

copies of their views to USDA/AMS/Dairy Programs, Order Formulation Branch, Room 2971, South Building, P.O. Box 96456, Washington, DC 20090-6456 by April 26, 1999. The period for filing comments is limited to 7 days because a longer period would not provide the time needed to complete the required procedures and include April in the temporary revision period.

All written submissions made pursuant to this notice will be made available for public inspection in the Dairy Programs offices during regular business hours (7 CFR 1.27(b)).

Statement of Consideration

The provision proposed to be revised is the percentage of a supply plant's receipts required to be shipped to pool distributing plants pursuant to § 1079.7(b) of the Iowa Federal milk marketing order (Order 79). As proposed, the percentage of a supply plant's receipts that must be shipped to pool distributing plants (fluid milk plants) if the supply plant is to be considered a pool plant would be decreased by the maximum allowable 10 percentage points, from 20 percent to 10 percent, for the period April 1, 1999, through August 31, 1999.

Section 1079.7(b)(1) of the Iowa milk marketing order allows the Deputy Administrator, Dairy Programs, to reduce or increase a pool supply plant's minimum shipping requirement by up to 10 percentage points to prevent uneconomic milk shipments or to assure an adequate supply of milk for fluid use.

Beatrice Cheese, Inc. (Beatrice), a proprietary manufacturer of dairy products in Fredericksburg, Iowa, is regulated under Order 79 as a pool supply plant. Beatrice requested that the shipping percentage be reduced by 10 percentage points for the months of April through August 1999. The handler's request states that this decrease is warranted due to the fact that current raw milk supplies available for fluid use from outside of Iowa's traditional procurement area exceed the needs of the fluid milk plants in Federal Order 79 and that these available supplies have replaced milk shipped to distributing plants by Beatrice. Beatrice states that if the pool supply shipping percentages remain unchanged, the milk of dairymen who historically have supplied the Iowa market will not be able to continue to be pooled under the Federal Order, and Beatrice will be forced to move milk uneconomically.

In view of the current supply and demand relationship, it may be necessary to decrease the shipping percentage requirements for pool supply plants as proposed to provide for the

efficient and economic marketing of milk during the months of April through August 1999.

List of Subjects in 7 CFR Part 1079

Milk marketing orders.

The authority citation for 7 CFR Part 1079 continues to read as follows:

Authority: 7 U.S.C. 601-674.

Dated: April 14, 1999.

Richard M. McKee,

Deputy Administrator, Dairy Programs.

[FR Doc. 99-9850 Filed 4-16-99; 8:45 am]

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DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 1205

[CN-99-002]

1999 Proposed Amendment to Cotton Board Rules and Regulations Adjusting Supplemental Assessment on Imports

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed rule.

SUMMARY: The Agricultural Marketing Service (AMS) is proposing to amend the Cotton Board Rules and Regulations by lowering the value assigned to imported cotton for the purpose of calculating supplemental assessments collected for use by the Cotton Research and Promotion Program. This adjustment is required by this regulation on an annual basis to ensure that the assessments collected on imported cotton and the cotton content of imported products remain similar to those paid on domestically produced cotton.

DATES: Comments must be received on or before May 19, 1999.

ADDRESSES: Comments may be mailed to USDA, AMS Cotton Program, STOP 0224, 1400 Independence Avenue, SW, Washington, DC 20250-0224. All comments received will be available for public inspection at this address during the hours 8:00 a.m. to 4:00 p.m. Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Whitney Rick, (202) 720-2259.

SUPPLEMENTARY INFORMATION:

Executive Order 12866

This proposed rule has been determined to be "not significant" for purposes of Executive Order 12866, and, therefore, has not been reviewed by the Office of Management and Budget.

Executive Order 12988

This proposed rule has been reviewed under Executive Order 12988, Civil Justice Reform. It is not intended to have retroactive effect. This proposed rule would not preempt any state or local laws, regulations, or policies, unless they present an irreconcilable conflict with this rule.

The Cotton Research and Promotion Act provides that administrative proceedings must be exhausted before parties may file suit in court. Under Section 12 of the Act, any person subject to an order may file with the Secretary a petition stating that the order, any provision of the plan, or any obligation imposed in connection with the order is not in accordance with law and requesting a modification of the order or to be exempted therefrom. Such person is afforded the opportunity for a hearing on the petition. After the hearing, the Secretary would rule on the petition. The Act provides that the District Court of the United States in any district in which the person is an inhabitant, or has his principal place of business, has jurisdiction to review the Secretary's ruling, provided a complaint is filed within 20 days from the date of the entry of ruling.

Regulatory Flexibility Act

Pursuant to requirements set forth in the Regulatory Flexibility Act (RFA) (5 U.S.C. 601 *et seq.*) AMS has considered the economic impact of this action on small entities and has determined that its implementation will not have a significant economic impact on a substantial number of small businesses.

There are an estimated 16,000 importers who are presently subject to rules and regulations issued pursuant to the Cotton Research and Promotion Order. This proposed rule would affect importers of cotton and cotton-containing products. The majority of these importers are small businesses under the criteria established by the Small Business Administration. This proposed rule would lower the assessments paid by the importers under the Cotton Research and Promotion Order. Even though the assessment would be lowered, the decrease is small and will not significantly affect small businesses.

