

Update of Initial Statement of Reasons – 8/17/2026

The following text has been added to the “Purpose and Factual Basis” section, at the end of the final paragraph on page 2:

“All A & B rated pests, including plant pests, are public nuisances under FAC Section 5401. This amendment clarifies the definition of “plant pest” in CCR Section 3060.3 to harmonize with other sections of FAC and CCR.”

This language was added to connect the amendment to the regulation with FAC 5401, which is being added as a reference.

The following text is being added to the “**Current Laws Regulations**” section on page 3, beginning at the top of the page:

“Existing law, FAC section 5401 provides that any premises, plants, conveyances or things which are infected or infested with any pest, or premises where any pest is found, are a public nuisance, and shall be prosecuted as such in all actions and proceedings. All remedies which are given by law for the prevention and abatement of a nuisance apply to such a public nuisance.

Existing law, FAC section 5402 provides that it is unlawful for any person to maintain such a public nuisance. The remedies which are provided by this article are in addition to any other remedy by way of abatement which is provided in this division.”

Both these FACs are being added to the reference section of CCR 3060.3. Accordingly, summaries of these provisions are being added to the ISOR.