

**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: 4500

Repeal sections:

NOTICE OF APPROVAL OF CHANGES
WITHOUT REGULATORY EFFECT

California Code of Regulations, Title 1,
Section 100

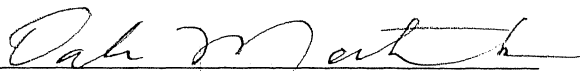
OAL Matter Number: 2023-1018-01

OAL Matter Type: Nonsubstantive (N)

This action without regulatory effect amends the names of several species of noxious weeds in section 4500 of the Title 3 of the California Code of Regulations to correct spelling and italicization errors and to provide one additional, alternative scientific name for one species.

OAL approves this change without regulatory effect as meeting the requirements of California Code of Regulations, title 1, section 100.

Date: November 6, 2023



Dale Mentink
Assistant Chief Counsel

For: Kenneth J. Pogue
Director

Original: Karen Ross, Secretary

Copy: Rachel Avila

NOTICE PUBLICATION REGULATIONS SUBMISSION

STD. 400 (REV. 10/2019)

NONSUBSTANTIVE

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-	2023-1018-01	N
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

NOV 06 2023

apm

OFFICE OF ADMIN. LAW
2023 OCT 18 AM 9:15

AGENCY WITH RULEMAKING AUTHORITY

AGENCY FILE NUMBER (if any)

Dept. of Food and Agriculture

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 ☐ Notice re Proposed Regulatory Action ☐ Other		4. AGENCY CONTACT PERSON		TELEPHONE NUMBER		FAX NUMBER (Optional)	
OAL USE ONLY		ACTION ON PROPOSED NOTICE ☐ Approved as Submitted ☐ Approved as Modified ☐ Disapproved/Withdrawn		NOTICE REGISTER NUMBER		PUBLICATION DATE	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Noxious Weed Species	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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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 Section 4500
	REPEAL
TITLE(S) 3	

3. TYPE OF FILING

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☐ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	☐ Resubmittal of disapproved or withdrawn emergency filing (Gov.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

☐ 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)
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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 Rachel Avila	TELEPHONE NUMBER 916-698-2947	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) rachel.avila@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 Arima Kozina Digitally signed by Arima Kozina Date: 2023.10.17 12:13:08 -0700	DATE
TYPED NAME AND TITLE OF SIGNATORY Arima Kozina, Deputy Secretary for Administration and Finance	

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ENDORSED APPROVED

NOV 06 2023

Office of Administrative Law

Amend the following:

3 CCR § 4500
§ 4500. Noxious Weed Species.

It has been determined that the following species of plants are noxious weeds within the meaning of Section 5004 of the Food and Agricultural Code:

Acacia paradoxa (Kangaroo thorn)
Acaena anserinifolia (biddy biddy)
Acaena novae-zelandiae (biddy biddy)
Acaena pallida (biddy biddy)
Acroptilon repens (= *Rhaponticum r.*) (Russian knapweed)
Aegilops cylindrica (jointed goatgrass)
Aegilops ovata (ovate goatgrass)
Aegilops triuncialis (barb goatgrass)
Aeschynomene spp. (joint-vetch)
Alhagi maurorum (camelthorn)
Ailanthus altissima (tree of heaven)
Allium paniculatum (panicked onion)
Allium vineale (wild garlic)
Alternanthera philoxeroides (alligatorweed)
Alternanthera sessilis (sessile joyweed)
Ambrosia trifida (giant ragweed)
Araujia sericifera (bladderflower)
Arctotheca calendula (capeweed, as seed or fertile plants)
Arundo donax (giant reed)
Asphodelus fistulosus (onionweed)
Atriplex amnicola (swamp saltbush)
Berteroa incana (hoary alyssum)
Brachypodium sylvaticum (slender false-brome)
Cabomba caroliniana (Carolina fanwort)
Carduus acanthoides (plumeless thistle)
Carduus crispus (curly plumeless thistle)
Carduus nutans (musk thistle)
Carduus pycnocephalus (slender-flowered thistle)
Carduus tenuiflorus (Italian thistle)
Carthamus baeticus (smooth distaff thistle)
Carthamus lanatus (woolly distaff thistle)
Carthamus leucocaulos (whitestem distaff thistle)
Cenchrus echinatus (southern sandbur)
Cenchrus incertus (coast sandbur)
Cenchrus longispinus (mat sandbur)
Centaurea calcitrapa (purple starthistle)
Centaurea diffusa (diffuse knapweed)

