

project at the Klamath National 1312 Fairlane Road, Yreka, CA 96097 on business days between 8:30 a.m. and 4 p.m.

**FOR FURTHER INFORMATION CONTACT:** Jan Ford, Klamath National Forest, 1312 Fairlane Road, Yreka, CA 96097; [jaford@fs.fed.us](mailto:jaford@fs.fed.us), or (530) 841-4483.

Dated: July 6, 2009.

**Patricia A. Grantham,**

*Forest Supervisor, Klamath National Forest.*  
[FR Doc. E9-16700 Filed 7-14-09; 8:45 am]

**BILLING CODE 3410-11-M**

## DEPARTMENT OF AGRICULTURE

### Food and Nutrition Service

#### National School Lunch, Special Milk, and School Breakfast Programs, National Average Payments/Maximum Reimbursement Rates

**AGENCY:** Food and Nutrition Service, USDA.

**ACTION:** Notice.

**SUMMARY:** This Notice announces the annual adjustments to the “national average payments,” the amount of money the Federal Government provides States for lunches, afterschool snacks and breakfasts served to children participating in the National School Lunch and School Breakfast Programs; to the “maximum reimbursement rates,” the maximum per lunch rate from Federal funds that a State can provide a school food authority for lunches served to children participating in the National School Lunch Program; and to the rate of reimbursement for a half-pint of milk served to non-needy children in a school or institution which participates in the Special Milk Program for Children. The payments and rates are prescribed on an annual basis each July. The annual payments and rates adjustments for the National School Lunch and School Breakfast Programs reflect changes in the Food Away From Home series of the Consumer Price Index for All Urban Consumers. The annual rate adjustment for the Special Milk Program reflects changes in the Producer Price Index for Fluid Milk Products.

**DATES:** These rates are effective from July 1, 2009 through June 30, 2010.

**FOR FURTHER INFORMATION CONTACT:** Mr. William Wagoner, Section Chief, School Programs Section, Policy and Program Development Branch, Child Nutrition Division, Food and Nutrition Service, USDA, 3101 Park Center Drive, Room 640, Alexandria, VA 22302 or phone (703) 305-2590.

### SUPPLEMENTARY INFORMATION:

#### Background

*Special Milk Program for Children—* Pursuant to section 3 of the Child Nutrition Act of 1966, as amended (42 U.S.C. 1772), the Department announces the rate of reimbursement for a half-pint of milk served to non-needy children in a school or institution that participates in the Special Milk Program for Children. This rate is adjusted annually to reflect changes in the Producer Price Index for Fluid Milk Products, published by the Bureau of Labor Statistics of the Department of Labor.

For the period July 1, 2009 through June 30, 2010, the rate of reimbursement for a half-pint of milk served to a non-needy child in a school or institution which participates in the Special Milk Program is 16.00 cents. This reflects a decrease of 12.67 percent in the Producer Price Index for Fluid Milk Products from May 2008 to May 2009 (from a level of 199.7 in May 2008 as previously published in the **Federal Register** to 174.4 in May 2009).

As a reminder, schools or institutions with pricing programs that elect to serve milk free to eligible children continue to receive the average cost of a half-pint of milk (the total cost of all milk purchased during the claim period divided by the total number of purchased half-pints) for each half-pint served to an eligible child.

*National School Lunch and School Breakfast Programs—* Pursuant to sections 11 and 17A of the Richard B. Russell National School Lunch Act, (42 U.S.C. 1759a and 1766a), and section 4 of the Child Nutrition Act of 1966 (42 U.S.C. 1773), the Department annually announces the adjustments to the National Average Payment Factors and to the maximum Federal reimbursement rates for lunches and afterschool snacks served to children participating in the National School Lunch Program and breakfasts served to children participating in the School Breakfast Program. Adjustments are prescribed each July 1, based on changes in the Food Away From Home series of the Consumer Price Index for All Urban Consumers, published by the Bureau of Labor Statistics of the Department of Labor. The changes in the national average payment rates for schools and residential child care institutions for the period July 1, 2009 through June 30, 2010 reflect a 4.232 percent increase in the Consumer Price Index for All Urban Consumers during the 12-month period May 2008 to May 2009 (from a level of 213.967 in May 2008 as previously published in the **Federal Register** to 223.023 in May 2009). Adjustments to

the national average payment rates for all lunches served under the National School Lunch Program, breakfasts served under the School Breakfast Program, and afterschool snacks served under the National School Lunch Program are rounded down to the nearest whole cent.

