

**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: 3435(b)

Repeal sections:

**NOTICE OF APPROVAL OF EMERGENCY
REGULATORY ACTION**

**Government Code Sections 11346.1 and
11349.6**

OAL Matter Number: 2017-0630-04

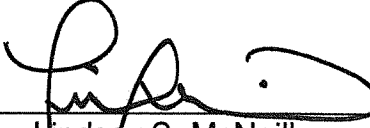
OAL Matter Type: Emergency (E)

This emergency regulatory action by the Department of Food and Agriculture expands the quarantine area for the Asian Citrus Psyllid (ACP) *Diaphorina citri* by approximately 125 square miles in the Roseville area of Placer County and into Sacramento County. The amendment provides authority for the state to perform quarantine activities against ACP within this additional 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 7/6/2017 and will expire on 1/3/2018. The Certificate of Compliance for this action is due no later than 1/2/2018.

Date: July 6, 2017



Lindsey S. McNeill
Attorney

For: Debra M. Cornez
Director

Original: Karen Ross
Copy: Sara Khalid

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

EMERGENCY

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2017-0630-04E	EMERGENCY NUMBER
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ENDORSED - FILED
In the office of the Secretary of State
of the State of California
JUL 06 2017
1:45 PM

For use by Office of Administrative Law (OAL) only	
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 Disapproved/Withdrawn	NOTICE REGISTER NUMBER	PUBLICATION DATE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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SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
	AMEND 3435(b)
	REPEAL
TITLE(S) 3	

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) _____
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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 	DATE 6/27/17
TYPED NAME AND TITLE OF SIGNATORY Robert Wynn, Statewide Coordinator, Pierce's Disease Control Program	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED
JUL 06 2017
Office of Administrative Law

Amend the following section:

Section 3435. Asian Citrus Psyllid Quarantine.

....
(b) Area Under Quarantine:
....

(11) In Placer ~~and Sacramento counties, County,~~ in the Lincoln ~~and Roseville areas~~:
Beginning at the intersection of Brewer Road and the Sutter/Placer County Line; then, starting easterly along said line to its intersection with Riosa Road; then, easterly along said road to its intersection with Sheridan Lincoln Boulevard; then, southeasterly along said boulevard to its intersection with Riosa Road; then, northeasterly along said road to its intersection with McCourtney Road; then, southerly along said road to its intersection with an Unnamed Creek at 38.96694 latitude and -121.27456 longitude; then, southeasterly along said creek to its intersection with Little Ben Road; then, southerly along said road to its intersection with Big Ben Road; then, easterly along said road to its intersection with Crosby Herold Road; then, southerly along said road to its intersection with Meadow Creek Road; then, easterly along Meadow Creek Road to its intersection with an Imaginary Line at 38.936037 latitude and -121.239485 longitude; then, southwesterly along said line to its intersection with an Imaginary Line at 38.935688 latitude and -121.239816 longitude; then, southerly along said line to its intersection with an Imaginary Line at 38.933875 latitude and -121.239844 longitude; then, westerly along said line to its intersection with an Imaginary Line at 38.933843 latitude and -121.241066 longitude; then, southeasterly along said line to its intersection with Barrett Park Lane at 38.932416 latitude and -121.240328 longitude; then, southerly along said lane to its intersection with Wise Road; then, easterly along said road to its intersection with Garden Bar Road; then, southerly along said road to its intersection with Fruitvale Road; then, easterly along said road to its intersection with Fowler Road; then, southerly along said road to its intersection with California Highway 193, then, westerly along said highway to its intersection with Lyles Lane; then, southerly along said lane to its intersection with Poppyhill Road; then, westerly along said road to its