The current assessment on imported cotton is \$0.011850 per kilogram of imported cotton. The proposed assessment is \$0.011397, a decrease of \$0.000453 or a 3.8 percent decrease from the current assessment. From January through December 1998 approximately \$20.9 million was collected at the \$0.011850 per kilogram

rate. Should the volume of cotton products imported into the U.S. remain at the same level in 1999, one could expect the decreased assessment to generate \$20.1 million or a 3.8 percent decrease from 1998.

Paperwork Reduction

In compliance with Office of Management and Budget (OMB) regulations (5 CFR part 1320) which implement the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*) the information collection requirements contained in the regulation to be amended have been previously approved by OMB and were assigned control number 0581-0093.

Background

The Cotton Research and Promotion Act Amendments of 1990 enacted by Congress under Subtitle G of Title XIX of the Food, Agriculture, Conservation and Trade Act of 1990 on November 28, 1990, contained two provisions that authorized changes in the funding procedures for the Cotton Research and Promotion Program.

These provisions are: (1) the assessment of imported cotton and cotton products; and (2) termination of the right of cotton producers to demand a refund of assessments.

An amended Cotton Research and Promotion Order was approved by producers and importers voting in a referendum held July 17-26, 1991 and the amended Order was published in the **Federal Register** on December 10, 1991, (56 FR 64470). Proposed rules implementing the amended Order were published in the **Federal Register** on December 17, 1991, (56 FR 65450). Implementing rules were published on July 1 and 2, 1992, (57 FR 29181) and (57 FR 29431), respectively.

This proposed rule would decrease the value assigned to imported cotton in the Cotton Board Rules and Regulations (7 CFR 1205.510(b)(2)). This value is used to calculate supplemental assessments on imported cotton and the cotton content of imported products. Supplemental assessments are the second part of a two-part assessment. The first part of the assessment is levied on the weight of cotton produced or imported at a rate of \$1 per bale of cotton which is equivalent to 500

pounds or \$1 per 226.8 kilograms of cotton.

Supplemental assessments are levied at a rate of five-tenths of one percent of the value of domestically produced cotton, imported cotton, and the cotton content of imported products. The agency has adopted the practice of assigning the calendar year weighted average price received by U.S. farmers for Upland cotton to represent the value of imported cotton. This is done so that the assessment on domestically produced cotton and the assessment on imported cotton and the cotton content of imported products remain similar. The source for the average price statistic is "Agricultural Prices", a publication of the National Agricultural Statistics Service (NASS) of the Department of Agriculture. Use of the weighted average price figure in the calculation of supplemental assessments on imported cotton and the cotton content of imported products yields an assessment that approximates assessments paid on domestically produced cotton in the prior calendar year.

The current value of imported cotton as published in the **Federal Register** (63 FR 27818) on May 21, 1998, for the purpose of calculating supplemental assessments on imported cotton is \$1.4881 per kilogram. This number was calculated using the annual weighted average price received by farmers for Upland cotton during the calendar year 1997 which was \$0.675 per pound and multiplying by the conversion factor 2.2046. Using the Average Weighted Price Received by U.S. farmers for Upland cotton for the calendar year 1998, which is \$0.634 per pound, the new value of imported cotton is \$1.3977 per kilogram. The amended value is \$0.0904 per kilogram less than the previous value.

An example of the complete assessment formula and how the various figures are obtained is as follows:

- One bale is equal to 500 pounds.
- One kilogram equals 2.2046 pounds.
- One pound equals 0.453597 kilograms.

One Dollar Per Bale Assessment Converted to Kilograms

A 500 pound bale equals 226.8 kg. (500x.453597).

\$1 per bale assessment equals \$0.002000 per pound (1÷500) or \$0.004409 per kg. (1÷226.8)

Supplemental Assessment of 5/10 of One Percent of the Value of the Cotton Converted to Kilograms

The 1998 calendar year weighted average price received by producers for Upland cotton is \$0.634 per pound or \$1.3977 per kg. (0.634x2.2046)=1.3977.

Five tenths of one percent of the average price in kg. equals \$0.006988 per kg. (1.3977x.005).

Total Assessment

The total assessment per kilogram of raw cotton is obtained by adding the \$1 per bale equivalent assessment of \$0.004409 per kg. and the supplemental assessment \$0.006988 per kg. which equals \$0.011397 per kg.

The current assessment on imported cotton is \$0.011850 per kilogram of imported cotton. The proposed assessment is \$0.011397, a decrease of \$0.000453 per kilogram. This decrease reflects the decrease in the Average Weighted Price of Upland Cotton Received by U.S. Farmers during the period January through December 1998.

Since the value of cotton is the basis of the supplemental assessment calculation and the figures shown in the right hand column of the Import Assessment Table 1205.510(b)(3) are a result of such a calculation, the figures in this table have been revised. These figures indicate the total assessment per kilogram due for each Harmonized Tariff Schedule (HTS) number subject to assessment.

One HTS number subject to assessment pursuant to this regulation and found in the assessment table has been changed. In order to maintain consistency between the HTS and the assessment table, the changes to this one number have been incorporated into the assessment table. The last two digits of this number were changed to provide for statistical reporting purposes and involve no physical change to the products they represent. Therefore, the assessment rate is not affected by the change. The assessment rate for the one number has been applied to each of the new replacement numbers in the assessment table. The following table represents the changes:

Old number	New number	Conversion factor	Assessment cents/kg.
6302100010	6302100005	1.1689	1.3322
	6302100008	1.1689	1.3322
	6302100015	1.1689	1.3322

A thirty day period is provided to comment on the changes to the Cotton Board Rules and Regulations proposed herein. This period is deemed appropriate because this proposal would lower the assessments paid by importers under the Cotton Research and Promotion Order. Accordingly, the change proposed in this rule, if adopted, should be implemented as soon as possible.

