



California Regulatory Notice Register

REGISTER 2003, NO. 12-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

MARCH 21, 2003

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The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

CALIFORNIA REGULATORY NOTICE REGISTER (ISSN 1041-2654) is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by the Office of State Publishing and is offered by subscription for \$302.00 (annual price). To order, call (916) 445-5391. Periodicals postage paid at Sacramento, CA and additional mailing offices. **POSTMASTER:** Send address changes to the: CALIFORNIA REGULATORY NOTICE REGISTER, Customer Coordinator, Office of State Publishing, 344 N. 7th Street, Room 104, Sacramento, CA 95814-0212.

PROPOSED ACTION ON REGULATIONS

Information contained in this document is published as received from agencies and is not edited by the Office of State Publishing.

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, pursuant to the authority vested in it by Sections 82011, 87303 and 87304 of the Government Code to review proposed conflict of interest codes, will review the proposed/amended conflict of interest codes of the following:

CONFLICT OF INTEREST CODES

AMENDMENT

STATE AGENCY:

Assembly Rules Committee

A written comment period has been established commencing on **March 21, 2003** and closing on **May 5, 2003**. Written comments should be directed to the Fair Political Practices Commission, Attention **Trish Mayer**, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict of interest code(s) will be submitted to the Commission's Executive Director for his review, unless any interested person or his or her duly authorized requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

The Executive Director or the Commission will review the above-referenced conflict of interest code(s), proposed pursuant to Government Code Section 87300, which designate, pursuant to Government Code Section 87302, employees who must disclose certain investments, interests in real property and income.

The Executive Director or the Commission, upon his or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict of interest code(s). Any written

comments must be received no later than **May 5, 2003**. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

COST TO LOCAL AGENCIES

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

EFFECT ON HOUSING COSTS AND BUSINESSES

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

AUTHORITY

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code reviewing body for the above conflict of interest codes shall approve codes as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

REFERENCE

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict of interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

CONTACT

Any inquiries concerning the proposed conflict of interest code(s) should be made to **Trish Mayer**, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

AVAILABILITY OF PROPOSED CONFLICT OF INTEREST CODES

Copies of the proposed conflict of interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to **Trish Mayer**, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended Section 3700,

subsection (c), of the regulations in Title 3 of the California Code of Regulations pertaining to Oak Mortality Disease Control as an emergency action that was effective on February 3, 2003. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than June 3, 2003.

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period. Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department of Food and Agriculture may certify that there was compliance with provisions of Section 11346.1 of the Government Code within 120 days of the emergency regulation.

Notice is also given that any person interested may present statements or arguments in writing relevant to the action proposed to the agency officer named below on or before May 5, 2003.

INFORMATIVE DIGEST//POLICY STATEMENT OVERVIEW

Existing law obligates the Department of Food and Agriculture to protect the agricultural industry in California and prevent the spread of injurious pests (Food and Agricultural Code, Sections 401 and 403). Existing law also provides that the Secretary may establish, maintain, and enforce such regulations, as he deems necessary, to prevent the spread of pests to protect California's agricultural industry (Food and Agricultural Code Section 5322).

The amendment of Section 3700(c) established that portions of Western star flower (*Trientalis latifolia*) and canyon live oak (*Quercus chrysolepsis*) plants are included as regulated articles and commodities. The effect of the amendment is to provide authority for the State to regulate movement of hosts or potential carriers of the disease within and from the regulated area to prevent artificial spread of the pest to non-infested areas to protect California's agricultural industry. There is no existing, comparable federal regulation or statute.

COST TO LOCAL AGENCIES AND SCHOOL DISTRICTS

The Department of Food and Agriculture has determined that Section 3700 does impose a mandate on local agencies, but not on school districts. Reimbursement will be made for costs resulting from this mandate from the \$492,235 budgeted for this purpose.

The Department has also determined that the amended regulation will involve no additional costs or savings to any state agency because funds for state costs are already appropriated, no nondiscretionary costs or savings to local agencies or school districts, no reimbursable savings to local agencies or costs or savings to school districts under Section 17561 of the Government Code, funds for reimbursement for costs to local agencies have already been appropriated, and no costs or savings in federal funding to the State.

EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will not affect housing costs.

EFFECT ON BUSINESSES

The Department has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The cost impact of the amended regulation on a representative private person or business is not expected to be significantly adverse. A representative person or business could incur costs of approximately \$193 per year in reasonable compliance with the proposed action.

ASSESSMENT

The Department has made an assessment that the proposed amendments to the regulations would not (1) create or eliminate jobs within California, (2) create new business or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

ALTERNATIVES CONSIDERED

The Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

AUTHORITY

The Department amended Section 3700, subsection (c) pursuant to the authority vested by Sections 407, 5321 and 5322 of the Food and Agricultural Code of California.

REFERENCE

The Department amended Section 3700, subsection (c) to implement, interpret and make specific Sections 24.5, 5321 and 5322 of the Food and Agricultural Code; Sections 11425.50 and 11440.10, Government Code; Section 1084 *et seq.*, Code of Civil Procedure.

EFFECT ON SMALL BUSINESS

The amendment of this regulation may affect small businesses.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed action, location of the rulemaking file, request for a public hearing, and final statement of reasons may be directed is: Stephen S. Brown, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room A-316, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: sbrown@cdfa.ca.gov.

In his absence, you may contact Kris Peebles at (916) 654-1017. Questions regarding the substance of the proposed regulations should be directed to Stephen S. Brown.

INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its Internet website (www.cdfa.ca.gov/cdfa/pendingregs).

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed action, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

If the regulations amended by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of amendment. Any person interested may obtain a copy of said regulations prior to the date of amendment by contacting the agency officer (contact) named herein.

TITLE 11. COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

NOTICE OF PROPOSED REGULATORY ACTION

AMENDMENT OF COMMISSION REGULATION 1002(a)(8) INTERVIEW REQUIREMENTS

Notice is hereby given that the Commission on Peace Officer Standards and Training (POST), pursuant to the authority vested by Penal Code Sections 13503 (powers of the Commission on POST), 13506 (authority for the Commission on POST to adopt regulations), and in order to interpret, implement and make specific Sections 13510 of the Penal Code (authority for the Commission on POST to adopt and amend rules establishing minimum standards for California law enforcement officers), proposes to adopt, amend, or repeal regulations in Chapter 2 of Title 11 of the California Code of Regulations.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

POST Regulation 1002(a)(8) requires an interview as part of the peace officer selection process. The current language in the regulation requires that Appearance, Personality, Maturity, Temperament, Background, and Ability to Communicate be assessed during the interview. Although these interview factors may be useful, they do not reflect the latest job analytic data POST gathered on entry-level peace officers.

Research shows that structuring the interview by ensuring that all candidates are asked the same, job-related questions can result in selecting better peace officers. Asking job-related questions then requires that the questions be based on interview factors derived from the latest job analytic data. According to the job analysis, the interview factors that are more closely related to the requirements of an entry-level peace officer position are Experience, Problem Solving Ability, Communication Skills, Interest/Motivation, Interpersonal Skills, and Community Involvement/Awareness.

A committee composed of seasoned law enforcement officers, employment attorneys, and human resources professionals from large agencies convened to validate the new interview factors and to recommend ways to disseminate and support the new factors. The committee recommended that POST provide two products: 1) A practical yet comprehensive guidelines manual to assist law enforcement agencies in constructing and administering a struc-

tered interview questionnaire based on the new factors, and 2) A database that contains questions that are linked to the new interview factors.

PUBLIC COMMENT

The Commission hereby requests written comments on the proposed action. All written comments must be received at POST no later than May 5, 2003. Written comments should be directed to Kenneth J. O'Brien, Executive Director, Commission on Peace Officer Standards and Training, 1601 Alhambra Boulevard, Sacramento, CA. 95816-7083, fax number (916) 227-2801, or e-mail at kobrien@post.ca.gov.

A public hearing is not scheduled. Pursuant to Government Code Section 11346.8 any interested person, or his or her duly authorized representative, may request in writing, no later than 15 days prior to the close of the public comment period, that a public hearing be held.

ADOPTION OF PROPOSED REGULATIONS

Following the close of the public comment period, the Commission may adopt the proposals substantially as described in this notice or may modify the proposal if such modifications remain sufficiently related to the text as described in the Informative Digest. If the Commission makes changes to the language before adoption, the text of any modified language clearly indicated will be made available at least 15 days before the date of adoption to all persons whose comments were received by POST during the public comment period, and all persons who request notification from POST of the availability of such changes. A request for the modified text should be addressed to the agency official designated on this notice. The Commission will accept written comments on the modified text for 15 days after the date on which the revised text is made available.

TEXT OF PROPOSAL

Copies of the Initial Statement of Reasons and exact language of the proposed action may be obtained by submitting a request in writing to the contact person at the address listed at the end of this notice. This address is the location of all information considered as the basis for these proposals (rulemaking file). The information will be maintained for inspection during the Commission's normal business hours (8 a.m. to 5 p.m., Monday through Friday).

Copies of the Final Statement of Reasons, once it has been prepared pursuant to subdivision (a) of Section 11346.9, may be obtained at the address noted at the end of this notice.

ESTIMATE OF ECONOMIC IMPACT

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for which Government Code Section 17561 Requires Reimbursement: None

Significant Statewide Adverse Economic Impact Directly Affecting California Businesses, including Small Business: The Commission on Peace Officer Standards and Training has made an initial determination that the proposed regulation will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability to compete with businesses in other states, and has found that the proposed amendment of Regulation 1002(a)(8) will have no effect on California businesses, including small businesses, because the Commission on Peace Officer Standards and Training sets selection and training standards for law enforcement and does not impact California businesses, including small businesses.

Cost Impacts on Representative Private Persons or Businesses: The Commission on Peace Officer Standards and Training is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with this proposed action.

Effect on Housing Costs: The Commission on Peace Officer Standards and Training has made an initial determination that the proposed regulation would have no effect on housing costs.

ASSESSMENT

The adoption of the proposed amendments to this regulation will neither create nor eliminate jobs in the state of California, nor result in the elimination of existing businesses or create or expand businesses in the state of California.

CONSIDERATION OF ALTERNATIVES

In order to take this action the Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome to affected private persons than the proposed action.

CONTACT PERSON

Inquiries concerning written material pertaining to the proposed action should be directed to Leah Cherry, Associate Analyst, 1601 Alhambra Blvd., Sacra-

mento, CA 95816-7083, or by telephone at (916) 227-3891, fax number (916) 227-3895 or e-mail at leah.cherry@post.ca.gov. The back-up contact person as well as inquiries concerning the substance of the proposed action/text should be directed to Charles Junn, Personnel Selection Consultant, at (916) 227-4861, fax number (916) 227-0476 or e-mail at Charles.Junn@post.ca.gov.

INTERNET ACCESS

Select **Regulations**, then **Notices of Proposed Regulation Changes** to view proposed regulatory actions on POST's home page (www.post.ca.gov).