intersection with an Unnamed Road at 38.879323 latitude and -121.224361 longitude; then, southerly along said road to its intersection with an Imaginary Line at the terminus of said road; then, southwesterly along said line to its intersection with Sierra College Boulevard and Twelve Bridges Drive; then, southwesterly along said drive to its intersection with Camino Verdera; then, southerly along said road to its intersection with Vista de Madera; then, southerly along said road to its intersection with an Unnamed Road at 38.846991 latitude and -121.242208 longitude; then, southerly along an Imaginary Line to its intersection with Caperton Creek at 38.84455 latitude and -121.24165 longitude; then, southeasterly along said creek to its intersection with Pleasant Grove Creek; then southwesterly along said creek to its intersection with Whitney Ranch Parkway; then, southwesterly along said parkway to its intersection with Bridlewood Drive; then, southwesterly along said drive to its intersection with Wildcat Boulevard; then, southerly along said boulevard to its intersection with W Stanford Ranch Road; then, southwesterly along said road to its intersection with Sunset Boulevard; then, southeasterly along said boulevard to its intersection with Stanford Ranch Road; then, northeasterly along said road to its intersection with Crest Drive; then, easterly along said drive to its intersection with Whitney Boulevard; then, southerly along said boulevard to its intersection with Argonaut Avenue; then, easterly along said avenue to its intersection with Midas Avenue; then, southeasterly along said avenue to its intersection with 5th Street; then, southwesterly along said street to its intersection with Rocklin Road; then, easterly along said road to its intersection with Barton Road; then, southerly along said road to its intersection with Cavitt Stallman Road; then, westerly along said road to its intersection with Shadow Oaks Lane; then, southerly along said lane to its intersection with S Shadow Oaks Lane; then, southerly along said lane to its intersection with Olive Ranch Road; then, westerly along said road to its intersection with Ramsgate Drive; then, southwesterly along said drive to its intersection with Grosvenor Circle; then, southerly along said circle to its intersection with Kingsgate Drive; then, southerly along said drive to its intersection with Douglas Boulevard; then, easterly along said boulevard to its intersection with Barton Road; then, southerly along said road to its intersection with Santa Juanita Avenue; then, southwesterly along said avenue to its intersection with Oak Avenue; then, westerly along said avenue to its

intersection with Chestnut Avenue; then, southerly along said avenue to its intersection with Central Avenue; then, westerly along said avenue to its intersection with Pecan Avenue; then, southerly along said avenue to its intersection with Greenback Lane; then, westerly along said lane to its intersection with Hazel Avenue; then, southerly along said avenue to its intersection with Pershing Avenue; then, westerly along said avenue to its intersection with Kenneth Avenue; then, southerly along said avenue to its intersection with Sunset Avenue; then, westerly along said avenue to its intersection with San Juan Avenue; then, southerly along said avenue to its intersection with Winding Way; then, westerly along said way to its intersection with Jan Drive; then, northwesterly along said drive to its intersection with Crestview Drive; then, northerly along said drive to its intersection with Vernal Way; then, westerly along said way to its intersection with Schuyler Drive; then, northerly along said drive to its intersection with Bourbon Drive; then, westerly along said drive to its intersection with Manzanita Avenue; then, southerly along said avenue to its intersection with Winding Way; then, southwestery along said way to its intersection with Garfield Avenue; then, northerly along said avenue to its intersection with Marmith Avenue; then, westerly along said avenue to its intersection with Hemlock Street; then, northerly along said street to its intersection with Madison Avenue; then, westerly along said avenue to its intersection with Hillsdale Boulevard; then, northerly along said boulevard to its intersection with Palm Avenue; then, westerly along said avenue to its intersection with Roseville Road at the end of said avenue; then, westerly along said road to its intersection with A Street and an Imaginary Line; then, northerly along said street to its intersection with San Vincente Way at the end of said street; then, northerly along said way to its intersection with Santa Fe Way; then, northeasterly along said way to its intersection with Gay Way; then, northerly along said way to its intersection with Stephen Drive; then, westerly along said drive to its intersection with Channing Drive; then, northwesterly along said drive to its intersection with Don Julio Boulevard; then, southwestery along said boulevard to its intersection with Watt Avenue; then, northerly along said avenue to its intersection with Elkhorn Boulevard; then, westerly along said boulevard to its intersection with 32nd Street; then, northerly along said street to its intersection with U Street; then, westerly along said street to its intersection with 28th Street; then, northerly

along said street to its intersection with Elverta Road; then, easterly along said road to its intersection with Antelope Green Golf Course Boundary at 38.714482 latitude and -121.398517 longitude; then, northeasterly along said boundary to its intersection with Dry Creek at 38.723436 latitude and -121.399285 longitude; then, northeasterly along said creek to its intersection with the Placer/Sacramento County Boundary at 38.728927 latitude and -121.397445 longitude; then, westerly along said boundary to its intersection with Palladay Road; then, northerly along said road to its intersection with Base Line Road; then, westerly along said road to its intersection with S Brewer Road; westerly along said boulevard to its intersection with an Unnamed Creek at 38.81727 latitude and -121.31553 longitude; then, southerly along said creek to its intersection with Roseville City Limit at 38.81025 latitude and -121.32109 longitude; then, westerly along said road to its intersection with Fiddymont Road; then, northerly along said road to its intersection with Sunset Boulevard W; then, westerly along said boulevard to its intersection with S Brewer Road; then, northerly along said road to the point of the beginning.

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

Reference: Sections 401.5, 407, 5301, 5302, 5321 and 5322, Food and Agricultural Code.