

**Summary of Collection:** The Animal Health Protection Act (AHPA) of 2002 is the primary Federal law governing the protection of animal health. The AHPA is contained in Title X, Subtitle E, Sections 10401–18 of Public Law 107–171, May 13 2002, the Farm Security and Rural Investment Act of 2002. Brucellosis is an infectious disease of animals and humans caused by bacteria of the genus *Brucella*. Veterinary Services, a division with USDA's Animal and Plant Health Inspection Service (APHIS), is responsible for administering regulations intended to protect the health of the U.S. livestock population. The continued presence of brucellosis in a herd seriously threatens the health, welfare, and economic viability of the livestock industry. There is no economically feasible treatment for brucellosis in livestock. The Cooperative State-Federal Brucellosis Eradication Program is a national program to eliminate this serious disease of livestock. APHIS will collect information using various forms.

**Need and Use of the Information:** APHIS will use the information collected from the forms to demonstrate that program requirements are being met for State and herd status. APHIS also uses the information to demonstrate that program-allowed activities, such as testing, vaccinating, and movement, are being conducted in accordance with program rules. Without the information, APHIS would not be able to conduct an effective bovine brucellosis surveillance and eradication program.

**Description of Respondents:** Business; State, Local or Tribal Government.

**Number of Respondents:** 89,464.

**Frequency of Responses:** Recordkeeping; Reporting: On occasion; Quarterly; Monthly.

**Total Burden Hours:** 252,331.

#### **Animal and Plant Health Inspection Service**

**Title:** Horse Protection Regulations.  
**OMB Control Number:** 0579–0056.

**Summary of Collection:** 9 CFR Part 11, Regulations, implement the Horse Protection Act of 1970 (Pub. L. 91–540), as amended July 13, 1976 (Pub. L. 94–360), and are authorized under Section 9 of the Act. The Horse Protection Legislation was enacted to prevent showing, exhibiting, selling, or auctioning of “sore” horses, and certain transportation of sore horses in connection therewith at horse shows, horse exhibitions, horse sales, and horse auctions. A sore horse is a horse that has received pain-provoking practices that cause the horse to have an accentuated, high stepping gait. Sored horses cannot be entered in an event by any person,

including trainers, riders, or owners. Management of shows, sales, exhibitions, or auctions must identify sored horses to prevent their participation under the Horse Protection Act.

**Need and Use of the Information:** APHIS will collect information at specified intervals from Horse Industry Organizations (HIO) and show management. HIOs must maintain an acceptable Designated Qualified Person (DQP) program and recordkeeping system as outlined in the regulations. Information provided by the HIOs through DQPs allows APHIS to monitor and enforce the Horse Protection Act, its regulations, and certifying programs.

**Description of Respondents:** Business or other for-profit.

**Number of Respondents:** 1,514.

**Frequency of Responses:** Recordkeeping; Reporting: Quarterly; Monthly; Annually.

**Total Burden Hours:** 2,266.

**Ruth Brown,**

*Departmental Information Collection Clearance Officer.*

[FR Doc. 2012–31566 Filed 1–2–13; 8:45 am]

**BILLING CODE 3410–34–P**

#### **DEPARTMENT OF AGRICULTURE**

##### **Submission for OMB Review; Comment Request**

December 28, 2012.

The Department of Agriculture has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104–13. Comments regarding (a) 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; (b) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; (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 and other forms of information technology should be addressed to: Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Washington, DC, [OIRA\\_Submission@OMB.EOP.GOV](mailto:OIRA_Submission@OMB.EOP.GOV) or fax (202) 395–5806 and to Departmental

Clearance Office, USDA, OCIO, Mail Stop 7602, Washington, DC 20250–7602. Comments regarding these information collections are best assured of having their full effect if received within 30 days of this notification. Copies of the submission(s) may be obtained by calling (202) 720–8681.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

#### **Forest Service**

**Title:** Application and Permit for Non-Federal Commercial Use of Roads, Trails and Areas Restricted by Regulation or Order.

**OMB Control Number:** 0596–0016.

**Summary of Collection:** Authority for permits for use of National Forest System (NFS) roads, trails, and areas on NFS lands restricted by order or regulation drives from the National Forest Roads and Trails Act (16 U.S.C. 532–538). The authority for the Road Use Permit process comes from 36 CFR 212.5, 36 CFR 212.9 and 36 CFR 261.54. Section 212.9 authorizes the Forest Service (FS) to develop a road system with private holders that is mutually beneficial to both parties. The FS transportation system includes approximately 380,000 miles of roads. These roads are grouped into five maintenance levels. Level one includes roads, which are closed and maintained only to protect the environment to level five, which is maintained for safe passenger car use. The roads usually provide the only access to commercial products including timber and minerals found on both Federal and private lands within and adjacent to National Forests. Annual maintenance not performed becomes a backlog that creates a financial burden for the FS. To remedy the backlog and pay for needed maintenance the FS requires commercial users to apply and pay for a permit to use the FS Road System. Maintenance resulting from commercial use is accomplished through collection of funds or requiring the commercial users to perform the maintenance.

**Need and Use of the Information:** Information is collected from individuals, corporations, or organizations on the FS–7700–40 “Application for a Permit for Use of Roads, Trails and Areas Restricted by Regulation or Order” along with FS–

7700–40a “Commercial Use Attachment” or FS–7700–40b “Oversize Vehicle Attachment” if applicable. The forms provide identifying information about the applicant such as, the name; address; and telephone number; description of mileage of roads; purpose of use; use schedule; and plans for future use. FS will use the information to prepare the applicant’s permit, FS–7700–41 or FS–7700–48, to identify the road maintenance that is the direct result of the applicant’s traffic, to calculate any applicable collections for recovery of past Federal investments in roads and assure that the requirements are met. Without the Road Use Permit, the backlog of maintenance would increase and the FS would have great difficulty providing the transportation system necessary to meet our mission.

