

intergovernmental consultation with State and local officials. (See 7 CFR part 3015, subpart V, and final rule related notice published at 48 FR 29114, June 24, 1983.)

This notice imposes no new reporting or recordkeeping provisions that are subject to Office of Management and Budget review in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3507). This action is not a rule as defined by the Regulatory Flexibility Act (5 U.S.C. 601–612) and thus is exempt from the provisions of that Act. This notice has been determined to be exempt under Executive Order 12866.

#### **National Average Minimum Value of Donated Foods for the Period July 1, 2002 through June 30, 2003**

This notice implements mandatory provisions of sections 6(c), 14(f) and 17(h)(1) (B) of the National School Lunch Act (the Act) (42 U.S.C. 1755(c), 1762a(f), and 1766(h)(1)(B)). Section 6(c)(1)(A) of the Act establishes the national average value of donated food assistance to be given to States for each lunch served in NSLP at 11.00 cents per meal. Pursuant to Section 6(c)(1)(B), this amount is subject to annual adjustments as of July 1 of each year to reflect changes in a three-month average value of the Price Index for Foods Used in Schools and Institutions for March, April, and May each year (Price Index). Section 17(h)(1)(B) of the Act provides that the same value of donated foods (or cash in lieu of donated foods) for school lunches shall also be established for lunches and suppers served in the Child and Adult Care Food Program. Notice is hereby given that the national average minimum value of donated foods, or cash in lieu thereof, per lunch under NSLP (7 CFR part 210) and per lunch and supper under the Child and Adult Care Food Program (7 CFR part 226) shall be 15.25 cents for the period July 1, 2002 through June 30, 2003.

The Price Index is computed using five major food components in the Bureau of Labor Statistics Producer Price Index (cereal and bakery products; meats, poultry and fish; dairy products; processed fruits and vegetables; and fats and oils). Each component is weighted using the relative weight as determined by the Bureau of Labor Statistics. The value of food assistance is adjusted each July 1 by the annual percentage change in a three-month average value of the Price Index for March, April and May each year. The three-month average of the Price Index decreased by 2.1 percent from 136.60 for March, April and May of 2001 to 133.79 for the same three months in 2002. When computed on the basis of unrounded data and rounded to

the nearest one-quarter cent, the resulting national average for the period July 1, 2002 through June 30, 2003 will be 15.25 cents per meal. This is an decrease of .25 cents from the school year 2002 rate.

In addition to the 15.25 cents per meal, Congress has authorized additional funds to be used to purchase foods under section 6(e) of the Act (42 U.S.C. 1755(e)). Therefore, for this school year, schools will receive more than 15.25 cents per meal in commodities.

Section 14(f) of the Act provides that commodity only schools shall be eligible to receive donated foods equal in value to the sum of the national average value of donated foods established under section 6(c) of the Act and the national average payment established under section 4 of the Act (42 U.S.C. 1753). Such schools are eligible to receive up to 5 cents per meal of this value in cash for processing and handling expenses related to the use of such commodities.

Commodity only schools are defined in section 12(d)(2) of the Act (42 U.S.C. 1760(d)(2)) as “schools that do not participate in the school lunch program under this Act, but which receive commodities made available by the Secretary for use by such schools in nonprofit lunch programs.” For the 2003 school year, commodity only schools shall be eligible to receive donated food assistance valued at 35.25 cents for each free, reduced price, and paid lunch served. This amount is based on the sum of the Section 6(c) level of assistance announced in this notice and the adjusted section 4 minimum national average payment factor for school year 2003. The section 4 factor for commodity only schools does not include the two cents per lunch increase for schools where 60 percent of the lunches served in the school lunch program in the second preceding school year were served free or at reduced prices, because that increase is applicable only to schools participating in the NSLP.

**Authority:** Sections 6(c)(1)(A) and (B), 6(e)(1), 14(f) and 17(h)(1) (B) of the National School Lunch Act, as amended (42 U.S.C. 1755(c)(1)(A) and (B) and 6(e)(1), 1762a(f), and 1766(h)(1)(B)).

Dated: July 5, 2002.

**Roberto Salazar,**

*Administrator, Food and Nutrition Service.*  
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## **DEPARTMENT OF AGRICULTURE**

### **Forest Service**

#### **Black Hills National Forest, Mystic Ranger District, SD, Prairie Project Area Proposal and Analysis**

**AGENCY:** Forest Service, USDA.

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

**SUMMARY:** The Forest Service will prepare an environmental impact statement on a proposal to implement multiple resource management actions within the Prairie Project Area as directed by the Black Hills National Forest Land and Resource Management Plan. The Prairie Project Area covers about 29,000 acres of National Forest System land and about 6,300 acres of interspersed private land within the lower Rapid Creek watershed directly west of Rapid City, South Dakota. Proposed actions include: *Promoting natural fuel breaks* (via vegetation treatment) to reduce potential for large-scale intense wildfire; *Reduction of fuels* that currently exist and fuel created by vegetation treatment within the wildland-urban interface; *Wildlife habitat improvement* to protect critical big game winter range and habitat for a variety of plant and animal species; Supporting the preceding actions using *Vegetation treatments* on an estimated 8,000 acres to reduce the density of pine trees and restore hardwoods; *Providing a mix of motorized and non-motorized use opportunities*.

