



California Regulatory Notice Register

REGISTER 2005, NO. 33-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

AUGUST 19, 2005

PROPOSED ACTION ON REGULATIONS

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION	<i>Page</i>
<i>Conflict of Interest Code—Notice File No. Z05-0803-01</i>	1181
State Agencies: Department of Managed Health Care Office of the Inspector General	
TITLE 4. CALIFORNIA GAMBLING CONTROL COMMISSION	
<i>Games, Additional Tables—Notice File No. Z05-0809-10</i>	1182
TITLE 10. DEPARTMENT OF INSURANCE	
<i>Workers' Compensation Rates—Notice File No. Z05-0809-06</i>	1183
TITLE 10. DEPARTMENT OF REAL ESTATE	
<i>Miscellaneous Real Estate Regulations—Notice File No. Z05-0809-07</i>	1187
TITLE 16. BUREAU OF AUTOMOTIVE REPAIR	
<i>Additional Authorization—Notice File No. Z05-0808-01</i>	1191
TITLE 16. STRUCTURAL PEST CONTROL BOARD	
<i>Civil Penalty Actions by Commissioners—Notice File No. Z05-0809-02</i>	1194
TITLE 17. DEPARTMENT OF HEALTH SERVICES	
<i>Deliberate Misconduct—Notice File No. Z05-0729-01</i>	1196

GENERAL PUBLIC INTEREST

AIR RESOURCES BOARD	
<i>Notice of Change of Recalendaring</i>	1198
DEPARTMENT OF FISH AND GAME	
<i>CESA Consistency Determination for Bradshaw 6A and 6B Interceptor Project, Sacramento County</i>	1199

(Continued on next page)

*Time-Dated
Material*

DEPARTMENT OF FISH AND GAME <i>CESA Consistency Determination for City of Eureka and Humboldt Bay Harbor, Recreation, and Conservation District—Eureka Waterfront and Woodley Island Marina Maintenance Dredging, Humboldt County</i>	1200
DEPARTMENT OF FISH AND GAME <i>CESA Consistency Determination for Opah Ditch Mine Site Project, San Bernardino County</i>	1201
DEPARTMENT OF HEALTH SERVICES <i>Medi-Cal Reimbursement for Portable X-Ray Transportation Services</i>	1201

DECISION NOT TO PROCEED

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD <i>(Notice File No. Z04-0921-04, Published October 1, 2004, in the California Notice Register, No. 40-Z, page 1330)</i>	1202
---	------

PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT <i>Chemicals Known to the State to Cause Cancer or Reproductive Toxicity</i>	1202
OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT <i>Chemicals Listed Effective August 19, 2005 as Known to the State of California to Cause Cancer</i>	1210

DISAPPROVAL DECISIONS

STATE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION	1211
--	------

SUMMARY OF REGULATORY ACTIONS

Regulations filed with the Secretary of State.....	1212
Sections Filed, March 16, 2005 to August 10, 2005	1214

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.

CALIFORNIA REGULATORY NOTICE REGISTER (ISSN 1041-2654) is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by the Office of State Publishing and is offered by subscription for \$302.00 (annual price). To order or make changes to current subscriptions, please call (916) 445-5353 or (916) 445-5386. For outside of the Sacramento area, call (800) 963-7860. Periodicals postage paid at Sacramento, CA and additional mailing offices. **POSTMASTER:** Send address changes to the: CALIFORNIA REGULATORY NOTICE REGISTER, Customer Coordinator, Office of State Publishing, 344 N. 7th Street, Mass Mail/Addressing Services, Sacramento, CA 95814-0212. The Register can also be accessed at <http://www.oal.ca.gov>.

**PROPOSED ACTION ON
REGULATIONS**

Information contained in this document is published as received from agencies and is not edited by the Office of State Publishing.

**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

STATE AGENCIES:

**Department of Managed Health Care
Office of the Inspector General**

A written comment period has been established commencing on **August 19, 2005**, and closing on **October 3, 2005**. Written comments should be directed to the Fair Political Practices Commission, Attention **Kevin S. Moen, PhD**, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict of interest code(s) will be submitted to the Commission's Executive Director for his review, unless any interested person or his or her duly authorized 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 or 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 or the Commission, upon his or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the

proposed conflict of interest code(s). Any written comments must be received no later than **October 3, 2005**. 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 **Kevin S. Moen, PhD**, 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 **Kevin S. Moen, PhD**, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

TITLE 4. CALIFORNIA GAMBLING CONTROL COMMISSION

GAMING ACTIVITY AUTHORIZATION / ADDITIONAL TABLES

The California Gambling Control Commission (“Commission”) proposes to adopt the regulations described below after considering all comments, objections, or recommendations regarding the proposed action.

PROPOSED REGULATORY ACTION

The Commission proposes to adopt sections 12356, 12358, and 12359 of Title 4 of the California Code of Regulations, concerning gaming activity authorization and requests for additional temporary or permanent tables.

PUBLIC HEARING

At this time, the Commission has not scheduled a public hearing. Any interested person or his or her duly authorized representative may request a hearing pursuant to Government Code section 11346.8 no later than 15 days prior to the close of the comment period.

WRITTEN COMMENT PERIOD

August 19, 2005 to October 3, 2005

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Commission at any time during the 45-day public comment period. To be considered for summary and response, **all written comments must be received no later than 5:00 p.m., October 3, 2005.**

Requests for a public hearing or written comments for the Commission’s consideration should be directed to:

Heather Hoganson, Counsel
California Gambling Control Commission
2399 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833-4231
Fax: 916-263-0452
E-mail: hhoganson@cgcc.ca.gov

AUTHORITY AND REFERENCE

Authority for the proposed regulations is provided by various provisions of the Gambling Control Act, which may be found in Business and Professions Code sections 19800–19980. In particular, Business and Professions Code sections 19811, 19823, 19824, 19840, 19841, 19854, 19864, 19951, and 19952 provide specific authority.

The proposed regulations implement, interpret, or make specific Business and Professions Code sections 19826(g), 19823, 19867, and 19951, and are included as reference citations in the proposed regulations.

INFORMATIVE DIGEST AND POLICY STATEMENT OVERVIEW

The Gambling Control Act (Business and Professions Code, section 19800 et seq.) provides the Commission jurisdiction over controlled gambling and all activity that is related to the conduct of controlled gambling. This includes providing for an approval of games and gaming equipment, and defining and limiting the number of tables in a gambling establishment (cardroom).

The proposed regulations provide a mechanism for a gambling establishment to request approval of a game, or authorization for additional tables, either on a temporary basis for a tournament or special event, or on a permanent basis.

DISCLOSURES REGARDING THE PROPOSED ACTION

Mandate on local agencies and school districts:

These regulations do not impose a mandate on local agencies or school districts.

Cost or savings to any state agency: None.

Cost to any local agency or school district that must be reimbursed in accordance with Government Code section 17561: None

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

Cost or savings in federal funding to the state: None

Cost impact on representative private person or business: Costs as follows would only accrue in the event that a cardroom requested additional temporary or permanent tables, or requested authorization for game or gaming activity not previously authorized by the Division of Gambling Control for use at that establishment:

- Deposits for investigation of requested games or gaming activity are set in current regulation at \$315 (Cal. Code Regs., title 11, section 2037); Deposits for investigation of requested additional tables for a gambling establishment would be pursuant to Business and Professions Code 19867.
- If a cardroom made a request for additional tables, the application fee is set by statute at \$500.
- Pursuant to Business and Professions Code section 19952, the Commission is setting a fee for additional temporary tables in proposed regulation 12358, which would have a cost impact on any cardroom requesting an additional temporary table, as specified in the appended form, CGCC—024 (New 06-05), “Request for a Certificate to Operate Additional Tables on a Temporary Basis.”

Impact on Business: The Commission has made an initial determination that the proposed regulatory changes 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.

Significant effect on housing costs: The Commission has made an initial determination that the proposed regulatory action would not affect housing costs.

Effect on small business: Some cardrooms are small businesses; the cost effect on these cardrooms are the same as that addressed under "private person or business."

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5(a)(13), the Commission must determine that no reasonable alternative considered by the Commission or that has otherwise been identified and brought to the attention of the Commission would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

ASSESSMENT REGARDING CREATION OR ELIMINATION OF JOBS IN CALIFORNIA

The Commission has made an assessment and determined that the adoption of the proposed regulation 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.

CONTACT PERSONS

Inquiries concerning the substance of the proposed action should be directed to:

Heather Hoganson, Counsel
California Gambling Control Commission
2399 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833-4231
Telephone: 916-263-0490
Fax: 916-263-0452
E-mail: hhoganson@cgcc.ca.gov

Requests for a copy of the proposed text of the regulation, the initial statement of reasons, the modified text of the regulation, if any, or other technical information upon which the rulemaking is based should be directed to:

Pam Ramsey
California Gambling Control Commission
2399 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833-4231
Telephone: 916-263-0490
Fax: 916-263-0452

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Commission will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at the office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulation, and the Initial Statement of Reasons. A copy may be obtained by contacting Pam Ramsey at the address or telephone number listed above or accessing the Commission's website at <http://www.cgcc.ca.gov>. Upon its completion, the Final Statement of Reasons will be available and copies may be requested from the Regulations Coordinator or viewed on the website.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

Following the comment period, the Commission may adopt the proposed regulation substantially as described in this notice. If modifications are made which are sufficiently related to the originally proposed text, the modified text, with changes clearly indicated, will be made available to the public for at least 15 days prior to the date on which the Commission adopts the regulation. Requests for copies of any modified regulation should be sent to the attention of Pam Ramsey at the address indicated above.

The Commission will accept written comments on the modified regulation for 15 days after the date on which it is made available.

TITLE 10. DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED ACTION AND NOTICE OF PUBLIC HEARING

File No. RH-05-046947

Notice Date: July 28, 2005

Proposed Revisions to the Insurance Commissioner's Regulations pertaining to the Classification of Risks; Recording and Reporting of Data; Statistical Reporting and Experience Rating; and Approval of Advisory Pure Premium Rates to be effective January 1, 2006.

SUBJECT OF HEARING

Notice is hereby given that the Insurance Commissioner will hold a public hearing to consider (1) the approval of advisory pure premium rates developed by the designated rating organization; (2) amendments to the California Workers' Compensation Uniform Statistical Reporting Plan—1995; (3) amendments to the Miscellaneous Regulations for the Recording and Reporting of Data; and (4) amendments to the

California Workers' Compensation Experience Rating Plan—1995. The hearing will be held in response to a filing, submitted on July 28, 2005, by the Workers' Compensation Insurance Rating Bureau of California ("WCIRB").

AUTHORITY AND REFERENCE

Uniform Plans and Regulations

The workers' compensation classification of risks and statistical reporting rules are set forth in Title 10, California Code of Regulations, Section 2318.6. The miscellaneous regulations for the recording and reporting of data are set forth in Title 10, California Code of Regulations, Section 2354. The workers' compensation experience rating regulations are set forth in Title 10, California Code of Regulations, Section 2353.1. The regulations were promulgated by the Insurance Commissioner pursuant to the authority granted by Insurance Code Section 11734.

Pure Premium Rates

Pursuant to Insurance Code Section 11750.3, a rating organization is permitted to develop pure premium rates for submission to the Insurance Commissioner for issuance or approval. The Insurance Code provisions regarding State rate supervision operative January 1, 1995 do not authorize the Insurance Commissioner to require insurers to use the pure premium rates submitted by the designated rating organization and issued or approved by the Insurance Commissioner. Accordingly, the pure premium rates issued or approved by the Insurance Commissioner are advisory only.

Advisory Rating Plans

Pursuant to Insurance Code Sections 11750.3(a) and 11750.3(c), a licensed rating organization may promulgate advisory plans in connection with pure premium rates and the administration of classification and rating systems and present them to the Insurance Commissioner for review.

HEARING DATE AND LOCATION

A public hearing will be held to permit all interested persons the opportunity to present statements or arguments, orally or in writing, with respect to the matters proposed in the WCIRB's filing, at the following date, time and place:

September 16, 2005—9:30 A.M.
California Department of Insurance
22nd Floor Hearing Room
45 Fremont Street
San Francisco, California

INFORMATIVE DIGEST

Pursuant to Insurance Code Sections 11734 and 11751.5, the Insurance Commissioner has designated the WCIRB as his rating organization and

statistical agent. As the designated rating organization and statistical agent, the WCIRB has developed and submitted for the Insurance Commissioner's approval pure premium rates and revisions to the California Workers' Compensation Uniform Statistical Reporting Plan—1995, the Miscellaneous Regulations for the Recording and Reporting of Data, and the California Workers' Compensation Experience Rating Plan—1995. The pure premium rates will be advisory only; however, adherence to the regulations contained in the California Workers' Compensation Uniform Statistical Reporting Plan—1995, the Miscellaneous Regulations for the Recording and Reporting of Data, and the California Workers' Compensation Experience Rating Plan—1995 is mandatory. With regard to the standard classification system developed by the designated rating organization and approved by the Insurance Commissioner, Insurance Code Section 11734 provides that an insurer may develop its own classification system if it is filed with the Insurance Commissioner 30 days prior to its use and is not disapproved by the Insurance Commissioner for failure to demonstrate that the data produced by the insurer's classification system can be reported consistently with the uniform statistical reporting plan or the classification system developed by the WCIRB and approved by the Insurance Commissioner.

The pure premium rates recommended by the WCIRB to be effective January 1, 2006, as well as amendments to the California Workers' Compensation Uniform Statistical Reporting Plan—1995, the Miscellaneous Regulations for the Recording and Reporting of Data, and the California Workers' Compensation Experience Rating Plan—1995, are detailed in the WCIRB's filing and summarized below.

APPROVE PURE PREMIUM RATES

Pursuant to California Insurance Code Section 11750.3, the WCIRB has proposed advisory pure premium rates for approval by the Insurance Commissioner to be effective January 1, 2006 with respect to new and renewal policies as of the first anniversary rating date of the risk on or after January 1, 2006. The proposed advisory pure premium rates are 5.2% less than the July 1, 2005 advisory pure premium rates approved by the Insurance Commissioner.

The proposed pure premium rates applicable to new and renewal policies as of the first anniversary rating date of the risk on or after January 1, 2006 are based on (a) insurer losses incurred during 2004 and prior accident years valued as of March 31, 2005; (b) insurer loss adjustment expenses for 2004 and prior years; (c) the cost impact of recent reform legislation (Assembly Bill No. 749, Assembly Bill No. 227, Senate Bill No. 228, and Senate Bill No. 899) on 2006 policies; (d) the experience rating off-balance correc-

tion factor; and (e) classification payroll and loss experience reported for policies issued during 2002 and prior years.

AMEND THE CALIFORNIA WORKERS' COMPENSATION UNIFORM STATISTICAL REPORTING PLAN—1995

The WCIRB recommends the following revisions to the California Workers' Compensation Uniform Statistical Reporting Plan—1995 to become effective January 1, 2006 with respect to new and renewal policies as of the first anniversary rating date of the risk on or after January 1, 2006:

- Amend the effective date rule to clarify current publication protocols and for consistency with proposed amendments to the California Workers' Compensation Experience Rating Plan—1995 and the Miscellaneous Regulations for the Recording and Reporting of Data.
- Amend the minimum and maximum annual payroll for executive officers, partners, and sole proprietors to increase the maximum from \$84,500 to \$87,100 and the minimum from \$31,200 to \$32,500 as well as other payroll limitations relevant to specific classifications (e.g., athletic teams, entertainment classifications, etc.), to reflect wage inflation since the last time these amounts were adjusted (January 1, 2005).
- Amend all dual wage construction classifications—with the exception of the painting, plumbing, automatic sprinkler installation and excavation classifications—to increase the hourly wage thresholds by \$1.00 to reflect wage inflation since the last time the thresholds were adjusted.
- Amend the classification for contractors—construction or erection—executive supervisors (Classification 5606) to: (a) better define the levels of supervision required; (b) clarify its application to executive level supervisors who exercise control through subcontractors; and (c) prohibit the division of a single employee's payroll between Classification 5606 and any other classification.
- Amend the "Temporary Labor Service Contractors" rule to conform to recently adopted changes in the California Workers' Compensation Experience Rating Plan—1995 and for editorial purposes.
- Establish a new classification applicable to firms providing legal support services to attorneys.
- Amend the classification for electrical machinery or auxiliary apparatus to include division of payroll language in the classification phraseology.
- Eliminate the classifications pertaining to computer or computer peripheral equipment manufacturing, telecommunications equipment manufacturing, and

audio/visual electronic products manufacturing and create distinct sub-classifications to the electronic instrument manufacturing classification.

- Establish a new classification applicable to the manufacturing of non-electronic scientific or medical instruments.
- Amend the classifications applicable to municipalities and other public agencies to clarify the applicability of Classification 8742 for outside salespersons and to make other clarifying and editorial changes.
- Amend the classification for instrument manufacturing—professional or scientific, to limit the application of this classification to manufacturers of electronic instruments and establish it as a cross-reference classification.
- Amend the classification for phototypesetting to (a) re-designate the classification as Electronic Prepress—all operations and (b) establish a sub-classification designated as graphic design—all operations.
- Establish a new classification applicable to the manufacturing of speakers.
- Eliminate the sub-classification applicable to umbrella manufacturing.
- Amend the Plan for editorial purposes and for clarity and consistency.

AMEND MISCELLANEOUS REGULATIONS FOR THE RECORDING AND REPORTING OF DATA

The WCIRB recommends the following revisions to the Miscellaneous Regulations for the Recording and Reporting of Data to become effective January 1, 2006 with respect to new and renewal policies as of the first anniversary rating date of the risk on or after January 1, 2006:

- Amend the effective date rule to clarify current publication protocols and for consistency with proposed amendments to the California Workers' Compensation Experience Rating Plan—1995 and the California Workers' Compensation Uniform Statistical Reporting Plan—1995.

AMEND CALIFORNIA WORKERS' COMPENSATION EXPERIENCE RATING PLAN—1995

The WCIRB recommends the following revisions to the California Workers' Compensation Experience Rating Plan—1995 to become effective January 1,

2006 with respect to new and renewal policies as of the first anniversary rating date of the risk on or after January 1, 2006:

- Amend the effective date rule to clarify current publication protocols and for consistency with proposed amendments to the California Workers' Compensation Uniform Statistical Reporting Plan—1995 and the Miscellaneous Regulations for the Recording and Reporting of Data.
- Amend the Experience Rating Eligibility threshold from \$23,288 to \$22,700 to reflect wage inflation and the proposed January 1, 2006 pure premium rate change.
- Amend the average death value to reflect more current experience and an adjustment to reflect the change in credibility resulting from the changes to the primary/excess loss split formula and the credibility values.
- Amend the D-ratios to reflect the most current experience and the proposed change in the primary/excess loss split formula.
- Amend the primary/excess loss split formula to specify that the first \$10,000 of each loss is considered primary.
- Amend the credibility ("B" and "W") values of the plan to reflect the most current available experience.
- Amend the expected loss rates to reflect more current experience and an adjustment to reflect the change in credibility resulting from the changes to the primary/excess loss split formula and the credibility values.

ADVISORY PLANS

CALIFORNIA INSOLVENT INSURER RATING ADJUSTMENT PLAN

The WCIRB has adopted the following revisions to the California Insolvent Insurer Rating Adjustment Plan. The changes will become effective January 1, 2006:

- Amend the Plan rating values to reflect the most current experience.

COSTS OR SAVINGS RESULTING FROM THE REGULATIONS

The Insurance Commissioner is authorized by law to promulgate advisory loss cost rates. These rates may or may not be adopted by insurance companies. To the extent they are adopted, they may result in lower costs.

COST OR SAVINGS AND MANDATE TO LOCAL AGENCIES AND SCHOOL DISTRICTS

The Insurance Commissioner has determined that there may be a cost savings and there will not be any new programs mandated on any local agency or school

district as a result of the proposed regulations, if adopted as proposed herein and implemented by insurers.

IMPACT ON HOUSING COSTS

The Insurance Commissioner has determined that the proposed regulations will not have a significant effect on housing costs.

IMPACT ON SMALL BUSINESSES

The Insurance Commissioner has determined that the proposed regulations, if adopted by insurers, will not have a significant effect on small businesses.

