

statement, including a cost-benefit analysis, for proposed and final rules with "Federal mandates" that may result in expenditures to State, local, and tribal governments, in the aggregate, or to the private sector, of \$100 million or more in any one year. Under section 203 of the UMRA, before EPA establishes any regulatory requirements that may significantly or uniquely affect small governments, including tribal governments, it must develop a small government agency plan.

The intended purpose of this proposed rule is to relax existing regulatory requirements, rather than to impose any new enforceable duties on State, local, or tribal governments or the private sector. In any event, EPA has determined that none of the options discussed in this proposal would, if adopted, include any Federal mandate that may result in expenditures of \$100 million or more for State, local, and tribal governments, in the aggregate, or the private sector in any one year. EPA has also determined that none of the options discussed in this proposal might, if adopted, significantly or uniquely affect small governments.

Dated: April 26, 1996.

Carol M. Browner,

*Administrator.*

[FR Doc. 96-11165 Filed 5-7-96; 8:45 am]

BILLING CODE 6560-50-P

#### 40 CFR Part 80

[FRL-5501-2]

##### Adjustment of Reid Vapor Pressure Lower Limit for Reformulated Gasoline Sold in the State of California

**AGENCY:** Environmental Protection Agency.

**ACTION:** Proposed rule.

**SUMMARY:** In this action, EPA is proposing to amend the lower limit of the valid range for Reid Vapor Pressure (RVP) for reformulated gasoline certified under the simple model and sold in the State of California. The lower limit is proposed to be changed from 6.6 pounds per square inch (psi) to 6.4 psi. In the final rules section of this Federal Register, EPA is promulgating this amendment as a direct final rule without prior proposal, because EPA views this as a noncontroversial action and anticipates no adverse comments. A detailed rationale for the proposed change is set forth in the direct final rule. If no adverse comments are received in response to the direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA

receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested in commenting on this notice should do so at this time.

**DATES:** Comments on this proposed rule must be received by June 7, 1996.

**ADDRESSES:** Written comments on this proposed action should be addressed to Public Docket No. A-96-14, Waterside Mall (Room M-1500), Environmental Protection Agency, Air Docket Section, 401 M Street, SW., Washington, DC 20460. Documents related to this rule have been placed in the public docket and may be inspected between the hours of 8:00 a.m. to 5:30 p.m., Monday through Friday. A reasonable fee may be charged for copying docket material. Those wishing to notify EPA of their intent to submit adverse comment or request an opportunity for a public hearing on this action should contact Anne-Marie C. Pastorkovich, U.S. Environmental Protection Agency, Office of Air and Radiation, (202) 233-9013.

#### FOR FURTHER INFORMATION CONTACT:

Anne-Marie C. Pastorkovich, Attorney/Advisor, U.S. Environmental Protection Agency, Office of Air and Radiation, (202) 233-9013.

#### SUPPLEMENTARY INFORMATION:

##### Regulated Entities

Regulated categories and entities potentially affected by this action include:

Category	Examples of regulated entities
Industry ....	Refiners of California gasoline.

This table is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be regulated by this action. This table lists the types of entities that EPA is now aware could be potentially regulated by this action. Other types of entities not listed in the table could also be regulated. To determine whether your entity is regulated by this action, you should carefully examine § 80.42 (c)(1), note (1), of today's regulatory action. You should also carefully examine the existing provisions at 40 CFR 80.81, dealing specifically with California gasoline.

For additional information, see the direct final rule published in the rules section of this Federal Register.

Dated: May 1, 1996.

Carol M. Browner,

*Administrator.*

[FR Doc. 96-11330 Filed 5-7-96; 8:45 am]

BILLING CODE 6560-50-P

#### 40 CFR Parts 89 and 90

[FRL-5502-6]

##### Reduced Certification Reporting Requirements for New Nonroad Engines

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** Today's action proposes to revise certification requirements for new nonroad spark-ignition engines at or below 19 kilowatts (60 FR 34582), and new nonroad compression-ignition engines at or above 37 kilowatts (59 FR 31306), by reducing the reporting burden associated with the application for certification.

In the final rule section of today's Federal Register, EPA is issuing these revisions as a direct final rule without prior proposal because EPA views the action as noncontroversial and anticipates no adverse comments. A detailed rationale for the revisions is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse public comment on any of the specific issues identified in the direct final rule, EPA will publish one action withdrawing the provisions of the final action corresponding to that specific issue, and all adverse public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested on commenting on this action should do so at this time.

**DATES:** Comments must be received on or before June 7, 1996.

**ADDRESSES:** Written comments should be submitted (in duplicate, if possible) to: EPA Air and Radiation Docket, Attention Docket No. A-95-57, room M-1500 (mail code 6102), 401 M St., S.W., Washington, D.C. 20460. The docket may be inspected at this location from 8:30 a.m. until 5:30 p.m. weekdays. The docket may also be reached by telephone at (202) 260-7548. As provided in 40 CFR part 2, a reasonable fee may be charged by EPA for photocopying.

