

**State of California  
Office of Administrative Law**

**In re:**  
Department of Food and Agriculture

**Regulatory Action:**

**Title 03, California Code of Regulations**

**Amend section: 3435(b)**

**NOTICE OF APPROVAL OF EMERGENCY  
REGULATORY ACTION**

**Government Code Sections 11346.1 and  
11349.6**

**OAL Matter Number: 2016-0919-01E**

**OAL Matter Type: Emergency (E)**

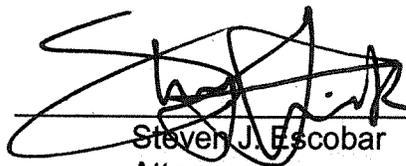
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This emergency rulemaking by the Department of Food and Agriculture (the "Department") creates a quarantine area for the Asian Citrus Psyllid ("ACP") *Diaphorina citri* in the Hanford area of Kings County. The Hanford quarantine area is approximately 106 square miles and is created in response to the identification of one adult ACP on September 1, 2016. This emergency action provides authority for the State to perform quarantine activities against ACP within this area.

OAL approves this emergency regulatory action pursuant to sections 11346.1 and 11349.6 of the Government Code.

This emergency regulatory action is effective on 9/20/2016 and will expire on 3/21/2017. The Certificate of Compliance for this action is due no later than 3/20/2017.

**Date:** September 20, 2016

  
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Steven J. Escobar  
Attorney

**For:** Debra M. Cornez  
Director

**Original:** Karen Ross  
**Copy:** Sara Khalid

NOTICE PUBLICATION REGULATIONS SUBMISSION

EMERGENCY

See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER <b>Z-</b>	REGULATORY ACTION NUMBER	EMERGENCY NUMBER <b>2016-0919-01E</b>
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ENDORSED - FILED  
in the office of the Secretary of State  
of the State of California

SEP 20 2016

1:44 pm

For use by Office of Administrative Law (OAL) only

2016 SEP 19 A 10:07  
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		ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER	PUBLICATION DATE

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)
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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 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 checked="" 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) _____

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>Kevin Masuhara</i>	DATE 9/16/16
TYPED NAME AND TITLE OF SIGNATORY Kevin Masuhara, Deputy Secretary of Administration and Finance	

For use by Office of Administrative Law (OAL) only  
ENDORSED APPROVED  
SEP 20 2016  
Office of Administrative Law

Amend the following section:

**Section 3435. Asian Citrus Psyllid Interior Quarantine.**

....

(b) Area Under Quarantine:

....

(11) In Kings County:

(A) In the Kettleman City area: ....

(B) In an Unincorporated area: ...

(C) In the Hanford area: Beginning at the intersection of 15th Avenue and Fargo Avenue; then, easterly along said avenue to its intersection with 14th Avenue; then, northerly along said avenue to its intersection with Flint Avenue; then, easterly along said avenue to its intersection with 13th Avenue; then, northerly along said avenue to its intersection with Elgin Avenue; then, easterly along said avenue to its intersection with 12th Avenue; then, northerly along said avenue to its intersection with Elder Avenue; then, easterly along said avenue to its intersection with 7th Avenue; then, southerly along said avenue to its intersection with Flint Avenue; then, easterly along said avenue to its intersection with 5th Avenue; then, southerly along said avenue to its intersection with Grangeville Boulevard; then, easterly along said boulevard to its intersection with 4th Avenue; then, southerly along said avenue to its intersection with Houston Avenue; then, southwesterly along said avenue to its intersection with Idaho Avenue; then, westerly along said avenue to its intersection with 5th Avenue; then, southerly along said avenue to its intersection with Jackson Avenue; then, westerly along said avenue to its intersection with 5 1/2 Avenue; then, southerly along said avenue to its intersection with Kent Avenue; then, westerly along said avenue to its intersection with 14th Avenue; then, northerly along said avenue to its intersection with Idaho Avenue; then, westerly along said avenue to its intersection with 15th Avenue; then, northerly along said avenue 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.