

2008

2007-08 Summary of Legislation

Assembly Committee on Agriculture

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Assembly Committee on Agriculture

**2007-08 Summary of Legislation
Nicole Parra, Chair**

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AB 472 (Committee on Agriculture) – Cattle brands: fees.

Increases various fee thresholds for brands and inspections collected by the California Department of Food and Agriculture's Bureau of Livestock Identification Branch.

Status: Chaptered by Secretary of State - Chapter 267, Statutes of 2007.

AB 541 (Huffman) – Liability: genetically engineered plants.

Establishes sampling and analysis protocols in order to determine whether patent infringement has occurred between a farmer and a party holding a patent on a genetically engineered plant; provides for a notification procedure prior to entry on property; provides protection for farmers in possession of *de minimis* amounts of proprietary material; defines farmer, genetically engineered plant, and modern biotechnology; and, makes legislative findings.

Status: Chaptered by Secretary of State - Chapter 424, Statutes of 2008.

AB 594 (Dymally) – Pigs: tethering and confinement.

As heard by the committee, this bill established definitions for the "confinement of pigs during pregnancy," created new housing requirements for pregnant pigs, and created a new crime, effective July 1, 2011. These contents were held in committee, removed by the author at a later time, and replaced with language that specifies the extent of tobacco cessation coverage under Medi-Cal.

Status: From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 653 (Maze) – Land Use: agricultural land: local agricultural and open-space conservation plan.

Authorizes Tulare County to establish a pilot program, to sunset in 2018, for the acquisition of local agricultural and open-space conservation plans, and makes findings and declarations.

Status: From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 664 (Parra) – Prison Industry Authority: dairy products.

Provides that dairy products produced under the auspices of the Prison Industry Authority may only be sold, purchased and used by food service operations in state-owned facilities, and prohibits dairy products from being sold directly to private persons.

Status: In Assembly Committee on Appropriations. Set, second hearing. Held under submission. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 698 (Strickland) – Perishable agricultural product defamation.

Allows civil action for disparagement of agricultural products; permits a producer of a perishable agricultural product who suffers damage due to disparagement to recover damages without jeopardy of other means of adjudication; and, provides legislative findings and declarations regarding agricultural products and false reports of contamination.

Status: Double referred to Assembly Committee on Judiciary and Assembly Committee on Agriculture. Failed Passage in Assembly Committee on Judiciary. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 748 (Sharon Runner) – District agricultural associations.

Permits an officer or employee of a district agricultural association, under specified conditions, to receive compensation from any nonprofit corporation formed exclusively to aid and assist the district agricultural association for services rendered to the nonprofit corporation and for his or her expenses.

Status: In Assembly Committee on Agriculture. Set, first hearing. Hearing canceled at the request of the author. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 771 (De León) – Agricultural industry.

Authorizes the Secretary of the California Department of Food and Agriculture to establish working groups to resolve coexistence conflicts amongst and between sectors of agriculture as they arise; enacts the Seedless Mandarin and Honeybee Coexistence Working Group Act, which requires the Secretary, no more than 15 days after the enactment of this bill, to designate a Seedless Mandarin and Honeybee Coexistence Working Group (Mandarin and Honeybee Working Group) to meet regularly and develop best management practices to address cross pollination of citrus varieties; requires the Secretary to promulgate regulations no later than February 1, 2009, should the Mandarin and Honeybee Working Group not make recommendations by June 1, 2008; authorizes the Secretary to promulgate regulations, if necessary, should the Mandarin and Honeybee Working Group agree on best management practices; and, makes legislative findings and declarations relative to the importance of both industries.

Status: Chaptered by Secretary of State - Chapter 324, Statutes of 2007.

AB 856 (Galgiani) – Agriculture.

Eliminates the minimum \$100 seed identification and quality subvention allocated to each county and gives the Secretary of the California Department of Food and Agriculture the discretion of whether or not to provide the minimum \$100 subvention to a county that has no registered seed labelers.

Status: Chaptered by Secretary of State - Chapter 425, Statutes of 2008.

AB 967 (Nava) – Farm Fresh Schools Program.

Creates the Farm Fresh Schools Program, which requires the California Department of Food and Agriculture and the California Department of Public Health to jointly

administer the program, in consultation with the State Department of Education, when appropriate.

