

USDA

Food and Nutrition Service—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
340	Implementing Provisions From the Child Nutrition and WIC Reauthorization Act of 2004: For-Profit Center Participation in the Child and Adult Care Food Program	0584-AD66
341	Implementing Provisions From the Child Nutrition and WIC Reauthorization Act of 2004: Permanent Agreements for Day Care Home Providers in the Child and Adult Care Food Program	0584-AD69

Food Safety and Inspection Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
342	Performance Standards for Pumped or Massaged Bacon (Reg Plan Seq No. 19)	0583-AC49
343	Egg Products Inspection Regulations (Reg Plan Seq No. 20)	0583-AC58
344	Prior Labeling Approval System: Generic Label Approval	0583-AC59
345	Petitions for Rulemaking	0583-AC81
346	Performance Standard for Chilling of Ready-To-Cook Poultry (Reg Plan Seq No. 21)	0583-AC87
347	Addition of Mexico to the List of Countries Eligible for the Importation of Slaughtered (Fresh) Poultry and Egg Products Into the United States	0583-AD01
348	Food Defense Plans	0583-AD06
349	Accredited Laboratory Program	0583-AD09
350	Sharing of Firms' Distribution Lists of Retail Consignees During Meat or Poultry Product Recalls (Reg Plan Seq No. 22)	0583-AD10
351	Electronic Signatures	0583-AD14
352	Definitions and Procedures for Determining the Net Weight Compliance of Meat and Poultry Products	0583-AD17
353	Allowing Bar-Type Cut Turkey Operations To Use J-Type Cut Maximum Line Speeds	0583-AD18

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

Food Safety and Inspection Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
354	Performance Standards for the Production of Processed Meat and Poultry Products (Reg Plan Seq No. 23)	0583-AC46
355	Nutrition Labeling of Single-Ingredient Products and Ground or Chopped Meat and Poultry Products (Reg Plan Seq No. 24)	0583-AC60
356	Food Standards; General Principles and Food Standards Modernization (Reg Plan Seq No. 25)	0583-AC72
357	Performance Criteria for On-Line Antimicrobial Reprocessing of Pre-Chill Poultry Carcasses	0583-AC73
358	Classes of Poultry Updating Poultry Class Standards	0583-AC83
359	Prohibition of the Use of Specified Risk Materials for Human Food and Requirements for the Disposition of Non-Ambulatory Disabled Cattle (Reg Plan Seq No. 26)	0583-AC88
360	Meat Produced by Advanced Meat/Bone Separation Machinery and Meat Recovery Systems	0583-AD00
361	Prohibition on the Use of Air-Injection Stunners for the Slaughter of Cattle	0583-AD03
362	Frequency of Foreign Inspection System Supervisory Visits to Certified Foreign Establishments	0583-AD08
363	Increases in Fees for Meat, Poultry, and Egg Products Inspection Services—Fiscal Years 2004 to 2008	0583-AD12
364	Addition of Chile to the List of Countries Eligible To Export Meat and Meat Products to the United States	0583-AD16

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

Food Safety and Inspection Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
365	Food Standards: Requirements for Substitute Standardized Meat and Poultry Products Named by Use of an Expressed Nutrient Content Claim and a Standardized Term	0583-AC82
366	Addition of San Marino to the List of Countries Eligible To Export Meat and Meat Products to the United States	0583-AC91
367	Requiring Industry E. Coli O157:H7 Test Results for Raw Beef Products Be Maintained in One Specific Location in the Establishment	0583-AD11

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Food Safety and Inspection Service—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
368	Termination of Designation of the State of North Dakota With Respect to the Inspection of Poultry Products	0583-AD13

Foreign Agricultural Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
369	Quality Samples Program	0551-AA68

Foreign Agricultural Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
370	New Provisions and Revisions to Sugar Reexport Programs Under 7 CFR 1530	0551-AA65

