

the two U.S. technical registrations of propoxur, Baygon and Sendran, are Bayer Corporation, Agriculture Division, and Bayer Corporation, Animal Health Division, respectively. Bayer Corporation was formerly known as Miles Incorporated. Bayer Corporation is a subsidiary of Bayer, AG, Germany.

On March 22, 1988, pursuant to 40 CFR 154.21(a), EPA issued a private ("Grassley-Allen") notification to propoxur registrants that the Agency was considering a Special Review of propoxur. EPA was concerned with propoxur's potential cancer risk to applicators when applying indoors and outdoors, to occupants of treated buildings, and to those treating pets with propoxur. EPA's concern was based on a 1984 carcinogenicity study which reported increases in the incidences of malignant and benign tumors in the urinary bladders of both male and female rats, an increase in incidence of uterine tumors in female rats, and the early onset and increased incidence of hyperplasia of the urinary bladder in the male and female rats. EPA classified propoxur as a Group B2 (probable human) carcinogen. EPA noted that additional data submitted to the Agency would be used to refine estimates of risk, and that the registrant's responses to this notification would be considered in determining whether to initiate a Special Review.

II. Risk Assessment

Since the issuance of the Grassley-Allen notification, the estimated risk from exposure to propoxur was reduced due to a recalculated (and lower) cancer potency factor (Q_1^*) and reductions in estimated exposure. While the Agency continues to classify propoxur as a B2 (probable human) carcinogen, the estimated Q_1^* was reduced as a result of additional data submitted in 1988. Estimated exposure was reduced due to new exposure studies submitted in response to the 1987 DCI and better information on compound behavior and use practices. Also, some uses for which the Agency had the greatest concern were voluntarily cancelled. A detailed discussion of the risk assessment for propoxur can be seen in the proposed decision not to initiate a Special Review published on January 13, 1995 (60 FR 3210).

III. Comments

In the January 13, 1995 proposal not to initiate a Special Review on propoxur, the Agency provided a 60-day comment period, which ended on March 14, 1995. EPA received one comment from Bayer Corporation, the

sole registrant, who agreed with the Agency's position.

Comment: The registrant concurs with the Agency's evaluation of the estimation of cancer risks. In their comment, Bayer also addressed the Agency's characterization of a proposed food additive regulation (FAR) for food handling establishments. Bayer believes that the Agency misinterpreted their data by assuming that crack and crevice applications result in residues on food and food contact surfaces. Bayer stated that the residue data the Agency cited were for a combination of spot treatment and crack and crevice application, and therefore, does not represent residues that may occur from only crack and crevice applications. Furthermore, the registrant claims that there is no risk from crack and crevice applications.

Response: The petition for a FAR for the spot treatment of propoxur in food handling areas of food establishments included data demonstrating residues of 0.07 parts per million (ppm) on food and/or food contact surfaces, but the crack and crevice treatment was made in addition to the spot treatment. The data do not permit separation of the different applications so that it is apparent which treatment(s) resulted in the residues. EPA believes that in order for the registrant to substantiate a claim that the crack and crevice treatment does not result in residues on food and/or food contact surfaces, additional data would need to be submitted to demonstrate this claim. It should be noted that because propoxur induces cancer within the meaning of the Delaney clause of section 409 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 348(c)(5)), the proposed FAR cannot be established and it may not be established with the submission of additional data. The Agency mentioned the evaluation of the proposed FAR and related cancellation of food handling uses in the proposed decision for informational purposes. Any tolerance and related cancellation actions will be proposed in a subsequent document or addressed in the reregistration process.

IV. EPA's Decision Regarding Propoxur

The Agency maintains its position that the carcinogenic risks posed by currently registered uses of propoxur do not warrant initiation of a Special Review.

V. Executive Order 12898

In accordance with the Executive Order on Environmental Justice, EPA has reviewed this proposed decision and found it does not result in any adverse environmental effects (including human health, social and

economic effects) on minority and low-income communities.

Dated: February 1, 1996.

Lynn R. Goldman,

Assistant Administrator for Prevention, Pesticides and Toxic Substances.

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[OPP-34087; FRL 4994-8]

Notice of Receipt of Requests for Amendments to Delete Uses in Certain Pesticide Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In accordance with section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, EPA is issuing a notice of receipt of request for amendment by registrants to delete uses in certain pesticide registrations.

DATES: Unless a request is withdrawn, the Agency will approve these use deletions and the deletions will become effective on May 28, 1996.

