

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

### Intent To Establish the Tribal Advisory Committee and Solicitation of Nominations for Membership to the Committee

**AGENCY:** United States Department of Agriculture (USDA).

**ACTION:** Notice of establishment the Tribal Advisory Committee and solicit nominations for membership.

**SUMMARY:** In accordance with section 12303 of the Agriculture Improvement Act of 2018 and the Federal Advisory Committee Act, as amended, the United States Department of Agriculture announces its intent to establish of the Tribal Advisory Committee by the Secretary of Agriculture. The Tribal Advisory Committee will advise the Secretary on matters related to Tribal and Indian affairs. The Tribal Advisory Committee will be governed by the provisions of FACA as applicable. Duration of the Tribal Advisory Committee is required by legislation to be permanent, and the Charter will be renewed biannually by the Secretary of Agriculture. This notice also solicits for nominations for membership on the Tribal Advisory Committee.

**DATES:** Nominations must be submitted via email or postmarked by August 14, 2023.

**ADDRESSES:** Please submit nominations and resumes for recognition and appointment by the Secretary of Agriculture and Chair and Ranking members of the Senate Committee on Indian Affairs; House Committee on Agriculture; and Senate Committee on Agriculture, Nutrition, and Forestry through Josiah Griffin, Designated Federal Officer, to 1400 Independence Ave. SW, Room 501–A, Washington, DC, and 20250.

**FOR FURTHER INFORMATION CONTACT:** Inquiries may be sent to, Josiah Griffin, Designated Federal Officer, USDA, Office of Tribal Relations, 1400

Independence Ave. SW, Room 501–A, Washington, DC, and 20250 or at (202) 205–2249 and [Josiah.Griffin@usda.gov](mailto:Josiah.Griffin@usda.gov).

#### SUPPLEMENTARY INFORMATION:

Public Law 115–334 of section 12303 of the Agriculture Improvement Act of 2018 directs the Secretary of the United States Department of Agriculture to create the Tribal Advisory Committee to advise the Agency on matters related to Tribal and Indian affairs.

The duties of the Committee as directed by the authorizing legislation include identifying issues of relevance to Indian tribes relating to programs of the Department; communicating to the Secretary the issues identified; submitting to the Secretary recommendations for and solutions to these issues, other issues raised at the Tribal, regional, or national level, and issues relating to any Tribal consultation carried out by the Department; discussing issues and proposals for changes to regulations, policies, and procedures of the Department that impact Indian tribes; identifying priorities and providing advice on appropriate strategies for Tribal consultation; ensuring that pertinent issues of the Department are brought to the attention of an Indian tribe in a timely manner so that timely feedback can be obtained; and identifying and proposing solutions to any interdepartmental barriers between the Department and other Federal agencies.

The Committee is required to meet no less than twice per year, anticipated to be mid-Calendar year and at the end of each Calendar year. Additionally, USDA anticipates this Committee to convene over virtual/teleconference in those quarters where an in-person meeting is not otherwise scheduled. The Committee members shall be compensated at the level IV executive schedule daily rate for each day of participation in an officially scheduled, quarterly meeting of the full Committee in addition to each travel to and from these in-person Committee meetings. Once convened in full, the Committee will vote to elect a chairperson for the Committee to facilitate Committee member discussion and activity and a vice-chairperson to fill this role in lieu of the chairperson when unavailable.

### Discussion Solicitation for Nominations and Membership Criteria

Of the eleven (11) members to be appointed to the Tribal Advisory Council, three (3) of which shall be appointed by the Secretary of Agriculture; one (1) by the chairperson of the Committee on Indian Affairs of the Senate; one (1) by the ranking member of the Committee on Indian Affairs of the Senate; one (1) by the chairperson of the Committee on Agriculture, Nutrition, and Forestry of the Senate; one (1) by the ranking member of the Committee on Agriculture, Nutrition, and Forestry of the House of Representatives; and two (2) by the ranking member of the Committee on Agriculture of the House of Representatives. Each appointment shall be made for no longer than three (3) years except for the first appointment of the Agriculture Secretary, which shall be for a period of two (2) years. All subsequent terms shall be for a period of three (3) years.

To the extent feasible, the Secretary will coordinate the aforementioned Congressional committee leadership to ensure that the members of the Tribal Advisory Committee represent a diverse set of expertise on issues relating to geographic regions, Indian tribes, and the agricultural industry, including in subsistence and fisheries.

### Membership Nominations Information

Pursuant to the statute, nominations may be submitted by an Indian tribe as defined by 25 U.S.C. 5304, a Tribal organization as defined by 25 U.S.C. 5304, or a national or regional organization with expertise in issues relating to the above duties of the Committee. Individuals who wish to be considered for membership on Tribal Advisory Committee must submit a nomination with information, including a background disclosure form (Form AD–755). All interested nominees, whether they wish to be appointed by the Secretary or one of the Senate or Congressional Committees, shall use this same **Federal Register** process. All official Appointees will each have access to this same **Federal Register** nomination process.

Nominations should be typed and include the following:

1. If nominating an individual, a brief summary, no more than two pages, explaining the nominee's qualifications to serve on the Tribal Advisory Committee and addressing the membership composition and criteria described above.

