

**State of California  
Office of Administrative Law**

**In re:**  
Department of Food and Agriculture

**Regulatory Action:**

**Title 03, California Code of Regulations**

**Adopt sections: 3446 and 3591.31**

**NOTICE OF APPROVAL OF REGULATORY  
ACTION**

**Government Code Section 11349.3**

**OAL Matter Number: 2026-0410-02**

**OAL Matter Type: Regular Resubmittal (SR)**

---

In this rulemaking action, the Department of Food and Agriculture is adopting regulations to create interior quarantine and eradication areas for spotted lanternfly (*Lycorma delicatula*) in California.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 7/1/2026.

**Date:** May 21, 2026



---

Steven J. Escobar  
Senior Attorney

**Original:** Karen Ross, Secretary  
**Copy:** Rachel Avila

**For:** Kenneth J. Pogue  
Director

NOTICE PUBLICATION/REGULATIONS DIVISION

STD. 400 (REV. 10/2019)

# RESUBMITTAL

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER <b>Z-2025-1002-01</b>	REGULATORY ACTION NUMBER <b>2026-0410-025</b>	EMERGENCY NUMBER
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

**MAY 21 2026**

*1:58 PM*  


OFFICE OF ADMIN. LAW  
2026 APR 10 AM 9:17

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)
<b>OAL USE ONLY</b>	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER <b>2025, 42-2</b>	PUBLICATION DATE <b>10/17/25</b>

### B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) <b>Spotted Lanternfly Interior Quarantine and Eradication Area</b>	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) <b>2025-1203-015</b>
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 <b>3446, 3591.31</b>
TITLE(S)	AMEND
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 checked="" type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)
<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)	<input type="checkbox"/> File & Print
<input type="checkbox"/> Print Only	<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) <b>3/16/2026-4/3/2026</b>	
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)	
<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> \$100 Changes Without Regulatory Effect <input type="checkbox"/> Effective other (Specify) _____
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 <b>Rachel Avila</b>	TELEPHONE NUMBER <b>916-698-2947</b>
FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) <b>rachel.avila@cdfa.ca.gov</b>

Per agency's request: SE, 5/19/2026

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 <b>Victoria Hornbaker</b> <small>Digitally signed by Victoria Hornbaker Date: 2026.04.08 15:56:49 -0700</small>	DATE
TYPED NAME AND TITLE OF SIGNATORY <b>Victoria Hornbaker, Director Plant Health &amp; Pest Prevention Services Division</b>	

For use by Office of Administrative Law (OAL) only

**ENDORSED APPROVED**

**MAY 21 2026**

**Office of Administrative Law**

Title 3. Food and Agriculture  
Division 4. Plant Industry  
Chapter 3. Entomology and Plant Quarantine  
Subchapter 4. Plant Quarantine  
Article 4. Interior Quarantine (Regulations)

**§ 3446. Spotted Lanternfly Interior Quarantine.**

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

(a) Pest. Spotted lanternfly (*Lycorma delicatula*).

(b) Area Under Quarantine.

(1) An area shall be designated as under quarantine when survey results indicate an infestation is present, the Department has defined the infested area, and the local California County Agricultural Commissioner(s) is notified and requests the quarantine area be established. The Department shall also provide electronic and/or written notification of the area designation(s) to other California County Agricultural Commissioners and other interested or affected parties and post the area description to the Department's website. An interested party may also go to the website at <https://public.govdelivery.com/accounts/CADFA/subscriber/new> and elect to receive automatic notifications of any changes in quarantine areas through the list serve option.

(2) An infestation is present upon detection of two or more living spotted lanternfly adults found within one mile of each other and during the timeframe of one lifecycle, or detection of one or more living spotted lanternfly nymphs, a mated female, or egg mass. Additional detections of spotted lanternflies in the quarantine area will further expand the quarantine area from those find sites by adding to the quarantine area the non-overlapping one mile radius from each new find. One lifecycle is equivalent to one year.

