

# Proposed Rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF AGRICULTURE

### Agricultural Research Service

#### 7 CFR Part 505

#### RIN 0518-8AA04

#### Modification of Interlibrary Loan Fee Schedule

**AGENCY:** Agricultural Research Service, USDA.

#### ACTION: Proposed rule.

**SUMMARY:** The Agricultural Research Service proposes to amend its regulations on the fee schedule for interlibrary loan from the collections of the National Agricultural Library.

The revised fee schedule is based on the method of payment used (traditional invoicing through the National Technical Information Service (NTIS) or payment through the Online Computer Library Center (OCLC) network's Interlibrary Fee Management program, a debit/credit program for interlibrary loan) rather than type of material requested (loan, photocopy, microform) and eliminates the current billing surcharge which is instead incorporated into the revised flat fee. The revision brings these fees up to date in order to

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support the current cost of providing the service and will enable customers to estimate charges more easily and distribute them more effectively within their own institutions.

**DATES:** Submit comments on or before November 15, 2011.

**ADDRESSES:** Send comments to Kay Derr, Document Delivery Services Branch, National Agricultural Library, 10301 Baltimore Avenue, Beltsville, MD 20705-2351. Telephone (301) 504-5879 or fax (301) 504-6503.

**FOR FURTHER INFORMATION CONTACT:** [kay.derr@ars.usda.gov](mailto:kay.derr@ars.usda.gov).

**SUPPLEMENTARY INFORMATION:** The proposed revised fee schedule for interlibrary loan from the collections of the National Agricultural Library is shown below.

Format	Fee
Loan Requests, Copy Requests (paper or microfilm up to 50 pages), Microfiche Duplication Requests (up to 5 fiche).	\$25.00 per request if invoiced through NTIS.
	\$18.00 per request if paid through OCLC's Interlibrary Fee Management (IFM) service.

This fee schedule applies to interlibrary loan requests only. All of the current services will continue to be offered under the revised fee schedule. The lower fee for payment through the IFM program reflects the lower administrative cost of these transactions due to the fact that IFM payment is wholly electronic and no invoices have to be produced or mailed. The National Agricultural Library will continue to invoice and collect fees through the National Technical Information Service (NTIS) for libraries which do not pay through IFM. The fee for invoiced requests is higher in order to cover the fee charged by NTIS for producing and processing invoices. This change has been reviewed by the Office of Management and Budget and deemed "not significant."

This action is not a "rule" as defined under the Regulatory Flexibility Act (5 U.S.C. 601, *et seq.*) and thus is exempt from provisions of that Act.

This action is not likely to have an impact of \$100 million or more on the U.S. economy and thus is not a "significant regulatory action" under Executive Order ("E.O.") 12866. Therefore, this notice is not subject to

formal Office of Management and Budget review.

#### List of Subjects in 7 CFR Part 505:

Agricultural research, Agriculture, Libraries, Research, User fees.

For reasons set forth in the preamble, the Agricultural Research Service proposes to revise 7 CFR part 505 as set forth below:

#### PART 505—NATIONAL AGRICULTURAL LIBRARY FEES FOR LOANS AND COPYING

##### Sec.

- 505.1 Scope and purpose.
- 505.2 Fees for loans, copying, duplicating and reproduction of materials in library collections.
- 505.3 [Reserved]
- 505.4 [Reserved]
- 505.5 [Reserved]
- 505.6 Payment of fees.

**Authority:** 5 U.S.C. 301; 7 U.S.C. 3125a.

#### § 505.1 Scope and purpose.

These regulations establish fees for loans, copying, duplication, or reproduction of materials in the collections of the National Agricultural Library (NAL) within the United States Department of Agriculture (USDA).

#### § 505.2 Fees for loans, copying, duplicating and reproduction of materials in library collections.

(a) NAL will provide interlibrary loan service (including loans of original materials from its collections and copies of portions of documents with copyright compliance) and charge fees for such service to other non-Federal and non-USDA libraries and institutions. Loans will be provided within the United States and Canada only. Copies will be provided within the United States and internationally.

(b) Interlibrary loan service will be provided at a flat fee of \$18 per request for libraries paying electronically through OCLC's Interlibrary Loan Fee Management (IFM) program and at a flat rate of \$25 per request for libraries paying by other methods.

(c) Cost for replacement of lost or damaged items will be the actual cost to purchase a replacement plus a \$50.00 processing fee; or if replacement cost cannot be determined, a flat rate of \$75.00 for monographs or \$150.00 for audiovisuals per item plus a \$50.00 processing fee.

(d) Photographic services from NAL Special Collections will be charged at cost for reproduction of the photo product (slides, transparencies, etc.)

plus a preparation fee of \$25.00 per half hour or fraction thereof.

**§ 505.3 [Reserved]**

**§ 505.4 [Reserved]**

**§ 505.5 [Reserved]**

**§ 505.6 Payment of Fees.**

NAL charges for interlibrary loans through OCLC's Interlibrary Loan Fee Management Program (an electronic debit/credit payment program for libraries using OCLC's resource sharing service) or by invoice through the National Technical Information Service (NTIS) of the United States Department of Commerce. Payment for invoiced services will be made by check, money order or credit card in U.S. funds directly to NTIS upon receipt of invoice from NTIS. NAL encourages users to establish deposit accounts with NTIS for payment of interlibrary loan fees. Subject to a reduction for the actual costs of performing the invoicing service by NTIS, all funds will be returned to NAL for credit to the appropriations account charged with the cost of processing the interlibrary loan request.

