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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.

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PROPOSED ACTION ON REGULATIONS

Information contained in this document is published as received from agencies and is not edited by Thomson Reuters.

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 code of the following:

CONFLICT-OF-INTEREST CODE

AMENDMENT

STATE: Department of General Services

A written comment period has been established commencing on March 30, 2012, and closing on May 14, 2012. Written comments should be directed to the Fair Political Practices Commission, Attention Ivy Branaman, 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 representative 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 of 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 of 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 Direc-

tor of the Commission, relative to review of the proposed conflict-of-interest code(s). Any written comments must be received no later than May 14, 2012. 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 Ivy Branaman, 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 re-

spective agency. Requests for copies from the Commission should be made to Ivy Branaman, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

TITLE 2. PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Division 1. Administrative Personnel Chapter 2. Board of Administration of Public Employees' Retirement System

NOTICE IS HEREBY GIVEN that the Board of Administration (Board) of the California Public Employees' Retirement System (CalPERS) proposes to take the regulatory action described below in the Informative Digest after considering public comments, objections, or recommendations.

I. PROPOSED REGULATORY ACTION

In this filing, the proposed addition to California Code of Regulations, title 2, section 558.1, will enact personal trading guidelines for CalPERS investment and related staff.

II. WRITTEN COMMENT PERIOD

Any person interested may submit written comments relevant to the proposed regulatory action. The written comment period has been established commencing on **March 30, 2012** and closing on **May 14, 2012 at 5:00 p.m.** The Regulations Coordinator must receive all written comments by the close of the comment period. Comments may be submitted via fax at (916) 795-4607; e-mail at: Christina.Nutley@CalPERS.ca.gov, or mailed to the following address:

Christina Nutley, Regulations Coordinator
California Public Employees' Retirement System
P.O. Box 942702
Sacramento, California 94229-2702
Telephone: (916) 795-2397

III. PUBLIC HEARING

Comments on the proposed actions will also be taken at a public hearing to be placed on the agenda of the regularly scheduled meeting of the CalPERS Board of Administration:

June 13, 2012
10:00 a.m.
California Public Employees' Retirement System
Lincoln Plaza North, Auditorium
400 Q Street
Sacramento, California 95811

IV. ACCESS TO HEARING ROOM

The hearing room will be accessible to persons with mobility impairments, and can be made accessible to persons with hearing or vision impairments upon advance request to the Regulations Coordinator.

V. AUTHORITY AND REFERENCE

CalPERS authority to add the proposed amendment to the California Code of Regulations derives from the CalPERS Board of Administration's plenary authority and fiduciary responsibility over the assets of the public retirement system, pursuant to the California Constitution (Section 17 of Article XVI) and the Public Employees' Retirement Law (PERL) (California Government Code Title 2, Division 5, Part 3), including Government Code sections 20120 and 20121. Proposed section 558.1 implements and makes specific Government Code sections 19990, 87200 and 87300.

VI. INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Federal securities laws prohibit the use of material, non-public information for personal gain. The U.S. Securities and Exchange Commission (SEC) has created detection methods of identifying persons who act on inside information, who front-run trades (by placing a personal trade contemporaneously before CalPERS makes the same investment), and who violate other federal securities laws. The federal penalties for violating these laws include fines and possible imprisonment.

Industry standard and best practices call for personal trading guidelines to protect employees, the firm and beneficiaries. Personal trading guidelines and the implementation of a personal trading pre-clearance system will help deter employees from engaging in insider trading and front-running. The guidelines and the system will assist CalPERS in identifying and disengaging potential conflicts of interest and help to ensure that employees are meeting their fiduciary duty to CalPERS.

Adoption of this proposed regulation is expected to reduce the risk of insider trading violations, front running, and conflicts of interest.

The proposed regulation is not inconsistent or incompatible with existing state regulations.

Forms and Documents Incorporated by Reference:
None.

VII. EFFECT ON SMALL BUSINESS

The proposed regulatory action does not affect small business because it applies only to the California Public Employees' Retirement Law.

VIII. DISCLOSURES REGARDING THE PROPOSED REGULATORY ACTION/RESULTS OF THE ECONOMIC IMPACT ANALYSIS

- A. MANDATE ON LOCAL AGENCIES AND SCHOOL DISTRICTS: The proposed regulatory action does not impose a mandate on local agencies or school districts.
- B. COST OR SAVINGS TO ANY STATE AGENCY: The proposed regulatory action has a potential cost savings to CalPERS in the event of an investigation and/or lawsuit by a federal securities agency.
- C. COST TO ANY LOCAL AGENCY OR SCHOOL DISTRICT: The proposed regulatory action does not impact costs or savings for any local agency or school district, such that costs would qualify for reimbursement under Government Code section 17500, et seq.
- D. NONDISCRETIONARY COSTS OR SAVINGS IMPOSED ON LOCAL AGENCIES: The proposed regulatory action does not impose non-discretionary costs or savings on local agencies.
- E. COSTS OR SAVINGS IN FEDERAL FUNDING TO THE STATE: The proposed regulatory action does not impact any federal funding to the state.
- F. ADVERSE ECONOMIC IMPACT: The proposed regulatory action has no significant statewide adverse economic impact directly affecting businesses, including the ability of business in California to compete with business in other states. CalPERS relied upon the plain text of the authorizing statute and proposed regulations to make this determination.
- G. COST IMPACT ON REPRESENTATIVE PERSONS OR BUSINESSES: CalPERS is not aware of any cost impacts that a representative private person or business would incur in the reasonable compliance with the proposed action.
- H. IMPACT ON JOBS AND BUSINESSES WITHIN CALIFORNIA: The proposed regulatory action will not (1) create or eliminate jobs within California; (2) create new businesses or eliminate existing businesses within California;

or (3) affect the expansion of businesses currently doing business within California.

- I. EFFECT ON HOUSING COSTS: The proposed regulatory action has no effect.
- J. BENEFITS TO HEALTH, WELFARE AND WORKER SAFETY OF CALIFORNIA RESIDENTS AND THE ENVIRONMENT OF THE STATE: The proposed regulations have no impact.

IX. CONSIDERATION OF REASONABLE ALTERNATIVES

CalPERS must determine that no reasonable alternative considered by the agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. Having personal trading guidelines is a best practice and industry standard.

The Board invites interested persons to present statements or arguments with respect to alternatives to the proposed regulation during the written comment period.

X. CONTACT PERSONS

Please direct inquiries concerning the substance of the proposed regulatory action to:

Larry Jensen
Office of Enterprise Risk Management
California Public Employees' Retirement System
P.O. Box 942701
Sacramento, California 94229-2701
Telephone: (916) 795-3577
E-mail: Larry_Jensen@calpers.ca.gov

Please direct requests concerning processing of this regulatory action to Christina Nutley, CalPERS Regulations Coordinator, at the address shown above, or (916) 795-2397 (Christina_Nutley@CalPERS.ca.gov).

XI. AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The entire rulemaking file is available for public inspection through the Regulations Coordinator at the address shown above. To date the file consists of this no-

tice, the proposed text of the regulation, and the Initial Statements of Reasons (ISOR). A copy of the proposed text and the ISOR is available at no charge upon telephone or written request to the Regulations Coordinator.

The Final Statement of Reasons can be obtained, once it has been prepared, by written request to Christina Nutley, Regulations Coordinator, at the address shown in Section II.

XII. AVAILABILITY OF MODIFICATIONS TO PROPOSED REGULATIONS

The Board may, on its own motion or at the recommendation of any interested person, modify the proposed regulations after the public comment period has closed. It may amend the proposed regulations as modified, if the changes are sufficiently related to the original text so the public could have anticipated them.

If the Board modifies its regulatory action in this manner, it will prepare a comparison of the original proposed text and the modifications for an additional public comment period of not less than 15 days prior to the date on which the Board adopts, amends or repeals the resulting regulation. A copy of the comparison text will be mailed to all persons who submitted written comments, who testified or submitted written comments at the public hearing, or asked to be kept informed as to the outcome of this regulatory action.

XIII. WEBSITE ACCESS

One can access the regulatory material regarding this action at CalPERS' website: <http://www.calpers.ca.gov/index.jsp?bc=/about/leg-reg-statutes/regulatory/current/home.xml>.

TITLE 4. CALIFORNIA ATHLETIC COMMISSION

NOTICE IS HEREBY GIVEN that the California State Athletic Commission ("commission") 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 on:

**June 4, 2012 at 10:30 a.m.
Front Street State Building Auditorium
1350 Front Street, San Diego, California 92101**

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 commission at its office not later than 5:00 p.m. on May 14,

2012, or must be received by the commission at the hearing. The commission, 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 18611 of the Business and Professions Code, and to implement, interpret or make specific Sections 18640 and 18714 of said Code, the commission is considering changes to Division 2 of Title 4 of the California Code of Regulations as follows:

INFORMATIVE DIGEST

A. Informative Digest

Amend section 323. Currently this rule explains the bandage requirements for wrapping the hands of professional boxing, mixed martial art, Muay Thai and kickboxing athletes. This rule details the amount of tape and gauze used when completing the bandage. It also includes instructions on how to complete the application of a bandage on an athlete's hand.