List of Subjects in 7 CFR Part 1205

Advertising, Agricultural research, Cotton, Marketing agreements,

Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 7 CFR part 1205 is proposed to be amended as follows:

PART 1205—COTTON RESEARCH AND PROMOTION

1. The authority citation for part 1205 continues to read as follows:

Authority: 7 U.S.C. 2101–2118.

2. In § 1205.510, paragraph (b)(2) and the table in paragraph (b)(3)(ii) are revised to read as follows:

§ 1205.510 Levy of assessments.

* * * * *

(b) * * *

(2) The 12-month average of monthly weighted average prices received by U.S. farmers will be calculated annually. Such weighted average will be used as the value of imported cotton for the purpose of levying the supplemental assessment on imported cotton and will be expressed in kilograms. The value of imported cotton for the purpose of levying this supplemental assessment is \$1.3977 per kilogram.

(3) * * *

(i) * * *

IMPORT ASSESSMENT TABLE
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
5201000500	0	1.1397
5201001200	0	1.1397
5201001400	0	1.1397
5201001800	0	1.1397
5201002200	0	1.1397
5201002400	0	1.1397
5201002800	0	1.1397
5201003400	0	1.1397
5201003800	0	1.1397
5204110000	1.1111	1.2663
5204200000	1.1111	1.2663
5205111000	1.1111	1.2663
5205112000	1.1111	1.2663
5205121000	1.1111	1.2663
5205122000	1.1111	1.2663
5205131000	1.1111	1.2663
5205132000	1.1111	1.2663
5205141000	1.1111	1.2663
5205210020	1.1111	1.2663
5205210090	1.1111	1.2663
5205220020	1.1111	1.2663
5205220090	1.1111	1.2663
5205230020	1.1111	1.2663
5205230090	1.1111	1.2663
5205240020	1.1111	1.2663
5205240090	1.1111	1.2663
5205310000	1.1111	1.2663
5205320000	1.1111	1.2663
5205330000	1.1111	1.2663
5205340000	1.1111	1.2663
5205410020	1.1111	1.2663
5205410090	1.1111	1.2663
5205420020	1.1111	1.2663
5205420090	1.1111	1.2663
5205440020	1.1111	1.2663
5205440090	1.1111	1.2663
5206120000	0.5556	0.6332
5206130000	0.5556	0.6332
5206140000	0.5556	0.6332
5206220000	0.5556	0.6332
5206230000	0.5556	0.6332
5206240000	0.5556	0.6332
5206310000	0.5556	0.6332
5207100000	1.1111	1.2663
5207900000	0.5556	0.6332
5208112020	1.1455	1.3055
5208112040	1.1455	1.3055
5208112090	1.1455	1.3055
5208114020	1.1455	1.3055
5208114060	1.1455	1.3055
5208114090	1.1455	1.3055

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
5208118090	1.1455	1.3055
5208124020	1.1455	1.3055
5208124040	1.1455	1.3055
5208124090	1.1455	1.3055
5208126020	1.1455	1.3055
5208126040	1.1455	1.3055
5208126060	1.1455	1.3055
5208126090	1.1455	1.3055
5208128020	1.1455	1.3055
5208128090	1.1455	1.3055
5208130000	1.1455	1.3055
5208192020	1.1455	1.3055
5208192090	1.1455	1.3055
5208194020	1.1455	1.3055
5208194090	1.1455	1.3055
5208196020	1.1455	1.3055
5208196090	1.1455	1.3055
5208224040	1.1455	1.3055
5208224090	1.1455	1.3055
5208226020	1.1455	1.3055
5208226060	1.1455	1.3055
5208228020	1.1455	1.3055
5208230000	1.1455	1.3055
5208292020	1.1455	1.3055
5208292090	1.1455	1.3055
5208294090	1.1455	1.3055
5208296090	1.1455	1.3055
5208298020	1.1455	1.3055
5208312000	1.1455	1.3055
5208321000	1.1455	1.3055
5208323020	1.1455	1.3055
5208323040	1.1455	1.3055
5208323090	1.1455	1.3055
5208324020	1.1455	1.3055
5208324040	1.1455	1.3055
5208325020	1.1455	1.3055
5208330000	1.1455	1.3055
5208392020	1.1455	1.3055
5208392090	1.1455	1.3055
5208394090	1.1455	1.3055
5208396090	1.1455	1.3055
5208398020	1.1455	1.3055
5208412000	1.1455	1.3055
5208416000	1.1455	1.3055
5208418000	1.1455	1.3055
5208421000	1.1455	1.3055
5208423000	1.1455	1.3055
5208424000	1.1455	1.3055
5208425000	1.1455	1.3055
5208430000	1.1455	1.3055
5208492000	1.1455	1.3055
5208494020	1.1455	1.3055
5208494090	1.1455	1.3055
5208496010	1.1455	1.3055
5208496090	1.1455	1.3055
5208498090	1.1455	1.3055
5208512000	1.1455	1.3055
5208516060	1.1455	1.3055
5208518090	1.1455	1.3055
5208523020	1.1455	1.3055
5208523045	1.1455	1.3055
5208523090	1.1455	1.3055
5208524020	1.1455	1.3055
5208524045	1.1455	1.3055
5208524065	1.1455	1.3055
5208525020	1.1455	1.3055
5208530000	1.1455	1.3055
5208592025	1.1455	1.3055
5208592095	1.1455	1.3055
5208594090	1.1455	1.3055

