

AMENDED IN ASSEMBLY MARCH 26, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1363

Introduced by Assembly Member Salas

February 27, 2015

An act to amend ~~Section 411~~ Sections 17001.5 and 17002 of the Food and Agricultural Code, relating to ~~food and agriculture~~ animals.

LEGISLATIVE COUNSEL'S DIGEST

AB 1363, as amended, Salas. ~~Food and agriculture: production forecasts.~~ Animals: estrays: livestock animals.

Existing law prescribes requirements for the seizure, management, and care of estrays. Existing law, for purposes of those provisions, defines "estrays" to mean any impounded or seized bovine animal, horse, mule, sheep, swine, or burro whose owner is unknown or cannot be located. Existing law requires that any animal that is seized by, or comes into the possession of, an inspector pursuant to those provisions, be disposed of in accordance with specified requirements. Existing law makes it a misdemeanor to violate specified provisions in the Food and Agricultural Code governing the care and treatment of animals, including estrays.

This bill would additionally include any other livestock animal within that definition of "estrays," and would instead require that any animal that is seized by, or comes into the possession of, an inspector pursuant to those provisions be managed in accordance with specified requirements. The inclusion of other livestock animals within the definition of "estrays" would expand the definition of a crime, thereby imposing a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

~~Existing law establishes the Department of Food and Agriculture and vests with the department various duties and obligations related to regulation of the agricultural industry of the state. Existing law requires the department to supply the Department of Water Resources with a specified forecast that estimates the amount of production of food, fiber, livestock, and other farm products, as specified.~~

~~This bill would make nonsubstantive changes in the provisions relating to that forecast.~~

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

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

1 *SECTION 1. Section 17001.5 of the Food and Agricultural*
2 *Code is amended to read:*

3 17001.5. For the purpose of this chapter, “stray” means any
4 impounded or seized bovine animal, horse, mule, sheep, swine, ~~or~~
5 burro, *or other livestock animal* whose owner is unknown or cannot
6 be located.

7 *SEC. 2. Section 17002 of the Food and Agricultural Code is*
8 *amended to read:*

9 17002. Any animal ~~which~~ *that* is seized by, or comes into the
10 possession of, an inspector pursuant to this part shall be ~~disposed~~
11 ~~of~~ *managed* pursuant to this chapter.

12 *SEC. 3. No reimbursement is required by this act pursuant to*
13 *Section 6 of Article XIII B of the California Constitution because*
14 *the only costs that may be incurred by a local agency or school*
15 *district will be incurred because this act creates a new crime or*
16 *infraction, eliminates a crime or infraction, or changes the penalty*
17 *for a crime or infraction, within the meaning of Section 17556 of*
18 *the Government Code, or changes the definition of a crime within*
19 *the meaning of Section 6 of Article XIII B of the California*
20 *Constitution.*

1 SECTION 1. ~~Section 411 of the Food and Agricultural Code is~~
2 ~~amended to read:~~

3 ~~411. (a) The Department of Food and Agriculture shall supply~~
4 ~~the Department of Water Resources with a forecast that estimates~~
5 ~~the amount of production of food, fiber, livestock, and other farm~~
6 ~~products:~~

7 ~~(b) As part of the forecast, the Department of Food and~~
8 ~~Agriculture's assumptions shall be based upon 20-year estimates~~
9 ~~that include, but are not limited to, the following data:~~

10 ~~(1) Land use conversion rates and the amount of land that is~~
11 ~~available for agricultural production:~~

12 ~~(2) The growing need for food, fiber, livestock and other farm~~
13 ~~products as the state's and the nation's populations grow:~~

14 ~~(3) Implementation of irrigation technology and other on-farm~~
15 ~~water conservation measures:~~

16 ~~(4) Advances in crop yields and production techniques:~~

17 ~~(5) Alternate uses of crops:~~

18 ~~(c) Department of Food and Agriculture shall include an~~
19 ~~additional table in the forecast that estimates the agricultural water~~
20 ~~needs based upon food security considerations that include, at a~~
21 ~~minimum, all of the following:~~

22 ~~(1) Population growth estimates:~~

23 ~~(2) Production of farm products sufficient to feed the state's~~
24 ~~population, as well as continue to provide at least 25 percent of~~
25 ~~the nation's table food:~~

26 ~~(3) Production necessary to meet the growth in export markets:~~

27 ~~(d) To the extent feasible, the Department of Food and~~
28 ~~Agriculture may cooperate with the Department of Finance, the~~
29 ~~University of California, and other institutions and organizations~~
30 ~~in obtaining information for the forecasts:~~

31 ~~(e) The Department of Food and Agriculture shall furnish the~~
32 ~~forecast to the Department of Water Resources for estimating~~
33 ~~related water usage, as well as to the Chairs of the Assembly~~
34 ~~Committee on Agriculture, the Assembly Committee on Water,~~
35 ~~Parks, and Wildlife, and the Senate Committee on Agriculture and~~
36 ~~Water Resources. The Department of Water Resources shall include~~
37 ~~this information in Bulletin 160:~~

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