

190C.5 State fees — deposit into general fund of the state.

1. The department acting as a state certifying agent shall establish a schedule of fees by rule.

a. The department shall establish the rate of fees based on an estimate of the amount of revenues from the fees required by the department to administer and enforce this chapter.

b. The department shall annually review the estimate and may change the rate of fees. The fees must be adjusted in order to comply with this subsection.

c. The fees shall be charged to persons who are certified under this chapter, including production operations and handling operations, in a manner that is consistent with the national organic program.

2. a. The department acting as a state certifying agent may charge additional fees for carrying out the duties of that position to the extent that the fees are consistent with the national organic program.

b. The secretary acting as the state organic program's governing state official may charge fees for carrying out the duties of that position to the extent consistent with the national organic program.

3. The department shall collect state fees under this chapter which shall be deposited into the general fund of the state.

98 Acts, ch 1205, §5, 20; 2003 Acts, ch 104, §10, 21; 2009 Acts, ch 41, §77

[SP] Exception for fees collected under 21 IAC ch 47, which are increased by ten percent for fiscal year beginning July 1, 2010, and ending June 30, 2011; amount representing the ten percent increase to be retained by the department for department purposes; 2010 Acts, ch 1031, §253