

# Notices

Federal Register

Vol. 72, No. 91

Friday, May 11, 2007

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

---

## DEPARTMENT OF AGRICULTURE

### Submission for OMB Review; Comment Request

May 8, 2007.

The Department of Agriculture has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13. Comments regarding (a) whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology should be addressed to: Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), [OIRA\\_Submission@OMB.EOP.GOV](mailto:OIRA_Submission@OMB.EOP.GOV) or fax (202) 395-5806 and to Departmental Clearance Office, USDA, OCIO, Mail Stop 7602, Washington, DC 20250-7602. Comments regarding these information collections are best assured of having their full effect if received within 30 days of this notification. Copies of the submission(s) may be obtained by calling (202) 720-8958.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to

the collection of information unless it displays a currently valid OMB control number.

### Animal and Plant Health Inspection Service

*Title:* Importation of Clementines, Mandarins, and Tangerines from Chile.  
*OMB Control Number:* 0579-0242.

*Summary of Collection:* Under the Plant Protection Act (7 U.S.C. 7701-7772), the Secretary of Agriculture is authorized to carry out operations or measures to detect, eradicate, suppress, control, prevent, or retard the spread of plant pests new to the United States or not known to be widely distributed throughout the United States. The regulations in "Subpart—Fruits and Vegetables" (7 CFR 319.56 through 319.56-8) prohibit or restrict the importation of fruits and vegetables into the United States from certain parts of the world, to prevent the introduction and dissemination of plant pests, including fruit flies.

*Need and Use of the Information:* The Animal and Plant Health Inspection Service (APHIS) requires that some plants or plant products are accompanied by a phytosanitary inspection certificate that is completed by plant health officials in the originating or transiting country. APHIS will use the information on this certificate to determine the pest condition of the shipment at the time of inspection in the foreign country. Without the information, all shipments would need to be inspected very thoroughly, thereby requiring considerable more time, this would slow the clearance of international shipments.

*Description of Respondents:* Business or other for-profit.

*Number of Respondents:* 19.

*Frequency of Responses:* Reporting: On occasion.

*Total Burden Hours:* 147.

### Animal and Plant Health Inspection Service

*Title:* Inspection, Licensing, and Procurement of Animals.

*OMB Control Number:* 0579-0254.

*Summary of Collection:* The Animal Welfare Act (AWA) (7 U.S.C. 2131 *et seq.*) authorizes the Secretary of Agriculture to promulgate standards and other requirements governing the humane handling, housing, care, treatment, and transportation of certain

animals by dealers, research facilities, exhibitors, carriers, and intermediate handlers. The Animal and Plant Health Inspection Service (APHIS) has the responsibility to enforce the AWA and to regulate the humane care and handling of most warm-blooded animals used for research or exhibition purposes, sold as pets, or transported in commerce. APHIS will collect information using several forms.

*Need and Use of the Information:* APHIS will collect health certificates, program of veterinary care, application for license and record of acquisition, disposition and transportation of animals. The information is used to ensure those dealers, exhibitors, research facilities, carriers, etc., are in compliance with the Animal Welfare Act and regulations and standards promulgated under this authority of the Act.

*Description of Respondents:* Individuals or households.

*Number of Respondents:* 89.

*Frequency of Responses:* Recordkeeping; Reporting: On occasion.

*Total Burden Hours:* 41.

**Ruth Brown,**

*Departmental Information Collection Clearance Officer.*

[FR Doc. E7-9119 Filed 5-10-07; 8:45 am]

**BILLING CODE 3410-34-P**

---

## DEPARTMENT OF AGRICULTURE

### Commodity Credit Corporation

#### Emergency and Temporary Storage of Agricultural Commodities

**AGENCY:** Commodity Credit Corporation, USDA.

**ACTION:** Notice.

**SUMMARY:** The Commodity Credit Corporation (CCC) is taking actions to ensure adequate availability of commercial warehouse storage space for the 2007 crops and for producers seeking warehouse-stored marketing assistance loans for eligible commodities. CCC is announcing authorization, under certain conditions, of emergency and temporary storage for the 2007 crops of wheat, corn, sorghum and feed grains, and temporary storage for the 2007 crops of soybeans, rice and other commodities deemed storable by CCC. The authorizations include agricultural commodities stored by

warehouse operators licensed under the U.S. Warehouse Act (USWA) and those warehouse operators who store commodities pledged as collateral for Commodity Credit Corporation (CCC) marketing assistance loans and issue warehouse receipts for such commodities in emergency or temporary storage.

**EFFECTIVE DATE:** May 11, 2007.

**FOR FURTHER INFORMATION CONTACT:**

Roger Hinkle, Warehouse and Inventory Division, Farm Service Agency, United States Department of Agriculture, 1400 Independence Avenue, SW., STOP 0553, Washington, DC 20250-0553, telephone (202) 720-7433, FAX (202) 690-3123, e-mail: [Roger.Hinkle@wdc.usda.gov](mailto:Roger.Hinkle@wdc.usda.gov). Persons with disabilities who require alternative means for communication for regulatory information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD).