TITLE 14. FISH AND GAME COMMISSION

NOTICE OF PROPOSED CHANGES IN REGULATIONS

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by sections 200, 202, 205 and 2084 of the Fish and Game Code, and to implement, interpret or make specific sections 200, 202, 205, 2080, 2084 and 2085 of said Code, proposes to add section 749.2, Title 14, California Code of Regulations, relating to the incidental take of Xantus's murrelet during its candidacy period.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The objective of these regulations is to allow a variety of activities to continue on an interim basis, subject to the measures in the regulations designed to protect Xantus's murrelet (*Synthliboramphus hypoleucus*) during the candidacy period. Continuation of the regulations will allow the Department to focus its efforts on evaluation of the status of the species. The Department's evaluation of the species during the candidacy period will result in a status report regarding the species, which will provide a basis for the Department's recommendation to the Commission regarding the species' appropriate long-term status under California Endangered Species Act (CESA).

The proposed regulations would authorize and provide for take of Xantus's murrelet during its candidacy under CESA as follows:

1. The incidental take of Xantus's murrelet resulting from night-time (dusk to dawn) vessel operation between July 16 and January 31 is authorized within the areas from the mean high tide line extending 1 nautical mile around the entire shoreline of Santa Barbara and Anacapa islands.
2. The incidental take of Xantus's murrelet resulting from night-time vessel operation is authorized at

any time outside of 1 nautical mile around the entire shoreline of Santa Barbara and Anacapa islands.

3. The incidental take of Xantus's murrelet resulting from night-time vessel operation between February 1 and July 15 within the areas from mean high tide to 1 nautical mile around the entire shoreline of Santa Barbara and Anacapa islands is authorized only if the vessel is in compliance with each of the following restrictions:
 - (a) The vessel is not engaged in night fishing or night diving;
 - (b) External loud speakers on the vessel are not in use;
 - (c) The vessel is within a designated anchorage or safe harbor during the night, except when transiting through the areas specified in the regulations; and
 - (d) Lighting on the vessels is limited to navigational lighting necessary for safe operations.
4. The incidental take of Xantus's murrelet in the course of ongoing research and monitoring of this species by public agencies other than the Department and by private parties is authorized as long as the agency or private party provides a written progress report to the Department.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Riverside Marriott, 3400 Market Street, Riverside, California, on Thursday, May 8, 2003 at 8:30 a.m., or as soon thereafter as the matter may be heard. Written comments may be submitted on or before May 8, 2003 at the address given below, or by fax at (916) 653-5040, or by e-mail to FGC@dfg.ca.gov, but must be received no later than May 8, 2003, at the hearing in Riverside, CA. E-mail comments must include the true name and mailing address of the commentor.

The regulations as proposed in ~~strikeout~~-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, John M. Duffy, Assistant Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct inquiries to John M. Duffy or Sherrie Koell at the preceding address or phone number. Marija Vojkovich, Offshore Ecosystem Coordinator, Department of Fish and Game, phone (805) 568-1246, has been designated to respond to questions on the substance of the proposed regulations. Copies of the Initial Statement of Reasons, including the regula-

tory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at http://www.dfg.ca.gov/fg_comm

AVAILABILITY OF MODIFIED TEXT

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15-day comment period, and the Commission will exercise its powers under Section 202 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in Sections 11343.4, 11346.4 and 11346.8 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

IMPACT OF REGULATORY ACTION

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

- (a) Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete with Businesses in Other States:

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Approximately 183 market squid vessel permittees and 39 light boat permittees, and on the order of two dozen commercial passenger fishing vessels (CPFVs) could be impacted by the regulations to exclude light and noise activities during night-time hours within 1 nautical mile of Santa Barbara and Anacapa islands during the Xantus's murrelet's breeding season (February 1 through July 15). Because both these sectors of the fishing industry can and do operate in and around the waters of other islands and the coastline, it is difficult to

estimate the actual total cost of impacts. However, data from log books submitted by vessel operators provide us with some indication that the impacts would be minimal.

For the squid fishery, the impacts should be relatively small because the fishery in southern California generally operates in other areas during the late winter. From squid fishery log books for the period May 2000 to September 2002, less than 1 percent of catches was reported from both Anacapa and Santa Barbara islands during the two February to July 15 periods.

The impacts would be somewhat different between CPFV dive and CPFV finfish sectors of the industry but should also be small because the restricted area around these two smaller islands is a small part of the total area within 1 nautical mile around all eight Channel Islands. From CPFV log books for 2000 and 2001, only 29 dive trips and 18 finfish trips occurred at night at Anacapa Island during February through July. This is less than 3 percent and 1 percent, respectively, of the total dive trips and finfish trips at all eight Channel Islands during this same period. At Santa Barbara Island, only 17 dive trips and 157 finfish trips occurred at night during the same period. This is less than 2 percent and 3.5 percent, respectively, of the total dive and finfish trips at all eight Channel Islands during February through July.

- (b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California: None.
- (c) Cost Impacts on a Representative Private Person or Business:
The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.
- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.
- (e) Nondiscretionary Costs/Savings to Local Agencies: None.
- (f) Programs Mandated on Local Agencies or School Districts: None.
- (g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4: None.
- (h) Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

It has been determined that the adoption of these regulations may affect small business.

CONSIDERATION OF ALTERNATIVES

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

TITLE 14. FISH AND GAME COMMISSION

NOTICE OF PROPOSED CHANGES IN REGULATIONS

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by sections 200, 202, 205, 7071, 8587.1 and 8588 of the Fish and Game Code, and to implement, interpret or make specific sections 7056, 7071, 8585.5, 8587 and 8587.1 of said Code, proposes to amend sections 52.10, 150.06, and 150.16, Title 14, California Code of Regulations, relating to nearshore regional total allowable catches, trip limits and weekday closures.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The proposed actions being considered by the Commission would institute three management changes that implement policy directives contained within the Commission approved Nearshore Fishery Management Plan. These include the following additions or changes to existing regulations:

- Total Allowable Catch (TAC): establishing regional Total Allowable Catch (TAC) levels to limit take within discrete geographic areas for cabezon, greenlings and sheephead (CGS)(Item 1, Option 1A and 1B below), or maintain statewide TACs (Item 1, Options 2A and 2B below), and re-apportion the existing allocation of these resources between sport and commercial fisheries;
- CGS Trip Limits/Weekday Closure: instituting cumulative trip limits to spread allowable commercial catches of CGS through a longer fishing season (Item 2 below) and/or modifying existing weekday closures for the cabezon and greenling commercial fisheries (Item 3 below);
- Federal Trip Limits for Individuals: establishing a requirement that cumulative trip limit values noticed in the Federal Register for shallow and deeper nearshore rockfish and California scorpionfish

would apply to individual California commercial licensees in order to slow catch rates. The federally-defined trip limits which are vessel-based would also continue to apply (Item 4 below).

Existing regulations have established statewide harvest limits (in pounds) for cabezon, greenlings, and sheephead and identify how that poundage is allocated to the recreational and commercial fishery. Modification to these regulations are proposed in item 1 below.

Item 1, Total Allowable Catch (TAC)

Item 1, Option 1A: would establish four commercial TACs (one per region) and one statewide recreational TAC based on the currently used allowable catch ratios between sport and commercial fisheries established in Section 52.10, Title 14, CCR.

The total statewide allowable catch of cabezon would be 194,100 pounds, allocated as follows:

	Commercial Fishery	Recreational Fishery
North Coast Region	8,000 pounds	91,600 pounds
North-Central Coast Region	20,100 pounds	
South-Central Coast Region	61,700 pounds	
South Coast Region	12,700 pounds	

The total statewide allowable catch of greenlings would be 37,800 pounds, allocated as follows:

	Commercial Fishery	Recreational Fishery
North Coast Region	1,800 pounds	24,900 pounds
North-Central Coast Region	5,600 pounds	
South-Central Coast Region	5,300 pounds	
South Coast Region	200 <i>or</i> [0–200] pounds	

The total statewide allowable catch of sheephead would be 205,600 pounds, allocated as follows:

	Commercial Fishery	Recreational Fishery
North Coast Region	0 pounds	124,000 pounds
North-Central Coast Region	100 <i>or</i> [0–100] pounds	
South-Central Coast Region	1,500 pounds	
South Coast Region	79,500 pounds	

Item 1, Option 1B: would establish four commercial TACs (one per region) and one statewide recreational TAC based on the historical ratio of catches during 1983–1989 and 1993–1999.

The total statewide allowable catch of cabezon would be 194,100 pounds, allocated as follows:

	Commercial Fishery	Recreational Fishery
North Coast Region	5,500 pounds	118,300 pounds
North-Central Coast Region	16,100 pounds	
South-Central Coast Region	49,200 pounds	
South Coast Region	5,000 pounds	

The total statewide allowable catch of greenlings would be 37,700 pounds, allocated as follows:

	Commercial Fishery	Recreational Fishery
North Coast Region	1,300 pounds	34,200 pounds
North-Central Coast Region	1,100 pounds	
South-Central Coast Region	1,000 pounds	
South Coast Region	100 <i>or</i> [0–100] pounds	

The total statewide allowable catch of sheephead would be 205,600 pounds, allocated as follows:

	Commercial Fishery	Recreational Fishery
North Coast Region	0 pounds	126,100 pounds
North-Central Coast Region	100 <i>or</i> [0–100] pounds	
South-Central Coast Region	2,100 pounds	
South Coast Region	77,300 pounds	

Item 1, Option 2A: would maintain the status-quo of one statewide commercial TAC and one statewide recreational TAC based on the currently used allowable catch ratios between sport and commercial fisheries established in Section 52.10, Title 14, CCR, but updates the values to reflect improvements in analysis of catch data.

- The total statewide allowable catch of cabezon would be 194,000 pounds, allocated 102,400 pounds to the commercial fishery and 91,600 pounds to the recreational fishery.
- The total statewide allowable catch of greenlings would be 37,600 pounds, allocated 12,700 pounds to the commercial fishery and 24,900 pounds to the recreational fishery.
- The total statewide allowable catch of sheephead would be 205,500 pounds, with 81,000 pounds allocated to the commercial fishery and 124,500 pounds to the recreational fishery.

Item 1, Option 2B: would maintain the status-quo of one statewide commercial TAC and one statewide recreational TAC based on the historical ratio of catches during 1983–1989 and 1993–1999, but updates the values to reflect improvements in analysis of catch data.

- The total statewide allowable catch of cabezon would be 193,900 pounds, with 75,600 pounds allocated to the commercial fishery and 118,300 pounds to the recreational fishery.
- The total statewide allowable catch of greenlings would be 37,600 pounds, with 3,400 pounds allocated to the commercial fishery and 34,200 pounds to the recreational fishery.
- The statewide allowable catch of sheephead would be 205,500 pounds, with 79,400 pounds allocated to the commercial fishery and 126,100 pounds to the recreational fishery.

Existing emergency regulations which will expire May 1, 2003 establish a two-month cumulative trip limit for the commercial fishery for each species in the CGS complex for the January through February 2003 time period. Additional regulations are proposed in item 2 below.

Item 2, CGS Trip Limits

Item 2, Option 1: would establish commercial trip limits that are the same statewide for each 2-month period that the fishery is open at volumes selected for each species from the range of values provided.

