

FINAL STATEMENT OF REASONS

REVISED

DEPARTMENT OF FOOD AND AGRICULTURE  
SUBMISSION OF REGULATIONS PERTAINING TO  
Title 3, California Code of Regulations  
Section 3591.20, Subsection (a)  
Light Brown Apple Moth Eradication Area

Update of Initial Statement of Reasons/Policy Statement Overview

The initial statement of reasons/policy statement overview is still valid.

On page two of the Initial Statement of Reasons (ISR) it states: "On April 29 (PDR #1490390) and May 14 (PDR #1490395), 2010, adult male LBAM were trapped in the Ryer Island area of Solano County." However, on page nine of the ISR under the information relied upon it states: "Pest and Damage Record #s 1490390 (March 9, 2010) and 1490395 (May 14, 2010), California Department of Food and Agriculture, Plant Health and Pest Prevention Services. The correct date for the PDR is April 29, 2010 and is the date which appears on that PDR in the rulemaking record.

Summary of and Response to Objections or Comments Regarding the Regulations

No written comments or request for a public hearing were received during the public comment period and no public hearing was held.

Mandate on Local Agencies and School Districts

The Department of Food and Agriculture has determined that Section 3591.20 does not impose a new mandate on local agencies or school districts. The amendment of this regulation, establishing State eradication authority in Sacramento County, does not impose a new mandate on the local agencies. Therefore, no reimbursement is required for Section 3591.20 under Section 17561 of the Government Code.

The Department also has determined that no savings or increased costs to any state agency, no reimbursable costs or savings under Part 7 (commencing with Section 17500) of Division 4 of the Government Code to local agencies or school districts, no nondiscretionary costs or savings to local agencies or school districts, and no costs or savings in federal funding to the State will result from the proposed action.

The cost impact of the changes in the regulations on a representative private person or business is not expected to be significantly adverse. The Department has also determined that this action will not have a significant adverse economic impact on housing costs or California businesses, including the ability of California businesses to compete with businesses in other states.

#### Assessment

The Department has made an assessment that this amendment to the regulations would not (1) create or eliminate jobs within California, (2) create new business or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

#### Alternatives Considered

The Department of Food and Agriculture has determined that no alternative considered would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.