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(k) *Cotton classer*. An employee of the Department so designated by the Director after having passed the prescribed practical cotton classing examination.

(l) *License*. A license issued under the Act by the Secretary to sample cotton.

(m) *Licensed warehouse or gin*. A cotton warehouse or gin licensed under the United States Cotton Standards Act to sample cotton.

(n) *Cotton*. The word *cotton* means cotton of any variety produced within the continental United States. In this subpart, for administrative convenience the word ''cotton'' is used to signify vegetable hair removed from cottonseed in the usual process of ginning.

(o) *Upland Cotton*. All cotton grown anywhere within the continental United States including the growths sometimes referred to as Upland, Gulf, and Texas cotton, but excluding American Pima growths.

(p) Official Cotton Standards. Official Cotton Standards of the United States for the color grade and the leaf grade of American upland cotton, the color grade and the leaf grade of American Pima cotton, the length of staple, and fiber property measurements, adopted or established pursuant to the Act, or any change or replacement thereof.

(q) *Universal standards*. The official cotton standards of the United States for the grade of American upland cotton.

(r) *Person*. Individual, association, partnership, or corporation, or two or more individuals having a joint or common interest.

(s) *Owner*. Person who through financial interest, owns, controls, or has the disposition either of cotton or of samples.

(t) *Custodian*. Person who has possession or control of cotton or of samples, as agent, controller, broker, or factor, as the case may be.

(u) *State*. A State, Territory, or district of the United States.

(Sec. 2, Pub. Res. 72–73, 47 Stat. 1621 (7 U.S.C. 51b); sec. 3c, Pub. L. 75–28, 50 Stat. 62 (7 U.S.C. 473c))

[22 FR 10932, Dec. 28, 1957, as amended at 28 FR 10633, Oct. 3, 1963; 30 FR 6637, May 14, 1965; 42 FR 24711, May 16, 1977; 46 FR 24927, May 4, 1981; 52 FR 30880, Aug. 18, 1987; 58 FR 41993, Aug. 6, 1993; 65 FR 36600, June 9, 2000]

ADMINISTRATIVE AND GENERAL

§ 28.3 Director.

The Director shall perform for and under the supervision of the Secretary and the Administrator, such duties as the Secretary or the Administrator may require in enforcing the provisions of the Act and the regulations issued thereunder.

§ 28.4 Classing offices.

Classing Offices shall be maintained at points designated by the Administrator. Requests for the review of the classification and/or comparison of cotton performed by Classing Offices may be referred to the Quality Control Section.

[52 FR 30881, Aug. 18, 1987]

§§ 28.5–28.6 [Reserved]

§ 28.7 Area Director, Classing Office; responsibility.

Subject to this subpart and the instructions of the Director, the Area Director of each Classing Office shall be responsible for the proper performance of the duties imposed on such office and on the persons connected therewith. The Area Director shall be responsible for receiving all correspondence relating to the classification of cotton under the act and for providing that all samples are prepared for classification and/or comparison in such manner that the name of the owner and/or the custodian shall be unknown to the cotton classers until after the samples are classified.

[52 FR 30881, Aug. 18, 1987]

§ 28.8 Classification of cotton; determination.

For the purposes of the Act, the classification of any cotton shall be determined by the quality of a sample in accordance with Official Cotton Standards of the United States for the color grade and the leaf grade of American upland cotton, the length of staple, and fiber property measurements such as micronaire. High Volume Instruments will determine all fiber property measurements except leaf grade and extraneous matter. High Volume Instrument colormeter measurements will be used