- (A) Cabezon: Not more than [200–2,000] pounds per individual per two-month limit period
- (B) Sheephead: Not more than [200–2,000] pounds per individual per two-month limit period
- (C) Greenlings: Not more than [25–400] pounds per individual per two-month limit period

Item 2, Option 2: would establish commercial trip limits that are the same statewide at a set value per landing period with catch volume equivalent to a multiplier of federal trip limits for shallow nearshore rockfish.

- (A) Cabezon: The pounds per individual per two-month limit period is equal to the federal trip limit for shallow nearshore rockfish for waters south of 40 degrees, 10 minutes N. latitude.
- (B) Sheephead: The pounds per individual per two-month limit period is equal to two times the federal trip limit for shallow nearshore rockfish for waters south of 40 degrees, 10 minutes N. latitude.
- (C) Greenlings: The pounds per individual per two-month limit period is equal to one-quarter of the federal trip limit for shallow nearshore rockfish for waters south of 40 degrees, 10 minutes N. latitude.

Item 2, Option 3: would establish commercial trip limits that are the same statewide but allow catch volume to differ between monthly periods, based on constituent input, from the range of values below:

	Cabezon	Sheephead	Greenlings
January–February	[0–8,000] pounds	[0–8,000] pounds	[0–1,000] pounds
March–April	0 pounds	0 pounds	0 pounds
May–June	[0–8,000] pounds	[0–8,000] pounds	[0–1,000] pounds
July–August	[0–8,000] pounds	[0–8,000] pounds	[0–1,000] pounds
September–October	[0–8,000] pounds	[0–8,000] pounds	[0–1,000] pounds
November–December	[0–8,000] pounds	[0–8,000] pounds	[0–1,000] pounds

Item 2, Option 4: would establish trip limits which differ for each of the four management regions throughout the state, and differ between each landing period for the periods the fishery is open, which allows for trip limits to be set in accordance with regional TACs (coupled with Option 1A and 1B above), and based on constituent input. Trip limits ranging from 0–8000 pounds of cabezon, dependent on region and two-month limit period, are proposed. Trip limits ranging from 0–8000 pounds of sheephead, dependent on region and two-month limit period, are proposed. Trip limits ranging from 0–500 pounds of greenlings, dependent on region and two-month limit period, are proposed.

Existing regulations addressed under item 3 below established a prohibition on the commercial take of cabezon, kelp greenling, and rock greenling from Thursday through Sunday, inclusive.

Item 3, Weekday Closures

Item 3, Option 1: would eliminate the provision which prohibits the commercial take of cabezon, kelp greenling, and rock greenling from Thursday through Sunday;

Item 3, Option 2: would change the language of the regulation to prohibit possession as well as take of these species Thursday through Sunday; and/or

Item 3, Option 3: would change the regulation to include prohibiting the commercial take and possession of all nearshore fish stocks as defined in Section 1.90 from Thursday through Sunday.

No regulations addressed under item 4 below exist. New regulations are proposed in item 4 below.

Item 4, Federal Trip Limits for Individuals

Item 4: would establish a requirement that cumulative trip limit values noticed in the Federal Register for shallow and deeper nearshore rockfish and for California scorpionfish would apply to individual California commercial licensees in order to slow catch rates. The federally defined trip limits which are vessel-based would also continue to apply.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Board of Supervisors' Chambers, Administration Building, 2800 W. Burrel, Visalia, California, on Friday, April 4, 2003 at 8:30 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Riverside Marriott, 3400 Market Street, Riverside, California, on Thursday, May 8, 2003, at 8:30 a.m., or as soon thereafter as the matter may be heard. It is requested that written comments be submitted on or before May 8, 2003 at the address given below, or by fax at (916) 653–5040, or by e-mail to

FGC@dfg.ca.gov, but must be received no later than May 8, 2003 at the hearing in Riverside, CA. E-mail comments must include the true name and mailing address of the commentor.

The regulations as proposed in strikeout-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, John M. Duffy, Assistant Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct inquiries to John M. Duffy or Sherrie Koell at the preceding address or phone number. Fred Wendell, Nearshore Ecosystem Coordinator, Department of Fish and Game, phone (805) 772-1714, has been designated to respond to questions on the substance of the proposed regulations. Copies of the Initial Statement of Reasons, including the regulatory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at http://www.dfg.ca.gov/fg_comm

AVAILABILITY OF MODIFIED TEXT

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15-day comment period, and the Commission will exercise its powers under Section 202 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in Sections 11343.4, 11346.4 and 11346.8 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

IMPACT OF REGULATORY ACTION

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

- (a) Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete with Businesses in Other States:

The Commission has made an initial determination that the amendment of these regulations may have a significant statewide adverse economic impact on approximately 184 businesses, primarily nearshore commercial fishermen but including some fish processors, distributors, baitshops, markets and sportfishing services providers, but not on the ability of California businesses to compete with businesses in other states. The Commission has considered proposed alternatives that would lessen any adverse economic impact on business and invites you to submit alternative proposals. Submissions may include the following considerations:

- (i) the establishment of differing compliance or reporting requirements or timetables which take into account the resources available to businesses;
 - (ii) consolidation or simplification of compliance and reporting requirements for businesses;
 - (iii) the use of performance standards rather than prescriptive standards; or
 - (iv) exemption or partial exemption from the regulatory requirements for business.
- (b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California:
- Each of the three nearshore fishery management changes being considered would have different impacts, ranging from slightly increased benefits to nominal losses in production, depending on which option is selected. None of the options would create new direct costs or reporting requirements to individuals or businesses. Contact the Agency representative named herein to receive a complete analysis of the impacts.
- (c) Cost Impacts on a Representative Private Person or Business:
- The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. Contact the Agency representative named herein to receive a complete analysis of the impacts.
- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.
- (e) Nondiscretionary Costs/Savings to Local Agencies: None.

- (f) Programs Mandated on Local Agencies or School Districts: None.
- (g) Costs Imposed on any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4: None.
- (h) Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

It has been determined that the adoption of these regulations may affect small business.

CONSIDERATION OF ALTERNATIVES

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

TITLE 16. BOARD OF PSYCHOLOGY

NOTICE IS HEREBY GIVEN that the Board of Psychology (herein after "board") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at Embassy Suites, 7762 Beach Blvd., Buena Park, California, at 10:00 a.m. on May 10, 2003. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the board at its office not later than 5:00 p.m. on May 7, 2003 or must be received by the board at the hearing. The board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by Sections 125.9, 148 and 2930 of the Business and Professions Code, and to implement, interpret or make specific Sections 125.9, 148, and 685 of said Code, the board is considering changes to Division 13.1 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW

Under current Board of Psychology regulations, the board may issue a citation and fine for violation of specified provisions of the Psychology License Law and other statutory provisions.

SB 2019 (Chapter 683, Stats. of 2002), operative July 1, 2003, added Business and Professions Code section 685 authorizing the board to issue a citation and fine for individuals who are in default on a United States Department of Health and Human Services education loan. This proposed regulation would add Business and Professions Code section 685 to the list of statutes currently in section 1397.51 that authorizes the board to issue citations and fines.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement: None

Business Impact: The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses: The board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business: The board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The board has determined that the proposed regulations would affect small businesses.

CONSIDERATION OF ALTERNATIVES

The board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS
AND INFORMATION

The board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Board of Psychology at 1422 Howe Avenue, Suite 22, Sacramento, California 95825

AVAILABILITY AND LOCATION OF THE
FINAL STATEMENT OF REASONS
AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Kathy Bradbury
Address: 1422 Howe Avenue, Suite 22
Sacramento, CA 95825
Telephone No.: (916) 263-0712
Fax No.: (916) 263-2697
E-Mail Address: kathy_bradbury@dca.ca.gov

The backup contact person is:

Name: Jeffrey Thomas
Address: 1422 Howe Avenue, Suite 22
Sacramento, CA 95825
Telephone No.: (916) 263-1617
Fax No.: (916) 263-2697
E-Mail Address: jeff_thomas@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.psychboard.ca.gov.

**TITLE 16. BOARD
OF PSYCHOLOGY**

NOTICE IS HEREBY GIVEN that the Board of Psychology (herein after "board") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action pro-

posed at a hearing to be held at Embassy Suites, 7762 Beach Blvd., Buena Park, California, at 10:00 a.m. on May 10, 2003. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the board at its office not later than 5:00 p.m. on May 7, 2003 or must be received by the board at the hearing. The board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by Sections 2915(g) and 2930 of the Business and Professions Code, and to implement, interpret or make specific Sections 29 and 2915 of said Code, the board is considering changes to Division 13.1 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Current California Code of Regulation section 1397.61 allows for the acceptance of continuing education provided by specific sponsors. Currently, these courses are provided by American Psychological Association approved sponsors, courses that are Continuing Medical Education courses specifically applicable and pertinent to the practice of psychology and that are accredited by the California Medical Association or the Accreditation Council for Continuing Medical Education, and courses sponsored by the Academies of the specialty boards of the American Board of Professional Psychology.

The proposed amendment would allow for acceptance of courses given by any organization that meets the proposed criteria proposed in subsections (g) and (h) of section 1397.61 and would eliminate reference to those specific organizations currently identified in sections 1397.61(d), (e), (f).

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement: None

Business Impact: The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses: The board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business: The board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The board has determined that the proposed regulations would affect small businesses.

CONSIDERATION OF ALTERNATIVES

The board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Board of Psychology at 1422 Howe Avenue, Suite 22, Sacramento, California 95825

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking

file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Kathy Bradbury
 Address: 1422 Howe Avenue, Suite 22
 Sacramento, CA 95825
 Telephone No.: (916) 263-0712
 Fax No.: (916) 263-2697
 E-Mail Address: kathy_bradbury@dca.ca.gov

The backup contact person is:

Name: Jeffrey Thomas
 Address: 1422 Howe Avenue, Suite 22
 Sacramento, CA 95825
 Telephone No.: (916) 263-1617
 Fax No.: (916) 263-2697
 E-Mail Address: jeff_thomas@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.psychboard.ca.gov.

TITLE 16. BOARD OF PSYCHOLOGY

NOTICE IS HEREBY GIVEN that the Board of Psychology (herein after "board") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at Embassy Suites, 7762 Beach Blvd., Buena Park, California, at 10:00 a.m. on May 10, 2003. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the board at its office not later than 5:00 p.m. on May 7, 2003 or must be received by the board at the hearing. The board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by Sections 2930 and 2946 of the Business and Professions Code, and to

implement, interpret or make specific Section 2946 of said Code, the board is considering changes to Division 13.1 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Business and Professions Code section 2946 states that the board, at its discretion, may waive those parts of the examination, including the whole of the written examination, for applicants who have demonstrated competence in the areas covered by those parts of the examination. Board regulation section 1388.6 currently waives the national written Examination for Professional Practice in Psychology (EPPP) in the following circumstances:

- When a California-licensed psychologist has been licensed for at least five years and has allowed his/her license to expire by not renewing the license for at least three years
- If an applicant for licensure as a psychologist has been licensed in another state, Canadian province, or U.S. territory for at least five years
- If an applicant for licensure holds a Certificate of Professional Qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB)
- If an applicant for licensure as a psychologist who has abandoned his/her application pursuant to section 1381.5 of the California Code of Regulations and must reapply for a license

The applicant is required to file a complete application and meet all current licensing requirements including payment of any fees, take and pass the California Jurisprudence and Professional Ethics Examination (CJPEE) and not been subject to discipline.

