



# California Regulatory Notice Register

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The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

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## PROPOSED ACTION ON REGULATIONS

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### TITLE 2. DEPARTMENT OF JUSTICE

#### NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE OF THE DEPARTMENT OF JUSTICE, OFFICE OF THE ATTORNEY GENERAL

NOTICE IS HEREBY GIVEN that the Department of Justice, Office of the Attorney General, pursuant to the authority set forth in section 87306 of the Government Code, proposes amendments to its conflict of interest code. The purpose of these amendments is to implement the requirements of sections 87300 through 87302, and section 87306, of the Government Code.

The Political Reform Act (Gov. Code, § 81000 et seq.) requires each government agency to adopt a conflict of interest code, and agency personnel covered by the code to periodically file a financial disclosure statement known as a statement of economic interests. (See Gov. Code, §§ 87300 and 87302.) Among other things, an agency's conflict of interest code must enumerate employee positions with the agency that involve the making of or participation in the making of decisions that may foreseeably have a material financial effect on any economic interest of the employee and, for each enumerated position, the specific types of investments, business positions, interests in real property, and sources of income and gifts which are required to be disclosed on the statement of economic interests. (Gov. Code, § 87302.)

The Department of Justice, Office of the Attorney General proposes to amend its conflict of interest code due to the creation of new employee positions and the reorganization of existing employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code.

The amendments are as follows:

#### **1. Description of Executive Office and Programs Positions**

Several Executive Office positions are designated as "Exempt Appointments or Career Executive Appoint-

ments." At the request of the Fair Political Practices Commission, the amended code separately designates these positions by their current job titles for ease of reference, including:

- Chief of Staff
- Director of the Office of Equal Employment Rights and Resolutions
- Director of Communications

In order to reflect the current organizational structure of the Department, the amended code renames the designated positions "Assistant Attorney General in charge of the Legislative Affairs Unit and the advocates who work under this position" to the "Director in charge of the Legislative Affairs Unit and the advocates who work under this position." It also renames the designated positions of "Assistant Attorney General in charge of the Opinion Unit and the deputies who work under this position" to "Solicitor General and the attorneys, including those in the Opinion Unit, who work under this position."

#### **2. Designated Positions in the E-Crime Unit**

The amended code designates new positions within the E-Crime Unit under the Division of Criminal Law, based upon their ability to affect specified financial interests. It tailors the disclosure obligations for these employees under newly-created disclosure category 15 to include any interest in or income from financial institutions and business entities that engage in the manufacture, marketing, sale, or distribution of information technology or entertainment products. These new positions are:

- Deputy Attorneys General, Deputy Attorneys General III, IV, and Supervising Deputy Attorneys General in the E-Crime Unit
- Director of Privacy Education and Policy
- All auditors in the E-Crime Unit

#### **3. Other Newly Designated Positions**

The amended code adds the positions of "all auditors" in the Tobacco Litigation and Enforcement Section in the Division of Public Rights, subject to disclosure category 11.

The amended code adds the position of "Special Agent Supervisor in charge of the Facilities Protection Unit" in the Division of Law Enforcement, subject to disclosure category 14.

The amended code adds the position of "All other employees that make, participate in the making, or use their official position to influence the making of governmental decisions as a member of the special team or task force," subject to disclosure category 10.

#### **4. Changes in the Department's Organizational Structure**

The amended code adds the position of "Deputy Attorneys General, Deputy Attorneys General III, IV, and

Supervising Deputy Attorneys General in the Labor Relations Unit” in the Division of Administrative Support to reflect an organizational change in the Department.

The amended code adds the positions of “Staff Services Managers I, II, and III” to the Division of California Justice Information Services to reflect the transfer of these positions and their incumbent employees from the Division of Law Enforcement.

The amended code changes the designated position of “All auditors in the Registry of Charitable Trusts” to “All auditors in Charitable Trusts Section” in the Division of Public Rights to ensure that all auditors in the Charitable Trusts Section are designated.

The amended code deletes certain positions that are vacant and will not be utilized in the future. Those positions are:

- Department of Justice Administrators II and III, Executive Office and Programs
- All auditors in the Business and Tax Section, Division of Civil Law
- Crime Prevention Specialists or Crime Prevention Program Supervisors who are regularly assigned tasks involving the development, review, or award of bids/contracts, Division of Criminal Law (these functions have been transferred to the Division of Administrative Support)
- Department of Justice Administrators I, II, and III, Division of Administrative Support
- Senior Information Systems Analyst (Spec.), Division of Administrative Support
- Criminalist Managers, Division of Administrative Support
- Deputy Attorneys General, Deputy Attorneys General III, IV, and Supervising Deputy Attorneys General, Division of Law Enforcement, Bureau of Firearms

The amended code deletes the positions of Senior Assistant Attorneys General in the Divisions of Civil Law, Criminal Law, and Public Rights because those positions are duplicative of the Senior Assistant Attorneys General positions designated in the Executive Office and Programs.

The amended code also makes other technical changes to reflect the current organizational structure of the Department.

#### **5. Changes to Disclosure Categories**

The amended code deletes two disclosure categories, 15 and 16, which have no current assigned employees. It creates a new disclosure category 15, which requires the newly designated positions in the E-Crime Unit to disclose their interests in financial institutions and business entities that engage in the manufacture, marketing,

sale, or distribution of information technology or entertainment products. Finally, it renumbers disclosure category 19 to 12, because 12 was deleted and otherwise vacant, and it renumbers disclosure category 18 to 16, because 16 was deleted and otherwise vacant.

#### **6. Format Changes**

This code also includes a variety of changes requested by the FPPC to conform with its latest format standards for conflict of interest codes. This includes the removal of consultants from category 10 and its use of an explanatory asterisk to define the disclosure obligations of consultants.

