

countries for animals and animal products exported from the United States.

Many countries that import animals or animal products from the United States require a certification that the United States is free of certain diseases. These countries may also require the certification statement to contain additional declarations regarding the U.S. animals or products being exported.

The regulations governing the export of animals and products from the United States are contained in 9 CFR part 91, subchapter D, "Exportation and Importation of Animals (Including Poultry) and Animal Products," and apply to farm-raised aquatic animals and products, as well as other livestock and products. These regulations are authorized by the Animal Health Protection Act (7 U.S.C. 8301 *et seq.*).

The National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration, U.S. Department of Commerce, and the Fish and Wildlife Service (FWS), U.S. Department of the Interior, as well as APHIS, have legal authorities and responsibilities related to aquatic animal health in the United States. All three agencies have, therefore, entered into a memorandum of understanding delineating their respective responsibilities in the issuance of health certificates for the export of live aquatic animals and animal products.

As a result of these shared responsibilities, three health certificates were developed that bear the logo of all three agencies. The certificates can be used by all three agencies for export health certifications for live crustaceans, finfish, mollusks, and their related products from the United States. In order for the agencies to complete these certificates, exporters must provide the names of the species being exported from the United States, their age and weight, if applicable, whether they are cultured stock or wild stock, their place of origin, their country of destination, and the date and method of transport. The certificates are completed by an accredited inspector (in the case of FWS or NMFS) or accredited veterinarian (in the case of APHIS) and must be signed by either the accredited inspector or accredited veterinarian who inspects the animals or products prior to their departure from the United States, as well as the appropriate Federal official (from either APHIS, FWS, or NMFS) who certifies the health status of the shipment being exported.

By endorsing the health certificates, these officials are certifying that (1) the aquatic animals or products in the

consignment have been produced in a country, zone, or aquaculture establishment that has been subjected either to a health surveillance scheme recommended by the World Organization for Animal Health (OIE), or one recommended by the American Fisheries Society/Fish Health Section's *Standard Procedures for Aquatic Animal Health Inspections* (also known as the "Blue Book"); and (2) the country, zone, or aquaculture establishment is officially recognized as being free from all of the pathogens causing the diseases identified on the specific health certificate being endorsed. (Each of the three health certificates lists a variety of diseases, depending on whether the certificate is for crustaceans, finfish, or mollusks.)

We are asking the Office of Management and Budget (OMB) to approve our use of these information collection activities for an additional 3 years.

The purpose of this notice is to solicit comments from the public (as well as affected agencies) concerning this 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 information collection, 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 information collection 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 0.5 hours per response.

Respondents: Accredited inspectors or accredited veterinarians who complete the health certificates and producers who provide information for the health certificates to the accredited inspectors or accredited veterinarians.

Estimated annual number of respondents: 40.

Estimated annual number of responses per respondent: 5.

Estimated annual number of responses: 200.

Estimated total annual burden on respondents: 100 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 24th day of July 2008.

Kevin Shea,

Acting Administrator, Animal and Plant Health Inspection Service.

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DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

[Docket No. APHIS-2008-0065]

Notice of Decision To Issue Permits for the Importation of Dragon Fruit From Vietnam Into the Continental United States

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Notice.

SUMMARY: We are advising the public of our decision to begin issuing permits for the importation into the continental United States of dragon fruit from Vietnam. Based on the findings of a pest risk analysis, which we made available to the public for review and comment through a previous notice, we believe that the application of one or more designated phytosanitary measures will be sufficient to mitigate the risks of introducing or disseminating plant pests or noxious weeds via the importation of dragon fruit from Vietnam.

DATES: *Effective Date:* July 30, 2008.

FOR FURTHER INFORMATION CONTACT: Mr. Alex Belano, Import Specialist, Commodity Import Analysis and Operation Staff, PPQ, APHIS, 4700 River Road Unit 133, Riverdale, MD 20737-1231; (301) 734-5333.

SUPPLEMENTARY INFORMATION:

Background

Under the regulations in "Subpart-Fruits and Vegetables" (7 CFR 319.56 through 319.56-47, referred to below as the regulations), the Animal and Plant Health Inspection Service (APHIS) of the U.S. Department of Agriculture prohibits or restricts the importation of fruits and vegetables into the United States from certain parts of the world to prevent plant pests from being introduced into and spread within the United States.