Centaurea iberica (Iberian starthistle)
Centaurea jacea s.l. (including *C. pratensis*, *C. nigra*, *C. nigra*, and *C. nigrescens* *C. nigrescens*) (meadow knapweed, black knapweed, brown knapweed)
Centaurea melitensis (tocalote)
Centaurea solstitialis (yellow starthistle)
Centaurea squarrosa (squarrose knapweed)
Centaurea stoebe (= *C. maculosa*) (spotted knapweed)
Centaurea sulphurea (Sicilian starthistle)
Ceratopteris thalictroides (watersprite)
Chondrilla juncea (skeletonweed)
Chorispura tenella (purple mustard)
Cirsium arvense (Canada thistle)
Cirsium japonicum (Japanese thistle)
Cirsium ochrocentrum (yellowspine thistle)
Cirsium undulatum (wavyleaf thistle)
Cirsium vulgare (bull thistle)
Coincya monensis (star-mustard)
Convolvulus arvensis (field bindweed)
Cortaderia jubata (jubata grass)
Crupina vulgaris (bearded creeper)
Cucumis melo var. *dudaim* (dudaim melon)
Cucumis myriocarpus (paddy melon)
Cuscuta spp. (dodder)
Cynara cardunculus (artichoke thistle)
Cyperus esculentus (yellow nutsedge)
Cyperus rotundus (purple nutsedge)
Cytisus scoparius (Scotch broom)
Diodia virginiana (buttonweed)
Dittrichia graveolens (stinkweed)
Drymaria cordata (whitesnow, tropical chickweed)
Egeria najas (anacharis)
Elymus repens (= *Elytrigia repens*) (quackgrass)
Euphorbia esula (leafy spurge)
Euphorbia graminea (grassleaf spurge)
Euphorbia dendroides (tree spurge)
Euphorbia oblongata (oblong spurge)
Euphorbia serrata (serrate spurge)
Euphorbia terracina (carnation spurge)
Fallopia x bohemica (= *Reynoutria x bohemica*; *Polygonum x bohemica*) (Bohemian knotweed)
Fallopia japonica (= *Polygonum cuspidatum*; *Reynoutria j.*) (Japanese knotweed)
Fallopia sachalinensis (= *Polygonum s.*; *Reynoutria s.*) (giant knotweed)
Fatoua villosa (hairy crabweed)
Galega officinalis (Goatsrue)
Genista monspessulana (French broom)

Halimodendron halodendron (Russian salt tree)
Halogeton glomeratus (halogeton)
Helianthus ciliaris (blueweed)
Heteropogon contortus (tanglehead)
Hydrilla verticillata (hydrilla)
Hydrocharis morsus-ranae (Frogbit)
Hygrophila polysperma (Indian swampweed)
Hyoscyamus niger (black henbane)
Hypericum canariense (Canary Island St. Johnswort)
Hypericum perforatum (Klamath weed)
Isatis tinctoria (dyer's woad)
Lagarosiphon major (oxygen weed, African elodea)
Lepidium appellanum (= *Cardaria appellanum*) (globe-podded hoary cress)
Lepidium chalepensis (= *Cardaria chalepensis*) (lens-podded hoary cress)
Lepidium coronopus (= *Coronopus squamatus*) (swinecress)
Lepidium draba (= *Cardaria draba*) (heart-podded hoary cress)
Lepidium latifolium (perennial peppercress)
Leptochloa chinensis (= *Dinebra c.*) (Chinese sprangletop)
Limnobia laevigatum (South American spongeplant)
Limnobia spongia (American spongeplant, American frog's-bit)
Limnophila indica (Indian marshweed)
Limnophila sessiliflora (Asian marshweed)
Linaria dalmatica (Dalmatian toadflax)
Ludwigia decurrens (winged water-primrose)
Ludwigia hexapetala (water-primrose)
Ludwigia peruviana (Peruvian primrose-willow)
Lythrum salicaria (purple loosestrife)
Mercurialis ambigua (Spanish mercury)
Muhlenbergia schreberi (nimblewill)
Myosoton aquaticum (giant chickweed)
Nothoscordum gracile (false garlic)
Nymphaea mexicana (banana waterlily)
Nymphoides peltata (yellow floating heart)
Oenothera xenogaura (= *Gaura drummondii*) (Drummond's gaura)
Oenothera sinuosa (= *Gaura sinuata*) (wavyleaf gaura)
Ononis alopecuroides (foxtail restharrow)
Onopordum spp. (including Scotch thistle, Illyrian thistle and Taurian thistle)
Orobanche ramosa (branched broomrape)
Oryza rufipogon (red rice)
Panicum antidotale (blue panicgrass)
Parthenium hysterophorus (Santa Maria feverfew)
Peganum harmala (harmel)
Persicaria wallichii (= *P. polystachyum*; *Rubrivena polystachya*) (Himalayan knotweed)
Pennisetum clandestinum (Kikuyugrass)
Physalis virginiana var. *sonorae* (smooth groundcherry)