FOR FURTHER INFORMATION CONTACT: By mail: James A. Hollins, Office of Pesticide Programs (7502C), Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location for commercial courier delivery and telephone number: Room 216, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA, (703) 305-5761; e-mail: hollins.james@epamail.epa.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be amended to delete one or more uses. The Act further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the Federal Register. Thereafter, the Administrator may approve such a request.

II. Intent to Delete Uses

This notice announces receipt by the Agency of applications from registrants to delete uses in the 42 pesticide registrations listed in the following Table 1. These registrations are listed by registration number, product names, active ingredients and the specific uses deleted. Users of these products who desire continued use on crops or sites being deleted should contact the applicable registrant before May 28,

1996 to discuss withdrawal of the applications for amendment. This 90-day period will also permit interested members of the public to intercede with registrants prior to the Agency approval of the deletion.

TABLE 1. — REGISTRATIONS WITH REQUESTS FOR AMENDMENTS TO DELETE USES IN CERTAIN PESTICIDE REGISTRATIONS

EPA Reg No.	Product Name	Active Ingredient	Delete From Label
000299-00044	Martin's Cube Powder	Rotenone	Terrestrial crop uses
000432-00558	SBP-1382 Liquid Insecticide 0.5% Formula I	Resmethrin	Thermal application outdoors
000432-00634	Respond w/SBP-1382 Liquid Insecticide Spray 0.5% Formula III	Resmethrin	Thermal application outdoors
000432-00638	SBP-1382 Oil Base Insecticide 0.20% Formula III	Resmethrin	Thermal application outdoors
000572-00315	Rockland Rotenone-Pyrethrum Insecticide	Pyrethrins	Fruit & vegetable uses
000655-00741	Prentox Methoxychlor 50W	Methoxychlor	Agricultural crops, elevator tunnels, parks, beaches, public areas, field & forage crops, mushroom houses, cranberries, grain storage bins, gallery floors, headhouse, standing water, acreage, pet bedding
000655-00742	Prentox 2 Lb. Methoxychlor spray	Methoxychlor	Forage crops, grain storage bins, mosquito control, aircraft spraying
000655-00745	Prentox Methoxychlor 25% spray	Methoxychlor	Forage crops, grain storage bins, aircraft spraying
000769-00651	SMCP Methoxychlor 2E Emulsifiable Concentrate	Methoxychlor	Grain storage bins
000769-00855	Pratt 1% Rotenone Dust	Rotenone	Terrestrial crop uses
000769-00857	Science Red Arrow Insect Spray	Piperonyl butoxide	Terrestrial crop uses
000769-00871	Pratt 50W Methoxychlor for Forest & Shade Trees	Methoxychlor	Mosquito control
000769-00903	Science Garden Insect Spray	Methoxychlor	Cranberries
000769-00904	Science 1% Rotenone	Rotenone	Terrestrial crop uses
000769-00914	Science 50% Methoxychlor Wettable Powder	Methoxychlor	Cranberries
000769-00947	Pratt EC 2 Methoxychlor Insect Spray	Methoxychlor	Area control of adult mosquitoes, screen paint
000769-00955	Pratt Methoxy-Diazinon 20-10 EC	Methoxychlor	Cranberries
000869-00186	Green Light Rotenone	Rotenone	Vegetables & fruit uses
002217-00628	Methoxychlor 75 Dust	Methoxychlor	Recreational areas, urban Base & rural areas, agricultural premise use for barns (including dairy barns), milk rooms, pens, sheds, stalls, poultry houses, stables, feed rooms & mature piles, kennels, dog sleeping quarters, cat sleeping quarters, food processing plants (edible & inedible), food processing storage areas (including cereal processing mills, cereal storage areas & flour mills), mausoleums, mushroom house & equipment treatment, transportation vehicles, empty peanut warehouses
002217-00676	Casoron 50W Dichlobenil Herbicide	Dichlobenil	Citrus, nuts other than filberts, figs, mango, alfalfa, avocado, forestry uses, aquatic food uses (lakes/ponds/reservoirs), drainage systems, sewage systems
002217-00679	1 Acme Norosac 10G Dichlobenil Herbicide	Dichlobenil	Citrus, nuts other than filberts, figs, mango, alfalfa, avocado, forestry uses, aquatic food uses (lakes/ponds/reservoirs), drainage systems, sewage systems
003125-00449	DYLOX 80 SP Nursery Insecticide	Trichlorfon	Turf (sod farm) use
003772-00032	Garden Rotenone Dust	Rotenone	All food uses
005440-00113	Cardinal Food Plant 5-1 Insecticide	Piperonyl butoxide; Pyrethrins	Mushroom production & processing
005440-00115	Cardinal 25-5 Insecticide	Piperonyl butoxide; Pyrethrins	Mushroom production & processing
006458-00001	Cube Powder	Rotenone	Terrestrial crop uses
006458-00005	Cube Extract	Rotenone	Terrestrial crop uses
007501-00054	Terraclor Super X 20-5 Dust w/Graphite	Pentachloronitrobenzene	Sugar beet use

