



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: Antelope School District
Los Gatos-Saratoga Joint
Union High School
District

STATE AGENCY: California Energy
Commission

A written comment period has been established commencing on July 22, 2016, and closing on September 5, 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 per-

son, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict-of-interest code(s). Any written comments must be received no later than September 5, 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 respective 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
PESTICIDE REGULATION**

NOTICE IS HEREBY GIVEN that the Department of Pesticide Regulation, pursuant to the authority vested in it by section 87306 of the Government Code, proposes amendment to its conflict-of-interest code. A comment period has been established commencing on July 22, 2016 and closing on September 5, 2016. All inquiries should be directed to the contact listed below.

The Department of Pesticide Regulation proposes to amend its conflict-of-interest code to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The amendment carries out the purposes of the law and no other alternative would do so and be less burdensome to affected persons.

This amendment reflects the current nature and complexity of work within the Department of Pesticide Regulation and makes other technical changes to reflect the current organizational structure of the Department. Copies of the amended code are available and may be requested from the Contact Person set forth below.

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than September 5, 2016, or at the conclusion of the public hearing, if requested, whichever comes later. At this time, no public hearing is scheduled. A person may request a hearing no later than August 21, 2016.

The Department of Pesticide Regulation has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.
4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.

6. Will not have any potential cost impact on private persons, businesses or small businesses.

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to:

Stephanie Ota
1001 I Street, 4th Fl, MS 4B
PO Box 4015
Sacramento, CA 95812-4015
(916) 445-6377
Stephanie.Ota@cdpr.ca.gov

**TITLE 5. COMMISSION ON TEACHER
CREDENTIALING**

**Division VIII of Title 5 of the
California Code of Regulations
Proposed Amendments to Title 5 of the California
Code of Regulations Pertaining to the
Reauthorization of Elementary Subject Matter
Programs to Meet the Subject Matter
Requirement for Teaching Credentials**

The Commission on Teacher Credentialing (Commission) proposes to take the regulatory action described below after considering all comments, objections, and recommendations regarding the proposed action.

A public hearing on the proposed actions will be held:

**September 9, 2016
8:30 a.m.
Commission on Teacher Credentialing
1900 Capitol Avenue
Sacramento, California 95811**

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments by fax, through the mail, or by email relevant to the proposed action. The written comment period closes at 5:00 p.m. September 6, 2016. Comments must be received by that time or may be submitted at the public hearing. You may fax your response to (916) 322-0048; write to the Commission on Teacher Credentialing, attn. David Crable, 1900 Capitol Avenue, Sacramento, California 95811; or submit an email to dcrable@ctc.ca.gov.

Any written comments received 15 days prior to the public hearing will be reproduced by the Commission's staff for each member of the Commission as a courtesy to the person submitting the comments and will be included in the written agenda prepared for and presented to the full Commission at the hearing.

AUTHORITY AND REFERENCE

Education Code section 44225 authorizes the Commission to adopt the proposed regulations. The proposed regulations implement, interpret, and make specific Education Code sections 44280, 44281, 44282, and 44310 pertaining to the reauthorization of elementary subject matter programs to meet the subject matter requirement for teaching credentials.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Summary of Existing Laws and Regulations

This rulemaking action proposes amendments to sections 80048.8, 80413, and 80499 of Title 5 of the California Code of Regulations (CCR) related to elementary subject matter programs as approved by the Commission at the June 2016 meeting.

GENERAL PROVISIONS

The Education Code (EC) provides two routes for individuals to satisfy the subject matter requirement for earning teaching credentials. EC §44282 directs the Commission to adopt examinations and assessments to verify subject matter knowledge and competence for Multiple and Single Subject Teaching Credentials. In addition, EC §44310 authorizes the Commission to “waive” the subject matter examination requirement for individuals completing coursework at authorized institutions as approved by the Commission:

“The commission shall waive the subject matter examination requirement for graduates of accredited public and private institutions of higher education who successfully complete subject matter programs specified by the commission.

Eligibility for an examination waiver can only be achieved when the subject matter program is one which is listed by the commission under Section 44282, and the program has been successfully completed in an approved institution of higher learning.”

To conform with the Federal No Child Left Behind (NCLB) law and the California State Board of Education’s State Plan, the Commission took action at its October 2003 meeting that all candidates for a Multiple Subject Credential must pass the Commission–adopted examination (CSET) to satisfy the subject matter requirement, and credential candidates enrolled after July 1, 2004 would no longer be able to complete a subject matter program to satisfy the subject matter requirement, as outlined in Coded Correspondence 03–0025.

Discussion at the April 2016 Commission meeting (<http://www.ctc.ca.gov/commission/agendas/2016-04/2016-04-4C.pdf>) included several points of concern regarding the present requirements in connection with this issue. Concern has been expressed that there are multiple subject candidates beginning their teacher preparation programs without a deep understanding of the content they will be teaching. Also discussed was whether it is fair to offer only the examination option for demonstrating elementary subject matter competence while candidates for the Single Subject credential retain the option of completing either an examination or a Commission–approved subject matter program. Some candidates may have issues with tests due to disability, or may have weak standardized test–taking skills, yet may demonstrate strong undergraduate academic performance or have relevant experience in the practical application of the subject matter knowledge in question.

As California seeks to remedy the decline of the recent past in recruiting and retaining individuals in the teaching profession, restricting multiple subject credential candidates to only the examination option could be seen as creating a barrier to individuals who may otherwise be qualified to be effective teachers.

RECENT CHANGE ELIMINATING THE HIGHLY QUALIFIED DESIGNATION

Section 1119 of NCLB, which requires all teachers of core academic subjects in the state to be “highly qualified,” is among the provisions of the Elementary and Secondary Education Act (ESEA) that states are **not** required to implement in the 2016–17 school year in order to facilitate an orderly transition to the Every Student Succeeds Act (ESSA). Highly qualified teacher (HQT) is a term that was defined in NCLB. Under ESSA, the federal definition of HQT is eliminated in favor of allowing states to set their own teacher standards. States will continue to be required to disclose the steps they are taking to evaluate the equity of teacher distribution and the qualifications of their teachers and school administrators.

With this change, the Commission is in a position to make the completion of elementary subject matter programs once again an option for teaching credential candidates to meet the subject matter requirement for teaching credentials.

IMPLICATIONS OF REAUTHORIZATION

At the June 2016 meeting (<http://www.ctc.ca.gov/commission/agendas/2016-06/2016-06-3A.pdf>), the discussion brought out that the reauthorization of elementary subject matter programs to meet the subject

matter requirement would necessitate an amendment to current regulations. California Code of Regulations, Title 5 §80413(a)(5)(A) specifically states that educators enrolled in California teacher preparation programs on or after July 1, 2004 seeking a Multiple Subject credential must pass a subject matter examination to meet the subject matter knowledge requirement:

“For a multiple subject credential, an applicant enrolled in a teacher preparation program prior to July 1, 2004 shall meet this requirement either by passage of an examination as provided in Education Code Sections 44280, 44281, and 44282 or by completion of a subject–matter program as provided in Education Code Section 44310. An applicant enrolled in a teacher preparation program on or after July 1, 2004 shall meet this requirement by passage of an examination as provided in Education Code Sections 44280, 44281 and 44282.”

In addition to Multiple Subject credential candidates, the reauthorization of elementary subject matter programs would make it possible to allow this pathway toward meeting the subject matter requirement to be used by credential candidates seeking the Education Specialist Instruction credential, as well as by fully credentialed teachers seeking to add an additional credential type. The Commission took action to approve proposed amendments to Title 5 regulations pertaining to the reauthorization of elementary subject matter programs to meet the subject matter requirement for teaching credentials. The proposed regulations include amendments to Title 5 §§80413, 80048.8, and 80499 to provide for these changes.

The Commission also approved adding to the proposed amendments to §80499 the provision that individuals holding either the Reading and Literacy Leadership Specialist (RLLS) Credential or the Reading and Literacy Added Authorization should be exempted from verifying the completion of the reading course and RICA when seeking a new credential type or teaching area using the provisions of §80499. It had been previously determined that individuals who held one of these documents had completed coursework in those respective programs considered to be at the level of the RICA or higher. Adding this provision to regulations avoids having individuals using this section of regulations from being required to complete duplicative work.

Objectives and Anticipated Benefits of the Proposed Regulations

The objectives of the proposed regulation amendments are to:

- Reauthorize the use of elementary subject matter programs as a means for educators to demonstrate subject matter competence when seeking a credential.
- Provide a strong, consistent program route for multiple subject credential candidates.
- Address the current inequities between credential requirements, allowing the use of subject matter programs in single subject areas to meet the subject matter requirement for credentialing but excluding elementary subject matter programs.

The Commission anticipates that the proposed amendments will benefit the welfare of students attending public schools in the State of California by assuring teachers will have completed the kind of comprehensive preparation required to provide meaningful instruction to all students in California public schools. The proposed regulations will promote fairness and prevent discrimination by ensuring uniformity in the requirements individuals are held to when meeting the subject matter requirement toward obtaining a California teaching credential. The Commission does not anticipate that the proposed regulations will result in the protection of public health and safety, worker safety, or the environment, the prevention of social inequity or an increase in openness and transparency in business and government.

Determination of Inconsistency/Incompatibility with Existing State Regulations

The Commission has determined that the proposed regulation amendments are not inconsistent or incompatible with existing regulations. After conducting a review for any regulations that would relate to or affect this area, the Commission has concluded that these are the only regulations that concern meeting the subject matter requirement for credentials in California.

Documents Incorporated by Reference:

None.

Documents Relied Upon in Preparing Regulations:

April 2016 Commission agenda item 4C:
<http://www.ctc.ca.gov/commission/agendas/2016-04/2016-04-4C.pdf>

June 2016 Commission agenda item 3A:
<http://www.ctc.ca.gov/commission/agendas/2016-06/2016-06-3A.pdf>

Disclosures Regarding the Proposed Actions

The Commission has made the following initial determinations:

Mandate to local agencies or school districts: None.

Other non–discretionary costs or savings imposed upon local agencies: None.

Cost or savings to any state agency: None.

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

Significant effect on housing costs: None.

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

These proposed regulations will not impose a cost on local agencies or school districts that must be reimbursed in accordance with Part 7 (commencing with section 17500) of the Government Code.

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.

Statement of the Results of the Economic Impact Assessment [Govt. Code § 11346.5(a)(10)]: The Commission concludes that it is (1) unlikely that the proposal will create any jobs within the State of California; 2) unlikely that the proposal will eliminate any jobs within the State of California; 3) unlikely that the proposal will create any new businesses with the State of California; 4) unlikely that the proposal will eliminate any existing businesses within the State of California; and 5) unlikely the proposal would cause the expansion of businesses currently doing business within the State of California.

The Commission anticipates that the proposed amendments will benefit the welfare of students attending public schools in the State of California by assuring teachers will have completed the kind of comprehensive preparation required to provide meaningful instruction to all students in California public schools. The proposed regulations will promote fairness and prevent discrimination by ensuring uniformity in the requirements individuals are held to when meeting the subject matter requirement toward obtaining a California teaching credential. The Commission does not anticipate that the proposed regulations will result in the protection of public health and safety, worker safety, or the environment, the prevention of social inequity or an increase in openness and transparency in business and government.

Effect on small businesses: The proposed regulations will not have a significant adverse economic impact upon business. The proposed regulations apply only to individuals seeking to obtain credentials that authorize service in California's public schools.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Commission must de-

termine that no reasonable alternative considered by the agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed, would be as effective as and less burdensome to affected private persons than the proposed actions, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. The Commission invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period or at the public hearing.

CONTACT PERSON/FURTHER INFORMATION

General or substantive inquiries concerning the proposed action may be directed to David Crable by telephone at (916) 323-5119 or write to David Crable, Commission on Teacher Credentialing, 1900 Capitol Avenue, Sacramento, CA 95811. General question inquiries may also be directed to Erin Skubal (back-up contact) at (916) 323-9596 or at the address mentioned in the previous sentence. Upon request, a copy of the express terms of the proposed action and a copy of the initial statement of reasons will be made available. This information is also available on the Commission's website at www.ctc.ca.gov. In addition, all the information on which this proposal is based is available for inspection and copying.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The entire rulemaking file is available for inspection and copying throughout the rulemaking process at the Commission office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of the Notice of Proposed Rulemaking, the proposed text of the regulations, the Initial Statement of Reasons, and an economic impact assessment/analysis contained in the Initial Statement of Reasons. Copies may be obtained by contacting David Crable at the address or telephone number provided above.

MODIFICATION OF PROPOSED ACTION

If the Commission proposes to modify the actions hereby proposed, the modifications (other than nonsubstantial or solely grammatical modifications) will be made available for public comment for at least 15 days before they are adopted.

**AVAILABILITY OF FINAL STATEMENT
OF REASONS**

The Final Statement of Reasons is submitted to the Office of Administrative Law as part of the final rule-making package, after the public hearing. Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting David Crable at (916) 323-5119.

**AVAILABILITY OF DOCUMENTS ON
THE INTERNET**

Copies of the Notice of Proposed Rulemaking, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through the Commission's website at www.ctc.ca.gov.

**TITLE 5. COMMISSION ON
TEACHER CREDENTIALING**

**Division VIII of Title 5 of the California Code of
Regulations
Proposed Amendments to Title 5 of the California
Code of Regulations
Pertaining to the Period of Validity of
Examinations for Certification**

The Commission on Teacher Credentialing (Commission) proposes to take the regulatory action described below after considering all comments, objections, and recommendations regarding the proposed action. A copy of the proposed regulations is attached with the added text underlined and the deleted text lined out.

A public hearing on the proposed actions will be held:

**September 9, 2016
8:30 a.m.**

**Commission on Teacher Credentialing
1900 Capitol Avenue
Sacramento, California 95811**

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments by fax, through the mail, or by email relevant to the proposed action. The written comment period closes at 5:00 p.m.

September 6, 2016. Comments must be received by that time or may be submitted at the public hearing. You may fax your response to (916) 322-0048; write to the Commission on Teacher Credentialing, attn. David Crable, 1900 Capitol Avenue, Sacramento, California 95811; or submit an email to dcrable@ctc.ca.gov.

Any written comments received 15 days prior to the public hearing will be reproduced by the Commission's staff for each member of the Commission as a courtesy to the person submitting the comments and will be included in the written agenda prepared for and presented to the full Commission at the hearing.

AUTHORITY AND REFERENCE

Education Code section 44225 authorizes the Commission to adopt the proposed regulations. The proposed regulations implement, interpret, and make specific Education Code section 44225(a)(1) pertaining to the period of validity of examinations used for certification.

**INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW**

Summary of Existing Laws and Regulations

This rulemaking action proposes the amendments to sections 80015, 80015.1, and 80071 of Title 5 of the California Code of Regulations (CCR) related to the period of validity of examinations used for certification as approved by the Commission at the June 2016 meeting. The proposed regulations also include a general cleanup of regulations, deleting references to examinations no longer administered for certification use and updating references to application processes found in other sections of the regulations.

GENERAL PROVISIONS

The primary purpose of each of the Commission's examinations is to ensure that educators have the required knowledge, skills and abilities to provide effective instruction for K-12 students in accordance with California's student academic content standards.

Education Code §44225(a)(1) allows the Commission to grant preliminary credentials to individuals who meet the credentialing requirements, including either passage of a subject matter examination or completion of a subject matter program:

“The preliminary teaching credential, to be granted upon possession of a baccalaureate degree from a regionally accredited institution in a subject other than professional education, completion of an accredited program of professional preparation, and either successful passage of an examination or assessment that has been adopted or approved by the commission in the subject or subjects appropriate to the grade level to be taught, to include college-level reading, writing, and mathematics skills, or completion of an accredited program of subject matter preparation and successful passage of the basic skills proficiency test. . . .”

Title 5 CCR §80071(b) sets the validity period of all examinations used for credentialing at five years, unless otherwise set by statute or another regulation:

“For each examination score used to satisfy a requirement for the issuance of a credential, certificate, permit, or waiver, there can be no more than five years between (1) the date the score was earned and (2) the issuance date of the credential, certificate, permit, or waiver for which the examination score is used.”

The five-year period for exam score validity is somewhat arbitrary and does at times lead to inconvenient situations for individuals and could keep prospective educators from earning a credential. These are scenarios both prospective and previously credentialed educators encounter that cause inquiries regarding the term of exam validity:

Example 1: A candidate passes two of three subtests of a subject matter exam but fails subtest number three repeatedly. The individual manages to pass the third subtest after six years, but the first two subtest scores are now expired and have to be taken again.

Example 2: A candidate passes all required subject matter exams but has difficulty passing the Reading Instruction Competence Assessment (RICA) in spite of repeated attempts. After an additional two or three years, the candidate finally passes RICA but finds the subject matter exam scores are now more than five years old and have expired because they were never used to issue a document.

