

information collection. These comments will help us:

(1) Evaluate whether the collection of information is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility;

(2) Evaluate the accuracy of our estimate of the burden of the collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, through use, as appropriate, of automated, electronic, mechanical, and other collection technologies; e.g., permitting electronic submission of responses.

*Estimate of burden:* The public reporting burden for this collection of information is estimated to average 0.458 hours per response.

*Respondents:* Industry personnel, private veterinary practitioners, company and independent producers, academicians, State veterinary medical officers, and State public health officials.

*Estimated annual number of respondents:* 1,080.

*Estimated annual number of responses per respondent:* 1.

*Estimated annual number of responses:* 1,080.

Estimated total annual burden on respondents: 495 hours. (Due to averaging, the total annual burden hours may not equal the product of the annual number of responses multiplied by the reporting burden per response.)

All responses to this notice will be summarized and included in the request for OMB approval. All comments will also become a matter of public record.

Done in Washington, DC, this 9th day of May 2002.

**Peter Fernandez,**

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

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BILLING CODE 3410-34-P

## DEPARTMENT OF AGRICULTURE

### Commodity Credit Corporation

#### Farm Service Agency

#### Type 31-V, Burley Biologically Engineered Tobacco

**AGENCIES:** Agricultural Marketing Service, Commodity Credit Corporation and Farm Service Agency, USDA.

**ACTION:** Notice; request for public comment.

**SUMMARY:** This notice invites comments about whether the biologically engineered Burley Tobacco Type 31-V and related tobaccos should be considered quota or non-quota tobacco for the 2003 and subsequent crop years.

**DATES:** Comments concerning the contents of this notice must be submitted by June 14, 2002 to be assured of consideration.

**ADDRESSES:** Interested persons are invited to submit written comments concerning this notice to Director, Tobacco and Peanuts Division, FSA, USDA, 1400 Independence Avenue, SW, Room 5750-S, STOP 0514, Washington, DC 20250-0514. Comments may be sent by facsimile to (202) 720-0549. Comments may be sent by e-mail to: [tob\\_comments@wdc.fsa.usda.gov](mailto:tob_comments@wdc.fsa.usda.gov).

**FOR FURTHER INFORMATION CONTACT:** Ann Wortham, Tobacco and Peanuts Division, (202) 720-2715 or at e-mail address [ann\\_wortham@wdc.fsa.usda.gov](mailto:ann_wortham@wdc.fsa.usda.gov).

**SUPPLEMENTARY INFORMATION:** The Agricultural Adjustment Act of 1938, as amended (The Act) established tobacco marketing quotas as part of the tobacco program, which is intended to balance supply with demand at levels assuring stable supplies for domestic and export use at prices that are considered sufficient for producers. The quotas set specific limits on the amount of particular types of tobacco that may be sold without penalty, and apply to the areas in which the type is produced if marketing quotas are approved through referendum by producers of that type. The Act also defined the types of tobacco that are subject to quotas, one of which is burley tobacco, which is defined by the statute to be Type 31 tobacco.

Recently, tobacco that was biologically engineered to have a low nicotine content became available to producers. The regulations of the Agricultural Marketing Service (AMS), which classifies tobacco for inspection purposes but does not determine types for FSA's Tobacco Program, provide that certain tobacco which in its cured state has a nicotine content of not more than eight-tenths of one percent ( $\frac{8}{10}$  of 1%), oven dry weight, be classified as Type 31-V, if burley, or Type 73, if flue-cured. AMS thus classified, for inspection purposes, the biologically engineered tobacco, which fell at or below that nicotine level, as being either Type 31-V (burley) or, if cured in the

same manner as class 1 flue-cured tobacco, as Type 73 (flue-cured).

FSA marketing quota regulations currently include Type 31 (burley), and Types 11-14 (flue-cured), as tobaccos subject to quotas. The purpose of this notice is to request comments on whether to include Type 31-V or Type 73 in the definitions of tobaccos subject to quotas.

### Discussion

If the biologically engineered tobacco (Type 31 or Type 73) is determined to be quota tobacco, it could be grown in quota tobacco States and on quota tobacco farms without penalty. Some concern has been expressed that growing such tobacco in quota areas could create a risk of contamination of traditional types of tobacco through cross-pollination.

If the biologically engineered tobacco is determined to be non-quota tobacco, it could be grown in non-quota areas and not be subject to penalties, but it could not be grown in quota areas without incurring a penalty, thus alleviating the concern over cross-pollination.

FSA invites the views of interested persons before making its determination on considering biologically engineered tobacco, Type 31-V or Type 73, and related tobaccos, as quota or non-quota tobaccos, and will consider those views in formulating its policy. All responses to this notice will be summarized and included in any rule that may be forthcoming on this issue. All comments will become a matter of public record.

Signed at Washington, DC, on April 26, 2002.

**James R. Little,**

*Administrator, Farm Service Agency and Executive Vice President, Commodity Credit Corporation.*

[FR Doc. 02-12076 Filed 5-14-02; 8:45 am]

BILLING CODE 3410-05-P

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Fresno County Resource Advisory Committee

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of Resource Advisory Meeting.

**SUMMARY:** Pursuant to the authorities in the Federal Advisory Committee Act of 1972 (Pub. L. 92-463) and under the secure Rural Schools and Community Self-Determination Act of 2000 (Pub. L. 106-393) the Sierra and Sequoia National Forests' Resource Advisory