

3. On page 15463, column 1, § 235.6, paragraph (c) is corrected to read as follows:

§ 235.6 Use of Funds.

(c) In addition to State Administrative Expense funds made available specifically for food distribution purposes under § 235.4 (b)(2) and (b)(4), State Administrative Expense funds allocated under § 235.4 (a)(1), (a)(2), (b)(1), (b)(3), and (d), and under (b)(4) for the Child and Adult Care Food Program may be used to assist in the administration of the Food Distribution Program (7 CFR part 250) in schools and institutions which participate in programs governed by parts 210, 220, and 226 of this title when such Food Distribution Program is administered within the State agency and may also be used to pay administrative expenses of a distributing agency, when such agency is other than the State agency and is responsible for administering all or part of such Food Distribution Program.

4. On page 15463, § 235.6, column 1, the paragraph (g) designation is corrected to read (d).

Dated: November 1, 1995.
 William E. Ludwig,
Administrator, Food and Consumer Service.
 [FR Doc. 95-28031 Filed 11-13-95; 8:45 am]
BILLING CODE 3410-30-U

7 CFR Part 248

WIC Farmers' Market Nutrition Program: Correction

AGENCY: Food and Consumer Service, USDA.

ACTION: Final rule; correction.

SUMMARY: The Food and Consumer Service is correcting errors in the regulatory text of the final rule published on September 27, 1995, (60 FR 49739) entitled WIC Farmers' Market Nutrition Program.

EFFECTIVE DATE: November 14, 1995.

FOR FURTHER INFORMATION CONTACT: Barbara Hallman or Debra Whitford, Supplemental Food Programs Division, Food and Consumer Service, USDA, 3101 Park Center Drive, Room 540, Alexandria, Virginia 22302, (703) 305-2730.

SUPPLEMENTARY INFORMATION:

Background

On September 27, 1995, the Department published a final rule amending and finalizing an interim rule that was published on March 11, 1994. The final rule also implemented the nondiscretionary WIC Farmers' Market

Nutrition Program mandates of Public Law 103-448, the Healthy Meals for Healthy Americans Act of 1994. However, the final rule, as published, contained errors in the regulatory text that need correction.

Correction of Publication

Accordingly, the final rule published at 60 FR 49739 on September 27, 1995, is corrected as follows:

1. On page 49748, column 1, § 248.14(i), line 7, "FNS" is corrected to read "FCS".
2. On page 49748, column 1, in amendatory item 9, "second" is corrected to read "first".
3. On page 49748, column 1, § 248.16(f), line 4 is corrected by removing "* * *".
4. On page 49748, column 2, § 248.25(a), line 4, "FNS" is corrected to read "FCS".

Dated: November 2, 1995.
 William E. Ludwig,
Administrator, Food and Consumer Service.
 [FR Doc. 95-28029 Filed 11-13-95; 8:45 am]
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Agricultural Marketing Service

7 CFR Parts 1030, 1065, 1068, 1076 and 1079

[Docket Nos. AO-361-A31, etc.; DA-92-27]

Milk in the Chicago Regional and Other Marketing Areas; Order Amending the Orders

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

7 CFR part	Marketing area	AO Nos.
1030 1065	Chicago Regional Nebraska-West- ern Iowa.	AO-361-A31 AO-86-A50
1068 1076	Upper Midwest ... Eastern South Dakota.	AO-178-A48 AO-260-A32
1079	Iowa	AO-295-A44

SUMMARY: This final rule implements changes in the Federal milk marketing orders for five north central marketing areas based on industry proposals considered at a public hearing. This rule adopts a plan for pricing milk on the basis of its protein and other nonfat solids, as well as butterfat, components. The plan includes adjustments per hundredweight based on the somatic cell count of producer milk used in Class II and Class III, and on payments to producers of all pooled milk. Each of

the amended orders was approved by producers who were eligible to have their milk pooled during the representative month for voting purposes.

EFFECTIVE DATE: January 1, 1996.

FOR FURTHER INFORMATION CONTACT:

Constance M. Brenner, Marketing Specialist, USDA/AMS/Dairy Division, Order Formulation Branch, Room 2968, South Building, P.O. Box 96456, Washington, DC 20090-6456, (202) 720-4829.

SUPPLEMENTARY INFORMATION: This administrative rule is governed by the provisions of Sections 556 and 557 of Title 5 of the United States Code and therefore is excluded from the requirements of Executive Order 12866.

The Regulatory Flexibility Act (5 U.S.C. 601-612) requires the Agency to examine the impact of a proposed rule on small entities. Pursuant to 5 U.S.C. 605(b), the Administrator of the Agricultural Marketing Service has certified that this action will not have a significant economic impact on a substantial number of small entities. The amended orders will promote more orderly marketing of milk by producers and regulated handlers.

This final rule has been reviewed under Executive Order 12778, Civil Justice Reform. This action is not intended to have a retroactive effect. This rule will not preempt any state or local laws, regulations, or policies, unless they present an irreconcilable conflict with this rule.

The Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674) (the Act), provides that administrative proceedings must be exhausted before parties may file suit in court. Under section 608c(15)(A) of the Act, any handler subject to an order may file with the Secretary a petition stating that the order, any provision of the order, or any obligation imposed in connection with the order is not in accordance with the law and requesting a modification of an order or to be exempted from the order. A handler is afforded the opportunity for a hearing on the petition. After a 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 handler is an inhabitant, or is the handler's principal place of business, has jurisdiction in equity to review the Secretary's ruling on the petition, provided a bill in equity is filed not later than 20 days after the date of the entry of the ruling.