*Lunch Payment Levels—* Section 4 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1753) provides general cash for food assistance payments to States to assist schools in purchasing food. The Richard B. Russell National School Lunch Act provides two different section 4 payment levels for lunches served under the National School Lunch Program. The lower payment level applies to lunches served by school food authorities in which less than 60 percent of the lunches served in the school lunch program during the second preceding school year were served free or at a reduced price. The higher payment level applies to lunches served by school food authorities in which 60 percent or more of the lunches served during the second preceding school year were served free or at a reduced price.

To supplement these section 4 payments, section 11 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1759(a)) provides special cash assistance payments to aid schools in providing free and reduced price lunches. The section 11 National Average Payment Factor for each reduced price lunch served is set at 40 cents less than the factor for each free lunch.

As authorized under sections 8 and 11 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1757 and 1759a), maximum reimbursement rates for each type of lunch are prescribed by the Department in this Notice. These maximum rates are to ensure equitable disbursement of Federal funds to school food authorities.

*Afterschool Snack Payments in Afterschool Care Programs—* Section 17A of the Richard B. Russell National School Lunch Act (42 U.S.C. 1766a) establishes National Average Payments for free, reduced price and paid afterschool snacks as part of the National School Lunch Program.

*Breakfast Payment Factors—* Section 4 of the Child Nutrition Act of 1966 (42 U.S.C. 1773) establishes National Average Payment Factors for free, reduced price and paid breakfasts served under the School Breakfast Program and additional payments for free and reduced price breakfasts served in schools determined to be in “severe need” because they serve a high percentage of needy children.

**Revised Payments**

The following specific section 4, section 11 and section 17A National Average Payment Factors and maximum reimbursement rates for lunch, the afterschool snack rates, and the breakfast rates are in effect from July 1, 2009 through June 30, 2010. Due to a higher cost of living, the average payments and maximum reimbursements for Alaska and Hawaii are higher than those for all other States. The District of Columbia, Virgin Islands, Puerto Rico and Guam use the figures specified for the contiguous States.

**National School Lunch Program Payments**

*Section 4 National Average Payment Factors*—In school food authorities which served less than 60 percent free and reduced price lunches in School Year 2007–08, the payments for meals served are:

*Contiguous States*—paid rate—25 cents, free and reduced price rate—25 cents, maximum rate—33 cents; *Alaska*—paid rate—41 cents, free and reduced price rate—41 cents, maximum rate—52 cents; *Hawaii*—paid rate—30 cents, free and reduced price rate—30 cents, maximum rate—38 cents.

In school food authorities which served 60 percent or more free and

reduced price lunches in School Year 2007–08, payments are: *Contiguous States*—paid rate—27 cents, free and reduced price rate—27 cents, maximum rate—33 cents; *Alaska*—paid rate—43 cents, free and reduced price rate—43 cents, maximum rate—52 cents; *Hawaii*—paid rate—32 cents, free and reduced price rate—32 cents, maximum rate—38 cents.

*Section 11 National Average Payment Factors*—*Contiguous States*—free lunch—243 cents, reduced price lunch—203 cents; *Alaska*—free lunch—394 cents, reduced price lunch—354 cents; *Hawaii*—free lunch—285 cents, reduced price lunch—245 cents.

*Afterschool Snacks in Afterschool Care Programs*—The payments are: *Contiguous States*—free snack—74 cents, reduced price snack—37 cents, paid snack—06 cents; *Alaska*—free snack—119 cents, reduced price snack—59 cents, paid snack—10 cents; *Hawaii*—free snack—86 cents, reduced price snack—43 cents, paid snack—07 cents.

