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PART I
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Conservation Service
Agriculture Department
Army Department
Atomic Energy Commission
Civil Aeronautics Board
Coast Guard
Commodity Credit Corporation
Defense Department
Economic Opportunity Office
Federal Aviation Administration
Federal Communications Commission
Federal Maritime Commission
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Food and Drug Administration
Geological Survey
Health, Education, and
Welfare Department
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Interstate Commerce Commission
Land Management Bureau
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Up-to-date Revision

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Appointed January 20–April 20, 1969

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Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 150—EXEMPTIONS AND CONTINUED REGULATORY AUTHORITY IN AGREEMENT STATES UNDER SECTION 274

Transfer of Products Containing By-product Material and Source Material Exempted From Licensing and Regulatory Requirements

On February 24, 1968, the Atomic Energy Commission published in the *FEDERAL REGISTER* (33 F.R. 3346) a proposed amendment to 10 CFR Part 150 which would redefine the category of products containing radioactive materials over whose transfer by the manufacturer, processor, or producer in an Agreement State the Commission retains jurisdiction. The notice of proposed rule making was published in the *FEDERAL REGISTER* once each week for four consecutive weeks, allowing 60 days for public comment after initial publication.

After consideration of the comments and other factors involved, the Commission has adopted the proposed amendment. The text of the effective rule is the same as the proposed rule except for clarifying changes of language.

Subsection 274c of the Atomic Energy Act of 1954, as amended, provides that notwithstanding any agreement between the Atomic Energy Commission and any State, the Commission is authorized to require that the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source, byproduct, or special nuclear material shall not transfer possession or control of such product except pursuant to a license issued by the Commission.

In issuing 10 CFR Part 150, which implemented certain provisions of section 274 of the Act, in 1962, the Commission exercised its authority under subsection 274c of the Act by providing (§ 150.15(a)(6)) that persons in Agreement States are not exempt from the Commission's licensing requirements with respect to . . .

(6) The transfer of possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source, byproduct, or special nuclear material, intended for use by the general public.

In retaining regulatory authority over transfer of products "intended for use by the general public", the Commission was seeking to maintain surveillance over the safety of products containing radioactive materials, without the imposition of regulatory controls, and to be able to assess

the effect of the attendant uncontrolled addition of these radioactive materials to the environment.

In view of the increasing difficulty in determining whether or not such products are intended for use by the general public, the Commission has adopted the amendment of Part 150 set out below, which changes § 150.15(a)(6) by deleting the phrase "product . . . intended for use by the general public" and substituting therefor the phrase "product . . . whose subsequent possession, use, transfer and disposal by all other persons are exempted from licensing and regulatory requirements of the Commission under Parts 30 and 40 of this chapter."

Under Part 150 as amended below the transfer of possession or control by a manufacturer, processor, or producer of any equipment, device, commodity, or other product containing byproduct material or source material whose subsequent possession, use, transfer, and disposal by all other persons are exempted from Commission licensing and regulatory requirements under Parts 30 and 40, is not subject to the licensing and regulatory authority of an Agreement State even though the product is manufactured, processed, or produced pursuant to an Agreement State license. The manufacturer of such products in an Agreement State is subject to the Commission's regulatory authority with respect to transfer of any product which has been so exempted from the Commission's licensing and regulatory requirements. The Commission has confined its regulation of the transfer of exempt products to specifications for the products, quality control procedures, requirements for testing, and labeling. The authority of Agreement States to regulate any radiation hazards that might arise during manufacture of such products is not affected by the amendment. Accordingly, dual regulation will continue to be avoided.

Pursuant to the Atomic Energy Act of 1954, as amended, and sections 552 and 553 of title 5 of the United States Code, the following amendment to Title 10, Chapter I, Code of Federal Regulations, Part 150, is published as a document subject to codification effective thirty (30) days after publication in the *FEDERAL REGISTER*.

Section 150.15(a)(6) is amended to read as follows:

§ 150.15 Persons not exempt.

