

**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: 3435(b)

Repeal sections:

**NOTICE OF APPROVAL OF CERTIFICATE OF
COMPLIANCE**

**Government Code Sections 11349.1 and
11349.6(d)**

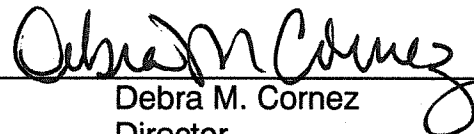
OAL Matter Number: 2016-0502-01

**OAL Matter Type: Certificate of Compliance
(C)**

This certificate of compliance will make permanent the prior emergency regulatory action (OAL file no. 2015-1112-01E) that expanded the quarantine area for the Asian Citrus Psyllid (ACP) *Diaphorina citri* by approximately 101 square miles in the Turlock area of Stanislaus County and into Merced County. The effect of this action provides authority for the state to perform quarantine activities against ACP within this additional area, along with the existing regulated areas in the state.

OAL approves this regulatory action pursuant to section 11349.6(d) of the Government Code.

Date: June 13, 2016


Debra M. Cornez
Director

Original: Karen Ross

Copy: Sara Khalid

NOTICE PUBLICATION/REGULATIONS SUBMISSION

CERT

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2016-0112-02	REGULATORY ACTION NUMBER 2016-0502-01C	EMERGENCY NUMBER
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ENDORSED - FILED
in the office of the Secretary of State
of the State of California

JUN 13 2016
1:36 PM

For use by Office of Administrative Law (OAL) only

2016 MAY -2 A 9:37

OFFICE OF ADMINISTRATIVE LAW

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 <input type="checkbox"/> Notice re Proposed 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 Disapproved/Withdrawn	NOTICE REGISTER NUMBER 2016 04-2	PUBLICATION DATE 1/22/2016	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Asian Citrus Psyllid Interior Quarantine	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2015-1112-01E
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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 3435(b)
TITLE(S) 3	REPEAL

3. TYPE OF FILING

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

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 Sara Khalid	TELEPHONE NUMBER 916-403-6625	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) Sara.Khalid@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>Nick Condos</i>	DATE 4-28-16
TYPED NAME AND TITLE OF SIGNATORY Nick Condos, Director, Plant Health and Pest Prevention Services	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

JUN 13 2016

Office of Administrative Law

Amend the following section:

Section 3435. Asian Citrus Psyllid Interior Quarantine.

....

(b) Area Under Quarantine:

....

(9) In Stanislaus and Merced Counties: Beginning at the intersection of E Monte Vista Road and Central Avenue; then, northerly along said avenue to its intersection with E Taylor Road; then, easterly along said road to its intersection with Moffett Road; then, continuing northerly along Moffett Road to its intersection with E Keyes Road; then, easterly along said road to its intersection with Prairie Flower Road; then, northerly along said road to its intersection with Kaiser Road; then, southeasterly along said road to its intersection with Faith Home Road; then, northerly along said road to its intersection with TID Canal Upper Lateral Number 2 1-2; then, easterly along said canal to its intersection with Pioneer Road; then, northerly along said road to its intersection with E Service Road; then, easterly along said road to its intersection with Burlington Northern and Santa Fe Railroad; then, southeasterly along said railroad to its intersection with Geer Road; then, southerly along said road to its intersection with E Grayson Road; then, easterly along said road to an Imaginary Line; then, easterly along said line to its intersection with E Grayson Road at 37.565607 latitude and -120.833252 longitude; then, continuing easterly along E Grayson Road to its intersection with S Waring Road; then, southerly along said road to its intersection with E Keyes Road; then, easterly along said road to its intersection with Merriam Road; then, southerly along said road to its intersection with E Taylor Road; then, easterly along said road to its intersection with N Hickman Road; then, southerly along said road to its intersection with East Avenue; then, westerly along said avenue to its intersection with Vincent Road; then, continuing southerly along Vincent Road to its intersection with Shanks Road; then, southwesterly along said road to its intersection with Letteau Avenue; then, westerly along said avenue to its intersection with Griffith Avenue; then, southerly along said avenue to its intersection with August Avenue; then, westerly along said avenue to its intersection with Faith Home Road; then, northerly along said road to its intersection with TID Canal Lateral Number 5 1-2; then, northwesterly along said canal to its intersection with S Blaker Road; then, northerly along said road to its intersection with N Blaker Road; then, northerly along said road to its intersection with Fulkerth Road; then, northerly along said road to its intersection with Tidewater Southern Railroad; then, northwesterly along said railroad to E Monte Vista Road; then, easterly along said road to the point of the beginning.

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

Reference: Sections 407, 5301, 5302 and 5322, Food and Agricultural Code.