



California Regulatory Notice Register

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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

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TITLE 2. DEPARTMENT OF HUMAN RESOURCES

The California Department of Human Resources (CalHR) proposes to adopt the Industrial Disability Leave (IDL) regulations described below after considering all comments, objections and recommendations regarding the proposed action.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed IDL regulatory action to CalHR. CalHR will only consider written comments received by **5:00 p.m. on June 3, 2013**. You may submit your comments by facsimile to: (916) 322-3769, by e-mail to: tracy.caldwell@calhr.ca.gov, or by mail to:

California Department of Human Resources
Tracy Caldwell, Workers' Compensation Program
1515 S Street, North Tower, Suite 400,
Sacramento, CA 95811

PUBLIC HEARING

CalHR will hold a public hearing from 10:00 a.m. to 12:00 noon on Monday, June 3, 2013 in the first floor auditorium of the State of California Resources Building, 1416 9th Street, Sacramento, California, 95814.

At this hearing any person may present statements or arguments orally or in writing relevant to the proposed action described in the Informative Digest. CalHR requests but does not require that persons who make oral comments at the hearing also submit a written copy of their testimony.

AUTHORITY AND REFERENCE

Government Code sections 19815.4, 19816, and 19877 give CalHR the authority to adopt these regula-

tions. The proposed regulations implement, interpret and make specific sections 19870 through 19876 of the Government Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

This rulemaking action would eliminate outdated language, clarify the employees' right to supplement their IDL benefit with available leave credits, explain how time lost on the date of injury should be compensated and explain how to pay and track IDL when employees transfer between agencies.

The only significant change to the existing regulations is from tracking dates of disability to hours of time lost from work. Government Code 19871 provides for up to 52 weeks IDL benefits to be used within two years from the first time lost. CalHR proposes to change the tracking method from the current 365 calendar days to 2080 work hours (for full time employees and prorated for employees who do not work full time).

The broad objective of the regulations is to provide direction to state agencies regarding IDL. The specific benefit anticipated from the regulations is to simplify the complex process of paying and tracking IDL and to ensure uniformity among state agencies for all eligible state workers.

CalHR has determined that this proposed regulation is not inconsistent or incompatible with existing regulations. After thorough review of any regulations that would relate to or offset the processing of IDL, CalHR has concluded that these are the only regulations that concern IDL.

DISCLOSURES REGARDING THE PROPOSED ACTION

CalHR has made the following initial determinations:

- Mandate on local agencies and school districts: None.
- Cost or savings to any state agency: None.
- Cost to any local agency or school district: None.
- Other nondiscretionary cost or savings imposed on local agencies: None.
- Cost 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 businesses: None.
- Significant effect on housing costs: None.

**RESULTS OF THE ECONOMIC
IMPACT ANALYSIS**

CalHR concludes that the adoption of these regulations will affect the IDL benefit for eligible state employees only and will not:

1. Create or eliminate any jobs within California;
2. Create new businesses or eliminate existing businesses within California;
3. Affect the expansion of businesses currently doing business within California; or
4. Affect small business in California.

Benefits of the proposed action:

1. Simplify how state agencies pay and track IDL for their eligible state employees;
2. Promote consistency among state agencies on the on the paying and tracking of IDL; and
3. Eliminate outdated language.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), CalHR must determine that no reasonable alternative it considered 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 this 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.

California Department of Human Resources invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

CONTACT PERSONS

Tracy Caldwell, Workers' Compensation Program
1515 S Street, North Tower, Suite 400, Sacramento,
California, 95811
(916) 445-9760 or tracy.caldwell@calhr.ca.gov

or

Keith Mentzer, Workers' Compensation Program
1515 S Street, North Tower, Suite 400, Sacramento,
California, 95811
(916) 445-9792 or keith.mentzer@calhr.ca.gov

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

CalHR will have the entire rulemaking file available for inspection and printing throughout the rulemaking process at its office at the above address and on its website at:

<http://www.calhr.ca.gov/Pages/public-notice.aspx>

As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, and the initial statement of reasons.

**AVAILABILITY OF CHANGED OR
MODIFIED TEXT**

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

**AVAILABILITY OF THE FINAL STATEMENT
OF REASONS**

Upon completion, copies of the Final Statement of Reasons may be obtained by contacting Tracy Caldwell at the above address.

**TITLE 2. FAIR POLITICAL
PRACTICES COMMISSION**

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

CONFLICT OF INTEREST CODES

ADOPTION

MULTI-COUNTY

AGENCY: California Rural Home Mortgage
Finance Authority
Rural Counties' Environmental
Services Joint Powers Authority

A written comment period has been established commencing on **April 5, 2013** and closing on **May 20, 2013**. Written comments should be directed to the Fair Political Practices Commission, Attention Adrienne Tackley, 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 Director of the Commission, relative to review of the proposed conflict of interest code(s). Any written comments must be received no later than **May 20, 2013**. 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 Adrienne Tackley, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

AVAILABILITY OF PROPOSED CONFLICT OF INTEREST CODES

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

TITLE 4. CALIFORNIA DEBT LIMIT ALLOCATION COMMITTEE

NOTICE IS HEREBY GIVEN that the California Debt Limit Allocation Committee (Committee) proposes to adopt the regulations described below after considering all comments, objections, and recommendations regarding the proposed action.

The California Debt Limit Allocation Committee has complied with the requirements to provide notice of proposed rulemaking action pursuant to Government code section 11346.1(a)(2).

PUBLIC HEARING

The California Debt Limit Allocation Committee (Committee) has scheduled the following public hearing on this proposed action:

Public Comment Hearing
Tuesday, May 21st at 1:30 p.m.
915 Capitol Mall, Room 587, Sacramento, CA.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comment's relevant to the proposed regulatory action to the Committee. Comments may also be submitted by facsimile (FAX) at (915) 653-6827 or by e-mail to cdlac@treasurer.ca.gov. The written comment period closes at 5:00 p.m. on May 20, 2013. The Committee will consider only comments received at the Committee offices by that time. Submit comments to:

Sean L. Spear
Executive Director
California Debt Limit Allocation Committee
915 Capitol Mall, Room 308
Sacramento, CA 95814

AUTHORITY AND REFERENCE

Authority: Section 8869.94, California Government Code. Section 8869.94 of the Code authorizes the Committee to adopt regulations relating to an allocation system to administer the state unified volume ceiling as proposed regulations and instructs the Office of Administrative Law to consider such regulations to be "necessary for the immediate preservation of the public peace, health and safety or general welfare."

