

REVISED

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OREGON DEPARTMENT OF AGRICULTURE OREGON STRAWBERRY COMMISSION

DIVISION 10 ESTABLISHMENT OF ASSESSMENT RATE AND OTHER PROCEDURES OF THE COMMISSION

668-010-0010

Assessments

(1) As authorized or required by ORS 576.325 and 576.335, any person who is a first purchaser (or otherwise is required to pay an assessment to the Oregon Strawberry Commission) for all purchases made on or after [May 15, 2013] **March 10, 2016**, shall deduct and withhold an assessment of [1.25] **1** percent of the gross value of the raw product before any deductions from the price paid to the producer thereof, after [May 15, 2013] **March 10, 2016** for all strawberries grown in Oregon. (See definition of "First Purchaser") Grower-purchasers will use an estimated average of the state price, which will be set by the Commission prior to September 1st each year.

(2) All casual sales of Strawberries shall be exempt from the assessment.

(3) An organic producer will be exempt from assessment if the producer presents the following information to the commission by September 15th of each year:

(a) Either:

(A) A current certificate from a certifying agent under the Organic Foods Production Act, 7 U.S.C. § 6501-6522 and its implementing regulations; or

(B) A statement of exemption from certification under the Organic Foods Production Act, 7 U.S.C. § 6501-6522 and its implementing regulations; and

(b) A production report signed by the producer containing the producer's name, mailing address, species of berries, and pounds and price for each species.

Stat. Auth.: ORS 576.304

Stats. Implemented: ORS 576.325 & ORS 576.335

Hist.: SBY 1, f. 5-31-67; SBY 4(Temp), f. & ef. 6-5-74 - 10-2-74; SBY 5, f. 12-24-74, ef. 1-25-75; SBY 1-1978, f. 5-18-78, ef. 6-1-78; SBY 1-1986, f. & ef. 6-3-86; SBY 2-1986, f. & ef. 8-12-86; SBY 1-1992, f. & cert. ef. 5-15-92; SBY 1-1997, f. & cert. ef. 5-15-97; SBY 1-2001, f. & cert. ef. 2-20-01; SBY 1-2004, f. & cert. ef. 1-15-04