Copies of the proposed amendments and the amended code are available and may be requested from the Contact Person set forth below.

Any interested person may submit written statements, arguments or contentions relating to proposed amendments by submitting them in writing no later than November 18, 2013, 4:30 p.m., or at the conclusion of the public hearing, if one is requested, whichever comes later, to the Contact Person set forth below.

At this time, no public hearing has been scheduled concerning the proposed amendments. If any interested person or the person’s representative requests a public hearing, he or she must do so no later than 4:30 p.m., November 4, 2013 by contacting the Contact Person set forth below. If a public hearing is requested, it will be held on November 19, 2013 at 10:00 a.m. at the Office of the Attorney General, 1300 I Street, Sacramento, California.

After completion of the written comment period/hearing, the Department of Justice, Office of the Attorney General may adopt the proposed amendments if they remain substantially the same as described in the text originally made available to the public. The Department of Justice, Office of the Attorney General may make changes to the proposed amendments prior to their adoption so long as the text of any modified amendment is made available to the public at least 15 days before the Department of Justice, Office of the Attorney General adopts the amendments. A request for the modified text should be made to the Contact Person set forth below. The Department of Justice, Office of the Attorney General will accept written comments on the modified amendments, addressed to the Contact Person set forth below, for 15 days after the date on which the text of any modified amendments is made available.

The Department of Justice, Office of the Attorney General has prepared a written explanation of the reasons for the proposed amendments (Initial Statement of Reasons) and has available the information on which the amendments are based. Copies of the proposed amendments, the Initial Statement of Reasons and the information on which the amendments are based may

be obtained by contacting the Contact Person set forth below.

The Department of Justice, Office of the Attorney General has determined that the proposed amendments:

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

In making these proposed amendments, the Department of Justice, Office of the Attorney General must determine that no alternative considered by the agency would be more effective in carrying out the purpose for which the amendments are proposed or would be as effective and less burdensome to affected private persons than the proposed amendments.

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

Ted Prim, Deputy Attorney General  
 Government Law Section  
 1300 I Street, 17th Floor  
 Sacramento, CA 95814  
 Ted.Prim@doj.ca.gov  
 (916) 324-5481

## TITLE 2. VICTIM COMPENSATION AND GOVERNMENT CLAIMS BOARD

### GOVERNMENT CLAIM PROGRAM REGULATIONS

Title 2, §§ 630, 631, 631.5, 632, 632.5, 632.6, 632.7, 632.8, 632.9, 632.10, 632.11, 632.12

The Victim Compensation and Government Claims Board (Board) proposes to amend the regulations described below after considering all comments, objections and recommendations regarding the proposed action.

### PUBLIC HEARING

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

### WRITTEN COMMENT PERIOD

Any interested individual, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Board. The written comment period closes at 5:00 p.m. on November 18, 2013. The Board will consider only comments received at the Board's office by that time. Submit written comments to:

Geoff Feusahrens, Regulations Analyst  
 Victim Compensation and Government  
 Claims Board  
 400 R Street  
 Sacramento, CA 95811

Comments may also be submitted by facsimile (FAX) at (916) 491-6441 or by e-mail to [regulations@vcgcb.ca.gov](mailto:regulations@vcgcb.ca.gov).

### AUTHORITY AND REFERENCE

Government Code section 13920 authorizes the Board to adopt these proposed regulations. The proposed regulations implement, interpret and make specific Government Code sections 13920, 900-965.9.

### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

California Government Code section 900 et seq., commonly known as the "Government Claims Act," requires those seeking monetary damages from most state governmental entities to exhaust their administrative remedies by filing a claim with the Victim Compensation and Government Claims Board (Board) before initiating litigation. Because the current regulations have not been amended since approximately 1977, the Government Claim Program (GCP) proposes amending these regulations to clarify the current requirements and procedures necessary to make a claim against the state entities over which the Board has jurisdiction. This proposed rule-making action also revises forms and updates statutory language referring to the Board as the "Board of Control."

The proposed regulations and revisions will benefit claimants, legal professionals, state and local public en-

tities, and GCP staff by reducing confusion and contradictions because the current regulations refer to statutes and forms which have been amended, in some cases, many times since the current regulations were published. The proposed regulations will also benefit the public by reducing the amount of paper necessary to file a claim, as well costs associated with the storage of processed claims. Finally, the proposed provisions will promote transparency by codifying GCP practices and procedures which are presently being used.

The Board has determined that the proposed regulation is not inconsistent or incompatible with existing state regulations. After performing a review of any related regulations, GCP has concluded that these are the only regulations dealing with claims against state entities. Therefore, these proposed regulations are neither inconsistent, nor incompatible, with existing state regulations.

Document Incorporated by Reference: Government Claim Form, revision 1/2014.

#### RESULTS OF THE ECONOMIC IMPACT ANALYSIS

Adoption of these regulations will not:

- (1) create or eliminate jobs within California;
- (2) create new businesses or eliminate existing businesses within California; or
- (3) affect the expansion of businesses currently doing business within California.

However, the regulations may encourage private businesses to contract with the State because the clearer regulations will make it easier for businesses to allege a breach of contract or other grievance. Increasing diversity within the state contracting system may benefit the public as a whole by increasing the variety of goods and services provided to the State.

*Disclosures Regarding the Proposed Action. The Board has made the following initial determinations:*

#### DISCLOSURES REGARDING THE PROPOSED ACTION

*The Board has made the following initial determinations:*

Mandate on local agencies and school districts: None.

Cost or savings to any state agency: None at this time.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code 17500 through 17630: None.

Other nondiscretionary cost or savings imposed on local agencies: None.

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

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

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

Significant effect on housing costs: None.