Reference: Sections 8869.80 to 8869.94, California Government Code. These Regulations implement, interpret and make specific Sections, 8869.80 to 8869.94 of the Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Internal Revenue Code (IRC) authorizes government entities to issue Mortgage Revenue Bonds (MRB) and Mortgage Credit Certificates (MCC). MRBs are used to back below market interest rate mortgages for eligible households and uses. MCCs provide eligible borrowers with a federal income tax credit equal to a specified percentage (10-50%, as determined by the locality) of the mortgage interest paid each year on a qualified loan. Both MRBs and MCCs are available to households earning at or below 115% of the Area Median Income (or 140% in federally designated target areas and high cost areas), and can be used for one of three qualified loan types: Qualified First-Time Home-

buyer loans, Qualified Home Improvement loans, and Qualified Rehabilitation loans. MRBs and MCCs cannot be used together.

- *First-Time Homebuyer loans* assist households, who have not owned a home in the three years prior to application, to purchase a primary residence. The purchase price cannot exceed 90% of the average area purchase price over the past 12 months unless the home is located in a federally-defined target area.
- *Qualified Home Improvement loans* can be used to finance alterations to an existing owner-occupied residence "to protect or improve the basic livability or energy efficiency of the property." Home Improvement loans are subject to a \$15,000 maximum.
- *Qualified Rehabilitation loans* provide owner financing for a qualified rehabilitation (or the acquisition of a recently rehabilitated property if the mortgagor is the first resident after rehabilitation). To qualify as a rehabilitation loan, the property must be at least 20 years old, a specified percentage of interior and exterior walls must remain intact after rehabilitation, and the loan amount must be at least 25% of the mortgagor's adjusted basis, but cannot exceed 90% of the average area purchase price over the past 12 months (or 110% if the property is located in a federally-defined target area).

CDLAC currently administers a First-Time Homebuyer MRB/MCC Program. The proposed Home Improvement and Rehabilitation MRB/MCC Program (Program) was, in part, modeled after the First-Time Homebuyer program. Staff also held and incorporated feedback from two stakeholders meetings.

Anticipated Benefits of the Proposed Regulation:

Through the creation of this new Program and these Proposed Regulations, CDLAC hopes to support low and moderate income households seeking to better their quality of life by improving and/or rehabilitating their primary residence. Issuer/Applicants to the Program will be evaluated based upon the effective and efficient usage of the allocation given by CDLAC, and will be required to report the measurable public benefits of their underlying home improvement and/or rehabilitation programs. In CDLAC Staff's discussions with the stakeholders, it is believed that the allocation distributed through the Program will help various existing and proposed Energy Efficiency programs to more effectively serve low and moderate income households throughout California. Other publicly-supported foreclosure rehabilitation programs such as the Neighborhood Stabilization Program (NSP) may also be able to leverage this Program's allocation as well.

Evaluation of Whether the Proposed Regulations Are Inconsistent or Incompatible: We have conducted a review of any related regulations in this area and have determined that these are the only regulations concerning this subject area. Therefore, the proposed regulations are not inconsistent or incompatible with existing state regulations. (California Government Code 11346.5(a)(3)(D)).

List of forms to be incorporated by reference:

- Application For An Allocation Of The State Ceiling On Qualified Private Activity Bonds For A Home Improvement and Rehabilitation Mortgage Credit Certificate Program 12-12-12)
- Application For An Allocation Of The State Ceiling On Qualified Private Activity Bonds For A Home Improvement and Rehabilitation Mortgage Revenue Bond Program (12-12-12)

DISCLOSURES REGARDING THE PROPOSED ACTION

The Committee and/or Executive Director have made the following initial determinations:

Mandate on Local Agencies or School Districts: The Executive Director of the Committee has determined that the Regulations do not impose a mandate on local agencies or school districts.

Fiscal Impact: The Executive Director of the Committee has determined that the Regulations do not impose any additional cost or savings requiring reimbursement under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the California Government Code, any other non-discretionary cost or savings to any local agency or any cost or savings in federal funding to the State. Pursuant to the State Administrative Manual Section 6680, a Fiscal Impact Statement (Form 399) is submitted without the signature of a Project Budget Manager at the Department of Finance, as there are no fiscal impact disclosures required by State Administrative Manual Sections 6600-6670. There will be no cost or savings to any State Agency pursuant to Government Code Section 11346.1(b) or 11346.5(a)(6).

Housing Costs: The Executive Director of the Committee has determined that the Regulations do not have a significant effect on housing costs.

Significant, Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete: The Executive Di-

rector of the Committee has determined that the Regulations do not have an adverse economic impact affecting California businesses.

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

Business Reporting Requirement: The proposed regulations do not require any reports by businesses other than those for which an award of Allocation was granted. The reporting required is limited to certifications of compliance with the Committee's resolution that transferred the award to the business.

Small Business Determination: The proposed regulations will not have an adverse impact on small businesses in California as the awards of the state ceiling will only encourage the development of housing or facilities developed or operated primarily by small businesses.

Results of the Economic Impact Analysis: The proposed regulations will not have an effect on the creation or elimination of jobs within the State of California. The proposed regulations will not affect the creation of new businesses or the elimination of existing business within the State of California. The proposed regulations will not have an effect on the expansion of businesses currently doing business within the State of California. The proposed regulations will ensure low income housing developments are following building guidelines and that public benefits are being provided to the residents of these projects.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Committee 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 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 proposal described in this Notice.

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

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Misti Armstrong
Program Manager
California Debt Limit Allocation Committee
915 Capitol Mall, Room 308
Sacramento, CA 95814
(916) 653-3255

The back-up contact person for these inquiries is:

Leslie Campaz
Regulations Analyst
California Debt Limit Allocation Committee
915 Capitol Mall, Room 308
Sacramento, CA 95814
(916) 653-3255

Please direct requests for copies of the proposed text (the “express terms”) of the regulations, the initial statement of reasons, forms to be incorporated by reference, or other information upon which the rulemaking is based to Misti Armstrong at the above address.

