

National Agricultural Law Center

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Digest Updates

February 23 through March 6, 2009

Agriculture Department

74 Fed. Reg. 9584 (March 5, 2009) (notice). The Department is proposing a revision to its system of records, by creating the Office of Audit's Research Aggregated Data Analysis Repository, USDA/OIG-8.

<http://edocket.access.gpo.gov/2009/E9-4655.htm>

74 Fed. Reg. 8914 (February 27, 2009) (joint notice of public meetings). This notice announces a public meeting on March 10, 2009, in connection with the Broadband Initiatives funded by the American Recovery and Reinvestment Act of 2009. <http://edocket.access.gpo.gov/2009/E9-4194.htm>

Agricultural Marketing Service

74 Fed. Reg. 9344 (March 4, 2009) (final rule) (to be codified at 7 C.F.R. Part 984). The Department of Agriculture is adopting, as a final rule, without change, an interim final rule which decreased the assessment rate established for the California Walnut Board for the 2008-09 and subsequent marketing years from \$0.0158 to \$0.0131 per kernelweight pound of assessable walnuts. <http://edocket.access.gpo.gov/2009/E9-4591.htm>

74 Fed. Reg. 9382 (March 4, 2009) (notice). The Agricultural Marketing Service announces that soybean producers may request a referendum to determine if producers want a referendum on the Soybean Promotion and Research Order.

<http://edocket.access.gpo.gov/2009/E9-4592.htm>

74 Fed. Reg. 9047 (March 2, 2009) (final rule) (to be codified at 7 C.F.R. Part 1220). This final rule amends the procedures to request a referendum under the Soybean Promotion, Research, and Consumer Information program by updating the number of soybean producers in the United States and making administrative changes.

<http://edocket.access.gpo.gov/2009/E9-4292.htm>

74 Fed. Reg. 9045 (March 2, 2009) (final rule) (to be codified at 7 C.F.R. Part 984). The Department of Agriculture is adopting, as a final rule, with a change, an interim final rule revising the administrative rules and regulations governing nominations for the California Walnut Board. <http://edocket.access.gpo.gov/2009/E9-4291.htm>

74 Fed. Reg. 8141 (February 24, 2009) (interim final rule with request for comments) (to be codified at 7 C.F.R. Part 925). This rule decreases the assessment rate established for the California Desert Grape Administrative Committee for the 2009 and subsequent fiscal periods from \$0.02 to \$0.01 per 18-pound lug of grapes handled.

<http://edocket.access.gpo.gov/2009/E9-3850.htm>

74 Fed. Reg. 8143 (February 24, 2009) (final rule) (to be codified at 7 C.F.R. Part 930). This rule establishes final free and restricted percentages for the 2008-2009 crop year tart cherries covered under the Federal marketing order regulating tart cherries grown in seven States. <http://edocket.access.gpo.gov/2009/E9-3849.htm>

Agricultural Research Service

74 Fed. Reg. 8229 (February 24, 2009) (notice of intent). Notice is hereby given that the Agricultural Research Service intends to grant an exclusive license to several U.S. patents related to Bacteriocins. <http://edocket.access.gpo.gov/2009/E9-3848.htm>

Animal and Plant Health Inspection Service

74 Fed. Reg. 9779 (March 6, 2009) (notice of availability and request for comments). This document provides notice that APHIS has prepared an environmental assessment relative to the control of *Arundo donax* and the release of a wasp into the continental United States for use as a biological control agent. <http://edocket.access.gpo.gov/2009/E9-4881.htm>

Commodity Credit Corporation

74 Fed. Reg. 9586 (March 5, 2009) (notice). This notice announces the Commodity Credit Corporation's intention to request an extension for a currently approved information collection in support of the Technical Assistance for Specialty Crops program. <http://edocket.access.gpo.gov/2009/E9-4698.htm>

74 Fed. Reg. 9586 (March 5, 2009) (notice). This notice announces the Commodity Credit Corporation's intention to request a revision for a currently approved information collection process in support of the Foreign Market Development Cooperator's Program and the Market Access Program. <http://edocket.access.gpo.gov/2009/E9-4702.htm>

