

# Notices

Federal Register

Vol. 72, No. 86

Friday, May 4, 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

### Agricultural Marketing Service

[Docket No. AMS-FV-07-0063;  
FV07-902-1NC]

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

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

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

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), this notice announces the Agricultural Marketing Service's (AMS) intention to request an extension and revision to a currently approved generic information collection for marketing orders covering fruit crops.

**DATES:** Comments on this notice must be received by July 3, 2007.

**ADDITIONAL INFORMATION OR COMMENTS:** Contact Valerie L. Emmer-Scott, Marketing Specialist, Marketing Order Administration Branch, Fruit and Vegetable Programs, AMS, USDA, 1400 Independence Avenue, SW., STOP 0237, room 1406-S, Washington, DC 20250-0237; Tel: (202) 205-2829, Fax: (202) 720-8938, E-mail: [moab.docketclerk@usda.gov](mailto:moab.docketclerk@usda.gov), or Internet: <http://www.regulations.gov>. Comments should reference the docket number and the date and page number of this issue of the **Federal Register** and will be made available for public inspection in the Office of the Docket Clerk during regular business hours, or can be viewed at:

<http://www.ams.usda.gov/fv/moab.html>.

Small businesses may request information on this notice by contacting Jay Guerber, Marketing Order Administration Branch, Fruit and Vegetable Programs, AMS, USDA, 1400 Independence Ave., SW., STOP 0237,

room 1406-S, Washington, DC, 20250-0237; telephone (202) 720-2491, Fax: (202) 720-8938, or E-mail:

[Jay.Guerber@usda.gov](mailto:Jay.Guerber@usda.gov).

#### SUPPLEMENTARY INFORMATION:

*Title:* Marketing Orders for Fruit Crops.

*OMB Number:* 0581-0189.

*Expiration Date of Approval:* September 30, 2007.

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

*Abstract:* Marketing order programs provide an opportunity for producers of fresh fruits, vegetables and specialty crops, in specified production areas, to work together to solve marketing problems that cannot be solved individually. This notice covers the following marketing order program citations 7 CFR parts 905, 906, 915, 916, 917, 920, 922, 923, 924, 925, 927, and 929. Marketing order No. 931, "Fresh Bartlett Pears Grown in Oregon and Washington", previously included in this information collection, has been consolidated into Marketing Order No. 927, by order amendment effective May 21, 2005, and as published in the **Federal Register** on May 20, 2005 [70 FR 29388]. Order regulations help ensure adequate supplies of high quality product and adequate returns to producers. Under the Agricultural Marketing Agreement Act of 1937 (Act), as amended (7 U.S.C. 601-674) industries enter into marketing order programs. The Secretary of Agriculture is authorized to oversee the order operations and issue regulations recommended by a committee of representatives from each commodity industry.

The information collection requirements in this request are essential to carry out the intent of the Act, to provide the respondents the type of service they request, and to administer the marketing order programs. Under the Act, orders may authorize the following: Production and marketing research, including paid advertising; volume regulations; reserves, including pools and producer allotments; container regulations; and quality control. Assessments are levied on handlers regulated under the marketing orders.

Several forms are required to be filed by USDA to enable its administration of each program. These include forms

covering the selection process for industry members to serve on a marketing order's committee or board and ballots used in referenda to amend or continue marketing order programs.

Under Federal marketing orders, producers and handlers are nominated by their peers to serve as representatives on a committee or board which administers each program. Nominees must provide information on their qualifications to serve on the committee or board. Nominees are selected by the Secretary. Formal rulemaking amendments must be approved in referenda conducted by USDA and the Secretary. For the purposes of this action, ballots are considered information collections and are subject to the Paperwork Reduction Act. If an order is amended, handlers are asked to sign an agreement indicating their willingness to abide by the provisions of the amended order.

Some forms are required to be filed with the committee or board. The orders and their rules and regulations authorize the respective commodities' committees and boards, the agencies responsible for local administration of the orders, to require handlers and producers to submit certain information. Much of the information is compiled in aggregate and provided to the respective industries to assist in marketing decisions. The committees and boards have developed forms as a means for persons to file required information relating to supplies, shipments, and dispositions of their respective commodities, and other information needed to effectively carry out the purpose of the Act and their respective orders, and these forms are utilized accordingly.

The forms covered under this information collection require the minimum information necessary to effectively carry out the requirements of the orders, and their use is necessary to fulfill the intent of the Act as expressed in the orders rules and regulations.

The information collected is used only by authorized employees of the committees and authorized representatives of the USDA, including AMS, Fruit and Vegetable Programs' regional and headquarters' staff. Authorized committee or board employees are the primary users of the information and AMS is the secondary user.

