

**State of California
Office of Administrative Law**

In re:
Department of Food and Agriculture

Regulatory Action:

Title 03, California Code of Regulations

Amend section: 3439

**NOTICE OF APPROVAL OF EMERGENCY
REGULATORY ACTION**

**Government Code Sections 11346.1 and
11349.6**

OAL Matter Number: 2017-0816-01E

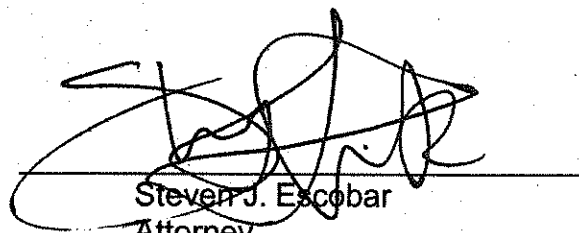
OAL Matter Type: Emergency (E)

This emergency rulemaking by the Department of Food and Agriculture creates a quarantine area for Huanglongbing ("HLB") disease in the Crestmore Heights and Riverside areas of Riverside and San Bernardino Counties. The quarantine area is approximately 94 square miles and is being created in response to the confirmation on July 25, 2017, of the presence of HLB from suspect citrus tissue samples collected in the Riverside area. This emergency action provides authority for the state to perform quarantine activities against HLB within this area. The total area which is now under regulation is approximately 525 square miles.

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 8/22/2017 and will expire on 2/21/2018. The Certificate of Compliance for this action is due no later than 2/20/2018.

Date: August 22, 2017


Steven J. Escobar
Attorney

For: Debra M. Cornez
Director

Original: Karen Ross
Copy: Kyle Beucke

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(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

2017-0816-01E

ENDORSED - FILEDIn the office of the Secretary of State
of the State of California

For use by Office of Administrative Law (OAL) only

AUG 22 2017

LJSPM

2017 AUG 16 P 2:23

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) Huanglongbing Disease Interior Quarantine		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)	
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	
3439		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 §511346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §511349.3, 11349.4)		<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	
<input checked="" type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> File & Print	
		<input type="checkbox"/> Other (Specify) _____	
		<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)	
		<input type="checkbox"/> Print Only	
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 Kyle Beucke		TELEPHONE NUMBER 916-403-6741	
		FAX NUMBER (Optional)	
		E-MAIL ADDRESS (Optional) Kyle.Beucke@cdfa.ca.gov	

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

TYPED NAME AND TITLE OF SIGNATORY

Robert Wynn, Statewide Coordinator, Pierce's Disease Control Program

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ENDORSED APPROVED

AUG 22 2017

Office of Administrative Law

Amend the following section:

Section 3439. Huanglongbing Disease Interior Quarantine.

....

(b) Area Under Quarantine.

(1) In Los Angeles and Orange counties:

....

(2) In Riverside and San Bernardino counties:

In the Crestmore Heights and Riverside areas: Beginning at the intersection of the Union Pacific railroad tracks and the Jurupa Hills Country Club boundary at 33.972709 latitude and -117.444986 longitude; then, starting northerly along the Jurupa Hills Country Club boundary to its intersection with the intersection of Linares Avenue and Moraga Avenue; then, northerly along Moraga Avenue to its intersection with Avenue Juan Diaz; then, northerly along said avenue to its intersection with Peralta Place; then, northerly along said place to its intersection with Limonite Avenue; then, westerly along said avenue to its intersection with Camino Real; then, northerly along said real to its intersection with Granite Hill Drive; then, easterly along said drive to its intersection with the Sunnyslope City Boundary at 34.013533 latitude and -117.441269 longitude; then, northerly along said boundary to its intersection with the Oak Quarry Golf Club boundary at 34.019669 latitude and -117.437699 longitude; then, northeasterly along said boundary to its intersection with the Riverside and San Bernardino county boundaries at 34.034006 latitude and -117.433997 longitude; then, easterly along said boundary to its intersection with Sierra Avenue; then, northerly along said avenue to its intersection with Sierra Avenue and Jurupa Avenue; then, easterly along Jurupa Avenue to its intersection with Alder Avenue; then, northerly along said avenue to its intersection with Santa Ana Avenue; then, easterly along said avenue to its intersection with Maple Avenue; then, northerly along said avenue to its intersection with Slover Avenue; then, easterly along said avenue to its intersection with Cedar Avenue; then, northerly along said avenue to its intersection with Valley

