

Existing Term	New Term
Vegetable, root, subgroup	Vegetable, root, subgroup 1A
Vegetable, tuberous and corm, except potato, subgroup	Vegetable, tuberous and corm, except potato, subgroup 1D
Vegetable, tuberous and corm, subgroup	Vegetable, tuberous and corm, subgroup 1C
Vegetable, tuberous and corm, subgroup (Crop Subgroup 1-C)	Vegetable, tuberous and corm, subgroup 1C
Yams	Yam, true, tuber

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 180

[OPP-2002-0043; FRL-7316-9]

#### Pesticide Tolerance Nomenclature Changes; Technical Amendment

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

**ACTION:** Final rule.

**SUMMARY:** This document makes minor revisions to the terminology of certain commodity terms listed under 40 CFR part 180, subpart C. EPA is taking this action to establish a uniform listing of commodity terms.

**EFFECTIVE DATE:** This rule becomes effective on July 1, 2003. Objections and requests for hearings, identified by docket ID number OPP-2002-0043, must be received on or before September 2, 2003.

**ADDRESSES:** Written objections and hearing requests may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit III. of the **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** Hoyt Jamerson, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-9368; and e-mail address: jamerson.hoyt@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. Potentially affected entities may include, but are not limited to:

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

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether this action might apply to certain entities. If you have any questions regarding the applicability of this action to a particular entity, 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 identification (ID) number OPP-2002-0043. 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. 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/>. A frequently updated electronic version of 40 CFR part 180 is available at [http://www.access.gpo.gov/nara/cfr/cfrhtml\\_00/Title\\_40/40cfr180\\_00.html](http://www.access.gpo.gov/nara/cfr/cfrhtml_00/Title_40/40cfr180_00.html), a beta site currently under development. To access an electronic copy of the commodity data base entitled *Food and Feed Commodity Vocabulary* go to: <http://www.epa.gov/pesticides/foodfeed/>.

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. Once in the system, select "search," then key in the appropriate docket ID number.

## II. Background

### What Action is the Agency Taking?

EPA's Office of Pesticide Programs (OPP) has developed a commodity vocabulary data base entitled *Food and Feed Commodity Vocabulary*. The data base was developed to consolidate all the major OPP commodity vocabularies into one standardized vocabulary. As a result, all future pesticide tolerances issued under 40 CFR part 180 will use the preferred commodity term as listed in the aforementioned data base. This revision process will establish a uniform presentation of existing commodity terms under 40 CFR part 180. This is the fourth in a series of documents revising the terminology of commodity terms currently used in tolerances in 40 CFR part 180. Two final rules, revising pesticide tolerance nomenclature, were published in the **Federal Register** on June 19, 2002 (67 FR 41802) (FRL-6835-2), and June 21, 2002 (67 FR 42392) (FRL-7180-1).

In the **Federal Register** of April 18, 2003, (68 FR 19170) (FRL-7176-9) EPA issued a proposed rule to make minor revisions to the terminology of certain commodity terms used in tolerances in 40 CFR part 180, subpart C, to establish a uniform listing of commodities. There were no comments received in response to the proposed rule.

This revision process will establish a uniform presentation of existing commodity terms under 40 CFR part 180.

## III. Objections and Hearing Requests

Under section 408(g) of the FFDCA, as amended by the FQPA, any person may file an objection to any aspect of this regulation and may also request a hearing on those objections. The EPA procedural regulations which govern the submission of objections and requests for hearings appear in 40 CFR part 178. Although the procedures in those regulations require some modification to reflect the amendments made to the FFDCA by the FQPA, EPA will continue to use those procedures, with appropriate adjustments, until the necessary modifications can be made. The new section 408(g) of the FFDCA provides essentially the same process

for persons to "object" to a regulation for an exemption from the requirement of a tolerance issued by EPA under new section 408(d) of FFDCFA, as was provided in the old sections 408 and 409 of the FFDCFA. However, the period for filing objections is now 60 days, rather than 30 days.

#### A. What Do I Need to Do to File an Objection or Request a Hearing?

You must file your objection or request a hearing on this regulation in accordance with the instructions provided in this unit and in 40 CFR part 178. To ensure proper receipt by EPA, you must identify docket ID number OPP-2002-0043 in the subject line on the first page of your submission. All requests must be in writing, and must be mailed or delivered to the Hearing Clerk on or before September 2, 2003.

