

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 or 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),

*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.

#### **Agricultural Marketing Service**

*Title:* Federal Seed Act Program.

*OMB Control Number:* 0581-0026.

*Summary of Collection:* The Federal Seed Act (FSA) (7 U.S.C. 1551-1611) regulates agricultural and vegetable seeds in interstate commerce. Agricultural and vegetable seeds shipped in interstate commerce are required to be labeled with certain quality information such as the name of the seed, the purity, the germination, and the noxious-weed seeds of the state into which the seed is being shipped. State seed regulatory agencies refer to the Agricultural Marketing Service (AMS) complaints involving seed found to be mislabeled and to have moved in interstate commerce. AMS investigates the alleged violations and if the violation is substantiated, takes regulatory action ranging from letters of warning to monetary penalties. AMS will collect information from records of each lot of seed and make them available for inspection by agents of the Secretary.

*Need and Use of the Information:* The information collected consists of records pertaining to interstate shipments of seed which have been alleged to be in violation of the FSA. The shipper's

records pertaining to a complaint are examined by FSA program specialists and are used to determine if a violation of the FSA occurred. The records are also used to determine the precautions taken by the shipper to assure that the seed was accurately labeled. The FSA program would be ineffective without the ability to examine pertinent records as necessary to resolve complaints of violations.

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

*Number of Respondents:* 2,880.

*Frequency of Responses:*

Recordkeeping; Reporting: On occasion.

*Total Burden Hours:* 40,263.

**Charlene Parker,**

*Departmental Information Collection Clearance Officer.*

[FR Doc. E7-8154 Filed 4-27-07; 8:45 am]

**BILLING CODE 3410-02-P**

## **DEPARTMENT OF AGRICULTURE**

### **Forest Service**

#### **Wild and Scenic River Suitability Study for National Forest System Lands in Utah; Ashley, Dixie, Fishlake, Manti-La Sal, Uinta, and Wasatch-Cache National Forests; Utah**

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of intent to prepare a legislative environmental impact statement.

**SUMMARY:** The Forest Service, in cooperation with the State of Utah, will prepare a draft and final legislative environmental impact statement (LEIS) to complete the process for giving consideration to potential national wild, scenic, and recreational river areas on the National Forests in Utah under the Wild and Scenic Rivers Act. Portions of those National Forests extend into Colorado and Wyoming, and those areas will be included in the study. The Forest Service has evaluated river segments on these National Forests to determine which ones meet criteria for eligibility for inclusion in the National Wild and Scenic Rivers System. The purpose of the LEIS is to determine which eligible river segments are suitable for inclusion in the National Wild and Scenic Rivers System. More information including: the full text of the proposal, a list of eligible river segments by county and forest, and a map showing eligible river segments is posted on the web at: <http://www.fs.fed.us/r4/rivers/>.

The Forest Service invites written comments and suggestions on the suitability of eligible river segments for

designation as wild, scenic, or recreational rivers. The Forest Service gives notice of the environmental analysis and determinations that will occur as a result of this study so that interested and affected people are aware of how they may participate and contribute to the final determination of suitability for inclusion in the National Wild and Scenic Rivers System.

**DATES:** Comments concerning the scope of the analysis will be most useful if submitted on or before June 30, 2007. The draft legislative environmental impact statement is expected in November 2007 and the final legislative environmental impact statement is expected to be completed by the summer of 2008.

**ADDRESSES:** Send written comments concerning the suitability of the river segments to: Catherine Kahlow, USFS WSR Team Leader, Attention: WSR, P.O. Box 68, Kamas, UT 84036. Comments can also be hand delivered Monday through Friday 8:00 am to 4:30 pm at: 50 East Center Street in Kamas, Utah. In addition, comments can be submitted electronically to: [r4\\_utah\\_rivers@fs.fed.us](mailto:r4_utah_rivers@fs.fed.us) on or before June 30, 2007.