#### SMALL BUSINESS DETERMINATION

The Board has determined that the proposed regulation does not affect small businesses because it only clarifies existing law and procedures.

#### CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Board must determine that no reasonable alternative it considered or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private individuals than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The Board invites interested individuals to present statements or arguments with respect to alternatives to the proposed regulation during the written comment period.

#### CONTACT PERSON

Inquiries concerning the proposed administrative action may be directed to:

Geoff Feusahrens  
Victim Compensation and Government  
Claims Board  
400 R Street  
Sacramento, CA 95811  
Telephone: (916) 491-3863

Backup contact person:

Mary Lundeen  
Victim Compensation and Government  
Claims Board  
400 R Street  
Sacramento, CA 95811  
Telephone: (916) 491-3751

Please direct requests for copies of the proposed text of the regulations, the Initial Statement of Reasons, the

modified text of the regulations, if any, or other information upon which the rulemaking is based to Geoff Feusahrens at the above address.

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

The Board will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulation and the Initial Statement of Reasons. Copies may be obtained by contacting Geoff Feusahrens at the address or phone number listed above.

AVAILABILITY OF CHANGED OR  
MODIFIED TEXT

After holding the hearing, if requested, and considering all timely and relevant comments received, the Board may adopt the proposed regulation substantially as described in this notice. If the Board makes modifications which are sufficiently related to the original proposed text, it will make the modified text available to the public at least 15 days before the Board adopts the regulation as revised. Please send requests for copies of the modified regulation to the attention of Geoff Feusahrens at the address indicated above. The Board will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT  
OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Geoff Feusahrens at the above address.

AVAILABILITY OF DOCUMENTS ON  
THE INTERNET

Copies of the Notice of Proposed Rulemaking, the Initial Statement of Reasons and the text of the regulations in underline and strikeout can be accessed through our website at [www.vcgcb.ca.gov](http://www.vcgcb.ca.gov).

**TITLE 8. OCCUPATIONAL SAFETY  
AND HEALTH STANDARDS BOARD**

NOTICE OF PUBLIC MEETING/PUBLIC  
HEARING/BUSINESS MEETING OF THE  
OCCUPATIONAL SAFETY AND HEALTH  
STANDARDS BOARD AND NOTICE OF  
PROPOSED CHANGES TO TITLE 8 OF THE  
CALIFORNIA CODE OF REGULATIONS

Pursuant to Government Code Section 11346.4 and the provisions of Labor Code Sections 142.1, 142.2, 142.3, 142.4, and 144.6, the Occupational Safety and Health Standards Board of the State of California has set the time and place for a Public Meeting, Public Hearing, and Business Meeting:

**PUBLIC MEETING:** On **November 21, 2013**, at 10:00 a.m. in Room 310 of the County Administration Center  
1600 Pacific Highway,  
San Diego, California.

At the Public Meeting, the Board will make time available to receive comments or proposals from interested persons on any item concerning occupational safety and health.

**PUBLIC HEARING:** On **November 21, 2013**, at 10:00 a.m. in Room 310 of the County Administration Center  
1600 Pacific Highway,  
San Diego, California.

At the Public Hearing, the Board will consider the public testimony on the proposed changes to occupational safety and health standards in Title 8 of the California Code of Regulations.

**BUSINESS MEETING:** On **November 21, 2013**, at 10:00 a.m. in Room 310 of the County Administration Center  
1600 Pacific Highway,  
San Diego, California.

At the Business Meeting, the Board will conduct its monthly business.

**DISABILITY ACCOMMODATION NOTICE:** Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the public hearings/meetings of the Occupational Safety and Health Standards Board should contact the Disability Accommodation Coordinator at (916) 274-5721 or the statewide Disability Accommodation Coordinator at 1-866-326-1616 (toll free).

The statewide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY-Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Realtime Translation (CART), a sign-language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing.

Division 1, Chapter 4,  
Subchapter 4, Article 7,  
New Section 1550  
**Tank Storage  
Subject to Flooding,  
Precautionary Measures**

**NOTICE OF PROPOSED CHANGES TO TITLE 8  
OF THE CALIFORNIA CODE OF REGULATIONS  
BY THE OCCUPATIONAL SAFETY AND  
HEALTH STANDARDS BOARD**

Notice is hereby given pursuant to Government Code Section 11346.4 and Labor Code Sections 142.1, 142.4 and 144.5, that the Occupational Safety and Health Standards Board pursuant to the authority granted by Labor Code Section 142.3, and to implement Labor Code Section 142.3, will consider the following proposed revisions to Title 8, General Industry Safety Orders and Construction Safety Orders of the California Code of Regulations, as indicated below, at its Public Hearing on **November 21, 2013**.

1. **TITLE 8:**        **GENERAL INDUSTRY  
SAFETY ORDERS**  
Division 1, Chapter 4,  
Subchapter 7, Article 145,  
Section 5605  
**CONSTRUCTION SAFETY  
ORDERS**  
Division 1, Chapter 4,  
Subchapter 4, Article 7,  
New Section 1550  
**Tank Storage  
Subject to Flooding,  
Precautionary Measures**

Descriptions of the proposed changes are as follows:

1. **TITLE 8:**        **GENERAL INDUSTRY  
SAFETY ORDERS**  
Division 1, Chapter 4,  
Subchapter 7, Article 145,  
Section 5605  
**CONSTRUCTION SAFETY  
ORDERS**

**INFORMATIVE DIGEST OF PROPOSED  
ACTION/POLICY STATEMENT OVERVIEW**

The Occupational Safety and Health Standards Board (Board) notes that the Federal standards, 29 CFR 1910.106(b)(5)(vi) and 1926.152(i)(5)(vi) have expanded and comprehensive procedures addressing the issue of safeguarding storage tanks located in flood areas. Title 8, Section 5605 of the General Industry Safety Orders (GISO) states installation of tanks be in accordance with the provisions of the National Fire Protection Association (NFPA) No. 30-1973 and does not elaborate or provide further direction. The NFPA standard referenced in Section 5605 is badly outdated and no longer available for review. Furthermore, the state standard has no provisions under the Construction Safety Orders (CSO) to address tanks located in flood areas.