**School Breakfast Program Payments**

For schools “not in severe need” the payments are: *Contiguous States*—free breakfast—146 cents, reduced price breakfast—116 cents, paid breakfast—26 cents; *Alaska*—free breakfast—233

cents, reduced price breakfast—203 cents, paid breakfast—38 cents; *Hawaii*—free breakfast—170 cents, reduced price breakfast—140 cents, paid breakfast—29 cents.

For schools in “severe need” the payments are: *Contiguous States*—free breakfast—174 cents, reduced price breakfast—144 cents, paid breakfast—26 cents; *Alaska*—free breakfast—279 cents, reduced price breakfast—249 cents, paid breakfast—38 cents; *Hawaii*—free breakfast—203 cents, reduced price breakfast—173 cents, paid breakfast—29 cents.

**Payment Chart**

The following chart illustrates the lunch National Average Payment Factors with the sections 4 and 11 already combined to indicate the per lunch amount; the maximum lunch reimbursement rates; the reimbursement rates for afterschool snacks served in afterschool care programs; the breakfast National Average Payment Factors including “severe need” schools; and the milk reimbursement rate. All amounts are expressed in dollars or fractions thereof. The payment factors and reimbursement rates used for the District of Columbia, Virgin Islands, Puerto Rico and Guam are those specified for the contiguous States.

**SCHOOL PROGRAMS MEAL, SNACK AND MILK PAYMENTS TO STATES AND SCHOOL FOOD AUTHORITIES**

[Expressed in dollars or fractions thereof—effective from July 1, 2009–June 30, 2010]

National school lunch program*		Less than 60%	60% or more	Maximum rate
<b>Contiguous states:</b>				
Paid .....		0.25	0.27	0.33
Reduced Price .....		2.28	2.30	2.45
Free .....		2.68	2.70	2.85
<b>Alaska:</b>				
Paid .....		0.41	0.43	0.52
Reduced Price .....		3.95	3.97	4.20
Free .....		4.35	4.37	4.60
<b>Hawaii:</b>				
Paid .....		0.30	0.32	0.38
Reduced Price .....		2.75	2.77	2.93
Free .....		3.15	3.17	3.33
School breakfast program		Non-severe need	Severe need	
<b>Contiguous States:</b>				
Paid .....		0.26	0.26	
Reduced Price .....		1.16	1.44	
Free .....		1.46	1.74	
<b>Alaska:</b>				
Paid .....		0.38	0.38	
Reduced Price .....		2.03	2.49	
Free .....		2.33	2.79	
<b>Hawaii:</b>				
Paid .....		0.29	0.29	
Reduced Price .....		1.40	1.73	
Free .....		1.70	2.03	

Special milk program	All milk	Paid milk	Free milk
Pricing Programs Without Free Option .....	0.16	N/A	N/A.
Pricing Programs With Free Option .....	N/A	0.16	Average Cost Per ½ Pint of Milk.
Nonpricing Programs .....	0.16	N/A	N/A.

Afterschool snacks served in afterschool care programs	
Contiguous States:	
Paid .....	0.06
Reduced Price .....	0.37
Free .....	0.74
Alaska:	
Paid .....	0.10
Reduced Price .....	0.59
Free .....	1.19
Hawaii:	
Paid .....	0.07
Reduced Price .....	0.43
Free .....	0.86

\* Payment listed for Free and Reduced Price Lunches include both section 4 and section 11 funds.

This action is not a rule as defined by the Regulatory Flexibility Act (5 U.S.C. 601–612) and thus is exempt from the provisions of that Act.

In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3507), no new recordkeeping or reporting requirements have been included that are subject to approval from the Office of Management and Budget.

This notice has been determined to be not significant and was reviewed by the Office Management and Budget in conformance with Executive Order 12866.

National School Lunch, School Breakfast and Special Milk Programs are listed in the Catalog of Federal Domestic Assistance under No. 10.555, No. 10.553 and No. 10.556, respectively, and are subject to the provisions of Executive Order 12372, which requires intergovernmental consultation with State and local officials. (See 7 CFR part 3015, subpart V, and the final rule related notice published at 48 FR 29114, June 24, 1983.)