This proposal would also waive the EPPP for an applicant currently credentialed as a Health Service Provider by the National Register of Health Service Providers in Psychology (NRHSPP) and has been licensed based on a doctoral degree in another state, Canadian province, or U.S. territory for a minimum of five years. Such applicants would also be required to take and pass the CJPEE, file a complete application and meet all current licensing requirements, including payment of any fees, and not been subject to discipline.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement: None

Business Impact: The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses: The board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business: The board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The board has determined that the proposed regulations would affect small businesses.

CONSIDERATION OF ALTERNATIVES

The board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Board of Psychology at 1422 Howe Avenue, Suite 22, Sacramento, California 95825

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking

file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Kathy Bradbury
Address: 1422 Howe Avenue, Suite 22
Sacramento, CA 95825

Telephone No.: (916) 263-0712
Fax No.: (916) 263-2697
E-Mail Address: kathy_bradbury@dca.ca.gov

The backup contact person is:

Name: Jeffrey Thomas
Address: 1422 Howe Avenue, Suite 22
Sacramento, CA 95825

Telephone No.: (916) 263-1617
Fax No.: (916) 263-2697
E-Mail Address: jeff_thomas@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.psychboard.ca.gov.

TITLE 16. MEDICAL BOARD OF CALIFORNIA

NOTICE IS HEREBY GIVEN that the Medical Board of California (hereinafter referred to as "the Board") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at Doubletree Hotel, at 2001 Point West Way, Sacramento, California, 95815, on May 9, 2003, at 9:45 a.m. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office not later than 5:00 p.m. on May 5, 2003 or must be received by the Board at the hearing. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by Sections 2018 of the Business and Professions Code, and to implement,

interpret or make specific Sections 1379.26 of said Code, the Medical Board of California is considering changes to Division 13, Chapter 4, Article 4 of Title 16 of the California Code of Regulations as follows:

**INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW**

Amend Section 1379.26

Title 16, CCR, section 1379.26(a) lists the programs that are approved for continuing education credit by the Division of Licensing of the Medical Board. This regulatory proposal would expand the list to include those midwifery related courses that are offered by a provider approved by the California Board of Registered Nursing or the board of registered nursing of another state in the United States.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Sections 17500 through 17630 Requires Reimbursement: None

Business Impact: The Board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

AND

The following studies/relevant data were relied upon in making the above determination: None

Impact on Jobs/New Businesses: The Medical Board of California has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business: The Medical Board of California is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The Medical Board of California has determined that the proposed regulations would not affect small businesses. The proposed amendment is simply an

attempt to expand the requirements to allow credit for continuing education courses that are already available.

CONSIDERATION OF ALTERNATIVES

The Medical Board of California must determine that no reasonable alternative which it considered or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

**INITIAL STATEMENT OF REASONS
AND INFORMATION**

The Medical Board of California has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons may be obtained at the hearing or prior to the hearing upon request from the person designated in this Notice under Contact Person or by accessing the Website listed below.

**AVAILABILITY AND LOCATION OF THE
FINAL STATEMENT OF REASONS
AND RULEMAKING FILE**

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the person designated in this Notice under Contact Person or by accessing the Website listed below.

CONTACT PERSON

Inquiries or comments concerning the proposed administrative action may be addressed to:

Name: Kevin Schunke
 Address: Medical Board of California
 1430 Howe Avenue, Suite 92
 Sacramento, CA 95825
 Telephone No.: (916) 263-2368
 Fax: (916) 263-2387
 e-mail: kschunke@medbd.ca.gov

The backup contact person is:

Name: Linda Whitney
Address: Medical Board of California
1430 Howe Avenue, Suite 92
Sacramento, CA 95825
Telephone No.: (916) 263-2389
Fax: (916) 263-2387
e-mail: lwhitney@medbd.ca.gov

Inquiries concerning the substance of the proposed regulations may be directed to:

Name: Terri Kizer
Address: Medical Board of California
1426 Howe Avenue, Suite 56
Sacramento, CA 95825
Telephone No.: (916) 263-2393
Fax: (916) 263-2567
e-mail: tkizer@medbd.ca.gov

Website Access: Materials regarding this proposal can be found at www.medbd.ca.gov.

TITLE 16. MEDICAL BOARD OF CALIFORNIA

NOTICE IS HEREBY GIVEN that the Medical Board of California (hereinafter "board") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at Doubletree Hotel, 2001 Point West Way, Sacramento, California 95815, at 8:40 A. M., on May 9, 2003. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the board at its office not later than 5:00 p.m. on May 5, 2003 or must be received by the board at the hearing. The board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by Section 2018 of the Business and Professions Code, and Section 11400.20 of the Government Code, and to implement, interpret or make specific Sections 2227, 2228, 2229, and 2234 of the Business and Professions Code, and Sections 11400.20 and 11425.50(e) of the Government

Code, the board is considering changes to Division 13 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Amend section 1361.

Existing regulation incorporates by reference the board's disciplinary guidelines entitled, "Manual of Disciplinary Guidelines and Disciplinary Order" (8th Edition, 1999) for licensees who are disciplined and placed on probation. On January 31, 2003, the board approved the proposed revisions to the Disciplinary Guidelines. This proposal would incorporate by reference the revised document entitled, "Manual of Model Disciplinary Orders and Disciplinary Guidelines" (9th Edition, 2003).

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Sections 17500 through 17630 Requires Reimbursement: None

Business Impact: The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

AND

The following studies/relevant data were relied upon in making the above determination: None.

Impact on Jobs/New Businesses: The board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business: The board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The board has determined that the proposed regulations would not affect small businesses because the regulations are applicable only to physicians and surgeons who are disciplined by the board and placed on probation.

CONSIDERATION OF ALTERNATIVES

The board must determine that no reasonable alternative which it considered or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Contact Person or by accessing the website listed below.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Inquiries or comments concerning the proposed administrative action may be addressed to:

Name: Kevin A. Schunke
Address: Medical Board of California
1430 Howe Avenue, Suite 92
Sacramento, CA 95825
Telephone No.: (916) 263-2368
Fax No.: (916) 263-2387
E-Mail Address: kschunke@medbd.ca.gov

The backup contact person is:

Name: Linda Whitney
Address: Medical Board of California
1430 Howe Avenue, Suite 92
Sacramento, CA 95825
Telephone No.: (916) 263-2389
Fax No.: (916) 263-2387
E-Mail Address: lwhitney@medbd.ca.gov

Inquiries concerning the substance of the proposed regulations may be directed to:

Name: Ana Facio
Address: Medical Board of California
1430 Howe Avenue, Suite 84
Sacramento, CA 95825
Telephone No.: (916) 263-2532
Fax No.: (916) 263-2530
E-Mail Address: afacio@medbd.ca.gov

Website Access: Materials regarding this proposal can be found at www.medbd.ca.gov.

TITLE 16. MEDICAL BOARD OF CALIFORNIA

NOTICE IS HEREBY GIVEN that the Medical Board of California (hereinafter referred to as "the Board") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at the Doubletree Hotel, 2001 Point West Way, Sacramento, California, at 9:45 a.m., on May 9, 2003. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office not later than 5:00 p.m. on May 5, 2003 or must be received by the Board at the hearing. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by Sections 2018 of the Business and Professions Code, and to implement, interpret or make specific Sections 2018, 2089 and 2089.5 of said Code, the Medical Board of California is considering changes to Division 5 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Amend Section 1300.4 and adopt Section 1314.1.

Existing regulations do not describe the process that the Division of Licensing uses to review the curricula of international medical schools to determine if they satisfy the minimum standards outlined in statute. The

proposed amendments would detail the elements of the review process and the standards applied during the review.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Sections 17500 through 17630 Requires Reimbursement: None

Business Impact: The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The following studies/relevant data were relied upon in making the above determination: the proposed amendments affect medical schools located outside the United States and will have no impact on California businesses or institutions.

Impact on Jobs/New Businesses: The Medical Board of California has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business: The Medical Board of California is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The Medical Board of California has determined that the proposed regulations would not affect small businesses. The proposed amendments affect educational institutions located outside the United States.

CONSIDERATION OF ALTERNATIVES

The Medical Board of California must determine that no reasonable alternative which it considered or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Medical Board of California has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Contact Person named below or by accessing the web site listed below.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Inquiries or comments concerning the proposed administrative action may be addressed to:

Name: Kevin A. Schunke
Address: Medical Board of California
1430 Howe Ave., Suite 92
Sacramento, CA 95825
Telephone No.: (916) 263-2368
Fax No.: (916) 263-2387
E-Mail Address: kschunke@medbd.ca.gov

The backup contact person is:

Name: Linda Whitney
Address: Medical Board of California
1430 Howe Ave., Suite 92
Sacramento, CA 95825
Telephone No.: (916) 263-2389
Fax No.: (916) 263-2387
E-Mail Address: lwhitney@medbd.ca.gov

Inquiries concerning the substance of the proposed regulations may be directed to:

Name: Patricia Park, Associate Analyst,
Licensing Program
Address: Medical Board of California
1426 Howe Ave., Suite 56
Sacramento, CA 95825

Telephone No.: (916) 236-2367
 Fax No.: (916) 263-2487
 E-mail Address: ppark@medbd.ca.gov

Website Access: Materials regarding this proposal can be found at www.medbd.ca.gov.

**TITLE 22. DEPARTMENT OF
CHILD SUPPORT SERVICES**

NOTICE OF PROPOSED ACTION

R-9-02 E

Immediate Enforcement Actions

Proposed Permanent Regulations

NOTICE IS HEREBY GIVEN that the Department of Child Support Services (DCSS) has adopted these regulations on an emergency basis effective October 21, 2002; and now proposes to adopt them as permanent regulations amending Division 13 of Title 22 of the California Code of Regulations commencing with Section 110226. These regulations specify procedures necessary for the administration of the child support enforcement program in the following areas: 1) income withholding orders, 2) medical support enforcement, 3) real property liens, and 4) credit reporting.

**INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW**

Current law specifying the requirements for income withholding orders is found in 15 USC § 1673(b), 42 USC § 653a, 45 CFR § 303.100, CCP §§ 706.011(a) & 706.029, FC §§ 3760, 4901(f), 5208, 5216, 5232, 5240, 5241, 5245, 5246, 5260, 5261 & 17000(l), UIC § 1088.8. The various locations in federal and state statute and federal regulations of these requirements have resulted in a lack of uniformity on a statewide basis. Regulations are needed to provide a standardized process for consistent statewide local child support agency preparation and use of income withholding orders.