**SUPPLEMENTARY INFORMATION:**

**Background**

To be eligible for a Marketing Assistance Loan under the loan provisions of 7 CFR part 1421, an eligible commodity must be stored in approved storage, which is either on-farm storage or an approved warehouse that meets the CCC standards for approval of warehouses. Further, in accordance with the CCC Charter Act (15 U.S.C. 714 *et seq.*), CCC enters into storage agreements with commercial warehouse operators to provide for the storage of commodities owned by CCC or pledged as security to CCC for marketing assistance loans. To ease the demands made on approved warehouse space for the 2007 crops, CCC will accept as collateral for marketing assistance loans the emergency and temporary storage of wheat, corn, sorghum and feed grains and temporary storage of soybeans, rice and other commodities deemed storable by CCC for which warehouse receipts are issued by a warehouse operator that is storing such commodity in emergency or temporary storage if the warehouse has executed a storage agreement with CCC and if the warehouse is either:

1. A federally-licensed warehouse under the USWA and is in compliance with the provisions of its USWA license; or
2. For all other warehouses, the warehouse operator is in compliance with State laws allowing emergency or temporary storage of such commodities.

**USWA Emergency Storage Requirements**

Emergency storage is limited to wheat, corn, sorghum and feed grains unless otherwise allowed by the USWA. The warehouse operator may use such space from the time of initial licensing until March 31, 2008. Emergency storage space must be operated in conjunction with a USWA-licensed warehouse. In addition, warehouse operators requesting emergency storage space under the USWA must:

1. Receive USWA's authorization for the use of emergency storage space;
2. Meet all USWA security, net worth, bonding, and insurance requirements as required for conventional storage space;
3. Provide written justification that a need for emergency storage exists in the local area including the exact location, kind of commodity and quantity requested;
4. Meet USWA's requirement that emergency storage space be accessible for examination purposes;
5. Receive USWA authorization for the emergency storage space prior to using such space;
6. Maintain a separate inventory record of all commodities stored in emergency storage space, as well as accounting for such commodities in their Daily Position Record (DPR);
7. Agree that all emergency storage space will be deleted from the license no later than March 31, 2008;
8. Agree to move all commodities stored in emergency storage space into licensed space by that date;
9. Notify USWA in writing when commodities are moved into licensed space; and
10. If the warehouse chooses to continue using the emergency storage space for company-owned commodities after that date, the warehouse operator shall:
  - Remove that quantity of the commodity from the warehouse's official records,
  - Not use the commodity to cover the storage or warehouse receipted obligations of the warehouse, and
  - Agree that the quantity will not be included in any warehouse examination conducted by CCC.

**USWA Temporary Storage Requirements**

The warehouse operator may use such space from the time of initial licensing until March 31, 2008, for soybeans, rice and other commodities deemed storable by CCC and until July 1, 2008, for wheat, corn, sorghum and feed grains. Temporary storage structures must be operated in conjunction with a USWA-licensed warehouse. In addition:

1. Asphalt, concrete, or other approved base material must be used;
2. Rigid self-supporting sidewalls must be used;
3. Aeration must be provided;
4. Acceptable covering, as determined by CCC, must be provided;
5. Receive USWA's authorization for the use of temporary storage;
6. Meet all USWA security, net worth, bonding, and insurance requirements as required for conventional storage space;
7. Warehouse operators must maintain a separate record of all commodities stored in temporary storage space and must account for such commodities in their DPR;
8. Agree to move all commodities stored in temporary storage space into licensed space by its respective final date;
9. Notify USWA in writing when commodities are moved into licensed space; and
10. If the warehouse chooses to continue using the temporary storage space for company-owned commodities after that date, the warehouse operator shall:
  - Remove that quantity of the commodity from the warehouse's official records,
  - Not use the commodity to cover the storage or warehouse receipted obligations of the warehouse, and
  - Agree that the quantity will not be included in any warehouse examination conducted by CCC.

**Application for Emergency and Temporary Storage**

USWA licensees should direct questions regarding the use of emergency or temporary storage to Terry Chapman, Chief, Licensing Branch, Warehouse License and Examination Division, at: Kansas City Commodity Office, Mail Stop 9148, P.O. Box 419205 Kansas City, MO 64141-6205, telephone: 816-926-6474; facsimile: 816-926-1774. E-mail: [terry.chapman@kcc.usda.gov](mailto:terry.chapman@kcc.usda.gov).

All other warehouse operators should direct questions regarding the use of emergency or temporary storage to the Chief of the Storage Contract Branch, Bulk Commodities Division, Kansas City Commodity Office—MAIL STOP 8748, PO Box 419205, Kansas City, Missouri 64141-6205, Telephone: (816) 926-6446—Facsimile: (816) 926-1426 or (816) 823-1804; E-mail: [bcdscd@kcc.usda.gov](mailto:bcdscd@kcc.usda.gov).

**Warehouse Operator's Liability**

The authorization and licensing of emergency and temporary storage space does not relieve warehouse operators of their obligations under the USWA.

