

Fungicide, and Rodenticide Act (FIFRA), as amended, EPA is issuing a notice of receipt of requests by registrants to voluntarily cancel the registrations for all of their outdoor non-agricultural end-use products containing diazinon [O,O-diethyl O-(2-isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate]. EPA intends to grant these requests by issuing a cancellation order at the close of the comment period for this announcement, unless the Agency receives substantive comments within the comment period that would merit its further review of these requests. It is EPA's intent that the cancellation of the outdoor non-agricultural end-use products will be effective on December 31, 2004. The Agency requests public comment on these voluntary cancellation requests, and is providing a 180-day comment period.

DATES: Comments on the requested registration cancellations must be submitted to the address provided below and identified by docket identification (ID) number OPP-2003-0305. Comments must be received on or before June 7, 2004.

FOR FURTHER INFORMATION CONTACT: Stephanie Plummer, Special Review and Reregistration Division (7508C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-0076; e-mail address: plummer.stephanie@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general. Although this action may be of particular interest to persons who produce or use pesticides, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the information in this notice, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How Can I Get Copies of this Document and Other Related Information?

1. **Docket.** EPA has established an official public docket for this action under docket ID number OPP-2003-0305. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include Confidential Business

Information (CBI) or other information whose disclosure is restricted by statute. EPA also established two dockets containing documents in support of the diazinon IRED. They are dockets OPP-34225 and OPP-2002-0251. The official public docket is the collection of materials that is available for public viewing at the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA. This docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The docket telephone number is (703) 305-5805.

2. **Electronic access.** You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

II. What Action is the Agency Taking?

This notice announces receipt by the Agency of applications from registrants to cancel 75 pesticide products registered under section 3 of FIFRA. These registrations are listed in ascending sequence by registration number in Table 1 of this unit.

A. Background Information

Diazinon is an organophosphorous insecticide and is one of the most widely used insecticides in the U.S. It is used for outdoor non-agricultural, as well as agricultural, pest control.

Under a December 5, 2000, memorandum of agreement (MOA), the technical registrants of diazinon agreed to certain provisions regarding outdoor non-agricultural end-use products. All companies holding registrations for diazinon outdoor non-agricultural end-use products submitted letters to the Agency agreeing to the following changes in the conditions of their registrations according to the MOA:

1. Stop manufacturing all diazinon outdoor non-agricultural end-use products no later than June 30, 2003.

2. Stop shipment of all diazinon outdoor non-agricultural end-use products no later than August 31, 2003.

3. Voluntarily cancel all diazinon outdoor non-agricultural end-use product registrations by December 31, 2004.

4. Adhere to certain existing stocks provisions, which are explained in Unit IV.

The Reregistration Eligibility Decision (RED) document summarizes the findings of EPA's reregistration process for individual chemical cases, and reflects the Agency's decision on risk assessment and risk management for uses of the individual pesticides. EPA has issued an Interim Reregistration Eligibility Decision (IRED) document assessing the risks from exposure to diazinon.

B. Requests for Voluntary Cancellation

Under section 6(f)(1)(A) of FIFRA, registrants may request, at any time, that their pesticide registrations be canceled or amended to terminate one or more pesticide uses. Section 6(f)(1)(B) of FIFRA requires that before acting on a request for voluntary cancellation, EPA must provide a 30-day public comment period on the request for voluntary cancellation. In addition, section 6(f)(1)(C) of FIFRA requires that EPA provide a 180-day comment period on a request for voluntary termination of any minor agricultural use before granting the request, unless: (1) The registrants request a waiver of the comment period, or (2) the Administrator determines that the continued use of the pesticide would pose an unreasonable adverse effect on the environment. EPA will apply a 180-day comment period to this notice.

TABLE 1.— DIAZINON REGISTRATIONS WITH PENDING REQUESTS FOR CANCELLATION

Registration number	Product name
16-118	Dragon Granular Lawn Insect Control
16-119	Dragon 5% Diazinon Granules
16-157	Dragon 25% Diazinon Spray
16-166	Dragon Diazinon Water-Based Concentrate
192-161	Dexol Diazinon 5% Granules
228-162	Riverdale Lawn Insect Killer Plus Fertilizer