This rulemaking action proposes amending Section 5605 to reflect the latest edition (2012) of NFPA 30 citing Chapter 21, Section 21.7.3, Chapter 22, Section 22.5.2.5, and Section 22.14, Chapter 23, Section 23.14, and Annex A.23.14.1, which will be incorporated by reference in proposed Subsection (a). These specific sections in the code address underground and above ground tanks subjected to flooding. The proposal also adds a new Section 1550 to the CSO to align Title 8 with the Federal construction standard 29 CFR Section 1926.152(i)(5)(vi). The proposed amendment essentially duplicates the existing Federal language affecting storage tanks in the general and construction industries. The equivalent Federal standards do not refer to the NFPA 30 code for guidance, but provides expanded details for taking precautions necessary to secure and maintain tanks in flood-prone areas.

This proposal will render Title 8, GISO Section 5605 and CSO new Section 1550 at least as effective as (ALAEA) the Federal standard as required by Labor Code Section 142.3(a)(2). Clarifying the regulatory language will provide consistency and eliminate the discrepancy between existing Title 8 and its Federal counterpart standards. This regulatory proposal is intended to provide worker safety at places of employment in California.

This proposed rulemaking action:

- Is based on the following authority and reference: Labor Code Section 142.3, which states, at Subsection (a)(1) that the Board is “the only agency in the state authorized to adopt occupational safety and health standards.” When read in its entirety, Section 142.3 requires that California have a system of occupational safety and health regulations that at least mirror the equivalent federal regulations and that may be more protective of worker health and safety than are the federal occupational safety and health regulations.
- Aligns Title 8 with the equivalent federal standards by essentially adopting the more comprehensive federal language that pertains to precautionary measures for storage tanks subjected to flooding. Updates a badly outdated reference to NFPA 30 with the current 2012 edition and identifies the provisions of the code that directly impact all storage tanks located in flood-prone areas. The proposal will ensure that Title 8 is ALAEA the counterpart Federal standards.
- Is not inconsistent or incompatible with existing state regulations. This proposal is part of a system of occupational safety and health regulations. The consistency and compatibility of that system’s component regulations is provided by such things as: (1) the requirement of the federal government and the Labor Code to the effect that the State regulations be at least as effective as their federal counterparts, and (2) the requirement that all state occupational safety and health rulemaking be channeled through a single entity (the Standards Board).
- This proposal will clarify regulatory language pertaining to above-ground and underground tanks subjected to flooding and will provide consistency by eliminating the discrepancy between existing Title 8 and its Federal counterpart standards.

**Section 5605. Protection of Tanks in Locations That May Be Flooded.**

Existing Section 5605 requires storage tanks in an area that may be subjected to flooding be installed in accordance with the provisions of NFPA 30–1973.

**New Subsection (a)**

New subsection (a) corrects the outdated citation to the latest NFPA 30–2012 edition and identifies Chapter 21, Section 21.7.3, Chapter 22, Section 22.5.2.5, and Section 22.14, Chapter 23, Section 23.14, and Annex A.23.14.1 that directly address storage tanks subjected to flooding. These standards will be incorporated by

reference, and are necessary to ensure that only applicable guidance directly related to the installation of flood-prone storage tanks is provided.

**New Subsection (b)**

New subsection (b) lists applicable requirements when an underground or above ground storage tank is located in a flood area (i.e., an area prone to flooding). These proposed requirements are necessary to ensure that specific precautions are observed prior to locating storage tanks in flood-prone areas.

New subsection (b)(1) requires that above-ground tanks containing hazardous liquids shall not be located such that the liquid level in the tank is below the established maximum flood stage, unless provided with structural guides as described in subsections (b)(12), (13), and (14). This proposed requirement is necessary to ensure that the tank will remain anchored or can adjust to the level of the flood waters if equipped with structural guides.

New subsection (b)(2) requires that an independent water source is available for loading partially empty tanks. This proposed amendment is needed to ensure the employer will have the ability to add weight to the tank for greater stability and prevent it from floating away.

New subsection (b)(3) requires that submerged tanks with more than 70 percent, but less than 100 percent, of its storage capacity shall be safeguarded either (i) by raising the tank until its top is above the maximum flood stage a distance equal to 30 percent or more of its capacity and the submerged portion of the tank does not exceed two and one-half times its diameter; or (ii) by providing noncombustible structural guides that will allow tanks to float vertically without the loss of product. This subsection is necessary to ensure the tanks are able to adjust to the rise and fall of the floodwaters and maintain their integrity.

New subsection (b)(4) addresses horizontal tanks where more than 70 percent of the tank’s capacity is submerged must be secured to prevent movement and from floating away. These proposed amendments are necessary to ensure that tanks remain stable and do not detach from their foundation.

New subsection (b)(5) requires that in locations where water for filling underground tanks is not available for securing the tanks, each tank will be safeguarded from movement by anchoring, weighting with concrete or secured by other means. This safeguard procedure is necessary to prevent tanks from movement or floating away.

New subsection (b)(6) requires underground tanks containing hazardous liquids, where an ample supply of water is available and more than 70 percent of its storage capacity is submerged, must be anchored, weighted

or secured by other means. This procedure is necessary to ensure that submerged tanks with hazardous liquids will be prevented from movement or being detached from their anchorage.

