

Agricultural Marketing Service, USDA

§ 59.18

from the egg as broken from the shell and separated from the yolk.

[36 FR 9814, May 28, 1971, as amended at 37 FR 6657, Apr. 4, 1972; 40 FR 20057, May 8, 1975. Redesignated at 42 FR 32514, June 27, 1977, and amended at 43 FR 60138, Dec. 26, 1978. Redesignated at 46 FR 63203, Dec. 31, 1981, and amended at 47 FR 46070, Oct. 15, 1982; 47 FR 54421, Dec. 3, 1982; 54 FR 37289, Sept. 8, 1989; 60 FR 49168, Sept. 21, 1995; 60 FR 58199, Nov. 27, 1995]

ADMINISTRATION

§ 59.10 Authority.

The Administrator shall perform, for and under the supervision of the Secretary, such duties as the Secretary may require in the enforcement or administration of the provisions of the Act, and this part. The Administrator may waive for a limited period any particular provisions of the regulations to permit experimentation so that new procedures, equipment, and processing techniques may be tested to facilitate definite improvements and at the same time to maintain full compliance with the spirit and intent of the regulations. The Agricultural Marketing Service and its officers and employees shall not be liable in damages through acts of commission or omission in the administration of this part.

[42 FR 2971, Jan. 14, 1977. Redesignated at 42 FR 32514, June 27, 1977, and at 46 FR 63203, Dec. 31, 1981]

§ 59.13 Federal and State cooperation.

The Secretary shall, whenever he determines that it would effectuate the purposes of the Act, authorize the Administrator to cooperate with appropriate State and other governmental agencies in carrying out any provisions of the Egg Products Inspection Act and these regulations. In carrying out the provisions of the Act and the regulations, the Secretary may conduct such examinations, investigations, and inspections as he determines practicable through any officer or employee of any such agency commissioned by him for such purpose. The Secretary shall reimburse the States and other agencies for the services rendered by them in such cooperative programs as agreed to in the cooperative agreements as signed by the Administrator and the

duly authorized agent of the State or other agency.

§ 59.17 Nondiscrimination.

The conduct of all services and the licensing of graders and inspectors under these regulations shall be accomplished without discrimination as to race, color, religion, sex, national origin, age, or disability.

[40 FR 20057, May 8, 1975. Redesignated at 42 FR 32514, June 27, 1977, and at 46 FR 63203, Dec. 31, 1981; and amended at 60 FR 49169, Sept. 21, 1995]

§ 59.18 OMB control numbers assigned pursuant to the Paperwork Reduction Act.

(a) *Purpose.* This section collects and displays the control numbers assigned to information collection requirements by the Office of Management and Budget contained in 7 CFR 59 pursuant to the Paperwork Reduction Act of 1980, Pub. L. 96-511.

(b) *Display.*

7 CFR section where identified and described	Current OMB control number
§ 59.10	0581-0113
§ 59.13	0581-0113
§ 59.22	0581-0113
§ 59.28(a)(1)	0581-0113
§ 59.40	0581-0113
§ 59.45(c)(1)	0581-0113
§ 59.45(c)(3)	0581-0113
§ 59.45(d)	0581-0113
§ 59.110(a)	0581-0113
§ 59.112	0581-0113
§ 59.122	0581-0113
§ 59.124	0581-0113
§ 59.126	0581-0113
§ 59.128(a)	0581-0113
§ 59.140	0581-0113
§ 59.144	0581-0113
§ 59.146(b)	0581-0113
§ 59.146(d)	0581-0113
§ 59.155	0581-0113
§ 59.160(c)	0581-0113
§ 59.160(d)	0581-0113
§ 59.160(f)(3)	0581-0113
§ 59.160(f)(4)	0581-0113
§ 59.200(a)	0581-0113
§ 59.200(b)	0581-0113
§ 59.220	0581-0113
§ 59.240	0581-0113
§ 59.320	0581-0113
§ 59.402(a)	0581-0113
§ 59.411(a)	0581-0113
§ 59.411(b)	0581-0113
§ 59.411(e)	0581-0113
§ 59.411(f)	0581-0113
§ 59.418(c)	0581-0113
§ 59.430(b)	0581-0113
§ 59.435(b)	0581-0113
§ 59.435(c)	0581-0113
§ 59.440(c)	0581-0113