COST IMPACT ON PRIVATE PERSONS OR ENTITIES

The Insurance Commissioner must determine the potential cost impact of the proposed regulations on private persons or businesses directly affected by the proposal. At this time, the Insurance Commissioner expects that the proposed regulations will not have a significant effect on private persons or entities.

FEDERAL FUNDING TO THE STATE

The matters proposed herein will not affect any federal funding.

NON-DISCRETIONARY COSTS OR SAVINGS

The proposed regulations will not impose any non-discretionary costs or savings to local agencies.

COST OR SAVINGS TO STATE AGENCIES

The matters proposed herein will not result in any cost or savings to State agencies, except for the State Compensation Insurance Fund.

REIMBURSABLE COSTS

There are no costs to local agencies or school districts for which Part 7 (commencing with Section 17500) of Division 4 of the Government Code would require reimbursement.

COMPARABLE FEDERAL LAW

There are no existing federal regulations or statutes comparable to the proposed regulations.

ACCESS TO HEARING ROOMS

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

PRESENTATION OF ORAL AND/OR WRITTEN COMMENTS

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

hearing on the proposed amendments contained in the WCIRB's filing. Such comments should be addressed to:

California Department of Insurance
Attn: Christopher A. Citko
Senior Staff Counsel
300 Capitol Mall, 17th Floor
Sacramento, CA 95814
(916) 492-3187

Any interested person may present oral and/or written testimony at the scheduled public hearing. Written comments and oral testimony will be given equal weight in the Insurance Commissioner's deliberations.

DEADLINE FOR WRITTEN COMMENTS

All written material, unless submitted at the hearing, must be received by the Insurance Commissioner at the address listed above no later than 5:00 PM on Friday, September 23, 2005.

TEXT OF REGULATIONS AND STATEMENT OF REASONS AVAILABLE

The Insurance Commissioner has prepared an Initial Statement of Reasons for the proposed regulations, in addition to the informative digest included in this Notice of Proposed Action and Notice of Public Hearing. The express terms of the proposed regulations as contained in the WCIRB's filing, the Notice of Proposed Action and Notice of Public Hearing, and the Initial Statement of Reasons will be made available for inspection or provided without charge upon written request to the contact person for these hearings (listed above). The filing may also be accessed on the WCIRB's website at www.wcirb.org/filings.

ACCESS TO RULE MAKING FILE, CONTACT

Any interested person may inspect a copy of or direct questions about the proposed regulations or other matters relative to this filing, the statement of reasons thereof, and any supplemental information contained in the rule-making file upon application to the contact person (listed above). The rule-making file will be available for inspection at 300 Capitol Mall, 17th Floor, Sacramento, California 95814, between the hours of 9:00 AM and 4:30 PM, Monday through Friday.

AUTOMATIC MAILING

A copy of this Notice, including the informative digest that contains the general substance of the proposed regulations, automatically will be sent to all persons on the Insurance Commissioner's Bulletins and Rulings, and California Government Code mailing lists.

ADOPTION OF REGULATIONS

Following the hearing, the Insurance Commissioner may adopt or approve regulations substantially as described in this Notice and informative digest or he may adopt or approve modified regulations. He also may refuse to adopt or approve the regulations. Notice of the Insurance Commissioner's action will be sent to all persons on the Insurance Commissioner's Bulletins and Rulings mailing list and to those persons who have otherwise requested notice of the Commissioner's action.

TITLE 10. DEPARTMENT OF REAL ESTATE

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE REAL ESTATE COMMISSIONER

Jeff Davi, Real Estate Commissioner, proposes to adopt, amend and/or repeal the proposed regulations described below in Title 10, California Code of Regulations, after considering all comments, objections and recommendations regarding the proposed action.

PROPOSED REGULATORY ACTION

The Commissioner proposes to adopt, amend and/or repeal sections 2708, 2709, 2713, 2715.5, 2716.5, 2770, 2790.7, 2791, 2792.32, 2795.1, 2797, 2821, 2822, 2841.5, 2846.1, 2846.5, 2846.7, 2849.01, 2930 and 3012.3 in Title 10 of the California Code of Regulations (CCR).

PUBLIC COMMENTS

The Commissioner or his representative will hold a public hearing starting at 10:00 AM, on October 12, 2005, at the Department of Real Estate Examination Room, located at 2200 X Street, Suite 120B, Sacramento, California. The Examination Room is wheelchair accessible. At the hearing, any person may present statements or arguments orally or in writing relevant to the proposed action described in the Informative Digest. It is requested, but not required, that persons making oral comments at the hearing submit a written copy of their testimony to the Commissioner.

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Commissioner. The written comment period closes on October 12,

2005. All written comments must be received by 5:00 p.m. on that date at the Department's Sacramento Office as follows:

David B. Seals, Real Estate Counsel
Department of Real Estate
2201 Broadway
P. O. Box 187000
Sacramento, CA 95818-7000
Telephone: (916) 227-0789

Comments may be sent via electronic mail to regulations@dre.ca.gov or via fax to David B. Seals at (916) 227-9458.

AUTHORITY AND REFERENCE

The changes to the regulations are authorized by Business and Professions Code sections 10080, 10170.4, 10232.2 and 11001 to implement, interpret or make specific Business and Professions Code sections 10131, 10131.1, 10131.2, 10131.3, 10131.4, 10131.45, 10131.6, 10145, 10148, 10150, 10151, 10170.8, 10232, 10232.2, 10236, 10238, 10240, 10241, 10245, 11010, 11013.2, 11013.4, 11018.1 and 11018.5; Family Code sections 11425.50 and 17520; Government Code section 15376 and Public Resources Code sections 21082, 21084 and 21086.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

REPEAL OF SECTION 2708

Government Code section 15376 (Permit Reform Act) was repealed by Chapter 229 of the Statutes of 2003. This proposed change would repeal a section that implemented the repealed section.

REPEAL OF SECTION 2709

Government Code section 15376 (Permit Reform Act) was repealed by Chapter 229 of the Statutes of 2003. This proposed change would repeal a section that implemented the repealed section.

ADOPTION OF SECTION 2713

Electronic processing of license applications and changes is becoming much more popular. The absence of a provision for an electronic signature is a hurdle to expanded electronic processing of those transactions. This proposed change would establish requirements for using an electronic signature for purposes of obtaining a real estate license.

ADOPTION OF SECTION 2715.5

Section 10150 and 10151 of the Business and Professions Code were amended to allow for the filing of a license application at the same time an applicant files to take a license examination. The license application will not be processed until the applicant has passed the examination. In some instances, there could be lengthy delays between the application and

the issuance of a real estate license. During that time period, changes could take place concerning the applicant's address, employer, criminal history or license history. The purpose of this proposed change is to provide for a means of updating real estate license application information.

AMENDMENT OF SECTION 2716.5

Section 11350.6 of the Welfare and Institutions Code was repealed and recodified as Section 17520 of the Family Code. The current regulation refers to a repealed statute. This proposed change would change the reference to recodified section.

AMENDMENT OF SECTION 2770

The Internet is becoming increasingly more popular as a source of information comparable to newspaper classified advertising. There is some confusion whether such activity requires a real estate license. In at least one instance, litigation has taken place over the issue. The regulation as currently written is unclear if such advertising is permitted without a real estate license. This proposed change would allow for the operation of classified type advertising over the Internet.

ADOPTION OF SECTION 2790.7

Section 11010 of the Business and Professions Code provides that an application for a subdivision public report contain information about the proposed subdivision. The section does not provide a detailed list of the required information. This proposed new regulation would provide for the inclusion of demographic and marketing information in an application for a subdivision public report.

AMENDMENT OF SECTION 2791

The current regulation states that a subdivision purchase agreement may not provide that a failure by a prospective buyer to respond to a notice of default is a waiver of all remedies. As currently drafted, the regulation could allow an action for specific performance of the sale. The possibility (however remote) of such a remedy could prevent the resale of the subdivision interest while the issue is being resolved even in those instances where the former prospective buyer has no intention of seeking specific performance. This proposed change would allow for a waiver of specific performance if a buyer fails to give notice that the buyer is in default in a subdivision sale transaction.

AMENDMENT OF SECTION 2792.32

The current regulation does not address situations in which a common area amenity in a subdivision is being transferred to a homeowners association via a lease-purchase arrangement. Absent some form of rules regarding such situations, unreasonable or

abusive arrangements could be used. This proposed change would allow for the use of a lease-purchase arrangement for subdivision common area amenities and establish requirements for such arrangements.

AMENDMENT OF SECTION 2795.1

Section 11018.1 of the Business and Professions Code was amended to provide for the issuance of conditional subdivision public reports. The existing regulation does not mention conditional public reports. Therefore, the regulation is incomplete. This proposed change would revise the form of a receipt for a subdivision public report to include conditional subdivision public reports.

ADOPTION OF SECTION 2797

Section 11003, 11004.5 and 11018.5 of the Code do not make clear that townhouse units may be created without common ownership of the structures. This proposed change would allow the use of townhouse units without creating common ownership of structures and would establish requirements for such arrangements.

REPEAL OF SECTION 2821

The current regulation has not been used in over twenty years and merely defines what, in effect, is the lead agency as the lead agency. The current regulation is surplus. This proposed change would repeal this section that is no longer used or needed.

REPEAL OF SECTION 2822

The current regulation requires a subdivision public report applicant to submit to the Department a copy of any environmental documentation prepared for the subdivision. The Department is not qualified to review environmental documents. It is sufficient, for purposes of subdivision public reports, that local government has conducted that review. This proposed change would repeal this section that is no longer used or needed.

ADOPTION OF SECTION 2841.5

Section 10238 of the Business and Professions Code does not make it clear that deeds in multi-lender loan transaction must be timely recorded. A failure to timely record such trust deeds leaves the beneficiaries at considerable risk. This proposed change would require recordation of multi-lender loans within ten days of funding.

AMENDMENT OF SECTION 2846.1

Section 10229 of the Business and Professions Code was repealed and recodified in Section 10238 of the Business and Professions Code. The current regulation refers to a non-existent statute. This proposed change would remove the reference to the repealed statute and replace it with a reference to the recodified section.

AMENDMENT OF SECTION 2846.5

This section, as presently worded, does not contain a provision that would require real estate brokers who are engaged in the business of mortgage lending for multi-lender loans, to make an annual report of trust fund accounts. This proposed change would add a reference to the multi-lender loan statute to require such annual reports.

AMENDMENT OF SECTION 2846.7

Section 10229 of the Business and Professions Code was repealed and recodified in Section 10238 of the Business and Professions Code. The current regulation refers to a non-existent statute. This proposed change would remove the reference to the repealed statute and replace it with a reference to the recodified section.

AMENDMENT OF SECTION 2849.01

Section 10229 of the Business and Professions Code was repealed and recodified in Section 10238 of the Business and Professions Code. The current regulation refers to a non-existent statute. This proposed change would remove the reference to the repealed statute and replace it with a reference to the recodified section.

AMENDMENT OF SECTION 2930

This regulation provides for the standard language to be used in Proposed Decisions and Decisions of the Commissioner in administrative adjudications. This proposed change would add a requirement that a restricted licensee report all subsequent arrests to the Department.

ADOPTION OF SECTION 3012.3

Section 10170.8 of the Business and Professions Code uses the term "good standing." This proposed change would provide that the term "good standing" does not include time when a license was expired.

EFFECT ON SMALL BUSINESS

The proposed regulatory changes may affect small business.

DISCLOSURES REGARDING THE PROPOSED ACTION

1. Plain English drafting: The Commissioner has confirmed that this regulation has been drafted in plain English pursuant to Government Code sections 11342.580 and 11346.2(a)(1).
2. Mandate on local agencies and school districts: None.
3. Cost or savings to any state agency: None.
4. Cost to any local agency or school district which must be reimbursed in accordance with Government Code section 17561: None.
5. Other non-discretionary cost or savings imposed upon local agencies: None.

6. Cost or savings in federal funding to the state: None.
7. The Department is not aware of cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. The Department has determined that such cost impacts will not be significant.
8. The Commissioner has made an initial determination that the adoption, amendment or repeal of this regulation will not have a significant state-wide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.
9. Impact on jobs and business expansion, elimination or creation: The Commissioner has determined that this regulatory proposal will not have a significant impact on the creation or elimination of jobs within the State of California nor will it significantly affect the creation of new businesses, the elimination of existing businesses within the State of California, or the expansion of businesses currently doing business within the State of California.
10. Significant effect on housing costs: None.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Commissioner must determine that no reasonable alternative he considered or that has otherwise been identified and brought to his 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.

The Commissioner invites interested persons to present statements or arguments with respect to alternatives to the proposed regulatory action during the written comment period.

CONTACT PERSON

Inquiries concerning the proposed action may be directed to:

David B. Seals, Real Estate Counsel
Department of Real Estate
2201 Broadway
P. O. Box 187000
Sacramento, CA 95818-7000
Telephone: (916) 227-0789

The backup contact person is:

Larry A. Alamao, Chief Counsel
Department of Real Estate
2201 Broadway
P. O. Box 187000
Sacramento, CA 95818-7000
Telephone: (916) 227-0789

The name of the person who can respond to questions concerning the substance of the proposed regulatory action is:

David B. Seals, Real Estate Counsel
Department of Real Estate
2201 Broadway
P. O. Box 187000
Sacramento, CA 95818-7000
Telephone: (916) 227-0789

Please direct requests for copies of the proposed text of the regulation, the initial statement of reasons, the modified text of the regulation, if any, or other information upon which the rulemaking is based to:

David B. Seals, Real Estate Counsel
Department of Real Estate
2201 Broadway
P. O. Box 187000
Sacramento, CA 95818-7000
Telephone: (916) 227-0789

AVAILABILITY OF STATEMENT OF REASONS, TEXT OF PROPOSED REGULATIONS AND INTERNET SITE

The Commissioner will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at his office, at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulation, and the initial statement of reasons. The final statement of reasons once it is prepared pursuant to Section 11346.9 of the Government Code will also be a part of the rulemaking file and available for inspection and copying as indicated above. Portions of the rulemaking file and information regarding the Department are available through our website (www.dre.ca.gov). The express terms of the proposed action written in plain English are available from the agency contact person named in this notice. Copies may be obtained by contacting David B. Seals at the address and phone number listed above.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

The Real Estate Commissioner may, on his own motion or at the recommendation of any interested person made by written or oral comment, modify the Proposed Regulation and adopt the Regulation Change as modified if the change is determined to be one that the public could have reasonably anticipated from this Notice, the Informative Digest, and the Initial Statement of Reasons.

If the Commissioner decides to modify the Proposed Regulation change, the Department will make copies of the full text of the regulation, as originally proposed with the proposed modifications

clearly indicated, available for not less than 15 days prior to adopting the modified regulation. Copies of the modified regulation will be mailed to all persons who have made written or oral comments concerning the Proposed Regulation and all persons who have requested notification of availability of the modifications.

Requests for modified regulations or other communications concerning the Proposed Regulation change should be addressed to the Department's contact person, David B. Seals, at the address and/or telephone number above.

**COMPLIANCE WITH GOVERNMENT CODE
§ 11346.4(a)(1) THROUGH (4)**

The Department of Real Estate (the Department) has complied with Government Code § 11346.4(a)(1) through (4) and Section 86, Title 10 of the California Code of Regulations, by mailing or delivering a copy of this Notice of Proposed Changes in the Regulations of the Real Estate Commissioner and of the Proposed Regulations with changes indicated in strikeout and underline to the Department's list of interested persons including:

1. Every person who has filed a Request for Notice of Regulatory Action with the Department.
2. The Director of the Department. (The Real Estate Commissioner and the Secretary of the Business, Transportation and Housing Agency).
3. A substantial number of real estate brokers. They are predominantly small businesses, some of which may be, or have been in the past, affected by our Proposed Regulation change. The Department has no way of knowing which are small businesses.
4. The California Association of Realtors, a real estate licensee trade organization and the California Building Industry Association, a home builders trade organization.
5. A substantial number of land developers. Not small businesses by definition, but some of which may be, or have been in the past, affected by our Proposed Regulations.

**TITLE 16. BUREAU OF
AUTOMOTIVE REPAIR**

**NOTICE OF PROPOSED REGULATORY ACTION
AND PUBLIC HEARING CONCERNING
REVISED ESTIMATES; ADDITIONAL
AUTHORIZATION; CUSTOMER'S DESIGNEE**

NOTICE IS HEREBY GIVEN that the Department of Consumer Affairs/Bureau of Automotive Repair (hereinafter "Bureau") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally

or in writing relevant to the action proposed at hearings to be held at the following locations on the following dates:

Southern California

October 5, 2005

9:30 a.m.

Bureau of Automotive Repair
1180 Durfee Avenue, Suite 120
Conference/Training Room
South El Monte, CA 91733

Northern California

October 7, 2005

9:30 a.m.

Contractors State Licensing Board
9821 Business Park Drive
Hearing Room
Sacramento, CA 95827

Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Bureau at its office not later than 5:00 p.m. on October 7, 2005, or must be received by the Bureau at one of the above referenced hearings. The Bureau, upon its own motion or at the instance of any interested party, may thereafter formally adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit oral or written testimony related to this proposal or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by Sections 9882 and 9884.9 of the Business and Professions Code, and to implement, interpret or make specific Sections 9882, 9884.8, 9884.9, 9889.50 and 9889.52 of the Business and Professions Code, the Bureau is considering changes to Article 7 of Chapter 1 of Division 33 of Title 16 of the California Code of Regulations as follows:

**INFORMATIVE DIGEST / POLICY
STATEMENT OVERVIEW**

Chapter 874, Statutes of 2004 (AB 1079, Bermudez), among other things, amended Business and Professions Code section 9880.1 by adding a definition of the term "customer" for purposes of the Automotive Repair Act (Business and Professions Code, Chapter 20.3, Article 1, § 9880, et seq.). In addition, AB 1079 amended Section 9884.9 by adding a provision that allows a customer to designate another

person to authorize work or parts supplied in excess of the estimated price, if the designation is made in writing at the time that the initial authorization to proceed is signed by the customer. The bill also prohibits an automotive repair dealer (ARD) providing repair services or an insurer involved in a claim that includes the motor vehicle being repaired, or an employee or agent acting on behalf of an ARD or insurer, from being named as the designee. However, AB 1079 did not provide any direction as to the specific procedures to be followed or the documentation to be maintained, other than to authorize the Bureau of Automotive Repair (Bureau) to specify in regulation the form and content of a designation and the procedures to be followed by an ARD in recording the designation.

For decades the Automotive Repair Act has required disclosure, authorization and documentation regarding estimates and revised estimates in order to decrease or prevent the occurrence of what was commonly called “the five o’clock surprise.” Prior to enactment of the Automotive Repair Act, it was not uncommon for a customer to arrive at the automotive repair dealer, at or near closing time, to pick up their vehicle only to learn for the first time that a \$100 repair estimate had, for example, somehow increased to an \$800 repair bill. In these situations the consumer is at a distinct disadvantage—the shop has the car, the consumer needs it back. Generally, the only immediate solution to this problem was to pay the bill and try to work it out later. The statutes and regulations regarding estimates, revised estimates and invoices have provided the Bureau and the automotive repair industry, with the necessary tools to prevent “the five o’clock surprise” and/or assist consumers who may be victims of it.

Government has also recognized the advantages of “E-Commerce” in today’s technological society in the passage of Assembly Bill 1778 in 2000 (Chapter 336, Statutes of 2000). Many consumers today either have or have access to, fax machines and e-mail. Many automotive repair dealers also have the same technology available. It is becoming more and more common today for customers to communicate electronically with automotive repair dealers.

However, until the passage of AB 1079, the law did not take into account the possible unavailability of the customer or the need to designate another person to act when additional authorization is necessary. An automotive repair dealer would not be able to complete the repair of a vehicle if additional work or parts not initially estimated were required and the customer was not available to give authorization. In such a situation, the “five o’clock surprise” could be the incomplete repair of the vehicle when the customer returns to claim it. The proposed action will, as provided in

AB 1079, implement provision for the designation by a customer of another person who can give additional authorization.

As with all the other requirements relating to estimates, work orders, additional authorization and invoices, it is essential that a complete record be kept in the event of a dispute. The form and content of the designation must be uniformly clear and direct. A record of the designation must also be maintained with the other documents related to the particular transaction, but there should be some flexibility in how and where that record is maintained. A separate designation form that is attached to the estimate and work order would be acceptable, as would inclusion in the estimate/work order form itself. Individual automotive repair dealers should be given the ability to choose the option that works best and is most economical for them.

