

CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE  
**TITLE 3 of the California Code of Regulations**

**NOTICE OF A PROPOSED EMERGENCY REGULATION  
READOPTION**

December 13, 2022

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture (Department) is proposing to take the action described in the Informative Digest as included in the Findings of Emergency. This is the emergency filing reoption of Title 3 California Code of Regulations (CCR) Sections 4890, 4900, 4901, 4902, 4930, 4934, 4935, 4936, 4940, 4941, 4942, 4943, 4944, 4946, 4950, 4950.1, 4951, and 4952, produced in order to comply with the California State Regulatory Plan for Hemp Production approved by USDA.

**Authority**

Food and Agricultural Code (FAC) section 407. Reference: FAC 401.5 and Section 4900 of the California Code of Regulations.

**Sections Affected:** Sections 4890, 4900, 4901, 4902, 4930, 4934, 4935, 4936, 4940, 4941, 4942, 4943, 4944, 4945, 4946, 4950, 4950.1, 4951, and 4952 of Title 3, Division 4, Chapter 3, Subchapter 5, Article 2 of the California Code of Regulations.

**Five Working Day Notice of OAL Comment Period:** Government Code section 11346.1(a)(2) requires that, at least five working days prior to submission of the proposed emergency action to the Office of Administrative Law, the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency regulation to the Office of Administrative Law (OAL), the Office of Administrative Law shall allow interested persons five calendar days to submit comments on the proposed emergency regulations as set forth in Government Code section 11349.6. For further information on the emergency rulemaking process, please access the OAL website at [https://oal.ca.gov/emergency\\_regulations/](https://oal.ca.gov/emergency_regulations/) or contact the OAL reference attorney at (916) 323-6815 or by e-mail: [staff@oal.ca.gov](mailto:staff@oal.ca.gov).

Upon filing, OAL will have ten (10) calendar days within which to review and make a decision on the proposed emergency regulation. If approved, OAL will file the regulations with the Secretary of State, and the emergency regulations will become effective for ninety (90) days. Within the 90-day effective period, the Department will proceed with a regular rulemaking action, including a public comment period. The emergency regulations will remain in effect during this rulemaking action.

Attached to this notice is the specific regulatory language of the proposed emergency action and Finding of Emergency.

Website Access: Materials regarding this proposal can be found by accessing the following Internet address: <https://www.cdafa.ca.gov/plant/Regulations.html>.