New subsection (b)(7) requires pipe connections below the liquid level be equipped with valves or cocks as close as practicable to the tank shell and be made of steel or other material suitable for the liquid being stored. These proposed amendments are necessary to ensure ease of access to the valves and provide extended durability for the pipe connections.

New subsection (b)(8) stipulates that an independent source of water is required when floodwaters reach a level not less than 10 feet below the bottom of the lowest tank on the property. This proposed amendment is necessary to ensure that an independent water supply is available when needed and not reliant on public power and water.

New subsection (b)(9) requires a self-contained power and pumping unit be located, designed and capable of continuous operation throughout the rise in floodwaters. This proposed amendment is necessary to provide the employer with an uninterrupted capability to provide water to anchor the tank during rising floodwaters.

New subsection (b)(10) requires the pumping unit to have the capacity to match the rise of water in all tanks to the potential average rate of rise of floodwaters. This proposed requirement is needed to ensure that, as the floodwaters rise, the tanks will be commensurately filled to maintain their anchorage.

New subsection (b)(11) requires each pumping unit be periodically tested. This procedure is necessary to ensure that the pumping units are regularly maintained and will operate when needed.

New subsections (b)(12), (13) and (14) describe the design, construction and strength requirements of structural guides which allow above-ground vertical storage tanks to move freely with the rise in floodwaters. These proposed requirements are necessary to ensure that structural guides are capable of withstanding the forces of floodwaters and the tank(s) remain stable during an inundation event.

New subsection (b)(15) requires that storage tanks protected by water loading must be filled as soon as flood waters reach flood stage. This procedure is necessary to ensure that the rate of filling the tank is commensurate with the rate of rise of the floodwaters to maintain the integrity of the tank.

New subsection (b)(16) requires that fuel be available at all times to operate the water pumps. This proposed requirement is necessary to ensure that fuel to run the pumps is accessible.

New subsection (b)(17) requires that valves on connecting pipelines be locked in the closed position after

water loading is complete. This proposed requirement is necessary to ensure that each tank maintains its load should other tanks become damaged or separated.

New subsection (b)(18) requires that all rigid connections between tanks and pipelines must be disconnected and blanked off or blinded (to close the ends of piping systems) where structural guides are used for the protection of floating tanks, unless the connections are of the type that prevents breakage between the valve and the tank shell. This requirement is necessary to ensure that leakage or the loss of product is prevented through isolating the tank by capping or sealing the pipe connections.

New subsection (b)(19) requires that all valves connected to the storage tank must be closed and locked with the exception of those valves used for water loading operations. This proposed requirement is necessary to ensure that tank-saving, water loading operations can continue while floodwaters are rising.

New subsection (b)(20) requires the swing pipe be raised to its highest position and secured if the tank is equipped with a swing line. The swing pipe is controlled by the swing line which directs the pipe within the tank to various elevated positions. This requirement is necessary to ensure that in the event of a fire, the uncontrolled and dangerous release of tank contents is prevented.

New subsection (b)(21) stipulates that the Chief of the Division of Occupational Safety and Health (Division) will ensure inspections are conducted. The Chief or his/her authorized representative will conduct periodic inspections to verify that tanks are in compliance, flood emergency instructions are posted, and operators/employees are informed and knowledgeable of the operation and equipment. This proposed requirement is necessary to ensure that the requirements of this section are maintained by the Division.

**New Section 1550. Protection of Tanks in Locations That May Be Flooded.**

A new Section 1550 is proposed for addition to the CSO to apply the same requirements for construction work as with the general industry. The proposal is consistent with its Federal counterpart standard regarding storage tanks in locations subject to flooding. The proposed amendments are necessary to render Title 8, Section 1550 ALAEA the Federal standard.

DOCUMENTS INCORPORATED  
BY REFERENCE

1. National Fire Protection Association, (NFPA) 30–2012, *Flammable and Combustible Liquids Code*, Chapter 21, Section 21.7.3, Chapter 22, Section 22.5.2.5, and Section 22.14, Chapter 23, Section 23.14, and Annex A.23.14.1.

This document is available for review Monday through Friday from 8:00 a.m. to 4:30 p.m. at the Standards Board Office located at 2520 Venture Oaks Way, Suite 350, Sacramento, California.

COST ESTIMATES OF PROPOSED ACTION

**Costs or Savings to State Agencies**

No costs or savings to state agencies will result as a consequence of the proposed action.

**Impact on Housing Costs**

The Board has made an initial determination that this proposal will not significantly affect housing costs.

**Impact on Businesses/Significant Statewide Adverse Economic Impact Directly Affecting Businesses Including the Ability of California Businesses to Compete**

The Board has made a determination that this proposal will not result in a significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. The proposal expands the provisions of the existing standard by adopting the federal language and specifying the chapters in the NFPA 30 code that directly affect storage tanks subjected to flooding. This proposal amends Section 5605 to reflect the latest edition (2012) of NFPA 30 and divulges the specific instructions that have existed for decades from which the Federal language has been developed. The proposal also adds a new CSO Section 1550 to align Title 8 with the Federal construction standard. The amendment is consistent with CFR 1910.106(b)(5)(vi) and 1926.152(i)(5)(vi) and renders Title 8, GISO, Section 5605 and CSO, new Section 1550 ALAEA the Federal standards.

**Cost Impact on Private Persons or Businesses**

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

**Costs or Savings in Federal Funding to the State**

The proposal will not result in costs or savings in federal funding to the state.

**Costs or Savings to Local Agencies or School Districts Required to be Reimbursed**

No costs to local agencies or school districts are required to be reimbursed. See explanation under “Determination of Mandate.”

**Other Nondiscretionary Costs or Savings Imposed on Local Agencies**

This proposal does not impose nondiscretionary costs or savings on local agencies.

DETERMINATION OF MANDATE

The Occupational Safety and Health Standards Board has determined that the proposed standards do not impose a local mandate. There are no costs to any local government or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630.