The proposed regulatory action, as authorized in AB 1079, will establish the form and content for the customer’s designation of another person who can authorize work or parts to be supplied in excess of the estimated price. The intent of the proposed action is to maintain all of the current protections provided to consumers when estimates are revised, while providing for the maximum convenience and efficiency. The implementation of the designation provisions of AB 1079 will address situations in which the customer knows, in advance, that he or she will not be available to give additional authorization, or in which it is appropriate or desirable that another person give such authorization. In this regard, full disclosure and complete documentation—similar to that currently required for oral/telephonic authorizations—will be required under the proposed action. Multiple methods of communication will still be permitted in a single transaction (i.e., a faxed revised estimate may be responded to either by fax, e-mail or telephone), thereby providing the maximum degree of flexibility. Provision for maintaining a record of the designation will also be included.

Current Regulation

Section 3353 of the California Code of Regulations, in its present form, provides that oral or written authorization of a revised estimate must be obtained from the customer prior to commencing with the additional work. Section 3353 also makes provision for obtaining authorization either orally or in writing, under “unusual circumstances.” There is currently no provision in Section 3353 or in any other regulation that addresses the customer designation and the procedures to be followed by an ARD in recording the designation.

Effect of Regulatory Action

This regulatory action amends Section 3353 of Title 16 of the California Code of Regulations, by adding a new subsection (f) to provide as follows:

1. The amendment will specify the form and content of the written designation that shall be used when a customer designates another person who may authorize work or parts to be supplied in excess of the estimated price.
2. The amendment will permit either the use of a separate form as specified or the incorporation of an abbreviated form into the work order form.
3. The amendment will prohibit acceptance from a customer by the ARD of a designation of any person or entity not eligible to be designated pursuant to subdivision (d) of Section 9884.9.
4. The amendment will require completion of the designation in duplicate with the copy to be given to the customer with the customer's copy of the work order.
5. The amendment will require that the original, signed designation be attached to the ARD's copy of the work order for retention in accordance with Section 9884.11 of the Business and Professions Code.
6. The amendment will require that additional authorization be obtained from the customer's designee in the same manner as if obtained from the customer (i.e., pursuant to subsection (c) of Section 3353).
7. The current subsections (f) and (g) will also be renumbered as subsections (g) and (h), respectively.

FISCAL IMPACT ESTIMATES

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

Nondiscretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement: None.

Business Impact: The Bureau has made an initial determination that the amendment of this regulation may have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The following types of businesses would be affected:

1. All registered automotive repair dealers

The following reporting, recordkeeping or other compliance requirements are projected to result from the proposed action:

1. All registered automotive repair dealers will be required to create and maintain a customer designation form either as a separate document or as part of their estimate and work order form.
2. All registered automotive repair dealers will be required to complete or have completed, in duplicate, a customer designation form when a customer wishes to designate another person to authorize additional repairs or parts.
3. All registered automotive repair dealers will be required to attach the original executed designation to and retain it with, the work order.

The Bureau has not considered proposed alternatives that would lessen any adverse economic impact on businesses and invites you to submit such proposals. Submissions may include the following considerations:

1. The establishment of differing compliance or reporting requirements or timetables that take into account the resources available to businesses.
2. Consolidation or simplification of compliance and reporting requirements for businesses.
3. The use of performance standards rather than prescriptive standards.
4. Exemption or partial exemption from the regulatory requirements for businesses.

The rulemaking file includes the facts, evidence, documents, testimony and/or other evidence that supports this determination.

Impact on Jobs/New Businesses: The Bureau of Automotive Repair has determined that this regulatory proposal will not have a significant impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

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

Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

The Bureau has determined that the proposed regulations would affect small businesses.

CONSIDERATION OF ALTERNATIVES

The Bureau must determine that no reasonable alternative to the regulation would either be more effective in carrying out the purpose for which the

action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

**INITIAL STATEMENT OF REASONS
AND INFORMATION**

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

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations, and of the statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Bureau of Automotive Repair at 10240 Systems Parkway, Sacramento, CA 95827.

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

All the information upon which the proposed regulations are based is contained in the rulemaking file that is available for public inspection by contacting the person named below.

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

CONTACT PERSON

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

James Allen, Regulations Analyst
Bureau of Automotive Repair
10240 Systems Parkway
Sacramento, CA 95827
Telephone: (916) 255-3460
Fax No.: (916) 255-1369
E-mail: jim_allen@dca.ca.gov

The backup contact person is:

Debbie Romani, Staff Services Manager
Bureau of Automotive Repair
10240 Systems Parkway
Sacramento, CA 95827
Telephone: (916) 255-3460
Fax No.: (916) 255-1369
E-mail: debbie_romani@dca.ca.gov

WEB SITE ACCESS

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

**TITLE 16. STRUCTURAL PEST
CONTROL BOARD**

NOTICE IS HEREBY GIVEN that the Structural Pest Control Board is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at the Wyndham San Diego at Emerald Plaza, 400 W. Broadway, San Diego, CA, at 9:00 AM on October 7, 2005. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Structural Pest Control Board at its office no later than 5:00 PM on October 6, 2005 or must be received by the Structural Pest Control Board at the hearing. The Structural Pest Control Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by section 8525 of the Business and Professions Code, and to implement, interpret or make specific sections 125.9, 129, 148, 8564.5, 8593, 8616.4, 8617, 8620, and 8674, of said Code, and section 6253, Government Code, the Structural Pest Control Board is considering changes to Division 19 of Title 16 of the California Code of Regulations as follows:

**INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW**

**1. Amend 1922 Civil Penalty Actions
by Commissioners**

Section 8617 of the Business and Professions Code currently gives county agricultural commissioners authority to levy an administrative fine against structural licensees up to \$1,000, but effective January 1, 2004, Business and Professions Code 125.9 was amended to increase that authority up to \$5,000.

As section 1922 of the California Code of Regulations was originally adopted to mirror fine authority as it related to pesticide use violations and citations on the agricultural side, the Board proposes to amend this regulation to mirror as closely as possible the new fine structure and clarify the fine ranges for serious, moderate and minor violations.

**2. Adopt 1923 Public Information System—
Disclosure**

The California Public Records Act (Government Code Section 6250 et seq.), provides the public the right to access information in the government's possession although unconditional access is not authorized as some information pertaining to complaints and relevant investigations alleging misconduct by licensees are exempt from disclosure. Business and Professions Code section 8525 authorizes the board to adopt regulations relating to the practice of pest control and its various branches.

This proposal will require the Board to establish and maintain a public information system that will provide members of the public with information regarding complaints and disciplinary or enforcement actions against registered companies and licensees, and unlicensed persons subject to the Board's jurisdiction, to be disclosed when feasible and to the extent required or permitted by law.

3. Amend 1948 Fees

Business and Professions Code section 8564.5 requires that an applicant for an Applicator's license submit a prescribed fee. Section 8674 sets forth the fees imposed for the issuance of an Applicator's license and the renewal of an Applicator's license. Existing regulation does not specify a fee for that license or its renewal.

This proposal would establish a specific fee for an Applicator's license and Applicator's license renewal, and would also establish a reduced fee for the Operator's license and renewal fee so there is minimal revenue increase to the Board.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement: None

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

Impact on Jobs/New Businesses: The Structural Pest Control Board has determined that this regulatory proposal will not have a significant impact on the

creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business: The Structural Pest Control Board has determined that there is minimal cost impact that a representative private person or business would necessarily incur in reasonable compliance with the proposed action, if a business elected to pay for the cost of the Applicator license and/or the renewal fee.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

Section 1922 will have no effect on small businesses unless that business is affected by a civil penalty action, because the proposal mirrors fine authority as it relates to pesticide use violations and citations on the agricultural side, and clarifies the fine ranges for serious, moderate and minor violations.

Section 1923 will have no effect on small businesses because the proposal adopts a public information system to provide members of the public with information regarding complaints and disciplinary or enforcement actions against registered companies, licensees, and unlicensed persons subject to the Board's jurisdiction.

Section 1948 will have no effect on small businesses because the proposal will impact only individuals applying for an Applicator License, unless a business elects to pay for the cost of the Applicator license and/or the renewal fee.

CONSIDERATION OF ALTERNATIVES

The Structural Pest Control Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

**INITIAL STATEMENT OF REASONS
AND INFORMATION**

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

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the

hearing upon request from the Structural Pest Control Board at 1418 Howe Avenue, Suite 18, Sacramento, California 95825.

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

All the information upon which the proposed regulations are based is contained in the rulemaking file that is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Barbara Howe
Address: 1418 Howe Avenue, Suite 18
Sacramento, CA 95825
Telephone No.: (916) 561-8700
Fax No.: (916) 263-2469
E-Mail Address: Barbara_Howe@dca.ca.gov

The backup contact person is:

Name: Susan Saylor
Address: 1418 Howe Avenue, Suite 18
Sacramento, CA 95825
Telephone No.: (916) 561-8700
Fax No.: (916) 263-2469
E-Mail Address: Susan_Saylor@dca.ca.gov

WEBSITE ACCESS

Materials regarding this proposal can be found at www.pestboard.ca.gov

TITLE 17. DEPARTMENT OF HEALTH SERVICES

SUBJECT

Deliberate Misconduct, R-15-04

PUBLIC PROCEEDINGS

Notice is hereby given that the California Department of Health Services will conduct written public proceedings, during which time any interested person or such person's duly authorized representative may present statements, arguments or contentions (all of which are hereinafter referred to as comments) relevant to the action described in this notice.

CONTACTS

In any inquiries or written comments, please identify the action by using the Department regulation control number, R-15-04.

COMMENTS

Any written comments pertaining to these proposed regulations, regardless of the method of transmittal, must be received by the Office of Regulations by 5 p.m. on October 5, 2005, which is hereby designated as the close of the written comment period. Comments received after this date will not be considered timely. Persons wishing to use the California Relay Service may do so at no cost. The telephone numbers for accessing this service are: 1-800-735-2929, if you have a TDD; or 1-800-735-2922, if you do not have a TDD. Written comments may be submitted as follows:

1. By mail or hand-delivered to the Office of Regulations, Department of Health Services, MS 0015, P.O. 1501 Capitol Ave. Box 997413, Sacramento, CA 95899-7413. It is requested but not required that written comments sent by mail or hand-delivered be submitted in triplicate; or
2. By fax transmission: (916) 440-7714; or
3. By email to regulation@dhs.ca.gov (it is requested that email transmissions of comments, particularly those with attachments, contain the regulation package identifier "R-15-04" in the subject line to facilitate timely identification and review of the comment), or
4. By using the "Making Comments" link to the Department website at <http://www.dhs.ca.gov/regulation/>.

All comments, including email or fax transmissions, should include the author's name and U.S. Postal Service mailing address in order for the Department to provide copies of any notices for proposed changes to the regulation text on which additional comments may be solicited.

TO OBTAIN THE REGULATIONS REFERENCED IN THIS NOTICE

1. Materials regarding these proposed regulations (including this public notice, the regulation text, and the Initial Statement of Reasons) that are available via the Internet may be accessed at <http://www.dhs.ca.gov/regulation/> and then clicking on the "Select DHS regulations" button.
2. In order to request a copy of this proposed regulation package be mailed to you, please call (916) 440-7695 or email regulation@dhs.ca.gov.

INQUIRIES

Inquiries regarding the substance of the proposed regulations described in this notice may be directed to Phillip Scott of Radiologic Health Branch at (916) 440-7978.

All other inquiries concerning the action described in this notice may be directed to Cathy Ruebusch of

the Office of Regulations at (916) 440-7841, or to the designated backup contact person, Charles E. Smith, at (916) 440-7693.

Upon request, this document will be made available in Braille, large print, and audiocassette or computer disk. To obtain a copy in one of these alternate formats, please call or write: Cathy Ruebusch, Office of Regulations, MS 0015, P.O. Box 997413, Sacramento, CA 95899-7413, voice (916) 440-7841 and/or California Relay at 711/1-800-735-2929.

INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW

In the Radiation Control Law, California Health and Safety Code, §§ 114960 through 115273, the Department of Health Services (Department) is directed to develop programs for licensing and regulating radioactive materials. In 1962, the State of California ratified and approved the State entering into an agreement with the United States Atomic Energy Commission, the predecessor of the United States Nuclear Regulatory Commission (NRC), by which the federal agency discontinued its regulatory authority over certain radioactive materials. (Health & Safety Code, § 115230.) By such action California became an "Agreement State."

A provision of the agreement between California and the NRC specifies that the State "will use its best efforts to maintain continuing compatibility between its program and the program of the [United States Atomic Energy] Commission for the regulation of like materials." (Health & Safety Code, § 115235, art. V.) NRC's stated policy is "to evaluate Agreement State programs established pursuant to Section 274 of the Atomic Energy Act of 1954, as amended, to ensure they are adequate to protect public health and safety and compatible with NRC's regulatory program." To determine a state's compatibility, the NRC uses Management Directive 5.9, *Adequacy and Compatibility of Agreement State Programs, Handbook 5.9*. This handbook describes the specific criteria and process that are used to clarify the NRC program elements that should be adopted and implemented by an Agreement State for purposes of compatibility, and those NRC program elements that have a particular health and safety significance. The NRC rates the elements on the degree of compatibility required. Thus, the NRC requires that some be adopted by the states in a form identical to the NRC's while adoption of others need not be identical but are required to meet the essential objective of the program element. The overall determination of adequacy and compatibility for an Agreement State is made pursuant to Management Directive 5.6, *The Integrated Materials Performance Evaluation Program (IMPEP)*. The NRC evaluates Agreement States every three to four years to

determine if a state's radiation safety program meets the adequacy and compatibility criteria. If California fails to meet those criteria the NRC may revoke California's status as an Agreement State.

The NRC amends its regulations continuously, which affects the State's status as an Agreement State and the compatibility of State regulations with those of the NRC. To ensure compliance with the NRC agreement and compatibility of State regulations, this proposal addresses the Deliberate Misconduct Rule ("Rule") noted in the following federal registers:

61 Fed. Reg. 51835 (Oct. 4, 1996).

63 Fed. Reg. 1890 (Jan. 13, 1998).

As indicated in those federal registers, NRC originally did not require agreement states to be compatible with that Rule. However, NRC now requires agreement states to meet the essential objective of the Rule. NRC defines "essential objective" to mean the action that is to be achieved, modified or prevented by implementing and following the regulation or program element. In some instances, the essential objective may be a numerical value (e.g., restriction of exposures to a maximum value) or it may be a more general goal (e.g., access control to a restricted area).

Therefore, the Department proposes to adopt an equivalent rule to maintain compatibility with title 10, Code of Federal Regulations, Part 30, § 30.10. The regulations that implement, interpret and make specific the provisions of the Radiation Control Law are in title 17, California Code of Regulations, §§ 30100 through 30395.

A new section 30105 is proposed to be adopted to define deliberate misconduct and to state that a person who engages in deliberate misconduct will be subject to enforcement action.

AUTHORITY

Sections 100170, 100275, 115000, 115230 and 115235, Health and Safety Code.

REFERENCE

Sections 114965, 114970, 115000, 115215, 115230 and 115235, Health and Safety Code.

FISCAL IMPACT ESTIMATE

- A. Fiscal Effect on Local Government: None.
- B. Fiscal Effect on State Government: None.
- C. Fiscal Effect on Federal Funding of State Programs: None.
- D. All cost impacts, known to the Department at the time the notice of proposed action was submitted to the Office of Administrative Law, that a representative private person or business would

necessarily incur in reasonable compliance with the proposed action: Costs indeterminate, as impact would occur only if legal action were taken.

E. Other Nondiscretionary Cost or Savings Imposed on Local Agencies: None.

DETERMINATIONS

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

The Department has made an initial determination that the proposed regulations would not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The Department has determined that the proposed regulations would not significantly affect the following:

- (1) The creation or elimination of jobs within the State of California.
- (2) The creation of new businesses or the elimination of existing businesses within the State of California.
- (3) The expansion of businesses currently doing business within the State of California.

The Department has determined that there would be an effect on small business because they will be legally required to comply with the regulation and may incur a detriment from the enforcement of the regulation.

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

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF REGULATIONS

The Department has prepared and has available for public review an initial statement of reasons for the proposed regulations, all the information upon which the proposed regulations are based, and the text of the proposed regulations. A copy of the initial statement of reasons and a copy of the text of the proposed regulations are available upon request by writing to the Office of Regulations at the address noted above, which address will also be the location of public records, including reports, documentation, and other material related to the proposed regulations (rulemaking file). Additionally, a copy of the final statement of reasons (when prepared) will be available upon request from the Office of Regulations at the address noted above. Materials regarding the proposed regulations that are available via the Internet may be accessed at <http://www.dhs.ca.gov/regulation/>.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

The full text of any regulation which is changed or modified from the express terms of the proposed action will be made available by the Department's Office of Regulations at least 15 days prior to the date on which the Department adopts, amends, or repeals the resulting regulation.

ADDITIONAL STATEMENTS AND COMMENTS

In accordance with Government Code Section 11346.5(a)(13) the Department must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

No hearing has been scheduled; however any interested person or his or her duly authorized representative may request in writing, no later than 15 days prior to the close of the written comment period, a public hearing pursuant to Government Code Section 11346.8.

GENERAL PUBLIC INTEREST

AIR RESOURCES BOARD

NOTICE OF RECALENDARING OF RULEMAKING ACTION

NOTICE OF PUBLIC HEARING TO CONSIDER ADOPTION OF EMISSION STANDARDS AND TEST PROCEDURES FOR NEW 2007 AND LATER OFF-ROAD LARGE SPARK-IGNITION (LSI) ENGINES AND FLEET REQUIREMENTS FOR USERS OF OFF-ROAD LSI ENGINES

The Air Resources Board (the Board or ARB) will conduct a public hearing at the time and place noted below to renew consideration of the above regulation that was initially heard on June 23, 2005, but which the Board continued for further consideration of the regulations.

- DATE: September 15-16, 2005
- TIME: 9:00 a.m.
- PLACE: South Coast Air Quality Management District Auditorium
21865 East Copley Drive
Diamond Bar, CA 91765-4182

This item will be considered at a two-day meeting of the Board, which will commence at 9:00 a.m., September 15, 2005, and may continue at 8:30 a.m., September 16, 2005. This item may not be considered until September 16, 2005. Please consult the agenda for the meeting, which will be available at least 10 days before September 15, 2005, to determine the day on which this item will be considered.

If you have a disability-related accommodation need, please go to <http://www.arb.ca.gov/html/ada/ada.htm> for assistance or contact the ADA Coordinator at (916) 323-4916. If you are a person who needs assistance in a language other than English, please contact the Bilingual Coordinator at (916) 324-5049. TTY/TDD/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.

DEPARTMENT OF FISH AND GAME

CONSISTENCY DETERMINATION Fish and Game Code Section 2080.1 CESA No. 2080-2005-018-02

PROJECT: Bradshaw 6A and 6B Interceptor Project

LOCATION: Sacramento County

NOTIFIER: Sacramento Regional County Sanitation District

BACKGROUND

The proposed Bradshaw 6A and 6B Wastewater Interceptor Project in Sacramento County, California will expand the sanitary interceptor system for Sacramento County. The project involves the installation of approximately 24,339 linear feet of 108-inch-diameter sanitary sewer pipeline and will temporarily and permanently impact approximately 8.188 acres of giant garter snake (*Thamnophis gigas*) habitat.

Because of the project's potential to take the listed giant garter snake, the U.S. Army Corps of Engineers consulted with the U.S. Fish and Wildlife Service ("Service"), as required by the Endangered Species Act ("ESA") (16 U.S.C. § 1531 et seq.). On December 23, 2003, the Service issued Biological Opinion No. 1-1-02-F-0039 for the Bradshaw 6A and 6B Wastewater Interceptor Project (Regulatory Branch #200100007), which describes project actions and sets forth measures to mitigate impacts to the giant garter snake and its habitat. On April 14, 2005, the Service issued amendment No. 1-1-05-F-0110 for the project, which describes changes to the project and proposed conservation measures. The giant garter snake is listed as a threatened species under the California Endangered Species Act, Fish and Game Code Sections 2050 et seq. ("CESA"). On July 5, 2005, the Director of the Department of Fish and Game ("DFG") received a notice from the Sacramento Regional County Sanita-

tion District ("SRCSD") pursuant to Fish and Game Code section 2080.1, requesting a determination that the Federal Biological Opinion, including the Amendment (hereafter, "BO"), is consistent with CESA.