Example 3: A credentialed teacher passes all the required examinations to obtain an English learner (EL) authorization. The teacher thinks that after passing the examinations the new authorization is just added automatically, does not look into application requirements or submit an application and fee, and fails to follow up to verify the authorization has been added to his or her credential. The teacher never notices that the new authorization was not added to the credential, even when renewing. Seven years go by from when the exams were

taken before the teacher is questioned by an employer about the lack of an EL authorization, or the teacher plans to apply for a new position and finally looks at the credential only when realizing the authorization was not added (the same scenario has occurred with other types of credentialing exams).

At the June 2016 Commission meeting (<http://www.ctc.ca.gov/commission/agendas/2016-06/2016-06-3B.pdf>), three possible alternatives were brought forward for consideration as potential remedies to such issues. The option to allow an individual to appeal directly to the Commission for an extended period of test score validity and the option to “freeze” an examination score for later use were both seen to encounter a number of problematic scenarios that would be hard to quantify for legal purposes, presenting significant difficulties in providing a supporting rationale that would be acceptable to the Office of Administrative Law (OAL) for regulatory purposes, and fell short in creating a mechanism that could be applied equitably to all educators due to the differing circumstances of those who might be seeking to use the examination route to qualify for an additional type of certification.

The Commission took action to approve a third option under consideration to extend the validity period of examination scores from five years to ten years. Following this course will provide educators added flexibility that will assist many to avoid the negative consequences encountered with the five-year validity term and does not encounter any of the problematic scenarios identified with either of the other proposed options. The extended period of validity also allows for the periodic revision of examinations to assure that they remain aligned with the current standards and frameworks adopted by the California State Board of Education, thus assuring credential candidates are held to the most up to date standards and are prepared to provide effective instruction to assist all of California’s PK–12 students to meet state standards.

The Commission also approved adding to the proposed regulations an amendment that would exclude from the change to a ten-year validity period examinations that the Commission had previously determined should no longer be administered for California certification. This would include the School Leaders Licensure Assessment (SLLA) examination #1010, which has been discontinued and is no longer valid for certification since February 26, 2016 and the Specialized Science examinations, which were discontinued July 11, 2015. Coded Correspondence 14–09 set a final date for the use of the Specialized Science examinations for certification at August 1, 2020. The proposed regulations provide that any examinations for certification that were discontinued and are no longer being administered

as of January 1, 2017 would not be included in the proposed change to a ten-year validity period.

In addition, it was brought to our attention that regulations regarding the CTEL and CSET World Languages examinations, used by many to qualify for English learner and bilingual authorizations, specifically state that these examinations are only valid for certification use for five years. This limit was included in these sections predicated on the current period of validity for certification examinations of five years given in §80071(b). The proposed amendments also include changes to Title 5 §§80015(b)(3) and 80015.1(a)(2) to harmonize with the proposed extension to a ten year period of validity for certification examinations.

Objectives and Anticipated Benefits of the Proposed Regulations

The objectives of the proposed regulation amendments are to:

- extend the validity period of examination scores from five to ten years to provide educators more time to complete the requirements to obtain a new credential type or authorization while still allowing time for the periodic revision of examinations to assure that they remain aligned with the current standards and frameworks adopted by the California State Board of Education.
- assist educators to avoid the negative consequences encountered with the shorter five-year validity term in acknowledgement of the additional requirements educators must now meet to obtain certification since the time when the five-year term was initially adopted.
- provide a general cleanup of regulations, deleting references to examinations no longer administered for certification use and updating references to application processes found in regulations recently approved.

The Commission anticipates that the proposed amendments will benefit the welfare of students attending public schools in the State of California by assuring educators are held to the most up to date standards to be prepared to provide effective instruction to assist all of California's PK-12 students meet state standards. The proposed regulations will promote fairness and prevent discrimination by ensuring educators have the added flexibility that will assist many to avoid the negative consequences encountered with the five-year validity term in light of the additional requirements that must be completed now compared with when the five-year validity term was first instituted. The Commission does not anticipate that the proposed regulations will result in the protection of public health and safety, worker safety, or the environment, the prevention of social in-

equity or an increase in openness and transparency in business and government.

Determination of Inconsistency/Incompatibility with Existing State Regulations

The Commission has determined that the proposed regulation amendments are not inconsistent or incompatible with existing regulations. After conducting a review for any regulations that would relate to or affect this area, the Commission has concluded that these are the only regulations that concern the period of exam validity in California.

Documents Incorporated by Reference:

None.

Documents Relied Upon in Preparing Regulations:

June 2016 Commission agenda item 3B:
<http://www.ctc.ca.gov/commission/agendas/2016-06/2016-06-3B.pdf>

Disclosures Regarding the Proposed Actions

The Commission has made the following initial determinations:

Mandate to local agencies or school districts: None.

Other non-discretionary costs or savings imposed upon local agencies: None.

Cost or savings to any state agency: None.

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

Significant effect on housing costs: None.

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

These proposed regulations will not impose a cost on local agencies or school districts that must be reimbursed in accordance with Part 7 (commencing with section 17500) of the Government Code.

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.

Statement of the Results of the Economic Impact Assessment [Govt. Code § 11346.5(a)(10)]: The Commission concludes that it is (1) unlikely that the proposal will create any jobs within the State of California; 2) unlikely that the proposal will eliminate any jobs within the State of California; 3) unlikely that the proposal will create any new businesses within the State of California; 4) unlikely that the proposal will eliminate any existing businesses within the State of California; and 5) unlikely the proposal would cause the expansion of businesses currently doing business within the State of California.

The Commission anticipates that the proposed amendments will benefit the welfare of students attending public schools in the State of California by assuring

educators are held to the most up to date standards to be prepared to provide effective instruction to assist all of California's PK-12 students in meeting state standards. The proposed regulations will promote fairness and prevent discrimination by ensuring educators have the added flexibility that will assist many to avoid the negative consequences encountered with the five-year validity term in light of the additional requirements that must be completed now compared with when the five-year validity term was first instituted. The Commission does not anticipate that the proposed regulations will result in the protection of public health and safety, worker safety, or the environment, the prevention of social inequity or an increase in openness and transparency in business and government.

Effect on small businesses: The proposed regulations will not have a significant adverse economic impact upon business. The proposed regulations apply only to individuals applying for credentials that authorize service in California's public schools.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Commission must determine that no reasonable alternative considered by the agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed, would be as effective as and less burdensome to affected private persons than the proposed actions, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. The Commission invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period or at the public hearing.

CONTACT PERSON/FURTHER INFORMATION

General or substantive inquiries concerning the proposed action may be directed to David Crable by telephone at (916) 323-5119 or write to David Crable, Commission on Teacher Credentialing, 1900 Capitol Avenue, Sacramento, CA 95811. General question inquiries may also be directed to Erin Skubal (back-up contact) at (916) 323-9596 or at the address mentioned above. Upon request, a copy of the express terms of the proposed action and a copy of the initial statement of reasons will be made available. This information is also available on the Commission's website at www.ctc.ca.gov. In addition, all the information on which this proposal is based is available for inspection and copying.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The entire rulemaking file is available for inspection and copying throughout the rulemaking process at the Commission office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of the Notice of Proposed Rulemaking, the proposed text of the regulations, the Initial Statement of Reasons, and an economic impact assessment/analysis contained in the Initial Statement of Reasons. Copies may be obtained by contacting David Crable at the address or telephone number provided above.

MODIFICATION OF PROPOSED ACTION

If the Commission proposes to modify the actions hereby proposed, the modifications (other than nonsubstantial or solely grammatical modifications) will be made available for public comment for at least 15 days before they are adopted.

AVAILABILITY OF FINAL STATEMENT OF REASONS

The Final Statement of Reasons is submitted to the Office of Administrative Law as part of the final rulemaking package, after the public hearing. Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting David Crable at (916) 323-5119.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Rulemaking, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through the Commission's website at www.ctc.ca.gov.

TITLE 11. COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

Regulations 1001, 1005, 1007, 1008, 1009, 1080, 1083, and Procedures D-1, D-10, and D-11 Training and Testing Specification for Peace Officer Basic Courses POST Basic Courses Test Management and Security Protocols

Notice is hereby given that the Commission on Peace Officer Standards and Training (POST) proposes to amend regulations in Division 2 of Title 11 of the California Code of Regulations as described below in the In-

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

Public Comments Due by September 6, 2016, at 5:00 p.m.

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

Commission on POST
Attention: Rulemaking
860 Stillwater Road, Suite 100
West Sacramento, CA 95605-1630

AUTHORITY AND REFERENCE

This proposal is made pursuant to the authority vested by Penal Code Section 13503 (authority of the Commission on POST) and Penal Code Section 13506 (POST authority to adopt regulations). This proposal is intended to interpret, implement, and make specific Penal Code Section 13503(e).

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Current law authorizes POST to develop and implement programs to increase the effectiveness of law enforcement, including programs involving training and education courses. POST experienced a test security compromise in 2010 which impacted testing for all basic courses and led to an overhaul of the test security requirements, creation of the Basic Course Test Task Force (task force), replacement of required written knowledge and comprehensive tests, and updates to the Test Management and Assessment System (TMAS). Since 2010 POST has incurred a cost of approximately \$3.5 million just to replace the compromised test material.

POST is responsible for the development of test questions, creation of test forms, management of, and security requirements for 56 Learning Domain, Mid-Term, and End-of-Course Tests. These tests are required for successful completion of the Regular Basic and Modular Format Courses, Specialized Investigators' Basic Course, Requalification Course, and PC 832 Laws of Arrest Course.

The course development and management process involves the use of subject matter resource groups to ensure the accuracy and validity of the material being test-

ed and POST staff to ensure statewide applicability. This work is costly, time consuming, and labor intensive. POST staff, in consultation with subject matter experts, is proposing regulations that will replace the existing knowledge test format with three major comprehensive tests in order to increase the security of the test material and reduce the workload for the staff of presenters, while also effectively ensuring that students are appropriately tested in the required competencies of the Training and Testing Specifications.

Recent updates to TMAS allow POST the capability to migrate all printed test administrations into electronic format only and eliminate the need for test material to be printed. The security of the test material is especially important. If one test is compromised it affects all tests for each course and requires new questions be developed and validated. The implementation of these changes will help to ensure the continued integrity of entry-level law enforcement training and testing.

The specific benefits anticipated by the proposed changes to the regulations will be to promote fairness for all individuals taking POST Basic Course tests through stronger test management and security protocols and a more secure testing process. There would be no effect to benefits in regard to public health and safety, worker safety, or the environment, the prevention of discrimination, and the increase in openness and transparency in business and government.

During the process of developing these regulations and amendments, the Commission on Peace Officer Standards and Training 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.

Documents Incorporated by Reference: *POST Basic Courses Test Management and Security Protocols, 2017* and the *Training and Testing Specifications for Peace Officer Basic Courses*.

ADOPTION OF PROPOSED REGULATIONS

Following the public comment period, the Commission may adopt the proposal substantially as set forth without further notice, or the Commission may modify the proposal if such modifications remain sufficiently related to the text as described in the Informative Digest. If the Commission makes changes to the language before the date of adoption, the text of any modified language, clearly indicated, will be made available at least 15 days before adoption to all persons whose comments were received by POST during the public comment period and to all persons who request notification from POST of the availability of such changes. A request for the modified text should be addressed to the agency official designated in this notice. The Commission will

accept written comments on the modified text for 15 days after the date that the revised text is made available.

ESTIMATE OF ECONOMIC IMPACT

Fiscal impact on Public Agencies including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.

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

Local Mandate: None.

Costs to any Local Agency or School District for which Government Code Sections 17500-17630 require reimbursement: None.

Significant Statewide Adverse Economic Impact Directly Affecting California Businesses, including Small Businesses: The Commission on Peace Officer Standards and Training has made an initial determination that the amended regulations will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states. The Commission on Peace Officer Standards and Training has found that the proposed amendments will not affect California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement, which does not impact California businesses, including small businesses.

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

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

RESULTS OF ECONOMIC IMPACT ASSESSMENT PER GOV. CODE SEC. 11346.3(b)

The adoption of the proposed amendments of regulations will neither create nor eliminate jobs in the State of California, nor result in the elimination of existing businesses or create or expand businesses in the State of California.

The benefits of the proposed amendments of regulations to the health and welfare of California residents would be to hold accountable those individuals involved in cheating who compromise the security of

POST test materials and ensure the integrity of entry-level law enforcement training and testing. There would be no impact that would affect worker safety or the State's environment.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Commission must determine that no reasonable alternative it considered, 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 provisions of the law.

CONTACT PERSONS

Questions regarding the Test Management and Security Protocols portion of this proposed regulatory action may be directed to Jennifer Hardesty, Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630, at jenniferhardesty@post.ca.gov, or (916) 227-3917. Questions regarding revisions to the testing process outlined in the Training and Testing Specifications and POST Administrative Manual Regulations and Procedures portion of this proposed regulatory action may be directed to Diane Hrepich, Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630, at diane.hrepich@post.ca.gov, or (916) 227-4831. The backup contact is Windy Kaiser at windy.kaiser@post.ca.gov, or (916) 227-4537. General questions regarding the regulatory process may be directed to Brian Clark at brian.clark@post.ca.gov, (916) 227-4847, or FAX (916) 227-5271.

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

The rulemaking file contains all information upon which POST is basing this proposal and is available for public inspection by contacting Brian Clark at brian.clark@post.ca.gov, (916) 227-4847, or FAX (916) 227-5271.

To request a copy of the Final Statement of Reasons once it has been approved, submit a written request to Brian Clark, Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630.

TEXT OF PROPOSAL

Individuals may request copies of the exact language of the proposed regulations and of the initial statement of reasons, and the information the proposal is based upon from the Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630. These documents are also located on the POST Website at: <http://www.post.ca.gov/regulatory-actions.aspx>.

TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION

NOTICE IS HEREBY GIVEN that the Secretary of the California Department of Corrections and Rehabilitation (CDCR), pursuant to the authority granted by Government Code Section 12838.5 and Penal Code (PC) Section 5055, and the rulemaking authority granted by PC Sections 5058 and 5058.3, in order to implement, interpret, and make specific PC Section 5054, proposes to amend Sections 3000, 3054, 3054.1, 3054.2, 3054.3, 3054.4, and 3054.5 of the California Code of Regulations (CCR), Title 15, Division 3 concerning Religious Diets.

PUBLIC HEARING

Date and Time: **September 12, 2016 — 10:00 a.m. to 11:00 a.m.**
 Place: Department of Corrections and Rehabilitation
 Kern/Colorado Room
 1515 S Street — North Building
 Sacramento, CA 95811
 Purpose: To receive comments about this action.

PUBLIC COMMENT PERIOD

The public comment period will close **September 12, 2016 at 5:00 p.m.** Any person may submit public comments in writing (by mail, fax, or by e-mail) regarding the proposed changes. To be considered by the Department, comments must be submitted to the CDCR, Regulation and Policy Management Branch, P.O. Box 942883, Sacramento, CA 94283-0001; by fax at (916) 324-6075; or by e-mail at RPMB@cdcr.ca.gov before the close of the comment period.

CONTACT PERSON

Please direct any inquiries regarding this action to:

**Timothy M. Lockwood, Chief
 Regulation and Policy Management Branch
 Department of Corrections and Rehabilitation
 P.O. Box 942883
 Sacramento, CA 94283-0001
 Telephone (916) 445-2269**

In the event the contact person is unavailable, inquiries should be directed to the following back-up person:

**S. Pollock
 Regulation and Policy Management Branch
 Telephone (916) 445-2308**

Questions regarding the substance of the proposed regulatory action should be directed to:

**David Skaggs
 Division of Adult Institutions
 Telephone (916) 324-1441**

AUTHORITY AND REFERENCE

PC Section 5000 provides that commencing July 1, 2005, any reference to the Department of Corrections in this or any code, refers to the CDCR, Division of Adult Operations.

PC Section 5050 provides that commencing July 1, 2005, any reference to the Director of Corrections, in this or any other code, refers to the Secretary of the CDCR. As of that date, the office of the Director of Corrections is abolished.

PC Section 5054 provides that commencing July 1, 2005, the supervision, management, and control of the State prisons, and the responsibility for the care, custody, treatment, training, discipline, and employment of persons confined therein are vested in the Secretary of the CDCR.

PC Section 5058 authorizes the Director to prescribe and amend regulations for the administration of prisons.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Current regulations provide that a Chaplain shall determine the eligibility of an inmate to participate in any one of the three religious diet options — Vegetarian, Jewish Kosher, and Religious Meat Alternate and that only Jewish inmates, as determined by a Jewish Chaplain, may participate in the Jewish Kosher Diet Program (JKDP).