Current law specifying the requirements for medical support enforcement is found in 15 USC § 1673(b), 45 CFR §§ 303.31 & 303.32, FC §§ 3750, 3751, 3751.5, 3752, 3752.5, 3760, 3763, 3764, 3765, 3766, 3767, 3768, 3770, 3771, 3773, 17400(a), 17422 & 17424. The various locations in federal and state statute and federal regulations of these requirements have resulted in a lack of uniformity on a statewide basis. Regulations are needed to provide a standardized process for consistent statewide local child support agency medical support enforcement.

Current law specifying the requirements for use of real property liens is found in 11 USC § 362(b)(2)(B) & 523(a)(18), 42 USC § 666(a)(4), 45 CFR

§ 302.70(a)(4), CCP §§ 674, 697.060, 697.320, 697.410, 724.010, 724.030, 724.040, 724.060, 724.120 & 724.250, FC 4201, 4204, 4506.1 & 4506.2. The various locations in federal and state statute and federal regulations of these requirements have resulted in a lack of uniformity on a statewide basis. Regulations are needed to provide a standardized process for consistent statewide local child support agency use of real property liens in child support collection efforts.

Current law specifying the requirements for credit reporting is found in 42 USC § 666(a)(7), 45 CFR § 302.70(a)(7), FC 4701. The various locations in federal and state statute and federal regulations of these requirements have resulted in a lack of uniformity on a statewide basis. Regulations are needed to provide a standardized process for consistent statewide local child support agency reporting of delinquent child support obligors to credit reporting agencies through the statewide automated system.

These regulations implemented, interpreted or made specific the state and federal laws and regulations cited below under the subheading "Reference:"

These regulations made the following changes to Title 22, California Code of Regulations:

Chapter 1. Program Administration.

- Sections 110226, 110242, 110251, 110336, 110337, 110355, 110485, 110547, and 110615 were adopted and sections 110474 & 110660 were amended to define terms of general applicability necessary for the administration of the child support program.

Chapter 6. Enforcement Actions.

Article 1. Definitions.

- Sections 116004, 116018, 116036, 116038, 116042, 116061, 116062 and 116063 were adopted to define terms specific to the immediate enforcement actions local child support agencies are required to take.

Subchapter 6.1. Immediate Enforcement Actions.

Article 1. Income Withholding Orders.

- Section 116100 was adopted to specify the general requirements and timeframes necessary to prepare and serve an income withholding order.
- Section 116102 was adopted to specify the actions a local child support agency must take when a hearing regarding an income withholding order is requested and conducted.
- Section 116104 was adopted to specify requirements for terminating a stay of an income withholding order.
- Section 116106 was adopted to specify the circumstances under which an income withholding order shall be terminated.

- Section 116108 was adopted to specify employer non-compliance notification timeframes and documentation requirements, including electronic funds transfer requirements.
- Section 116110 was adopted to specify employer contempt procedures.

Article 2. Medical Support Enforcement.

- Section 116114 was adopted to specify general medical support enforcement requirements.
- Section 116116 was adopted to specify the requirements and timeframes necessary for serving a national medical support notice.
- Section 116118 was adopted to specify the requirements for processing the national medical support notice.
- Section 116120 was adopted to specify the circumstances under which a national medical support notice shall be terminated.
- Section 116122 was adopted to specify procedures for requiring an obligor to obtain other health insurance coverage.
- Section 116124 was adopted to specify notification requirements of employer non-compliance with a national medical support notice and employer contempt procedures.

Article 3. Real Property Liens.

- Section 116130 was adopted to specify requirements for recording and creating real property liens.
- Section 116132 was adopted to specify the circumstances under which to file a satisfaction of judgment and/or a substitution of payee.
- Section 116134 was adopted to specify circumstances and requirements for releasing real property liens.

Article 4. Credit Reporting Agencies.

- Section 116140 was adopted to specify general requirements and timeframes for reporting child support obligations and arrearages to credit reporting agencies.

22 California Code of Regulations, Section 117042 and Manual of Policies and Procedures Sections 12-107.3, 12-224.3, 12-228.7, 12-228.8, and Chapter 12-600, Sections 12-601, 12-602, 12-603, 12-604, 12-605, and 12-606 have been repealed because the regulatory provisions previously contained in those sections have been modified and relocated to these regulations.

These regulations established requirements for, and incorporated by reference, the following forms:

1. "Dependent Health Insurance Information," CSS 4330, dated (4/02)

2. "Employees' Dependent Health Insurance Information," CSS 4333, dated (4/02)
3. "Child Support Credit Reporting/State Licensing Match Transmittal," CS 914, dated (8/02)

AUTHORITY AND REFERENCE CITATIONS

AUTHORITY: Sections 17306, 17310, and 17312, of the Family Code.

REFERENCE: Sections 674, 697.060, 697.320, 697.410, 706.011, 706.029, 706.052, 724.010, 724.030, 724.040, 724.060, 724.120; and 724.250, Code of Civil Procedure; Sections 3750, 3751, 3751.5, 3752, 3760, 3763-3768, 3770, 3771, 3773, 4201, 4204, 4506.1- 4506.2, 4701, 4901, 5206, 5208, 5216, 5232, 5234, 5240, 5241, 5245, 5246, 5260, 5261, 17000(I), 17306, 17310, 17312, 17400, 17422, and 17424, Family Code; Section 1088.8, Unemployment Insurance Code; 11 USC, Sections 362(b)(2)(B) and 523(a)(18); 15 USC, Section 1673(b); 42 USC, Sections 653a and 666; and 45 CFR, Sections 302.70, 303.31, 303.32, and 303.100.

PUBLIC COMMENT PERIOD

Written public comments presenting statements, arguments, or contentions relating to the text of the proposed regulations will be accepted for a period of forty-five (45) days beginning on March 21, 2003 and ending at 5 p.m. on May 6, 2003. Public comments will be accepted by any of the following means:

1. Mailed to:
Dept. of Child Support Services
Attn: Regulations Coordinator
P.O. Box 419064
Rancho Cordova, CA 95741-9064
2. Faxed to:
Dept of Child Support Services
Attn: Regulations Coordinator
(916) 464-5069
3. E-mailed to the Regulations Coordinator:
Lucila.Ledesma@dcss.ca.gov

PUBLIC HEARING

No public hearing is scheduled. Pursuant to the provisions of Government Code Section 11346.8, any interested party may request that a public hearing be scheduled. The request must be in writing and received at the above addresses for the DCSS Regulations Coordinator no later than fifteen (15) days prior to the close of the public comment period.

CONTACTS

Copies of documents and general information regarding this rulemaking may be secured by contacting Lucila Ledesma the Regulations Coordinator at 916-464-5087.

In case you are unable to reach the Regulations Coordinator, the DCSS alternative contact person for general information about this rulemaking is Antonia Agerbek at 916-464-5181.

If you have a substantive question regarding the content of this rulemaking, you may contact: Michele Carotti, supervisor of the Case Management Enforcement Policy Section, at 916-464-5055 regarding Income Withholding Orders and Real Property Liens; Eddie Yamamoto, supervisor of the Case Management Establishment Policy Section, at 916-464-5055 regarding Medical Support Enforcement; and Jadine Takeuchi, supervisor of the Child Support Intercept Program Section at 916-464-5376.

HOW TO GET COPIES OF RULEMAKING DOCUMENTS

Copies of the full text of the proposed regulations, an initial statement of reasons, and information on which this rulemaking is based may be secured from the DCSS Regulations Coordinator at the above addresses. Some of these documents are also available on the Department's public website at www.childsup.cahwnet.gov/.

The full text of a regulation changed pursuant to Government Code Section 11346.8 will be available for at least fifteen (15) days prior to the date on which DCSS adopts the resulting regulation. During that period, it may also be secured from the DCSS Regulations Coordinator at the above addresses.

Once the final statement of reasons becomes available it may also be secured from the contact persons identified above or from the DCSS public website at <http://www.childsup.ca.gov>.

FISCAL IMPACT ESTIMATE

- A. Cost or Savings to any local agency or school district for which Government Code sections 17500-17630 require reimbursement: None.
- B. Cost or Savings to Any State Agency: None.
- C. Cost or Savings in Federal Funding to the State: None.
- D. Other Nondiscretionary Costs or Savings Imposed on Local Agencies: None.

LOCAL MANDATE DETERMINATION

The Department has determined that the regulations would not impose a mandate on local agencies or school districts.

ALL COST IMPACTS KNOWN TO THE DEPARTMENT AT THE TIME THE EMERGENCY ACTION WAS SUBMITTED TO THE OFFICE OF ADMINISTRATIVE LAW THAT A REPRESENTATIVE PRIVATE PERSON OR BUSINESS WOULD NECESSARILY INCUR IN REASONABLE COMPLIANCE WITH THE PROPOSED ACTION

The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

The Department has made an initial determination that the regulations would not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. These regulations implement and interpret existing State and federal law and regulations and specify requirements and timeframes for income withholding orders; securing and enforcing medical support; recording and releasing real property liens; and general requirements for reporting child support obligations to credit reporting agencies. The Department has determined that the regulations would not significantly affect the following:

- 1) The creation or elimination of jobs within the State of California.
- 2) The creation of new business or the elimination of existing businesses within the State of California.
- 3) The expansion of businesses currently doing business within the State of California.

The Department has determined that the regulations would not impose any additional requirements on small businesses. Small businesses would not be required to comply with or enforce these regulations nor are they expected to incur either benefits or detriments from them.

IMPACT ON HOUSING COSTS

The Department has determined that the regulations will have no impact on housing costs.

CONSIDERATION OF ALTERNATIVES

The Department must determine that no reasonable alternative considered by the Department or that has otherwise been identified or brought to the attention of the Department would be more effective in carrying out the purpose for which these regulations are being implemented or would be as effective and less burdensome to affected private persons than these regulations.

GENERAL PUBLIC INTEREST

**DEPARTMENT OF TOXIC
SUBSTANCES CONTROL**

**CALIFORNIA REGULATORY REGISTER
NOTICE ACTION DESCRIPTION FOR AN
EMERGENCY RESPONSE INCIDENT
OPERATIONS VARIANCE ISSUED BY THE
STATEWIDE COMPLIANCE DIVISION,
TRANSPORTATION SECTION, FOR THE
CITY OF SUNNYVALE, DEPARTMENT
OF PUBLIC SAFETY**

On March 4, 2003, the Department of Toxic Substances Control (DTSC), granted a regulatory exemption variance to the City of Sunnyvale, Department of Public Safety, a registered transporter of hazardous waste, to conduct emergency response incident operations authorized under the California Code of Regulations, title 22, section 66263.43. The variance permits the grantee to transport emergency response hazardous waste to a designated central collection facility. In lieu of a manifest, the transporter shall use a shipping paper which contains all the information required pursuant to the Code of Federal Regulations, title 49, part 172, subpart C. The hazardous waste must then be manifested to an authorized facility.

CEQA EXEMPTION

The project qualifies for a CEQA exemption under Public Resources Code Section 21080(b)(1), Ministerial Projects. This variance is issued pursuant to Chapter 13, Article 4, Section 66263.40 et seq. (Regulatory Exemptions for Certain Transportation Operations), that allows for five specific types of transportation requirement exemptions. Applicants must meet preset regulatory standards. In applying these standards, DTSC only verifies specific facts regarding eligibility and may not add case-specific conditions.