Commodity Futures Trading Commission

74 Fed. Reg. 9568 (March 5, 2009) (notice). The Commodity Futures Trading Commission is amending its regulations applicable to the filing of Disclosure Documents by commodity pool operators and commodity trading advisors with the National Futures Association. <http://edocket.access.gpo.gov/2009/E9-4740.htm>

74 Fed. Reg. 8220 (February 24, 2009) (proposed rules) (to be codified at 17 C.F.R. Part 4). The Commodity Futures Trading Commission is proposing to amend its regulations governing the periodic account statements that commodity pool operators are required to provide to commodity pool participants and the annual financial reports that CPOs are required to provide to commodity pool participants and file with the National Futures Association. <http://edocket.access.gpo.gov/2009/E9-3840.htm>

Cooperative State Research, Education, and Extension Service

74 Fed. Reg. 9212 (March 3, 2009) (request for stakeholder input). The Cooperative State Research, Education, and Extension Service is implementing a new competitive grants program called the Healthy Urban Food Enterprise Development Center Program and is soliciting public comments and stakeholder input. <http://edocket.access.gpo.gov/2009/E9-4384.htm>

Environmental Protection Agency

74 Fed. Reg. 9351 (March 4, 2009) (final rule) (to be codified at 40 C.F.R. Part 180). This regulation establishes tolerances for residues of dimethomorph in or on ginseng and turnip, greens; establishes tolerances with regional registrations in or on beans, lima, succulent and grape; deletes the existing grape import tolerance, as a regional tolerance supersedes it.; and increases the existing tolerance level for potato, wet peel and re-establishes the tolerance for potato. <http://edocket.access.gpo.gov/2009/E9-4370.htm>

74 Fed. Reg. 9356 (March 4, 2009) (final rule) (to be codified at 40 C.F.R. Part 180). This regulation revises the existing tolerance for residues of tebuconazole in or on cherry, pre- and post-harvest. <http://edocket.access.gpo.gov/2009/E9-4373.htm>

74 Fed. Reg. 9365 (March 4, 2009) (final rule) (to be codified at 40 C.F.R. Part 180). This regulation establishes tolerances for combined residues of chlorothalonil and its 4-hydroxy metabolite in or on lychee and starfruit. <http://edocket.access.gpo.gov/2009/E9-4364.htm>

74 Fed. Reg. 9358 (March 4, 2009) (final rule) (to be codified at 40 C.F.R. Part 180). This regulation establishes tolerances for residues of famoxadone in or on various commodities. <http://edocket.access.gpo.gov/2009/E9-4357.htm>

74 Fed. Reg. 9367 (March 4, 2009) (final rule) (to be codified at 40 C.F.R. Part 180). This regulation establishes tolerances for residues of fluazifop-P-butyl in or on beans, dry, seed; peanut; peanut, meal and soybean, seed. <http://edocket.access.gpo.gov/2009/E9-4368.htm>

74 Fed. Reg. 9373 (March 4, 2009) (final rule) (to be codified at 40 C.F.R. Part 180). This regulation establishes tolerances for combined residues of propoxycarbazon and its Pr-2-OH metabolite in or on grass, forage and grass, hay. <http://edocket.access.gpo.gov/2009/E9-4352.htm>

74 Fed. Reg. 9393 (March 4, 2009) (notice). This notice announces the Agency's receipt of an initial filing of a pesticide petition proposing the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities. <http://edocket.access.gpo.gov/2009/E9-4133.htm>

74 Fed. Reg. 9395 (March 4, 2009) (notice). This notice announces the Agency's receipt of an initial filing of a pesticide petition proposing the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities. <http://edocket.access.gpo.gov/2009/E9-4141.htm>

74 Fed. Reg. 9396 (March 4, 2009) (notice). This notice announces receipt of an application to register a pesticide product containing a new active ingredient not included in any currently registered product. <http://edocket.access.gpo.gov/2009/E9-4224.htm>

74 Fed. Reg. 9397 (March 4, 2009) (notice). This notice announces the Agency's receipt of several initial filings of pesticide petitions proposing the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities. <http://edocket.access.gpo.gov/2009/E9-4590.htm>