1. *Filing the request.* Your objection must specify the specific provisions in the regulation that you object to, and the grounds for the objections (40 CFR 178.25). If a hearing is requested, the objections must include a statement of the factual issues(s) on which a hearing is requested, the requestor's contentions on such issues, and a summary of any evidence relied upon by the objector (40 CFR 178.27). Information submitted in connection with an objection or hearing request may be claimed confidential by marking any part or all of that information as CBI. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the information that does not contain CBI must be submitted for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice.

Mail your written request to: Office of the Hearing Clerk (1900C), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001. You may also deliver your request to the Office of the Hearing Clerk in Rm.104, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA. The Office of the Hearing Clerk is open from 8 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Office of the Hearing Clerk is (703) 603-0061.

2. *Tolerance fee payment.* If you file an objection or request a hearing, you must also pay the fee prescribed by 40 CFR 180.33(i) or request a waiver of that fee pursuant to 40 CFR 180.33(m). You must mail the fee to: EPA Headquarters Accounting Operations Branch, Office of Pesticide Programs, P.O. Box 360277M, Pittsburgh, PA 15251. Please identify the fee submission by labeling it "Tolerance Petition Fees."

EPA is authorized to waive any fee requirement "when in the judgement of the Administrator such a waiver or refund is equitable and not contrary to the purpose of this subsection." For additional information regarding the waiver of these fees, you may contact James Tompkins by phone at (703) 305-5697, by e-mail at [tompkins.jim@epa.gov](mailto:tompkins.jim@epa.gov), or by mailing a request for information to Mr. Tompkins at Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

If you would like to request a waiver of the tolerance objection fees, you must mail your request for such a waiver to: James Hollins, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

3. *Copies for the Docket.* In addition to filing an objection or hearing request with the Hearing Clerk as described in Unit VI.A., you should also send a copy of your request to the PIRIB for its inclusion in the official record that is described in Unit I.B.1. Mail your copies, identified by docket ID number OPP-2002-0043, to: Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001. In person or by courier, bring a copy to the location of the PIRIB described in Unit I.B.1. You may also send an electronic copy of your request via e-mail to: [opp-docket@epa.gov](mailto:opp-docket@epa.gov). Please use an ASCII file format and avoid the use of special characters and any form of encryption. Copies of electronic objections and hearing requests will also be accepted on disks in WordPerfect 6.1/8.0 or ASCII file format. Do not include any CBI in your electronic copy. You may also submit an electronic copy of your request at many Federal Depository Libraries.

#### B. When Will the Agency Grant a Request for a Hearing?

A request for a hearing will be granted if the Administrator determines that the material submitted shows the following: There is a genuine and substantial issue of fact; there is a reasonable possibility that available evidence identified by the requestor would, if established resolve one or more of such issues in favor of the requestor, taking into account uncontested claims or facts to the contrary; and resolution of the factual

issues(s) in the manner sought by the requestor would be adequate to justify the action requested (40 CFR 178.32).

#### IV. Statutory and Executive Order Reviews

This final rule makes technical amendments to the Code of Federal Regulations which have no substantive impact on the underlying regulations, and it does not otherwise impose or amend any requirements. As such, the Office of Management and Budget (OMB) has determined that a technical amendment is not a "significant regulatory action" subject to review by OMB under Executive Order 12866, entitled *Regulatory Planning and Review* (58 FR 51735, October 4, 1993). Because this final rule has been exempted from review under Executive Order 12866 due to its lack of significance, this final rule is not subject to Executive Order 13211, *Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use* (66 FR 28355, May 22, 2001). This final rule does not contain any information collections subject to OMB approval under the Paperwork Reduction Act (PRA), 44 U.S.C. 3501 *et seq.*, or impose any enforceable duty or contain any unfunded mandate as described under Title II of the Unfunded Mandates Reform Act of 1995 (UMRA) (Public Law 104-4). Nor does it require any special considerations under Executive Order 12898, entitled *Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations* (59 FR 7629, February 16, 1994); or OMB review or any Agency action under Executive Order 13045, entitled *Protection of Children from Environmental Health Risks and Safety Risks* (62 FR 19885, April 23, 1997). This action does not involve any technical standards that would require Agency consideration of voluntary consensus standards pursuant to section 12(d) of the National Technology Transfer and Advancement Act of 1995 (NTTAA), Public Law 104-113, section 12(d) (15 U.S.C. 272 note). The Regulatory Flexibility Act (RFA) (5 U.S.C. 601 *et seq.*) generally requires an agency to prepare a regulatory flexibility analysis of any rule subject to notice and comment rulemaking requirements under the Administrative Procedure Act or any other statute unless the agency certifies that the rule will not have a significant impact on a substantial number of small entities. Small entities include small businesses, small organizations, and small governmental organizations. After considering the economic impacts of today's final rule