The variance expires on March 31, 2004. For more information please call Maria Salomon of DTSC's Transportation Section at (916) 255-3624.

**HOUSEHOLD HAZARDOUS WASTE UNIT
STATE REGULATORY PROGRAMS DIVISION
PUBLIC NOTICE FOR VARIANCE ISSUANCE**

On February 24, 2003, the State Regulatory Programs Division of the Department of Toxic Substances Control (DTSC) issued a three-year variance renewal to Santa Clara County's household hazardous waste collection program. Authority for this action is contained in Health and Safety Code, section 25143. The variance renewal authorizes Santa Clara

County to continue to bulk flammable materials during their temporary household hazardous waste collections. Standards exempted are contained in California Code of Regulations, title 22, section 67450.4, subsection (e)(2)(A). Operating standards for the bulking procedures are contained in the variance. These operations have been approved by the County Fire Department. For additional information contact Lee Halverson at the Department of Toxic Substances Control, Household Hazardous Waste Unit at (510) 540-3894.

**RULEMAKING PETITION
DECISIONS**

DEPARTMENT OF CORRECTIONS

**NOTICE OF DECISION ON PETITION TO
AMEND REGULATIONS**

California Code of Regulations
Title 15, Crime Prevention and Corrections
Division 3

PETITIONER

Rose Mary Berdiago, John Burleigh, James Burrell, Jocie Burrell, Tina Burrell, Virginia Champ, Johnnie Collins, Martha Collins, Joan Coros-Corron, Lorraine Cooper, Edward Evans, James Flanningan, Seth Fryer, Earl & Jessie Gerhart, Betty Hardin, Patricia Harris, Donna Hart, Elaine Hastings, Hong Ho, Leona Knoblauch, Christine Michaelis, Irma Montejano, Annie Morgan, Frank & Cheryl O'Donnell, Richard O'Donnell, Sandra O'Donnell, Tan Van Nguyen, Thanh Nguyen, Thuy Nguyen, Tien Nguyen, Trinh Nguyen, Valerie Nguyen, Lillian Potter, Theodore Potter, Chanzell Porter, Robert Rehon, Jennifer Rieboldt, Ann Russo, Elizabeth Russo, Kea Russo, Guido J. Salomone, Jr., Patricia Schuck, Joseph & Frances Sebastenilliea, Roosevelt Smith, Joseph & Theresa Szobocsan, Lindsay Tarango, Jim Upshaw, Rick Wahing, Erica and May [last names illegible] c/o Burrell, and seven illegible names.

AUTHORITY

Under authority established in Penal Code (PC) § 5058, the Director may prescribe and amend regulations for the administration of prisons. PC § 5054 vests with the Director the supervision, management and control of the prisons, and the responsibility for the care, custody, treatment, training, discipline, or employment of persons confined therein.

CONTACT PERSON

Please direct any inquiries in writing regarding this action to Rick Grenz, Chief, Regulation and Policy Management Branch, Department of Corrections, PO Box 942883, Sacramento, CA 94283-0001, or by telephone at (916) 322-9702.

AVAILABILITY OF PETITION

The petition for adoption of the regulations is available upon request directed to the Department's contact person.

SUMMARY OF PETITION

Petitioner requests the Department of Corrections (CDC) "delete" and "rewrite" regulations contained in the California Code of Regulations (CCR), Title 15, Division 3, Subchapter 2, Article 7, § 3174(e)(2), which specifies that family visits will not be permitted for inmates who have been sentenced to life, designated Close A or Close B custody, condemned, assigned to a reception center, assigned to an Administrative Segregation (AD SEG) or Security Housing (SHU) unit, designated "C" status, guilty of one or more Division A or B offenses within the last twelve months, or guilty of narcotics trafficking while incarcerated. As "rewritten," the regulation would stipulate that family visits for the described classes of inmates would be permitted on a "case-by-case" basis. Petitioner states that the regulation, as currently written, serves no reasonable penological interest and punishes several classes of inmates in direct conflict to the Department's stated recognition of the value of visiting as a method of maintaining family relationships.

DEPARTMENT DECISION

The Director of Corrections denies the petition to delete this existing regulation or amend the rule to provide any class of inmates described in § 3174(e), case-by-case consideration for family visiting privileges. Without new statute, case law, or changes in the policies of other public agencies that would compel the regulatory changes requested, CDC lacks the legal or discretionary authority to voluntarily make the changes requested. Moreover, a number of the named classes, and specifically those under close custody, assigned to AD SEG or SHU, designed C status, or guilty of certain offenses, already receive "case-by-case" reconsideration for family visiting once their status changes.

The rules at issue were promulgated in 1995 and have survived court challenges and prior Administrative Procedure Act petitions. In these challenges an

appellate court upheld the penological basis of the rules: "The protection of the safety of the public—particularly those family members who would be visiting these inmates in an unsupervised setting—is a legitimate interest that state prison officials may consider when determining which inmates may participate in the family visiting program."

Regarding inmates condemned or sentenced to life, CDC does not establish such sentences and it has no ability to compel the Board of Prison Terms, a separate organizational entity of the Youth and Adult Corrections Agency, to establish parole dates. Nor can CDC be party to deletion of this rule in order to circumvent the Board's authority over the establishment of parole dates for specific inmates. As articulated by the Governor as recently as last year, expanding eligibility for unsupervised overnight visits would create a serious inconsistency in the current security practices enforced for life prisoners.

All of the remaining "classes of inmates" covered by this regulation are not necessarily denied family visiting opportunities on a permanent basis. Their eligibility for such visits depends on institutional assignment, conduct, time frames, positive programming, rules violation clarifications and other such factors evaluated by classification committees on a case-by-case basis in accordance with other regulations contained in the Director's Rules. Therefore, these inmates already receive "case-by-case" consideration for restoration of family visiting privileges, if otherwise eligible.

Finally, the value of visiting as a means of maintaining family relationships has actually been reaffirmed recently with the revision of inmate visiting regulations, consistent with legislation chaptered in the previous session (AB 2133). CDC's preferred text for § 3170(a) was: "The value of visiting is recognized and encouraged as a means for an inmate to establish and maintain meaningful family and community relationships." Revisions in § 3170(a) consistent with AB 2133 have been approved by the Office of Administrative Law (OAL) and will be effective March 20. The inmate exceptions to family visiting contained in § 3174(e) are legitimate and warranted as discussed above and therefore do not represent a repudiation or inconsistency in policy with AB 2133 as the petitioner suggests. Moreover, as reflected above, no such conflict was found by OAL in its review of the relevant regulatory change.

Therefore, for the reasons cited, and pending other action by the Governor, Legislature, or Courts the Department disagrees with the need for the regulatory change. Accordingly, the petition is denied.

SUMMARY OF REGULATORY ACTIONS

REGULATIONS FILED WITH SECRETARY OF STATE

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA, 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

BOARD OF PSYCHOLOGY

Requirements for Psychologists on Probation

In this regulatory action, the Board of Psychology amends a regulation relating to "Requirements for Psychologists on Probation" to provide that psychologists placed on probation will be subject to the Board's probation program and shall be required to fully cooperate with the assigned probation monitor.

Title 16
 California Code of Regulations
 AMEND: 1393
 Filed 03/06/03
 Effective 04/05/03
 Agency Contact:
 Mary Laackmann (916) 263-2691

CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD

Specifying the amounts of Civil Penalties against Waste Tire Haulers

This action would amend the administrative penalties for violations by waste tire haulers from a maximum of \$1000 to a maximum of \$5000 per violation and \$5000 per day for a continuing violation. This action would establish a penalty schedule taking into account whether the tire hauler's actions are a first or subsequent offense, the type of violation, the number of violations, and the number of waste tires involved.

Title 14
 California Code of Regulations
 AMEND: 18464,18465
 Filed 03/06/03
 Effective 03/06/03
 Agency Contact: Jody Feldman (916) 341-6755

CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD

Inventory of Solid Waste Facilities Violating State Minimum Standards

This rulemaking action sets out the procedures the Board must follow when listing and unlisting solid

waste management facilities from the Inventory of Solid Waste Facilities Which Violate State Minimum Standards and enforcement roles of both the Board and the local enforcement agencies.

Title 14
 California Code of Regulations
 ADOPT: 18360,18361, 18362, 18363, 18364, 18365, 18366, 18367, and 18368
 Filed 03/05/03
 Effective 04/04/03
 Agency Contact:
 Suzanne Hambleton (916) 341-6337

CALIFORNIA POLLUTION CONTROL FINANCING AUTHORITY

California Capitol Access Program for Small Business

This action would amend the enrollment and reimbursement provisions for the Capitol Access Loan Program for Small Business by redefining the date on which a loan is made to be the date loan funds are first disbursed to the borrower, deleting the termination requirement for failure to meet the 60-day deadline for renewal, and adding a certification of enrollment provision.

Title 4
 California Code of Regulations
 AMEND: 8072, 8074
 Filed 03/06/03
 Effective 03/06/03
 Agency Contact:
 Michael G. Warmerdam (916) 654-2492

**DEPARTMENT OF CORRECTIONS
 Inmate Classification Score System**

This action is the Certificate of Compliance filing making permanent the prior emergency revision of the Department's Inmate Classification Score System. The prior emergency filing was OAL file number 02-0807-02EON.

Title 15
 California Code of Regulations
 ADOPT: 3375.5 AMEND: 3000, 3375, 3375.1, 3375.2, 3375.3, 3375.4, 3377
 Filed 03/06/03
 Effective 03/06/03
 Agency Contact: Cassie Mraz (916) 324-6776

DEPARTMENT OF INSURANCE

Rental Car Agent License Renewal Fee

This rulemaking establishes a renewal fee for a rental car agent license.

Title 10
 California Code of Regulations
 AMEND: 2130.3

Filed 03/06/03
 Effective 03/06/03
 Agency Contact: Stan Bair (415) 538-4116

DEPARTMENT OF INSURANCE

Credit Property and Credit Unemployment Insurance

This action would implement Insurance Code section 779.36 by specifying prima facie rates for credit unemployment and credit property insurance based upon a presumptive loss ratio of 60 percent.

Title 10
 California Code of Regulations
 ADOPT: 2670.1, 2670.2, 2670.3, 2670.4, 2670.5, 2670.6, 2670.7, 2670.8, 2670.9, 2670.10, 2670.11, 2670.12, 2670.13, 2670.14, 2670.17, 2670.18, 2670.19, 2670.20, 2670.21, 2670.22, 2670.23, 2670.24,
 Filed 03/10/03
 Effective 04/09/03
 Agency Contact: Alice Gates

DEPARTMENT OF INSURANCE

Procedures Governing Prohibited Persons

The regulatory action sets forth the procedures governing "prohibited persons" subject to Title 18 United States Code section 1033.

