



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. FAIR POLITICAL PRACTICES COMMISSION

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

CONFLICT-OF-INTEREST CODES

AMENDMENT

MULTI-COUNTY: Calleguas-Las Virgenes Public Financing Authority
M-S-R Public Power Agency

A written comment period has been established commencing on April 1, 2016, and closing on May 16, 2016. 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 her 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 her 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 16, 2016. 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 3. DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture (herein after referred to as “Department”) is proposing to take the action described in the Informative Digest. A public hearing is not scheduled for this proposal. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period. Any person interested may present statements or arguments in writing relevant to the action proposed to the person designated in this Notice as the contact person **beginning April 1, 2016 and ending at 5:00 p.m., May 16, 2016.** Following the public hearing, if one is requested, or following the written comment period if no public hearing is requested, the Department, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by sections 407 and 27531, Food and Agricultural Code, and to implement, interpret or make specific sections 27521, 27531, 27541, 27581.4, 27581.1, 27583, 27583.2, 27583.4, 27584 and 27585 of said Code, the Department is proposing to adopt section 1358.6 of Subchapter 3, Chapter 1, Division 3 of Title 3 of the California Code of Regulations, to read as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW/BENEFITS

Existing law, section 27521 of the Food and Agricultural Code authorizes the Department to assure that healthful and wholesome eggs of known quality are sold in this state; to facilitate the orderly marketing of shell eggs in a uniform manner; and to prevent the marketing of deceptive or mislabeled containers of eggs.

Existing law, section 27531 of the Food and Agricultural Code, authorizes the Department to adopt regulations pertaining to the preparation for market and marketing of shell eggs.

Existing law, section 27541 of the Food and Agricultural Code, requires any California egg producer or egg handler, or any out-of-state egg producer or egg handler selling eggs in California, to register with the Department. An egg handler is defined in section 27510 of the Food and Agricultural Code to mean a person engaged in the business of producing, candling, grading, packing, or preparing shell eggs for market or who engages in the operation of selling or marketing eggs that he or she has produced, purchased, or acquired from a producer, or which he or she is marketing on behalf of a producer, whether as owner, agent, or employee.

Existing law, section 27571 of the Food and Agricultural Code, authorizes the establishment of an advisory committee on matters pertaining to standards for shell eggs, including egg quality and sampling, inspection, fee adjustment for administrating and enforcement purposes, budget administration, regulation adoption, and voluntary food safety programs in accordance with section 27573 of the Food and Agricultural Code.

Existing law, section 27581.1 of the Food and Agricultural Code, authorizes the Department to adopt regulations, on or before January 1, 2017, classifying violations of the chapter or any regulation adopted pursuant to the chapter as “minor,” subject to a penalty from \$50 to \$400, inclusive, “moderate,” subject to a penalty from \$401 to \$1,000, inclusive, or “serious,” subject to a penalty from \$1,001 to \$10,000. The penalty schedule described in this section shall apply to penalties imposed pursuant to sections 27581.4 and 27583.

Existing law, section 27581.4 of the Food and Agricultural Code, authorizes the Secretary of the Department or a commissioner for violations in his or her county, to bring a civil action against any person who violates the chapter or any regulation adopted pursuant to the chapter, and any person who commits that violation is liable civilly in an amount not to exceed \$10,000. The court shall set the civil penalty imposed for a violation of the chapter or any regulation adopted pursuant to the chapter, in accordance with the penalty schedule adopted by the Department in accordance with section 27581.1 of the Food and Agricultural Code.

Existing law, section 27583 of the Food and Agricultural Code, specifies that in lieu of prosecution, the Secretary of the Department or the commissioner may levy an administrative penalty, in an amount not to exceed \$10,000 and in accordance with section 27583.2 or 27583.4, as applicable, against a person who violates the chapter or any regulation implemented pursuant to the chapter. Commencing on the date the Department posts notice of the adoption of the penalty schedule de-

scribed in section 27581.1, a penalty levied pursuant to this section shall be in accordance with that schedule.

No regulations exist to implement section 27581.1 of the Food and Agricultural Code. Therefore, the Department is proposing to adopt section 1358.6 of Title 3 of the California Code of Regulations to establish procedures for the implementation of administrative penalties against any person found to be in violation of specified statutes and/or regulations relating to eggs, including the adoption of an administrative penalty schedule in regulation section 1358.6, in accordance with section 27581.1 of the Food and Agricultural Code.

Anticipated Benefits of the Proposal: This proposal benefits the health and welfare of the citizens of California by serving to ensure egg registrants are in compliance with statutes and regulations to serve to ensure that only healthful and wholesome eggs are marketed to consumers in accordance with Food and Agricultural Code section 27521. It also serves to ensure that the Department has effective enforcement mechanisms in place by clearly classifying the violation categories and establishing a penalty schedule in regulation that applies to penalties that may be imposed pursuant to sections 27581.4 and 27583 of the Food and Agricultural Code. Monetary benefits could include the potential reduction of violations that could result in the occurrence of contamination in shell eggs, such as Salmonella, which could cost the industry millions in recalling contaminated eggs from the marketplace and could lead to illnesses to the public. Nonmonetary benefits would be consumer confidence that comes from knowing that eggs sold in California meet the nation's highest food safety standards and market stability derived from strong food borne illness prevention measures applied equally to all suppliers into California markets.

Consistency and Compatibility with Existing State Regulations: The Department has conducted a search of applicable existing regulations relating to the marketing of shell eggs in the state. The Department does not believe the proposed regulations are inconsistent or incompatible with existing state regulations. This proposal will establish an administrative penalty schedule in regulation pursuant to Food and Agricultural Code section 27581.1.

Documents Incorporated by Reference: None.

Documents Relied Upon in Preparing Regulations:

- AB 689 (Stats. 2015, Ch. 302)
- December 1, 2015 Shell Egg Advisory Committee meeting minutes

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 et seq. Require Reimbursement: None.

Business Impact: The Department has made an initial determination that the proposed regulatory action will 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 determination is based on the fact that the proposal is necessary to establish procedures for the implementation of administrative penalties against any person found to be in violation of specified statutes and/or regulations relating to eggs, including the adoption of a penalty schedule, in accordance with section 27581.1 of the Food and Agricultural Code.

Cost Impacts on Representative Private Persons or Businesses: The Department is not aware of any cost impacts that a representative private person or businesses would necessarily incur in reasonable compliance with the proposed action. It pertains to establishing an administrative penalty schedule in regulation pursuant to Food and Agricultural Code section 27581.1.

Persons/Businesses affected by this proposal:

- This proposal affects persons registered with the Department as an egg producer or egg handler in California or any out-of-state egg producer or egg handler selling eggs in California in accordance with section 27541 of the Food and Agricultural Code. An egg handler is defined in section 27510 of the Food and Agricultural Code to mean a person engaged in the business of producing, candling, grading, packing, or preparing shell eggs for market or who engages in the operation of selling or marketing eggs that he or she has produced, purchased, or acquired from a producer, or which he or she is marketing on behalf of a producer, whether as owner, agent, or employee.

- There are approximately 2,320 egg registrants. Of that number 1,521 are in-state and 799 are out-of-state.
- Commercial egg production in the western United States is concentrated in California, and in the eastern United States is centered in Iowa, Ohio, Indiana, and Pennsylvania. Other states in which major producers are located include Texas, Minnesota, and Georgia. California ranks 7 in the nation of the top 10 egg producing states ranked by the number of hens in the state.
- In Fiscal Year 2014/15 the Egg Safety and Quality Management Program inspected approximately 46 counties in the state with approximately 1,191 violations issued by the program to egg registrants relating to production, wholesale and retail noncompliance issues.

Anticipated compliance requirements as a result of this proposal:

- The proposal contains no specific record keeping, paperwork or reporting requirements. It provides information to the public on violation categories and a penalty schedule to disclose how the Department determines whether a violation is considered minor, moderate, or serious and the amount of the fine that may be imposed, as specified in this proposal.

Effect on Housing Costs: None.

Effect on Small Businesses: The Department's proposal may affect small businesses.

RESULTS OF ECONOMIC
IMPACT ASSESSMENT

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

The Department has made a determination that this regulatory proposal:

- Will have no significant, statewide adverse economic impact directly affecting businesses including the ability of California businesses to compete with businesses in other states by making it more costly to produce goods or services, and that it will not create or eliminate jobs or occupations.
- Will not affect the creation of new businesses or the elimination of existing businesses within the State of California, and does not affect the expansion of businesses currently doing business within the State of California.

- Does not impact multiple industries.
- Will impact the shell egg and shell egg food products industry, including persons required to be registered with the Department to market shell eggs and shell egg food products in the state in accordance with Food and Agricultural Code sections 27531 and 27541. The Department's proposal affects small businesses.
- Benefits the health and welfare of the citizens of California by serving to ensure egg registrants are in compliance with statutes and regulations to serve to ensure that only healthful and wholesome eggs are marketed to consumers in accordance with Food and Agricultural Code section 27521.

Benefits of the proposed regulation to the health and welfare of California residents, worker safety, and the State's environment: The proposed regulation benefits human health and welfare, worker safety, and the environment by serving to ensure egg registrants' compliance with all statutes and regulations relating to the marketing of shell eggs in California. It will serve to ensure that eggs are handled and processed in facilities that are safe and sanitary to ensure that healthful and wholesome eggs are marketed to California consumers. This regulatory proposal will provide clarity to the public as to the violation categories and the fines and penalties that may be imposed by the Department for a violation of specified statutes and regulations relating to the marketing of shell eggs in California. The Department's enforcement activities relating to the marketing of shell eggs in the state will serve to ensure that shell eggs and egg products are safe and wholesome for human consumption and to prevent or mitigate the occurrence of food borne illnesses, such as Salmonella, in shell eggs.

The above determinations are based on the fact this regulatory proposal is necessary to establish procedures for the implementation of administrative penalties against any person found to be in violation of specified statutes and/or regulations relating to eggs, including the adoption of an administrative penalty schedule pursuant to section 27581.1 of the Food and Agricultural Code.

Occupations/Businesses Impacted: The Department has made an initial determination that this regulatory proposal will impact the shell egg and shell egg food products industry, including persons required to be registered with the Department to market shell eggs and shell egg food products in the state in accordance with Food and Agricultural Code sections 27531 and 27541.

Business Reporting Requirement: The regulation does not require a report, which shall apply to businesses.

Comparable Federal Regulations: There are related federal regulations concerning disease control and

flock management in poultry under 7 CFR sections 56.76 and 56.77, 9 CFR Parts 56, 145, 146 and 147 and 21 CFR Parts 16 and 118. However, the Department of Food and Agriculture is the sole state authority to regulate the safety of shell eggs and shell egg food products that are intended for human consumption and marketed to California consumers.

CONSIDERATION OF ALTERNATIVES

The Department must determine that no reasonable alternative considered or that has otherwise been identified and brought the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. This proposal is needed to adopt an administrative penalty schedule pursuant to section 27581.1 of the Food and Agricultural Code.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the hearing (if a hearing is requested) or during the written public comment period.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Department 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 the information upon which the proposal is based, may be obtained by contacting the persons named below or by accessing the Department of Food and Agriculture's website as indicated below in this Notice.

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 persons named below.

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

CONTACT PERSONS

Inquiries concerning the substance of the proposed regulations, or any written comments concerning this proposal are to be addressed to the following:

Anthony S. (Tony) Herrera, Egg Quality Manager
Department of Food and Agriculture
Meat, Poultry, and Egg Safety Branch
Egg Safety and Quality Management Program
1220 N Street, Sacramento, CA 95814
Telephone: (916) 900-5004
E-mail: tony.herrera@cdfa.ca.gov

The backup contact person is:

Nancy Grillo, Regulation Coordinator
Department of Food and Agriculture
Animal Health & Food Safety Services
Division/Administration
1220 N Street
Sacramento, CA 95814
Telephone (916) 900-5033
E-mail: nancy.grillo@cdfa.ca.gov

Website Access: Materials regarding this proposal can be found by accessing the following Internet address: <http://www.cdfa.ca.gov/ahfss/regulations.html>.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

The Department of Food and Agriculture (Department) amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid (ACP) Interior Quarantine as an emergency action which was effective on December 14, 2015. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than November 18, 2016.

