

5. If there is relevance to your project, briefly describe the Tribal and non-Tribal populations of surrounding counties/States, and surrounding land use.

6. How many people (Tribal/non-Tribal) are employed by the Tribal Government (e.g., in government services, including health care, police and fire protection).

7. How many are employed on the reservation in other areas that use pesticides or may be impacted by their use (e.g., agriculture, animal husbandry, fisheries/fishing, forestry, construction, casinos/resorts/golf course maintenance)?

8. If you are concerned about pesticide pollution that may originate within reservation boundaries, what are the potential sources and what chemicals might be involved?

9. If you are concerned with pollution migration from off-reservation sources, what are those potential sources, and what chemicals are of specific concern?

10. Is the Tribe concerned about water quality issues? If so, please describe the nature of these concerns.

11. Does the Tribe currently have any pesticide policy in place?

Selection criteria

Total possible points: 100

Technical Qualifications, Overall Management Plan, Past Performance (30 Points)

Does the person(s) designated to lead the project have the technical expertise he or she will need to successfully complete it? Does the project leader have experience in grant and project management? Proposals should provide complete information on the education, skills, training and relevant experience of the project leader. As appropriate, please cite technical qualifications and specific examples of prior, relevant experience. If this project will develop new Tribal capacity, describe how the project leader and/or staff will gain necessary training and expertise.

To whom does the project leader report? What systems of accountability and management oversight are in place to ensure this project stays on track?

Has the Tribe or Tribal consortium received past funding from EPA's Office of Pesticide Programs, other EPA programs, or other sources? If so, please identify the funding source and activities/deliverables it supported.

If previously performed work directly impacts this project, briefly describe the connection. If a directly relevant project is currently ongoing, what progress has been made?

If this new project builds upon earlier efforts, how will you use the knowledge, data, and experience of grant outputs

from previous projects to shape this new proposed activity?

Justification for Need of the Project, Soundness of Technical Approach (35 Points)

Why is this project important to the Tribe or the Tribal consortium? What environmental issues(s) will it address and how serious and/or pervasive are these issues? What is the expected outcome of the project? What benefits will this project provide to the Tribe, human health, and the environment?

Has the Tribe identified a need to coordinate or consult with other parties (Tribal and/or non-Tribal) to ensure the success of this project? If so, who are they? How does the Tribe plan to involve these parties? How will they be affected by the outcome of the project?

What are the key outputs of this project? How do you propose to quantify and measure progress? Have interim milestones for this project been established? If so, what are they? How will you evaluate the success of the project in terms of measurable environmental results? Please describe the steps you will take to ensure successful completion of the project and provide a time line and description of interim and final results and deliverables.

Does your budget request accurately reflect the work you propose? Please provide a clear correlation between expenses and project objectives. Will EPA funding for this project be supplemented with funding from other source(s)? If so, please identify them. *Benefits, Sustainability, Transferable Results (35 Points)*

What ecological or human health benefits does this project provide? What quality of life issues does the project address?

Does the project have limited or broad application to address risks related to pesticides?

Will the results from this project continue to provide benefits to the Tribe or other Tribes after the period of performance has expired and this funding is no longer available? How are the benefits of this effort expected to be sustained over time?

Does the applicant understand/acknowledge the need for coordination between Tribal agencies and outside communities, and/or Federal, State or local agencies? Will the project help build Tribal infrastructure or capacity? How?

Can the project results be incorporated into existing and/or future pesticide-related Tribal environmental activities? Are any of the deliverables, experiences, products, or outcomes resulting from the project transferable to

other communities? Might this project readily be implemented by another Tribe?

VII. Post Selection Activity

Selected applicants must formally apply for funds through the appropriate EPA regional office. In addition, selected applicants must negotiate a final work plan, including reporting requirements, with the designated EPA regional project officer. For more general information on post award requirements and the evaluation of grantee performance, see 40 CFR part 31.

VIII. Submission to Congress and the Comptroller General

Grant solicitations such as this are considered rules for the purpose of the Congressional Review Act (CRA). The CRA, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996 (SBREFA), generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects

Environmental protection, Pesticides, Tribes.

Dated: January 30, 2003.

Stephen L. Johnson,

Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.

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ENVIRONMENTAL PROTECTION AGENCY

[OPP-2002-0341; FRL-7289-5]

Boscalid; Notice of Filing a Pesticide Petition to Establish a Tolerance for a Certain Pesticide Chemical in or on Food

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces the initial filing of a pesticide petition proposing the establishment of