(3) The initial area under quarantine shall be a minimum of a one-mile radius from each detection site. The quarantine shall exist until eradication is confirmed by the lack of a detection of an adult, nymph, or egg mass for one year from the last find. Properties containing host material shall not be split by the quarantine boundary line and the boundary line shall be expanded beyond the one-mile radius as necessary to encompass such host material in its entirety. Wherever possible, known accepted mapping features, including, but not limited to, roads, streets, highways, creeks, streams, rivers, canals, city, county, State, park, and forest boundary lines are used first, and if there are no acceptable features such as these to complete the boundary, then imaginary lines with or without latitude and longitude points may be used.

(4) Any interested party or local entity may appeal an area designation by submission to the Department of a written request for review of the designation accompanied by clear and convincing evidence justifying a change in the designation. The appeal must be filed no later than ten (10) working days following receipt of the notice of designation.

The Department must respond with a written decision no later than ten (10) working days following receipt of the appeal. During the pending of the appeal, the designation under appeal shall remain in effect.

(5) An infestation of spotted lanternfly shall be considered eradicated after a time equivalent to three spotted lanternfly lifecycles have passed with no further detections.

(6) The infestation is considered eradicated three years to the day after the last find. If the last find occurs during a leap year on February 29th, the three years will be considered to end on March 1st.

(c) Articles and Commodities Covered. The following are declared to be hosts and possible carriers of spotted lanternfly:

(1) All plants and articles listed in CCR 3591.31(b)(1) Spotted Lanternfly Eradication Area.

(2) Any other articles which are infested or exposed to infestation by spotted lanternfly.

(d) Restrictions. Articles under quarantine are prohibited movement from the area under quarantine except under the following conditions:

(1) A commercial article is inspected and certified by a State or county agricultural officer and such officer determines that the article is free of all life stages of spotted lanternfly. Any article that a State or county agricultural officer cannot adequately inspect for all stages of spotted lanternfly will not be certified except as indicated in paragraphs (3) and (4) below.

(2) A non-commercial article from infested areas is accompanied by an approved checklist. The checklist must be issued by the Department and completed by the person moving the article(s) prior to movement from the infested area. The completed checklist must be signed by the shipper or transporter. The approved checklist is a form titled "Checklist Guide For Individuals Moving Non-Commercial Items From A Spotted Lanternfly Quarantine Area" (October 2025), which is hereby incorporated by reference, and is available on the Department's website.

(3) Garden prunings from trees and shrubs may be moved to city or county landfills where such material is to be buried, incinerated, composted, or otherwise treated or handled in a manner that is approved by the County Agricultural Commissioner. Pest prevention certification as described in Section 3446(d)(1) is not necessary for such material picked up by city or county vehicles or trucking companies to haul such material under contract.

(4) The County Agricultural Commissioner or State plant quarantine inspectors certifies indoor or otherwise enclosed articles for movement when the article has not been

exposed to infestation or has not been exposed to infestation after properly being inspected, cleaned, or treated.

Note: Authority cited: Sections 401.5, 407, 5301, 5302 and 5322, Food and Agricultural Code. Reference: Sections 401.5, 407, 5301, 5302 and 5322, Food and Agricultural Code.

**§ 3591.31. Spotted Lanternfly Eradication Area.**

(a) Proclamation of Eradication Area. The portions of the State of California described as follows, within which a certain pest, *Lycorma delicatula* (spotted lanternfly), is known to exist or there is an immediate threat of introduction, are hereby proclaimed to be an eradication area with respect to said pest:

The entire State.

(b) Hosts and Possible Carriers, Within Said Area.