This notice is being provided to be in compliance with Government Code Section 11346.4.

PUBLIC HEARING

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed amendment to the Department. Comments may be submitted by mail, facsimile (FAX) at 916.654.1018 or by email to Sara.Khalid@cdfa.ca.gov. The written comment period closes at 5:00 p.m. on May 16, 2016. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Sara Khalid
Department of Food and Agriculture
Plant Health and Pest Prevention Services
1220 N Street Sacramento, CA 95814
Sara.Khalid@cdfa.ca.gov
916.654.1017
916.654.1018 (FAX)

Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department, at its own motion, or at the instance of any interested person, may adopt the proposal substantially as set forth without further notice.

INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this state and determine the probability of its spread and the feasibility of its control or eradication (FAC 5321).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as she deems necessary to protect the agricultural industry from the introduction and spread of pests (FAC Sections 401,403,407 and 5322).

Anticipated Benefits from This Regulatory Action

Existing law, FAC Section 403, provides that the department shall prevent the introduction and spread of injurious insect or animal pests, plant diseases, and noxious weeds.

Existing law, FAC Section 407, provides that the Secretary may adopt such regulations as are reasonably necessary to carry out the provisions of this code that she is directed or authorized to administer or enforce.

Existing law, FAC Section 5321, provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State and determine the probability of its spread, and the feasibility of its control or eradication.

Existing law, FAC Section 5322, provides that the Secretary may establish, maintain, and enforce quarantine, eradication, and such other regulations as are in her opinion necessary to circumscribe and exterminate or prevent the spread of any pest which is described in FAC Section 5321.

The existing law obligates the Secretary to investigate and determine the feasibility of controlling or eradicating pests of limited distribution but establishes discretion with regard to the establishment and maintenance of regulations to achieve this goal. This amendment provides the necessary regulatory authority to prevent the artificial spread of a serious insect pest which is a mandated statutory goal.

The amendment of this regulation benefits the citrus industries (nurseries, fruit growers, wholesalers, retailers, exporters) and the environment by having a quarantine program to prevent the artificial spread of ACP over long distances. Almost all of the commercial citrus fruit and nursery stock production is located outside this proposed quarantine boundary area.

The national and international consumers of California citrus benefit by having high-quality fruit available at lower cost. It is assumed that any increases in production costs will ultimately be passed on to the consumer.

The amendment of this regulation benefits homeowners who grow citrus for consumption and host material which is planted as ornamentals in various rural and urban landscapes.

FAC Section 401.5 states, “the department shall seek to protect the general welfare and economy of the state and seek to maintain the economic well-being of agriculturally dependent rural communities in this state.” The amendment of this regulation is preventing the artificial spread of ACP to uninfested areas of the State.

Huanglongbing (HLB) is generally distributed in Florida due to ACP being generally distributed there. The University of Florida Institute of Food and Agricultural Sciences Extension calculated and compared the impact of having and not having HLB present in Florida and concluded HLB had a total impact of \$3.64 billion and eliminated seven percent of the total Florida workforce. The overall California economy benefits by the amendment of this regulation which is intended to prevent ACP from becoming generally distributed in California and resulting in a similar effect on our economy as to what happened in Florida. This is now critical as HLB has been introduced into California.

There is no existing, comparable federal regulation or statute regulating the intrastate movement.

The Department considered any other possible related regulations in this area, and we find that these are the only regulations dealing in this subject area, and the only State agency that can implement plant quarantines. As required by Government Code Section

11346.5(a)(3)(D), the Department has conducted an evaluation of this regulation and has determined that it is not inconsistent or incompatible with existing state regulations.

AMENDED TEXT

This regular rulemaking action expanded the quarantine areas for ACP in Stanislaus and Fresno counties by approximately 230 square miles. The effect of the amendment of this regulation is to provide authority for the State to perform quarantine activities against ACP within this additional area. The total area which would be under regulation is now approximately 53,317 square miles.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies or school districts: None.

Cost 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 and no nondiscretionary costs or savings to local agencies or school districts.

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

The Department has made an initial determination that there will be no significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Cost impacts on a representative private person or business: Most businesses will not be affected. There is one citrus production nursery in the affected area that will be impacted. There are four retail nurseries in the affected area. There are ten citrus growers in the proposed area. There is no additional cost to growers who take their fruit to a packinghouse inside the current quarantine area. Growers choosing a packinghouse outside the quarantine area have three options: 1. Conduct pre-harvest treatments with an approved pesticide while fruit is still on the trees; 2. Field-clean the fruit to remove leaves and stems during harvest; 3. Send the fruit to a packinghouse within the quarantine area to be cleaned. Pre-harvest treatments cost growers approximately \$60 per acre, and the fruit is required to be covered with a tarp while in transit. Tarps range in price from \$2,500–\$3,000 apiece. Field-cleaning the fruit will cost the grower approximately \$150–\$320 per acre depending on the citrus variety. Field-cleaned fruit

does not require a tarp for transport and can be moved within or from the quarantined area. Cleaning at a packinghouse within the quarantine area will cost the grower approximately \$300–\$400 per acre, and the fruit must remain within the quarantine area, although the loads do not need to be covered with a tarp. There are zero citrus packinghouses located within this quarantine area.

Based on the preceding information, it was determined that due to the amendment of Section 3435(b), the agency is not aware of any cost impact on a representative business or private person. For the vast majority of businesses within the regulated area, no additional costs will be incurred.

Small Business Determination

The Department has determined that the proposed regulations may affect small business.

Significant effect on housing costs: None.

Results of the Economic Impact Analysis

Amendment 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

The Department is not aware of any specific benefits the amendment of this regulation will have on worker safety or the health of California residents. The Department believes the amendment of this regulation benefits the welfare of California residents by protecting the economic health of the entire citrus industry. In 2010 the estimated value was \$2.1 billion for citrus fruit and \$28.5 million for citrus nursery stock without all the upstream buyers and downstream retailers included (*Reference: John Gilstrap of California Citrus Nursery Board for citrus nursery stock value and USDA–National Agricultural Statistics Service 2010 data for citrus fruit*). This is a needed source of revenue for the State’s economic health and this amendment will help protect this source of revenue.

ALTERNATIVES CONSIDERED

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 than the proposal described in this Notice.

AUTHORITY

The Department proposes to amend Section 3435(b) pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the FAC.

REFERENCE

The Department proposes this action to implement, interpret and make specific Sections 5301, 5302 and 5322 of the FAC.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed actions, location of the rulemaking files, and request for a public hearing may be directed is: Sara Khalid, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room 210, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: Sara.Khalid@cdfa.ca.gov. In her absence, you may contact Laura Petro at (916) 654-1017. Questions regarding the substance of the proposed regulation should be directed to Sara Khalid.

INTERNET ACCESS

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

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

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

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

TITLE 10. DEPARTMENT OF INSURANCE

REG-2016-00012

NOTICE OF PROPOSED ACTION AND NOTICE OF PUBLIC HEARING REVISIONS TO THE CALIFORNIA LOW COST AUTOMOBILE PLAN OF OPERATIONS

SUBJECT OF HEARING

California Insurance Commissioner Dave Jones will hold a public hearing to address the proposed amendments to the California Low Cost Automobile ("LCA") Plan of Operations.

AUTHORITY TO ADOPT RULES AND PROCEDURES AND REFERENCE

The Commissioner will consider the proposed changes pursuant to the authority vested in him by Section 11620 of the California Insurance Code. The Commissioner's decision on the proposed changes will implement, interpret, or make specific the requirements of Insurance Code section 11624(e). Insurance Code section 11620(c) applies to this proceeding.

HEARING DATE AND LOCATION

Notice is hereby given that a public hearing will be held to permit all interested persons the opportunity to present statements or arguments, orally or in writing, with respect to the proposed changes at the following date, time, and place:

Date

**and Time: May 18, 2016
10:00 a.m.**

Location:

**Department of Insurance
Hearing Room
45 Fremont Street 22st Floor
San Francisco, California 94105**

ACCESS TO HEARING ROOM

The facilities to be used for the public hearing are accessible to persons with mobility impairments. Persons with sight or hearing impairments are requested to notify the contact person (listed below) for this hearing in order to make special arrangements, if necessary.

WRITTEN AND/OR ORAL COMMENTS:
AGENCY CONTACT PERSON

All persons are invited to submit written comments to the Insurance Commissioner on the proposal prior to

the public comment deadline. Comments should be addressed to the contact person for this proceeding:

Michael Riordan, Attorney
California Department of Insurance
Rate Enforcement Bureau
45 Fremont Street, 21st Floor
San Francisco, CA 94105
riordanm@insurance.ca.gov
Telephone: (415) 538-4226
Facsimile: (415) 904-5490

The backup agency contact person for this proceeding will be:

Emily Gallagher, Attorney
California Department of Insurance
Rate Enforcement Bureau
45 Fremont Street 21st Floor
San Francisco, CA 94105
gallagher@insurance.ca.gov
Telephone: (415) 538-4108
Facsimile: (415) 904-5490

All persons are invited to present oral and/or written testimony at the scheduled public hearing.

DEADLINE FOR WRITTEN COMMENTS

All written materials, unless submitted at the hearing, must be **received** by the Insurance Commissioner at the address listed above **no later than 5:00 p.m. on May 18, 2016**. Any written materials received after that time will not be considered. Written comments may also be submitted to the contact person by e-mail or facsimile transmission. Please select only one method to submit written comments.

ADVOCACY OR WITNESS FEES

Persons or groups representing the interest of consumers may be entitled to reasonable advocacy fees, witness fees, and other reasonable expenses, in accordance with the provisions of California Code of Regulations, Title 10, Sections 2662.1-2662.6 in connection with their participation in this matter. Interested persons must submit a Petition to Participate, as specified in California Code of Regulations, Title 10, Section 2661.4. The Petition to Participate must be submitted to the Commissioner at the Office of the Public Advisor at the following address:

California Department of Insurance
Office of the Public Advisor
45 Fremont Street 21st Floor
San Francisco, CA 94105
Telephone: (415) 538-4190

A copy of the Petition to Participate must also be submitted to the contact person for this hearing (listed above). For further information, please contact the Office of the Public Advisor.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

LC-16-04

Currently, installment payments, additional premium payments, and renewal deposit premiums must be submitted to the insurer by the insured's check, producer's trust account check, certified check, bank check, or money order payable to the assigned insurer. Insureds and producers do not have the convenience of making payments electronically via debit or credit cards. Insurers writing and servicing Low Cost auto policies should provide a means to accept payment electronically by debit or credit card.

LCA proposes regulations that would expand payment methods for installment payments, additional premium payments, and renewal deposit premiums to include an electronic payment option which is available through the assigned insurer.

COMPARABLE FEDERAL LAW

There are no comparable existing federal regulations or statutes.

LOCAL MANDATE DETERMINATION

The Insurance Commissioner has initially determined that the proposal will not result in any new program mandates on local agencies or school districts.

MANDATES ON LOCAL AGENCIES OR SCHOOL DISTRICTS OR COSTS WHICH MUST BE REIMBURSED PURSUANT TO GOVERNMENT CODE SECTIONS 17500 THROUGH 17630

The Insurance Commissioner has initially determined that the proposal will not result in any cost or significant savings to any local agency or school district for which Part 7 (commencing with Section 17500) of Division 4 of the Government Code would require reimbursement, or in other nondiscretionary costs or savings to local agencies.

COST OR SAVINGS TO ANY STATE AGENCY; FEDERAL FUNDING

The Commissioner has determined that the proposed regulation will result in no cost or savings to any state

agency and no cost or savings in federal funding to the state.

SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESSES AND
THE ABILITY OF CALIFORNIA BUSINESSES
TO COMPETE

The Commissioner has initially determined that the proposal will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. This proposal will have no effect on the creation or elimination of jobs in California, the creation of new businesses, the elimination of existing businesses in California, or the expansion of businesses in California.

COST IMPACT ON PRIVATE PERSONS
OR ENTITIES

The Insurance Commissioner has initially determined the proposal will include a fee to process the electronic transaction.

