

# Notices

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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.

## AGENCY FOR INTERNATIONAL DEVELOPMENT

### Senior Executive Service: Membership of Performance Review Board

**AGENCY:** Agency for International Development (USAID).

**ACTION:** Notice of approved list of candidates.

**SUMMARY:** This notice provides a list of approved candidates who comprise a standing roster for service on the Agency's 2024 Senior Executive Service (SES) Performance Review Board. The Agency will use this roster to select SES Performance Review Board members.

**DATES:** October 30, 2024.

**ADDRESSES:** [executiveresources@usaid.gov](mailto:executiveresources@usaid.gov).

#### FOR FURTHER INFORMATION CONTACT:

Lena Travers, Director, Center for Performance Excellence, Office of Human Capital and Talent Management, USAID, at 202-712-5636 or [ltravers@usaid.gov](mailto:ltravers@usaid.gov).

**SUPPLEMENTARY INFORMATION:** Under the Civil Service Reform Act of 1978, Public Law 95-454 (5 U.S.C. 4314(c)(4)) and 5 CFR 430.311(a)(4), the Agency must publish in the **Federal Register** a list of persons named to serve on the Performance Review Board that oversees the evaluation of performance appraisals for SES members of the Agency. The standing roster of approved candidates from which the Agency will select SES Performance Review Board members is as follows:

Bader, Harry  
Ball, Kimberly  
Beers, Mia  
Bertram, Robert  
Borodin, Sara  
Broderick, Deborah  
Brown, Erin  
Buckley, Ruth  
Chalif, Rebecca  
Davis, Thomas  
Detherage, Maria Price  
Donohue, Katherine

Ehmann, Claire  
ElGohary, Laila  
Feinstein, Barbara  
Girod, Gayle  
Gray, Jason  
Healy, Anne  
Jin, Jun  
Johnson, Mark  
Kenon, Clifton  
Knudsen, Ciara  
Korde, Sonali  
Lucas, Rachel  
McGill, Brian  
McLaughlin, Mary  
Metzler, Michael  
Mitchell, Reginald  
Napoli, Roman  
Ohlweiler, John  
Pryor, Jeanne  
Ram, Pavani  
Rodgers, Jami  
Schulz, Laura  
Shih, Stephen  
Singh, Sukhvinder  
Sokolowski, Alexander  
Voorhees, John  
Wallace, Julia  
Walton, David  
Webb, Patrick  
Willis, Lindsey  
Winston, Lynn  
Wright, Sheila

#### Lena Travers,

Director, Center for Performance Excellence.

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## DEPARTMENT OF AGRICULTURE

### Farm Service Agency

[Docket ID FSA-2023-0011]

#### Notice; Emergency Livestock Relief Program (ELRP) 2022

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

**ACTION:** Notice.

**SUMMARY:** The Farm Service Agency (FSA) is issuing this notice to announce that it is issuing a second round of payments for ELRP 2022 participants. These payments will be subject to a modified payment calculation in compliance with a court order currently in effect.

#### FOR FURTHER INFORMATION CONTACT:

Kathy Sayers; telephone: (202) 720-6870; email: [Kathy.Sayers@usda.gov](mailto:Kathy.Sayers@usda.gov). Individuals who require alternative means of communication for program information should contact the USDA Target Center at (202) 720-2600 (voice) or dial 711 for Telecommunications

Relay Service (both voice and text telephone users can initiate this call from any telephone).

#### SUPPLEMENTARY INFORMATION:

##### Background

FSA announced ELRP 2022 in a notice published in the **Federal Register** on September 27, 2023 (88 FR 66361-66366). Eligible livestock producers were not required to submit an application for ELRP 2022. As specified in the September 2023 notice, FSA is using data already submitted to FSA through the Livestock Forage Disaster Program (LFP).

Initial ELRP 2022 payments were issued immediately after publication of the notice based on a producer's gross 2022 LFP calculated payment.<sup>1</sup>

The ELRP 2022 Notice of Funding Availability provided that the initial ELRP 2022 payment was equal to the eligible livestock producer's gross 2022 LFP calculated payment multiplied by an ELRP 2022 payment percentage of 90 percent for underserved farmers and ranchers and 75 percent for all other producers, multiplied by a 25-percent factor to stay within available funding. It also specified that a second payment of up to 75 percent may be issued if funds remain available after initial payments are completed. Funding remains available.

This notice announces that FSA will issue a second ELRP 2022 payment for an additional 7.25-percent factor with available funding.

On June 7, 2024, the United States District Court for the Northern District of Texas, Amarillo Division, issued a preliminary injunction in *Rusty Strickland et al. v. U.S. Dept. of Agriculture et al.* (Case No. 2:24-CV-60-Z) enjoining USDA "from making or increasing payments, or providing any additional relief, based on its 'socially disadvantaged farmer or rancher' designation under [the Emergency Relief Program (ERP) 2022], whether used directly or as a subset of its 'underserved farmer or rancher' designation."<sup>2</sup> The complaint

<sup>1</sup> The deadline to submit a 2022 LFP Application was January 30, 2023.

<sup>2</sup> For ERP 2022 and ELRP 2022, "socially disadvantaged farmer or rancher" means a farmer or rancher who is a member of a group whose members have been subjected to racial, ethnic, or gender prejudice because of their identity as members of a group without regard to their individual qualities. For entities, at least 50 percent

challenges FSA's use of the socially disadvantaged farmer or rancher designation in several programs, including ELRP 2022; however, the preliminary injunction was applicable by its terms only to ERP 2022<sup>3</sup>, which was the only program for which the application period was open.

