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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 9. DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS

Amendment of Section 9525, Chapter 2.5, Division 4, Title 9, California Code of Regulations

COUNTY SACPA ALLOCATIONS

NOTICE OF RULEMAKING AND PUBLIC COMMENT PERIOD

NOTICE IS HEREBY GIVEN that the California Department of Alcohol and Drug Programs proposes to amend Section 9525, Title 9, California Code of Regulations (CCR).

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW:

The Department of Alcohol and Drug Programs (ADP) is proposing an emergency regulatory action to change the formula used to calculate the allocation of funds to counties for implementing the Substance Abuse and Crime Prevention Act of 2000 (SACPA). This change will result in a fairer and more equitable allocation of funds. It places more emphasis on demonstrated SACPA client treatment caseloads, yet avoids drastic annual changes in funding that might otherwise disrupt SACPA programs.

For FY 2001–02, 2002–03, and 2003–04, ADP based SACPA allocations on a base allocation (50%), county drug arrest data (25%), and total county drug treatment caseload (25%).

For FY 2004–05 and following years, ADP proposes to change the allocation formula to a base allocation (50%), county drug arrest data (10%), and county SACPA client treatment caseload data (40%). The portion of each county's SACPA allocation based on drug arrests is reduced and the portion based on SACPA treatment caseload is increased in order to encourage counties to place more SACPA clients in treatment.

When SACPA was first adopted in 2000, ADP based its methodology for distributing SACPA funds on total county drug treatment caseload data (i.e., the number of individuals receiving drug treatment in each county) because SACPA treatment caseload data did not yet exist.

A more recent review of county SACPA plans and expenditures shows that some counties expend SACPA funds before the end of the fiscal year, while other counties carry over funds from previous fiscal years.

Discussions between ADP and the SACPA Statewide Advisory Group indicated that this disparity was caused in part by the fact that the allocation was based on total county drug treatment caseload data, rather than on more specific county SACPA treatment caseload data.

As a result, stakeholders asked ADP to develop an allocation formula that would more accurately respond to a county's treatment caseload needs. The allocation formula proposed in this regulation was developed through collaboration between ADP, the SACPA Statewide Advisory Group, and the County Alcohol and Drug Program Administrators Association of California (CADPAAC).

This change is needed to distribute SACPA funds to counties in proportion to their actual SACPA treatment needs, so that all counties will have sufficient SACPA funds to provide SACPA treatment services throughout the fiscal year. Without this amendment, some counties will not be able to provide drug treatment instead of incarceration, as mandated by the Substance Abuse and Crime Prevention Act of 2000.

While the computations contained in the regulation may appear complicated, such complexity is needed to avoid large percentage increases or decreases in the allocation amounts counties would receive, thereby avoiding disruption to county SACPA programs. Additionally it is necessary to draft the regulation with such specificity so that counties can follow the process that is used to develop their allocations. Simplifying the regulatory language to make it more user-friendly would sacrifice specificity. A more simple explanation of the regulations is contained in the initial statement of reasons enclosed with this request.

Specifically, this regulatory change makes the following amendments:

- Current Section 9525(a) requires ADP to reserve up to one half of one percent (0.5%) of total funds from the Substance Abuse Treatment Trust Fund (SATTF) for a long term evaluation of the SACPA program. Section 9525(a) is amended to require ADP to reserve such funds each year. This change is needed for clarity.
- Current Subsection 9525(b) allows ADP to reserve up to five percent (5.0%) of total SATTF funds, subject to annual approval by the State Department of Finance. Section 9525(b) is amended to specify that ADP may reserve such funds each year. This change is needed for clarity.
- No changes have been made to Section 9525(c).

- Section 9525(d), (e), and (f) have been deleted and replaced with new subsections (d), (e), (f), (g), (h), (i), and (j)
- New Section 9525(d) bases fifty percent (50%) of each county's initial SACPA allocation for FY 2003–04 and following fiscal years on county population, approximately forty percent (40%) on annual county SACPA treatment caseload, any approximately ten percent (10%) of annual county drug arrest data. Any remaining SATTFF funds would be distributed to counties as a supplemental allocation.
- New Section 9525(e) would distribute an allocation based on population to each county for FY 2004–05 and following years. A minimum of \$146,278 would be allocated to each county. That amount would be adjusted by the ratio of each county's total population to the total Statewide population, according to Department of Finance population estimates for 2002. The \$58,511,478 total to be distributed using this formula is equal to fifty percent (50%) of the total amount (\$117,022,956) distributed to all counties for fiscal year (FY) 2003–04 for SACPA drug treatment. This portion of the SACPA allocation is frozen at the FY 2003–04 base amount to prevent wide fluctuation in county allocations year to year, in order to facilitate county planning.
- New Section 9525(f) would distribute an allocation based on county SACPA treatment caseload data to each county for FY 2004–05 and following years. County SACPA treatment caseload data is being used instead of county drug treatment data, because SACPA treatment caseload data is a more accurate indicator of county SACPA treatment needs than is total county drug treatment data. The portion of each county's SACPA allocation based on SACPA treatment caseload was increased in order to provide an incentive for counties to place more SACPA clients in treatment in lieu of incarceration, as mandated by the Substance Abuse and Crime Prevention Act of 2000.
- New Section 9525(g) would distribute an allocation based on county drug arrest data to each county for FY 2004–05 and following years.
- New Section 9525(h) adjusts county SACPA treatment caseload data and county drug arrest data to place the counties on the same measuring scale, using county SACPA treatment caseload data and drug treatment caseload data per thousand of county population (as shown in the most recent annual data obtained from the California Department of Finance). New Section 9525(h) also specifies that the standard deviation, a measure of variability around the mean, shall be used to determine the degree to which a county's SACPA treatment

caseload data or drug arrest data actually deviates from the statewide mean. In the calculations, numbers are rounded to two decimal places and dollars are rounded to the nearest dollar. The current methodology is structured so that the most populous counties receive the bulk of funding, regardless of the actual rate of drug treatment caseload. The proposed methodology seeks to minimize the weight of population, by standardizing SACPA treatment caseload as a rate per thousand of each county's population. This change is necessary to facilitate accurate county-to-county comparisons of SACPA treatment caseload, regardless of county population.

- New Section 9525(i) specifies that the county's allocation based on population shall be added to its allocations based on SACPA treatment caseload data and county drug arrest data, to determine the amount of the county's initial allocation. If the sum of all county initial allocations is less than the total available SATTFF funds for the year, due to the calculations specified in Section 9525(h), new Section 9525(i) specifies that any remaining funds shall be distributed to counties as a supplemental allocation.
- New Section 9525(j) specifies that the county's initial allocation shall be added to its supplemental allocation to determine the county's total SACPA allocation for the year.
- Current Sections 9525(g) and (h) have been renumbered as new subsections (k) and (l). No changes have been made to these two subsections.

An example is given to demonstrate each of the calculations in Section 9525.

AUTHORITY

This regulation is being adopted pursuant to Sections 11755 of the Health and Safety Code.

REFERENCE

The statutory reference for this regulatory action is Section 11999.6 of the Health and Safety Code

FISCAL IMPACT STATEMENTS

Anticipated costs or savings in federal funding to the State: ADP does not anticipate any costs to federal government as the result of this regulatory action, because this regulation does not impact any federally funded State agency or program.

Anticipated costs or savings to any State agency: ADP does not anticipate any costs to the State General Fund, because this regulatory action does not expand the scope of the implementing statute.

Anticipated costs to county or local government: The proposed formula would result in lower allocations than the current formula for 29 counties, and

higher allocations for 29 counties. The range of loss for counties would be 0.20% to 16.8%. The range of gain for counties would be +0.25% to +23.3%. ADP anticipates a minimal impact on counties statewide because the allocation formula has been designed to avoid drastic annual changes in funding that might disrupt SACPA programs.

Significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states: ADP does not anticipate an impact on businesses statewide, because statewide total funds available to counties for purchasing treatment services from providers will not be impacted. ADP does not anticipate that this regulatory action will affect the ability of California businesses to compete with businesses in other states. ADP does not anticipate that this regulatory action will affect the creation or elimination of jobs, the creation of new businesses, the elimination of existing businesses, or the expansion of businesses currently doing business within the State of California.

Impact on Small Businesses: ADP does not anticipate an impact on businesses statewide, because statewide total funds available to counties for purchasing treatment services from providers will not be impacted.

Cost Impact on Representative Private Persons or Businesses: None. ADP is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Impact on Housing Costs: ADP does not anticipate that this regulatory action will impact housing costs in any way.

Nondiscretionary cost or savings imposed on local agencies: None

LOCAL MANDATE DETERMINATION

ADP has determined that this proposed regulatory action will not impose any new mandates on school districts or other local governmental agencies or any mandates which must be reimbursed by the State pursuant to Part 7 (commencing with Section 17500), Division 4 of the Government Code.

WRITTEN COMMENT PERIOD

Any interested person or his authorized representative may submit written comments on the proposed regulatory action. **The written comment period closes at 5 p.m. on August 30, 2004.** Please submit any written comments before that time. ADP cannot accept written comments after the close of the public comment period. Please send written comments to Mary Conway, Regulations Coordinator, Department

of Alcohol and Drug Programs, 1700 K Street, Sacramento, CA 95814. Comments may also be submitted by fax at (915) 323-5873 or e-mail at MCONWAY@ADP.STATE.CA.US.

SCOPE OF TESTIMONY

Section 11346.8(c) of the Government Code prohibits ADP from making any changes to the text of a noticed regulation after the public hearing, unless the change was so sufficiently related to the original text that the public was adequately placed on notice that the change could result from the originally proposed action. Therefore please make your comments specific to the regulation discussed in this notice. Please indicate the number of the section you would like changed, the specific change requested, and the reason why you would like the section changed. Since ADP cannot make changes to sections of regulation which were not mentioned in this public notice, during the public comment period ADP will not consider testimony regarding changes which are outside the scope of this notice. If you wish to request ADP to amend, adopt, or repeal additional sections of regulation, ADP is required to consider those changes in a separate regulatory action.