IMPACT ON HOUSING COSTS

The Insurance Commissioner has initially determined that the proposal will not impact housing costs.

IMPACT ON SMALL BUSINESS

The Insurance Commissioner has initially determined that the proposal will not impact small business.

SPECIFIC TECHNOLOGIES OR EQUIPMENT

The Insurance Commissioner has initially determined that the proposal will require no specific technologies or equipment.

ALTERNATIVES

The Insurance Commissioner 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 or would be as effective and less burdensome to affected private persons than the proposed action.

PLAIN ENGLISH

The proposed changes describing LCA's proposals are in plain English.

TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared an Initial Statement of Reasons addressing the proposed amendments in addition to the Informative Digest included in this notice. The Initial Statement of Reasons and this Notice of Proposed Action are available for inspection or copying, and will be provided at no charge upon request to the contact person listed above. Further details on LCA's proposal are on file with the Commissioner and available for review as set forth below.

FINAL STATEMENT OF REASONS

A Final Statement of Reasons will be prepared at the conclusion of this proceeding. Upon written or e-mail request to the contact person listed above, the Final Statement of Reasons will be made available for inspection and copying once it has been prepared. A copy of the Final Statement of Reasons will also be posted on the Department's web site.

ACCESS TO RULEMAKING FILE

Any interested person may inspect a copy of or direct questions about LCA's proposed amendments, the statement of reasons, and any supplemental information contained in the rulemaking file by contacting the contact person listed above. **By prior appointment**, the rulemaking file is available for inspection at 45 Fremont Street, 21st Floor, San Francisco, California 94105, between the hours of 9:00 a.m. and 4:30 p.m. Monday through Friday.

AUTOMATIC MAILING

A copy of this Notice, including the Informative Digest is being sent to all persons on the Insurance Commissioner's mailing list.

AVAILABILITY OF DOCUMENTS ON
THE INTERNET

The Initial Statement of Reasons, proposed text, and this Notice of Proposed Action will be published online and may be accessed through the Department's website at www.insurance.ca.gov.

AVAILABILITY OF MODIFIED TEXT
OF REGULATIONS

If the Department amends the proposed regulations with changes that are sufficiently related to the original text, the Department will make the full text of the amended regulations, with the changes clearly indicated, available to the public for at least 15 days before the date the Department adopts the amended regulations.

**TITLE 14. FISH AND GAME
COMMISSION**

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by Section 108 of the Fish and Game Code and to implement, interpret or make specific Section 108 of the Fish and Game Code and Section 11125.7 of the Government Code, proposes to amend Section 665, Title 14, California Code of Regulations (CCR), relating to meeting procedures.

INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW

Pursuant to Section 206 of the Fish and Game Code, the Commission holds no fewer than eight regular meetings per year in various locations throughout the State. Commission meetings are subject to the requirements of the Bagley–Keene Open Meeting Act (Government Code Sections 11120–11132).

In addition, the Commission’s Marine Resources Committee (MRC), Wildlife Resources Committee (WRC) and Tribal Committee each hold approximately three meetings per year. Committees receive in depth information on topics and make recommendations to the Commission on those topics. The Commission may also establish other committees from time–to–time. Committee meetings are also subject to the Bagley–Keene Open Meeting Act if two Commission members are appointed to the committee.

AB 2609, signed into law in September 2012, added Section 108 to the Fish and Game Code. This statute required the Commission to adopt rules to govern business practices and processes.

Current regulations in Section 665, Title 14, CCR, provide that the time allotted for each speaker wishing to address an agenda item shall be set by the presiding Commissioner.

PROPOSED REGULATIONS

This regulatory proposal will amend Section 665, Title 14, CCR, Meeting Procedures, as follows:

- Define the number of members constituting a quorum to conduct Commission and committee meetings, and clarify that a meeting must be immediately adjourned if a quorum is no longer present;
- Provide that no more than two commissioners may attend committee meetings;
- Provide that a motion shall pass or fail only upon a majority vote of the membership present and voting; more than one motion related to an agenda topic may be made and voted upon; and, if no motion receives a majority vote of the membership present and voting, the agenda item shall be continued to a subsequent Commission meeting;
- Establish a deadline for public requests for meeting agenda items;
- Specify that, except for emergency meetings of the Commission, agenda items are approved by majority vote of the Commission; and that agendas for emergency meetings of the Commission are established by the president or president’s designee;
- Specify that committee agenda items may not include items scheduled for action by the Commission, unless otherwise directed by majority vote of the Commission;
- Specify that the Commission president or his designee may add items to meeting agendas;
- Establish deadlines, consistent with the Bagley–Keene Open Meeting Act, for public distribution of agendas;
- Outline the process and timeline for WRC and MRC recommendations;
- Specify the process for public participation in Commission and committee meetings including:
 - when public testimony will be taken;
 - appropriate public forum topics;
 - time limits for public comment at Commission meetings and methods the public may use to receive additional time;
 - when and how to submit written comments;
 - when and how to submit audio and visual presentations and how to receive approval of the presentation from the executive director; and
 - potential consequences of disruptive behavior; and

- Clarify that if any deadline or due date falls on a Saturday or holiday, it shall be adjusted pursuant to Government Code Sections 6707 and 6800.

BENEFITS OF THE PROPOSED REGULATION

The proposed regulation is anticipated to result in increases in

- the openness and transparency of Commission business;
- active public engagement with the Commission;
- Commission responsiveness to the public;
- efficiency of Commission process; and
- consistency of Commission activities.

CONSISTENCY WITH EXISTING STATE REGULATIONS

The proposed regulations are neither inconsistent nor incompatible with existing State regulations. The legislature has delegated authority to the Commission to adopt rules to govern its business practices and processes (Section 108, Fish and Game Code). Commission staff has searched the California Code of Regulations and has found no other State regulations related to the Commission meeting procedures.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Flamingo Conference Resort and Spa, 2777 Fourth Street, Santa Rosa, California, on Thursday, April 14, 2016, at 8:00 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in Bakersfield, CA, on Thursday, June 23, 2016, at 8:00 a.m., or as soon thereafter as the matter may be heard. The exact location of this meeting has not yet been determined. As soon as this information is available but not less than thirty days before the hearing, a continuation notice will be sent to interested and affected parties providing the exact location. The continuation notice will also be published in the California Regulatory Notice Register and published on the Commission's website. It is requested, but not required, that written comments be submitted on or before June 9, 2016, at the address given below, or by email to FGC@fgc.ca.gov. **Written comments mailed or emailed to the Commission office must be received before 12:00 noon on June 17, 2016.** Written and oral comments may be received at the **June 23,**

2016 hearing. No comments will be received after the hearing. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in ~~strikeout~~–underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Michael Yaun, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244–2090, phone (916) 653–4899. Please direct requests for the above–mentioned documents and inquiries concerning the regulatory process to Michael Yaun or Sherrie Fonbuena at the preceding address or phone number. Copies of the Initial Statement of Reasons, including the regulatory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at <http://www.fgc.ca.gov>.

Availability of Modified Text

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

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

IMPACT OF REGULATORY ACTION/RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

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

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

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

- (b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State’s Environment:

The Commission does not anticipate any impacts on the creation or elimination of jobs, the creation of new business, the elimination of existing businesses or the expansion of businesses in California.

The Commission does not anticipate any benefits to the health and welfare of California residents, worker safety, or the environment.

The Commission anticipates benefits regarding increased transparency and openness of the Commission’s business, efficiency of Commission processes, consistency in Commission activities, public engagement with the Commission, and Commission responsiveness to the public.

- (c) Cost Impacts on a Representative Private Person or Business:

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

- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.

- (e) Nondiscretionary Costs/Savings to Local Agencies: None.

- (f) Programs Mandated on Local Agencies or School Districts: None.

- (g) Costs Imposed on any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code: None.

- (h) Effect on Housing Costs: None.

Effect on Small Business

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code Sections 11342.580 and 11346.2(a)(1).

Consideration of Alternatives

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

TITLE 16. BOARD OF PSYCHOLOGY

NOTICE IS HEREBY GIVEN that the Board of Psychology (hereinafter “Board”) is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held:

Thursday, May 19, 2016, at 10:00 a.m.
 Board of Psychology Meeting
 Sheraton Universal Hotel
 333 Universal Hollywood Drive
 Los Angeles, CA 91608

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 16, 2016, or must be received by the Board at the hearing. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by section 2930 of the Business and Professions Code, and to implement, interpret or make specific sections 12.5, 27, 136, 2914 and 2948 of said Code, the Board is considering changes to Division 13.1 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST

The Board proposes to amend Sections 1387 and 1387.1 of Title 16 of the California Code of Regulations. Currently these regulations require psychological assistants in a private practice setting to have a plan for supervision pre-approved by the Board before supervision begins, and requires the supervisor to submit to the Board the verification of experience and supervision agreement forms.

The Board proposes to amend these regulations to provide specific criteria for the submission of verifica-

tion of experience and supervision agreement forms. Currently, these forms must be maintained by the primary supervisor and submitted directly to the Board of Psychology (Board). The problem is that the primary supervisors are submitting these forms prior to the trainees submitting their applications for licensure. The Board has developed an extensive backlog of these documents. Oftentimes, the Board receives these forms when applications for licensure are never submitted by the trainees. The Board is maintaining these forms indefinitely, as the Board is unable to determine when or if an application will be submitted. Presently, the task of locating forms already received when an application is submitted can take a significant amount of time due to the volume of forms the Board has on file. Accordingly, the first change is to require that the supervision agreements be submitted to the Board only at the time of application for registration.

The second change is to modify the language to no longer require a training plan be submitted and pre-approved by the Board when a psychological assistant is in a private practice setting. Currently, a plan for supervised professional experience (SPE) between the primary supervisor and psychological assistant must be submitted and approved by the Board prior to the commencement of the SPE. If a training plan is not pre-approved by the Board before the commencement of the SPE, any hours accrued by the psychological assistant are not accepted as qualifying SPE required for psychology licensure.

A. Objectives/Anticipated Benefits of Proposal

The objectives of this proposal will allow the primary supervisor to provide the supervisee with a completed verification of experience and supervision agreement form in a sealed envelope for the trainee to submit to the Board at the time of application, thus rectifying the issue of maintaining these forms in anticipation of the receipt of an application for licensure. Additionally, the discontinuation of the requirement that the supervision plan described in the supervision agreement form be pre-approved will allow the trainee to maintain the documents until the submission of an application for licensure, and unify the requirements for all supervised training locations, i.e. exempt settings, non-profit, and registration to an agency. This proposal furthers the goal of the Board which is the protection of the public in exercising its licensing, regulatory and disciplinary functions.

B. Consistency and Compatibility with Existing State Regulations

During the process of developing these regulations and amendments, the Board has conducted a search of any similar regulations on this topic and has concluded

that these regulations are neither inconsistent nor incompatible with existing state regulations.

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 which must be reimbursed in accordance with Government Code Sections 17500–17630: None.

Business Impact:

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

The following studies/relevant data were relied upon in making the above determination:

- None

Cost Impact on Representative Private Person or Business:

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

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The Board has determined that the proposed regulations would not affect small businesses. This is because the proposal relates solely to the method and timeframe for submission of documentation to the Board.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

Impact on Jobs/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 benefit the health and welfare of California residents, worker safety and state's environment because it streamlines the application process, prevents

qualifying experience from being denied due to a lack of a pre-approved plan, and because it reduces the amount of duplicative mailings per applicant. All documentation will be required to be submitted together at the time of application thus reducing the amount of paper waste affecting the State's environment.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would 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 Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the person designated in the Notice under Contact Person or by accessing the Board's website, www.psychology.ca.gov.

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: Jason Glasspiegel
 Address: 1625 North Market Blvd.,
 Suite N215
 Sacramento, CA 95834

Telephone No.: (916) 574-7137
 Fax No.: (916) 574-8672
 E-Mail Address: Jason.Glasspiegel@dca.ca.gov

The backup contact person is:

Name: Jeffrey Thomas
 Address: 1625 North Market Blvd.,
 Suite N215
 Sacramento, CA 95834

Telephone No.: (916) 574-7116
 Fax No.: (916) 574-8672
 E-Mail Address: Jeffrey.Thomas@dca.ca.gov

Website Access:

Materials regarding this proposal can be found here under "Proposed Regulations": http://www.psychology.ca.gov/laws_regs/index.shtml.