on small entities, I certify that this action will not have a significant economic impact on a substantial number of small entities. This action proposes technical amendments to the Code of Federal Regulations which have no substantive impact on the underlying regulations. This technical amendment will not have any negative economic impact on any entities, including small entities. In addition, the Agency has determined that this action will not have a substantial direct effect on States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government, as specified in Executive Order 13132, entitled *Federalism* (64 FR 43255, August 10, 1999). Executive Order 13132 requires EPA to develop an accountable process to ensure "meaningful and timely input by State and local officials in the development of regulatory policies that have federalism implications." "Policies that have federalism implications" is defined in the Executive Order to include regulations that have "substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government." This final rule directly regulates growers, food processors, food handlers and food retailers, not States. This action does not alter the relationships or distribution of power and responsibilities established by Congress in the preemption provisions of section 408(n)(4) of the FFDCA. For these same reasons, the Agency has determined that this final rule does not have any "tribal implications" as described in Executive Order 13175, entitled *Consultation and Coordination with Indian Tribal Governments* (65 FR 67249, November 6, 2000). Executive Order 13175, requires EPA to develop an accountable process to ensure "meaningful and timely input by tribal officials in the development of regulatory policies that have tribal implications." "Policies that have tribal implications" is defined in the Executive Order to include regulations that have "substantial direct effects on one or more Indian tribes, on the relationship between the Federal Government and the Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes." This final rule will not have substantial direct effects on tribal governments, on the relationship between the Federal Government and Indian tribes, or on the

distribution of power and responsibilities between the Federal Government and Indian tribes, as specified in Executive Order 13175. Thus, Executive Order 13175 does not apply to this final rule.

**V. Congressional Review Act**

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, 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 this final rule in the **Federal Register**. This final rule is not a "major rule" as defined by 5 U.S.C. 804(2).

**List of Subjects in 40 CFR part 180**

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

Dated: June 26, 2003.

**James Jones,**

*Director, Office of Pesticide Programs.*

Therefore, 40 CFR chapter I, part 180, subpart C is amended as follows:

**PART 180—[AMENDED]**

- 1. The authority citation for part 180 will continue to read as follows:

**Authority:** 21 U.S.C. 321(q), 346(a) and 374.

- 2. Section 180.113 is revised to read as follows:

**§ 180.113 Allethrin (allyl homolog of cinerin I); tolerances for residues.**

(a) *General.* Tolerances are established for residues of the insecticide allethrin (allyl homolog of cinerin I) in or on the following food commodities:

Commodity	Parts per million
Apple, postharvest	4
Barley, grain, postharvest .....	2
Blackberry, postharvest .....	4
Blueberry, postharvest .....	4
Boysenberry, postharvest .....	4
Cherry, postharvest .....	4

Commodity	Parts per million
Corn, grain, postharvest .....	2
Crabapple, postharvest .....	4
Currant, postharvest .....	4
Dewberry, postharvest .....	4
Fig, postharvest ....	4
Gooseberry, postharvest .....	4
Grape, postharvest	4
Guava, postharvest	4
Huckleberry, postharvest .....	4
Loganberry, postharvest .....	4
Mango, postharvest .....	4
Muskmelon, postharvest .....	4
Oat, grain, postharvest .....	2
Orange, postharvest .....	4
Peach, postharvest	4
Pear, postharvest	4
Pineapple, postharvest .....	4
Plum, postharvest	4
Plum, prune, fresh, postharvest .....	4
Raspberry, postharvest .....	4
Rye, grain, postharvest .....	2
Sorghum, grain, grain, postharvest .....	2
Tomato, postharvest .....	4
Wheat, grain, postharvest .....	2

