

Department of Finance		Fund: 0323a
STATE OF CALIFORNIA MANUAL OF STATE FUNDS		PAGE 1 Renumbered From:
<u>Legal Title</u> Commodity Merchant Account		
<u>Legal Citation/Authority</u> Chapter 969, Statutes of 1990 Corporations Code section 29572 (a)		
<u>Fund Classification</u> <u>GAAP Basis</u> Governmental/Special Revenue Funds	<u>Fund Classification</u> <u>Legal Basis</u> Government/General Fund Special Accounts	
<u>Purpose</u> This fund was established to deposit fees and fines received from commodity merchants. This program is being instituted to help prevent fraudulent sales of commodities in California. Those people who are telephonic sellers of commodities are also required to pay a fee. These funds are deposited in the Telephonic Seller of a Commodity or a Commodity Contract Account (Fund 0324).		
<u>Administering Agency/Organization Code</u> Department of Corporations/Org 2180		
<u>Major Revenue Source</u> <ul style="list-style-type: none"> • Fees received from commodity merchants transacting business in California. • One-half of the fines collected for violations. 		
<u>Disposition of Fund (upon abolishment)</u> Pursuant to Government Code section 16346, absent language that identifies a successor fund, any balance remaining in this fund upon abolishment shall be transferred to the General Fund.		
<u>Appropriation Authority</u> Upon appropriation by the Legislature.		
<u>State Appropriations Limit</u> Excluded- Revenues in this fund are not proceeds of taxes, however, when transferred, may become proceeds of taxes. These revenues are used to regulate the activities engaged in by the payers.		
<u>Comments/Historical Information</u> Chapter 969/90 created the Commodity Merchant Account. Chapter 469/93 removed reference to the Commodity Merchant Account and the Telephonic Seller of a Commodity or a Commodity Contract Account and redirected the fees collected for deposit into the State Corporations Fund (0067). The Commodity Merchant Account was, therefore, abolished effective 01/01/94. Chapter 466/96 repealed Section 29570, effective 01/01/97.		