The proposed amendment would revise the language to meet the current industry standards for hand wrap(s), formerly known as "bandages". The rule clarifies the amount and placement of the gauze and tape used. It further clarifies the maximum number of times and the area of the hand and wrist the gauze can be placed. This rule explains how knuckle pads made from gauze are to be formed and applied and that they cannot extend to the knuckle. This rule requires that a hand wrap(s) be completed in the presence of a commission inspector, before an athlete's glove can be positioned on the hand, and be signed off by the commission inspector as meeting the requirements.

B. Policy Statement Overview/Anticipated Benefits of Proposal

Existing law at Section 18611 of the Business and Professions Code authorizes the commission to adopt, amend, or repeal, in accordance with the Administrative Procedure Act, rules and regulations as may be necessary to enable it to carry out the laws relating to boxing and the martial arts. The proposed amendment to section 323 clarifies the exact requirements for hand wrap(s), including the type and amount of material to be used.

The specific benefits anticipated by the proposed amendment include greater protection of the health and safety of athletes, by making certain that the wrist is protected at all times, that no contestant has an unfair advantage and that no foreign objects are applied or inserted into the hand wrap(s). Additionally, the amendment allows for transparency by making the commission's expectations for hand wrap(s) clear and concise for all stakeholders.

C. Consistency and Compatibility with Existing State Regulations

This commission has evaluated this regulatory proposal and it is not inconsistent nor incompatible with existing state regulations. The commission has sole jurisdiction over the regulation of boxing and full-contact martial arts.

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 17500–17630 Require Reimbursement: None.

Business Impact:

The commission 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: Hand wraps are currently required and these changes would not result in any additional costs to business.

Cost Impact on 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.

Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

The commission has determined that the proposed regulations would not affect small businesses as the

amendments do not change, reduce or add additional requirements on small businesses.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

Impact on Jobs/Businesses:

The commission 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.

Benefits of Regulation:

The commission has determined that this regulatory proposal will have the following benefits to health and welfare of California residents, worker safety, and state's environment:

This regulation clarifies and makes specific the requirements for completing hand wraps used in regulated combat sports. Hand wraps protect the health and safety of the participant by providing support to the hand and wrist. Clear and concise regulations provide health and safety to the opponent so that hand wraps support the hand and wrist but do not contain any substance that might increase injury to the opponent. No benefit to the state's environment was identified.

CONSIDERATION OF ALTERNATIVES

The commission must determine that no reasonable alternative it considers to the regulation or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposal described in this Notice, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

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 commission 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 any document incorporated by reference, 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 commission at 2005 Evergreen Street, Ste. 2010, Sacramento, California 95815.

**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 rulemaking action may be addressed to:

Name: Elizabeth Parkman
Address: 2005 Evergreen Street,
Suite 2010
Sacramento, CA 95815
Telephone No.: (916) 263-2195
Fax No.: (916) 263-2197
E-Mail Address: Elizabeth.Parkman@dca.ca.gov

The backup contact person is:

Name: Kathi Burns
Address: 2005 Evergreen Street,
Suite 2010
Sacramento, CA 95815
Telephone No.: (916) 263-2195
Fax No.: (916) 263-2197
E-Mail Address: Kathi.Burns@dca.ca.gov

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

**TITLE 11. COMMISSION ON PEACE
OFFICER STANDARDS AND TRAINING**

**Revise Basic Course Physical
Conditioning Program
Regulations 1005 and 1007**

Notice is hereby given that the Commission on Peace Officer Standards and Training (POST) proposes to amend regulations in Chapter 2 of Title 11 of the

California Code of Regulations as described below in the Informative Digest. A public hearing is not scheduled. Pursuant to Government Code Section 11346.8, any interested person, or his/her duly authorized representative, may request a public hearing. POST must receive the written request no later than 15 days prior to the close of the public comment period.

Public Comments Due by May 14, 2012, at 5:00 p.m.

Notice is also given that any interested person, or authorized representative, may submit written comments relevant to the proposed regulatory action by fax at (916) 227-5271, or by letter to:

Commission on POST
Attention: Rulemaking
1601 Alhambra Boulevard
Sacramento, CA 95816-7081

Authority and Reference

This proposal is made pursuant to the authority vested by Penal Code Section 13503 (authority of the Commission on POST) and Penal Code Section 13506 (POST authority to adopt regulations). This proposal is intended to interpret, implement, and make specific Penal Code Section 13503(e), which authorizes POST to develop and implement programs to increase the effectiveness of law enforcement, including programs involving training and education courses.

**INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW**

POST Administrative Manual (PAM) Procedure D-1-3 requires a physical conditioning program for entry-level law enforcement trainees. This requirement resulted from legislation passed in 1982 (Penal Code §13510(b)) that mandated the Commission to establish job-related physical ability standards by 1985. As a result of this legislation, entry-level law enforcement trainees are required to successfully complete a physical conditioning program and a physical ability test.

The physical conditioning program curriculum was recently revised and revisions were incorporated into the *Training and Testing Specifications for Peace Officer Basic Courses*. To improve clarity and consistency, POST proposes to repeal the obsolete *Basic Academy Physical Conditioning Manual — 1996*. Physical ability testing procedures that were contained in the *Basic Academy Physical Conditioning Manual — 1996* have been updated to improve simplicity, scoring accuracy, and usefulness for entry-level law enforcement training presenters. POST proposes to re-title the revised test procedures as the *Work Sample Test Battery Proctor Manual — 2012*.

The specific benefits anticipated by the proposed changes to the regulation will improve the consistency and utility of entry-level law enforcement physical conditioning and physical ability testing procedures for training presenters. The improved training may improve on-the-job performance of physically demanding tasks by new peace officers and may reduce the frequency or severity of injuries to new peace officers. Thus the regulation change may have a small indirect benefit to public safety and worker safety of newly hired peace officers. There would be no effect to benefits in regard to public health, worker safety (other than new peace officers), or environment, the prevention of discrimination, or the increase in openness and transparency in business and government.

An evaluation has found that the proposed changes to regulation are consistent or compatible with existing state regulations.

Adoption of Proposed Regulations

Following the public comment period, the Commission may adopt the proposal substantially as set forth without further notice, or the Commission 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 the date of adoption, the text of any modified language, clearly indicated, will be made available at least 15 days before adoption to all persons whose comments were received by POST during the public comment period and to 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 in this notice. The Commission will accept written comments on the modified text for 15 days after the date that the revised text is made available.

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.

Non-Discretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Costs to any Local Agency or School District for which Government Code Sections 17500-17630 require 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 amended regulations will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability to compete with businesses in other states. The Commission on

Peace Officer Standards and Training has found that the proposed amendments will not affect California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement which 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 the 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.

Results of Economic Impact Assessment per Gov. Code sec. 11346.3

The adoption of the proposed amendments of regulations 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.

There would be no benefit of the proposed amendments of regulations to the health and welfare of California residents or any impact which would affect worker safety or the state's environment.

Consideration of Alternatives

To take this action, the Commission must determine that no reasonable alternative considered by the Commission, or otherwise 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 as and less burdensome to affected private persons or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposed action.

Contact Persons

Please direct inquiries about this proposed regulatory action to Michael Catlin, Commission on POST, 1601 Alhambra Boulevard, Sacramento, CA 95816-7083, by email at Michael.Catlin@post.ca.gov, or by telephone at (916) 227-2570. Patti Kaida is the contact person for questions on the regulatory process. Ms. Kaida is available by email at Patti.Kaida@post.ca.gov, by telephone at (916) 227-4847, or by FAX at (916) 227-3895.

Text of Proposal

Individuals may request copies of the exact language of the proposed regulations and of the initial statement of reasons, and the information the proposal is based upon, from the Commission on POST at 1601 Alhambra Boulevard, Sacramento, CA 95816. These docu-

ments are also located on the POST website at: <http://www.post.ca.gov/regulatory-actions.aspx>.

Availability and Location of the Rulemaking File and the Final Statement of Reasons

The rulemaking file contains all information upon which POST is basing this proposal and is available for public inspection by contacting the person(s) named above.

To request a copy of the Final Statement of Reasons once it has been approved, submit a written request to the contact person(s) named above.

TITLE 11. COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

Amend and Update the Training and Testing Specifications for Peace Officer Basic Courses Regulations 1005, 1007, and 1008

Notice is hereby given that the Commission on Peace Officer Standards and Training (POST) proposes to amend regulations in Chapter 2 of Title 11 of the California Code of Regulations as described below in the Informative Digest. A public hearing is not scheduled. Pursuant to Government Code §11346.8, any interested person, or his/her duly authorized representative, may request a public hearing. POST must receive the written request no later than 15 days prior to the close of the public comment period.

Public Comments Due by May 14, 2012, at 5:00 p.m.

