

acute exposure exceeded EPA's level of concern. In addition to the risk assessment, EPA had California and nationwide human incident data indicating acute worker exposure incidents associated with methamidophos use. EPA met with Bayer and Valent, the sole U.S. methamidophos registrants, on August 1, 1996, to present EPA's concerns and discuss voluntary measures to reduce risk. At the meeting, the registrants proposed the use terminations and product cancellations announced in this notice, as well as other measures including additional spray drift language, a phase-in of closed mixing and loading systems, and participation in industry-wide education efforts.

In the **Federal Register** of July 2, 1997 (62 FR 35812) (FRL 5724-7), EPA issued a notice announcing receipt of the methamidophos registrants' requests to terminate uses and cancel registrations under sections 3 and 24(c) of FIFRA, and provided notice of EPA's intent to accept those requests. In letters dated November 12, 1996, and February 21, 1997 respectively, Bayer and Valent requested that FIFRA section 3 registrations be amended to terminate (by use deletion) the use of methamidophos on broccoli, Brussels sprouts, cabbage, cauliflower, celery, and sugar beets, and that section 24(c) registrations labeled for melons, cucumbers, lettuce, alfalfa, bermuda grass, peppers, clover, and eggplant be canceled, leaving tomatoes as the only remaining food use with methamidophos 24(c) registrations.

The following comments were received by the Agency in response to the notice published in the **Federal Register** of July 2, 1997:

1. *Comment from Bayer Corporation.* A comment was received by the Agency from Bayer Corporation concerning the existing stocks provision as stated in the notice of July 2, 1997. Bayer Corporation requested that the Agency amend the existing stocks provision to allow the existing stocks already in possession of the dealers as of December 31, 1997, to be distributed, sold, or used legally until they are exhausted.

*Agency response.* The Agency after reviewing the existing stocks provision as listed in the notice published in the **Federal Register** of July 2, 1997, concurs with the company request. The Agency believes that the amount of methamidophos in inventory is relatively small and will decrease rapidly after the December 31, 1997 effective date for these voluntary terminations/cancellations. Therefore, the existing stocks provision listed in

the notice of July 2, 1997 is amended to read:

After December 31, 1997, methamidophos registrants may not sell or distribute any stocks of canceled methamidophos products or methamidophos products containing any terminated uses. Persons other than the registrant will be permitted to sell, distribute, and use the product until their supplies are exhausted.

2. *Comment from Bayer Corporation.* A comment was received by the Agency from Bayer Corporation inquiring about several 24(c) registrations that currently exist for cotton use only. Bayer Corporation questioned that since cotton is one of the crops being maintained on the section 3 label language would it be allowable to maintain these existing 24(c) labels as well. These 24(c)'s were not listed in the July 2, 1997 **Federal Register** notice as cancellations. The 24(c)'s in question are: CA790188, AR810044, AR870007, MS810014 and MS810055.

*Agency response.* The Agency agrees that since these 24(c) registrations are only for the agricultural crop cotton, and this crop has been retained under a FIFRA section 3 registration they may be maintained.

3. *Comment from Tomen Agro, Incorporated.* A comment was received by the Agency from Tomen Agro, Inc. requesting that the tolerances for the canceled crop uses be retained in 40 CFR 180.315 because these commodities are being legally treated in other countries and imported into the United States. Withdrawal of these tolerances would be disruptive to international trade associated with these commodities.

*Agency response.* As an administrative matter, the Agency normally proposes to revoke the existing tolerance for a crop shortly after the agricultural use has been terminated. However, as commenters have expressed an interest in leaving the tolerances in place and as these cancellations were a voluntary measure by the registrants and were not due to any dietary risk to humans posed by methamidophos residues on these food crops, the Agency will not propose to revoke, at this time, the tolerances for the terminated or canceled crop uses listed in 40 CFR 180.315.

Under section 408(l)(5) as amended by The Food Quality Protection Act of 1996 (FQPA), food lawfully treated, prior to the cancellation notice and crops treated with existing stocks, will not be rendered adulterated despite the lack of a tolerance, so long as the residue on the food complies with the tolerance in place at the time of treatment. These tolerances will be

modified or revoked at the time that the Reregistration Eligibility Decision (RED) document is published (presently scheduled for 1998), and the results of the tolerance reassessment will be published in a **Federal Register** notice.

### III. Final Actions and Existing Stocks Provision

This notice terminates (by use deletion from section 3 registrations) the use of methamidophos on broccoli, Brussels sprouts, cabbage, cauliflower, celery, and sugar beets, and the section 24(c) registrations labeled for melons, cucumbers, lettuce, alfalfa, bermuda grass, peppers, clover, and eggplant are canceled. These terminations and cancellations are effective December 31, 1997. The Agency has determined that after December 31, 1997, methamidophos registrants may not sell or distribute any stocks of canceled methamidophos products or methamidophos products containing any terminated uses. Persons other than the registrant will be permitted to sell, distribute, and use the product until their supplies are exhausted.

### List of Subjects

Environmental protection, Pesticides and pests, Product registrations.

Dated: December 17, 1997.

**Jack E. Housenger,**

*Acting Director, Special Review and Reregistration Division, Office of Pesticide Programs.*

[FR Doc. 97-33456 Filed 12-22-97; 8:45 am]

BILLING CODE 6560-50-F

## FEDERAL COMMUNICATIONS COMMISSION

[Report No. 2244]

### Petitions for Reconsideration and Clarification of Action in Rulemaking Proceedings

December 17, 1997.

