

**DEPARTMENT OF AGRICULTURE****Agricultural Marketing Service**

[Document No. AMS-DA-09-0058]

**Dairy Industry Advisory Committee****AGENCY:** Agricultural Marketing Service.**ACTION:** Notice of Intent to establish the U.S. Department of Agriculture (USDA) Dairy Industry Advisory Committee and a Request for Nominations.

**SUMMARY:** The USDA intends to establish the Dairy Industry Advisory Committee (Committee). The purpose of the Committee is to review the issues of farm milk price volatility and dairy farmer profitability and provide suggestions and ideas to the Secretary on how USDA can best address these issues to meet the dairy industry's needs. USDA also seeks nominations of individuals to be considered for selection as Committee members.

**DATES:** Written nominations must be received on or before September 28, 2009.

**ADDRESSES:** Nominations should be sent to Brandon Willis, Deputy Administrator, Farm Programs, Farm Service Agency, USDA, 1400 Independence Avenue, SW., Room 3612-S, Stop 0510, Washington, DC 20250-0510; Facsimile: (202) 720-4726; E-mail: [brandon.willis@usda.gov](mailto:brandon.willis@usda.gov).

**FOR FURTHER INFORMATION CONTACT:** Solomon Whitfield, Designated Federal Official; Phone: (202) 720-7901; E-mail: [solomon.whitfield@usda.gov](mailto:solomon.whitfield@usda.gov).

**SUPPLEMENTARY INFORMATION:** Pursuant to the Federal Advisory Committee Act (FACA) (5 U.S.C. App. II), notice is hereby given that the Secretary of Agriculture intends to establish the Committee for two years. The purpose of the Committee is to review the issues of: (1) Farm milk price volatility and (2) dairy farmer profitability and provide suggestions and ideas to the Secretary on how USDA can best address these issues to meet the dairy industry's needs.

The Deputy Administrator of the Farm Service Agency's Farm Programs will serve as the Committee's Executive Secretary. Representatives from USDA mission areas and agencies affecting the dairy industry will participate in the Committee's meetings as determined by the Committee Chairperson.

The Secretary of Agriculture will appoint industry members to serve 2-year terms. Membership will consist of up to fifteen (15) members representing various dairy industry groups including: producers and producer organizations, processors and processor organizations,

handlers, consumers, academia, retailers, and state agencies involved in organic and non-organic dairy at the local, regional, national and international levels. The members of the established Committee will elect the Chairperson and Vice Chairperson of the Committee. In the absence of the Chairperson, the Vice-Chairperson will act in the Chairperson's stead.

The Secretary of Agriculture invites those individuals, organizations, and groups affiliated with the categories listed above to nominate individuals for membership on the established Committee. Nominations should describe and document the proposed member's qualifications for membership to the Committee, and list their name, title, address, telephone, and fax number. The Secretary of Agriculture seeks a diverse group of members representing a broad spectrum of persons interested in providing suggestions and ideas on how USDA can tailor its programs to meet the dairy industry's needs.

USDA will provide individuals who are nominated with the necessary forms for membership. The biographical information and clearance forms must be completed and returned to USDA within 10 working days of notification, to expedite the requisite clearance process before the Secretary of Agriculture selects Committee members. Equal opportunity practices will be followed in all appointments to the Committee in accordance with USDA policies. To ensure that the recommendations of the Committee have taken into account the needs of the diverse groups served by USDA, membership shall include, to the extent practicable, individuals with demonstrated ability to represent minorities, women, persons with disabilities, and limited resource agriculture producers.

Dated: August 24, 2009.

**Jonathan Coppess,**

*Administrator, Farm Service Agency.*

[FR Doc. E9-20733 Filed 8-25-09; 11:15 am]

**BILLING CODE P**

**DEPARTMENT OF AGRICULTURE****Natural Resources Conservation Service****Notice of Proposed Changes to the National Handbook of Conservation Practices for the Natural Resources Conservation Service**

**AGENCY:** Natural Resources Conservation Service (NRCS), Department of Agriculture.

**ACTION:** Notice of availability of proposed changes in the NRCS National Handbook of Conservation Practices for public review and comment.

