



CALIFORNIA DEPARTMENT OF
FOOD & AGRICULTURE

Karen Ross, Secretary

December 4, 2017

TO: California Avocado Industry

RE: **Recent Changes to the California Code of Regulations Pertaining to Avocados**

The attached document includes changes that were made to the California Code of Regulations, which became effective on November 21, 2017. Text that was added is displayed in underline type and text that was deleted is displayed in ~~strikethrough~~ type.

If you have any questions I may be reached at (760) 743-4712.

Sincerely,

For
Samuel Santander, Program Supervisor
Avocado Inspection Program

Enclosures

cc: Gary Leslie, CDFA County/State Liaison
California Avocado Commission



DEPARTMENT OF FOOD AND AGRICULTURE
CHANGES IN THE REGULATIONS
Title 3. Food and Agriculture
Division 3. Economics
Chapter 1. Fruit and Vegetable Standardization
Subchapter 4. Fresh Fruits, Nuts and Vegetables
Article 11. Avocados
1408.22 Avocados, Fruit Dropped by Extreme Winds

1408.22. Avocados, Fruit Drop Caused by Extreme Winds.

~~(a) When abnormal fruit drop is caused by extreme winds, the Department shall set a period of time not to exceed five days for maturity testing of windfall avocados, starting from the end of the extreme winds. During this period, maturity testing shall be permitted on windfall fruit that is not more than two sizes below the smallest size released for harvest for the respective varieties at the time of the beginning of the extreme winds. Where no size release has been made for a variety, testing shall be permitted on avocados weighing not less than 6.25 ounces. Windfall avocados which are more than two sizes smaller than the smallest released size, or those smaller than 6.25 ounces, or those tested and found to be immature shall be rejected and disposed of under supervision of an enforcing officer. Reconditioning and retesting of windfall fruit shall not be permitted.~~

~~Determination of periods that shall qualify as "extreme winds," as well as the factors that permit identification of "windfall fruit," shall be at the discretion of the Department.~~

~~(b) Notwithstanding subsection (a), upon written application, the Department may:~~

- ~~(1) Perform maturity testing at the expense of the grower of fruit which is smaller than the standards set forth in subsection (a); and,~~
- ~~(2) Release for marketing fruit proven by such testing to be mature under the standards established in this article.~~

Note: Authority cited: Sections 14, 407, 42684, and 44977, Food and Agricultural Code.
Reference: Section 42941, and 44973, Food and Agricultural Code.