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

The Committee 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, the forms to be incorporated by reference, and the initial statement of reasons. Copies may be obtained by contacting Misti Armstrong.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After holding the written comment period hearing and considering all timely and relevant comments received, the Committee may adopt the proposed regulations substantially as described in this notice. If the Committee 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 Committee adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Misti Armstrong at the address indicated above. The Committee 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 Misti Armstrong 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 <http://www.treasurer.ca.gov/cdlac/index.asp>.

TITLE 11. COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

Amend Training Standards of Investigative Report Writing Regulations 1070 and 1082

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 20, 2013, 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

Investigative Report Writing is one of the 43 individual learning domains (LD) that make up the basic course curriculum. In February 2012, POST Commissioners mandated the use of the newly developed Investigative Report Writing test form. It is currently POST’s regulation that the Regular Basic Course presenters must use POST’s test form and scoring methodologies to train and test students on the topic of Investigative Report Writing. With this new regulation, there has been an abrupt increase in the statewide demand for report writing instructors to be proficiently trained in the use and application of the new test form. Within the past year, pilot training classes have been formally conducted to train report writing instructors on the use of the new test forms. Upon completion and necessary revisions of the pilot classes, the class has been formally titled, Investigative Report Writing for Instructors.

The implementation of the proposed regulations will make it mandatory for report writing instructors to attend the Investigative Report Writing for Instructors class before they can teach report writing. The amendment to the regulations will ensure the content validity, integrity, and consistency in training and testing of report writing.

The specific benefits anticipated by the proposed changes to the regulations will be to promote consistency in the training and testing for all individuals on investigative report writing through the highest level of skill training and professional development curriculum. There would be no affect 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.

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(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.

The benefits of the proposed amendments of regulations to the health and welfare of California residents would be to ensure the integrity of entry-level law enforcement training and testing. There would be no 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 Chau N. Chan, Commission on POST, 1601 Alhambra Boulevard, Sacramento, CA 95816-7083, by email at Chau.Chan@post.ca.gov, or by telephone at (916) 227-3846. 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 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(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 20, 2013, 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 28, 2013 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 affect 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 experts 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 the updated curriculum. The proposed effective date is August 1, 2013.

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 GOVERNMENT CODE SECTION 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 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 affected private persons and equally effective in implementing the statutory policy or other provision of law.

CONTACT PERSON

Please direct inquires 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.

GENERAL PUBLIC INTEREST

DEPARTMENT OF HEALTH CARE SERVICES

THE DEPARTMENT OF HEALTH CARE SERVICES IS CHANGING THE MEDI-CAL REIMBURSEMENT METHODOLOGY FOR HOSPITAL INPATIENT SERVICES

This notice is to provide information of public interest about the California Department of Health Care Services' (Department) intent to change the Medi-Cal reimbursement methodology for acute inpatient services provided by hospitals, including out-of-state hospitals and hospitals designated by Medicare as critical access hospitals.

October 2010, Senate Bill 853 added Section 14105.28 to the Welfare and Institutions Code. Section 14105.28 requires the replacement of the two current Medi-Cal fee-for-service (FFS) acute inpatient reimbursement methodologies for private hospitals, i.e., the Selective Provider Contracting Program (SPCP) (Article 2.6 of the Welfare and Institutions Code, commencing with section 14081), and non-SPCP, cost-based FFS reimbursement (Section 14087 of the Welfare and Institutions Code). Unless listed below as an exempt hospital type, these two FFS reimbursement methodologies are required to be replaced with a diagnosis related grouping in order to comply with the purpose of Section 14105.28(a) of the Welfare and Institutions Code. The diagnosis related grouping will be the All Patient Refined — Diagnosis Related Grouping (APR-DRG).

Hospital types excluded from the new APR-DRG methodology will be:

- Psychiatric hospitals and distinct-part psychiatric units at general hospitals
- Rehabilitation hospitals and distinct part units at general acute care hospitals, including alcohol and drug rehabilitation services
- Designated public hospitals
- Hospitals reimbursed under the CPE methodology

The Department is implementing this revised methodology following significant analysis and review of stakeholder feedback. These changes will take effect for all admissions on or after July 1, 2013, or a later date as specified by the director of the Department in a declaration issued in compliance with Section 14105.28(b)(1)(A)(ii).

PUBLIC REVIEW AND COMMENTS

Copies of the State Plan Amendment that amends California’s Medicaid State Plan may be requested, in writing, from Ms. Jennifer Brooks, Department of Health Care Services, Safety Net Financing Division, MS 4518, P.O. Box 997436, Sacramento, CA 95899–7436.

Written comments concerning the proposal may be mailed to Ms. Brooks at the above address and must be received on or before May 20, 2013.

DEPARTMENT OF HEALTH CARE SERVICES

THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES INTENDS TO SUBMIT A HOME AND COMMUNITY–BASED SERVICES WAIVER AMENDMENT TO IMPLEMENT THE DELIVERY OF THE MULTIPURPOSE SENIOR SERVICES PROGRAM IN THE COORDINATED CARE INITIATIVE DEMONSTRATION COUNTIES

This notice provides information of public interest with respect to the Department of Health Care Services (DHCS) seeking federal approval to allow the California Department of Aging (CDA), in partnership with DHCS, to implement the delivery of the Multipurpose Senior Services Program (MSSP) through managed care health plans in Coordinated Care Initiative (CCI) demonstration counties. This proposal would be effective September 1, 2013, and would only affect Medi-Cal beneficiaries in the CCI demonstration counties.

DHCS plans to submit to the Centers for Medicare & Medicaid Services no later than June 30, 2013, a home and community–based services waiver amendment to change MSSP delivery under managed care in CCI demonstration counties. Waiver participants enrolled in a participating managed care health plan will receive their Medi-Cal benefits and MSSP as a plan benefit.

The CCI will allow Medi-Cal beneficiaries, including dual eligible beneficiaries, to join a Medi-Cal managed care health plan and receive their Medi-Cal benefits, including long-term services and supports and Medicare wrap-around benefits, through that managed care health plan.

Additional information regarding the CCI can be found at: www.calduals.org.

Public Review and Comment

The proposed waiver amendment discussed above can be made available for public review upon request. Written comments (or requests for copies of the proposed waiver amendment) may be submitted to CDA, attention, Alan.o’connor@aging.ca.gov.

PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65)

NOTICE OF INTENT TO LIST A CHEMICAL BY THE “FORMALLY REQUIRED TO BE LABELED OR IDENTIFIED” MECHANISM: CLOMIPHENE CITRATE APRIL 5, 2013

The California Environmental Protection Agency’s Office of Environmental Health Hazard Assessment (OEHHA) intends to list the chemical identified in the table below as known to the State to cause cancer under the Safe Drinking Water and Toxic Enforcement Act of 1986.¹ This action is being proposed under the “formally required to be labeled or identified” listing mechanism.²

Chemical	CAS No.	Endpoint	Reference
Clomiphene citrate	911–45–5	Cancer	FDA(2012)

Background on listing via the formally required to be labeled or identified mechanism: A chemical must be listed under the Proposition 65 regulations (Section 25902³) when a state or federal agency has formally required it to be labeled or identified as causing cancer or reproductive toxicity.

¹ Commonly known as Proposition 65, the Safe Drinking Water and Toxic Enforcement Act of 1986 is codified in Health and Safety Code section 25249.5 *et seq.*

² See Health and Safety Code section 25249.8(b) and Title 27, Cal. Code of Regs., section 25902.

³ All referenced sections are from Title 27 of the Cal. Code of Regulations.

According to Section 25902(b):

- “‘Formally required’ means that a mandatory instruction, order, condition, or similar command, has been issued in accordance with established policies and procedures of an agency of the state or federal government to a person or legal entity outside of the agency. The action of such agency may be directed at one or more persons or legal entities and may include formal requirements of general application;”
- “‘Labeled’ means that a warning message about the carcinogenicity or reproductive toxicity of a chemical is printed, stamped, written, or in any other manner placed upon the container in which the chemical is present or its outer or inner packaging including any material inserted with, attached to, or otherwise accompanying such a chemical;”
- “‘Identified’ means that a required message about the carcinogenicity or reproductive toxicity of the chemical is to be disclosed in any manner to a person or legal entity other than the person or legal entity who is required to make such disclosure”; and
- “As causing cancer” means that “the required label or identification uses any words or phrases intended to communicate a risk of cancer or tumors.”

OEHHA is the lead agency for Proposition 65 implementation. After a state or federal agency has required that a chemical be labeled or identified as causing cancer or reproductive toxicity, OEHHA evaluates whether listing under Proposition 65 is required pursuant to the definitions set out in Section 25902.

OEHHA’s determination: *Clomiphene citrate* has been identified or labeled to communicate a risk of cancer in accordance with formal requirements by the U.S. Food and Drug Administration (FDA).

Language from the FDA-approved product label which meets the requirements of Section 25902 is quoted below:

clomiphene citrate

Cancer Endpoint (*Under PRECAUTIONS and ADVERSE REACTIONS*)

Under PRECAUTIONS: “Prolonged use of clomiphene citrate tablets USP may increase the risk of borderline or invasive ovarian tumor (see ADVERSE REACTIONS).” Under ADVERSE REACTIONS: “Ovarian cancer has been infrequently reported in patients who have received fertility drugs. Infertility is a primary risk factor for ovarian cancer; however, epidemiology data suggest that prolonged use of clomiphene may increase the risk of a borderline or invasive ovarian tumor.”

Request for comments: OEHHA is requesting comments as to whether this chemical meets the criteria set forth in the Proposition 65 regulations for listings via the formally required to be labeled or identified mechanism (Section 25902). Because these are ministerial listings, comments should be limited to whether FDA requires that clomiphene citrate be labeled to communicate a risk of cancer or tumors. OEHHA cannot consider scientific arguments concerning the weight or quality of the evidence considered by FDA when it established the labeling requirement and will not respond to such comments if they are submitted. In order to be considered, **OEHHA must receive comments by 5:00 p.m. on MONDAY, May 6, 2013.** We encourage you to submit comments in electronic form, rather than in paper form. Comments transmitted by e-mail should be addressed to P65Public.Comments@oehha.ca.gov with “NOIL — Clomiphene citrate” in the subject line. Comments submitted in paper form may be mailed, faxed, or delivered in person to the address below:

Mailing Address: Ms. Cynthia Oshita
Office of Environmental
Health Hazard Assessment
P.O. Box 4010, MS-19B
Sacramento, CA 95812-4010
Fax: (916) 323-2265
Street Address: 1001 I Street
Sacramento, CA 95814

Comments received during the public comment period will be posted on the OEHHA web site after the close of the comment period.

If you have any questions, please contact Ms. Oshita at cynthia.oshita@oehha.ca.gov or at (916) 445-6900.

Reference

Food and Drug Administration (FDA, 2012). FDA approved labeling for the drug clomiphene citrate. Approved by FDA in October 2012 and found at <http://www.accessdata.fda.gov/scripts/cder/drugsatfda/index.cfm?fuseaction=Search.LabelApprovalHistory#labelinfo>.

DISAPPROVAL DECISIONS

DECISIONS OF DISAPPROVAL OF REGULATORY ACTIONS

Printed below are the summaries of Office of Administrative Law disapproval decisions. The full text of disapproval decisions are available at www.oal.ca.gov under the “Publications” tab. You may also request a copy of a decision by contacting the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento,

CA 95814-4339, (916) 323-6225 — FAX (916) 323-6826. Please request by OAL file number.

CALIFORNIA HORSE RACING BOARD

**State of California
Office of Administrative Law**

In re:

California Horse Racing Board

**Regulatory Action: Title 4
California Code of Regulations**

Adopt sections: 2086, 2086.1, 2086.5, 2086.6, 2086.7, 2086.8, 2086.9, 2087, 2087.5, 2087.6, 2088, 2088.6, 2089, 2089.5, 2089.6, 2090, 2090.5, 2090.6, 2091, 2091.5, 2091.6, 2092, 2092.5, 2092.6, 2093

**DECISION OF DISAPPROVAL
OF REGULATORY ACTION**

Government Code Section 11349.3

OAL File No. 2013-0131-04 S

SUMMARY OF REGULATORY ACTION

In this regulatory action, the California Horse Racing Board (Board) proposed to adopt a new article 27, which includes sections 2086, 2086.1, 2086.5, 2086.6, 2086.7, 2086.8, 2086.9, 2087, 2087.5, 2087.6, 2088, 2088.6, 2089, 2089.5, 2089.6, 2090, 2090.5, 2090.6, 2091, 2091.5, 2091.6, 2092, 2092.5, 2092.6 and 2093, in division 4, title 4, of the California Code of Regulations (CCR). The purpose of these proposed sections is to implement, interpret and make specific Business and Professions Code section 19604.5, which permits exchange wagering in California.