**SUMMARY:** Notice is hereby given of the intention of NRCS to issue a series of revised conservation practice standards in the National Handbook of Conservation Practices. These standards include: Aquaculture Ponds (Code 397), Contour Orchard and Other Perennial Crops (Code 331), Forage and Biomass Planting (Code 512), Forest Trails and Landings (Code 655), Heavy Use Area Protection (Code 561), Herbaceous Wind Barriers (Code 603), Integrated Pest Management (Code 595), Obstruction Removal (Code 500), Pumping Plant (Code 533), Sediment Basin (Code 350), Spoil Spreading (Code 572), Trail and Walkways (Code 568), and Vegetative Barrier (Code 601). Notice is also hereby given of the rescission of Prescribed Forestry (Code 409), effective October 1, 2009. NRCS State Conservationists who choose to adopt these practices for use within their States will incorporate them into section IV of their respective electronic Field Office Technical Guides. These practices may be used in conservation systems that treat highly erodible land (HEL) or on land determined to be a wetland. Section 343 of the Federal Agriculture Improvement and Reform Act of 1996, requires NRCS to make available for public review and comment, all proposed revisions to conservation practice standards used to carry out HEL and wetland provisions of the law.

**DATES:** *Effective Date:* This is effective August 28, 2009.

*Comment date:* Submit comments on or before September 28, 2009. Final versions of these new or revised conservation practice standards will be adopted after the close of the 30-day period, and after consideration of all comments.

**ADDRESSES:** Comments should be submitted using any of the following methods:

- *Mail:* Wayne Bogovich, National Agricultural Engineer, Conservation Engineering Division, Department of Agriculture, Natural Resources Conservation Service, 1400 Independence Avenue, SW., Room 6136 South Building, Washington, DC 20250.
- *E-mail:* [wayne.bogovich@wdc.usda.gov](mailto:wayne.bogovich@wdc.usda.gov).

**FOR FURTHER INFORMATION CONTACT:** Wayne Bogovich, National Agricultural Engineer, Conservation Engineering Division, Department of Agriculture, Natural Resources Conservation Service, 1400 Independence Avenue, SW., Room

6136 South Building, Washington, DC 20250.

Electronic copies of these standards can be downloaded or printed from the following Web site: <ftp://ftp-fc.sc.egov.usda.gov/NHQ/practice-standards/federal-register/>. Requests for paper versions or inquiries may be directed to Wayne Bogovich, National Agricultural Engineer, Conservation Engineering Division, Department of Agriculture, Natural Resources Conservation Service, 1400 Independence Avenue, SW., Room 6136 South Building, Washington, DC 20250.

**SUPPLEMENTARY INFORMATION:** The amount of the proposed changes varies considerably for each of the Conservation Practice Standards addressed in this notice. To fully understand the proposed changes, individuals are encouraged to compare these changes with each standard's current version as shown at: <http://www.nrcs.usda.gov/technical/Standards/nhcp.html>. To aid in this comparison, following are highlights of the proposed revisions to each standard:

*Aquaculture Ponds (Code 397)*—The revised CPS 397 has expanded Definition and Purpose sections. The Considerations and Specifications sections are more focused in their scope.

*Contour Orchard and Other Perennial Crops (Code 331)*—The revision includes several significant changes. This revision changes the practice name from "Contour Orchard and Other Fruit Areas" to "Contour Orchard and Other Perennial Crops," and adds reduction in transport of sediment and other associated contaminant as a purpose. Also, this revision removes several statements in the criteria that are not applicable to this conservation practice, adds requirements in "Plans and Specifications," includes the addition of vegetative ground cover and associated benefits as a consideration, and adds references.

*Forage and Biomass Planting (Code 512)*—The name was changed from Pasture and Hay Planting to Forage and Biomass Planting in recognition of similarities among plant species use for this purpose. Production of feedstock for biofuel production was added as a purpose. The practice remains applicable to all lands where appropriate, but does not include establishment of annually planted food, fiber, or oilseed crops. Additional Consideration has been incorporated. Plans and Specification now identify specific elements that are to be addressed in the plan.

*Forest Trails and Landings (Code 655)*—The changes made to the

document include the addition of an important criterion on the re-use of trails in future management activities "designated skid trails" and additional clarification of environmental mitigation measures.