DETERMINATION

Based on the terms and conditions in the BO, DFG has determined that the project is consistent with CESA because the project and mitigation measures meet the conditions set forth in Fish and Game Code section 2081, subdivisions (b) and (c) for authorization of incidental take of species protected under CESA. DFG specifically finds that the measures identified in the BO will minimize and fully mitigate the project's potential impacts on the giant garter snake. These measures include, but are not limited to, the following requirement:

1. SRCSD will conduct project activities between May 1 and October 1 in order to reduce the probability of harming giant garter snakes.
2. SRCSD will restore the alignment to preconstruction conditions after installing the pipeline.
3. SRCSD will mitigate for temporary and permanent impacts to 8.18 acres of giant garter snake habitat (0.774 acres aquatic habitat; 7.358 acres upland habitat; 0.056 acres out of season upland habitat disturbance around Elder Creek) through the conservation and enhancement of 10.016 acres of giant garter snake habitat. The mitigated habitat will be constructed and preserved at a ratio of 2:1 upland to aquatic acres, with the exception of 0.056 acres of habitat which will be mitigated at a 6:1 ratio for out of season impacts to giant garter snake habitat. Habitat will be secured through a three-party agreement by the purchase of snake units through a species fund account managed by the Center for Natural Lands Management. The funds will be deposited and the agreement finalized prior to start of construction activities.

Pursuant to Fish and Game Code section 2080.1, incidental take authorization under CESA will not be required for incidental take of giant garter snake for the project, provided that SRCSD implements the project as described in the BO and complies with the mitigation measures and other conditions described therein. If there are any substantive changes to the project, including changes to the mitigation measures, or if the Service amends or replaces the BO, SRCSD will be required to obtain a new consistency determination or a CESA incidental take permit from DFG.

DEPARTMENT OF FISH AND GAME

**CONSISTENCY DETERMINATION
Fish and Game Code Section 2080.1
Tracking Number 2080-2005-017-01**

PROJECT: City of Eureka and Humboldt Bay Harbor, Recreation, and Conservation District—Eureka Waterfront and Woodley Island Marina Maintenance Dredging Project

LOCATION: Humboldt County, California

NOTIFIER: Pacific Affiliates, Inc. on behalf of the City of Eureka and the Humboldt Bay Harbor, Recreation, and Conservation District

BACKGROUND

The proposed Eureka Waterfront and Woodley Island Marina Maintenance Dredging project consists of suction dredge excavation of approximately 216,000 cubic yards of material from locations along the City of Eureka waterfront and Woodley Island Marina. Dredged materials will be transmitted through a 12-inch diameter temporary semiflexible pipeline over the beach west of the town of Samoa, and discharged on the wave slope above the mean lower low water line. The route for the temporary pipeline will be identical to the route used in a 1998 dredging project. The pipeline will be laid out in November 2005, using as much as possible the existing travel corridors and sand blowouts in the sand dunes west of New Navy Base Road. It is anticipated the dredging project will be completed sometime after March 31, 2006, and the pipeline will be removed. The project also consists of the removal of approximately 3,570 square feet of European beachgrass (*Ammophila arenaria*), iceplant (*Carpobrotus chilensis*), and yellow bush lupine (*Lupinus arboreus*) removed from a 1.75-acre area of dunes habitat thus restoring suitable habitat for Humboldt Bay wallflower (*Erysimum menziesii* ssp. *eurekaense*) and beach layia (*Layia carnosa*).

On June 10, 2005, The United States Department of the Interior, Fish and Wildlife Service (USFWS), issued to the San Francisco District of the U. S. Army Corps of Engineers a biological opinion on the proposed dredging operations and transportation of dredge spoils through a temporary pipeline to a discharge site at Samoa beach. Humboldt Bay wallflower and beach layia occur along the temporary pipeline route. These species are listed as endangered under the Federal Endangered Species Act and the California Endangered Species Act (CESA). The USFWS determined that the project may affect, but is not likely to adversely affect, Humboldt Bay wallflower. For beach layia, the USFWS anticipates the

project will result in take of this species. This adverse effect is considered to be insignificant to the overall population of beach layia located on the North Spit of Humboldt Bay and is not likely to jeopardize the continued existence of the species.

On July 5, 2005, the Director of the Department of Fish and Game received a notice from Pacific Affiliates, pursuant to Section 2080.1 of the Fish and Game Code, requesting a determination that the issued Federal biological opinion is consistent with CESA.

DETERMINATION

The Department has determined that the federal biological opinion (AFWO 1-14-2005-2456) is consistent with CESA because the project and mitigation measures described meet the conditions set forth in Fish and Game Code Section 2081(b) and (c) for authorization of incidental take of listed species. Specifically, the Department finds that the take of Humboldt Bay wallflower will be avoided and take of beach layia will be incidental to an otherwise lawful activity (maintenance dredging of the Eureka waterfront and Woodley Island Marina); the mitigation measures identified in the BO and ITS will minimize and fully mitigate the impacts of the authorized take of beach layia; and the project will not jeopardize the continued existence of the two species. The mitigation measures contained within the BO and ITS include but are not limited to the following:

1. Areas subject to disturbance during placement of the temporary pipeline will be surveyed for beach layia and Humboldt Bay wallflower prior to pipeline installation and removal. If found to be present, individual plants will be clearly marked and avoided.
2. To minimize surface disturbance, tracked vehicles and personnel on foot will be utilized to install and remove the pipeline. All equipment shall be excluded from areas supporting Humboldt Bay wallflower and, if feasible, from areas supporting beach layia. The pipeline will be placed by hand through any habitat occupied by beach layia to minimize impacts.
3. Pipeline installation is scheduled for between October and December. Beach layia will not likely be present at this time. Individual plants of this species may germinate during the active dredging discharge phase which is scheduled for February. If newly established beach layia or Humboldt Bay wallflower are encountered along the pipeline during the dredging operation, they will be marked and mapped. Where feasible, construction operations will be modified to minimize impacts.
4. If beach layia or Humboldt Bay wallflower are encountered during botanical surveys prior to

removal of the pipeline, where potential impacts could occur during removal, those portions of the pipeline will be left in place until August 15.

5. Exotic invasive plant species will be removed from an area of 1.75 acres to restore suitable habitat for expansion of the Humboldt Bay wallflower and beach layia populations. This area will be resurveyed at 2 and 5 years following the removal effort to document establishment by endangered species and exotic plants. If resprouting or reinvasion by exotic species is substantial, the removal treatment will be repeated after 2 and 5 years.

Pursuant to Section 2080.1 of the Fish and Game Code, no incidental take authorization under CESA will be required for incidental take of beach layia and Humboldt Bay wallflower during the project as it is described in the biological opinion, provided the project is performed in compliance with the mitigation measures and other conditions described in the biological opinion and incidental take statement. If there are any substantive changes to the project including changes to the mitigation measures or if USFWS amends the biological opinion, the City of Eureka and Humboldt Bay Harbor, Recreation, and Conservation District will be required to obtain a new consistency determination or CESA incidental take authorization from the Department.

DEPARTMENT OF FISH AND GAME

CESA CONSISTENCY DETERMINATION FOR Opah Ditch Mine Site Project San Bernardino County

The Department of Fish and Game (“Department”) received notice on August 5, 2005 that the California Department of Transportation (Caltrans) proposes to rely on consultations between federal agencies to carry out a project that may adversely affect species protected by the California Endangered Species Act (“CESA”). Caltrans proposes to reactivate a previously used materials surface mine at the Opah ditch site off interstate 15 in San Bernardino County. The mining activities will not affect endangered species but road access activities will impact approximately 1.54 acres of Category III desert tortoise (*Gopherus agassizii*) habitat.

The U.S. Fish and Wildlife Service, on June 1, 1992, issued to the Bureau of Land Management (“BLM”), a no jeopardy Federal Biological Opinion (1-6-92-F-28) which considers the Federally and State threatened desert tortoise and authorizes incidental take for small mining and exploration activities. On September 16, 2003, BLM determined that the Opah ditch mine project fell within the authority of biological opinion 1-6-92-F-28.

Pursuant to California Fish and Game Code Section 2080.1, Caltrans is requesting a determination that the programmatic biological opinion 1-6-92-F-28 is consistent with CESA for purposes of the Opah ditch mine site project.

If the Department determines that the biological opinion is consistent with CESA, Caltrans will not be required to obtain an incidental take permit under CESA (Fish and Game Code Section 2081(b)) for the proposed project.

DEPARTMENT OF HEALTH SERVICES

NOTICE OF GENERAL PUBLIC INTEREST

THE DEPARTMENT OF HEALTH SERVICES INTENDS TO INCREASE MEDI-CAL REIMBURSEMENT FOR PORTABLE X-RAY TRANSPORTATION SERVICES

The Department of Health Services (DHS) will increase the Medi-Cal reimbursement rate increase for Portable X-Ray Transportation Services to an amount up to 100 percent of the Medicare rate. The proposed change will be effective for dates of service on or after August 20, 2005.

The Fiscal Year 2005–06 Budget Trailer Bill amends Welfare and Institutions Code section 14105.23 to increase the Medi-Cal reimbursement rates for Portable X-Ray Transportation Services up to 100 percent of the California lowest maximum allowance established by the Federal Medicare Program.

The rate change affects the following Healthcare Common Procedure Coding System (HCPCS) codes:

<u>HCPCS Code</u>	<u>Description</u>
Q0092	Set-up of Portable X-Ray Equipment
R0070	Transportation of Portable X-Ray Equipment/Personnel, One Patient Per Trip

These proposed changes will impact the following provider categories:

- Portable X-Ray Services, EPSDT Supplemental Services and shift nursing services.

PUBLIC REVIEW

Copies of the proposed changes are available for public review at local county welfare offices throughout the State. Any person may submit written comments within 45 days from the publication date of these changes in the California Administrative Notice Register. All comments must include the author’s name, organization or affiliation, phone number and

Provider ID number, if appropriate. Submit all comments or requests for copies of the proposed changes to:

Ms. Kathleen Menda, Chief
 Professional Provider Unit
 Department of Health Services
 1501 Capitol Avenue, Suite 71.4001
 P.O. Box 997417
 MS 4612
 Sacramento, CA 95899-7417

DECISION NOT TO PROCEED

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

NOTICE OF DECISION NOT TO PROCEED

Pursuant to Government Code Section 11347, the Occupational Safety and Health Standards Board of the State of California decided not to proceed with Title 8, Construction Safety Orders, Chapter 4, Subchapter 4, Article 24, Section 1670(b)(10) and (17), Use of Guardrails as Anchorage for Personal Fall Arrest Systems, (Notice File No. Z04-0921-04, published October 1, 2004, in the California Notice Register 2004, No. 40-Z, page 1330), based on comments received and therefore, withdraws this proposed action for further consideration.

PROPOSITION 65

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

**SAFE DRINKING WATER AND TOXIC
 ENFORCEMENT ACT OF 1986**

**CHEMICALS KNOWN TO THE STATE
 TO CAUSE CANCER OR
 REPRODUCTIVE TOXICITY
 AUGUST 19, 2005**

The Safe Drinking Water and Toxic Enforcement Act of 1986 requires that the Governor revise and republish at least once per year the list of chemicals known to the State to cause cancer or reproductive toxicity. The identification number indicated in the following list is the Chemical Abstracts Service (CAS) Registry Number. No CAS number is given when several substances are presented as a single listing.

The date refers to the initial appearance of the chemical on the list. For easy reference, chemicals which are shown underlined are newly added. Chemicals which are shown with a strikeout were placed on the list with the date noted, and have subsequently been removed.

**CHEMICALS KNOWN TO THE STATE
 TO CAUSE CANCER**

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
A-alpha-C (2-Amino-9H-pyrido[2,3-b]indole)	26148685	January 1, 1990
Acetaldehyde	75070	April 1, 1988
Acetamide	60355	January 1, 1990
Acetochlor	34256821	January 1, 1989
2-Acetylaminofluorene	53963	July 1, 1987
Acifluorfen	62476599	January 1, 1990
Acrylamide	79061	January 1, 1990
Acrylonitrile	107131	July 1, 1987
Actinomycin D	50760	October 1, 1989
Adriamycin (Doxorubicin hydrochloride)	23214928	July 1, 1987
AF-2;[2-(2-furyl)-3-(5-nitro-2-furyl)]acrylamide	3688537	July 1, 1987
Aflatoxins	—	January 1, 1988
Alachlor	15972608	January 1, 1989
Alcoholic beverages, when associated with alcohol abuse	—	July 1, 1988
Aldrin	309002	July 1, 1988
Allyl chloride Delisted October 29, 1999	407051	January 1, 1990
2-Aminoanthraquinone	117793	October 1, 1989
p-Aminoazobenzene	60093	January 1, 1990
ortho-Aminoazotoluene	97563	July 1, 1987
4-Aminobiphenyl (4-aminodiphenyl)	92671	February 27, 1987
1-Amino-2,4-dibromoanthraquinone	81492	August 26, 1997
3-Amino-9-ethylcarbazole hydrochloride	6109973	July 1, 1989
2-Aminofluorene	153786	January 29, 1999
1-Amino-2-methylanthraquinone	82280	October 1, 1989
2-Amino-5-(5-nitro-2-furyl)-1,3,4-thiadiazole	712685	July 1, 1987
4-Amino-2-nitrophenol	119346	January 29, 1999
Amitrole	61825	July 1, 1987
Analgesic mixtures containing phenacetin	—	February 27, 1987
Aniline	62533	January 1, 1990
Aniline hydrochloride	142041	May 15, 1998
ortho-Anisidine	90040	July 1, 1987
ortho-Anisidine hydrochloride	134292	July 1, 1987
Antimony oxide (Antimony trioxide)	1309644	October 1, 1990
Aramite	140578	July 1, 1987
Aristolochic acids	—	July 9, 2004
Arsenic (inorganic arsenic compounds)	—	February 27, 1987
Asbestos	1332214	February 27, 1987
Auramine	492808	July 1, 1987
Azacitidine	320672	January 1, 1992

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

<i>Chemical</i>	CAS <i>Number</i>	<i>Date</i>	<i>Chemical</i>	CAS <i>Number</i>	<i>Date</i>
Azaserine	115026	July 1, 1987	Chlordecone (Kepone)	143500	January 1, 1988
Azathioprine	446866	February 27, 1987	Chlordimeform	6164983	January 1, 1989
Azobenzene	103333	January 1, 1990	Chlorendic acid	115286	July 1, 1989
Benz[a]anthracene	56553	July 1, 1987	Chlorinated paraffins		
Benzene	71432	February 27, 1987	(Average chain length, C12;		
Benzidine [and its salts]	92875	February 27, 1987	approximately 60 percent		
Benzidine-based dyes	—	October 1, 1992	chlorine by weight)	108171262	July 1, 1989
Benzo[b]fluoranthene	205992	July 1, 1987	p-Chloroaniline	106478	October 1, 1994
Benzo[j]fluoranthene	205823	July 1, 1987	p-Chloroaniline		
Benzo[k]fluoranthene	207089	July 1, 1987	hydrochloride	20265967	May 15, 1998
Benzofuran	271896	October 1, 1990	Chlorodibromomethane		
Benzo[a]pyrene	50328	July 1, 1987	Delisted October 29, 1999	124481	January 1, 1990
Benzotrichloride	98077	July 1, 1987	Chloroethane (Ethyl chloride)	75003	July 1, 1990
Benzyl chloride	100447	January 1, 1990	1-(2-Chloroethyl)-3-cyclohexyl-1-		
Benzyl violet 4B	1694093	July 1, 1987	nitrosoarea (CCNU)		
Beryllium and beryllium			(Lomustine)	13010474	January 1, 1988
compounds	—	October 1, 1987	1-(2-Chloroethyl)-3-(4-		
Betel quid with tobacco	—	January 1, 1990	methylcyclohexyl)-1-		
2,2-Bis(bromomethyl)-1,3-			nitrosoarea (Methyl-		
propanediol	3296900	May 1, 1996	CCNU)	13909096	October 1, 1988
Bis(2-chloroethyl)ether	111444	April 1, 1988	Chloroform	67663	October 1, 1987
N,N-Bis(2-chloroethyl)-2-			Chloromethyl methyl ether		
naphthylamine (Chlor-			(technical grade)	107302	February 27, 1987
napazine)	494031	February 27, 1987	3-Chloro-2-methylpropene	563473	July 1, 1989
Bischloroethyl nitrosoarea			1-Chloro-4-nitrobenzene	100005	October 29, 1999
(BCNU)(Carmustine)	154938	July 1, 1987	4-Chloro-ortho-phenylenedia-		
Bis(chloromethyl)ether	542881	February 27, 1987	mine	95830	January 1, 1988
Bis(2-chloro-1-methylethyl)ether,			p-Chloro-o-toluidine	95692	January 1, 1990
technical grade	—	October 29, 1999	p-Chloro-o-toluidine, strong acid		
Bitumens, extracts of			salts of	—	May 15, 1998
steam-refined and air refined	—	January 1, 1990	5-Chloro-o-toluidine and its strong		
Bracken fern	—	January 1, 1990	acid salts	—	October 24, 1997
Bromate	15541454	May 31, 2002	Chloroprene	126998	June 2, 2000
Bromodichloromethane	75274	January 1, 1990	Chlorothalonil	1897456	January 1, 1989
Bromoethane	74964	December 22, 2000	Chlorotrianisene	569573	September 1, 1996
Bromoform	75252	April 1, 1991	Chlorozotocin	54749905	January 1, 1992
1,3-Butadiene	106990	April 1, 1988	Chromium (hexavalent		
1,4-Butanediol dimethanesulfonate			compounds)	—	February 27, 1987
(Busulfan)	55981	February 27, 1987	Chrysene	218019	January 1, 1990
Butylated hydroxyanisole	25013165	January 1, 1990	C.I. Acid Red 114	6459945	July 1, 1992
beta-Butyrolactone	3068880	July 1, 1987	C.I. Basic Red 9		
Cacodylic acid	75605	May 1, 1996	monohydrochloride	569619	July 1, 1989
Cadmium and cadmium			C.I. Direct Blue 15	2429745	August 26, 1997
compounds	—	October 1, 1987	C.I. Direct Blue 218	28407376	August 26, 1997
Caffeic acid	331395	October 1, 1994	C.I. Solvent Yellow 14	842079	May 15, 1998
Captafol	2425061	October 1, 1988	Ciclosporin (Cyclosporin	59865133	January 1, 1992
Captan	133062	January 1, 1990	A; Cyclosporine)	79217600	
Carbazole	86748	May 1, 1996	Cidofovir	113852372	January 29, 1999
Carbon black (airborne, unbound			Cinnamyl anthranilate	87296	July 1, 1989
particles of respirable size)	1333864	February 21, 2003	Cisplatin	15663271	October 1, 1988
Carbon tetrachloride	56235	October 1, 1987	Citrus Red No. 2	6358538	October 1, 1989
Carbon-black extracts	—	January 1, 1990	Clofibrate	637070	September 1, 1996
N-Carboxymethyl-N-			Cobalt metal powder	7440484	July 1, 1992
nitrosoarea	60391926	January 25, 2002	Cobalt [II] oxide	1307966	July 1, 1992
Catechol	120809	July 15, 2003	Cobalt sulfate	10124433	May 20, 2005
Ceramic fibers (airborne particles			Cobalt sulfate heptahydrate	10026241	June 2, 2000
of respirable size)	—	July 1, 1990	Coke oven emissions	—	February 27, 1987
Certain combined chemotherapy			Conjugated estrogens	—	February 27, 1987
for lymphomas	—	February 27, 1987	Creosotes	—	October 1, 1988
Chlorambucil	305033	February 27, 1987	para-Cresidine	120718	January 1, 1988
Chloramphenicol	56757	October 1, 1989	Cupferron	135206	January 1, 1988
Chlordane	57749	July 1, 1988	Cycasin	14901087	January 1, 1988
			Cyclophosphamide		
			(anhydrous)	50180	February 27, 1987