Warehouse operators are responsible for the quantity and quality of commodities stored in emergency and temporary storage space to the same extent as their liability for licensed storage space. All commodities stored in emergency and temporary storage space are considered a part of the warehouse operator's commingled inventory.

#### Warehouse Security

CCC strongly recommends that warehouse operators review their warehouse security plans and conduct a prudent risk assessment in connection with their application for emergency and temporary storage space. Warehouse operators may want to pay particular attention to threats that may not have been considered significant in the past and consider restricting access to facilities to authorized personnel only.

Signed in Washington, DC, on April 26, 2007.

**Teresa C. Lasseter,**

*Executive Vice President, Commodity Credit Corporation.*

[FR Doc. E7-9121 Filed 5-10-07; 8:45 am]

BILLING CODE 3410-05-P

## DEPARTMENT OF AGRICULTURE

### Farm Service Agency

#### Information Collection: Measurement Service Requests

**AGENCY:** Farm Service Agency, USDA.

**ACTION:** Notice; Request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, the Farm Service Agency (FSA) is seeking comments from all interested individuals and organizations on a new information collection associated with the Measurement Service Requests.

**DATES:** Comments on this notice must be received on or before July 10, 2007 to be assured consideration.

**ADDRESSES:** The comments should be addressed to Sandy Bryant, Common Provisions Branch Chief, USDA, FSA, Farm Programs, Production Emergencies and Compliance Division, 1400 Independence Avenue, SW., STOP 0517, Washington, DC 20250-0523. The comments also may be submitted by e-mail to: [Joe.Lewis@wdc.usda.gov](mailto:Joe.Lewis@wdc.usda.gov). The comments should be also sent to the Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503

**FOR FURTHER INFORMATION CONTACT:** Joe Lewis, USDA, Farm Service Agency, Production Emergencies and

Compliance Division, (202) 720-0795 and [Eloise.Taylor@wdc.usda.gov](mailto:Eloise.Taylor@wdc.usda.gov). Comments should include the OMB number and title of the information collection.

#### SUPPLEMENTARY INFORMATION:

##### Description of Information Collection

*Title:* Management Service Requests (FSA-409).

*OMB Control Number:* 0560-NEW.

*Type of Request:* New Information Collection.

*Abstract:* The producers may request measurement services from the FSA using form FSA-409, Measurement Service Records. The measurement service requests, though not required for program participation, are customarily provided by the County Office. The request may include staking, and referencing and measurement after planting, and bin or quantity measurements in accordance with 7 CFR part 718. Information determined by the FSA during a farm visit for measurement services is reported on the FSA-409. Mandatory fees are assessed by the County Office to recover costs associated with a farm visit to perform these services.

*Estimate of Annual Burden:* Public reporting burden for this collection of information is estimated to average .50 hours per response.

*Respondents:* Producers.

*Estimated Number of Respondents:* 135,000.

*Estimated Number of Responses per Respondent:* 1.0.

*Estimated Total Annual Burden on Respondents:* 20,250 hours.

*Comments are invited on:* (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

All comments received in response to this notice, including names and addresses when provided, will be a matter of public record. Comments will be summarized and included in the submission for Office of Management and Budget approval.

Signed in Washington, DC on May 2, 2007.

**Teresa C. Lasseter,**

*Administrator, Farm Service Agency.*

[FR Doc. E7-9077 Filed 5-10-07; 8:45 am]

BILLING CODE 3410-05-P

## DEPARTMENT OF AGRICULTURE

### Foreign Agricultural Service

#### Notice of a Request for a Revision of a Currently Approved Information Collection

**AGENCY:** Foreign Agricultural Service, USDA.

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, this notice announces the Department's intention to request a revision for a currently approved information collection in support of the Export Sales Reporting program.

**DATES:** Comments should be submitted no later than July 10, 2007.

*Additional Information and Comments:* Contact Peter W. Burr, Export Sales Reporting, Branch Chief, Stop 1021, U.S. Department of Agriculture, 1400 Independence Avenue, SW., Washington, DC 20250-1021, telephone; (202) 720-9209, e-mail: [esr@fas.usda.gov](mailto:esr@fas.usda.gov).

#### SUPPLEMENTARY INFORMATION:

*Title:* Export Sales Reporting Program.

*OMB Number:* 0551-0007.

*Expiration Date of Approval:* October 31, 2007.

*Type of Request:* Revision of a currently approved information collection.

*Abstract:* Section 602 of the Agricultural Trade Act of 1978, as amended, requires the reporting of information pertaining to contracts for export sale of certain specified agricultural commodities and other commodities that may be designated by the Secretary. In accordance with Sec. 602, individual weekly reports submitted shall remain confidential and shall be compiled and published in compilation form each week following the week of reporting. Any person who knowingly fails to report shall be fined not more than \$25,000 or imprisoned for not more than 1 year, or both. Regulations at 7 CFR part 20 implement the reporting requirements, and prescribe a system for reporting information pertaining to contracts for export sales.

USDA's export sales reporting system was created after the large unexpected purchase of U.S. wheat and corn by the