

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

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

■ Accordingly, we are amending 7 CFR part 301 as follows:

**PART 301—DOMESTIC QUARANTINE NOTICES**

■ 1. The authority citation for part 301 continues to read as follows:

**Authority:** 7 U.S.C. 7701–7772 and 7781–7786; 7 CFR 2.22, 2.80, and 371.3.

Section 301.75–15 issued under Sec. 204, Title II, Public Law 106–113, 113 Stat. 1501A–293; sections 301.75–15 and 301.75–16 issued under Sec. 203, Title II, Public Law 106–224, 114 Stat. 400 (7 U.S.C. 1421 note).

■ 2. In § 301.64–3, paragraph (c) is amended by adding, in alphabetical order, an entry for California to read as follows:

**§ 301.64–3 Quarantined areas.**

\* \* \* \* \*

(c) \* \* \*

**CALIFORNIA**

*San Diego County.* That portion of the county in the Escondido area bounded by a line as follows: Beginning at the intersection of North Broadway and Cougar Pass Road; then east, northeast, southeast, northeast, northwest, northeast, east, north, northwest, northeast, northwest, northeast, northwest, northeast, north, and northeast on Cougar Pass Road to the western boundary line of Daley Ranch; then northwest, north, northeast, southeast, south, east, southeast, east, north, and southeast along the boundary line of Daley Ranch to Frace Lane; then northeast along an imaginary line to the intersection of Tumbleweed Trail and Wildflower Way; then northeast on Wildflower Way to Red Ironbark Drive; then southeast on Red Ironbark Drive to Bridlewood Lane; then northeast on Bridlewood Lane to Santolina Street; then north and northeast on Santolina Street to Tee Lee Lane; then east and northeast on Tee Lee Lane to Banbury Drive; then northwest, north, northeast, and southeast on Banbury Drive to Valley Center Road; then northwest on Valley Center Road to Woods Valley Road; then northeast, southeast, northeast, southeast, northeast, southeast, south, and southeast on Woods Valley Road to Lake Wohlford Road; then southwest, southeast, southwest, south, southeast, and southwest on Lake Wohlford Road to Guejito Road; then southeast, south, southeast, and south on Guejito Road to Crown Hill Lane; then south, southwest,

southeast, northeast, southeast, north, east, northeast, southeast, south, southeast, and south on Crown Hill Lane to its southwesternmost point; then northwest along an imaginary line to the northeasternmost point of Rockwood Canyon Creek; then southwest, south, southeast, south, southeast, south, southwest, southeast, southwest, south, and southwest along Rockwood Canyon Creek to State Highway 78; then southwest and west on State Highway 78 to Ysabel Creek Road; then south and southeast on Ysabel Creek Road to its intersection with Bandy Canyon Road; then southwest, south, west, and south on Bandy Canyon Road to Highland Valley Road; then west, southwest, northwest, southwest, northwest, southwest, northwest, and southwest on Highland Valley Road to Sardi Creek; then northwest along an imaginary line to the easternmost point of Valle Grande; then west on Valle Grande to Sierra Linda Drive; then northwest, southwest, northwest, southwest, and northwest on Sierra Linda Drive to the boundary line of The Vineyard at Escondido Golf Course; then northwest, northeast, west, northwest, southwest, northwest, southwest, southeast, southwest, and northwest along the boundary line of The Vineyard at Escondido Golf Course to Bear Valley Parkway South; then southwest on Bear Valley Parkway South to East Via Rancho Parkway; then northwest on East Via Rancho Parkway to West Via Rancho Parkway; then northwest, west, southwest, northwest, and west on West Via Rancho Parkway to Del Dios Highway; then north and northeast on Del Dios Highway to West Citracado Parkway; then northwest on West Citracado Parkway to Avenida Del Diablo; then west, northwest, north, west, and northwest on Avenida Del Diablo to its northwesternmost point; then northwest along an imaginary line to the intersection of Harmony Grove Road and Kauana Loa Drive; then west, north, northwest, and west on Kauana Loa Drive to Country Club Drive; then north, northeast, and east on Country Club Drive to North Citricado Parkway; then north and northeast on North Citricado Parkway to Nordahl Road; then northeast on Nordahl Road to State Highway 78; then northwest on State Highway 78 to East Mission Road; then northwest on East Mission Road to Bennett Avenue; then northeast, north, and northeast on Bennett Avenue to West El Norte Parkway; then northwest on West El Norte Parkway to West Country Club Lane; then northeast, southeast, northeast, and southeast on West Country Club Lane to Gary Lane;

