Agricultural Marketing Service, USDA

1221.127 Confidential treatment.

§ 1221.127 Confidential treatment.

QUALIFICATION OF SORGHUM PRODUCER ORGANIZATIONS

1221.128 Qualification.

MISCELLANEOUS

1221.129 Right of the Secretary.

1221.130 Referenda.

1221.131 Suspension or termination.

1221.132 Proceedings after termination.

1221.133 Effect of termination or amend-

1221.134 Personal liability.

1221.135 Separability.

1221.136 Amendments.

1221.137 Rules and regulations.

1221.138 OMB control numbers.

Subparts B–E [Reserved]


7401.

Source: 73 FR 25407, May 6, 2008, unless

otherwise noted.

Subpart A—Sorghum Promotion,

Research, and Information Order

DEFINITIONS

§ 1221.1 Act.

Act means the Commodity Pro-
motion, Research, and Information Act

of 1996 (7 U.S.C. 7411–7425), and any

amendments thereto.

§ 1221.2 Board.

Board or Sorghum Promotion, Re-
search, and Information Board means

the administrative body established

pursuant to §1221.100, or such other

name as recommended by the Board

and approved by the Secretary.

§ 1221.3 Calendar year.

Calendar year means the 12-month pe-

riod from January 1 through December

31.

§ 1221.4 Certified organization.

Certified organization means any or-

ganization that has been certified by the

Secretary pursuant to this part as eli-
gible to submit nominations for mem-

bership on the Board.

§ 1221.5 Conflict of interest.

Conflict of interest means a situation

in which a representative or employee

of the Board has a direct or indirect fi-

nancial interest in a person or business

that performs a service for, or enters

into a contract with, the Board for

anything of economic value.

§ 1221.6 Crop year.

Crop year means the time period by

which the USDA reports crop produc-
tion for sorghum and is indicated by

the calendar year in which sorghum is

normally harvested.

§ 1221.7 Customs.

Customs means the U.S. Customs and

Border Protection of the U.S. Depart-

ment of Homeland Security.

§ 1221.8 Department.

Department means the United States

Department of Agriculture or any offi-
cer or employee of the USDA to whom

authority has heretofore been dele-
gated, or to whom authority may here-
after be delegated, to act in the Sec-
retary’s stead.

§ 1221.9 First handler.

First handler means the first person

who buys or takes possession (exclud-
ing a common or contract carrier of

sorghum owned by another) of more

than 1,000 bushels of grain sorghum; or

5,000 tons of sorghum forage, sorghum

hay, sorghum haylage, sorghum billets,
or sorghum silage from producers in a

calendar year for marketing. The term

first handler includes a producer who

markets sorghum of the producer’s own

production directly to consumers. In

any case in which sorghum is pledged

as collateral for a loan issued under

any Commodity Credit Corporation

price support loan program and the

sorghum is forfeited by the producer in

lieu of loan repayment, the Commodity

Credit Corporation will be considered a

first handler.

§ 1221.10 Fiscal period.

Fiscal period means the 12-month pe-

riod ending on December 31 or such

other consecutive 12-month period as

shall be recommended by the Board

and approved by the Secretary.

§ 1221.11 Handle.

Handle means to engage in the re-

ceiving or acquiring of sorghum and in