

## SUMMARY OF MAJOR ORDER ACTIONS DURING 2004

### FEBRUARY

Pacific Northwest – February 1 (69 FR 1654, 1/12/04.) This order amends the *Producer milk* provision of the Pacific Northwest milk marketing order to eliminate the ability to simultaneously pool the same milk on the order and on a State-operated order that provides marketwide pooling.

### APRIL

Western – April 1 (69 FR 8327, 2/24/04.) This rule terminates the Western Federal milk marketing order effective April 1, 2004.

### MAY

Northeast and Other Marketing Areas – May 1 (69 FR 21950, 4/23/04.) This order amends certain classification of milk provisions in all Federal milk marketing orders. Specifically, this interim order reclassifies milk used to produce evaporated milk in consumer-type packages or sweetened condensed milk in consumer-type packages from Class III to Class IV.

### JULY

Mideast – July 1 (69 FR 34554, 6/22/04.) This final rule adopts an interim final rule concerning pooling provisions of the order. Specifically, this final rule continues to amend the *Pool plant* provisions which: eliminate automatic pool plant status for the 6-month period of March through August, eliminate milk shipments to a distributing plant regulated by another Federal milk order as pool-qualifying shipments under the Mideast order, eliminate the “split plant” feature, eliminate including diversions made by a pool supply plant located outside the marketing area to a second pool plant, and establish a “net shipments” provision for pool supply plants not operated by a cooperative. For the *Producer milk* provisions, this final rule continues amendments which: seasonally adjust and increase the number of days that milk of a producer needs to be delivered to a pool plant and establish year-round diversion limits, adjusted seasonally, for producer milk for handlers pooled under the Mideast order.

Pacific Northwest – July 1 (69 PR 34912, 6/23/04). This final rule adopts order language contained in an interim final rule concerning pooling provisions of the order. Specifically, this final rule continues to amend the *Pool plant* provision which establishes a “cooperative pool manufacturing plant” provision and establishes system pooling for cooperative manufacturing plants. Additionally, this final rule adopts a previously amended *Producer milk* provision which establishes a standard for the number of days during the month that the milk of a producer would need to be delivered to a pool plant in order for the rest of the milk of that producer to be eligible to be diverted to nonpool plants. A year-round diversion limit of 80 percent of total receipts for pool plants previously established and authority granted to the market administrator to adjust the touch-base standard is adopted on a permanent basis.