

**Attachment E: Federal Register Notice**

## 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.

### DEPARTMENT OF AGRICULTURE

#### Animal and Plant Health Inspection Service

[Docket No. APHIS-2014-0021]

##### Notice of Decision To Authorize the Importation of Chipilin Leaves and Edible Flowers of Chufle, Izote, and Pacaya From Guatemala Into the Continental United States

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

**ACTION:** Notice.

**SUMMARY:** We are advising the public of our decision to authorize the importation of chipilin leaves and edible flowers of chufle, izote, and pacaya from Guatemala into the continental United States. Based on the findings of pest risk analyses, which we made available to the public to review and comment through a previous notice, we have concluded 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 chipilin leaves and edible flowers of chufle, izote, and pacaya from Guatemala.

**DATES:** *Effective Date:* October 16, 2014.

**FOR FURTHER INFORMATION CONTACT:** Ms. Claudia Ferguson, Senior Regulatory Policy Specialist, Regulations, Permits and Manuals, PPQ, APHIS, 4700 River Road Unit 133, Riverdale, MD 20737-1231; (301) 851-2352.

**SUPPLEMENTARY INFORMATION:** Under the regulations in "Subpart—Fruits and Vegetables" (7 CFR 319.56-1 through 319.56-71, referred to below as the regulations), the Animal and Plant Health Inspection Service (APHIS) 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 or disseminated 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 (PRA), 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 publishes a notice in the **Federal Register** announcing the availability of the PRA that evaluates the risks associated with the importation of a particular fruit or vegetable. Following the close of the 60-day comment period, APHIS may begin issuing permits for importation of the fruit or vegetable subject to the identified designated measures if: (1) No comments were received on the PRA; (2) the comments on the PRA revealed that no changes to the PRA were necessary; or (3) changes to the PRA were made in response to public comments, but the changes did not affect the overall conclusions of the analysis and the Administrator's determination of risk.

In accordance with that process, we published a notice<sup>1</sup> in the **Federal Register** on July 8, 2014 (79 FR 38484, Docket No. APHIS-2014-0021), in which we announced the availability, for review and comment, of pest risk assessments that evaluate the risks associated with the importation into the continental United States of chipilin leaves and edible flowers of chufle, izote, and pacaya from Guatemala and risk management documents prepared to identify phytosanitary measures that could be applied to the commodities to mitigate the pest risk.

We solicited comments on the pest risk assessments and risk management documents for 60 days ending on September 8, 2014. We did not receive any comments by that date.

Therefore, in accordance with § 319.56-4(c)(2)(ii), we are announcing our decision to authorize the importation of chipilin leaves and edible flowers of chufle, izote, and pacaya from Guatemala into the continental United States subject to the following phytosanitary measures:

- The commodities must be imported into the continental United States in commercial consignments only.

- Each consignment must be accompanied by a phytosanitary certificate issued by the national plant protection organization of Guatemala.

- Each consignment is subject to inspection upon arrival at the port of entry to the United States.

These conditions will be listed in the Fruits and Vegetables Import Requirements database (available at <http://www.aphis.usda.gov/favir>). In addition to these specific measures, chipilin leaves and edible flowers of chufle, izote, and pacaya from Guatemala will be subject to the general requirements listed in § 319.56-3 that are applicable to the importation of all fruits and vegetables.

**Authority:** 7 U.S.C. 450, 7701-7772, and 7781-7786; 21 U.S.C. 136 and 136a; 7 CFR 2.22, 2.80, and 371.3.

Done in Washington, DC, this 9th day of October 2014.

**Kevin Shea,**

*Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 2014-24634 Filed 10-15-14; 8:45 am]

**BILLING CODE 3410-34-P**

### DEPARTMENT OF AGRICULTURE

#### Food and Nutrition Service

##### Agency Information Collection Activities: Notice of Emergency Approval of New Information Collection for Feasibility of Tribal Administration of Federal Nutrition Assistance Programs

**AGENCY:** Food and Nutrition Service (FNS), USDA.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, this notice announces FNS' intention to request emergency approval from the Office of Management and Budget (OMB) and invites the general public and other public agencies to comment on this proposed information collection. This is a new collection for the purpose of determining the interest among Indian Tribal Organizations (ITOs) in administering FNS programs, the capacity of ITOs to do so, and legislative and regulatory implications.

<sup>1</sup> To view the notice and risk documents, go to <http://www.regulations.gov> #!docketDetail;D=APHIS-2014-0021.



**DATES:** Written comments must be received on or before December 15, 2014.

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

Comments may be sent to: Richard Lucas, Food and Nutrition Service, U.S. Department of Agriculture, 3101 Park Center Drive, Room 1014, Alexandria, VA 22302. Comments may also be submitted via fax to the attention of Richard Lucas at 703-305-2576 or via email to [richard.lucas@fns.usda.gov](mailto:richard.lucas@fns.usda.gov). Comments will also be accepted through the Federal eRulemaking Portal. Go to <http://www.regulations.gov>, and follow the online instructions for submitting comments electronically.