PUBLIC HEARING

ADP has not scheduled a public hearing on the proposed regulatory action. However, if any person wishes to submit oral comments, ADP will schedule a public hearing upon receipt of that person's written request. Such request must be received at the address shown above no later than 15 days prior to the close of the written comment period.

CONSIDERATION OF ALTERNATIVES

Pursuant to Section 11346.5(a)(13) of the Government Code, ADP must determine that no reasonable alternative considered by ADP or that has otherwise been identified and brought to the attention of ADP would be more effective in carrying out the purpose for which this regulatory action was taken. ADP must also determine that no alternative would be as effective and less burdensome to affected private persons than the regulatory action taken. ADP will consider any alternatives presented during the public comment period.

ADDITIONAL CHANGES

ADP may modify the proposed regulation in response to testimony received during the 45-day public comment period, so long as any additional changes made are sufficiently related to the proposed regulatory action and within the scope of this notice. ADP will make available to any interested persons, for at least 15 days prior to the date on which ADP adopts, amends, or repeals the resulting regulation, the full

text of any regulation which is changed or modified from the express terms to this regulatory action. ADP will mail a copy of the additional changes to any person who testified or submitted comments during the public hearing (if one is requested), who submitted written comments during the 45-day public comment period, or who requested copies of additional changes. Please call ADP's regulations coordinator at (916) 327-4742 if you wish to receive a copy of any additional changes and you do not plan to present comments regarding the proposed regulatory action.

AVAILABILITY OF TEXT OF REGULATIONS AND INITIAL STATEMENT OF REASONS

ADP has prepared and has available for review upon request the text of the proposed regulations discussed in this notice, written in plain English; an initial statement of reasons, explaining the necessity for each regulatory change; and all the information upon which the proposed regulations were based. To obtain a copy, please call Mary Conway at (916) 327-4742 or write to her at the address shown on the first page of this notice. If you received this public notice in the mail, the text of the proposed regulation and the initial statement of reasons were enclosed. The proposed regulations and initial statement of reasons are also available on ADP's web site at <http://www.adp.ca.gov>.

PERSON TO CONTACT FOR ADDITIONAL INFORMATION

ADP's contact for this regulation package is Mary Conway, ADP's Regulations Coordinator, at (916) 327-4742. Peggy Blair, at (916) 322-1222 is the back up contact. Questions regarding the policy contained in the proposed regulatory action should be directed to Peggy Blair.

FINAL STATEMENT OF REASONS

After the close of the 45-day public comment period, ADP will summarize and respond to all public comments in a written final statement of reasons. To obtain a copy of the final statement of reasons, please call Mary Conway at (916) 327-4742. The final statement of reasons will also be posted on ADP's web site at <http://www.adp.ca.gov>.

TITLE 9. DEPARTMENT OF MENTAL HEALTH

CONFLICT OF INTEREST CODE

PUBLIC PROCEEDINGS

Notice is hereby given that the California Department of Mental Health proposes to adopt the regulatory action described below after considering all

comments, objections, or recommendations regarding the proposed regulatory action.

COMMENTS

Any interested person, or his or her authorized representative, may present statements, arguments or contentions relevant to the action described in this notice. Any written statements, arguments, or contentions must be received by the Office of Regulations, California Department of Mental Health, 1600 Ninth Street, Room 150, Sacramento, CA 95814, by **5:00 p.m. on August 30, 2004**. It is requested but not required that written statements sent by mail or hand-delivered be submitted in triplicate.

Comments by fax (916-654-2440) or e-mail (regs@dmhhq.state.ca.us) must be received before 5:00 p.m. on the last day of the public comment period. All comments, including e-mail or fax transmissions, should include the author's name and U.S. Postal Service mailing address in order for the Department to provide copies of any notices for proposed changes in the regulation text on which additional comments may be solicited.

WEB SITE

This public notice, the original and modified regulation text, the initial statement of reasons, and other related documents, are available from the Office of Regulations web page http://www.dmh.ca.gov/Admin/regulations/rulemaking_pkgs.asp.

CONTACT

Inquiries concerning the rulemaking process described in this notice may be directed to Steve Appel of the Office of Regulations, by email (regs@dmhhq.state.ca.us), or telephone (916-654-4027). The backup contact person is Nancy Christenson, Office of Legal Services at 916-654-2319. Inquiries concerning the substance of the rulemaking should be made to Regena Caton of Human Resources, at 916-654-3764.

Hearing impaired persons wishing to utilize the California Relay Service may do so at no cost. The telephone numbers for accessing this service are: 800-735-2929, if you have a TDD; or 800-735-2922, if you do not have a TDD.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Under the Political Reform Act, all public agencies are required to adopt a conflict of interest code (code). The code designates agency positions required to file Statements of Economic Interests and assigns disclo-

sure categories specifying the types of interests to be reported. The primary purpose of the code is to alert public officials and members of the public to the types of financial interests that may create conflicts of interests. This code will be effective upon approval by the Fair Political Practices Commission. The regulations will appear in Section 400, Chapter 2, Division 1 of Title 9.

AUTHORITY

Sections 87300 and 87306, Government Code.

REFERENCE

Sections 87300 through 87313, Government Code

**ECONOMIC AND FISCAL
IMPACT DISCLOSURES**

The Department has made economic and fiscal determinations regarding the regulations, as follows:

LOCAL MANDATE DETERMINATION

The regulations would not impose a mandate on local agencies or school districts, nor are there any savings or costs for which reimbursement is required by Part 7 (commencing with section 17500) of Division 4 of the Government Code.

FISCAL IMPACT ESTIMATE

- A. Fiscal Effect on Local Government: None
- B. Fiscal Effect on State Government: None
- C. Fiscal Effect on Federal Funding of State Programs: None
- D. Fiscal Effect on Private Persons or Businesses Directly Affected: None

HOUSING COSTS

The regulations would not have a significant effect on housing costs.

ECONOMIC IMPACT ON BUSINESS

The regulations would not have a significant adverse economic impact on businesses or individuals, including the ability of California businesses to compete with businesses in other states.

ASSESSMENT STATEMENT

The regulations would not significantly affect the following within the State of California:

- A. The creation or elimination of jobs.
- B. The creation of new businesses or the elimination of existing businesses.
- C. The expansion of businesses currently doing business.

**COST IMPACT ON PRIVATE PERSONS
OR BUSINESSES DIRECTLY AFFECTED**

The costs incurred for reasonable compliance with the regulations are insignificant.

IMPACT ON SMALL BUSINESS

The regulations will not affect small businesses.

**AVAILABILITY OF STATEMENT OF
REASONS AND TEXT OF REGULATIONS**

The Department has prepared and has available for public review an initial statement of reasons for the regulations, all the information upon which the regulations are based, and the text of the regulations. A copy of the initial statement of reasons and the text of the regulations are available upon request by writing to the Office of Regulations at the address noted above. This address will also be the location of public records, including reports, documentation, and other material related to the regulations.

**AVAILABILITY OF CHANGED
OR MODIFIED TEXT**

After considering all timely and relevant comments received, the Department may adopt the regulations substantially as described in this notice. If modifications are made which are sufficiently related to the originally proposed text, the modified text, with changes clearly indicated, shall be made available to the public for at least 15 days prior to the date on which the Department adopts the regulations. Requests for copies of any modified regulations, in hard-copy or email, should be sent to the attention of Steven Appel, Office of Regulations, at the address indicated above.

PUBLIC HEARING

The Department has not scheduled a public hearing on this action. However, the Department will hold a hearing on August 30, 2004, if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days before the close of the written comment period.

Reasonable accommodation or sign language interpreting services at a public hearing will be provided upon request. Such request should be made no later than 15 days prior to the close of the written comment period.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), the Department must determine that no alternative considered by the Department would be more effective in carrying out the purpose for which the action was taken or would be as effective and less burdensome to affected private persons than this action.

**TITLE 14. SAN FRANCISCO BAY
CONSERVATION AND
DEVELOPMENT COMMISSION**

**Notice of Proposed Rulemaking to
Amend Title 14, Division 5, Appendix D of the
California Code of Regulations
Permit Application Form**

Time, Place and Nature of Proceedings: The San Francisco Bay Conservation and Development Commission gives notice that it will hold a public hearing on Thursday, September 2, 2004, at 1:00 p.m. at the Port of San Francisco Board Room, Second Floor, Ferry Building, San Francisco, California concerning the proposed amendment to the Commission's permit application form that is found in Appendix D, Division 5 of Title 14 of the California Code of Regulations. Please notify the Commission to receive a meeting notice and any notices of change to the hearing date (see Contact Person, below).

**INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW**

Currently, Appendix D to the Commission's regulations contains the permit application form that is used by individuals, private entities and agencies that wish to apply for one of three types of permit: a major permit, a minor (administrative) permit, or a region-wide permit. A major permit generally applies to Bay fill and shoreline development work within the Commission's jurisdiction that is significant in its size and Bay impacts, or where the nature and location of the work raise significant policy issues. Minor permits generally involve new work or repairs, enumerated in regulation section 10610, that do not raise significant policy issues. Regionwide permits cover very minor work such as small repairs to, or replacement of, structures and utilities in the Commission's Bay and shoreline band jurisdictions.

The application asks for information and documents that are required to file an application with the Commission. The proposed changes to the application include new questions necessary to reflect changes to the Commission's laws and policies that have taken place since the last amendment to the application form in 2000. Additional changes would clarify the questions, simplify the form and make editorial corrections.

**AUTHORITY AND REFERENCE FOR
AMENDMENT TO APPENDIX D**

Authority: Sections 66632, Government Code; and Section 29201(e), Public Resource Code.

