

EFFECTIVE DATE: June 25, 1996.

FOR FURTHER INFORMATION CONTACT: Leona Dittus, Director, Emergency and Noninsured Assistance Program Division, FSA, USDA, AG Box 0526, P.O. Box 2415, Washington, D.C. 20013-2415, Telephone (202) 720-3168.

SUPPLEMENTARY INFORMATION:

Background

This rule redesignates the Emergency Livestock Assistance Regulations from Part 1475 to Part 1439 as part of an overall agency effort to combine and unify CCC regulations into easily identifiable parts. No changes in the text are being made.

List of Subjects in 7 CFR Parts 1439 and 1475

Eligibility requirements, emergency assistance, and reporting and recordkeeping requirements.

Accordingly, under the authority 7 U.S.C. 1427 and 1471 (i)-(j) and 15 U.S.C. 714(b) and 714(c), 7 CFR part 1475 is redesignated as 7 CFR part 1439 and all internal references to part 1475 are revised to reflect new part 1439 designations.

Signed at Washington, D.C. on June 17, 1996.

Bruce R. Weber,
Acting Executive Vice President, Commodity Credit Corporation.

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7 CFR Part 1485

RIN 0551-AA24

Agreements for the Development of Foreign Markets for Agricultural Commodities; Correction

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Correcting amendments.

SUMMARY: This document contains corrections to the final regulations which were published Wednesday, February 1, 1995 (60 FR 6352). The regulations implement the Market Promotion Program authorized by the section 203 of the Agricultural Trade Act of 1978.

EFFECTIVE DATE: June 25, 1996.

FOR FURTHER INFORMATION CONTACT: Sharon L. McClure or Denise Fetters at (202) 720-5521.

SUPPLEMENTARY INFORMATION:

Background

On February 1, 1995, the CCC published final rules at 60 FR 6352

governing the MPP. These new rules were applicable beginning with a participant's 1995 marketing year. Following publication, CCC participated with interested parties in five information sessions designed to familiarize participants with the new regulations and offer participants an additional opportunity to identify problem areas. Several errors were noted in these discussions while others were identified by participants during the course of the 1995 program year. The errors are as follows: In the preamble to the final rule, CCC explained that it considered an expense to be "incurred" as of the date a participant or third party transfers funds to pay for an expenditure. However, the use of this term remains somewhat confusing and, therefore, CCC is replacing all occurrences of the word "incurred" with terms or phrases that better reflect the intent of the regulations. Section 1485.14(a) is amended to refer to "maintaining" export markets in addition to developing and expanding export markets. The final rule erroneously omitted a reference to a transfer being made by a third party. The preamble to the final rule states that such transfer could be made either by the participant or a third party. Section 1485.16(a)(2) is amended to include reference to a "third party" transferring funds to pay for the expenditure. The prohibition on reimbursing costs for "travel in the United States unless in transit to or from a foreign country in which travel is not restricted" found in § 1485.16(d)(27) would be deleted from the final rule because CCC does, in fact, allow expenditures on travel associated with trade shows, seminars, and educational training conducted in the United States as specified in § 1485.16(c)(25). CCC inadvertently used incorrect terminology in § 1485.20(a)(1). The phrase "generally accepted principles and standards of accounting" is replaced with "generally accepted accounting principles".

Need for Correction

As published, the final regulations contain errors which may prove to be misleading and are in need of clarification.

List of Subjects in 7 CFR Part 1485

Agricultural commodities, Exports.

Accordingly, 7 CFR Part 1485 is corrected by making the following correcting amendments:

PART 1485—AGREEMENTS FOR THE DEVELOPMENT OF FOREIGN MARKETS FOR AGRICULTURAL COMMODITIES

1. The authority citation for part 1485 continues to read as follows:

Authority: 7 U.S.C. 5623, 5662-5664 and sec. 1302, Pub. L. 103-66, 107 Stat. 330.

§ 1485.11 [Corrected]

2. In section 1485.11, paragraph (i), the word "incurred" is revised to read "expenditure made by a participant".

3. In section 1485.11, paragraph (gg), the phrase "cost incurred" is revised to read "expenditure made".

§ 1485.13 [Corrected]

4. In section 1485.13, paragraph (c)(1)(i), the phrase "Such costs will be incurred as part" is revised to read "Expenditures will be made in furtherance".

4A. In section 1485.13, paragraph (c)(3)(i), the word "incurred" is revised to read "expenditures made".

§ 1485.14 [Corrected]

5. In section 1485.14, paragraph (a), in the first sentence, the word "maintaining" is added after the word "developing".

§ 1485.16 [Corrected]

6. In section 1485.16, paragraph (a)(2), the phrase "or third party" is added after the word "participant".

7. In section 1485.16, paragraph (d)(27) is removed and reserved.

8. In section 1485.16, paragraph (d)(29), the word "incurred" is revised to read "made".

§ 1485.20 [Corrected]

9. In section 1485.20, paragraph (a)(1), the phrase "generally accepted principles and standards of accounting" is revised to read "generally accepted accounting principles".

10. In section 1485.20, paragraph (a)(3)(iii), the word "incurred" is revised to read "made".

§ 1485.23 [Corrected]

11. In section 1485.23, paragraph (a)(2), in the second sentence, the phrase "incurred in" is revised to read "for".

Signed at Washington, DC, on June 14, 1996.

August Schummacher, Jr.,
Administrator, Foreign Agricultural Service and Vice President, Commodity Credit Corporation.

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