The proposed regulations will rename the JKDP as the “Kosher Diet Program,” and will allow for *any* inmate with a religious dietary need that cannot be met by

another religious diet option or by the mainline diet to be considered for the Kosher Diet Program. Similarly, the Religious Meat Alternate Program will allow for *any* inmate with a religious dietary need to be considered for the Religious Meat Alternate Program. In addition, the proposed changes will allow for the Religious Review Committee (RRC) to also make eligibility determinations (in addition to a Chaplain) for entry into a Religious Diet Program. The RRC will take on an expanded role in Religious Diet Program determinations by determining religious diet compliance violations (such as an inmate possessing or consuming food which is not in agreement with their chosen religious diet) and making the determination to deny an inmate entry into a Religious Diet Program if sincerity cannot be established. These changes comply with the court decision in *In Re Garcia*, (2012) 202 Cal.App.4th 892.

The broad objective of the proposed regulations is to provide neutrality and equality for inmate eligibility into a Religious Diet Program as well as to promote impartial determinations by providing a group decision when a denial or non-compliance is to be considered.

This action provides the following:

- Revises the definition for the term “Chaplain.”
- Revises the language for the Vegetarian Diet Program so that it is consistent with the language for the Kosher and Religious Meat Alternate Diet Programs; the new language specifies “submitting to any Chaplain a CDCR Form 3030, Religious Diet Program Request.” Additional new language adds “The CDCR Form 3030 shall be approved by any Chaplain.”
- Renames the “Jewish Kosher Diet Program” as “Kosher Diet Program.”
- Removes language from the Kosher Diet Program section which specified that “Jewish inmates may participate in the program, as determined by a Jewish Chaplain,” and adds new language which specifies that “kosher meals shall be available at designated institutions for inmates with a religious dietary need that cannot be met by another religious diet option or by the mainline diet.”
- Revises language from the Religious Meat Alternate Program section which specified that “Muslim inmates may participate in the program (Religious Meat Alternate) as determined by a Muslim Chaplain or a designee Chaplain” and “Non-Muslim inmates with a religious dietary need may seek participation in the program. . .” to provide consistency with the other diet programs and provide neutrality by removing references to a specific faith.

- Establishes new language for both the Kosher Diet Program and the Religious Meat Alternate Program which specifies that inmates may seek participation in either one of these programs by submitting to *any* Chaplain a CDCR Form 3030, Religious Diet Program Request, and that the Chaplain may approve the Form 3030 request or refer it to the Religious Review Committee (RRC) for determination.
- Removes language which specified that “A Jewish Chaplain shall determine inmate entry into the Jewish kosher diet program, oversee the program, and determine Jewish inmate compliance violations” and additionally for the Religious Meat Alternate Program, “A designee Chaplain shall oversee the program and determine inmate compliance violations.” Establishes new language for both the Kosher Diet Program and the Religious Meat Alternate Program that a Chaplain designated by the RRC shall annually review each institution’s processes for the procurement, storage, and distribution of Kosher or Religious Meat Alternate Program meals and shall provide a report of the review to the Correctional Food Manager.
- Establishes that “only the RRC may make the determination to deny the CDCR Form 3030, Religious Diet Program Request” and that “The RRC shall determine inmate compliance violations.”
- Incorporates by reference into the CCR one new CDCR Form 3030–E (04/16), Religious Diet Program Interview.
- Revises and incorporates by reference into the CCR five existing CDCR forms: CDCR Form 3030 (Rev. 04/16), Religious Diet Program Request, CDCR Form 3030–A (Rev. 04/16), Religious Diet Program Agreement, CDCR Form 3030–B (Rev. 04/16), Religious Diet Card, CDCR Form 3030–C (Rev. 04/16), Religious Diet Program Notice of Non-Compliance, and CDCR Form 3030–D (Rev. 04/16), Religious Diet Program Cancellation Request.

DOCUMENTS INCORPORATED
BY REFERENCE

- CDCR Form 3030 (Rev. 04/16), Religious Diet Program Request
- CDCR Form 3030–A (Rev. 04/16), Religious Diet Program Agreement
- CDCR Form 3030–B (Rev. 04/16), Religious Diet Card

- CDCR Form 3030–C (Rev. 04/16), Religious Diet Program Notice of Non–Compliance
- CDCR Form 3030–D (Rev. 04/16), Religious Diet Program Cancellation Request
- CDCR Form 3030–E (04/16), Religious Diet Program Interview

- **Cost or savings to any state agency:** *None*
- **Other nondiscretionary cost or savings imposed on local agencies:** *None*
- **Cost or savings in federal funding to the State:** *None*

BENEFITS ANTICIPATED BY THE PROPOSED REGULATIONS

The proposed changes will benefit the inmate population by promoting fairness, equality, and neutrality regarding participation in the Religious Diet Program. Additionally, clarity and consistency throughout the State institutions is achieved by providing standardized procedures for religious diets. Chaplains and RRC members will benefit from the establishment of the new CDCR Form 3030–E, Religious Diet Program Interview, which will provide them with a standardized guideline to follow when conducting interviews for Kosher or Religious Meat Alternate religious diet requests. In addition, the proposed regulatory action may benefit CDCR by decreasing adverse court orders in the wake of *In re Garcia*, and help to resolve the numerous inmate-generated religious kosher meal lawsuits outside of court while easing the costs and resources that CDCR expends to litigate those cases.

EVALUATION OF CONSISTENCY/COMPATIBILITY WITH EXISTING LAWS/REGULATIONS

The Department has determined that these proposed regulations are consistent and compatible with existing State laws and regulations. The Department reached this conclusion by reviewing existing CCR, Title 15, Division 3, regulations related to religious diet programs. The Department is the only agency that regulates the religious diets of inmates housed in California institutions.

LOCAL MANDATES

This action imposes no mandates on local agencies or school districts, or a mandate which requires reimbursement of costs or savings pursuant to Government Code Sections 17500–17630.

FISCAL IMPACT STATEMENT

- **Cost to any local agency or school district that is required to be reimbursed pursuant to Sections 17500 et seq.:** *None*

EFFECT ON HOUSING COSTS

The Department 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 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.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT AFFECTING BUSINESSES

The Department has initially determined 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.

EFFECT ON SMALL BUSINESSES

The Department has initially determined that the proposed regulations will not affect small businesses. It is determined that this action has no significant economic impact on small businesses because they are not affected by the internal management of prisons.

RESULTS OF ECONOMIC IMPACT ASSESSMENT

The Department has initially determined that the proposed regulations will have no impact 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. The Department has determined that the proposed regulations will have no effect on worker safety or the State’s environment. As stated above under the Informative Digest/Policy Statement Overview, the benefits of the proposed regulations will be to promote equality and neutrality regarding participation in the Religious Diet Program, create standardization of the process from institution to institution, and help to alleviate the numerous inmate generated religious diet lawsuits, while easing the costs that CDCR expends to litigate those cases.

CONSIDERATION OF ALTERNATIVES

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, 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. Interested persons are accordingly invited to present statements or arguments with respect to any alternatives to the changes proposed at the scheduled hearing or during the written comment period.

AVAILABILITY OF PROPOSED TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared, and will make available the text, and the Initial Statement of Reasons (ISOR) of the proposed regulations. The rulemaking file for this regulatory action, which contains those items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the Department's contact person. The proposed text, ISOR, and Notice of Proposed Regulations will also be made available on the Department's website <http://www.cdcr.ca.gov>.

AVAILABILITY OF CHANGES TO PROPOSED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this Notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised. Requests for copies of any modified regulation text should be directed to the contact person indicated in this Notice. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASON

Following its preparation, a copy of the Final Statement of Reasons may be obtained from the Department's contact person.

TITLE 17. AIR RESOURCES BOARD

NOTICE OF PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO THE REGULATION FOR THE MANDATORY REPORTING OF GREENHOUSE GAS EMISSIONS

The Air Resources Board (ARB or Board) will conduct a public hearing at the time and place noted below to consider proposed amendments to California's existing Regulation for the Mandatory Reporting of Greenhouse Gas Emissions (title 17, California Code of Regulations, section 95100 et seq.), which was developed pursuant to requirements of the California Global Warming Solutions Act of 2006.

DATE: September 22, 2016
 TIME: 9:00 a.m.
 PLACE: California Environmental Protection Agency
 Air Resources Board
 Byron Sher Auditorium
 1001 I Street
 Sacramento, California 95814

This item may be considered at a two-day meeting of the Board, which will commence at 9:00 a.m., September 22, 2016, and will continue at 8:30 a.m., September 23, 2016. Please consult the agenda for the meeting, which will be available at least 10 days before September 22, 2016, to determine the day on which this item will be considered.

WRITTEN COMMENT PERIOD AND SUBMITTAL OF COMMENTS

Interested members of the public may present comments orally or in writing at the hearing and may provide comments by postal mail or by electronic submittal before the hearing.

Written comments not physically submitted at the hearing must be submitted on or after July 22, 2016 and received **no later than 5:00 p.m.** on September 19, 2016. ARB requests that when possible, written and email statements be filed at least 10 days before the hearing to give ARB staff and Board members additional time to consider each comment. The Board also encourages members of the public to bring to the attention of staff in advance of the hearing any suggestions for modification of the proposed regulatory action. Comments submitted in advance of the hearing must be addressed to one of the following:

Postal
mail: Clerk of the Board, Air Resources
Board
1001 I Street
Sacramento, California 95814

Electronic
submittal: [http://www.arb.ca.gov/lispub/
comm/bclist.php](http://www.arb.ca.gov/lispub/comm/bclist.php)

Please note that under the California Public Records Act (Gov. Code, § 6250 et seq.), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request.

Additionally, the Board requests but does not require that persons who submit written comments to the Board reference the title of the proposal in their comments to facilitate review.

AUTHORITY AND REFERENCE

This regulatory action is proposed under that authority granted in California Health and Safety Code, sections 38510, 38530, 38560, 38562, 38564, 38570, 38571, 38580, 38597, 39600, 39601, 39602, 39607, 39607.4, and 41511. This action is proposed to implement, interpret and make specific sections 38501, 38505, 38510, 38530, 38560.5, 38564, 38565, 38570, 38580, 38597, 39600, 39601, 39602, 39607, 39607.4, and 41511 of the Health and Safety Code.

INFORMATIVE DIGEST OF PROPOSED ACTION AND POLICY STATEMENT OVERVIEW

Sections Affected: Proposed amendments to California Code of Regulations title 17, sections 95101, 95102, 95103, 95104, 95105, 95111, 95112, 95113, 95114, 95115, 95117, 95118, 95119, 95121, 95122, 95124, 95129, 95130, 95131, 95132, 95133, 95150, 95153, 95156, 95157, Appendix A, and Appendix B. Proposed adoption of new sections 95160, 95161, 95162, and 95163, title 17, CCR.

Documents Incorporated by Reference (Cal. Code Regs., tit. 1, § 20, subd. (c)(3)):

Processing Tomato Advisory Board (PTAB) Inspection Procedures — Soluble Solids: Using a Digital Refractometer, 2014.

The following portions of U.S. EPA Clean Power Plan Final Rule. Subpart UUUU — Emission Guidelines for Greenhouse Gas Emissions and Compliance Times for Electric Utility Generating Units; 40 Code of Federal Regulations (CFR) Part 60, Subpart UUUU: 40 CFR sections 60.5845, 60.5850, 60.5860, and 60.5880,

published in the Federal Register on October 23, 2015. <http://www.gpo.gov/fdsys/pkg/FR-2015-10-23/pdf/2015-22842.pdf> (accessed 3/24/2016).

U.S. EPA Standards of Performance for New Stationary Sources, 40 Code of Federal Regulations (CFR) Part 60, Subpart A, Section 60.7. July 1, 2012.

Monthly Refinery Report Instructions for Form EIA-810, U.S. Energy Information Administration, OMB No. 1905-0165, Revised 2013.

Glossary, U.S. Energy Information Administration, website

<http://www.eia.gov/tools/glossary/index.cfm?id=A> (accessed 05/27/2016).

American Petroleum Institute (API) Manual of Petroleum Measurement Standards, Chapter 11 — Physical Properties Data. May 2004.

American Society of Testing and Materials Standard Guide for Use of the Petroleum Measurement Tables, ASTM D1250-08. Reapproved 2013.

American Petroleum Institute Technical Data Book — Petroleum Refining, Sixth Edition, April 1997.

Table A-1 to Subpart A of Title 40 Code of Federal Regulations (CFR) Part 98, as published to the CFR on 12/11/2014. U.S. EPA Mandatory Greenhouse Gas Reporting.

ASTM D-70-09. Standard Test Method for Density of Semi-Solid Bituminous Materials (Pycnometer Method). 2009.

ASTM D-287-92. Standard Test Method for API Gravity of Crude Petroleum and Petroleum Products (Hydrometer Method). Reapproved 2000.

ASTM D-1945-03. Standard Test Method for Analysis of Natural Gas by Gas Chromatography. Reapproved 2010.

ASTM D-2597-10. Standard Test Method for Analysis of Demethanized Hydrocarbon Liquid Mixtures Containing Nitrogen and Carbon Dioxide by Gas Chromatography. 2010.

ASTM D-3710-95. Standard Test Method for Boiling Range Distribution of Gasoline and Gasoline Fractions by Gas Chromatography. Reapproved 2009.

ASTM D-3588-98. Standard Practice for Calculating Heat Value, Compressibility Factor, and Relative Density of Gaseous Fuels. Reapproved 2003.

ASTM D-4007-08. Standard Test Method for Water and Sediment in Crude Oil by the Centrifuge Method (Laboratory Procedure). 2008.

ASTM D-4052-09 Standard Test Method for Density, Relative Density, and API Gravity of Liquids by Digital Density Meter. 2009.

ASTM D-5002-16 Standard Test Method for Density and Relative Density of Crude Oils by Digital Density Analyzer. 2016.

EPA Method 8021 B Aromatic and Halogenated Volatiles by Gas Chromatography Using Photoionization and/or Electrolytic Conductivity Detectors. 2014.

EPA Method 8260B Volatile Organic Compounds by Gas Chromatography/Mass Spectrometry (GC/MS). 1996.

EPA Method TO-14A Determination of Volatile Organic Compounds (VOCs) In Ambient Air Using Specially Prepared Canisters with Subsequent Analysis By Gas Chromatography. 1999.

EPA Method TO-15 Determination of Volatile Organic Compounds (VOCs) In Air Collected In Specially-Prepared Canisters and Analyzed By Gas Chromatography/Mass Spectrometry (GC/MS). 1999.

GPA 2174-93 Obtaining Liquid Hydrocarbon Samples For Analysis by Gas Chromatography. 2000.

GPA 2177-03 Analysis of Natural Gas Liquid Mixtures Containing Nitrogen and Carbon Dioxide by Gas Chromatography. 2003.

GPA 2261-00 Analysis for Natural Gas and Similar Gaseous Mixtures by Gas Chromatography. 2000.

GPA 2286-95 Tentative Method of Extended Analysis for Natural Gas and Similar Gaseous Mixtures by Temperature Programmed Gas Chromatography. Reprinted 1999.

Background and Effect of Proposed Regulatory Action:

In 2006, the Legislature passed and Governor Schwarzenegger signed the California Global Warming Solutions Act of 2006 (Assembly Bill 32 (AB 32); Stats. 2006, chapter 488). In AB 32, the Legislature declared that global warming poses a serious threat to the economic well-being, public health, natural resources, and environment of California. AB 32 mandates statewide greenhouse gas (GHG) emissions to be reduced to 1990 levels by the year 2020, with reductions to be maintained and continued thereafter.

One of the requirements of AB 32 is that ARB must adopt a greenhouse gas reporting regulation. To comply with this requirement, the Board approved the Regulation for the Mandatory Reporting of Greenhouse Gas Emissions (reporting regulation or MRR) at its December 2007 Board meeting. The initial reporting regulation became effective on January 2, 2009.

Over the past eight years, ARB staff has implemented the California greenhouse gas reporting program established by the reporting regulation. Under the program, over 775 facilities and entities annually submit to ARB their greenhouse gas emissions data reports, the majority of which are verified as accurate and complete by ARB-accredited third-party verifiers. Information about the program can be found at: <http://www.arb.ca.gov/cc/reporting/ghg-rep/ghg-rep.htm>.

At its December 2010 public hearing, the Board approved amendments to the reporting regulation to support the California Cap on Greenhouse Gas Emissions and Market-Based Compliance Mechanisms (title 17, CCR, section 95800 et seq.) (Cap-and-Trade Regulation) data requirements, harmonize to the extent feasible with the United States Environmental Protection Agency's (U.S. EPA) Final Rule on Mandatory Reporting of Greenhouse Gases (U.S. EPA rule), and align with the Western Climate Initiative (WCI) reporting structure. Those amendments to the reporting regulation became effective on January 1, 2012.

