

# Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

### Notice of Public Meeting of the Assembly of the Administrative Conference of the United States

**AGENCY:** Administrative Conference of the United States.

**ACTION:** Notice.

**SUMMARY:** The Assembly of the Administrative Conference of the United States will meet during a plenary session to vote on modifications to a recommendation that was considered at its 74th Plenary Session on June 17, 2021. The plenary session will take place entirely by electronic voting, without an in-person component. Written comments regarding the modifications may be submitted in advance, and the voting results will be accessible to the public.

**DATES:** The meeting (*i.e.*, electronic voting) will take place beginning on Monday, September 13, 2021, at 9 a.m., and continue through Friday, September 17, 2021, at 12 noon.

**ADDRESSES:** The meeting will be conducted by electronic voting and will have no physical location or in-person component. Additional information about the meeting will be available on the agency's website prior to the meeting at <https://www.acus.gov/meetings-and-events/event/75th-plenary-session>.

**FOR FURTHER INFORMATION CONTACT:** Shawne McGibbon, General Counsel (Designated Federal Officer), Administrative Conference of the United States, Suite 706 South, 1120 20th Street NW, Washington, DC 20036; Telephone 202-480-2080; email [smcgibbon@acus.gov](mailto:smcgibbon@acus.gov).

**SUPPLEMENTARY INFORMATION:** The Administrative Conference of the United States makes recommendations to federal agencies, the President, Congress, and the Judicial Conference of

the United States regarding the improvement of administrative procedures (5 U.S.C. 594). The membership of the Conference, when meeting in plenary session, constitutes the Assembly of the Conference (5 U.S.C. 595).

**Agenda:** The Assembly will vote on the adoption of a single proposed amended recommendation, *Clarifying Statutory Access to Judicial Review of Agency Action*, which is described below.

**Conduct of the Online Meeting:** Electronic voting on this amended proposed recommendation will take place over a period of several days. The period for voting will commence at 9 a.m. on Monday, September 13, and will end at 12 noon on Friday, September 17. Assembly members may vote by email at any time during this period and the public may submit comments in writing.

**Clarifying Statutory Access to Judicial Review of Agency Action.** As was the case with the original proposed recommendation (which the Assembly considered at the Conference's 74th Plenary Session on June 17, 2021), this amended proposed recommendation urges Congress to enact a cross-cutting statute that addresses certain recurring technical problems in statutory provisions governing judicial review of agency action that may cause unfairness, inefficiency, or unnecessary litigation. It also offers a set of drafting principles for Congress when it writes new or amended judicial review statutes. It draws in large part on ACUS's forthcoming *Sourcebook of Federal Judicial Review Statutes*, which analyzes the provisions in the U.S. Code governing judicial review of rules and adjudicative orders and identifies recurring drafting problems in them.

The original proposed recommendation was not adopted at the 74th Plenary Session. Instead, the Assembly remanded the recommendation to the Conference's Committee on Judicial Review to address a technical matter relating to rulemakings with post-promulgation comment periods (*i.e.*, rulemakings in which an agency promulgates a rule before receiving and considering public comment).

The Committee on Judicial Review met during a public meeting on July 22, 2021, to address the remand. Members

of the Committee unanimously agreed that the optimal approach to the problems posed by rulemakings with post-promulgation comment periods is to exempt such rulemakings from the scope of the recommendation. Numbered paragraphs 2 and 4(b) of the recommendation were therefore modified to clarify that they apply only in cases where a final rule is published in the **Federal Register** after the public has been given a chance to comment on the rule. Corresponding edits were made to the preamble of the recommendation.

Additional information about the recommendation, including the history of its development, prior public comments, etc., can be found at the 75th Plenary Session page on the Conference's website prior to the start of the meeting: <https://www.acus.gov/meetings-and-events/event/75th-plenary-session>.

**Public Participation:** The public may participate by submitting comments before and during the voting process. Relevant public comments will be posted, generally the same day, on the 75th Plenary Session web page. Voting members will have the opportunity to view and consider the comments during the voting process. The voting results will be made available on the same web page after voting has concluded.

**Written Comments:** Persons who wish to comment on the amendments may do so by submitting a written statement either online by clicking "Submit a comment" on the 75th Plenary Session web page shown above or by mail addressed to: September 2021 Plenary Session Comments, Administrative Conference of the United States, Suite 706 South, 1120 20th Street NW, Washington, DC 20036. Written submissions must be received prior to the end of voting at 12:00 noon (EDT), Friday, September 17, 2021.

Per the Conference's bylaws (located on the agency's website at [https://www.acus.gov/sites/default/files/documents/20190712\\_Final%20Assembly-Approved%20ByLaw%20Amendments.pdf](https://www.acus.gov/sites/default/files/documents/20190712_Final%20Assembly-Approved%20ByLaw%20Amendments.pdf)), Conference members who disagree in whole or in part with a recommendation adopted by the Assembly are entitled to enter a separate statement, which will be published together with the official publication of the recommendation. Notification of intention to file a separate statement must be given to the

Executive Director not later than the last day of the plenary session at which the recommendation is adopted, and any such separate statement must be filed within 10 calendar days after the close of the session.

*Authority:* 5 U.S.C. 595.

Dated: August 17, 2021.