Title 10
 California Code of Regulations
 ADOPT: 2175, 2175.1, 2175.2, 2175.3, 2175.4, 2175.5, 2175.6, 2175.7, 2175.8, 2175.9, 2175.10, 2176, 2176.1, 2176.2, 2176.3, 2176.4, 2177, 2177.1, 2177.2, 2177.3, 2177.4, 2177.5, 2177.6, 2177.7, 2177.8., 2177.9, 2177.10, 2177.11, 2177.12, 2177.13, and 2177
 Filed 03/10/03
 Effective 04/09/03
 Agency Contact: Natasha R. Ray (916) 492-3559

DEPARTMENT OF SOCIAL SERVICES

Food Stamp Reauthorization Act of 2002

This Certificate of Compliance completes the emergency action conforming California regulations to federal statutory changes in the Food Stamp Reauthorization Act of 2002 (part of the Farm Security and Rural Investment Act of 2002, H.R. 2646, Public Law 107-171) by permitting some legally present noncitizens to obtain California Food Assistance Program benefits; raising the resource limit which an applicant may retain and still be eligible for Food Stamps for certain disabled and otherwise qualified persons; and changing the standard deduction allowed per household to reflect household size, up to six persons.

Title MPP
 California Code of Regulations
 AMEND: 63-403.1, 63-405.134, 63-409.122, and 63-502.31

Filed 03/10/03
 Effective 03/10/03
 Agency Contact:
 Anthony J. Velasquez (916) 657-2586

FISH AND GAME COMMISSION

Channel Islands Marine Protected Areas

This rulemaking action establishes a network of State Marine Reserves in State waters within the boundaries of the National Oceanic and Atmospheric Administration's Channel Islands National Marine Sanctuary. The action makes it unlawful to injure, damage, take, or possess any living, geological, or cultural marine resource within a reserve, except under a permit or specific authorization from the Commission for research, restoration, or monitoring purposes, establishes one State Marine Conservation Area where only the recreational take of spiny lobster and pelagic finfish is allowed, and establishes one State Marine Conservation Area where the commercial and recreational take of spiny lobster and the recreational take of pelagic finfish is allowed. The action also removes three existing invertebrate closures on Anacapa and Santa Barbara islands, and three ecological reserves at Anacapa, San Miguel, and Santa Barbara islands.

Title 14
 California Code of Regulations
 ADOPT: 632 AMEND: 630
 Filed 03/10/03
 Effective 04/09/03
 Agency Contact: John M. Duffy (916) 653-4899

FISH AND GAME COMMISSION

Nearshore Fishery Restricted Access Program

This action establishes the Nearshore Fishery Restricted Access Program governing the commercial take of nearshore fish stocks.

Title 14
 California Code of Regulations
 ADOPT: 150.05 AMEND: 150, 150.03
 Filed 03/10/03
 Effective 03/10/03
 Agency Contact: John M. Duffy (916) 653-4899

STATE WATER RESOURCES CONTROL BOARD

Wastewater Treatment Plant Operator Certification

This emergency regulatory action raises the fees for the Wastewater Treatment Plant Classification and Operator Certification Program.

Title 23
 California Code of Regulations
 ADOPT: 3717
 Filed 03/11/03
 Effective 03/11/03
 Agency Contact: Sandy Malos (916) 341-5731

**CCR CHANGES FILED WITH THE
SECRETARY OF STATE
WITHIN NOVEMBER 6, 2002
TO MARCH 12, 2003**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulation's titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 1

01/21/03 REPEAL: 121,122,123,124,125,125.5, 126,127,128, Appendix A

Title 2

02/27/03 ADOPT: 1859.2, AMEND: 1859.2, 1859.20, 1859.21, 1859.74.2, 1859.74.3, 1859.74.4, 1859.75, 1859.75.1, 1859.78.3, 1859.79, 1859.81.1, 1859.83, 1859.107, 1859.145

02/25/03 REPEAL: 18707.3

02/24/03 ADOPT: 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445

02/24/03 AMEND: 18312

02/19/03 AMEND: 1859.79, 1859.79.3, 1859.81.1, 1859.83, 1859.107

02/18/03 AMEND: 18991

02/18/03 AMEND: 18704.2

02/13/03 AMEND: 1859.77.2

02/13/03 ADOPT: 1859.160, 1859.161, 1859.162, 1859.162.1, 1859.163, 1859.164, 1859.164.1, 1859.165, 1859.166, 1859.166.1, 1859.167, 1859.168, 1859.169, 1859.170, 1859.171 AMEND: 1859.2, 1859.51, 1859.103, 1859.106, 1859.145.1

02/11/03 AMEND: 1555

02/11/03 AMEND: 1897

02/06/03 ADOPT: 1859.74.5, 1859.74.6, 1859.81.2, 1859.81.3, 1859.105.2 AMEND: 1859.2, 1859.74, 1859.76, 1859.77.1, 1859.81.1, 1859.90, 1859.103, 1859.104

02/03/03 AMEND: 649.11

02/03/03 ADOPT: 649.23, 649.24, 649.25

01/30/03 ADOPT: 18530.2

01/16/03 AMEND: 18705.1

01/16/03 AMEND: 18703.4, 18730, 18940.2, 18942.1, 18943

01/16/03 ADOPT: 1859.71.2, 1859.78.4, 1859.108 AMEND: 1859.50, 1859.70, 1859.72, 1859.73.1, 1859.73.2, 1859.74.1, 1859.75.1, 1859.76, 1859.78.2, 1859.79.3, 1859.81, 1859.81.1, 1859.82, 1859.100, 1859.101, 1859.102, 1859.107

01/16/03 AMEND: 18700

01/16/03 ADOPT: 18545

01/13/03 ADOPT: 1866.4.1, 1866.4.2, 1866.4.3, 1866.4.4, 1866.4.6, 1866.4.7, 1866.5.1, 1866.5.2, 1866.5.4, 1866.5.5, 1866.5.6, 1866.5.7, 1866.5.8, 1866.9.1, 1866.12, 1866.13, 1866.14 AMEND: 1866, 1866.1, 1866.2, 1866.3, 1866.4, 1866.5, 1866.5.3, 1866.7, 1866.8, 186

01/08/03 ADOPT: 18535

12/19/02 ADOPT: 1859.200, 1859.201, 1859.202, 1859.203, 1859.204, 1859.205, 1859.206, 1859.207, 1859.208, 1859.209, 1859.210, 1859.211, 1859.212, 1859.213, 1859.214, 1859.215, 1859.216, 1859.217, 1859.218, 1859.218, 1859.219, 1859.220,

12/17/02 ADOPT: 599.723.2

12/10/02 ADOPT: 58700

11/26/02 AMEND: 57.1

11/18/02 AMEND: 589, 589.3, 589.4, 589.5, 589.9

11/14/02 AMEND: 2271

Title 3

02/06/03 ADOPT: 3650, 3651, 3652, 3653, 3654, 3655, 3656, 3657, 3658, 3659, 3660, 3661, 3662, 3663, 3663.5

02/03/03 AMEND: 3700(c)

01/28/03 AMEND: 3417(b)

01/27/03 AMEND: 3700(C)

01/21/03 ADOPT: 6450, 6450.1, 6450.2, 6450.3, 6784 AMEND: 6000 REPEAL: 6450, 6450.1, 6450.2, 6450.3, 6784

01/06/03 AMEND: 1380.19(l), 1428.17, 1436.37

12/24/02 ADOPT: 1392.12

12/12/02 AMEND: 3417(b)

12/12/02 AMEND: 3423(b)

12/12/02 AMEND: 3417(b)

12/10/02 AMEND: 3700(b)

12/05/02 AMEND: 6550

12/03/02 AMEND: 6622

12/02/02 AMEND: 3423(b)

12/02/02 AMEND: 1392.1, 1392.2, 1392.4, 1392.9.1

11/12/02 ADOPT: 4600, 4601, 4602, 4603

11/07/02 AMEND: 6000, 6710

Title 4

03/06/03 AMEND: 8072, 8074

02/13/03 ADOPT: 10151,10152, 10153, 10154, 10155, 10156, 10157, 10158, 10159, 10160, 10161, 10162

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01/27/03 ADOPT: 12300, 12301, 12302, 12303, 12304, 12305, 12306, 12307, 12308, 12309, 12310 AMEND: 12300, 12301, 12302, 12303, 12304, 12305, 12306, 12307, 12308, 12309, 12310
 12/12/02 ADOPT: 12100, 12101, 12104, 12105, 12120, 12122, 12124, 12126, 12128, 12130, 12132, 12140, 12142
 12/05/02 ADOPT: 12309, 12310 AMEND: 12300,12301, 12302, 12303, 12305

Title 5

02/24/03 AMEND: 18301
 01/30/03 AMEND: 80043
 01/29/03 AMEND: 31000,31001, 31003, 31004, 31005, 31006, 31007
 01/27/03 ADOPT: 42397, 42397.1, 42397.2, 42397.3, 42397.4, 42397.5, 42397.6, 42397.7, 42397.8, 42397.9, 42397.10, 42397.11
 01/16/03 ADOPT: 9531, 9532
 01/08/03 ADOPT: 11303, 11304, 11305, 11306, 11307, 11308, 11316 AMEND: 11303, 11304, 11305 REPEAL: 4304, 4306, 4311, 4312
 12/23/02 AMEND: 80054.5, 80020.4.1
 12/10/02 ADOPT: 11983.5
 12/09/02 AMEND: 80054
 12/05/02 AMEND: 30950, 30951, 30951.1, 30952, 30953, 30954, 30955, 30956, 30957, 30958, 30959

Title 8

03/03/03 ADOPT: 17000 REPEAL: 17000
 02/24/03 AMEND: 451, 527
 01/30/03 AMEND: 336
 01/29/03 ADOPT: 10133.16, 10133.17, 10133.18, 10133.19, 10133.20 10133.21, 10133.22, 10122.1, 10127.3, 10131.2, 10133.10, 10133.11, 10133.12, 10133.13, 10133.14, 10133.15 AMEND: 10122, 10131, 10133, 10133.2 REPEAL: 10133.1
 01/28/03 AMEND: 1604.5(c)(3) 1604.6(a)
 01/21/03 ADOPT: 339.9 AMEND: 339.8.1
 01/09/03 AMEND: 9771, 9771.2, 9771.66, 9772, 9779, 9779.1, 9779.3, 9779.4, 9779.45
 01/09/03 ADOPT: 412.2 AMEND: 403, 404, 405.1, 411, 411.1, 411.2, 418, 420 REPEAL: 407, 407.1, 407.2, 407.3,
 01/09/03 AMEND: 769
 01/08/03 ADOPT: 46.1
 01/06/03 AMEND: 1527
 01/03/03 AMEND: 344.30
 12/30/02 AMEND: 14300.10, 14300.12, 14300.29
 12/30/02 ADOPT: 10114.1, 10114.2, 10114.3, 10114.4, 101002, 10103.2, 10106.1, 10107.1, 10111.2, 10113.1, 10113.2, 10113.3, 10113.4, 10113.5, 10113.6

