

PART 180—[AMENDED]

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

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

2. Section 180.425, is amended by revising the section heading, the introductory paragraph, and in the table by adding alphabetically the entry for "beans, snap", to read as follows:

§ 180.425 Clomazone; tolerances for residues.

Tolerances are established for residues of the herbicide clomazone, 2-(2-chlorophenyl)methyl-4,4-dimethyl-3-isoxazolidinone, in or on the following raw agricultural commodities:

Commodity	Parts per million
Beans, snap	0.05
* * *	*

[FR Doc. 96-11339 Filed 5-7-96; 8:45 am]

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40 CFR Part 180

[PP-4E4419/R2236; FRL-5366-8]

RIN 2070-AB78

Avermectin B₁ and its Delta-8,9-Isomer; Extension of Time-Limited Tolerance

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This document extends the effective date for the time-limited tolerance established for the combined residues of the insecticide avermectin B₁ and its delta-8,9-isomer in or on the raw agricultural commodity dried hops. The Interregional Research Project No. 4 (IR-4) requested the regulation to establish a maximum permissible level for residues of the insecticide pursuant to the Federal Food, Drug and Cosmetic Act (FFDCA).

EFFECTIVE DATE: This regulation becomes effective May 8, 1996.

ADDRESSES: Written objections and hearing requests, identified by the document control number, [PP-4E4419/R2236], may be submitted to: Hearing Clerk (1900), Environmental Protection Agency, Rm. M3708, 401 M St., SW., Washington, DC 20460. Fees accompanying objections and hearing requests 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 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 copy of objections and hearing requests to Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202.

A copy of objections and hearing requests 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 hearing requests must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Copies of objections and hearing requests will also be accepted on disks in WordPerfect 5.1 file format or ASCII file format. All copies of objections and hearing requests in electronic form must be identified by the docket number [PP-4E4419/R2236]. No Confidential Business Information (CBI) should be submitted through e-mail. Electronic copies of objections and hearing requests 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: Hoyt L. Jamerson, Registration Division (7505W), Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Sixth Floor, Crystal Station #1, 2800 Jefferson Davis Highway, Arlington, VA 22202. (703) 308-8783; e-mail: jamerson.hoyt@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: In the Federal Register of March 20, 1996 (61 FR 11357), EPA issued a proposed rule (FRL-5356-2) to amend 40 CFR part 180 by extending the effective date for the established time-limited tolerance for the combined residues of the insecticide avermectin B₁ and its delta-8,9-isomer in or on the raw agricultural commodity dried hops at 0.5 parts per million (ppm). EPA proposed that the expiration date for the tolerance be extended from April 30, 1996 to December 31, 1996, to allow EPA additional time to evaluate IR-4's petition for a permanent tolerance for residues of avermectin B₁ and its delta-8,9-isomer in or on the raw agricultural commodity dried hops.

The data considered in support of the established tolerance for dried hops are discussed in the proposed rule, which was published in the Federal Register notice of September 13, 1995 (59 FR 49826). Additional information regarding EPA's proposal to extend the effective date for the time-limited tolerance is discussed in the Federal Register of March 20, 1996 [61 FR 11357]. There were no comments or requests for referral to an advisory committee received in response to the proposed rule to extend the effective date for the time-limited tolerance. Based on the data and information considered, the Agency concludes that the tolerance will protect the public health. Therefore, the tolerance is amended as set forth below.

Any person adversely affected by this regulation may, within 30 days after publication of this document in the Federal Register, file written objections to the regulation and may also request a hearing on those objections. Objections and hearing requests must be filed with the Hearing Clerk, at the address given above (40 CFR 178.20). A copy of the objections and/or hearing requests filed with the Hearing Clerk should be submitted to the OPP docket for this rulemaking. The objections submitted must specify the provisions of the regulation deemed objectionable and the grounds for the objections (40 CFR 178.25). Each objection must be accompanied by the fee prescribed by 40 CFR 180.33(i). If a hearing is requested, the objections must include a statement of the factual issue(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). A request for a hearing will be granted if the Administrator determines that the material submitted shows the following: There is 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 issue(s) in the manner sought by the requestor would be adequate to justify the action requested (40 CFR 178.32).

A record has been established for this rulemaking under docket number [PP-4E4419/R2236] (including any objections and hearing requests 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

4:30 p.m., Monday through Friday, excluding legal holidays. The public record is located in Room 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.