DECISION SUMMARY

On January 31, 2013, the Board submitted to the Office of Administrative Law (OAL) the proposed adoption of these sections in article 27. On March 15, 2013, OAL notified the Board that OAL disapproved the proposed regulations for failure to comply with specified standards and procedures of the California Administrative Procedure Act (APA). The reasons for the disapproval are summarized below:

A. The agency failed to comply with the Necessity standard of Government Code section 11349.1(a)(1);

- B. The agency failed to comply with the Clarity standard of Government Code section 11349.1(a)(3);
- C. The agency failed to comply with the Consistency standard of Government Code section 11349.1(a)(4);
- D. The agency failed to comply with APA procedural requirements, including that the rulemaking file did not contain all required documents and required documents included in the file were defective.
- E. The agency failed to adequately respond to all of the public comments made regarding the proposed action pursuant to Government Code section 11346.9(a)(3).

All issues must be resolved prior to OAL approval of any resubmission.

CONCLUSION

For the reasons set forth above, OAL has disapproved this regulatory action.

Date: March 20, 2013

George C. Shaw
Senior Counsel
FOR: DEBRAM. CORNEZ
Director

Original: Kirk Breed
Copy: Harold Coburn

**COMMISSION ON PEACE OFFICER
STANDARDS AND TRAINING**

**State of California
Office of Administrative Law**

In re:

**COMMISSION ON PEACE OFFICER
STANDARDS AND TRAINING**

**REGULATORY ACTION:
Title 11, California Code of Regulations
AMEND SECTION 1955**

**DECISION OF DISAPPROVAL OF
REGULATORY ACTION
(Gov. Code, sec. 11349.3)**

OAL File No. 2013-0131-02S

SUMMARY OF REGULATORY ACTION

The Commission on Peace Officer Standards and Training (Commission) proposed to amend section 1955 of title 11 of the California Code of Regulations concerning peace officer psychological evaluations. On January 31, 2013, the Commission submitted the proposed regulatory action to the Office of Administrative Law (OAL) for review in accordance with the Administrative Procedure Act (APA). On March 15, 2013, OAL disapproved the proposed regulatory action. This Decision of Disapproval of Regulatory Action explains the reasons for OAL's action.

DECISION

OAL disapproved the above-referenced regulatory action for failure to follow the required procedure, the regulatory filing did not meet the requirements for incorporation by reference, required documents included in the file were defective, and a required document was missing.

CONCLUSION

For the reasons set forth above, OAL has disapproved this regulatory action.

If you have any questions, please contact me at (916) 323-6808.

Date: March 22, 2013

CRAIG S. TARPENNING
Assistant Chief Counsel
FOR: **DEBRA M. CORNEZ**
Director

Original: Paul Cappelletti
cc: Melani Singley

**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# 2013-0213-01
BOARD OF BEHAVIORAL SCIENCES
Enforcement

This regulatory action adds some additional elements to the definition of "unprofessional conduct" in four different sections regarding various fields of practice and delegates some additional functions to the Executive Officer. It also requires the Board to revoke the license or registration of a licensee/registrant who has been convicted of a sex offense and to deny a petition for reinstatement/reissuance of a license for one who has been convicted of such an offense.

Title 16
California Code of Regulations
ADOPT: 1823, 1888.1 AMEND: 1803, 1845, 1858, 1881
Filed 03/25/2013
Effective 07/01/2013
Agency Contact: Rosanne Helms (916) 574-7897

File# 2013-0321-01
BOARD OF FORESTRY AND FIRE PROTECTION
"Lumber Products Assessment, 2012" —
1% assessment on lumber products

The Board of Forestry and Fire Protection proposed to readopt sections 1667.1 through 1667.6 of title 14 of the California Code of Regulations to identify those products subject to the "Lumber Products Assessment" imposed pursuant to Public Resources Code section 4629.5 and to provide for a review procedure and an annual update. The original regulatory action and this first readoption are deemed an emergency by the Legislature and are exempt from review by the Office of Administrative Law pursuant to subdivision (b) of section 4629.4 of the Public Resources Code.

Title 14
California Code of Regulations
ADOPT: 1667.1, 1667.2, 1667.3, 1667.4, 1667.5, 1667.6
Filed 03/25/2013
Effective 03/25/2013
Agency Contact: Eric Huff (916) 616-8643

File# 2013-0205-02
CALIFORNIA HORSE RACING BOARD
Maintaining Record of Racing

This change without regulatory effect by the California Horse Racing Commission amends 4 CCR Rule 1462 with regard to recordkeeping of races to reflect the change in ownership of the "Daily Racing Form" and to add Authority and Reference citations.

Title 4
 California Code of Regulations
 AMEND: 1462
 Filed 03/20/2013
 Agency Contact: Leeland Turner (916) 263-6026

File# 2013-0228-02
 CALIFORNIA INSTITUTE FOR REGENERATIVE
 MEDICINE
 Publication Requirement Amendments

The California Institute for Regenerative Medicine (CIRM) proposed this action to amend sections 100103, 100403, and 100603 of title 17 of the California Code of Regulations. These sections govern requirements for publication of CIRM-funded research. The proposed amendments require CIRM grantees to submit an electronic copy of any manuscript that is peer reviewed and accepted for publication in a scientific journal to be made available to the public within 12 months of publication by submission of an electronic copy of the manuscript or publication on PubMed Central (the National Institutes of Health's centralized website for published articles). If this is not possible, then the manuscript must be submitted to CIRM within 12 months for publication on CIRM's website. The proposed regulations also eliminate the requirement that grantees prepare a 500-word summary of their publications and require, instead, for grantees to provide a brief paragraph describing, in lay terms, the significance of the research findings. The proposed regulations also require grantees to ensure that any publication or copyright agreements concerning submitted articles fully comply with the regulations.