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
5208596090	1.1455	1.3055
5209110020	1.1455	1.3055
5209110035	1.1455	1.3055
5209110090	1.1455	1.3055
5209120020	1.1455	1.3055
5209120040	1.1455	1.3055
5209190020	1.1455	1.3055
5209190040	1.1455	1.3055
5209190060	1.1455	1.3055
5209190090	1.1455	1.3055
5209210090	1.1455	1.3055
5209220020	1.1455	1.3055
5209220040	1.1455	1.3055
5209290040	1.1455	1.3055
5209290090	1.1455	1.3055
5209313000	1.1455	1.3055
5209316020	1.1455	1.3055
5209316035	1.1455	1.3055
5209316050	1.1455	1.3055
5209316090	1.1455	1.3055
5209320020	1.1455	1.3055
5209320040	1.1455	1.3055
5209390020	1.1455	1.3055
5209390040	1.1455	1.3055
5209390060	1.1455	1.3055
5209390080	1.1455	1.3055
5209390090	1.1455	1.3055
5209413000	1.1455	1.3055
5209416020	1.1455	1.3055
5209416040	1.1455	1.3055
5209420020	1.0309	1.1749
5209420040	1.0309	1.1749
5209430030	1.1455	1.3055
5209430050	1.1455	1.3055
5209490020	1.1455	1.3055
5209490090	1.1455	1.3055
5209516035	1.1455	1.3055
5209516050	1.1455	1.3055
5209520020	1.1455	1.3055
5209590025	1.1455	1.3055
5209590040	1.1455	1.3055
5209590090	1.1455	1.3055
5210114020	0.6873	0.7833
5210114040	0.6873	0.7833
5210116020	0.6873	0.7833
5210116040	0.6873	0.7833
5210116060	0.6873	0.7833
5210118020	0.6873	0.7833
5210120000	0.6873	0.7833
5210192090	0.6873	0.7833
5210214040	0.6873	0.7833
5210216020	0.6873	0.7833
5210216060	0.6873	0.7833
5210218020	0.6873	0.7833
5210314020	0.6873	0.7833
5210314040	0.6873	0.7833
5210316020	0.6873	0.7833
5210318020	0.6873	0.7833
5210414000	0.6873	0.7833
5210416000	0.6873	0.7833
5210418000	0.6873	0.7833
5210498090	0.6873	0.7833
5210514040	0.6873	0.7833
5210516020	0.6873	0.7833
5210516040	0.6873	0.7833
5210516060	0.6873	0.7833
5211110090	0.6873	0.7833
5211120020	0.6873	0.7833
5211190020	0.6873	0.7833
5211190060	0.6873	0.7833

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
5211210025	0.6873	0.7833
5211210035	0.4165	0.4747
5211210050	0.6873	0.7833
5211290090	0.6873	0.7833
5211320020	0.6873	0.7833
5211390040	0.6873	0.7833
5211390060	0.6873	0.7833
5211490020	0.6873	0.7833
5211490090	0.6873	0.7833
5211590025	0.6873	0.7833
5212146090	0.9164	1.0444
5212156020	0.9164	1.0444
5212216090	0.9164	1.0444
5509530030	0.5556	0.6332
5509530060	0.5556	0.6332
5513110020	0.4009	0.4569
5513110040	0.4009	0.4569
5513110060	0.4009	0.4569
5513110090	0.4009	0.4569
5513120000	0.4009	0.4569
5513130020	0.4009	0.4569
5513210020	0.4009	0.4569
5513310000	0.4009	0.4569
5514120020	0.4009	0.4569
5516420060	0.4009	0.4569
5516910060	0.4009	0.4569
5516930090	0.4009	0.4569
5601210010	1.1455	1.3055
5601210090	1.1455	1.3055
5601300000	1.1455	1.3055
5602109090	0.5727	0.6527
5602290000	1.1455	1.3055
5602906000	0.526	0.5995
5604900000	0.5556	0.6332
5607902000	0.8889	1.0131
5608901000	1.1111	1.2663
5608902300	1.1111	1.2663
5609001000	1.1111	1.2663
5609004000	0.5556	0.6332
5701104000	0.0556	0.0634
5701109000	0.1111	0.1266
5701901010	1.0444	1.1903
5702109020	1.1	1.2537
5702312000	0.0778	0.0887
5702411000	0.0722	0.0823
5702412000	0.0778	0.0887
5702421000	0.0778	0.0887
5702913000	0.0889	0.1013
5702991010	1.1111	1.2663
5702991090	1.1111	1.2663
5703900000	0.4489	0.5116
5801210000	1.1455	1.3055
5801230000	1.1455	1.3055
5801250010	1.1455	1.3055
5801250020	1.1455	1.3055
5801260020	1.1455	1.3055
5802190000	1.1455	1.3055
5802300030	0.5727	0.6527
5804291000	1.1455	1.3055
5806200010	0.3534	0.4028
5806200090	0.3534	0.4028
5806310000	1.1455	1.3055
5806400000	0.4296	0.4896
5808107000	0.5727	0.6527
5808900010	0.5727	0.6527
5811002000	1.1455	1.3055
6001106000	1.1455	1.3055
6001210000	0.8591	0.9791
6001220000	0.2864	0.3264
6001910010	0.8591	0.9791