In September 2012, the Board approved additional amendments to the reporting regulation, as well as updates to the definition sections of the AB 32 Cost of Implementation Fee Regulation and the Cap-and-Trade Regulation. These updates were necessary to streamline and avoid duplicate GHG reporting, to further align with U.S. EPA's rule, and to continue to provide the highest quality data needed to support California's Cap-and-Trade Regulation. These amendments to the reporting regulation became effective on January 1, 2013. In September 2013, the Board approved further amendments to the reporting regulation and the Cap-and-Trade Regulation, which became effective on January 1, 2014.

In September 2014, the Board adopted amendments to clarify the reporting requirements, integrate the Cost of Implementation Fee Regulation (COI) reporting requirements, and collect additional information to support ARB's various climate change programs, such as the statewide GHG emissions inventory. These amendments to the reporting regulation became effective on January 1, 2015. Links to the relevant rulemaking documents are located here:

<http://www.arb.ca.gov/cc/reporting/ghg-rep/regulation/mrr-regulation.htm>.

The proposed updates to the reporting regulation are needed to continue to support allocation of allowances and the calculation of compliance obligations under the Cap-and-Trade Regulation, to ensure that reported GHG emissions data are accurate and complete to support California's climate programs, and to implement the federally mandated U.S. EPA Clean Power Plan (CPP) reporting requirements. In addition, the proposed changes address full accounting of emissions from imported electricity under the Energy Imbalance Market (EIM) and include electricity data reporting for the California Independent System Operator (CAISO), a proposed new reporting entity.

Objectives and Benefits of the Proposed Regulation:

The purpose of the proposed amendments to the reporting regulation is to carry out the goals of AB 32 and maintain a robust and accurate greenhouse gas report-

ing program. The data submitted by reporters under the reporting regulation allow ARB staff to track the emissions from reporting entities over time, demonstrating the progress in reducing GHG emissions.

The proposed amendments support the Cap-and-Trade Regulation with the highest quality data by collecting information to ensure the accuracy of the data used for allocation of allowances and the calculation of compliance obligations. Additionally, the amendments will help ensure that reported GHG emissions and product data are accurate and complete as needed to support emissions reduction programs throughout the State.

Expected benefits of the proposed revisions include improved clarity for reporting entities, more accurate and complete data collection to support ARB's climate and air quality programs, providing verified and robust data needed to support the Cap-and-Trade Regulation, and to comply with Federal requirements for the CPP.

These benefits may also result in indirect benefits to the State's environment by ensuring that the State has an accurate inventory of GHG emissions to support programs which will reduce emissions and directly improve the health and welfare of California residents, worker safety, and the State's environment.

Below is a summary of proposed updates to the reporting regulation. A more detailed description of the proposed updates appears in the Summary and Rationale section of the "Staff Report: Initial Statement of Reasons for Rulemaking — Proposed Amendments to the Regulation for the Mandatory Reporting of Greenhouse Gas Emissions," referred to as the ISOR.

General: Staff is proposing updates to clarify the procedures for changing calculation methods, revising the reporting and verification cessation criteria for clarity, clarifying record keeping and retention times, and other general revisions fully described in the Staff Report. Staff is also proposing updating the global warming potential values to be used beginning with 2021 data reported in 2022, to reflect current science and to be consistent with other jurisdictions that have GHG reporting programs. Staff is also proposing a requirement for facilities to provide a facility schematic diagram indicating fuel flows and metering locations as part of GHG monitoring plans, and updating the calibration requirements for differential pressure devices at refineries. Staff is proposing clarifications to existing definitions to minimize ambiguity, and modifying definitions as needed to support Mandatory Reporting Regulation (MRR) and cap-and-trade program needs and to provide consistency. Staff is proposing modifications in a number of sections that do not alter the reporting requirements. Examples include correcting clerical oversights and references and reordering definitions to update incorrect alphabetization.

Applicability: Staff is proposing revisions in this section to modify reporting applicability to change the point of regulation for liquefied petroleum gas (LPG) and liquefied natural gas (LNG) imports from "consignee" to "importer." Clarifications are also proposed to address reporters that have activities both in a fuel supplier category and a direct-emissions related category, and to specify that flaring emissions for the oil and gas production sector are included in the applicability and reporting requirements for abbreviated reporters in the sector. Staff is also clarifying the applicability provisions for emissions that must be reported for natural gas processing plants.

Electric Generators: Staff is proposing revisions to implement reporting and other requirements of the U.S. EPA CPP, 40 CFR Part 60, Subpart UUUU, for California power plants.

Product Data Reporting: In addition to clarifying and adding selected product data definitions to align with the Cap-and-Trade Regulation and industry standards for reporting, staff is proposing to modify or add product data reporting requirements for certain industry sectors, or identify areas where ongoing work is likely to yield related amendment proposals via subsequent notice processes later in this rulemaking, as industry comments and data are further considered. These amendments are intended to specifically identify the reportable products and required data and are fully described in the Staff Report. In addition, staff is proposing updates to clarify CWB measurement and reporting requirements, hydrogen production and sales reporting, and to remove duplicative product data reporting requirements, particularly for refinery finished product and primary product data reporting.

Petroleum and Natural Gas Systems: For petroleum and natural gas systems, staff is proposing an amendment to clarify the use of a default value for combustion efficiency when calculating emissions. Staff is proposing several minor modifications to clarify the correct conversion of volumetric data to standard conditions. In addition, staff is proposing that flaring emissions always be included for the purposes of determining reporting applicability, and that the flaring emissions must be reported if the 10,000 Metric Tons Carbon Dioxide Equivalent applicability threshold is exceeded. Staff is also replacing the existing flash emissions test method in Appendix B of MRR with a revised method to improve data quality, and provide consistency with other ARB programs. Finally, staff is proposing changes related to reporting sorbent emissions, and gas processing plant emissions.

Fuel Suppliers: Staff is proposing changes to clarify the reporting requirements to allow biomethane to be reported by a utility that transports the fuel. Staff is clar-

ifying reporting requirements in cases where fuel is delivered over multiple racks, and requiring reporting of fuel volumes that are exported out of California or are excluded from emissions reporting due to use for aviation or marine purposes. Staff is also removing the requirement for enterers and in-State producers of ethanol and biodiesel to report those fuels, clarifying reporting requirements for intrastate pipeline suppliers, and clarifying reporting requirements for facilities that deliver or “pass through” natural gas received from utilities and interstate pipelines to other facilities. Finally, staff is proposing changes to clarify reporting requirements for in-State producers of LNG, and to require that imported LNG and LPG be reported by the importer rather than consignee.

Electric Power Entities: For electric power entities, the proposed revisions include clarifications related to CAISO sales, the “lesser of” analysis, generation providing entities, asset controlling supplier reporting, specified source electricity reporting, the definition of “first point of receipt,” and other minor revisions.

Staff is proposing to include CAISO as a reporting entity for electricity imports data related to transfers within the EIM. Since the EIM may not be providing ARB or its participating members (some of which are reporting entities under MRR) all of the data to support full accounting of GHG emissions emitted to the atmosphere when there is dispatch to serve California load during periods of imbalances, staff worked with CAISO to identify the additional types of data that would be needed to support full GHG accounting. The regulatory amendments provide one approach to support full GHG accounting. Staff will continue to coordinate with CAISO and stakeholders to evaluate any needed alternatives or refinements to the proposed amendments. Further options have been provided to stakeholders in a recent workshop,¹ and may be explored later in this regulatory process, with an opportunity for notice and comment, as an alternative to the option currently proposed.

Verification Requirements: Staff is proposing to change the verification deadline from September 1 of each year to August 1, to support the cap-and-trade program. Staff is also proposing to modify the accreditation requirements to streamline the process, and adjust timing requirements for verifier submittal of documentation and ARB review of documentation to streamline verification process.

Timing for Implementation of Reporting Requirements: The proposed amendments to the regulation are anticipated to become effective on January 1, 2018.

This includes product data reported under MRR that is needed to determine allowance allocations for 2017. The majority of the provisions under the proposed revisions would take effect for 2018 data reported in 2019, with the exception of additional requirements implemented to comply with the U.S. EPA CPP requirements, which, if approved for compliance by U.S. EPA, would take effect for 2021 data reported in 2022, and requirements for metering or measuring continuous bleed pneumatic devices, which would take effect in calendar year 2019 for data reported in 2020.

Comparable Federal Regulations:

The U.S. EPA requires mandatory GHG reporting (*Mandatory Reporting of Greenhouse Gases; Final Rule*. 40 CFR Parts 86, 87, 89, 90, 94, and 98. United States Environmental Protection Agency. October 30, 2009). Staff believes the proposed regulation is consistent with existing federal law. The proposed amendments to the reporting regulation were developed to minimize, to the greatest extent possible, any redundant State and federal reporting, while also ensuring that ARB is collecting the necessary additional information required by California’s various GHG programs, including the Cap-and-Trade Regulation, COI Fee Regulation, and the statewide GHG inventory.

An Evaluation of Inconsistency or Incompatibility with Existing State Regulations (Gov. Code, § 11346.5, subd. (a)(3)(D)):

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

MANDATED BY FEDERAL LAW
OR REGULATIONS
(Gov. Code, §§ 11346.2, subd. (c), 11346.9)

Certain elements of the proposed amendments are mandated by federal regulations, and are incorporated in compliance with those regulations. Specifically, these amendments pertain to implementing reporting requirements pertinent to the CPP, as specified per the Code of Federal Regulations, Title 40, Chapter 1, Subchapter C, Part 60, Subpart UUUU. The U.S. EPA’s CPP rulemaking requires states to implement reporting requirements for affected electrical generating units as part of the state compliance plan. (40 C.F.R. § 60.5860). ARB is proposing amendments to MRR to address these additional federal requirements, and has endeavored to harmonize them with existing MRR requirements to the greatest extent possible to minimize any redundant reporting. To the extent ARB requirements for these sources are more stringent, this is necessary to en-

¹ See http://www.arb.ca.gov/cc/capandtrade/meetings/062016/arb_and_casio_staff_presentations.pdf.

sure that MRR can support both the State and federal programs with high quality, verified, data.

DISCLOSURE REGARDING THE
PROPOSED REGULATION

Fiscal Impact/Local Mandate Determination Regarding the Proposed Action (Gov. Code, § 11346.5, subds. (a)(5)&(6)):

The determinations of the Board’s Executive Officer concerning the costs or savings incurred by public agencies and private persons and businesses in reasonable compliance with the proposed regulatory action are presented below. A more detailed description and analysis is provided in the Initial Statement of Reasons for this item.

Under Government Code sections 11346.5, subdivision (a)(5) and 11346.5, subdivision (a)(6), the Executive Officer has determined that the proposed regulatory action would create costs or savings to any State agency or in federal funding to the State, costs or mandate to any local agency or school district, whether or not reimbursable by the State under Government Code, title 2, division 4, part 7 (commencing with section 17500), or other non–discretionary cost or savings to State or local agencies.

Cost to any Local Agency or School District Requiring Reimbursement under section 17500 et seq.: None. Because the regulatory requirements apply equally to all reporting categories and unique requirements are not imposed on local agencies, the Executive Officer has determined that the proposed regulatory action imposes no costs on local agencies that are required to be reimbursed by the State pursuant to part 7 (commencing with section 17500), division 4, title 2 of the Government Code, and does not impose a mandate on local agencies that is required to be reimbursed pursuant to Section 6 of Article XIII B of the California Constitution. The proposed regulatory action would not create costs to any school district whether or not reimbursable by the state pursuant to Part 7 (commencing with section 17500), division 4, title 2 of the Government Code.

Cost or Savings for State Agencies: Pursuant to Government Code sections 11346.5(a)(5) and 11346.5(a)(6), the Executive Officer has determined that the proposed regulatory action would result in a total marginal cost increase to one State agency (CSU Channel Islands) of \$221 over eight years. The cost results from minor reporting changes needed to comply with the U.S. EPA CPP requirements.

Other Non–Discretionary Costs or Savings on Local Agencies: The cost to 14 local agencies is estimated to be approximately \$19,709 over eight years. The five lo-

cal entities that operate affected power plants are estimated to have a combined cost increase of \$1,403 over eight years to make minor changes in how their GHG data are reported for the first year that the updates take effect. The nine local government electric power entities affected by the changes are estimated to incur an additional net cost of approximately \$18,306 over eight years to comply with the proposed revisions, which includes some minor cost savings.

Cost or Savings in Federal Funding to the State: None. Pursuant to Government Code sections 11346.5(a)(5) and 11346.5(a)(6), the Executive Officer has determined that the proposed regulatory action would not create costs or savings in federal funding to the state.

Adoption of the proposed revisions has no additional fiscal impact on ARB. No change in staffing level is needed to administer the program under the revised rule. ARB fiscal expenses needed for integrating the proposed amendments into the existing reporting systems are already accounted for in the current operational budget that was proposed in the previous amendment to the rule.

Housing Costs (Gov. Code, § 11346.5, subd. (a)(12)):

The Executive Officer has also made the initial determination that the proposed regulatory action will not have a significant effect on housing costs.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including Ability to Compete (Gov. Code, §§ 11346.3, subd. (a), 11346.5, subd. (a)(7), 11346.5, subd. (a)(8)):

The Executive Officer has made an initial determination that the proposed regulatory action would not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states, or on representative private persons.

Statement of the Results of the Economic Impact Assessment

Results of The Economic Impact Assessment Prepared Pursuant to Government Code Sec. 11346.3(B) (Gov. Code, § 11346.5, subd. (a)(10))

Effect on Jobs/Businesses:

The Executive Officer has determined that the proposed regulatory action would not affect the creation or elimination of jobs within the State of California, the creation of new businesses or elimination of existing businesses within the State of California, or the expansion of businesses currently doing business within the State of California. A detailed assessment of the economic impacts of the proposed regulatory action can be found in the ISOR.

Benefits of the Proposed Regulation:

The objective of the proposed regulatory action is to implement improved clarity for reporting and verification obligations, provide more accurate GHG emissions estimates, improve methods to support the accuracy of the statewide greenhouse inventory program, refine methods for reporting emissions and product data in order to support ARB's Cap-and-Trade Regulation, and to comply with the U.S. EPA CPP requirements. A summary of these benefits is provided under the "Objectives and Benefits of the Proposed Regulation", heading of the Informative Digest of Proposed Action and Policy Statement Overview Pursuant to Government Code 11346.5(a)(3) discussed previously.

Business Report (Gov. Code, §§ 11346.5, subd. (a)(11); 11346.3, subd. (d)):

In accordance with Government Code sections 11346.5, subdivisions (a)(11) and 11346.3, subdivision (d), the Executive Officer finds the reporting requirements of the proposed regulatory action which apply to businesses are necessary for the health, safety, and welfare of the people of the State of California.

Cost Impacts on Representative Private Persons or Businesses (Gov. Code, § 11346.5, subd. (a)(9)):

In developing this regulatory proposal, ARB staff evaluated the potential economic impacts on representative private persons or businesses. The Executive Officer is not aware of any cost impacts that a representative private person would necessarily incur in reasonable compliance with the proposed action. ARB staff performed an analysis of the reporters affected by the proposed MRR revisions and determined that 122 unique businesses will have fiscal impacts resulting from the proposed changes, including CAISO — a proposed new reporting entity. Some industrial sectors will have overall net minor cost increases, such as for oil and gas production, certain electricity generators, nitric acid production facilities, certain electric power entities, and fuel suppliers. Other sectors will have minor cost savings, such as for refineries, general industrial sources, and certain electric power entities. Most businesses subject to the reporting regulation will not experience noticeable changes in cost of compliance as a result of the proposed amendments.

ARB staff estimates that the amended requirements will lead to a total net cost increase of approximately \$298,880 for affected reporters over an eight-year time period. For those sectors that have increases, approximately 33 percent of the overall cost is to oil and gas production facilities, 23 percent to electric power entities, 16 percent to fuel suppliers, 10 percent to general industrial sources, 9 percent to electricity generators, and 9 percent to refineries. On an average basis, a typical reporter affected by the proposed revisions will have

an initial first year cost increase of \$984, with an annual ongoing cost increase of \$224 per year. However, the actual cost range for individual reporters varies, depending on the sector and the proposed regulatory changes. Also, some of the proposed revisions result in cost savings, but the net average of all changes produces an overall increase.

The Executive Officer has made an initial determination that the proposed regulatory action would not have a significant statewide economic impact directly affecting representative private persons.

Effect on Small Businesses

The Executive Officer has determined, pursuant to California Code of Regulations, title 1, section 4, that the proposed regulatory action would not affect small businesses because none of the affected companies are known to qualify for the small business status based on the California Government Code section 11342.610 definition.