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>	<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Cyclophosphamide (hydrated)	6055192	February 27, 1987	Dihydrosafrole	94586	January 1, 1988
Cytembena	21739913	May 15, 1998	Diisopropyl sulfate	2973106	April 1, 1993
D&C Orange No. 17	3468631	July 1, 1990	3,3'-Dimethoxybenzidine (ortho-Dianisidine)	119904	January 1, 1988
D&C Red No. 8	2092560	October 1, 1990	3,3'-Dimethoxybenzidine dihydrochloride (ortho-Dianisidine dihydrochloride)	20325400	October 1, 1990
D&C Red No. 9	5160021	July 1, 1990	3,3'-Dimethoxybenzidine-based dyes metabolized to 3,3'-dimethoxybenzidine	—	June 11, 2004
D&C Red No. 19	81889	July 1, 1990	3,3'-Dimethylbenzidine-based dyes metabolized to 3,3'-dimethylbenzidine	—	June 11, 2004
Dacarbazine	4342034	January 1, 1988	Dimethyl sulfate	77781	January 1, 1988
Daminozide	1596845	January 1, 1990	4-Dimethylaminoazobenzene	60117	January 1, 1988
Dantron (Chrysozin; 1,8-Dihydroxyanthraquinone)	117102	January 1, 1992	trans-2-[(Dimethylamino)methylimino]-5-[2-(5-nitro-2-furyl)vinyl]-1,3,4-oxadiazole	55738540	January 1, 1988
Daunomycin	20830813	January 1, 1988	7,12-Dimethylbenz(a)anthracene	57976	January 1, 1990
DDD (Dichlorodiphenyldichloroethane)	72548	January 1, 1989	3,3'-Dimethylbenzidine (ortho-Tolidine)	119937	January 1, 1988
DDE (Dichlorodiphenyldichloroethylene)	72559	January 1, 1989	3,3'-Dimethylbenzidine dihydrochloride	612828	April 1, 1992
DDT (Dichlorodiphenyltrichloroethane)	50293	October 1, 1987	Dimethylcarbamoyl chloride	79447	January 1, 1988
DDVP (Dichlorvos)	62737	January 1, 1989	1,1-Dimethylhydrazine (UDMH)	57147	October 1, 1989
N,N'-Diacetylbenzidine	613354	October 1, 1989	1,2-Dimethylhydrazine	540738	January 1, 1988
2,4-Diaminoanisole	615054	October 1, 1990	Dimethylvinylchloride	513371	July 1, 1989
2,4-Diaminoanisole sulfate	39156417	January 1, 1988	3,7-Dinitrofluoranthene	105735715	August 26, 1997
4,4'-Diaminodiphenyl ether (4,4'-Oxydianiline)	101804	January 1, 1988	3,9-Dinitrofluoranthene	22506532	August 26, 1997
2,4-Diaminotoluene	95807	January 1, 1988	1,6-Dinitropyrene	42397648	October 1, 1990
Diaminotoluene (mixed)	—	January 1, 1990	1,8-Dinitropyrene	42397659	October 1, 1990
Diazoaminobenzene	136356	May 20, 2005	Dinitrotoluene mixture, 2,4-/2,6-	—	May 1, 1996
Dibenz[a,h]acridine	226368	January 1, 1988	2,4-Dinitrotoluene	121142	July 1, 1988
Dibenz[a,j]acridine	224420	January 1, 1988	2,6-Dinitrotoluene	606202	July 1, 1995
Dibenz[a,h]anthracene	53703	January 1, 1988	Di-n-propyl isocinchomeronate (MGK Repellent 326)	136458	May 1, 1996
7H-Dibenzo[c,g]carbazole	194592	January 1, 1988	1,4-Dioxane	123911	January 1, 1988
Dibenzo[a,e]pyrene	192654	January 1, 1988	Diphenylhydantoin (Phenytain)	57410	January 1, 1988
Dibenzo[a,h]pyrene	189640	January 1, 1988	Diphenylhydantoin (Phenytain), sodium salt	630933	January 1, 1988
Dibenzo[a,i]pyrene	189559	January 1, 1988	Direct Black 38 (technical grade)	1937377	January 1, 1988
Dibenzo[a,l]pyrene	191300	January 1, 1988	Direct Blue 6 (technical grade)	2602462	January 1, 1988
1,2-Dibromo-3-chloropropane (DBCP)	96128	July 1, 1987	Direct Brown 95 (technical grade)	16071866	October 1, 1988
2,3-Dibromo-1-propanol	96139	October 1, 1994	Disperse Blue 1	2475458	October 1, 1990
Dichloroacetic acid	79436	May 1, 1996	Diuron	330541	May 31, 2002
p-Dichlorobenzene	106467	January 1, 1989	Epichlorohydrin	106898	October 1, 1987
3,3'-Dichlorobenzidine	91941	October 1, 1987	Erionite	12510428	October 1, 1988
3,3'-Dichlorobenzidine dihydrochloride	612839	May 15, 1998	Estradiol 17B	50282	January 1, 1988
1,4-Dichloro-2-butene	764410	January 1, 1990	Estragole	140670	October 29, 1999
3,3'-Dichloro-4,4'-diaminodiphenyl ether	28434868	January 1, 1988	<u>Estrogens, steroidal</u>	—	August 19, 2005
1,1-Dichloroethane	75343	January 1, 1990	Estrone	53167	January 1, 1988
Dichloromethane (Methylene chloride)	75092	April 1, 1988	Estropipate	7280377	August 26, 1997
1,2-Dichloropropane	78875	January 1, 1990	Ethinylestradiol	57636	January 1, 1988
1,3-Dichloropropene	542756	January 1, 1989	Ethoprop	13194484	February 27, 2001
Dieldrin	60571	July 1, 1988			
Dienestrol	84173	January 1, 1990			
Diepoxybutane	1464535	January 1, 1988			
Diesel engine exhaust	—	October 1, 1990			
Di(2-ethylhexyl)phthalate	117817	January 1, 1988			
1,2-Diethylhydrazine	1615801	January 1, 1988			
Diethyl sulfate	64675	January 1, 1988			
Diethylstilbestrol (DES)	56531	February 27, 1987			
Diglycidyl resorcinol ether (DGRE)	101906	July 1, 1989			

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>	<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Ethyl acrylate	140885	July 1, 1989			
Ethylbenzene	100414	June 11, 2004	Indeno [1,2,3-cd]pyrene	193395	January 1, 1988
Ethyl methanesulfonate	62500	January 1, 1988	Indium phosphide	22398807	February 27, 2001
Ethyl-4,4'-dichloro- benzilate	510156	January 1, 1990	IQ (2-Amino-3- methylimidazo[4,5-f] quinoline)	76180966	April 1, 1990
Ethylene dibromide	106934	July 1, 1987	Iprodione	36734197	May 1, 1996
Ethylene dichloride (1,2-Dichloroethane)	107062	October 1, 1987	Iron dextran complex	9004664	January 1, 1988
Ethylene oxide	75218	July 1, 1987	Isobutyl nitrite	542563	May 1, 1996
Ethylene thiourea	96457	January 1, 1988	Isoprene	78795	May 1, 1996
Ethyleneimine	151564	January 1, 1988	Isosafrole	120581	October 1, 1989
			Isoxaflutole	141112290	December 22, 2000
Fenoxycarb	72490018	June 2, 2000			
Folpet	133073	January 1, 1989	Lactofen	77501634	January 1, 1989
Formaldehyde (gas)	50000	January 1, 1988	Lasiocarpine	303344	April 1, 1988
2-(2-Formylhydrazino)-4- (5-nitro-2-furyl)thiazole	3570750	January 1, 1988	Lead acetate	301042	January 1, 1988
Fumonisin B ₁	116355830	November 14, 2003	Lead and lead compounds	—	October 1, 1992
Furan	110009	October 1, 1993	Lead phosphate	7446277	April 1, 1988
Furazolidone	67458	January 1, 1990	Lead subacetate	1335326	October 1, 1989
Furmecyclox	60568050	January 1, 1990	Lindane and other hexachlorocyclohexane isomers	—	October 1, 1989
Fusarin C	79748815	July 1, 1995	Lynestrenol	52766	February 27, 2001
Ganciclovir sodium	82410320	August 26, 1997	Mancozeb	8018017	January 1, 1990
Gasoline engine exhaust (condensates/extracts)	—	October 1, 1990	Maneb	12427382	January 1, 1990
Gemfibrozil	25812300	December 22, 2000	Me-A-alpha-C (2-Amino-3- methyl-9H-pyrido[2,3-b] indole)	68006837	January 1, 1990
Glasswool fibers (airborne particles of respirable size)	—	July 1, 1990	Medroxyprogesterone acetate	71589	January 1, 1990
Glu-P-1 (2-Amino-6- methyl-dipyrido[1,2- a:3',2'-d]imidazole)	67730114	January 1, 1990	MeIQ(2-Amino-3,4- dimethylimidazo[4,5-f] quinoline)	77094112	October 1, 1994
Glu-P-2 (2-Aminodipyri- do[1,2-a:3',2'-d]imida- zole)	67730103	January 1, 1990	MeIQx(2-Amino-3,8- dimethylimidazo[4,5-f] quinoxaline)	77500040	October 1, 1994
Glycidaldehyde	765344	January 1, 1988	Melphalan	148823	February 27, 1987
Glycidol	556525	July 1, 1990	Merphalan	531760	April 1, 1988
Griseofulvin	126078	January 1, 1990	Mestranol	72333	April 1, 1988
Gyromitrin (Acetaldehyde methylformylhydra- zone)	16568028	January 1, 1988	Metham sodium	137428	November 6, 1998
			8-Methoxypsoralen with ultraviolet A therapy	298817	February 27, 1987
HC Blue 1	2784943	July 1, 1989	5-Methoxypsoralen with ultraviolet A therapy	484208	October 1, 1988
Heptachlor	76448	July 1, 1988	2-Methylaziridine (Propyleneimine)	75558	January 1, 1988
Heptachlor epoxide	1024573	July 1, 1988	Methylazoxymethanol	590965	April 1, 1988
Herbal remedies containing plant species of the genus Aristolochia	—	July 9, 2004	Methylazoxymethanol acetate	592621	April 1, 1988
Hexachlorobenzene	118741	October 1, 1987	Methyl carbamate	598550	May 15, 1998
Hexachlorocyclohexane (technical grade)	—	October 1, 1987	3-Methylcholanthrene	56495	January 1, 1990
Hexachlorodibenzo- dioxin	34465468	April 1, 1988	5-Methylchrysene	3697243	April 1, 1988
Hexachloroethane	67721	July 1, 1990	4,4'-Methylene bis (2-chloroaniline)	101144	July 1, 1987
2,4-Hexadienal (89% trans, trans isomer; 11% cis, trans isomer)	—	March 4, 2005	4,4'-Methylene bis(N,N-dimethyl) benzenamine	101611	October 1, 1989
Hexamethylphosphora- mide	680319	January 1, 1988	4,4'-Methylene bis (2-methylaniline)	838880	April 1, 1988
Hydrazine	302012	January 1, 1988	4,4'-Methylenedianiline	101779	January 1, 1988
Hydrazine sulfate	10034932	January 1, 1988	4,4'-Methylenedianiline dihydrochloride	13552448	January 1, 1988
Hydrazobenzene (1,2-Diphenylhydrazine)	122667	January 1, 1988	Methyleugenol	93152	November 16, 2001
1-Hydroxyanthraquinone	129431	May 27, 2005	Methylhydrazine and its salts	—	July 1, 1992

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>	<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Methyl iodide	74884	April 1, 1988	Nitrogen mustard N-oxide hydrochloride	302705	April 1, 1988
Methylmercury compounds	—	May 1, 1996	Nitromethane	75525	May 1, 1997
Methyl methanesulfonate	66273	April 1, 1988	2-Nitropropane	79469	January 1, 1988
2-Methyl-1-nitroanthraquinone (of uncertain purity)	129157	April 1, 1988	1-Nitropyrene	5522430	October 1, 1990
N-Methyl-N'-nitro-N-nitrosoguanidine	70257	April 1, 1988	4-Nitropyrene	57835924	October 1, 1990
N-Methylolacrylamide	924425	July 1, 1990	N-Nitrosodi-n-butylamine	924163	October 1, 1987
Methylthiouracil	56042	October 1, 1989	N-Nitrosodiethanolamine	1116547	January 1, 1988
Metiram	9006422	January 1, 1990	N-Nitrosodiethylamine	55185	October 1, 1987
Metronidazole	443481	January 1, 1988	N-Nitrosodimethylamine	62759	October 1, 1987
Michler's ketone	90948	January 1, 1988	p-Nitrosodiphenylamine	156105	January 1, 1988
Mirex	2385855	January 1, 1988	N-Nitrosodiphenylamine	86306	April 1, 1988
Mitomycin C	50077	April 1, 1988	N-Nitrosodi-n-propylamine	621647	January 1, 1988
Monocrotaline	315220	April 1, 1988	N-Nitroso-N-ethylurea	759739	October 1, 1987
5-(Morpholinomethyl)-3-[(5-nitro-furfurylidene)-amino]-2-oxalolidinone	139913	April 1, 1988	3-(N-Nitrosomethylamino) propionitrile	60153493	April 1, 1990
Mustard Gas	505602	February 27, 1987	4-(N-Nitrosomethylamino)-1-(3-pyridyl)1-butanone	64091914	April 1, 1990
MX (3-chloro-4-dichloromethyl-5-hydroxy-2(5H)-furanone)	77439760	December 22, 2000	N-Nitrosomethylethylamine	10595956	October 1, 1989
Nafenopin	3771195	April 1, 1988	N-Nitroso-N-methylurea	684935	October 1, 1987
Nalidixic acid	389082	May 15, 1998	N-Nitroso-N-methylurethane	615532	April 1, 1988
Naphthalene	91203	April 19, 2002	N-Nitrosomethylvinylamine	4549400	January 1, 1988
1-Naphthylamine	134327	October 1, 1989	N-Nitrosomorpholine	59892	January 1, 1988
2-Naphthylamine	91598	February 27, 1987	N-Nitrosornicotine	16543558	January 1, 1988
Nickel (Metallic)	7440020	October 1, 1989	N-Nitrosopiperidine	100754	January 1, 1988
Nickel acetate	373024	October 1, 1989	N-Nitrosopyrrolidine	930552	October 1, 1987
Nickel carbonate	3333673	October 1, 1989	N-Nitrososarcosine	13256229	January 1, 1988
Nickel carbonyl	13463393	October 1, 1987	o-Nitrotoluene	88722	May 15, 1998
Nickel compounds	—	May 7, 2004	Norethisterone (Norethin-drone)	68224	October 1, 1989
Nickel hydroxide	12054487; 12125563	October 1, 1989	Norethynodrel	68235	February 27, 2001
Nickelocene	1271289	October 1, 1989	Ochratoxin A	303479	July 1, 1990
Nickel oxide	1313991	October 1, 1989	Oil Orange SS	2646175	April 1, 1988
Nickel refinery dust from the pyrometallurgical process	—	October 1, 1987	Oral contraceptives, combined	—	October 1, 1989
Nickel subsulfide	12035722	October 1, 1987	Oral contraceptives, sequential	—	October 1, 1989
Niridazole	61574	April 1, 1988	Oxadiazon	19666309	July 1, 1991
Nitrilotriacetic acid	139139	January 1, 1988	Oxazepam	604751	October 1, 1994
Nitrilotriacetic acid, tri-sodium salt monohydrate	18662538	April 1, 1989	Oxymetholone	434071	January 1, 1988
5-Nitroacenaphthene	602879	April 1, 1988	Oxythioquinox	2439012	August 20, 1999
5-Nitro-o-anisidine	99592	October 1, 1989	Palygorskite fibers (>5µm in length)	12174117	December 28, 1999
o-Nitroanisole	91236	October 1, 1992	Panfuran S	794934	January 1, 1988
Nitrobenzene	98953	August 26, 1997	Pentachlorophenol	87865	January 1, 1990
4-Nitrobiphenyl	92933	April 1, 1988	Phenacetin	62442	October 1, 1989
6-Nitrochrysene	7496028	October 1, 1990	Phenazopyridine	94780	January 1, 1988
Nitrofen (technical grade)	1836755	January 1, 1988	Phenazopyridine hydrochloride	136403	January 1, 1988
2-Nitrofluorene	607578	October 1, 1990	Phenesterin	3546109	July 1, 1989
Nitrofurazone	59870	January 1, 1990	Phenobarbital	50066	January 1, 1990
1-[(5-Nitrofurfurylidene)-amino]-2-imidazolidinone	555840	April 1, 1988	Phenolphthalein	77098	May 15, 1998
N-[4-(5-Nitro-2-furyl)-2-thiazolyl]acetamide	531828	April 1, 1988	Phenoxybenzamine	59961	April 1, 1988
Nitrogen mustard (Mechlorethamine)	51752	January 1, 1988	Phenoxybenzamine hydrochloride	63923	April 1, 1988
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	55867	April 1, 1988	o-Phenylenediamine and its salts	95545	May 15, 1998
Nitrogen mustard N-oxide	126852	April 1, 1988	Phenyl glycidyl ether	122601	October 1, 1990
			Phenylhydrazine and its salts	—	July 1, 1992
			o-Phenylphenate, sodium	132274	January 1, 1990
			o-Phenylphenol	90437	August 4, 2000

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>	<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
PhiP(2-Amino-1-methyl-6-phenylimidazol[4,5-b]pyridine)	105650235	October 1, 1994	2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	1746016	January 1, 1988
Polybrominated biphenyls	—	January 1, 1988	1,1,2,2-Tetrachloroethane	79345	July 1, 1990
Polychlorinated biphenyls	—	October 1, 1989	Tetrachloroethylene (Perchloroethylene)	127184	April 1, 1988
Polychlorinated biphenyls (containing 60 or more percent chlorine by molecular weight)	—	January 1, 1988	p-a,a,a-Tetrachloro-toluene	5216251	January 1, 1990
Polychlorinated dibenzo-p-dioxins	—	October 1, 1992	Tetrafluoroethylene	116143	May 1, 1997
Polychlorinated dibenzofurans	—	October 1, 1992	Tetranitromethane	509148	July 1, 1990
Polygeenan	53973981	January 1, 1988	Thioacetamide	62555	January 1, 1988
Ponceau MX	3761533	April 1, 1988	4,4'-Thiodianiline	139651	April 1, 1988
Ponceau 3R	3564098	April 1, 1988	Thiodicarb	59669260	August 20, 1999
Potassium bromate	7758012	January 1, 1990	Thiouracil	141902	June 11, 2004
Primidone	125337	August 20, 1999	Thiourea	62566	January 1, 1988
Procarbazine	671169	January 1, 1988	Thorium dioxide	1314201	February 27, 1987
Procarbazine hydrochloride	366701	January 1, 1988	Tobacco, oral use of smokeless products	—	April 1, 1988
Procymidone	32809168	October 1, 1994	Tobacco smoke	—	April 1, 1988
Progesterone	57830	January 1, 1988	Toluene diisocyanate	26471625	October 1, 1989
Pronamide	23950585	May 1, 1996	ortho-Toluidine	95534	January 1, 1988
Propachlor	1918167	February 27, 2001	ortho-Toluidine hydrochloride	636215	January 1, 1988
1,3-Propane sultone	1120714	January 1, 1988	para-Toluidine	406490	January 1, 1990
Propargite	2312358	October 1, 1994	Delisted October 29, 1999	—	—
beta-Propiolactone	57578	January 1, 1988	Toxaphene (Polychlorinated camphenes)	8001352	January 1, 1988
Propylene glycol mono- <i>t</i> -butyl ether	57018527	June 11, 2004	Treosulfan	299752	February 27, 1987
Propylene oxide	75569	October 1, 1988	Trichlormethine (Trimustine hydrochloride)	817094	January 1, 1992
Propylthiouracil	51525	January 1, 1988	Trichloroethylene	79016	April 1, 1988
Pyridine	110861	May 17, 2002	2,4,6-Trichlorophenol	88062	January 1, 1988
Quinoline and its strong acid salts	—	October 24, 1997	1,2,3-Trichloropropane	96184	October 1, 1992
Radionuclides	—	July 1, 1989	Trimethyl phosphate	512561	May 1, 1996
Reserpine	50555	October 1, 1989	2,4,5-Trimethylaniline and its strong acid salts	—	October 24, 1997
Residual (heavy) fuel oils	—	October 1, 1990	Triphenyltin hydroxide	76879	July 1, 1992
Riddelliine	23246960	December 3, 2004	Tris(aziridinyl)-para-benzoquinone (Triaziquone)	68768	October 1, 1989
Saccharin	—	—	Tris(1-aziridinyl)phosphine sulfide (Thiotepa)	52244	January 1, 1988
Delisted April 6, 2001	81072	October 1, 1989	Tris(2-chloroethyl) phosphate	115968	April 1, 1992
Saccharin, sodium	—	—	Tris(2,3-dibromopropyl)phosphate	126727	January 1, 1988
Delisted January 17, 2003	128449	January 1, 1988	Trp-P-1 (Tryptophan-P-1)	62450060	April 1, 1988
Safrole	94597	January 1, 1988	Trp-P-2 (Tryptophan-P-2)	62450071	April 1, 1988
Salicylazosulfapyridine	599791	May 15, 1998	Trypan blue (commercial grade)	72571	October 1, 1989
Selenium sulfide	7446346	October 1, 1989	Unleaded gasoline (wholly vaporized)	—	April 1, 1988
Shale-oils	68308349	April 1, 1990	Uracil mustard	66751	April 1, 1988
Silica, crystalline (airborne particles of respirable size)	—	October 1, 1988	Urethane (Ethyl carbamate)	51796	January 1, 1988
Soots, tars, and mineral oils (untreated and mildly treated oils and used engine oils)	—	February 27, 1987	Vanadium pentoxide (orthorhombic crystalline form)	1314621	February 11, 2005
Spirolactone	52017	May 1, 1997	Vinclozolin	50471448	August 20, 1999
Stanozolol	10418038	May 1, 1997	Vinyl bromide	593602	October 1, 1988
Sterigmatocystin	10048132	April 1, 1988	Vinyl chloride	75014	February 27, 1987
Streptozotocin (streptozocin)	18883664	January 1, 1988	4-Vinylcyclohexene	100403	May 1, 1996
Strong inorganic acid mists containing sulfuric acid	—	March 14, 2003	4-Vinyl-1-cyclohexene diepoxide (Vinyl cyclohexene dioxide)	106876	July 1, 1990
Styrene oxide	96093	October 1, 1988	Vinyl fluoride	75025	May 1, 1997
Sulfallate	95067	January 1, 1988	Vinyl trichloride (1,1,2-Trichloroethane)	79005	October 1, 1990
Talc containing asbestiform fibers	—	April 1, 1990			
Tamoxifen and its salts	10540291	September 1, 1996			
Terrazole	2593159	October 1, 1994			
Testosterone and its esters	58220	April 1, 1988			

