

(b) Tolerances are established for combined negligible residues (N) of the herbicide 2-methyl-4-chlorophenoxyacetic acid and its metabolite 2-methyl-4-chlorophenol in or on the following raw agricultural commodities:

Commodity:	Parts per million
Cattle, fat	0.1 (N)
Cattle, mbypp	0.1 (N)
Cattle, meat	0.1 (N)
Goats, fat	0.1 (N)
Goats, mbypp	0.1 (N)
Goats, meat	0.1 (N)
Hogs, fat	0.1 (N)
Hogs, mbypp	0.1 (N)
Hogs, meat	0.1 (N)
Horses, fat	0.1 (N)
Horses, mbypp	0.1 (N)
Horses, meat	0.1 (N)
Milk	0.1 (N)
Sheep, fat	0.1 (N)
Sheep, mbypp	0.1 (N)
Sheep, meat	0.1 (N)

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SUBCHAPTER N—EFFLUENT GUIDELINES AND STANDARDS

[FRL 546-8]

PART 440—ORE MINING AND DRESSING POINT SOURCE CATEGORY

Notice of Suspension

On November 6, 1975, notice was given that effluent limitations and guidelines for existing sources to be achieved by the application of best practicable control technology currently available as set forth in interim final form were promulgated by the Environmental Protection Agency (EPA). The regulation established Part 440—ore mining and dressing point source category and is applicable to existing sources for the iron ore subcategory (Subpart A), the base and precious metals subcategory (Subpart B), the bauxite subcategory (Subpart C), the ferroalloy ores subcategory (Subpart D), the uranium, radium and vanadium ore subcategory (Subpart E), the mercury ore subcategory (Subpart F), and the titanium ore subcategory (Subpart G) of the ore mining and dressing point source category pursuant to sections 301, 304 (b) (c), of the Federal Water Pollution Control Act, as amended (33 U.S.C. 1311, 1314 (b), and (c), 86 Stat. 816 et seq.; P.L. 92-500) (the Act).

When 40 CFR 440 was promulgated in interim final form, comments on 40 CFR 440 and comments on the development document supporting the regulation were solicited.

A number of comments were received related to the adequacy of the data relied upon by the Agency as a basis for promulgating the base and precious metals subcategory (Subpart B), that portion of the ferroalloy ores subcategory (Subpart D) which is applicable to the quantity of pollutants or pollutant properties discharged from mills processing ferroalloy ores by leaching techniques (either acid or alkaline) and associated chemical beneficiation techniques, and the uranium, radium and vanadium subcategory (Subpart E). Additional data has been

supplied and additional data is to be made available to the Agency relative to these portions of the regulation.

In that serious questions have been raised concerning the adequacy of the data base used to support portions of this regulation, the Agency is reevaluating the technical and economic basis for these portions of the ore mining and dressing point source category. This need for reevaluation prompts the Agency to suspend the effectiveness of these portions of the regulation while these portions of the regulation are being reviewed by the Agency.

Interested persons are encouraged to submit written comments on the base and precious metals subcategory (Subpart B), that portion of the ferroalloy ores subcategory (Subpart D) which is applicable to the quantity of pollutants or pollutant properties discharged from mills processing ferroalloy ores by leaching techniques (either acid or alkaline) and associated chemical beneficiation techniques and the uranium, radium and vanadium subcategory (Subpart E). Comments should be submitted in triplicate to the Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, Attention: Distribution Officer, WH-552. All comments received before July 15, 1976, will be considered and included in the administrative record. Steps previously taken by the Environmental Protection Agency to facilitate public response within this time period are outlined in EPA's Advance Notice Concerning Public Review Procedures published on August 6, 1973 (38 FR 21202).

A copy of all public comments will be available for inspection and copying at the EPA Public Information Reference Unit, Room 2922 (EPA Library), Water-side Mall, 401 M Street, SW, Washington, D.C. 20460.

In consideration of the foregoing discussion, 40 CFR 440.22, 40 CFR 440.42(a) (5) and 40 CFR 440.52 are suspended until November 1, 1976. Prior to November 1, 1976, the Agency anticipates that these sections will be revised or amended.

Dated: May 17, 1976.

RUSSELL E. TRANT,
Administrator.

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Title 45—Public Welfare

CHAPTER I—OFFICE OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 160e—CONSUMERS' EDUCATION PROGRAM

Grants and Contracts

Notice of proposed rulemaking was published in the FEDERAL REGISTER on November 26, 1975 (40 FR 54805-54811) setting forth proposed regulations pursuant to Section 811 of the Elementary and Secondary Education Act, as amended by Pub. L. 93-380, 20 U.S.C. 887d.

The proposed regulations set forth rules and criteria governing grant and

contract awards by the Commissioner of Education to State educational agencies, local educational agencies, institutions of higher education, and other public and private agencies, organizations and institutions for projects designed to provide consumers' education to the public.

A. Summary of comments on the proposed regulation; changes in the regulation. Interested persons were invited to submit written comments, suggestions, or objections regarding the proposed rules. Pursuant to this invitation, the following comments were submitted to the Commissioner of Education regarding the proposed regulation. After consideration of each comment, a response is set forth stating the change which has been made, or the reasons why no change is deemed necessary. General responses precede those related to specific sections. The comments are arranged in order of the sections of the final regulation except where a general response was required.

GENERAL

1. Comment. One commenter suggested that provisions for direct awards by the Commissioner to local agencies and institutions were not conducive to the coordination of Federal, State, and local efforts in education and suggested that the Commissioner consider funding the program through the States.

Response. No change has been made in the regulation. The Commissioner of Education is committed to the proper and efficient administration of Federal aid to education programs on a State-administered basis when authorized by law. In this program, the statute provides for direct grants and contracts to eligible applicants, including State educational agencies. No provision is made for a State-administered plan. The requirement in section 811(b) (1) (C) of the Act and § 160e.7 of the regulation that local educational agencies submit applications to State educational agencies for review provides an opportunity for the State educational agency to note possible duplication of effort and make recommendations conducive to coordination within the State. Though the State educational agency is not given authority under the statute to approve or disapprove local educational agency applications, the State recommendations will be carefully considered by the Commissioner in reviewing applications against the evaluation criteria in this regulation.

2. Comment. One commenter suggested amendments to sections 160e.1, 160e.4, 160e.5, 160e.6, 160e.9, 160e.10, 160e.11, 160e.12, 160e.13, and 160e.14 designed to make express reference to consumers' education activities for adults as authorized activities, to include such adult education in the priority funding areas, and to make projects more responsive to the needs of adults.

Response. The concerns of the commenter that the regulation make specific reference to the eligibility of adult education activities in consumers' education are well-taken, and amendments have been made to this end in sections 160e.1