(1) All plants and plant parts of the following:

<u>Genus</u>	<u>Species</u>	<u>Genus</u>	<u>Species</u>	<u>Genus</u>	<u>Species</u>
<i>Acer</i>	<i>negundo</i>	<i>Juglans</i>	<i>cinerea</i>	<i>Quercus</i>	<i>acutissima</i>
<i>Acer</i>	<i>palmatum</i>	<i>Juglans</i>	<i>hindsii</i>	<i>Quercus</i>	<i>aliena</i>
<i>Acer</i>	<i>platanoides</i>	<i>Juglans</i>	<i>major</i>	<i>Quercus</i>	<i>rubra</i>
<i>Acer</i>	<i>pseudoplatanus</i>	<i>Juglans</i>	<i>mandshurica</i>	<i>Rhus</i>	<i>chinensis</i>
<i>Acer</i>	<i>rubrum</i>	<i>Juglans</i>	<i>microcarpa</i>	<i>Rhus</i>	<i>typhina</i>
<i>Acer</i>	<i>saccharinum</i>	<i>Juglans</i>	<i>nigra</i>	<i>Robinia</i>	<i>pseudoacacia</i>
<i>Acer</i>	<i>saccharum</i>	<i>Juglans</i>	<i>x sinensis</i>	<i>Rosa</i>	<i>cvs.</i>
<i>Actinidia</i>	<i>chinensis</i>	<i>Juniperus</i>	<i>chinensis</i>	<i>Rosa</i>	<i>multiflora</i>
<i>Ailanthus</i>	<i>altissima</i>	<i>Liriodendron</i>	<i>tulipifera</i>	<i>Rosa</i>	<i>rugosa</i>
<i>Alnus</i>	<i>incana</i>	<i>Lonicera</i>	<i>spp.</i>	<i>Rosa</i>	<i>spp.</i>
<i>Amelanchier</i>	<i>spp.</i>	<i>Luffa</i>	<i>spp.</i>	<i>Rubus</i>	<i>crataegifolius</i>
<i>Angelica</i>	<i>dahurica</i>	<i>Maackia</i>	<i>amurensis</i>	<i>Rubus</i>	<i>spp.</i>
<i>Aralia</i>	<i>cordata</i>	<i>Magnolia</i>	<i>kobus</i>	<i>Salix</i>	<i>babylonica</i>
<i>Aralia</i>	<i>Elata</i>	<i>Magnolia</i>	<i>obovata</i>	<i>Salix</i>	<i>koreensis</i>
<i>Arctium</i>	<i>lappa</i>	<i>Mallotus</i>	<i>japonicus</i>	<i>Salix</i>	<i>matsudana</i>
<i>Armoracia</i>	<i>rusticana</i>	<i>Malus</i>	<i>pumila</i>	<i>Salix</i>	<i>udensis</i>
<i>Betula</i>	<i>lenta</i>	<i>Malus</i>	<i>spp.</i>	<i>Salvia</i>	<i>spp.</i>
<i>Betula</i>	<i>pendula</i>	<i>Melia</i>	<i>azedarach</i>	<i>Sassafras</i>	<i>albidum</i>
<i>Betula</i>	<i>platyphylla</i>	<i>Metaplexis</i>	<i>japonica</i>	<i>Sorbaria</i>	<i>sorbifolia</i>

<u>Cedrela</u>	<u>fissilis</u>	<u>Monarda</u>	<u>spp.</u>	<u>Sorbus</u>	<u>conmixta</u>
<u>Celastrus</u>	<u>orbiculatus</u>	<u>Morus</u>	<u>alba</u>	<u>Styrax</u>	<u>japonicus</u>
<u>Cornus</u>	<u>controversa</u>	<u>Morus</u>	<u>bombycis</u>	<u>Styrax</u>	<u>obassia</u>
<u>Cornus</u>	<u>kousa</u>	<u>Nyssa</u>	<u>sylvatica</u>	<u>Tetradium</u>	<u>daniellii</u>
<u>Cornus</u>	<u>officinalis</u>	<u>Ocimum</u>	<u>basilicum</u>	<u>Tetradium</u>	<u>spp.</u>
<u>Corylus</u>	<u>americana</u>	<u>Parthenocissus</u>	<u>quinquefolia</u>	<u>Thuja</u>	<u>occidentalis</u>
<u>Diospyros</u>	<u>kaki</u>	<u>Phellodendron</u>	<u>amurense</u>	<u>Toona</u>	<u>sinensis</u>
<u>Elaeagnus</u>	<u>umbellata</u>	<u>Philadelphus</u>	<u>schrenkii</u>	<u>Toxicodendron</u>	<u>radicans</u>
<u>Euphorbia</u>	<u>pulcherrima</u>	<u>Picrasma</u>	<u>quassioides</u>	<u>Toxicodendron</u>	<u>verniciifluum</u>
<u>Fagus</u>	<u>grandifolia</u>	<u>Populus</u>	<u>koreana</u>	<u>Vaccinium</u>	<u>angustifolium</u>
<u>Firmiana</u>	<u>simplex</u>	<u>Prunus</u>	<u>mume</u>	<u>Vitis</u>	<u>amurensis</u>
<u>Forsythia</u>	<u>spp.</u>	<u>Prunus</u>	<u>persica</u>	<u>Vitis</u>	<u>riparia</u>
<u>Fraxinus</u>	<u>spp.</u>	<u>Prunus</u>	<u>salicina</u>	<u>Vitis</u>	<u>spp.</u>
<u>Hibiscus</u>	<u>spp.</u>	<u>Prunus</u>	<u>serotina</u>	<u>Vitis</u>	<u>vinifera</u>
<u>Humulus</u>	<u>japonicus</u>	<u>Pterocarya</u>	<u>stenoptera</u>	<u>Xanthoxylum</u>	<u>simulans</u>
<u>Humulus</u>	<u>lupulus</u>	<u>Pyrus</u>	<u>spp.</u>		

