

DEPARTMENT OF FOOD AND AGRICULTURE

Title 3. Food and Agriculture
Division 3. Economics
Chapter 1. Fruit and Vegetable Standardization
Subchapter 4. Fresh Fruits, Nuts, and Vegetables
Article. 6.5. Direct Marketing
March 11, 2020

NOTICE OF A 15-DAY COMMENT PERIOD

Modifications to the Text of Proposed Regulations to Rulemaking File [Notice File No. Z2019-1121-01, Register 2019, No. 49-Z] related to direct marketing

NOTICE IS HEREBY GIVEN that pursuant to the requirements of Government Code Section 11436.8 (c), and Section 44 of Title 1 of the California Code of Regulations (CCR), the California Department of Food and Agriculture (Department) is providing notice of changes made to the action described in the Informative Digest published in the California Regulatory Notice Register on December 6, 2019 [Notice File No. Z2019-1121-01, Register 2019, No. 49-Z] which clarifies and makes specific the conditions of direct marketing at Certified Farmers' Markets.

The Department is proposing to modify the originally proposed text for Sections 1392.2(t); 1392.4(b); 1392.4(m); 1392.5(a)(2); 1392.5(a)(3); 1392.5(b)(1)(i); 1392.5(b)(4); 1392.5(b)(5); 1392.5(b)(6); 1392.6(a)(3); 1392.6(b)(1)(i); 1392.9(b); 1392.9(b)(2); Section 1392.10, Table A, #20; Section 1392.10, Table A, #40; Section 1392.10, Table B, #4; Section 1392.10, Table B, #13; and Section 1392.10, Table B, #15, of Title 3, Division 3, Chapter 1, Subchapter 4, Article 6.5 of the CCR.

Only those portions of the originally proposed text that are indicated by a double underline or ~~double strikethrough~~ have been modified. The remainder of the text remains the same as the originally proposed text.

The 45-day public comment period on the originally proposed text for this proposal began December 6, 2019 and ended at 5:00pm on January 21, 2020. The Department is now publishing a notice of a 15-day comment period on the modified proposed text. The purpose is to allow interested persons time to review the modifications to the proposed text and submit written comments. The 15-day public comment period begins **March 11, 2020 and ends on March 27, 2020 at 5:00 p.m.**

Please note: Any written public comments are to be restricted to the recent modifications as indicated in double underline or ~~double strikethrough~~ within the enclosed language. The California Department of Food and Agriculture is not required to respond to comments received in response to this notice on other aspects of the proposed regulation.

WRITTEN COMMENT PERIOD

The Department will accept written comments regarding the newly proposed changes between **March 11, 2020 and March 27, 2020 at 5:00 p.m.** Comments may also be submitted via facsimile (fax) at (916) 900-5345 or by e-mail to Maria.Tenorio@cdfa.ca.gov. The written comment period closes on **March 27, 2020 at 5:00 p.m.** Submit comments to:

Maria Tenorio, Agriculture Program Supervisor II
California Department of Food and Agriculture
Inspection and Compliance Branch
1220 N Street Sacramento, CA 95814

All written comments received by **March 27, 2020 at 5:00 p.m.**, which pertain to the modified proposed text, will be reviewed and responded to by the Department in the Final Statement of Reasons as part of the compilation of the rulemaking file. Please limit your comments to the modifications of the originally proposed text.