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
6001910020	0.8591	0.9791
6001920020	0.2864	0.3264
6001920030	0.2864	0.3264
6001920040	0.2864	0.3264
6002203000	0.8681	0.9894
6002206000	0.2894	0.3298
6002420000	0.8681	0.9894
6002430010	0.2894	0.3298
6002430080	0.2894	0.3298
6002921000	1.1574	1.3191
6002930040	0.1157	0.1319
6002930080	0.1157	0.1319
6101200010	1.0094	1.1504
6101200020	1.0094	1.1504
6102200010	1.0094	1.1504
6102200020	1.0094	1.1504
6103421020	0.8806	1.0036
6103421040	0.8806	1.0036
6103421050	0.8806	1.0036
6103421070	0.8806	1.0036
6103431520	0.2516	0.2867
6103431540	0.2516	0.2867
6103431550	0.2516	0.2867
6103431570	0.2516	0.2867
6104220040	0.9002	1.026
6104220060	0.9002	1.026
6104320000	0.9207	1.0493
6104420010	0.9002	1.026
6104420020	0.9002	1.026
6104520010	0.9312	1.0613
6104520020	0.9312	1.0613
6104622006	0.8806	1.0036
6104622011	0.8806	1.0036
6104622016	0.8806	1.0036
6104622021	0.8806	1.0036
6104622026	0.8806	1.0036
6104622028	0.8806	1.0036
6104622030	0.8806	1.0036
6104622060	0.8806	1.0036
6104632006	0.3774	0.4301
6104632011	0.3774	0.4301
6104632026	0.3774	0.4301
6104632028	0.3774	0.4301
6104632030	0.3774	0.4301
6104632060	0.3774	0.4301
6104692030	0.3858	0.4397
6105100010	0.985	1.1226
6105100020	0.985	1.1226
6105100030	0.985	1.1226
6105202010	0.3078	0.3508
6105202030	0.3078	0.3508
6106100010	0.985	1.1226
6106100020	0.985	1.1226
6106100030	0.985	1.1226
6106202010	0.3078	0.3508
6106202030	0.3078	0.3508
6107110010	1.1322	1.2904
6107110020	1.1322	1.2904
6107120010	0.5032	0.5735
6107210010	0.8806	1.0036
6107220015	0.3774	0.4301
6107220025	0.3774	0.4301
6107910040	1.2581	1.4339
6108210010	1.2445	1.4184
6108210020	1.2445	1.4184
6108310010	1.1201	1.2766
6108310020	1.1201	1.2766
6108320010	0.2489	0.2837
6108320015	0.2489	0.2837
6108320025	0.2489	0.2837

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
6108910005	1.2445	1.4184
6108910015	1.2445	1.4184
6108910025	1.2445	1.4184
6108910030	1.2445	1.4184
6108920030	0.2489	0.2837
6109100005	0.9956	1.1347
6109100007	0.9956	1.1347
6109100009	0.9956	1.1347
6109100012	0.9956	1.1347
6109100014	0.9956	1.1347
6109100018	0.9956	1.1347
6109100023	0.9956	1.1347
6109100027	0.9956	1.1347
6109100037	0.9956	1.1347
6109100040	0.9956	1.1347
6109100045	0.9956	1.1347
6109100060	0.9956	1.1347
6109100065	0.9956	1.1347
6109100070	0.9956	1.1347
6109901007	0.3111	0.3546
6109901009	0.3111	0.3546
6109901049	0.3111	0.3546
6109901050	0.3111	0.3546
6109901060	0.3111	0.3546
6109901065	0.3111	0.3546
6109901090	0.3111	0.3546
6110202005	1.1837	1.3491
6110202010	1.1837	1.3491
6110202015	1.1837	1.3491
6110202020	1.1837	1.3491
6110202025	1.1837	1.3491
6110202030	1.1837	1.3491
6110202035	1.1837	1.3491
6110202040	1.1574	1.3191
6110202045	1.1574	1.3191
6110202065	1.1574	1.3191
6110202075	1.1574	1.3191
6110909022	0.263	0.2997
6110909024	0.263	0.2997
6110909030	0.3946	0.4497
6110909040	0.263	0.2997
6110909042	0.263	0.2997
6111201000	1.2581	1.4339
6111202000	1.2581	1.4339
6111203000	1.0064	1.147
6111205000	1.0064	1.147
6111206010	1.0064	1.147
6111206020	1.0064	1.147
6111206030	1.0064	1.147
6111206040	1.0064	1.147
6111305020	0.2516	0.2867
6111305040	0.2516	0.2867
6112110050	0.7548	0.8602
6112120010	0.2516	0.2867
6112120030	0.2516	0.2867
6112120040	0.2516	0.2867
6112120050	0.2516	0.2867
6112120060	0.2516	0.2867
6112390010	1.1322	1.2904
6112490010	0.9435	1.0753
6114200005	0.9002	1.026
6114200010	0.9002	1.026
6114200015	0.9002	1.026
6114200020	1.286	1.4657
6114200040	0.9002	1.026
6114200046	0.9002	1.026
6114200052	0.9002	1.026
6114200060	0.9002	1.026
6114301010	0.2572	0.2931
6114301020	0.2572	0.2931

