

## Certified Farmers’ Market quick check synopsis sheet for Certified Producers

**This synopsis sheet allows certified producers to make sure they are meeting the requirements for selling at a certified farmers’ market. This is a great tool to use on market day.**

<b>1</b>	CCR 1392 .4(d) 1392.4a	<b><u>Certified Producer Certificate:</u></b> CPC must be current, in possession, embossed, and posted so consumers can easily view it. All certifiable ag products must be listed on CPC.	
<b>2</b>	CCR 1392.4(c)	<b><u>What can be sold at Certified Farmers Market:</u></b> Only agricultural products may be sold in the “certified marketing area” of a certified farmers’ market. The sale of nonagricultural products is not permitted in the “certified marketing area” Agricultural products include all certified and non-certifiable agricultural products.	
	<b>2a.</b>	CCR 1392.2 (1)	<b><u>Certified Agricultural Product:</u></b> Agricultural products, which are certified under the jurisdiction of the county agricultural commissioner. These products include <b>fresh fruits, nuts, vegetables, eggs, honey, flowers, and nursery stock.</b>
	<b>2b.</b>	CCR 1392.2(m)	<b><u>Non-certifiable agricultural Product:</u></b> includes certified agricultural products that have been processed, livestock meats, poultry meats, rabbit meats, and fish, including shellfish that is produced under controlled conditions in waters located in California.
	<b>2c.</b>	New FAC 47000.5(a)	❖ Adds herbs, mushrooms, dairy, pollen, unprocessed bees wax, propolis, royal jelly, and grains to the definition of “agricultural product”
	<b>2d.</b>	New FAC 47000.5(a)	❖ Defines “nonagricultural products” as services, arts, crafts, bakery, candies, soaps, balms, perfumes, cosmetics, pottery, clothing, fabrics, pastas, compost, fertilizers, candles, ceramics, foraged foods, and types of wares. These commodities may not be sold in the “certified marketing area” of the certified farmers’ market.
<b>3</b>	1392.2(i) 1392.2(j)	<b><u>Who May Sell for Certified Producer:</u></b> Immediate family members and employees of the producer.	

4	New: FAC 47004(c).(1)	❖ <b>Sign Requirement:</b> Certified producers are required to post a sign or banner that contains the farm or ranch <b>name, the county</b> of production, and a <b>statement</b> that they only sell what they grow or similar statement.		
5	1392.2(u)	<b>Selling Processed Products(Value Added):</b> Seller has produced all of the ingredients contained in the final product. The only exceptions to this production requirement shall be the inclusion of food coloring, pectin, rennin/rennet or ingredients used as preservatives, seasonings, and flavorings.		
6	CCR 1392.4(m)	<b>Health Department Certificate:</b> If you sell processed agricultural products you must have in possession at the point of sale a health department certificate for the processing facility or other written agreement from the certified kitchen or person that processed the product. If you sell cottage foods (which include jams and jellies), you need to be registered with the California department of public health as a class “A” cottage food operation.		
7	New section 47004.(c)(2)	<b>Label Requirements for Processed Agricultural Products:</b> Every processed product shall have on the package label, container label, or on bulk sales signage the registration number or other identifying reference to the facility where the food was processed or another required labeling statement in accordance with California Health and Safety Code.		
8	FAC 47002(c)	<b>Consumer Containers:</b> Products sold in closed consumer containers need to be labeled with: Identity: Name of Product Responsibility: Name and Address of Producer including zip code. Quantity: Weight		
9	CCR 1392.4(h)	<b>Organic Posting:</b> If you are selling organic products, your organic registration must be posted. Also, if you are certified organic, your certification certificate must also be posted.		
10	CCR 1392.4(f)	<b>Selling for Another Producer:</b> A producer may sell agricultural products on behalf of other certified producers only if the market allows such practice.		
	10a.	CCR 1392.4(f)1	<b>Producer Limit:</b> A Certified Producer may not represent more than two other certified producers in a 12 month period.	
	10b.	CCR 1392.4(f)2	<b>Separate Products:</b> If you are selling on behalf of another producer, make sure you separate your products from theirs. Post other producers CPC in proximity to their products.	