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

Chemical	CAS Number	Date
2,6-Xylidine (2,6-Dimethylani-line)	87627	January 1, 1991
Zileuton	111406872	December 22, 2000
Zincb		
<u>Delisted October 29, 1999</u>	<u>12122677</u>	<u>January 1, 1990</u>

Chemical	Type of Reproductive Toxicity	CAS No.	Date Listed
Cadmium	developmental, male	—	May 1, 1997
Carbamazepine	developmental	298464	January 29, 1999
Carbon disulfide	developmental, female, male	75150	July 1, 1989
Carbon monoxide	developmental	630080	July 1, 1989
Carboplatin	developmental	41575944	July 1, 1990
Chenodiol	developmental	474259	April 1, 1990
Chinomethionat (Oxythioquinox)	developmental	2439012	November 6, 1998

CHEMICALS KNOWN TO THE STATE TO CAUSE REPRODUCTIVE TOXICITY

Chemical	Type of Reproductive Toxicity	CAS No.	Date Listed
Acetazolamide	developmental	59665	August 20, 1999
Acetohydroxamic acid	developmental	546883	April 1, 1990
Actinomycin D	developmental	50760	October 1, 1992
All-trans retinoic acid	developmental	302794	January 1, 1989
Alprazolam	developmental	28981977	July 1, 1990
Altretamine	developmental, male	645056	August 20, 1999
Amantadine hydrochloride	developmental	665667	February 27, 2001
Amikacin sulfate	developmental	39831555	July 1, 1990
Aminoglutethimide	developmental	125848	July 1, 1990
Aminoglycosides	developmental	—	October 1, 1992
Aminopterin	developmental, female	54626	July 1, 1987
Amiodarone hydrochloride	developmental, female, male	19774824	August 26, 1997
Amitraz	developmental	33089611	March 30, 1999
Amoxapine	developmental	14028445	May 15, 1998
Anabolic steroids	female, male	—	April 1, 1990
Angiotensin converting enzyme (ACE) inhibitors	developmental	—	October 1, 1992
Anisindione	developmental	117373	October 1, 1992
Arsenic (inorganic oxides)	developmental	—	May 1, 1997
Aspirin (NOTE: It is especially important not to use aspirin during the last three months of pregnancy, unless specifically directed to do so by a physician because it may cause problems in the unborn child or complications during delivery.)	developmental, female	50782	July 1, 1990
Atenolol	developmental	29122687	August 26, 1997
Auranofin	developmental	34031328	January 29, 1999
Azathioprine	developmental	446866	September 1, 1996
Barbiturates	developmental	—	October 1, 1992
Beclomethasone dipropionate	developmental	5534098	May 15, 1998
Benomyl	developmental, male	17804352	July 1, 1991
Benzene	developmental, male	71432	December 26, 1997
Benzodiazepines	developmental	—	October 1, 1992
Benzphetamine hydrochloride	developmental	5411223	April 1, 1990
Bischloroethyl nitrosourea (BCNU) (Carmustine)	developmental	154938	July 1, 1990
Bromacil lithium salt	developmental, male	53404196	May 18, 1999 January 17, 2003
1-Bromopropane	developmental, female, male	106945	December 7, 2004
2-Bromopropane	female, male	75263	May 31, 2005
Bromoxynil	developmental	1689845	October 1, 1990
Bromoxynil octanoate	developmental	1689992	May 18, 1999
Butabarbital sodium	developmental	143817	October 1, 1992
1,3-Butadiene	developmental, female, male	106990	April 16, 2004
1,4-Butanediol dimethane-sulfonate (Busulfan)	developmental	55981	January 1, 1989

Chlorambucil	developmental	305033	January 1, 1989
Chlorcyclizine hydrochloride	developmental	1620219	July 1, 1987
Chlordecone (Kepone)	developmental	143500	January 1, 1989
Chlordiazepoxide	developmental	58253	January 1, 1992
Chlordiazepoxide hydrochloride	developmental	438415	January 1, 1992
1-(2-Chloroethyl)-3-cyclohexyl-1-nitrosourea (CCNU) (Lomustine)	developmental	13010474	July 1, 1990
Chlorsulfuron	developmental, female, male	64902723	May 14, 1999
Cidofovir	developmental, female, male	113852372	January 29, 1999
Cladribine	developmental	4291638	September 1, 1996
Clarithromycin	developmental	81103119	May 1, 1997
Clobetasol propionate	developmental, female	25122467	May 15, 1998
Clomiphene citrate	developmental	50419	April 1, 1990
Clorazepate dipotassium	developmental	57109907	October 1, 1992
Cocaine	developmental, female	50362	July 1, 1989
Codeine phosphate	developmental	52288	May 15, 1998
Colchicine	developmental, male	64868	October 1, 1992
Conjugated estrogens	developmental	—	April 1, 1990
Cyanazine	developmental	21725462	April 1, 1990
Cycloate	developmental	1134232	March 19, 1999
Cyclohexanol	male	108930	November 6, 1998
<u>Delisted January 25, 2002</u>			
Cycloheximide	developmental	66819	January 1, 1989
Cyclophosphamide (anhydrous)	developmental, female, male	50180	January 1, 1989
Cyclophosphamide (hydrated)	developmental, female, male	6055192	January 1, 1989
Cyhexatin	developmental	13121705	January 1, 1989
Cytarabine	developmental	147944	January 1, 1989
Dacarbazine	developmental	4342034	January 29, 1999
Danazol	developmental	17230885	April 1, 1990
Daunorubicin hydrochloride	developmental	23541506	July 1, 1990
2,4-D butyric acid	developmental, male	94826	June 18, 1999
o,p' -DDT	developmental, female, male	789026	May 15, 1998
p,p' -DDT	developmental, female, male	50293	May 15, 1998
2,4-DP (dichloroprop)	developmental	120365	April 27, 1999
<u>Delisted January 25, 2002</u>			
Demeclocycline hydrochloride (internal use)	developmental	64733	January 1, 1992
Diazepam	developmental	439145	January 1, 1992
Diazoxide	developmental	364987	February 27, 2001
1,2-Dibromo-3-chloropropane (DBCP)	male	96128	February 27, 1987
Dichlorophene	developmental	97234	April 27, 1999
Dichlorophenamide	developmental	120978	February 27, 2001
Diclofop methyl	developmental	51338273	March 5, 1999
Dicumarol	developmental	66762	October 1, 1992
Di(2-ethylhexyl)phthalate (DEHP)	developmental, male	117817	October 24, 2003
Diethylstilbestrol (DES)	developmental	56531	July 1, 1987
Diffunisal	developmental, female	22494424	January 29, 1999
Dihydroergotamine mesylate	developmental	6190392	May 1, 1997
Diltiazem hydrochloride	developmental	33286225	February 27, 2001
m-Dinitrobenzene	male	99650	July 1, 1990
o-Dinitrobenzene	male	528290	July 1, 1990
p-Dinitrobenzene	male	100254	July 1, 1990
2,4-Dinitrotoluene	male	121142	August 20, 1999

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>	<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>
2,6-Dinitrotoluene	male	606202	August 20, 1999	Idarubicin hydrochloride	developmental, male	57852570	August 20, 1999
Dinitrotoluene (technical grade)	female, male	—	August 20, 1999	Ifofosamide	developmental	3778732	July 1, 1990
Dinocap	developmental	39300453	April 1, 1990	Iodine-131	developmental	10043660	January 1, 1989
Dinoseb	developmental, male	88857	January 1, 1989	Isotretinoin	developmental	4759482	July 1, 1987
Diphenylhydantoin (Phenytoin)	developmental	57410	July 1, 1987	Lead	developmental, female, male	—	February 27, 1987
Disodium cyanodithioimidocarbonate	developmental	138932	March 30, 1999	Leuprolide acetate	developmental, female, male	74381536	August 26, 1997
Doxorubicin hydrochloride	developmental, male	23214928	January 29, 1999	Levodopa	developmental	59927	January 29, 1999
Doxycycline (internal use)	developmental	564250	July 1, 1990	Levonorgestrel implants	female	797637	May 15, 1998
Doxycycline calcium (internal use)	developmental	94088854	January 1, 1992	Linuron	developmental	330552	March 19, 1999
Doxycycline hyclate (internal use)	developmental	24390145	October 1, 1991	Lithium carbonate	developmental	554132	January 1, 1991
Doxycycline monohydrate (internal use)	developmental	17086281	October 1, 1991	Lithium citrate	developmental	919164	January 1, 1991
Endrin	developmental	72208	May 15, 1998	Lorazepam	developmental	846491	July 1, 1990
Epichlorohydrin	male	106898	September 1, 1996	Lovastatin	developmental	75330755	October 1, 1992
Ergotamine tartrate	developmental	379793	April 1, 1990	Mebendazole	developmental	31431397	August 20, 1999
Estropipate	developmental	7280377	August 26, 1997	Medroxyprogesterone acetate	developmental	71589	April 1, 1990
Ethionamide	developmental	536334	August 26, 1997	Megestrol acetate	developmental	595335	January 1, 1991
Ethyl alcohol in alcoholic beverages	developmental	—	October 1, 1987	Melphalan	developmental	148823	July 1, 1990
Ethyl dipropylthiocarbamate	developmental	759944	April 27, 1999	Menotropins	developmental	9002680	April 1, 1990
Ethylene dibromide	developmental, male	106934	May 15, 1998	Meprobamate	developmental	57534	January 1, 1992
Ethylene glycol monoethyl ether	developmental, male	110805	January 1, 1989	Mercaptopurine	developmental	6112761	July 1, 1990
Ethylene glycol monomethyl ether	developmental, male	109864	January 1, 1989	Mercury and mercury compounds	developmental	—	July 1, 1990
Ethylene glycol monoethyl ether acetate	developmental, male	111159	January 1, 1993	Methacycline hydrochloride	developmental	3963959	January 1, 1991
Ethylene glycol monomethyl ether acetate	developmental, male	110496	January 1, 1993	Metham sodium	developmental	137428	May 15, 1998
Ethylene oxide	female	75218	February 27, 1987	Methazole	developmental	20354261	December 1, 1999
Ethylene thiourea	developmental	96457	January 1, 1993	Methimazole	developmental	60560	July 1, 1990
Etodolac	developmental, female	41340254	August 20, 1999	Methotrexate	developmental	59052	January 1, 1989
Etoposide	developmental	33419420	July 1, 1990	Methotrexate sodium	developmental	15475566	April 1, 1990
Etretinate	developmental	54350480	July 1, 1987	Methyl bromide as a structural fumigant	developmental	74839	January 1, 1993
Fenoxaprop ethyl	developmental	66441234	March 26, 1999	Methyl chloride	developmental	74873	March 10, 2000
Filgrastim	developmental	121181531	February 27, 2001	Methyl mercury	developmental	—	July 1, 1987
Fluzafop butyl	developmental	69806504	November 6, 1998	N-Methylpyrrolidone	developmental	872504	June 15, 2001
Flunisolide	developmental, female	3385033	May 15, 1998	Methyltestosterone	developmental	58184	April 1, 1990
Fluorouracil	developmental	51218	January 1, 1989	Metiram	developmental	9006422	March 30, 1999
Fluoxymesterone	developmental	76437	April 1, 1990	Midazolam hydrochloride	developmental	59467968	July 1, 1990
Flurazepam hydrochloride	developmental	1172185	October 1, 1992	Minocycline hydrochloride (internal use)	developmental	13614987	January 1, 1992
Flurbiprofen	developmental, female	5104494	August 20, 1999	Misoprostol	developmental	59122462	April 1, 1990
Flutamide	developmental	13311847	July 1, 1990	Mitoxantrone hydrochloride	developmental	70476823	July 1, 1990
Fluticasone propionate	developmental	80474142	May 15, 1998	Myclobutanil	developmental, male	88671890	April 16, 1999
Fluvalinate	developmental	69409945	November 6, 1998	Nabam	developmental	142596	March 30, 1999
Ganciclovir sodium	developmental, male	82410320	August 26, 1997	Nafarelin acetate	developmental	86220420	April 1, 1990
Gemfibrozil	female, male	25812300	August 20, 1999	Neomycin sulfate (internal use)	developmental	1405103	October 1, 1992
Goserelin acetate	developmental, female, male	65807025	August 26, 1997	Netilmicin sulfate	developmental	56391572	July 1, 1990
Halazepam	developmental	23092173	July 1, 1990	Nickel carbonyl	developmental	13463393	September 1, 1996
Halobetasol propionate	developmental	66852548	August 20, 1999	Nicotine	developmental	54115	April 1, 1990
Haloperidol	developmental, female	52868	January 29, 1999	Nifedipine	developmental, female, male	21829254	January 29, 1999
Halothane	developmental	151677	September 1, 1996	Nimodipine	developmental	66085594	April 24, 2001
Heptachlor	developmental	76448	August 20, 1999	Nitrapyrin	developmental	1929824	March 30, 1999
Hexachlorobenzene	developmental	118741	January 1, 1989	Nitrofurantoin	male	67209	April 1, 1991
Hexamethylphosphoramide	male	680319	October 1, 1994	Nitrogen mustard (Mechlorethamine)	developmental	51752	January 1, 1989
Histrelin acetate	developmental	—	May 15, 1998	Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	developmental	55867	July 1, 1990
Hydramethylnon	developmental, male	67485294	March 5, 1999	Norethisterone (Norethindrone)	developmental	68224	April 1, 1990
Hydroxyurea	developmental	127071	May 1, 1997	Norethisterone acetate (Norethindrone acetate)	developmental	51989	October 1, 1991
				Norethisterone (Norethindrone)/Ethinyl estradiol	developmental	68224/57636	April 1, 1990
				Norethisterone (Norethindrone)/Mestranol	developmental	68224/72333	April 1, 1990
				Norgestrel	developmental	6533002	April 1, 1990
				Oxadiazon	developmental	19666309	May 15, 1998
				Oxazepam	developmental	604751	October 1, 1992

Chemical	Type of Reproductive Toxicity	CAS No.	Date Listed
Oxydemeton methyl	female, male	301122	November 6, 1998
Oxymetholone	developmental	434071	May 1, 1997
Oxytetracycline (internal use)	developmental	79572	January 1, 1991
Oxytetracycline hydrochloride (internal use)	developmental	2058460	October 1, 1991
Paclitaxel	developmental, female, male	33069624	August 26, 1997
Paramethadione	developmental	115673	July 1, 1990
Penicillamine	developmental	52675	January 1, 1991
Pentobarbital sodium	developmental	57330	July 1, 1990
Pentostatin	developmental	53910251	September 1, 1996
Phenacemide	developmental	63989	July 1, 1990
Phenprocoumon	developmental	435972	October 1, 1992
Pimozide	developmental, female	2062784	August 20, 1999
Pipobroman	developmental	54911	July 1, 1990
Plicamycin	developmental	18378897	April 1, 1990
Polybrominated biphenyls	developmental	—	October 1, 1994
Polychlorinated biphenyls	developmental	—	January 1, 1991
Potassium dimethyldithiocarbamate	developmental	128030	March 30, 1999
Pravastatin sodium	developmental	81131706	March 3, 2000
Prednisolone sodium phosphate	developmental	125020	August 20, 1999
Procarbazine hydrochloride	developmental	366701	July 1, 1990
Propargite	developmental	2312358	June 15, 1999
Propylthiouracil	developmental	51525	July 1, 1990
Pyrimethamine	developmental	58140	January 29, 1999
Quazepam	developmental	36735225	August 26, 1997
Quizalofop-ethyl	male	76578148	December 24, 1999
Resmethrin	developmental	10453868	November 6, 1998
Retinol/retinyl esters, when in daily dosages in excess of 10,000 IU, or 3,000 retinol equivalents. (NOTE: Retinol/retinyl esters are required and essential for maintenance of normal reproductive function. The recommended daily level during pregnancy is 8,000 IU.)	developmental	—	July 1, 1989
Ribavirin	developmental male	36791045 36791045	April 1, 1990 February 27, 2001
Rifampin	developmental, female	13292461	February 27, 2001
Secobarbital sodium	developmental	309433	October 1, 1992
Sermorelin acetate	developmental	—	August 20, 1999
Sodium dimethyldithiocarbamate	developmental	128041	March 30 1999
Sodium fluoroacetate	male	62748	November 6, 1998
Streptomycin sulfate	developmental	3810740	January 1, 1991
Streptozocin (streptozotocin)	developmental, female, male	18883664	August 20, 1999
Sulfasalazine	male	599791	January 29, 1999
Sulindac	developmental, female	38194502	January 29, 1999
Tamoxifen citrate	developmental	54965241	July 1, 1990
Temazepam	developmental	846504	April 1, 1990
Teniposide	developmental	29767202	September 1, 1996
Terbacil	developmental	5902512	May 18, 1999
Testosterone cypionate	developmental	58208	October 1, 1991
Testosterone enanthate	developmental	315377	April 1, 1990
2,3,7,8-Tetrachlorodibenzo-p-dioxin (TCDD)	developmental	1746016	April 1, 1991
Tetracycline (internal use)	developmental	60548	October 1, 1991
Tetracyclines (internal use)	developmental	—	October 1, 1992
Tetracycline hydrochloride (internal use)	developmental	64755	January 1, 1991
Thalidomide	developmental	50351	July 1, 1987
Thioguanine	developmental	154427	July 1, 1990
Thiophanate methyl	female, male	23564058	May 18, 1999

Chemical	Type of Reproductive Toxicity	CAS No.	Date Listed
Tobacco smoke (primary)	developmental, female, male	—	April 1, 1988
Tobramycin sulfate	developmental	49842071	July 1, 1990
Toluene	developmental	108883	January 1, 1991
Triadimefon	developmental, female, male	43121433	March 30, 1999
Triazolam	developmental	28911015	April 1, 1990
Tributyltin methacrylate	developmental	2155706	December 1, 1999
Trientine hydrochloride	developmental	38260014	February 27, 2001
Triforine	developmental	26644462	June 18, 1999
Trilostane	developmental	13647353	April 1, 1990
Trimethadione	developmental	127480	January 1, 1991
Trimetrexate glucuronate	developmental	82952645	August 26, 1997
Triphenyltin hydroxide	developmental	76879	March 18, 2002
Uracil mustard	developmental, female, male	66751	January 1, 1992
Urethane	developmental	51796	October 1, 1994
Urofollitropin	developmental	97048130	April 1, 1990
Valproate (Valproic acid)	developmental	99661	July 1, 1987
Vinblastine sulfate	developmental	143679	July 1, 1990
Vinclozolin	developmental	50471448	May 15, 1998
Vincristine sulfate	developmental	2068782	July 1, 1990
Warfarin	developmental	81812	July 1, 1987
Zileuton	developmental, female	111406872	December 22, 2000

Date: August 19, 2005

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

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

NOTICE TO INTERESTED PARTIES

**CHEMICALS LISTED EFFECTIVE August 19, 2005
AS KNOWN TO THE STATE OF CALIFORNIA TO CAUSE CANCER**

The Office of Environmental Health Hazard Assessment (OEHHA) of the California Environmental Protection Agency is adding “*estrogens, steroidal*” to the list of chemicals known to the state to cause cancer for purposes of the Safe Drinking Water and Toxic Enforcement Act of 1986 (Health and Safety Code section 25249.5, Proposition 65). The listing of “*estrogens, steroidal*” is effective **August 19, 2005**.