As USDA informed the court in *Strickland*,<sup>4</sup> FSA will issue the second ELRP 2022 payments in a manner "consistent with the terms of the preliminary injunction, including not making or increasing any such payments based on the use of the socially disadvantaged designation." Provided there are no other complicating factors (such as payment limitations), if they have the same gross 2022 LFP calculated payment, a producer who is considered underserved based solely on a socially disadvantaged designation and a non-underserved producer will receive the same payment in dollars in any second round of ELRP 2022 payments while the preliminary injunction is in effect.

FSA intends to begin issuing these payments following publication of this document. If the preliminary injunction is lifted, with available funds, FSA will make or update payments to affected and eligible socially disadvantaged producers consistent with the terms of the Notice of Funding Availability.

**Steven Peterson,**

*Acting Administrator, Farm Service Agency.*

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of the ownership interest must be held by individuals who are members of such a group. Socially disadvantaged groups include the following and no others unless approved in writing by the Deputy Administrator:

- (1) American Indians or Alaskan Natives;
  - (2) Asians or Asian-Americans;
  - (3) Blacks or African Americans;
  - (4) Hispanics or Hispanic Americans;
  - (5) Native Hawaiians or other Pacific Islanders;
- and
- (6) Women.

"Underserved farmer or rancher" means a beginning farmer or rancher, limited resource farmer or rancher, socially disadvantaged farmer or rancher, or veteran farmer or rancher.

<sup>3</sup> FSA issued a notice to announce the actions it was taking to comply with the preliminary injunction related to payment calculations for ERP 2022 on August 23, 2024. (89 FR 68125)

<sup>4</sup> Defendants' Notice of Compliance with the Court's Preliminary Injunction Order, at 2, ECF No. 27.

## DEPARTMENT OF AGRICULTURE

### Natural Resources Conservation Service

[Docket ID: NRCS-2024-0018]

### Urban Agriculture and Innovative Production Advisory Committee

**AGENCY:** Natural Resources Conservation Service, United States Department of Agriculture.

**ACTION:** Notice to solicit nominees.

**SUMMARY:** The Department of Agriculture's (USDA) Office of Urban Agriculture and Innovative Production (OUAIP) is seeking nominations for one individual to serve on the Urban Agriculture and Innovative Production Advisory Committee (UAIPAC) as an urban producer. The UAIPAC advises the Secretary of Agriculture on the development of policies and outreach relating to urban, indoor, and other emerging agricultural production practices. The 12 members appointed by the Secretary of Agriculture are expected to serve a 3-year term.

**DATES:** USDA will consider nominations received via email or postmarked by November 29, 2024.

**ADDRESSES:** Please send nominations via email to: *UrbanAgricultureFederalAdvisoryCommittee@usda.gov*. Email is the preferred method for sending nominations; alternatively, nominations can be mailed to Brian Guse, Director of the Office of Urban Agriculture and Innovative Production, Department of Agriculture, 1400 Independence Avenue SW, Room 4083, Washington, DC 20250.

**FOR FURTHER INFORMATION CONTACT:** Markus Holliday, Coordinator, Office of Urban Agriculture and Innovative Production; telephone: (301) 974-1287; email: *UrbanAgricultureFederalAdvisoryCommittee@usda.gov*.

Individuals who require alternative means for communication may contact the USDA TARGET Center at (202) 720-2600 (voice and text telephone (TTY)) or dial 711 for Telecommunications Relay service (both voice and text telephone users can initiate this call from any telephone).

**SUPPLEMENTARY INFORMATION:**

### UAIPAC Overview and Membership

Section 222 of the Department of Agriculture Reorganization Act of 1994, as amended, by section 12302 of the 2018 Farm Bill (7 U.S.C. 6923; Pub. L. 115-334), directed the Secretary of Agriculture to establish an "Urban Agriculture and Innovative Production Advisory Committee" to advise the

Secretary on any aspect of section 222, including the development of policies and outreach relating to urban, indoor, and other emerging agricultural production practices as well as identify any barriers to urban agriculture. UAIPAC will host public meetings to deliberate on recommendations for the Secretary of Agriculture. These recommendations provide advice to the Secretary on supporting urban agriculture and innovative production through USDA's programs and services. For additional background and member information visit the UAIPAC website at <https://www.usda.gov/partnerships/federal-advisory-committee-urban-ag>.

The UAIPAC consists of 12 members including:

- 4 representatives who are agriculture producers including 2 individuals who are located in an urban area or urban cluster; and 2 individuals who are farmers that use innovative technology;
- 2 representatives from an institution of higher education or extension program;
- 1 representative from a nonprofit organization, which may include a public health, environmental, or community organization;
- 1 representative who represents business and economic development, which may include a business development entity, a chamber of commerce, a city government, or a planning organization;
- 1 expert with supply chain experience, which may include a food aggregator, wholesale food distributor, food hub, or an individual who has direct-to-consumer market experience;
- 1 representative from a financing entity; and
- 2 representatives with related experience or expertise in urban, indoor, and other emerging agriculture production practices, as determined by the Secretary.

### Member Nominations

Nominations are open to the public. Any interested person or organization may nominate qualified individuals for membership, including self-nominations. Individuals who wish to be considered for membership must submit a nomination package to include the following required items:

(1) A completed background disclosure form (Form AD-755) signed by the nominee (see <https://www.usda.gov/sites/default/files/documents/ad-755.pdf>);

(2) A brief summary explaining the nominee's experience as an urban producer including any unique qualifications or experience