

# 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

### Natural Resources Conservation Service

[Docket ID: NRCS–2022–0013]

### Urban Agriculture and Innovative Production Advisory Committee Meeting

**AGENCY:** Natural Resources Conservation Service (NRCS), United States Department of Agriculture (USDA).

**ACTION:** Notice of meeting.

**SUMMARY:** The Natural Resources Conservation Service (NRCS) will hold a public meeting of the Urban Agriculture and Innovative Production Advisory Committee (UAIPAC). UAIPAC will convene to discuss interim recommendations for the Secretary of Agriculture on the development of policies and outreach relating to urban, indoor, and other emerging agriculture production practices. UAIPAC is authorized under the Agriculture Improvement Act of 2018 (2018 Farm Bill) and operates in compliance with the Federal Advisory Committee Act, as amended.

#### DATES:

*Meeting:* UAIPAC will meet on Tuesday, November 29, 2022, from 3 p.m. to 5 p.m. Eastern Time (ET).

*Comments:* Written comments will be accepted in advance until 11:59 p.m. ET on Tuesday, November 22, 2022. Thereafter, written comments can be submitted for consideration during a future public meeting until 11:59 p.m. EST on December 13, 2022. General comments to UAIPAC are also accepted at any time via email: [UrbanAgricultureFederalAdvisoryCommittee@usda.gov](mailto:UrbanAgricultureFederalAdvisoryCommittee@usda.gov).

#### ADDRESSES:

*Meeting Locations:* The meeting will be hybrid; committee members will meet in person at USDA, 1400 Independence Avenue SW, Washington,

DC; members of the public may participate virtually via Zoom meeting link.

*Pre-Registration:* Pre-registration is required to attend the UAIPAC meeting and access information to the meeting link will be provided to registered individuals via email. Registration details can be found at: <https://www.usda.gov/partnerships/federal-advisory-committee-urban-ag>.

*Comments:* The public may submit comments through the: *Federal eRulemaking Portal*: go to <https://www.regulations.gov> docket ID NRCS–2022–0013 and follow the instructions for submitting comments.

Comments received will be posted without change and will be available for viewing online at [www.regulations.gov](http://www.regulations.gov).

#### FOR FURTHER INFORMATION CONTACT:

Brian Guse; Designated Federal Officer; telephone: (202) 205–9723; email: [UrbanAgricultureFederalAdvisoryCommittee@usda.gov](mailto: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 Purpose

The Federal Advisory Committee for Urban Agriculture and Innovative Production is one of several ways that USDA is extending support and building frameworks to support urban agriculture, including issues of equity and food and nutrition access. 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 to establish an “Urban Agriculture and Innovative Production Advisory Committee” to advise the Secretary of Agriculture 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 USDA Secretary. These recommendations provide advice to the Secretary on supporting urban

agriculture and innovative production through USDA’s programs and services.

### Meeting Registration and Meeting Locations

The meeting will be hybrid; committee members will meet in person at USDA, 1400 Independence Avenue SW, Washington, DC; members of the public may participate virtually via Zoom meeting link.

*Pre-Registration:* Pre-registration is required to attend the UAIPAC meeting and access information to the meeting link will be provided to registered individuals via email. Registration details can be found at: <https://www.usda.gov/partnerships/federal-advisory-committee-urban-ag>.

### Meeting Agenda

The agenda items may include, but are not limited to, welcome and introductions; administrative matters; updates; presentations from the UAIPAC or USDA staff; and deliberations for proposed recommendations and plans. The USDA UAIPAC website (<https://www.usda.gov/partnerships/federal-advisory-committee-urban-ag>) will be updated with the agenda 24 to 48 hours prior to the meeting.

### Written Comments

Comments should address specific topics pertaining to urban agriculture, innovative production, and USDA programs and services. Written comments will be accepted in advance until 11:59 p.m. ET on Tuesday, November 22, 2022. Thereafter, written comments can be submitted for consideration during a future public meeting until 11:59 p.m. EST on December 13, 2022. General comments to UAIPAC are also accepted at any time via email: [UrbanAgricultureFederalAdvisoryCommittee@usda.gov](mailto:UrbanAgricultureFederalAdvisoryCommittee@usda.gov).

### Meeting Materials

All written public comments received by December 13, 2022, will be compiled for UAIPAC review and will be included in the meeting minutes. Duplicate comments from multiple individuals will appear as one comment, with a notation that multiple copies of the comment were received. Please visit <https://www.usda.gov/partnerships/federal-advisory-committee-urban-ag> to view the agenda and minutes from the meeting.

