

ASSEMBLY BILL

No. 2609

Introduced by Assembly Member Hueso

February 24, 2012

An act to amend Section 13000.1 of the Food and Agricultural Code, relating to agricultural chemicals.

LEGISLATIVE COUNSEL'S DIGEST

AB 2609, as introduced, Hueso. Agricultural chemicals: pesticides, restricted materials, livestock drugs, and fertilizers.

Existing law governs the possession, use, distribution, sale, and storage of pesticides. Existing law generally requires a Director of Pesticide Regulation to administer and enforce these provisions and to develop and adopt related regulations. Existing law also requires the county agricultural commissioner to administer and enforce regulations issued pursuant to these provisions. Existing law authorizes the director or the county agricultural commissioner to bring an action to enjoin the violation or the threatened violation of any order made pursuant to the provisions governing the possession, use, distribution, sale, and storage of pesticides.

This bill would make technical, nonsubstantive changes to the provision authorizing the director or the county agricultural commissioner to bring an action to enjoin the violation or the threatened violation of any order made pursuant to the provisions governing the possession, use, distribution, sale, and storage of pesticides.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13000.1 of the Food and Agricultural
2 Code is amended to read:
3 13000.1. ~~The commissioner~~ *director* or ~~director~~ *the*
4 *commissioner* may bring an action to enjoin the violation or the
5 threatened violation of any order made pursuant to this division
6 in the superior court in the county in which the order is issued or
7 the violation occurs or is threatened, and the court may enjoin the
8 violation or threatened violation upon that showing and without
9 further evidence of irreparable injury. The court may compel
10 specific performance of any acts or course of conduct necessary
11 to protect persons, animals, crops, or property.

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