Reference: Sections 65940-65942, 66632(b) and (f) and 84308, Government Code; Sections 2770, 2774,

21080.5, 21082,21160 and 29520, Public Resource Code; and the San Francisco Bay Plan.

Mandate to Local Agency or School District: None

Costs to Any Local Agency or School District: The proposed regulatory action does not impact costs or savings for any local agency or school district, such that costs would qualify for reimbursement under Government Code Section 17500 et seq.

Other Nondiscretionary Costs or Savings Imposed upon Local Agencies: None

Cost or Savings to State Agencies or in Federal Funding to the State: None.

Significant Effect on Housing Costs: None

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete with Businesses in Other States: No impact as a result of an amendment to the permit application form.

Creation or Elimination of Jobs or Business, or Expansion of Business, in California: The Commission has made an assessment that the proposed regulations would 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.

Business Reporting Requirements: None.

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

Effect on Small Business: None. Revisions to the permit application form do not significantly change the effort or expense needed to complete and submit it.

NO-MORE-EFFECTIVE ALTERNATIVE

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

CONTACT PERSON AND BACKUP

Inquiries and substantive questions on the proposed regulation should be directed to Ellen M. Sampson, Staff Counsel, San Francisco Bay Conservation and Development Commission, 50 California Street, Suite 2600, San Francisco, California 94111 or to Ms. Sampson at (415) 352-3610 or email at ellens@bcdc.ca.gov. If Ms. Sampson is unavailable, please contact Jonathan Smith at the above address or at (415) 352-3655 or email at jons@bcdc.ca.gov.

AVAILABILITY OF EXPRESS TERMS OF PROPOSED REGULATION AND INITIAL STATEMENT OF REASONS

The text of the proposed regulation, an initial statement of reasons for the changes and all supporting information are available for review at the Commission's office pursuant to Government Code Section 11346.5. Copies of the text and initial statement of reasons can be obtained by contacting Ms. Sampson (see Contact Person above) or by visiting the Commission's web site at www.bcdc.ca.gov from which the documents may be reviewed and printed.

DATE BY WHICH WRITTEN COMMENTS MUST BE RECEIVED AND WHERE DIRECTED

Written comments submitted in advance of the public hearing on this matter should be directed to Ms. Sampson at the Commission's office (see Contact Person, above) and must be received no later than Wednesday, September 1, 2004, at 5:00 p.m. Written comments will be accepted on Thursday September 2, 2004, during the public hearing on this matter at the time and place listed above, or at the Commission's office. The Commission may close the public comment period at the close of the public hearing.

AVAILABILITY OF CHANGES TO PROPOSED REGULATION

Pursuant to Government Code Section 11346.8, the full text of substantial changes to the proposed amendment, if any, shall be made available to the public for at least 15 days prior to the date on which the Commission determines whether to adopt the proposed regulation.

RULEMAKING FILE

A rulemaking file for this rulemaking activity is maintained at the Commission's office and is available for public review during the Commission's normal business hours (Monday through Friday, 9 a.m. to 5 p.m. excluding the lunch hour). Requests to review the rulemaking file should be directed to Ms. Sampson (see Contact Person above).

FINAL STATEMENT OF REASONS

Once prepared, the final statement of reasons will be available as part of the Commission's rulemaking file and may be reviewed at the Commission's offices or obtained by calling Ms. Sampson (see Contact Person above).

INTERNET ACCESS

The proposed regulation and related documents will be available for review and printing on the Commission's web site at www.bcdc.ca.gov.

TITLE 15. BOARD OF PRISON TERMS

NOTICE OF PROPOSED REGULATORY ACTION

RN 04-04

SUBJECT: POSTPONEMENTS, CONTINUANCES AND STIPULATIONS OF UNSUITABILITY

NOTICE IS HEREBY GIVEN that the Board of Prison Terms (Board) proposes to amend Title 15 (Division 2), California Code of Regulations (CCR) section § 2253.

AUTHORITY

These regulations are submitted pursuant to the Board's authority under Penal Code (PC) §§ 3052 and 5076.2.

REFERENCE

These regulations are amended to implement, interpret, and/or make specific, PC §§ 1170.2 and 3041.5.

PUBLIC HEARING

A public hearing regarding the proposed regulatory action has not been scheduled. However, the Board will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days before 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 regulations to the Board. ***The written comment period on the proposed regulations will close at 5:00 p.m., on August 31, 2004.*** All comments must be submitted in writing (by mail, fax, or e-mail) to the Agency Contact Person identified in this Notice by that time in order for them to be considered by the Board.

Comments may be submitted to:

Lori Manieri, Regulations Coordinator
Board of Prison Terms
1515 "K" Street, Sixth Floor
Sacramento, CA 95814
Telephone: (916) 445-5277
Facsimile No.: (916) 322-3475
E-mail: regcomment@bpt.ca.gov

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Penal Code § 3052 vests with the Board the authority to establish and enforce rules and regulations

under which prisoners committed to state prisons may be allowed to go upon parole outside of prison when eligible for parole.

Penal Code § 5076.2 authorizes the Board to promulgate, maintain, publish, and make available to the general public, a compendium of its rules and regulations.

Pursuant to PC § 3041, one year prior to the inmate's minimum eligible parole release date a panel of the Board of Prison Terms (Board) shall meet with the inmate to determine whether a parole date will be set. . . . "The release date shall be set in a manner that will provide uniform terms for offenses of similar gravity and magnitude in respect to sentencing rules that the Judicial Council may issue and any sentencing information relevant to the setting of parole release dates."

The Board shall hear each case annually thereafter, unless for specific reasons that shall be stated on the record, it is found that the prisoner would not reasonably be expected to have parole granted during the following years. In this instance, a prisoner's case may not be reheard for up to five years. (PC § 3041.5(2)(A)–(B).)

Currently, CCR § 2253 allows prisoners to request a continuance of their hearing on any ground, including that he or she had insufficient time to prepare for the hearing. Such request is to be submitted in writing, before the hearing, to department staff who will decide whether to grant the continuance. A request during the hearing shall be made to the hearing panel who shall decide whether to grant the continuance. Any request and reasons for continuances shall be documented. Requests for continuances may be granted for good cause. Continuances should not be granted when the prisoner is challenging his case in court, unless the court has specifically restrained further proceedings.

Proposed amendments to CCR § 2253 will *delete* current language, redefine the request for continuances and add two additional methods in which parolees and prisoners may request delays of their hearings. In addition, Penal Code § 3052 has been added as an authority reference citation under the "Note" section.

The first method for delaying a life prisoner hearing would be for the prisoner to submit a request for a *postponement* at the earliest date in which the prisoner becomes aware of the need for a delay. Such request may be granted for good cause as set forth in proposed CCR § 2253(b).

Pursuant to proposed CCR § 2253(c), a prisoner or parolee may request a *continuance* of the hearing for good cause. Such request would be made after the commencement of the hearing for reasons that were unknown or reasonably could not have been known

prior to hearing. The Board shall weigh the need for the request and any inconvenience to parties present at the hearing.

Proposed CCR § 2253(d), will codify the current process in which life prisoners may *stipulate* to being unsuitable for parole at or before the hearing except at the Initial Parole Hearing. Such offers shall be considered by the Board as early as possible. If the offer to stipulate is submitted within 10 days of the hearing date, the Board will make a reasonable effort to vacate the hearing and have the affected parties notified. If the hearing date cannot be vacated in sufficient time, the offer to stipulate will be considered at the time of the hearing.

LOCAL MANDATES

The Board has determined that the proposed action imposes no mandate upon local agencies or school districts.

FISCAL IMPACT STATEMENT

- Cost to any local agency or school district which must be reimbursed in accordance with Government Code §§ 17500 through 17630: *None*
- Cost or savings to any state agency: *None*
- Other non-discretionary cost or savings imposed on local agencies: *None*
- Cost or savings in federal funding to the state: *None*

EFFECT ON HOUSING COSTS

The Board has made an initial determination that the proposed action will have no significant effect on housing costs.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

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.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESS

The Board has initially determined that the proposed regulations 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.

EFFECT ON SMALL BUSINESSES

The Board has determined that the proposed amendments will not affect small businesses because they apply only to inmates and parolees of California penal institutions.

ASSESSMENT OF EFFECTS ON JOB
AND/OR BUSINESS CREATION,
ELIMINATION OR EXPANSION

The Board has determined that the proposed amendment to regulations will have no effect on the creation of new, or the elimination of existing jobs or businesses within California, or affect the expansion of businesses currently doing business in California.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative considered, or that has otherwise been identified and brought to the attention of the Board, 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 regulatory action.

AVAILABILITY OF THE INITIAL STATEMENT
OF REASONS THE TEXT OF PROPOSED
REGULATIONS, AND THE RULEMAILING FILE

The Board has prepared and will make available the initial statement of reasons and the text of the proposed regulations on the Board's Internet Home Page at: www.bpt.ca.gov. Review of the rulemaking file for this regulatory action, which contains those items and all the information on which the proposal is based, is available to the public during office hours via the Board contact person indicated below. The cost of copies is \$ 0.34 per page, plus postage. The statement of reasons and proposed text are also available for review at prison law libraries.

CONTACT PERSON

Please direct requests for review or copies of the initial statement of reasons, the proposed text of the regulations, or other information upon which the rulemaking is based to:

Lori Manieri, Regulations Coordinator
Board of Prison Terms
1515 "K" Street, Sixth Floor
Sacramento, CA 95814
(916) 445-5277

In any such inquiries, please identify the action by using the **Board's regulation control number RN 04-04**.

Note: In the event the contact person is unavailable, inquiries should be directed to the following backup contact person at the same address as noted above: **Denise Schmidt, 323-0944**.

Questions on the substance of the proposed regulatory action may be directed to: **Marc Remis, 322-6729**.

