

**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 section: 3435(b)

Repeal sections:

**NOTICE OF APPROVAL OF EMERGENCY
REGULATORY ACTION**

**Government Code Sections 11346.1 and
11349.6**

OAL Matter Number: 2016-1003-02

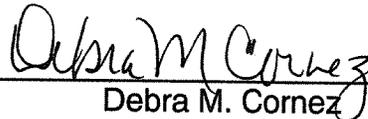
OAL Matter Type: Emergency (E)

This emergency regulatory action by the Department of Food and Agriculture will establish a quarantine area for the Asian Citrus Psyllid ((ACP) *Diaphorina citri*) of approximately 118 square miles in the Lincoln area of Placer County. The effect of the emergency action provides authority for the state to perform quarantine activities against ACP within this established area, along with the many already existing regulated areas in the state.

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 10/6/2016 and will expire on 4/5/2017. The Certificate of Compliance for this action is due no later than 4/4/2017.

Date: October 6, 2016



Debra M. Cornejo
Director

Original: Karen Ross
Copy: Sara Khalid

EMERGENCY

See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER	EMERGENCY NUMBER 2016-1003-02E
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

OCT 06 2016

1:32pm

2016 OCT -3 P 1:58

OFFICE OF
ADMINISTRATIVE LAW

AGENCY WITH RULEMAKING AUTHORITY Department of Food and Agriculture	AGENCY FILE NUMBER (if any)
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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 <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	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) _____	

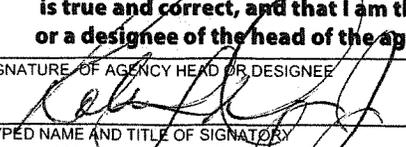
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)
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5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code 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 	DATE 9/28/16
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
OCT 06 2016
Office of Administrative Law

Amend the following section:

Section 3435. Asian Citrus Psyllid Interior Quarantine.

....

(b) Area Under Quarantine:

....

(13) In Placer County, in the Lincoln area: 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, southwestery 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, 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 407, 5301, 5302 and 5322, Food and Agricultural Code.