Varietal type	Conversion factor
Natural (sun-dried) Seedless	0.92
Golden Seedless, Dipped Seedless, Other Seedless, and Other Seedless-Sulfured	0.95
Muscats (including raisins with seeds):	
Seeded	0.80
Unseeded	0.92
Sultana	0.92
Zante Currant	0.91
Oleate and Related Seedless ..	0.92

7. In § 989.701, the paragraph heading and the first sentence in paragraph (b) are revised to read as follows:

§ 989.701 Minimum grade and condition standards for natural condition raisins.

* * * * *

(b) *Dipped Seedless, Oleate and Related Seedless, and Other Seedless-Sulfured raisins.* Natural condition Dipped Seedless, Oleate and Related Seedless, and Other Seedless-Sulfured raisins shall have been prepared from sound, wholesome, matured grapes properly dried and cured, and shall meet the following additional requirements: * * *

* * * * *

8. In § 989.702, paragraph (a) is revised to read as follows:

§ 989.702 Minimum grade standards for packed raisins.

* * * * *

(a) *Natural (sun-dried) Seedless, Dipped Seedless, Oleate and Related Seedless, and Other Seedless-Sulfured raisins.* Packed Natural (sun-dried) Seedless, Dipped Seedless, Oleate and Related Seedless, and Other Seedless-Sulfured raisins shall meet the requirements of U.S. Grade C as defined in the effective United States Standards for Grades of Processed Raisins (§§ 52.1841 through 52.1858 of this title): *Provided,* That at least 70.0 percent, by weight, of the raisins shall be well-matured or reasonably well-matured. With respect to select-sized and mixed-sized raisin lots, the raisins shall at least meet the U.S. Grade B tolerances for pieces of stem, and underdeveloped and substandard raisins, and small (midget)-sized raisins shall meet the U.S. Grade C tolerances for those factors.

* * * * *

Dated: May 21, 2002.

A.J. Yates,

Administrator, Agricultural Marketing Service.

[FR Doc. 02–13229 Filed 5–24–02; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 1205

[Doc # CN–02–002]

Cotton Board Rules and Regulations: Adjusting Supplemental Assessment on Imports, (2002 Amendments)

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: The Agricultural Marketing Service (AMS) is amending 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. An adjustment is required 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.

EFFECTIVE DATE: June 27, 2002.

FOR FURTHER INFORMATION CONTACT: Whitney Rick, Chief, Research and Promotion Staff, Cotton Program, AMS, USDA, Stop 0224, 1400 Independence Ave., SW, Washington, DC 20250–0224, telephone (202) 720–2259, facsimile (202) 690–1718, or email at *whitney.rick@usda.gov.*

SUPPLEMENTARY INFORMATION:

Executive Order 12866

The Office of Management and Budget has waived the review process required by Executive Order 12866 for this action.

Executive Order 12988

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. It is not intended to have retroactive effect. This 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 10,000 importers who are presently subject to rules and regulations issued pursuant to the Cotton Research and Promotion Order. This rule will 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 rule will 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 $0.009965 per kilogram of imported cotton. The new assessment is $0.00862, a decrease of $0.001345 or a 13.5 percent decrease. From January through December 2001 approximately $22 million was collected. Should the volume of cotton products imported into the U.S. remain at the same level in 2002, one could expect the decreased assessment to generate approximately $19 million or a 13.5 percent decrease from 2001.

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). A proposed rule implementing the amended Order was 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 rule will 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** (66 FR 58051) on November 20, 2001, for the purpose of calculating supplemental assessments on imported cotton is $1.1111 per kilogram. This number was calculated using the annual weighted average price received by farmers for Upland cotton during the calendar year 2000 which was $0.504 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 2001, which is $0.382 per pound, the new value of imported cotton is $0.8422 per kilogram. The amended value is $.2689 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. (500 × .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 2001 calendar year weighted average price received by producers for Upland cotton is $0.382 per pound or $0.8422 per kg. (0.382 × 2.2046).

Five tenths of one percent of the average price in kg. equals $0.004211 per kg. (0.8422 × .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 $0.004211 per kg. which equals $0.00862 per kg.

The current assessment on imported cotton is $0.009965 per kilogram of imported cotton. The amended assessment is $0.00862, a decrease of $0.001345 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 2001.

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.

A proposed rule with request for comments was published in the **Federal Register** (67 FR 15495) on April 2, 2002. No comments were received during the period (April 2 through May 2, 2002).