Notice is also given that any interested person, or authorized representative, may submit written comments relevant to the proposed regulatory action by fax at (916) 227-6932 or by letter to the:

Commission on POST
1601 Alhambra Boulevard
Sacramento, CA 95816-7083

Following the close of the public comment period, the Commission may adopt the proposal substantially as described below or may modify the original proposal with sufficiently related changes. With the exception of technical or grammatical changes, the full text of a modified proposal will be available for 15 days prior to its adoption from the person designated in this notice as the contact person. The Commission will also mail the full text to persons who submit written comments related to the proposal or who have requested notification of any changes.

Authority and Reference

This proposal is made pursuant to the authority vested by Penal Code § 13503 — POST powers and

§ 13506 — POST authority to adopt regulations. This proposal is intended to interpret, implement, and make specific Penal Code § 13503 (e) — POST authority to develop and implement programs to increase the effectiveness of law enforcement, including programs involving training and education courses.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

At its February 23, 2012 meeting, the Commission approved proposed amendments to Learning Domains throughout the *Training and Testing Specifications for Peace Officer Basic Courses* publication. The proposed changes included:

- Update Training & Testing Specification curriculum as part of an ongoing review.

Penal Code § 13510 requires that POST develop guidelines and a course of instruction and training for law enforcement officers who are employed as peace officers, or who are not yet employed as a peace officer but are enrolled in a training academy for law enforcement officers. This proposed action will update the training specifications to include revisions to grammar, punctuation, definitions, and minimum training standards.

The specific benefits anticipated by the proposed amendments to the regulations will be to update the training specifications for Peace Officer Basic Courses. There would be no effect to benefits in regard to public health and safety, worker safety, or the environment, the prevention of discrimination, and the increase in openness and transparency in business and government.

An evaluation has found that the proposed changes to regulation are consistent or compatible with existing state regulations.

All changes to curriculum begin with recommendations from law enforcement practitioners or in some cases via legislative mandates. POST then facilitates meetings attended by curriculum advisors and subject matter resources who provide recommended changes to existing curriculum. The completed work of all committees is presented to the POST Commission for final review and adoption. Upon adoption of the proposed amendments, academies and course presenters will be required to teach and test to the updated curriculum. The proposed effective date is July 1, 2012.

Local Mandate

This proposal does not impose a mandate on local agencies or school districts.

Fiscal Impact Estimates

This proposal does not impose costs on any local agency or school district for which reimbursement would be required pursuant to Part 7 (commencing with

§17500) of the Government Code, Division 4. This proposal does not impose other nondiscretionary cost or savings on local agencies. This proposal does not result in any cost or savings in federal funding to the state.

Costs or Savings to State Agencies

POST anticipates no additional costs or savings to state agencies.

Business Impact/Small Businesses

The Commission has made an initial determination that this regulatory proposal would have no significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states. The proposal does not affect small businesses, as defined by Government Code § 11342.610, because the Commission sets selection and training standards for law enforcement and does not have an impact on California businesses, including small businesses.

Assessment Regarding Effect on Jobs/Businesses

The Commission has determined that this regulatory proposal will not have any impact on the creation or elimination of jobs and will not result in the creation of new businesses, the elimination of existing businesses, or the expansion of businesses in the State of California.

Results of Economic Impact Assessment per Gov. Code sec. 11346.3(b)

The adoption of the proposed amendments of regulations 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.

There would be no benefit of proposed amendments of regulations to the health and welfare of California residents or any impact which would affect worker safety or the state’s environment.

Cost Impact on Representative Private Persons or Businesses

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.

Effect on Housing Costs

None.

Consideration of Alternatives

The Commission must determine that no reasonable alternative considered by the agency, or otherwise identified and brought to the agency’s attention, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective as, and less burdensome to, affected private persons than the proposed action or would be more cost-effective to af-

ected private persons and equally effective in implementing the statutory policy or other provision of law.

Contact Person

Please direct inquiries or written comments about the proposed regulatory action to the following:

Cheryl Smith
 Commission on POST
 1601 Alhambra Boulevard
 Sacramento, CA 95816-7083
 (916) 227-0544 or Cheryl.Smith@post.ca.gov
 FAX (916) 227-6932

or

Patti Kaida
 Commission on POST
 1601 Alhambra Boulevard
 Sacramento, CA 95816-7083
 (916) 227-4847 or Patti.Kaida@post.ca.gov
 FAX (916) 227-5271

Text of Proposal

Individuals may request copies of the exact language of the proposed regulations and of the initial statement of reasons, and the information the proposal is based upon, from the Commission on POST at: 1601 Alhambra Boulevard, Sacramento, CA 95816. These documents are also located on the POST website at: <http://www.post.ca.gov/regulatory-actions.aspx>.

Availability and Location of the Rulemaking File and the Final Statement of Reasons

The rulemaking file contains all information upon which POST is basing this proposal and is available for public inspection by contacting the person named above.

To request a copy of the Final Statement of Reasons once it has been prepared, submit a written request to the contact person named above.

TITLE 14. DEPARTMENT OF FISH AND GAME

The Department of Fish and Game (Department) proposes to adopt the proposed regulations described below after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The Department will hold a public hearing starting at 10:00 a.m. on May 14, 2012, in the conference room at 1812 9th Street, Sacramento, California 95814. The conference room is wheelchair accessible. At the hearing, any person may present statements or arguments orally or in writing relevant to the proposed action de-

scribed in the Informative Digest. The Department requests but does not require that the persons who make oral comments at the hearing also submit a written copy of their testimony at the hearing.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Department. All written comments must be received by the Department at this office no later than 5:00 p.m. on May 14, 2012. All written comments must include the true name and mailing address of the commenter.

Written comments may be submitted by mail, fax, or e-mail, as follows:

Department of Fish and Game
Law Enforcement Division
Captain Roy Griffith,
Hunter Education Program Administrator
1416 9th Street / Room #1342-6A
Sacramento, CA 95814
Fax: (916) 653-3772
Email: rgriffith@dfg.ca.gov

AUTHORITY AND REFERENCE

Fish and Game Code Section 3051(f) authorizes the Department to adopt these proposed regulations. The proposed regulations implement recent amendments to Fish and Game Code section 3051(e).

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Current law requires all first time hunters in California be trained in Hunter Education and requires the department to designate instructors to meet the mandate. Fish and Game Code Section 3049 Legislative intent, declarations and findings, states: "It is the intent of the Legislature in enacting this article to ensure the health and safety of its citizens engaged in activities requiring the use of hunting implements. The legislation finds and declares that individuals who engage in hunting should possess an adequate understanding of hunter safety practices, principles of conservation, and sportsmanship. It is also the intent of the Legislature that persons so engaged be mindful of their responsibilities to others, toward wildlife, and toward their natural environment. The department shall take all steps necessary to carry out the provisions of this article."

Fish and Game Code 3051, Course of instruction; Certification of completion, states in part: "(a) The De-

partment shall provide for a course of instruction in hunter education, principles of conservation, and sportsmanship. . . ." and "(b) The department may designate as a hunter education instructor any person found by it to be competent to give instruction in the courses required in this article. A person so appointed shall give that course of instruction, and, upon completion thereof, shall issue to the person instructed a certificate of completion as provided by the department in hunter safety, principles of conservation, and sportsmanship."

In California, Hunter Education classes are taught by volunteer instructors. Hunter Education Instructor (HEI) numbers have been declining in California since the 1970's. By 2008, HEI numbers were too low to meet the demand for classes. In efforts to increase instructor numbers to meet the demand for state-mandated classes the department developed the Hunter Education Instructor Incentive Program.

The primary purpose of the Hunter Education Instructor Incentive Program is to recruit new instructors and to retain certified instructors. The goal is to build a sufficient volunteer corps to address the unmet public demand for mandatory classes. Based on calls received by the Department of Fish and Game (DFG) and Hunter Education Instructors (HEIs) statewide, 1,000 or more potential hunters are turned away each year due to lack of available hunter education classes. California Hunting license sales continue to decline (from 317,059 in 1999 to 295,687 in 2008). This loss of potential new hunters translates to a loss of revenue in hunting license and tag sales.

The second primary purpose is to recognize the long-standing professional volunteer service of certified instructors to the state. During fiscal year 2007/2008 alone, approximately 850 certified instructors provided 2,044 classes statewide with an enrollment of 21,013 students. These men and women donated 20,349 hours of their personal time to DFG valued conservatively at \$698,378 (value based on hourly wage of a warden range B at \$34.32/hour).

The regulatory change proposal creates specific eligibility criteria for Department of Fish and Game (DFG) HEIs to participate in the hunter education incentive program. These criteria include employment status, length of service, in-service training requirements, compliance with existing game laws, and payment of an application fee. The proposal rewards long-term service by providing additional entries in the drawing. For example, instructors must complete three (3) years service in order to participate in the incentive program and will earn an additional entry for each additional ten (10) years of service.