AVAILABILITY OF THE FINAL
STATEMENT OF REASONS

Following the preparation of the final statement of reasons, it will be available on the Board's Internet Home Page at: www.bpt.ca.gov. It may also be obtained from the Board contact person at a cost of \$.34 per page, plus postage.

AVAILABILITY OF CHANGES
TO PROPOSED TEXT

After considering all timely and relevant comments received, the Board may adopt the proposed regulations substantially as described in this notice. If the Board makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Board adopts the regulations as revised. Any modified regulation text will be posted on the Board's Internet Home Page at: www.bpt.ca.gov. Copies may also be obtained from the contact person indicated in this notice at a cost of \$.34 per page, plus postage. The Board will accept written comments on the modified regulations for 15 days after the date on which they are made available.

**TITLE 15. DEPARTMENT OF
THE YOUTH AUTHORITY**

NOTICE OF PROPOSED REGULATORY ACTION

NOTICE IS HEREBY GIVEN that the Department of the Youth Authority (Department) is proposing to adopt Title 15, Division 4, Chapter 3, Subchapter 3, Article 2, sections 4750 and 4750.1, and amend section 4751 within the California Code of Regulations regarding Religious Services to Wards after considering all comments, objections, or recommendations regarding the proposed regulatory action. The Department, upon its own motion or at the instance of any interested party, may thereafter adopt the proposal substantially as described below in the **INFORMATIVE DIGEST** or may modify the proposal if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of the modified proposal will be made available for 15 days prior to its adoption from the Contact Person and will be mailed to those persons who have submitted written comments or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

PUBLIC HEARING

Any interested person may present statements or arguments, orally, or in writing, relevant to the

proposed action described in the INFORMATIVE DIGEST at a public hearing to be held:

Date: Wednesday, September 1, 2004

Time: 9:00 a.m. to 11:00 a.m.

Location: 4241 Williamsborough Drive, Room 206
Sacramento, CA 95823

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

WRITTEN COMMENTS

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action. Written comments, including those sent by mail, facsimile, or e-mail must be received by the Department at its office **no later than 5:00 p.m., on August 30, 2004**, or must be received by the Department at the hearing. Submit written comments to:

Catherine Sorenson, Regulations Coordinator
Department of the Youth Authority
4241 Williamsborough Drive
Sacramento, CA 95823
Fax: (916) 262-2608
E-mail: csorenson@cya.ca.gov

AUTHORITY

Welfare and Institutions Code Section 1712 assigns responsibility to the Department of the Youth Authority to make and enforce all rules appropriate to the proper accomplishment of the functions of the Department.

REFERENCE

This action is proposed to implement, interpret, and/or make specific Sections 1004, 1705, and 1752, Welfare and Institutions Code; Section 4, Article I, California Constitution; and Bill of Rights, Amendment I, United States Constitution.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law, section 1712 of the Welfare and Institutions Code, assigns responsibility to the Department of the Youth Authority (Department) to make and enforce all rules appropriate to the proper accomplishment of the functions of the Department. State and federal constitutions grant the right of freedom of religion to all. Existing law, section 1705 of the Welfare and Institutions Code, states that it is the intention of the Legislature that all persons in the custody of an institution under the supervision of the Department of the Youth Authority shall be afforded reasonable opportunities to exercise religious freedom. Regulations are needed in order for the Department to comply with these state and federal constitutional and statutory mandates. The proposed regulations are

required to ensure that the Department allows wards the reasonable opportunity to participate in religious services and programs as well as be afforded the reasonable opportunity to exercise religious freedom without discrimination or preference unless such is inconsistent with the safety and/or security of the facility or promotes violence or illegal acts.

ASSESSMENT STATEMENT

The Department has determined that the proposed regulations will not: (1) create nor 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.

EFFECT ON HOUSING COSTS

The Department has initially determined that the proposed regulations will have no effect on housing costs.

LOCAL MANDATE/FISCAL ESTIMATES

The proposed regulatory action does not: (1) impose a mandate on any local agency or school district, (2) impose costs to any local agency or school district for which reimbursement is required pursuant to Part 7 (commencing with section 17500 of Division 4 of the Government Code); (3) involve any increased costs to the Department of the Youth Authority or any costs or savings to any other state agency; (4) involve other non-discretionary costs or savings imposed on local agencies; (5) involve any costs or savings in federal funding to the state.

IMPACT ON BUSINESSES

The Department has made an initial determination that the proposed regulations 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, because California businesses are not affected by the management of the Department of the Youth Authority facilities.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

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

EFFECT ON SMALL BUSINESS

The proposed regulatory action will have no effect on small businesses because the proposed regulations pertain only to ward access to religious services and programs within the Department's facilities.

OTHER MATTERS PRESCRIBED

No other matters are prescribed by statute applicable to the Department of the Youth Authority or to any specific regulations or class of regulations pursuant to 11346.5(a)(4) of the Government Code, pertaining to the proposed regulations of the Department of the Youth Authority.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), the Department must determine that no reasonable alternative considered by the Department, or that has otherwise been identified and brought to the attention of the Department, would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action described in this Notice. Any interested person may present statements or arguments in writing relevant to the above determinations on or before the close of the written comment period.

INITIAL STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATION

An Initial Statement of Reasons has been prepared and a copy is available upon request from the Contact person named in this notice. A copy of the proposed regulation, in ~~Strikeout~~/Underline format is available upon request from the Contact Person.

RULEMAKING FILE

All the information upon which the proposal is based is contained in the rulemaking file, which is available to the public. Requests for copies, location, or inspection of the rulemaking file should be directed to the Contact Person.

FINAL STATEMENT OF REASONS/ WEBSITE ACCESS

A copy of the Final Statement of Reasons may be obtained from the Contact Person once it has been prepared and made available. All documents pertaining to the regulatory action can also be accessed on the Department's website at: www.cya.ca.gov

CONTACT PERSONS

Inquiries and requests for copies or information concerning the action described in this notice may be directed to the Department's contact person, Catherine Sorenson, Regulations Coordinator, at (916) 262-3178, or the designated backup contact person, Lisa Lester, at (916) 262-1550. If an inquiry is received that the contact person cannot answer, the contact person will refer the inquiry to another person in the Department for a prompt response.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING

NOTICE IS HEREBY GIVEN that the prospective contractors listed below have been required to submit a Nondiscrimination Program (NDP) or a California Employer Identification Report (CEIR) to the Department of Fair Employment and Housing, in accordance with the provisions of Government Code Section 12990. No such program or (CEIR) has been submitted and the prospective contractors are ineligible to enter into State contracts. The prospective contractor's signature on Standard Form 17A, 17B, or 19, therefore, does not constitute a valid self-certification. Until further notice, each of these prospective contracts in order to submit a responsive bid must present evidence that its Nondiscrimination Program has been certified by the Department.

ASIX Communications, Inc.
DBA ASI Telesystems, Inc.
21150 Califa Street
Woodland Hills, CA 91367

Bay Recycling
800 77th Avenue
Oakland, CA 94621

C & C Disposal Service
P. O. Box 234
Rocklin, CA 95677

Choi Engineering Corp.
286 Greenhouse
Marketplace, Suite 329
San Leandro, CA 94579

Fries Landscaping
25421 Clough
Escalon, CA 95320

Marinda Moving, Inc.
8010 Betty Lou Drive
Sacramento, CA 95828

MI-LOR Corporation
P. O. Box 60
Leominster, MA 01453

Peoples Ridesharing
323 Fremont Street
San Francisco, CA 94105

San Diego Physicians &
Surgeons Hospital
446 26th Street
San Diego, CA

Southern CA Chemicals
8851 Dice Road
Santa Fe Springs, CA 90670

Tanemura and Antle Co.
1400 Schilling Place
Salinas, CA 93912

Turtle Building Maintenance Co.
8132 Darien Circle
Sacramento, CA 95828

Univ Research Foundation
8422 La Jolla Shore Dr.
La Jolla, CA 92037

Vandergoot Equipment Co.
P. O. Box 925
Middletown, CA 95461

**DEPARTMENT OF
HEALTH SERVICES**

TITLE: PREVENTIVE HEALTH AND HEALTH
SERVICES BLOCK GRANT
(STATE PLAN) FOR FEDERAL
FISCAL YEAR (FFY) 2005

ACTION: NOTICE OF HEARINGS FOR
PROPOSED FUNDINGS

SUBJECT

The Centers for Disease Control and Prevention has made funds available to the California Department of Health Services (DHS) for the development and implementation of programs and activities to decrease the morbidity and mortality that results from preventable disease and injury. The purpose of this hearing is to discuss and receive comments on the State's recommendations for the use of these funds during State Fiscal Year 2004–2005 (FFY 2005).

PUBLIC HEARING PROCESS

Notice is hereby given that DHS will hold a public hearing commencing at 9:00 a.m. on Monday, August 30, 2004 in Room 74.369 at 1616 Capitol Avenue, Sacramento, California, at which time any person may present statements or arguments orally or in writing relevant to the action described in this notice. The Chronic Disease Control Branch, DHS, 1616 Capitol Avenue, MS 7209, P.O. Box 997413, Sacramento, Ca., 95899 must receive any written statements or arguments by 5:00 p.m. August 30, 2004, which is hereby designated as the close of the written comment period. It is requested, but not required, that written statements or arguments be submitted in triplicate.

CONTACT

Inquiries concerning the action described in this notice may be directed to Ms. Marcia Levy Rosenstein, Chief, Prevention 2010 Section, Chronic Disease Control Branch, DHS, at (916) 552-9960. In any such inquiries, please identify the action by using the Department Control letters "PHHSBG."

**AVAILABILITY OF INFORMATION
FOR REVIEW**

The State Plan will be available for review at 1616 Capitol Avenue, Sacramento, California, from 8:00 a.m. to 5:00 p.m., July 16, 2004 through August 29, 2004.

