

**Subpart—Assessment Rates**

**§ 905.235 Assessment rate.**

On and after August 1, 2000, an assessment rate of \$0.0055 per 1/8-bushel carton or equivalent is established for assessable Florida citrus covered under the order.

[65 FR 50909, Aug. 22, 2000]

**Subpart—Grade and Size Requirements**

**§ 905.306 Orange, Grapefruit, Tangerine and Tangelo Regulation.**

(a) Except as otherwise provided in § 905.601, during the period specified in

column (2) of table I, no handler shall ship between the production area and any point outside thereof, in the 48 contiguous States and the District of Columbia of the United States, any variety of fruit listed in column (1) of such table unless such variety meets the applicable minimum grade and size (with tolerances for size as specified in paragraph (c) of this section) specified for such variety in columns (3) and (4) of such table.

TABLE I

Variety	Regulation period	Minimum grade	Minimum diameter (inches)
(1)	(2)	(3)	(4)
ORANGES			
Early and midseason .....	01/29/90–08/19/90 .....	U.S. No. 1 Golden .....	2 <sup>1</sup> / <sub>16</sub>
.....	On and after 08/20/90 .....	U.S. No. 1 .....	2 <sup>3</sup> / <sub>16</sub>
Navel .....	On and after 12/7/81 .....	U.S. No. 1 Golden .....	2 <sup>3</sup> / <sub>16</sub>
Temple .....	On and after 12/7/81 .....	U.S. No. 1 .....	2 <sup>3</sup> / <sub>16</sub>
Valencia and other late type .....	05/06/91–09/22/91 .....	U.S. No. 1 Golden .....	2 <sup>1</sup> / <sub>16</sub>
.....	On and after 09/23/91 .....	U.S. No. 1 .....	2 <sup>3</sup> / <sub>16</sub>
GRAPEFRUIT			
Seeded, except red .....	On and after 9/01/94 .....	U.S. No. 1 .....	3 <sup>1</sup> / <sub>2</sub> <sup>1</sup> / <sub>16</sub>
Seeded, red .....	On and after 9/01/94 .....	U.S. No. 1 .....	3 <sup>1</sup> / <sub>2</sub> <sup>1</sup> / <sub>16</sub>
Seedless, red .....	On and after 11/13/00 .....	U.S. No. 1 .....	3 <sup>5</sup> / <sub>16</sub>
Seedless, except red .....	On and after 9/01/94 .....	U.S. No. 1 .....	3 <sup>3</sup> / <sub>16</sub>
TANGERINES			
Dancy .....	On and after September 26, 2000 ..	U.S. No. 1 .....	2 <sup>6</sup> / <sub>16</sub>
Fallglo .....	On and after October 19, 1998 .....	U.S. No. 1 .....	2 <sup>3</sup> / <sub>16</sub>
Honey .....	March 23, 1992–08/23/92 .....	Florida No. 1 Golden .....	2 <sup>3</sup> / <sub>16</sub>
.....	On and after 8/24/92 .....	Florida No. 1 .....	2 <sup>3</sup> / <sub>16</sub>
Robinson .....	On and after September 26, 2000 ..	U.S. No. 1 .....	2 <sup>3</sup> / <sub>16</sub>
Sunburst .....	On and after September 26, 2000 ..	U.S. No. 1 .....	2 <sup>6</sup> / <sub>16</sub>
TANGELOS			
Tangelos .....	On and After 12/7/81 .....	U.S. No. 1 .....	2 <sup>3</sup> / <sub>16</sub>

(b) Except as otherwise provided in § 905.601, during the period specified in column (2) of table II, no handler shall ship to any destination outside the 48 contiguous States and the District of Columbia of the United States any variety of fruit listed in column (1) of

such table unless such variety meets the applicable minimum grade and size (with tolerances for size as specified in paragraph (c) of this section) specified for such variety in columns (3) and (4) of such table.

TABLE II

Variety	Regulation period	Minimum grade	Minimum diameter (inches)
(1)	(2)	(3)	(4)
ORANGES			
Early and midseason .....	01/29/90–08/19/90 .....	U.S. No. 1 Golden .....	2 <sup>1</sup> / <sub>16</sub>
.....	On and after 08/20/90 .....	U.S. No. 1 .....	2 <sup>3</sup> / <sub>16</sub>
Navel .....	On and after 11/24/89 .....	U.S. No. 1 Golden .....	2 <sup>3</sup> / <sub>16</sub>