**Status: In Assembly Committee on Appropriations. Set, second hearing.
Held under submission. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.**

AB 977 (Ma) – Pest control: pesticides: local regulation.

As heard by the Committee, this bill required the California Research Bureau to prepare a summary of available literature on the effectiveness of marketing orders, councils and commissions, and submit it to the Legislature by December 1, 2007. This bill was later amended to delete existing statutory provisions that qualify pest control, livestock remedies, and commercial feeds to be matters of statewide concern and excluded from local ordinances or regulations.

Status: Referred to Senate Committee on Environmental Quality and Senate Committee on Rules. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 1021 (Berryhill) – Apple pests.

Requires the Secretary of the California Department of Food and Agriculture (CDFA) to appoint a committee of the California Apple Commission, and a scientific advisory panel, for the general purpose of preventing the further introduction of identified pests and diseases; provides that no person shall ship apples into the state unless that shipment is accompanied by a certificate attesting to the shipment's compliance with CDFA regulations; and, provides that it is a crime to handle apples from designated areas the committee finds to be infested with apple destroying pests and diseases.

Status: Vetoed by the Governor.

AB 1024 (Caballero) – Food safety.

Creates the Fresh Produce Food Safety Research Fund, administered by the Western Institute for Food Safety and Security within the University of California, Davis and specifies that funds are to be used to finance research to significantly reduce the risk of contamination of fresh produce.

Status: Double referred to Assembly Committee on Health and Assembly Committee on Agriculture. Hearing cancelled in Assembly Committee on Health. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 1180 (Blakeslee) – Agricultural resources.

Authorizes the Director (Director) of the California Department of Conservation to approve grants from a source other than the California Farmland Conservancy Program Fund for the acquisition of agricultural conservation easements, if the Director finds that specified conditions are met.

**Status: In Senate Committee on Appropriations. Set, second hearing.
Held under submission.**

AB 1352 (Berryhill) – Animals: rendering.

Provides legislative findings and declarations regarding the rendering and animal disposal industry; directs the California Department of Food and Agriculture (CDFA) to conduct a study on the status of animal disposal, as specified; and, requires CDFA to report to the Legislature by February 1, 2008.

Status: In Assembly Committee on Appropriations. Set, second hearing.

Held under submission. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 1497 (Niello) – Local government: housing elements.

Prohibits general plan housing elements from including Williamson Act contracted land in the inventory of land suitable for residential development, and requires a council of governments to analyze the inventory of land suitable for residential development and identify the number of housing sites that are contingent upon rezoning Williamson Act contracted land.

Status: Referred to Assembly Committee on Local Government and

Assembly Committee on Agriculture. Set, first hearing. Hearing Cancelled at request of author. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 1604 (Parra) – Market milk.

As originally heard by the Committee, this bill required the Director of the Department of Pesticide Regulation to take specific actions to facilitate the adoption and implementation of non-Volatile Organic Compounds alternatives. These contents were later removed and replaced with urgency provisions to delay the enforcement, until June 30, 2008, of the current standard of 10 coliform bacteria or less per milliliter in raw milk that is sold to the public, then raise that standard to 50 coliform or less per milliliter for raw milk, tested at the bulk milk tank.

Status: Re-referred to Assembly Committee on Appropriations pursuant to Joint Rule 10.5. From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

AB 1667 (LaMalfa) – County fairs: carnivals.

Defines carnival workers as employees of a carnival, and defines a carnival as a company of transportable amusement rides, food and beverage units, and games that may have one or more owners and travels from place to place, in a group or separately, providing entertainment and recreation to the public.

Status: Chaptered by Secretary of State – Chapter 36, Statutes of 2008.

AB 1713 (Assembly Committee on Agriculture) – Agriculture.

Makes inoperative on July 1, 2008, the current distribution to counties of Motor Vehicle Fuel Account (MVFA) funds which are for the partial reimbursement of county expenses incurred in carrying out various agricultural programs; revises the distribution of MVFA funds operative July 1, 2008, to statutorily appropriate a minimum of \$16.75 million annually to the California Department of Food and Agriculture (CDFA) and to counties for pesticide use enforcement, uniform operation of agricultural policy and administration

of programs supervised by CDFA, pest detection and trapping programs, and for emergency detection, investigation, or eradication of agricultural plant or animal pests or diseases; and, requires counties that receive funds for agricultural programs to meet eligibility criteria before receiving those funds.