PROPOSITION 65

**CALIFORNIA ENVIRONMENTAL
PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

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

NOTICE OF INTENT TO LIST A CHEMICAL

The Safe Drinking Water and Toxic Enforcement Act of 1986 (commonly known as Proposition 65), codified at Health and Safety Code section 25249.5 et seq., provides two primary mechanisms for administratively listing chemicals that are known to the State to cause cancer or reproductive toxicity (Health and Safety Code section 25249.8(b)). A chemical may be listed under Proposition 65 when a body considered to be authoritative by the state's qualified experts has formally identified the chemical as causing cancer or reproductive toxicity. The following entities are identified as authoritative bodies for purposes of Proposition 65, as it pertains to chemicals known to cause cancer: the U.S. Environmental Protection Agency, the International Agency for Research on Cancer, the U.S. Food and Drug Administration, the National Institute for Occupational Safety and Health, and the National Toxicology Program. The criteria for listing chemicals through the authoritative bodies mechanism are set forth in Title 22, California Code of Regulations, section 12306.

As the lead agency for the implementation of Proposition 65, the Office of Environmental Health Hazard Assessment (OEHHA), within the California Environmental Protection Agency intends to list the chemical *vanadium pentoxide* as known to the State to cause cancer, pursuant to this administrative mecha-

nism as provided in Health and Safety Code section 25249.8(b) and Title 22, Cal. Code of Regs., section 12306.

Relevant information related to the possible listing of this chemical was requested in a notice published in the *California Regulatory Notice Register* on September 26, 2003 (Register 03, No. 39-Z). A public forum was held on October 29, 2003. Following review of the oral and written comments received, OEHHA has determined that the chemical *vanadium pentoxide* meets the criteria for listing under Title 22, Cal. Code of Regs., section 12306, and therefore is issuing this notice of intent to list *vanadium pentoxide* under Proposition 65. A document providing more detail on the basis for the listing of the chemical can be obtained from OEHHA's Proposition 65 Implementation Office at the address and telephone number indicated below, or from the OEHHA Web site at: <http://www.oehha.ca.gov/>. Anyone wishing to provide further comments as to whether the listing of this chemical meets the criteria for listing provided in Title 22, Cal. Code of Regs., section 12306 should send written comments in triplicate, along with any supporting documentation, by mail or by fax to:

Ms. Cynthia Oshita
Office of Environmental Health
Hazard Assessment
Street Address: 1001 I Street
Sacramento, California 95814
Mailing Address: P.O. Box 4010
Sacramento, California 95812-4010
Fax No.: (916) 323-8803
Telephone: (916) 445-6900

Comments may also be delivered in person or by courier to the above address. It is requested, but not required, that written comments and supporting documentation be transmitted via email addressed to: coshita@oehha.ca.gov. In order to be considered, comments must be postmarked (if sent by mail) or received at OEHHA (if hand-delivered, sent by FAX, or transmitted electronically) by 5:00 p.m. on Monday, August 16, 2004.

The following chemical has been determined by OEHHA to meet the criteria set forth in Title 22, Cal. Code of Regs., section 12306 for listing as causing cancer under the authoritative bodies mechanism:

Chemical	CAS No.	Reference
Vanadium pentoxide	1314-62-1	NTP (2002)

REFERENCE

National Toxicology Program (NTP, 2002). *Toxicology and Carcinogenesis Studies of Vanadium Pentoxide (CAS No. 1314-62-1) in F344/N Rats and B6C3F1 Mice (Inhalation Studies)*. NTP Technical Report Series No. 507. NIH Publication No. 03-4441.

U.S. Department of Health and Human Services, Public Health Service, National Institutes of Health, NTP, Research Triangle Park, NC.

PRECEDENTIAL DECISION INDEX

DEPARTMENT OF INSURANCE

CALIFORNIA INSURANCE COMMISSIONER

NOTICE OF AVAILABILITY OF PRECEDENTIAL DECISIONS AND DECISION INDEX

Re: Government Code section 11425.60

NOTICE IS HEREBY GIVEN that the California Insurance Commissioner, pursuant to the requirements of section 11425.60 of the Government Code, maintains an index of precedent decisions. The index is available to the public by annual subscription from the Administrative Hearing Bureau, Department of Insurance, 45 Fremont St., 22nd Floor, San Francisco, California 94105. The text of the decisions themselves, as well as the index, can also be viewed by appointment at the above address or accessed at any time on the internet at <http://www.insurance.ca.gov>, under the "Legal Materials" section.

SUMMARY OF REGULATORY ACTIONS

REGULATIONS FILED WITH SECRETARY OF STATE

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

BOARD FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS

Waiver of Fundamentals Examination

This change without regulatory effect reinserts subdivision (b)(5) (now renumbered to (b)(7)), as it existed prior to the 2002 amendments (Register 2002, No. 37; OAL file no. 02-0726-02 S), into section 438 because it was inadvertently left out of the regulation text during that regulatory action. Subdivision (b)(5) had not been noticed or shown to be deleted.

Title 16
California Code of Regulations
AMEND : 438
Filed 07/02/04
Effective 07/02/04
Agency Contact:
Nancy A. Eissler (916) 263-2241

BOARD OF BEHAVIORAL SCIENCES
Alcoholism and Other Chemical Substance
Dependency Training

In this regulatory action, the Board of Behavioral Sciences amends a regulation pertaining to "alcoholism and other chemical substance dependency training" for the Board's licensee applicants.

Title 16
California Code of Regulations
AMEND : 1810
Filed 07/01/04
Effective 07/31/04
Agency Contact:
Julie McAuliffe (916) 445-4933 x1142

**CALIFORNIA GAMBLING CONTROL
COMMISSION**
Proposition Players and Gambling Businesses

In this regulatory action, the California Gambling Control Commission readopts emergency regulations, adopts new emergency regulations, and repeals emergency regulations pertaining to the registration, licensing and operations of proposition players and gambling businesses.

Title 4
California Code of Regulations
ADOPT : 12200, 12200.1, 12200.3, 12200.5,
12200.6, 12200.7, 12200.9, 12200.11, 12200.13,
12200.14, 12200.15, 12200.16, 12200.17,
12200.18, 12200.20, 12200.21, 12200.25, 12201,
12202, 12203, 12204, 12205, 12218, 12218.5,
12218.7, 12218.11, 12218.13, 12220,
Filed 07/06/04
Effective 07/06/04
Agency Contact: Herb Bolz (916) 263-0700

**COMMISSION ON PEACE OFFICER
STANDARDS AND TRAINING**
Specs for Basic Training Courses

This regulatory action amends the basic training course specifications for Leadership, Professionalism and Ethics and Policing in the Community.

Title 11
California Code of Regulations
AMEND : 1005, 1007
Filed 07/07/04
Effective 08/15/04
Agency Contact:
Patricia Cassidy (916) 227-4847

DEPARTMENT OF FOOD AND AGRICULTURE
Oak Mortality Disease Control

This emergency regulatory action restricts the movement of additional species to control the artificial spread of oak mortality disease.

Title 3
California Code of Regulations
AMEND : 3700(c)
Filed 07/06/04
Effective 07/06/04
Agency Contact: Stephen Brown (916) 654-1017

DEPARTMENT OF FOOD AND AGRICULTURE
Karnal Bunt Disease Interior Quarantine

This filing is a certificate of compliance for an emergency regulatory action which reduced the Palo Verde Valley portion of Riverside County and removed the Palo Verde portion of Imperial County from the area under quarantine for Karnal bunt disease.

Title 3
California Code of Regulations
AMEND : 3430(b)
Filed 07/06/04
Effective 08/05/04
Agency Contact: Stephen Brown (916) 654-1017

DEPARTMENT OF FOOD AND AGRICULTURE
Insects Which May Be Imported or Shipped Into or
Within California Without a Permit

This regulatory action identifies additional types of beneficial or useful insects that do not require a permit authorized by the Secretary or the United States Department of Agriculture to move into or within California.

Title 3
California Code of Regulations
AMEND : 3558(a)
Filed 07/02/04
Effective 08/01/04
Agency Contact: Stephen Brown (916) 654-1017

**DEPARTMENT OF HOUSING AND
COMMUNITY DEVELOPMENT**
Mobilehome/Special Occupancy Parks

This action separates and updates the previously combined regulations affecting mobilehome parks and special occupancy parks.

Title 25
California Code of Regulations
ADOPT : 1005, 1005.5, 1006.5, 1017, 1020.1,
1020.3, 1020.4, 1020.6, 1020.7, 1020.9, 1025, 1045,
1114, 1116, 1118, 1120, 1120, 1163, 1178, 1183,
1185, 1188, 1190, 1211, 1229, 1234, 1236, 1305,
1334.1, 1334.2, 1334.4, 1334.5, 1334.6, 1337,
1338.5, 1339, 139

Filed 07/06/04
 Effective 07/06/04
 Agency Contact: Brad Harward (916) 324-4907

DEPARTMENT OF INDUSTRIAL RELATIONS
 Alternative Composite Deposit

This emergency regulatory action amends the requirements and procedures for participation in the alternative composite deposit program.

Title 8
 California Code of Regulations
 AMEND : 15220, 15220.1, 15220.3, 15220.4
 Filed 07/06/04
 Effective 07/06/04
 Agency Contact: Tina Freese (916) 483-3392

DEPARTMENT OF INSURANCE
 Communications Equipment Insurance Agent License

This is the third re-adoption of emergency regulations that deal with the licensing of communications equipment insurance agents.

Title 10
 California Code of Regulations
 ADOPT : 2194, 2194.1, 2194.2, 2194.3, 52194.4, 2194.5, 2194.6, 2194.7, 2194.8
 Filed 07/07/04
 Effective 07/07/04
 Agency Contact: Julie D. Soo (415) 538-4429

DEPARTMENT OF MOTOR VEHICLES
 Clean Air Vehicle Decals

This regulatory action clarifies the requirements for receiving a clean air vehicle decal.