TABLE 1. — REGISTRATIONS WITH REQUESTS FOR AMENDMENTS TO DELETE USES IN CERTAIN PESTICIDE REGISTRATIONS—Continued

EPA Reg No.	Product Name	Active Ingredient	Delete From Label
008590-00487	Agway 25% Methoxychlor Spray	Methoxychlor	Cranberries, mosquito control (outdoors only), yards, patios, picnic areas
011540-00001	ULD BP-300 Insecticide	N-Octyl bicycloheptene dicarboximide; Piperonyl butoxide; Pyrethrins	Greenhouses & horticultural nurseries
011540-00009	ULD BP-100 Insecticide	N-Octyl bicycloheptene dicarboximide; Piperonyl butoxide; Pyrethrins	Greenhouses & horticultural nurseries
011540-00013	ULD BP-50 Insecticide	Piperonyl butoxide; Pyrethrins	Greenhouses & horticultural nurseries
011715-00158	Magic Guard with Rotenone & Pyrethrins	Pyrethrins	Terrestrial crop uses
011715-00164	Fire Ant Insecticide with Rotenone	Rotenone	Terrestrial crop uses
019713-00027	Drexel Methoxychlor Technical	Methoxychlor	Agricultural premises, farm buildings, grain storage bins, mushroom houses, elevator tunnels, gallery floors, headhouse, peanut warehouses, freight cars, grain trucks, ships' holds, mosquito breeding areas, alfalfa, cowpeas, forage crops
019713-00032	Drexel Methoxychlor 50 WP	Methoxychlor	Grasses & legumes, farm buildings, grain storage bins, cranberries, field & forage crops, farm bldgs, grain storage bins
019713-00034	Drexel Methoxychlor 2EC	Methoxychlor	Forage crops, agricultural premises, farm buildings, grain storage bins, alfalfa, cowpeas, forage grasses, cranberries, mosquito control
019713-00118	Drexel Methoxychlor 4L	Methoxychlor	Farm buildings, mushroom houses, grain storage bins, elevator tunnels, gallery floor, headhouse, peanut warehouses, freight cars, grain trucks, ships' hold, mosquito breeding areas, forage & field crops, peanuts, soybeans, contact & space spray for flies
028293-00014	Unicorn Flea & Tick Powder for Dogs & Cats #3	Methoxychlor	Pet bedding use
028293-00102	Unicorn Flea & Tick Powder I	Methoxychlor	Pet bedding use
034704-00738	Casoron G-4 Herbicide	Dichlobenil	Nectarines, peaches, plums, prunes
067760-00002	Cheminova Malathion-Methoxychlor Spray	Methoxychlor	Mosquito control uses

The following Table 2 includes the names and addresses of record for all registrants of the products in Table 1, in sequence by EPA company number.

TABLE 2. — REGISTRANTS REQUESTING AMENDMENTS TO DELETE USES IN CERTAIN PESTICIDE REGISTRATIONS

Company No.	Company Name and Address
000299	C.J. Martin Co., 606 West Main St., Nacogdoches, TX 75961.
000432	Agrevo Environmental Health, 95 Chestnut Ridge Rd., Montvale, NJ 07645.
000572	Rockland Corp., P.O. Box 809, West Caldwell, NJ 07006.
000655	Prentiss Incorporated, C.B. 2000 21 Vernon St., Floral Park, NY 11001.
000769	SureCo, Inc., 10012 N. Dale Mabry, Suite 221, Tampa, FL 33618.
000869	Green Light Co., P.O. Box 17985, San Antonio, TX 78217.
002217	PBI/Gordon Corp., 1217 W. 12th St., P.O. Box 4090, Kansas City, MO 64101.
003125	Bayer Corp., P.O. Box 4913, 8400 Hawthorn Rd., Kansas City, MO 64120.
003772	Earl May Seed & Nursery Co., 208 N. Elm Street, Shenandoah, IA 51603.
005440	Cardinal Chemical Co., 1233 E. Beamer St., Suite G, Woodland, CA 95776.
006458	Foreign Domestic Chemical Corp., 95 Chestnut Ridge Road, Montvale, NJ 07645.
007501	Gustafson, Inc., P.O. Box 660065, Dallas, TX 75266.
008590	Agway Inc., Agriculture Group, P.O. Box 4741, Syracuse, NY 13221.
011540	Micro-Gen Equipment Corp., 10700 Sentinel Dr., San Antonio, TX 78217.