Title 17
 California Code of Regulations
 AMEND: 100303, 100403, 100603
 Filed 03/21/2013
 Effective 07/01/2013
 Agency Contact: C. Scott Tocher (415) 396-9136

File# 2013-0208-01
 CALIFORNIA SCHOOL FINANCE AUTHORITY
 Charter School Facilities Incentive Grants

This regulatory action amends grant requirements for the State Charter School Facilities Incentive Grants Program 2013 funding round. It clarifies eligible costs for which grant funds may be used and provides an option to hold an additional funding round if sufficient grant funds are available. If no additional round is held, then current subgrantees may receive an increase in grant funds based on rank order. It also requires an applicant for funds to agree to pay specified workers in accordance with prevailing wage requirements.

Title 4
 California Code of Regulations
 AMEND: 10178, 10179, 10181, 10182, 10185, 10188
 Filed 03/21/2013
 Effective 03/21/2013
 Agency Contact: Katrina Johantgen (213) 620-2305

File# 2013-0220-01
 DEPARTMENT OF FISH AND WILDLIFE
 Dungeness Crab Trap Limit Program

This rulemaking action by the Department of Fish and Game (DFG) amends title 14 of the California Code of Regulations to implement the Dungeness Crab Trap Limit Program added by Senate Bill 369 (Stats. 2011, c. 335) and outlined in Fish & Game Code section 8276.5. These regulations detail procedures for procurement, replacement, and use of Dungeness crab trap and buoy tags, enumerate tag allocation tiers, allow for trap retrieval by another vessel, and specify various effective dates and define pertinent terms.

Title 14
 California Code of Regulations
 ADOPT: 132.1, 132.2, 132.3, 132.4, 132.5
 Filed 03/27/2013
 Effective 03/27/2013
 Agency Contact: Peter Kalvass (707) 964-9080

File# 2013-0213-03
 DEPARTMENT OF HOUSING AND COMMUNITY
 DEVELOPMENT
 Income Limits

This regulatory action is the annual update of income limits for households of varying sizes. The regulation was transmitted to OAL for filing with the Secretary of State and publication in the California Code of Regulations pursuant to Health & Safety Code section 50093. This filing is exempt from the rulemaking requirements of articles 5 and 6 of chapter 3.5 of the Administrative Procedure Act, and thus, is not subject to OAL's review. (Health & Saf. Code, sec. 50093.) This regulation is effective 2/13/2013, the date the regulation was filed with OAL pursuant to Health & Safety Code section 50093.

Title 25
 California Code of Regulations
 ADOPT: 6932 REPEAL: 6932
 Filed 03/27/2013
 Effective 02/13/2013
 Agency Contact: Mardi Walters (916) 323-4475

File# 2013-0213-02
 DEPARTMENT OF JUSTICE
 Department of Public Health Bond Form

This file print action amends Title 11 of the California Code of Regulations by revising Department of Public

Health Bond Form, contained in Article 41, section 80.3.

Title 11
California Code of Regulations
AMEND: 80.3
Filed 03/27/2013
Effective 01/01/2014
Agency Contact: Karen W. Yiu (415) 703-5385

File# 2013-0320-01
FISH AND GAME COMMISSION
Recreational Salmon Fishing — April Season

The Fish and Game Commission proposed to amend section 27.80 of title 14 of the California Code of Regulations to adopt the open fishing days, bag limits, and minimum size for ocean sport salmon fishing in effect April 6, 2013 through April 30, 2013.

Title 14
California Code of Regulations
AMEND: 27.80
Filed 03/25/2013
Effective 04/06/2013
Agency Contact: Sherrie Fonbuena (916) 654-9866

File# 2013-0211-02
OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT
Section 97232 — Expected Source of Payment Plan Code Update

Section 97232 of title 22 of the California Code of Regulations requires that for discharges occurring on or after January 1, 1999, the patients' expected source of payment be reported. Subdivision (3) of section 97232 requires that for discharges occurring on or after January 1, 2010, that report shall include the name and plan code number of any Knox-Keene licensed plans or Medi-Cal County Organized Health Systems. Table 1 in subdivision (3) of section 97232 provides a list of the names and plan code numbers of Knox-Keene licensed plans and Medi-Cal County Organized Health Systems. The Office of Statewide Health Planning and Development proposed to amend Table 1 of subdivision (3) of section 97232 of title 22 of the California Code of Regulations to update the list of names and plan code numbers of Knox-Keene Licensed Plans and Medi-Cal County Organized Health Systems to delete the names of ten obsolete plans that are no longer licensed, add two newly licensed plans, change three existing plan names to newer licensed names, and reorganize plan names to maintain the alphabetical order of the listed plans. These amendments were submitted as changes without regulatory effect pursuant to section 100 of title 1 of the California Code of Regulations.

Title 22
California Code of Regulations
AMEND: 97232
Filed 03/25/2013
Agency Contact: Irene Ogbonna (916) 326-3937

File# 2013-0222-01
OFFICE OF THE STATE FIRE MARSHAL
Oil Refinery and Chemical Plant Safety Preparedness Program

This action without regulatory effect repeals the "State Fire Marshal Oil Refinery and Chemical Plant Safety Preparedness Program (ORCP) Regulations." The authority for this program, Government Code section 51025, was repealed.

Title 19
California Code of Regulations
REPEAL: 2300, 2301, 2302, 2303, 2304, 2305, 2324, 2325, 2325.1, 2326, 2327, 2328, 2329, 2330, 2331, 2350, 2351, 2352
Filed 03/26/2013
Agency Contact: Diane Arend (916) 324-9592

File# 2013-0211-01
SECRETARY OF STATE
Ballot Card Manufacturing and Finishing

This rulemaking by the California Secretary of State (SOS) makes changes to Division 7, title 2, of the California Code of Regulations (CCR) pertaining to election ballot manufacturing and finishing. The primary purpose of this regulatory action is to revise the regulations governing punch card and ballot paper manufacturing and finishing to reflect current businesses practices and technology.

Title 2
California Code of Regulations
ADOPT: 20202, 20203, 20208, 20212, 20217, 20220.5, 20249.5 AMEND: 20200, 20201, 20203, 20204, 20205, 20206, 20207, 20208, 20209, 20210, 20211, 20212, 20213, 20214, 20215, 20216, 20220, 20221, 20222, 20223, 20224, 20225, 20226, 20227, 20230, 20235, 20236, 20245, 20247, 20249, 20250, 20251, 20252, 20253, 20254, 20255, 20256, 20257, 20258, 20259, 20260, 20261, 20262, 20265, 20266, 20267 REPEAL: 20237, 20238
Filed 03/26/2013
Effective 07/01/2013
Agency Contact: Ryan Macias (916) 651-7835

File# 2013-0315-04
STATE ALLOCATION BOARD
Leroy F. Greene School Facilities Act of 1998; Non-Participating PIF

This emergency regulatory action provides for the rescission of specified school bond funding for construc-

tion projects with unfunded approvals and the return of the funds to the appropriate program for reallocation to other projects that are ready to move forward.