All written comments will be available for public inspection at the office of the Food and Nutrition Service during regular business hours (8:30 a.m. to 5 p.m. Monday through Friday) located at 3101 Park Center Drive, Room 1014, Alexandria, Virginia 22302.

All responses to this notice will be summarized and included in the request for Office of Management and Budget approval. All comments will be a matter of public record.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of this information collection should be directed to Richard Lucas at 703-305-2119.

**SUPPLEMENTARY INFORMATION:**

*Title:* Feasibility of Tribal Administration of Federal Nutrition Assistance Programs.

*Form Number:* N/A.

*OMB Number:* 0584-NEW.

*Expiration Date:* Not Yet Determined.

*Type of Request:* New Collection.

*Abstract:* The Agricultural Act of 2014 (Pub. L. 113-79) calls for a study to determine the feasibility of Tribal administration of Federal nutrition assistance programs in lieu of State agencies or other administrative entities.

Specifically, the primary objectives of the study are:

- Objective 1: Identify services, functions and activities associated with administering nutrition assistance programs.
- Objective 2: Consult with Tribes to determine the extent of their interest in administering the programs.
- Objective 3: Assess the capability of Indian Tribal Organizations (ITOs) to administer these programs based on the services, functions and activities associated with administering them and ITO interest in administering all or part of particular programs.
- Objective 4: Identify statutory or regulatory changes, waivers or special provisions that would be needed for ITOs to administer each nutrition program.

There are 15 nutrition assistance programs that are overseen by Food and Nutrition Service (FNS) and administered by States. While few of these programs are totally administered by an ITO, several are administered with varying levels of shared state/ITO responsibility. FNS requests clearance to conduct, through IMPAQ International, LLC, two principal research activities:

- A multi-modal survey of key administrative staff in all ITOs
- Interviews with Tribal leaders and administrative staff

This information collection is being conducted by the Food and Nutrition Service, Office of Policy Support, and is authorized by the Agricultural Act of 2014 (Pub. L. 113-79).

The Act calls for a study to determine the feasibility of Tribal administration of Federal nutrition assistance programs in lieu of State agencies or other administrative entities.

*Affected Public:* State, Local and Tribal Government. Respondent groups identified include: (a) Tribal Leaders; (b) Tribal members who play an administrative role in onsite federal human services programs.

*Estimated Number of Respondents Example:* The total estimated number of respondents is 1,228. This includes: 1,132 Tribal Leaders (two per Federally-recognized Tribe), 20 percent of whom will complete surveys, 32 (n) of whom will participate in site visit interviews; and 96 program administrators who will participate in site visit interviews. Table 1 shows respondent and burden information.

*Estimated Number of Responses per Respondent:* Tribal Leaders will be asked to complete one survey. Thirty-two of those Tribal Leaders will also be interviewed during site visits. All other

respondents (96 Tribal program administrators) will participate in one site visit interview.

*Estimated Total Annual Responses:* The total of 354 responses includes 226 survey responses and 128 interview responses.

*Estimated Time per Response:* The survey will take 0.5 hours. Time spent on surveys that are not completed is estimated to be 0.03 hours (2 minutes). On-site interviews will take 1.5 hours each.

*Estimated Total Annual Burden on Respondents:* 332.18 hours.

Table 1: Response Burden for Feasibility of Tribal Administration of Federal Nutrition Assistance Programs

Affected Public	Respondent Type	Instrument	Sample Size	Estimated # Respondents	Responses				Non-Respondents				Grand Total Burden Hours	
					Responses Annually per Respondent	Total Annual Responses (Col. exf)	Estimated Avg. # of Hours Per Response	Estimated Total Hours (Col. gxh)	Estimated # of Non-Respondents	Responses annually per Respondent	Total Annual Responses (Col. jxk)	Estimated Avg. # of Hours Per Response		Estimated Total Hours (Col. lxm)
State, Local or Tribal Government	Tribal Leaders	Survey	1132	226	1	226	0.5	113	906	1	906	0.03	27.18	140.18
	Tribal Leaders (also represented in survey respondents)	Site Visit	32	32	1	32	1.5	48	0	1	0	1.5	0	48
	Tribal program administrators	Site Visit	96	96	1	96	1.5	144	0	1	0	0.25	0	144
	<b>Total Reporting Burden</b>		<b>1228</b>	<b>322</b>		<b>354</b>		<b>305</b>	<b>906</b>		<b>906</b>		<b>27.180</b>	<b>332.18</b>

Dated: October 6, 2014.  
 Audrey Rowa,  
 Administrator, Food and Nutrition Service  
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