

**DEPARTMENT OF FOOD AND AGRICULTURE  
PROPOSED CHANGES IN THE REGULATIONS**

**Title 3. California Code of Regulations  
Article 22 Citrus**

Amend Section 1430.43 to read:

Section 1430.43. ~~Oranges~~ Citrus Delayed Evidence of Freezing.

Whenever an enforcement officer has reason to believe that any lot or container of ~~oranges~~ citrus is not free from serious damage due to freezing as defined in Sections 1430.23., 1430.30., 1430.33., 1430.39., and 1430.48., and such damage cannot be detected by immediate examination, he may take for inspection a representative sample. The packer, owner, or person in possession of such lot shall be notified that the sample has been taken, and the examination shall be made in a reasonable time.

Note: Authority cited: Sections 407, 42681, 42682, and 42684, Food and Agricultural Code. Reference: Section 42941, Food and Agricultural Code.

Propose Section 1430.142. to read:

1430.142. Citrus Assessment

An assessment may be collected to fund a statewide Navel and Valencia orange, lemon, and mandarin inspection program, a crop estimating service, and a statewide acreage survey.

(a) The assessment would be paid by producers of Navel and Valencia oranges, lemons, and mandarin citrus that are grown in California and prepared for fresh market in the counties specified in Division 17, Chapter 11 of the Food and Agricultural Code.

(b) An assessment at the maximum rate specified in Division 17, Chapter 11 of the Food and Agricultural Code will be assessed per carton shipped by any handler located in the counties referenced in subsection (a).

(c) The Secretary may, based upon a finding and recommendation of the California Citrus Advisory Committee, determine the specific rate necessary to provide the revenue needed to carry out the provisions of this Article.

That assessment may not be:

(1) Adopted prior to the completion of a forty-five day public comment period

(2) More than the maximum assessment stated in subsection (b).

(3) In excess of the projected yearly expenses and reserve sufficient to cover anticipated citrus freeze costs

(d) The first handler shall collect the assessment from the producer

(e) The first handler shall submit all assessments collected at the end of each month during the marketing season.

Note: Authority cited: Sections 407, 42681, and 42684, Food and Agricultural Code. Reference: Section 42941, Food and Agricultural Code.