Alternatives Statement (Gov. Code, § 11346.5, subd. (a)(13)):

Before taking final action on the proposed regulatory action the Board must determine that no reasonable alternative considered by the Board, 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, 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 provisions of law. The proposed amendments are made to the existing reporting regulation and do not have a significant adverse fiscal or economic impact. However, staff considered several alternatives, including making no changes to the regulation, gathering data from individual sources without adding regulatory requirements, or adopting performance standards. The specific alternatives are described in Chapter II of the ISOR. These alternatives were evaluated, but dismissed as not being as or more effective than the proposed revisions in carrying out the purposes of the updates.

ENVIRONMENTAL ANALYSIS

ARB, as the lead agency under the California Environmental Quality Act (CEQA), has reviewed the proposed regulatory action and concluded that this is exempt pursuant to CEQA Guidelines §15061(b)(3) because it can be seen with certainty that there is no possibility that the proposed action may have a significant adverse impact on the environment. A brief explanation of the basis for reaching this conclusion is included in Chapter IV of the ISOR.

SPECIAL ACCOMMODATION REQUEST

Consistent with California Government Code Section 7296.2, special accommodation or language needs may be provided for any of the following:

- An interpreter to be available at the hearing;
- Documents made available in an alternate format or another language;
- A disability-related reasonable accommodation.

To request these special accommodations or language needs, please contact the Clerk of the Board at (916) 322-5594 or by facsimile at (916) 322-3928 as soon as possible, but no later than 10 business days before the scheduled Board hearing. TTY/TDD/Speech to Speech users may dial 711 for the California Relay Service.

Consecuente con la sección 7296.2 del Código de Gobierno de California, una acomodación especial o necesidades lingüísticas pueden ser suministradas para cualquiera de los siguientes:

- Un intérprete que esté disponible en la audiencia.
- Documentos disponibles en un formato alterno u otro idioma.
- Una acomodación razonable relacionados con una incapacidad.

Para solicitar estas comodidades especiales o necesidades de otro idioma, por favor llame a la oficina del Consejo al (916) 322-5594 o envíe un fax a (916) 322-3928 lo más pronto posible, pero no menos de 10 días de trabajo antes del día programado para la audiencia del Consejo. TTY/TDD/Personas que necesiten este servicio pueden marcar el 711 para el Servicio de Re-transmisión de Mensajes de California.

AGENCY CONTACT PERSONS

Inquiries concerning the substance of the proposed regulatory action may be directed to the agency representative Brienne Aguila, Manager, at (916) 324-0919, or (designated back-up contact) Patrick Gaffney, Staff Air Pollution Specialist, at (916) 322-7303, both of the Climate Change Reporting Section.

AVAILABILITY OF DOCUMENTS

ARB staff has prepared an ISOR for the proposed regulatory action, which includes a summary of the economic and environmental impacts of the proposal. The report is entitled: Staff Report: Initial Statement of Reasons for Rulemaking — Proposed Amendments to the Regulation for the Mandatory Reporting of Greenhouse Gas Emissions.

Copies of the ISOR and the full text of the proposed regulatory language, in underline and strikeout format to allow for comparison with the existing regulations, may be accessed on July 19, 2016 on ARB's website listed below, or may be obtained from the Public Information Office, Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, First Floor, Sacramento, California, 95814, (916) 322-2990.

Further, the agency representative to whom non-substantive inquiries concerning the proposed administrative action may be directed is Nicole Hutchinson, Regulations Coordinator, (916) 322-6533. The Board staff has compiled a record for this rulemaking action, which includes all the information upon which the proposal is based. This material is available for inspection upon request to the contact persons.

HEARING PROCEDURES

The public hearing will be conducted in accordance with the California Administrative Procedure Act, Government Code, title 2, division 3, part 1, chapter 3.5 (commencing with section 11340).

Following the public hearing, the Board may vote on a resolution directing the Executive Officer to make any proposed modified regulatory language that is sufficiently related to the originally proposed text that the public was adequately placed on notice that the regulatory language as modified could result from the proposed regulatory action, and to make any additional supporting documents and information available to the public for a period of at least 15 days; and to consider written comments submitted during this period; and make any further modifications as may be appropriate in light of the comments received available for further public comment. The Board may also direct the Executive Officer to evaluate all comments received during the public comment periods, including comments regarding the CEQA determination above, and prepare written responses to those comments as appropriate; and present to the Board, at a subsequently scheduled public hearing, the final proposed regulatory language and staff's written responses to relevant comments.

The public may request a copy of the modified regulatory text from ARB's Public Information Office, Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, First Floor, Sacramento, California, 95814, (916) 322-2990.

FINAL STATEMENT OF REASONS AVAILABILITY

Upon its completion, the Final Statement of Reasons (FSOR) will be available and copies may be requested from the agency contact persons in this notice, or may be accessed on ARB's website listed below.

INTERNET ACCESS

This notice, the ISOR and all subsequent regulatory documents, including the FSOR, when completed, are available on ARB's website for this rulemaking at <http://www.arb.ca.gov/regact/2016/ghg2016/ghg2016.htm>.

TITLE 17. CALIFORNIA INSTITUTE FOR REGENERATIVE MEDICINE

**Division 4 — California Institute for Regenerative Medicine
Chapter 5, Section 100504**

Date: July 22, 2016

Deadline for Submission of Written Comment: September 6, 2016 — 5:00 p.m. Public Hearing Date: None Scheduled

**Subject Matter of Proposed Amendments:
Grant Administration Policy for Clinical Stage Projects**

SUBMITTAL OF COMMENTS

Any interested party may present comments in writing about the proposed amendments to the agency contact person named in this notice. Written comments must be received no later than 5:00 p.m. on September 6, 2016. Comments regarding this proposed action may also be transmitted via e-mail to GAPComments@circm.ca.gov or by facsimile transmission to 510-340-9159.

PUBLIC HEARING

At this time, no public hearing has been scheduled concerning the proposed regulations. If any interested person or the person's representative requests a public hearing, he or she must do so in writing no later than August 26, 2016.

SECTIONS AFFECTED

The proposed regulatory action adds Section 100504 to Chapter 5 of Title 17 of the California Code of Regulations, and the document incorporated by reference into section 100504.

AUTHORITY

Article XXXV of the California Constitution and Health and Safety Code Section 125290.40, subdivision (j).

REFERENCE

Sections 125290.30, 125290.35, 125290.40, 125290.45, 125290.50, 125290.60, 125290.70, 125292.10, Health and Safety Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The California Institute for Regenerative Medicine ("Institute" or "CIRM") was established in 2005 after the passage in 2004 of Proposition 71 (the "Act"), the California Stem Cell Research and Cures Initiative. The statewide ballot measure established a new state agency to make grants and provide loans for stem cell research, research facilities and other vital research opportunities. The Independent Citizens' Oversight Committee ("ICOC") is the 29-member governing board for the Institute. The ICOC members are public officials, appointed on the basis of their experience earned in California's leading public universities, non-profit academic and research institutions, patient advocacy groups and the biotechnology industry. The Act charges the ICOC with developing standards and criteria to make grant awards and to develop standards and criteria for proper oversight of awards. (§ 125290.50.) To that end, CIRM adopted the CIRM Grants Administration Policy for Discovery, Translation and Education Projects ("GAP").

Proposed section 100504 incorporates by reference the GAP and indicates that recipients of grants for discovery stage projects will be subject to this particular GAP. This section indicates that amendments to the policy will be applied to current active grants at the next budget period after the effective date of any amendments.

This grants administration policy incorporated by reference by section 100504 serves as the terms and conditions for Discovery, Translation and Education ("DTE") projects funded by the California Institute for Regenerative Medicine (CIRM) pursuant to calls for applications for discovery stage projects. In addition, it provides guidance to applicants and Awardees regarding their responsibilities. Principal investigators, program directors, and organizational officials with grants management responsibilities are urged to read this document carefully and to refer to relevant sections for answers to questions that arise concerning the administration of CIRM awards. Applicants and Awardees may be

required to document compliance with any and all provisions set forth in this policy.

This policy applies to all CIRM applicants and Awardees who apply for and receive CIRM funding through DTE calls. By accepting CIRM funding, Awardees agree to comply with the provisions set forth in this policy.

This policy may be amended or revised periodically. Any new or amended regulations adopted by the Independent Citizens' Oversight Committee (ICOC), the governing board of CIRM, will be applied to currently active awards on the start date of the next Operational Milestone, except as provided in the relevant CIRM Intellectual Property Regulations. CIRM will notify principal investigators, program directors and organizational officials with active CIRM awards of amendments to, or revisions of, this policy as they are released. Amendments or revisions will be posted on the CIRM website (<http://www.cirm.ca.gov>).

CIRM's right to enforce this policy shall survive the end of the term of the Project Period, and should CIRM no longer exist, that right may be exercised by the State of California.

As with prior CIRM grants administration policies, this GAP will describe the grant application and review process, which details the application submission, budget review and application review processes, criteria for the review of applications, appeals of scientific review, and the process for approval for funding, and delineates certain policies regarding access to public records and use of personal information.

The GAP also addresses the elements of the pre-award process, which governs the pre-funding administrative review, conditions of liability, public policy requirements (such as rules governing use of human stem cell lines, for example), documents and certifications required during the "just-in-time" period prior to award execution, and the elements of the award notice.

PIs and institutions will also find terms governing award acceptance and rules governing election to treat an award as a loan.

Finally, consistent with CIRM policies addressing prior grants, the GAP details the rules governing the payment and use of CIRM funds, identifying and describing allowable costs and activities that may be funded with CIRM funds, allowable and unallowable facilities costs, prior approval requirements, accounting and documentation requirements (which are subject to access and audit requirements by CIRM or its agents), consequences for misuse of CIRM funds, the reporting requirements necessary to monitor progress, and finally rules regarding termination and consequences for failure of compliance.

ANTICIPATED BENEFITS OF THE PROPOSED REGULATION

To the extent the regulation facilitates use of the funds and encourages development of intellectual property and return to the state as required by law, and to the extent California institutions apply for and receive research funds, such requirements are indirectly attributable to increased economic activity spurred by the investment research funds in the state and resultant positive business and employment development. Also, to the extent the regulation makes it possible for the expenditure of research funds in the state, and to the extent that research results in medical treatments and cures for chronic disease and injury, the regulation indirectly benefits the health and welfare of California residents who will benefit from such treatments and cures.

CONSISTENCY AND COMPATIBILITY WITH EXISTING STATE REGULATIONS

CIRM has conducted an evaluation for any other regulations on this area and has concluded that this is the only regulation concerning administration of CIRM-funded awards for discovery-stage research projects. Therefore, the proposed regulation is neither inconsistent nor incompatible with any other existing state regulations.

INCORPORATED BY REFERENCE DOCUMENTS

The following sections as contained in the 2016 version of the California Institute for Regenerative Medicine Grants Administration Policy (GAP) for Discovery, Translation and Education Projects: Sections "II" through and including "VI" in their entirety; As to Section "I", only part "I.B.", "(Abbreviations)", "I.C.", "(Defined Terms)", "I.D" ("Types of Support") and "I.E." ("Roles and Responsibilities").

DISCLOSURES REGARDING THE PROPOSED AMENDMENTS

CIRM has made the following initial determinations:

MANDATE ON LOCAL AGENCIES AND SCHOOL DISTRICTS

CIRM has determined that the proposed amendments do not impose a mandate on local agencies or school districts, nor do they require reimbursement by the state

pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code because the amendments do not constitute a “new program or higher level of service of an existing program” within the meaning of Section 6 of Article XIII of the California Constitution.

EFFECT ON SMALL BUSINESS

CIRM has determined that the proposed amendment will have no impact on small businesses. The regulation implements conditions on awarding and administering grants for stem cell research. This research is conducted almost exclusively by large public and private nonprofit institutions. As such, the amendments to the regulation are not expected to adversely impact small business as defined in Government Code Section 11342.610.

IMPACT ON LOCAL AGENCIES OR SCHOOL DISTRICTS

CIRM has determined that there are no costs to any local agency or school district that are required to be reimbursed pursuant to Government Code section 17500 et seq.

OTHER NONDISCRETIONARY COST OR SAVINGS TO LOCAL AGENCIES

CIRM has determined that there are no other nondiscretionary cost or savings imposed upon local agencies that will result from the proposed amendments.

COSTS OR SAVINGS TO STATE AGENCIES

CIRM has determined that no savings or increased costs to any agency will result from the proposed amendments.

EFFECT ON FEDERAL FUNDING TO THE STATE

CIRM has determined that no costs or savings in federal funding to the state will result from the proposed amendments.

EFFECT ON HOUSING COST

CIRM has determined that the proposed amendments will have no effect on housing costs.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT DIRECTLY AFFECTING BUSINESSES

CIRM has made an initial determination that the proposed amendments 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.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

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

RESULTS OF ECONOMIC IMPACT ANALYSIS

The Economic Impact Analysis is based on that fact that the proposed amendments do not impose new requirements on existing business operations or functions of other agencies or individuals, but implement standards for seeking and using state grant funds for scientific research. In most cases, such grants include funds to cover overhead and other indirect costs of the research, including most compliance activities. CIRM has made an initial determination that it is unlikely the proposed amendments will impact 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, nor directly impact the health and welfare of California residents, worker safety, and the state’s environment. However, applicants and awardees of CIRM funds for clinical stage projects would have a clear understanding of their responsibilities in accepting and using state funds for stem cell research, which ultimately benefit the citizenry of California. In addition, to the extent the regulation facilitates use of the funds and encourages invention and return to the state as required by law, and to the extent California institutions apply for and receive research funds, such requirements are indirectly attributable to increased economic activity spurred by the investment research funds in the state and resultant positive business and employment development. Also, to the extent the regulation makes it possible for the expenditure of research funds in the state, and to the extent that research results in medical treatments and cures for chronic disease and injury, the regulation indirectly benefits the health and welfare of California residents who will benefit from such treatments and cures.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5, subdivision (a)(13), CIRM must determine that no reasonable alternative it considered, 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 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 the law than the proposal described in this Notice. CIRM invites interested persons to submit statements or arguments with respect to alternatives to the proposed amendments during the written comment period.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

CIRM has prepared an Initial Statement of Reasons, and has available the express terms of the proposed amendments, all of the information upon which the amendments are based, and a rulemaking file. A copy of the Initial Statement of Reasons and the proposed text of the regulation may be obtained from the agency contact person named in this notice. The information upon which CIRM relied in preparing this proposal and the rulemaking file are available for review at the address specified below.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments, CIRM may adopt the proposed amendments substantially as described in this notice. If CIRM makes modifications that are sufficiently related to the originally proposed text of the amendments, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before it adopts the regulations as amended. Requests for the modified text should be addressed to the agency contact person named in this notice. CIRM will accept written comments on any changes for 15 days after the modified text is made available.

AGENCY CONTACT

Written comments about the proposed regulatory action; requests for a copy of the Initial Statements of Reasons, the proposed text of the amendments; and inquiries regarding the rulemaking file may be directed to:

C. Scott Tocher
Deputy General Counsel
California Institute for Regenerative Medicine
1999 Harrison Street, Suite 1650
Oakland, CA 94612
(510) 340-9159

Questions on the substance of the proposed regulatory action may be directed to:

Gabe Thompson, Grants Management Officer
California Institute for Regenerative Medicine
(510) 340-9166

The Notice of Proposed Regulatory Amendment, the Initial Statement of Reasons and any attachments, and the proposed text of the amendments and existing regulation are also available on CIRM's website, www.cirm.ca.gov.

AVAILABILITY OF FINAL STATEMENT OF REASONS

Following its preparation, a copy of the Final Statement of Reasons mandated by Government Code Section 11346.9, subdivision (a), may be obtained from the contact person named above.

TITLE 22. DEPARTMENT OF SOCIAL SERVICES

ORD #0316-05

NOTICE OF PROPOSED CHANGES IN REGULATIONS OF THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES (CDSS)

ITEM #2 COMMUNITY CARE LICENSING LAW ENFORCEMENT CONTACTS

The CDSS hereby gives notice of the proposed regulatory action(s) described below. Any person interested may present statements or arguments orally or in writing relevant to the proposed regulations at a public hearing to be held September 7, 2016, as follows:

Office Building # 9
744 P Street, Room 202
Sacramento, California

The public hearing will convene at 10:00 a.m. and will remain open only as long as attendees are presenting testimony. The purpose of the hearing is to receive public testimony, not to engage in debate or discussion. The Department will adjourn the hearing immediately following the completion of testimony presentations. The above-referenced facility is accessible to persons with disabilities. If you are in need of a language inter-

prefer at the hearing (including sign language), please notify the Department at least two weeks prior to the hearing.

Statements or arguments relating to the proposals may also be submitted in writing, e-mail, or by facsimile to the address/number listed below. All comments must be received by 5:00 p.m. on September 7, 2016.

Following the public hearing CDSS may thereafter adopt the proposals substantially as described below or may modify the proposals if the modifications are sufficiently related to the original text. With the exception of nonsubstantive, technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption to all persons who testify or submit written comments during the public comment period and all persons who request notification. Please address requests for regulations as modified to the agency representative identified below.

