

CONCURRENCE IN SENATE AMENDMENTS

AB 2143 (Irwin)

As Amended August 13, 2026

Majority vote

SUMMARY

This bill would prohibit an online marketplace, as defined, from facilitating the sale or shipment of noxious weed for delivery to an address located in the state.

Senate Amendments

Make technical and clarifying changes, allows for the Secretary of the California Department of Food and Agriculture (CDFA) or a County Ag Commissioner (CAC) to identify potentially violative shipments, delays implementation until April 1, 2027 and adds an appeals process.

COMMENTS

Senate Amendments more closely reflect real-world implementation as shipping inspection is done by both CDFA and CACs and this bill would allow both of those entities to flag shipments of concern. These shipments reflect a property interest of both the buyer and seller so having an appeals process would comport with due process requirements.

According to the Author

"Without legislation that recognizes the role online marketplaces play in facilitating the sale of invasive plants, California will continue to allow prohibited invasive plants to be purchased with minimal resistance. [This bill] addresses this critical gap in the law by prohibiting online marketplaces from facilitating a noxious weed sale that would be delivered to a California address

Arguments in Support

A coalition of agriculture groups wrote in support that, "AB 2143 is an important step in elevating this issue within the Legislature and recognizing the vulnerability of California's landscape to movement of noxious products through the increase in e-commerce. By adding e-commerce to the state's comprehensive pest prevention framework, the bill recognizes the urgent need for coordinated, science-based strategies to prevent, manage, and mitigate noxious species' impact statewide."

Arguments in Opposition

None on file.

FISCAL COMMENTS

According to the Senat Committee on Rules, "CDFA indicates that this bill would result in ongoing annual costs of \$550,000 to establish and administer a state-level enforcement program, including (1) investigative staff to pursue violations by online marketplaces, and (2) outreach staff to assist with compliance. CDFA notes it currently lacks the resources to investigate online sales of noxious weeds and that existing enforcement is generally conducted by county agricultural commissioners. While the bill authorizes administrative penalties, CDFA indicates that fine revenue is unlikely to offset program costs, likely requiring General Fund support.

Actual costs could increase depending on the number and complexity of enforcement actions required."

VOTES:

ASM AGRICULTURE: 8-0-0

YES: Soria, Hadwick, Aguiar-Curry, Alanis, Connolly, Jeff Gonzalez, Irwin, Ransom

ASM PRIVACY AND CONSUMER PROTECTION: 15-0-0

YES: Lowenthal, Macedo, Bryan, DeMaio, Hart, Hoover, Irwin, McKinnor, Ortega, Patterson, Pellerin, Petrie-Norris, Ward, Wicks, Wilson

ASM APPROPRIATIONS: 11-0-4

YES: Wicks, Aguiar-Curry, Calderon, Caloza, Fong, Mark González, Krell, Pacheco, Pellerin, Sharp-Collins, Solache

ABS, ABST OR NV: Hoover, Dixon, Ta, Tangipa

ASSEMBLY FLOOR: 78-0-2

YES: Addis, Aguiar-Curry, Ahrens, Alanis, Alvarez, Arambula, Ávila Farías, Bains, Bauer-Kahan, Bennett, Berman, Boerner, Bonta, Bryan, Calderon, Caloza, Carrillo, Castillo, Chen, Connolly, Davies, DeMaio, Dixon, Elhawary, Ellis, Flora, Fong, Gabriel, Gallagher, Garcia, Gipson, Jeff Gonzalez, Mark González, Hadwick, Haney, Harabedian, Hart, Hoover, Irwin, Jackson, Johnson, Kalra, Krell, Lackey, Lee, Lowenthal, Macedo, McKinnor, Nguyen, Ortega, Pacheco, Papan, Patel, Patterson, Pellerin, Petrie-Norris, Quirk-Silva, Ramos, Ransom, Michelle Rodriguez, Rogers, Blanca Rubio, Sanchez, Schiavo, Schultz, Sharp-Collins, Solache, Soria, Stefani, Ta, Tangipa, Valencia, Wallis, Ward, Wicks, Wilson, Zbur, Rivas

ABS, ABST OR NV: Muratsuchi, Celeste Rodriguez

SENATE FLOOR: 38-0-2

YES: Allen, Alvarado-Gil, Archuleta, Arreguín, Ashby, Becker, Cabaldon, Caballero, Cervantes, Choi, Cortese, Dahle, Durazo, Gonzalez, Grayson, Grove, Hurtado, Jones, Laird, McGuire, McNerney, Menjivar, Niello, Ochoa Bogh, Padilla, Pérez, Reyes, Richardson, Rubio, Seyarto, Smallwood-Cuevas, Stern, Strickland, Umberg, Valladares, Wahab, Weber Pierson, Wiener

ABS, ABST OR NV: Blakespear, Limón

UPDATED

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