Accordingly, § 28.909, paragraph (b) would be revised to reflect the reduction in the HVI classification fees.

As provided for in the Uniform Cotton Classing Fees Act of 1987, as amended, a five cent per bale discount would continue to be applied to voluntary centralized billing and collecting agents as specified in § 28.909 (c).

Growers or their designated agents would continue to incur no additional fees if only one method of receiving classification data was requested. The fee for each additional method of receiving classification data in § 28.910 would remain at five cents per bale, and it would be applicable even if the same method was requested. The other provisions of § 28.910 concerning the fee for an owner receiving classification data from the central database and the fee for new classification memoranda issued for the business convenience of such an owner without reclassification of the cotton would remain the same.

The fee for review classification in § 28.911 would be reduced from \$1.80 per bale to \$1.60 per bale.

The fee for returning samples after classification in § 28.911 would remain at 40 cents per sample.

## List of Subjects in 7 CFR Part 28

Administrative practice and procedures, Cotton, Cotton samples, Grades, Market news, Reporting and recordkeeping requirements, Standards, Staples, Testing, Warehouses.

For the reasons set forth in the preamble, 7 CFR Part 28 is proposed to be amended as follows:

### PART 28—[AMENDED]

1. The authority citation for Part 28 is revised to read as follows:

Authority: 7 U.S.C. 473a, 7 U.S.C. 473c.

2. Section 28.909, paragraph (b) would be revised to read as follows:

#### § 28.909 Costs.

(b) The cost of High Volume Instrument (HVI) cotton classification service to producers is \$1.60 per bale.

3. In Section 28.911, the last sentence of paragraph (a) would be revised to read as follows:

#### § 28.911 Review classification.

(a) \* \* \* The fee for review classification is \$1.60 per bale.

Dated: February 21, 1995.

## Lon Hatamiya,

Administrator.

[FR Doc. 95–4737 Filed 2–23–95; 8:45 am] BILLING CODE 3410–02–P

# **Grain Inspection, Packers and Stockyards Administration**

#### 7 CFR Part 68

#### **United States Standards for Beans**

**AGENCY:** Grain Inspection, Packers and Stockyards Administration, USDA.<sup>1</sup> **ACTION:** Proposed rule.

**SUMMARY:** The Federal Grain Inspection Service (FGIS), of the Grain Inspection, Packers and Stockyards Administration (GIPSA), is proposing to revise the United States Standards for Beans at the request of elements within the Bean Industry. Specifically, FGIS is proposing to eliminate the factor "clean-cut weevil-bored beans" from the grade requirement for the class Blackeye beans and change the grade limits for the factors "total defects," "blistered, wrinkled and/or broken beans," and 'splits' for the class Baby Lima beans. FGIS is proposing to change the standard to facilitate marketing of beans. DATES: Comments must be received by May 25, 1995.

ADDRESSES: Written comments must be submitted to George Wollam, GIPSA-FGIS, USDA, Room 0623 South Building, P.O. Box 96454, Washington, DC, 20090–6454; FAX (202) 720–4628.

All comments received will be made available for public inspection in Room 0623 USDA South Building, 1400 Independence Avenue SW., Washington, DC, during regular business hours (7 CFR 1.27(b)).

FOR FURTHER INFORMATION CONTACT: George Wollam, address as above, telephone (202) 720–0292.

#### SUPPLEMENTARY INFORMATION:

## **Executive Order 12866**

The Department is issuing this proposed rule in conformance with Executive Order 12866.

## **Executive Order 12778**

This proposed rule has been reviewed under Executive Order 12778, Civil Justice Reform. This action is not intended to have retroactive effect. This proposed rule will not preempt any State or local laws, regulations, or policies, unless they present an irreconcilable conflict with this rule. There are no administrative procedures

which must be exhausted prior to any judicial challenge to the provisions of this rule.

## **Regulatory Flexibility Act Certification**

James R. Baker, Administrator, GIPSA, has determined that this proposed rule will not have a significant economic impact on a substantial number of small entities because those persons who apply the standards and most users of the inspection service do not meet the requirements of small entities as defined in the Regulatory Flexibility Act (5 U.S.C. 601 et seq.). Further, the standards are applied equally to all entities.

## Information Collection and Recordkeeping Requirements

In compliance with the Paperwork Reduction Act of 1980 (44 U.S.C. chapter 35), the information collection and recordkeeping requirements in Part 68 have been approved previously by OMB and assigned OMB No. 0580–0013.

#### **Review of Standards**

On September 22, 1993, FGIS published in the Federal Register (58 FR 49248) a request for public comments on several changes to the United States Standards for Beans that had been suggested by the California Bean Shippers Association (CBSA), with the concurrence of the California Dry Bean Advisory Board. Specifically, CBSA recommended that the grading factor "clean-cut weevil-bored beans" be eliminated from the grade requirements for the class Blackeye beans and that "clean-cut weevil-bored beans" be considered as "worm-cut" or "insect damaged" beans. They also recommended that the limits for "total defects," "blistered, wrinkled, and/or broken beans," and "splits" in the class Baby Lima beans be changed to coincide with the grade limits for similar factors in other classes of beans.

Interested parties were invited to participate in the rulemaking process by submitting written comments and/or recommendations regarding the official standards. During the 60-day comment period, one written comment was received from a European industry group. This group recommended that Blackeye beans in grades U.S. Nos. 1, 2, and 3 should not contain more than 0.0, 0.1, and 0.2 percent, respectively, of "clean-cut weevil-bored beans and weevilled beans, total."

"Clean-Cut Weevil-Bored Beans" in Blackeye Beans

The present U.S. standards define "clean-cut weevil-bored beans" as beans

<sup>&</sup>lt;sup>1</sup>The authority to exercise the functions of the Secretary of Agriculture contained in the Agricultural Marketing Act of 1946, as amended (7 U.S.C. 1621–1627), concerning inspection and standardization activities related to grain and similar commodities and products thereof has been delegated to the Administrator, Grain Inspection, Packers and Stockyards Administration (7 U.S.C. 75a; 7 CFR 68.5).