## Meeting Accommodations

If you are a person requiring reasonable accommodation, please make requests in advance for sign language interpretation, assistive listening devices, or other reasonable accommodation, to the person listed under the **FOR FURTHER INFORMATION CONTACT** section. Determinations for reasonable accommodation will be made on a case-by-case basis.

## USDA Non-Discrimination Policy

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family or parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Individuals who require alternative means of communication for program information (for example, braille, large print, audiotope, American Sign Language, etc.) should contact the responsible Agency or 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 phone). Additionally, program information may be made available in languages other than English.

Equal opportunity practices in accordance with USDA's policies will be followed in all appointments to the FACA Committee: UAIPAC. To ensure that the recommendations of UAIPAC have taken in account the needs of the diverse groups served by USDA, membership will include to the extent possible, individuals with demonstrated ability to represent minorities, women and person with disabilities. USDA is an equal opportunity provider, employer, and lender.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at <https://www.usda.gov/oascr/how-to-file-a-program-discrimination-complaint> and at any USDA office or write a letter addressed to USDA and provide in the

letter all the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by mail to: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue SW, Washington, DC 20250-9410 or email: [OAC@usda.gov](mailto:OAC@usda.gov). USDA is an equal opportunity provider, employer, and lender.

Dated: October 31, 2022.

**Cikena Reid,**

*Committee Management Officer, USDA.*

[FR Doc. 2022-24020 Filed 11-3-22; 8:45 am]

**BILLING CODE 3410-16-P**

## DEPARTMENT OF AGRICULTURE

### Natural Resources Conservation Service

[Docket No. NRCS-2022-0008]

### Determination of the Primary Purpose of Florida's Save Our Indian River Lagoon (SOIRL) Program

**AGENCY:** Natural Resources Conservation Service (NRCS), U.S. Department of Agriculture (USDA).

**ACTION:** Notice.

**SUMMARY:** USDA is providing public notice that the Secretary of Agriculture has determined that cost share payments made by the Florida's SOIRL Program are primarily for the purpose of conserving soil and water resources or protecting and restoring the environment. NRCS was assigned technical and administrative responsibility for reviewing Florida's SOIRL Program and for making appropriate recommendations for the Secretary's determination of primary purpose. The Secretary's determination permits recipients of cost share payments to exclude such payments from gross income to the extent allowed by the Internal Revenue Service.

**FOR FURTHER INFORMATION CONTACT:** Ronnie Mauer; telephone: (202) 720-9733; or email: [Ronnie.Mauer@usda.gov](mailto:Ronnie.Mauer@usda.gov).

### SUPPLEMENTARY INFORMATION:

#### Background

Under Section 126(a)(8) of the Internal Revenue Code, gross income does not include the "excludable portion" of payments received under any program of a State, or a political subdivision of a State, under which payments are made to individuals primarily for the purpose of protecting or restoring the environment. In general, a cost share payment for selected

conservation practices is exempt from Federal taxation if it meets three tests:

- (1) It was for a capital expense;
- (2) It does not substantially increase the operator's annual income from the property for which it is made; and
- (3) The Secretary of Agriculture certified that the payment was made primarily for conserving soil and water resources, protecting, or restoring the environment, improving forests, or providing habitat for wildlife.

The Secretary of Agriculture evaluates a conservation program on the basis of criteria specified in 7 CFR part 14 and makes a "primary purpose" determination for the payments made under the conservation program. The objective of the determination made under part 14 is to provide maximum conservation, environmental, forestry improvement, and wildlife benefits to the general public from the operation of applicable programs. Final determinations are made on the basis of program, category of practices, or individual practices.

NRCS was assigned technical and administrative responsibility for reviewing Florida's SOIRL Program and for making appropriate recommendations for the Secretary's determination of primary purpose.

Following a primary purpose determination by the Secretary of Agriculture, the Secretary of the Treasury determines if the payments made under the conservation program substantially increases the annual income derived from the property benefited by the payments.

### Environmental Review

From this Federal action, approving tax deferral will not result in impacts to the environment, therefore, no further National Environmental Policy Act (NEPA) documentation will be prepared.

### Determination

As provided for by section 126 of the Internal Revenue Code, the Secretary examined the authorizing legislation, regulations, and operating procedures regarding the Brevard County, Florida SOIRL Program. In accordance with the criteria specified in 7 CFR part 14, the Secretary has determined the primary purpose of cost share payments made under the Florida SOIRL Program is conserving soil and water resources or protecting and restoring the environment. The Indian River Lagoon is considered a public recreational facility pursuant to the Florida statutes, sections 163.3164(38), 163.3221(13), and 189.012(5).