

NORTH DAKOTA—Continued

County	Rate per bushel	County	Rate per bushel
Oliver	\$.75	Slope	\$.75
Pembina	.83	Stark	.75
Pierce	.75	Steele	.84
Ramsey	.79	Stutsman	.82
Ransom	.87	Towner	.75
Renville	.71	Trall	.85
Richland	.90	Walsh	.83
Rolette	.74	Ward	.72
Sargent	.88	Wells	.79
Sheridan	.76	Williams	.69
Sioux	.77		

OHIO

All counties	\$.93
--------------	-------

OKLAHOMA

All counties	\$.88
--------------	-------

OREGON

Clatsop	\$1.11	All other counties	\$1.02
Multnomah	1.11		

PENNSYLVANIA

Philadelphia	\$1.18	All other counties	\$1.02
--------------	--------	--------------------	--------

RHODE ISLAND

All counties	\$1.02
--------------	--------

SOUTH CAROLINA

Charleston	\$1.18	All other counties	\$1.08
------------	--------	--------------------	--------

SOUTH DAKOTA

Aurora	\$.84	Jackson	\$.80
Beadle	.86	Jerauld	.84
Bennett	.80	Jones	.83
Bon Homme	.87	Kingsbury	.88
Brookings	.90	Lake	.87
Brown	.86	Lawrence	.73
Brule	.84	Lincoln	.87
Buffalo	.84	Lyman	.84
Butte	.73	McCook	.85
Campbell	.81	McPherson	.83
Charles Mix	.85	Marshall	.88
Clark	.88	Meade	.74
Clay	.88	Mellette	.83
Codington	.89	Miner	.85
Corson	.77	Minnehaha	.87
Custer	.75	Moody	.89
Davison	.84	Pennington	.76
Day	.88	Perkins	.75
Deuel	.91	Potter	.84
Dewey	.77	Roberts	.90
Douglas	.85	Sanborn	.84
Edmunds	.84	Shannon	.78
Fall River	.75	Spink	.87
Faulk	.85	Stanley	.83
Grant	.91	Sully	.84
Gregory	.85	Todd	.83
Haakon	.80	Tripp	.84
Hamlin	.89	Turner	.86
Hand	.85	Union	.89
Hanson	.84	Walworth	.82
Harding	.73	Washabaugh	.80
Hughes	.84	Yankton	.87
Hutchinson	.86	Ziebach	.76
Hyde	.84		

TENNESSEE

Shelby	\$1.05	All other counties	\$1.03
--------	--------	--------------------	--------

TEXAS

Galveston	\$1.12	San Patricio	\$1.12
Harris	1.12	All other counties	.93
Jefferson	1.12		
Nueces	1.12		

UTAH

All counties	\$.78
--------------	-------

VERMONT

All counties	\$1.02
--------------	--------

VIRGINIA

County	Rate per bushel	County	Rate per bushel
Chesapeake (Norfolk)	\$1.18	All other counties	\$1.02

WASHINGTON

Clark	\$1.11	Pierce	\$1.11
Cowlitz	1.11	All other counties	1.02
King	1.11		

WEST VIRGINIA

All counties	\$1.02
--------------	--------

WISCONSIN

Milwaukee	\$1.03	All other counties	\$0.97
-----------	--------	--------------------	--------

WYOMING

All counties	\$.81
--------------	-------

(b) *Discounts.* (1) The basic rates shall be adjusted by discounts as follows: Rye containing more than three-tenths of 1 percent ergot (ergoty rye containing in excess of 1 percent is not eligible for warehouse-storage loans).

Ergot content (percent):	Discount (cents per bushel)
0.31-0.40	1
0.41-0.50	2
0.51-0.60	3
0.61-0.70	4
0.71-0.80	5
0.81-0.90	6
0.91-1.00	7

Rye grading U.S. No. 4 on the factor of test weight only:

Test weight (pounds):	Discount (cents per bushel)
51.0-51.9	5
50.0-50.9	10
49.0-49.9	15

Rye grading U.S. No. 3 on account of being "thin."

"Thin" rye (percent):	Discount (cents per bushel)
15.1-17.0	1
17.1-19.0	2
19.1-21.0	3
21.1-23.0	4
23.1-25.0	5

Rye grading U.S. No. 4 on account of being "thin."

(2) The discounts shall be 5 cents per bushel plus 1 cent for each 2 percent of "thin" rye or fraction thereof, in excess of 25 percent.