AMEND: 10104, 10105, 10106.5, 10108, 10109, 10113, 10114, 10115.1 REPEAL: 10115.3
 12/19/02 AMEND: 5221, 5223,
 12/03/02 AMEND: 4794, 4848, 4850
 12/02/02 AMEND: 3441(a)
 11/18/02 ADOPT: 2980, 2981, 2982, 2983

Title 9

02/20/03 AMEND: 9100
 01/02/03 AMEND: 10355
 12/26/02 ADOPT: 7149.1 AMEND: 7174
 11/26/02 ADOPT: 9526, 9531 AMEND: 9500, 9505, 9515, 9530, 9535

Title 10

03/10/03 ADOPT: 2670.1, 2670.2, 2670.3, 2670.4, 2670.5, 2670.6 2670.7, 2670.8, 2670.9, 2670.10, 2670.11, 2670.12, 2670.13, 2670.14, 2670.17, 2670.18,2670.19, 2670.20, 2670.21, 2670.22, 2670.23, 2670.24,
 03/10/03 ADOPT: 2175, 2175.1, 2175.2, 2175.3, 2175.4, 2175.5, 2175.6 2175.7, 2175.8, 2175.9, 2175.10, 2176, 2176.1 2176.2, 2176.3, 2176.4, 2177, 2177.1, 2177.2, 2177.3, 2177.4, 2177.5, 2177.6, 2177.7, 2177.8., 2177.9, 2177.10, 2177.11, 2177.12, 2177.13, 2177
 03/06/03 AMEND: 2130.3
 03/04/03 ADOPT: 260.230, 260.230.1, 260.231.2, 260.231.3, 260.236.1, 260.236.2, 260.237.2 AMEND: 260.231, 260.236, 260.237.1, 260.240, 260.241.2, 260.241.3, 260.241.4, 260.242
 02/27/03 ADOPT: 5.6182, 5.6183, 30.30, 30.31, 30.40, 30.41, 30.50, 30.51, 30.60, 30.61, 30.70, 30.71, 30.72, 30.73, 30.105, 30.402, 30.406, 30.500, 30.802, 30.1000 AMEND: 30.101
 02/13/03 AMEND: 3200
 02/11/03 AMEND: 2646.6 REPEAL: 2646.7, 2646.8, 2646.9, 2646.10, 2646.11
 01/21/03 AMEND: 2690.1, 2690.2
 01/16/03 AMEND: 2498.6
 01/13/03 ADOPT: 2498.6
 01/02/03 AMEND: 2509.40, 2509.41, 2509.42, 2509.45, 2509.77
 12/31/02 AMEND: 2318.6, 2353.1, and 2354.
 12/26/02 ADOPT: 2278, 2278.1, 2278.2, 2278.3, 2278.5
 12/16/02 ADOPT: 1422, 1423
 12/12/02 AMEND: 2632.8
 12/12/02 ADOPT: 2699.6606, 2699.6711, 2699.6631, 2699.6717 AMEND: 2699.6500, 2699.6600, 26999.6605, 2699.6607, 2699.6611, 2699.6613, 2699.6617, 2699.6623, 2699.6625,

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- 2699.6629, 2699.6631, 2699.6700,
2699.6703, 2699.6705, 2699.6709,
2699.6800, 2699.6801, 2699.680
- 12/05/02 AMEND: 2632.13(c)
- 11/22/02 ADOPT: 2689.1, 2689.2, 2689.3, 2689.4,
2689.5, 2689.6, 2689.7, 2689.8, 2689.9,
2689.10, 2689.11, 2689.12, 2689.13,
2689.14, 2689.15, 2689.16, 2689.17,
2689.18, 2689.19, 2689.20, 2689.21,
2689.22, 2689.23, 2689.24,
- 11/19/02 ADOPT: 2542, 2542.1, 2542.2, 2542.3,
2542.4, 2542.5, 2542.6, 2542.7, and
2542.8
- 11/18/02 ADOPT: 2187.4
- 11/14/02 AMEND: 5002
- 11/07/02 ADOPT: 2193, 2193.1, 2193.2 2193.3
- Title 11**
- 02/06/03 AMEND: 1005,1070,1082
- 02/03/03 AMEND: 1081(a)(31), 1081(a)(32)
- 01/17/03 ADOPT: 3100, 3101, 3102, 3103, 3200,
3201, 3203, 3204 AMEND: 3000, 3001,
3002, 3003, 3007, 3008
- 12/04/02 ADOPT: 977.52 AMEND: 977.20,
977.43, 977.44, 977.45, 977.50, 977.51
- 12/03/02 AMEND: 1001, 1010 REPEAL: 1009
- 11/26/02 AMEND: 1005
- Title 13**
- 03/03/03 ADOPT: 225.00, 225.06, 225.12, 225.15,
225.21, 225.24 225.27, 225.30, 225.33,
225.39, 225.48, 225.57, 225.60, 225.66,
and 225.69 AMEND: 225.03, 225.09,
225.18, 225.36, 225.42, 225.45, 225.51,
225.54, 225.63, and 225.72
- 02/21/03 AMEND: 110.04
- 02/18/03 REPEAL: 260.01, 262.00, 262.05
- 02/06/03 AMEND: 55.17
- 02/04/03 ADOPT: 551.14, 551.15, 551.16, 551.17
AMEND: 553.40, 595
- 01/03/03 ADOPT: 2606 AMEND: 2601, 2602,
2603, 2604, 2605, 2606, 2607, 2608,
2609, 2610
- 12/24/02 AMEND: 2261, 2262, 2262.4, 2262.5,
2262.6, 2262.9, 2265, 2266.5, 2269,
2271, 2272, 2296
- 11/25/02 AMEND: 810, 811, 812, 813, 814, 815,
816, 817, 818
- Title 14**
- 03/10/03 ADOPT: 150.05 AMEND: 150, 150.03
- 03/10/03 ADOPT: 632 AMEND: 630
- 03/06/03 AMEND: 18464,18465
- 03/05/03 ADOPT: 18360,18361, 18362, 18363,
18364, 18365, 18366, 18367, 18368
- 03/04/03 AMEND: 180.2
- 03/04/03 ADOPT: 15251
- 03/04/03 ADOPT: 749.2
- 02/27/03 ADOPT: 105.5 AMEND: 195
- 02/11/03
- 02/03/03 AMEND: 120.3
- 01/28/03 ADOPT: 6593, 6593.1, 6593.2, 6593.3,
6593.4, 6593.5, 6593.6, 6593.7, 6593.8,
6593.9, 6593.10, 6593.11
- 01/21/03 ADOPT: 14120 AMEND: 14101, 14102,
14111, 14112, 14113, 14115, 14116
- 01/17/03 AMEND: 180.15
- 01/09/03 ADOPT: 52.00, 52.01, 52.02, 52.03,
52.04, 52.05, 52.09 AMEND: 150.16,
150.17
- 01/07/03 AMEND: 630
- 01/03/03 ADOPT: 1.91 AMEND: 1.90, 27.60,
27.82, 28.27, 28.28, 28.29, 28.54, 28.55,
28.58
- 12/31/02 AMEND: 150.06(a)
- 12/30/02 AMEND: 670.2
- 12/30/02 AMEND: 150.16
- 12/30/02 AMEND: 150.06, 150.16
- 12/26/02 AMEND: 670.2
- 12/19/02 AMEND: 11900 and 11901
- 12/19/02 AMEND: 11900
- 12/18/02 ADOPT: 3704.1
- 12/05/02 AMEND: 18419
- 12/03/02 AMEND: 2200, 2320, 2500
- 11/25/02 AMEND: 912.7, 932.7, 952.7
- 11/25/02 AMEND: 895.1, 929.1, [949.1, 969.1],
929.2, [949.2, 969.2], 929.3, [949.3,
969.3], 929.4, [949.4, 969.4] REPEAL:
929.5, [949.5, 969.5], 1037.5(a), 1052
- 11/21/02 AMEND: 791.7, 870.15, 870.17, 870.19,
870.21 and incorporated by reference
form FG-OSPR -1972
- 11/21/02 AMEND: 1038(f)
- 11/18/02 AMEND: 2090, 2105, 2420, 2425, 2530
and 2690 renumbered to 2850
- 11/18/02 AMEND: 932.9, 952.9
- 11/14/02 AMEND: 895.1, 912.7, 913.1, 913.2,
932.7, 933.1, 933.2, 952.7, 953.1, 953.2
- 11/07/02 ADOPT: 749.2
- 11/07/02 AMEND: 7.50(b)(5)(E), 7.50(b)(156)(H)
- Title 15**
- 03/06/03 ADOPT: 3375.5 AMEND: 3000, 3375,
3375.1, 3375.2, 3375.3, 3375.4, 3377
- 02/18/03 ADOPT: 3054.2(e)(2)(H), 3170, 3170.1,
3171, 3172, 3172.1, 3172.2, 3173,
3173.1, 3173.2, 3174, 3175, 3176,
3176.1, 3176.2, 3176.3, 3176.4, 3177,
3178, 3179 AMEND: 3045.2(e)(2)(F)
REPEAL: 3170, 3170.5, 3171, 3172,
3173, 3174, 3175, 3176, 3177, 3178,
3179
- 01/21/03 AMEND: 3075.2
- 12/10/02 ADOPT: 3371.1

Title 16

03/06/03 AMEND: 1393
 03/03/03 AMEND: 1397.12
 03/03/03 AMEND: 3340.1
 02/18/03 AMEND: 87, 89.1
 02/13/03 AMEND: 1399.508
 02/11/03 AMEND: 1388, 1392
 02/11/03 AMEND: 1720.1
 02/10/03 AMEND: 1717, 1745
 02/06/03 AMEND: 1082.1
 01/29/03 AMEND: 2542, 2542.1, 2547, and 2547.1
 01/23/03 ADOPT: 1399.153.10 AMEND:
 1399.153, 1399.153.1, 1399.153.2,
 1399.153.3, 1399.153.4, 1399.153.5,
 1399.153.6, 1399.153.7 1399.153.8,
 1399.153.9,
 01/21/03 AMEND: 3340.42 REPEAL: 3340.42.1
 01/21/03 ADOPT: 1356.6
 01/15/03 ADOPT: 118.5 AMEND: 109, 116, 117,
 121
 01/07/03 AMEND: 1399.660, 1399.664
 01/06/03 AMEND: 1399.85
 12/31/02 ADOPT: 811
 12/24/02 REPEAL: 1382.1
 12/24/02 AMEND: 1399.25, 1399.26, 1399.27,
 1399.28, 1399.29
 12/23/02 ADOPT: 1398.52 AMEND: 1398.37
 12/23/02 REPEAL: 1387, 1387.3, and 1387.5
 12/23/02 AMEND: 1399.10, 1399.12
 12/19/02 AMEND: 1398.3, 1398.20, 1398.21.1,
 1398.28, 1398.42, 1398.47, 1399.12,
 1399.20, 1399.21, 1399.22, 1399.52
 12/16/02 ADOPT: 1937.17 AMEND: 1996, 1996.2
 12/16/02 ADOPT: 1435.15 AMEND: 1435,
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 12/12/02 AMEND: 2310(a)(b)
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