Health and Safety Code section 25249.8(a) requires that certain substances identified by the International Agency for Research on Cancer (IARC) or the National Toxicology Program (NTP), as described in Labor Code sections 6382(b)(1) and (d), be included

on the Proposition 65 list. Labor Code section 6382(b)(1) references substances identified as human or animal carcinogens by IARC, and Labor Code section 6382(d) references substances identified as carcinogens or potential carcinogens by IARC or NTP. Steroidal estrogens were identified by NTP as known to be human carcinogens.

The basis for the listing of “*estrogens, steroidal*” on the Proposition 65 list was described in OEHHA’s Request for Comments on Proposed Listing of “Estrogens, Steroidal” As Known to Cause Cancer published in the June 24, 2005, issue of the *California Regulatory Notice Register* (Register 2005, No. 25-Z). In 2002, NTP published the *Tenth Report on Carcinogens*. In this report, NTP concluded “*steroidal estrogens*” are known to be human carcinogens based on sufficient evidence of carcinogenicity in humans, which indicates a causal relationship between exposure to steroidal estrogens and human cancer.” The NTP has previously listed conjugated estrogens as known to be human carcinogens and some individual non-conjugated steroidal estrogens (i.e., estradiol-17β, estrone, ethinylestradiol and mestranol) as reasonably anticipated to be human carcinogens, beginning in the *Fourth Annual Report on Carcinogens* (1985). In the *Tenth Report on Carcinogens*, NTP states, “This listing of steroidal estrogens supersedes the previous listing of specific estrogens in the Report on Carcinogens and applies to all chemicals of this steroid class.” OEHHA received no public comments in consideration of the listing of these chemicals. [NOTE: Although this notice announces the listing of steroidal estrogens as a class, the effective listing dates for the specific steroidal estrogens (conjugated estrogens, estradiol-17β, estrone, ethinylestradiol and mestranol) already listed as causing cancer under Proposition 65 remain unchanged.]

OEHHA analyses of dose-response data to establish the no significant risk levels (NSRLs) for these chemicals under Proposition 65 have not been conducted. The priority status of the development of such analyses will be announced in a future OEHHA *Proposition 65 Status Report for Safe Harbor Levels*, available at <http://www.oehha.ca.gov/prop65.html>.

A complete, updated Proposition 65 list is published elsewhere in this issue of the *California Regulatory Notice Register*.

Chemical	CAS No.	Toxicological Endpoint	Listing Mechanism ¹
Estrogens, steroidal	—	Cancer	LC

¹ Listing mechanism:
LC—“Labor Code” mechanism (Labor Code sections 6382(b)(1) and (d))

DISAPPROVAL DECISIONS

DECISIONS OF DISAPPROVAL OF REGULATORY ACTIONS

Printed below are the summaries of Office of Administrative Law disapproval decisions. Disapproval decisions are available at www.oal.ca.gov. You may also request a copy of a decision by contacting the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339; (916) 323-6225; FAX (916) 323-6826. Please request by OAL file number.

**STATE OF CALIFORNIA
OFFICE OF ADMINISTRATIVE LAW
(Government Code section 11349.3)
OAL file No. 05-0620-01 S**

DECISION OF DISAPPROVAL OF REGULATORY ACTION

In re:

AGENCY: STATE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION

ACTION: Adopt sections 1363.1, 1363.2 1365.1, 1365.2, 1368.1, and Appendix C; Amend sections 1361, 1362, 1364, 1366, 1367, 1369, 1370, 1371, Appendix A, and Appendix B; Repeal sections 1363, 1365, 1368 and 1368.5 of title 20 of the California Code of Regulations

BACKGROUND

The State Energy Resources Conservation and Development Commission (“Commission”) proposed updating the regulations that define terms and specify the information that entities subject to the continuing monthly and new weekly, monthly and annual reporting requirements of the Petroleum Industry Information Reporting Act must report to the state. On June 20, 2005, these changes were submitted by the Commission to OAL for review and on August 1, 2005, OAL disapproved the proposed changes. This Decision of Disapproval explains the reasons for OAL’s action.

DECISION

OAL disapproved the Commission’s proposed action for its failure to meet the clarity and reference standards set forth in Government Code section 11349.1; failure to meet the requirements applicable to the incorporation of outside materials into a regulation

by reference; defects related to the notice of rulemaking; the omission of some necessary documents; and several defects in the included documents.

Date: August 8, 2005

David Potter
Senior Counsel

for: William L. Gausewitz
Director

Original: Scott W. Matthews, Acting Executive
Director

cc: Sue Kateley

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.

AIR RESOURCES BOARD

Chip Reflash Section 100 Amendment

This is an editorial correction to a cross-reference citation within the text.

Title 13

California Code of Regulations

AMEND: 2185

Filed 08/08/05

Effective 08/08/05

Agency Contact:

Aron Livingston (916) 322-2884

BOARD OF FORESTRY AND FIRE PROTECTION

Fuel Hazard Reduction, 2004

Section 4592 of the Public Resources Code provides that, in an emergency, a registered professional forester (RPF) may file an emergency notice with the Department that shall allow commencement of timber operations. This filing is a certificate of compliance for an emergency regulatory action which added fuel hazard reduction to those conditions for which emergency notice procedures under Public Resources Code section 4592 are authorized.

Title 14

California Code of Regulations

ADOPT: 1052.4 AMEND: 895.1, 1052, 1052.1

Filed 08/05/05

Effective 01/01/06

Agency Contact:

Christopher Zimny (916) 653-9418

CALIFORNIA COMMISSION FOR ECONOMIC DEVELOPMENT

Conflict of Interest Code

This is a Conflict of Interest Code 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

California Code of Regulations

ADOPT: 59520

Filed 08/09/05

Effective 09/08/05

Agency Contact:

Stacie Olivares-Howard (213) 897-7086

CALIFORNIA HORSE RACING BOARD

Trainer to Insure Condition of Horse

This regulatory action changes the number of days in which the Board is required to notify a trainer of a potential positive test from 18 calendar days to 21 calendar days after the date the sample is taken.

Title 4

California Code of Regulations

AMEND: 1887

Filed 08/08/05

Effective 09/07/05

Agency Contact: Pat Noble (916) 263-6033

DEPARTMENT OF CORRECTIONS

Limited Term Light Duty

This Certificate of Compliance makes permanent the prior emergency regulatory action (OAL file no. 05-0114-01 EON) dealing with limited term light duty assignments.

Title 15

California Code of Regulations

ADOPT: 3436

Filed 08/03/05

Effective 08/03/05

Agency Contact: Cindy Sunley (916) 358-2477

DEPARTMENT OF FOOD AND AGRICULTURE

Unlawful Dairy Marketing Practices

This proposed regulatory action deals with determining unlawful dairy marketing practices, in particular, selling milk, cream, or any other dairy product below cost.

Title 3

California Code of Regulations

ADOPT: 1811, 1812, 1850 AMEND: 1804, 1806, 1808, 1831, 1930, 1931, 1932, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1950 REPEAL: 1809,

1810, 1851, 1851.1, 1870.1, 1870.2, 1871, 1872,
1873, 1951, 1960, 1961
Filed 08/08/05
Effective 09/07/05
Agency Contact: Mary Riley (916) 341-5988

DEPARTMENT OF MANAGED HEALTH CARE
Data Collection, Disclosure Language, Grading/
Reviewing and Corrective

This action implements Health and Safety Code section 1375.4 by adopting procedures governing financial data reporting and financial solvency compliance by risk-bearing organizations.

Title 28
California Code of Regulations
ADOPT: 1300.75.4.2, 1300.75.4.4, 1300.75.4.7,
1300.75.4.8 AMEND: 1300.75.4, 1300.75.4.5
Filed 08/10/05
Effective 09/09/05
Agency Contact:
Elaine Paniewski (916) 324-9024

DEPARTMENT OF PARKS AND RECREATION
OHMVR Grant & Cooperative Agreement
Regulations

This is a readopt of a prior emergency regulatory action (OAL file no. 05-0401-22ER) dealing with local assistance grants, grants to nonprofit organizations and education institutions, and cooperative agreements with federal agencies and federally recognized Native American tribes by the Off-Highway Motor Vehicle Recreation (OHMVR) Division of the Department of Parks and Recreation. These regulations include definitions, application requirements, types of projects, and specific application and content requirements for the individual projects, environmental impact reporting requirements, wildlife habitat protection program (WHPP)/habitat management program (HMP) and soil conservation requirements, match requirements, and accounting, audits and annual performance reviews. This emergency regulatory action also incorporates by reference the Manual for Off-Highway Motor Vehicle Recreation Local Assistance Grants, Grants to Nonprofit Organizations and Educational Institutions, and Cooperative Agreements Program, dated April 2005, which includes among other regulatory provisions: application instructions, application evaluation criteria and point scoring system, approval of applications, and project administration procedures.

Title 14
California Code of Regulations
ADOPT: 4970.02, 4970.03, 4970.04, 4970.05,
4970.06, 4970.07, 4970.08, 4970.09, 4970.10,
4970.11, 4970.12, 4970.13, 4970.14, 4970.15,
4970.16, 4970.17, 4970.18, 4970.19, 4970.20,
4970.21 AMEND: 4970.00, 4970.01 REPEAL:

4970.02, 4970.03, 4970.04, 4970.05
Filed 08/08/05
Effective 08/08/05
Agency Contact: Julie Hom

DEPARTMENT OF SOCIAL SERVICES
CalWORKs Quarterly Reporting/Prospective
Budgeting

This regulatory action is to implement and make specific several changes in statute as a result of AB 444 (Chapter 1022, Statutes of 2002), AB 692 (Chapter 1024, Statutes of 2002), and AB 1402 (Chapter 398, Statutes of 2003). The regulations are in a tandem format to allow for the operation of both Monthly Reporting/Retrospective Budgeting (MR/RB) and Quarterly Reporting/Prospective Budgeting (QR/PB) during the counties' staggered implementation of the new QR system. The current MR regulations will remain operative for those counties that have not yet implemented the new QR system. Each regulation impacted by QR includes a notification that QR regulations will replace MR regulations once QR is implemented in the county.

Title 22, MPP
California Code of Regulations
ADOPT: 40-036 AMEND: 22-071, 22-072, 22-305,
40-103, 40-105, 40-107, 40-119, 40-125, 40-131,
40-173, 40-181, 40-188, 40-190, 41-405, 42-209,
42-213, 42-221, 42-302, 42-406, 42-407, 42-716,
42-721, 42-751, 42-769, 44-101, 44-102, 44-111,
44-113, 44-115,
Filed 08/05/05
Effective 08/05/05
Agency Contact: Alison Garcia (916) 657-2586

DEPARTMENT OF SOCIAL SERVICES
Quarterly Reporting in the Food Stamp Program

This Certificate of Compliance adopts standards for quarterly reporting of income for food stamp recipients and phases out monthly reporting. Previous file ## 04-0624-03EP, 04-1217-05EEP

Title MPP
California Code of Regulations
ADOPT: 63-508, 63-509 AMEND: 63-034, 63-102,
63-103, 63-300, 63-301, 63-410, 63-501, 63-503,
63-504, 63-505, 63-801, 63-804
Filed 08/05/05
Effective 08/05/05
Agency Contact: Alison Garcia (916) 657-2586

OCCUPATIONAL SAFETY AND HEALTH
STANDARDS BOARD

Fall Protection for Telecommunications Workers

In this regulatory action, the Occupational Safety and Health Standards Board amends a Telecommunications Safety Order pertaining to employees working on overhead lines, revising fall protection provisions.

Title 8
 California Code of Regulations
 AMEND: 8615
 Filed 08/10/05
 Effective 09/09/05
 Agency Contact: Marley Hart (916) 274-5721

**OCCUPATIONAL SAFETY AND HEALTH
 STANDARDS BOARD**
 First Aid Requirements for Fixed Sawmill
 Operations

This action revises the standard applicable to an employer that operates a sawmill that describes its obligation to assure the availability of certified persons able to provide first aid and cardiopulmonary resuscitation.

Title 8
 California Code of Regulations
 AMEND: 6251
 Filed 08/09/05
 Effective 09/08/05
 Agency Contact: Marley Hart (916) 274-5721

**OFFICE OF STATEWIDE HEALTH PLANNING
 AND DEVELOPMENT**
 Associate Degree Nursing Scholarship Program

This regulatory action establishes the statewide Associate Degree Nursing (A.D.N.) Scholarship Pilot Program to provide scholarships to associate degree nursing students in counties determined to have the most need and who agree to a service obligation in a medically underserved area in California after obtaining their nursing license.

Title 22
 California Code of Regulations
 ADOPT: 97800, 97810, 97820, 97830, 97840,
 97850, 97860, 97870, 97880, 97890
 Filed 08/10/05
 Effective 08/10/05
 Agency Contact: Diane Tomoda (916) 324-6500

STATE LANDS COMMISSION
 Marine Invasive Species Control Fund Fee

This action will decrease the fee payable by ships for support of the Marine Invasive Species Control Fund from the current fee of \$500. per visit to California to the new fee of \$400.

Title 2
 California Code of Regulations
 AMEND: 2271
 Filed 08/04/05
 Effective 09/01/05
 Agency Contact:
 Livin D. Prabhu (562) 499-6312

**CCR CHANGES FILED WITH THE
 SECRETARY OF STATE
 WITHIN MARCH 16, 2005 TO
 AUGUST 10, 2005**

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

Title 2

- 08/09/05 ADOPT: 59520
- 08/04/05 AMEND: 2271
- 07/27/05 ADOPT: Div. 8, Ch. 23, Sec. 44000
- 07/20/05 AMEND: 18570
- 07/20/05 ADOPT: 18530.7
- 07/18/05 AMEND: 55400
- 07/18/05 AMEND: 18452
- 07/06/05 AMEND: 7286.0
- 06/24/05 AMEND: 599.502, 599.506
- 06/21/05 AMEND: 18705.5
- 06/16/05 AMEND: Div. 8, Ch. 4, section 25001
- 06/14/05 ADOPT: 18750.2, 18755 AMEND: 18702.4
- 05/31/05 ADOPT: 1859.300, 1859.301, 1859.302, 1859.310, 1859.311, 1859.312, 1859.313, 1859.314, 1859.315, 1859.316, 1859.317, 1859.318, 1859.319, 1859.320, 1859.321, 1859.322, 1859.323, 1859.323.1, 1859.323.2, 1859.324, 1859.325, 1859.326, 1859.327, 1859.328, 185
- 05/27/05 AMEND: 20107
- 05/27/05 AMEND: 1859.2
- 05/26/05 ADOPT: 18465.1
- 05/26/05 AMEND: 1859.2, 1859.81, 1866
- 05/24/05 ADOPT: 1859.23 AMEND: 1859.2, 1859.122, 1859.123, 1859.123.1
- 05/12/05 ADOPT: 1859.71.4, 1859.78.1 AMEND: 1859.2, 1859.73.2, 1859.79.2, 1859.82, 1859.83, 1859.125, 1859.125.1, 1859.145, 1859.163.1, 1859.164.2
- 05/03/05 ADOPT: 20800.1, 20800.2, 20800.3, 20800.4, 20800.5, 20800.6, 20800.7, 20800.8, 20800.9, 20801.1, 20801.2, 20801.3 AMEND: 20800, 20801, 20802
- 05/02/05 ADOPT: 18640 AMEND: 18941.1, 18946, 18946.1, 18946.2, 18946.4
- 04/26/05 AMEND: 1859.2, 1859.42
- 04/19/05 AMEND: 172.4, 172.5, 172.6, 172.7, 172.8, 172.9, 172.10
- 03/21/05 AMEND: 549.70, 549.71, 549.72, 549.74

Title 3

08/08/05 ADOPT: 1811, 1812, 1850 AMEND:
1804, 1806, 1808, 1831, 1930, 1931,
1932, 1940, 1941, 1942, 1943, 1944,
1945, 1946, 1950 REPEAL: 1809, 1810,
1851, 1851.1, 1870.1, 1870.2, 1871,
1872, 1873, 1951, 1960, 1961
07/21/05 AMEND: 6400
07/11/05 AMEND: 3423(b)
07/01/05 AMEND: 2311(b)
06/27/05 ADOPT: 3591.18
06/22/05 AMEND: 3430(b)
06/09/05 ADOPT: 3700
06/03/05 ADOPT: 3963
05/23/05 AMEND: 3636(a)(c)
05/16/05 AMEND: 6388
05/09/05 ADOPT: 1392.2(t), 1392.4(h), 1392.4(i),
1392.4(j), 1392.9(c), 1392.9(d),
04/15/05 AMEND: 1446.9(c), 1454.16(c)
04/04/05 AMEND: 6400

Title 4

08/08/05 AMEND: 1887
06/27/05 ADOPT: 10175, 10176, 10177, 10178,
10179, 10180, 10181, 10182, 10183,
10184, 10185, 10186, 10187, 10188,
10189, 10190, 10191
05/26/05 ADOPT: 7030, 7031, 7032, 7033, 7034,
7035, 7036, 7037, 7038, 7039, 7040,
7041, 7042, 7043, 7044, 7045, 7046,
7047, 7048, 7049, 7050
04/27/05 AMEND: 1844, 1845
04/04/05 ADOPT: 10300, 10302, 10305, 10310,
10315, 10317, 10320, 10322, 10325,
10326, 10327, 10328, 10330, 10335,
10337
03/22/05 AMEND: 12250, 12270, 12271, 12272

Title 5

08/01/05 ADOPT: 15140, 15141
07/28/05 ADOPT: 1030.5, 1030.6, 1030.7, 1030.8
07/12/05 AMEND: 22000
06/23/05 ADOPT: 11992, 11993, 11994
06/22/05 ADOPT: 11967.6, 11967.7, 11967.8
AMEND: 11967, 11968, 11969
06/20/05 ADOPT: 19817.1, 19826.1, 19828.1,
19837 AMEND: 19813, 19814, 19814.1,
19817, 19826, 19828
06/09/05 ADOPT: 11511.6, 11516.6, 11516.7,
11517.5 AMEND: 11510, 11511,
11515.5, 11512, 11512.5, 11513, 11513.5,
11514, 11516, 11516.5, 11517
06/08/05 ADOPT: 17101 AMEND: 9531
06/01/05 AMEND: 41500, 41503, 41504, 41505
05/26/05 AMEND: 80413
05/26/05 AMEND: 30060

05/06/05 ADOPT: 18092.5 AMEND: 18066,
18069, 18078, 18081, 18083, 18084,
18092, 18103, 18106, 18109, 18110
05/06/05 ADOPT: 19850, 19851, 19852, 19853,
19854 AMEND: 19813, 19814, 19814.1
05/06/05 ADOPT: 18220.2, 18224.2, 18224.4,
1840.5, 18249 AMEND: 18220, 18240,
18248
05/06/05 ADOPT: 3075.1, 13075.2, 13075.3,
13075.4 AMEND: 13075
05/05/05 ADOPT: 80021, 80021.1
04/14/05 AMEND: 19836
03/24/05 ADOPT: 80307 AMEND: 80300, 80303,
80310, 80412 REPEAL: 80307
03/21/05 AMEND: 19828.1