(b) *Section 18 emergency exemptions.* [Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.* [Reserved]

- 3. Section 180.116 is revised to read as follows:

**§ 180.116 Ziram; tolerances for residues.**

(a) *General.* Tolerances are established for residues of the fungicide ziram (zinc dimethyldithiocarbamate), calculated as zinc ethylenebisdithiocarbamate, in or on the following food commodities:

Commodity	Parts per million
Almond .....	0.1
Apple .....	7 <sup>1</sup>
Apricot .....	7 <sup>1</sup>
Bean .....	7 <sup>1</sup>
Beet, garden, roots	7 <sup>1</sup>
Beet, garden, tops	7 <sup>1</sup>
Blackberry .....	7 <sup>1</sup>
Blueberry .....	7 <sup>1</sup>
Boysenberry .....	7 <sup>1</sup>

Commodity	Parts per million
Broccoli .....	7 <sup>1</sup>
Brussel sprouts .....	7 <sup>1</sup>
Cabbage .....	7 <sup>1</sup>
Carrot, roots .....	7 <sup>1</sup>
Cauliflower .....	7 <sup>1</sup>
Celery .....	7 <sup>1</sup>
Cherry .....	7 <sup>1</sup>
Collards .....	7 <sup>1</sup>
Cranberry .....	7 <sup>1</sup>
Cucumber .....	7 <sup>1</sup>
Dewberry .....	7 <sup>1</sup>
Eggplant .....	7 <sup>1</sup>
Gooseberry .....	7 <sup>1</sup>
Grape .....	7 <sup>1</sup>
Huckleberry .....	7 <sup>1</sup>
Kale .....	7 <sup>1</sup>
Kohlrabi .....	7 <sup>1</sup>
Lettuce .....	7 <sup>1</sup>
Loganberry .....	7 <sup>1</sup>
Melon .....	7 <sup>1</sup>
Nectarine .....	7 <sup>1</sup>
Onion .....	7 <sup>1</sup>
Pea .....	7 <sup>1</sup>
Peach .....	7 <sup>1</sup>
Peanut .....	7 <sup>1</sup>
Pear .....	7 <sup>1</sup>
Pecan .....	0.1
Pepper .....	7 <sup>1</sup>
Pumpkin .....	7 <sup>1</sup>
Quince .....	7 <sup>1</sup>
Radish, roots .....	7 <sup>1</sup>
Radish, tops .....	7 <sup>1</sup>
Raspberry .....	7 <sup>1</sup>
Rutabaga, roots .....	7 <sup>1</sup>
Rutabaga, tops .....	7 <sup>1</sup>
Spinach .....	7 <sup>1</sup>
Squash .....	7 <sup>1</sup>
Squash, summer ..	7 <sup>1</sup>
Strawberry .....	7 <sup>1</sup>
Tomato .....	7 <sup>1</sup>
Turnip, greens .....	7 <sup>1</sup>
Turnip, roots .....	7 <sup>1</sup>
Youngberry .....	7 <sup>1</sup>

<sup>1</sup>See footnote 1 to § 180.114.

(b) *Section 18 emergency exemptions.*  
[Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.*  
[Reserved]

■ 4. Section 180.133 is revised to read as follows:

**§ 180.133 Lindane; tolerances for residues.**

(a) *General.* Tolerances are established for residues of the insecticide lindane (gamma isomer of benzene hexachloride) in or on the following food commodities:

Commodity	Parts per million
Apple .....	1
Apricot .....	1
Asparagus .....	1
Avocado .....	1
Broccoli .....	1
Brussels sprouts ..	1
Cabbage .....	1
Cattle, fat .....	7