Status: Chaptered by Secretary of State - Chapter 421, Statutes of 2007.

AB 1717 (Assembly Committee on Agriculture) – Pesticides.

Increases from two years to four years, the statute of limitations for the California Department of Pesticide Regulation to prosecute and collect civil penalties for violations of misbranded or adulterated pesticides; requires Branch 2 and Branch 3 structural pest control operators to register annually with the county agricultural commissioners; requires Branch 1 structural pest control operators, field representatives, applicators, and Structural Pest Control Board registered companies to register annually, in person, with the county agricultural commissioner; and, increases the fee for Branch 1 registrations from \$10 to \$25 per year.

Status: Chaptered by Secretary of State - Chapter 338, Statutes of 2007.

AB 1718 (Assembly Committee on Agriculture) – Agriculture.

Makes various technical and conforming changes to the Food and Agricultural Code relative to dairy cows, kiwifruit, walnuts, cut flowers, and Mendocino County wine grapes.

Status: Chaptered by Secretary of State - Chapter 124, Statutes of 2007.

AB 1735 (Assembly Committee on Agriculture) – Milk and dairy products.

Makes numerous technical changes to conform California statute dealing with milk safety and inspection laws to federal milk product guidelines.

Status: Chaptered by Secretary of State - Chapter 339, Statutes of 2007.

AB 1764 (Blakeslee) – Land use: agricultural use.

Includes plant products used for biofuels in the definition of "agricultural commodity" within the Williamson Act and expands the definition of open space use within the Act to include an area enrolled in the United States Department of Agriculture's Conservation Reserve Program or Conservation Reserve Enhancement Program.

Status: Chaptered by Secretary of State – Chapter 136, Statutes of 2008.

AB 1810 (Galgiani) – Horses: shows, competitions, and sales.

Revises the requirement for the Equine Medication Monitoring Program advisory committee (committee) to meet twice per year and instead requires the committee to meet once per year; provides that the chairperson may call for additional meetings as he or she determines may be necessary; clarifies that the committee may elect a chairperson at the pleasure of the committee; and, specifies a horse event manager to mean an individual or entity that is financially responsible for the event.

Status: Chaptered by Secretary of State – Chapter 87, Statutes of 2008.

AB 1846 (Adams) – Inedible kitchen grease.

Exempts individuals collecting and hauling inedible kitchen grease for use in their personal vehicles from paying 75% of the \$300 transporter fee, as specified.

Status: Chaptered by Secretary of State – Chapter 321, Statutes of 2008.

AB 1913 (Fuller) – Cotton.

Reduces the membership to the San Joaquin Cotton Board from 16 to 9; changes membership requirements; adds new definitions; and, makes technical and conforming changes.

Status: Chaptered by Secretary of State – Chapter 189, Statutes of 2008.

AB 2168 (Jones) – Farm stands: direct marketing: retail food.

Authorizes the California Department of Food and Agriculture to adopt regulations that encourage the direct sale by farmers to the public of California agricultural products; specifies that regulations may include provisions to ensure sales are conducted without fraud, deception, or misrepresentation; authorizes field retail stands, as defined, and farm stands, as defined, to engage in direct sales; establishes farm stands as another form of direct marketing; requires farm stands to meet specified requirements; revises definitions, as specified; and, makes legislative findings and declarations.

Status: Chaptered by Secretary of State – Chapter 447, Statutes of 2008.

AB 2250 (Sharon Runner) – Public employment: outside compensation.

Allows state officers and employees of district agricultural associations (fairs) to receive compensation from a nonprofit corporation formed to specifically benefit that fair; requires nonprofit corporations to file statements of and changes to the compensation with the Department of Personnel Administration; requires notice to and approval by the Division of Fairs and Expositions (Division) prior to compensation; and, requires the nonprofit be subject to audits by the Division.

Status: Chaptered by Secretary of State – Chapter 452, Statutes of 2008.

AB 2253 (Torrico) – Food labels: free range.