The proposal also creates a drawing system to equitably distribute the opportunities provided under this program. Eligible instructors will be assigned a random

number with those assigned the lowest random numbers receiving the highest rated opportunities. The proposal establishes a system to re-distribute tags in the event any instructor is unable or unwilling to utilize the opportunity provided, and establishes an appeal process regarding procedures and results of the drawing. The proposal also may require the payment of all state tag and seal fees as appropriate.

Specifically:

- (1) Section 709(a) describes what incentives will be available and restricts eligibility to certified hunter education instructors;
- (2) Section 709(b) identifies eligibility criteria required for program participation;
- (3) Section 709(c) identifies the drawing process used to distribute the individual incentives;
- (4) Section 709.1 provides the same information with regards to fund-raising bighorn sheep, deer, elk, and pronghorn antelope tags should DFG decide to include these tags as incentives in this program.

The specific benefits anticipated by the proposed adoption of this regulation are primarily nonmonetary in nature. It is anticipated there will be additional hunter education classes available throughout the state. This will increase California citizens' understanding of hunter safety practices, principles of conservation, and sportsmanship. The regulation creates specific eligibility criteria for the distribution of volunteer instructor incentives thereby preventing discrimination, and instead assuring fairness and social equity. The regulation also adopts a random draw system open to the public to assure transparency and recruit additional Hunter Education Instructors.

The proposed regulation has been evaluated and not found to be inconsistent or incompatible with existing state or federal regulations. Fish and Game Code Section 3051(f) authorizes the Department to adopt these proposed regulations. The proposed regulations implement recent amendments to Fish and Game Code section 3051(e).

DISCLOSURES REGARDING THE PROPOSED ACTION

The department has made the following initial determinations: Mandate on local agencies or school districts: None.

Costs or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code sections 17500 through 17630: None.

Other nondiscretionary cost or savings imposed on local agencies: None.

Costs or savings in federal funding to the state: None.

Significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states: None.

Cost impacts on a representative private person or business: The Department 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 Small Business: Since this proposed regulation only adopts eligibility criteria for a volunteer incentive program there is no effect on small business expected.

RESULTS OF THE ECONOMIC IMPACT ANALYSIS

Adoption of these regulations will not:

- (1) create or eliminate jobs within California
- (2) create new businesses or eliminate existing businesses within California; or
- (3) affect the expansion of businesses currently doing business within California

Adoption of these regulations will:

- (1) Increase number of certified Hunter Education Instructors
- (2) Increase number of Hunter Education Courses available
- (3) Make it easier for new hunters to find a Hunter Education Course in their area
- (4) Increase hunting license sales and generate revenue for the department

CONSIDERATION OF ALTERNATIVE

In accordance with Government Code Section 11346.5, subdivision (a)(13), the Department 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 proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The Department invites interested persons to present statements or arguments with respect to alternatives to the regulations at the scheduled hearing or during the written comment period.

CONTACT PERSONS

Inquiries or comments concerning the proposed rule-making action may be addressed to:

Name: Roy Griffith
Address: 1416 Ninth Street
Room #1342-6A
Sacramento, CA 95814
Telephone No.: 916-653-9727
Fax No.: 916-653-3772
E-mail Address: rgriffith@dfg.ca.gov

The backup contact person is:

Name: Rob Allen
Address: 1416 Ninth Street
Room # 1342-C
Sacramento, CA 95814
Telephone No.: 916-653-9727
Fax No.: 916-653-3772
E-mail Address: rallen@dfg.ca.gov

Website Access: Materials regarding this proposal can be found at: www.dfg.ca.gov/news/pubnotice.

Please direct requests for copies of the proposed text (the "express terms") of the regulations, the initial statement of reasons, the modified text of the regulations, if any, or other information upon which the rulemaking is based to Captain Griffith at the above address.

AVAILABILITY OF THE STATEMENT OF REASONS, TEXT OF PROPOSED REGULATIONS, AND RULEMAKING FILE

The Department will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. As of the date this notice is published, the rulemaking file consists of this notice, the proposed text of the regulations, and the initial statement of reasons. Copies may be obtained by contacting Captain Griffith.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After holding the hearing and considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Roy Griffith at the address indicated above. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Captain Griffith at the above address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through our website at: www.dfg.ca.gov/news/pubnotice.

TITLE 16. BUREAU OF AUTOMOTIVE REPAIR

NOTICE OF PROPOSED REGULATORY ACTION AND PUBLIC HEARING CONCERNING

BRAKE INSPECTION AND REPAIR REQUIREMENTS

NOTICE IS HEREBY GIVEN that the Department of Consumer Affairs/Bureau of Automotive Repair (hereinafter "Bureau" or "BAR") 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 hearings to be held at the following locations on the following dates:

NORTHERN CALIFORNIA

Monday, May 21, 2012 at 3:00 p.m.
Department of Consumer Affairs
Hearing Room
1625 North Market Blvd.
Sacramento, CA 95834

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 Bureau at its office no later than 5:00 p.m. on May 21, 2012**, or must be received by the Bureau at one of the above-referenced hearings. **Comments sent to persons or addresses other than those specified under Contact Person, or received after the date and time specified above, regardless of the manner of transmission, will be included in the record of this proposed regulatory action, but will not be summarized or responded to.** The Bureau, upon its own motion or at the request of any interested party, may thereafter formally adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the excep-

tion 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 oral or written 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 9882 and 9884.19 of the Business and Professions Code, and to implement, interpret or make specific Section 9880.1 of the Business and Professions Code, the Bureau is proposing to adopt the following changes to Article 8 of Chapter 1, Division 33, Title 16, California Code of Regulations.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

INTRODUCTION

The Bureau of Automotive Repair (BAR) was established within the California Department of Consumer Affairs (DCA) in 1971 with the enactment of the Automotive Repair Act¹. BAR was created by Senate Bill (SB) 51 (Beilenson, Chapter 1578, Statutes of 1971), which mandated a statewide automotive repair consumer protection program. Finally, BAR is charged with protecting consumers in the automotive repair marketplace.

Through its statewide offices, BAR provides consumer protection services related to Title 16, Division 33, of the California Code of Regulations. BAR regulates Automotive Repair Dealers (ARD), Lamp and Brake stations and adjusters, and Smog Check stations and technicians. BAR receives and mediates complaints from the public, investigates violations of the Automotive Repair Act, Smog Check laws, and associated regulations. When appropriate, cases are referred to the Attorney General's Office or law enforcement authorities for administrative action, civil, and/or criminal prosecution.

BACKGROUND

In calendar year 2010, 723 or 4.4% of the complaints received by BAR were related to brake service and repairs. As a result of some of these complaints, BAR launched investigations into multiple companies who appear to use false and misleading advertising to lure customers into unnecessary repair services.

These investigations found that customers were often presented with cheap brake specials and then charged

hundreds of dollars for unnecessary repair services. The shops also billed customers for parts and services that were not provided. Some shops sold or attempted to sell unneeded goods and services at substantially higher costs than the advertised brake specials. BAR found that the shops did not intend to sell the advertised brake services and repairs at the advertised prices, but intended to entice customers into more costly transactions.

The BAR Enforcement Division has found that the overselling of services has become an increasing problem. On average, the shops charged BAR undercover agents close to \$300 in unnecessary brake rotor resurfacings, brake drum repairs, brake adjustments, brake cleaning services, and other services.

Due to concerns identified by trade organizations and the BAR Enforcement Division, BAR has deemed it necessary to establish minimum standards for ARDs that engage in brake inspections and repairs.

EFFECT OF REGULATORY ACTION

BAR proposes to adopt the following regulatory changes:

BRAKE SERVICE INSPECTION AND REPAIR REQUIREMENTS

This proposed action creates minimum trade standards for the inspection and repair of brake friction materials. These standards will help ensure consumers receive an accurate diagnosis of their brake condition and consistent recommendations for repair or replacement.

The proposed action will make the following changes to existing regulations:

1. Add Section 3369.1 of Article 8 of Chapter 1 of Division 33 of Title 16 of the California Code of Regulations, as follows:

- a. Add subsections (a) and (b) to regulation text.

This section requires an ARD, when performing a brake inspection, to visually inspect all brakes on the vehicle, to follow the current brake friction material and brake rotor or drum service standards, specifications, and procedures, as established by the vehicle manufacturer, and to provide a written invoice with the numeric brake inspection results to the consumer. Additionally, separate and distinct parking brake systems do not need to be inspected as part of this check.

2. Add Section 3369.2 of Article 8 of Chapter 1 of Division 33 of Title 16 of the California Code of Regulations, as follows:

- a. Add subsection (a) to regulation.

¹ Business and Professions Code § 9880, et seq.

If authorized by a consumer, an ARD must replace brake pads, shoes, rotors, and drums that do not meet the manufacturer's specifications for thickness or safe operational condition with new or remanufactured parts that meet the manufacturer application and fit. Additionally, brake rotors or drums may be resurfaced not to exceed the vehicle manufacturers' established "machine to" or "discard" specifications.