*Heavy Use Area Protection (Code 561)*—More detail was added to the purposes; criteria was changed eliminating specific reference to 4000 lb. design load, reference to Design Note 24 made in lieu of the American Association of State Highway and Transportation Officials (AASHTO) publication, reference to appropriate design documents added to concrete section, AASHTO reference added for bituminous concrete paving, alternate design procedure added for bituminous concrete, edited to specifically cover roofs, the American Society of Civil Engineers reference added for design loads for structures; minimum requirements for plan and specification content were added; minimum requirements for operation and maintenance (O&M) plans were added; and references were added.

*Herbaceous Wind Barriers (Code 603)*—This revision adds considerations for beneficial insects and pollinators, sequestering of carbon, native plant materials, invasive species, and micro-environment for plant growth. Also, this revision moves "food and cover for wildlife" from the "Purpose" section to "Considerations," adds "tolerance to soil deposition" as a criterion under "Vegetation," expands "Conditions where Practice Applies" to include lands where forages are grown, removes instruction statements for preparation of State standards, adds requirements in "Plans and Specifications," and updates barrier criteria to include the most current technology and references.

*Integrated Pest Management (Code 595)*—The practiced was revised to include specific NRCS Integrated Pest Management (IPM) risk reduction techniques to address identified hazards related to cultural, biological, and chemical pest suppression strategies. A technical note has been developed to support the implementation of the NRCS IPM mitigation techniques. The name of the standard was changed to reflect the IPM approach to reduce the risks/hazards related to pest prevention, avoidance, monitoring, and suppression activities.

*Obstruction Removal (Code 500)*—The definition was edited to add "works of improvement" and "debris" while "landscape features" were eliminated; the conditions where practice applies added "public safety and infrastructure" and a statement added that "does not apply to aquatic environments." The

criteria was completely re-written to add more detail, safety and environmental concerns added and more detail added for stabilization of the site after removal work; considerations were added related to recycling, dust suppression, erosion and sediment control, working in environmentally sensitive areas, safety and wildlife habitat; minimum requirements for plan and specification content were added; minimum requirements for O&M plans were added; and references were added.

*Pumping Plant (Code 533)*—The definition was expanded to identify pumping plant components; purposes were expanded to address various resource concerns; new criteria was added for Variable Frequency Drives, Photovoltaic Panels, Windmills, and Hydraulic Rams; additional criteria was provided, corresponding to the newly expanded purposes.

*Sediment Basin (Code 350)*—The definition changed to better define the type of basin; the purpose changed to reflect the sediment capturing function of the basin; conditions where practice applies changed to define land uses where the practice applies and the physical conditions where the practice is applicable, which are the same as Pond (Code 378); criteria added for location, basin capacity, spillway design, basin shape, embankment and side slopes, vegetation and safety while a drawing was added to better define the storage capacities; considerations were added related to improved functioning of the basin, visual concerns, safety and wildlife habitat; minimum requirements for plan and specification content were added; minimum requirements for O&M plans were added; and references were added.

*Spoil Spreading (Code 572)*—The criteria was edited and a section specifically for spreading of spoil along channels was added; consideration was added for evaluating channels capacity; minimum requirements for plan and specification content were added; minimum requirements for O&M plans were added; and references were added.

*Trail and Walkways (Code 568)*—The title changed from Recreation Trails and Walkways; the definition added farm workers, construction/maintenance access and small walk behind equipment; the purpose changed to add agricultural and construction/maintenance purposes; conditions where practice applies changed to cover recreational, agricultural, and non-agricultural; criteria changed to add more detailed requirements for all land uses and information added on accessibility of public access trails;

considerations added on maximum grades, drainage issues, parking issues, scenic values, fish and wildlife habitat, water quality, and wind erosion; minimum requirements for plan and specification content were added; minimum requirements for O&M plans added; and references were added.

*Vegetative Barrier (Code 601)*—The primary revision included the addition to use the Revised Universal Soil Loss Equation, Version 2 (RUSLE2) for the design and spacing of the vegetative barriers. Other revisions included edits to improve clarity.

*Prescribed Forestry (Code 409)*—Rescission of this practice will be effective October 1, 2009. This practice has been replaced by Forest Management Plan (Code 106).

Signed this 20th day of August 2009, in Washington, DC.

**Dave White,**

Chief.