Forest Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
371	Indian Allotments on National Forest System Lands	0596-AA52
372	Species Surplus to Domestic Manufacturing Needs	0596-AB27
373	Appeal of Decisions Relating to Occupancy and Use of National Forest System Lands	0596-AB45
374	Law Enforcement Support Activities	0596-AB61
375	Noncompetitive Sale of Timber; Timber Substitution	0596-AB70
376	Sale and Disposal of National Forest System Timber; Timber Export and Substitution Restrictions	0596-AB75
377	Locatable Minerals	0596-AB98
378	Grazing Permit Administration (Interim Directives, Forest Service Handbook 2209.13, Chapters 10 and 20)	0596-AC12
379	Climbing Bolts In Wilderness (Proposed Interim Directive, Forest Service Manual, Chapter 2320)	0596-AC21
380	Recreation Event Fees (Proposed Directive, Forest Service Manual, Chapter 2720)	0596-AC24
381	Outfitter and Guide Special Use Authorizations (Proposed Directives, Forest Service Handbook 2709.11, Chapters 30 and 40)	0596-AC25
382	Secretary Determination That Domestic Species of Unprocessed Timber Are Surplus to Domestic Needs Within the Zone of Southern California	0596-AC27
383	Notice, Comment, and Appeal Procedures for National Forest System Projects and Activities	0596-AC28
384	Clarifying Prohibitions Against Damage to the National Forest by Escaped Fires	0596-AC30
385	Revisions to General Prohibitions Regarding Livestock and Wild Free-Roaming Horses and Burros on National Forest System Lands	0596-AC31
386	National Environmental Policy Act (NEPA) Documentation for Sporicide Use on National Forest System Lands (Proposed Directive, Forest Service Handbook 1909.15, Chapter 30)	0596-AC32
387	Piscicide Applications on National Forest System Lands	0596-AC33
388	National Environmental Policy Act (NEPA) Compliance Documentation for Surface Use Plans of Operation for Exploration or Development of an Oil and Gas Lease (Proposed Directive, FSH 1909.15, Ch. 30)	0596-AC34
389	Wilderness Management (Proposed Directives, Forest Service Manual, Chapter 2320)	0596-AC36
390	Clarification for the Appropriate Use of a Criminal or a Civil Citation To Enforce Mineral Regulations	0596-AC38
391	Travel Management (Proposed Directives, Forest Service Manual 2300 and 7700) (Reg Plan Seq No. 27)	0596-AC39
392	Advertising and Sponsorship in Concessions With Privately Developed Facilities	0596-AC41

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

USDA—FNS

Completed Actions

Small Entities Affected: No

Government Levels Affected: Local, State

Agency Contact: Sharon Ackerman
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Related RIN: Merged with 0584-AD60
RIN: 0584-AD62

339. FOOD SAFETY INSPECTIONS, AUDITS, AND REPORTS

Priority: Substantive, Nonsignificant
CFR Citation: 7 CFR 210; 7 CFR 220

Completed:

Reason	Date	FR Cite
Interim Final Rule	06/15/05	70 FR 34627
Interim Final Rule Effective	07/15/05	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Governmental Jurisdictions, Organizations

Government Levels Affected: Local, State

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RIN: 0584-AD64

340. IMPLEMENTING PROVISIONS FROM THE CHILD NUTRITION AND WIC REAUTHORIZATION ACT OF 2004: FOR-PROFIT CENTER PARTICIPATION IN THE CHILD AND ADULT CARE FOOD PROGRAM

Priority: Substantive, Nonsignificant
CFR Citation: 7 CFR 226

Completed:

Reason	Date	FR Cite
Interim Final Rule	07/27/05	70 FR 43259
Interim Final Rule Effective	08/26/05	
Interim Final Rule Comment Period End	09/26/05	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Local, State

Agency Contact: Sharon Ackerman
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RIN: 0584-AD66

341. IMPLEMENTING PROVISIONS FROM THE CHILD NUTRITION AND WIC REAUTHORIZATION ACT OF 2004: PERMANENT AGREEMENTS FOR DAY CARE HOME PROVIDERS IN THE CHILD AND ADULT CARE FOOD PROGRAM

Priority: Substantive, Nonsignificant
CFR Citation: 7 CFR 226

Completed:

Reason	Date	FR Cite
Final Action	06/15/05	70 FR 34630

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Local, State

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RIN: 0584-AD69
BILLING CODE 3410-30-S

Department of Agriculture (USDA) Food Safety and Inspection Service (FSIS)

Proposed Rule Stage

342. PERFORMANCE STANDARDS FOR PUMPED OR MASSAGED BACON

Regulatory Plan: This entry is Seq. No. 19 in part II of this issue of the **Federal Register**.

