

# 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. 02-093-1]

#### Rangeland Grasshopper and Mormon Cricket Suppression Program; Record of Decision Based on Final Environment Impact Statement—2002

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

**ACTION:** Notice.

**SUMMARY:** This notice advises the public of the Animal and Plant Health Inspection Service's record of decision for the Rangeland Grasshopper and Mormon Cricket Suppression Program final environmental impact statement.

**ADDRESSES:** Copies of the record of decision and the final environmental impact statement on which the record of decision is based are available for public inspection at USDA, room 1141, South Building, 14th Street and Independence Avenue SW., Washington, DC, between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays. To be sure someone is there to help you, please call (202) 690-2817 before coming. The documents may also be viewed on the Internet at <http://www.aphis.usda.gov/ppd/es/gh.html>.

Copies of the record of decision and the final environmental impact statement may be obtained from:

Environmental Services, PPD, APHIS, 4700 River Road Unit 149, Riverdale, MD 20737-1238, phone (301) 734-8963;

Western Regional Office, PPQ, APHIS, 1629 Blue Spruce Drive, Suite 204, Ft. Collins, CO 80524-5417, phone (970) 494-2531; or

Eastern Regional Office, PPQ, APHIS, 920 Main Campus Drive, Suite 200, Raleigh, NC 27606-5213, phone (919) 716-5576.

**FOR FURTHER INFORMATION CONTACT:** Mr. Charles L. Brown, National Grasshopper Program Manager, PPQ, APHIS, 4700 River Road Unit 134, Riverdale, MD 20737-1236, phone (301) 734-8247.

**SUPPLEMENTARY INFORMATION:** This notice advises the public that the Animal and Plant Health Inspection Service (APHIS) has prepared a record of decision based on the Rangeland Grasshopper and Mormon Cricket Suppression Program final environmental impact statement and is making it available to the public. This record of decision has been prepared in accordance with: (1) The National Environmental Policy Act of 1969 (NEPA), as amended (42 U.S.C. 4321 *et seq.*), (2) regulations of the Council on Environmental Quality for implementing the procedural provisions of NEPA (40 CFR parts 1500-1508), (3) USDA regulations implementing NEPA (7 CFR part 1), and (4) APHIS' NEPA Implementing Procedures (7 CFR part 372).

Done in Washington, DC, this 15th day of October 2002.

**Peter Fernandez,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 02-26814 Filed 10-21-02; 8:45 am]

**BILLING CODE 3410-34-P**

## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

[Docket No. 02-081-1]

#### Availability of Draft Pest Risk Assessment for the Importation of Clementines, Mandarins, and Tangerines From Chile

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

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

**SUMMARY:** We are advising the public of the availability of a draft pest risk assessment concerning the importation of clementines, mandarins, and tangerines from Chile. This draft pest risk assessment is accompanied by a risk management document entitled, "Measures Suggested for Quarantine Pest Risk Management in Clementines, Mandarin Oranges and Tangerines Exported from Chile to the Market of the

United States of America." These documents have been prepared in relation to a proposed rule currently under consideration that would allow the importation of clementines, mandarins, and tangerines from Chile into the United States. We are making the draft pest risk assessment and the risk management document available to the public for review and comment.

**DATES:** We will consider all comments that we receive on or before December 23, 2002.

**ADDRESSES:** You may submit comments by postal mail/commercial delivery or by e-mail. If you use postal mail/commercial delivery, please send four copies of your comment (an original and three copies) to: Docket No. 02-081-1, Regulatory Analysis and Development, PPD, APHIS, Station 3C71, 4700 River Road Unit 118, Riverdale, MD 20737-1238. Please state that your comment refers to Docket No. 02-081-1. If you use e-mail, address your comment to [regulations@aphis.usda.gov](mailto:regulations@aphis.usda.gov). Your comment must be contained in the body of your message; do not send attached files. Please include your name and address in your message and "Docket No. 02-081-1" on the subject line.

You may read any comments that we receive on the draft pest risk assessment in our reading room. The reading room is located in room 1141 of the USDA South Building, 14th Street and Independence Avenue, SW., Washington, DC. Normal reading room hours are 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. To be sure someone is there to help you, please call (202) 690-2817 before coming.

APHIS documents published in the **Federal Register**, and related information, including the names of organizations and individuals who have commented on APHIS dockets, are available on the Internet at <http://www.aphis.usda.gov/ppd/rad/webrepor.html>.

**FOR FURTHER INFORMATION CONTACT:** Dr. Ronald A. Sequeira, National Science Program Leader, Risk & Pathway Analysis, Center for Plant Health Science and Technology, PPQ, APHIS, 1017 Main Campus Drive, Suite 2500, Raleigh, NC 27606-5202; (919) 513-2128.

**SUPPLEMENTARY INFORMATION:**

## Background

The regulations in "Subpart-Fruits and Vegetables" (7 CFR 319.56 through 319.56-8, referred to below as the regulations), prohibit or restrict the importation of fruits and vegetables into the United States from certain parts of the world to prevent the introduction and dissemination of plant pests, including fruit flies, that are new to or not widely distributed within the United States.