**FOR FURTHER INFORMATION CONTACT:** Visit the website for up-to-date information at: <http://www.fs.fed.us/r4/rivers/> or contact Catherine Kahlow, USFS WSR Team Leader (see previous address information). For information regarding meetings or media inquiries contact: Loyal Clark, USFS Public Affairs Officer (Northern Utah) at (801) 342-5117 or Kenton Call, USFS Public Affairs Officer (Southern Utah) at (435) 865-3730.

#### **SUPPLEMENTARY INFORMATION:**

##### **Purpose and Need for Action**

This Forest Service proposes to complete the process for considering potential national wild, scenic, and recreational river areas on the National Forest System lands in Utah under the Wild and Scenic Rivers Act. The purpose of and need for this study is to assess whether or not eligible river segments should be recommended to Congress for inclusion in the National Wild and Scenic Rivers System.

##### **Proposed Action**

The Forest Service is proposing to conduct an environmental analysis to complete the process for considering potential national wild, scenic, and recreational river areas on the National Forests in Utah under the Wild and Scenic Rivers Act. This action is conducted pursuant to the Wild and Scenic Rivers Act of 1968 (Public Law 90-542) and complies with the National

Environmental Policy Act (NEPA) of 1969.

The final record of decision may also include amendments to the Land and Resource Management Plans for the Utah National Forests to provide direction for management of river segments determined to be suitable for inclusion in the National Wild and Scenic Rivers System.

*Background:* Over the past decade, National Forests in Utah have evaluated river segments on the National Forest for potential eligibility for designation under the National Wild and Scenic Rivers System. The majority of the eligibility inventory and tentative classification took place during forest land and resource management plan revision processes. However, eight river segments on the Dixie National Forest were analyzed in conjunction with the Bureau of Land Management (BLM) in the Grand Staircase Escalante National Monument Management Plan.

In order to be eligible, a river segment must be free-flowing and must possess at least one outstandingly remarkable value. River segments determined to be eligible were assigned a potential classification as wild, scenic, or recreational based on the level of development and access along the river corridor.

Forest Supervisors proposed interim direction for the management of activities and uses that have the potential to affect the outstandingly remarkable values and/or the wild, scenic, or recreational classification of the eligible river segments until such a time that the suitability studies are completed and a new management emphasis is developed.

The eligibility process has largely been completed for all National Forests in Utah. The purpose of this study is to further evaluate the suitability of eligible river segments for inclusion in the National Wild and Scenic Rivers System.

A suitability study is the final administrative step before a recommendation is made to Congress. Evaluation of suitability will provide an opportunity to determine if it will be appropriate to pursue Congressional designation for specific river segments. The Forest Service and State of Utah will consider, but not be limited to, the following: "worthy additions" to the National System; tradeoffs in management scenarios other than designation; land ownership status; existing and potential uses of that segment; interest expressed by the public, and tribal, Federal, State, and local agencies; estimated costs for management and protection of

identified outstandingly remarkable values; ability of agency to manage and/or protect the river; and, historical and existing uses which could be affected. The Wild and Scenic Rivers Team will evaluate the suitability of the eligible river segments together in one analysis to maintain consistency and to complete the work efficiently.

#### Possible Alternatives

A range of alternatives will be considered. The range of alternatives will include, as required by NEPA, a no action alternative that does not recommend any eligible river segment for designation into the National Wild and Scenic Rivers System, and may include an alternative that recommends designation of all eligible rivers (All Suitable). Additional alternatives may be developed from information analyzed during the suitability study, including public comments received during the scoping process.

#### Cooperating Agencies

The State of Utah is a Cooperating Agency.

#### Responsible Officials

Kevin B. Elliott, Ashley National Forest, 355 North Vernal Avenue, Vernal, Utah 84078;

Rob MacWhorter, Dixie National Forest, 1789 North Wedgewood Lane, Cedar City, Utah 84720;

Mary C. Erickson, Fishlake National Forest, 115 East 900 North, Richfield, Utah 84701;

Alice B. Carlton, Manti-La Sal National Forest, 599 West Price River Dr., Price, Utah 84501;

Brian A. Ferebee, Uinta National Forest, 88 West 100 North, Provo, Utah 84601;

Faye L. Krueger, Wasatch-Cache National Forest, 125 South State Street, Salt Lake City, Utah 84138.

