

**SUPPLEMENTARY INFORMATION:** EPA has received pesticide petitions and food/feed additive petitions as follows proposing the amendment of regulations for residues of certain pesticide chemicals in or on various agricultural commodities.

#### Initial Filings

1. *PP 5F4440*. Valent U.S.A. Corp., 1333 North California Blvd., Suite 600, Walnut Creek, CA 94596, proposes amending 40 CFR 180.458 by establishing tolerances for the combined residues of the herbicide clethodim ((E)- $\pm$ )-2-[1-[[3-chloro-2-propenyl)oxy]imino]propyl]-5-[2-(ethylthio)propenyl]-3-hydroxy-2-cyclohexen-1-one and its metabolites containing the 2-cyclohexen-1-one moiety in or on the raw agricultural commodities alfalfa, forage at 10 ppm; alfalfa, hay at 15 ppm; dry bean, seeds at 2 ppm; dry bean, forage at 5 ppm; dry bean, straw/hay at 7 ppm; peanut, nut meat at 3 ppm; peanut, hulls at 2 ppm; peanut, hay at 5 ppm. Proposed analytical method for determining residues is a compound-specific method (liquid chromatography (HPLC/UV)) or a common moiety method (gas chromatography with sulfur detector). (PM-23)

2. *PP 5F4454*. E.I. duPont de Nemours & Co., Agricultural Products, Walkers Mill, Barley Mill Plaza, P.O. Box 80038, Wilmington, DE 19880-0038, proposes to amend 40 CFR part 180 by establishing a regulation to permit residues of chlorimuron ethyl (ethyl-2-[[[(4-chloro-6-methoxypyrimidin-2-yl)amino]carbonyl]amino]sulfonyl]benzoate) in or on the raw agricultural commodities corn (field/grain); corn, (field/forage); and corn (field/fodder) at 0.05 ppm. The analytical enforcement method is column surtehony (heart cut) liquid chromatography (HPLC/UV). (PM-25)

3. *PP 5F4469*. American Cyanamid Co., P.O. Box 400, Princeton, NJ 08543, proposes to amend 40 CFR part 180 by establishing a regulation to permit combined residues of the herbicide prosulfuron, 1-(4-methoxy-6-methyl-triazin-2-yl)-3-[2-(3,3,3-trifluoropropyl)-phenylsulfonyl]-urea, on cereal grains, cereal grains forage, fodder, and straw (except rice and wild rice) at 0.02 ppm. (PM-25)

4. *FAP 5H5713*. Valent U.S.A. Corp., 1333 North California Blvd., Suite 600, Walnut Creek, CA 94596, proposes amending 40 CFR 186.1075 by establishing a tolerance for the combined residues of the herbicide clethodim ((E)- $\pm$ )-2-[1-[[3-chloro-2-propenyl)oxy]imino]propyl]-5-[2-(ethylthio)propenyl]-3-hydroxy-2-

cyclohexen-1-one and its metabolites containing the 2-cyclohexen-1-one moiety in or on the processed commodity peanut, meal at 10 ppm. Proposed analytical method for determining residues is a compound-specific method (liquid chromatography (HPLC)). (PM-23)

#### Amended Filing

5. *PP 3F4225*. In the **Federal Register** of October 21, 1993 (58 FR 54354), EPA issued a notice announcing that Ciba-Geigy Corp. proposed to amend 40 CFR part 180 by establishing a regulation to permit residues of triasulfuron, 3-(6-methoxy-4-methyl-1,3,5-triazin-2-yl)-1-(2-chloroethoxy) phenylsulfonyl urea in or on grass, forage at 7.0 ppm and grass, hay at 2.0 ppm. Ciba-Geigy is amending the petition to include the establishment of a regulation permitting residues of triasulfuron in the kidney of cattle, goats, hogs, horses, and sheep at 0.5 ppm. (PM-25).

A record has been established for this notice document under docket number [PF-625; FRL 4951-3] (including any comments and data submitted electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as CBI, is available for inspection from 8 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The public record is located in Rm. 1132 of the Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Electronic comments can be sent directly to EPA at:

opp-Docket@epamail.epa.gov.

Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption.

The official record for this rulemaking, as well as the public version, as described above will be kept in paper form. Accordingly, EPA will transfer all comments received electronically into printed, paper form as they are received and will place the paper copies in the official rulemaking record which will also include all comments submitted directly in writing. The official rulemaking record is the paper record maintained at the address in **ADDRESSES** at the beginning of this document.

#### List of Subjects

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

**Authority:** 7 U.S.C. 136a.

Dated: April 28, 1995.

**Peter Caulkins,**

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

[FR Doc. 95-12564; Filed 5-23-95; 8:45 am]

**BILLING CODE 6560-50-F**

**[PP 3G4184 and 3G4214/T676; FRL 4953-3]**

#### Flutolanil; Establishment of Temporary Tolerances

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

**ACTION:** Notice.

**SUMMARY:** EPA has established temporary tolerances for residues of the fungicide flutolanil in or on certain raw agricultural commodities. These temporary tolerances were requested by AgrEvo USA Company.

