



April 29, 2014

**NOTICE OF AMENDMENTS TO THE ADMINISTRATIVE RULES AND REGULATIONS  
PERTAINING TO COLLECTION OF ASSESSMENTS AND REPORTING OF INFORMATION  
TO THE DRY BEAN RESEARCH AND MARKETING PROGRAM**

TO ALL INTERESTED PARTIES:

Upon a recommendation from the California Dry Bean Advisory Board, the California Department of Food and Agriculture (CDFA) has approved amendments to the Administrative Rules and Regulations Pertaining to the Collection of Assessments and the Reporting of Information for Statistical Purposes and the Effective Administration of the Dry Bean Research and Marketing Program (Administrative Rules and Regulations), which were originally implemented in 1977. The specific language for these amendments, which will become effective on May 5, 2014, is printed on the reverse side of this notice.

The first amendment requires dry bean warehousemen handlers to report remaining inventory on hand as part of the monthly assessment report forms filed with the Program. This information will help ensure accuracy of the figures published in the Inventory and Movement Reports each month. Many warehouses have already been reporting this information to the Program.

The second amendment updates the actions and penalties for late payment of assessments and violations of the Administrative Rules and Regulations to be consistent with the provisions set forth in the California Marketing Act (reference Chapter 1, Part 2 of Division 21 of the California Food and Agricultural Code). Specifically, delinquent assessments are subject to a 10 percent penalty, immediately after they are past due, and an additional 5 percent penalty for each 30 days the assessments due remain unpaid. Violations of the Administrative Rules and Regulations are subject to a \$2,500 civil penalty.

A complete copy of the amended Administrative Rules and Regulations is enclosed with this mailing. If you have any questions regarding these amendments, please contact Nathan Sano, Manager of the Dry Bean Advisory Board, at (559) 591-4866 or Joe Monson with the CDFA Marketing Branch at (916) 900-5018.

Sincerely,

Robert Maxie, Chief  
Marketing Branch

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ADMINISTRATIVE RULES AND REGULATIONS PERTAINING TO THE  
COLLECTION OF ASSESSMENTS AND THE REPORTING OF INFORMATION  
FOR STATISTICAL PURPOSES AND THE EFFECTIVE ADMINISTRATION  
OF THE DRY BEAN RESEARCH AND MARKETING PROGRAM

Deletions are shown in ~~red strikethrough~~, additions are shown in *blue italics*

MONTHLY REPORT OF TRANSACTIONS MADE DURING PRECEDING MONTH

1. Within twelve (12) days after each calendar month, each warehouseman handler shall file reports on forms provided for that purpose, showing all transactions at each of that firm's warehouses during the preceding month in dry beans produced in California, regardless of the crop year in which said beans were produced, and showing the following information for each transaction:

*e. The remaining inventory on hand, reported in hundredweight (CWT), for each variety of beans grown in all crop years (current and prior) currently stored in the warehouse. Clean weight may be estimated for beans on hand that have yet to be cleaned, sorted, graded or otherwise prepared for marketing.*

IV. Actions or Penalties for Late Payment or Violations

A. Action for Late Payment of Assessments. Ten percent of the amount due shall be added to any assessment not received by the due date specified in these rules and regulations, unless otherwise ordered by the Director and the Board. *Additionally, five percent of the unpaid balance shall be added for each 30 days the assessments due are unpaid.*

B. Penalties for Violations. Violations of these rules and regulations, the Dry Bean Research and Marketing Program, or the California Marketing Act of 1937, are subject to civil penalty actions in an amount not to exceed ~~\$500~~ *\$2,500* for each and every violation plus costs, unless otherwise ordered by the Director and the Board.