*Estimate of Burden:* Public reporting burden for this collection of information is estimated to average .28 hours per response.

*Respondents:* Producers, handlers, processors, cooperatives, and public members.

*Estimated Number of Respondents:* 16,043

*Estimated Number of Responses:* 30,604

*Estimated Number of Responses per Respondent:* 1.91

*Estimated Total Annual Burden on Respondents:* 8,419 hours.

*Comments:* Comments are invited on: (1) Whether the proposed collection of the information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information to be collected; and (4) 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.

Comments should reference this docket number and the appropriate marketing order, and be mailed to the Docket Clerk, Fruit and Vegetable Programs, AMS, USDA, 1400 Independence Ave., SW., STOP 0237, room 1406-S, Washington, DC 20250-0237; Fax (202) 720-8938; or E-mail: [moab.docketclerk@usda.gov](mailto:moab.docketclerk@usda.gov) or [www.regulations.gov](http://www.regulations.gov). Comments should reference the docket number and the date and page number of this issue of the **Federal Register**. All comments received will be available for public inspection in the Office of the Docket Clerk during regular USDA business hours at 1400 Independence Ave., SW., STOP 0237, Washington, DC, room 1406-S, or can be viewed at: <http://www.ams.usda.gov/fv/moab.html>.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will also become a matter of public record.

Dated: May 1, 2007.

**Lloyd C. Day,**  
Administrator, Agricultural Marketing Service.

[FR Doc. 07-2203 Filed 5-1-07; 2:23 pm]

BILLING CODE 3410-02-P

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

[Docket # AMS-2006-0111; FV-06-315]

### United States Standards for Grades of Summer Squash

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

**ACTION:** Notice; withdrawal.

**SUMMARY:** The Agricultural Marketing Service (AMS) is withdrawing the notice soliciting comments on its proposal to amend the voluntary United States Standards for Grades of Summer Squash. After reviewing and considering the comments received, the agency has decided not to proceed with this action.

**EFFECTIVE DATE:** May 4, 2007.

#### FOR FURTHER INFORMATION CONTACT:

Vincent J. Fusaro, Standardization Section, Fresh Products Branch, (202) 720-2185. The United States Standards for Grades of Summer Squash are available by accessing the Fresh Products Branch Web site at: <http://www.ams.usda.gov/standards/stanfprfv.htm>.

#### Background

AMS had identified the United States Standards for Grades of Summer Squash for possible revisions. The standards were last revised on January 6, 1984.

On August 6, 2006, AMS published a notice in the **Federal Register** (71 FR 44607) soliciting comments on a possible revision to the United States Standards for Grades of Summer Squash. The comments are available by accessing AMS, Fresh Products Branch Web site at: <http://www.ams.usda.gov/fv/fpbdoctetlist.htm>. The comment period ended October 7, 2006.

During that sixty-day comment period, one comment was submitted opposing the revisions. The commentor stated, "the different varietal characteristics in each type could stop what would work as a 'fancy' being packed for one area and put undue strain on the 'medium' market because a particular variety of squash does not have the genetics to meet size criteria." The commentor also stated, "some regions can only successfully grow certain seed varieties and with the characteristics of some varieties, size restrictions could make it prohibitive for some areas to produce summer squash all together."

After reviewing and considering the comments received, AMS has decided not to proceed with the proposed revisions to the standards.

**Authority:** 7 U.S.C. 1621-1627.

Dated: May 1, 2007.

**Lloyd C. Day,**

Administrator, Agricultural Marketing Service.

[FR Doc. E7-8574 Filed 5-3-07; 8:45 am]

BILLING CODE 3410-02-P

### COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

#### Procurement List Proposed Additions and Deletions

**AGENCY:** Committee for Purchase from People Who Are Blind or Severely Disabled.

**ACTION:** Proposed Additions to and Deletions from Procurement List.

**SUMMARY:** The Committee is proposing to add to the Procurement List a product to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities, and to delete products and services previously furnished by such agencies.

*Comments Must Be Received On Or Before:* June 3, 2007.

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, 1421 Jefferson Davis Highway, Arlington, Virginia 22202.

#### Additions

If the Committee approves the proposed addition, the entities of the Federal Government identified in this notice for the product will be required to procure the product listed below from nonprofit agencies employing persons who are blind or have other severe disabilities.

#### Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. If approved, the action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will furnish the product to the Government.

2. If approved, the action will result in authorizing small entities to furnish the product to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the product proposed for addition to the Procurement List.

Comments on this certification are invited. Commenters should identify the statement(s) underlying the certification