed above. Comments or petitions on GEOSTAR's applications may be filed within thirty (30) days of the date of this notice. The time for filing subsequent pleadings is specified in Section 1.45 of the Rules, 47 CFR 1.45. No extensions of time will be granted because of the need to expedite initiation of this new service to the public.

Interested parties wishing to file radiodetermination satellite service applications to be considered concurrently with GEOSTAR's application must do so within forty-five days of the date of this Notice. See, e.g., *Direct Broadcast Satellite Service*, 86 FCC 2d 719, 753 (1981); *Domestic Fixed Satellite Service*, 48 FR 40233 (September 6, 1983). We require each applicant to file a concrete, comprehensive proposal for its proposed radiodetermination satellite system and services, describing in detail all pertinent technical and operational aspects of the system and its ability in fact to proceed expeditiously with actual construction and launch. In particular, this information shall include that specified in Appendix B of *Space Station Application Filing Procedures*, 48 FR 40256 (September 6, 1983), as appropriate. However, in response to item II.F, applicants should address issues relating to compatibility with the

proposed Geostar system as required by paragraph 34 of the *Notice of Proposed Rulemaking*, rather than 2° orbital spacing. Applicants should also describe, as a central part of the application, "the position, velocity and/or other characteristics of an object or the obtaining of information relating to these parameters, by means of the propagation properties of radio waves," 47 CFR 2.1, as well as any other ancillary services to be provided. Applications that fail to comport with these requirements, or that fail to address meaningfully the other matters raised in the *Notice of Proposed Rulemaking*, *supra*, concerning licensing policies and procedures, as of the cut-off date will be dismissed as unacceptable for filing.

Action by the Commission July 12, 1984. Commissioners Fowler (Chairman), Quello and Patrick with Commissioner Dawson dissenting in part and issuing a statement.

For further information contact: Fern Jarmulnek at (202) 634-1682.

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 84-24389 Filed 9-13-84; 8:45 am]

BILLING CODE 6712-01-M

[MM Docket Nos. 84-850 et al.; File Nos. BP-810202AH]

Central Bucks Broadcasting Co., et al., Applications for Construction Permits; Hearing Designation Order

In the matter of applications of Central Bucks Broadcasting Co., WBUX(AM), Doylestown, Pennsylvania, Has: 1570 kHz, 5 kW, DA-D; Req: 1160 kHz, 1 kW, DA-2, U (MM Docket No. 84-850, File No. BP-810202AH); Windjammer Communications Corp., WQMR(AM), Skowhegan, Maine, Has: 1150 kHz, 5 kW, D, Req: 1160 kHz, 1 kW, 10 kW-LS, U (MM Docket No. 84-851, File No. BP-810604AA); Valley Broadcasting Co., WYNS(AM), Lehigh, Pennsylvania, Has: 1150 kHz, 1 kW, DA-D, Req: 1160 kHz, 1 kW, 5 kW-LS, DA-2, U (MM Docket No. 84-852, File No. BP-810831AP); Mechanicville Broadcasting Co., WMVI(AM), Mechanicville, New York, Has: 1170 kHz, 250 W, D, Req: 1160 kHz, 1 kW, 50 kW-LS, DA-2, Req: 1160 kHz, 1 kW, DA-2, U (MM Docket No. 84-853, File No. BP-810831AW); Raymark Broadcasting Co. Inc., WRID(AM), Homer City, Pennsylvania, Has: 1520 kHz, 500 W, DA-2, U (MM Docket No. 84-854, File No. BP-81116AA); Housatonic Valley Broadcasting Co., WINE(AM), Brookfield, Connecticut, Has: 940 kHz, 1 kW, D, Req: 1160 kHz, 1 kW, 2.5 kW-LS, DA-2, U, Berkshire Broadcasting Corp., WLAD(AM), Danbury, Connecticut, Has: 800 kHz, 1 kW, D, Req: 1160 kHz, 5 kW, 10 kW-LS, DA-2, U (MM Docket No. 84-856, File No. BP-81116AE); Somerset Valley Broadcasting Co. Inc., WBRW(AM),