

§ 1307.2

settlement fund as an obligated balance until it is withdrawn for the purpose of effectuating §1306.3(d).

(c) The compact commission shall place all monies subtracted under §1306.3(b), 1306.3(c), 1306.3(d), and 1306.3(h) in an interest-bearing bank account or accounts in a bank or banks duly approved as a Federal depository for such monies, or invest them in short-term U.S. Government securities.

[62 FR 62826, Nov. 25, 1997, as amended at 65 FR 34580, May 31, 2000]

§ 1307.2 Handlers' producer-settlement fund debits and credits.

On or before the 13th day after the end of the month, the compact commission shall render a statement to each handler showing the amount of the handler's producer-settlement fund debit or credit, as calculated in this section.

(a) The producer-settlement fund debit for each plant and each cooperative association in its capacity as a handler under §1301.9 (d) of this chapter shall be the value computed pursuant to §§1306.1 and 1306.2.

(b) The producer-settlement fund credit for each plant and each cooperative association in its capacity as a handler under §1301.9 (d) shall be computed as specified in this paragraph.

(1) Multiply the quantities of producer milk that were reported by pool plants pursuant to §1303.1 and the quantities or route disposition in the marketing area by partially regulated plants for which a value was determined pursuant to §1306.2(a) by the basic over-order producer price computed under §1306.3.

(2) For any cooperative association in its capacity as a handler under §1301.9 (d), multiply the quantities of all producer milk reported pursuant to §1303.1(c) by the basic over-order producer price computed under §1306.3.

[62 FR 62826, Nov. 25, 1997, as amended at 65 FR 16121, Mar. 27, 2000]

§ 1307.3 Payments to and from the producer-settlement fund.

(a) On or before the 15th day after the end of the month, each handler shall pay to the compact commission the handler's producer-settlement fund

7 CFR Ch. XIII (1-1-01 Edition)

debit for the month as determined under Sec. 1307.2(a).

(b) On or before the 16th day after the end of the month, the compact commission shall pay to each handler the handler's producer-settlement fund credit for the month as determined under Sec. 1307.2(b). If the unobligated balance in the producer-settlement fund is insufficient to make such payments, the compact commission shall reduce uniformly such payments and shall complete them as soon as the funds are available.

[65 FR 16122, Mar. 27, 2000]

§ 1307.4 Method of payment.

If the combined total of the handler's producer-settlement fund debit for the month as determined under §1307.2(a) and the handler's obligation for the month as determined under §1308.1 of this chapter is greater than \$25,000, then the handler must make payment to the compact commission by electronic transfer of funds on or before the 18th day after the end of the month.

[64 FR 23538, May 3, 1999]

§ 1307.5 Payments to producers.

(a) For milk received during the month, payment shall be made so that it is received by each producer no later than the day after the payment date required in section 1307.3(b). Each handler shall make payment to each producer for the milk received from him during the month at not less than the basic over-order producer price per hundredweight computer under Sec. 1306.3. If the handler has not received full payment for the compact commission under Sec. 1307.3(b) by the date payments are due under this paragraph, he may reduce pro rata his payments to producers by an amount not to exceed such underpayment. Such payments shall be completed after receipt of the balance due from the compact commission by the next following date for making payments under this paragraph.

(b) If the handler's net payment to a producer is for an amount less than the total amount due the producer under this section, the burden shall rest upon the handler to prove to the compact