Commodity	Parts per million
Cauliflower .....	1
Celery .....	1
Cherry .....	1
Collards .....	1
Cucumber .....	3
Eggplant .....	1
Goat, fat .....	7
Grape .....	1
Guava .....	1
Hog, fat .....	4
Horse, fat .....	7
Kale .....	1
Kohlrabi .....	1
Lettuce .....	3
Mango .....	1
Melon .....	3
Mushroom .....	3
Mustard greens .....	1
Nectarine .....	1
Okra .....	1
Onion, dry bulb .....	1
Peach .....	1
Pear .....	1
Pecan .....	0.01(N)
Pepper .....	1
Pineapple .....	1
Plum .....	1
Plum, prune, fresh ..	1
Pumpkin .....	3
Quince .....	1
Sheep, fat .....	7
Spinach .....	1
Squash .....	3
Squash, summer ..	3
Strawberry .....	1
Swiss chard .....	1
Tomato .....	3

(b) *Section 18 emergency exemptions.*  
[Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.*  
[Reserved]

■ 5. Section 180.143 is revised to read as follows:

**§ 180.143 Dipropyl isocinchomeronate; tolerances for residues.**

(a) *General.* Tolerances are established for residues of the insecticide dipropyl isocinchomeronate, resulting from dermal application, in or on the following food commodities:

Commodity	Parts per million
Cattle, fat .....	0.1(N)
Cattle, meat .....	0.1(N)
Cattle, meat by-products .....	0.1(N)
Goat, fat .....	0.1(N)
Goat, meat .....	0.1(N)
Goat, meat byproducts .....	0.1(N)
Hog, fat .....	0.1(N)
Hog, meat .....	0.1(N)
Hog, meat byproducts .....	0.1(N)
Horse, fat .....	0.1(N)
Horse, meat .....	0.1(N)
Horse, meat by-products .....	0.1(N)

Commodity	Parts per million
Milk .....	0.004(N)
Sheep, fat .....	0.1(N)
Sheep, meat .....	0.1(N)
Sheep, meat by-products .....	0.1(N)

(b) *Section 18 emergency exemptions.*

[Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.*  
[Reserved]

■ 6. Section 180.149 is revised to read as follows:

**§ 180.149 Mineral oil; tolerances for residues.**

(a) *General.* (1) For the purposes of this section, the insecticide mineral oil is defined as the refined petroleum fraction having the following characteristics:

- (i) Minimum flashpoint of 300 °F.
- (ii) Gravity of 27 to 34 by the American Petroleum Institute standard method.
- (iii) Pour point of 30 °F maximum.
- (iv) Color 2 maximum by standards of the American Society for Testing Materials.
- (v) Boiling point between 480 °F and 960 °F.
- (vi) Viscosity at 100 °F of 100 to 200 seconds Saybolt.
- (vii) Unsulfonated residue of 90 percent minimum.
- (viii) No sulfur compounds according to the United States Pharmacopeia test under Liquid Petrolatum.

(2) Tolerances for residues of mineral oil as specified in paragraph (a)(1) of this section are established in or on the following food commodities:

Commodity	Parts per million
Corn, grain, postharvest .....	200
Sorghum, grain, grain, postharvest .....	200

(b) *Section 18 emergency exemptions.*  
[Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.*  
[Reserved]

■ 7. Section 180.179 is revised to read as follows:

**§ 180.179 Tartar emetic; tolerances for residues.**

(a) *General.* Tolerances are established for residues of the insecticide tartar emetic, calculated as combined antimony trioxide, in or on the following food commodities:

Commodity	Parts per million
Fruit, citrus .....	3.5
Grape .....	3.5
Onion .....	3.5

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

■ 8. Section 180.180 is revised to read as follows:

**§ 180.180 Orthoarsenic acid; tolerance for residues.**

(a) General. A tolerance that expires on July 1, 1995, for combined As<sub>2</sub>O<sub>3</sub> is established for residues of the defoliant orthoarsenic acid in or on the following food commodity:

Commodity	Parts per million
Cotton, undelinted seed .....	4

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

■ 9. Section 180.202 is revised to read as follows:

**§ 180.202 p-Chlorophenoxyacetic acid; tolerances for residues.**

(a) General. (1) A tolerance is established for combined residues of the plant regulator p-chlorophenoxyacetic acid and its metabolite p-chlorophenol in or on the following food commodity:

Commodity	Parts per million
Tomato .....	0.05

(2) A tolerance is established for combined residues of the plant regulator p-chlorophenoxyacetic acid and its metabolite p-chlorophenol to inhibit embryonic root development in or on the following food commodity:

Commodity	Parts per million
Bean, mung, sprouts .....	2

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

■ 10. Section 180.208 is revised to read as follows:

**§ 180.208 N-Butyl-N-ethyl-α-α-α-trifluoro-2,6-dinitro-p-toluidine; tolerances for residues.**

(a) General. Tolerances are established for residues of the herbicide N-butyl-N-ethyl-α-α-α-trifluoro-2,6-dinitro-p-toluidine in or on the following food commodities:

Commodity	Parts per million
Alfalfa, forage .....	0.05(N)
Alfalfa, hay .....	0.05(N)
Clover, forage .....	0.05(N)
Clover, hay .....	0.05(N)
Lettuce .....	0.05(N)
Peanut .....	0.05(N)
Trefoil, birdsfoot, forage .....	0.05(N)
Trefoil, birdsfoot, hay .....	0.05(N)

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

■ 11. Section 180.210 is revised to read as follows:

**§ 180.210 Bromacil; tolerances for residues.**

(a) General. Tolerances are established for residues of the herbicide bromacil (5-bromo-3-sec-butyl-6-methyluracil) in or on the following food commodities:

Commodity	Parts per million
Fruit, citrus .....	0.1
Pineapple .....	0.1

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

■ 12. Section 180.212 is revised to read as follows:

**§ 180.212 S-Ethyl cyclohexylethylthiocarbamate; tolerances for residues.**

(a) General. Tolerances are established for residues of the herbicide S-ethyl cyclohexylethylthiocarbamate in or on the following food commodities:

Commodity	Parts per million
Beet, garden, roots .....	0.05(N)
Beet, garden, tops .....	0.05(N)
Beet, sugar, roots .....	0.05(N)
Beet, sugar, tops .....	0.05(N)
Spinach .....	0.05(N)

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

■ 13. Section 180.228 is revised to read as follows:

**§ 180.228 S-Ethyl hexahydro-1H-azepine-1-carbothioate; tolerances for residues.**

(a) General. Tolerances are established for the herbicide S-ethyl hexahydro-11H-azepine-1-carbothioate in or on the following food commodities:

Commodity	Parts per million
Rice, grain .....	0.1(N)
Rice, straw .....	0.1(N)

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

■ 14. Section 180.232 is revised to read as follows:

**§ 180.232 Butylate; tolerances for residues.**

(a) General. Tolerances are established for the herbicide butylate in or on the following food commodities:

Commodity	Parts per million
Corn, field, forage .....	0.1
Corn, field, grain ... ..	0.1
Corn, field, stover .....	0.1
Corn, pop, forage .....	0.1
Corn, pop, grain ....	0.1
Corn, sweet, forage .....	0.1
Corn, sweet, kernel, plus cob with husks removed .....	0.1

(b) Section 18 emergency exemptions. [Reserved]

(c) Tolerances with regional registrations. [Reserved]

(d) Indirect or inadvertent residues. [Reserved]

■ 15. Section 180.238 is revised to read as follows:

**§ 180.238 S-Propyl butylethylthiocarbamate; tolerances for residues.**

(a) General. Tolerances are established for residues of the herbicide S-propyl butylethylthiocarbamate in or on the following food commodities:

Commodity	Parts per million
Beet, sugar, roots .....	0.1(N)
Beet, sugar, tops .....	0.1(N)
Tomato .....	0.1(N)

(b) *Section 18 emergency exemptions.*  
 [Reserved]  
 (c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.*  
 [Reserved]

■ 16. Section 180.241 is revised to read as follows:

**§ 180.241 S-(O,O-Diisopropyl phosphorodithioate) of N-(2-mercaptoethyl) benzenesulfonamide; tolerances for residues.**

(a) *General.* Tolerances are established for residues of S-(O,O-diisopropyl phosphorodithioate) of N-(2-mercaptoethyl) benzenesulfonamide including its oxygen analog S-(O,O-diisopropyl phosphorodithioate) of N-(2-mercaptoethyl) benzenesulfonamide in or on the following food commodities:

Commodity	Parts per million
Carrot, roots .....	0.1(N)
Cucurbits .....	0.1(N)
Onion, dry bulb .....	0.1(N)
Vegetable, fruiting .....	0.1(N)
Vegetable, leafy ....	0.1(N)