**DATES:** Comments concerning the scope of the analysis must be received by August 19, 2002. The draft environmental impact statement is expected to be available for public review by November 2002 and the final environmental impact statement is expected to be completed by March 2003.

**ADDRESSES:** Send written comments to Robert J. Thompson, District Ranger, Black Hills National Forest, Mystic Ranger District, 803 Soo San Drive, Rapid City, South Dakota 57702. Telephone Number: (605) 343–1567. e-mail: [mailroom\\_r2\\_blackhills@fs.fed.us](mailto:mailroom_r2_blackhills@fs.fed.us). With “Prairie” as subject.

**FOR FURTHER INFORMATION CONTACT:** Phill Grumstrup, Project coordinator, Black Hills National Forest, Mystic Ranger District, at above address, phone (605) 343–1567.

**SUPPLEMENTARY INFORMATION:** The actions proposed are in direct response to management direction provided by the Black Hills National Forest Land and Resource Management Plan (Forest

Plan). The site specific actions are designed based on Forest Plan Standards and Guidelines to promote existing resource conditions in the Prairie Project Area toward meeting Forest Plan Goals and Objectives. The project area lies along the east side of the Black Hills National Forest and directly west of Rapid City, South Dakota. Anticipated issues include: fire and fuels hazard in the wildland-urban interface; support and opposition to vegetation treatment such as timber harvest; impacts of vegetation treatment and multiple forest uses on wildlife habitat; conflicting motorized and non-motorized use and travel management issues; maintaining and improving developed and dispersed recreation opportunities.

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

The purpose of and need for the actions proposed in the Prairie Project is to: Reduce the potential for large-scale intense wildfire, reduce fuel loads and assure access for fire protection; Protect big game winter range and provide habitat for a variety of plant and animal species; and provide for a variety of recreation opportunities including motorized and non-motorized uses while moving toward or meeting related Forest Plan Goals and Objectives, consistent with Forest Plan Standards and Guidelines.

#### **Proposed Action**

Proposed actions include the following:

- Reduce the potential for large-scale, intense wildfire by developing and maintaining natural fuel breaks. This action includes thinning the forest, removing conifers from hardwood stands such as aspen, bur oak and birch and by expanding and/or creating meadows.
- Reduce the amount of fuel that currently exists and fuel created by vegetation treatment activities. Treatment could include lopping, chipping, crushing, piling and burning; construction of up to 30 miles of constructed fuel breaks adjacent to private property, particularly those properties with houses and subdivisions; and prescribed burning of up to 4,000 acres to reduce fuels and benefit wildlife habitat.
- Manage big game winter range by providing opening for forage and protecting game animals during the critical winter period over a large portion of the area by expanding area closures to off-road motorized use seasonally or year-round.
- Support the preceding actions by treating up to 8,000 acres of vegetation

to reduce the density of pine trees. This may be done by using commercial timber harvest to thin out commercial size trees and using other methods to thin small, non-commercial size trees. Thinning trees will reduce the potential for spreading crown fires by providing fuel breaks, lessening the risk from insects and disease, improving stand growth and vigor, and providing wood-fiber products for the local economy.

- Provide a mix of motorized and non-motorized opportunities in the area by designating some areas for off-road ATV/4-wheeler use and other areas for non-motorized uses such as hiking, mountain biking and walk-in hunting.

#### **Responsible Official**

John C. Twiss, Forest Supervisor,  
Black Hills National Forest, Highway  
385 North RR 2, Box 200, Custer, SD  
57730.

#### **Nature of Decision To Be Made**

The decision to be made is whether or not to implement the proposed action or alternatives at this time.

#### **Scoping Process**

Comments and input regarding the proposal will be requested via direct mailing from the public, other groups and agencies during the 30-day (plus) public comment period in July and August 2002. Also, response to the draft EIS will be sought from the interested public in November-December 2002.

#### **Comment Requested**

This notice of intent initiates the scoping process which guides the development of the environmental impact statement. It is our desire to involve interested parties and especially adjacent landowners in identifying the issues related to proposed activities. Comments will assist the planning team identify key issues and opportunities used to develop project alternatives and mitigation measures.

#### **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 for 45 days (beginning around November 1, 2002) 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, 533 (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 substantive 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.

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

Dated: July 8, 2002.

**John C. Twiss,**

*Forest Supervisor.*

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## **DEPARTMENT OF AGRICULTURE**

### **Forest Service**

#### **Glenn/Colusa County Resource Advisory Committee**

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of meeting.

**SUMMARY:** The Glenn/Colusa County Resource Advisory Committee (RAC) will hold a meeting.