

**TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE  
ARTICLE 6.5 DIRECT MARKETING**

**SEPTEMBER 22, 2010**

**NOTICE OF MODIFICATIONS TO TEXT OF  
PROPOSED REGULATIONS**

Pursuant to the requirements of Government Code section 11346.8(c), and section 44 of Title 1 of the California Code of Regulations, the California Department of Food and Agriculture is providing notice of changes made to proposed regulation sections 1392.1(d)(2), 1392.1(g), 1392.2(g), 1392.2(h)(3), 1392.2(w)(1), 1392.4(a), and 1392.4(b), Title 3, California Code of Regulations.

The following sufficiently related changes are in response to written comments received regarding the proposed regulatory package. The changes being made include:

Section 1392.1(d)(2) – This section was changed to correctly refer to “field retail stands” as referenced in Food and Agricultural Code Section 47030 instead of “retail stands.” This change was made in order to correspond with the intent of the proposed regulations, which is to clarify and make specific the provisions of Assembly Bill (AB) 2168 (Ch. 477, Stats. of 2008).

Section 1392.1(g) – This section was changed to correctly refer to “field retail stands” as referenced in Food and Agricultural Code Section 47030 instead of “retail stands.” This change was made in order to correspond with the intent of the proposed regulations, which is to clarify and make specific the provisions of Assembly Bill (AB) 2168 (Ch. 477, Stats. of 2008).

Section 1392.2(g) – This section was changed to correctly refer to “field retail stands” as referenced in Food and Agricultural Code Section 47030 instead of “retail stands.” This change was made in order to correspond with the intent of the proposed regulations, which is to clarify and make specific the provisions of Assembly Bill (AB) 2168 (Ch. 477, Stats. of 2008).

Section 1392.2(h)(3) – This section was changed to correctly refer to “field retail stands” as referenced in Food and Agricultural Code Section 47030 instead of “retail stands.” This change was made in order to correspond with the intent of the proposed regulations, which is to clarify and make specific the provisions of Assembly Bill (AB) 2168 (Ch. 477, Stats. of 2008).

Section 1392.2(w)(1) – This section was changed to provide a clear and concise definition of seasoning.

If you have any comments regarding the proposed changes, the Department will accept written comments between September 22, 2010 and October 7, 2010. All written comments must be submitted to the Department no later than 5:00 p.m. on October 7, 2010, and addressed to:

Steve Patton, Compliance Chief  
Inspection and Compliance Branch  
California Department of Food and Agriculture  
1220 N Street, Sacramento, CA 95814  
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All written comments received by October 7, 2010, which pertain to the indicated changes will be reviewed and responded to by the Department's staff as part of the compilation of the rulemaking file. Please limit your comments to the modifications of the text.