Title 2
 California Code of Regulations
 ADOPT: 1859.90.3 AMEND: 1859.2, 1859.51, 1859.61, 1859.90.2, 1859.90.4, 1859.104, 1859.164.2, 1859.184.1
 Filed 03/25/2013
 Effective 03/25/2013
 Agency Contact: Lisa Jones (916) 376-1753

File# 2013-0306-01
 STATE TREASURER
 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 for printing only.

Title 2
 California Code of Regulations
 AMEND: 1897
 Filed 03/20/2013
 Effective 04/19/2013
 Agency Contact: Deborah Yang (916) 651-9479

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN October 31, 2012 TO
 March 27, 2013**

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 1

11/13/12 AMEND: 1, Appendix A

Title 2

03/26/13 ADOPT: 20202, 20203, 20208, 20212, 20217, 20220.5, 20249.5 AMEND: 20200, 20201, 20203, 20204, 20205, 20206, 20207, 20208, 20209, 20210, 20211, 20212, 20213, 20214, 20215, 20216, 20220, 20221, 20222, 20223, 20224, 20225, 20226, 20227, 20230, 20235, 20236, 20245, 20247, 20249, 20250, 20251, 20252, 20253, 20254,

20255, 20256, 20257, 20258, 20259, 20260, 20261, 20262, 20265, 20266, 20267 REPEAL: 20237, 20238
 03/25/13 ADOPT: 1859.90.3 AMEND: 1859.2, 1859.51, 1859.61, 1859.90.2, 1859.90.4, 1859.104, 1859.164.2, 1859.184.1
 03/20/13 AMEND: 1897
 03/12/13 AMEND: 1859.2, 1859.77.3
 03/11/13 ADOPT: 1859.95.1 AMEND: 1859.2, 1859.95
 02/21/13 AMEND: 599.506
 02/14/13 ADOPT: 1896.71, 1896.76, 1896.77, 1896.78, 1896.81, 1896.82, 1896.83, 1896.84, 1896.88, 1896.91, 1896.92, 1896.95, 1896.96, 1896.97 AMEND: 1896.60, 1896.61, 1896.62, 1896.70, 1896.72, 1896.73, 1896.74, 1896.75, 1896.80, 1896.90, 1896.99.100, 1896.99.120 REPEAL: 1896.63, 1896.64, 1896.85, 1896.98
 01/31/13 AMEND: 649.28
 01/09/13 ADOPT: 18756
 01/08/13 AMEND: 18723, 18730
 01/07/13 AMEND: 18545, 18703.4, 18940.2
 01/07/13 AMEND: 18705.5
 01/02/13 AMEND: 22500, 22501, 22502, 22503, 22505, 22506, 22508, 22509 REPEAL: 22504, 22507, 22510, 22511, 22512, 22513, 22514, 22515, 22516, 22517, 22518, 22519
 12/31/12 ADOPT: 1859.97 AMEND: 1859.2, 1859.90.2
 12/28/12 AMEND: 18410, 18425, 18435, 18465.1, 18550 REPEAL: 18539
 12/27/12 AMEND: 649.7
 12/26/12 ADOPT: 7294.0, 7294.2 AMEND: 7293.5, 7293.6, 7293.7, 7293.8, 7293.9, 7294.0 (renumbered to 7294.1), 7294.1 (renumbered to 7294.3), 7294.2 (renumbered to 7294.4)
 12/24/12 REPEAL: 60020, 60025, 60030, 60040, 60045, 60050, 60055, 60100, 60110, 60200
 12/11/12 AMEND: 649.15
 12/06/12 AMEND: 1859.2, 1859.90.2
 11/30/12 ADOPT: 7291.4, 7291.7, 7291.14, 7291.18 AMEND: 7291.2, 7291.3, 7291.4 and renumber 7291.5, 7291.5 and renumber 7291.6, 7291.6 and renumber 7291.8, 7291.7 and renumber 7291.9, 7291.9 and renumber 7291.10, 7291.10 and renumber 7291.17, 7291.11, 7291.12, 7291.13, 7291.15, 7291.16 REPEAL: 7291.8, 7291.14
 11/29/12 ADOPT: 558.1