(2) Any other articles which are infested or exposed to infestation by *Lycorma delicatula*.

(c) Means and Methods. The following means and methods may be used in the eradication, control or suppression of said pest within said area.

- (1) The repeated application of contact insecticide treatments, herbicide and systemic insecticide tree treatments, egg mass treatments, egg scraping, and insecticide treatments at state borders, of hosts and any other articles or things which are infested or exposed to infestation by *Lycorma delicatula*.
- (2) The removal and destruction of any and all possible carriers, including nursery stock or trees and shrubs, if permission is received from the property owner or if such action is the only practical way of eliminating the infestation of a host or possible carrier to prevent the spread or reinfestation of *Lycorma delicatula*.
- (3) The searching for all stages of *Lycorma delicatula* by visual inspection, the use of traps, or any other means anywhere within the said area.

(4) The removal and destruction of abandoned or unwanted hosts or possible carriers bearing or capable of bearing *Lycorma delicatula* in any life stage.

NOTE: Authority cited: Sections 401.5, 407 and 5322, Food and Agricultural Code.  
Reference: Sections 401.5, 407, 5761, 5762 and 5763, Food and Agricultural Code.

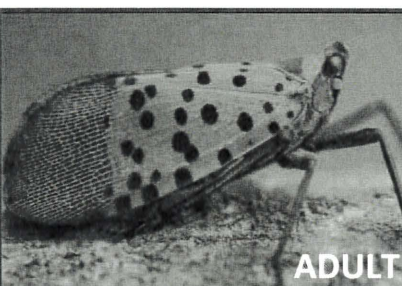
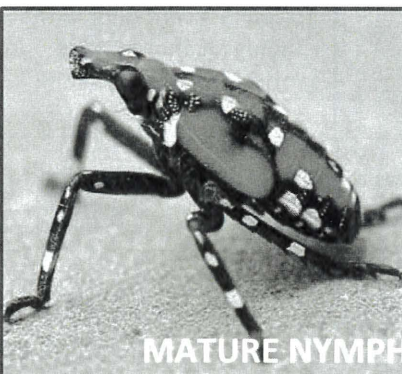
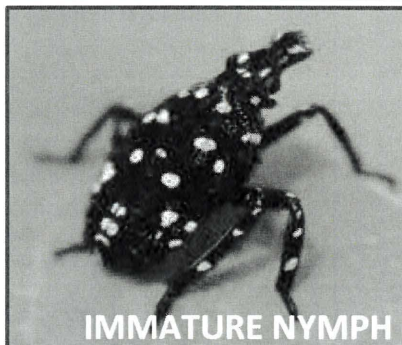
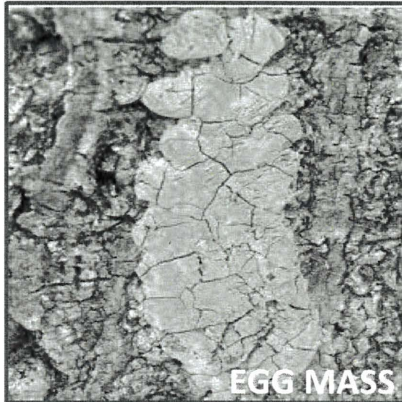
# ADOPT