Weed control discount (where required by § 1421.25) 10

(3) Other factors: Amounts determined by CCC to represent market discounts for quality factors not specified above which affect the value of rye such as (but not limited to) moisture, weevily, ergoty, stones, musty, sour, and heating. Such discounts will be established approximately 1 month prior to the loan maturity date for rye and will thereafter be adjusted from time to time as CCC determines appropriate to reflect changes in market conditions. Producers may obtain schedules of such factors and discounts and adjustments thereof at county ASCS offices approximately 1 month prior to the loan maturity date or as soon thereafter as practicable.

Effective date: Upon publication in the FEDERAL REGISTER (5-4-72).

Signed at Washington, D.C., April 26, 1972.

CARROLL G. BRUNTHAVER,
Acting Executive Vice President,
Commodity Credit Corporation.

[FR Doc.72-6709 Filed 5-3-72;8:45 am]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter 1—Animal and Plant Health Inspection Service, Department of Agriculture

SUBCHAPTER A—ANIMAL WELFARE

PART 11—HORSE PROTECTION

Clarification of Boots

Pursuant to the provisions of the Act of December 9, 1970 (Public Law 91-540; 84 Stat. 1404; 15 U.S.C. 1821-1831), Part 11, Title 9, Code of Federal Regulations, relating to the protection of certain show horses against the practice of "soring" is hereby amended in the following respects:

Section 11.3 is amended to read:

§ 11.3 Boots.

The only boots permitted to be used under the regulations in this part on any horse shall be:

(a) Those boots known to the industry as "fixed boots." These include types such as, but not limited to, heel boots, trotting boots, skid or sliding boots, splint boots, quarter boots, and shoe-guard boots.

(b) Hinged quarter boots which meet the following requirements: The lower portion of the boot shall be firmly attached by a strap and buckle or similar humane device to the foot below the hairline. The upper half of the boot shall be fastened to the lower half in such a manner that there shall be not more than a 1-inch separation between the two halves and that such connection does not cause pain or discomfort. The upper half of the boot shall be constructed in such a way that any part in contact with the skin shall be soft, smooth, and free of projections. No attachments, weights, or other devices shall be affixed to the upper half of the boot, except that a fastening device may be used if it is so designed and used as to avoid physical pain to the horse when moving and to avoid extreme physical distress and inflammation of any part of the horse.

(c) Rubber bell boots which are characterized by a bell shape and soft flexible rubber and which weigh 16 ounces or less.

(d) Leather bell boots: *Provided, That:*
(1) The inner surface of the boot must be smooth, straight and flat and free of all swellings, projections, or sharp edges, except for any unavoidable structural irregularities;

- (2) The lining must be soft leather, felt or similar material;
 - (3) The boots shall not weigh in excess of 16 ounces each;
 - (4) The bell portion, exclusive of any soft roll on the top, shall completely encircle the pastern and shall be a minimum of 2½ inches in height.
- (Sec. 9, 84 Stat. 1406; 15 U.S.C. 1828; 29 F.R. 16210, as amended; 37 F.R. 6327, 6505)

Effective date. The foregoing amendment shall become effective upon publication in the FEDERAL REGISTER (5-4-72).

The purpose of this amendment is to clarify the provisions of the regulations in § 11.3 which specify the kind of boots permitted to be used under the regulations in this part on any horse.

The foregoing amendment should be made effective promptly in order to effectuate the objectives of the Horse Protection Act. Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and unnecessary, and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 1st day of May 1972.

F. J. MULHERN,
Acting Administrator, Animal
and Plant Health Inspection
Service.

[FR Doc.72-6791 Filed 5-3-72;8:49 am]

SUBCHAPTER D—EXPORTATION AND IMPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS

PART 92—IMPORTATION OF CERTAIN ANIMALS AND POULTRY AND CERTAIN ANIMAL AND POULTRY PRODUCTS; INSPECTION AND OTHER REQUIREMENTS FOR CERTAIN MEANS OF CONVEYANCE AND SHIPPING CONTAINERS THEREON

Restrictions on Importation of Poultry and Other Birds

Pursuant to the provisions of section 2 of the Act of February 2, 1903, as amended, and sections 2, 3, 4, and 11 of the Act of July 2, 1962 (21 U.S.C. 111, 134a, 134b, 134c, and 134f), Part 92, Title 9, Code of Federal Regulations is hereby amended in the following respects:

§ 92.1 [Amended]

- 1. Section 92.1(c) is amended to read: (c) Deputy Administrator, Veterinary Services. The Deputy Administrator, Veterinary Services, or any official in the Veterinary Services unit of the Animal and Plant Health Inspection Service of the Department to whom authority has heretofore been delegated or may hereafter be delegated to act in his stead.
- 2. In § 92.2, paragraphs (a) and (b) are amended and new paragraph (c) is added to read:

§ 92.2 General prohibitions; exceptions.