Requires the California Department of Food and Agriculture, before January 1, 2010, to develop criteria for the use of the claim "California Certified Free Range" for poultry products, as specified, and authorizes poultry and poultry products that comply with those criteria to bear the words, or be held out as, "California Certified Free Range" before being offered for sale .

Status: In Assembly Committee on Agriculture. Set, first hearing. Hearing canceled at request of author.

AB 2284 (Galgiani) – Market milk standards.

Provides specific temperature requirements for market milk; deletes select frozen yogurt requirements; provides that any instrument used as acceptable security for the Milk Producers Security Trust Fund is subject to revised requirements; modifies the circumstances under which the Secretary of the California Department of Food and

Agriculture may release the issuer of acceptable security from liability; and, makes other technical changes.

Status: Chaptered by Secretary of State – Chapter 236, Statutes of 2008.

AB 2349 (Fuller) – Diseased animals and poultry.

Changes the penalty for a quarantine violation from a civil penalty to an administrative penalty with a minimum fine between \$100 and \$1,000 per violation; and, requires the California Department of Food and Agriculture to notice a violator of the nature of the violation and provide the violator with the opportunity for a hearing, as specified.

Status: Chaptered by Secretary of State – Chapter 147, Statutes of 2008.

AB 2726 (Leno) – Healthy Food Purchase pilot program.

Extends the sunset date of the California Department of Public Health's (CDPH) Healthy Food Purchase pilot program (pilot program) from January 1, 2011, to January 1, 2013, and authorizes CDPH to implement the pilot program by July 1, 2009, to the extent that the Department of Finance determines that sufficient funds are available from any source, as specified.

Status: Chaptered by Secretary of State – Chapter 466, Statutes of 2008.

AB 2763 (Laird) – Invasive pests: advance planning: detection and eradication.

Requires the California Department of Food and Agriculture (CDFA) to develop and maintain a list of invasive animals, plants, and insects likely to enter California; requires CDFA to plan for appropriate responses to these possible pests; requires assessment of scientific data as to the impacts of any pesticide and its inert materials, as specified, including involvement by the California Department of Public Health, the California Department of Fish and Game, the California Department of Pesticide Regulation, and the Office of Environmental Health Hazard Assessment; makes other operational and conforming changes including what notification is required for the public and public hearings; and, makes federal funding requirements.

Status: Chaptered by Secretary of State – Chapter 573, Statutes of 2008.

AB 2764 (Hancock) – Pest: eradication: use of pesticide.

Prohibits the Secretary of the California Department of Food and Agriculture from undertaking a pest eradication project, or providing for the application of a pesticide in an urban area to effectuate an eradication project, unless the Governor proclaims a state of emergency.

Status: In Assembly Committee on Agriculture. Set, first hearing. Failed passage. From committee without further action pursuant to Joint Rule 62 (a).

AB 2765 (Huffman) – Pest eradication: aerial use of pesticide.

Requires the Secretary of the California Department of Food and Agriculture, or a County Agricultural Commissioner (commissioner), prior to aerial application of a pesticide under an eradication project in an urban area, to hold at least one public forum and have the California Department of Pesticide Regulation and the Office of Environmental Health Hazard Assessment to jointly seek a human and environmental

health risk evaluation. This bill also provides legislative intent directing commissioners to take an increasing role in urban invasive pests, and list all ingredients of a pesticide.

Status: Chaptered by Secretary of State – Chapter 574, Statutes of 2008.

AB 2782 (Berryhill) – Milk.

Deletes the requirements that manufacturing milk comply with the rules, regulations, and standards of the United States Department of Agriculture, which govern quality standards of raw milk.

Status: In Assembly Committee on Agriculture. Hearing postponed by Committee.

AB 2824 (Berryhill) – Food labeling: olive oil.

As passed by the Committee, this bill changed the amount of indemnity owed to the owner of an animal that is required to be slaughtered to combat brucellosis from a fixed amount to an appraised amount. This bill was later amended and heard in Committee, pursuant to Assembly Rule 77.2, to clarify the definition of olive oil; conform olive oil definitions, grades and labeling requirements to international standards; and, provide contingent enactment language with SB 634 (Wiggins).