## CHECKLIST GUIDE FOR INDIVIDUALS MOVING NON-COMMERICAL ITEMS FROM A SPOTTED LANTERNFLY QUARANTINE AREA

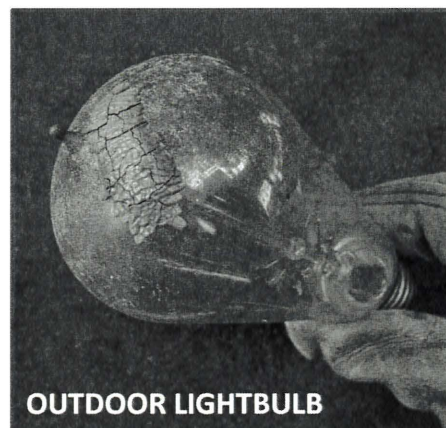
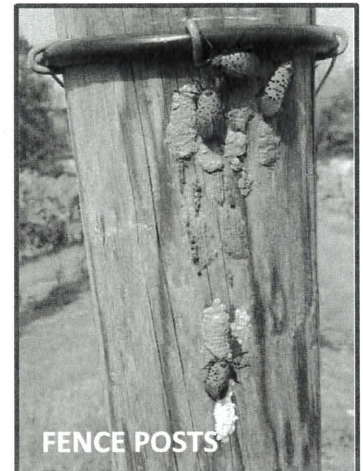
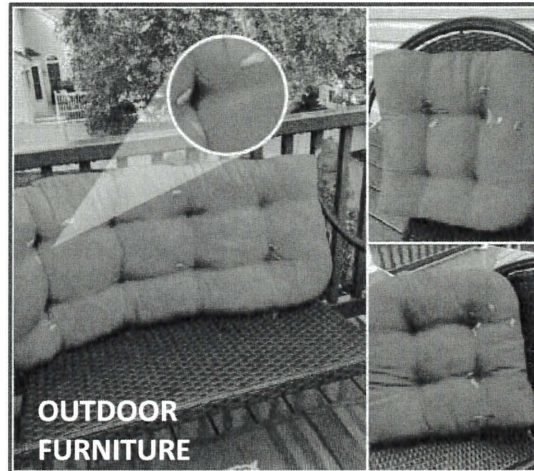
Examples of items to check before traveling or moving within or out of the quarantine area.

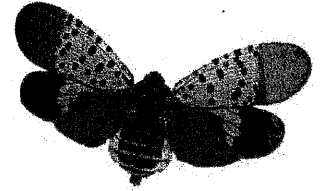
Check for and remove all stages of spotted lanternfly.

### LIFE STAGES



### POTENTIAL EGG MASS LOCATIONS





Please confirm that you have inspected all applicable **outdoor items and objects** that appear on the list below before traveling or transporting them from the quarantine area to California (check all that apply).

