

**State of California
Office of Administrative Law**

In re:
Department of Food and Agriculture

Regulatory Action:

Title 03, California Code of Regulations

Amend section: 1358.7

NOTICE OF FILING AND PRINTING ONLY

Government Code Section 11343.8

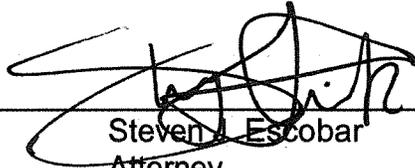
OAL Matter Number: 2016-0822-04FP

OAL Matter Type: File and Print Only (FP)

In this File and Print Only action, the Department of Food and Agriculture (the "Department") is amending section 1358.7 in title 3 of the California Code of Regulations. Section 1358.7 sets forth procedures relating to the denial, suspension, or revocation of an egg handling or egg producer certificate of registration. In this action, the Department is correcting two citations in subdivision (f) of Section 1358.7. This filing is exempt from the Administrative Procedure Act pursuant to Food and Agricultural Code section 27561.5, subdivision (c)(2).

OAL filed this regulation with the Secretary of State, and will publish the regulation in the California Code of Regulations.

Date: August 24, 2016



Steven Escobar
Attorney

For: Debra M. Cornez
Director

Original: Karen Ross
Copy: Jacqueline Vaughn

FILE PRINT

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
Z-		2016-0822-04FP	

For use by Office of Administrative Law (OAL) only

2016 AUG 22 P 4: 10
OFFICE OF ADMINISTRATIVE LAW

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

AUG 24 2016

2:08 PM

NOTICE		REGULATIONS	
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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 <input type="checkbox"/> Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON		TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		ACTION ON PROPOSED NOTICE		NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Denial, Suspension or Revocation of a Registration Certificate	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) per agency request S.J.E., 08-23-2016
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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 1358.7
	TITLE(S) 3	REPEAL

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input 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 checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Other (Specify) <u>FAC section 27561.5</u>	

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)

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON Jacqueline Vaughn	TELEPHONE NUMBER (916) 403-6728	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) jacqueline.vaughn@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 <i>Dr. Annette Jones</i>	DATE 08/19/2016
TYPED NAME AND TITLE OF SIGNATORY Dr. Annette Jones, State Veterinarian and Director, AHFSS	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

AUG 24 2016

Office of Administrative Law

§ 1358.7. Denial, Suspension or Revocation of a Registration Certificate.

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(f) The Department shall conduct the hearing in accordance with the provisions of Title 3, California Code of Regulations, sections ~~1301.4~~1310.1 through ~~1301.3~~1310.3.

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Note: Authority cited: Sections 407 and 27531, Food and Agricultural Code. Reference: Sections 27541, 27542, 27561 and 27561.5, Food and Agricultural Code.