RIN: 0583-AC49

343. EGG PRODUCTS INSPECTION REGULATIONS

Regulatory Plan: This entry is Seq. No. 20 in part II of this issue of the **Federal Register**.

RIN: 0583-AC58

344. PRIOR LABELING APPROVAL SYSTEM: GENERIC LABEL APPROVAL

Priority: Substantive, Nonsignificant
Legal Authority: 21 USC 451 to 470; 21 USC 601 to 695

CFR Citation: 9 CFR 317; 9 CFR 327; 9 CFR 381; 9 CFR 412

Legal Deadline: None

Abstract: This rulemaking will continue an effort initiated several years ago by amending FSIS's regulations to expand the types of labeling that are generically approved. FSIS plans to propose that the submission of labeling for approval prior to use be limited to certain types of labeling, as specified in the regulations. In addition, FSIS plans to reorganize and amend the regulations by consolidating the nutrition labeling rules that currently are stated separately for meat and poultry products (in part 317, subpart B, and part 381, subpart Y, respectively) and by amending their provisions to set out clearly various circumstances under which these products are misbranded.

Timetable:

Action	Date	FR Cite
NPRM	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Agency Contact: Robert Post, Ph.D., Director, Labeling and Consumer Protection Staff, Department of Agriculture, Food Safety and Inspection Service, 1400 Independence Avenue SW, Washington, DC 20250
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RIN: 0583-AC59

345. PETITIONS FOR RULEMAKING

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 553

CFR Citation: 9 CFR 392

Legal Deadline: None

Abstract: FSIS is proposing to amend its regulations to add a new part that prescribes procedures for the submission, consideration, and disposition of petitions for rulemaking. The proposal also describes the

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Proposed Rule Stage

Agency's expectations for the type of documentation that should be submitted in support of a petition and that will facilitate regulatory development. FSIS is proposing this action to provide clear guidance to those who would like to participate in the rulemaking process by petitioning FSIS to issue, amend, or repeal a rule administered by the Agency.

Timetable:

Action	Date	FR Cite
NPRM	09/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Dr. Daniel L. Engeljohn, Deputy Assistant Administrator, Office of Policy, Program, and Employee Development, Department of Agriculture, Food Safety and Inspection Service, Room 402 Cotton Annex Building, 1400 Independence Avenue SW, Washington, DC 20250
Phone: 202 205-0495
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RIN: 0583-AC81

346. PERFORMANCE STANDARD FOR CHILLING OF READY-TO-COOK POULTRY

Regulatory Plan: This entry is Seq. No. 21 in part II of this issue of the **Federal Register**.

RIN: 0583-AC87

347. ADDITION OF MEXICO TO THE LIST OF COUNTRIES ELIGIBLE FOR THE IMPORTATION OF SLAUGHTERED (FRESH) POULTRY AND EGG PRODUCTS INTO THE UNITED STATES

Priority: Substantive, Nonsignificant

Legal Authority: Not Yet Determined

CFR Citation: 9 CFR 381

Legal Deadline: None

Abstract: FSIS is proposing to add Mexico to the list of countries from which fresh slaughtered poultry and egg products may be imported into the United States

Timetable:

Action	Date	FR Cite
NPRM	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Sally White, Director, International Equivalence Staff, Department of Agriculture, Food Safety and Inspection Service, Room 2137, 1400 Independence Avenue SW, Washington, DC 20250
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Related RIN: Duplicate of 0583-AC92

RIN: 0583-AD01

348. FOOD DEFENSE PLANS

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 7 USC 138f; 7 CFR 2.18, 2.53; 21 USC 601 et seq; 21 USC 451 et seq; 21 USC 1031 et seq

CFR Citation: 9 CFR 420

Legal Deadline: None

Abstract: The Food Safety and Inspection Service (FSIS) is proposing to require that official establishments develop, implement, and maintain food security plans to prevent intentional product contamination. FSIS is also proposing to require establishments to review these plans at least once a year and modify them as appropriate. FSIS is taking this action to enhance protection of the nation's food supply against possible terrorist acts.