Boulevard; then, easterly along said boulevard to its intersection with W Valley Boulevard; then, easterly along said boulevard to its intersection with S Riverside Avenue; then, northerly along said avenue to its intersection with E San Bernardino Avenue; then, easterly along said avenue to its intersection with San Bernardino Avenue; then, easterly along said avenue to its intersection with W Olive Street; then, easterly along said street to its intersection with Cypress Avenue; then, southerly along said avenue to its intersection with W C Street; then, easterly along said street to its intersection with N Rancho Avenue; then, southerly along said avenue to its intersection with W F Street; then, easterly along said street to its intersection with Pennsylvania Avenue; then, southerly along said avenue to its intersection with W H Street; then, easterly along said street to its intersection with E H Street; then, easterly along said street to its intersection with N Mount Vernon Avenue; then, southerly along said avenue to its intersection with I-10 E; then, easterly along said highway to its intersection with Hunts Lane; then, southerly along said lane to its intersection with S Hunts Lane; then, southerly along said lane to its intersection with E Washington Street; then, easterly along said street to its intersection with Sierra Vista Drive; then, southerly along said drive to its end; then, southerly along an imaginary line to its intersection with Prado Lane at 34.038381 latitude and -117.267737 longitude; then, southerly along said lane to its intersection with Utility Access Road; then, southerly along an imaginary line to its intersection with Scotch Lane at 34.023560 latitude and -117.263430 longitude; then, southwesterly along said lane to its intersection with Scotch Lane and at 34.021848 latitude and -117.263959 longitude; then, southeasterly along an Imaginary Line to its intersection with the Riverside/San Bernardino County line at 34.018800 latitude and -117.257880 longitude; then, southerly along an Imaginary Line to its intersection with Rattlesnake Ridge at 34.013657 latitude and -117.256658 longitude; then, southerly along an Imaginary Line to its intersection with an Unnamed Road at 34.007724 latitude and -117.257830 longitude; then, southerly along an Imaginary Line to 33.994941 latitude and -117.256701 longitude; then, southwesterly along an Imaginary Line to its intersection with Hidden View Lane at 33.986770 latitude and -117.263300 longitude; then, southerly along said lane to its intersection with Pigeon Pass Road; then, southerly

along said road to its intersection with Climbing Rose Drive; then, westerly along said drive to its intersection with Barclay Drive; then, southerly along said drive to its intersection with Ironwood Avenue; then, westerly along said avenue to its intersection with Day Street; then, southerly along said street to its intersection with Gateway Drive; then, westerly along said drive to its intersection with Valley Springs Parkway; then, southerly along said parkway to its intersection with Eucalyptus Avenue; then, westerly along said avenue to its intersection with Eastridge Avenue; then, westerly along said avenue to its intersection with River Run; then, southerly along said run to its intersection with an Imaginary Line at the end of said run; then, southwesterly along said line to its intersection with Sycamore Canyon River at 33.9253452 latitude and -117.307673 longitude; then, westerly along said line to its intersection with Barton Street at 33.925540 latitude and -117.313980 longitude; then, westerly along said street to its intersection with Cottonwood Avenue; then, westerly along said avenue to its end; then, westerly along an imaginary line to its intersection with the beginning of Cottonwood Avenue; then, westerly along said avenue to its intersection with Wood Road; then, southerly along said road to its intersection with Cannon Road; then, westerly along said road to its intersection with Alessandro Boulevard; then, southerly along said boulevard to its intersection with Berry Road; then, westerly along said road to its intersection with Crystal View Terrace; then, northwesterly along said terrace to its intersection with Overlook Parkway; then, westerly along said parkway to its intersection with Washington Street; then, northerly along said street to its intersection with Victoria Avenue; then, southwesterly along said avenue to its intersection with Madison Street; then, northwesterly along said street to its intersection with Arlington Avenue; then, westerly along said avenue to its intersection with Streeter Avenue; then, northerly along said avenue to its intersection with Rochester Street; then, westerly along said street to its intersection with Rexford Drive; then, northerly along said drive to its intersection with Central Avenue; then, westerly along said avenue to its intersection with Hillside Avenue; then, northerly along said avenue to its intersection with Mountain View Avenue; then, westerly along said avenue to its intersection with Sheppard Street; then, northerly along said street to its intersection with Jurupa Avenue; then, northerly along said avenue to its

intersection with the United Pacific railroad tracks; then, northwesterly along said tracks to the point of beginning.

(c) Articles and Commodities Covered.

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Note: Authority cited: Sections 407, 5301, 5302, 5322 and 5705, Food and Agricultural Code. Reference: Sections 407, 5301, 5302, 5322 and 5705, Food and Agricultural Code.