TITLE 16. BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS

NOTICE IS HEREBY GIVEN that the Board of Vocational Nursing and Psychiatric Technicians (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:

Board of Vocational Nursing and Psychiatric Technicians
 2535 Capitol Oaks Drive, Suite 205
 Sacramento, California

May 18, 2016

Time 10:30 a.m.–11:30 a.m.

Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office **no later than 5:00 p.m. on May 16, 2016**. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals sub-

stantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by sections 2854 and 4504 of the Business & Professions Code (BPC), and to implement, interpret or make specific BPC sections 2841.1, 2859, and 4501.1, the Board is considering changes to Division 25 of Title 16 of the California Code of Regulations (CCR) as follows:

INFORMATIVE DIGEST

This regulatory proposal would add Section 2537.2, Section 2537.3, Section 2590.2 and Section 2590 3, and amend Title 16, CCR Sections 2537 and 2590 to reference a revised version of the Board's amendment to now be included within Article 6, Revenue.

Business & Professions Code section 2854 (VN) and section 4504 (PT) authorize the Board to adopt, amend, or repeal rules and regulations as may be reasonably necessary to enable the Board to carry into effect the provisions of laws and regulations relating to the practice of licensed vocational nursing and psychiatric technicians. Existing law, BPC 2841.1, mandates the protection of the public shall be the highest priority for the Board in exercising its licensing, regulatory, and disciplinary functions.

Policy Statement Overview

This proposed regulatory action clarifies and implements Assembly Bill (AB) 1588 (Chapter 742, Statutes 2012) pertaining to temporary license renewal exemptions for California licensed vocational nurses and psychiatric technicians that are on active duty in the military when their license expires; and AB 1904 (Chapter 399, Statutes 2012) pertaining to expedited licensure process for applicants who are married to, or in a legal union with, an active duty member of the military who is assigned to a duty station in California under official active duty military orders.

This proposed regulatory action also seeks to clarify and make specific the effective date of a license renewed delinquent and clarifies, updates, and makes technical amendments to the provisions for placing a license on inactive status, and for activating an inactive license.

Anticipated Benefits of Proposal

The regulatory proposal will implement, clarify, and establish rules pertaining to chaptered Legislation (AB 1588 and AB 1904) to provide for a temporary license renewal waiver to licensed vocational nurses and psychiatric technicians that are on active duty with the military and provide expedited license application processing for any spouse that is married to, or in a legal union with, an active duty member of the military that is serving in California. This regulatory proposal extends consideration and appropriate allowances to those serving on active duty in the military and their spouses in appreciation of their service to the country.

The proposed regulatory action will reduce or eliminate illegal and unauthorized practice in situations where licensees renew their licenses delinquent, thus, furthers the Board's goal which is consumer protection. It also provides clarity and specific direction to licensees to restore an inactive license to active status.

Consistency and Compatibility with Existing State Regulations

During the process of developing these regulations and amendments, the Board has conducted a search of any similar regulations on this topic and has concluded that these regulations are neither inconsistent nor incompatible with existing regulations.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

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

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

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 made an initial determination the proposed regulations would not affect small businesses. The proposed regulatory action does not implement any new fees that would be imposed on licensed vocational nurses and psychiatric technicians. The proposed regulatory action is administrative in nature and is designed to implement or update processes and procedures to promote and enhance administration of the Board's licensing, regulatory, and disciplinary functions.

RESULTS OF ECONOMIC IMPACT ANALYSIS

Impact on Jobs/New Business:

The Board has determined that this regulatory proposal will not have any impact on the creation or elimination of jobs, creation of new businesses or elimination of 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 the state's environment:

It will benefit individuals who are serving on active duty in the Armed Forces by providing a temporary license renewal exemption, and for expedited licensing of the spouse of an individual that is serving on active duty in California. The proposed regulatory action will also benefit applicants that have met the requirements for licensure by allowing the Board to issue a limited permit in situations when the applicant's college or university cannot issue an official transcript (a requirement to issue a license) in a timely manner to allow them to practice as a limited permit holder until a license can be issued, thus eliminating a barrier to practice. The proposed regulatory action clarifies rules, processes, and procedures relating to providing the Board notice of changes in supervision and employment of limited permit holders, the effective date of delinquent license renewals, and activating an inactive license to enhance and promote the Board's administration of its licensing, regulatory and disciplinary functions.

CONSIDERATION OF ALTERNATIVES

The Board has determined that no reasonable alternative 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 within the timeframes identified in this Notice, or at a hearing in the event that such a request is made by the public.

INITIAL STATEMENT OF REASONS AND INFORMATION

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

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and 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 Board at **2535 Capitol Oaks Drive, Suite 205, Sacramento, California 95833.**

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: Carol Northrup
Address: 2535 Capitol Oaks Drive, Suite 205
Sacramento CA 95833

Telephone No. (916) 263-7854

Fax No.: (916) 263-7859

E-Mail Address: Carol.Northrup@dca.ca.gov

The backup contact person is:

Name: Lanessa Guerra
Address: 2535 Capitol Oaks Drive, Suite 205

Sacramento, CA 95833

Telephone No.: (916) 263-7864

Fax No.: (916) 263-7855

E-Mail Address: Lanessa.Guerra@dca.ca.gov

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

TITLE 27. OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 PROPOSITION 65

NOTICE OF PROPOSED RULEMAKING TITLE 27, CALIFORNIA CODE OF REGULATIONS

MAXIMUM ALLOWABLE DOSE LEVEL FOR BISPHENOL A (BPA) (DERMAL EXPOSURE FROM SOLID MATERIALS)

NOTICE IS HEREBY GIVEN that the Office of Environmental Health Hazard Assessment (OEHHA) proposes to establish a Proposition 65¹ Maximum Allowable Dose Level (MADL) for bisphenol A (BPA) (dermal exposure from solid materials) of 3 micrograms per

day by amending Section 25805(b) of Title 27 of the California Code of Regulations².

PUBLIC PROCEEDINGS

Any written comments concerning this proposed action, regardless of the form or method of transmission, must be received by OEHHA by 5:00 p.m. on **May 16, 2016**, the designated close of the written comment period. All comments received will be posted on the OEHHA website at the close of the public comment period.

The public is encouraged to submit written information via e-mail, rather than in paper form. Send e-mail comments to P65Public.Comments@oehha.ca.gov. Please include "BPA DERMAL MADL" in the subject line. Hard-copy comments may be mailed, faxed, or delivered in person to the appropriate address below.

Mailing

Address: Ms. Monet Vela
Office of Environmental Health Hazard Assessment
P.O. Box 4010, MS-23B
Sacramento, California 95812-4010
Fax: (916) 323-2517
Street Address: 1001 I Street
Sacramento, California 95814

Please be aware that OEHHA is subject to the California Public Records Act and other laws that require the release of certain information upon request. Comments on all regulatory and other actions are routinely posted on our website. By sending us your comments you are waiving any right to privacy you may have in the information you provide. Individual commenters should advise OEHHA when submitting documents to request redaction of home address or personal telephone numbers. Names of commenters will not be redacted.

A public hearing on this proposed regulatory amendment will be scheduled on request. To request a hearing send an e-mail to Monet Vela at monet.vela@oehha.ca.gov or to the address listed above by no later than **May 2, 2016**, which is 15 days before the close of the comment period. OEHHA will mail a notice of the hearing to the requester and interested parties on the Proposition 65 mailing list for regulatory public hearings. The notice will also be posted on the OEHHA web site at least ten days before the public hearing date. The notice will provide the date, time, and location of the hearing.

If a hearing is scheduled and you have special accommodation or language needs, please contact Monet Vela

¹ The Safe Drinking Water and Toxic Enforcement Act of 1986, codified at Health and Safety Code section 25249.5 et seq., referred to herein as "Proposition 65" or "The Act."

² All further references are to sections of Title 27, Cal. Code of Regs., unless otherwise indicated.

at (916) 323–2517 or monet.vela@oehha.ca.gov at least one week in advance of the hearing. TTY/TDD/Speech-to-Speech users may dial 7–1–1 for the California Relay Service.

CONTACT

Please direct inquiries concerning the proposed regulatory action described in this notice to Monet Vela, in writing at the address given above, via e-mail to monet.vela@oehha.ca.gov or (916) 323–2517. Fran Kammerer will be a back-up contact. She can be contacted at (916) 445–4693 or fran.kammerer@oehha.ca.gov.

AUTHORITY

Health and Safety Code Section 25249.12.

REFERENCE

Health and Safety Code Sections 25249.5, 25249.6, 25249.9, 25249.10 and 25249.11.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Proposition 65 prohibits a person in the course of doing business from knowingly and intentionally exposing any individual to a chemical that has been listed as known to the State to cause cancer or reproductive toxicity, without first giving clear and reasonable warning to such individual³. The Act also prohibits a business from knowingly discharging a listed chemical into water or onto or into land where such chemical passes or probably will pass into any source of drinking water⁴. Warnings are not required and the discharge prohibition does not apply when exposures are insignificant⁵. The MADL safe harbors provide guidance for determining when this is the case.⁶

Details on the basis for the proposed MADL for exposure to BPA (dermal exposure from solid materials) are provided in the Initial Statement of Reasons for this regulatory amendment, which is available on request from Monet Vela and is posted on the OEHHA web site at www.oehha.ca.gov.

This proposed regulation sets forth a MADL for adoption into Section 25805 that was derived using scientific methods outlined in Section 25803.

³ Health and Safety Code section 25249.6.
⁴ Health and Safety Code section 25249.5.
⁵ Health and Safety Code sections 25249.9 and 25249.10.
⁶ See Sections 25801 to 25805.

The proposed regulation would adopt the following MADL for dermal exposure from solid materials to BPA, by amending Section 25805 as follows (addition in underline):

(b) Chemical Name	Level (Micrograms/day)
<u>Bisphenol A (BPA)</u>	<u>3 (dermal exposure from solid materials)</u>

OEHHA reviewed the transcript of the May 7, 2015 meeting of the DARTIC⁷ and the hazard identification materials reviewed by the DARTIC at that meeting⁸. These hazard identification materials included numerous studies of the effects of BPA on the female reproductive system, including in vivo studies in experimental animals and in vitro studies that provide additional evidence of female reproductive toxicity. OEHHA relied on the study by Veiga-Lopez et al. (2014)⁹ that provides a subcutaneous lowest observable effect level (LOEL) of 0.05 milligrams BPA per kilogram body weight per day (mg/kg-day), for female reproductive toxicity. Additional relevant studies were identified and reviewed by OEHHA. This is discussed in more detail in the initial statement of reasons for this proposed regulatory amendment.

Anticipated Benefits of the Proposed Regulation: Some businesses may not be able to afford the expenses of establishing a MADL and therefore may face litigation for a failure to warn or for a prohibited discharge of the listed chemical. Adopting this regulation will save these businesses those expenses and may reduce litigation costs. In addition, by providing a MADL, this regulatory proposal may encourage businesses to lower the amount of the listed chemical in their products to a level that does not require a warning. This in turn may reduce exposures to BPA and reduce resident, worker and environmental exposures to chemicals that cause reproductive toxicity.

No Inconsistency or Incompatibility with Existing Regulations

OEHHA has conducted an evaluation for whether there are any other regulations on this matter and has found that these are the only regulations dealing with BPA for exposures via the dermal route, for purposes of compliance with Proposition 65. Therefore, OEHHA

⁷ Transcript of the Meeting of the Proposition 65 Developmental and Reproductive Toxicant Identification Committee, May 7, 2015. Available at http://www.oehha.ca.gov/prop65/public_meetings/pdf/DARTIC5-21-2014MeetingTranscript.pdf.

⁸ 2015 Hazard Identification Materials for Consideration of the Female Reproductive Toxicity of Bisphenol A available at http://www.oehha.ca.gov/prop65/hazard_ident/BPAhazard_ID2014.html.