Status: Chaptered by Secretary of State – Chapter 695, Statutes of 2008.

AB 2850 (Villines) – Market milk: stabilization and marketing plans.

Adds new procedure requirements for the California Department of Food and Agriculture (CDFA) hearings held under the authority of the California Code of Regulations for the milk stabilization and marketing plan and the milk pooling plan (plans), which requires any decision concerning these plans come from only that evidence and data submitted during the hearing, that it is supported by evidence and data submitted during the hearing; requires CDFA to provide any interested party data, as specified; prohibits CDFA from developing, presenting or introducing false or misleading information or that violates generally accepted accounting practices; requires CDFA to meet with producers, consumers, and other interested parties to develop additional procedures, and principles, to govern hearings as specified; and, makes technical and conforming changes.

Status: Senate inactive file.

AB 2860 (Mendoza) – Agricultural lands: cancellation of Williamson Act contracts.

As heard in Committee, provides that a Williamson Act contract may be cancelled if the contracted land is acquired under a federal trust, on behalf of a federally recognized tribe.

Status: In Assembly Committee on Agriculture. Set, second hearing.

Held under submission.

AB 2892 (Swanson) – Pests: eradication: aerial spraying of pesticide: voter consent.

Requires two-thirds voter approval in an affected urban area prior to aerial application of pesticides, and requires local elected officials to conduct that election.

Status: In Assembly Committee on Agriculture. Set, first hearing. Failed passage.

From Committee without further action pursuant to Joint Rule 62 (a).

AB 2921 (Laird) – Local government: agricultural land.

Authorizes the California Department of Conservation (DOC) to utilize Soil

Conservation Funds to cover costs associated with administering material breach provisions within the Williamson Act (Act); permits DOC to be reimbursed for time utilized to develop a resolution for a potential material breach; allows a landowner, in rescinding a contract under the Act and simultaneously placing other lands under an agricultural conservation easement, to restrict husbandry practices; clarifies that material breach provisions do not apply to a building for which a permit was issued prior to January 2004; specifies conditions under which material breach provisions may be applied; extends the sunset from January 2009, to January 2010, to facilitate lot line adjustments pursuant to the Act; and, provides language consistent with AB 1764 (Blakeslee) Chapter 136, Statutes of 2008, in order to avoid the chaptering-out of that bill's provisions, which clarified that "agricultural commodities" produced in this state for biofuels are allowable under the Act and expanded the Act's definition of "open space" to include an area enrolled in the United States Department of Agriculture's Conservation Reserve Program or Conservation Reserve Enhancement Program.

Status: Chaptered by Secretary of State – Chapter 503, Statutes of 2008.

ACR 12 (Parra) – Agriculture: frost damage.

Requests the Public Utilities Commission to cooperate with the state's public utilities in immediately approving advice filings to establish appropriate payment deferral programs for citrus and other affected growers whose crops were destroyed as a result of the cold storms and consequent frost damage that occurred in January 2007. This measure would also request the commission to authorize recovery for the actual administrative costs, with the exception of interest foregone on deferred amounts, and recovery of uncollected deferred amounts incurred by the state's public utilities, as a result of this program.

Status: In Assembly Committee on Utilities and Commerce.

ACR 117 (Laird) – Light brown apple moth.

Outlines the current history of Light Brown Apple Moth (LBAM) findings and activities, incidents of illness, past recommendations and specific issues that need to be addressed related to the LBAM eradication efforts, and requests the California Department of Food and Agriculture, the California Department of Pesticide Regulation and the Office of Environmental Health Hazard Assessment to respond to existing concerns by providing to the public an independent analysis of the impacts of eradication efforts and methods to public health and the environment.

**Status: In Assembly Committee on Appropriations. Set, first hearing.
Held under submission.**

AJR 7 (Arambula) – Agriculture: freeze losses.

Requests the President and Congress to promptly enact legislation, which provides relief and assistance to California workers, producers and processors who are suffering economic losses and hardships as a result of the January 2007 freeze.

Status: Chaptered by Secretary of State - Resolution Chapter 117, Statutes of 2007.

SB 200 (Florez) – Food safety.