Section 319.56–4 of the regulations contains a performance-based process for approving the importation of commodities that, based on the findings of a pest risk analysis, can be safely imported subject to one or more of the designated phytosanitary measures listed in paragraph (b) of that section. Under that process, APHIS publishes a notice in the **Federal Register** announcing the availability of the pest risk analysis that evaluates the risks associated with the importation of a particular fruit or vegetable. Following the close of the 60-day comment period, APHIS may begin issuing permits for importation of the fruit or vegetable subject to the identified designated measures if: (1) No comments were received on the pest risk analysis; (2) the comments on the pest risk analysis revealed that no changes to the pest risk analysis were necessary; or (3) changes to the pest risk analysis were made in response to public comments, but the changes did not affect the overall conclusions of the analysis and the Administrator's determination of risk.

In accordance with that process, we published a notice¹ in the **Federal Register** on May 9, 2008 (73 FR 26360–26361, Docket No. APHIS–2008–0065), in which we announced the availability, for review and comment, of a pest risk analysis that evaluates the risks associated with the importation into the continental United States of dragon fruit from Vietnam. We solicited comments on the notice for 60 days ending on July 8, 2008. We received one comment by that date, from a private citizen. The commenter did not provide any information regarding the pest risk analysis. No changes to the pest risk analysis are necessary based on that comment.

Therefore, in accordance with the regulations in § 319.56–4(c)(2)(ii), we are announcing our decision to begin issuing permits for the importation into the continental United States of dragon fruit from Vietnam subject to the following phytosanitary measures:

- The dragon fruit must be irradiated with a minimum absorbed dose of 400 gray.
- Each consignment of dragon fruit must be accompanied by a phytosanitary certificate issued by the national plant protection organization (NPPO) of Vietnam. The phytosanitary certificate must document that the dragon fruit has been inspected by the NPPO of Vietnam and that the

consignment received the required irradiation treatment or that the consignment will receive the required treatment upon arrival in the continental United States, should an APHIS-approved facility exist.

- The dragon fruit may be imported to the United States in commercial consignments only.

These conditions will be listed in the fruits and vegetables manual (available at http://www.aphis.usda.gov/import_export/plants/manuals/ports/downloads/fv.pdf). In addition to those specific measures, dragon fruit from Vietnam will be subject to the general requirements listed in § 319.56–3 that are applicable to the importation of all fruits and vegetables.

Authority: 7 U.S.C. 450, 7701–7772, and 7781–7786; 21 U.S.C. 136 and 136a; 7 CFR 2.22, 2.80, and 371.3.

Done in Washington, DC, this 24th day of July 2008.

Kevin Shea,

Acting Administrator, Animal and Plant Health Inspection Service.

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DEPARTMENT OF AGRICULTURE

Food and Nutrition Service

Agency Information Collection Activities: Proposed Collection; Comment Request—Report of the Child and Adult Care Food Program

AGENCY: Food and Nutrition Service, USDA.

ACTION: Notice.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, this notice invites the general public and other public agencies to comment on proposed information collections. The proposed collection is an extension of a currently approved collection. The purpose of the Report of the Child and Adult Care Food Program is to collect Program activity information from eligible programs that provide nutritious meals and snacks to Program participants.

DATES: Written comments must be submitted by September 29, 2008.

ADDRESSES: Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(c) ways to enhance the quality, utility and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

Comments maybe sent to: Ms. Cynthia Long, Director, Child Nutrition Division, Food and Nutrition Service, U.S. Department of Agriculture, 3101 Park Center Drive, Room 638, Alexandria, Virginia 22302. Comments will also be accepted through the Federal eRulemaking Portal. Go to <http://www.regulations.gov>, and follow the online instructions for submitting comments electronically.

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

FOR FURTHER INFORMATION CONTACT:

Request for additional information or copies of the information collection form and instructions should be directed to: Ms. Cynthia Long at (703) 305–2590.

SUPPLEMENTARY INFORMATION:

Title: Report of the Child and Adult Care Food Program.

OMB Number: 0584–0078.

Form Number: FNS–44.

Expiration Date: March 31, 2009.

Type of Request: Extension of a currently approved collection.

Abstract: The purpose of the Report of the Child and Adult Care Food Program is to collect information from eligible programs that provide nutritious meals and snacks to Program participants. The Child and Adult Care Food Program is mandated by Section 17 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1766). Program implementing regulations are contained in 7 CFR part 226. In accordance with 226.7(d), State agencies must submit a monthly report of program activity in order to receive Federal reimbursement for meals served to eligible participants.

Affected Public: State Agencies.

Estimated Time per Response: 3 hours.

Estimated Number of Respondents: 55 respondents.

Estimated Number of Annual Responses per Respondent: 12 responses.

Estimated Total Annual Burden on Respondents: 1,980 annual burden hours.

¹ To view the notice, the pest risk analysis, and the comment we received, go to <http://www.regulations.gov/fdmspublic/component/main?main=DocketDetail&d=APHIS-2008-0065>.