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
6114303030	0.2572	0.2931
6115198010	1.0417	1.1872
6115929000	1.0417	1.1872
6115936020	0.2315	0.2638
6116101300	0.3655	0.4166
6116101720	0.8528	0.9719
6116926420	1.0965	1.2497
6116926430	1.2183	1.3885
6116926440	1.0965	1.2497
6116928800	1.0965	1.2497
6117809510	0.9747	1.1109
6117809540	0.3655	0.4166
6201121000	0.948	1.0804
6201122010	0.8953	1.0204
6201122050	0.6847	0.7804
6201122060	0.6847	0.7804
6201134030	0.2633	0.3001
6201921000	0.9267	1.0562
6201921500	1.1583	1.3201
6201922010	1.0296	1.1734
6201922021	1.2871	1.4669
6201922031	1.2871	1.4669
6201922041	1.2871	1.4669
6201922051	1.0296	1.1734
6201922061	1.0296	1.1734
6201931000	0.3089	0.3521
6201933511	0.2574	0.2934
6201933521	0.2574	0.2934
6201999060	0.2574	0.2934
6202121000	0.9372	1.0681
6202122010	1.1064	1.261
6202122025	1.3017	1.4835
6202122050	0.8461	0.9643
6202122060	0.8461	0.9643
6202134005	0.2664	0.3036
6202134020	0.333	0.3795
6202921000	1.0413	1.1868
6202921500	1.0413	1.1868
6202922026	1.3017	1.4835
6202922061	1.0413	1.1868
6202922071	1.0413	1.1868
6202931000	0.3124	0.356
6202935011	0.2603	0.2967
6202935021	0.2603	0.2967
6203122010	0.1302	0.1484
6203221000	1.3017	1.4835
6203322010	1.2366	1.4094
6203322040	1.2366	1.4094
6203332010	0.1302	0.1484
6203392010	1.1715	1.3352
6203399060	0.2603	0.2967
6203422010	0.9961	1.1353
6203422025	0.9961	1.1353
6203422050	0.9961	1.1353
6203422090	0.9961	1.1353
6203424005	1.2451	1.419
6203424010	1.2451	1.419
6203424015	0.9961	1.1353
6203424020	1.2451	1.419
6203424025	1.2451	1.419
6203424030	1.2451	1.419
6203424035	1.2451	1.419
6203424040	0.9961	1.1353
6203424045	0.9961	1.1353
6203424050	0.9238	1.0529
6203424055	0.9238	1.0529
6203424060	0.9238	1.0529
6203431500	0.1245	0.1419
6203434010	0.1232	0.1404
6203434020	0.1232	0.1404

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
6203434030	0.1232	0.1404
6203434040	0.1232	0.1404
6203498045	0.249	0.2838
6204132010	0.1302	0.1484
6204192000	0.1302	0.1484
6204198090	0.2603	0.2967
6204221000	1.3017	1.4835
6204223030	1.0413	1.1868
6204223040	1.0413	1.1868
6204223050	1.0413	1.1868
6204223060	1.0413	1.1868
6204223065	1.0413	1.1868
6204292040	0.3254	0.3709
6204322010	1.2366	1.4094
6204322030	1.0413	1.1868
6204322040	1.0413	1.1868
6204423010	1.2728	1.4506
6204423030	0.9546	1.088
6204423040	0.9546	1.088
6204423050	0.9546	1.088
6204423060	0.9546	1.088
6204522010	1.2654	1.4422
6204522030	1.2654	1.4422
6204522040	1.2654	1.4422
6204522070	1.0656	1.2145
6204522080	1.0656	1.2145
6204533010	0.2664	0.3036
6204594060	0.2664	0.3036
6204622010	0.9961	1.1353
6204622025	0.9961	1.1353
6204622050	0.9961	1.1353
6204624005	1.2451	1.419
6204624010	1.2451	1.419
6204624020	0.9961	1.1353
6204624025	1.2451	1.419
6204624030	1.2451	1.419
6204624035	1.2451	1.419
6204624040	1.2451	1.419
6204624045	0.9961	1.1353
6204624050	0.9961	1.1353
6204624055	0.9854	1.1231
6204624060	0.9854	1.1231
6204624065	0.9854	1.1231
6204633510	0.2546	0.2902
6204633530	0.2546	0.2902
6204633532	0.2437	0.2777
6204633540	0.2437	0.2777
6204692510	0.249	0.2838
6204692540	0.2437	0.2777
6204699044	0.249	0.2838
6204699046	0.249	0.2838
6204699050	0.249	0.2838
6205202015	0.9961	1.1353
6205202020	0.9961	1.1353
6205202025	0.9961	1.1353
6205202030	0.9961	1.1353
6205202035	1.1206	1.2771
6205202046	0.9961	1.1353
6205202050	0.9961	1.1353
6205202060	0.9961	1.1353
6205202065	0.9961	1.1353
6205202070	0.9961	1.1353
6205202075	0.9961	1.1353
6205302010	0.3113	0.3548
6205302030	0.3113	0.3548
6205302040	0.3113	0.3548
6205302050	0.3113	0.3548
6205302070	0.3113	0.3548
6205302080	0.3113	0.3548
6206100040	0.1245	0.1419