2. A resume providing the nominee's background, experience, and educational qualifications.

3. A completed Advisory Committee or Research and Promotion Background Information form (AD-755) signed by the nominee. [https://www.ocio.usda.gov/sites/default/files/docs/2012/AD-755-Approved\\_Master-exp-3.31.22\\_508.pdf](https://www.ocio.usda.gov/sites/default/files/docs/2012/AD-755-Approved_Master-exp-3.31.22_508.pdf).

4. Letters of endorsement are optional. USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Equal opportunity practices in accordance with USDA's policies will be followed in all appointments to the Committee. To ensure that the recommendations of the Committee have taken in account the needs of the diverse groups served by USDA, membership shall include to the extent possible, individuals with demonstrated ability to represent minorities, women and person with disabilities. USDA is an equal opportunity provider, employer, and lender.

Dated: June 23, 2023.

**Cikena Reid,**

*USDA Committee Management Officer.*

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## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

[Docket No. APHIS-2021-0037]

#### Notice of Decision To Authorize the Importation of Fresh Leaves and Stems of Garland Chrysanthemum From Mexico Into the Continental United States, Hawaii, Puerto Rico, and the U.S. Virgin Islands

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Notice.

**SUMMARY:** We are advising the public of our decision to authorize the importation into the continental United States, Hawaii, Puerto Rico, and the U.S. Virgin Islands of fresh leaves and stems of Garland Chrysanthemum (*Glebionis coronarium*) from Mexico. Based on the findings of a pest risk analysis, which we made available to the public for review and comment through a previous notice, we have determined that the application of one or more designated phytosanitary measures will be sufficient to mitigate the risks of introducing or disseminating plant pests or noxious weeds via the importation of fresh leaves and stems of Garland Chrysanthemum from Mexico.

**DATES:** Imports may be authorized beginning June 28, 2023.

**FOR FURTHER INFORMATION CONTACT:** Ms. Claudia Ferguson, Senior Regulatory Policy Specialist, Regulatory Coordination and Compliance, PPQ, APHIS, 4700 River Road, Unit 133, Riverdale, MD 20737-1231; (301) 851-2352; email: [Claudia.Ferguson@usda.gov](mailto:Claudia.Ferguson@usda.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

Under the regulations in "Subpart L—Fruits and Vegetables" (7 CFR 319.56-1 through 319.56-12, referred to below as the regulations), the Animal and Plant Health Inspection Service (APHIS) of the U.S. Department of Agriculture (USDA) prohibits or restricts the importation of fruits and vegetables into the United States from certain parts of the world to prevent plant pests from being introduced into and spread within the United States.

Section 319.56-4 of the regulations contains a performance-based process for approving the importation of commodities that, based on the findings of a pest risk analysis, can be safely imported subject to one or more of the designated phytosanitary measures listed in paragraph (b) of that section. Under that process, APHIS proposes to authorize the importation of a fruit or vegetable into the United States if, based on findings of a pest risk analysis, we determine that the measures can mitigate the plant pest risk associated with the importation of that fruit or vegetable. APHIS then publishes a notice in the **Federal Register** announcing the availability of the pest risk analysis that evaluates the risks associated with the importation of a particular fruit or vegetable. Following the close of the 60-day comment period, APHIS will issue a subsequent **Federal Register** notice announcing whether or not we will authorize the importation of

the fruit or vegetable subject to the phytosanitary measures specified in the notice.

In accordance with that process, we published a notice<sup>1</sup> in the **Federal Register** on October 19, 2021 (86 FR 57802-57803, Docket No. APHIS-2021-0037), in which we announced the availability, for review and comment, of a pest risk analysis that evaluated the risks associated with the importation of fresh leaves and stems of Garland Chrysanthemum (*Glebionis coronarium*) from Mexico into the continental United States, Hawaii, Puerto Rico, and the U.S. Virgin Islands. The pest risk analysis consisted of a pest risk assessment identifying pests of quarantine significance that could follow the pathway of importation of fresh leaves and stems of Garland Chrysanthemum from Mexico into the continental United States, Hawaii, Puerto Rico, and the U.S. Virgin Islands and a risk management document identifying phytosanitary measures to be applied to that commodity to mitigate the pest risk.

We solicited comments on the notice for 60 days ending on December 20, 2021. We received 26 comments by that date. Of these, 25 supported the importation of chrysanthemum leaves and stems for consumption without further comment or request for modification.

One commenter noted that Garland Chrysanthemum is already authorized for importation from Mexico as a cut flower if it is accompanied by a phytosanitary certificate that has been issued by the national plant protection organization of Mexico and attests to the Garland Chrysanthemum's freedom from *Puccinia horiana*, the causal agent of Chrysanthemum White Rust. The commenter further noted that parts that may be imported include leaves and stems. In light of this existing authorization, the commenter questioned why the notice was necessary.

The regulations governing the importation of cut flowers into the United States are found in 7 CFR 319.74-1 through 319.74-4 (subpart P). These regulations do not pertain to imported plant parts intended for consumption. If the commodity is intended for consumption, it is governed by the regulations in subpart L that are referenced above in this notice. Separate authorization based on the intended use of the plant part is warranted because the intended use of

<sup>1</sup> To view the notice, the pest risk analysis, and the comments we received, go to [www.regulations.gov](http://www.regulations.gov). Enter APHIS-2021-0037 in the Search field.