Title 13
 California Code of Regulations
 AMEND : 156.00
 Filed 07/07/04
 Effective 08/06/04
 Agency Contact:
 Bonnie DeWatney (916) 657-8954

DEPARTMENT OF SOCIAL SERVICES
 Implementation of Quarterly Reporting/Prospective Budgeting System

The Department of Social Services is adopting and amending provisions found in its Manual of Policies and Procedures in order to implement AB 444 (Chapter 1022, Statutes of 2002), AB 692 (Chapter 1024, Statute 2002), and AB 1402 (Chapter 398, Statutes of 2003) which provides authority for the Quarterly Reporting/Prospective Budgeting (QR/PB) reporting system. This regulation package contains a tandem regulation format to allow for the operation of both Monthly Reporting/Retrospective Budgeting (MR/RB) and QR/RB during counties' staggered implementation of Quarterly Reporting (QR) in accordance with the QR/RB Director's Declaration as

specified in AB 444 (Chapter 1022, Statutes of 2002). This format is necessary to maintain current monthly reporting (MR) regulations for those counties that are pending QR implementation and will remain in place until all counties have implemented the QR system.

Title MPP
 California Code of Regulations
 ADOPT : 40-036 AMEND : 22-071, 22-072, 22-305, 40-103, 40-105, 40-107, 40-119, 40-125, 40-131, 40-173, 40-181, 40-188, 40-190, 41-405, 42-209, 42-213, 42-221, 42-302, 42-406, 42-407, 42-716, 42-721, 72-751, 42-769, 44-101, 44-102, 44-111, 44-113, 44-115,
 Filed 07/01/04
 Effective 07/01/04
 Agency Contact:
 Maureen Miyamura (916) 653-1925

DEPARTMENT OF SOCIAL SERVICES
 Quarterly Reporting in the Food Stamp Program

This action concerns Quarterly Reporting and Prospective Budgeting in the Food Stamp Program. This action is deemed an emergency pursuant to Chapter 1022, Statutes of 2002, is exempt from OAL review, and is being submitted for filing with the Secretary of State and printing in the CCR only. The action remains in effect for no more than 180 days.

Title MPP
 California Code of Regulations
 ADOPT : 63-508, 63-509 AMEND : 63-034, 63-102, 63-103, 63-300, 63-301, 63-410, 63-501, 63-503, 63-504, 63-505, 63-801, 63-804
 Filed 07/01/04
 Effective 07/01/04
 Agency Contact:
 Maureen Miyamura (916) 653-1925

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
 Changes Without Regulatory Effect

This action makes various nonsubstantive corrections to printing errors and other discrepancies.

Title 22
 California Code of Regulations
 AMEND : 66264.73, 66264.147, 66264.192, 66264.301, 66264.1030, 66264.1035, 66265.12, 66265.13, 66265.191, 66265.192, 66265.193, 66265.1050, 66265.1101, 66266.21, 66266.103, 66266.104, 66266.106, 66270.22, 66270.42.5, 66270.66, 67450.13, 68010, 68050, 68
 Filed 07/01/04
 Effective 07/01/04
 Agency Contact: Joan Ferber (916) 322-6409

DEPARTMENT OF WATER RESOURCES
Selection Process for Private Architectural,
Engineering, Environmental, Land Surveying, and
Construction Project Mgmt. Firms

This rulemaking action makes revisions to the process for selecting private architectural, engineering, environmental, land surveying, and construction project management firms which are eligible to negotiate with the Department of Water Resources for contracts for services. It adds and revises definitions, adds a provision on annual announcements of requests for statements of qualifications, and revises criteria, estimates of value of services, announcements of requests for qualifications, the selection process, negotiation, length of agreements, amendments, alternative contract procedures, the power to require bids, prohibited practices and conflicts of interest.

The Department withdrew all proposed changes to regulation section 390 from review by the Office of Administrative Law.

Title 23
California Code of Regulations
ADOPT : 381.1, 386.1, 391 AMEND : 380, 381,
382, 383, 384, 385, 386, 387, 388, 389
Filed 07/06/04
Effective 08/05/04
Agency Contact:
Devinder Sandhu (916) 653-4429

DIVISION OF WORKERS COMPENSATION
Spinal Surgery Second Opinions

Section 4062 of the Labor Code, as amended by Senate Bill 228, requires that, effective January 1, 2004, where an employer disagrees with the recommendation of a treating physician for spinal surgery, the employer is to obtain a second opinion from a qualified physician selected at random by the Administrative Director. This emergency regulatory action governs the selection of spinal surgery second opinion physicians, their reports, and their compensation.

Title 8
California Code of Regulations
ADOPT : 9788.01, 9788.19788.11, 9788.2, 9788.3,
9788.31, 9788.32, 9788.4, 9788.5, 9788.6, 9788.7,
9788.9, 9788.91
Filed 07/02/04
Effective 07/02/04
Agency Contact:
Destie Overpeck (415) 703-4659

DIVISION OF WORKERS COMPENSATION
Medical Provider and Medical-Legal Provider Lien
Filing Fees

This action implements Labor Code section 4903.05, effective 1/1/04, which provides for the collection of a filing fee of \$100. from medical

providers and medical-legal lien claimants upon the filing of an initial medical or medical-legal lien in each case.

Title 8
California Code of Regulations
ADOPT : 10250
Filed 06/30/04
Effective 06/30/04
Agency Contact: James Robbins (415) 703-4600

DIVISION OF WORKERS COMPENSATION
Workers' Compensation—Claim Form, Poster

This action makes a variety of changes to the Division of Workers' Compensation DWC 1 employee claim form and Notice to Employees poster to conform to recent statutory changes. This action is the resubmittal of OAL file number 03-0829-03S.

Title 8
California Code of Regulations
ADOPT : 9881.1, 10117.1, 10118.1 AMEND :
9810, 9880, 9881, 9883 REPEAL : 9882, 10117,
10118
Filed 07/07/04
Effective 08/01/04
Agency Contact:
Destie Overpeck (415) 703-4659

EDUCATION AUDIT APPEALS PANEL
Guide for Audits of K-12 Local Education Agencies

This change without regulatory effect repeals mention of the number of audit procedures necessary in an audit of a Morgan-Hart Class Size Reduction Program, a change made necessary because the overall audit requirement for this program was repealed in a previously approved regulatory action.

Title 5
California Code of Regulations
AMEND : 19814(e)
Filed 06/30/04
Effective 06/30/04
Agency Contact:
Carolyn Pirillo (916) 595-4769

EMPLOYMENT DEVELOPMENT DEPARTMENT
Voluntary Plans—Family Temporary Disability
Insurance

Effective July 1, 2004, the Family Temporary Disability Insurance (FTDI) program of the State Disability Insurance (SDI) will pay six weeks of benefits to individuals who care for a seriously ill parent, spouse, domestic partner or child, or to bond with a new child. EDD approves voluntary plans of employers who provide their employees short-term disability insurance coverage in lieu of SDI. This emergency regulatory action explains the effect of

FTDI on these voluntary plans by addressing the allocation of liability and sharing of information between voluntary plans and EDD.

Title 22
California Code of Regulations
ADOPT : 3254-4 AMEND : 2712-1, 2712-2,
3253-1, 3254-2
Filed 07/01/04
Effective 07/01/04
Agency Contact: Laura Colozzi (916) 654-7712

FISH AND GAME COMMISSION

Prohibition on Pursing or Shooting Birds and Mammals from Motor-Driven Air or Lands Vehicles, Motorboats, Airboats, Sailboats or Snowmobiles

This regulatory action revises the hunting regulations for mammals.

Title 14
California Code of Regulations
AMEND : 251, 311, 353, 354, 360, 361, 362, 363,
364, 365, 604, 708
Filed 07/07/04
Effective 07/07/04
Agency Contact: Jon Snellstrom (916) 653-4899

MANAGED RISK MEDICAL INSURANCE BOARD

AIM Infants Enrolling into Health Families

This emergency action adopts the regulatory framework for the automatic enrollment of infants, born to mothers already in the Access for Infants and Mothers (AIM) program on or after July 1, 2004, into the Healthy Families Program (HFP). This action implements the mandate of and is a statutory emergency under AB 1762 (Chap. 230, Stats. 2003).

Title 10
California Code of Regulations
ADOPT : 2699.6608 AMEND : 2699.100,
2699.200, 2699.201, 2699.205, 2699.209,
2699.400, 2699.401, 2699.6500, 2699.6600,
2699.6606, 2699.6607, 2699.6611, 2699.6613,
2699.6617, 2699.6619, 2699.6625, 2699.6631,
2699.6705, 2699.6717, 2699.6725, 2699.6801,
2699.
Filed 07/01/04
Effective 07/01/04
Agency Contact:
Donald G. Minnich (916) 327-7978

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Pressure Testing of Pipes and Other Containers

In this regulatory action, the Occupational Safety and Health Standards Board amends a General Industry Safety Order regulation pertaining to the

“Use of Compressed Air or Gases” to reference Unfired Pressure Vessel Safety Order provisions on pressure testing of objects and make other changes.

Title 8
California Code of Regulations
AMEND : 3301
Filed 07/07/04
Effective 08/06/04
Agency Contact: Marley Hart (916) 274-5721

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Guarding of Skylights

This action amends existing CSO and GISO provisions regarding the guarding of skylights.

Title 8
California Code of Regulations
AMEND : 1632, 3212
Filed 07/07/04
Effective 08/06/04
Agency Contact: Marley Hart (916) 274-5721

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Hazard Communication Amendments

This action amends Hazard Communication regulations to be consistent with federal OSHA standards. Labor Code section (a)(2) requires Cal-OSHA to adopt standards that are at least effective as federal standards. The action is exempt from the Administrative Procedure Act pursuant to Labor Code section 142(a)(3) and is submitted for filing with the Secretary of State and printing only.

