

Amend CCR Section 3400. Peach Mosaic Disease Interior Quarantine to read:

Section 3400. Peach Mosaic Disease Interior Quarantine (Quarantine Proclamation 1)
(Repealed)

~~A quarantine is established against the following pest, its hosts, and possible carriers.~~

~~(a) Pest. Peach mosaic virus disease.~~

~~(b) Area Under Quarantine.~~

~~(1) Los Angeles County. All that portion of Los Angeles County bounded on the north by the township line separating Townships 2 and 3 North, and bounded on the west by a line drawn in a generally southerly direction, starting at the point of intersection of said township line separating Townships 2 and 3 North with the range line separating Ranges 9 and 10 West; then south along said range line to its intersection with the San Gabriel River; then southwesterly along the center of the San Gabriel River channel (or wash) to its intersection with Valley Blvd.; then southeasterly along Valley Blvd. to its intersection with Sunset Ave.; then northeasterly along Sunset Ave. to its intersection with Merced Ave.; then southeasterly along Merced Ave. to its intersection with Glendora Ave.; then southerly along Glendora Ave. to its intersection with Merced Ave.; then east along Merced Ave. to its intersection with Azusa Ave.; then southerly along Azusa Ave. and its southerly extension (west boundary of Section 35, Township 1 South, Range 10 West) to its intersection with the township line separating Townships 1 and 2 South; then east along said township line to its intersection with the range line separating Ranges 9 and 10 West; then south along said range line to its intersection with the Los Angeles-Orange County boundary line.~~

~~(2) Riverside County. All that portion of Riverside County lying west of the range line separating Ranges 9 and 10 East.~~

~~(3) San Bernardino County. All that portion of San Bernardino County lying west of the range line between Ranges 2 and 3 East, and south of the township line between Townships 2 and 3 North.~~

~~(4) San Diego County. Entire County.~~

~~(All township and range lines are S.B.B.M.)~~

~~(c) Articles and Commodities Covered. All species including the flowering forms of almond, apricot, nectarine, peach, plum, and prune trees or parts thereof capable of propagation, except fruit pits, are declared to be hosts or possible carriers of said pest.~~

~~(d) Restrictions.~~

~~(1) Definition of Terms as used in this regulation:~~

~~(A) "Trees" means any kind of tree named in subsection (c).~~

~~(B) "Growing ground" means any property within the area under quarantine on which trees are produced from seeds or grafts for movement or distribution therefrom as nursery stock.~~

~~(C) "Sales yard" or "distribution point" means any property within the area under quarantine onto which finished trees have been moved under permit as provided in (4) below and from which such trees are to be moved as nursery stock.~~

~~(2) Conditions Governing Movement of Articles and Commodities Covered.~~

~~(A) Unless authorized movement under permit as hereinafter provided, articles and commodities covered, including budwood and cuttings, and trees for planting in commercial orchards, shall not be transported or moved by any means from the area under quarantine.~~

~~(B) No restrictions are placed on movements of trees within the area under quarantine for planting on properties not containing commercial orchards.~~

~~(3) Property and Environs Inspection. Wherever official inspection of a property and its environs is required as a condition of certifying or permitting movements of restricted products in this section, an inspection shall be made of trees on the property and its environs within four tenths mile. The inspection shall be made at the proper time in relation to the disease and host, and shall be completed during the growing season previous to moving trees from the property or taking buds from the source tree. The certificate or permit may be issued if there is no peach mosaic disease found and there is no record of said disease having occurred on the property or its environs within one year previous to the date restricted products are moved.~~

~~(4) Seasonal Dealer Permits for Handling Dormant Trees Secured Outside Area Under Quarantine. The county agricultural commissioner may issue dealer permits valid for one season, authorizing dealers within the area under quarantine to handle dormant trees, secured outside the area under quarantine for distribution to any point in this state, without certificate. In consideration of such permit, the dealer shall sign an agreement with the agricultural commissioner, designating the sales yard or distribution point property from which all such trees shall be distributed, and shall agree to abide by the following conditions:~~

~~(A) That dealer controls all movements of nursery stock to and from said property.~~

~~(B) That during the period of such permit, all host nursery stock trees on said property shall be dormant stock secured directly from sources outside the area under quarantine.~~

~~(C) That immediately on arrival on said property of each shipment of such trees, the dealer will notify the agricultural commissioner, and hold the shipment intact together with the shipping permit, intercounty nursery stock certificate, waybill, and other identifying papers and markings until released by the agricultural commissioner.~~

~~(D) That immediately when any host stock on the property breaks dormancy, the dealer will notify the agricultural commissioner and either destroy all remaining host stock on the property or thereafter restrict distribution of that stock to points within the area under quarantine.~~

~~(5) Conditions Governing Movement of Budwood Into Area Under Quarantine From Points Outside Thereof. All budwood or cuttings secured from points outside the area under quarantine shall be reported to the agricultural commissioner of the county in the area under quarantine in which such budwood or cuttings will be propagated. Said commissioner will cause a record to be kept of origin, kind, amount, and date of arrival and of trees into which such budwood or cuttings are placed.~~

~~(6) Movement in Transit Through Area Under Quarantine. Articles and commodities covered may be moved from points outside the area under quarantine, through the area under quarantine without delay or diversion while within said area, to points outside thereof only in tightly wrapped bales, bundles, or containers, or in a similarly tight conveyance while within the area under quarantine.~~

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