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: 3289** **Repeal sections:**	**NOTICE OF APPROVAL OF REGULATORY ACTION** **Government Code Section 11349.3** **OAL Matter Number: 2026-1012-01** **OAL Matter Type: Regular (S)**

This rulemaking action by the Department of Food and Agriculture updates the state exterior quarantine for Guava Root-Knot Nematode to include the Territory of Puerto Rico.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 1/1/2027.

Date: November 12, 2026

Lindsey S. McNeill
Attorney V

For: Kenneth J. Pogue
Director

Original: Victoria Hornbaker, Director
Plant Health & Pest Prevention
Services Division
Copy: Rachel Avila

STATE OF CALIFORNIA—OFFICE OF ADMINISTRATIVE L

NOTICE PUBLICATION/REGULATIONS SUBMISSION

REGULAR

STD. 400 (REV. 10/2019)

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-2026-0723-01	2026-1012-01S	

For use by Office of Administrative Law (OAL) only

OFFICE OF ADMIN. LAW
2026 OCT 12 AM 11:19

ENDORSED - FILED
in the office of the Secretary of State
of the State of California
NOV 12 2026
NG 1:36pm

NOTICE | REGULATIONS

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	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
☐ Notice re Proposed Regulatory Action ☐ Other			

OAL USE ONLY	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER	PUBLICATION DATE
	☐ Approved as Submitted ☐ Approved as Modified ☐ Disapproved/ Withdrawn	2026, 32-Z	8/7/26

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S): Guava Root-Knot Nematode Exterior Quarantine

1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S):

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	3289
TITLE(S) 3	REPEAL	

3. TYPE OF FILING

- ☒ Regular Rulemaking (Gov. Code §11346)
- ☐ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)
- ☐ Emergency (Gov. Code, §11346.1(b))
- ☐ 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.
- ☐ Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)
- ☐ Emergency Readopt (Gov. Code, §11346.1(h))
- ☐ File & Print
- ☐ Other (Specify)
- ☐ Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
- ☐ Print Only

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	TELEPHONE NUMBER	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional)
Rachel Avila	916-698-2947		rachel.avila@cdfa.ca.gov

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
Victoria Hornbaker Digitally signed by Victoria Hornbaker Date: 2026.10.09 11:27:46 -07'00'	10/9/2026

TYPED NAME AND TITLE OF SIGNATORY: Victoria Hornbaker, Director Plant Health & Pest Prevention Services Division

PER AGENCY REQUEST
LSM
11/10/2026

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED
NOV 12 2026
Office of Administrative Law

Amend the following:

§ 3289. Guava Root-Knot Nematode State Exterior Quarantine.

A quarantine is established against the following pest, its hosts, and possible carriers:

(a) Pest. Guava root-knot nematode (*Meloidogyne enterolobii,* syn. *M. mayaguensis*).

(b) Area Under Quarantine. The states of Florida, Georgia, Louisiana, and North Carolina, and the Territory of Puerto Rico.

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