Title 8
California Code of Regulations
AMEND : 5194
Filed 07/06/04
Effective 07/06/04
Agency Contact: Marley Hart (916) 274-5721

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Fall Protection for Residential-Type Framing Activities

This action revises existing CSO provisions covering required fall protection for residential-type framing construction.

Title 8
California Code of Regulations
AMEND : 1716.2
Filed 07/07/04
Effective 08/06/04
Agency Contact: Marley Hart (916) 274-5721

STATE ALLOCATION BOARD

Leroy F. Greene School Facilities Act of 1998—
COS Amendments

This action updates the critically overcrowded schools regulations to clarify the possibility of using use of grants in preliminary applications, provide hazardous material clean up money for existing schools in preliminary applications, and specify a construction cost inflation factor for new applications.

Title 2

California Code of Regulations

AMEND : 1859.2, 1859.145, 1859.145.1

Filed 07/02/04

Effective 07/02/04

Agency Contact: Lisa Jones (916) 322-1043

**STATE WATER RESOURCES CONTROL BOARD
Underground Storage Tank Cleanup Fund**

This rulemaking action revises the Underground Storage Tank Cleanup Fund regulations to conform to changes made by chapter 154, statutes of 2001 (AB 1465) and to clarify the permit requirement, documentation requirements, manner of calculating the fair share of a claimants costs, and the statutory residential tank provisions.

Title 23

California Code of Regulations

AMEND : 2803, 2804, 2810, 2810.1, 2811, 2811.2, 2811.3, 2812, 2812.1, 2812.3, 2812.5, 2813, 2813.3, 2814.2

Filed 07/06/04

Effective 08/05/04

Agency Contact: Wes Wilkinson (916) 341-5750

**CCR CHANGES FILED WITH THE
SECRETARY OF STATE
WITHIN MARCH 3, 2004
TO JULY 7, 2004**

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

Title 1

03/29/04 ADOPT: 1395, 1398 AMEND: 1314, 1321, 1322, 1323, 1324, 1332, 1334, 1354, 1390, 1392

Title 2

07/02/04 AMEND: 1859.2, 1859.145, 1859.145.1
06/28/04 ADOPT: 599.516
06/21/04 ADOPT: 22600, 22600.1, 22600.2, 22600.3, 22600.4, 22600.5, 22600.6, 22600.7, 22600.8, 22600.9, 22601,

22601.1, 22601.2, 22601.3, 22601.4, 22601.5, 22601.6, 22601.7, 22601.8
06/15/04 ADOPT: Div. 8, Ch. 99, Sec. 58800
06/15/04 AMEND: 18707.1
06/03/04 AMEND: 2270, 2271
06/01/04 ADOPT: 1859.163.1, 1859.163.2, 1859.164.2, 1859.167.1 AMEND: 1859.2, 1859.145, 1859.145.1, 1859.160, 1859.161, 1859.162, 1859.163, 1859.164, 1859.164.1, 1859.165, 1859.166, 1859.167, 1859.168, 1859.171
06/01/04 ADOPT: 20107
05/25/04 ADOPT: 59152
05/21/04 ADOPT: 1859.123.1 AMEND: 1859.2, 1859.73.1, 1859.81, 1859.83, 1859.90, 1859.120, 1859.121, 1859.122, 1859.122.1, 1859.122.2, 1859.123, 1859.124, 1859.124.1, 1859.125, 1859.125.1, 1859.126, 1859.127, 1859.129, 1859.130
05/17/04 AMEND: 50
05/17/04 ADOPT: 250
05/17/04 AMEND: 50
05/17/04 AMEND: 48000
05/17/04 AMEND: 18616
05/13/04 ADOPT: 18531.61 AMEND: 18531.6
05/11/04 ADOPT: 22100 (renumbered to 22100 and 22100.1), 22110 (renumbered to 22100.2), 22120 (renumbered to 22100.3), and 22130 (renumbered to 22100.4)
04/26/04 ADOPT: 585
04/22/04 AMEND: 1142
04/15/04 AMEND: 599.508
04/13/04 ADOPT: 599.511 AMEND: 599.500
03/23/04 AMEND: 1859.2, 1859.20, 1859.21, 1859.74.2, 1859.74.3, 1859.74.4, 1859.75, 1859.75.1, 1859.78.3, 1859.79, 1859.81.1, 1859.83, 1859.107, 1859.145
03/23/04 ADOPT: 649.23, 649.24, 649.25, 649.26, 649.27, 649.28
03/23/04 ADOPT: 1859.160, 1859.161, 1859.162, 1859.162.1, 1859.163, 1859.164, 1859.164.1, 1859.165, 1859.166, 1859.166.1, 1859.167, 1859.168, 1859.169, 1859.170, 1859.171 AMEND: 1859.2, 1859.51, 1859.103, 1859.106, 1859.145.1
03/22/04 ADOPT: 599.517
03/22/04 AMEND: 1859.77.2
03/11/04 AMEND: Div. 8, Ch. 53, Section 54200
03/11/04 AMEND: 18703.1, 18703.2, 18703.3, 18703.4, 18703.5
03/09/04 ADOPT: 22500, 22501, 22502, 22503, 22504, 22505, 22506, 22507, 22508,

22509, 22510, 22511, 22512, 22513,
22514, 22515, 22516, 22517, 22518,
22519

Title 3

07/06/04 AMEND: 3700(c)
07/06/04 AMEND: 3430(b)
07/02/04 AMEND: 3558(a)
06/25/04 AMEND: 1380.19(p), 1442.7
06/09/04 AMEND: 3700(c)
05/27/04 AMEND: 1180(a)
05/27/04 AMEND: 3423(b)
05/27/04 AMEND: 3428(b)
05/17/04 ADOPT: 6450, 6450.1, 6450.2, 6450.3,
6784 AMEND: 6000 REPEAL: 6450,
6450.1, 6450.2, 6450.3, 9784
05/13/04 AMEND: 3700(b)
05/03/04 AMEND: 3700(c)
04/27/04 ADOPT: 6487.1, 6487.2, 6487.3, 6487.4,
6487.5, 6609 AMEND: 6000, 6416, 6800,
6486.6 REPEAL: 6486.1, 6486.2, 6486.3,
6486.4, 6486.5, 6486.8, 6557, 6570, 6802
04/26/04 AMEND: 3601(g)
04/26/04 AMEND: 6130
04/23/04 ADOPT: 797.5 AMEND: 820.8 RE-
PEAL: 820.7
04/20/04 AMEND: 2676, 2681, 2735, 2783
04/20/04 AMEND: 3700(c)
04/01/04 AMEND: 3700(d)
03/23/04 AMEND: 3423(b)
03/23/04 AMEND: 6462

Title 4

07/06/04 ADOPT: 12200, 12200.1, 12200.3,
12200.5, 12200.6, 12200.7, 12200.9,
12200.11, 12200.13, 12200.14, 12200.15,
12200.16, 12200.17, 12200.18, 12200.20,
12200.21, 12200.25, 12201, 12202,
12203, 12204, 12205, 12218, 12218.5,
12218.7, 12218.11, 12218.13, 12220,
06/01/04 ADOPT: 12370, 12371
04/26/04 ADOPT: 10300, 10302, 10305, 10310,
10315, 10317, 10320, 10322, 10325,
10326, 10327, 10328, 10330, 10335,
10337
04/22/04 ADOPT: 4145, 4146, 4147, 4148
AMEND: 4140
04/13/04 ADOPT: 144
03/29/04 ADOPT: 10163, 10164 AMEND: 10152,
10153, 10154, 10155, 10156, 10157,
10158, 10159, 10160, 10161, 10162
03/23/04 AMEND: 4001
03/05/04 ADOPT: 12204, 12205, 12210, 12211,
12212, 12213, 12214, 12224, 12225,
12227, 12228, 12229, 12230, 12231,
12232 AMEND: 12200, 12201, 12202,
12203, 12206, 12207, 12208, 12209,
12220, 12221, 12222, 12223, 12226

Title 5

06/30/04 AMEND: 19814(e)
06/23/04 ADOPT: 19810, 19811, 19812, 19813,
19814, 19815, 19816, 19817, 19818,
19819, 19820, 19821, 19822, 19823,
19824, 19825, 19826, 19828, 19829,
19830, 19831 REPEAL: 19827
06/17/04 ADOPT: 19814.1, 19832, 19833, 19834,
19835, 19836, 19837 AMEND: 19814
06/08/04 ADOPT: 18074, 18074.1, 18074.2,
18074.3, 18074.4, 18074.5, 18074.6,
18075, 18075.1, 18075.2, 18076,
18076.1, 18076.2, 18076.3, 18220.6
AMEND: 18413, 18428 REPEAL: 18021
06/01/04 REPEAL: 80032.2, 80058.2, 80466,
80523.3
05/25/04 AMEND: 1859.61, 1859.105, 1859.106,
1859.141, 1859.142, 1859.145, 1859.147,
1859.148, 1859.150.1, 1859.151,
1859.152, 1859.153
05/24/04 AMEND: 11973, 11974, 11975, 11977,
11978, 11979
05/19/04 ADOPT: 1204.5, 1211.5, 1218.6
AMEND: 1200, 1203, 1204, 1205, 1206,
1207, 1208, 1209, 1210, 1211, 1215,
1217 REPEAL: 1212, 1218.5, 1219.5
05/10/04 ADOPT: 19800, 19801, 19803, 19804,
19805
04/22/04 ADOPT: 876
03/15/04 ADOPT: 19810, 19811, 19812, 12913,
19814, 19815, 19816, 19817, 19818,
19819, 19820, 19821, 19822, 19823,
19824, 19825, 19826, 19827, 19828,
19829, 19830, 19831
03/11/04 ADOPT: 19802
03/08/04 AMEND: 30060