CONSISTENCY AND COMPATIBILITY WITH EXISTING STATE REGULATIONS

BAR has evaluated this regulatory proposal and it is not inconsistent, nor incompatible with existing state regulations.

As described in Business and Professions Code (B&P) section 9882, BAR is the state agency solely responsible for enforcing and administering the automotive repair industry.

FISCAL IMPACT ESTIMATES

FISCAL IMPACT ON PUBLIC AGENCIES INCLUDING COSTS OR SAVINGS TO STATE AGENCIES AND COSTS/SAVINGS IN FEDERAL FUNDING TO THE STATE:

No cost or savings to state agencies and in federal funding to the state.

This proposed regulation only sets minimum brake inspection and repair standards, which ARDs would be required to meet.

NONDISCRETIONARY COSTS/SAVINGS TO LOCAL AGENCIES:

None.

LOCAL MANDATE:

None.

COSTS TO ANY LOCAL AGENCY OR SCHOOL DISTRICT FOR WHICH GOVERNMENT CODE SECTIONS 17500-17630 REQUIRE REIMBURSEMENT:

None.

BUSINESS IMPACT:

BAR has made an initial determination that the proposed regulatory action would have no significant state-wide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

BAR does not anticipate any new reporting, record-keeping or other compliance requirements as a result from the proposed action.

The proposed regulation only sets minimum standards for automotive brake inspections and repairs. Most ARDs currently meet or exceed the proposed standard. Nothing prevents ARDs from improving their brake inspections and repair services to comply with this proposed regulation. Additionally, this proposal does not require ARDs to purchase any new equipment.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS:

BAR 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 majority of businesses already exceed the proposed standards. Instead, this regulation targets low performing stations and ARDs that are using deceptive advertising practices. This proposed regulation sets minimum standards for brake inspections and repairs which an ARD is required to meet.

EFFECT ON HOUSING COSTS:

None.

EFFECT ON SMALL BUSINESS:

The proposed brake inspection and repairs seeks to establish minimum trade standards only. As a result, no additional burden will be placed on small businesses.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS:

BAR has made an initial determination that the proposed regulatory action will not have any impact on the creation of jobs or new businesses, the elimination of jobs or existing businesses, the expansion of businesses, worker safety, and the state's environment.

This regulation may improve the health and welfare of California residents. Consumers that receive improper brake inspections and repairs may choose to file a complaint against the ARD with BAR. This action can be time consuming for consumers. This proposed action may help to reduce the number of complaints filed with BAR. Thus, this proposal may save consumers valuable time and money.

CONSIDERATION OF ALTERNATIVES

BAR 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, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

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

BAR has prepared an Initial Statement of 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 Bureau of Automotive Repair at 10240 Systems Parkway, Sacramento, California, 95827.

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

All the information upon which the proposed regulations are based is contained in the rulemaking file that is available for public inspection by contacting the persons 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 Web site listed below.

CONTACT PERSON

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

Steven Hall
 Bureau of Automotive Repair
 10240 Systems Parkway
 Sacramento, CA 95827
 Telephone: (916) 255-2135
 Fax No.: (916) 255-1369
 E-mail: steven.hall@dca.ca.gov

The backup contact person is:

Lisa Franklin
 Bureau of Automotive Repair
 10240 Systems Parkway
 Sacramento, CA 95827
 Telephone: (916) 255-2138
 Fax No.: (916) 255-1369
 E-mail: lisa.franklin@dca.ca.gov

WEB SITE ACCESS

Materials regarding this proposal can also be found on the BAR's Web site at www.smogcheck.ca.gov.

TITLE 16. CALIFORNIA ARCHITECTS BOARD/LANDSCAPE ARCHITECTS TECHNICAL COMMITTEE

NOTICE IS HEREBY GIVEN that the California Architects Board (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 office of the California Architects Board, 2420 Del Paso Road, Suite 105, Sacramento, California 95834, on May 14, 2012. 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 no later than 5:00 p.m. on May 14, 2012, 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 proposal substantially as described below or may modify such proposal 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 the contact person and will be mailed to those persons who submit written or oral testimony to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by section 5630 of the Business and Professions Code (BPC) and to implement, interpret or make specific sections 5650 and 5651 of the BPC, the Board is considering changes to Division 26 of Title 16 of the California Code of Regulations (CCR) as follows:

INFORMATIVE DIGEST / POLICY STATEMENT OVERVIEW

Amend Section 2614 — Examination Transition Plan

BPC section 5630 authorizes the Board to adopt, amend, modify, or repeal rules and regulations that govern the examination of applicants for licenses to practice landscape architecture in California. BPC sections 5650 and 5651 entitle any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations.

Existing regulations specify the transition plan for previous sections of the licensing examination to the current sections of the Landscape Architect Registration Examination (LARE). The proposed amendment of section 2614 permits current candidates to continue to take the current version of the LARE through June 2012. The proposed language outlines the transition

plan effective with the first administration of the LARE, September 2012. In addition, the proposed language outlines the transition plan effective September 2012 for candidates who are not successful in passing all sections under the current LARE and who will be required to transition to the new LARE.

The Council of Landscape Architectural Registration Boards (CLARB) is the national test vendor that supplies the LARE, the licensing examination, to the Landscape Architects Technical Committee. In September 2012, CLARB will implement modest structural changes to the LARE to better align the content of the LARE with current practice. The new exam will consist of four (1–4) rather than five (A–E) sections and will move to a fully computerized model. Candidates in the exam process who have previously passed Sections C and D will receive transitional credit for Section 3. Candidates who have previously passed Sections D and E will receive transitional credit for Section 4. If a candidate passes either C or D but not both, the candidates must take and pass Section 3. If a candidate passes either D or E but not both, the candidate must take and pass Section 4.

BENEFITS ANTICIPATED FROM THE PROPOSED REGULATION

Please see ‘Benefits of Regulation’ under RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS.

CONSISTENCY AND COMPATIBILITY WITH EXISTING STATE REGULATIONS

This Board has evaluated this regulatory proposal and it is neither inconsistent nor incompatible with existing state regulations.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Cost/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 17500–17630 Require 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 businesses, 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: N/A.

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 regulation would not affect small businesses because it only affects candidates for examination and licensure.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

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.

Benefits of Regulation

The Board has determined that this regulatory proposal will have the following benefits to the health and welfare of California residents, worker safety, and state’s environment:

This regulatory proposal establishes a legal provision for the transfer of previous LARE credit to the new LARE. The new LARE will add uniformity to test practices, increase the reliability of test results, increase relevance to modern practice, and increase accessibility for candidates to take the exam.

Existing regulations specify the transition plan for previous sections of the licensing examination to the current sections of the LARE. The proposed amendment of section 2614 permits current candidates to continue to take the current version of the LARE through June 2012. The proposed language outlines the transition plan effective with the first administration of the LARE, September 2012. In addition, the proposed language outlines the transition plan effective September 2012 for candidates who are not successful in passing all divisions under the current LARE and who will be required to transition to the new LARE.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative which 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 as and less burdensome to affected private persons than the proposal described in this Notice, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

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 reasons for the proposed action and has made 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 Landscape Architects Technical Committee at 2420 Del Paso Road, Suite 105, Sacramento, California 95834, or by telephoning the contact person 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 rule-making action may be addressed to:

Name: Trish Rodriguez
 Address: California Architects Board
 Landscape Architects Technical Committee
 2420 Del Paso Road, Suite 105
 Sacramento, CA 95834
 Telephone No.: (916) 575-7230
 Fax No.: (916) 575-7283
 E-mail Address: trish.rodriguez@dca.ca.gov

The backup contact person is:

Name: John Keidel
 Address: California Architects Board
 Landscape Architects Technical Committee
 2420 Del Paso Road, Suite 105
 Sacramento, CA 95834
 Telephone No.: (916) 575-7233
 Fax No.: (916) 575-7283
 E-mail Address: John.Keidel@dca.ca.gov

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

GENERAL PUBLIC INTEREST

DEPARTMENT OF HEALTH CARE SERVICES

PROPOSAL TO ADJUST DRUG PRODUCT PROVIDER PAYMENT REDUCTIONS AS NEEDED TO ASSURE ACCESS

Assembly Bill (AB 97), Section 93.5 of the Statutes of 2011 authorized the Department of Health Care Services (DHCS) to implement payment reductions for Medi-Cal outpatient services up to 10 percent, in the aggregate, for dates of service on or after June 1, 2011. The statute authorizes DHCS to implement the reductions only to the extent that DHCS determines that the resulting reduced payments comply with applicable federal Medicaid requirements, including 42 United States Code Section 1396a(a)(30)(A) and that federal financial participation will be available.

On October 27, 2011, the federal Centers for Medicare and Medicaid Services (CMS) approved State Plan Amendment (SPA) 11-009, which provides for 10 percent provider payment reductions, effective June 1, 2011. SPA 11-009 also states that DHCS will monitor the effect of the payment reductions in accordance with its monitoring plan entitled, "Monitoring Access to Medi-Cal Covered Healthcare Services."