Several changes in the harmonized tariff schedule numbering have occurred. Modifications to the harmonized tariff schedule were published in the December 26, 2001, **Federal Register** at 66 FR 66549 (Proclamation 7515 of December 18, 2001, by the President of the United States of America). These changes are as follows: Numbers changed:

Old No.	New No(s).	Conversion factor	Assessment cents/kg
5607902000	5607909000	0.8889	0.7662
6002203000	6003203000	0.8681	0.7483
6002206000	6003306000	0.2894	0.2495
	6003406000		
600242000	6005210000	0.8681	0.7483
	6005220000		
	6005220000		
	6005230000		
	6005240000		

Old No.	New No(s).	Conversion factor	Assessment cents/kg
6002430010	6005310010 6005320010 6005330010 6005340010 6005410010 6005420010 6005430010 6005440010	0.2894	0.2495
6002430080	6005310080 6005320080 6005330080 6005340080 6005410080 6005420080 6005430080 6005440080	0.2894	0.2495
6002921000	6006211000 6006221000 6006231000 6006241000	1.1574	0.9977
6002930040	6006310040 6006320040 6006330040 6006340040	0.1157	0.0997
6002930080	6006310080 6006320080 6006330080 6006340080 6006410085 6006420085 6006430085 6006440085	0.1157	0.0997

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 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 $0.862 per kilogram.

(3) * * *

(ii) * * *

IMPORT ASSESSMENT TABLE
[Raw Cotton Fiber]

HTS No.	Conv. fact.	Cents/kg.
5201000500	0	0.8620
5201001200	0	0.8620
5201001400	0	0.8620
5201001800	0	0.8620
5201002200	0	0.8620
5201002400	0	0.8620
5201002800	0	0.8620
5201003400	0	0.8620
5201003800	0	0.8620
5204110000	1.1111	0.9578
5204200000	1.1111	0.9578
5205111000	1.1111	0.9578
5205112000	1.1111	0.9578
5205121000	1.1111	0.9578
5205122000	1.1111	0.9578
5205131000	1.1111	0.9578
5205132000	1.1111	0.9578
5205141000	1.1111	0.9578
5205210020	1.1111	0.9578
5205210090	1.1111	0.9578
5205220020	1.1111	0.9578
5205220090	1.1111	0.9578
5205230020	1.1111	0.9578
5205230090	1.1111	0.9578
5205240020	1.1111	0.9578
5205240090	1.1111	0.9578
5205310000	1.1111	0.9578
5205320000	1.1111	0.9578
5205330000	1.1111	0.9578
5205340000	1.1111	0.9578
5205410020	1.1111	0.9578
5205410090	1.1111	0.9578
5205420020	1.1111	0.9578
5205420090	1.1111	0.9578

IMPORT ASSESSMENT TABLE— Continued
[Raw Cotton Fiber]

HTS No.	Conv. fact.	Cents/kg.
5205440020	1.1111	0.9578
5205440090	1.1111	0.9578
5206120000	0.5556	0.4789
5206130000	0.5556	0.4789
5206140000	0.5556	0.4789
5206220000	0.5556	0.4789
5206230000	0.5556	0.4789
5206240000	0.5556	0.4789
5206310000	0.5556	0.4789
5207100000	1.1111	0.9578
5207900000	0.5556	0.4789
5208112020	1.1455	0.9874
5208112040	1.1455	0.9874
5208112090	1.1455	0.9874
5208114020	1.1455	0.9874
5208114060	1.1455	0.9874
5208114090	1.1455	0.9874
5208118090	1.1455	0.9874
5208124020	1.1455	0.9874
5208124040	1.1455	0.9874
5208124090	1.1455	0.9874
5208126020	1.1455	0.9874
5208126040	1.1455	0.9874
5208126060	1.1455	0.9874
5208126090	1.1455	0.9874
5208128020	1.1455	0.9874
5208128090	1.1455	0.9874
5208130000	1.1455	0.9874
5208192020	1.1455	0.9874
5208192090	1.1455	0.9874
5208194020	1.1455	0.9874
5208194090	1.1455	0.9874

IMPORT ASSESSMENT TABLE—Continued

[Raw Cotton Fiber]

