

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).

List of Subjects in 40 CFR Part 180

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

Dated: April 20, 1995.

Stephen L. Johnson,

Director, Registration Division, Office of Pesticide Programs.

Therefore, 40 CFR part 180 is amended as follows:

PART 180—[AMENDED]

1. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 346a and 371.

2. By revising § 180.459, to read as follows:

§ 180.459 Triasulfuron; tolerances for residues.

Tolerances are established for the residues of the herbicide triasulfuron, [3-(6-methoxy-4-methyl-1,3,5-triazin-2-yl)-1-(2-(2-chloroethoxy)phenylsulfonyl)urea] in or on the following raw agricultural commodities:

Commodity	Parts per million
Barley, forage	5.0
Barley, grain	0.02
Barley, straw	2.0
Cattle, fat	0.1
Cattle, kidney	0.2
Cattle, meat	0.1
Cattle, mbyp (except kidney)	0.1
Goats, fat	0.1
Goats, kidney	0.2
Goats, mbyp (except kidney)	0.1
Goats, meat	0.1
Hogs, fat	0.1
Hogs, kidney	0.2
Hogs, mbyp (except kidney)	0.1
Hogs, meat	0.1
Horses, fat	0.1
Horses, kidney	0.2
Horses, mbyp (except kidney) ..	0.1
Horses, meat	0.1
Milk	0.02
Sheep, fat	0.1
Sheep, kidney	0.2
Sheep, mbyp (except kidney) ...	0.1
Sheep, meat	0.1
Wheat, forage	5.0
Wheat, grain	0.02
Wheat, straw	2.0

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40 CFR Parts 180 and 185

[PP 2F4116 and FAP 2H5644/R2124; FRL-4949-3]

RIN 2070-AB78

Myclobutanil; Pesticide Tolerances and Food Additive Regulation

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes permanent tolerances for the combined residues of the fungicide myclobutanil and a metabolite in or on the raw agricultural commodities stone fruits (except cherries) at 2.0 parts per million (ppm) and cherries at 5.0 ppm and establishes a food additive regulation for the combined residues in or on the processed food commodity dried plums at 8.0 ppm. The Rohm & Haas Co. requested establishment of these tolerances and food additive regulation. **EFFECTIVE DATE:** This regulation became effective on March 30, 1995.

ADDRESSES: Written objections and hearing requests, identified by the document control number, [PP 2F4116 and FAP 2H5644/R2124], may be submitted to: Hearing Clerk (1900), Environmental Protection Agency, Rm. M3708, 401 M St., SW., Washington, DC 20460. A copy of any objections and hearing requests filed with the Hearing Clerk should be identified by the document control number and submitted 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 a copy of the objections and hearing requests to Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202. Fees accompanying objections shall be labeled "Tolerance Petition Fees" and forwarded to: EPA Headquarters Accounting Operations Branch, OPP (Tolerance Fees), P.O. Box 360277M, Pittsburgh, PA 15251.

A copy of objections and requests for hearings filed with the Hearing Clerk may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Copies of objections and requests for hearings must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Copies of objections and requests for hearings will also be accepted on disks in WordPerfect in 5.1 file format or ASCII file format. All copies of objections and requests for hearings in electronic form must be identified by the docket number

[PP 2F4116 and FAP 2H5644/R2124]. No Confidential Business Information (CBI) should be submitted through e-mail. Electronic copies of objections and requests for hearings on this rule may be filed online at many Federal Depository Libraries. Additional information on electronic submissions can be found below in this document.

FOR FURTHER INFORMATION CONTACT: By mail: Connie B. 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. 227, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202, (703)-305-6900; e-mail: welch.connie@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: EPA issued notices, published in the **Federal Register** of December 30, 1992 (57 FR 62333), which announced that the Rohm & Haas Co., Independence Mall West, Philadelphia, PA 19105, had submitted pesticide petition (PP) 2F4116 proposing to amend 40 CFR 180.443 by establishing permanent tolerances for the residues of the fungicide myclobutanil, [*alpha*-butyl-*alpha*-(3-hydroxybutyl)-1*H*-1,2,4-triazole-1-propanenitrile], and both the free and bound forms of its metabolite, [*alpha*-(3-hydroxybutyl)-*alpha*-(4-chlorophenyl)-1*H*-1,2,4-triazole-1-propanenitrile], in or on stone fruits group (except cherries) at 2.0 ppm and cherries at 5.0 ppm and food additive petition (FAP) 2H5644 proposing to amend 40 CFR 185.4350 by establishing a tolerance for the combined residues of myclobutanil and its metabolite in or on the food additive commodity dried plums at 8.0 ppm. Rohm & Haas Co. also requested that previous petitions submitted for stone fruits (PP 9F3811, PP 1F3954, and FAP 1H5608) be combined in these petitions.

Time-limited tolerances were established for myclobutanil in or on the raw agricultural commodities nectarines and peaches at 2.0 ppm and cherries (sweet and sour) at 4.0 ppm with an expiration date of October 1, 1994, in response to PP 9F3811 in a document in the **Federal Register** of February 5, 1992 (57 FR 4368). These tolerances were extended to April 1, 1995, on September 30, 1994.

There were no comments received in response to the notices of filing of any of the petitions. The data submitted in support of the petitions and other relevant material have been evaluated. The pesticide is considered useful for the purpose for which the tolerances are sought. The toxicological data