DHCS believes that for selected specific drug products, or for specific types of providers of drug products in specific geographic areas, such a reduction may im-

pede access to selected Medi-Cal drug benefits and possibly result in a violation of federal Medicaid requirements. DHCS bases its analysis on information and input from pharmacy providers received subsequent to CMS's approval of the 10 percent payment reduction. DHCS will submit to CMS a State Plan Amendment to incorporate language that will provide DHCS the flexibility to adjust payments in a manner that will result in an aggregate savings of no more than 10 percent while providing beneficiary access consistent with federal Medicaid requirements.

The factors that DHCS will consider to determine appropriate drug product payment reductions are as follows:

1) DHCS will reduce payments by less than 10 percent for specific drugs within the following categories of drugs if a group of 2 or more providers submits verifiable pricing information sufficient to demonstrate that the 10 percent reduction will result in reimbursement below actual acquisition cost for a particular product and DHCS determines, as a result, that there will be a negative impact on beneficiary access:

- Drugs purchased through the 340B program
- Physician Administered Drugs
- Blood factors
- Drugs to treat pulmonary hypertension
- Drugs to treat immunodeficiency (HIV/AIDS)
 1. Nucleoside-Nucleotide Analog
 2. Protease Inhibitors
- Drugs to treat errors of metabolism
- Growth hormones
- Anti-inflammatory tumor necrosis factor inhibitors
- Hepatitis C drugs
- Antineoplastic
- Anti-rejection drugs
- Drugs to treat multiple sclerosis
- Antiviral Monoclonal antibodies
- Mental health drugs
- Vaccines

2) DHCS will reduce drug product payments to specific providers by less than 10 percent if providers based in a specific geographical area submit verifiable pricing information sufficient to demonstrate that the 10 percent reduction will reduce beneficiary access to pharmacy services in that specific area as determined by the following threshold metrics:

- In urban areas, access will be considered sufficient if at least 90 percent of Medi-Cal beneficiaries, on average, live within 2 miles of a participating retail pharmacy.
- In suburban areas, access will be considered sufficient if at least 90 percent of Medi-Cal beneficiaries, on average, live within 5 miles of a participating retail pharmacy.
- In rural areas, access will be considered sufficient if at least 70 percent of Medi-Cal beneficiaries, on average, live within 15 miles of a participating retail pharmacy.

DHCS intends to establish a list of specific drug products and/or providers subject to the modified payment reductions for the current calendar quarter based on verifiable pricing information. DHCS will update the list of drug products based on actual acquisition cost data received in the prior quarter and will publish the list on at least a quarterly basis. DHCS will notify affected providers at least 30 days in advance of any change in drug product payment reduction.

DHCS estimates that the payment adjustments made pursuant to the State Plan Amendment will increase State General Fund expenditures. The amount of increase is unknown as it is dependent on future events that cannot be predicted.

PUBLIC REVIEW AND COMMENTS

The California statutes discussed above, and the State Plan Amendment California intends to propose, are available for public review at local county welfare offices throughout the State. (The text of the State Plan Amendment may change in response to comments from the public or federal reviewers.) Written comments (or requests for copies of the statutes and/or copies of the written comments) may be submitted to:

Mailing Address via U.S. Postal Office:

California Department of Health Care Services
Pharmacy Benefits Division
(Attn: K. Henry)
P.O. Box 997417, MS 4604
Sacramento, CA 95899-7417

Mailing Address for Courier Deliveries ONLY (UPS, FedEX, Golden State Overnight, etc.):

1501 Capitol Avenue
Suite 71.5131, MS 4604
Sacramento, CA 95814-5005

By Email: Pharbene@hcs.ca.gov

By FAX: (916) 552-9563

All comments should include the author's name, organization or affiliation, phone number, email address and Provider ID number if appropriate.

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

NOTICE OF PUBLIC MEETING and BUSINESS MEETING OF THE OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Pursuant to Government Code Section 11346.4 and the provisions of Labor Code Sections 142.1, 142.2, 142.3, 142.4, and 144.6, the Occupational Safety and Health Standards Board of the State of California has set the time and place for a Public Meeting, and Business Meeting:

PUBLIC MEETING: On **May 17, 2012**, at 10:00 a.m. in the Auditorium of the State Resources Building
1416 9th Street, Sacramento, California.

At the Public Meeting, the Board will make time available to receive comments or proposals from interested persons on any item concerning occupational safety and health.

BUSINESS MEETING: On **May 17, 2012**, following the Public Meeting, in the Auditorium of the State Resources Building
1416 9th Street, Sacramento, California.

At the Business Meeting, the Board will conduct its monthly business.

DISABILITY ACCOMMODATION NOTICE: Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the public hearings/meetings of the Occupational Safety and Health Standards Board should contact the Disability Accommodation Coordinator at (916) 274-5721 or the state-wide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The state-wide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY-Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-

Aided Transcription System or Communication Access Realtime Translation (CART), a sign-language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing.

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.

File# 2012-0209-02
BOARD OF OCCUPATIONAL THERAPY
Advanced Practice Application

This regulatory action revises the form Application for Advanced Practice Approval in Physical Agent Modalities (Form APP-Rev 10/09) to reflect the regulatory changes to section 4155 that went into effect in May 2011 (therapists are no longer required to submit a statement of learning as part of their application for advanced practice approval). The revised form is incorporated by reference into section 4155. The revised form has a new revision date of "APP-Rev 07/11."

Title 16
California Code of Regulations
AMEND: 4155
Filed 03/19/2012
Effective 04/18/2012
Agency Contact: Heather Martin (916) 263-2294

File# 2012-0214-03
CALIFORNIA GAMBLING CONTROL COMMISSION
Revised BGC Forms; Address Change; Investigation and Processing Costs

The California Gambling Control Commission (CGCC) submitted this Section 100 action to update eight forms and the incorporation by reference dates of these forms in nine sections under title 4 of the California Code of Regulations. The updates to most of the forms include updating the address and phone/fax numbers for CGCC, and the deposit amounts that must be

submitted to CGCC with the form for background checks that are conducted by the Bureau of Gambling Control, Department of Justice (Bureau). These deposit amounts are established by the Bureau in title 11, California Code of Regulations, section 2037. Title 11, section 2037 was amended in 2011 resulting in increases in the amount of the deposits. CGCC has no discretion in the amount of the deposit as they are established by the Bureau in title 11, section 2037. Changes to the nine title 4 sections mainly update the incorporation by reference date of the forms, and make other non-substantive changes.

Title 4

California Code of Regulations

AMEND: 12200, 12200.9, 12200.10A, 12200.11, 12200.13, 12220, 12220.13, 12342, 12464

Filed 03/21/2012

Agency Contact: James Allen (916) 263-4024

File# 2012-0131-01

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

Training and Testing Specifications

This action amends the curriculum specified in the incorporated Training and Testing Specifications for Peace Officer Basic Courses effective July 1, 2012.

Title 11

California Code of Regulations

AMEND: 1005, 1007, 1008

Filed 03/14/2012

Effective 07/01/2012

Agency Contact: Cheryl Smith (916) 227-0544

File# 2012-0214-01

DEPARTMENT OF CHILD SUPPORT SERVICES

Conflict-of-Interest Code

The Department of Child Support Services is adopting and repealing its conflict-of-interest code found at title 22, section 123000, California Code of Regulations. The changes were approved for filing by the Fair Political Practices Commission on February 3, 2012.

Title 22

California Code of Regulations

ADOPT: 123000 and Appendices REPEAL: 123000 and Appendices

Filed 03/15/2012

Effective 04/14/2012

Agency Contact: Lucila Ledesma (916) 464-5087

File# 2012-0309-03

DEPARTMENT OF CORRECTIONS AND REHABILITATION

Alternative Custody Program

This is a readoption of emergency regulatory action concerning the new Alternative Custody Program which was originally submitted to OAL by the California Department of Corrections and Rehabilitation (CDCR) pursuant to Penal Code section 5058.3 as operationally necessary. PC section 1170.5 mandates that CDCR offer a program under which pregnant female inmates or inmates who immediately prior to incarceration were primary caregivers of dependent children are allowed to participate in an alternative custody program in lieu of confinement in state prison. This action adopts and amends provisions to create the new Alternative Custody Program as provided in Penal Code section 1170.5.

Title 15

California Code of Regulations

ADOPT: 3078, 3078.1, 3078.2, 3078.3, 3078.4, 3078.5, 3078.6 AMEND: 3000, 3043, 3075.2, 3097, 3195, 3320, 3323

Filed 03/19/2012

Effective 03/19/2012

Agency Contact: Diane Hawkins (916) 322-8447

File# 2012-0215-04

DEPARTMENT OF DEVELOPMENTAL SERVICES

Meaning of Words

The Department of Developmental Services submitted this timely Certificate of Compliance action to make permanent the adoption in Title 17 of section 58883 of the California Code of Regulations. This regulation states, "Words shall have their usual meaning unless the context or a definition clearly indicates a different meaning. Words used in their present tense include the future tense. Words used in the singular form include the plural form. Use of the word "shall" indicates conduct that is required and "may" indicates conduct that is permitted."

