



Cal OES
GOVERNOR'S OFFICE
OF EMERGENCY SERVICES

July 25, 2016

2016 JUL 26 P 3 16

OFFICE OF
ADMINISTRATIVE LAW

Director Debra M. Cornez
Office of Administrative Law
300 Capitol Mall, Suite 1250
Sacramento, CA 95814

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

JUL 27 2016

1:39PM

Subject: CTU2015-1218-01 Section 280 Certification

Dear Ms. Cornez:

This letter is in response to the petition filed by David Ofwono alleging that the Governor's Office of Emergency Services (Cal OES) has issued, used, enforced, or attempted to enforce an underground regulation (CTU2015-1218-01). The specific alleged underground regulation is:

A Certification and Card Fee for the California Hazardous Substances Incident Response Training and Education Program as reflected on the second page of the [email attached to the petition] provided to Haz Mat Outreach Instructors by Cal OES.

Cal OES has reviewed the petition, the document in question, and the additional documentation accompanying the petition. To date, Cal OES has not issued, used, enforced, or attempted to enforce the document described as "A Certification and Card Fee for the California Hazardous Substances Incident Response Training and Education Program" as a basis for setting prices by CSTI. Additionally, Cal OES will not issue, use, enforce, or attempt to enforce the fees identified in this document.

I make this certification in accordance with Section 280 of Title 1 of the California Code of Regulations. Also in accordance with Section 280 of Title 1 of the California Code of Regulations, a copy of this certification has been sent to Mr. Ofwono.

Should the Office of Administrative Law have any questions, please contact Jill Talley, Chief Counsel, at (916) 845-8543 or Jill.Talley@caloes.ca.gov.

Sincerely,

NANCY WARD
Chief Deputy Director

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Enclosures

cc: David Ofwono, petitioner
Elizabeth Heidig, Office of Administrative Law