the order defies a "signficant 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 inconsistancy 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 of recipients 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 the 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: January 9, 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. In § 180.417 by amending paragraph (b) by revising the table therein, to read as follows:

§ 180.417 Triclopyr; tolerances for residues.

(b) * * *

Commodity	Parts per million
Eggs	0.05
and sheep	0.05
(except kidney) of poultry	0.1
Milk Liver and kidney of cattle, goats, hogs, horses, and	0.01
sheep	0.5
Rice, grain	0.3
Rice, straw	10.0

[FR Doc. 95–1501 Filed 1–19–95; 8:45 am] BILLING CODE 6560–50–F

40 CFR Part 180

[PP 1F3986, PP 1F3987, and PP 1F3988/ R2098; FRL-4928-6]

RIN 2070-AB78

Sodium 5-Nitroguaiacolate, Sodium O-Nitrophenolate, and Sodium P-Nitrophenolate; Exemptions from the Requirement of a Tolerance

AGENCY: Environmental Protection Agency (EPA). **ACTION:** Final rule.

SUMMARY: This rule establishes exemptions from the requirement of a tolerance for residues of the biochemical plant regulators sodium 5nitroguaiacolate, sodium onitrophenolate, and sodium pnitrophenolate in or on the raw agricultural commodities cottonseed, cotton gin byproducts, rice, rice straw, soybeans, and soybean forage and hay when products containing 0.1%, 0.2%, and 0.3% by weight of these active ingredients, respectively, are applied at rates of 20 grams of each active ingredient per acre or less per application in accordance with good agricultural practices. These exemptions were requested by Asahi Chemical Manufacturing Co., Ltd.

EFFECTIVE DATE: Effective on January 9, 1995.

ADDRESSES: Written objections and hearing requests, identified by the document control number, [PP 1F3986, PP 1F3987, and PP 1F3988/R2098], 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.

FOR FURTHER INFORMATION CONTACT: By mail: Leonard S. Cole, Jr., Acting 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.

SUPPLEMENTARY INFORMATION: EPA issued a notice, published in the Federal Register of December 13, 1991 (56 FR 65080), which announced that Asahi Chemical Manufacturing Co., Ltd., 500 Takayasu, IkarugaCho, Ikoma-Gun, Nara Prefecture, Japan, had submitted pesticide petitions (PP) 1F3986, 1F3987, and 1F3988 proposing to amend 40 CFR part 180 by establishing a regulation pursuant to the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. 346a and 371, to exempt from the requirement of a tolerance the residues of the biochemical plant regulators sodium 5-nitroguaiacolate, sodium o-nitrophenolate, and sodium pnitrophenolate when applied at rates of 20 grams of active ingredient or less per acre per application in or on the raw agricultural commodities from application to cotton, rice, and soybeans.

No comments were received in response to the **Federal Register** notice.

The data submitted in the petitions and all other relevant material have been evaluated. The toxicological data considered in support of the exemptions from the requirement of a tolerance include acute toxicity tests, subchronic oral toxicity tests, developmental toxicity studies, and mutagenicity studies. Acute toxicity tests place the end-use product in Toxicity Category IV. The acute toxicity tests for the individual technical chemicals indicate that sodium 5-nitroguaiacolate is in Toxicity Category I based on primary eye irritation, sodium *p*-nitrophenolate is in Toxicity Category II based on acute oral toxicity and primary eye irritation, and sodium o-nitrophenolate is in Toxicity Category II based on primary