

**State of California  
Office of Administrative Law**

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

**Regulatory Action:**

**Title 3, 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 File No. 2015-0428-03 E**

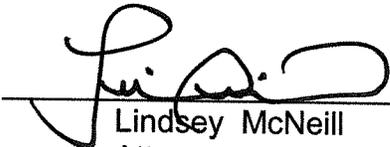
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This emergency regulatory action by the Department of Food and Agriculture (DFA) will expand the quarantine area for the Asian Citrus Psyllid (ACP) *Diaphorina citri* by approximately 106 square miles in San Benito County. The amendment provides authority for the state to perform quarantine activities against ACP within this additional area, along with the existing regulated areas in the entire counties of Imperial, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, Tulare, and Ventura, and a portion of Fresno, Kern, Madera, Santa Clara, San Joaquin, and San Luis Obispo counties that are already under quarantine for the ACP.

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 4/30/2015 and will expire on 10/28/2015. The Certificate of Compliance for this action is due no later than 10/27/2015.

Date: 4/30/2015

  
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Lindsey 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

# EMERGENCY

STD. 400 (REV. 01-2013)

<b>OAL FILE NUMBERS</b>	<b>NOTICE FILE NUMBER</b> Z-	<b>REGULATORY ACTION NUMBER</b>	<b>EMERGENCY NUMBER</b> 2015-0428-03E
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<p style="text-align: center;">For use by Office of Administrative Law (OAL) only</p> <div style="text-align: center;"> <p>2015 APR 28 PM 3:28</p> <p>OFFICE OF ADMINISTRATIVE LAW</p> </div>	<p style="text-align: center;"><b>ENDORSED - FILED</b> in the office of the Secretary of State of the State of California</p> <p style="text-align: center;"><b>APR 30 2015</b></p> <p style="text-align: center;">2:15 PM</p>
<b>NOTICE</b>	<b>REGULATIONS</b>

**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)
<b>OAL USE ONLY</b>	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)

<b>SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)</b>	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)

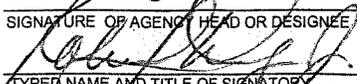
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify) _____
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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 4/28/15
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**

APR 30 2015

Office of Administrative Law

Amend the following section:

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

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(b) Area Under Quarantine:

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(8) In San Benito County: Beginning at the intersection of San Juan Hollister Road and Bixby Road; then, northerly along Bixby Road to its end at 36.859201 latitude and -121.490756 longitude; then, northerly along an imaginary line to its intersection with an Unnamed Road at 36.899289 latitude and -121.485407 longitude; then, northeasterly along an imaginary line to its intersection with an Unnamed Road at 36.907528 latitude and -121.479971 longitude; then, northeasterly along an imaginary line to its intersection with Bolsa Road at 36.918982 latitude and -121.450514 longitude; then, northwesterly along said road to its intersection with Shore Road; then, northeasterly along said road to its intersection with Fairview Road; then, southeasterly along said road to its intersection with Los Viboras Road; then, northeasterly along said road to its intersection with Arroyo Seco Drive; then, southeasterly along said drive to its intersection with Comstock Road; then, northeasterly along said road to 36.932256 latitude and -121.310866 longitude; then, southeasterly along an imaginary line to its intersection with an Unnamed Creek at 36.85242120 latitude and -121.2905381 longitude; then, southwesterly along said creek to its intersection with Santa Ana Valley Road at 36.843863 latitude and -121.300004 longitude; then, southwesterly along said road to its intersection with an Unnamed Road; then, southwesterly along said road to its intersection with an Unnamed Road at 36.843052 latitude and -121.303594 longitude; then, southerly along an imaginary line to its intersection with an Unnamed Creek at 36.841376 latitude and -121.303601 longitude; then, southeasterly along said creek to its intersection with an Unnamed Creek at 36.834575 latitude and -121.299054 longitude; then, southwesterly along said creek to its intersection with John Smith Road at 36.824063 latitude and -121.309167 longitude; then, southerly along an imaginary line to its intersection with Quien Sabe Road at 36.798666 latitude and -121.311351 longitude; then, southwesterly along said road to its intersection with Bolado Road; then, northwesterly along said road to its intersection with Southside Road; then,

southwesterly along said road to its intersection with an Unnamed Road at 36.789242 latitude and -121.343359 longitude; then, southerly along said road to its intersection with an Unnamed Road at 36.777937 latitude and -121.342252 longitude; then, southwesterly along said road to its intersection with Thomas Road; then, northwesterly along said road to its intersection with KT Road; then, southwesterly along said road to its intersection with Cienega Road; then, northwesterly along said road to its intersection with an Unnamed Road at 36.768593 latitude and -121.412091 longitude; then, northwesterly along said road to its intersection with an Unnamed Road at 36.773865 latitude and -121.428540 longitude; then, northwesterly along said road to its intersection with San Juan Canyon Road; then, northwesterly along said road to its intersection with an Unnamed Road at 36.796912 latitude and -121.473487 longitude; then, northwesterly along said road to its intersection with Hedges Road; then, northwesterly along said road to its intersection with 36.813583 latitude and -121.489876 longitude; then, northerly along an imaginary line 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 407, 5301, 5302 and 5322, Food and Agricultural Code.