HTS No.	Conv. fact.	Cents/kg.	HTS No.	Conv. fact.	Cents/kg.	HTS No.	Conv. fact.	Cents/kg.
5208196020	1.1455	0.9874	5209290090	1.1455	0.9874	5509530030	0.5556	0.4789
5208196090	1.1455	0.9874	5209313000	1.1455	0.9874	5509530060	0.5556	0.4789
5208224040	1.1455	0.9874	5209316020	1.1455	0.9874	5513110020	0.4009	0.3456
5208224090	1.1455	0.9874	5209316035	1.1455	0.9874	5513110040	0.4009	0.3456
5208226020	1.1455	0.9874	5209316050	1.1455	0.9874	5513110060	0.4009	0.3456
5208226060	1.1455	0.9874	5209316090	1.1455	0.9874	5513110090	0.4009	0.3456
5208228020	1.1455	0.9874	5209320020	1.1455	0.9874	5513120000	0.4009	0.3456
5208230000	1.1455	0.9874	5209320040	1.1455	0.9874	5513130020	0.4009	0.3456
5208292020	1.1455	0.9874	5209390020	1.1455	0.9874	5513210020	0.4009	0.3456
5208292090	1.1455	0.9874	5209390040	1.1455	0.9874	5513310000	0.4009	0.3456
5208294090	1.1455	0.9874	5209390060	1.1455	0.9874	5514120020	0.4009	0.3456
5208296090	1.1455	0.9874	5209390080	1.1455	0.9874	5516420060	0.4009	0.3456
5208298020	1.1455	0.9874	5209390090	1.1455	0.9874	5516910060	0.4009	0.3456
5208312000	1.1455	0.9874	5209413000	1.1455	0.9874	5516930090	0.4009	0.3456
5208321000	1.1455	0.9874	5209416020	1.1455	0.9874	5601210010	1.1455	0.9874
5208323020	1.1455	0.9874	5209416040	1.1455	0.9874	5601210090	1.1455	0.9874
5208323040	1.1455	0.9874	5209420020	1.0309	0.8886	5601300000	1.1455	0.9874
5208323090	1.1455	0.9874	5209420040	1.0309	0.8886	5602109090	0.5727	0.4937
5208324020	1.1455	0.9874	5209430030	1.1455	0.9874	5602290000	1.1455	0.9874
5208324040	1.1455	0.9874	5209430050	1.1455	0.9874	5602906000	0.526	0.4534
5208325020	1.1455	0.9874	5209490020	1.1455	0.9874	5604900000	0.5556	0.4789
5208330000	1.1455	0.9874	5209490090	1.1455	0.9874	5607909000	0.8889	0.7662
5208392020	1.1455	0.9874	5209516035	1.1455	0.9874	5608901000	1.1111	0.9578
5208392090	1.1455	0.9874	5209516050	1.1455	0.9874	5608902300	1.1111	0.9578
5208394090	1.1455	0.9874	5209520020	1.1455	0.9874	5609001000	1.1111	0.9578
5208396090	1.1455	0.9874	5209590025	1.1455	0.9874	5609004000	0.5556	0.4789
5208398020	1.1455	0.9874	5209590040	1.1455	0.9874	5701104000	0.0556	0.0479
5208412000	1.1455	0.9874	5209590090	1.1455	0.9874	5701109000	0.1111	0.0958
5208416000	1.1455	0.9874	5210114020	0.6873	0.5925	5701901010	1.0444	0.9003
5208418000	1.1455	0.9874	5210114040	0.6873	0.5925	5702109020	1.1	0.9482
5208421000	1.1455	0.9874	5210116020	0.6873	0.5925	5702312000	0.0778	0.0671
5208423000	1.1455	0.9874	5210116040	0.6873	0.5925	5702411000	0.0722	0.0622
5208424000	1.1455	0.9874	5210116060	0.6873	0.5925	5702412000	0.0778	0.0671
5208425000	1.1455	0.9874	5210118020	0.6873	0.5925	5702421000	0.0778	0.0671
5208430000	1.1455	0.9874	5210120000	0.6873	0.5925	5702913000	0.0889	0.0766
5208492000	1.1455	0.9874	5210192090	0.6873	0.5925	5702991010	1.1111	0.9578
5208494020	1.1455	0.9874	5210214040	0.6873	0.5925	5702991090	1.1111	0.9578
5208494090	1.1455	0.9874	5210216020	0.6873	0.5925	5703900000	0.4489	0.3870
5208496010	1.1455	0.9874	5210216060	0.6873	0.5925	5801210000	1.1455	0.9874
5208496090	1.1455	0.9874	5210218020	0.6873	0.5925	5801230000	1.1455	0.9874
5208498090	1.1455	0.9874	5210314020	0.6873	0.5925	5801250010	1.1455	0.9874
5208512000	1.1455	0.9874	5210314040	0.6873	0.5925	5801250020	1.1455	0.9874
5208516060	1.1455	0.9874	5210316020	0.6873	0.5925	5801260020	1.1455	0.9874
5208518090	1.1455	0.9874	5210318020	0.6873	0.5925	5802190000	1.1455	0.9874
5208523020	1.1455	0.9874	5210414000	0.6873	0.5925	5802300030	0.5727	0.4937
5208523045	1.1455	0.9874	5210416000	0.6873	0.5925	5804291000	1.1455	0.9874
5208523090	1.1455	0.9874	5210418000	0.6873	0.5925	5806200010	0.3534	0.3046
5208524020	1.1455	0.9874	5210498090	0.6873	0.5925	5806200090	0.3534	0.3046
5208524045	1.1455	0.9874	5210514040	0.6873	0.5925	5806310000	1.1455	0.9874
5208524065	1.1455	0.9874	5210516020	0.6873	0.5925	5806400000	0.4296	0.3703
5208525020	1.1455	0.9874	5210516040	0.6873	0.5925	5808107000	0.5727	0.4937
5208530000	1.1455	0.9874	5210516060	0.6873	0.5925	5808900010	0.5727	0.4937
5208592025	1.1455	0.9874	5211110090	0.6873	0.5925	5811002000	1.1455	0.9874
5208592095	1.1455	0.9874	5211120020	0.6873	0.5925	6001106000	1.1455	0.9874
5208594090	1.1455	0.9874	5211190020	0.6873	0.5925	6001210000	0.8591	0.7405
5208596090	1.1455	0.9874	5211190060	0.6873	0.5925	6001220000	0.2864	0.2469
5209110020	1.1455	0.9874	5211210025	0.6873	0.5925	6001910010	0.8591	0.7405
5209110035	1.1455	0.9874	5211210035	0.4165	0.3590	6001910020	0.8591	0.7405
5209110090	1.1455	0.9874	5211210050	0.6873	0.5925	6001920020	0.2864	0.2469
5209120020	1.1455	0.9874	5211290090	0.6873	0.5925	6001920030	0.2864	0.2469
5209120040	1.1455	0.9874	5211320020	0.6873	0.5925	6001920040	0.2864	0.2469
5209190020	1.1455	0.9874	5211390040	0.6873	0.5925	6003203000	0.8681	0.7483
5209190040	1.1455	0.9874	5211390060	0.6873	0.5925	6003306000	0.2894	0.2495
5209190060	1.1455	0.9874	5211490020	0.6873	0.5925	6003406000	0.2894	0.2495
5209190090	1.1455	0.9874	5211490090	0.6873	0.5925	6005210000	0.8681	0.7483
5209210090	1.1455	0.9874	5211590025	0.6873	0.5925	6005220000	0.8681	0.7483
5209220020	1.1455	0.9874	5212146090	0.9164	0.7899	6005230000	0.8681	0.7483
5209220040	1.1455	0.9874	5212156020	0.9164	0.7899	6005240000	0.8681	0.7483
5209290040	1.1455	0.9874	5212216090	0.9164	0.7899	6005310010	0.2894	0.2495

IMPORT ASSESSMENT TABLE—Continued [Raw Cotton Fiber]			IMPORT ASSESSMENT TABLE—Continued [Raw Cotton Fiber]			IMPORT ASSESSMENT TABLE—Continued [Raw Cotton Fiber]		
HTS No.	Conv. fact.	Cents/kg.	HTS No.	Conv. fact.	Cents/kg.	HTS No.	Conv. fact.	Cents/kg.
6005320010	0.2894	0.2495	6105202030	0.3078	0.2653	6111206040	1.0064	0.8675
6005330010	0.2894	0.2495	6106100010	0.985	0.8491	6111305020	0.2516	0.2169
6005340010	0.2894	0.2495	6106100020	0.985	0.8491	6111305040	0.2516	0.2169
6005410010	0.2894	0.2495	6106100030	0.985	0.8491	6112110050	0.7548	0.6506
6005420010	0.2894	0.2495	6106202010	0.3078	0.2653	6112120010	0.2516	0.2169
6005430010	0.2894	0.2495	6106202030	0.3078	0.2653	6112120030	0.2516	0.2169
6005440010	0.2894	0.2495	6107110010	1.1322	0.9760	6112120040	0.2516	0.2169
6005310080	0.2894	0.2495	6107110020	1.1322	0.9760	6112120050	0.2516	0.2169
6005320080	0.2894	0.2495	6107120010	0.5032	0.4338	6112120060	0.2516	0.2169
6005330080	0.2894	0.2495	6107210010	0.8806	0.7591	6112390010	1.1322	0.9760
6005340080	0.2894	0.2495	6107220015	0.3774	0.3253	6112490010	0.9435	0.8133
6005410080	0.2894	0.2495	6107220020	0.3774	0.3253	6114200005	0.9002	0.7760
6005420080	0.2894	0.2495	6107910040	1.2581	1.0845	6114200010	0.9002	0.7760
6005430080	0.2894	0.2495	6108210010	1.2445	1.0728	6114200015	0.9002	0.7760
6005440080	0.2894	0.2495	6108210020	1.2445	1.0728	6114200020	1.286	1.1085
6006211000	1.1574	0.9977	6108310010	1.1201	0.9655	6114200040	0.9002	0.7760
6006221000	1.1574	0.9977	6108310020	1.1201	0.9655	6114200046	0.9002	0.7760
6006231000	1.1574	0.9977	6108320010	0.2489	0.2146	6114200052	0.9002	0.7760
6006241000	1.1574	0.9977	6108320015	0.2489	0.2146	6114200060	0.9002	0.7760
6006310040	0.1157	0.0997	6108320025	0.2489	0.2146	6114301010	0.2572	0.2217
6006320040	0.1157	0.0997	6108910005	1.2445	1.0728	6114301020	0.2572	0.2217
6006330040	0.1157	0.0997	6108910015	1.2445	1.0728	6114303030	0.2572	0.2217
6006340040	0.1157	0.0997	6108910025	1.2445	1.0728	6115198010	1.0417	0.8979
6006310080	0.1157	0.0997	6108910030	1.2445	1.0728	6115929000	1.0417	0.8979
6006320080	0.1157	0.0997	6108920030	0.2489	0.2146	6115936020	0.2315	0.1996
6006330080	0.1157	0.0997	6109100005	0.9956	0.8582	6116101300	0.3655	0.3151
6006340080	0.1157	0.0997	6109100007	0.9956	0.8582	6116101720	0.8528	0.7351
6006410085	0.1157	0.0997	6109100009	0.9956	0.8582	6116926420	1.0965	0.9452
6006420085	0.1157	0.0997	6109100012	0.9956	0.8582	6116926430	1.2183	1.0502
6006430085	0.1157	0.0997	6109100014	0.9956	0.8582	6116926440	1.0965	0.9452
6006440085	0.1157	0.0997	6109100018	0.9956	0.8582	6116928800	1.0965	0.9452
6101200010	1.0094	0.8701	6109100023	0.9956	0.8582	6117809510	0.9747	0.8402
6101200020	1.0094	0.8701	6109100027	0.9956	0.8582	6117809540	0.3655	0.3151
6102200010	1.0094	0.8701	6109100037	0.9956	0.8582	6201121000	0.948	0.8172
6102200020	1.0094	0.8701	6109100040	0.9956	0.8582	6201122010	0.8953	0.7717
6103421020	0.8806	0.7591	6109100045	0.9956	0.8582	6201122050	0.6847	0.5902
6103421040	0.8806	0.7591	6109100060	0.9956	0.8582	6201122060	0.6847	0.5902
6103421050	0.8806	0.7591	6109100065	0.9956	0.8582	6201134030	0.2633	0.2270
6103421070	0.8806	0.7591	6109100070	0.9956	0.8582	6201921000	0.9267	0.7988
6103431520	0.2516	0.2169	6109901007	0.3111	0.2682	6201921500	1.1583	0.9985
6103431540	0.2516	0.2169	6109901009	0.3111	0.2682	6201922010	1.0296	0.8875
6103431550	0.2516	0.2169	6109901049	0.3111	0.2682	6201922021	1.2871	1.1095
6103431570	0.2516	0.2169	6109901050	0.3111	0.2682	6201922031	1.2871	1.1095
6104220040	0.9002	0.7760	6109901060	0.3111	0.2682	6201922041	1.2871	1.1095
6104220060	0.9002	0.7760	6109901065	0.3111	0.2682	6201922051	1.0296	0.8875
6104320000	0.9207	0.7936	6109901090	0.3111	0.2682	6201922061	1.0296	0.8875
6104420010	0.9002	0.7760	6110202005	1.1837	1.0203	6201931000	0.3089	0.2663
6104420020	0.9002	0.7760	6110202010	1.1837	1.0203	6201933511	0.2574	0.2219
6104520010	0.9312	0.8027	6110202015	1.1837	1.0203	6201933521	0.2574	0.2219
6104520020	0.9312	0.8027	6110202020	1.1837	1.0203	6201999060	0.2574	0.2219
6104622006	0.8806	0.7591	6110202025	1.1837	1.0203	6202121000	0.9372	0.8079
6104622011	0.8806	0.7591	6110202030	1.1837	1.0203	6202122010	1.1064	0.9537
6104622016	0.8806	0.7591	6110202035	1.1837	1.0203	6202122025	1.3017	1.1221
6104622021	0.8806	0.7591	6110202040	1.1574	0.9977	6202122050	0.8461	0.7293
6104622026	0.8806	0.7591	6110202045	1.1574	0.9977	6202122060	0.8461	0.7293
6104622028	0.8806	0.7591	6110202065	1.1574	0.9977	6202134005	0.2664	0.2296
6104622030	0.8806	0.7591	6110202075	1.1574	0.9977	6202134020	0.333	0.2870
6104622060	0.8806	0.7591	6110909022	0.263	0.2267	6202921000	1.0413	0.8976
6104632006	0.3774	0.3253	6110909024	0.263	0.2267	6202921500	1.0413	0.8976
6104632011	0.3774	0.3253	6110909030	0.3946	0.3401	6202922026	1.3017	1.1221
6104632026	0.3774	0.3253	6110909040	0.263	0.2267	6202922061	1.0413	0.8976
6104632028	0.3774	0.3253	6110909042	0.263	0.2267	6202922071	1.0413	0.8976
6104632030	0.3774	0.3253	6111201000	1.2581	1.0845	6202931000	0.3124	0.2693
6104632060	0.3774	0.3253	6111202000	1.2581	1.0845	6202935011	0.2603	0.2244
6104692030	0.3858	0.3326	6111203000	1.0064	0.8675	6202935021	0.2603	0.2244
6105100010	0.985	0.8491	6111205000	1.0064	0.8675	6203122010	0.1302	0.1122
6105100020	0.985	0.8491	6111206010	1.0064	0.8675	6203221000	1.3017	1.1221
6105100030	0.985	0.8491	6111206020	1.0064	0.8675	6203322010	1.2366	1.0659
6105202010	0.3078	0.2653	6111206030	1.0064	0.8675	6203322040	1.2366	1.0659

IMPORT ASSESSMENT TABLE— Continued

[Raw Cotton Fiber]

HTS No.	Conv. fact.	Cents/kg.	HTS No.	Conv. fact.	Cents/kg.	HTS No.	Conv. fact.	Cents/kg.
6203332010	0.1302	0.1122	6204692510	0.249	0.2146	6211330035	0.3905	0.3366
6203392010	1.1715	1.0098	6204692540	0.2437	0.2101	6211330040	0.3905	0.3366
6203399060	0.2603	0.2244	6204699044	0.249	0.2146	6211420010	1.0413	0.8976
6203422010	0.9961	0.8586	6204699046	0.249	0.2146	6211420020	1.0413	0.8976
6203422025	0.9961	0.8586	6204699050	0.249	0.2146	6211420025	1.1715	1.0098
6203422050	0.9961	0.8586	6205202015	0.9961	0.8586	6211420060	1.0413	0.8976
6203422090	0.9961	0.8586	6205202020	0.9961	0.8586	6211420070	1.1715	1.0098
6203424005	1.2451	1.0733	6205202025	0.9961	0.8586	6211430010	0.2603	0.2244
6203424010	1.2451	1.0733	6205202030	0.9961	0.8586	6211430030	0.2603	0.2244
6203424015	0.9961	0.8586	6205202035	1.1206	0.9660	6211430040	0.2603	0.2244
6203424020	1.2451	1.0733	6205202046	0.9961	0.8586	6211430050	0.2603	0.2244
6203424025	1.2451	1.0733	6205202050	0.9961	0.8586	6211430060	0.2603	0.2244
6203424030	1.2451	1.0733	6205202060	0.9961	0.8586	6211430066	0.2603	0.2244
6203424035	1.2451	1.0733	6205202065	0.9961	0.8586	6212105020	0.2412	0.2079
6203424040	0.9961	0.8586	6205202070	0.9961	0.8586	6212109010	0.9646	0.8315
6203424045	0.9961	0.8586	6205202075	0.9961	0.8586	6212109020	0.2412	0.2079
6203424050	0.9238	0.7963	6205302010	0.3113	0.2683	6212200020	0.3014	0.2598
6203424055	0.9238	0.7963	6205302030	0.3113	0.2683	6212900030	0.1929	0.1663
6203424060	0.9238	0.7963	6205302040	0.3113	0.2683	6213201000	1.1809	1.0179
6203431500	0.1245	0.1073	6205302050	0.3113	0.2683	6213202000	1.0628	0.9161
6203434010	0.1232	0.1062	6505302070	0.3113	0.2683	6213901000	0.4724	0.4072
6203434020	0.1232	0.1062	6205302080	0.3113	0.2683	6214900010	0.9043	0.7795
6203434030	0.1232	0.1062	6206100040	0.1245	0.1073	6216000800	0.2351	0.2027
6203434040	0.1232	0.1062	6206303010	0.9961	0.8586	6216001720	0.6752	0.5820
6203498045	0.249	0.2146	6206303020	0.9961	0.8586	6216003800	1.2058	1.0394
6204132010	0.1302	0.1122	6206303030	0.9961	0.8586	6216004100	1.2058	1.0394
6204192000	0.1302	0.1122	6206303040	0.9961	0.8586	6217109510	1.0182	0.8777
6204198090	0.2603	0.2244	6206303050	0.9961	0.8586	6217109530	0.2546	0.2195
6204221000	1.3017	1.1221	6206303060	0.9961	0.8586	6301300010	0.8766	0.7556
6204223030	1.0413	0.8976	6206403010	0.3113	0.2683	6301300020	0.8766	0.7556
6204223040	1.0413	0.8976	6206403030	0.3113	0.2683	6302100005	1.1689	1.0076
6204223050	1.0413	0.8976	6206900040	0.249	0.2146	6302100008	1.1689	1.0076
6204223060	1.0413	0.8976	6207110000	1.0852	0.9354	6302100015	1.1689	1.0076
6204223065	1.0413	0.8976	6207199010	0.3617	0.3118	6302215010	0.8182	0.7053
6204292040	0.3254	0.2805	6207210030	1.1085	0.9555	6302215020	0.8182	0.7053
6204322010	1.2366	1.0659	6207220000	0.3695	0.3185	6302217010	1.1689	1.0076
6204322030	1.0413	0.8976	6207911000	1.1455	0.9874	6302217020	1.1689	1.0076
6204322040	1.0413	0.8976	6207913010	1.1455	0.9874	6302217050	1.1689	1.0076
6204423010	1.2728	1.0972	6207913020	1.1455	0.9874	6302219010	0.8182	0.7053
6204423030	0.9546	0.8229	6208210010	1.0583	0.9123	6302219020	0.8182	0.7053
6204423040	0.9546	0.8229	6208210020	1.0583	0.9123	6302219050	0.8182	0.7053
6204423050	0.9546	0.8229	6208220000	0.1245	0.1073	6302222010	0.4091	0.3526
6204423060	0.9546	0.8229	6208911010	1.1455	0.9874	6302222020	0.4091	0.3526
6204522010	1.2654	1.0908	6208911020	1.1455	0.9874	6302313010	0.8182	0.7053
6204522030	1.2654	1.0908	6208913010	1.1455	0.9874	6302313050	1.1689	1.0076
6204522040	1.2654	1.0908	6209201000	1.1577	0.9979	6302315050	0.8182	0.7053
6204522070	1.0656	0.9185	6209203000	0.9749	0.8404	6302317010	1.1689	1.0076
6204522080	1.0656	0.9185	6209205030	0.9749	0.8404	6302317020	1.1689	1.0076
6204533010	0.2664	0.2296	6209205035	0.9749	0.8404	6302317040	1.1689	1.0076
6204594060	0.2664	0.2296	6209205040	1.2186	1.0504	6302317050	1.1689	1.0076
6204622010	0.9961	0.8586	6209205045	0.9749	0.8404	6302319010	0.8182	0.7053
6204622025	0.9961	0.8586	6209205050	0.9749	0.8404	6302319040	0.8182	0.7053
6204622050	0.9961	0.8586	6209303020	0.2463	0.2123	6302319050	0.8182	0.7053
6204624005	1.2451	1.0733	6209303040	0.2463	0.2123	6302322020	0.4091	0.3526
6204624010	1.2451	1.0733	6210109010	0.2291	0.1975	6302322040	0.4091	0.3526
6204624020	0.9961	0.8586	6210403000	0.0391	0.0337	6302402010	0.9935	0.8564
6204624025	1.2451	1.0733	6210405020	0.4556	0.3927	6302511000	0.5844	0.5038
6204624030	1.2451	1.0733	6211111010	0.1273	0.1097	6302512000	0.8766	0.7556
6204624035	1.2451	1.0733	6211111020	0.1273	0.1097	6302513000	0.5844	0.5038
6204624040	1.2451	1.0733	6211118010	1.1455	0.9874	6302514000	0.8182	0.7053
6204624045	0.9961	0.8586	6211118020	1.1455	0.9874	6302600010	1.1689	1.0076
6204624050	0.9961	0.8586	6211320007	0.8461	0.7293	6302600020	1.052	0.9068
6204624055	0.9854	0.8494	6211320010	1.0413	0.8976	6302600030	1.052	0.9068
6204624060	0.9854	0.8494	6211320015	1.0413	0.8976	6302910005	1.052	0.9068
6204624065	0.9854	0.8494	6211320030	0.9763	0.8416	6302910015	1.1689	1.0076
6204633510	0.2546	0.2195	6211320060	0.9763	0.8416	6302910025	1.052	0.9068
6204633530	0.2546	0.2195	6211320070	0.9763	0.8416	6302910035	1.052	0.9068
6204633532	0.2437	0.2101	6211330010	0.3254	0.2805	6302910045	1.052	0.9068
6204633540	0.2437	0.2101	6211330030	0.3905	0.3366	6302910050	1.052	0.9068