TABLE II—Continued

Variety	Regulation period	Minimum grade	Minimum diameter (inches)
(1)	(2)	(3)	(4)
Temple .....	On and after 11/24/89 .....	U.S. No. 1 .....	2 <sup>5</sup> / <sub>16</sub>
Valencia and other late type: .....	March 23, 1992–9/27/92 .....	U.S. No. 1 .....	2 <sup>5</sup> / <sub>16</sub>
.....	On and after 9/28/92 .....	U.S. No. 1 .....	2 <sup>5</sup> / <sub>16</sub>
GRAPEFRUIT			
Seeded, except red .....	On and after 09/01/94 .....	U.S. No. 1 .....	3 <sup>3</sup> / <sub>16</sub>
Seeded, red .....	On and after 09/01/94 .....	U.S. No. 1 .....	3 <sup>3</sup> / <sub>16</sub>
Seedless, except red .....	On and after 09/01/94 .....	U.S. No. 1 .....	3 <sup>3</sup> / <sub>16</sub>
Seedless, red .....	On and after 09/01/94 .....	U.S. No. 1 .....	3 <sup>3</sup> / <sub>16</sub>
TANGERINES			
Dancy .....	On and after September 26, 2000 ..	U.S. No. 1 .....	2 <sup>5</sup> / <sub>16</sub>
Fallglo .....	On and after October 19, 1998 .....	U.S. No. 1 .....	2 <sup>5</sup> / <sub>16</sub>
Honey .....	March 23, 1992–08/23/92 .....	Florida No. 1 Golden .....	2 <sup>5</sup> / <sub>16</sub>
.....	On and after 08/24/92 .....	Florida No. 1 .....	2 <sup>5</sup> / <sub>16</sub>
Robinson .....	On and after September 26, 2000 ..	U.S. No. 1 .....	2 <sup>5</sup> / <sub>16</sub>
Sunburst .....	On and after September 26, 2000 ..	U.S. No. 1 .....	2 <sup>5</sup> / <sub>16</sub>
TANGELOS			
Tangelos .....	On and After 11/24/89 .....	U.S. No. 1 .....	2 <sup>5</sup> / <sub>16</sub>

<sup>1</sup>Florida No. 1 Golden grade for Honey tangerines means the same as provided in Rule No. 20–35.03 of the Regulation of the Florida Department of Citrus.

(c) *Size tolerances.* In the determination of minimum size as prescribed in tables I and II, the following tolerances are permitted (1) for *oranges*, as set forth in §2851.1152 of the U.S. Standards for Grades of Florida Oranges and Tangelos, except that such tolerances for other than navel and Temple oranges shall be based only on the oranges in the lot measuring 2<sup>1</sup>/<sub>16</sub> inches or smaller in diameter, and the tolerance for Honey tangerines shall be as specified in §2851.1818 of the U.S. Standards for Grades of Florida Tangerines; (2) for *grapefruit*, as specified in §2851.761 of the U.S. Standards for Grades of Florida Grapefruit; (3) for *tangerines*, as specified in §2851.1818 of the U.S. Standards for Grades of Florida Tangerines; and (4) for *tangelos*, as set forth in §2851.1152 of the U.S. Standards for Grades of Florida Oranges and Tangelos.

(d) Terms used in the marketing order, including Improved No. 2 grade for grapefruit, when used herein, mean the same as is given to the terms in the order; Florida No. 1 grade for Honey tangerines means the same as provided in Rule No. 20–35.03 of the Regulations of the Florida Department of Citrus, and terms relating to grade, except Improved No. 2 grade for grapefruit, and diameter shall mean the same as is given to the terms in the U.S. Standards for Grades of Florida Oranges and

Tangelos (7 CFR 2851.1140–2851.1180), the U.S. Standards for Grades of Florida Tangerines (7 CFR 2851.1810–2851.1835), or the U.S. Standards for Grades of Florida Grapefruit (7 CFR 2851.750–2851.784).

[46 FR 60171, Dec. 8, 1981]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting §905.306, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

EDITORIAL NOTE: After January 1, 1979, “Budget of Expenses and Rate of Assessment” regulations (e.g. sections .200 through .299) and “Handling” regulations (e.g. sections .300 through .399) which are in effect for a year or less, will not be carried in the Code of Federal Regulations. For FEDERAL REGISTER citations affecting these regulations, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

**§ 905.350 Red seedless grapefruit regulation.**

This section establishes the weekly percentages to be used to calculate each handler’s weekly allotment of small sizes. Handlers can fill their allotment with size 56, size 48, or a combination of the two sizes such that the total of these shipments are within the established weekly limits. The weekly percentages for size 48 (3<sup>3</sup>/<sub>16</sub> inches minimum diameter) and size 56 (3<sup>5</sup>/<sub>16</sub> inches