Petitions for reconsideration and clarification have been filed in the Commission's rulemaking proceedings listed in this Public Notice and published pursuant to 47 CFR Section 1.429(e). The full text of these documents are available for viewing and copying in Room 239, 1919 M Street, N.W., Washington, D.C. or may be purchased from the Commission's copy contractor, ITS, Inc. (202) 857-3800. Oppositions to these petitions must be filed January 7, 1998. See Section 1.4(b) (1) of the Commission's rule (47 CFR 1.4(b)(1)). Replies to an opposition must

be filed within 10 days after the time for filing oppositions has expired.

*Subject:* Policy and Rules Concerning the Interstate, Interexchange Marketplace Implementation of Section 254(g) of the Communications Act of 1934, as amended (CC Docket No. 96-61).

*Number of Petitions Filed:* 5.

*Subject:* Implementation of the Pay Telephone Reclassification and Compensation Provisions of the Telecommunications act of 1996 (CC Docket No. 96-128).

*Number of Petitions Filed:* 11.

Federal Communications Commission.

**Magalie Roman Salas,**

*Secretary.*

[FR Doc. 97-33425 Filed 12-22-97; 8:45 am]

BILLING CODE 6712-01-M

## FEDERAL EMERGENCY MANAGEMENT AGENCY

### Fee for Services to Support FEMA's Offsite Radiological Emergency Preparedness (REP) Program

**AGENCY:** Federal Emergency  
Management Agency (FEMA).

**ACTION:** Notice.

**SUMMARY:** In accordance with FEMA Rule 44 CFR Part 354, published in the **Federal Register** on March 24, 1995, (60 FR 15628), FEMA has established a fiscal year (FY) 1998 hourly rate of \$31.46 for assessing and collecting fees from Nuclear Regulatory Commission (NRC) licensees for services provided by FEMA personnel for FEMA's REP Program.

**DATES:** This user fee hourly rate is effective for FY 1998 (October 1, 1997, to September 30, 1998).

**FOR FURTHER INFORMATION CONTACT:** Mr. O. Megs Hepler, III, Division Director, Exercises Division, Preparedness, Training and Exercises Directorate, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-2867.

**SUPPLEMENTARY INFORMATION:** As authorized by Public Law 105-65 (111 Stat. 1377), an hourly user fee rate of \$31.46 will be charged to NRC licensees of commercial nuclear power plants for all site-specific biennial exercise related services provided by FEMA personnel for the REP Program. This hourly user fee rate will be charged in accordance with the provisions of 44 CFR 354, published in the **Federal Register** on March 24, 1995, (60 FR 15628). All funds collected under this rule will be deposited in the U.S. Department of the

Treasury to offset appropriated funds obligated by FEMA for the REP Program.

The hourly rate is established on the basis of the methodology set forth in FEMA Rule 44 CFR 354.4(b), "Determination of site-specific biennial exercise-related component for FEMA personnel," and will be used to assess and collect fees for site-specific biennial exercise related services rendered by FEMA personnel.

The hourly rate is intended only to be applied to charges to NRC licensees for services provided by FEMA personnel for the site-specific biennial exercise-related component referenced above, not for charges for services provided by FEMA personnel under the flat fee component referenced at 44 CFR 354.4(d) nor for services provided by FEMA contractors. Services provided by FEMA contractors will be charged in accordance with 44 CFR 354.4 (c) and (d) for the recovery of appropriated funds obligated for the Emergency Management Planning and Assistance (EMPA) portion of FEMA's REP Program budget.

Dated: December 16, 1997.

**Kay C. Goss,**

*Associate Director for Preparedness, Training, and Exercises.*

[FR Doc. 97-33433 Filed 12-22-97; 8:45 am]

BILLING CODE 6718-06-M

## FEDERAL MARITIME COMMISSION

### Ocean Freight Forwarder License; Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as ocean freight forwarders pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. app. 1718 and 46 CFR 510).

Persons knowing of any reason why any of the following applicants should not receive a license are requested to contact the Office of Freight Forwarders, Federal Maritime Commission, Washington, D.C. 20573.

Pacat International-Pacific Atlantic International, 1019 Fairway Valley Drive, Woodstock, GA 30189, Gunter Wegner, Sole Proprietor  
Trafik Services, Inc., 300 Wapanoag Trail, East Providence, RI 02915, Officers: Robert A. Mega, President, William Mega, Vice President.

Dated: December 17, 1997.

**Ronald D. Murphy,**

*Assistant Secretary.*

[FR Doc. 97-33366 Filed 12-22-97; 8:45 am]

BILLING CODE 6730-01-M

## FEDERAL RESERVE SYSTEM

### Change in Bank Control Notices; Acquisitions of Shares of Banks or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than January 7, 1998.

**A. Federal Reserve Bank of Minneapolis** (Karen L. Grandstrand, Vice President) 90 Hennepin Avenue, P.O. Box 291, Minneapolis, Minnesota 55480-0291:

1. *Marlen E. Bents*, Ceylon, Minnesota; to retain 24.3 percent, and acquire an additional .8 percent of the voting shares of Ceylon Bancorporation, Inc., Ceylon, Minnesota, and thereby indirectly acquire State Bank of Ceylon, Ceylon, Minnesota.

Board of Governors of the Federal Reserve System, December 18, 1997.

**Jennifer J. Johnson,**

*Deputy Secretary of the Board.*

[FR Doc. 97-33459 Filed 12-22-97; 8:45 am]

BILLING CODE 6210-01-F

## FEDERAL RESERVE SYSTEM

### Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank