

Ability to market means, for purposes of determining the State cane sugar allotments and sugarcane processor allocations for Hawaii and Puerto Rico, the estimated quantity of sugar, raw value, as CCC determines, that will be produced in the cane State or by the sugarcane processor, as appropriate, during the applicable crop year; for determining the remaining State cane sugar allotments, the highest single year of sugar production for the State during the 1999 through 2003 crop years; for determining the sugarcane processor allocations for mainland cane States other than Louisiana, the highest single year of sugar production for the processor during the 1999 through 2003 crop years; and, for determining the sugarcane processor allocations for Louisiana, the simple average of two amounts for each processor, including:

- (1) The production of sugar for the processor, stated in short tons, raw value, during Crop Year 2003, as determined by CCC; and
(2) The simple average of 3 years of the processor's production of sugar, stated in short tons, raw value, from among the 1999 through 2003 crop years, excluding the year in which the production was the highest and the year in which the production was the lowest. With respect to the 2003 crop year, each processor's production shall be the same as determined under paragraph (1).

\* \* \* \* \*

Market or marketing means the transfer of title associated with the sale or other disposition of sugar in United States commerce, including the forfeiture of sugar loan collateral under Subpart B, and for any integrated processor and refiner, the movement of raw cane sugar into the refining process.

\* \* \* \* \*

Sugar means any grade or type of saccharine product derived, directly or indirectly, from sugarcane, sugar beets, sugarcane molasses or sugar beet molasses and consisting of, or containing, sucrose or invert sugar, including raw sugar, refined crystalline sugar, edible molasses, edible cane syrup, liquid sugar, and in-process sugar.

\* \* \* \* \*

Subpart D—Flexible Marketing Allotments for Sugar

- 3. In § 1435.309 revise paragraphs (a), (b), and (c) to read as follows:

§ 1435.309 Reassignment of deficits.

- (a) CCC will determine, from time to time, whether sugar beet or sugarcane processors will be unable to market their allocations.
(b) Sugar beet and sugar cane processors will report to CCC current inventories, estimated production, expected marketings, and any other pertinent factors CCC deems appropriate to determine a processor's ability to market their allocation.
(c) If CCC determines a sugarcane processor will be unable to market its fall allocation for the crop year in which an allotment is in effect, the deficit will be reassigned by June 1:
(1) First, to allocations of other sugarcane processors within that State based on each processor's initial allocation share of the State's allotment, but no processor may receive reassigned allocation such that its allocation exceeds its estimated total sugar supply.
(2) If the deficit cannot be eliminated after reassignment within the same State, be reassigned to the other cane States based on each State's initial share of the cane sugar allotment, but no State may receive reassigned State allotment

such that its allocation exceeds its estimated total sugar supply, with the reassigned quantity to each State being allocated according to paragraph (c)(1) of this section.

\* \* \* \* \*

Signed in Washington, DC, on September 1, 2004.

James R. Little, Executive Vice President, Commodity Credit Corporation.

[FR Doc. 04-20587 Filed 9-10-04; 8:45 am]

BILLING CODE 3410-05-P

FEDERAL TRADE COMMISSION

16 CFR Part 305

Sample Labels

CFR Correction

In Title 16 of the Code of Federal Regulations, parts 0 to 999, revised as of January 1, 2004, part 305 is corrected by:

- 1. Replacing Sample Label 3 on page 311 with Sample Label 3 on page 306, and adding the following Prototype Label 3 in place of Sample Label 3 on page 306, and
2. Replacing Sample Label 4 on page 312 with Sample Label 4 on page 307, and adding the following Prototype Label 4 on page 307.

PART 305—RULE CONCERNING DISCLOSURES REGARDING ENERGY CONSUMPTION AND WATER USE OF CERTAIN HOME APPLIANCES AND OTHER PRODUCTS REQUIRED UNDER THE ENERGY POLICY AND CONSERVATION ACT ("APPLIANCE LABELING RULE")

APPENDIX I—SAMPLE LABELS

\* \* \* \* \*

All copy Arial Narrow Regular or Bold as below.  
 Helvetica Condensed series typeface or other equivalent also acceptable.

All copy x 28 pi.

10/12 Arial Narrow → Based on standard U.S. Government tests

# ENERGYGUIDE

12/14 Arial Narrow Bold → **Water Heater – Natural Gas**  
**Capacity (first hour rating):**  
**60 gallons**

12/14 Arial Narrow Bold → **XYZ Corporation**  
**Model(s) RP23**  
**RP38**

**Compare the Energy Use of this Water Heater with Others Before You Buy.**

14/14 Arial Narrow → **This Model Uses**  
**240 Therms/year**

24 pt. rule → **Energy use (Therms/year) range of all similar models**

1 pt. rule → **Uses Least Energy**  
**245**

16 Arial Narrow Bold → **Uses Most Energy**  
**295**

The Estimated Annual Energy Consumption of this model was not available at the time the range was published.