(a) No animal or product subject to the provisions of this part shall be brought into the United States except in accordance with the regulations in this part and Part 94 of this subchapter; nor shall any such animal or product be handled or moved after physical entry into the United States before final release from quarantine or any other form of governmental detention except in compliance with such regulations.

(b) The provisions in this Part 92 relating to poultry shall also apply, unless otherwise specified in this part, to all psittacine birds and Greater and Lesser Indian Hill Mynah birds of the species *Gracula religiosa*. Any other birds which arrive in the United States aboard a means of conveyance transporting poultry, psittacine birds, or Greater or Lesser Indian Hill Mynah birds of the species *Gracula religiosa*, may be subjected to the same port of entry inspection, procedures, tests, and quarantines as required by §§ 92.8 and 92.11 for poultry, psittacine birds and Greater and Lesser Indian Hill Mynah birds of the species *Gracula religiosa*, when the Deputy Administrator of Veterinary Services determines and notifies the importer in each specific case that such inspections, tests, and quarantines are necessary to protect the poultry population of the United States.

(c) The provisions in this Part 92 relating to poultry and psittacine and mynah birds shall not apply to healthy psittacine birds and Greater and Lesser Indian Hill Mynah birds of the species *Gracula religiosa* not known to be infected with or exposed within the 45 days preceding their arrival in the United States to communicable diseases of poultry and which are maintained under continuous confinement aboard an ocean vessel or aircraft while in United States territory: *Provided*, That the captain of the vessel or aircraft, if it enters any port of the United States, executes and furnishes to the collector of customs at the port a declaration stating that the birds will be retained aboard such means of conveyance under the conditions required by this paragraph: *And provided further*, That Department inspectors may inspect psittacine and mynah birds on board such means of conveyance as provided in section 5 of the Act of July 2, 1962 (21 U.S.C. 134d) to ascertain whether such conditions are met, and dispose of such birds in accordance with section 2 of the Act of July 2, 1962 (21 U.S.C. 134a) if the conditions are not met.

§§ 92.3, 92.11, 92.19 [Amended]

3. In §§ 92.3(f), 92.11(c) (2), and 92.19 (a), the references to "Greater and Lesser Hill Mynah birds (*Gracula Linnaeus 1758* and *Eulabes Cuvier 1817*)" are deleted, and the term "Greater and Lesser Indian Hill Mynah birds of the species *Gracula religiosa*" is substituted therefor.

4. In § 92.4, the last sentence of paragraph (b) is amended to read:

§ 92.4 Import permits for ruminants, swine, and poultry and for animal semen.

(b) * * * Ruminants, swine, poultry, and animal semen (and psittacine and mynah birds) for which a permit is required by these regulations will not be eligible for entry if a permit has not been issued; if unaccompanied by such a permit; if shipment is from any port other than the one designated in the permit; if arrival in the United States is at any port other than the one designated in the permit; if the animals (including poultry, psittacine and mynah birds) or semen offered for entry differ from those described in the permit; if the animals or semen are not handled as outlined in the application for the permit and as specified in the permit issued; or in the case of ruminants and swine, if ruminants or swine other than those covered by import permits are aboard the transporting carrier.

§ 92.5 [Amended]

5. In § 92.5, in the first and third sentences in paragraph (b) (1), the phrases "except Canada and Mexico as provided in §§ 92.26 and 92.38," and "except as provided in §§ 92.26 and 92.38" are deleted; and paragraph (b) (2) is amended to read:

(2) All species of psittacine birds and Greater and Lesser Indian Hill Mynah birds of the species *Gracula religiosa* offered for importation from any country of the world shall be accompanied by a certificate issued by a full-time salaried veterinary officer of the national government of the country from which the birds were shipped stating that all birds covered by the certificate had been kept under quarantine for a period of at least 45 days, under his immediate supervision in a Department-approved facility in that country in accordance with the requirements of § 92.5a; that during that quarantine period there was no evidence of Newcastle disease, ornithosis, or other communicable diseases common to poultry among the birds in quarantine and insofar as has been possible to determine, they were not exposed to such diseases; that Newcastle disease did not occur anywhere on the premises where the birds were kept or on adjoining premises during the 90 days immediately preceding the exportation of such birds and that these premises are not located in any area under quarantine during the preceding 90 days.

6. A new § 92.5a is added to read as follows:

§ 92.5a Foreign quarantine of psittacine and Greater and Lesser Indian Hill mynah birds intended for importation into the United States; requirements.

Psittacine and Greater and Lesser Indian Hill mynah birds intended for importation into the United States shall be quarantined for a minimum of 45 days, immediately preceding their exportation to the United States, at a "USDA-