

rates" with "First-Class or Standard Mail rates." In 2.2, replace "third- or fourth-class rates" with "Standard Mail rates." Do not revise the title of 39 CFR 954 shown in 3.7 and 4.3.]

1.0 ORIGINAL ENTRY APPLICATIONS

* * * * *

1.11 Publications Service

Application for Publications Service is in addition to an application for original entry and is subject to E220. Although a publication must be authorized original entry as a Periodicals publication to be eligible for Publications Service, application for both may be made concurrently.

2.0 MAILING WHILE APPLICATION PENDING

2.1 Before Approval

[Add to the end of the section:]

Pending Publications Service publications are charged the applicable Periodicals rate if previously authorized.

* * * * *

E214 Reentry

[In 1.1, 1.2, 1.3, 2.2, 3.1, 3.3, 3.6, and 3.10, replace "second-class" with "Periodicals." In 2.1, replace "second-class mail privileges" with "Periodicals mailing privileges." In 3.10, replace "third- or fourth-class postage" with "Standard Mail postage." Do not revise the title of 39 CFR 954 shown in 3.12.]

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3.0 APPLICATIONS FOR REENTRY

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3.9 During Appeal

During the appeal:

a. Copies of any issue of a publication denied reentry under 1.0 and found unqualified for Periodicals mailing privileges are accepted in a pending status at the applicable Standard Mail rates. For this standard, "pending status" begins when the appeal is filed and continues until the end of the appeal process.

b. Copies of a publication denied reentry under 2.0 are accepted at the currently applicable Periodicals rate.

c. The publisher must submit the applicable Periodicals and Standard Mail mailing statements with each mailing of the publication in a pending status. Failure to submit these statements is sufficient grounds to deny a postage refund under 3.12.

* * * * *

E215 Copies Not Paid or Requested by Addressee

[In 1.8, 2.1, 2.2, and 2.6, replace "second-class" with "Periodicals." In 1.6, replace "second-class mail privileges" with "Periodicals mailing privileges." In 2.6 and 2.7, replace "First-, third-, or fourth-class rate[s]" with "First-Class or Standard Mail rate[s]." In 2.7, replace "third- or fourth-class rates" with "Standard Mail rates."]

E216 Publisher Records

[Relocate current 3.0 to E231 and revise as shown below; renumber current 4.0 and 5.0 as 3.0 and 4.0, respectively; as renumbered, in 1.1, 2.1, 3.1, 3.4, 4.1, and 4.2, replace "second-class" with "Periodicals," and in 1.1, 2.2, 3.2, and 3.3, replace "second-class mail privileges" with "Periodicals mailing privileges."]

E217 Authorization for Special Rates

[In 1.3, 2.1, 2.2, 3.4, and 3.5, replace "second-class" with "Periodicals." In 1.2, 2.1, 2.2, replace "second-class mail privileges" with "Periodicals mailing privileges." In 2.2, replace "First-, third-, or fourth-class rates" with "First-Class or Standard Mail rates." In 2.2, replace "third- or fourth-class postage" with "Standard Mail postage." In 3.4, replace "third- or fourth-class rates" with "Standard Mail rates."]

1.0 APPLICATION

1.1 Basic Information

[Add to the end of the section:]

* * * Preferred rates (except in-county rates) are not available to Publications Service publications.

* * * * *

E220 Publications Service

1.0 BASIC INFORMATION

1.1 Availability

Publications Service is available to authorized Periodicals publications that meet the applicable standards in E211 through E216 (unless specifically excepted) and the additional standards in 2.0, regardless of the category of the publication's authorization for Periodicals mailing privileges. Only the Publications Service rates in R200 are available to Publications Service publications, *except that* in-county rates may be claimed for qualifying copies. The eligibility standards for Publications Service consider only copies mailed at Publications Service rates and exclude copies claimed at in-county rates, copies mailed to addressees at Express Mail, Priority Mail, First-Class Mail, or Standard Mail

rates, and copies distributed outside the mail.

1.2 Application

Publishers must apply for Publications Service in addition to the category of authorization in which Periodicals mailing privileges are sought under E213. A separate application is required for Publications Service although it may be submitted at the same time as an application for Periodicals mailing privileges. Data on the application for original entry or reentry may be used to establish compliance with the further criteria prescribed for Publications Service; additional supporting documentation must be provided as necessary. Decisions on applications for Publications Service are made by the RCSC manager in whose service area the publication is authorized original entry. Appeals of adverse decisions may be made under G020. A publication whose application to mail at Publications Service rates is withdrawn by the publisher or denied by the USPS is ineligible to reapply for authorization for 1 year from the date of the publisher's letter of withdrawal or final denial notice from the USPS.

2.0 ELIGIBILITY

2.1 Standards

Each Publications Service publication must:

a. Contain at least 30% nonadvertising in each issue (advertising is defined in E211).
b. Have a minimum of 75% circulation to a legitimate list of requesters (for requester publications) or subscribers (for other publications). A legitimate list of subscribers meeting the standards applicable to general publications is required for all but requester publications, regardless of whether such a list is otherwise required by the standards applicable to the publication's category of authorization.

c. Have at least 90% of the copies of each issue presorted to 3-digit ZIP Code areas, subject to 2.3 and 2.4.

d. Bear a delivery address that includes the correct numeric ZIP+4 or 5-digit ZIP Code (or, only if prepared with a delivery point barcode (DPBC), the numeric equivalent to the DPBC).

e. Be marked, presorted, and documented as specified in M200, M810 or M820, as applicable, and P012.

f. Meet the postage payment standards in P013 and P200.

g. Be audited by a certified public accountant or national circulation audit service approved by the USPS to verify