

## TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

### DIVISION 4. PLANT INDUSTRY CHAPTER 1. CHEMISTRY SUBCHAPTER 1. FERTILIZING MATERIALS ARTICLE 1. STANDARDS AND LABELING ARTICLE 3. LICENSING ARTICLE 4. REGISTRATION ARTICLE 5. TONNAGE REPORTING ARTICLE 6. ADMINISTRATIVE PENALTIES ARTICLE 7. MILL ASSESSMENTS

#### NOTICE OF A 15-DAY COMMENT PERIOD

**NOTICE IS HEREBY GIVEN** that Pursuant to the requirements of Government Code Section 11436.8 (c), and Section 44 of Title 1 of the California Code of Regulations (CCR), the California Department of Food and Agriculture (Department) is providing notice of changes made to the action described in the Informative Digest published in the California Regulatory Notice Register on July 6, 2018 [Notice File No. Z2018-0626-11, Register 2018, No. 27-Z] relating to the fertilizing materials violations matrix.

The Department is proposing to modify the originally proposed text for Sections 2300.1, 2303, 2304, 2308, 2315, 2318, 2320.2, 2322, 2322.1, 2322.2, and 2322.3 of Title 3, Division 4, Chapter 1, Subchapter 1, Article 1 of the CCR. The Department will continue the regulation process with the previously proposed regulation text, unless noted within the newly modified text. The Department is also proposing to withdraw the originally proposed text for Section 2303(k) and modify Section 2323 of Title 3, Division 4, Chapter 1, Subchapter 1, Article 1 of the CCR.

The 45-day public comment period on the originally proposed text for this proposal began July 6, 2018 and ended at 5:00 p.m. on August 20, 2018. The Department is now publishing a notice of a 15-day comment period on the revised proposed text. The purpose is to allow interested persons time to review the modifications to the proposed text and submit written comments. The 15-day public comment period begins November 21, 2018 and ends at 11:59 p.m. on December 5, 2018.

***Please note:*** Any written public comments are to be restricted to the recent modifications as indicated in double underline or ~~double strikethrough~~ within the enclosed language. The California Department of Food and Agriculture is not required to respond to comments received in response to this notice on other aspects of the proposed regulation.

#### **AUTHORITY AND REFERENCE**

Notice is hereby given that the California Department of Food and Agriculture, pursuant to the authority vested by sections 407, 14501, 14502, 14601, 14611, 14613, 14623, 14631, 14651, 14651.5, and 14655 of the Food and Agricultural Code (FAC), proposes

to make changes to Title 3, Division 4, Chapter 1 of the CCR to implement, interpret, or make specific FAC Sections 14601, 14631, 14641, 14651.5, 14681, and 14682.

**AFFECTED SECTIONS OF CALIFORNIA CODE OF REGULATIONS SUBCHAPTER 1, CHAPTER 1, DIVISION 4, OF TITLE 3, DEPARTMENT OF FOOD AND AGRICULTURE:**

Sections 2300.1, 2303, 2304, 2308, 2315, 2318, 2320.2, 2322, 2322.1, 2322.2, 2322.3, and 2323.

**WRITTEN COMMENT PERIOD**

The Department will accept written comments regarding the newly proposed changes between **November 21, 2018** and **December 5, 2018**. Comments may also be submitted via facsimile (FAC) at (916) 900-5349 or by e-mail to [Brittnie.Sabalbro@cdfa.ca.gov](mailto:Brittnie.Sabalbro@cdfa.ca.gov). The written comment period closes at 11:59 p.m. on **December 5, 2018**. Submit comments to:

Brittnie Sabalbro, Associate Governmental Program Analyst  
California Department of Food and Agriculture  
Feed, Fertilizer, and Livestock Drugs Regulatory Services Branch  
1220 N Street Sacramento, CA 95814

All written comments received by December 5, 2018, which pertain to the newly indicated changes, will be reviewed and responded to by the Department in the Final Statement of Reasons as part of the compilation of the rulemaking file. Please limit your comments to the newly proposed modifications to the text.