**DATES:** These temporary tolerances expire April 30, 1996.

**FOR FURTHER INFORMATION CONTACT:** By mail: Connie Welch, Product Manager (PM) 21, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. 229, CM#2, 1921 Jefferson Davis Highway, Arlington, VA, (703) 305-6900; e-mail: welch.connie@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** AgrEvo USA Company, Little Falls Centre One, 2711 Centreville Rd., Wilmington, DE 19808, has requested in pesticide petitions (PP) 3G4184 and 3G4214, the establishment of temporary tolerances for residues of the fungicide flutolanil (N-[3-(1-Methylethoxy)phenyl]-2-(trifluoromethyl)benzamide) in or on the raw agricultural commodities rice (whole grain) and rice straw at 7.0 parts per million (ppm), rice hulls at 25.0 ppm, and rice bran at 10.0 ppm; peanut nutmeats at 0.4 ppm, peanut hulls at 13.0 ppm, peanut meal at 1.0 ppm and peanut soapstock at 1.0 ppm. These temporary tolerances will permit the marketing of the above raw agricultural commodities when treated in accordance with the provisions of the experimental use permits 45639-EUP-48 and 45639-EUP-50, which are being issued under the Federal Insecticide, Fungicide, and Rodenticide Act

(FIFRA), as amended (Pub. L. 95-396, 92 Stat. 819; 7 U.S.C. 136).

The scientific data reported and other relevant material were evaluated, and it was determined that establishment of the temporary tolerances will protect the public health. Therefore, the temporary tolerances have been established on the condition that the pesticide be used in accordance with the experimental use permits and with the following provisions:

1. The total amount of the active ingredient to be used must not exceed the quantity authorized by the experimental use permits.
2. AgrEvo USA Co., must immediately notify the EPA of any findings from the experimental use that have a bearing on safety. The company must also keep records of production, distribution, and performance and on request make the records available to any authorized officer or employee of the EPA or the Food and Drug Administration.

These tolerances expire April 30, 1996. Residues not in excess of these amounts remaining in or on the raw agricultural commodities after this expiration date will not be considered actionable if the pesticide is legally applied during the term of, and in accordance with, the provisions of the experimental use permits and temporary tolerances. These tolerances may be revoked if the experimental use permits are revoked or if any experience with or scientific data on this pesticide indicate that such revocation is necessary to protect the public health.

The Office of Management and Budget has exempted this notice from the requirement of section 3 of Executive Order 12866.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-354, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24950).

**Authority:** 21 U.S.C. 346a(j).

#### List of Subjects

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: May 9, 1995.

**Stephen L. Johnson,**

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

[FR Doc. 95-12569 Filed 5-23-95; 8:45 am]

BILLING CODE 6560-50-F

[OPP-180971; FRL 4953-5]

#### Pirimicarb; Receipt of Application for Emergency Exemption, Solicitation of Public Comment

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

**ACTION:** Notice.

**SUMMARY:** EPA has received specific exemption requests from the Idaho, Nevada, Oregon, Washington, and Wyoming Departments of Agriculture (hereafter referred to as the "Applicants") for use of the unregistered insecticide, pirimicarb, to control aphids and lygus bugs on alfalfa grown for seed. The proposed use would impact up to 30,000 acres in Idaho; 18,000 acres in Nevada; 10,000 acres in Oregon; 15,000 acres in Washington; and 2,000 acres in Wyoming. In accordance with 40 CFR 166.24, EPA is soliciting public comment before making the decision whether or not to grant the exemption. **DATES:** Comments must be received on or before June 8, 1995.

**ADDRESSES:** Three copies of written comments, bearing the identification notation "OPP-180971," should be submitted by mail to: Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments to: Rm. 1132, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect in 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number [OPP-180971]. No Confidential Business Information (CBI) should be submitted through e-mail. Electronic comments on this notice may be filed online at many Federal Depository Libraries. Additional information on

electronic submissions can be found below in this document.

Information submitted in any comment concerning this notice may be claimed confidential by marking any part or all of that information as "Confidential Business Information." Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain Confidential Business Information must be provided by the submitter for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice. All written comments filed pursuant to this notice will be available for public inspection in Rm. 1132, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA, from 8 a.m. to 4:30 p.m., Monday through Friday, except legal holidays.

**FOR FURTHER INFORMATION CONTACT:** By mail: Larry Fried, Registration Division (7505W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: 6th Floor, Crystal Station I, 2800 Jefferson Davis Highway, Arlington, VA, (703) 308-8328; Internet address: fried.larry@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136p), the Administrator may, at her discretion, exempt a State agency from any registration provision of FIFRA if she determines that emergency conditions exist which require such exemption.

The Applicants have or will request the Administrator to issue a specific exemption for the use of the insecticide, pirimicarb, formulated as Pirimor 50-DF Insecticide manufactured by Zeneca Inc. to control aphids. Information in accordance with 40 CFR part 166 was submitted as part of this request.

According to the Applicants, pirimicarb is the only known insecticide that provides control of aphids and lygus bugs without inflicting harm to the native bee populations following application. The use of the currently registered insecticides will present significant risk to beneficial organisms (native pollinating bees). The alfalfa industry heavily relies on bee pollination to ensure successful crop development. Over time, use of the registered products may be responsible for substantial bee kills that would profoundly impact the alfalfa seed industry and the ecosystem.

Under the proposed exemption Pirimor 50-DF would be used at a rate