	10c.	CCR 1392.4(f)3	<b><u>Designation on Seller's Certificate:</u></b> IF you are selling for another certified producer, is there name on your CPC?	
	10d.	CCR 1392.4(f)4	<b><u>Designation on Producer's Certificate:</u></b> When selling on behalf of another producer, is your name on their CPC?	
	10e.	CCR 1392.4(f)5	<b><u>Volume of product:</u></b> Cannot sell greater volume of product for 2 <sup>nd</sup> cert than primary cert.	
	10f.	CCR 1392.4(f)9	<b><u>Records Requirement:</u></b> If you sell agricultural products on the behalf of another certified producer or your products are being sold by another producer, you must be able to show records, for not less than three years, for such products. These records must include: <b>a)</b> The date of transfer to seller and accurate amount of products, by weight, or count, transferred. <b>b)</b> The date of sale and accurate amount of products sold. <b>c)</b> Names of both producers involved	
	10g.	CCR 1392.4(i)	<b><u>Sale of Organic products:</u></b> If you are selling organic products or representing products as organic on behalf of another producer you must post at point of sale a copy of the represented producers' current organic registration and certified organic certificate( If producer is certified.) .	
11	1392.4(k)		<b><u>Receipt Requirement:</u></b> A receipt shall be provided to anyone that intends to subsequently sell the product(s) directly to end users or distributes the product(s) at no cost to end users. (Ex. Chef, restaurant, grocery store and non-profit organizations such as food banks and senior centers.)	
12	1392.4(l)		<b><u>Receipt Requirement:</u></b> A receipt shall be provided to the consumer when 25lb or more of one product is sold.	
13	CCR 1392.4(e)		<b><u>Scale Requirements:</u></b> When products are being sold by weight, scale must be type approved and sealed for that year.	
14	CCR 1392.4(c) New section 47004.(b)		<b><u>Selling agricultural products outside the designated Certified Farmers Market area(Community Event Section):</u></b> ❖ Requires market managers to establish a “clearly defined marketing area” where only agricultural products may be sold. Sales of whole fresh fruits, nuts, vegetables or flowers are not allowed outside the area known as the certified farmers' market.	

15	Amended section 47021(a)	<p style="text-align: center;"><b><u>Stall Fee:</u></b></p> <p>❖ As of January 1<sup>st</sup> 2015, a \$2.00 vendor fee will be collected by the market manager for every vendor under market control each market day. <b>This includes people selling commodities in the community events section (crafts, soaps, compost, etc.)</b></p>	
16	47020(c)(1)(A)	<p>Before selling at a certified farmers' market, a producer shall register with the department by applying for and obtaining a certificate from the county agricultural commissioner's office in the county in which the producer's land or facility is located. <u>The application shall include a declaration by the producer that he or she is knowledgeable of and intends to produce in accordance with good agricultural practices, as outlined in the <b>Small Farm Food Safety Guidelines</b> published by the department.</u> Upon approval of an application, the county agricultural commissioner shall issue to the producer a certified producer's certificate.</p> <p>Example of new signature block.</p> <ul style="list-style-type: none"> <li>○ I have reviewed this certificate and certify that the information provided is true and correct. I further certify that I am knowledgeable and intend to produce in accordance with <b><u>GOOD AGRICULTURAL PRACTICES</u></b> as published by the department. See <a href="http://www.cdfa.ca.gov/is/i_&amp;c/cfm.html">http://www.cdfa.ca.gov/is/i_&amp;c/cfm.html</a> for copy of guidelines. I am aware I must also comply with any other local, state or federal laws. I understand that <u>violations of these regulations may subject me to criminal and/or civil penalties, including fines, suspension and/or revocation of this Certificate and/or my privilege to participate in certified farmers' markets.</u></li> </ul>	

- FAC(Food & Agricultural code)
- CCR( California code of regulations)
- ❖ Indicates new law sections found in Assembly bill 1871.