

(2) *Tannin sorghum*. Sorghum which has a pigmented testa (subcoat) and contains not more than 10 percent of kernels without a pigmented testa.

(3) *White sorghum*. Sorghum which lacks a pigmented testa (subcoat) and contains not less than 98.0 percent kernels with a white pericarp, and contains not more than 2.0 percent of

sorghum of other classes. This class includes sorghum containing spots that, singly or in combination, cover 25.0 percent or less of the kernel.

\* \* \* \* \*

(h) *Nongrain sorghum*. Seeds of broomcorn, Johnson-grass, *Sorghum alnum* Parodi, and sudangrass; and

seeds of *Sorghum bicolor* (L.) Moench that appear atypical of grain sorghum.

\* \* \* \* \*

■ 6. Revise § 810.1404 to read as follows:

**§ 810.1404 Grades and grade requirements for sorghum.**

Grading factors	Grades U.S. Nos. <sup>1</sup>			
	1	2	3	4
<b>Minimum pound limits of</b>				
Test weight per bushel .....	57.0	55.0	53.0	51.0
<b>Maximum percent limits of</b>				
Damaged kernels:				
Heat (part of total) .....	0.2	0.5	1.0	3.0
Total .....	2.0	5.0	10.0	15.0
Broken kernels and foreign material:				
Foreign material (part of total) .....	1.0	2.0	3.0	4.0
Total .....	3.0	6.0	8.0	10.0
<b>Maximum count limits of</b>				
Other material:				
Animal filth .....	9	9	9	9
Castor beans .....	1	1	1	1
Crotalaria seeds .....	2	2	2	2
Glass .....	1	1	1	1
Stones <sup>2</sup> .....	7	7	7	7
Unknown foreign substance .....	3	3	3	3
Cockleburrs .....	7	7	7	7
Total <sup>3</sup> .....	10	10	10	10

U.S. Sample grade is sorghum that:

- (a) Does not meet the requirements for U.S. Nos. 1, 2, 3, or 4; or
- (b) Has a musty, sour, or commercially objectionable foreign odor (except smut odor); or
- (c) Is badly weathered, heating, or distinctly low quality.

<sup>1</sup> Sorghum which is distinctly discolored shall not grade higher than U.S. No. 3.

<sup>2</sup> Aggregate weight of stones must also exceed 0.2 percent of the sample weight.

<sup>3</sup> Includes any combination of animal filth, castor beans, crotalaria seeds, glass, stones, unknown foreign substance or cockleburrs.

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## NUCLEAR REGULATORY COMMISSION

### 10 CFR Part 171

#### Annual Fees for Reactor Licenses and Fuel Cycle Licenses and Materials Licenses, Including Holders of Certificates of Compliance, Registrations, and Quality Assurance Program Approvals and Government Agencies Licensed by the NRC

#### CFR Correction

In Title 10 of the Code of Federal Regulations, Parts 51 to 199, revised as of January 1, 2007, in § 171.16, on page

742, paragraph (e) is reinstated to read as follows:

**§ 171.16 Annual fees: Materials licensees, holders of certificates of compliance, holders of sealed source and device registrations, holders of quality assurance program approvals, and government agencies licensed by the NRC.**

\* \* \* \* \*

(e) The activities comprising the surcharge are as follows:

- (1) LLW disposal generic activities;
- (2) Activities not directly attributable to an existing NRC licensee or class(es) of licenses (e.g., international cooperative safety program and international safeguards activities; support for the Agreement State program; decommissioning activities for unlicensed sites; and activities for unregistered general licensees); and
- (3) Activities not currently assessed licensing and inspection fees under 10 CFR part 170 based on existing law or

Commission policy (e.g., reviews and inspections of nonprofit educational institutions and reviews for Federal agencies; activities related to decommissioning and reclamation; and costs that would not be collected from small entities based on Commission policy in accordance with the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*).

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