0E3875/P623] (including 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 4:30 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.

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.

Under Executive Order 12866 (58 FR 51735, October 4, 1993), the Agency must determine whether the regulatory action is "significant" and therefore subject to all the requirements of the Executive Order (i.e., Regulatory Impact Analysis, review by the Office of Management and Budget (OMB)). Under section 3(f), the order defines "significant" as those actions likely to lead to 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 known 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 (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.

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).

List of Subjects in 40 CFR Part 180

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

Dated: July 27, 1995.

Stephen L. Johnson,

Director, Registration Division, Office of Pesticide Programs.

Therefore, it is proposed that 40 CFR part 180 be 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 adding new § 180.485, to read as follows:

§180.485 Cyproconazole; tolerances for residues.

A time-limited tolerance is established for the residues of the fungicide cyproconazole, (2*RS*,3*RS*)-2-(4-chlorophenyl)-3-cyclopropyl-1-(1*H*-1,2,4-triazole-1-yl)butan-2-ol, in or on the following imported raw agricultural commodity:

Commodity	Parts per million	Expiration date
Coffee beans ¹	0.1	July 1, 1997.

¹ There are no U.S. registrations as of August 9, 1995 for use on coffee beans.

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INTERSTATE COMMERCE COMMISSION

49 CFR Parts 1051 and 1220

[Ex Parte No. 55 (Sub-No. 95)]

Petition for Rulemaking—Invoiceless Billing Transactions

AGENCY: Interstate Commerce Commission. ACTION: Advance notice of proposed rulemaking.

SUMMARY: The Commission is issuing an advance notice of proposed rulemaking

to examine restrictions against invoiceless billing between shippers and carriers. In this context, invoiceless billing means a system in which payments are made with no paper or electronic freight bill being issued by the carrier. Presently, Commission regulations require the issuance of freight bills by motor common carriers and require their retention for one year. This proceeding is instituted in response to a petition asking the Commission to modify the present regulations to allow consensual invoiceless billing between shippers, on the one hand, and motor common and contract carriers on the other. The Commission is asking for comments on this proposal and on whether

consensual invoiceless billing should be authorized for other modes, including rail and water carriers. Following receipt of public comments, the Commission will decide whether any changes to the present rules may be warranted. If so, a notice of proposed rulemaking will be issued. Otherwise, the proceeding will be discontinued.

DATES: Any person interested in participating in this proceeding as a party of record may file comments by October 10, 1995.

ADDRESSES: Send an original and 10 copies of pleadings referring to Ex Parte No. 55 (Sub-No. 95) to: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201