

CA, produced an estimated 261 acres valued at \$1.5 million. Fennel imports will directly compete with domestic production, and domestic producers may lose market share. Domestic consumers will benefit if increased competition results in lower prices. The costs associated with imports will likely be borne by a small group of domestic producers, while the more diffuse group of consumers will enjoy the benefits. Benefits enjoyed by consumers will likely be too small to be measured or even noticed.

Rambutan from Honduras. There are no data available on the production of rambutan in the United States. Honduras reported that there are over 125 growers of rambutan in that country. Honduras estimated that it would export 1,500 metric tons of rambutan from 250 hectares of rambutan that will be in production in 2003.

Persimmons from the Republic of Korea. In the United States, persimmons are a specialty crop produced on a small scale mainly in California and Texas; thus, no data on the U.S. production of persimmons are available. Therefore, we were unable to determine the effect this final rule would have on U.S. producers or consumers of persimmons. In 2000, South Korea produced 288,000 metric tons of persimmons, imported 2 metric tons, and exported 4,258 metric tons.

Yam-bean from Nicaragua. There are no data available regarding production of yam-bean or Jicama root in the United States. While the production of yam-bean or Jicama root in Nicaragua has remained stable for the past 3 years at approximately 133,000 metric tons per year, we are unable to determine the effect that imports of yam-bean will have on U.S. producers or consumers.

This rule contains various recordkeeping requirements, which were described in our proposed rule, and which have been approved by the Office of Management and Budget (see "Paperwork Reduction Act" below).

Executive Order 12988

This final rule allows certain fruits and vegetables to be imported into the United States from certain parts of the world. State and local laws and regulations regarding the importation of fruits and vegetables under this rule will be preempted while the fruits and vegetables are in foreign commerce. Fresh fruits and vegetables are generally imported for immediate distribution and sale to the consuming public and remain in foreign commerce until sold to the ultimate consumer. The question of when foreign commerce ceases in other cases must be addressed on a case-by-case basis. No retroactive effect will

be given to this rule, and this rule will not require administrative proceedings before parties may file suit in court challenging this rule.

Paperwork Reduction Act

In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), the information collection or recordkeeping requirements included in this rule have been approved by the Office of Management and Budget (OMB) under OMB control number 0579-0210.

Government Paperwork Elimination Act Compliance

The Animal and Plant Health Inspection Service is committed to compliance with the Government Paperwork Elimination Act (GPEA), which requires Government agencies in general to provide the public the option of submitting information or transacting business electronically to the maximum extent possible. For information pertinent to GPEA compliance related to this rule, please contact Mrs. Celeste Sickles, APHIS' Information Collection Coordinator, at (301) 734-7477.

List of Subjects

7 CFR Part 300

Incorporation by reference, Plant diseases and pests, Quarantine.

7 CFR Part 319

Bees, Coffee, Cotton, Fruits, Honey, Imports, Incorporation by reference, Logs, Nursery stock, Plant diseases and pests, Quarantine, Reporting and recordkeeping requirements, Rice, Vegetables.

■ Accordingly, we are amending 7 CFR parts 300 and 319 as follows:

PART 300—INCORPORATION BY REFERENCE

■ 1. The authority citation for part 300 continues to read as follows:

Authority: 7 U.S.C. 7701-7772; 7 CFR 2.22, 2.80, and 371.3.

■ 2. In § 300.1, paragraph (a) is amended as follows:

■ a. In paragraph (a)(5), by removing "T107-a," and by removing the word "and" after the words "September 2002;"

■ b. In paragraph (a)(6), by removing the period and adding the word "; and" in its place.

■ c. By adding a new paragraph (a)(7) to read as follows:

§ 300.1 Plant Protection and Quarantine Treatment Manual.

(a) * * *

(7) Treatments T106-e, T107-a, and T107-j, dated April 2003.

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■ 3. A new § 300.5 is added to read as follows:

§ 300.5 International Standards for Phytosanitary Measures.

(a) The International Standards for Phytosanitary Measures Publication No. 4, "Requirements for the Establishment of Pest Free Areas," which was published February 1996 by the International Plant Protection Convention of the United Nations' Food and Agriculture Organization has been approved for incorporation by reference in 7 CFR chapter III by the Director of the Office of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51.

(b) *Availability.* Copies of International Standards for Phytosanitary Measures Publication No. 4:

(1) Are available for inspection at the Office of the Federal Register Library, 800 North Capitol Street NW., Suite 700, Washington, DC; or

(2) May be obtained by writing to Phytosanitary Issues Management, Operational Support, PPQ, APHIS, 4700 River Road Unit 140, Riverdale, MD 20737-1236; or

(3) May be viewed on the APHIS Web site at <http://www.aphis.usda.gov/ppq/pim/standards/>. PART≤

PART 319—FOREIGN QUARANTINE NOTICES

■ 4. The authority citation for part 319 is revised to read as follows:

Authority: 7 U.S.C. 450 and 7701-7760; 21 U.S.C. 136 and 136a; 7 CFR 2.22, 2.80, and 371.3.

§ 319.37-5 [Amended]

■ 5. In § 319.37-5, paragraph (b)(3)(xlii), the word "*necatrix*" is removed and the word "*necatrix*" is added in its place.

§ 319.56 [Amended]

■ 6. In § 319.56, paragraph (a)(2), the words "injurious insects, including fruit and melon flies (Tephritidae)" are removed and the words "quarantine pests" are added in their place.

§ 319.56a [Amended]

■ 7. In § 319.56a, paragraph (b), the citations "§§ 319.56-3 and 319.56-4" are removed and the citation "§ 319.56-3" is added in their place.

■ 8. Section 319.56-1 is amended by adding, in alphabetical order, new definitions for *field*, *general permit*, *permit*, *place of production*, *production*