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 any copies of objections and hearing requests 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.

Under Executive Order 12866 (58 FR 51735, October 4, 1993), the Agency must determine whether the regulatory action is "significant" and therefore subject to review by the Office of Management and Budget (OMB) any the requirements of the Executive Order. Under section 3(f), the order defines "a significant regulatory action" as an action that is likely to result in a rule (1) having an annual effect on the economy of \$100 million or more, or adversely and materially affecting a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or State, local or tribal governments or communities (also referred to as "economically significant"); (2) creating serious inconsistency or otherwise interfering with an action taken or planned by another agency; (3) materially altering the budgetary impacts of entitlement, grants, user fees, or loan programs or the rights and obligations thereof; or (4) raising novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in this Executive Order.

Pursuant to the terms of this Executive Order, EPA has determined that this rule is not "significant" and is therefore not subject to OMB review.

This action does not impose any enforceable duty, or contain any "unfunded mandates" as described in Title II of the Unfunded Mandates Act of 1995 (Pub. L. 104-4), or require prior consultation as specified by Executive Order 12875 (58 FR 58093, October 28, 1993), entitled Enhancing the Intergovernmental Partnership, or special consideration as required by Executive Order 12898 (59 FR 7629, February 16, 1994).

Pursuant to the requirements of the Regulatory Flexibility Act (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 explaining the factual basis for this determination 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 30, 1996.

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. In § 180.449, by revising paragraph (a) to read as follows:

§ 180.449 Avermectin B₁ and its delta-8,9 isomer; tolerances for residues.

(a) Tolerances are established for the combined residues of the insecticide avermectin B₁ [a mixture of avermectins containing greater than or equal to 80% avermectin B_{1a} (5-O-demethyl avermectin A₁) and less than or equal to 20% avermectin B_{1b} (5-O-demethyl-25-de(1-methylpropyl)-25-(1-methylethyl) avermectin A₁)] and its delta-8,9-isomer in or on the following commodities:

Commodity	Parts per million	Expiration date
Cattle, fat	0.015	Apr.30, 1996
Cattle, meat	0.02	Do
Cattle, mbyop	0.02	Do
Citrus whole fruit	0.02	Do
Cottonseed	0.005	Do
Hops, dried	0.5	Dec. 31, 1996
Milk	0.005	Apr. 30, 1996

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 64

[CC Docket No. 91-281; DA 96-439]

Calling Number Identification Service—Caller ID

AGENCY: Federal Communications Commission (Commission).

ACTION: Final rule; waiver.

SUMMARY: The Common Carrier Bureau, acting pursuant to delegated authority, granted Sprint Communications Co. (Sprint) a waiver of the Federal Communications Commission's calling party number (CPN) delivery rules until June 1, 1996. The Commission's CPN delivery rules require that common carriers using Signaling System 7 are required to transmit the CPN associated with an interstate call to interconnecting carriers. Sprint requested the waiver because it needed additional time to correct a technical problem in which the privacy of a calling party might be compromised. The Bureau conditioned this waiver on Sprint providing two progress reports to the Bureau. These reports are to be provided not later than April 15, 1996 and again on May 10, 1996. The intended effect of this action is to avoid compromising the privacy of callers.

EFFECTIVE DATE: March 29, 1996.

FOR FURTHER INFORMATION CONTACT: Elizabeth Nightingale, Network Services Division, Common Carrier Bureau at 202-418-2352.

SUPPLEMENTARY INFORMATION: This summary describes the Bureau's Order in the matter of Rules and Policies Regarding Calling Number Identification Service, (CC Docket 91-281, adopted March 27, 1996 and released March 29, 1995). The file is available for inspection and copying during the weekday hours of 9 a.m. to 4:30 p.m. in the Commission's Reference Center, Room 239, 1919 M St., NW., Washington DC, or copies may be purchased from the Commission's duplicating contractor, ITS, Inc. 2100 M St., NW., Suite 140, Washington, DC 20037, phone 202-857-3800.

Analysis of the Order

After reviewing Sprint's petition for stay and waiver of the Commission's rules governing calling party number (CPN) delivery and privacy, the Bureau has concluded to grant Sprint a temporary waiver until June 1, 1996 of Section 64.1601(a) and Section 64.103 of the Commission's rules.

Sprint requested additional time to comply with the Commission's caller ID