

E. What Should I Consider as I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide copies of any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.
5. Provide specific examples to illustrate your concerns.
6. Make sure to submit your comments by the deadline in this notice.
7. To ensure proper receipt by EPA, be sure to identify the docket ID number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

II. What Action is the Agency Taking?

EPA has received a pesticide petition as follows proposing the establishment and/or amendment of regulations for residues of a certain pesticide chemical in or on various food commodities under section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a. EPA has determined that this petition contains data or information regarding the elements set forth in FFDCA section 408(d)(2); however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the petition. Additional data may be needed before EPA rules on the petition.

List of Subjects

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

Dated: April 24, 2003.

Debra Edwards,

Director, Registration Division, Office of Pesticide Programs.

Summary of Petition

The petitioner's summary of the pesticide petition is printed below as required by FFDCA section 408(d)(3). The summary of the petition was prepared by Makhteshim-Agan of North America, Inc., 551 Fifth Avenue, Suite 1100, New York, NY 10176, the registrant, and represents the view of Makhteshim-Agan. The petition summary announces the availability of

a description of the analytical methods available to EPA for the detection and measurement of the pesticide chemical residues or an explanation of why no such method is needed.

Makhteshim-Agan of North America, Inc.

Interregional Research Project Number 4 (IR-4)

PP 1E6310

EPA has received a pesticide petition (PP 1E6310) from the IR-4 Project, Center for Minor Crop Pest Management, Rutgers, The State University of New Jersey, 681 U.S. Highway #1 South, North Brunswick, NJ 08902-3390, proposing pursuant to section 408(d) of the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. 346a(d), to amend 40 CFR 180.191 by establishing a tolerance for residues of folpet N-[(trichloromethyl)thio]phthalimide] in or on the raw agricultural commodity hops, dried cones at 120 parts per million (ppm). EPA has determined that the petition contains data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the petition. Additional data may be needed before EPA rules on the petition.

A. Residue Chemistry

1. *Plant metabolism.* The qualitative nature of the residue of folpet in plants is adequately understood based on acceptable avocado, grape and wheat metabolism studies. The metabolism of folpet in livestock is adequately understood. Based on the results observed in the metabolism studies along with supplementary toxicity data on the degradates, secondary residues such as phthalimide and phthalic acid are not expected to be of toxicological concern. The Agency has concluded that the residue of concern is folpet per se.

2. *Analytical method.* An adequate analytical method, gas chromatography/electron capture detector (GC/ECD), is available for enforcing tolerances of folpet in or on plant commodities. The method of detection has a limit of detection (LOD) of 0.01 milligram/kilogram (mg/kg) and a limit of quantitation (LOQ) of 0.02 mg/kg in dried hops.

3. *Magnitude of residues.* A complete set of residue data have been submitted in support of the petitioned tolerances. The results included three field trials from Idaho, Oregon, and Washington,

and a processing study that was conducted in Germany. After kiln drying the measured residues in hops, dried cones ranged from 2.4 to 91.8 ppm. Folpet was not detectable in any of the processed hop commodities (LOD for spent hops = 0.01 ppm; beer = 0.003 ppm). The generated data support the requested tolerance.

B. Toxicological Profile

In the **Federal Register** of January 9, 2003 (68 FR 1182), (FRL-7287-7). EPA published the Notice of Filing proposing the establishment of a tolerance for residues of folpet on imported hops only, as no U.S. registrations for hops exist at this time. The publication summarizes in detail the current state of knowledge regarding the toxicological profile of folpet including aggregate exposure assessment and determination of safety. Interested readers are referred to that document for specific information as follows:

- Toxicological profile (Unit II.B.)
- Aggregate exposure (Unit II.C.)
- Cumulative effects (Unit II.D.)
- Safety determination (Unit II.E.)

C. International

Germany has established an MRL (maximum residue limit) of 120 ppm for residues of folpet in or on dried hops. No Codex MRL for hops exists.

[FR Doc. 03-11199 Filed 5-6-03; 8:45 am]

BILLING CODE 6560-50-S

ENVIRONMENTAL PROTECTION AGENCY

[OPP-2003-0149; FRL-7305-8]

Pesticide Emergency Exemptions; Agency Decisions and State and Federal Agency Crisis Declarations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has granted or denied emergency exemptions under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) for use of pesticides as listed in this notice. The exemptions or denials were granted during the period January 1, 2003 to March 31, 2003 to control unforeseen pest outbreaks.

FOR FURTHER INFORMATION CONTACT: See each emergency exemption or denial for the name of a contact person. The following information applies to all contact persons: Team Leader, Emergency Response Team, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW.,