EFFECT ON SMALL BUSINESSES

The Board has determined that the proposed amendment may affect small businesses. However, no adverse economic impact is anticipated.

RESULTS OF THE ECONOMIC IMPACT ANALYSIS

The proposed regulation will not have any effect on the creation or elimination of California jobs or the creation or elimination of California businesses or affect the expansion of existing California businesses.

BENEFITS OF THE REGULATION

The proposal would provide businesses, small or large, clear direction in maintaining and protecting storage tanks located in flood areas. The adoption of this proposal will ensure that current and expanded information is provided when preparing tanks that may be subjected to flooding. This regulatory proposal will render Title 8, GISO and CSO at least as effective as the counterpart Federal regulations.

ALTERNATIVES STATEMENT

The Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposal described in this Notice.

A copy of the proposed changes in STRIKEOUT/ UNDERLINE format is available upon request made to the Occupational Safety and Health Standard Board’s Office, 2520 Venture Oaks Way, Suite 350, Sacramento, CA 95833, (916) 274-5721. Copies will also be available at the Public Hearing.

An INITIAL STATEMENT OF REASONS containing a statement of the purpose and factual basis for the proposed actions, identification of the technical docu-

ments relied upon, and a description of any identified alternatives has been prepared and is available upon request from the Standards Board's Office.

Notice is also given that any interested person may present statements or arguments orally or in writing at the hearing on the proposed changes under consideration. It is requested, but not required, that written comments be submitted so that they are received no later than **November 15, 2013**. The official record of the rulemaking proceedings will be closed at the conclusion of the public hearing and written comments received after 5:00 p.m. on **November 21, 2013**, will not be considered by the Board unless the Board announces an extension of time in which to submit written comments. Written comments should be mailed to the address provided below or submitted by fax at (916) 274-5743 or e-mailed at [oshsb@dir.ca.gov](mailto:oshsb@dir.ca.gov). The Occupational Safety and Health Standards Board may thereafter adopt the above proposals substantially as set forth without further notice.

The Occupational Safety and Health Standards Board's rulemaking file on the proposed actions, including all the information upon which the proposals are based, is open to public inspection Monday through Friday, from 8:30 a.m. to 4:30 p.m. at the Standards Board's Office, 2520 Venture Oaks Way, Suite 350, Sacramento, CA 95833.

The full text of proposed changes, including any changes or modifications that may be made as a result of the public hearing, shall be available from the Executive Officer 15 days prior to the date on which the Standards Board adopts the proposed changes.

Inquiries concerning either the proposed administrative action or the substance of the proposed changes may be directed to Marley Hart, Executive Officer, or Mike Manieri, Principal Safety Engineer, at (916) 274-5721.

You can access the Board's notice and other materials associated with this proposal on the Standards Board's homepage/website address which is <http://www.dir.ca.gov/oshsb>. Once the Final Statement of Reasons is prepared, it may be obtained by accessing the Board's website or by calling the telephone number listed above.

## TITLE 10. DEPARTMENT OF INSURANCE

### January 1, 2014 Workers' Compensation Claims Cost Benchmark and Advisory Pure Premium Rates

File No. REG-2013-00012

Notice Date: September 25, 2013

Approval of the Workers' Compensation Claims Cost Benchmark and Advisory Pure Premium Rates to be effective January 1, 2014.

#### NOTICE AND SUBJECT OF PUBLIC HEARING

Notice is hereby given that the Insurance Commissioner will hold a public hearing in response to a filing, submitted on September 13, 2013, by the Workers' Compensation Insurance Rating Bureau of California ("WCIRB") to consider approval of the Workers' Compensation Claims Cost Benchmark and advisory pure premium rates developed by the WCIRB as a rating organization on behalf of its member insurers.

#### HEARING DATE AND LOCATION

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

**October 28, 2013 — 10:00 a.m.**  
**California Department of Insurance**  
**22nd Floor Hearing Room**  
**45 Fremont Street**  
**San Francisco, California 94105**

#### AUTHORITY AND REFERENCE

#### Workers' Compensation Claims Cost Benchmark and Pure Premium Rates

Pursuant to Insurance Code Section 11750.3, a rating organization is permitted to develop pure premium rates for each employee classification on behalf of its member insurers for submission to the Insurance Commissioner for issuance or approval. In addition to the proposed changes to the individual classification pure premium rates, the WCIRB submits an average pure premium rate for all employer classifications that is intended to measure the overall costs in the California workers' compensation system, which is designated as the Workers' Compensation Claims Cost Benchmark.

The Insurance Code provisions regarding workers' compensation insurance rate supervision state that the pure premium rates issued or approved by the Insurance Commissioner are advisory only, and the Insurance Commissioner is not authorized to require insurers to use the pure premium rates issued or approved by the Insurance Commissioner. These pure premium rates are

an estimate of future workers' compensation claims costs. However, all insurers must submit their rates for review to the Insurance Commissioner prior to their use, and an insurer's filed workers' compensation rates are public information.

#### INFORMATIVE DIGEST

Pursuant to Insurance Code Sections 11750 and 11750.3, the WCIRB has developed and submitted for the Insurance Commissioner's approval pure premium rates for use by its member insurers. The pure premium rates are advisory only, and insurers may use any set of pure premium rates that are identified in the insurer's rate filing.

The pure premium rates recommended by the WCIRB to be effective January 1, 2014, are detailed in the WCIRB's filing and summarized below.