7 CFR section where identified and described	Current OMB control number
§ 59.500(h)	0581–0113
§ 59.504(c)	0581–0113
§ 59.504(d)	0581–0113
§ 59.504(h)	0581–0113
§ 59.504(k)	0581–0113
§ 59.504(o)(1)	0581–0113
§ 59.504(o)(2)	0581–0113
§ 59.504(o)(3)(i)	0581–0113
§ 59.504(o)(3)(iii)	0581–0113
§ 59.504(o)(3)(iv)	0581–0113
§ 59.504(o)(3)(v)	0581–0113
§ 59.515(a)(8)	0581–0113
§ 59.520(h)	0581–0113
§ 59.522(f)	0581–0113
§ 59.522(x)	0581–0113
§ 59.522(aa)(2)	0581–0113
§ 59.530(d)	0581–0113
§ 59.534(a)	0581–0113
§ 59.544(b)	0581–0113
§ 59.544(c)	0581–0113
§ 59.544(d)	0581–0113
§ 59.552(a)(3)	0581–0113
§ 59.552(b)(1)(i)	0581–0113
§ 59.552(b)(2)	0581–0113
§ 59.570(c)	0581–0113
§ 59.575(b)(3)	0581–0113
§ 59.575(d)	0581–0113
§ 59.580(c)	0581–0113
§ 59.600	0581–0113
§ 59.610(a)	0581–0113
§ 59.620	0581–0113
§ 59.640(b)(1)	0581–0113
§ 59.680(a)	0581–0113
§ 59.690	0581–0113
§ 59.720(a)(2)	0581–0113
§ 59.720(a)(3)	0581–0113
§ 59.720(a)(4)	0581–0113
§ 59.720(c)	0581–0113
§ 59.760	0581–0113
§ 59.800	0581–0113
§ 59.840	0581–0113
§ 59.905(a)	0581–0113
§ 59.915(a)	0581–0113
§ 59.915(b)	0581–0113
§ 59.920	0581–0113
§ 59.930(f)	0581–0113
§ 59.950(a)	0581–0113
§ 59.960	0581–0113
§ 59.965	0581–0113

[48 FR 34238, July 28, 1983, as amended at 50 FR 23270, June 3, 1985; 54 FR 37290, Sept. 8, 1989]

SCOPE OF INSPECTION

§ 59.20 Inspection in accordance with methods prescribed or approved.

Inspection of eggs and egg products shall be rendered pursuant to these regulations and under such conditions and in accordance with such methods as may be prescribed or approved by the Administrator.

§ 59.22 Basis of service.

These regulations provide for inspection services pursuant to the Egg Prod-

ucts Inspection Act. Eggs and egg products shall be inspected in accordance with such standards, methods, and instructions as may be issued or approved by the Administrator. Inspection services shall be subject to supervision at all times by the applicable Federal-State supervisor, egg products supervisor, Regional Director, and National Supervisor.

§ 59.24 Egg products plants requiring continuous inspection.

No plant in which egg products processing operations are conducted shall process egg products without continuous inspection under these regulations, except as expressly exempted in § 59.100.

§ 59.26 Egg products entering or prepared in official plants.

Eggs and egg products processed in an official plant shall be inspected, processed, marked, and labeled as required by these regulations. Egg products entering an official plant shall have been inspected, processed, marked, and labeled as required by these regulations.

§ 59.28 Other inspections.

(a) Periodic inspections shall be made of:

(1) Business premises, facilities, inventories, operations, and records of egg handlers, and the records of all persons engaged in the business of transporting, shipping, or receiving any eggs or egg products. In the case of shell egg packers packing eggs for the ultimate consumer (i.e., packed for direct use of household consumers, restaurants, institutions, etc.), such inspections shall be made a minimum of once each calendar quarter. Hatcheries are to be inspected a minimum of once each fiscal year.

(2) Exempted plants to determine that such plants are operating pursuant to these regulations.

(b) Inspections shall be made of imported eggs and egg products as required in this part.

[36 FR 9814, May 28, 1971, as amended at 40 FR 20057, May 8, 1975. Redesignated at 42 FR 32514, June 27, 1977, and at 46 FR 63203, Dec. 31, 1981; and amended at 60 FR 49169, Sept. 21, 1995]