Title 17

California Code of Regulations

ADOPT: 58883

Filed 03/15/2012

Effective 03/15/2012

Agency Contact: Diana Nicolaou (916) 654-1760

File# 2012-0208-01

DEPARTMENT OF FOOD AND AGRICULTURE

Citrus Maturity

This action is the resubmittal of previously withdrawn OAL rulemaking file number 2011-1021-01S. This resubmittal action adopts new minimum standards for navel citrus maturity. The action replaces the current soluble solids concentration to titratable acidity minimum maturity test for navel oranges with the "California Standard Scale" (CSS). The "California Standard

Scale” score is determined by use of the incorporated Citrus Maturity Score Tables.

Title 3
 California Code of Regulations
 AMEND: 1430.5, 1430.6, 1430.35, 1430.36, 1430.37, 1430.38
 Filed 03/20/2012
 Effective 04/01/2012
 Agency Contact: Brain Cote (916) 445-2180

File# 2012-0201-01
 DEPARTMENT OF INSURANCE
 Conflict-of-Interest Code

This is a Conflict-of-Interest Code filing that has been approved by the Fair Political Practices Commission and is being submitted for filing with the Secretary of State and printing only.

Title 10
 California Code of Regulations
 AMEND: 2690
 Filed 03/15/2012
 Effective 04/14/2012
 Agency Contact:
 Patrick Applewhite (916) 492-3333

File# 2012-0203-01
 DEPARTMENT OF PUBLIC HEALTH
 School Immunization Requirements: Grades 7-12

Previously, state law prohibited the requirement of immunization for pertussis in children seven years of age and older. It is believed that this pool of susceptible persons who have not received immunizations after seven years of age, has prolonged an epidemic. Because of the urgency of the epidemic, the Legislature enacted AB 354 (Arambula, Ch. 434, Statutes of 2010), removing the age restriction and requiring full immunization against pertussis for admission or advancement to the 7th through 12th grades. AB 354 also eliminated the requirement for hepatitis B vaccine for admission or advancement to the 7th grade. This is the certificate of compliance for the emergency rulemaking that implemented these changes. It also amended the reporting requirements of schools/child care facilities with respect to these changes in the requirements, and added new reporting forms for governing authorities to report on pertussis (Tdap) immunizations for 7th through 12th grade for the year. It also added a sticker/form to be affixed to the pupil’s California School Immunization Record (PM 286 S (01/11)).

Title 17
 California Code of Regulations
 AMEND: 6020, 6035, 6051, 6065, 6070, 6075
 Filed 03/15/2012
 Effective 03/15/2012
 Agency Contact: Coleen Keelan (916) 440-7439

File# 2012-0201-02
 OFFICE OF ENVIRONMENTAL HEALTH
 HAZARD ASSESSMENT
 Specific Regulatory Levels Posing No Significant Risk — No Significant Risk Level for Chlorothalonil

This regulatory action revises the listing of a chemical, chlorothalonil, and the level below which it poses no significant risk of cancer. It had been on the list determined by an expedited method, but is being moved to the list based on a full risk assessment.

Title 27
 California Code of Regulations
 AMEND: 25705
 Filed 03/15/2012
 Effective 06/15/2012
 Agency Contact: Susan Luong (916) 327-3015

File# 2012-0213-03
 PUBLIC EMPLOYMENT RELATIONS BOARD
 Unfair Practice Charges, Decertification Petition postings

This action makes various nonsubstantive changes to PERB regulations governing Board hearings and procedure. The nonsubstantive changes include adding Government Code section 3506.5 as a reference citation to appropriate PERB unfair labor practice regulations, correcting an incorrect internal cross-reference in section 32603 to reference Government Code section 3508(d) instead of 3508(c), and eliminating an inappropriate period after the word “Board” in section 61360.

Title 8
 California Code of Regulations
 AMEND: 32602, 32603, 32620, 32621, 32625, 32630, 32635, 32640, 32644, 32647, 32648, 32649, 32650, 32661, 32680, 32690, 61360(a)
 Filed 03/14/2012
 Agency Contact: Les Chisholm (916) 327-8383

File# 2012-0209-04
 STATE WATER RESOURCES CONTROL BOARD
 Santa Monica Bay Nearshore/Offshore Debris TMDL

At a hearing on November 4, 2010, the Los Angeles Regional Water Quality Control Board adopted Resolution No. R10-010, an amendment to the Water Quality Control Plan for the Los Angeles Region (Basin Plan). This Basin Plan amendment adds section 3939.43 to

title 23 of the California Code of Regulations, and this new section establishes a Total Maximum Daily Load (TMDL) for debris in Nearshore and Offshore Santa Monica Bay. The amendment illustrates separate TMDL implementation plans for point source and non-point source dischargers of trash. The amendment also establishes compliance deadlines for all responsible parties, and details how these deadlines may be extended if a party takes certain additional measures in furtherance of pertinent water quality goals.

Title 23
California Code of Regulations
ADOPT: 3939.43
Filed 03/15/2012
Effective 03/15/2012
Agency Contact: Stefanie Hada (213) 576-6804

File# 2012-0210-03
STATE WATER RESOURCES CONTROL BOARD
Colorado River Basin Dissolved Oxygen TMDL

The State Water Resources Control Board (SWRCB) submitted this action pursuant to Government Code section 11353 to amend the Colorado River Basin Plan by adding a total maximum daily load minimum and implementation plan for dissolved oxygen, applicable to the 12-mile segment of the New River downstream from the international boundary with Mexico. The basin plan amendment is intended to address low dissolved oxygen levels in the New River, which has impaired the river's beneficial uses and which has been determined to be caused mainly by untreated waste discharges from the Mexicali region in Mexico. The basin plan amendment was adopted by the Colorado River Basin Regional Water Quality Control Board in Resolution No. R7-2010-0011 on May 20, 2010 and approved by the SWRCB in Resolution No. 2011-0061 on December 6, 2011. The basin plan amendment is represented in a concise summary adopted in section 3969 of title 23 of the California Code of Regulations.

Title 23
California Code of Regulations
ADOPT: 3969
Filed 03/21/2012
Effective 03/21/2012
Agency Contact: Nirmal Sandhar (916) 341-5571

File# 2012-0207-03
STATE WATER RESOURCES CONTROL BOARD
Los Angeles River Indicator Bacteria TMDL

This regulatory action amends the basin plan to establish a Total Maximum Daily Load for bacteria in the Los Angeles River Watershed.

Title 23
California Code of Regulations
ADOPT: 3939.41
Filed 03/21/2012
Effective 03/21/2012
Agency Contact: Nirmal Sandhar (916) 341-5571

File# 2012-0215-06
STATE WATER RESOURCES CONTROL BOARD
Dominguez Channel and Greater LA/LB Harbor Waters Toxic Pollutant TMDL

On May 5, 2011, the Los Angeles Regional Water Quality Control Board (Regional Board) adopted Resolution No. R11-008, amending the Water Quality Control Plan for the Los Angeles Region (Basin Plan) by establishing a TMDL (total maximum daily load) for Toxic Pollutants in the Dominguez Channel and Greater Los Angeles and Long Beach Harbor Waters. The State Water Resources Control Board approved the amendment of the Basin Plan in Resolution No. 2012-0008 on February 7, 2012.

Title 23
California Code of Regulations
ADOPT: 3939.44
Filed 03/21/2012
Effective 03/21/2012
Agency Contact:
Thanhloan Nguyen (213) 576-6689

**CCR CHANGES FILED
WITH THE SECRETARY OF STATE
WITHIN October 26, 2011 TO
March 21, 2012**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations 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 2
03/13/12 AMEND: 1859.2, 1859.82
03/06/12 ADOPT: 589.11
03/06/12 AMEND: 1189.10
03/02/12 AMEND: 560
02/16/12 AMEND: 18401.1
02/13/12 AMEND: 18943
01/31/12 ADOPT 260.1, 261.1 AMEND 258, 260, 262
01/31/12 AMEND 640

CALIFORNIA REGULATORY NOTICE REGISTER 2012, VOLUME NO. 13-Z

01/26/12 AMEND 37000
 01/23/12 ADOPT: 1880
 01/23/12 ADOPT: 18940.1, 18942.2, 18942.3
 AMEND: 18940, 18940.2, 18941,
 18942, 18942.1, 18943, 18944.1,
 18944.2, 18944.3, 18945, 18945.1,
 18945.2, 18946, 18946.1, 18946.2,
 18946.3, 18946.4, 18946.5 REPEAL:
 18941.1, 18943, 18945.3, 18946.5
 01/18/12 AMEND: Div. 8, Ch. 35, Sec. 52400
 01/10/12 AMEND: 18423, 18539, 18550
 01/05/12 ADOPT: 18404.2
 01/05/12 ADOPT: 18227.5, 18247.5 REPEAL:
 18247.5
 12/28/11 AMEND: 1859.76
 12/21/11 AMEND: 1859.90.2, 1859.81
 12/07/11 ADOPT: 18316.6, 18361.11 AMEND:
 18360, 18361, 18361.4
 11/22/11 AMEND: 559
 11/08/11 ADOPT: 18421.31
 10/27/11 AMEND: 18404.1
 10/26/11 ADOPT: 18237

