

AMENDED IN SENATE APRIL 11, 2005

SENATE BILL

No. 1041

Introduced by Senator Denham

February 22, 2005

An act to amend ~~Section 55873~~ of Sections 4003 and 4053 of, and to add Sections 3807 and 3969 to, the Food and Agricultural Code, relating to agriculture.

LEGISLATIVE COUNSEL'S DIGEST

SB 1041, as amended, Denham. ~~Farm~~ District agricultural associations: farm products.

Existing law provides for the formation of district agricultural associations for specified purposes, as specified. Each association is a state institution.

This bill would provide that the Department of Food and Agriculture shall work with the boards of directors of the district agricultural associations in order to identify 2 district agricultural associations to be used in a pilot program to evaluate the effectiveness and cost benefits of transitioning a district agricultural association from being an institution of the state to being an institution of, and entirely controlled by, a county or other appropriate local governmental entity.

The bill would also make technical, nonsubstantive, and clarifying changes.

~~Existing law imposes civil and criminal penalties on processors of farm products who engage in specified conduct.~~

~~This bill would make technical, nonsubstantive changes to these provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 55873 of the Food and Agricultural~~
2 ~~Code is amended to read:~~

3 ~~SECTION 1. Section 3807 is added to the Food and~~
4 ~~Agricultural Code, to read:~~

5 ~~3807. "Secretary" means the Secretary of Food and~~
6 ~~Agriculture.~~

7 ~~SEC. 2. Section 3969 is added to the Food and Agricultural~~
8 ~~Code, to read:~~

9 ~~3969. The department shall work with the boards of directors~~
10 ~~of the district agricultural associations in order to identify two~~
11 ~~district agricultural associations to be used in a pilot program to~~
12 ~~evaluate the effectiveness and cost benefits of transitioning a~~
13 ~~district agricultural association from being an institution of the~~
14 ~~state to being an institution of, and entirely controlled by, a~~
15 ~~county or other appropriate local governmental entity.~~

16 ~~SEC. 3. Section 4003 of the Food and Agricultural Code is~~
17 ~~amended to read:~~

18 ~~4003. Any money which is not expended within three years~~
19 ~~after being paid into the Fair and Exposition Fund pursuant to~~
20 ~~Section 4002 shall be added to and become a part of the amount~~
21 ~~available pursuant to Section 19630 of the Business and~~
22 ~~Professions Code for permanent improvements upon the property~~
23 ~~of the state, citrus, county, or district agricultural associations for~~
24 ~~fair purposes, or the purchase of equipment for fair purposes, or~~
25 ~~the acquisition or purchase of real property, including costs of~~
26 ~~appraisal or other incidental costs, to be used as sites for such~~
27 ~~permanent improvements, in such amounts as may be allocated~~
28 ~~by executive order of the Director Secretary of Food and~~
29 ~~Agriculture.~~

30 ~~SEC. 4. Section 4053 of the Food and Agricultural Code is~~
31 ~~amended to read:~~

32 ~~4053. The Director Secretary of Food and Agriculture may~~
33 ~~make available for the use of any association any property of the~~
34 ~~state which is suitable for the purposes of the association and~~
35 ~~which has been obtained by the state by gift from any county or~~
36 ~~city, or otherwise, without cost to the state.~~

37 ~~55873. It is a violation of this chapter if the applicant, or~~
38 ~~licensee, has rejected, without reasonable cause, or has refused to~~

1 ~~accept, without reasonable cause, any farm product which is~~
2 ~~bought or contracted to be bought from a producer by that~~
3 ~~applicant or licensee, or failed or refused, without reasonable~~
4 ~~cause, to furnish or provide boxes or other containers, or hauling,~~
5 ~~harvesting, or any other service which is contracted to be done by~~
6 ~~the licensee in connection with the acceptance, harvesting, or~~
7 ~~other handling of any farm product which is bought or handled or~~
8 ~~contracted to be bought or handled.~~

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