10/12 Arial Narrow Use bold where indicated → **Therms/year** is a measure of energy use. Your utility company uses it to compute your bill. Only models with first hour ratings of 56 to 64 gallons are used in this scale.

1 pt. rule → **Natural gas water heaters that use fewer therms/year cost less to operate. This model's estimated yearly operating cost is:**

18 Arial Narrow Bold → **\$165**

10/12 Arial Narrow → Based on a 2000 U.S. Government national average cost of 68.8¢ per therm for natural gas. Your actual operating cost will vary depending on your local utility rates and your use of the product.

6/8 Arial Narrow → Important: Removal of this label before consumer purchase violates the Federal Trade Commission's Appliance Labeling Rule (16 C.F.R. Part 305).

Prototype Label 3

All copy Arial Narrow Regular or Bold as below.  
Helvetica Condensed series typeface or other equivalent also acceptable.

All copy x 28 pi.

10/12 Arial Narrow → Based on standard U.S. Government tests

12/14 Arial Narrow Bold → **ENERGYGUIDE**

12/14 Arial Narrow Bold → **Central Air Conditioner Cooling Only Split System**

12/14 Arial Narrow Bold → **XYZ Corporation Model 12345**

20/22 Arial Narrow Bold → **Compare the Energy Efficiency of this Air Conditioner with Others Before You Buy.**

14/14 Arial Narrow → **This Model's Efficiency**

10 Arial Narrow → **11.5<sup>SEER</sup>**

1 pt. rule →

24 pt. rule → **Energy efficiency range of all similar models**

16 Arial Narrow Bold → **Least Efficient**

14/14 Arial Narrow Bold → **10.0**

10/12 Arial Narrow Use bold where indicated → **SEER, the Seasonal Energy Efficiency Ratio, is a measure of energy efficiency for central air conditioners.**

1 pt. rule →

14/14 Arial Narrow Bold → **Central air conditioners with higher SEERs are more energy efficient.**

Bullets 10 pt. →

- This energy rating is based on U.S. Government standard tests of this condenser model combined with the most common coil. The rating may vary slightly with different coils.
- Federal law requires the seller or installer of this appliance to make available a fact sheet or directory giving further information about the efficiency and operating cost of this equipment. Ask for this information.

6/8 Arial Narrow → Important: Removal of this label before consumer purchase violates the Federal Trade Commission's Appliance Labeling Rule (16 C.F.R. Part 305).

Prototype Label 4

[FR Doc. 04-55518 Filed 9-10-04; 8:45 am]

BILLING CODE 1505-01-D

## SOCIAL SECURITY ADMINISTRATION

### 20 CFR Part 422

[Regulations No. 22]

RIN 0960-AF87

#### Evidence Requirements for Assignment of Social Security Numbers (SSNs); Assignment of SSNs to Foreign Academic Students in F-1 Status

**AGENCY:** Social Security Administration (SSA).

**ACTION:** Final rules.

**SUMMARY:** We are revising our rules for assigning SSNs to foreign academic students in Department of Homeland Security (DHS, which has subsumed

most of the various functions of the former Immigration and Naturalization Service or INS) classification status F-1 (referred to throughout this preamble as F-1 students). Specifically, we are requiring additional evidence for F-1 students who are applying for SSNs. Like all other applicants, an F-1 student must provide SSA with evidence of age, identity, immigration status, and work authorization. In addition, unless the F-1 student has an employment authorization document (EAD) from DHS or is authorized by the F-1 student's school for curricular practical training (CPT), the F-1 student must provide evidence that he or she has been authorized by the school to work and has secured employment or a promise of employment before we will assign an SSN. These rules will further enhance the integrity of SSA's enumeration processes for assigning SSNs by reducing the proliferation of

SSNs used for purposes that are not related to work and thereby decreasing the potential for SSN fraud and misuse.

**DATES:** These regulations are effective October 13, 2004.

**Electronic Version:** The electronic file of this document is available on the date of publication in the **Federal Register** at <http://www.gpoaccess.gov/fr/index.html>. It is also available on the Internet site for SSA (i.e., Social Security Online) at <http://policy.ssa.gov/pnpublic.nsf/LawsRegs>.

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