#### APPROVAL OF 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, 2014 with respect to new and renewal policies as of the first anniversary rating date of a risk on or after January 1, 2014. The WCIRB has compared the proposed 2014 pure premium rates to the industry average filed pure premium rates as directed by the Insurance Commissioner. The average indicated January 1, 2014 advisory pure premium rate reflecting the June 30, 2013 experience is \$2.70 per \$100 of payroll, which is approximately 6.9% higher than the average July 1, 2013 industry filed pure premium rate of \$2.53 per \$100 of payroll. This indication reflects the WCIRB's actuarial estimate of the costs to be incurred against 2014 policies.

#### PROCEEDINGS NOT SUBJECT TO ADMINISTRATIVE PROCEDURE ACT

The Workers' Compensation Claims Cost Benchmark and Advisory Pure Premium Rates approved by the Commissioner pertain to the establishment of workers' compensation insurance rates. Subdivision (g) of section 11340.9 of the Government Code states that the Administrative Procedure Act [Chapter 3.5] shall not apply to regulations that establish or fix rates, prices, or tariffs, and the Office of Administrative Law has determined that these proceedings are excluded from the requirements of the Administrative Procedure Act.

The public hearing in this matter is required pursuant to subdivision (b) of section 11750 of the Insurance Code. Upon conclusion of the public hearing, the Com-

missioner shall issue a final Order approving, disapproving, or modifying the rate proposed by the WCIRB.

#### 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 the following:

California Department of Insurance  
Attn: Christina Carroll  
Attorney  
300 Capitol Mall, 17th Floor  
Sacramento, CA 95814  
(916) 492-3283  
(916) 324-1883 (FAX)  
christina.carroll@insurance.ca.gov

Any interested person may present oral and/or written testimony at the scheduled public hearing. Written comments and verbal 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 at the address, FAX number, or email address listed above no later than 5:00 p.m. on October 28, 2013. Additional time to submit written material may be allowed at the time of hearing, or may be granted on or before October 28, 2013, upon a showing of good cause.

#### ACCESS TO FILE

Any interested person may inspect, or request copies at the statutory cost of duplication, of the public portions of the Workers' Compensation Claims Cost Benchmark and Pure Premium Rates file and the WCIRB's filing by making a request to the contact person listed above. The file will be available for inspection at 300 Capitol Mall, 17<sup>th</sup> Floor, Sacramento, California 95814, between the hours of 8:00 a.m. and 5:00 p.m., 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 AND NOTICE OF WORKERS' COMPENSATION CLAIMS COST BENCHMARK AND PURE PREMIUM RATES

Following the hearing, the Insurance Commissioner shall approve, disapprove, or modify the proposed rate. 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.

**GENERAL PUBLIC INTEREST**

**OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT**

**NOTICE OF TRANSMITTAL TO THE SCIENTIFIC REVIEW PANEL OF THE PROPOSED REVISED REFERENCE EXPOSURE LEVELS FOR BENZENE AND A SUMMARY OF THE PUBLIC COMMENTS RECEIVED AND RESPONSES TO THOSE COMMENTS  
October 4, 2013**

The Office of Environmental Health Hazard Assessment (OEHHA) is transmitting a revised draft document describing proposed updated Reference Exposure Levels (RELs) for benzene, along with a summary of the public comments received on the original draft document and OEHHA's responses, to the State's Scientific Review Panel on Toxic Air Contaminants (SRP) for its review at their upcoming meeting on November 1, 2013. The previous draft of the revised RELs for benzene was released for a 60-day public review period on June 21, 2013. The current document includes changes in response to the public comments.

Reference Exposure Levels are concentrations in the air that are not anticipated to result in adverse non-cancer health effects for specified exposure durations in the general population, including sensitive subpopulations. OEHHA is required to develop guidelines for

conducting health risk assessments under the Air Toxics Hot Spots Program (Health and Safety Code Section 44360(b)(2)). In response to this statutory requirement, OEHHA in 2008 adopted a Technical Support Document (TSD) that contains updated guidelines for the development of acute, 8-hour, and chronic RELs. These guidelines have already been used to develop updated RELs for several chemicals, and OEHHA is now presenting a draft update to the RELs for benzene.

The values proposed are as follows:

Acute REL (for a 1-hour exposure):

**27 micrograms per cubicmeter ( $\mu\text{g}/\text{m}^3$ )**

8-Hour REL (for repeated 8-hour exposures):

**7  $\mu\text{g}/\text{m}^3$**

Chronic REL (for long-term exposures): **7  $\mu\text{g}/\text{m}^3$**

The draft document and summary of public comments and responses are available on the OEHHA Home Page at <http://www.oehha.ca.gov>. Please direct any inquiries concerning technical matters or availability of the documents to:

Dr. David M. Siegel

Chief, Air, Community, and Environmental Research Branch

Office of Environmental Health Hazard Assessment

1001 I Street, 12th Floor

Sacramento, CA 95765

E-mail: [david.siegel@oehha.ca.gov](mailto:david.siegel@oehha.ca.gov)

Telephone: (916) 322-5624

Information about dates and agenda for meetings of the Scientific Review Panel can be obtained from the California Air Resources Board web page at <http://www.arb.ca.gov/srp/srp.htm>.

**DECISION NOT TO PROCEED**

**AIR RESOURCES BOARD**

**NOTICE OF PUBLIC HEARING TO CONSIDER AMENDMENTS TO THE CLEAN FUELS OUTLET REGULATION**

By notice dated February 5, 2013, and published in the California Regulatory Notice Register, Register 2013, No. 7-Z, the Air Resources Board announced it would conduct a public hearing to consider proposed amendments to California Code of Regulations, title 13, sections 2300, 2302, 2303, 2303.5, 2304, 2306, 2307, 2308, 2309, 2311, 2311.5, 2313, 2314, 2315, 2316, and 2318, and the deletion of sections 2310 and 2312.

**PLEASE BE ADVISED** the proposed rulemaking action has been withdrawn. Pursuant to Government

Code section 11347, publication of this Notice of Decision Not to Proceed hereby terminates the rulemaking action originally noticed on February 15, 2013, in the California Regulatory Notice Register.