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
6206303010	0.9961	1.1353
6206303020	0.9961	1.1353
6206303030	0.9961	1.1353
6206303040	0.9961	1.1353
6206303050	0.9961	1.1353
6206303060	0.9961	1.1353
6206403010	0.3113	0.3548
6206403030	0.3113	0.3548
6206900040	0.249	0.2838
6207110000	1.0852	1.2368
6207199010	0.3617	0.4122
6207210010	1.1085	1.2634
6207210030	1.1085	1.2634
6207220000	0.3695	0.4211
6207911000	1.1455	1.3055
6207913010	1.1455	1.3055
6207913020	1.1455	1.3055
6208210010	1.0583	1.2061
6208210020	1.0583	1.2061
6208220000	0.1245	0.1419
6208911010	1.1455	1.3055
6208911020	1.1455	1.3055
6208913010	1.1455	1.3055
6209201000	1.1577	1.3194
6209203000	0.9749	1.1111
6209205030	0.9749	1.1111
6209205035	0.9749	1.1111
6209205040	1.2186	1.3888
6209205045	0.9749	1.1111
6209205050	0.9749	1.1111
6209303020	0.2463	0.2807
6209303040	0.2463	0.2807
6210109010	0.2291	0.2611
6210403000	0.0391	0.0446
6210405020	0.4556	0.5192
6211111010	0.1273	0.1451
6211111020	0.1273	0.1451
6211118010	1.1455	1.3055
6211118020	1.1455	1.3055
6211320007	0.8461	0.9643
6211320010	1.0413	1.1868
6211320015	1.0413	1.1868
6211320030	0.9763	1.1127
6211320060	0.9763	1.1127
6211320070	0.9763	1.1127
6211330010	0.3254	0.3709
6211330030	0.3905	0.4451
6211330035	0.3905	0.4451
6211330040	0.3905	0.4451
6211420010	1.0413	1.1868
6211420020	1.0413	1.1868
6211420025	1.1715	1.3352
6211420060	1.0413	1.1868
6211420070	1.1715	1.3352
6211430010	0.2603	0.2967
6211430030	0.2603	0.2967
6211430040	0.2603	0.2967
6211430050	0.2603	0.2967
6211430060	0.2603	0.2967
6211430066	0.2603	0.2967
6212105020	0.2412	0.2749
6212109010	0.9646	1.0994
6212109020	0.2412	0.2749
6212200020	0.3014	0.3435
6212900030	0.1929	0.2198
6213201000	1.1809	1.3459
6213202000	1.0628	1.2113
6213901000	0.4724	0.5384
6214900010	0.9043	1.0306
6216000800	0.2351	0.2679

IMPORT ASSESSMENT TABLE—Continued
[Raw Cotton Fiber]

HTS No.	Conventional factors	Cents/kg.
6216001720	0.6752	0.7695
6216003800	1.2058	1.3743
6216004100	1.2058	1.3743
6217109510	1.0182	1.1604
6217109530	0.2546	0.2902
6301300010	0.8766	0.9991
6301300020	0.8766	0.9991
6302100005	1.1689	1.3322
6302100008	1.1689	1.3322
6302100015	1.1689	1.3322
6302215010	0.8182	0.9325
6302215020	0.8182	0.9325
6302217010	1.1689	1.3322
6302217020	1.1689	1.3322
6302217050	1.1689	1.3322
6302219010	0.8182	0.9325
6302219020	0.8182	0.9325
6302219050	0.8182	0.9325
6302222010	0.4091	0.4663
6302222020	0.4091	0.4663
6302313010	0.8182	0.9325
6302313050	1.1689	1.3322
6302315050	0.8182	0.9325
6302317010	1.1689	1.3322
6302317020	1.1689	1.3322
6302317040	1.1689	1.3322
6302317050	1.1689	1.3322
6302319010	0.8182	0.9325
6302319040	0.8182	0.9325
6302319050	0.8182	0.9325
6302322020	0.4091	0.4663
6302322040	0.4091	0.4663
6302402010	0.9935	1.1323
6302511000	0.5844	0.666
6302512000	0.8766	0.9991
6302513000	0.5844	0.666
6302514000	0.8182	0.9325
6302600010	1.1689	1.3322
6302600020	1.052	1.199
6302600030	1.052	1.199
6302910005	1.052	1.199
6302910015	1.1689	1.3322
6302910025	1.052	1.199
6302910035	1.052	1.199
6302910045	1.052	1.199
6302910050	1.052	1.199
6302910060	1.052	1.199
6303110000	0.9448	1.0768
6303910000	0.6429	0.7327
6304111000	1.0629	1.2114
6304190500	1.052	1.199
6304191000	1.1689	1.3322
6304191500	0.4091	0.4663
6304192000	0.4091	0.4663
6304910020	0.9351	1.0657
6304920000	0.9351	1.0657
6505901540	1.181	1.346
6505902060	0.9935	1.1323
6505902545	0.5844	0.666

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Dated: April 13, 1999.

Enrique E. Figueroa,*Administrator, Agricultural Marketing Service.*

[FR Doc. 99-9634 Filed 4-16-99; 8:45 am]

BILLING CODE 3410-02-P

NORTHEAST DAIRY COMPACT COMMISSION**7 CFR Parts 1306 and 1309****Over-Order Price Regulation****AGENCY:** Northeast Dairy Compact Commission.**ACTION:** Proposed rule; notice of hearing.

SUMMARY: The Northeast Dairy Compact Commission proposes to amend the over-order price regulation to establish a supply management program. The proposed program is an assessment/refund plan under which the Commission would withhold up to the sum of three million dollars per calendar year, at the rate of \$250,000 from each Compact monthly pool. At the end of the Commission's fiscal (calendar) year, the Commission would refund the withheld funds to compact eligible producers who had either reduced their production or only increased production at a rate of one percent or less, as compared to the prior calendar year's production. All eligible producers would receive a flat rate refund amount. In addition to the flat rate refund amount, eligible producers who decreased production would receive a refund based on the hundredweight of milk that the current year's production was less than the prior year's production.