<input type="checkbox"/> <b>PLANTS (LIVE OR DEAD)</b> <ul style="list-style-type: none"> <li>• Trees &amp; shrubs</li> <li>• Nursery stock</li> <li>• Budwood &amp; branches</li> <li>• Lumber &amp; firewood</li> <li>• Logs, stumps, &amp; roots</li> <li>• Perennial plants</li> <li>• Garden plants</li> <li>• Indoor houseplants exposed to outdoor environment</li> <li>• Mulch, composted &amp; non-composted chips, bark, &amp; yard waste</li> </ul> <input type="checkbox"/> <b>OUTDOOR INDUSTRIAL &amp; CONSTRUCTION MATERIALS, EQUIPMENT, &amp; WASTE</b> <ul style="list-style-type: none"> <li>• Concrete barriers or structures</li> <li>• Quarry material</li> <li>• Ornamental stone or concrete</li> <li>• Grill &amp; furniture covers</li> <li>• Tarps</li> <li>• Bricks &amp; cinder blocks</li> <li>• Wood</li> <li>• Roofing materials</li> <li>• Workbenches</li> <li>• Cement mixing tubs</li> </ul>	<ul style="list-style-type: none"> <li>• Tools &amp; toolboxes</li> <li>• Pipes</li> <li>• Skid steers &amp; forklifts</li> <li>• Construction, landscaping, &amp; remodeling waste</li> </ul> <input type="checkbox"/> <b>SHIPPING &amp; STORAGE CONTAINERS</b> <ul style="list-style-type: none"> <li>• Pallets</li> <li>• Cardboard &amp; wooden boxes</li> <li>• PODS &amp; other personal moving containers</li> <li>• Barrels</li> <li>• Plant containers</li> </ul> <input type="checkbox"/> <b>OUTDOOR HOUSEHOLD ARTICLES</b> <ul style="list-style-type: none"> <li>• Lawn tractors &amp; mowers</li> <li>• Grills</li> <li>• Tanks for propane &amp; oil</li> <li>• Storage sheds</li> <li>• Tile</li> <li>• Stone</li> <li>• Deck boards</li> <li>• Fire pits</li> <li>• Air conditioners</li> <li>• Ladders</li> <li>• Storm / screen doors &amp; windows</li> </ul>	<ul style="list-style-type: none"> <li>• Shutters</li> <li>• Outdoor porch or patio furniture</li> <li>• Picnic tables</li> <li>• Dog houses, rabbit sheds, chicken coops, bird houses / feeders, etc.</li> <li>• Fencing</li> <li>• Garden tools</li> <li>• Wheelbarrows</li> <li>• Trellises</li> <li>• Trash cans</li> </ul> <input type="checkbox"/> <b>CONVEYANCES</b> <ul style="list-style-type: none"> <li>• Cars, trucks, &amp; motorcycles</li> <li>• Recreational vehicles</li> <li>• Boats</li> <li>• Mobile homes</li> <li>• Trailers, wagons, &amp; other equipment</li> <li>• Snowmobiles</li> <li>• Bicycles</li> <li>• Campers</li> <li>• Tires</li> </ul> <input type="checkbox"/> <b>AGRICULTURAL EQUIPMENT</b> <ul style="list-style-type: none"> <li>• Tractors &amp; trailers</li> <li>• Harvesting equipment</li> <li>• Backhoes</li> <li>• Bins</li> </ul>	<input type="checkbox"/> <b>CHILDREN'S OUTDOOR PLAYTHINGS</b> <ul style="list-style-type: none"> <li>• Bicycles, tricycles, scooters, &amp; wagons</li> <li>• Playhouses, sandboxes, &amp; kiddie pools</li> <li>• Tire swings &amp; swing sets</li> </ul> <input type="checkbox"/> <b>OTHER</b> <hr/> <hr/> <hr/> <p><b>Check yourself before getting into any vehicle to make sure there are no spotted lanternfly nymphs or adults on you.</b></p> <p><b>If you find any life stage of spotted lanternfly, destroy them immediately. For egg masses, be sure you crush all eggs evenly.</b></p> <p><b>Alternatively, all life stages of spotted lanternfly can be placed in a container with rubbing alcohol or hand sanitizer to destroy them.</b></p>
---	--	--	---

**KEEP THIS CHECKLIST IN YOUR VEHICLE.** The completed checklist must be signed by the individual transporting the regulated article(s) and shall accompany them, as required by California Code of Regulations (CCR 3287).

By signing this checklist, I am confirming that I have inspected my vehicle and those items I am moving from the spotted lanternfly quarantine area, and that I do not see any spotted lanternfly egg masses or other life stages in or on anything I am moving.

Name \_\_\_\_\_ Signature \_\_\_\_\_

Address \_\_\_\_\_  
(Street, City, & State from where items were moved)

Email \_\_\_\_\_ Date \_\_\_\_\_