(a) Persons in Agreement States are not exempt from the Commission's licensing and regulatory requirements with respect to the following activities:

(6) The transfer of possession or control by the manufacturer, processor, or producer of any equipment, device, com-

modity, or other product containing source material or byproduct material whose subsequent possession, use, transfer, and disposal by all other persons are exempted from licensing and regulatory requirements of the Commission under Parts 30 and 40 of this chapter.

(Sec. 161, 68 Stat. 948; 42 U.S.C. 2201; sec. 274, 73 Stat. 688; 42 U.S.C. 2021)

Dated at Washington, D.C., this 9th day of April 1969.

For the Atomic Energy Commission,

W. B. McCool,
Secretary.

[F.R. Doc. 69-4519; Filed, Apr. 15, 1969; 8:51 a.m.]

Title 7—AGRICULTURE

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER D—PROVISIONS COMMON TO MORE THAN ONE PROGRAM

[Amdt. 6]

PART 792—CONSERVING BASE AND DESIGNATED DIVERTED ACREAGE

Restriction on Grazing

Section 792.3 of the regulations governing conserving base and designated diverted acreage, 31 F.R. 5783, as amended, is further amended by changing paragraph (d) to read as follows:

§ 792.3 Designation, use, and care of diverted acreage under the feed grain, upland cotton, wheat diversion, and wheat certificate programs; approved conservation uses.

(d) *Restriction on grazing.* The designated diverted acreage shall not be grazed during the period between April 30 and October 1 of the current year, or at the election of the State committee with advance notice to the operator and the Director, Farmer Programs Division, between March 31 and September 1 or between April 14 and September 15 or, for 1969 only, between May 14 and October 15, except where the Secretary considers it necessary to permit the diverted acreage to be grazed in order to alleviate a shortage in the area resulting from severe drought, flood, or other natural disaster and consents to such grazing subject to an appropriate reduction in the payment rate.

(Titles III, IV, V, and VI of the Food and Agriculture Act of 1965, 79 Stat. 1187; Public Law 90-475, 82 Stat. 701)

Effective date. This amendment shall become effective on the date of its publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on May 1, 1969.

KENNETH E. FRICK,
Administrator, Agricultural Sta-
bilization and Conservation
Service.

[P.R. Doc. 69-5431; Filed, May 6, 1969;
8:47 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Regs., 1969 Crop Rice Supp.]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1969 Crop Rice Loan and Purchase Program

The General Regulations Governing Price Support for the 1964 and Subsequent Crops (Revision 1) (31 F.R. 5941) and the 1968 and Subsequent Crops Rice Loan and Purchase Program regulations (33 F.R. 8430) which contain regulations of a general nature with respect to price support operations are further supplemented for the 1969 crop of rice as follows:

Sec.	
1421.325	Purpose.
1421.326	Availability.
1421.327	Maturity of loans.
1421.328	Support rates.

AUTHORITY: The provisions of this subpart issued under sec. 4, 62 Stat. 1070, as amended; 16 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, sec. 101, 401, 62 Stat. 1051, as amended, 1054, sec. 302, 72 Stat. 988; 15 U.S.C. 714c, 7 U.S.C. 1421, 1441.

§ 1421.325 Purpose.

This subpart contains additional program provisions which, together with the applicable provisions of the regulations specified in § 1421.300 of the 1968 and Subsequent Crop Rice Loan and Purchase Program regulations, and any amendments thereto, apply to loans and purchases for the 1969 crop rice.

§ 1421.326 Availability.

(a) **Loans.** Producers must request a loan on 1969 crop eligible rice on or before March 31, 1970.

(b) **Purchases.** Producers desiring to offer eligible rice not under loan for purchase must execute and deliver to the county office prior to April 30, 1970, a Purchase Agreement (Form CCC-614) indicating the approximate quantity of rice they will sell to CCC.

§ 1421.327 Maturity of loans.

Unless demand is made earlier, loans on rice will mature on April 30, 1970.

§ 1421.328 Support rates.

The loan rate for rice placed under a loan other than a loan on rice stored commingled in an approved warehouse shall be the applicable basic support rate specified in paragraph (a) of this section adjusted as provided in paragraphs (c) and (d) of this section. The support rate for loans on rice stored commingled in an approved warehouse and for settlement of all loans and purchases shall be the applicable basic support rate specified in paragraph (a) of this section, adjusted in accordance with the provisions of this section and §§ 1421.310 and 1421.72.

