

# Rules and Regulations

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## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

#### 7 CFR Part 301

[Docket No. APHIS–2009–0079]

#### Karnal Bunt; Regulated Areas in Arizona, California, and Texas

##### Correction

In rule document 2010–28347 beginning on page 68942 in the issue of Wednesday, November 10, 2010, make the following corrections:

##### § 301.89–3 [Corrected]

1. On page 68945, in § 301.89–3 paragraph (g), in the first column, under the California heading, in the 13th line, “114.647877” should read “–114.647877”.

a. In the second column, in the 20th line from the top, “114.603889” should read “–114.603889”.

b. In the 29th line from the bottom, “D10–11” should read “D–10–11”.

c. In the 26th line from the bottom, “D10–11” should read “D–10–11”.

d. In the 21st line from the bottom, “114.623143” should read “–114.623143”.

e. In the first line from the bottom, “114.961526” should read “–114.961526”.

[FR Doc. C1–2010–28347 Filed 11–18–10; 8:45 am]

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## DEPARTMENT OF AGRICULTURE

### Commodity Credit Corporation

#### 7 CFR Part 1405

RIN 0560–AI00

#### Commodity Assessments; Loans, Purchases, and Other Operations

**AGENCY:** Commodity Credit Corporation, USDA.

**ACTION:** Final rule; technical amendment.

**SUMMARY:** The Commodity Credit Corporation (CCC) is amending regulations as required by the Food, Conservation, and Energy Act of 2008 (the 2008 Farm Bill) to remove a provision concerning CCC fees for administrative costs to collect commodity assessments. The 2008 Farm Bill prohibits CCC from collecting these fees. As a result of this amendment, CCC, rather than States or commodity associations, will absorb the administrative costs of implementing and modifying commodity assessment collections.

**DATES:** *Effective Date:* November 19, 2010.

##### FOR FURTHER INFORMATION CONTACT:

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Persons with disabilities who require alternative means for communication (Braille, large print, audiotape, etc.) should contact the USDA Target Center at 202–720–2600 (voice and TDD).

**SUPPLEMENTARY INFORMATION:** Section 1616 of the 2008 Farm Bill (Pub. L. 110–246) prohibits CCC from charging any fee or related cost for the collection of commodity assessments. Therefore, this rule removes a provision relating to such fees. CCC has already implemented this policy and is not charging such fees.

Many States charge assessments on commodities marketed in that State and use the assessment to fund State level agricultural promotion activities. CCC has agreements with States to collect the assessments. When authorized by State law, CCC deducts the assessment from

the proceeds of a Marketing Assistance Loan (MAL) on behalf of the State. In the past, CCC has charged fees to cover the administrative costs of collecting the assessment, including costs to modify the rate of the assessment or to develop the automation software to begin the collection of a newly mandated commodity assessment. The agreement between CCC and the States has required the States to indemnify CCC for the administrative costs of collecting the assessments.

CCC will continue to collect commodity assessments as part of the MAL program, but is no longer charging fees for the administrative costs. Therefore, the cost to MAL customers for CCC's administration of commodity assessments has decreased to zero. CCC estimates that this will save producers, their marketing associations, and the States about \$15,000 per year.

##### Notice and Comment

These regulations are exempt from the notice and comment requirements of the Administrative Procedures Act (5 U.S.C. 553), as specified in section 1601(c) of the 2008 Farm Bill, which requires that the regulations be promulgated and administered without regard to the notice and comment provisions of Section 553 of title 5 of the United States Code or the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 FR 13804) relating to notices of proposed rulemaking and public participation in rulemaking.

##### Executive Order 12866

This final rule has been designated as not significant under Executive Order 12866 and has not been reviewed by the Office of Management and Budget.

##### Regulatory Flexibility Act

This rule is not subject to the Regulatory Flexibility Act since CCC is not required to publish a notice of proposed rulemaking for this rule.

##### Environmental Evaluation

The environmental impacts of this rule have been considered in a manner consistent with the provisions of the National Environmental Policy Act (NEPA, 42 U.S.C. 4321–4347), the regulations of the Council on Environmental Quality (40 CFR parts 1500–1508), and FSA regulations for compliance with NEPA (7 CFR part 799). The change to the regulations