Requires establishments that slaughter cattle and that are subject to existing state and federal inspections to install video surveillance for certain activities; prohibits the serving

of meat from downed cattle; and, and requires the California Department of Pesticide Regulation to notify appropriate local health officers and environmental health directors within 24 hours after receiving information that a meat or poultry supplier, distributor, broker, or processor has sold meat or poultry related products that meet the criteria for a federal recall, and to inform the public.

Status: In Assembly Committee on Agriculture. Set, first hearing. Failed passage. Returned to Chief Clerk pursuant to Joint Rule 62 (a).

SB 201 (Florez) – Dairy farms: raw milk: testing standards.

As originally heard by committee, this bill established requirements for growers, handlers, shippers and processors of leafy green vegetables for growing practices, handling, processing, and testing. These contents were later removed and replaced with language to establish an alternative program for raw milk dairies to provide raw milk to consumers through the establishment of Hazard Analysis Critical Control Point plans for the farm, the milk parlor, and the bottle processing plant. This bill requires agency approval of plans and specified testing requirements in order to be exempt from coliform standards for raw milk that is to be sold to the public, as established by AB 1735 of 2007.

Status: Vetoed by Governor.

SB 202 (Florez) – Agriculture: leafy green vegetable trace back.

Establishes dating and tracking requirements for growers, handlers and processors of leafy green vegetables, as specified.

Status: Referred to Assembly Committee on Agriculture and Assembly Committee on Health. In Assembly Committee on Agriculture. Set, first hearing. Failed passage. Returned to Chief Clerk pursuant to Joint Rule 62 (a).

SB 246 (Margett) – Agriculture.

Expands the boundary for the 48th District Agricultural Association (DAA) to the County of Los Angeles and restricts board members to serve on only one DAA.

Status: Chaptered by Secretary of State - Chapter 203, Statutes of 2007.

SB 281 (Maldonado) – District agricultural associations: goods and property.

Authorizes the California Department of Food and Agriculture (CDFA), with the approval of the Department of General Services, to develop criteria for use by district agricultural associations or county and citrus fairs, and the California Exposition and State Fair (Cal Expo) when purchasing goods or disposing of property when that property is valued at less than \$50,000; and, requires the California Citrus Advisory Committee to develop and make a recommendation to the Secretary of CDFA to place mandatory inspection holds on citrus fruit, prior to shipment

Status: Chaptered by Secretary of State - Chapter 346, Statutes of 2007.

SB 282 (Cox) – State Fair Leasing Authority.

Establishes the State Fair Leasing Authority, for the purpose of entering into leases or other agreements for the use of the California Exposition and State Fair (Cal Expo) race track, or any other property owned or controlled by Cal Expo, and to create a long term

infrastructure master plan for the development and improvement of Cal Expo.
Status: Chaptered by Secretary of State - Chapter 293, Statutes of 2007.

SB 470 (Ashburn) – Agriculture: dead animals.

Requires the California Integrated Waste Management Board to convene a working group to draft regulations that provide procedures for emergency disposal or rendering of animal carcasses during a declared state of emergency, which results in the death of livestock and poultry in numbers that exceed the daily capacity of local landfills and licensed rendering facilities.

Status: Vetoed by Governor.

SB 556 (Wiggins) – Light Brown Apple Moth.

Creates, until January 1, 2010, the Light Brown Apple Moth (LBAM) Program within the California Department of Food and Agriculture (CDFA); creates an account within the food and agriculture fund, and provides those funds shall be available for expenditure without regard to fiscal year; permits CDFA to allocate funding for local assistance to agencies designated by a county board of supervisors; requires CDFA to annually review the progress made by each local agency in eradicating LBAM, and make recommendations, as needed, to improve individual local agency eradication efforts; requires an annual legislative report to be submitted on January 10, beginning in 2008; requires eradication activities conducted pursuant to this bill to comply with all applicable laws, and be conducted in an environmentally responsible manner; makes legislative findings and declarations; and, contains an urgency clause.

Status: Chaptered by Secretary of State - Chapter 190, Statutes of 2007.

SB 562 (Wiggins) – Public resources: salmon and steelhead protection.

