

**State of California
Office of Administrative Law**

In re:
Department of Food and Agriculture

Regulatory Action:

Title 03, California Code of Regulations

Adopt sections:

Amend sections: 3435(b)

Repeal sections:

**NOTICE OF APPROVAL OF CERTIFICATE OF
COMPLIANCE**

**Government Code Sections 11349.1 and
11349.6(d)**

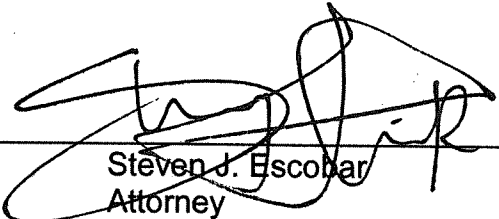
OAL Matter Number: 2015-0914-01C

**OAL Matter Type: Certificate of Compliance
(C)**

This Certificate of Compliance by the Department of Food and Agriculture (the "Department") makes permanent the prior emergency rulemaking action (OAL File No. 2015-0319-02E) that expanded the quarantine area for the Asian Citrus Psyllid ("ACP") *Diaphorina citri* by approximately 79 square miles in the Bonnadelle Ranchos-Madera area of Madera County. This amendment provides authority for the state to perform quarantine activities against ACP within this additional area.

OAL approves this regulatory action pursuant to section 11349.6(d) of the Government Code.

Date: September 30, 2015



Steven J. Escobar
Attorney

For: DEBRA M. CORNEZ
Director

Original: Karen Ross

Copy: Sara Khalid

NOTICE PUBLICATION/REGULATIONS SUBMISSION



(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2015-0416-01	REGULATORY ACTION NUMBER 2015-0914-01C	EMERGENCY NUMBER
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For use by Office of Administrative Law (OAL) only	
NOTICE	REGULATIONS

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

SEP 30 2015
2:10 pm

AGENCY WITH RULEMAKING AUTHORITY
Department of Food and Agriculture

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER 2015, 182	PUBLICATION DATE 5/1/2015

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Asian Citrus Psyllid Interior Quarantine	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2015-0319-02E
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)
ADOPT
AMEND 3435 (b)
REPEAL
TITLE(S) 3

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input checked="" type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify) _____	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))

Effective on filing with Secretary of State

\$100 Changes Without Regulatory Effect

Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

Department of Finance (Form STD. 399) (SAM §6660)

Fair Political Practices Commission

State Fire Marshal

Other (Specify) _____

7. CONTACT PERSON Sara Khalid	TELEPHONE NUMBER 916-403-6625	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) Sara.Khalid@cdfa.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE 9-8-15
TYPED NAME AND TITLE OF SIGNATORY Nick Condos, Director, Plant Health and Pest Prevention Services	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

SEP 30 2015

Office of Administrative Law

Amend the following section:

Section 3435. Asian Citrus Psyllid Interior Quarantine.

....

(b) Area Under Quarantine:

....

(6) In Madera County: Beginning at the intersection of Road 26 and Berenda Creek; then, starting northwesterlyeasterly along said creek to its intersection with Avenue 26; then, easterly along said avenue to its intersection with Road 29; then, southerly along said road to its intersection with Road 603; then, easterly along said road to its intersection with Road 603; then, southerly along said road to its intersection with Road 400; then, southwesterly along said road to its intersection with Mud Spring Creek; then, southerly along said creek to its intersection with an imaginary line; then, southerly along said line to its intersection with Madera Canal at 37.055748 latitude and -119.892804 longitude; then, southeasterly along said canal to its intersection with State Highway 41; then, southerly along said highway to its intersection with Avenue 15; then, westerly along said avenue at 36.966858 latitude and -119.809668 longitude; then, southerly along an imaginary line to its intersection with an Unnamed Creek at 36.944709 latitude and -119.809224 longitude; then, northeasterly along said creek to its intersection with State Highway 41; then, southerly along said highway to its intersection with Avenue 12; then, westerly along said avenue to its intersection with an Unnamed Creek at 36.922516 latitude and -119.810818 longitude; then, southerly along said creek to its intersection with Root Creek; then, southwesterly along said creek to its intersection with an Unnamed Road at 36.901189 latitude and -119.848547 longitude; then, southerly along said road to its intersection with Avenue 10; then, westerly along said avenue to its intersection with Road 38; then, southerly along said avenue to its intersection with Avenue 9; then, westerly along said avenue to its intersection with Road 33 1/2; then, northerly along said road to its intersection with an Unnamed Creek at 36.887744 latitude and -119.938725 longitude; then, westerly along said creek to its intersection with Road 32; then, northerly along said road to its intersection with Avenue 10; then, westerly along said avenue to its intersection with Road 30 1/2; then, northerly along said road to its intersection with Avenue 12; then, westerly along said avenue to

~~its intersection with Road 30; then, northerly along said road to its intersection with Avenue 13; then, westerly along said avenue to its intersection with Main Canal; then, northerly along said canal to its intersection with Road 29; then, northerly along said road to its intersection with an Unnamed Creek at 37.025231 latitude and 119.870202 longitude; then, southwesterly along said creek to its intersection with Hildreth Creek at 37.003157 longitude and 119.907679 longitude; then, westerly along said creek to its intersection with an imaginary line; then, southwesterly along said line to its intersection with an Unnamed Road at 36.989728 latitude and 119.925932 longitude; then, southerly along said road to its intersection with Avenue 15; then, westerly along said avenue to its intersection with Santa Fe Drive; then, northwesterly along said drive to its intersection with Avenue 15 1/2; then, westerly along said avenue to its intersection with E Yosemite Avenue; then, southwesterly along said avenue to its intersection with E Cleveland Avenue; then, northwesterly along said avenue to its intersection with Raymond Road; then, northeasterly along said road to its intersection with Road 28; then, northerly along said road to its intersection with Ellis Street; then, westerly along said street to its intersection with N Lake Street; then, northerly along said street to its intersection with Avenue 17; then, westerly along said avenue to its intersection with Road 26; then, northerly along said road to the point of the beginning.~~

(7) The entire counties of Imperial, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, Tulare and Ventura.

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Note: Authority cited: Sections 407, 5301, 5302 and 5322, Food and Agricultural Code.
Reference: Sections 407, 5301, 5302 and 5322, Food and Agricultural Code.