74 Fed. Reg. 8490 (February 25, 2009) (final rule) (to be codified at 40 C.F.R. Part 180). This regulation establishes a tolerance for combined residues of spiromesifen in or on tomato, paste. <http://edocket.access.gpo.gov/2009/E9-4058.htm>

74 Fed. Reg. 8539 (February 25, 2009) (notice). The Association of American Pesticide Control Officials /State FIFRA Issues Research and Evaluation Group Working Committee's on Environmental Quality Issues and Pesticides Operations Management will hold a 2-day meeting, beginning on April 27, 2009 and ending April 28, 2009. <http://edocket.access.gpo.gov/2009/E9-4003.htm>

Federal Crop Insurance Corporation

74 Fed. Reg. 8705 (February 26, 2009) (final rule) (to be codified at 7 C.F.R. Part 457). The Federal Crop Insurance Corporation finalizes the Common Crop Insurance Regulations; Cabbage Crop Insurance Provisions to convert the cabbage pilot crop insurance program to a permanent insurance program for the 2010 and succeeding crop years. <http://edocket.access.gpo.gov/2009/E9-4118.htm>

74 Fed. Reg. 8703 (February 26, 2009) (final rule) (to be codified at 7 C.F.R. Part 400). The Federal Crop Insurance Corporation is amending the General Administrative Regulation, Appeal Procedure. <http://edocket.access.gpo.gov/2009/E9-4114.htm>

74 Fed. Reg. 8704 (February 26, 2009) (final rule) (to be codified at 7 C.F.R. Part 400). The Federal Crop Insurance Corporation amends General Administrative Regulations, Subpart V—Submission of Policies, Provisions of Policies, Rates of Premium and Premium Reduction Plans to remove provisions that allow approved insurance providers to offer premium reduction plans. <http://edocket.access.gpo.gov/2009/E9-4116.htm>

Fish and Wildlife Service

74 Fed. Reg. 8103 (February 23, 2009) (notice). The U.S. Fish and Wildlife Service will host an optional Wind Turbine Guidelines Advisory Committee meeting via Webcast and teleconference on March 13, 2009. <http://edocket.access.gpo.gov/2009/E9-3748.htm>

Food and Drug Administration

74 Fed. Reg. 9766 (March 6, 2009) (final rule) (to be codified at 21 C.F.R. Parts 510 and 529). The Food and Drug Administration is amending the animal drug regulations to reflect a change of sponsor for a new animal drug application from Schering-Plough Animal Health, Inc., to Medical Developments International, Ltd. <http://edocket.access.gpo.gov/2009/E9-4758.htm>

74 Fed. Reg. 9822 (March 6, 2009) (notice). The Food and Drug Administration is announcing an opportunity for public comment on the proposed voluntary consumer study entitled "Gluten-Free Labeling of Food Products Experimental Study." <http://edocket.access.gpo.gov/2009/E9-4766.htm>

74 Fed. Reg. 9618 (March 5, 2009) (notice). The Food and Drug Administration is announcing that the following proposed collection of information has been submitted for review and clearance: Survey to Evaluate the Effectiveness of Mississippi Delta Fish Advisories. <http://edocket.access.gpo.gov/2009/E9-4644.htm>

74 Fed. Reg. 9618 (March 5, 2009) (notice). This notice announces a forthcoming meeting of a public advisory committee of the Food and Drug Administration, which will be open to the public. <http://edocket.access.gpo.gov/2009/E9-4645.htm>

74 Fed. Reg. 9049 (March 2, 2009) (final rule) (to be codified at 21 C.F.R. Part 522). The Food and Drug Administration is amending the animal drug regulations to reflect approval of a supplemental abbreviated new animal drug application that adds claims for persistent effectiveness against various species of external and internal parasites when cattle are treated with a 1-percent ivermectin solution by subcutaneous injection. <http://edocket.access.gpo.gov/2009/E9-4304.htm>

74 Fed. Reg. 8549 (February 25, 2009) (notice). The Food and Drug Administration is announcing an opportunity for public comment on the proposed collection of certain information by the agency related to the Importer's Entry Notice. <http://edocket.access.gpo.gov/2009/E9-3938.htm>

74 Fed. Reg. 8200 (February 24, 2009) (direct final rule; confirmation of effective date). The Food and Drug Administration is confirming the effective date of March 27, 2009, for the direct final rule that updates the statutory citations regarding civil monetary penalties. <http://edocket.access.gpo.gov/2009/E9-3831.htm>