#### Nature of Decision To Be Made

The record of decision will answer the following question: Which, if any, of the eligible river segments under consideration should be recommended to the Congress of the United States for inclusion in the National Wild and Scenic Rivers System?

#### Scoping Process

Public participation is especially important at several points in the study process. The first is the scoping process. The Forest Service is seeking information and comments from Federal, State, and local agencies, Tribes, organizations, and individuals who may be interested in or affected by the proposed action. Public input will

be considered during preparation of the Draft LEIS.

Scoping meetings will be held around the State of Utah and in Paradox, Colorado and Lyman, Wyoming during May and June of 2007. For a list of meeting dates and locations, please check the WSR Web site at: <http://www.fs.fed.us/r4/rivers>.

#### Comment Requested

This notice of intent initiates the scoping process which guides the development of the environmental impact statement. This suitability study is driven by suitability factors that will shape the analysis of each river segment. These suitability factors are used to identify and evaluate the trade-offs between competing uses and need for potential designation of these rivers to the Wild and Scenic River System. Suitability factors are noted on the website at <http://www.fs.fed.us/r4/rivers>. Comment on the application of existing suitability factors, additional factors for the agency to consider, potential alternatives to analyze and other related specific comments is requested.

#### Early Notice of Importance of Public Participation in Subsequent Environmental Review

A draft environmental impact statement will be prepared for comment. The comment period on the draft environmental impact statement will be 45 days from the date the Environmental Protection Agency publishes the notice of availability in the **Federal Register**.

The Forest Service believes, at this early stage, it is important to give reviewers notice of several court rulings related to public participation in the environmental review process. First, reviewers of draft environmental impact statements must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and contentions. *Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 553 (1978). Also, environmental objections that could be raised at the draft environmental impact statement stage but that are not raised until after completion of the final environmental impact statement may be waived or dismissed by the courts. *City of Angoon v. Hodel*, 803 F.2d 1016, 1022 (9th Cir. 1986) and *Wisconsin Heritages, Inc. v. Harris*, 490 F. Supp. 1334, 1338 (E.D. Wis. 1980). Because of these court rulings, it is very important that those interested in this proposed action participate by the close of the 45 day comment period so that comments

and objections are made available to the Forest Service at a time when it can meaningfully consider them and respond to them in the final environmental impact statement.

To assist the Forest Service in identifying and considering issues and concerns on the proposed action, comments on the draft environmental impact statement should be as specific as possible. It is also helpful if comments refer to specific pages or chapters of the draft statement. Comments may also address the adequacy of the draft environmental impact statement or the merits of the alternatives formulated and discussed in the statement. Reviewers may wish to refer to the Council on Environmental Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3 in addressing these points.

Comments received, including the names and addresses of those who comment, will be considered part of the public record on this proposal and will be available for public inspection.

(Authority: 40 CFR 1501.7 and 1508.22; Forest Service Handbook 1909.15, Section 21)

Dated: April 24, 2007.

**Faye L. Krueger,**

*Wasatch-Cache Forest Supervisor.*

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**BILLING CODE 3410-11-P**

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### **Pacific Southwest Region, Regional Office, California, Sierra Nevada Forests—Management Indicator Species Amendment**

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of intent to prepare an environmental impact statement.

**SUMMARY:** The Pacific Southwest Region of the U.S. Forest Service proposes to adopt a common list of Management Indicator Species (MIS) and associated monitoring strategies by amending the Land and Resource Management Plans (LRMPs) for the Eldorado, Inyo, Lassen, Modoc, Plumas, Sequoia, Sierra, Stanislaus, and Tahoe National Forests and Lake Tahoe Basin Management Unit. These will likely be non-significant forest plan amendments.

**DATES:** To be most effective, comments concerning the scope of the analysis should be received by May 21, 2007. Public scoping for this analysis, originally expected to be documented in an Environmental Assessment, began on

February 21, 2007. Unless response to this notice raises concerns not yet expressed, the draft environmental impact statement is expected in late May 2007 and the final environmental impact statement is expected in July 2007.

