

§ 1032.74

cannot be located, or because the cooperative association or its lawful successor or assignee is no longer in existence, the payment shall be made to the producer-settlement fund, and in the event that the handler subsequently locates and pays the producer or a lawful claimant, or in the event that the handler no longer exists and a lawful claim is later established, the market administrator shall make the required payment from the producer-settlement fund to the handler or to the lawful claimant, as the case may be.

(f) In making payments to producers pursuant to this section, each handler shall furnish each producer, except a producer whose milk was received from a cooperative association handler described in §1000.9(a) or (c), a supporting statement in a form that may be retained by the recipient which shall show:

(1) The name, address, Grade A identifier assigned by a duly constituted regulatory agency, and payroll number of the producer;

(2) The daily and total pounds, and the month and dates such milk was received from that producer;

(3) The total pounds of butterfat, protein, and other solids contained in the producer's milk;

(4) The somatic cell count of the producer's milk;

(5) The minimum rate or rates at which payment to the producer is required pursuant to the order in this part;

(6) The rate used in making payment if the rate is other than the applicable minimum rate;

(7) The amount, or rate per hundred-weight, or rate per pound of component, and the nature of each deduction claimed by the handler; and

(8) The net amount of payment to the producer or cooperative association.

[64 FR 47985, Sept. 1, 1999, as amended at 65 FR 82838, Dec. 28, 2000; 68 FR 7067, Feb. 12, 2003]

§ 1032.74 [Reserved]

§ 1032.75 Plant location adjustments for producer milk and nonpool milk.

For purposes of making payments for producer milk and nonpool milk, a

7 CFR Ch. X (1-1-05 Edition)

plant location adjustment shall be determined by subtracting the Class I price specified in §1032.51 from the Class I price at the plant's location. The difference, plus or minus as the case may be, shall be used to adjust the payments required pursuant to §§ 1032.73 and 1000.76.

§ 1032.76 Payments by a handler operating a partially regulated distributing plant.

See § 1000.76.

§ 1032.77 Adjustment of accounts.

See § 1000.77.

§ 1032.78 Charges on overdue accounts.

See § 1000.78.

ADMINISTRATIVE ASSESSMENT AND MARKETING SERVICE DEDUCTION

§ 1032.85 Assessment for order administration.

See § 1000.85.

§ 1032.86 Deduction for marketing services.

See § 1000.86.

PART 1033—MILK IN THE MIDEAST MARKETING AREA

Subpart—Order Regulating Handling

GENERAL PROVISIONS

Sec.

1033.1 General provisions.

DEFINITIONS

1033.2 Mideast marketing area.

1033.3 Route disposition.

1033.4 Plant.

1033.5 Distributing plant.

1033.6 Supply plant.

1033.7 Pool plant.

1033.8 Nonpool plant.

1033.9 Handler.

1033.10 Producer-handler.

1033.11 [Reserved]

1033.12 Producer.

1033.13 Producer milk.

1033.14 Other source milk.

1033.15 Fluid milk products.

1033.16 Fluid cream product.

1033.17 [Reserved]

1033.18 Cooperative association.

1033.19 Commercial food processing establishment.

Agricultural Marketing Service, USDA

§ 1033.2

HANDLER REPORTS

- 1033.30 Reports of receipts and utilization.
- 1033.31 Payroll reports.
- 1033.32 Other reports.

CLASSIFICATION OF MILK

- 1033.40 Classes of utilization.
- 1033.41 [Reserved]
- 1033.42 Classification of transfers and diversions.
- 1033.43 General classification rules.
- 1033.44 Classification of producer milk.
- 1033.45 Market administrator's reports and announcements concerning classification.

CLASS PRICES

- 1033.50 Class prices, component prices, and advanced pricing factors.
- 1033.51 Class I differential and price.
- 1033.52 Adjusted Class I differentials.
- 1033.53 Announcement of class prices, component prices, and advanced pricing factors.
- 1033.54 Equivalent price.

PRODUCER PRICE DIFFERENTIAL

- 1033.60 Handler's value of milk.
- 1033.61 Computation of producer price differential.
- 1033.62 Announcement of producer prices.

PAYMENTS FOR MILK

- 1033.70 Producer-settlement fund.
- 1033.71 Payments to the producer-settlement fund.
- 1033.72 Payments from the producer-settlement fund.
- 1033.73 Payments to producers and to cooperative associations.
- 1033.74 [Reserved]
- 1033.75 Plant location adjustments for producer milk and nonpool milk.
- 1033.76 Payments by a handler operating a partially regulated distributing plant.
- 1033.77 Adjustment of accounts.
- 1033.78 Charges on overdue accounts.

ADMINISTRATIVE ASSESSMENT AND MARKETING SERVICE DEDUCTION

- 1033.85 Assessment for order administration.
- 1033.86 Deduction for marketing services.

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Subpart—Order Regulating Handling

GENERAL PROVISIONS

§ 1033.1 General provisions.

The terms, definitions, and provisions in part 1000 of this chapter apply to this part 1033. In this part 1033, all references to sections in part 1000 refer to part 1000 of this chapter.

DEFINITIONS

§ 1033.2 Mideast marketing area.

The marketing area means all territory within the bounds of the following states and political subdivisions, including all piers, docks, and wharves connected therewith and all craft moored thereat, and all territory occupied by government (municipal, State, or Federal) reservations, installations, institutions, or other similar establishments if any part thereof is within any of the listed states or political subdivisions:

INDIANA COUNTIES

Adams, Allen, Bartholomew, Benton, Blackford, Boone, Brown, Carroll, Cass, Clay, Clinton, Dearborn, Decatur, De Kalb, Delaware, Elkhart, Fayette, Fountain, Franklin, Fulton, Grant, Hamilton, Hancock, Hendricks, Henry, Howard, Huntington, Jackson, Jasper, Jay, Jefferson, Jennings, Johnson, Kosciusko, Lagrange, Lake, La Porte, Lawrence, Madison, Marion, Marshall, Miami, Monroe, Montgomery, Morgan, Newton, Noble, Ohio, Owen, Parke, Porter, Pulaski, Putnam, Randolph, Ripley, Rush, Shelby, St. Joseph, Starke, Steuben, Switzerland, Tippecanoe, Tipton, Union, Vermillion, Vigo, Wabash, Warren, Wayne, Wells, White, and Whitley.

KENTUCKY COUNTIES

Boone, Boyd, Bracken, Campbell, Floyd, Grant, Greenup, Harrison, Johnson, Kenton, Lawrence, Lewis, Magoffin, Martin, Mason, Pendleton, Pike, and Robertson.

MICHIGAN COUNTIES

All counties except Delta, Dickinson, Gogebic, Iron, Menominee, and Ontonagon.

OHIO

The townships of Woodville and Madison in Sandusky County and all other counties in Ohio except Erie, Huron, and Ottawa.