[FR Doc. E9-20796 Filed 8-27-09; 8:45 am]

BILLING CODE 3410-16-P

## CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

### Sunshine Act Meeting—September 15, 2009—6 p.m.

In connection with its investigation into the cause of a December 19, 2007, explosion and subsequent chemical fire at the T2 Laboratories, Inc., a chemical manufacturer in Jacksonville, Florida, the Chemical Safety and Hazard Investigation Board announces that it will convene a public meeting on September 15, 2009, starting at 6 p.m. at the Marriott Hotel located at 4670 Salisbury Rd in Jacksonville, Florida in “The Florida Room.”

At the meeting CSB staff will present to the Board the results of their investigation into this incident. Key issues involved in the investigation concern reactive hazard recognition, hazard education, emergency preparedness, and process design and scale-up. This will be followed by a public comment period prior to a Board vote on the report.

*Incident Description:* On December 19th, T2 Laboratories, Inc. was producing a batch of methylcyclopentadienyl manganese tricarbonyl (MCMT). A problem soon occurred and the process operator had an outside operator call the owners to report a cooling problem and request they return to the site. Upon their return, one of the two owners went to the control room to assist. A few minutes later, the reactor burst and its

contents exploded, killing the owner and process operator who were in the control room and two outside operators who were exiting the reactor area. It also injured 32, including four employees and 28 members of the public who were working in surrounding businesses. Debris from the reactor was found up to one mile away, and the explosion damaged buildings within one quarter mile of the facility.

Following the staff presentation and the conclusion of the public comment period, the Board will consider whether to approve the final report and recommendations. All staff presentations are preliminary and are intended solely to allow the Board to consider in a public forum the issues and factors involved in this case. No factual analyses, conclusions or findings presented by staff should be considered final. Only after the Board has considered the final staff presentation, listened to the witnesses and the public comments and approved the staff report will there be an approved final record of this incident.

The meeting will be open to the public. Please notify CSB if a translator or interpreter is needed, at least 5 business days prior to the public meeting. For more information, please contact the Chemical Safety and Hazard Investigation Board at (202) 261-7600, or visit our Web site at: <http://www.csb.gov>.

**Christopher W. Warner,**

General Counsel.

[FR Doc. E9-20949 Filed 8-26-09; 4:15 pm]

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## DEPARTMENT OF COMMERCE

### Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. chapter 35).

*Agency:* U.S. Census Bureau.

*Title:* 2009—2011 Company Organization Survey.

*Form Number(s):* NC-99001, NC-99007.

*OMB Control Number:* 0607-0444.

*Type of Request:* Extension of a currently approved collection.

*Burden Hours:* 127,517.

*Number of Respondents:* 48,000.

*Average Hours per Response:* 2 hours and 40 minutes.

*Needs and Uses:* The Census Bureau is requesting an extension of the

currently approved Company Organization Survey (COS) to conduct the 2009, 2010 and 2011 COS. This collection will direct inquiries to multi-establishment enterprises and selected single-establishment companies. The Census Bureau conducts the annual COS in order to update and maintain a central, multipurpose Business Register (BR). In particular, the COS supplies critical information on the organizational structure, operating characteristics, and employment and payroll of multi-location enterprises. The 2009–2011 COS collection will not differ from the 2008. The sample size will remain the same as in 2008 surveying 48,000 respondents.

Form NC-99001 is mailed to multi-location enterprises. We ask questions on ownership or control by a domestic parent, ownership or control by a foreign parent, and ownership of foreign affiliates; research and development, and employees from a professional employer organization. Establishment inquiries include questions on operational status, mid-March employment, first-quarter payroll, and annual payroll of establishments (see Attachment A, Item 5 of NC-99001).

In addition to the mailing of multi-location enterprises, the Census Bureau will mail Form NC-99007 to some large single-location enterprises that may have added some locations. Form NC-99007 contains questions on ownership and control by a domestic company, number of locations of operation, physical location, locations of operation, and inquiries on mid-March employment, first-quarter payroll, and annual payroll for each separate location.

The BR serves two fundamental purposes: First and most important, it provides sampling populations and enumeration lists for the Census Bureau's economic surveys and censuses, and it serves as an integral part of the statistical foundation underlying those programs. Essential for this purpose is the BR's ability to identify all known United States business establishments and their parent companies. Further, the BR must accurately record basic business attributes needed to control sampling and enumeration. These attributes include industrial and geographic classifications, measures of size and economic activity, ownership characteristics, and contact information (for example, name and address).

Second, it provides establishment data that serve as the basis for the annual County Business Patterns (CBP) statistical series. The CBP reports present data on number of