Physalis viscosa (grape groundcherry)
Potentilla recta (sulphur cinquefoil)
Prosopis strombulifera (creeping mesquite)
Retama monosperma (bridal veil broom)
Rhagadiolus stellatus (star endive)
Rorippa austriaca (Austrian fieldcress)
Rorippa sylvestris (creeping yellowcress)
Saccharum ravennae (= *Tripidium r.*) (ravennagrass)
Salsola tragus (common Russianthistle)
Salsola collina (spineless Russian thistle)
Salsola damascena (= *S. vermiculata*) (wormleaf salsola)
Salsola paulsenii (barbwire Russianthistle)
Salvia aethiopis (Mediterranean sage)
Salvia virgata (meadow sage)
Salvinia auriculata s.l. (giant salvinia)
Scolymus hispanicus (golden thistle)
Senecio jacobaea (= *Jacobaea vulgaris*) (tansy ragwort)
Senecio linearifolius (fireweed groundsel)
Senecio squalidus (Oxford ragwort)
Sesbania punicea (red sesbania, rattlebox)
Setaria faberi (giant foxtail)
Solanum cardiophyllum (heartleaf nightshade)
Solanum carolinense (Carolina horsenettle)
Solanum dimidiatum (Torrey's nightshade)
Solanum elaeagnifolium (white horsenettle)
Solanum lanceolatum (lanceleaf nightshade)
Solanum marginatum (white-margined nightshade)
Sonchus arvensis (perennial sowthistle)
Sorghum halepense (Johnsongrass and other perennial *Sorghum* spp. including but not limited to *Sorghum alnum* and perennial sweet sudangrass)
Spartina alterniflora and hybrids and hybrids (smooth cordgrass and hybrids)
Spartina anglica (common cordgrass)
Spartina densiflora (dense-flowered cordgrass)
Spartina patens (saltmeadow cord grass)
Spartium junceum (Spanish broom)
Sphaerophysa salsula (Austrian peaweed)
Stipa brachychaeta (= *Achnatherum b.*; *Amelichloa b.*) (punagrass)
Striga lutea (witchweed)
Symphytum asperum (rough comfrey)
Taeniatherum caput-medusae (medusahead)
Tagetes minuta (wild marigold)
Tamarix chinensis (salt cedar)
Tamarix gallica (salt cedar)
Tamarix parviflora (salt cedar)
Tamarix ramosissima (salt cedar)

Tribolium obliterum (Capegrass)

Tribulus terrestris (puncture vine)

Ulex europaeus (gorse)

Viscum album (European mistletoe)

Volutaria canariensis (Canary Island knapweed)

Zostera japonica (dwarf eelgrass)

Zygophyllum fabago (Syrian beancaper)

This regulation shall in no way restrict the designation of a weed pest to those species listed herein.

Authority cited: Sections 407 and 5004, Food and Agricultural Code. Reference: Section 5004, Food and Agricultural Code.