Dated: September 6, 2011.

**Edward B. Knipling,**

*Administrator, Agricultural Research Service.*

[FR Doc. 2011-23723 Filed 9-15-11; 8:45 am]

**BILLING CODE 3410-03-P**

**DEPARTMENT OF AGRICULTURE**

**Animal and Plant Health Inspection Service**

**9 CFR Parts 71, 77, 78, and 90**

**[Docket No. APHIS-2010-0125]**

**Secretary's Advisory Committee on Animal Health; Meeting**

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Notice of public meeting.

**SUMMARY:** This is a notice to inform the public of an upcoming meeting of the Secretary's Advisory Committee on Animal Health. The meeting is organized by the Animal and Plant Health Inspection Service to discuss matters of animal health.

**DATES:** The meeting will be held September 23, 2011, from noon to 5 p.m. (eastern daylight time).

**ADDRESSES:** The meeting will be conducted as a multisite teleconference. Opportunities for public attendance are described in the **SUPPLEMENTARY INFORMATION** section of this notice.

**FOR FURTHER INFORMATION CONTACT:** Mr. Michael R. Doerrer, Chief Operating Officer, Veterinary Services, APHIS, USDA, 4700 River Road Unit 37, Riverdale, MD 20737; (301) 734-5665; e-mail: *SACAH.Management@aphis.usda.gov*.

**SUPPLEMENTARY INFORMATION:** The Secretary's Advisory Committee on Animal Health (the Committee) advises the Secretary of Agriculture on matters of animal health, including means to prevent, conduct surveillance on, monitor, control, or eradicate animal diseases of national importance. In doing so, the Committee will consider public health, conservation of natural resources, and the stability of livestock economies.

During the September 23, 2011, meeting, which will be conducted as a multisite teleconference, the Committee will consider and discuss various aspects of the recently published proposed rule on traceability for livestock moving interstate. The Committee will also consider and discuss the bovine tuberculosis program, including possible wildlife surveillance requirements, test and remove management plans, and the issue of indemnity within the context of the new bovine tuberculosis/brucellosis framework that is being developed. Additional information, including the final agenda for the meeting, will be posted on the Committee's Web site at [http://www.aphis.usda.gov/animal\\_health/acah/](http://www.aphis.usda.gov/animal_health/acah/).

**Public Participation**

This meeting will be a multisite teleconference. Public attendees may join the call in "listen-only" mode. Members of the public who wish to listen in on the teleconference may do so by dialing 1-888-790-3291, followed by a public passcode, 1411045.

APHIS also plans to allow public access through Twitter during this teleconference. Questions and comments may be submitted for the Committee's consideration before the teleconference once the SACAH Twitter account has been established. The account name and instructions for participation via Twitter will be published on the SACAH Web site.

Questions and written comments may also be submitted up to 5 working days in advance of the teleconference. They can be sent via e-mail to *SACAH.Management@aphis.usda.gov* or mailed to the person listed under **FOR FURTHER INFORMATION CONTACT** at the beginning of this notice.

This notice of the meeting agenda is given pursuant to section 10 of the

Federal Advisory Committee Act (5 U.S.C. App. 2).

Done in Washington, DC, this 8th day of September 2011.

**Kevin Shea,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 2011-23727 Filed 9-15-11; 8:45 am]

**BILLING CODE 3410-34-P**

**CONSUMER PRODUCT SAFETY COMMISSION**

**16 CFR Chapter II**

**[Docket No. CPSC-2010-0087]**

**Petition Requesting Regulations Restricting Cadmium in Children's Products**

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice.

**SUMMARY:** The Consumer Product Safety Commission ("Commission" or "CPSC" or "we") has received a petition requesting standards restricting cadmium in children's products, especially toy metal jewelry. On September 6, 2011, the Commission granted the petition and directed CPSC staff to begin drafting a proposed rule unless a voluntary standard for cadmium in children's jewelry is published by ASTM International, Inc. ("ASTM") within three months after September 16, 2011. If a voluntary standard for cadmium in children's jewelry is published by ASTM within this timeframe, then CPSC staff is directed to assess the adequacy of the voluntary standard and whether there is substantial compliance with the voluntary standard and based on these assessments make a recommendation on the disposition of this petition within nine months after September 16, 2011.

In addition, the Commission granted the petition and directed CPSC staff to begin drafting a proposed rule unless a voluntary standard for cadmium in children's toy jewelry is published by ASTM within three months after September 16, 2011. If a voluntary standard for cadmium in children's toy jewelry is published by ASTM within this timeframe, then CPSC staff is directed to assess the adequacy of the voluntary standard and whether there is substantial compliance with the voluntary standard and based on these assessments make a recommendation on the disposition of this petition within nine months after September 16, 2011.

**FOR FURTHER INFORMATION CONTACT:** Rocky Hammond, Office of the