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DEPARTMENT OF AGRICULTURE
Food and Nutrition Service
7 CFR Part 272
[FNS–2009–0024]
RIN 0584–AD91
Supplemental Nutrition Assistance Program: Privacy Protections of Information From Applicant Households

AGENCY: Food and Nutrition Service, USDA.

ACTION: Affirmation of interim rule as final rule.

SUMMARY: The Food and Nutrition Service (FNS) is issuing this affirmation of a final rule, without change, of an interim rule that amended Supplemental Nutrition Assistance Program (SNAP) regulations at § 272.1, to permit SNAP State agencies to share information with local educational agencies (LEAs) administering the National School Lunch Program established under the Richard B. Russell National School Lunch Act or the National School Lunch Program (SNAP) regulations at § 272.1(c), to make clear that SNAP applicant or recipient information may be used for certifying children for free school meals based on their family’s eligibility for SNAP benefits.

Direct certification of SNAP children for the free school breakfast and lunch programs went into effect July 2006 for large school districts and by July 2008 for all school districts. Accordingly, the revision to § 272.1(c) did not change policy, so new State action was not required. USDA also concluded that because implementation of section 4120 of the Federal Food and Nutrition Act of 2008 (the Act), 7 U.S.C. 2020(e)(8), the revision amended SNAP regulations at § 272.1(c), to make clear that SNAP applicant or recipient information may be used for certifying children for free school meals based on their family’s eligibility for SNAP benefits.

The rule establishes a requirement that the input at issue be produced in one or more market economy countries, and a revised threshold requiring that “substantially all” (i.e., 85 percent) of an input be purchased from one or more market economy suppliers before the Department uses the purchase price paid to value the entire factor of production. The Department is making this change because it finds that a market economy input price is not the best available information for valuing all purchases of that input when market economy purchases of an input do not account for substantially all purchases of the input.

DATES: This final rule is effective September 3, 2013. It is applicable for all proceedings or segments of proceedings (e.g., investigations and administrative reviews) initiated on or after September 3, 2013.

FOR FURTHER INFORMATION CONTACT: Wendy Frankel at (202) 482–4491, or Scott McBride at (202) 482–6292.

SUPPLEMENTARY INFORMATION:

On June 28, 2012, the Department published a proposed modification to its regulations regarding use of market economy input prices in NME

DEPARTMENT OF COMMERCE
International Trade Administration
19 CFR Part 351
[Docket No. 120424022–3616–02]
RIN 0625–XC001
Use of Market Economy Input Prices in Nonmarket Economy Proceedings

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Final rule.

SUMMARY: The Department of Commerce (“Department”) is modifying its regulation which states that the Department normally will use the price that a nonmarket economy (“NME”) producer pays to a market economy supplier when a factor of production is purchased from a market economy supplier and paid for in market economy currency, in the calculation of normal value (“NV”) in antidumping proceedings involving NME countries.

The rule establishes a requirement that the input at issue be produced in one or more market economy countries, and a revised threshold requiring that “substantially all” (i.e., 85 percent) of an input be purchased from one or more market economy suppliers before the Department uses the purchase price paid to value the entire factor of production. The Department is making this change because it finds that a market economy input price is not the best available information for valuing all purchases of that input when market economy purchases of an input do not account for substantially all purchases of the input.

DATES: This final rule is effective September 3, 2013. It is applicable for all proceedings or segments of proceedings (e.g., investigations and administrative reviews) initiated on or after September 3, 2013.


SUPPLEMENTARY INFORMATION:

Background

On May 16, 2011, the Department published an interim rule implementing a nondiscretionary privacy protection provision of section 4120 of Public Law 110–246, the Food, Conservation and Energy Act of 2008 (FCEA), which amends section 11(e)(6) of the Food and Nutrition Act of 2008 (the Act), 7 U.S.C. 2020(e)(6). The revision amended SNAP regulations at § 272.1(c), to make clear that SNAP applicant or recipient information may be used for certifying children for free school meals based on their family’s eligibility for SNAP benefits.

Direct certification of SNAP children for the free school breakfast and lunch programs went into effect July 2006 for large school districts and by July 2008 for all school districts. Accordingly, the revision to § 272.1(c) did not change policy, so new State action was not required. USDA also concluded that because implementation of section 4120 of the FCEA was non discretionary and specific, and because the rulemaking would not require any changes on the part of State agencies in how they protect information provided by SNAP applicants, it was unnecessary to issue the rule as a proposed rule. The comment period ended on July 16, 2011.

No comments were submitted during the comment period. For reasons given in the interim rule, the Department is adopting the interim rule as a final rule without change.

List of Subjects in 7 CFR Part 272

Alaska, Civil rights, Claims, SNAP, Grant programs, Social programs, Reporting and recordkeeping requirements, Unemployment compensation, Wages.

PART 272—REQUIREMENTS FOR PARTICIPATING STATE AGENCIES

Accordingly, the Department is adopting as a final rule, without change, the interim rule that amended § 272.1 and was published at 76 FR 28165 on May 16, 2011.

Audrey Rowe,
Administrator, Food and Nutrition Service.
FR Doc. 2013–18597 Filed 8–1–13; 8:45 am
BILLING CODE 3410–30–P