Copies of the express terms of the proposed regulations (i.e., text of the regulations) and the Initial Statement of Reasons (ISOR) are available from the office listed below. This notice, the ISOR and the text of the proposed regulations are available on the internet at [Public Hearings \(http://www.dss.cahwnet.gov/ord/pg615.htm\)](http://www.dss.cahwnet.gov/ord/pg615.htm). Additionally, all the information which the Department considered as the basis for these proposed regulations (i.e., rulemaking file) is available for public reading/perusal at the address listed below.

Following the public hearing, copies of the Final Statement of Reasons will be available from the office listed below:

CONTACT

Office of Regulations Development
 California Department of Social Services
 744 P Street, MS 8-4-192
 Sacramento, California 95814
 TELEPHONE: (916) 657-2586
 FACSIMILE: (916) 654-3286
 E-MAIL: ord@dss.ca.gov

CHAPTERS

California Code of Regulations (CCR) Title 22, Division 6, Chapter 1 (General Licensing Requirements), Chapter 5 (Group Homes) and Subchapter 3 (Emergency Intervention in Group Homes) and Chapter 7 (Transitional Housing Placement Programs).

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

These proposed regulations amend and adopt language within the CCR Title 22, Division 6, Chapters 1 (General Licensing Requirements), Chapter 5 (Group Homes) and Subchapter 3 (Emergency Intervention in Group Homes) and Chapter 7 (Transitional Housing Placement Programs), which regulate community care facilities in order to implement Assembly Bill (AB) 388 (Chapter 760, Statutes of 2014) and clarify Health and Safety Code sections 1536 and 1538.7 and Welfare and Institutions Code section 11469.

Current group home and transitional housing placement provider (THPP) regulations require licensees to report specified incidents to the California Department of Social Services (CDSS). Generally, such reports are required for incidents in which the health or safety of a child in care is threatened. AB 388 added Section 1538.7 to the Health and Safety Code to require group homes and THPPs to make reports on all incidents in which law enforcement is contacted. Although many incidents that entail law enforcement contact already fall under existing regulatory reporting requirements, those addressed here do not.

These proposed regulatory changes clarify Health and Safety Code section 1538.7 presented by AB 388 and allow CDSS to more effectively operationalize the bill's intent:

AB 388 specified timeframes for making reports, which are subject to interpretation. It requires that an initial report be made "upon the occurrence" of an incident, but does not define that term. The proposed regulations would, following standard CDSS practice, interpret this term as meaning that an initial report must be filed no later than the next business day following the incident. AB 388 also required a follow-up report for each incident "At least every six months." This could be interpreted to require an individual follow-up report on each incident within six months or a six-month interval aggregate report to collect follow-up data on each incident occurring within the preceding six-month interval. The CDSS will clarify this concern in the proposed regulations by this provision requiring an individual follow-up report for each incident within six months of the occurrence of the incident. The provision will also specify that the follow-up report requirement can be satisfied immediately when the incident is resolved and has no pending outcomes.

AB 388 specifies a number of data elements associated with the incident to be reported. However, the language of the statute lists these elements as requirements of the six-month follow-up report, rather than as part of an initial report, even though some or all of the information may be known to the licensee. Furthermore, even if a licensee voluntarily supplies additional information during the initial report, the licensee would be required to report that information again as part of the follow-up report. The proposed regulations will interpret this provision of law as requiring that information known to the licensee at the time of making an initial report be included in the initial report, and that such information need only be provided in the follow-up report if it has changed since the initial report.

The proposed regulations specify that reports made in accordance with AB 388 requirements also satisfy any other existing regulatory reporting requirement as long as all required information for each reporting requirement is provided. This will prevent licensees from being required to report the same incident twice. For example, when there is no additional required information, an incident as a reportable unusual incident and as one involving contact with law enforcement would only need to be reported once.

AB 388 does not define the term “law enforcement.” The proposed regulations interpret it inclusively to mean any public official or agency acting in a law enforcement role, but also clarify that the reporting requirements for “contacts with law enforcement” do not extend to routine interactions between probation officers and the children they are supervising in placement in the affected facilities.

In accordance with statute [Welfare and Institutions Code section 11469(f)], the Department consulted with specified stakeholders to develop performance standards and outcome measures that require group homes to implement programs and services intended to minimize law enforcement contacts and delinquency petitions arising from incidents at group homes. The proposed regulations include amendments based on recommendations from stakeholder workgroups. While performance standards required by AB 388 apply only to group homes, the practices developed through the workgroup have been applied to THPPs where appropriate in order to ensure consistency among facility types that are required to report law enforcement contacts.

SPECIFIC BENEFITS ANTICIPATED

The CDSS anticipates these regulations to benefit California residents by improving the health and safety in the affected children’s residential facilities and minimizing unnecessary interactions between law enforcement and foster youth for behavioral issues and minor infractions that could result in delinquency petitions. They will also facilitate the collection of data in order to determine which facilities inordinately or inappropriately contact law enforcement to address incidents involving residents as well as clarify ambiguities in statute.

The regulations may also ultimately lead to ongoing cost savings in the criminal justice system by reducing the number of minors who transition from dependency to delinquency jurisdiction and may also improve worker safety by ensuring that that affected children’s residential facilities have sufficient plans for when and how to involve law enforcement in response to incidents and by identifying facilities that use their local law enforcement agencies as a substitute for adequate staffing.

EVALUATION OF INCOMPATIBILITY WITH EXISTING REGULATIONS

These regulations are neither inconsistent nor incompatible with existing state regulations. After conducting a review for any regulations that would relate to or affect licensed youth facility law enforcement contacts, CDSS has concluded that these are the only regulations that concern this area.

COST ESTIMATE

1. Costs or Savings to State Agencies: Funding for Fiscal Year (FY) 2015–16 is \$726,000, FY 2016–17 is \$601,000, FYs 2017–18 and ongoing is \$197,000; 100 percent General Fund.
2. Costs to Local Agencies or School Districts Which Must Be Reimbursed in Accordance With Government Code Sections 17500–17630: None.
3. Nondiscretionary Costs or Savings to Local Agencies: None.
4. Federal Funding to State Agencies: None.

LOCAL MANDATE STATEMENT

These regulations do not impose a mandate on local agencies or school districts. There are no “state-mandated local costs” in these regulations, which re-

quire state reimbursement under Section 17500 et seq. of the Government Code.

STATEMENT OF SIGNIFICANT ADVERSE ECONOMIC IMPACT ON BUSINESS

These regulations codify statute as well as implement proposals that came out of the discussions with stakeholders — including service providers — mandated by AB 388. Providers and their representatives reviewed and offered feedback to these regulations in draft form and did not express any alternatives to these regulations as presented or indicate they would cause a significant or detrimental economic impact to their businesses. Therefore, CDSS has made an initial determination that the proposed action 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.

STATEMENT OF POTENTIAL COST IMPACT ON PRIVATE PERSONS OR BUSINESSES

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

SMALL BUSINESS IMPACT STATEMENT

These regulations will impact group homes and transitional housing program providers that are operating as small businesses; however, complying with them will have little to no cost impact on these providers. For more detail, see Statement of Significant Adverse Economic Impact on Business, above.

STATEMENT OF RESULTS OF ECONOMIC IMPACT ASSESSMENT

The CDSS has made the initial determination that the adoption of these regulations will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California. These regulations should benefit California residents by improving the health and safety in the affected children’s residential facilities and minimizing unnecessary interactions between law enforcement and foster youth for behavioral

issues and minor infractions that could result in delinquency petitions and by clarifying ambiguities in statute. The regulations may also ultimately lead to ongoing cost savings in the criminal justice system by reducing the number of minors who transition from dependency to delinquency jurisdiction. The regulations may also improve worker safety by ensuring that the affected children’s residential facilities have sufficient plans for when and how to involve law enforcement in response to incidents and by identifying facilities that use their local law enforcement agencies as a substitute for adequate staffing. The regulations have no impact on the state’s environment.

STATEMENT OF EFFECT ON HOUSING COSTS

The proposed regulatory action will have no effect on housing costs.

STATEMENT OF ALTERNATIVES CONSIDERED

The CDSS must determine that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective as and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Workgroups were convened in the development of these proposed regulations. No reasonable alternatives have been presented to CDSS for review.

AUTHORITY AND REFERENCE CITATIONS

The CDSS adopts these regulations under the authority granted in Health and Safety Code section 1530. Subject regulations implement and make specific Health and Safety Code section 1538.7.

CDSS REPRESENTATIVE REGARDING THE RULEMAKING PROCESS OF THE PROPOSED REGULATION

Contact
 Person: Kenneth Jennings
 (916) 657-2586
 Backup: Ying Sun
 (916) 657-2586

**TITLE 23. DELTA STEWARDSHIP
COUNCIL**

**Notice of Intention to Amend
California Code of Regulations, Title 23. Water
Division 6. Delta Stewardship Council
Chapter 2. Consistency with Regulatory Policies
Contained in the Delta Plan
Article 1. Definitions §5001(dd)
“Significant impact”**

**(3). Temporary water transfers of up to one year
in duration**

NOTICE IS HEREBY GIVEN that the Delta Stewardship Council (hereafter Council) proposes to amend the regulation described below after considering comments, objections, and recommendations regarding the proposed action.

OPPORTUNITY FOR PUBLIC COMMENT

- **Written Comment Period.** The opportunity to submit written comment **begins July 22, 2016, and closes September 6, 2016.** The Council will also accept written and oral comments submitted during the public hearing on September 29. Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action. Submit written comments to:

Anthony Navasero, P.E., Senior Engineer
Delta Stewardship Council
980 Ninth Street, Suite 1500
Sacramento, CA 95814

- **Electronic Submittal of Comments.** Any interested person, or his or her authorized representative, may submit comments by electronic submittal on or before September 6, 2016. Electronic submittals of comments are preferred, and can be submitted to the following address:

oa1_amendsingle@deltacouncil.ca.gov

- **Public Hearings.** The Council will hold one public hearing. This hearing will be held in accordance with the requirements set forth in Government Code section 11346.8.

Date: September 29, 2016

Time: The Council meeting is anticipated to convene and open to the public at 9:30 a.m. However, this item may be considered at any time during the regularly scheduled meeting

of the Council. Public hearing items will remain open as long as attendees are presenting testimony. Please consult the agenda, which will be available at least ten (10) days before September 29, 2016, to confirm the time at which this item will be considered. The agenda will be posted at <http://deltacouncil.ca.gov>.

Location: 980 9th Street, Sacramento, CA 95814, 2nd Floor Conference Room

AUTHORITY AND REFERENCE

Water Code section 85210(i) authorizes the Council to adopt regulations or guidelines as needed to carry out its powers and duties.

This proposed rulemaking action implements, interprets, and makes specific the Sacramento–San Joaquin Delta Reform Act of 2009, Water Code section 85000 et seq. (Delta Reform Act) which requires the Council to further the “coequal goals” by adopting a legally enforceable Delta Plan. It defines the coequal goals to mean “providing a more reliable water supply for California and protecting, restoring, and enhancing the Delta ecosystem. The coequal goals shall be achieved in a manner that protects and enhances the unique cultural, recreational, natural resource, and agricultural values of the Delta as an evolving place.” (Water Code section 85054.)

The Delta Reform Act gives the Council authority to enforce the Delta Plan by requiring any state or local agency that proposes to undertake a covered action to submit a certification of consistency with findings that set forth the reasons the covered action is or is not consistent with the Delta Plan. The Delta Reform Act defines the term “covered action” to refer, in part, to a project that “[w]ill have a significant impact on achievement of one or both of the coequal goals or the implementation of government–sponsored flood control programs to reduce risks to people, property, and state interests in the Delta.” (Water Code section 85057.5(a)(4) [emphasis added]).

The Delta Reform Act does not define the term “significant impact,” but in 2013, the Council adopted a regulatory definition of that term, as 23 CCR section 5001(dd). The proposed amendment would revise that regulatory definition.

INFORMATIVE DIGEST

Policy Statement Overview Explaining the Broad Objectives of the Regulatory Amendment

The Delta Reform Act requires any state or local agency that proposes to undertake a covered action to submit a certification of consistency with findings that

set forth the reasons the covered action is consistent with the Delta Plan. The Council has appellate authority with regard to the certification. The Delta Reform Act defines the term “covered action” to refer, in part, to a project that “[w]ill have a *significant impact* on achievement of one or both of the coequal goals or the implementation of government-sponsored flood control programs to reduce risks to people, property, and state interests in the Delta.” (Water Code section 85057.5(a)(4) [emphasis added]). The Delta Reform Act does not define the term “significant impact”; however adopted regulations define the term which includes certain categories for projects the Council determined would not have a significant impact, including single-year water transfers with a specified time frame (see 23 CCR 5001(dd)(3)).

In particular, the Delta Plan recognizes that water transfers that occur in whole or in part in the Delta can be an important tool for improving water supply reliability. However, at the time it developed the Delta Plan, the Council recognized the value of developing an interim approach to single-year water transfers while it researched the issue of potential impacts further and refined its regulation. With this goal in mind, and in light of the substantial evidence in the administrative record, the Council determined that single-year water transfers occurring between the date of the adoption of the Delta Plan and the end of 2016 would not have a significant impact on the coequal goals.

In reaching this determination, the Council was mindful that Water Code section 109(a) declares that it is “the established policy of this state to facilitate the voluntary transfer of water and water rights where consistent with the public welfare of the place of export and the place of import”. The Council was also aware that sister agencies already had frameworks for reviewing certain single-year water transfers.

To gather further evidence about single-year water transfers, the Council consulted with the Department of Water Resources (DWR), State Water Resources Control Board (SWRCB), and others to develop recommendations for potential updates to the Council’s regulation of single-year water transfers. The Council discussed amending the single-year water transfers determination at four Council meetings over the course of 2015. At these meetings, the Council received additional information on single-year water transfers, including in the form of public comments and in the form of presentations from subject matter experts. Following this review, at the December 17, 2015 meeting, the Council adopted a description of the Proposed Project for purposes of conducting environmental review and proposing regulatory amendment.

The Proposed Project adopted by the Council would amend the existing definition of “significant impact” by

eliminating the sunset date for the determination regarding single-year water transfers. That amendment would change the definition as follows:

(dd) “*Significant impact*” for the purpose of determining whether a project meets the definition of a “covered action” under section 5001(j)(1)(D) means a substantial positive or negative impact on the achievement of one or both of the coequal goals or the implementation of a government-sponsored flood control program to reduce risks to people, property, and State interests in the Delta, that is directly or indirectly caused by a project on its own or when the project’s incremental effect is considered together with the impacts of other closely related past, present, or reasonably foreseeable future projects. The following categories of projects will not have a significant impact for this purpose. . .

(3) ~~Temporary water transfers of up to one year in duration. This provision shall remain in effect only through December 31, 2016, and as of January 1, 2017, is repealed, unless the Council acts to extend the provisions prior to that date. The Council contemplates that any extension would be based upon the California Department of Water Resources’ and the State Water Resources Control Board’s participation with stakeholders to identify and recommend measures to reduce procedural and administrative impediments to water transfers and protect water rights and environmental resources by December 31, 2016. These recommendations should include measures to address potential issues with recurring transfers of up to 1 year in duration and improved public notification for proposed water transfers.~~

SUMMARY OF THE EFFECT OF THE PROPOSED AMENDMENT

The Council’s proposed amendment of removing the “sunset” date would extend the existing condition that single-year water transfers are not included in the statutory definition of a covered action and therefore do not require certification of consistency with the Delta Plan.

Policy Statement Overview Explaining the Specific Benefits Anticipated from the Proposed Action

The proposed amendment would allow affected persons to avoid the potential cost of covered action compliance that would result from expiration of the exemption after 2016.

Summary of Existing Laws and Regulations Related Directly to the Proposed Rulemaking

The proposed amendment is to modify the existing law codified in CCR Title 23, Division 6, Chapter 2, Article 1, §5001(dd)(3) regarding the exemption of temporary water transfers of up to one year in duration from being classified as covered actions.

Consistency with Existing State Laws and Regulations

Pursuant to Government Code section 11346.5(a)(3)(D), the Council evaluated the proposed regulations to determine whether or not they are inconsistent or incompatible with existing state regulations. Relevant laws and regulations were reviewed in the process of making the evaluation. The proposed amendment on temporary water transfers of up to one year in duration is consistent with existing laws and regulations that relate to these types of single-year water transfers, including the California Environmental Quality Act (CEQA). The proposed amendment is also consistent with existing regulatory and administrative requirements within the jurisdiction of SWRCB, DWR, and the State Department of Fish and Wildlife (DFW). Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations.