74 Fed. Reg. 8093 (February 23, 2009) (notice). This notice announces a forthcoming meeting of the Allergenic Products Advisory Committee of the Food and Drug Administration. <http://edocket.access.gpo.gov/2009/E9-3786.htm>

Food and Nutrition Service

74 Fed. Reg. 9780 (March 6, 2009) (notice). This notice invites public comment on a proposed revision of a currently approved collection, Supplemental Nutrition Assistance Program, Administrative Review Requirements—Food Retailers and Wholesalers. <http://edocket.access.gpo.gov/2009/E9-4817.htm>

74 Fed. Reg. 9780 (March 6, 2009) (notice). The Department announces adjusted income eligibility guidelines to be used by State agencies in determining the income eligibility of persons applying to participate in the Special Supplemental Nutrition Program for Women, Infants and Children Program. <http://edocket.access.gpo.gov/2009/E9-4823.htm>

Food Safety and Inspection Service

74 Fed. Reg. 8229 (February 24, 2009) (notice of public meeting; request for comments). This notice announces a public meeting on March 5, 2009 to provide information and receive public comments on agenda items and draft United States positions that will be discussed at the 3rd Session of the Codex Committee on Contaminants in Foods of the Codex Alimentarius Commission. <http://edocket.access.gpo.gov/2009/E9-3847.htm>

Foreign Agricultural Service

74 Fed. Reg. 9587 (March 5, 2009) (notice and request for comments). This notice announces the Foreign Agricultural Service's intention to request an extension for a currently approved information collection required in petitions for emergency relief from duty-free imports of perishable products under § 204(d) of the Andean Trade Promotion and Drug Eradication Act. <http://edocket.access.gpo.gov/2009/E9-4696.htm>

Grain Inspection, Packers and Stockyards Administration

74 Fed. Reg. 9782 (March 6, 2009) (notice and request for comments). This notice announces the Grain Inspection, Packers and Stockyards Administration's intention to request an extension for and revision to a currently approved information collection related to the delivery of services conducted under the official inspection, grading and weighing programs authorized under the United States Grain Standards Act and the Agricultural Marketing Act of 1946. <http://edocket.access.gpo.gov/2009/E9-4786.htm>

74 Fed. Reg. 9077 (March 2, 2009) (notice to reestablish committee). Notice is hereby given that the Secretary of Agriculture has reestablished the Grain Inspection, Packers and Stockyards Administration Grain Inspection Advisory Committee. <http://edocket.access.gpo.gov/2009/E9-4289.htm>

International Trade Administration

74 Fed. Reg. 8774 (February 26, 2009) (notice). This notice announces the extension of the time limits for the final results of the antidumping duty administrative review and new shipper reviews covering fresh garlic from the People's Republic of China. <http://edocket.access.gpo.gov/2009/E9-4132.htm>

International Trade Commission

74 Fed. Reg. 9428 (March 4, 2009) (institution of investigation). A complaint was filed on behalf of Cargill, alleging violations based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain non-shellfish derived glucosamine and products containing same by reason of infringement of certain claims of U.S. Patent No. 7,049,433. <http://edocket.access.gpo.gov/2009/E9-4539.htm>

Rural Business—Cooperative Service

74 Fed. Reg. 9759 (March 6, 2009) (interim rule; delay of the effective date). Rural Development is further delaying the effective date of the interim rule for Rural Development Guaranteed Loans to June 1, 2009. <http://edocket.access.gpo.gov/2009/E9-4839.htm>

Rural Housing Service

74 Fed. Reg. 9759 (March 6, 2009) (interim rule; delay of the effective date). Rural Development is further delaying the effective date of the interim rule for Rural Development Guaranteed Loans to June 1, 2009. <http://edocket.access.gpo.gov/2009/E9-4839.htm>

Rural Utilities Service

74 Fed. Reg. 9759 (March 6, 2009) (interim rule; delay of the effective date). Rural Development is further delaying the effective date of the interim rule for Rural Development Guaranteed Loans to June 1, 2009. <http://edocket.access.gpo.gov/2009/E9-4839.htm>