**Authority:** Sections 4, 8, 11 and 17A of the Richard B. Russell National School Lunch Act, as amended, (42 U.S.C. 1753, 1757, 1759a, 1766a) and sections 3 and 4(b) of the Child Nutrition Act, as amended, (42 U.S.C. 1772 and 42 U.S.C. 1773(b)).

Dated: July 9, 2009.

**Julia Paradis,**

*Administrator, Food and Nutrition Service.*

[FR Doc. E9–16745 Filed 7–14–09; 8:45 am]

**BILLING CODE 3410–30–P**

**DEPARTMENT OF AGRICULTURE**

**Forest Service**

**Notice of Proposed New Fee Site; Federal Lands Recreation Enhancement Act**

**AGENCY:** Humboldt-Toiyabe National Forest, USDA Forest Service.

**ACTION:** Notice.

**SUMMARY:** The Humboldt-Toiyabe National Forest is proposing to charge a \$10.00 fee at Bob Scott Campground. Fees are assessed based on the level of amenities and services provided, cost of operations and maintenance, market assessment and public comment. The fee is proposed and will be determined upon further analysis and public comment. Funds from fees would be used for the continued operation, maintenance and improvements of this campground.

Amenities provided at Bob Scott campground include drinking water, flush toilets, garbage service, and sites with tables, grills and fire-rings. The proposed fee will allow continued operation and upkeep of these amenities, correction of sanitation and safety issues, repair and replacement of facilities when necessary, and generally improved conditions at the campground. Finally, these actions would improve the recreation experience.

An analysis of the campground shows that the proposed fees are reasonable and typical of similar sites in the area.

**DATES:** Comments will be accepted through November 13th 2009. New fees would begin May 2010.

**ADDRESSES:** Edward Monnig, Forest Supervisor, Humboldt-Toiyabe National Forest, 1200 Franklin Way, Sparks, Nevada 89431.

**FOR FURTHER INFORMATION CONTACT:**

Scott Lamoreux, Recreation Fee Coordinator, 775–352–1254. Information about proposed fee changes can also be found on the Intermountain Region Web site: <http://www.fs.fed.us/r4/recreation/rac/index.shtml>.

**SUPPLEMENTARY INFORMATION:** The Federal Recreation Lands Enhancement Act (Title VII, Pub. L. 108–447) directed the Secretary of Agriculture to publish a six-month advance notice in the **Federal Register** whenever new

recreation fee areas are established. Once public involvement is complete, these new fees will be reviewed by a Recreation Resource Advisory Committee prior to a final decision and implementation.

Dated: July 7, 2009.

**Jeremiah C. Ingersoll,**

*Humboldt-Toiyabe National Forest Deputy Forest Supervisor.*

[FR Doc. E9–16474 Filed 7–14–09; 8:45 am]

**BILLING CODE 3410–11–M**

**DEPARTMENT OF COMMERCE**

**Foreign–Trade Zones Board**

[Order No. 1631]

**Expansion of Foreign–Trade Zone 163, Ponce, Puerto Rico, Area**

Pursuant to its authority under the Foreign–Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), the Foreign–Trade Zones Board (the Board) adopts the following Order:

*Whereas*, CODEZOL, C.D., grantee of Foreign–Trade Zone 163, submitted an application to the Board for authority to expand its zone to include an additional site (Site 10) in the Ponce, Puerto Rico area, adjacent to the Ponce Customs and Border Protection port of entry (FTZ Docket 58–2008, filed 10/08/08);

*Whereas*, notice inviting public comment was given in the **Federal Register** (73 FR 61780, 10/17/08; correction 73 FR 65583, 11/4/08), and the application has been processed pursuant to the FTZ Act and the Board’s regulations; and,

*Whereas*, the Board adopts the findings and recommendations of the examiner’s report, and finds that the requirements of the FTZ Act and Board’s regulations are satisfied, and that the proposal is in the public interest;

*Now, therefore*, the Board hereby orders:

The application to expand FTZ 163 is approved, subject to the FTZ Act and the Board’s regulations, including Section 400.28, and subject to a sunset provision that would terminate authority for Site 10 on June 30, 2014, if no activity has occurred under FTZ procedures before that date.