As passed by the committee, this bill clarified that agricultural commodities produced in this state for biofuel production are allowable under the Williamson Act. This bill also expanded the definition of open space to include an area enrolled in the United States Department of Agriculture's Conservation Reserve Program or Conservation Reserve Enhancement Program. See AB 1764 (Blakeslee) and AB 2921 (Laird). These contents were later removed and replaced with language to appropriate \$5.293 million out of \$45 million made available in the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) to the Department of Fish and Game for the purposes of coastal salmon and steelhead fishery restoration projects.

Status: Chaptered by Secretary of State – Chapter 4, Statutes of 2008.

SB 634 (Wiggins) – Food labeling: Olive oil.

As passed by the Senate, this bill prohibited cities and counties from approving the proposed subdivision of Williamson Act contracted land unless certain findings were made; and, required cities and counties to impose conditions on the residential use of the subdivided land. These contents were later removed and replaced with language to clarify the definition of olive oil; and, conform olive oil definitions, grades and labeling requirements to international standards

Status: Chaptered by Secretary of State – Chapter 694, Statutes of 2008.

SB 770 (Cogdill) – Milk.

Specifies that the California Department of Food and Agriculture regulated minimum price for milk shall be used when determining the "sale below cost" value of milk used in class 1, 2 and 3 products.

Status: Chaptered by Secretary of State - Chapter 351, Statutes of 2007.

SB 1280 (Maldonado) – Agriculture: seed: advisory board: registration.

Changes the makeup of the 11 member California Seed Advisory Board from nine labelers and two public members to seven labelers, two individuals receiving or possessing seed for sale in California, and two public members. In addition, this bill clarifies that all agriculture or vegetable seed labelers must annually register with the California Department of Food and Agriculture to sell seed in California.

Status: Chaptered by Secretary of State - Chapter 399, Statutes of 2008.

SB 1404 (Lowenthal) – Plant labeling: water use.

Requires plant wholesale establishments and distributors to provide a label, on five gallon or less containers, indicating the approximate water use of the plant for six climate zones; provides that this bill shall become operative on January 1, 2010, and makes legislative findings and declarations relative to meeting water use reduction goals.

Status: In Assembly Committee on Agriculture. Set, first hearing. Failed passage. Returned to the Chief Clerk pursuant to Joint Rule 62 (a).

SB 1466 (Corbett) – Citrus Nursery Stock Pest Cleanliness Program.

Requires the California Department of Food and Agriculture to establish, by January 1, 2010, the Citrus Nursery Stock Pest Cleanliness Program, as specified.

Status: In Assembly Committee on Appropriations. Set, second hearing. Held under submission. Assembly Rule 96 suspended. Withdrawn from Committee and ordered placed on Assembly Third Reading.

SB 1574 (Florez) – Underground storage tanks: biodiesel.

Sets interim standards for underground storage tanks that contain biodiesel blends, as specified, until July 1, 2011, or until regulations are adopted that set standards for underground storage tanks that contain biodiesel blends, whichever is sooner.

Status: Vetoed by Governor.

SB 1623 (Yee) – Rice industry.

Defines the terms "handle" and "process" for purposes of rice production and distribution; changes the definition of the term "handler" to persons selling or offering rice for sale; deletes fidelity bond requirements for agents designated by the California Rice Commission (CRC) to handle assessments and instead requires these funds to be accounted for in a manner prescribed by the CRC; repeals and recasts the CRC and the California Department of Food and Agriculture (CDFA) duties related to investigations

and violations; and, allows CDFA to collect reimbursements for enforcement costs associated with this bill.

Status: Chaptered by Secretary of State - Chapter 414, Statutes of 2008.

SB 1723 (Maldonado) – Agriculture: pesticide recycling program.

Requires any person who is the first to sell an agricultural or structural-use pesticide product for use in this state that is packaged in rigid, non-refillable, high-density polyethylene containers of up to 55 gallons must participate in a container recycling program.

Status: Chaptered by Secretary of State - Chapter 533, Statutes of 2008.

SCR 87 (Migden) – Light brown apple moth.

Requests the California Department of Food and Agriculture (CDFA) to impose a moratorium on any aerial spraying that may be a part of CDFA's eradication campaign of the light brown apple moth until CDFA can demonstrate that the pheromone compound it intends to use is both safe to humans and effective at eradicating the light brown apple moth.

Status: In Assembly Committee on Agriculture. Failed passage.