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11/09/12	ADOPT: 599.945.4 AMEND: Article 27.5 heading	02/07/13	ADOPT: 40203
11/08/12	AMEND: 18723	02/07/13	ADOPT: 42740
11/06/12	REPEAL: 56600	02/06/13	ADOPT: 9517.3
11/06/12	REPEAL: 52000	01/17/13	ADOPT: 80053.1 AMEND: 80024.6, 80053
11/06/12	REPEAL: 52300	01/14/13	ADOPT: 80048.3.2 AMEND: 80048.3.1
11/01/12	ADOPT: 1859.95.1 AMEND: 1859.2, 1859.95	12/27/12	AMEND: 58108
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02/28/13	AMEND: 3437(b)	12/24/12	ADOPT: 18224.6, 18227, 18227.1 AMEND: 18078, 18409, 18411, 18424, 18426
02/27/13	AMEND: 3435(b)	12/18/12	AMEND: 76120
02/25/13	ADOPT: 1180.24 AMEND: 1180.1, 1180.3.2, 1180.20 REPEAL: 1180.24	12/13/12	AMEND: 40601
11/15/12	AMEND: 3435(b)	11/01/12	AMEND: 18407, 18422
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03/21/13	AMEND: 10178, 10179, 10181, 10182, 10185, 10188	Title 8	
03/20/13	AMEND: 1462	03/18/13	ADOPT: 32056, 32121, 32998, 93000, 93005, 93010, 93015, 93020, 93025, 93030, 93035, 93040, 93045, 93050, 93055, 93060, 93065, 93070, 93075, 93080 AMEND: 32150, 32155, 32300, 32305, 32310, 32315, 32320, 32350, 32360, 32370, 32375, 32380, 32410 REPEAL: 15800, 15805, 15810, 15815, 15820, 15825, 15830, 15835, 15840, 15845, 15850, 15855, 15860, 15865, 15870, 15875, 15875.1, 17300
03/19/13	AMEND: 10302, 10315, 10322, 10323, 10325, 10326, 10327, 10337	03/18/13	ADOPT: 32091, 61215, 61255, 61275 AMEND: 32132, 32135, 32140, 32147, 32169, 32305, 32320, 32450, 32455, 32615, 32620, 32661, 32798, 61090, 61210, 61220, 61240, 61250, 61260, 61270 REPEAL: 32613, 32810, 32811, 32812, 32813
03/12/13	AMEND: 5000, 5052	03/18/13	AMEND: 344, 344.1
02/11/13	AMEND: 10325	03/14/13	AMEND: 3381
02/11/13	AMEND: 8072	03/13/13	AMEND: 9789.23, 9789.24, 9789.25
02/07/13	ADOPT: 7100, 7101, 7102, 7103, 7104, 7105, 7106, 7107, 7108, 7109, 7110, 7111, 7112	02/28/13	AMEND: 4309
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01/28/13	ADOPT: 10050, 10051, 10052, 10053, 10054, 10055, 10056, 10057, 10058, 10059, 10060	01/24/13	AMEND: 3210, 3900
01/24/13	ADOPT: 5255, 5256 AMEND: 5170, 5230, 5250, 5560, 5580	12/31/12	ADOPT: 10206, 10206.1, 10206.2, 10206.3, 10206.4, 10206.5, 10206.14, 10206.15, 10207, 10208 AMEND: 10205, 10205.12
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12/21/12	ADOPT: 5342, 5343, 5344, 5345, 5346, 5347, 5348		
12/13/12	AMEND: 12391(a)(2)		
12/03/12	AMEND: 10032, 10033, 10034, 10035		
11/27/12	ADOPT: 4305, 4309 AMEND: 4300, 4302, 4304, 4306, 4307, 4308		
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03/13/13	AMEND: 20135, 20136, 20140 REPEAL: 20145, 20300, 20301, 20302, 20303, 20304, 20305, 20306, 20307, 20308, 20309, 20310, 20311, 20312, 20313, 20314, 20315, 20316, 20317, 20318, 20319, 20320, 20321, 20322, 20323, 20324, 20325, 20326, 20327, 20328, 20329, 20330, 20331, 20332		
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 01/31/13 AMEND: 1270, 1270.02, 1270.03, 1270.04, 1270.05, 1270.06, 1270.07, 1270.08, 1270.09
 01/08/13 AMEND: 27.65, 28.30
 12/27/12 ADOPT: 1.45, 5.91 AMEND: 1.77, 2.25, 2.30, 4.20, 5.00, 5.05, 5.10, 5.40, 5.60, 5.80, 5.81, 7.00, 7.50, 8.00, 27.85, 27.90, 27.91, 28.90, 28.95, 701
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 11/19/12 AMEND: 632
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 11/06/12 ADOPT: 1052.5 AMEND: 895, 916.9, 1052, 1052.1, 1052.2
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 03/04/13 REPEAL: 3999.10
 02/25/13 ADOPT: 3375.6 AMEND: 3000, 3375
 02/25/13 ADOPT: 3078, 3078.1, 3078.2, 3078.3, 3078.4, 3078.5, 3078.6 AMEND: 3000, 3043, 3075.2, 3097, 3195, 3320, 3323
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 01/15/13 AMEND: 3999.14
 12/20/12 ADOPT: 3079, 3079.1 AMEND: 3000, 3075.2, 3075.3

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03/25/13 ADOPT: 1823, 1888.1 AMEND: 1803, 1845, 1858, 1881
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 03/13/13 AMEND: 1746
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 02/27/13 AMEND: 1575
 02/13/13 ADOPT: 4187 AMEND: 4184
 02/07/13 AMEND: 1495.2
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 01/22/13 AMEND: 1399.15

01/15/13 ADOPT: 1399.99.1, 1399.99.2, 1399.99.3, 1399.99.4
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 01/10/13 AMEND: 1399.536
 01/09/13 AMEND: 1811, 1870, 1887.3
 12/18/12 ADOPT: 37.5
 12/13/12 AMEND: 2615, 2620
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 11/27/12 ADOPT: 1495, 1495.1, 1495.2, 1495.3, 1495.4
 11/14/12 ADOPT: 1139, 1140, 1141, 1142, 1143, 1144
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 03/11/13 ADOPT: 58884, 58886, 58887, 58888 AMEND: 50604, 54355, 58543
 02/25/13 AMEND: 94010, 94011, 94016, 94150, 94168
 02/11/13 ADOPT: 6300.1, 6300.3, 6300.5, 6300.7, 6300.9, 6300.11, 6300.13, 6300.15, 6300.17, 6300.19, 6300.21, 6300.23, 6301.1, 6301.3, 6301.5, 6301.7, 6301.9, 6303.1, 6303.3
 02/07/13 ADOPT: 54521, 54522, 54523, 54524, 54525, 54526, 54527, 54528, 54529, 54530, 54531, 54532, 54533, 54534, 54535 AMEND: 54500, 54505, 54520 REPEAL: 54521, 54522, 54523, 54524, 54525
 01/22/13 AMEND: 60201, 60210
 01/03/13 AMEND: 2641.56
 12/19/12 ADOPT: 95158 AMEND: 95101, 95102, 95103, 95104, 95105, 95111, 95112, 95113, 95114, 95115, 95119, 95120, 95121, 95122, 95123, 95130, 95131, 95132, 95133, 95150, 95151, 95152, 95153, 95154, 95155, 95156, 95157, 95202, 95802
 12/06/12 AMEND: 95920
 11/26/12 ADOPT: 95480.2, 95480.3, 95480.4, 95480.5 AMEND: 95480.1, 95481, 95482, 95484, 95485, 95486, 95488, 95490
 11/14/12 AMEND: 6508
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01/25/13 AMEND: 100058, 100060, 100063, 100066, 100074, 100075, 100078, 100079, 100080, 100081
 01/09/13 AMEND: 70110, 70215, 70841, 71110, 71645, 72203, 72641, 73208, 73639, 74108, 74669, 76211, 76525, 76555, 76651, 76846, 76915, 78437 REPEAL: 70111, 70114, 71111, 73209, 74109
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