#### FOR FURTHER INFORMATION CONTACT:

Laurel Horne, (313) 741-7803.

**SUPPLEMENTARY INFORMATION:** For additional information, see the direct final rule published in the rules section of today's Federal Register.

List of Subjects in 40 CFR Parts 89 and 90

Administrative practice and procedure, Air pollution control, Confidential business information, Environmental protection, Imports, Incorporation by reference, Labeling, Nonroad source pollution, Reporting requirements.

Dated: May 2, 1996.

Carol M. Browner,  
*Administrator.*

[FR Doc. 96-11476 Filed 5-7-96; 8:45 am]

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#### 40 CFR Parts 180, 185 and 186

[OPP-300423; FRL-5364-8]

RIN 2070-AC18

#### Avermectin B<sub>1</sub> and its Delta-8,9-Isomer; Proposed Renewal of Time-Limited Tolerances

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** This document proposes to renew time-limited tolerances for the residues of the insecticide avermectin B<sub>1</sub> and its delta-8,9-Isomer in or on certain raw agricultural commodities. This rule which would renew the effective date for the time-limited tolerances of this insecticide in or on these commodities was requested by Merck & Co., Inc., Merck Sharp and Dohme Research Laboratories.

**DATES:** Comments identified by the docket number, [OPP-300423], must be received on or before June 7, 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: Public Docket, Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202. Information submitted as a comment concerning this document 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 as set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be submitted for inclusion in the

public record. Information not marked confidential will be included in the public docket by EPA without prior notice. The public docket is available for public inspection in Rm. 1132 at the above address, 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 [OPP-300423]. No 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 this document.

**FOR FURTHER INFORMATION CONTACT:** By mail: George T. LaRocca, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. 202, CM #2, 1900 Jefferson Davis Hwy., Arlington, VA 22202, (703) 305-5419; e-mail: larocca.george@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** The Agency issued a conditional registration for avermectin B<sub>1</sub> for use on cotton on May 22, 1989 with an expiration date of March 31, 1992 (see the Federal Register of August 27, 1989 (54 FR 35059)). This conditional registration was subsequently amended on July 25, 1989 to include citrus (see the Federal Register of August 2, 1989 (54 FR 31836)) and on April 1, 1992 the expiration date for conditional registration was extended to April 30, 1995. On May 1, 1995 the expiration date for conditional registration was again extended to November 15, 1996. The registrations were made conditional since certain data were lacking and required by the Agency to allow it to evaluate the effects of avermectin B<sub>1</sub> on fish and aquatic organisms. See the Federal Register of August 23, 1989 (54 FR 35059) and August 3, 1994 (59 FR 39505) for the status of specific data requirements. Because of the lack of these data the tolerances on cotton and citrus were made temporary until the conditions of registration were fulfilled.

The Agency's evaluation of the risk reduction measures to assess aquatic hazard and exposure from use of this

pesticide on cotton and citrus will not be completed in time to establish a permanent tolerance prior to the expiration date (April 30, 1996) for the time-limited tolerances. The Agency therefore proposes that to be consistent with the extensions issued for the conditional registration (November 15, 1996) the time-limited tolerances for cotton and citrus, meat, meat by-products, milk and processed food/feed commodities be renewed until November 15, 1997. The Agency has determined that renewing the tolerances will protect the public health. Therefore tolerances on cotton, citrus and other affected commodities are proposed to be renewed as set forth below.

The data submitted in support of these tolerances and other relevant material have been reviewed. The toxicological and metabolism data and analytical methods for enforcement purposes considered in support of these tolerances are discussed in detail in related documents published in the Federal Register of May 31, 1989 (54 FR 23209—cottonseed) and August 2, 1989 (54 FR 31836—citrus).

Residues remaining in or on the above raw agricultural commodity after expiration of these tolerances will not be considered actionable if the pesticide is legally applied during the term and in accordance with the provisions of the conditional registrations.

Any person who has registered or submitted an application for registration of a pesticide under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended, which contains the ingredient listed herein, may request within 30 days after the publication of this document in the Federal Register that this rulemaking proposal be referred to an Advisory Committee in accordance with section 408(e) of the Federal Food, Drug, and Cosmetic Act (FFDCA).

Interested persons are invited to submit written comments on the proposed rule. Comments must bear a notation indicating the document control number, [OPP-300423]. All written comments filed in response to this proposed rule will be available in the Public Response and Program Resources Branch at the above address from 8 a.m. to 4:30 p.m., Monday through Friday, except legal holidays.

A record has been established for this rulemaking under docket number [OPP-300423] (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