

**B. Regulatory Flexibility Act**

EPA has reviewed this proposed rule under the Regulatory Flexibility Act of 1980 [Pub. L. 96-354; 94 Stat. 1164, 5 U.S.C. 601 et seq.], and has determined that it will not have a significant economic impact on any small businesses, governments or organizations.

Accordingly, I certify that this proposed rule does not require a separate Regulatory Flexibility Analysis under the Regulatory Flexibility Act.

**C. Paperwork Reduction Act**

This order does not contain any information collection requirements subject to review by the Office of Management and Budget under the Paperwork Reduction Act of 1980, 44 U.S.C. 3501 et seq.

**D. Unfunded Mandates Reform Act and Executive Order 12875**

This action does not impose any enforceable duty, or contain any "unfunded mandates" as described in Title II of the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4), or require prior consultation as specified by Executive Order 12875 (58 FR 58093, October 28, 1993), entitled Enhancing the Intergovernmental Partnership, or special consideration as required by Executive Order 12898 (59 FR 7629, February 16, 1994).

**List of Subjects****40 CFR Part 180**

Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements

**40 CFR Part 185**

Food additives, Pesticides and pests

Dated: June 11, 1996.

Lois Rossi,

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

Therefore, 40 CFR parts 180 and 185 are proposed to be amended as follows:

**1. In part 180:****PART 180—[AMENDED]**

a. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 346a and 371.

**§ 180.410 [Amended]**

b. By removing from the table in § 180.410 the entries for "Barley; grain," "Barley, green forage," and "Barley, straw."

**2. In part 185:****PART 185—[AMENDED]**

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

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

**§ 185.800 [Amended]**

b. By removing from the table in § 185.800; the entry for "Barley, milled fractions of barley (except flour)."

[FR Doc. 96-15479 Filed 6-18-96; 8:45 am]

BILLING CODE 6560-50-F

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[MM Docket No. 96-129; RM-8814]

**Radio Broadcasting Services; Tehachapi, CA**

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed on behalf of Tehachapi Broadcasting requesting the allotment of Channel 261A to Tehachapi, California, as that community's second local FM service. Coordinates used for Channel 261A at Tehachapi are 35-13-04 and 118-20-37. Tehachapi is located within 320 kilometers (199 miles) of the Mexico border, and therefore, the Commission must obtain concurrence of the Mexican government to this proposal.

**DATES:** Comments must be filed on or before August 5, 1996, and reply comments on or before August 20, 1996.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Dan J. Alpert, Esq., Law Office of Dan J. Alpert, 2120 N. 21st Rd., Suite 400, Arlington, VA 22201.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-129, adopted June 7, 1996, and released June 14, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M

Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all ex parte contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible ex parte contacts.

For information regarding proper filing procedures for comments, See 47 CFR 1.415 and 1.420.

**List of Subjects in 47 CFR Part 73**

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 96-15472 Filed 6-18-96; 8:45 am]

BILLING CODE 6712-01-F

**47 CFR Part 73**

[MM Docket No. 96-127; RM-8805]

**Radio Broadcasting Services; Kula, HI**

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed by Sonia A. Humphrey seeking the allotment of FM Channel 244A to Kula, Hawaii, as that locality's first local aural transmission service. Petitioner is requested to provide additional information to establish Kula's status as a community for allotment purposes. Coordinates for this proposal are 20-46-00 and 156-20-00.

**DATES:** Comments must be filed on or before July 29, 1996, and reply comments on or before August 13, 1996.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Sonia A. Humphrey, c/o Magic City Media, Inc., 1912 Capitol Avenue, Suite 300, Cheyenne, WY 82001.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-127, adopted May 24, 1996, and released June 7, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, See 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96-15471 Filed 6-18-96; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 73

[MM Docket No. 96-125; RM-8807]

#### Radio Broadcasting Services; Hilton, NY

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by Alan Bishop d/b/a Hilton Broadcasting seeking the allotment of Channel 238A to Hilton, NY, as the community's first local aural transmission service. Channel 238A can be allotted to Hilton in compliance with the Commission's minimum distance separation requirements with a site restriction of 1.9 kilometer (1.2 miles) north, at coordinates 43-18-15 NL; 77-47-56

WL, to avoid a short-spacing to Station WNVE, Channel 236B, South Bristol Township, NY. Hilton is located within 320 kilometers (200 miles) of the U.S.-Canadian border. Further, the allotment will result in a short-spacing to Stations CKDS-FM, Channel 237C1, Hamilton, Ontario, Canada, and CIBC1F, Channel 238C1, Belleville, Ontario, Canada. However, petitioner states that it will apply for and operate the station with a directional antenna so as to avoid causing interference over Canadian land area. Therefore, we will request Canadian concurrence in the allotment as a specially negotiated allotment.

**DATES:** Comments must be filed on or before July 29, 1996, and reply comments on or before August 13, 1996.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Alan SW. Bishop, d/b/a Hilton Broadcasting, 679 Furman Road, Fairport, New York 14450 (Petitioner).

**FOR FURTHER INFORMATION CONTACT:** Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-125, adopted May 24, 1996, and released June 7, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96-15470 Filed 6-18-96; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 73

[MM Docket No. 96-131; RM-8810]

#### Radio Broadcasting Services; El Dorado, AR

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed by Arkansas Radio Broadcasters requesting the allotment of Channel 268A to El Dorado, Arkansas, as that community's fifth local FM transmission service. Coordinates used for Channel 268A at El Dorado, Arkansas, are 33-10-27 and 92-38-55.

**DATES:** Comments must be filed on or before August 5, 1996, and reply comments on or before August 20, 1996.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Arkansas Radio Broadcasters, Attn: Carol B. Ingram, President, P. O. Box 73, Batesville, MS 38606.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-131, adopted June 7, 1996, and released June 14, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this