then northeast and east on Gary Lane to Avenida De Aquacate; then north on Avenida De Aquacate to Vaquero Glen; then east on Vaquero Glen to its easternmost point; then northeast along an imaginary line to the southernmost point of Athens Place; then north on Athens Place to Gem Lane; then northeast on Gem Lane to Rockhoff Road; then northwest, north, southeast, south, and southwest on Rockhoff Road to its southeastern terminal point; then southeast along an imaginary line to the intersection of Rockhoff Road and North Nutmeg Street; then northwest, northeast, and east on North Nutmeg Street to North Center City Parkway; then north and northwest on North Center City Parkway to Ivy Dell Lane; then northeast along an imaginary line to the intersection of Jesmond Dene Road and Rue Montreux; then northeast, northwest, north, east, and northeast on Rue Montreux to Rue De Lac; then southeast on Rue De Lac to Rue De Fleur; then north on Rue De Fleur to its northernmost point; then northeast along an imaginary line to the intersection of Los Arboles Ranch Road and Calle Ricardo; then northeast along an imaginary line to the intersection of Reidy Canyon Trail and North Broadway; then northeast, east, and north on North Broadway to the point of beginning.

\* \* \* \* \*

Done in Washington, DC, this 13th day of February 2008.

**Kevin Shea,**

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

[FR Doc. E8–3105 Filed 2–19–08; 8:45 am]

**BILLING CODE 3410–34–P**

**DEPARTMENT OF AGRICULTURE**

**Animal and Plant Health Inspection Service**

**9 CFR Part 94**

[Docket No. APHIS–2007–0151]

**Add Mauritius to the List of Regions Where African Swine Fever Exists**

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

**ACTION:** Interim rule and request for comments.

**SUMMARY:** We are amending the regulations concerning the importation of animals and animal products by adding Mauritius to the list of regions where African swine fever exists. We are taking this action because outbreaks of African swine fever have been

confirmed in various locations throughout Mauritius. This action will restrict the importation of pork and pork products into the United States from Mauritius and is necessary to prevent the introduction of African swine fever into the United States.

**DATES:** This interim rule is effective February 20, 2008. However, we are imposing its restrictions retroactively to October 17, 2007. We will consider all comments that we receive on or before April 21, 2008.

**ADDRESSES:** You may submit comments by either of the following methods:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov/fdmspublic/component/main?main=DocketDetail&d=APHIS-2007-0151> to submit or view comments and to view supporting and related materials available electronically.

- *Postal Mail/Commercial Delivery:* Please send two copies of your comment to Docket No. APHIS-2007-0151, Regulatory Analysis and Development, PPD, APHIS, Station 3A-03.8, 4700 River Road Unit 118, Riverdale, MD 20737-1238. Please state that your comment refers to Docket No. APHIS-2007-0151.

*Reading Room:* You may read any comments that we receive on this docket in our reading room. The reading room is located in room 1141 of the USDA South Building, 14th Street and Independence Avenue, SW., Washington, DC. Normal reading room hours are 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. To be sure someone is there to help you, please call (202) 690-2817 before coming.

*Other Information:* Additional information about APHIS and its programs is available on the Internet at <http://www.aphis.usda.gov>.