Title 8

07/07/04 ADOPT: 9881.1, 10117.1, 10118.1
AMEND: 9810, 9880, 9881, 9883 RE-
PEAL: 9882, 10117, 10118
07/07/04 AMEND: 1632, 3212
07/07/04 AMEND: 1716.2
07/07/04 AMEND: 3301
07/06/04 AMEND: 15220, 15220.1, 15220.3,
15220.4
07/06/04 AMEND: 5194
07/02/04 ADOPT: 9788.01, 9788.19788.11,
9788.2, 9788.3, 9788.31, 9788.32,
9788.4, 9788.5, 9788.6, 9788.7, 9788.9,
9788.91
06/30/04 ADOPT: 10250
06/28/04 AMEND: 1953
06/15/04 ADOPT: 9789.10, 9789.11, 9789.20,
9789.21, 9789.22, 9789.23, 9789.24,
9789.30, 9789.31, 9789.32, 9789.33,
9789.34, 9789.35, 9789.36, 9789.37,

9789.38, 9789.40, 9789.50, 9789.60,
9789.70, 9789.80, 9789.90, 9789.100,
9789.110, 9789.111

06/08/04 ADOPT: 32017, 32018, 51096, 71010,
71026, 71037, 71030, 71035, 71040,
71050, 71055, 71060, 71070, 71080,
71090, 71095, 71100, 71110, 71115,
71120, 71130, 71140, 71200, 71210,
71225, 71230, 71235, 71300, 71310,
71320, 71330, 71340, 71680, 71685,
71700, 71

05/24/04 AMEND: 1600, 1601

05/20/04 AMEND: 5001(b), 5008(b)

04/29/04 AMEND: 3427

04/23/04 AMEND: 14300.10, 14300.12, 14300.29,
Appendix A, Appendix B, Appendix D,
Appendix E

04/22/04 ADOPT: 10202.1, 10203.1, 10203.2
AMEND: 10200, 10201, 10203, 10204

04/20/04 AMEND: 8403

04/19/04 AMEND: 20299, 20390

04/13/04 AMEND: 5044, 5046, 5049. and Table
S-1, Table S-1a, Table S-11, Table S-12,
Table S-13, and Table S-14.

04/01/04 AMEND: 3427

03/22/04 AMEND: 1529(g)

03/18/04 ADOPT: 5148

Title 9

06/28/04 AMEND: 9525

05/04/04 REPEAL: 7336, 7337, 7338, 7339, 7341,
7342, 7343, 7344, 7345, 7346, 7347,
7347.1, 7347.2, 7348, 7349

04/29/04 AMEND: 1921, 1922

03/04/04 ADOPT: 7000.2, 7001.2, 7001.5, 7002.5,
7006, 7006.3, 7009.1, 7013.2, 7013.6,
7014, 7014.1, 7017.2, 7017.5, 7017.7,
7018.4, 7019.5, 7021.5, 7024.7, 7028.1,
7028.6, 7028.8, 7029.1, 7029.6, 7029.7,
7029.9, 7035, 7037, 7038, 7098, 7128,
7129, 7130, 7130.5, 7

Title 10

07/07/04 ADOPT: 2194, 2194.1, 2194.2, 2194.3,
52194.4, 2194.5, 2194.6, 2194.7, 2194.8

07/01/04 ADOPT: 2699.6608 AMEND: 2699.100,
2699.200, 2699.201, 2699.205, 2699.209,
2699.400, 2699.401, 2699.6500,
2699.6600, 2699.6606, 2699.6607,
2699.6611, 2699.6613, 2699.6617,
2699.6619, 2699.6625, 2699.6631,
2699.6705, 2699.6717, 2699.6725,
2699.6801, 2699.

05/27/04 REPEAL: 2670.1, 2670.2, 2670.3,
2670.4, 2670.5, 2670.6, 2670.7, 2670.8,
2670.9, 2670.10, 2670.11, 2670.12,

2670.13, 2670.14, 2670.15, 2670.16,
2670.17, 2670.18, 2670.19, 2670.20,
2670.21, 2670.22, 2670.23, 2670.24

05/17/04 AMEND: 260.102.14

05/04/04 AMEND: 2698.30, 2698.31, 2698.32,
2698.33, 2698.34, 2698.35, 2698.36,
2698.37, 2698.38, 2698.39, 2698.40,
2698.41, 2698.42 REPEAL: 2698.40,
2698.41, 2698.42, 2698.43, 2698.44,
2698.45

04/29/04 ADOPT: 2192.1, 2192.2, 2192.3, 2192.4,
2192.5, 2192.6, 2192.7, 2192.8, 2192.9,
2192.10, 2192.11, 2192.12

04/26/04 AMEND: 250.30

04/20/04 ADOPT: 2020, 2021 AMEND: 250.51

04/19/04 AMEND: 2498.6

04/13/04 AMEND: 260.102.14

03/25/04 ADOPT: 2695.40, 2695.41, 2695.42,
2695.43, 2695.44, 2695.45

03/15/04 ADOPT: 2361

03/08/04 ADOPT: 2194, 2194.1, 2194.2, 2194.3,
2194.4, 2194.5, 2194.6, 2194.7, 2194.8

Title 11

07/07/04 AMEND: 1005, 1007

06/23/04 AMEND: 51.16

06/21/04 ADOPT: 2037, 2038 AMEND: 2010,
2050

05/05/04 AMEND: 51.20

04/30/04 ADOPT: 51.21

04/30/04 ADOPT: 51.20

04/26/04 ADOPT: 999.15, 999.16, 999.17, 999.18,
999.19, 999.20, 999.21, 999.22, 999.23
AMEND: 999.10, 999.11, 999.12,
999.13, 999.14 REPEAL: Appendix A

Title 13

07/07/04 AMEND: 156.00

05/13/04 AMEND: 110.01, 110.02

04/28/04 AMEND: 2415

04/09/04 REPEAL: 55.01, 55.02, 55.03, 55.04,
55.05, 55.06

Title 14

07/07/04 AMEND: 251, 311, 353, 354, 360, 361,
362, 363, 364, 365, 604, 708

06/29/04 AMEND: 17383.3, 17383.8, 17402.5,
18223

06/28/04 AMEND: 2430, 2525, 2535

06/25/04 ADOPT: 1052.4 AMEND: 895.1, 1052,
1052.1

06/15/04 AMEND: 677

06/01/04 AMEND: 1.18

05/13/04 AMEND: 27.80

05/11/04 ADOPT: 3808.5

05/10/04 AMEND: 851.6

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05/10/04 ADOPT: 18660.5, 18660.6, 18660.7, 18660.8, 18660.9, 18660.10, 18660.11, 18660.12, 18660.13, 18660.14, 18660.15, 18660.16, 18660.17, 18660.18, 18660.19, 18660.20, 18660.21, 18660.22, 18660.23, 18660.24, 18660.25, 18660.30, 18660.31, 18660.32, 18660.33, 18

05/10/04 ADOPT: 1665.1, 1665.2, 1665.3, 1665.4, 1665.5

05/03/04 ADOPT: 8100, 8100.01, 8100.02, 8100.03, 8100.04, 8100.05, 8100.06, 8100.07, 8100.08, 8100.09, 8100.10, 8100.11, 8100.12, 8100.13

04/30/04 AMEND: 27.60, 27.67, 27.82, 28.28, 28.29, 28.55

04/29/04 AMEND: 27.60, 28.55

03/30/04 AMEND: 27.60, 27.65, 27.82, 28.27

03/29/04 AMEND: 150, 150.02, 150.03, 150.05

03/29/04 AMEND: 2000, 2200, 2305, 2310, 2320, 2401, 2500, 2501, 2518

03/08/04 AMEND: 3698, 3699

Title 15

06/25/04 AMEND: 2253

06/18/04 AMEND: 3097

06/17/04 ADOPT: 3000 AMEND: 3005, 3044, 3062, 3313, 3314, 3315, 3323, 3376 REPEAL: 3045.1

05/27/04 ADOPT: 3194, 3195 AMEND: 3006, 3044, 3092, 3100, 3101, 3107, 3138, 3161, 3190, 3191, 3192, 3193 REPEAL: 3044, 3092, 3138, 3190

05/18/04 AMEND: 3426

05/13/04 AMEND: 2000, 2400, 2403

05/03/04 AMEND: 3043.5, 3043.6, 3044

05/03/04 AMEND: 3040, 3041, 3041.1, 3041.2, 3043.5

04/15/04 ADOPT: 2251.5 AMEND: 2041, 2057, 2072, 2073, 2074 REPEAL: 2050, 2051, 2052, 2054, 2055, 2056, 2701

03/03/04 AMEND: 2005

Title 16

07/02/04 AMEND: 438

07/01/04 AMEND: 1810

06/28/04 ADOPT: 325.1

06/24/04 ADOPT: 643

06/15/04 ADOPT: 1399.70

05/17/04 AMEND: 1912

05/13/04 ADOPT: 1258.4, 1277, 1277.5

05/04/04 AMEND: 1079.3

04/29/04 AMEND: 2030.2

04/22/04 ADOPT: 1399.330, 1399.349, 1399.352.5 AMEND: 1399.301, 1399.321, 1399.350, 1399.351, 1399.352, 1399.353, 1399.356, 1399.395 REPEAL: 1399.330, 1399.331, 1399.333

04/15/04 ADOPT: 1399.700, 1399.701, 1399.702, 1399.703, 1399.704, 1399.705, 1399.706, 1399.707 AMEND: 1399.650, 1399.700, 1399.705

04/12/04 AMEND: 2756

03/09/04 ADOPT: 4150, 4151, 4152, 4153, 4154, 4155

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