(b) *Section 18 emergency exemptions.*  
 [Reserved]  
 (c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.*  
 [Reserved]

■ 17. Section 180.245 is revised to read as follows:

**§ 180.245 Streptomycin; tolerances for residues.**

(a) *General.* (1) Tolerances are established for residues of the fungicide streptomycin in or on the following food commodity:

Commodity	Parts per million
Pome, fruit .....	0.25

(2) Tolerances are established for residues of the fungicide streptomycin from treatment of seedling plants before transplanting in or on the following food commodities:

Commodity	Parts per million
Celery .....	0.25
Pepper .....	0.25
Tomato .....	0.25

(3) Tolerances are established for residues of the fungicide streptomycin from treatment of seed pieces in or on the following food commodity:

Commodity	Parts per million
Potato .....	0.25

(b) *Section 18 emergency exemptions.*  
 [Reserved]  
 (c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.*  
 [Reserved]

■ 18. Section 180.257 is revised to read as follows:

**§ 180.257 Chloroneb; tolerances for residues.**

(a) *General.* Tolerances are established for residues of the fungicide chloroneb (1,4-dichloro-2,5-dimethoxybenzene) and its metabolite 2,5-dichloro-4-methoxyphenol (calculated as chloroneb) in or on the following food commodities:

Commodity	Parts per million
Bean .....	0.1(N)
Bean, forage .....	2
Beet, sugar, roots .....	0.1(N)
Beet, sugar, tops ..	0.1(N)
Cattle, fat .....	0.2
Cattle, meat .....	0.2
Cattle, meat by-products .....	0.2
Cotton, forage .....	2
Cotton, undelinted seed .....	0.1(N)
Goat, fat .....	0.2
Goat, meat .....	0.2
Goat, meat byproducts .....	0.2
Hog, fat .....	0.2
Hog, meat .....	0.2
Hog, meat byproducts .....	0.2
Horse, fat .....	0.2
Horse, meat .....	0.2
Horse, meat by-products .....	0.2
Milk .....	0.05(N)
Sheep, fat .....	0.2
Sheep, meat .....	0.2
Sheep, meat by-products .....	0.2
Soybean .....	0.1(N)
Soybean, forage ...	2

(b) *Section 18 emergency exemptions.*  
 [Reserved]  
 (c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.*  
 [Reserved]

■ 19. Section 180.288 is revised to read as follows:

**§ 180.288 2-(Thiocyanomethylthio)benzothiazole; tolerances for residues.**

(a) *General.* Tolerances are established for residues of the fungicide 2-(thiocyanomethylthio)benzothiazole in or on the following food commodities:

Commodity	Parts per million
Barley, grain .....	0.1(N)

Commodity	Parts per million
Barley, straw .....	0.1(N)
Beet, sugar, roots .....	0.1(N)
Beet, sugar, tops ..	0.1(N)
Corn, grain .....	0.1(N)
Corn, forage .....	0.1(N)
Corn, stover .....	0.1(N)
Cotton, forage .....	0.1(N)
Cotton, undelinted seed .....	0.1(N)
Oat, forage .....	0.1(N)
Oat, grain .....	0.1(N)
Oat, hay .....	0.1(N)
Oat, straw .....	0.1(N)
Rice, grain .....	0.1(N)
Rice, straw .....	0.1(N)
Safflower, seed ....	0.1(N)
Sorghum, grain, forage .....	0.1(N)
Sorghum, grain, grain .....	0.1(N)
Sorghum, grain, stover .....	0.1(N)
Wheat, forage .....	0.1(N)
Wheat, grain .....	0.1(N)
Wheat, hay .....	0.1(N)
Wheat, straw .....	0.1(N)

(b) *Section 18 emergency exemptions.*  
 [Reserved]

(c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.*  
 [Reserved]

■ 20. Section 180.309 is revised to read as follows:

**§ 180.309 α-Naphthaleneacetamide; tolerances for residues.**

(a) *General.* Tolerances are established for combined negligible residues of the plant regulator α-naphthaleneacetamide and its metabolite α-naphthaleneacetic acid (calculated as α-naphthaleneacetic acid) in or on the following food commodities:

Commodity	Parts per million
Apple .....	0.1
Pear .....	0.1

(b) *Section 18 emergency exemptions.*  
 [Reserved]

