

Current standard	Proposed	Discussion
<p><b>§ 51.2558 Application of Tolerances</b> The tolerances for the grades apply to the entire lot and shall be based on a composite sample representative of the lot. Any container or group of containers which have kernels obviously different in quality or size from those in the majority of containers shall be considered a separate lot and shall be sampled separately.</p>	<p><b>§ 51.2558 Application of Tolerances</b> The tolerances for the grades apply to the entire lot and shall be based on a composite sample representative of the lot. Any container or group of containers which have kernels obviously different in quality or size from those in the majority of containers shall be considered a separate lot and shall be sampled separately.</p>	<p>There is no change in this text.</p>
<p><b>§ 51.2559 Size Classifications</b> (a) The size of pistachio kernels may be specified in connection with the grade in accordance with one of the following size classifications.</p>	<p><b>§ 51.2559 Size Classifications</b> (a) The size of pistachio kernels may be specified in connection with the grade in accordance with one of the following size classifications.</p>	<p>No change in subparagraph (a); however, size classifications and definitions previously designated as subparagraphs (1) through (5) have been changed as noted. These changes are proposed to conform with current industry terminology and definitions of sizes used in marketing pistachio kernels.</p>
<p>(1) Whole Kernels: 80 percent or more by weight shall be whole kernels and not more than 5 percent of the total sample shall pass through a <math>\frac{1}{64}</math> inch round opening, including not more than 1 percent of the total sample shall pass through a <math>\frac{5}{64}</math> inch round opening. (2) Whole and Pieces: 40 percent or more by weight shall be whole kernels and not more than 15 percent of the total sample shall pass through a <math>\frac{1}{64}</math> inch round opening, including not more than 2 percent of the total sample shall pass through a <math>\frac{5}{64}</math> inch round opening.</p>	<p>(1) Jumbo Whole Kernels: 80 percent or more by weight shall be whole kernels and not more than 5 percent of the total sample shall pass through a <math>\frac{2}{64}</math> inch round hole screen with not more than 1 percent passing through a <math>\frac{1}{64}</math> inch round hole screen. (2) Large Whole Kernels: 80 percent or more, by weight, shall be whole kernels and not more than 2 percent of the total sample shall pass through a <math>\frac{1}{64}</math> inch round hole screen.</p>	<p>Kernel size definitions are proposed to be re-defined to conform to current industry terminology and marketing practices.</p>
<p>(3) Large Pieces: Portions of kernels of which not more than 10 percent will remain on a <math>\frac{2}{64}</math> inch round opening, provided that not more than 20 percent of the total sample shall pass through a <math>\frac{1}{64}</math> inch round opening, including not more than 2 percent of the total sample shall pass through a <math>\frac{5}{64}</math> inch round opening. Not more than 25 percent of the total sample shall be whole kernels. (4) Small Pieces: Portions of kernels of which not more than 10 percent will remain on a <math>\frac{1}{64}</math> inch round opening, provided that not more than 3 percent of the total sample shall pass through a <math>\frac{5}{64}</math> inch round opening. Not more than 3 percent of the total sample shall be whole kernels. (5) Mixed sizes: Means a mixture of any combination of whole kernels or pieces. The percentage of whole kernels and/or pieces may be specified. Not more than 5 percent of the total sample shall pass through a <math>\frac{5}{64}</math> inch round opening.</p>	<p>(3) Large Split Kernels: 75 percent or more, by weight, shall be half kernels split lengthwise and not more than 5 percent of the total sample shall pass through a <math>\frac{1}{64}</math> inch round hole screen. (4) Whole and Broken Kernels: means a mixture of any combination of whole kernels or pieces. The percentage of whole kernels and/or pieces may be specified. Not more than 5 percent of the total sample shall pass through a <math>\frac{5}{64}</math> inch round hole screen.</p>	<p>Kernel size definitions are proposed to be re-defined to conform to current industry terminology and marketing practices.</p>
<p><b>§ 51.2560 Definitions</b> (a) "Well dried" means the kernel is firm and crisp. (b) "Very well dried" means the kernel is firm and crisp and the average moisture content of the lot does not exceed 7 percent or lower levels, if specified (See § 51.2561). (c) "Foreign material" means leaves, sticks, in-shell nuts, shells or pieces of shells, dirt, or rocks, or any other substance other than pistachio kernels. No allowable tolerances for metal or glass. (d) "Whole kernel" means <math>\frac{3}{4}</math> of a kernel or more.</p>	<p><b>§ 51.2560 Definitions</b> (a) "Well dried" means the kernel is firm and crisp. (b) "Very well dried" means the kernel is firm and crisp and the average moisture content of the lot does not exceed 7 percent or is specified (See § 51.2561). (c) "Foreign material" means leaves, sticks, in-shell nuts, shells or pieces of shells, dirt, or rocks, or any other substance other than pistachio kernels. No allowable tolerances for metal or glass. (d) "Whole kernel" means <math>\frac{3}{4}</math> of a kernel or more.</p>	<p>The proposed change in subparagraph (b) allows levels of moisture to be specified under special marketing purposes or customer specifications.</p>