Timetable:

Action	Date	FR Cite
NPRM	12/00/05	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Bobby Palesano, Acting Deputy Executive Associate for Program Development, Department of Agriculture, Food Safety and Inspection Service, Room 2932, 1400 Independence Avenue SW, Washington, DC 20250
Phone: 202 720-2490
Fax: 202 205-0080
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RIN: 0583-AD06

349. ACCREDITED LABORATORY PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 601 et seq; 21 USC 451 et seq

CFR Citation: 9 CFR 318, 381, and 439

Legal Deadline: None

Abstract: The proposal revises, edits, and consolidates provisions to establish standards and procedures for the accreditation of non-Federal analytical chemistry laboratories. FSIS is proposing to amend the regulations to accommodate more readily the adoption of newer methods for analyzing an expanded number of chemical residues and to correct some factual data. In addition, FSIS is proposing to make other editorial changes to reflect Agency reorganizations and program changes since a rule was published in 1993. This rule also proposes to consolidate the regulations, now in two parts, into a single part, 9 CFR part 439.

Timetable:

Action	Date	FR Cite
NPRM	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: None

Agency Contact: Lynn E. Dickey Ph.D, Director, Regulations and Petitions Policy Staff, Department of Agriculture, Food Safety and Inspection Service, 1400 Independence Avenue SW, Washington, DC 20250
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RIN: 0583-AD09

350. SHARING OF FIRMS' DISTRIBUTION LISTS OF RETAIL CONSIGNEES DURING MEAT OR POULTRY PRODUCT RECALLS

Regulatory Plan: This entry is Seq. No. 22 in part II of this issue of the **Federal Register**.

RIN: 0583-AD10

USDA—FSIS

Proposed Rule Stage

351. ELECTRONIC SIGNATURES

Priority: Economically Significant.
Major under 5 USC 801.

Legal Authority: Federal Meat Inspection Act (FMIA) (21 USC 601 et seq); Poultry Product Inspection Act (PPIA) (21 USC 451 et seq); Egg Products Inspection Act (EPIA) (21 USC 1031 et seq); Government Paperwork Elimination Act of 1998 (PL 105–277, title XVII)

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The Food Safety and Inspection Service (FSIS) is proposing to accept electronic signatures as equal to handwritten signatures so long as the electronic report-generating and recordkeeping system uses procedures and controls designed to ensure authenticity, integrity, and where necessary, confidentiality. Such systems must also ensure that signatures are linked to records; that signatures cannot be excised, copied, transferred, or otherwise falsified; and that the signer cannot repudiate signed records as not genuine.

Timetable:

Action	Date	FR Cite
NPRM	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Wanda Haxton, Program Analyst, Regulations and Petitions Policy Staff, Department of Agriculture, Food Safety and Inspection Service, 1400 Independence Avenue SW, Washington, DC 20250
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RIN: 0583–AD14

352. ● DEFINITIONS AND PROCEDURES FOR DETERMINING THE NET WEIGHT COMPLIANCE OF MEAT AND POULTRY PRODUCTS

Priority: Substantive, Nonsignificant

Legal Authority: Federal Meat Inspection Act (FMIA) (21 USC 601 et seq); Poultry Product Inspection Act (PPIA) (21 USC 451 et seq); Egg Products Inspection Act (EPIA) (21 USC 1031 et seq); Government Paperwork Elimination Act of 1998 (PL 105–277, title XVII)

CFR Citation: 9 CFR 317; 9 CFR 381; 9 CFR 442

Legal Deadline: None

Abstract: The Food Safety and Inspection Service (FSIS) is proposing to amend its inspection regulations to reflect the changes in the National Institute of Standards and Technology (NIST) Handbook 133 standards for determining the reasonable variations allowed, definitions, and procedures used to determine net weight and net weight compliance for meat and poultry products. FSIS' meat and poultry regulations (9 CFR 317.18 through 317.22 and 381.121a through 381.121e) incorporate, by reference, the NIST standards in Handbook 133 as the mandatory requirements.