⁹ Veiga-Lopez A, Beckett EM, Abi SB, Ye W and Padmanabhan V (2014). Developmental programming: prenatal BPA treatment disrupts timing of LH surge and ovarian follicular wave dynamics in adult sheep. *Toxicol Appl Pharmacol* **279**(2): 119–128.

has determined that the proposed regulation is neither inconsistent nor incompatible with existing state regulations because it provides compliance assistance to businesses subject to the Act, but does not impose any mandatory requirements on those businesses, state or local agencies and does not address compliance with any other law or regulation.

PEER REVIEW

This notice and the Initial Statement of Reasons will be provided to the Developmental and Reproductive Toxicant Identification Committee for scientific peer review and comment.

IMPACT ON LOCAL AGENCIES OR SCHOOL DISTRICTS

Because Proposition 65 expressly¹⁰ does not apply to local agencies or school districts, OEHHA has determined the proposed regulatory action would not impose a mandate on local agencies or school districts nor does it require reimbursement by the State pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code. OEHHA has also determined that no nondiscretionary costs or savings to local agencies or school districts will result from the proposed regulatory action.

COSTS OR SAVINGS TO STATE AGENCIES

Because Proposition 65 expressly¹¹ does not apply to any State agency, OEHHA has determined that no savings or increased costs to any State agency will result from the proposed regulatory action.

EFFECT ON FEDERAL FUNDING TO THE STATE

Because Proposition 65 expressly¹² does not apply to any federal agency, OEHHA has determined that no costs or savings in federal funding to the State will result from the proposed regulatory action.

EFFECT ON HOUSING COSTS

OEHHA has determined that the proposed regulatory action will have no effect on housing costs because it provides compliance assistance to businesses subject to

the Act, but does not impose any mandatory requirements on those businesses.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT DIRECTLY AFFECTING BUSINESS, INCLUDING ABILITY TO COMPETE

Because the proposed regulatory level provides compliance assistance to businesses subject to the Act, but does not impose any mandatory requirements on those businesses, OEHHA has made an initial determination that the adoption of the regulation will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

RESULTS OF ECONOMIC IMPACT ANALYSIS (Gov. Code section 11346.3(b))

Impact on the Creation, Elimination, or Expansion of Jobs/Businesses in California

This regulatory proposal will not affect the creation or elimination of jobs within the State of California. Proposition 65 requires businesses with ten or more employees to provide warnings when they expose people to chemicals that are known to cause cancer or reproductive harm. The law also prohibits the discharge of listed chemicals into sources of drinking water.

Because the proposed MADL provides compliance assistance to businesses subject to the Act, but does not impose any mandatory requirements on those businesses, OEHHA has determined that the proposed regulatory action will not have any impact on the creation or elimination of jobs, the creation of new businesses or the elimination of existing businesses, or the expansion of businesses currently doing business within the State of California.

Benefits of this regulation include sparing businesses the expense of calculating their own MADL and possibly enabling them to reduce or avoid litigation costs. By providing a MADL, it may encourage businesses to lower the amount of the listed chemical in their product to a level that does not cause a significant exposure, thereby providing a public health benefit to Californians. This in turn may reduce exposure to BPA and reduce resident, worker and environmental exposures to chemicals that cause reproductive harm.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

The proposed MADL was developed to provide compliance assistance for these businesses in determining whether a warning is required or a discharge is prohibited.

¹⁰ See Health and Safety Code section 25249.11(b).

¹¹ See Health and Safety Code section 25249.11(b).

¹² See Health and Safety Code section 25249.11(b).

The MADL provides a level of exposure at or below which a warning is not required and a discharge is not prohibited. Use of the MADL is not mandatory. The implementing regulations allow a business to calculate its own level and provide guidance in order to assist businesses in doing so¹³. However, conducting such a process can be expensive and time consuming, and the resulting levels may not be defensible in an enforcement action. OEHHA 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 BUSINESSES

OEHHA has determined that the proposed MADL will not impose any mandatory requirements on small business. Rather, the proposed MADL will provide compliance assistance for small businesses subject to the Act because it will help them determine whether or not an exposure for which they are responsible is subject to the warning requirement or discharge prohibition of the Act.

CONSIDERATION OF ALTERNATIVES

Government Code section 11346.5(a)(13) requires that OEHHA must determine that no reasonable alternative considered by the OEHHA or that has otherwise been identified and brought to the attention of the OEHHA 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 than the proposal described in this Notice.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

OEHHA has prepared and has available for public review an Initial Statement of Reasons for the regulation, which contains the text of the regulation and the information upon which the regulation is based. A copy of the Initial Statement of Reasons, the text of the regulation and documents used by OEHHA to develop the proposed regulation are available upon request from OEHHA at the address, e-mail address and telephone number indicated above. These documents are also posted on OEHHA's Web site at www.oehha.ca.gov.

¹³ Title 27, Cal. Code of Regs., section 25801 et seq.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

The full text of any regulation which is changed or modified from the express terms of this proposed action will be made available at least 15 days prior to the date on which OEHHA adopts the resulting regulation. Notice of the comment period on changed regulations and the full text will be mailed to individuals who testified or submitted written comments at the public hearing, if held, or whose comments were received by OEHHA during the public comment period, and anyone who requests notification from OEHHA of the availability of such changes. Copies of the notice and the changed regulation will also be available on the OEHHA website at www.oehha.ca.gov.

FINAL STATEMENT OF REASONS

A copy of the Final Statement of Reasons for this regulatory action may be obtained, when it becomes available, from OEHHA at the address, e-mail address and telephone number indicated above, and on the OEHHA website at www.oehha.ca.gov.

GENERAL PUBLIC INTEREST

DEPARTMENT OF TOXIC SUBSTANCES CONTROL

AAD DISTRIBUTION AND DRY CLEANING SERVICES, INC.

PROPOSED CONSENT DECREE (SETTLEMENT AGREEMENT)

30-Day Public Comment Period: April 1 through May 2, 2016

WHAT IS BEING PROPOSED: The California Department of Toxic Substances Control ("DTSC") invites the public to review and comment on a Settlement Agreement and [Proposed] Fifth Consent Decree ("proposed Consent Decree") regarding the former AAD Distribution and Dry Cleaning Services, Inc. ("AAD") facility located at 2306 East 38th Street in Vernon, California ("Site") as authorized by the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. § 9601 et seq. On January 12, 2016, DTSC lodged the proposed Consent Decree in *California Department of Toxic Substances Control v. Allen's Formal Wear, Inc., et al.*, Case No.

CV13-05069-GHK (JCGx), with the United States District Court for the Central District of California. The proposed Consent Decree resolves claims against Fazio Incorporated for its contributions to contamination at the Site as a result of sending hazardous waste to the AAD facility.

Investigations conducted at the Site have detected the presence of perchloroethylene (“PCE”) in the soil beneath the Site. The Site remains contaminated with hazardous substances, including PCE, and remains the source of threatened releases of hazardous substances into the environment. Although DTSC has not selected a final remedy for the Site, the PCE contamination at, beneath, and/or from the Site requires further action by DTSC.

WHERE DO I GET MORE INFORMATION:

Copies of the proposed Consent Decree and other Site-related documents are available by contacting the DTSC Project Manager listed below; online at the DTSC EnviroStor website https://www.envirostor.dtsc.ca.gov/public/profile_report.asp?global_id=19000031 on the Community Involvement tab; or at the DTSC Regional Records Office, File Room, 9211 Oakdale Avenue, Chatsworth, CA 91311, Phone: Glenn Castillo (818) 717-6522.

WHERE TO SEND COMMENTS: Comments concerning the proposed Consent Decree should in-

clude “AAD Fifth CD Comment” in the subject line of your e-mail or letter. All comments must be post-marked or e-mailed by May 2, 2016, and submitted to: Lori Parnass, Project Manager, 9211 Oakdale Avenue, Chatsworth, California 91311 or lori.parnass@dtsc.ca.gov.

For more information contact:

Lori Parnass
Project Manager
9211 Oakdale Avenue
Chatsworth, California 91311
lori.parnass@dtsc.ca.gov
(818) 717-6597

Mary Sue Maurer
Public Participation Specialist
9211 Oakdale Avenue
Chatsworth, California 91311
mary.maurer@dtsc.ca.gov
(818) 717-6566

Sandy Nax
Public Information Officer
1001 I Street
Sacramento, CA 95814
sandy.nax@dtsc.ca.gov
(916) 327-6114

Aviso Público

La misión del DTSC es proteger a las personas y el medio ambiente de California de los efectos dañinos de sustancias tóxicas a través de la restauración de recursos contaminados, aplicación de las leyes de residuos peligrosos, reducción de la generación de residuos y alentando a los productores para elaborar productos químicos más seguros.

DECRETO PROPUESTO DE CONSENTIMIENTO (ACUERDO DE SOLUCIÓN) PARA AAD DISTRIBUTION AND DRY CLEANING SERVICES, INC.

Periodo de Comentarios Públicos de 30 días: del 1 de abril al 2 de mayo de 2016

QUÉ SE ESTÁ PROPONIENDO: El Departamento de Control de Sustancias Tóxicas de California ("DTSC", por sus siglas en inglés) invita al público a revisar y comentar acerca del Acuerdo de Solución y Quinto Decreto de Consentimiento [Propuesto] ("Acuerdo de Consentimiento propuesto") en relación a la antigua instalación AAD Distribution and Dry Cleaning Services, Inc. ("AAD") ubicada en el 2306 de East 38th Street en Vernon, California ("Sitio") según lo autorizado por la Ley Integral de Respuesta, Compensación y Responsabilidad Civil Ambiental ("CERCLA", por sus siglas en inglés), 42 U.S.C. § 9601 y sig. El 12 de enero de 2016, el DTSC interpuso el Decreto de Consentimiento propuesto en *California Department of Toxic Substances Control v. Allen's Formal Wear, Inc., et al.*, Caso No. CV13-05069-GHK (JCGx), ante la Corte de Distrito de los Estados Unidos para el Distrito Central de California. El Decreto de Consentimiento propuesto resuelve la queja en contra de Fazio Incorporated por sus contribuciones a la contaminación en el Sitio como resultado de enviar de residuos peligrosos a la instalación AAD.

Las investigaciones realizadas en el Sitio han detectado la presencia de percloroetileno ("PCE") en el suelo por debajo del Sitio. El Sitio permanece contaminado con sustancias peligrosas incluyendo PCE y sigue siendo la fuente de emisiones amenazantes de sustancias peligrosas al ambiente. Aunque el DTSC no ha seleccionado un remedio final para el Sitio, la contaminación por PCE en, por debajo y/o proveniente del Sitio, necesita la adopción de nuevas medidas por parte del DTSC.

DÓNDE PUEDO OBTENER MAYOR INFORMACIÓN: Copias del Decreto de Consentimiento propuesto y otros documentos relativos al Sitio se encuentran disponibles contactando al Gerente de Proyecto del DTSC que se menciona más adelante; en línea en el sitio web EnviroStor del DTSC: https://www.envirostor.dtsc.ca.gov/public/profile_report.asp?global_id=19000031 en la pestaña Community Involvement; o en la Oficina Regional de Registros del DTSC, Sala de Archivos, en el 9211 de Oakdale Avenue, en Chatsworth, CA 91311, Teléfono: Glenn Castillo (818) 717-6522.

A DÓNDE ENVIAR LOS COMENTARIOS: Los comentarios respecto al Decreto de Consentimiento propuesto deben incluir "AAD Fifth CD Comment" en la línea de asunto de su correo electrónico o carta. Todos los comentarios deben tener sello postal o ser enviados por correo electrónico a más tardar el 2 de mayo de 2016, y dirigidos a: Lori Parnass, Gerente del Proyecto, 9211 de Oakdale Avenue, Chatsworth, California 91311 o lori.parnass@dtsc.ca.gov.