**ADDRESSES:** Send comments to the Forest Service at the following addresses. Hardcopy mail: U.S. Forest Service, 1323 Club Drive, Vallejo, CA 94592, ATTN: Brenda Kendrix. Electronic mail: *comments-pacificsouthwest-regional-office@fs.fed.us*, Subject Line: Sierra Nevada Forests MIS Amendment. Use Rich Text Format (.rtf) or Word (.doc).

**FOR FURTHER INFORMATION CONTACT:** For further information contact Diana Craig, Interdisciplinary Team Leader, at U.S. Forest Service, 1323 Club Drive, Vallejo, CA, or at the e-mail address above.

#### **SUPPLEMENTARY INFORMATION:**

##### **Purpose and Need for Action**

This proposed action responds to a need for a more suitable and manageable list of MIS, while maintaining a sufficient number of species to cover the range of habitats in the Sierra Nevada affected by Forest Service management activities. Monitoring and recent judicial interpretations have led to the conclusion that the Forest plan provisions related to MIS and MIS monitoring are in need of reconsideration. Specifically, some MIS currently identified in the LRMPs are problematic because (1) no tested monitoring methodology exists or the methodology is prohibitively expensive, (2) some MIS currently identified in the LRMPs are not strongly linked to habitats or ecosystem components that are affected by national forest management activities, or (3) some MIS do not occur on or occur only incidentally on a Forest and, therefore, neither populations nor habitat relationships can be monitored for MIS objectives.

In addition, the current lists provide no coordination or standardization across the Sierra Nevada Forests. Each national forest has a different, and often unrelated, MIS list. Often forest scale information does not provide the most meaningful biological data. Maintaining a monitoring program on each individual forest is not strategic and is an inefficient use of money and resources.

The purpose of this action is to improve the ability of the national forests to provide for the diversity of plant and animal communities, as identified in the National Forest

Management Act (NFMA). This will be accomplished by identifying MIS for the 10 national forests (1) that are clearly linked to habitats or ecosystem components that are affected by national forest management activities, and (2) for which population or habitat status and change can be effectively and affordably monitored and evaluated.

#### **Proposed Action**

The Forest Service proposes to adopt common list of MIS and associated monitoring strategies by amending, via non-significant forest plan amendment, the LRMPs for the ten Sierra Nevada National Forests in the Pacific Southwest Region (Eldorado, Inyo, Lassen, Modoc, Plumas, Sequoia, Sierra, Stanislaus, and Tahoe National Forests and Lake Tahoe Basin Management Unit). These ten national forests occur in Alpine, Amador, Butte, Calaveras, El Dorado, Fresno, Inyo, Kern, Lassen, Madera, Mariposa, Modoc, Mono, Nevada, Placer, Plumas, Shasta, Sierra, Siskiyou, Tulare, Tuolumne, Yuba, and Douglas Counties in California and Esmeralda and Mineral Counties in Nevada.

This action will replace the existing MIS lists and associated monitoring strategies identified in the LRMPs for each of the 10 national forests. Other MIS-related parts of the LRMPs (e.g., habitat objectives, desired conditions, standards and guidelines) will NOT be changed by this proposal; therefore, habitat and species-specific protection measures will continue for all current MIS.

The proposed action will have the following components: (1) Major habitats or ecosystem components that are affected by national forest management activities on the ten national forests; (2) suitability and feasibility criteria to assess whether a species meets the identified need; (3) MIS for major habitats or ecosystem components identified in component 1; and (4) appropriate monitoring strategies for each identified MIS (habitat or population monitoring, including the specific type of population monitoring).

#### **Possible Alternatives**

Public comment has suggested an alternative analyzing all species identified as MIS in Appendix E of the 2001 Final Environmental Impact Statement for the Sierra Nevada Forest Plan Amendment (2001 SNFPA FEIS) and associated monitoring. We will analyze this alternative, called SNFPA Appendix E, in detail.