Timetable:

Action	Date	FR Cite
NPRM	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Robert Post, Ph.D., Director, Labeling and Consumer Protection Staff, Department of Agriculture, Food Safety and Inspection Service, 1400 Independence Avenue SW, Washington, DC 20250
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Email: robert.post@fsis.usda.gov

RIN: 0583–AD17

353. ● ALLOWING BAR-TYPE CUT TURKEY OPERATIONS TO USE J-TYPE CUT MAXIMUM LINE SPEEDS

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 451 et seq

CFR Citation: 9 CFR 381.68

Legal Deadline: None

Abstract: FSIS is proposing to amend the Federal poultry products inspection regulations to provide that turkey slaughter establishments that open turkey carcasses with Bar-type cuts may operate at the maximum line speeds established for J-type cuts, if the establishment uses the specific type of shackle described in this proposed rule. Under this proposed rule, as under current regulations, the inspector in charge will reduce line speeds when, in his or her judgment, the prescribed inspection procedure cannot be adequately performed within the time available because of the health conditions of a particular flock or because of other factors. Such factors include the manner in which birds are being presented to the inspector for inspection and the level of contamination among the birds on the line.

Timetable:

Action	Date	FR Cite
NPRM	09/09/05	70 FR 53582
NPRM Comment Period End	12/08/05	
Final Action	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Shaukat Sued, Director, New Technology Staff, Department of Agriculture, Food Safety and Inspection Service, 1400 Independence Avenue SW, Washington, DC 20250
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RIN: 0583–AD18

Department of Agriculture (USDA)
Food Safety and Inspection Service (FSIS)

Final Rule Stage

354. PERFORMANCE STANDARDS FOR THE PRODUCTION OF PROCESSED MEAT AND POULTRY PRODUCTS

Regulatory Plan: This entry is Seq. No. 23 in part II of this issue of the **Federal Register**.

RIN: 0583-AC46

355. NUTRITION LABELING OF SINGLE-INGREDIENT PRODUCTS AND GROUND OR CHOPPED MEAT AND POULTRY PRODUCTS

Regulatory Plan: This entry is Seq. No. 24 in part II of this issue of the **Federal Register**.

RIN: 0583-AC60

356. FOOD STANDARDS; GENERAL PRINCIPLES AND FOOD STANDARDS MODERNIZATION

Regulatory Plan: This entry is Seq. No. 25 in part II of this issue of the **Federal Register**.

RIN: 0583-AC72

357. PERFORMANCE CRITERIA FOR ON-LINE ANTIMICROBIAL REPROCESSING OF PRE-CHILL POULTRY CARCASSES

Priority: Other Significant

Legal Authority: 21 USC 451 to 470

CFR Citation: 9 CFR 381; 9 CFR 424

Legal Deadline: None

Abstract: This rule will allow, on a voluntary basis, the on-line antimicrobial reprocessing of pre-chill poultry that are accidentally contaminated with digestive tract contents during slaughter. Generic *E. coli* will be the indicator organism. This pre-chill criterion will be in addition to the post-chill standards for generic *E. coli* and *Salmonella* already required by the HACCP regulations.

Timetable:

Action	Date	FR Cite
NPRM	12/01/00	65 FR 75187
NPRM Comment Period End	04/02/01	
Final Action	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Dr. Daniel L. Engeljohn, Deputy Assistant

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RIN: 0583-AC73

358. CLASSES OF POULTRY UPDATING POULTRY CLASS STANDARDS

Priority: Other Significant

Legal Authority: 21 USC 451

CFR Citation: 9 CFR 381.170(a)

Legal Deadline: None

Abstract: FSIS is proposing to amend the official U.S. classes of poultry so that they more accurately and clearly describe the characteristics of poultry in the market today. Poultry classes are defined primarily in terms of age and sex of the bird. Genetic improvements and new poultry management techniques have reduced the grow-out period for some poultry classes while extensive cross breeding has produced poultry with higher meat yields but blurred breed distinctions. This action is being taken to ensure that poultry products are labeled in a truthful and non-misleading manner. The rule will update existing regulations to reflect current poultry characteristics and production practices. Therefore, the impact on the poultry industry is expected to be minimal.