TABLE 2. — REGISTRANTS REQUESTING AMENDMENTS TO DELETE USES IN CERTAIN PESTICIDE REGISTRATIONS—
Continued

Company No.	Company Name and Address
011715	Speer Products, P.O. Box 18993, Memphis, TN 38181.
019713	Drexel Chemical Co., 1700 Channel Ave., P.O. Box 13327, Memphis, TN 38113.
028293	Unicorn Laboratories, 13535 Feather Sound Drive, Suite 400, Clearwater, FL 34622.
034704	Platte Chemical Co., 419 18th Street, P.O. Box 667, Greeley, CO 80632.
067760	Cheminova, Inc., Oak Hill Park, 1700 Route 23, Suite 210, Wayne, NJ 07470.

III. Existing Stocks Provisions

The Agency has authorized registrants to sell or distribute product under the previously approved labeling for a period of 18 months after approval of the revision, unless other restrictions have been imposed, as in special review actions.

List of Subjects

Environmental protection, Pesticides and pests, Product registrations.

Dated: February 1, 1996.

Frank Sanders,

Director, Program Management and Support Division, Office of Pesticide Programs.

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BILLING CODE 6560-50-F

[PF641; FRL-4992-8]

Aspergillus Flavus Isolate AF36; Notice of Filing of Pesticide Petition

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has received from the Interregional Research Project No. 4 (IR-4) a petition (PP 5E4575) to establish an exemption from the requirement of a temporary tolerance for the microbial pesticide *Aspergillus flavus* AF36, non-aflatoxin producing strain, in or on all raw agricultural commodities. EPA considers the petition to be of regional and national significance.

DATES: Comments must be submitted March 29, 1996.

ADDRESSES: By mail, submit written comments 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 comments to: Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA. Information submitted and any comment(s) concerning this notice may

be claimed confidential by marking any part or all of that information as "Confidential Business Information" (CBI). Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment(s) that does not contain CBI must be submitted for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice to the submitter. Information on the proposed test and any written comments will be available for public inspection in Rm. 1132 at the Virginia address given above, from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays.

Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: 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. Comments and data will also be accepted on disks in WordPerfect 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number [PF641]. No Confidential Business Information (CBI) should be submitted through e-mail. Electronic comments on this proposed rule may be filed online at many Federal Depository Libraries. Additional information on electronic submissions can be found below in of this document.

FOR FURTHER INFORMATION CONTACT: By mail: Shanaz Bacchus, Biopesticides and Pollution Prevention Division (7501W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: 5th Floor, CS #1, 2805 Jefferson Davis Hwy., Arlington, VA 22202, (703)-308-8097; e-mail: hollis.linda@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: This notice announces that EPA has received from the IR-4, New Jersey Agricultural Experiment Station, P.O. Box 231, New Brunswick, NJ 08903-0231, a notice of

filing under section 408 of the Federal Food Drug, and Cosmetic Act (21 U.S.C. 346a) for pesticide petition (PP) 5E4575 to amend 40 CFR part 180 to establish an exemption from the requirement of a temporary tolerance for the microbial pesticide *Aspergillus flavus* isolate AF36 in or on all raw agricultural commodities.

This petition (PP 5E4575) is associated with an application for an Experimental Use Permit (69224-EUP-R). The application was filed on behalf of the Agricultural Research Service, U. S. Department of Agriculture, 1100 Robert E. Lee Boulevard, P. O. Box 19687, New Orleans, LA. 70179-0687. The use of the atoxigenic strain of *Aspergillus flavus* AF36 in the proposed manner is intended to prevent aflatoxin contamination of cottonseed by competitively excluding aflatoxin producing strains from infecting treated crop. The microbial pesticide is to be applied at 10 pounds per acre to 1,120 acres of commercial cotton fields in Yuma County, Arizona, over a 3 year period. There will be one application per crop. Details of the EUP program are available in the Federal Register notice of 69224-EUP-R.

A record has been established for this rulemaking under docket number [PF641] (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