Para mayor información favor de contactar a:

Lori Parnass
Gerente del Proyecto
9211 Oakdale Avenue
Chatsworth, California 91311
lori.parnass@dtsc.ca.gov
(818) 717-6597

Mary Sue Maurer
Participación Pública
9211 Oakdale Avenue
Chatsworth, California 91311
mary.maurer@dtsc.ca.gov
(818) 717-6566

Sandy Nax
Oficial de Información Pública
1001 I. Street
Sacramento, CA 95814
sandy.nax@dtsc.ca.gov
(916) 327-6114

AVISO PARA PERSONAS CON DISCAPACIDAD AUDITIVA: Usuarios del TTY pueden utilizar el Servicio de Retransmisión de California @ 711 o 1-800-855-7100.



DECISION NOT TO PROCEED

STATE LANDS COMMISSION

NOTIFICATION OF DECISION NOT TO PROCEED

Pursuant to Government Code section 11347

This message is to inform the stakeholders and interested members of the public that the State Lands Commission decided not to proceed with the proposed regulations titled Article 4.9, Marine Invasive Species Act Enforcement and Hearing Process.

The State Lands Commission published the formal rulemaking action for Article 4.9, Marine Invasive Species Act Enforcement and Hearing Process in the California Regulatory Notice Register on February 5, 2016, Register 2016, No. 6–Z. The proposed rulemaking concerned Marine Invasive Species Act Enforcement and Hearing Process. (OAL Notice Z2016–0126–07.) The 45 day public comment period is set to end on Wednesday, March 23, 2016. A public hearing is scheduled for 10:00 a.m. on Wednesday, March 23, 2016 at the Port of Long Beach. This public hearing has been cancelled. The State Lands Commission will post this Notice of Decision Not to Proceed on its website.

Pursuant to California Government Code section 11347(b), staff of the State Lands Commission expects to republish and commence a new 45–day public comment period in April 2016. Stakeholders and interested parties will be notified on the commencement of that new public comment period.

If you have any questions, please contact Senior Environmental Scientist, Chris Brown, at (916) 574–0236.

ACCEPTANCE OF PETITION TO REVIEW ALLEGED UNDERGROUND REGULATIONS

GOVERNOR’S OFFICE OF EMERGENCY SERVICES

ACCEPTANCE OF PETITION TO REVIEW ALLEGED UNDERGROUND REGULATIONS

(Pursuant to title 1, section 270, of the California Code of Regulations)

The Office of Administrative Law has accepted the following petition for consideration. Please send your comments to:

Elizabeth Heidig, Assistant Chief Counsel
Office of Administrative Law
300 Capitol Mall, Ste. 1250
Sacramento, CA 95814

A copy of your comment must also be sent to the petitioner and the agency contact person.

Petitioner:

David Ofwono
Post Office Box 1174
Los Banos, California 93635

Agency contact:

Michelle Church–Reeves
Office of Emergency Services
3650 Schriever Avenue
Mather, California 95741–9047

Please note the following timelines:

- Publication of Petition in Notice Register: 4/1/2016
- Deadline for Public Comments: 5/2/2016
- Deadline for Agency Response: 5/16/2016
- Deadline for Petitioner Rebuttal: No later than 15 days after receipt of the agency’s response
- Deadline for OAL Decision: 8/1/2016

The attachments are not being printed for practical reasons or space considerations. However, if you would like to view the attachments please contact Margaret Molina at (916) 324–6044 or mmolina@oal.ca.gov.

PETITION TO THE OFFICE OF ADMINISTRATIVE LAW

Re: Alleged Underground Regulation, CalOES/CSTI Certificate Fee Increase

From: David Ofwono

Mailing
Address: P.O. Box 1174
Los Banos, CA 93635

Phone: 209–826–5103

Cell
Phone: 209–534–6371

Email: dofwono@firstoncompliance.com

State agency or department being challenged.

Governor’s Office of Emergency Service, California Specialized Training Institute (CalOES/CSTI)

Description of the purported underground regulation.

CalOES/CSTI has increased the fees for course completion certificates for the California Hazardous

Substances Incident Response Training and Education Program established pursuant to Government Code §8574.20. The increases are approximately 400%.

Description of the agency actions to enforce this fee increase.

CalOES/CSTI announced this fee increase in emails sent to state-certified hazmat instructors on Tuesday 12-15-2015. This fee increase is scheduled to become effective in March 2016.

Legal basis for believing this fee increase is a regulation.

This fee increase has general applicability and implements GC §8574.20(i).

GC §8574.20(i) authorizes CalOES/CSTI to:

“Establish and collect admission fees and other fees that may be necessary to be charged for advanced or specialized training given at the California Specialized Training Institute. These fees shall be used to offset costs incurred pursuant to this article.”

It will apply to individuals providing training in hazardous materials response that is certified as per to the regulations authorized by GC §8574.20. (These regulations are in Title 19 CCR §2510-2560.)

CalOES/CSTI has not gone through the rulemaking process before implementing this fee increase. The regulations that apply to this program don't contain any information on fees. CSTI has never gone through the rulemaking process in determining or implementing the fees authorized by GC §8574.20(j). There is no express statutory exemption from the APA for this action. (This case is nearly identical to the one described in 2008 OAL Determination #12 which is attached.)

Public importance and need for prompt action.

State-certified instructors will provide CalOES/CSTI standardized hazmat response training throughout California and in other states, territories, and commonwealths and even overseas. Over 1,000 classes will take place in any given year. Over 22,000 persons will take part in this training.

This fee increase has taken place in a short time frame with little advance notice. The budgets for many of the classes scheduled to take place have already been set. In many cases, these classes will take place in police and fire academies, military agencies, city, county, state and private industries their budgets were based on the previous fee schedule. This fee increase will have an adverse impact on their finances since their tuition rates won't reflect this fee increase.

This fee increase will adversely impact thousands of state certified instructors and in some cases will force agencies and companies to abandon the use of the stan-

dardized curriculum which poses a threat to public safety.

Certifications

I certify that I have submitted a copy of this petition and all attachments to the state agency which has issued, used, enforced, or attempted to enforce the purported underground regulation:

Michael Brady
 Chief, Training Support and Compliance Section
 CalOES/CSTI
 10 Sonoma Ave. Bldg. 904
 San Luis Obispo, CA 93405-7605
 805-549-3548

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# 2016-0208-02
 BOARD OF EDUCATION
 Review of Proposed Revisions to Instructional Materials

Through this regular resubmittal of OAL File No. 2015-0806-01S, the Board of Education (the "Board") adopts section 9526 in title 5 of the California Code of Regulations. Education Code section 60200, subdivision (b)(2) states that the Department of Education (the "Department") shall assess a fee on publishers and manufacturers of Board-adopted instructional materials in the event a publisher or manufacturer submits proposed revisions to their adopted materials. Section 9526 establishes the associated fees, as well as the process by which the proposed revisions will be reviewed.

Title 5
 ADOPT: 9526
 Filed 03/22/2016
 Effective 07/01/2016
 Agency Contact: Hillary Wirick (916) 319-0644

File# 2016-0212-01
 BOARD OF EQUALIZATION
 Application of the Fee Collection Procedures Law

Section 3500 of title 18 of the California Code of Regulations lists fees and taxes collected by the Board of Equalization (the “Board”) pursuant to the Fee Collection Procedures Law (Rev. & Tax Code, sec. 55001 et seq.). The Board is amending Section 3500 to add “Lumber Products Assessment,” “Local Charges required to be collected by sellers other than direct sellers pursuant to the Local Prepaid Mobile Telephony Services [(“MTS”)] Collection Act,” and “Prepaid MTS Surcharge required to be collected by sellers other than direct sellers” to this list of fees and taxes as a change without regulatory effect. The Board is also adding three Reference citations, each of which corresponds to one of the three items added to the list in Section 3500.

Title 18
AMEND: 3500
Filed 03/17/2016
Agency Contact: Richard Bennion (916) 445-2130

File# 2016-0224-01
BOARD OF PSYCHOLOGY
Filing of Addresses

This rulemaking action amends section 1380.5 of Title 16 of the California Code of Regulations to permit a licensee to provide the Board of Psychology (Board) a Post Office box or other alternative address as his or her publicly disclosable mailing address of record. The action requires a licensee who provides a Post Office box or other alternative address as his or her mailing address of record to also provide his or her physical business or residential address to the Board for the Board’s internal administrative use and not for public disclosure. In addition, the action requires a licensee to provide the Board, and to maintain, his or her email address, if any, and to notify the Board of any address changes within 30 days of the change.

Title 16
AMEND: 1380.5
Filed 03/21/2016
Effective 07/01/2016
Agency Contact: Jonathan Burke (916) 574-7137

File# 2016-0211-03
CALIFORNIA GAMBLING CONTROL
COMMISSION
Program for Responsible Gambling

This proposed regulatory action by the California Gambling Control Commission updates the “Program for Responsible Gambling” standards and requirements in sections 12460-12466 of title 4 of the California Code of Regulations.

Title 4
ADOPT: 12465 AMEND: 12460, 12461, 12462,
12463, 12464, 12466
Filed 03/23/2016
Effective 07/01/2016
Agency Contact: Tina Littleton (916) 263-0700

File# 2016-0217-01
COMMISSION ON TEACHER CREDENTIALING
Supplementary Authorization in Computer Science

This action is the resubmission of OAL file no. 2015-1029-05S, which was partially withdrawn due to insufficient necessity for amendments to title 5, California Code of Regulations, sections 80057.5(b)(1)-(4) and 80089.2(a)(1)-(4). These sections pertain to examination requirements for a teaching credential supplemental authorization in any language other than English for both specific subject supplemental authorizations and introductory supplemental authorizations. This action resolves the necessity issues with the amendments to these sections.

Title 5
AMEND: 80057.5, 80089.2
Filed 03/21/2016
Effective 07/01/2016
Agency Contact: David Crable (916) 323-5119

File# 2016-0317-01
DEPARTMENT OF FOOD AND AGRICULTURE
Asian Citrus Psyllid Interior Quarantine

This emergency regulatory action will expand the quarantine area for the Asian Citrus Psyllid (ACP), *Diuraphis citri*, to approximately 26 square miles in the Milpitas area of Santa Clara County and into Alameda County. The effect of the emergency action provides authority for the state to perform quarantine activities against ACP within this additional area, along with the existing regulated areas.

Title 3
AMEND: 3435
Filed 03/21/2016
Effective 03/21/2016
Agency Contact: Sara Khalid (916) 403-6625

File# 2016-0209-04
DEPARTMENT OF INSURANCE
Universal Life Policies Valuation

This rulemaking by the Department of Insurance amends sections in Title 10 of the California Code of Regulations, pertaining to the valuation of universal life insurance policies for the purpose of establishing reserves. This rulemaking makes California regulations consistent with the National Association of Insurance Commissioner’s (“NAIC”) Model Regulation 585.

Title 10
 AMEND: 2544, 2544.1, 2544.2, 2544.3, 2544.4,
 2544.5, 2544.6
 Filed 03/22/2016
 Effective 07/01/2016
 Agency Contact: Jack Hom (415) 538-4129

File# 2016-0209-02
 DEPARTMENT OF JUSTICE
 FSCs and Safe Handling Demonstrations

This rulemaking action makes permanent the emergency regulations implementing Senate Bill 683 (Chapter 761 of 2013). The regulations establish Department of Justice (DOJ) Certified Instructor (Instructor) qualifications to administer Firearm Safety Certificate (FSC) testing and to observe safe firearm handling demonstrations by firearms purchasers and contain provisions regarding suspension and revocation of Instructor certification. The regulations require Instructors to use the Firearms Certification System for the issuance of FSCs and specify FSC test application qualifications and fees, FSC test topics, and provisions concerning: FSC test administration, FSC issuance, and FSC duplicates and replacements. The regulations establish rules for safe handling demonstrations generally and regarding categories of firearms. The regulations also specify the training qualifications, course content, and specifications of certificates of completion for entities deemed by the DOJ to be similar or equivalent to statutorily listed firearm-safety organizations. Finally, the regulations incorporate forms used in the administration of the program.

