

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, or establishing or raising food additive regulations 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 Parts 185 and 186

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

Dated: January 24, 1995.

**Lois Rossi,**

*Acting Director, Registration Division, Office of Pesticide Programs.*

Therefore, it is proposed that chapter I of title 40 of the Code of Federal Regulations be amended as follows:

#### PART 185—[AMENDED]

##### 1. In part 185:

a. The authority citation for part 185 continues to read as follows:

**Authority:** 21 U.S.C. 346a and 348.

b. By adding new § 185.1975, 185.1985, and 185.3775, to read as follows:

##### **§ 185.1975 Dihydro-5-heptyl-2(3H)-furanone.**

The food additive dihydro-5-heptyl-2(3H)-furanone, may be safely used in accordance with the following conditions:

(a) It is used in combination with the active ingredients d-limonene and dihydro-5-pentyl-2(3H)-furanone in insect-repellent tablecloths and in insect-repellent strips used in food-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

##### **§ 185.1985 Dihydro-5-pentyl-2(3H)-furanone.**

The food additive dihydro-5-pentyl-2(3H)-furanone may be safely used in accordance with the following conditions:

(a) It is used in combination with the active ingredients d-limonene and dihydro-5-heptyl-2(3H)-furanone in insect-repellent tablecloths and in insect-repellent strips used in food-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

##### **§ 185.3775 d-Limonene.**

The food additive d-limonene may be safely used in accordance with the following conditions:

(a) It is used with the active ingredients dihydro-5-pentyl-2(3H)-furanone and dihydro-5-heptyl-2(3H)-furanone in insect-repellent tablecloths and in insect-repellent strips used in food-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

#### PART 186—[AMENDED]

##### 2. In part 186:

a. The authority citation for part 186 continues to read as follows:

**Authority:** 21 U.S.C. 346a and 348.

b. By adding new §§ 186.1975, 186.1985, and 186.3775, to read as follows:

##### **§ 186.1975 Dihydro-5-heptyl-2(3H)-furanone.**

The feed additive dihydro-5-heptyl-2(3H)-furanone may be safely used in accordance with the following conditions:

(a) It is used in combination with the active ingredients d-limonene and dihydro-5-pentyl-2(3H)-furanone in insect-repellent tablecloths and in insect-repellent strips used in feed-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

##### **§ 186.1985 Dihydro-5-pentyl-2(3H)-furanone.**

The feed additive dihydro-5-pentyl-2(3H)-furanone may be safely used in accordance with the following conditions:

(a) It is used in combination with the active ingredients d-limonene and dihydro-5-heptyl-2(3H)-furanone in insect-repellent tablecloths and in

insect-repellent strips used in feed-handling establishments.

(b) To assure safe use of the insecticide its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

##### **§ 186.3775 d-Limonene.**

The feed additive d-limonene may be safely used in accordance with the following conditions:

(a) It is used with the active ingredients dihydro-5-pentyl-2(3H)-furanone and dihydro-5-heptyl-2(3H)-furanone in insect repellent tablecloths and in insect-repellent strips used in feed-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

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#### 40 CFR Parts 261, 271, and 302

[SWH-FRL-5151-8]

RIN 2050-AD80

#### Public Hearing on the Proposed Identification and Listing of Hazardous Waste/Dye and Pigment Industries

**AGENCY:** U.S. Environmental Protection Agency.

**ACTION:** Notice of public hearing.

**SUMMARY:** On December 22, 1994 (see 59 FR 66072-114), the U.S. Environmental Protection Agency (EPA or Agency) proposed to list as hazardous five wastes generated during the production of dyes and pigments, proposed not to list six other wastes from these industries, and proposed to defer action on three wastes due to insufficient information. The public comment period for this proposed rule will end on March 22, 1995. The purpose of this notice is to announce the scheduling of a public hearing on this proposed rule in accordance with Section 3001(b) of the Resource Conservation and Recovery Act (RCRA), 42 USC 6921(a), and EPA's regulations at 40 CFR 25.5. The public hearing will be held on March 15, 1995, in Washington, DC. The purpose of the hearing is to give members of the regulated community and other interested parties opportunity to comment further on the proposal. All comments received at the hearing will be entered into the public record for this proposed rule.