Timetable:

Action	Date	FR Cite
NPRM	09/29/03	68 FR 55902
NPRM Comment Period End	02/09/04	
Final Action	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Robert Post, Ph.D., Director, Labeling and Consumer Protection Staff, Department of Agriculture, Food Safety and Inspection Service, 1400 Independence Avenue SW, Washington, DC 20250
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RIN: 0583-AC83

359. PROHIBITION OF THE USE OF SPECIFIED RISK MATERIALS FOR HUMAN FOOD AND REQUIREMENTS FOR THE DISPOSITION OF NON-AMBULATORY DISABLED CATTLE

Regulatory Plan: This entry is Seq. No. 26 in part II of this issue of the **Federal Register**.

RIN: 0583-AC88

360. MEAT PRODUCED BY ADVANCED MEAT/BONE SEPARATION MACHINERY AND MEAT RECOVERY SYSTEMS

Priority: Other Significant

Legal Authority: 21 USC 601 to 695

CFR Citation: 9 CFR 301.2; 9 CFR 318.24 (Revision); 9 CFR 320.1

Legal Deadline: None

Abstract: On January 12, 2004, the Food Safety and Inspection Service (FSIS) issued an interim final rule to amend the Federal meat inspection regulations. The rule is designed, in part, to prevent human exposure to the Bovine Spongiform Encephalopathy (BSE) agent by ensuring that Advanced Meat/Bone Separation Machinery and Meat Recovery (AMR) systems are not a means of introducing central nervous system (CNS)-type tissue into product labeled as "meat." Meat may be derived by mechanically separating skeletal muscle tissue from the bones of livestock, other than skulls or vertebral column bones of cattle 30 months of age and older, using advances in mechanical meat/bone separation machinery; i.e., AMR systems. The recovered meat product may not incorporate any brain, trigeminal ganglia, spinal cord, or dorsal root ganglia tissues. In addition, there must be no more than a non-significant incorporation of bone solids or bone marrow as measured by the presence of calcium and iron in excess of the requirements in the interim final rule. This rule also requires that federally inspected establishments that process cattle develop, implement, and maintain written procedures for the removal, segregation, and disposition of specified risk materials (SRMs), including non-complying products from beef AMR systems. These procedures are required to be incorporated into an establishment's HACCP plan, Sanitation Standard Operation Procedures, or other prerequisite program. FSIS took

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Final Rule Stage

this action in response to the diagnosis on December 23, 2003, by the Department of Agriculture of a positive case of BSE in an adult Holstein cow in the State of Washington.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/12/04	69 FR 1874
Interim Final Rule Comment Period End	04/12/04	
Final Action	09/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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Related RIN: Duplicate of 0583-AC51**RIN:** 0583-AD00**361. PROHIBITION ON THE USE OF AIR-INJECTION STUNNERS FOR THE SLAUGHTER OF CATTLE****Priority:** Other Significant**Legal Authority:** Federal Meat Inspection Act; ...**CFR Citation:** 9 CFR 313**Legal Deadline:** None

Abstract: The Food Safety and Inspection Service (FSIS) is amending the Federal meat inspection regulations to prohibit the use of penetrative captive bolt stunning devices that deliberately inject air into the cranial cavity of cattle. This rulemaking responds to the findings of a risk assessment on bovine spongiform encephalopathy (BSE) conducted by the Harvard Center for Risk Analysis (referred to as the Harvard study) and is part of a series of actions that the USDA is taking to strengthen its BSE prevention programs.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/12/04	69 FR 1885

Action	Date	FR Cite
Interim Final Rule Comment Period End	05/07/04	
Final Action	09/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined

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RIN: 0583-AD03**362. FREQUENCY OF FOREIGN INSPECTION SYSTEM SUPERVISORY VISITS TO CERTIFIED FOREIGN ESTABLISHMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 21 USC 601 to 695; 7 CFR 2.18, 2.53; 7 USC 138f, 450; 21 USC 451 to 470**CFR Citation:** 9 CFR 327.2; 9 CFR 381.96**Legal Deadline:** None

Abstract: FSIS is proposing to amend its regulations to change the required frequency of foreign inspection system supervisory visits to certified foreign establishments so as to bring FSIS import requirements into agreement with its requirements for domestic establishments. FSIS is proposing to delete the current requirement that supervisory visits take place "not less frequent[ly] than one such visit per month." In its place, FSIS is proposing to require foreign inspection systems to make "periodic supervisory visits" to certified establishments in order to ensure that such establishments continue to meet FSIS requirements for certification to export meat and poultry to the United States.