Title 11
 ADOPT: 4250, 4251, 4251.5, 4252, 4253, 4254,
 4255, 4256, 4257, 4258, 4559
 Filed 03/23/2016
 Effective 03/23/2016
 Agency Contact: Jeff Amador (916) 227-4217

File# 2016-0211-01
 DIVISION OF WORKERS' COMPENSATION
 Workers' Compensation — Official Medical Fee
 Schedule-Physician

The Division of Workers' Compensation (Division) submitted this file and print action to amend 10 sections in title 8 of the California Code of Regulations. The amendments pertain to physician services in the official medical fee schedule (OMFS) that was adopted pursuant to Labor Code section 5307.1. Certain changes to the OMFS are made by administrative order exempt from the Administrative Procedure Act pursuant to Labor Code section 5307.1(g)(2), which allows the Division's administrative director to make adjustments to the OMFS to conform to any relevant changes in the

Medicare and Medi-Cal payment systems. In this action, the Division is making changes in the California Code of Regulations to conform to administrative orders effective as early as January 1, 2014.

Title 8
 AMEND: 9789.12.2, 9789.12.6, 9789.12.8,
 9789.12.13, 9789.13.1, 9789.15.4, 9789.16.1,
 9789.16.2, 9789.17.1, 9789.19
 Filed 03/23/2016
 Effective 01/01/2016
 Agency Contact: Jarvia Shu (510) 286-0646

File# 2016-0222-01
 FAIR POLITICAL PRACTICES COMMISSION
 Regulation Updates for 2015 Legislation

This action by the Fair Political Practices Commission makes changes in title 2 of the California Code of Regulations including updates to account for legislative changes as well as nonsubstantive changes.

Title 2
 AMEND: 18215.3, 18247.5, 18404, 18405, 18422,
 18425, 18427.1, 18450.4, 18531.5, 18531.62
 REPEAL: 18402.5
 Filed 03/22/2016
 Effective 04/21/2016
 Agency Contact: Cesar R. Cuevas (916) 327-2026

File# 2016-0222-02
 FAIR POLITICAL PRACTICES COMMISSION
 Regulation Updates for 2015 Legislation

This action by the Fair Political Practices Commission makes changes in title 2 of the California Code of Regulations including updates to account for legislative changes as well as nonsubstantive changes.

Title 2
 AMEND: 18406, 18530.4, 18530.45, 18992
 Filed 03/22/2016
 Effective 04/21/2016
 Agency Contact: Cesar R. Cuevas (916) 327-2026

File# 2016-0205-01
 OFFICE OF STATEWIDE HEALTH PLANNING
 AND DEVELOPMENT

Patient Discharge Data — Expected Source of Payment Update

This change without regulatory effect by the Office of Statewide Health Planning and Development ("OSHPD") amends section 97232 in title 22 of the California Code of Regulations (CCR). Health and Safety Code section 128735 enumerates the data elements that must be included in each patient record, one of which is the Expected Source of Payment. (Health & Saf. Code, § 128735, subd. (g)(19).) This data element is implemented in Section 97232, which consists of

three parts: Payer Category, Type of Coverage, and, if a Managed Care Knox–Keene health plan or a Medi–Cal County Organized Health System is reported, the Plan Code number identifying the plan must also be included. This action adds newly licensed plans and reflects changes to existing plan names of certain licensees. The list is also reorganized to maintain the alphabetical order of the listed plans.

Title 22
 AMEND: 97232
 Filed 03/17/2016
 Agency Contact: Anthony Tapney (916) 326–3932

File# 2016–0310–01
 STATE WATER RESOURCES CONTROL BOARD
 Measuring and Reporting Water Diversions

This action amends and adopts measuring and reporting requirements for water diverters.

Title 23
 ADOPT: 908, 911, 912, 916, 917, 922, 924, 931, 931.5, 932, 933, 934, 935, 936, 937, 938
 Filed 03/21/2016
 Effective 03/21/2016
 Agency Contact: Nathan Weaver (916) 341–5184

File# 2016–0217–02
 STRUCTURAL PEST CONTROL BOARD
 Pesticide Disclosure

This rulemaking action by the Structural Pest Control Board amends section 1970.4 in title 16 of the California Code of Regulations to permit Form 43M–48 (Rev. 5/07) to be possessed in hardcopy or electronic format.

Title 16
 AMEND: 1970.4
 Filed 03/22/2016
 Effective 07/01/2016
 Agency Contact: David Skelton (916) 561–8722

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN October 21, 2015 TO
 March 23, 2016**

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	
03/22/16	AMEND: 18215.3, 18247.5, 18404, 18405, 18422, 18425, 18427.1, 18450.4, 18531.5, 18531.62 REPEAL: 18402.5
03/22/16	AMEND: 18406, 18530.4, 18530.45, 18992
02/22/16	ADOPT: 61000, 61001, 61002, 61003, 61004, 61005, 61006, 61007, 61008, 61009, 61010, 61011, 61012, 61013, 61014, 61015, 61016, 61017, 61018, 61019, 61020, 61021, 61022, 61023, 61024
02/22/16	ADOPT: 59800
02/11/16	AMEND: 57200
02/10/16	AMEND: 57200
02/04/16	ADOPT: 555.5
02/04/16	AMEND: 18351
02/04/16	AMEND: 18616
01/14/16	AMEND: 18944.1
01/14/16	AMEND: 18996
01/06/16	AMEND: 48000
12/30/15	AMEND: 53900
12/23/15	AMEND: 1859.2, 1859.107, 1859.164.2, 1859.195, 1859.198
12/23/15	AMEND: 1859.70.4, 1859.93, 1859.93.1, 1859.190
12/22/15	AMEND: 51000
12/21/15	AMEND: 58200
12/21/15	AMEND: 59100
12/21/15	AMEND: 1859.76
12/15/15	ADOPT: 18360 AMEND: 18362 REPEAL: 18360
12/15/15	AMEND: 57500
12/15/15	REPEAL: 18413
12/14/15	ADOPT: 5.1, 5.2, 90, 248, 548.2, 548.5 REPEAL: 548.77
12/09/15	ADOPT: 11023 AMEND: 11005.1 (renumbered to 10500), 11006, 11008, 11009, 11019, 11023 (renumbered to 11024), 11028, 11029, 11030, 11031, 11034, 11035, 11036, 11039, 11040, 11041, 11042, 11043, 11044, 11045, 11046, 11047, 11049, 11050, 11051, 11059, 11060, 11062, 11064, 11065, 11066, 11067, 11068, 11070, 11071, 11075, 11100, 11101, 11103, 11104, 11105, 11111, 11113, 11114, 11121, 11122, 11123, 11128, 11131, 11132, 11133 (renumbered to 10250), 11134 (renumbered to 10251), 11135 (renumbered to 10252), 11136 (renumbered to 10253), 11137 (renumbered to 10254), 11138 (renumbered to 10255), 11139 (renumbered to 10256), 11140

	(renumbered to 10257), 11141	03/10/16	ADOPT: 5258, 5271, 5273 AMEND:
	(renumbered to 10258) REPEAL: 11024		5033, 5052, 5100, 5102 (renumbered to
12/08/15	ADOPT: 59790		5101), 5103 (renumbered to 5102), 5104
12/03/15	REPEAL: 28010		(renumbered to 5103), 5105 (renumbered
12/02/15	ADOPT: 25, 26		to 5104), 5106 (renumbered to 5105),
12/02/15	ADOPT: 11, 12, 12.1, 155, 156, 157, 158,		5107 (renumbered to 5106), 5132, 5170,
	159 AMEND: 547.52		5190, 5191, 5192, 5200, 5205, 5210,
11/19/15	ADOPT: 59550		5230, 5232, 5250, 5255, 5260, 5267
11/09/15	AMEND: 18225.7 REPEAL: 18550.1		REPEAL: 5101
11/04/15	AMEND: 37000	03/08/16	AMEND: 1658
11/03/15	AMEND: 1859.2, 1859.71.4, 1859.78.1,	03/03/16	AMEND: 10176, 10179, 10180, 10181
	1859.79.2, 1859.82, 1859.83, 1859.125,	02/04/16	AMEND: 5000, 5033, 5052, 5144, 5205,
	1859.125.1, 1859.145, 1859.163.1,		5220, 5221, 5230
	1859.163.5, 1859.167.2, 1859.193	02/01/16	ADOPT: 7210, 7213, 7214, 7215, 7216,
10/28/15	AMEND: 52400		7217, 7218, 7219, 7220, 7221, 7222,
			7223, 7224, 7225, 7225.1, 7226, 7227,
			7228, 7229
Title 3		01/26/16	ADOPT: 1866.1 AMEND: 1844
03/21/16	AMEND: 3435	01/25/16	AMEND: 10170.2, 10170.3, 10170.4,
03/10/16	AMEND: 3435(b)		10170.5, 10170.6, 10170.7, 10170.8,
03/09/16	AMEND: 3435(b)		10170.9, 10170.10, 10170.11
03/08/16	AMEND: 3435(b)	01/04/16	AMEND: 130
02/17/16	AMEND: 6000, 6445, 6447, 6447.2,	12/29/15	AMEND: 1887
	6447.3, 6448.1, 6449.1, 6450.1, 6452,	12/24/15	AMEND: 10302, 10315, 10317, 10320,
	6452.2, 6784		10322, 10325, 10326, 10327, 10328,
02/17/16	AMEND: 3439(b)		10337
02/09/16	AMEND: 3435(b)	12/10/15	AMEND: 1632
02/02/16	ADOPT: 3442	12/03/15	ADOPT: 10091.1, 10091.2, 10091.3,
01/27/16	ADOPT: 3591.26		10091.4, 10091.5, 10091.6, 10091.7,
01/21/16	AMEND: 3435(b)		10091.8, 10091.9, 10091.10, 10091.11,
01/20/16	AMEND: 3435(b)		10091.12, 10091.13, 10091.14, 10091.15
01/14/16	AMEND: 3435(b)	11/30/15	ADOPT: 7125.1 AMEND: 7113, 7116,
01/06/16	AMEND: 3435(b)		7118, 7119, 7125, 7127
01/05/16	AMEND: 3435(b)	11/17/15	AMEND: 2000
12/30/15	AMEND: 3435(b)	11/09/15	ADOPT: 5258, 5271, 5273 AMEND:
12/23/15	ADOPT: 3441		5033, 5052, 5100, 5102 (renumbered to
12/21/15	AMEND: 3435(b)		5101), 5103 (renumbered to 5102), 5104
12/16/15	AMEND: 3435(b)		(renumbered to 5103), 5105 (renumbered
12/15/15	AMEND: 3435(b)		to 5104), 5106 (renumbered to 5105),
12/14/15	AMEND: 3435		5107 (renumbered to 5106), 5132, 5170,
12/07/15	AMEND: 3435(b)		5190, 5191, 5192, 5200, 5205, 5210,
12/02/15	AMEND: 6170.5, 6723, 6724, 6761		5230, 5232, 5250, 5255, 5260, 5267
11/24/15	AMEND: 3435(b)		REPEAL: 5101
11/24/15	AMEND: 3435(b)	11/02/15	ADOPT: 8078.3, 8078.4, 8078.5, 8078.6,
11/18/15	AMEND: 6260, 6262, 6264, 6266		8078.7
11/13/15	AMEND: 3435(b)	10/27/15	AMEND: 8035
11/12/15	AMEND: 3435(b)	10/26/15	AMEND: 10170.2, 10170.3, 10170.4,
11/09/15	AMEND: 1358.4		10170.5, 10170.6, 10170.7, 10170.8,
11/04/15	AMEND: 6000, 6188, 6742, 6746, 6793		10170.9, 10170.10, 10170.11
10/29/15	AMEND: 3435(b)		
10/22/15	ADOPT: 1280.11 AMEND: 1280,	Title 5	
	1280.1, 1280.7, 1280.8	03/22/16	ADOPT: 9526
Title 4		03/21/16	AMEND: 80057.5, 80089.2
03/23/16	ADOPT: 12465 AMEND: 12460, 12461,	03/03/16	AMEND: 19810
	12462, 12463, 12464, 12466		