IMPORT ASSESSMENT TABLE—
Continued

[Raw Cotton Fiber]

HTS No.	Conv. fact.	Cents/kg.
6302910060	1.052	0.9068
6303110000	0.9448	0.8144
6303910010	0.6429	0.5542
6303910020	0.6429	0.5542
6304111000	1.0629	0.9162
6304190500	1.052	0.9068
6304191000	1.1689	1.0076
6304191500	0.4091	0.3526
6304192000	0.4091	0.3526
6304910020	0.9351	0.8061
6304920000	0.9351	0.8061
6505901540	0.181	0.1560
6505902060	0.9935	0.8564
6505902545	0.5844	0.5038

* * * * *

Dated: May 21, 2002.

Kenneth C. Clayton,

Acting Administrator, Agricultural Marketing Service.

[FR Doc. 02–13228 Filed 5–24–02; 8:45am]

BILLING CODE 3410–02–P

DEPARTMENT OF JUSTICE

Executive Office for Immigration Review

8 CFR Part 3

[EOIR 133; AG Order No. 2585–2002]

RIN 1125–AA38

Protective Orders in Immigration Administrative Proceedings

AGENCY: Executive Office for Immigration Review, Justice.

ACTION: Interim rule with request for comments.

SUMMARY: This interim rule amends regulations governing the Executive Office for Immigration Review (''EOIR'') by authorizing immigration judges to issue protective orders and seal records relating to law enforcement or national security information. The rule will apply in all immigration proceedings before EOIR. This rule is necessary to ensure that sensitive information can be protected from general disclosure while affording use of that information by the respondent, the immigration judges, the Board of Immigration Appeals, and reviewing courts.

DATES: Effective date: This rule is effective May 21, 2002.

Comment date: Written comments must be submitted on or before July 29, 2002.

ADDRESSES: Please submit written comments to Charles Adkins-Blanch,

General Counsel, Executive Office for Immigration Review, 5107 Leesburg Pike, Suite 2600, Falls Church, Virginia 22041, telephone (703) 305–0470.

FOR FURTHER INFORMATION CONTACT: Charles Adkins-Blanch, General Counsel, Executive Office for Immigration Review, 5107 Leesburg Pike, Suite 2600, Falls Church, Virginia 22041, telephone (703) 305–0470.

SUPPLEMENTARY INFORMATION:

Immigration Judge Authority to Issue Protective Orders and Seal Records

This interim rule amends 8 CFR 3.27 and 3.31, and adds 8 CFR 3.46 to authorize immigration judges to issue protective orders and accept documents under seal. This authority will ensure that sensitive law enforcement or national security information can be protected against general disclosure, while still affording full use of the information by the immigration judges, Board of Immigration Appeals, the respondent, and the courts.

The Immigration and Naturalization Service (''Service'') may need to introduce in immigration proceedings sensitive law enforcement or national security information. For example, the Service may need to introduce grand jury information or information that reveals the identity of confidential informants, witnesses, or sources to establish that release from custody of a particular respondent poses a danger to the safety of other persons under section 236 of the Immigration and Nationality Act (''Act''), 8 U.S.C. 1226. Similarly, the Service may need to introduce sensitive evidence of organized criminal activity, either in the United States or in a foreign country, to establish the basis on which the Service believes that the respondent ''is or has been an illicit trafficker in any controlled substance'' under section 212(a)(2)(C)(i) of the Act, 8 U.S.C. 1182(a)(2)(C)(i), and is inadmissible. The disclosure of such information could clearly jeopardize ongoing criminal investigations and the safety of any sources and law enforcement officers. This rule is necessary to ensure that a respondent in proceedings will not disclose that information to individuals not authorized to possess the information.

This rule is also necessary because apparently innocuous law enforcement or national security information may be valuable to persons with a broader view of a subject. See generally, *McGehee* v. *Casey,* 718 F.2d 1137, 1149 (D.C. Cir. 1983) (''[d]ue to the mosaic-like nature of intelligence gathering, for example, [w]hat may seem trivial to the uninformed may appear of great

moment to one who has a broad view of the scene and may put the questioned item of information in context'') (internal quotations omitted). Certain circumstances may therefore require that access to information submitted to an immigration judge be restricted. This regulation provides immigration judges and the Service with the flexibility to protect this information where necessary.

In this post-September 11, 2001, era, the highest priority of the Department of Justice (''Department'') is to prevent, detect, disrupt, and dismantle terrorism while preserving constitutional liberties. The intelligence and law enforcement communities' ability to collect and protect information relating to terrorist organizations is vital to the success of the United States' mission against terrorism. Failure to protect sensitive information may impede future collection efforts or aid terrorists who seek to harm Americans by revealing the thrust, sources, and methods of the Government's investigations. Disclosures of such sensitive information could allow terrorists to discern patterns in an investigation, enabling them to evade detection in the future. Disclosure of sensitive information could also reveal the identity of witnesses, allowing terrorists to threaten those witnesses or their families, and to make all witnesses less likely to cooperate. Such disclosures could also give terrorists clues as to what the Government knows and, sometimes more importantly, what the Government does not know. Such information could enable terrorists to adjust their plans in ways that avoid Government detection and that further endanger American lives. The Third Circuit recently recognized this principle:

''We are not inclined to impede investigators in their efforts to cast out, root and branch, all vestiges of terrorism both in our homeland and in far off lands. As the [Supreme] Court has stated:

'Few interests can be more compelling than a nation's need to ensure its own security. It is well to remember that freedom as we know it has been suppressed in many countries. Unless a society has the capability and will to defend itself from the aggressions of others, constitutional protections of any sort have little meaning.'

Wayte v. *United States,* 470 U.S. 598, 611–612 (1985).''

Kiareldeen v. *Ashcroft,* 273 F.3d 542, 555–56 (3d Cir. 2001). The premise of this interim rule is that ongoing investigations require that sensitive information be protected from general disclosure in immigration proceedings