DATES: A public hearing will be held on May 5, 1999 to commence at 9:00 a.m. and to conclude no later than 12:00 p.m. Sworn and notarized written testimony, comments and exhibits may be submitted until 5:00 p.m. on May 19, 1999.

ADDRESSES: The public hearing will be held at Wayfarer Inn, 121 S. River Road, U.S. Route 3, Bedford, New Hampshire. Mail, or deliver, sworn and notarized testimony, comments and exhibits to: Northeast Dairy Compact Commission, 34 Barre Street, Suite 2, Montpelier, Vermont 05602.

FOR FURTHER INFORMATION CONTACT: Kenneth M. Becker, Executive Director, Northeast Dairy Compact Commission at the above address or by telephone at (802) 229-1941, or by facsimile at (802) 229-2028.

SUPPLEMENTARY INFORMATION:**I. Background**

The Northeast Dairy Compact Commission ("Commission") was established under authority of the Northeast Interstate Dairy Compact ("Compact"). The Compact was enacted into law by each of the six participating New England states as follows: Connecticut—Pub. L. 93-320; Maine—Pub. L. 89-437, as amended, Pub. L. 93-274; Massachusetts—Pub. L. 93-370; New Hampshire—Pub. L. 93-336; Rhode Island—Pub. L. 93-106; Vermont—Pub. L. 93-57. In accordance with Article I, Section 10 of the United States Constitution, Congress consented to the Compact in Pub. L. 104-127 (FAIR Act), Section 147, codified at 7 U.S.C. 7256. Subsequently, the United States Secretary of Agriculture, pursuant to 7 U.S.C. 7256(1), authorized implementation of the Compact.

Pursuant to its rulemaking authority under Article V, Section 11 of the Compact, the Commission concluded an informal rulemaking process and voted to adopt a compact over-order price regulation on May 30, 1997.¹ The Commission subsequently amended and extended the compact over-order price regulation.² In 1998, the Commission further amended specific provisions of the over-order price regulation.³ The current compact over-order price regulation is codified at 7 CFR Chapter XIII.

On November 27, 1998, the Commission issued a notice of proposed rulemaking proceedings on several subjects and issues, including whether additional supply management policies and provisions should be incorporated into the over-order price regulation.⁴ The Commission held a public hearing to receive testimony on December 11, 1998 in Boxborough, Massachusetts and comments were received until 5:00 p.m. on December 31, 1998.

On January 13, 1999, the Commission held its deliberative meeting, pursuant to 7 CFR 1361.8, to consider all oral and written comments received at the public hearing and the additional comments received by the Commission's published comment deadline of December 31, 1998, and to deliberate and act on the proposed subjects and issues rulemaking regarding whether additional supply management policies and provisions should be incorporated into the over-order price regulation.⁵ At that meeting, the Commission referred

the supply management issue to its Committee on Regulations and Rulemaking for further study. The Committee was asked to report back to the full Commission no later than the May 1999 meeting with recommendations for addressing supply management and the requirement in Article IV, Section 9(f) of the Compact. That provision requires the Commission, when establishing a compact over-order price, to "take such action as necessary and feasible to ensure that the over-order price does not create an incentive for producers to generate additional supplies of milk."

Since promulgation of the Compact Over-order Price Regulation in 1997, the Commission has closely monitored milk production levels in New England. One of the main goals in initially promulgating the Over-order Price Regulation was to at least stabilize the dairy industry supplying the New England consumer milk markets and to increase the local supply of milk.⁶

In the spring of 1998, the Commission recognized that production levels in New England had increased. The Commission's Committee on Regulations and Rulemaking held five public meetings around New England, to receive informal public comment on various supply management proposals and the Commission's responsibilities under Section 9(f) of the Compact. The Commission also conducted a comprehensive rulemaking proceeding beginning in June 1998, held public hearings in July and September 1998 and promulgated a rule in November to be effective January 1, 1999 which limits the payment of the Compact Over-order producer price to milk disposed of within the Compact regulated area, with a seasonally adjusted allowance for diverted and transferred milk.⁷

Also in 1998, the Commission paid 1.762 million dollars to the Commodity Credit Corporation (CCC), as required by condition 5 of the authorization of the Compact, 7 U.S.C. 7256(5). That provision requires the Commission to compensate the CCC for the cost of any purchases of milk and milk products that result from the projected rate of increase in milk production in the Compact regulated area in excess of the national average rate of the increase in milk production.⁸ The Commission

⁶ 62 FR 23039-40 (April 28, 1997); 62 FR 29635 (May 30, 1997); 62 FR 62814 (Nov. 25, 1997).

⁷ 63 FR 65517 (Nov. 27, 1998).

¹ 62 FR 29626 (May 30, 1997)

² 62 FR 62810 (Nov. 25, 1997)

³ 63 FR 10104 (Feb. 27, 1998); 63 FR 46385 (Sept. 1, 1998); and 63 FR 65517 (Nov. 27, 1998).

⁴ 63 FR 65563 (Nov. 27, 1998).

⁵ 64 FR 533 (Jan. 5, 1999).

⁸ During federal fiscal year 1998, the Compact region enjoyed some of the best milk production conditions in many years, weather was warm and feed prices were low. Many other milk producing areas of the country experienced some of the worst