

# Rules and Regulations

Federal Register

Vol. 82, No. 100

Thursday, May 25, 2017

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents.

## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

#### 7 CFR Part 301

[Docket No. APHIS-2015-0097]

#### Asian Longhorned Beetle: Update List of Regulated Articles

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

**ACTION:** Affirmation of interim rule as final rule.

**SUMMARY:** We are adopting as a final rule, without change, an interim rule that amended the Asian longhorned beetle (ALB) regulations by removing plants of the genus *Celtis*, which we have determined not to be a host plant of ALB, from the list of regulated articles. As a result of the interim rule, there are no longer any restrictions on the movement of *Celtis* spp. plants from areas quarantined for ALB.

**DATES:** Effective on May 25, 2017, we are adopting as a final rule the interim rule published at 81 FR 39175-39176 on June 16, 2016.

**FOR FURTHER INFORMATION CONTACT:** Ms. Claudia Ferguson, M.S., Senior Regulatory Policy Specialist, Regulatory Coordination and Compliance, Imports, Regulations and Manuals, PPQ, APHIS, 4700 River Road Unit 133, Riverdale, MD 20737-1236; (301) 851-2352; email: [Claudia.Ferguson@aphis.usda.gov](mailto:Claudia.Ferguson@aphis.usda.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

In an interim rule<sup>1</sup> effective June 16, 2016, and published in the **Federal Register** on June 16, 2016 (81 FR 39175-39176, Docket No. APHIS-2015-0097), we amended the Asian longhorned beetle (ALB) regulations in 7 CFR 301.51 by removing plants of the genus

*Celtis*, which we have determined not to be a host plant of ALB, from the list of regulated articles. This action relieved restrictions on the movement of *Celtis* spp. plants from areas quarantined for ALB.

Comments on the interim rule were required to be received on or before August 15, 2016. We did not receive any comments. Therefore, for the reasons given in the interim rule, we are adopting the interim rule as a final rule without change.

This action also affirms the information contained in the interim rule concerning Executive Order 12866 and the Regulatory Flexibility Act, Executive Orders 12372 and 12988, and the Paperwork Reduction Act.

Further, for this action, the Office of Management and Budget has waived its review under Executive Order 12866. Because this rule is waived, it does not trigger the requirements of Executive Order 13771.

#### List of Subjects in 7 CFR Part 301

Agricultural commodities, Plant diseases and pests, Quarantine, Reporting and recordkeeping requirements, Transportation.

#### PART 301—DOMESTIC QUARANTINE NOTICES

■ Accordingly, we are adopting as a final rule, without change, the interim rule that amended 7 CFR part 301 and that was published at 81 FR 39175-39176 on June 16, 2016.

Done in Washington, DC, this 19th day of May 2017.

**Michael C. Gregoire,**

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

[FR Doc. 2017-10675 Filed 5-24-17; 8:45 am]

**BILLING CODE 3410-34-P**

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

#### 7 CFR Parts 944, 980, and 999

[Doc. No. AMS-SC-16-0083; SC16-944/980/999-1 FIR]

#### Changes to Reporting and Notification Requirements and Other Clarifying Changes for Imported Fruits, Vegetables, and Specialty Crops

**AGENCY:** Agricultural Marketing Service, USDA.

**ACTION:** Affirmation of the interim rule as final rule.

**SUMMARY:** The Department of Agriculture (USDA) is adopting, as a final rule, without change, an interim rule that updated reporting and notification requirements associated with, and made clarifying changes to, the fruit, vegetable, and specialty crop import regulations for certain commodities regulated under section 608(e) (hereinafter referred to as “8e”) of the Agricultural Marketing Agreement Act of 1937. The interim rule shifted the exempt reporting requirement for imported tomatoes destined for noncommercial outlets for experimental purposes from the tomato import regulations to the safeguard procedures section of the vegetable import regulations. In addition, the pistachio import regulations were updated by removing reference to a paper-based notification of entry process. Other administrative changes were made to several of the 8e regulations to replace outdated information. These changes to the import regulations support the International Trade Data System (ITDS), a system that streamlines and automates the filing of import and export information by the trade.

**DATES:** Effective May 30, 2017.

**FOR FURTHER INFORMATION CONTACT:** Shannon Ramirez, Compliance and Enforcement Specialist, or Vincent Fusaro, Compliance and Enforcement Branch Chief, Specialty Crops Program, AMS, USDA; Telephone: (202) 720-2491, Fax: (202) 720-8938, or Email: [Shannon.Ramirez@ams.usda.gov](mailto:Shannon.Ramirez@ams.usda.gov) or [VincentJ.Fusaro@ams.usda.gov](mailto:VincentJ.Fusaro@ams.usda.gov).

Small businesses may obtain information on complying with this regulation by contacting Richard Lower, Marketing Order and Agreement

<sup>1</sup>To view the interim rule and supporting documentation, go to <http://www.regulations.gov/#/docketDetail;D=APHIS-2015-0097>.