Substantial Differences from Existing, Comparable Federal Regulations or Statutes

The proposed amendment on temporary water transfers of up to one year in duration is consistent and compatible with existing federal regulations and statutes including the National Environmental Policy Act (NEPA). The proposed amendment is also consistent with existing regulatory and administrative requirements within the jurisdiction of the U.S. Bureau of Reclamation, the U.S. Fish and Wildlife Service, and National Marine Fisheries Service.

DOCUMENTS INCORPORATED BY REFERENCE

None. Definitions and policies of the Delta Plan are within the text of the proposed amendment.

MANDATED BY FEDERAL LAW OR REGULATIONS

The proposed amendment is not mandated by federal law or regulations.

OTHER STATUTORY REQUIREMENTS

None.

LOCAL MANDATE

The proposed amendment will not impose a mandate on local agencies or school districts.

FISCAL IMPACT

- The proposed amendment will not result in costs to any local agencies or school districts that would require reimbursements.
- The proposed amendment will not result in costs or savings to any State agency, compared to the existing condition. The proposed amendment would result in a potential savings to the Council compared to no extension of the exemption.
- The proposed amendment will not impose any other non-discretionary costs or savings upon local agencies, compared to the existing condition. The proposed amendment would result in a potential savings to local agencies compared to no extension of the exemption.
- The proposed amendment will not result in costs or savings in federal funding to the State.

HOUSING COSTS

The proposed amendment will not have any significant effect on housing costs.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT DIRECTLY AFFECTING BUSINESS, INCLUDING THE ABILITY OF CALIFORNIA BUSINESSES TO COMPETE WITH BUSINESSES IN OTHER STATES

The proposed amendment 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.

STATEMENT OF THE RESULTS OF THE ECONOMIC IMPACT ANALYSIS/ASSESSMENT

Based on the *Economic Impact Analysis/Assessment*, the Council makes the following initial determinations: *The proposed amendment will not affect the creation or elimination of jobs within California.*

The proposed amendment extends indefinitely the current regulatory policy. Relative to expiration of the current policy, the consistency determinations avoided for a relatively small number of potential, single-year transfers affected would not affect staff levels for the Council or affected parties.

The proposed amendment will not affect the creation of new businesses or elimination of existing businesses within California.

The proposed amendment extends indefinitely the current regulatory policy. Relative to expiration of the current policy, the consistency determinations avoided

for a relatively small number of potential, single-year transfers affected would not affect creation or elimination of businesses.

The proposed amendment will not affect the expansion of businesses currently doing business within the State.

The proposed amendment extends indefinitely the current regulatory policy. Relative to expiration of the current policy, the consistency determinations avoided for a relatively small number of potential, single-year transfers affected would not affect expansion of existing businesses.

Benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.

The proposed amendment may benefit the health and welfare of California residents through improvements in water supply reliability. As described in the Recirculated Draft Program Environmental Impact Report (PEIR) Addendum, the transfer action could reduce the amount of withdrawals from groundwater or surface storage reservoirs used by the purchasers during the year that the single-year water transfer occurred. This action would provide flexibility for the use of this water in subsequent periods of time, thereby increasing water supply reliability throughout the duration of the single-year water transfer and possibly in subsequent years when the stored water would be available for future uses. The proposed amendment would not affect worker safety.

The proposed amendment could potentially provide a benefit to the State's environment if a single-year transfer were used to support an environmental water use or avoid an environmental impact. As described in the PEIR, water transferred from north of the Delta through the Delta could improve ecosystem conditions of wetlands and riparian communities along the Delta channels due to a temporary increase in fresh water flows in the Delta, especially in the late summer months.

COST IMPACTS ON REPRESENTATIVE PERSON OR BUSINESS

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

BUSINESS REPORT

The proposed amendment will not require business reports to be made.

SMALL BUSINESS

The proposed amendment does not adversely affect small businesses. Purchasers of single-year transfers have been and are anticipated to be, water suppliers that are public agencies or regulated public utilities. The proposed amendment extends a current regulatory policy that exempts certain single-year water transfers from determination of consistency with the Delta Plan. Therefore, if a future participant in a single-year transfer were a small business, the exemption would provide a cost savings.

CONSIDERATION OF ALTERNATIVES

The Council must determine that no reasonable alternative it considered 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 proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Anthony Navasero, P.E., Senior Engineer
Delta Stewardship Council
980 Ninth Street, Suite 1500
Sacramento, CA 95814
(916) 445-5471
Anthony.Navasero@deltacouncil.ca.gov

Cassandra Enos, Deputy Executive Officer,
Planning, Performance, and Technology Division
Delta Stewardship Council
980 Ninth Street, Suite 1500
Sacramento, CA 95814
(916) 445-0258
Cassandra.Enos@deltacouncil.ca.gov

AVAILABILITY STATEMENTS

The following materials are available for public review throughout the public comment period:

- Text of Proposed Amendment
- Notice of Proposed Rulemaking
- Initial Statement of Reasons
- Attachment 1 to Initial Statement of Reasons — Economic Impact Analysis/Assessment
- Form 400
- Form 399
- Information upon which proposed amendment is based, including Draft Addendum to the Delta Plan Programmatic Environmental Impact Report
- Final Statement of Reasons (upon completion)
- Final Text of Regulation (upon completion)

These materials may be viewed in two ways:

- Visiting the Council’s website (<http://deltacouncil.ca.gov>)
- Arranging an in-person review. Please contact Anthony Navasero (contact information provided above).

After holding the hearing and considering all timely and relevant comments received, the Council may adopt the proposed amendment substantially as described in this notice. If the Council 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 Council adopts the amendment as revised. Please send requests for copies of any modified regulations to the attention of Anthony Navasero at the address indicated above. The Council will accept written comments on the modified regulations for 15 days after the date on which they are made available.

FINAL STATEMENT OF REASONS

When it has been prepared, the Final Statement of Reasons will be posted on the Council’s website at <http://deltacouncil.ca.gov>. If the regulation is approved by the Office of Administrative Law, the date the regulation is filed with the Secretary of State and the effective date of the regulations will also be posted on the Council’s website.

INTERNET ACCESS

All materials published or distributed by the Council are available at its internet website at <http://deltacouncil.ca.gov>.

TITLE MPP. DEPARTMENT OF SOCIAL SERVICES

ORD #0416-07

NOTICE OF PROPOSED CHANGES IN REGULATIONS OF THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES (CDSS)

ITEM #1 California Work Opportunity and Responsibility to Kids (CalWORKs) Temporary Absence

The CDSS hereby gives notice of the proposed regulatory action(s) described below. Any person interested may present statements or arguments orally or in writing relevant to the proposed regulations at a public hearing to be held September 7, 2016, as follows:

Office Building # 9
744 P Street, Room 202
Sacramento, California

The public hearing will convene at 10:00 a.m. and will remain open only as long as attendees are presenting testimony. The purpose of the hearing is to receive public testimony, not to engage in debate or discussion. The Department will adjourn the hearing immediately following the completion of testimony presentations. The above-referenced facility is accessible to persons with disabilities. If you are in need of a language interpreter at the hearing (including sign language), please notify the Department at least two weeks prior to the hearing.

Statements or arguments relating to the proposals may also be submitted in writing, e-mail, or by facsimile to the address/number listed below. All comments must be received by 5:00 p.m. on September 7, 2016.

Following the public hearing CDSS may thereafter adopt the proposals substantially as described below or may modify the proposals if the modifications are sufficiently related to the original text. With the exception of nonsubstantive, technical, or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption to all persons who testify or submit written comments during the public comment period, and all persons who request notification. Please address requests for regulations as modified to the agency representative identified below.

Copies of the express terms of the proposed regulations and the initial Statement of Reasons are available from the office listed below. This notice, the Initial Statement of Reasons and the text of the proposed regulations are available on the internet at Public Hearings (<http://www.cdss.ca.gov/ord/PG615.htm>). Additionally, all the information which the Department considered

as the basis for these proposed regulations (i.e., rule-making file) is available for public reading/perusal at the address listed below.

Following the public hearing, copies of the Final Statement of Reasons will be available from the office listed below:

CONTACT

Office of Regulations Development
 California Department of Social Services
 744 P Street, MS 8-4-192
 Sacramento, California 95814
 TELEPHONE: (916) 657-2586
 FACSIMILE: (916) 654-3286
 E-MAIL: ord@dss.ca.gov

CHAPTERS

Manual of Policy and Procedures (MPP) Chapters 42-700 Welfare-to-Work and 82-800 Assistance Unit.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The proposed regulations amend the CalWORKs temporary absence regulations to allow a child to continue receiving cash aid, while he or she is receiving medical treatment in a public hospital, during the entire length of the hospital stay. These changes are a result of Assembly Bill (AB) 419 (Chapter 293, Statutes of 2013) which became effective January 1, 2014.

The Personal Responsibility and Work Opportunity Reconciliation Act (PRWORA) of 1996 relegated the main responsibility of the income assistance program to the states, replacing Aid to Families with Dependent Children (AFDC) with the Temporary Assistance for Needy Families (TANF) program. California's version of the TANF program is known as the California Work Opportunity and Responsibility to Kids (CalWORKs) program, which is funded by the federal TANF block grant, to provide temporary cash assistance and services to eligible families who have children under the age of 18.

Under current CalWORKs rules, cash aid is allowed to continue unchanged, under certain conditions, for any member of an Assistance Unit (AU) who is not in the home, provided they are only temporarily absent. The temporary absence rules apply when any member

of the AU is absent from the home for one full calendar month or less, unless an exception applies such as when a person is hospitalized, other than a child in a public hospital, who may be considered temporarily absent for the duration of the hospital stay. Existing law limited a child's eligibility to receive cash aid for up to two full calendar months only when she or he is in a public hospital for medical or surgical care. Prior to this bill coming into effect, CalWORKs rules did not limit the amount of time a child may be considered temporarily absent if receiving treatment in a private hospital. AB 419 now mandates that children receiving treatment in a public hospital are considered temporarily absent for the duration of the hospital stay.

This regulatory action will benefit the health and welfare of California residents by extending CalWORKs eligibility to children who are temporarily absent from the home and allow them to continue receiving aid for the duration of the hospital stay for medical or surgical care. This regulatory action does not make changes to regulations involving worker safety or the state's environment. The amended and adopted regulations will increase the likelihood of stable families moving towards self-sufficiency, resulting in a positive economic impact to the state. In addition, the proposed regulations will make other technical, conforming changes, such as renumbering of sections and amending cross references as necessary.

Further, the proposed amendments will clarify the temporary absence regulations by introducing what actions are taken under Semi-Annual Report (SAR) and Annual Reporting/Child-Only (AR/CO) rules when an individual is determined to be permanently absent from the AU as enacted by AB 6 (Chapter 501, Section 1, Statutes of 2011) and Senate Bill (SB) 1041 (Chapter 47, Sections 7-10, Statutes of 2012). The proposed amendments establish what actions to take under SAR and AR/CO rules when an individual is determined to be permanently absent and what is required to report mid-period, including when counties may take action based on these specific changes.

The Department conducted a review of existing regulations and evaluated the proposed regulations for any inconsistency or incompatibility. The Department has found that these are the only regulations concerning the extension of CalWORKs benefits for children who are considered temporarily absent during the period of medical treatment at a public hospital. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations, but do fulfill the intent of the Legislature in enacting AB 419.

COST ESTIMATE

1. Costs or Savings to State Agencies: With the implementation of this policy in January 2014, the impact of AB 419 is included in the CalWORKs caseload and expenditure trends under CalWORKs grants and is not budgeted separately. The last estimate provided, as reflected in the 2014–15 Appropriation, reflected \$2,000 general fund costs.
2. Costs to Local Agencies or School Districts Which Must Be Reimbursed in Accordance With Government Code Sections 17500–17630: None.
3. Nondiscretionary Costs or Savings to Local Agencies: With the implementation of this policy in January 2014, the impact of AB 419 is included in the CalWORKs caseload and expenditure trends under CalWORKs grants and is not budgeted separately. The last estimate provided, as reflected in the 2014–15 Appropriation, reflected no county funding.
4. Federal Funding to State Agencies: With the implementation of this policy in January 2014, the impact of AB 419 is included in the CalWORKs caseload and expenditure trends under CalWORKs grants and is not budgeted separately. The last estimate provided, as reflected in the 2014–15 Appropriation, reflected \$19,000 TANF costs.

LOCAL MANDATE STATEMENT

These CalWORKs regulations do impose a state mandate on local agencies. There are “state-mandated local costs” in these regulations which require state reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

STATEMENT OF SIGNIFICANT ADVERSE ECONOMIC IMPACT ON BUSINESS

The CDSS has made an initial determination that the proposed action 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 determination was made based on the proposed regulatory action, which is designed to impact only the CalWORKs population in order to aid and strengthen needy families towards achieving their economic self-sufficiency.

STATEMENT OF POTENTIAL COST IMPACT ON PRIVATE PERSONS OR BUSINESSES

The CDSS is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. This regulatory action is designed to impact only the CalWORKs population in order to aid and strengthen needy families, and there are no known expected costs associated to the individuals.

SMALL BUSINESS IMPACT STATEMENT

The CDSS has determined that there is no impact on small businesses as a result of adopting these regulations because the regulations are only applicable to state and county agencies. This determination was made based on the proposed regulatory action, which is designed to impact only the CalWORKs population in order to aid and strengthen needy families towards achieving their economic self-sufficiency.

STATEMENT OF RESULTS OF ECONOMIC IMPACT ASSESSMENT

The adoption of the proposed amendments will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California. This regulatory action will benefit the health and welfare of California residents by helping to protect the well-being of vulnerable children through extended CalWORKs benefits. There are no additional benefits for worker safety or the state’s environment, as the regulations only affect individuals participating in the CalWORKs program.

STATEMENT OF EFFECT ON HOUSING COSTS

The proposed regulatory action will have no effect on housing costs.

STATEMENT OF ALTERNATIVES CONSIDERED

The CDSS must determine that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective as and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. There is no negative effect of this regulatory action. This regulatory action provides parity for a child who is tempo-

rarily absent in a public hospital for the duration of the hospital stay for medical or surgical care. No reasonable alternatives have been presented for review.

AUTHORITY AND REFERENCE CITATIONS

Authority Cited: Sections 10553 and 10554, Welfare and Institutions Code. Reference: Sections 11265.1(c), 11265.2(d), 11265.3(h), 11265.45, 11265.45(b) and 11265.47(c)(2) Welfare and Institutions Code.

CDSS REPRESENTATIVE REGARDING THE RULEMAKING PROCESS OF THE PROPOSED REGULATION

Contact

Person: Kenneth Jennings
(916) 657-2586

Backup: Ying Sun
(916) 657-2586

GENERAL PUBLIC INTEREST

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

ANNOUNCEMENT OF SECOND PUBLIC COMMENT PERIOD

Draft Technical Support Document on the Proposed Update of the Public Health Goal for Antimony in Drinking Water

The Office of Environmental Health Hazard Assessment (OEHHA) of the California Environmental Protection Agency is announcing the availability of the revised draft technical support document for the proposed update of the Public Health Goal (PHG) for antimony in drinking water, which would revise the PHG from 20 parts per billion (ppb) to 1 ppb. The PHG technical support document provides information on the health effects of contaminants in drinking water. The PHG is a level of drinking water contaminant at which adverse health effects are not expected to occur from a lifetime of exposure. The California Safe Drinking Water Act of

1996¹ requires OEHHA to develop PHGs based exclusively on public health considerations.² PHGs published by OEHHA are considered by the State Water Resources Control Board in setting drinking water standards (Maximum Contaminant Levels, or MCLs).³

This draft document presents an update of the antimony PHG, originally published in 1997. OEHHA provided a 45-day public comment period (with a 30-day extension) and held a public workshop for the first draft document on September 10, 2009. Subsequently, an external scientific peer review of the revised draft PHG document was conducted pursuant to Health and Safety Code Section 116365(c)(3)(D). Revision of the draft document includes changes in critical study and endpoint selection, and updated dose-response analysis and exposure estimates. These changes resulted in the present proposal to revise the existing antimony PHG from 20 ppb to 1 ppb.

OEHHA is soliciting comments on the revised draft technical support document during a 30-day comment period. This public comment period is the second request for public input. The second draft technical document is posted on the OEHHA web site at <http://www.oehha.ca.gov/>. OEHHA will evaluate all the comments received and revise the document as appropriate. Written comments must be received by the PHG program at PHG.Program@oehha.ca.gov or at the postal address below by 5:00 p.m. on August 22, 2016 to be considered. After any subsequent revisions, OEHHA intends to post the final document on its web site along with responses to the major comments submitted during the external scientific peer review and the public comment periods.

If you would like to receive further information on this announcement or have questions, please contact Hermelinda Jimenez at the email address above or at (916) 324-7572.