Title 8

08/10/05 AMEND: 8615
08/09/05 AMEND: 6251
08/02/05 AMEND: 770
08/02/05 ADOPT: 5022.1 AMEND: 4968
07/28/05 AMEND: 1529, 1535, 5190, 5210, and
8358
06/28/05 AMEND: 3541, 3542, 3543, 3544, 3545,
3546, 3548, 3549
06/20/05 ADOPT: 9767.1, 9767.2, 9767.3, 9767.4,
9767.5, 9767.6, 9767.7, 9767.8, 9767.9,
9767.10, 9767.11, 9767.12, 9767.13,
9767.14
06/20/05 AMEND: 3649, 3651(a)
06/15/05 AMEND: 1670(b)(11)(B)
06/10/05 ADOPT: 9768.1, 9768.2, 9768.3, 9768.4,
9768.5, 9768.6, 9768.7, 9768.8, 9768.9,
9768.10, 9768.11, 9768.12, 9768.13,
9768.14, 9768.15, 9768.16, 9768.17
06/10/05 ADOPT: 9785.4, 9805.1 AMEND: 9725,
9726, 9727, 9785, 9785.2, 9785.3, 9805,
10150, 10152, 10156, 10158, 10160,
10161, 10163, 10165.5 REPEAL: 10151,
10154
06/06/05 ADOPT: 10133.50, 10133.51, 10133.52,
10133.53, 10133.54, 10133.55, 10133.56,
10133.57, 10133.58, 10133.59, 10133.60
05/31/05 ADOPT: 32032, 32033, 32034, 32035,
32606, 32607, 32608, 32609, 81000,
81005, 81010, 81020, 81030, 81040,
81050, 81055, 81060, 81065, 81070,
81075, 81080, 81090, 81100, 81105,
81110, 81115, 81120, 81125, 81130,
81135, 81140, 81145, 81150, 81155,
81160,
05/24/05 AMEND: 3999
05/12/05 AMEND: 9789.11
04/29/05 AMEND: 3456
04/28/05 AMEND: 1637
04/19/05 REPEAL: 16003

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

04/14/05 AMEND: 8354, 8397.10, 8397.11,
8397.12, 8397.13.
04/06/05 AMEND: 230.2
04/06/05 ADOPT: 9792.6, 9792.7, 9792.8, 9792.9,
9792.10, 9792.11 REPEAL: 9792.6
03/16/05 AMEND: 344.30

Title 9

03/25/05 ADOPT: 13000, 13005, 13010, 13015,
13020, 13025, 13030, 13035, 13040,
13045, 13050, 13055, 13060, 13065,
13070, 13075 AMEND: 9846, 10125,
10564

Title 10

07/07/05 AMEND: 4010, 4011, 4013, 4016, 4018,
4019, 5000, 5001, 5002, 5003, 5005,
5006, 5007, 5008, 5009, 5010, 5013,
5020, 5050, 5051, 5060, 5061, 5070,
5110, 5111, 5112, 5113, 5114, 5115,
5116, 5117, 5118, 5119, 5260, 5261,
5262, 5263, 5264, 5266, 5267, 5268,
06/30/05 AMEND: 2699.6600, 2699.6809
06/23/05 AMEND: 2498.6
06/22/05 AMEND: 260.102.14
06/03/05 AMEND: 2698.61, 2698.62
06/03/05 AMEND: 2698.70, 2698.71
05/05/05 ADOPT: 2805, 2805.5, 2805.9, 2805.11,
2806, 2807, 2807.1, 2807.2, 2807.3,
2807.4, 2808, 2809, 2809.1, 2809.2,
2809.3, 2809.5, 2810, 2810.5, 2811
AMEND: 2814 REPEAL: 2805, 2805.1,
2805.1.5, 2806, 2806.5, 2810, 2810.1,
2810.2, 2810.3, 2810.4, 2810.6, 28
04/29/05 AMEND: 2698.30, 2698.31, 2698.32,
2698.33, 2698.34, 2698.35, 2698.36,
2698.37, 2698.38, 2698.39, 2698.40,
2698.41 REPEAL: 2698.40, 2698.41,
2698.42, 2698.43, 2698.44, 2698.45
04/01/05 ADOPT: 2218.60, 2218.61, 2218.62,
2218.63
04/01/05 AMEND: 260.140.72, 260.140.72.1,
260.140.72.5
03/25/05 AMEND: 1556
03/17/05 ADOPT: 2712 AMEND: 2835, 2840,
2840.1, 2851, 2930

Title 11

08/01/05 AMEND: 1005, 1014
07/28/05 ADOPT: 720, 721, 722, 723, 724,
06/24/05 AMEND: 63.2
06/15/05 AMEND: 1005, 1007, 1008
06/15/05 AMEND: 1053
06/13/05 ADOPT: 308, 312.1 AMEND: 300, 301,
302, 303, 304, 305, 306, 307, 310, 311,
312
05/11/05 ADOPT: 61.9
05/09/05 ADOPT: 28.4

05/04/05 AMEND: 51.2
05/04/05 ADOPT: 61.8
05/04/05 ADOPT: 51.23
05/04/05 AMEND: 51.7
05/04/05 ADOPT: 51.25
05/03/05 AMEND: 51.24
05/03/05 AMEND: 51.15
05/03/05 AMEND: 51.12
05/03/05 AMEND: 51.14
03/30/05 AMEND: 970, 970.1, 971., 972, 972.1,
972.2, 972.4, 972.5, 972.6, 972.7, 972.9,
973, 973.1, 974, 974.1, 975, 975.1, 975.2,
975.3, 975.4, 975.5, 975.6, 976, 976.1,
976.2, 976.3, 976.4 REPEAL: 975.1
03/30/05 ADOPT: 2037, 2038 AMEND: 2010,
2037, 2038, 2050

Title 12

06/14/05 AMEND: 503(f)

Title 13

08/08/05 AMEND: 2185
08/02/05 AMEND: 2450, 2451, 2452, 2454, 2455,
2456, 2457, 2458, 2459, 2460, 2461,
2462, 2463, 2464, 2465
07/28/05 AMEND: 25.15, 25.18, 25.19, 25.21,
25.22
07/27/05 AMEND: 350.24
07/19/05 ADOPT: 15.04
05/31/05 AMEND: 551.1, 551.6, 555, 558, 560,
561, 580, 583, 585, 586, 595, 597
05/03/05 ADOPT: 159.10
03/30/05 AMEND: 25.15, 25.18, 25.19, 25.22
03/21/05 ADOPT: 2011 AMEND: 2180.1, 2181,
2184, 2185, 2186, 2192, 2194

Title 13, 17

07/05/05 ADOPT: 2299 (Title 13), 93117 (Title 17)
AMEND: 2281 (Title 13), 2282
(Title 13), 2284 (Title 13)

Title 14

08/08/05 ADOPT: 4970.02, 4970.03, 4970.04,
4970.05, 4970.06, 4970.07, 4970.08,
4970.09, 4970.10, 4970.11, 4970.12,
4970.13, 4970.14, 4970.15, 4970.16,
4970.17, 4970.18, 4970.19, 4970.20,
4970.21 AMEND: 4970.00, 4970.01 RE-
PEAL: 4970.02, 4970.03, 4970.04,
4970.05
08/05/05 ADOPT: 1052.4 AMEND: 895.1, 1052,
1052.1
07/21/05 AMEND: 18419
07/19/05 AMEND: 354, 360, 361, 362, 363, 478.1,
708
07/13/05 AMEND: 122 REPEAL: Appendix A,
Form DFG 122
06/21/05 AMEND: 895, 895.1, 1038, 1038(f)
06/09/05 AMEND: 782

06/09/05 AMEND: 27.80
 05/12/05 AMEND: 120.01
 05/12/05 AMEND: 180.3
 05/11/05 AMEND: 231
 05/11/05 AMEND: 601
 05/11/05 AMEND: 180.15
 05/11/05 AMEND: 150.03
 05/11/05 AMEND: 150.05
 05/10/05 AMEND: 150
 05/10/05 AMEND: 150.02
 05/10/05 AMEND: 551
 05/05/05 AMEND: 165
 04/25/05 AMEND: 851.23
 04/25/05 ADOPT: 1038(i) AMEND: 1038(e)
 04/25/05 ADOPT: 18456.2.1, 18460.2.1 AMEND:
 18449, 18450, 18451, 18456, 18459,
 18459.1, 18459.2.1, 18459.3, 18461,
 18462
 04/22/05 AMEND: 149.1
 04/19/05 AMEND: 670.2
 04/13/05 AMEND: 2030, 2305, 2310, 2505, 2960
 04/11/05 ADOPT: 4970.02, 4970.03, 4970.04,
 4970.05, 4970.06, 4970.07, 4970.08,
 4970.09, 4970.10, 4970.11, 4970.12,
 4970.13, 4970.14, 4970.15, 4970.16,
 4970.17, 4970.18, 4970.19, 4970.20,
 4970.21 AMEND: 4970.00, 4970.01 RE-
 PEAL: 4970.02, 4970.03, 4970.04,
 4970.05
 04/07/05 ADOPT: 1.71 AMEND: 2.09, 2.10, 5.00
 04/04/05 AMEND: 119900
 03/30/05 AMEND: 852, 852.2, 852.3
 03/30/05 AMEND: 825.03, 825.05, 826.01,
 826.03, 829.04, 829.05, 827.02
 03/28/05 ADOPT: 53.00, 53.01, 53.02, 53.03,
 149.1, 149.3 AMEND: 149
 03/25/05 ADOPT: 745.5 AMEND: 746

Title 15

08/03/05 ADOPT: 3436
 07/07/05 ADOPT: 3187 AMEND: 3006, 3188,
 3189, 3331
 06/27/05 REPEAL: 3999.1.7
 06/22/05 AMEND: 2000, 2400, 2403
 06/21/05 REPEAL: 3999.1.2
 06/21/05 REPEAL: 3999.1.3
 06/15/05 AMEND: 3335
 06/08/05 ADOPT: 2251.5, 2251.6, 2251.7
 AMEND: 2041, 2072, 2073, 2074 RE-
 PEAL: 2050, 2051, 2052, 2054, 2055,
 2056, 2701
 06/02/05 AMEND: 1006, 1010, 1018, 1020, 1021,
 1023, 1025, 1028, 1029, 1045, 1046,
 1051, 1052, 1065, 1083, 1144, 1206,
 1209, 1240, 1241, 1242, 1243, 1245,
 1246, 1247, 1248, 1262, 1265, 1267,
 1270, 1271 REPEAL: 1218

06/01/05 ADOPT: 4141, 4141.1
 05/26/05 AMEND: 3287

Title 16

07/28/05 AMEND: 1387, 1387.1, 1387.2, 1387.3,
 1387.5, 1387.6, 1390, 1390.3, 1391
 07/27/05 AMEND: 2085.2
 07/26/05 AMEND: 418
 07/22/05 AMEND: 1888
 07/22/05 AMEND: 109, 116, 117
 07/21/05 ADOPT: 1070.5
 07/18/05 ADOPT: 1399.327, 1399.350.5,
 1399.352.7, 1399.372.5
 07/12/05 AMEND: 1397.51
 07/06/05 ADOPT: 1922.3, 1993.1 AMEND:
 1950.5, 1951, 1953
 07/05/05 ADOPT: 1398.26.1
 07/05/05 ADOPT: 1399.454 AMEND: 1399.450,
 1399.451
 06/22/05 AMEND: 1041
 05/31/05 AMEND: 4154
 05/12/05 AMEND: 1491
 05/10/05 ADOPT: 2293, 2294
 04/28/05 ADOPT: 1070.3
 04/25/05 AMEND: 1805.1, 1807, 1807.2, 1811,
 1816, 1816.1, 1816.4, 1833, 1833.1,
 1833.2, 1846, 1846.1, 1850.7, 1874,
 1886, 1887.4, 1887.9, 1889, 1889.1,
 1889.2, 1889.3
 04/21/05 AMEND: 1398.38
 04/21/05 AMEND: 1399.155
 04/14/05 AMEND: 54.1, 54.2
 04/14/05 AMEND: 1071, 1083
 04/14/05 AMEND: 1398.30
 03/28/05 AMEND: 1399.688
 03/17/05 ADOPT: 869.1, 869.2, 869.3, 869.4,
 869.5
 03/16/05 ADOPT: 4160, 4161, 4162, 4163

Title 17

08/01/05 ADOPT: 58800, 58810, 58811, 58812,
 58820, 58821, 58822, 58830, 58831,
 58832, 58833, 58834, 58840, 58841,
 58842, 58850, 58851, 58860, 58861,
 58862, 58863, 58864, 58870, 58871,
 58872, 58873, 58874, 58875, 58876,
 58879, 58880, 58881, 58882 AMEND:
 54302,
 07/22/05 ADOPT: 50243, 50245, 50247, 50249,
 50251, 50253, 50255, 50257, 50259,
 50261, 50262, 50263, 50265, 50267
 07/11/05 AMEND: 54319
 06/30/05 AMEND: 2500, 2502, 2505
 06/23/05 AMEND: 60201, 60202, 60205, 60210
 06/22/05 ADOPT: 30194.1, 30194.2 AMEND:
 30100, 30145, 30145.1, 30225, 30230,
 30231, 30408, 30535 REPEAL: 30232

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

06/20/05 AMEND: 94501, 94506, 94507, 94508, 94509, 94510, 94512, 94513, 94515, 94526, & Test Method
05/18/05 AMEND: 50604, 50605, 54310, 54320, 54326, 54332, 54335
05/12/05 ADOPT: 1029.117, 1029.134, 1031.8, 1031.9, 1032.5, 1035.3, 1035.4
05/02/05 ADOPT: 50243, 50245, 50247, 50249, 50251, 50253, 50255, 50257, 50259, 50261, 50262, 50263, 50265, 50267
04/26/05 AMEND: 3030
04/04/05 AMEND: 93115
03/30/05 ADOPT: 54351, 58800, 58811, 58812, AMEND: 54302, 54310, 54320, 54370
03/24/05 AMEND: 94011

Title 18

07/08/05 ADOPT: 4056.1
06/07/05 ADOPT: 1160, 1214, 1331.2, 1425, 2257, 2333, 2425, 2520, 3005, 3303, 3503, 4031.1, 4905
05/05/05 AMEND: 18522, 18526, 18523, 18530
05/04/05 AMEND: 6001
04/29/05 ADOPT: 4056.1
04/07/05 AMEND: 1703
03/30/05 AMEND: 5041, 5073, 5076, 5082.2
03/18/05 AMEND: 27
03/18/05 AMEND: 1566

Title 19

05/26/05 AMEND: 3.11

Title 20

07/26/05 AMEND: 1340, 1341, 1342, 1343, 1344
03/16/05 AMEND: 1601, 1602, 1603, 1605.1, 1605.2, 1605.3, 1606, 1607, 1608

Title 21

06/03/05 ADOPT: 4059, 4060, 4062.1, 4066, 4067, 4069, 4072.1 AMEND: 4050, 4052, 4055, 4056, 4057, 4058, 4061, 4062, 4063, 4064, 4070, 4071, 4072, 4073 REPEAL: 4065

Title 22

08/10/05 ADOPT: 97800, 97810, 97820, 97830, 97840, 97850, 97860, 97870, 97880, 97890
07/11/05 AMEND: 70217
07/06/05 ADOPT: 72516, 73518
06/30/05 AMEND: 90417
06/02/05 ADOPT: 51000.10.1, 51000.15.1, 51000.20.9, 51000.31, 51000.51, 51000.52, 51000.53, 51000.60 AMEND: 51000.1, 51000.1.1, 51000.3, 51000.4, 51000.6, 51000.7, 51000.16, 51000.30, 51000.35, 51000.40, 51000.45, 51000.50, 51000.55, 51051, 51451
05/17/05 AMEND: 66250.1, 66250.2

05/05/05 ADOPT: 97251, 97252, 97253, 97254, 97255, 97256, 97257, 97258, 97259, 97260, 97261, 97262, 97263, 97264, 97265 AMEND: 97210, 97211, 97212, 97213, 97215, 97216, 97218, 97219, 97220, 97221, 97222, 97223, 97224, 97225, 97226, 97227, 97228, 97229, 97230,
04/21/05 AMEND: Appendix
04/11/05 AMEND: 66260.201
04/11/05 AMEND: 111430
03/24/05 AMEND: 70577, 70717, 71203, 71517, 71545
03/23/05 ADOPT: 96000, 96005, 96010, 96015, 96020, 96025
03/23/05 ADOPT: 50960.2, 50960.4, 50960.9, 50960.12, 50960.15, 50960.21, 50960.23, 50960.26, 50960.29, 50960.32, 50960.36, 50961, 50965 AMEND: 50962, 50963, 50964 REPEAL: 50960, 50961

Title 22, MPP

08/05/05 ADOPT: 40-036 AMEND: 22-071, 22-072, 22-305, 40-103, 40-105, 40-107, 40-119, 40-125, 40-131, 40-173, 40-181, 40-188, 40-190, 41-405, 42-209, 42-213, 42-221, 42-302, 42-406, 42-407, 42-716, 42-721, 42-751, 42-769, 44-101, 44-102, 44-111, 44-113, 44-115,
06/29/05 AMEND: 63.103.2, 63-300.5, 63-402.229, 63-503.441, 63-509(b), 63-509(c), 63-801.737(QR)
06/15/05 AMEND: 80027, 80036, 87224, 87228, 87834, 87836, 101178, 101187, 102384
05/09/05 AMEND: 80044, 80045, 80066, 80070, 84063, 87344, 87345, 87566, 87570, 87571, 87725, 87725.12, 87844, 87866, 87870, 88069.7, 88070, 89119, 89182, 89244, 89245, 89370, 89566, 101200, 101201, 101217, 101221, 102391, 102392

Title 23

07/25/05 ADOPT: 3298
07/22/05 ADOPT: 3979
07/13/05 ADOPT: 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428
06/20/05 ADOPT: 499.4.1.1, 499.4.1.2, 499.4.2, 499.6.3 AMEND: 499.1, 499.2, 499.3, 499.4, 499.4.1, 499.5, 499.6, 499.6.1, 499.7, 499.8 REPEAL: 499.6.2
06/13/05 ADOPT: 18459.1.2, Form CIWMB 203, Form 204 AMEND: 18449, 18450, 18451, 18453.2, 18456, 18456.2.1, 18457, 18459, 18459.1, 18459.2.1, 18459.3, 18460.1, 18460.1.1, 18460.2, 18460.2.1, 18461, 18462, 18463, 18464, 18466, Penalty Table 1, Penalty Table 2

CALIFORNIA REGULATORY NOTICE REGISTER 2005, VOLUME NO. 33-Z

05/31/05 ADOPT: 2917
05/23/05 ADOPT: 3939.14
05/17/05 AMEND: 645
03/28/05 AMEND: 2611

Title 25

07/22/05 ADOPT: 1019, 1105, 1276, 2105, 2276
07/11/05 AMEND: 8002, 8004, 8012, 8014
07/07/05 ADOPT: 8439, 8439.1, 8439.2, 8439.3,
8439.4, 8440, 8440.1, 8440.2, 8440.3,
8441, 8441.1, 8441.2, 8441.3, 8441.4,
8441.5, 8442, 8442.1, 8442.2, 8442.3,
8442.4, 8442.5, 8442.6, 8442.7, 8442.8,
8442.9, 8442.10, 8442.11, 8443, 8443.1,
8443.2, 8443.3, 8443.4,
04/25/05 AMEND: 7056, 7060, 7062.1, 7064,
7066, 7078.4

04/14/05 ADOPT: 7340, 7341, 7342, 7343, 7344,
7345, 7346, 7347
04/07/05 AMEND: 6935, 6935.2

Title 28

08/10/05 ADOPT: 1300.75.4.2, 1300.75.4.4,
1300.75.4.7, 1300.75.4.8 AMEND:
1300.75.4, 1300.75.4.5
07/25/05 AMEND: 1300.74.30
06/17/05 AMEND: 1300.70.4

Title MPP

08/05/05 ADOPT: 63-508, 63-509 AMEND: 63-
034, 63-102, 63-103, 63-300, 63-301,
63-410, 63-501, 63-503, 63-504, 63-505,
63-801, 63-804
08/01/05 AMEND: 11-400, 11-102, 11-403, 11-406
04/22/05 AMEND: 42-101