(c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.*  
 [Reserved]

■ 21. Section 180.311 is revised to read as follows:

**§ 180.311 Cacodylic acid; tolerances for residues.**

(a) *General.* Tolerances are established for residues of the defoliant cacodylic acid (dimethylarsinic acid), expressed as As<sub>2</sub>O<sub>3</sub>, in or on the following food commodities:

Commodity	Parts per million
Cattle, fat .....	0.7
Cattle, kidney .....	1.4
Cattle, liver .....	1.4
Cattle, meat .....	0.7
Cattle, meat by-products, except kidney .....	0.7
Cattle, meat by-products, except liver .....	0.7
Cotton, undelinted seed .....	2.8

(b) *Section 18 emergency exemptions.* [Reserved]  
 (c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.* [Reserved]  
 ■ 22. Section 180.312 is revised to read as follows:

**§ 180.312 4-Aminopyridine; tolerances for residues.**

(a) *General.* Tolerances are established for the bird repellent 4-aminopyridine in or on the following food commodities:

Commodity	Parts per million
Corn, forage .....	0.1(N)
Corn, field, grain ...	0.1(N)
Corn, pop, grain ....	0.1(N)
Corn, stover .....	0.1(N)
Corn, sweet, kernels plus cob with husks removed .....	0.1(N)
Sunflower, seed ....	0.1(N)

(b) *Section 18 emergency exemptions.* [Reserved]  
 (c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.* [Reserved]  
 ■ 23. Section 180.316 is revised to read as follows:

**§ 180.316 Pyrazon; tolerances for residues.**

(a) *General.* Tolerances are established for combined residues of the

herbicide pyrazon (5-amino-4-chloro-2-phenyl-3(2H)-pyridazinone) and its metabolites (calculated as pyrazon) in or on the following food commodities:

Commodity	Parts per million
Beet, garden, roots	0.1(N)
Beet, garden, tops	1
Beet, sugar, roots	0.1(N)
Beet, sugar, tops ..	1
Milk .....	0.01(N)

(b) *Section 18 emergency exemptions.* [Reserved]  
 (c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.* [Reserved]  
 ■ 24. Section 180.318 is revised to read as follows:

**§ 180.318 4-(2-Methyl-4-chlorophenoxy) butyric acid; tolerance for residues.**

(a) *General.* A tolerance is established for the herbicide 4-(2-methyl-4-chlorophenoxy) butyric acid in or on the following food commodity:

Commodity	Parts per million
Pea .....	0.1(N)

(b) *Section 18 emergency exemptions.* [Reserved]  
 (c) *Tolerances with regional registrations.* [Reserved]  
 (d) *Indirect or inadvertent residues.* [Reserved]  
 ■ 25. Section 180.344 is revised to read as follows:

**§ 180.344 4,6-Dinitro-*o*-cresol and its sodium salt; tolerance for residues.**

(a) *General.* A tolerance is established for residues of the plant regulator 4,6-dinitro-*o*-cresol and its sodium salt, from application to apple trees at the blossom stage as a fruit-thinning agent, in or on the following food commodity:

Commodity	Parts per million
Apple .....	0.02(N)

(b) *Section 18 emergency exemptions.* [Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.* [Reserved]

■ 26. Section 180.360 is revised to read as follows:

**§ 180.360 Asulam; tolerance for residues.**

(a) *General.* A tolerance is established for residues of the herbicide asulam (methyl sulfanylcarbamate) in or on the following food commodity:

Commodity	Parts per million
Sugarcane, cane ..	0.1(N)

(b) *Section 18 emergency exemptions.* [Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.* [Reserved]

■ 27. Section 180.488 is revised to read as follows:

**§ 180.488 Hexaconazole; tolerance for residues.**

(a) *General.* A tolerance is established for residues of the fungicide hexaconazole, [alpha-butyl-alpha-(2,4-dichlorophenyl)-1*H*-1,2,4-triazole-1-ethanol], in or on the following food commodity:

Commodity	Parts per million
Banana <sup>1</sup> .....	0.7

<sup>1</sup>There are no U.S. registrations as of June 30, 1999.

(b) *Section 18 emergency exemptions.* [Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.* [Reserved]

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