Timetable:

Action	Date	FR Cite
NPRM	08/18/04	69 FR 51194

Action	Date	FR Cite
NPRM Comment Period End	10/18/04	
Final Action	09/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 0583-AD08**363. INCREASES IN FEES FOR MEAT, POULTRY, AND EGG PRODUCTS INSPECTION SERVICES—FISCAL YEARS 2004 TO 2008****Priority:** Substantive, Nonsignificant**Legal Authority:** Federal Meat Inspection Act (21 USC 601, et seq); Poultry Product Inspection Act (21 USC 451, et seq); Egg Product Inspection Act (21 USC 1031, et seq)**CFR Citation:** 9 CFR 391.2; 9 CFR 391.3; 9 CFR 391.4; 9 CFR 590.126; 9 CFR 590.126(a); 9 CFR 592.2; 9 CFR 592.3; 9 CFR 592.4**Legal Deadline:** None

Abstract: This rule will adjust the fees which FSIS charges meat and poultry establishments, egg products plants, importers, and exporters for providing voluntary inspection services, overtime and holiday inspection services, identification services, certification services, and laboratory services. The Agency is proposing to raise these fees to reflect, among other factors, the national and locality pay raises for Federal employees and inflation.

Timetable:

Action	Date	FR Cite
NPRM	07/20/05	70 FR 41635
NPRM Comment Period End	08/19/05	
Final Action	09/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

USDA—FSIS

Final Rule Stage

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RIN: 0583-AD12

364. • ADDITION OF CHILE TO THE LIST OF COUNTRIES ELIGIBLE TO EXPORT MEAT AND MEAT PRODUCTS TO THE UNITED STATES

Priority: Substantive, Nonsignificant

Legal Authority: None

CFR Citation: 9 CFR 327

Legal Deadline: None

Abstract: The Food Safety and Inspection Service (FSIS) is proposing to add Chile to the list of countries eligible to export meat and meat products to the United States. Reviews by FSIS of Chile's laws, regulations, and other materials show that its meat inspection system includes requirements equivalent to all provisions in the Federal Meat Inspection Act (FMIA) and its implementing regulations.

Timetable:

Action	Date	FR Cite
NPRM	05/10/05	70 FR 24485

Action	Date	FR Cite
NPRM Comment Period End	07/11/05	
Final Action	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 0583-AD16

Department of Agriculture (USDA)

Completed Actions

Food Safety and Inspection Service (FSIS)

365. FOOD STANDARDS: REQUIREMENTS FOR SUBSTITUTE STANDARDIZED MEAT AND POULTRY PRODUCTS NAMED BY USE OF AN EXPRESSED NUTRIENT CONTENT CLAIM AND A STANDARDIZED TERM

Priority: Other Significant

CFR Citation: 9 CFR 381.172; 9 CFR 319.10

Completed:

Reason	Date	FR Cite
Final Action	06/09/05	70 FR 33803

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 0583-AC82

366. ADDITION OF SAN MARINO TO THE LIST OF COUNTRIES ELIGIBLE TO EXPORT MEAT AND MEAT PRODUCTS TO THE UNITED STATES

Priority: Substantive, Nonsignificant

CFR Citation: 9 CFR 327

Completed:

Reason	Date	FR Cite
Final Action	10/04/05	70 FR 57725

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 0583-AC91

367. REQUIRING INDUSTRY E. COLI O157:H7 TEST RESULTS FOR RAW BEEF PRODUCTS BE MAINTAINED IN ONE SPECIFIC LOCATION IN THE ESTABLISHMENT

Priority: Other Significant

CFR Citation: 9 CFR 320

Completed:

Reason	Date	FR Cite
Withdrawn because of new priorities	06/28/05	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 0583-AD11

368. TERMINATION OF DESIGNATION OF THE STATE OF NORTH DAKOTA WITH RESPECT TO THE INSPECTION OF POULTRY PRODUCTS

Priority: Substantive, Nonsignificant

CFR Citation: 9 CFR 381.221; 9 CFR 381.224

Completed:

Reason	Date	FR Cite
Final Action	06/17/05	70 FR 35165

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State

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RIN: 0583-AD13

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