(a) **Basic rates.** The basic support rate per 100 pounds of rice shall be computed as follows: Multiply the yield (in pounds per hundredweight) of head rice by the applicable value factor for head rice (as shown in the table below according to class) and round the result to the nearest hundredth. Similarly, multiply the difference between the total yield and the head rice yield (in pounds per hundredweight) by the applicable value factor for broken rice and round the result to the nearest hundredth. Add the results (as rounded) of these two computations to obtain the basic loan or purchase rate per 100 pounds of rice and express such rate in dollars and cents.

VALUE FACTORS FOR HEAD AND BROKEN RICE¹

Rough rice class	Head rice	Broken rice
	Cents per pound	
Long grains	8.08	4.00
Medium grains	7.08	4.00
Short grains	7.03	4.00

¹ These value factors may be changed. Such changes, if any, will be made by an amendment to this section issued shortly after Aug. 1, 1969.

(b) **Premium.** The basic support rate determined under paragraph (a) of this section shall be adjusted by the following premium:

	Cents per 100 pounds
Grade U.S. No. 1	10

(c) **Discounts.** The basic support rate determined under paragraph (a) of this section shall be adjusted by the following discount.

	Cents per 100 pounds
Grade U.S. No. 3	15
Grade U.S. No. 4	30
Grade U.S. No. 5	50

(d) **Location differentials.** For rice produced in the areas specified below discounts for location (to adjust for transportation costs of moving the rice to an area where competitive milling facilities are available) shall be applied to the basic support rate determined under paragraph (a) of this section and shall be in addition to any adjustment under paragraph (b) or (c) of this section: *Provided, however,* That if such rice is transported and stored in a rice producing area where no location differential is ap-

plicable, no discount for location shall be applied.

DIFFERENTIAL TABLE

Area	Discount per 100 pounds
State of Florida	\$1.06
Imperial County, Calif., and adjacent counties in Arizona and California	1.05
States of North Carolina and South Carolina	1.02
Counties of Holt, Lewis, Lincoln, Marion, Pike, and St. Charles in Missouri and Adams in Illinois	.68
Counties of Lafayette, Little River, and Miller in Arkansas; Bowie in Texas; McCurtain in Oklahoma and Bossier Parish in Louisiana	.47

Effective upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on May 1, 1969.

KENNETH E. FRICK,
Executive Vice President,
Commodity Credit Corporation.

[P.R. Doc. 69-5452; Filed, May 6, 1969;
8:49 a.m.]

[CCC Grain Price Support Rereal Loan Regs., 1965 and Subsequent Storage Periods (1969-70 Supp. Amdt. 1)]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—Farm Storage Rereal Loan Program (1969-70 Storage Period Supplement)

1969-70 STORAGE PAYMENT RATES

The regulations issued by CCC and published at 34 F.R. 6 and containing provisions applicable to the 1969-70 Rereal Storage Period are hereby amended as follows:

In § 1421.3535, paragraph (a) is amended to include storage payment rates for the 1969-70 storage period. The amended paragraph reads as follows:

§ 1421.3535 Storage payment rates.

(a) **1969-70 storage period.** Storage payments for the 1969-70 storage period will be computed as provided in § 1421-3488 using the following rates:

Crop	Unit	Rate per month	Rate per year
1968 corn, wheat, barley, and soybeans (bushel)	100	\$1.095	\$13.14
1968 grain sorghum (hundredweight)	100	1.96	23.52
1968 oats (bushel)	100	.821	9.855
1967, 1966, 1965, and 1964 corn and wheat, 1967, 1966, and 1965 barley, 1967 and 1966 soybeans (bushel)	100	1.004	12.045
1967, 1966, and 1965 oats (bushel)	100	.73	8.76
1967, 1966, 1965, and 1964 grain sorghum (hundredweight)	100	1.707	21.56

Effective date: Upon publication in the FEDERAL REGISTER.