**FOR FURTHER INFORMATION CONTACT:** Mr. Javier Vargas, Animal Scientist, Regionalization Evaluation Services Staff, National Center for Import and Export, VS, APHIS, 4700 River Road, Unit 38, Riverdale, MD 20737-1231; (301) 734-0756.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

The regulations in 9 CFR part 94 (referred to below as the regulations) govern the importation of specified animals and animal products to prevent the introduction into the United States of various animal diseases, including rinderpest, foot-and-mouth disease, bovine spongiform encephalopathy, swine vesicular disease, classical swine fever, and African swine fever (ASF).

These are dangerous and destructive diseases of ruminants and swine.

Section 94.8 of the regulations lists regions of the world where ASF exists or is reasonably believed to exist and imposes restrictions on the importation of pork and pork products into the United States from those regions.

On October 19, 2007, the Republic of Mauritius reported to the World Organization for Animal Health three outbreaks of ASF in various areas throughout the country. The source of the outbreak is unknown. Therefore, in order to prevent the introduction of ASF into the United States, we are amending the regulations by adding Mauritius to the list in § 94.8 of regions where ASF exists or is reasonably believed to exist. As a result of this action, the importation into the United States of pork and pork products from Mauritius will be restricted. We are imposing this restriction retroactively to October 17, 2007, which is the date that the presence of ASF in Mauritius was confirmed.

##### **Emergency Action**

This rulemaking is necessary on an emergency basis to prevent the introduction of ASF into the United States. Under these circumstances, the Administrator has determined that prior notice and opportunity for public comment are contrary to the public interest and that there is good cause under 5 U.S.C. 553 for making this rule effective less than 30 days after publication in the **Federal Register**.

We will consider comments we receive during the comment period for this interim rule (see **DATES** above). After the comment period closes, we will publish another document in the **Federal Register**. The document will include a discussion of any comments we receive and any amendments we are making to the rule.

##### **Executive Order 12866 and Regulatory Flexibility Act**

This interim rule has been reviewed under Executive Order 12866. For this action, the Office of Management and Budget has waived its review under Executive Order 12866.

This interim rule amends the regulations by adding Mauritius to the list of regions in which ASF exists. This action is necessary on an emergency basis to prevent the introduction of ASF into the United States.

The rule will restrict the importation of pork and pork products from Mauritius. Mauritius has had no swine or swine products exports to the United States in the past several years. Since the United States does not currently

import any pork or pork products from Mauritius, it is unlikely that this interim rule will have any substantial effects on trade, or on large or small businesses.

Under these circumstances, the Administrator of the Animal and Plant Health Inspection Service has determined that this action will not have a significant economic impact on a substantial number of small entities.

##### **Executive Order 12988**

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. This rule: (1) Preempts all State and local laws and regulations that are inconsistent with this rule; (2) has retroactive effect to October 17, 2007; and (3) does not require administrative proceedings before parties may file suit in court challenging this rule.

##### **Paperwork Reduction Act**

This interim rule contains no information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

##### **List of Subjects in 9 CFR Part 94**

Animal diseases, Imports, Livestock, Meat and meat products, Milk, Poultry and poultry products, Reporting and recordkeeping requirements.

■ Accordingly, we are amending 9 CFR part 94 as follows:

##### **PART 94—RINDERPEST, FOOT-AND-MOUTH DISEASE, FOWL PEST (FOWL PLAGUE), EXOTIC NEWCASTLE DISEASE, AFRICAN SWINE FEVER, CLASSICAL SWINE FEVER, AND BOVINE SPONGIFORM ENCEPHALOPATHY: PROHIBITED AND RESTRICTED IMPORTATIONS**

■ 1. The authority citation for part 94 continues to read as follows:

**Authority:** 7 U.S.C. 450, 7701-7772, 7781-7786, and 8301-8317; 21 U.S.C. 136 and 136a; 31 U.S.C. 9701; 7 CFR 2.22, 2.80, and 371.4.

##### **§ 94.8 [Amended]**

■ 2. In § 94.8, the introductory text is amended by adding the word "Mauritius," after the word "Malta,".

Done in Washington, DC, this 13th day of February 2008.

**Kevin Shea,**

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

[FR Doc. E8-3107 Filed 2-19-08; 8:45 am]

**BILLING CODE 3410-34-P**