Title 3

03/20/12 AMEND: 1430.5, 1430.6, 1430.35,
 1430.36, 1430.37, 1430.38
 03/09/12 AMEND: 3436(b)
 03/08/12 AMEND: 3437(b)
 03/07/12 ADOPT: 1180, 1180.20, 1180.22,
 1180.23, 1180.24, 1180.25, 1180.27,
 1180.28, 1180.29, 1180.30, 1180.31,
 1180.32, 1180.33, 1180.34, 1180.35,
 1180.36, 1180.37, 1180.38, 1180.39
 AMEND: 1180.1, 1180.2, 1180.3,
 1180.3.1, 1180.3.2, 1180.13, 1180.14,
 1180.15, 1180.16, 1180.17, 1180.18,
 1180.19, 1180.31, 1180.32, 1180.33,
 1180.34, 1180.35, 1180.36, 1180.37,
 1180.38, 1180.39, 1180.40, 1180.41
 REPEAL: 1180, 1180.21, 1180.22,
 1180.23, 1180.24, 1180.25, 1180.26,
 1180.27, 1180.28, 1180.29, 1180.30
 02/28/12 ADOPT: 2320.1, 2320.2, 2322, 2322.1,
 2322.2, 2322.3, 2323 AMEND: 2300,
 2300.1, 2302, 2303, 2320, 2321
 02/23/12 AMEND: 3700(c)
 02/13/12 AMEND: 3591.2(a)
 02/06/12 AMEND: 3435(b)
 02/02/12 AMEND: 3423(b)
 01/23/12 ADOPT: 588
 01/18/12 ADOPT: 3591.25
 01/06/12 AMEND: 3591.2(a)
 12/29/11 AMEND: 3280
 12/20/11 AMEND: 3407(e)

12/05/11 AMEND: 1408.6
 11/29/11 AMEND: 3591.15(a)
 11/14/11 AMEND: 3437(b)
 11/10/11 AMEND: 6000, 6361, 6400, 6460, 6464,
 6470, 6502, 6512, 6524, 6560, 6562,
 6564, 6625, 6626, 6625, 6632, 6728,
 6761, 6780
 11/10/11 AMEND: 3589(a)
 10/26/11 AMEND: 1430.142

Title 4

03/21/12 AMEND: 12200, 12200.9, 12200.10A,
 12200.11, 12200.13, 12220, 12220.13,
 12342, 12464
 03/08/12 AMEND: 10032, 10033, 10034, 10035
 03/08/12 AMEND: 60, 60.5
 03/06/12 ADOPT: 4075
 03/05/12 AMEND: 10152, 10153, 10154, 10155,
 10157, 10159, 10160, 10161, 10162
 REPEAL: 10156, 10158, 10164
 03/02/12 AMEND: 8070
 02/29/12 AMEND: 8070, 8072, 8073, 8074
 02/22/12 AMEND: 10176, 10177, 10178, 10182,
 10188
 02/16/12 AMEND: 12572
 02/14/12 AMEND: 1844
 02/14/12 AMEND: 1843.3
 02/08/12 AMEND: 66
 02/03/12 AMEND: 5000, 5052
 12/30/11 ADOPT: 4000.1, 4000.2, 4000.3
 12/21/11 ADOPT: 12349
 12/09/11 ADOPT: 5205 AMEND: 5000, 5054,
 5144, 5170, 5190, 5200, 5230, 5350,
 5370 REPEAL: 5133
 12/07/11 AMEND: 1433
 12/05/11 AMEND: 10325(c)(8)
 11/28/11 AMEND: 1632
 11/07/11 AMEND: 8070, 8072, 8073, 8074
 11/03/11 AMEND: 10152, 10153, 10154, 10155,
 10157, 10159, 10160, 10161, 10162
 REPEAL: 10156, 10158, 10164

Title 5

03/12/12 AMEND: 41000
 03/06/12 AMEND: 18600
 03/01/12 ADOPT: 30001.5
 02/27/12 AMEND: 42397.2, 42397.6
 02/09/12 ADOPT: 19824.1, 19841, 19851.1,
 19854.1 AMEND: 19816, 19816.1,
 19824, 19850, 19851, 19854
 02/09/12 ADOPT: 27100, 27101, 27102, 27103
 01/10/12 AMEND: 9510, 9510.5, 9511, 9512,
 9513, 9514, 9515, 9516, 9517, 9517.1,
 9519, 9520, 9521, 9524, 9525, 18533,
 18600

CALIFORNIA REGULATORY NOTICE REGISTER 2012, VOLUME NO. 13-Z

12/19/11 ADOPT: 30001.5
 12/16/11 AMEND: 53309, 53310
 12/14/11 AMEND: 55150, 55151, 55154, 55155
 REPEAL: 55152, 55153
 11/16/11 ADOPT: 11968.5.1, 11968.5.2,
 11968.5.3, 11968.5.4, 11968.5.5
 AMEND: 11960, 11965, 11969
 (renumbered 11968.1), 11969.1
 10/27/11 ADOPT: 4800, 4800.1, 4800.3, 4800.5,
 4801, 4802, 4802.05, 4802.1, 4802.2,
 4803, 4804, 4805, 4806, 4807, 4808

Title 8

03/14/12 AMEND: 32602, 32603, 32620, 32621,
 32625, 32630, 32635, 32640, 32644,
 32647, 32648, 32649, 32650, 32661,
 32680, 32690, 61360(a)
 02/23/12 AMEND: 1905
 02/16/12 AMEND: 5155
 02/08/12 AMEND: 1675, 3276, 3278
 02/08/12 ADOPT: 374.2 AMEND: 350.1, 371,
 371.1, 376
 02/01/12 AMEND 1504, 1591, 1597
 01/24/12 AMEND: 5155
 01/19/12 ADOPT: 9708.1, 9708.2, 9708.3, 9708.4,
 9708.5, 9708.6
 01/18/12 ADOPT: 1615.3 AMEND: 1532.1, 3361,
 5042, 5044, 5045, 5047, 5049, 5144,
 5191, 5198, 5209, 8355
 01/05/12 AMEND: 4188
 12/29/11 AMEND: 3276, 3287
 12/29/11 ADOPT: 32802, 32804 AMEND: 32380,
 32603, 32604
 12/27/11 AMEND: 343
 12/13/11 ADOPT: 8351, 8356, 8376.1, 8378.1,
 8387, 8391.1, 8391.2, 8391.4, 8391.5,
 8391.6, 8397.6 AMEND: 5194.1, 8354,
 8376, 8378, 8384, 8391, 8391.3, 8397.2,
 8397.3, 8397.4, 8397.5
 12/12/11 AMEND: 1541.1
 12/07/11 ADOPT: 16450, 16451, 16452, 16454,
 16455 AMEND: 16423, 16433
 REPEAL: 16450, 16451, 16452, 16453,
 16454, 16455
 11/07/11 AMEND: 6051
 10/27/11 ADOPT: 2320.10, 2940.10 AMEND:
 1512, 3400

Title 10

03/15/12 AMEND: 2690
 02/16/12 AMEND: 2498.6
 02/13/12 AMEND: 2202
 02/08/12 AMEND: 2222.12
 02/03/12 AMEND: 2699.6700, 2699.6709,
 2699.6721, 2699.6725

01/24/12 AMEND: 2548.1, 2548.2, 2548.3,
 2548.4, 2548.5, 2548.6, 2548.7, 2548.8,
 2548.9, 2548.10, 2548.11, 2548.12,
 2548.13, 2548.14, 2548.15, 2548.16,
 2548.17, 2548.18, 2548.19, 2548.20,
 2548.21, 2548.22, 2548.23, 2548.24,
 2548.25, 2548.26, 2548.27, 2548.28,
 2548.29, 2548.30, 2548.31
 01/11/12 AMEND: 260.204.9
 01/09/12 AMEND: 2699.6707
 12/19/11 AMEND: 2498.5
 12/19/11 AMEND: 2498.4.9
 12/19/11 AMEND: 2498.6
 12/09/11 AMEND: 2698.302
 12/09/11 AMEND: 2699.301
 11/21/11 ADOPT: 1580, 1581, 1582, 1583, 1584,
 1585, 1586, 1587, 1588, 1589, 1590,
 1591, 1592, 1593, 1594, 1595, 1596

Title 11

03/14/12 AMEND: 1005, 1007, 1008
 01/03/12 ADOPT: 999.24, 999.25, 999.26, 999.27,
 999.28, 999.29 AMEND: 999.10,
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