At the request of the Government of the Republic of Chile, the Animal and Plant Health Inspection Service (APHIS) is considering amending the regulations to allow the importation of clementines, mandarins, and tangerines from Chile into the United States. To evaluate the risks associated with the importation of clementines, mandarins, and tangerines from Chile, a draft pest risk assessment entitled, "Importation of Fresh Commercial Citrus Fruit: Clementine (*Citrus reticulata* Blanco var. "Clementine"), Mandarin (*Citrus reticulata* Blanco), and Tangerine (*Citrus reticulata* Blanco) from Chile into the United States: A Pathway Initiated Plant Pest Risk Assessment" (Revised July 2002), has been prepared. We are making the draft pest risk assessment available to the public for review and comment.

In addition to the draft pest risk assessment, we are also making a risk management document entitled, "Measures Suggested for Quarantine Pest Risk Management in Clementines, Mandarin Oranges and Tangerines Exported from Chile to the Market of the United States of America" (March 2002), available for comment. This risk management document was prepared in Chile by the Fundacion para el Desarrollo Fruiticola. We expect that we would consider the risk management measures examined in that document during the development of any proposed rule concerning the importation of clementines, mandarins, and tangerines from Chile.

You may view the draft pest risk assessment and the risk management document on the Internet at <http://www.aphis.usda.gov/ppq/prs/>, or in our reading room (information on the location and hours of the reading room is provided under the heading **ADDRESSES** at the beginning of this notice). You may also request a copy of either document from the person listed under **FOR FURTHER INFORMATION CONTACT**.

**Authority:** 7 U.S.C. 166, 450, 7711-7714, 7718, 7731, 7732, and 7751-7754; 21 U.S.C. 136 and 136a; 7 CFR 2.22, 2.80, and 371.3.

Done in Washington, DC, this 16th day of October 2002.

**Peter Fernández,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 02-26813 Filed 10-21-02; 8:45 am]

**BILLING CODE 3410-34-P**

## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

[Docket No. 02-094-1]

#### Fiscal Year 2003 Reimbursable Overtime Charges and Veterinary Services User Fees

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

**ACTION:** Notice.

**SUMMARY:** This notice pertains to reimbursable overtime charged for Sunday, holiday, or other overtime work performed by employees of the Animal and Plant Health Inspection Service in connection with the inspection, laboratory testing, certification, or quarantine of certain articles and to user fees for import- and export-related services that we provide for animals, animal products, birds, germ plasm, organisms, and vectors. The purpose of this notice is to remind the public of the reimbursable overtime charges and user fees for fiscal year 2003 (October 1, 2002, through September 30, 2003).

**FOR FURTHER INFORMATION CONTACT:** For information concerning Agricultural Quarantine and Inspection program operations, contact Mr. Colonel Locklear, Senior Staff Officer, PPQ, APHIS, 4700 River Road Unit 60, Riverdale, MD 20737-1236; (301) 734-8372.

For information concerning Veterinary Services program operations, contact Dr. Gary Colgrove, Chief Staff Veterinarian, National Center for Import and Export, VS, APHIS, 4700 River Road Unit 38, Riverdale, MD 20737-1231; (301) 734-8364.

For information concerning reimbursable overtime rate and user fee development, contact Ms. Kris Caraher, Accountant, User Fees Section, FSSB, FMD, MRP-BS, APHIS, 4700 River Road Unit 54, Riverdale, MD 20737-1232; (301) 734-8351.

#### SUPPLEMENTARY INFORMATION:

##### Reimbursable Overtime Charges

The regulations in 7 CFR chapter III and 9 CFR chapter I, subchapters D and G, require inspection, laboratory testing, certification, or quarantine of certain animals, poultry, animal byproducts,

germ plasm, organisms, vectors, plants, plant products, or other regulated commodities or articles intended for importation into, or exportation from, the United States. With some exceptions, when these services must be provided by an Animal and Plant Health Inspection Service (APHIS) employee on a Sunday or on a holiday, or at any other time outside the APHIS employee's regular duty hours, the Government charges an hourly overtime fee for the services in accordance with 7 CFR part 354 and 9 CFR part 97.

In a final rule published in the **Federal Register** on July 25, 2002 (67 FR 48519-48525, Docket No. 00-087-2), and effective August 11, 2002, we established, for fiscal years 2002 through 2006 and beyond, reimbursable overtime rates for Sunday, holiday, or other overtime work performed by APHIS employees for any person, firm, or corporation having ownership, custody, or control of animals, poultry, animal byproducts, germ plasm, organisms, vectors, plants, plant products, or other regulated commodities or articles subject to inspection, laboratory testing, certification, or quarantine. In this document we are providing notice to the public of the reimbursable overtime fees for fiscal year 2003 (October 1, 2002, through September 30, 2003).

Under the regulations in 7 CFR 354.1(a) and 9 CFR 97.1(a), any person, firm, or corporation having ownership, custody, or control of plants, plant products, animals, animal byproducts, or other commodities or articles subject to inspection, laboratory testing, certification, or quarantine who requires the services of an APHIS employee on a Sunday or holiday, or at any other time outside the regular tour of duty of that employee, shall sufficiently in advance of the period of Sunday, holiday, or overtime service request the APHIS inspector in charge to furnish the service during the overtime or Sunday or holiday period, and shall, for fiscal year 2003, pay the Government at the rate listed in the following table:

Overtime for inspection, laboratory testing, certification, or quarantine of plants, plant products, animals, animal products or other regulated commodities	
Outside the employee's normal tour of duty	Overtime rates (per hour) Oct. 1, 2002-Sept. 30, 2003
Monday through Saturday and holidays .....	\$46.00
Sundays .....	61.00

As specified in 7 CFR 354.1(a)(1)(iii) and 9 CFR 97.1(a)(3), the overtime rates