Commodity Credit Corporation, USDA  

§ 1427.1204  

(a) For the purposes of this subpart, eligible ELS cotton is domestically produced baled ELS cotton that is:  

(1) Opened by an eligible domestic user on or after June 18, 2008, or  

(2) Exported by an eligible exporter on or after June 18, 2008, during a Friday through Thursday period in which a payment rate determined under §1427.1207 is in effect, and that meets the requirements of paragraphs (b) and (c) of this section;  

(b) Eligible ELS cotton must be either:  

(1) Baled lint, including baled lint classified by USDA’s Agricultural Marketing Service as Below Grade; or  

(2) Loose.  

(c) Eligible ELS cotton must not be:  

(1) ELS for which a payment, under the provisions of this subpart, has been made available;  

(2) Imported ELS cotton;  

(3) Raw, unprocessed motes; or  

(4) Textile mill wastes; or  

(5) Semi-processed or re-ginned, processed motes.  

[70 FR 67343, Nov. 7, 2005, as amended at 73 FR 65724, Nov. 5, 2008]  

§ 1427.1204 Eligible domestic users and exporters.  

(a) For the purposes of this subpart, the following persons shall be considered eligible domestic users and exporters of ELS cotton:  

(1) A person regularly engaged in the business of opening bales of eligible ELS cotton to manufacturing such cotton into cotton products in the United States (a domestic user), who has entered into an agreement with CCC to participate in the ELS Cotton Competitiveness Payment Program; or  

(2) A person, including a producer or a cooperative marketing association approved under part 1425 of this chapter, regularly engaged in selling eligible ELS cotton for exportation from the United States (an exporter), who has entered into an agreement with CCC to participate in the ELS Cotton Competitiveness Payment Program.