**Shawne McGibbon,**

*General Counsel.*

[FR Doc. 2021-17973 Filed 8-20-21; 8:45 am]

**BILLING CODE 6110-01-P**

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Ketchikan Resource Advisory Committee

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of meeting.

**SUMMARY:** The Ketchikan Resource Advisory Committee (RAC) will hold a virtual meeting by phone and/or video conference. The committee is authorized under the Secure Rural Schools and Community Self-Determination Act (the Act) and operates in compliance with the Federal Advisory Committee Act. The purpose of the committee is to improve collaborative relationships and to provide advice and recommendations to the Forest Service concerning projects and funding consistent with Title II of the Act as well as make recommendations on recreation fee proposals for sites on the Tongass National Forest within Ketchikan Borough, consistent with the Federal Lands Recreation Enhancement Act.

**DATES:** The meeting will be held on September 9, 2021 at 6:00 p.m., Alaska Daylight Time.

All RAC meetings are subject to cancellation. For status of the meeting prior to attendance, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

**ADDRESSES:** The meeting will be held virtually via telephone and/or video conference: Dial-in instructions: 1-888-844-9904, Access Code 4226188#.

Written comments may be submitted as described under **SUPPLEMENTARY INFORMATION**. All comments, including names and addresses when provided, are placed in the record and are available for public inspection and copying. The public may inspect comments received upon request.

**FOR FURTHER INFORMATION CONTACT:** Shane Walker, Designated Federal Officer (DFO), by phone at 907-228-4100 or email at *michael.s.walker@*

*usda.gov* or Penny Richardson, RAC Coordinator, at 907-228-4105 or email at *penny.richardson@usda.gov*.

Individuals who use telecommunications devices for the hearing-impaired (TDD) may call the Federal Relay Service (FRS) at 1-800-877-8339, 24 hours a day, every day of the year, including holidays.

**SUPPLEMENTARY INFORMATION:** The purpose of the meeting is to:

1. Hear from Title II project proponents and discuss project proposals;
2. Make funding recommendations on Title II projects;
3. Approve meeting minutes; and
4. Schedule the next meeting.

The meeting is open to the public. The agenda will include time for people to make oral statements of three minutes or less. Individuals wishing to make an oral statement should request in writing by September 6, 2021 to be scheduled on the agenda. Anyone who would like to bring related matters to the attention of the committee may file written statements with the committee staff before or after the meeting. Written comments and requests for time for oral comments must be sent to Penny Richardson, RAC Coordinator, 3031 Tongass Ave., Ketchikan, AK 99901; or by email to *penny.richardson@usda.gov*.

**Meeting Accommodations:** If you are a person requiring reasonable accommodation, please make requests in advance for sign language interpreting, assistive listening devices, or other reasonable accommodation. For access to the facility or proceedings, please contact the person listed in the section titled **FOR FURTHER INFORMATION CONTACT**. All reasonable accommodation requests are managed on a case-by-case basis.

Dated: August 17, 2021.

**Cikena Reid,**

*USDA Committee Management Officer.*

[FR Doc. 2021-17924 Filed 8-20-21; 8:45 am]

**BILLING CODE 3411-15-P**

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Shasta County Resource Advisory Committee

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of meeting.

**SUMMARY:** The Shasta County Resource Advisory Committee (RAC) will meet virtually via Microsoft Teams. The committee is authorized under the Secure Rural Schools and Community Self-Determination Act (the Act) and

operates in compliance with the Federal Advisory Committee Act. The purpose of the committee is to improve collaborative relationships and to provide advice and recommendations to the Forest Service concerning projects and funding consistent with Title II of the Act. RAC information can be found at the following website: <https://www.fs.usda.gov/main/stnf/workingtogether/advisorycommittees>.

**DATES:** The meetings will be held on:

- Wednesday, September 8, 2021, at 9:30 a.m., Pacific Daylight Time; and
- Wednesday, September 22, 2021, at 9:30 a.m., Pacific Daylight Time.

All RAC meetings are subject to cancellation. For status of the meeting prior to attendance, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

**ADDRESSES:** The meetings will be held virtually via Microsoft Teams. Details for how to join the meeting are listed in the above website link under **SUMMARY**.

Written comments may be submitted as described under **SUPPLEMENTARY INFORMATION**. All comments, including names and addresses when provided, are placed in the record and are available for public inspection and copying. The public may inspect comments received at the Shasta Lake Ranger Station. Please call ahead at 530-275-1587 to facilitate entry into the building.

**FOR FURTHER INFORMATION CONTACT:** Lejon Hamann, RAC Coordinator, by phone at 530-410-1935 or via email at *lejon.hamann@usda.gov*.

Individuals who use telecommunications devices for the hearing-impaired (TDD) may call the Federal Relay Service (FRS) at 1-800-877-8339, 24 hours a day, every day of the year, including holidays.

**SUPPLEMENTARY INFORMATION:** The agenda for the meeting is the following:

1. Roll call;
2. Comments from the Designated Federal Officer (DFO);
3. Approve minutes from last meeting;
4. Discuss, recommend, approve projects;
5. Public comment period; and
6. Closing comments from the DFO.

The meetings are open to the public. The agendas will include time for people to make oral statements of three minutes or less. Individuals wishing to make an oral statement should request in writing by the Friday before each of the scheduled meetings, to be scheduled on the agenda for that particular meeting. Anyone who would like to bring related matters to the attention of the committee may file written statements with the committee staff