Pesticide and Environmental Toxicology Branch
Office of Environmental Health Hazard Assessment
California Environmental Protection Agency
1515 Clay St., 16th floor
Oakland, California 94612
Attention: PHG Program

¹ Codified at Health and Safety and Code section 116270 et seq.

² Health and Safety and Code section 116365(c).

³ Health and Safety and Code section 116365(a) and (b).

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# 2016-0602-01
ACUPUNCTURE BOARD
 Notice to Consumers of Licensure

This rulemaking action by the Acupuncture Board adds section 1399.469.3 of title 16 of the California Code of Regulations. This new section requires licensed acupuncturists to provide notice of licensure and other Board information to patients. This regulation implements, interprets, and makes specific Business and Professions Code section 138, which requires that every board within the Department of Consumer Affairs adopt such a regulation.

Title 16
 ADOPT: 1399.469.3
 Filed 07/12/2016
 Effective 10/01/2016
 Agency Contact: Marc Johnson (916) 515-5216

File# 2016-0527-03
BOARD OF ACCOUNTANCY
 Out-of-State Licensee, Current, Active and Unrestricted

This action by the California Board of Accountancy aligns language amends section 36.1, in title 16 of the California Code of Regulations, to align the regulation with Business and Professions Code section 5087, as amended by Statutes 2015, chapter 430 (AB 181).

Title 16
 AMEND: 36.1
 Filed 07/12/2016
 Agency Contact: Pat Billingsley (916) 561-1782

File# 2016-0606-03
BOARD OF FORESTRY AND FIRE PROTECTION
 District Technical Advisory Committees (DTAC) Repeal, 2016

This change without regulatory effect by the Board of Forestry and Fire Protection amends two sections in ti-

tle 14 of the California Code of Regulations to remove reference to District Technical Advisory Committees (DTAC). This amendment is in response to the repeal of the Board's DTAC committees in Assembly Bill 1414, Chapter 584, Statutes of 2011.

Title 14
 AMEND: 1120 REPEAL: 1121
 Filed 07/07/2016
 Agency Contact: Matt Dias (916) 653-8007

File# 2016-0706-03
CALIFORNIA CULTURAL AND HISTORICAL ENDOWMENT
 Conflict-of Interest Code

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

Title 2
 AMEND: 59560
 Filed 07/11/2016
 Effective 08/10/2016
 Agency Contact: Polly Escovedo (916) 651-6481

File# 2016-0601-01
CALIFORNIA PRISON INDUSTRY AUTHORITY
 Definition and Description of CALPIA's General Manager

This change without regulatory effect filing by the California Prison Industry Authority amends sections 8000, 8001, 8100, and 8901 of title 15 of the California Code of Regulations to revise the definition of the Authority's General Manager, add a new reference to the Chief Administrative Officer, and revise the description of the Prison Industry Manager and Prison Industry Administrator.

Title 15
 AMEND: 8000, 8001, 8100, 8901
 Filed 07/13/2016
 Agency Contact: Dawn Eger (916) 358-1612

File# 2016-0629-03
DEPARTMENT OF FOOD AND AGRICULTURE
 Asian Citrus Psyllid Interior Quarantine

This emergency rulemaking action by the Department of Food and Agriculture expands the quarantine area for the Asian Citrus Psyllid ((ACP) Diaphorina citri) by approximately 15 square miles in the Delano-McFarland area of Kern County. The effect of the expansion will be to provide authority for the State to perform quarantine activities against ACP within the additional area.

Title 3
 AMEND: 3435(b)
 Filed 07/07/2016
 Effective 07/07/2016
 Agency Contact: Sara Khalid (916) 403-6625

File# 2016-0526-01
 DEPARTMENT OF INSURANCE
 Bail Transactions

As changes without regulatory effect, the Department of Insurance (the "Department") is both amending 82 sections and repealing Sections 2054.4 and 2060 in title 10 of the California Code of Regulations (the "CCR"). The amendments include, inter alia, correcting publishing errors, adding Authority and Reference citations, updating cross-references, correcting grammatical and spelling errors, and completing History notes. Sections 2054.4 and 2060 are being repealed pursuant to subdivision (a)(3) and (a)(6), respectively, of section 100 of title 1 of the CCR.

Title 10
 AMEND: 2053, 2053.1, 2054, 2054.1, 2054.2, 2054.3, 2054.5, 2054.6, 2054.7, 2055, 2056, 2057, 2058, 2059, 2061, 2061.1, 2061.2, 2061.3, 2061.4, 2061.5, 2062, 2062.1, 2062.2, 2063, 2063.1, 2063.2, 2063.3, 2064, 2065, 2066, 2066.1, 2066.2, 2066.3, 2066.4, 2066.5, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2077.1, 2078, 2079, 2079.1, 2080, 2081, 2082, 2083, 2083.1, 2084, 2086, 2087, 2088, 2088.1, 2088.2, 2088.3, 2089, 2090, 2091, 2092, 2094, 2094.1, 2094.2, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2101.1, 2101.2, 2101.3, 2102, 2103, 2104 REPEAL: 2054.4, 2060
 Filed 07/11/2016
 Agency Contact: George Teekell (415) 538-4390

File# 2016-0525-03
 DEPARTMENT OF JUSTICE
 Confidentiality of Donor Information

In this regulatory action, the Department amends sections in Title 11 of the California Code of Regulations to provide circumstances under which confidential donor information may be disclosed. Further, the amendments add that the Registry of Charitable Trusts Fund shall be used to enforce the registration and reporting provisions.

Title 11
 AMEND: 310, 312, 999.1
 Filed 07/08/2016
 Effective 07/08/2016
 Agency Contact: Melan Noble (916) 322-0908

File# 2016-0525-04
 DEPARTMENT OF MOTOR VEHICLES
 Out of State Driver's License Verification Waiver

This filing of changes without regulatory effect by the Department of Motor Vehicles renumbers section 15.01 in title 13 of the California Code of Regulations. The section is renumbered to 15.02, and will remain in the same chapter and article. No other changes are made to the section.

Title 13
 AMEND: 15.01
 Filed 07/07/2016
 Agency Contact: Randi Calkins (916) 657-8898

File# 2016-0525-01
 DEPARTMENT OF SOCIAL SERVICES
 Smoke Free and Carbon Monoxide Detector

This action without regulatory effect amends ten regulations in Division 6 of Title 22 of the California Code of Regulations and the Department of Social Services Manual of Policies and Procedures to conform these regulations to changes made to the California Health and Safety Code by Assembly Bill 352 (Chapter 292, Statutes of 2013) and Assembly Bill 2386 (Chapter 503, Statutes of 2014) concerning smoke-free facilities and vehicles and carbon monoxide detectors.

Title 22, MPP
 AMEND: 83074, 83087, 84074, 84087, 86074, 86087, 86574, 86587, 89374, 89387
 Filed 07/07/2016
 Agency Contact: Oliver Chu (916) 657-3588

File# 2016-0603-03
 STATE ALLOCATION BOARD
 DMP and Leroy F. Greene School Facilities Act of 1998; AB 97/SB 971 Resubmit

Assembly Bill 97 (2013-2014 Reg. Sess.) and Senate Bill 971 (2013-2014 Reg. Sess.) repealed various statutory provisions related to the State School Deferred Maintenance Program (DMP), removing the Board's ability to allocate or approve DMP funding. In this re-submitted rulemaking action, the Board is repealing and amending regulations related to the DMP in title 2 of the California Code of Regulations in order to align the regulations with legislation.

Title 2

AMEND: 1859.2, 1859.102 REPEAL: 1866, 1866.1, 1866.2, 1866.3, 1866.4, 1866.4.1, 1866.4.2, 1866.4.3, 1866.4.4, 1866.4.6, 1866.4.7, 1866.5, 1866.5.1, 1866.5.2, 1866.5.3, 1866.5.4, 1866.5.5, 1866.5.6, 1866.5.7, 1866.5.8, 1866.5.9, 1866.7, 1866.8, 1866.9, 1866.9.1, 1866.10, 1866.12, 1866.13, 1866.14
 Filed 07/13/2016
 Effective 07/13/2016
 Agency Contact: Lisa Jones (916) 376-1753

File# 2016-0526-02

STATE WATER RESOURCES CONTROL BOARD
 Site-Specific Objectives and the Los Angeles River
 Metals TMDL

This action by the State Water Resources Control Board (State Board) amends the Water Quality Control Plan — Los Angeles (Basin Plan) to adopt site-specific objectives for lead and copper in the Los Angeles River Watershed and to revise the total maximum daily loads for metals in the Los Angeles River and tributaries. These amendments were adopted by the Regional Water Quality Control Board on April 9, 2015 pursuant to Resolution No. R15-004 and approved by the State Board on November 17, 2015 pursuant to Resolution 2015-0069.

Title 23

AMEND: 3939.19
 Filed 07/11/2016
 Effective 07/11/2016
 Agency Contact: Jenny Newman (213) 576-6691

File# 2016-0527-04

STATE WATER RESOURCES CONTROL BOARD
 TMDLs For Nutrients in Streams of the Pajaro River
 Basin

This rulemaking action by the State Water Resources Control Board (State Board) amends the Water Quality Control Plan for the Central Coast Basin (Basin Plan) by adopting total maximum daily loads for nitrogen compounds and orthophosphate in the Pajaro River Basin. This basin plan amendment was adopted by the Central Coast Regional Water Quality Control Board (Regional Board) pursuant to Resolution No. R3-2015-0004 on July 30, 2015, and approved by the State Board on April 5, 2016 pursuant to Resolution No. 2016-0018. The concise summary of the basin plan amendment will be added to section 3929.14 of title 23 of the California Code of Regulations.

Title 23

ADOPT: 3929.14
 Filed 07/12/2016
 Effective 07/12/2016
 Agency Contact: Peter Osmolovsky

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN February 10, 2016 TO
 July 13, 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

07/13/16 AMEND: 1859.2, 1859.102 REPEAL: 1866, 1866.1, 1866.2, 1866.3, 1866.4, 1866.4.1, 1866.4.2, 1866.4.3, 1866.4.4, 1866.4.6, 1866.4.7, 1866.5, 1866.5.1, 1866.5.2, 1866.5.3, 1866.5.4, 1866.5.5, 1866.5.6, 1866.5.7, 1866.5.8, 1866.5.9, 1866.7, 1866.8, 1866.9, 1866.9.1, 1866.10, 1866.12, 1866.13, 1866.14
 07/11/16 AMEND: 59560
 06/27/16 AMEND: 1897
 06/23/16 ADOPT: 17010, 17011, 17012, 17013, 17014, 17030, 17031, 17032, 17033, 17034, 17035, 17036, 17037, 17038, 17039, 17040, 17041, 17042, 17043, 17044, 17045, 17046, 17047 REPEAL: 17010, 17030, 17111, 17112, 17113, 17120, 17121, 17122, 17130, 17140, 17141, 17142, 17150, 17151, 17152, 17153, 17160, 17200, 17201, 17210, 17220, 17300, 17400, 17402, 17403, 17404, 17405, 17406, 17408, 17412, 17414, 17416, 17418, 17420, 17422, 17424, 17426, 17430, 17432, 17434, 17435, 17436, 17440, 17442, 17444, 17446, 17448, 17450, 17452, 17454, 17458, 17460, 17461, 17463, 17464, 17466, 17468, 17470, 17471, 17473, 17475, 17477, 17478, 17481, 17482, 17483, 17485, 17486, 17488, 17490, 17491, 17493, 17495, 17498, 17500, 17502, 17504, 17508, 17510, 17512, 17514, 17515, 17516, 17518, 17519,

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| 17520, 17521, 17525, 17527, 17528, 17530, 17532, 17534, 17538, 17542, 17544, 17546, 17548, 17550, 17551, 17552, 17553, 17554, 17555, 17556, 17557, 17558, 17559, 17560, 17561, 17562, 17563, 17564, 17565, 17566, 17567, 17570, 17571, 17572, 17575, 17576, 17580, 17581, 17582, 17588, 17590, 17592 | 05/12/16 AMEND: 3435(b) 05/12/16 AMEND: 3435(b) 05/11/16 AMEND: 3435(b) 05/11/16 AMEND: 3435(b) 05/10/16 AMEND: 3435(b) 05/09/16 ADOPT: 3591.27 04/25/16 AMEND: 3435(b) 04/07/16 ADOPT: 450, 450.1, 450.2, 450.3, 450.4, 451, 452 |
| 05/25/16 AMEND: 604 05/23/16 AMEND: 23000 05/19/16 ADOPT: 18750 REPEAL: 18750, 18750.1, 18750.2, 18752 04/21/16 AMEND: 599.744 04/12/16 AMEND: 18239 04/12/16 AMEND: 18616 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 | 04/05/16 AMEND: 3589 03/29/16 AMEND: 3435(b) 03/21/16 AMEND: 3435 03/10/16 AMEND: 3435(b) 03/09/16 AMEND: 3435(b) 03/08/16 AMEND: 3435(b) 02/17/16 AMEND: 6000, 6445, 6447, 6447.2, 6447.3, 6448.1, 6449.1, 6450.1, 6452, 6452.2, 6784 02/17/16 AMEND: 3439(b) |
| Title 3 | Title 4 |
| 07/07/16 AMEND: 3435(b) 07/05/16 AMEND: 3435(b) 07/05/16 AMEND: 3435(b) 06/30/16 ADOPT: 450, 450.1, 450.2, 450.3, 450.4, 451, 452 06/30/16 AMEND: 3435(b) 06/30/16 AMEND: 3435(b) 06/28/16 AMEND: 3435(b) 06/22/16 AMEND: 3435(b) 06/22/16 AMEND: 3435(b) 06/20/16 AMEND: 3591.12 06/16/16 AMEND: 3435(b) 06/13/16 AMEND: 3435(b) 06/13/16 AMEND: 3435(b) 06/08/16 AMEND: 850 06/06/16 ADOPT: 1358.7 06/02/16 AMEND: 3439(b) 06/02/16 AMEND: 3435(b) 06/01/16 AMEND: 3435(b) 05/25/16 AMEND: 3435(b) 05/23/16 AMEND: 3435(b) 05/18/16 AMEND: 3435 05/17/16 AMEND: 3906 | 07/05/16 AMEND: 1689.1 06/29/16 AMEND: 8034, 8035 06/15/16 ADOPT: 299 AMEND: 297, 300 06/14/16 AMEND: 5000, 5033, 5052, 5144, 5205, 5220, 5221, 5230 04/27/16 AMEND: 10170.2, 10170.3, 10170.4, 10170.5, 10170.6, 10170.7, 10170.8, 10170.9, 10170.10, 10170.11, 10170.12 04/25/16 ADOPT: 1866.1 AMEND: 1844 04/21/16 ADOPT: 610 04/13/16 ADOPT: 10091.1, 10091.2, 10091.3, 10091.4, 10091.5, 10091.6, 10091.7, 10091.8, 10091.9, 10091.10, 10091.11, 10091.12, 10091.13, 10091.14, 10091.15 04/12/16 AMEND: 1489 03/28/16 AMEND: 10176(d), 10181 03/23/16 ADOPT: 12465 AMEND: 12460, 12461, 12462, 12463, 12464, 12466 03/10/16 ADOPT: 5258, 5271, 5273 AMEND: 5033, 5052, 5100, 5102 (renumbered to 5101), 5103 (renumbered to 5102), 5104 (renumbered to 5103), 5105 (renumbered to 5104), 5106 (renumbered to 5105), 5107 (renumbered to 5106), 5132, 5170, 5190, 5191, 5192, 5200, 5205, 5210, 5230, 5232, 5250, 5255, 5260, 5267 REPEAL: 5101 03/08/16 AMEND: 1658 |
| | Title 5 |
| | 07/05/16 REPEAL: 6100, 6101, 6102, 6103, 6104, 6105, 6110, 6111, 6112, 6113, 6115, 6116, 6120, 6125, 6126 06/15/16 REPEAL: 3820, 3822, 3823, 3824, 3831, 3840, 3860, 3870 |

05/31/16 REPEAL: 9517.1, 9531, 9532, 9535
 05/31/16 ADOPT: 11533, 11534 AMEND: 11530, 11531
 05/31/16 ADOPT: 11524, 11525 AMEND: 11520, 11521, 11522
 05/18/16 ADOPT: 851.5, 853.6, 853.8, 860 AMEND: 850, 851, 853, 853.5, 853.7, 855, 857, 858, 859, 861, 862, 862.5, 863, 864
 04/25/16 AMEND: 41906.5, 41906.6
 03/28/16 ADOPT: 1700
 03/22/16 ADOPT: 9526
 03/21/16 AMEND: 80057.5, 80089.2
 03/03/16 AMEND: 19810
 02/26/16 AMEND: 27007
 02/24/16 AMEND: 80499
 02/24/16 AMEND: 80014, 80014.1, 80066 REPEAL: 80014.2
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