*Description of Respondents:* Business or other for-profit; Individuals or households; State, Local or Tribal Government; Not-for-profit institutions.

*Number of Respondents:* 2000.

*Frequency of Responses:* Reporting: On occasion.

*Total Burden Hours:* 196.

**Charlene Parker,**

*Departmental Information Collection Clearance Officer.*

[FR Doc. 2012–31640 Filed 1–2–13; 8:45 am]

**BILLING CODE 3410–11–P**

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

[Doc. Number FV–11–0052]

#### United States Standards for Grades of Eggplant

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

**ACTION:** Final notice.

**SUMMARY:** The Agricultural Marketing Service (AMS), of the Department of Agriculture (USDA), is revising the voluntary United States Standards for Grades of Eggplant. AMS has reviewed the fresh fruit and vegetable grade standards for usefulness in serving the industry. As a result, AMS will amend the similar varietal characteristic requirement in the U.S. Fancy and No. 1 grades to allow mixed colors and/or types of eggplant when designated as a mixed or specialty pack. In addition, AMS will remove the “Unclassified” category from the standards.

**DATES:** *Effective Date:* February 4, 2013.

**FOR FURTHER INFORMATION CONTACT:** Dave Horner, Standardization Branch, Specialty Crops Inspection Division, (540) 361–1128. The United States

Standards for Grades of Eggplant are available through the Specialty Crops Inspection Division Web site at <http://www.ams.usda.gov/freshinspection>.

**SUPPLEMENTARY INFORMATION:** Section 203(c) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1621–1627), as amended, directs and authorizes the Secretary of Agriculture “to develop and improve standards of quality, condition, quantity, grade and packaging and recommend and demonstrate such standards in order to encourage uniformity and consistency in commercial practices.” AMS is committed to carrying out this authority in a manner that facilitates the marketing of agricultural commodities and makes copies of official standards available upon request. The United States Standards for Grades of Fruits and Vegetables not connected with Federal Marketing Orders or U.S. Import Requirements, no longer appear in the Code of Federal Regulations, but are maintained by USDA, AMS, Fruit and Vegetable Programs, and are available on the internet at [www.ams.usda.gov/freshinspection](http://www.ams.usda.gov/freshinspection).

AMS is revising the voluntary United States Standards for Grades of Eggplant procedures that appear in Part 36, Title 7 of the Code of Federal Regulations (7 CFR part 36).

#### Background and Comments

On February 9, 2012, AMS published a notice in the **Federal Register** (77 FR 6774), soliciting comments regarding amending the varietal characteristic requirement in the U.S. Fancy and No. 1 grades, removing the unclassified section, and any other possible revision to the United States Standards for Grades of Eggplant. The public comment period closed on April 9, 2012, with no responses.

Based on the information gathered, AMS believes that permitting mixed colors and/or type packs will facilitate the marketing of eggplant by providing the industry with more flexibility that reflects current marketing practices and consumer demand. Therefore, AMS will revise provisions concerning the “U.S. Fancy” and “U.S. No. 1” grades by adding “except when specified as a mixed or specialty pack” to the similar varietal characteristics requirement. In addition, AMS will remove the “Unclassified” category from the standards.

The official grade of a lot of eggplant covered by these standards will be determined by the procedures set forth in the Regulations Governing Inspection, Certification, and Standards of Fresh Fruits, Vegetables and Other Products (Sec. 51.1 to 51.61).

The United States Standards for Grades of Eggplant will be effective 30 days after publication of this notice in the **Federal Register**.

**Authority:** 7 U.S.C. 1621–1627.

**Dated:** December 28, 2012.

**Rex A. Barnes,**

*Administrator, Agricultural Marketing Service.*

[FR Doc. 2012–31611 Filed 1–2–13; 8:45 am]

**BILLING CODE 3410–02–P**

## DEPARTMENT OF AGRICULTURE

### Food Safety and Inspection Service

[Docket Number FSIS–2012–0048]

**RIN 0583–AD40**

#### 2013 Rate Changes for the Basetime, Overtime, Holiday, and Laboratory Services Rates

**AGENCY:** Food Safety and Inspection Service, USDA.

**ACTION:** Notice.

**SUMMARY:** The Food Safety and Inspection Service (FSIS) is announcing the 2013 rates it will charge meat and poultry establishments, egg products plants, and importers and exporters for providing voluntary, overtime, and holiday inspection and identification, certification, and laboratory services. The 2013 basetime, overtime, holiday, and laboratory services rates will be applied on the first FSIS pay period at the beginning of the calendar year, January 13, 2013.

**DATES:** FSIS will charge the rates announced in this notice beginning January 13, 2013.

**FOR FURTHER INFORMATION CONTACT:** For further information contact Michael Toner, Director, Budget Division, Office of Management, FSIS, U.S. Department of Agriculture, Room 2159 South Building, 1400 Independence Avenue SW., Washington, DC 20250–3700; Telephone (202) 720–8700, Fax (202) 690–4155.

#### SUPPLEMENTARY INFORMATION:

##### Background

On April 12, 2011, FSIS published a final rule amending its regulations to establish formulas for calculating the rates it charges meat and poultry establishments, egg products plants, and importers and exporters for providing voluntary, overtime, and holiday inspection and identification, certification, and laboratory services (76 FR 20220).

In the final rule, FSIS stated that it would use the formulas to calculate the