

**Agricultural Marketing Service, USDA**

**§ 1076.5**

PRODUCER PRICE DIFFERENTIAL

- 1076.60 Handler's value of milk.
- 1076.61 Producer price differential.
- 1076.62 Announcement of producer prices.

PAYMENTS FOR MILK

- 1076.70 Producer-settlement fund.
- 1076.71 Payments to the producer-settlement fund.
- 1076.72 Payments from the producer-settlement fund.
- 1076.73 Payments to producers and to cooperative associations.
- 1076.74 Butterfat differential.
- 1076.75 Plant location adjustments for producers and on nonpool milk.
- 1076.76 Payments by handler operating a partially regulated distributing plant.
- 1076.77 Adjustment of accounts.
- 1076.78 Charges on overdue accounts.

ADMINISTRATIVE ASSESSMENT AND MARKETING SERVICE DEDUCTION

- 1076.85 Assessment for order administration.
- 1076.86 Deduction for marketing services.

AUTHORITY: Secs. 1-19, 48 Stat. 31, as amended (7 U.S.C. 601-674).

SOURCE: 39 FR 16312, May 8, 1974, unless otherwise noted.

**Subpart—Order Regulating Handling**

GENERAL PROVISIONS

**§ 1076.1 General provisions.**

The terms, definitions, and provisions in part 1000 of this chapter are hereby incorporated by reference and made a part of this order.

DEFINITIONS

**§ 1076.2 Eastern South Dakota marketing area.**

*Eastern South Dakota marketing area*, hereinafter called the "marketing area," means all of the territory within the counties listed below, including all territory within such counties which is occupied by government (municipal, State or Federal) reservations, installations, institutions, or other establishments:

IOWA COUNTY

Lyon.

MINNESOTA COUNTIES

Lincoln, Nobles, Pipestone, Rock.

SOUTH DAKOTA COUNTIES

Aurora, Beadle, Bon Homme, Brookings, Clark, Clay, Codington, Davison, Deuel, Douglas, Hamlin, Hanson, Hutchison, Jerauld, Kingsbury, Lake, Lincoln, McCook, Miner, Minnehaha, Moody, Sanborn, Spink, Turner, Union (except Jefferson Township and the city of North Sioux City and the unorganized territory adjacent thereto), Yankton.

[41 FR 18057, Apr. 30, 1976]

**§ 1076.3 Route disposition.**

*Route disposition* means a delivery (including delivery by a vendor or a sale from a plant store, or distribution center) of any fluid milk product classified as Class I milk to retail or wholesale outlets, except a delivery in bulk form to a milk (including filled milk) processing plant. The route disposition of a handler shall be attributed to the processing and packaging plant from which the Class I milk is moved to retail or wholesale outlets without intermediate movement to another processing plant.

**§ 1076.4 Plant.**

*Plant* means the land, buildings, facilities, and equipment constituting a single operating unit or establishment at which milk or milk products (including filled milk) are received, processed or packaged. Separate facilities used only as a distribution point for storing packaged fluid milk products in transit for route disposition or separate facilities used only as a reload point for transferring bulk milk from one tank truck to another shall not be a "plant" under this definition.

[46 FR 27905, May 22, 1981]

**§ 1076.5 Distributing plant.**

*Distributing plant* means a plant which is approved by an appropriate health authority for the processing or packaging of Grade A milk and from which there is route disposition during the month in the marketing area.