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02/26/16	AMEND: 27007	2269.7, 2269.10, 2269.11, 2269.13, 2269.14
02/24/16	AMEND: 80499	
02/24/16	AMEND: 80014, 80014.1, 80066 REPEAL: 80014.2	01/07/16 ADOPT: 5508, 5509, 5510, 5511, 5512, 5513, 5514, 5515, 5516
02/18/16	ADOPT: 40106	12/23/15 ADOPT: 6650, 6652, 6656, 6657, 6658, 6660, 6662, 6664, 6666, 6668, 6670
01/12/16	ADOPT: 27700, 27701, 27702, 27703, 27704, 27705	12/14/15 ADOPT: 6408, 6410, 6450, 6452, 6454, 6470, 6472, 6474, 6476, 6478, 6480, 6482, 6484, 6486, 6490, 6492, 6494, 6496, 6498, 6500, 6502, 6504, 6506, 6508, 6510, 6600, 6602, 6604, 6606, 6608, 6610, 6612, 6614, 6616, 6618, 6620
12/14/15	AMEND: 80057.5, 80089, 80089.1, 80089.2	
12/08/15	AMEND: 3030(b)(10)	
11/23/15	ADOPT: 71105, 71105.5, 71410, 71471, 71775, 71775.5, 74240, 74250, 75140 AMEND: 70000, 71400, 71650, 75150	12/04/15 ADOPT: 1422.3, 1950.122.4.2
11/23/15	ADOPT: 851.5, 853.6, 853.8 AMEND: 850, 851, 853, 853.5, 853.7, 855, 857, 858, 859, 860, 861, 862, 862.5, 863, 864	11/02/15 AMEND: 2498.5
11/18/15	ADOPT: 80002 AMEND: 80001	11/02/15 AMEND: 2498.4.9
11/03/15	AMEND: 1505	11/02/15 AMEND: 2498.6
		10/26/15 ADOPT: 2240.15, 2240.16, 2240.6, 2240.7 AMEND: 2240, 2240.1, 2240.4, 2240.5
Title 8		
03/23/16	AMEND: 9789.12.2, 9789.12.6, 9789.12.8, 9789.12.13, 9789.13.1, 9789.15.4, 9789.16.1, 9789.16.2, 9789.17.1, 9789.19	
03/14/16	AMEND: 9789.21, 9789.25	
03/14/16	AMEND: 333, 336	
03/07/16	AMEND: 4307	
03/07/16	AMEND: 4412	
03/04/16	AMEND: 9785.4.1	
02/25/16	AMEND: 3328	
01/06/16	AMEND: 5194(c)	
12/30/15	ADOPT: 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962	
11/23/15	AMEND: 10133.32	
11/05/15	AMEND: 333, 336	
10/21/15	AMEND: 15600, 15609	
Title 9		
11/05/15	AMEND: 4210	
Title 10		
03/22/16	AMEND: 2544, 2544.1, 2544.2, 2544.3, 2544.4, 2544.5, 2544.6	
03/08/16	ADOPT: 2240.15, 2240.16, 2240.6, 2240.7 AMEND: 2240, 2240.1, 2240.2, 2240.3, 2240.4, 2240.5	
02/04/16	AMEND: 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218	
02/02/16	ADOPT: 2269 AMEND: 2218, 2250, 2251, 2252, 2253, 2254, 2256, 2257, 2258, 2259, 2260, 2266, 2267, 2268 REPEAL: 2218.1, 2255, 2261, 2262, 2263, 2264, 2265, 2269.1, 2269.4,	
		Title 11
		03/23/16 ADOPT: 4250, 4251, 4251.5, 4252, 4253, 4254, 4255, 4256, 4257, 4258, 4559
		03/10/16 AMEND: 20
		02/24/16 AMEND: 1005, 1007, 1008, 1052
		02/24/16 AMEND: 1951, 1953, 1954, 1955
		02/17/16 AMEND: 1005, 1081
		01/27/16 AMEND: 1953(e)(5)
		12/09/15 AMEND: 1070(c)
		12/09/15 AMEND: 1001, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1016, 1018, 1019, 1051, 1054, 1055, 1056, 1057, 1058, 1060, 1070, 1071, 1080, 1081, 1082, 1083, 1084, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960
		11/23/15 ADOPT: 4250, 4251, 4252, 4253, 4254, 4255, 4256, 4257, 4258, 4259
		10/27/15 ADOPT: 313, 314, 315, 316, 999.9, 999.9.1, 999.9.2, 999.9.3, 999.9.4, 999.9.5 AMEND: 999.6, 999.7, 999.8
		Title 12
		12/02/15 AMEND: 800.1, 803, 804, 809 REPEAL: 808
		Title 13
		02/29/16 AMEND: 553.70
		02/25/16 AMEND: 551.8, 551.12, 591, 592
		02/08/16 ADOPT: 2850, 2851, 2852, 2853, 2854, 2855, 2856, 2857, 2858, 2859, 2860, 2861, 2862, 2863, 2864, 2865, 2866, 2867, 2868, 2869 AMEND: 2440, 2442
		01/26/16 AMEND: 1239

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01/25/16	AMEND: 1162.1, 1242	11/03/15	AMEND: 870.15, 870.17, 870.19, 870.21
01/19/16	AMEND: 1253		
01/19/16	ADOPT: 1160.7, 1161.8 AMEND: 1160.2	Title 14, 27	
12/21/15	AMEND: 423.00	11/10/15	ADOPT: Title 14: 17017, 17854.1, 17863.4.1, 17868.3.1, 17896.1, 17896.2, 17896.3, 17896.4, 17896.5, 17896.6, 17896.7, 17896.8, 17896.9, 17896.10, 17896.11, 17896.12, 17896.13, 17896.14, 17896.15, 17896.16, 17896.17, 17896.18, 17896.19, 17896.20, 17896.21, 17896.22, 17896.23, 17896.24, 17896.25, 17896.26, 17896.27, 17896.28, 17896.29, 17896.30, 17896.31, 17896.32, 17896.33, 17896.34, 17896.35, 17896.36, 17896.37, 17896.38, 17896.39, 17896.40, 17896.41, 17896.42, 17896.43, 17896.44, 17896.45, 17896.46, 17896.47, 17896.48, 17896.49, 17896.50, 17896.51, 17896.52, 17896.53, 17896.54, 17896.55, 17896.56, 17896.57, 17896.58, 17896.59, 17896.60, 17896.61, 18221.5.1, 18221.6.1 AMEND: Title 14: 17362.2, 17377.2, 17381.1, 17383.3, 17383.4, 17383.7, 17388.3, 17403.1, 17403.2, 17403.3, 17409.2, 17852, 17855, 17855.2, 17855.3, 17856, 17857.1, 17857.2, 17859.1, 17862, 17862.1, 17863, 17863.4, 17867, 17868.1, 17868.2, 17868.3, 17868.5, 17869, 18083, 18100, 18101, 18102, 18103, 18103.1, 18103.2, 18104, 18104.1, 18104.2, 18104.3, 18104.6, 18104.9, 18105, 18105.1, 18105.2, 18105.3, 18105.5, 18105.6, 18105.8, 18105.9, 18105.11, 18227, 18302; Title 27: 21620, Appendix 1 REPEAL: Title 14: 17855.4
12/09/15	ADOPT: 1157.21 AMEND: 1157, 1157.4, 1157.6, 1157.8, 1157.10, 1157.12, 1157.13, 1157.14, 1157.16, 1157.18, 1157.20		
11/16/15	ADOPT: 2293, 2293.1, 2293.2, 2293.3, 2293.4, 2293.5, 2293.6, 2293.7, 2293.8, 2293.9, Appendix 1 AMEND: 2290, 2291, 2293 (renumbered to 2294), 2293.5 (renumbered to 2295)		
11/09/15	AMEND: 551.21		
10/21/15	ADOPT: 551.22 AMEND: 550, 551.2		
Title 14			
03/07/16	ADOPT: 749.8		
03/01/16	AMEND: 7.50		
02/29/16	ADOPT: 1.57, 5.41 AMEND: 1.05, 1.53, 1.86, 2.00, 5.60, 5.80, 5.81, 7.00, 7.50, 27.00, 230		
02/23/16	AMEND: 632		
02/18/16	ADOPT: 748.5		
02/10/16	ADOPT: 672, 672.1, 672.2		
02/10/16	AMEND: 17381.2		
02/09/16	AMEND: 3550.11		
02/05/16	AMEND: 1724.9		
01/25/16	AMEND: 870.15, 870.17, 870.19, 870.21		
01/21/16	ADOPT: 1760.1, 1779.1		
01/13/16	AMEND: 149		
12/30/15	AMEND: 180.6		
12/29/15	AMEND: 1038		
12/28/15	ADOPT: 8.01		
12/15/15	AMEND: 4970.00, 4970.01, 4970.04, 4970.05, 4970.06.1, 4970.07, 4970.08, 4970.09, 4970.10.4, 4970.17, 4970.23, 4970.24.1, 4970.25.1		
12/10/15	AMEND: 1.92, 703		
11/30/15	AMEND: 1665.7		
11/30/15	AMEND: 163, 164	Title 15	
11/24/15	AMEND: 29.85	03/10/16	ADOPT: 3000, 3268.2 REPEAL: 3999.17
11/23/15	AMEND: 1052.1	02/18/16	ADOPT: 3040.2 AMEND: 3000, 3040.1, 3041, 3041.3, 3043.6, 3379 REPEAL: 3999.15
11/23/15	AMEND: 895.1, 916.9, 917.2, 937.2, 957.2, 937.3, 957.3, 929.1, 949.1, 969.1, 1038, 1039.1, 1041, 1092.01, 1092.26, 1092.28, 1109.4	02/18/16	AMEND: 3375.1, 3377
11/19/15	AMEND: 890	12/30/15	AMEND: 3000, 3268, 3268.1, 3268.2
11/13/15	AMEND: 478, 479	12/24/15	ADOPT: 1712.3, 1714.3, 1730.3, 1740.3 AMEND: 1700, 1706, 1712.2, 1714.2, 1730.2, 1731, 1740.2, 1747, 1747.1, 1748, 1748.5, 1749, 1749.1, 1750, 1750.1, 1751, 1752, 1753, 1754, 1756,
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11/06/15	ADOPT: 131		
11/05/15	AMEND: 29.85		
11/03/15	AMEND: 895.1, 1038, 1038.2		

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12/14/15 ADOPT: 3999.20
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3341.8, 3341.9 AMEND: 3000, 3044,
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3349.3.5, 3349.3.6, 3349.3.7, 3349.4.1,
3349.4.2, 3349.4.3, 3349.4.4, 3349.4.5,
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02/24/16 AMEND: 1446, 1447, 1447.1
02/23/16 AMEND: 109, 111
02/18/16 ADOPT: 1108
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01/27/16 ADOPT: 1746.3
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01/25/16 AMEND: 420.1, 3021.1
01/11/16 AMEND: 995
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11/30/15 ADOPT: 1820.7 AMEND: 1820, 1820.5,
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11/20/15 AMEND: 4151, 4152
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1399.156.2, 1399.156.3, 1399.156.5,
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1399.160.1, 1399.160.2, 1399.160.3,
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01/11/16 ADOPT: 94017 AMEND: 94010, 94011,
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01/06/16 ADOPT: 100503
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01/06/16 AMEND: 1619
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 02/23/16 AMEND: 69502.2
 02/11/16 ADOPT: 51000, 51000.7, 51000.9.5,
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 100161), 100156 (renumbered to
 100160), 100157 (renumbered to
 100162), 100159 (renumbered to

100154), 100160 (renumbered to
 100155), 100161 (renumbered to
 100156), 100162 (renumbered to
 100157), 100163 (renumbered to
 100164), 100164 (renumbered to
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 12/14/15 ADOPT: 50188
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 12/30/15 ADOPT: 84092, 84093, 85092, 85093,
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01/28/16 ADOPT: 3009
01/15/16 AMEND: 1062
01/14/16 ADOPT: 3959.7
12/23/15 AMEND: 3949.5
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344.10, 344.12, 344.14, 344.16, 344.18,
345, 345.2, 345.4, 346, 346.2, 346.4,
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8407, 8408, 8409, 8414 AMEND: 8400,
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8408, 8409, 8411, 8413, 8414, 8415,
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02/08/16 AMEND: 25705
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11/30/15 AMEND: 40-034, 44-211, 44-303,
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11/30/15 ADOPT: 30-777 AMEND: 30-701,
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