**PROPOSITION 65**

**OFFICE OF ENVIRONMENTAL  
HEALTH HAZARD ASSESSMENT**

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

**NOTICE TO INTERESTED PARTIES  
October 4, 2013**

**ANNOUNCEMENT OF THE CARCINOGEN  
IDENTIFICATION COMMITTEE MEETING  
SCHEDULED FOR DECEMBER 5, 2013 AND  
THE AVAILABILITY OF HAZARD  
IDENTIFICATION DOCUMENTS FOR BUTYL  
BENZYL PHTHALATE AND  
DIISONONYL PHTHALATE**

The California Environmental Protection Agency's Office of Environmental Health Hazard Assessment (OEHHA) is the lead agency for the implementation of the Safe Drinking Water and Toxic Enforcement Act of 1986<sup>1</sup> (Proposition 65). The Carcinogen Identification Committee (CIC) advises and assists OEHHA in compiling the list of chemicals known to the State to cause cancer as required by Health and Safety Code section 25249.8. The Committee serves as the State's qualified experts for determining whether a chemical has been clearly shown through scientifically valid testing according to generally accepted principles to cause cancer.

Butyl benzyl phthalate and diisononyl phthalate will be considered for possible listing by the CIC at its next meeting scheduled for **Thursday, December 5, 2013**. The meeting will be held in the Coastal Hearing Room at the Cal/EPA Headquarters building, 1001 I Street, Sacramento, California. The meeting will begin at

10:00 a.m. and will last until all business is conducted or until 5:00 p.m. The agenda for the meeting will be provided in a future public notice published in advance of the meeting.

OEHHA announces the availability for public review of the documents entitled: "Evidence on the Carcinogenicity of Butyl Benzyl Phthalate" and "Evidence on the Carcinogenicity of Diisononyl Phthalate." The CIC will consider these documents in making any listing decisions on these chemicals. In preparing these hazard identification documents, OEHHA considered information received from its requests for information relevant to the evidence of carcinogenicity of butyl benzyl phthalate and diisononyl phthalate. The data call-in period for butyl benzyl phthalate opened on November 23, 2012 and closed on January 22, 2013. The data call-in period for diisononyl phthalate opened October 16, 2009 and closed on February 16, 2010.

Copies of the documents are available from OEHHA's web site at the following address: <http://www.oehha.ca.gov/prop65.html>. The documents may also be requested from OEHHA's Proposition 65 Implementation Office by calling (916) 445-6900.

This notice marks the beginning of a 45-day public comment period on these two documents. **OEHHA must receive comments and any supporting documentation by 5:00 p.m. on Monday, November 18, 2013.** We encourage you to submit comments in electronic form, rather than in paper form. Comments transmitted by e-mail should be addressed to [P65Public.Comments@oehha.ca.gov](mailto:P65Public.Comments@oehha.ca.gov). Please include "HID - BBP" or "HID - DINP" in the subject line. Comments submitted in paper form may be mailed, faxed, or delivered in person to the addresses below:

Mailing Address:  
Ms. Cynthia Oshita  
Office of Environmental Health Hazard Assessment  
P.O. Box 4010, MS-19B  
Sacramento, California 95812-4010

Street Address:  
1001 I Street  
Sacramento, California 95814  
Fax: (916) 323-2265

OEHHA will organize and index the comments received and forward the information to the CIC members prior to the meeting at which the chemicals will be considered. Comments will also be posted on the OEHHA web site in advance of the meeting.

<sup>1</sup> Health and Safety Code section 25249.5 et seq.

**AVAILABILITY OF INDEX OF  
PRECEDENTIAL DECISIONS**

**BOARD OF PHARMACY**

**NOTICE OF AVAILABILITY OF PRECEDENTIAL  
DECISIONS AND DECISION INDEX**

NOTICE IS HEREBY GIVEN that the California State Board of Pharmacy (Board), pursuant to section 11425.60 of the Government Code, adopted precedential decision number 2013-01 pertaining to general conduct related to practice. The Board maintains an index of precedential decisions, which is annually made available by the Board to the public by e-mail subscription. To join the Board's e-mail list, go to [www.pharmacy.ca.gov](http://www.pharmacy.ca.gov). The index and the text of the precedent decisions are continuously available on the Board's website at <http://www.pharmacy.ca.gov/enforcement/precedential.shtml>.

For additional information, contact:

Debbie Damoth,  
Administration and Regulations Manager  
California State Board of Pharmacy  
1625 N. Market Blvd., Suite N219  
Sacramento, CA 95834  
Telephone: (916) 574-7935  
Fax: (916) 574-7918  
E-mail: [Debbie.Damoth@dca.ca.gov](mailto:Debbie.Damoth@dca.ca.gov)

**SUMMARY OF REGULATORY  
ACTIONS**

**REGULATIONS FILED WITH  
SECRETARY OF STATE**

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

File# 2013-0813-01  
BOARD OF EDUCATION  
General Educational Development Test

This rulemaking amends three sections in Title 5 of the California Code of Regulations. The purpose of these changes is to remove any reference to the American Council on Education (ACE) along with the General Educational Development Test (GED Test) that is given by ACE. The regulations are being amended to allow the California Board of Education to approve a different assessment which may be administered to issue a California high school equivalency certificate.

Title 5  
California Code of Regulations  
AMEND: 11530, 11531, 11532  
Filed 09/25/2013  
Effective 01/01/2014  
Agency Contact: Cynthia Olsen (916) 319-0584

File# 2013-0913-01  
BOARD OF EQUALIZATION  
Retailer Reimbursement Retention

This rulemaking action readopts, for an additional 90 days, the emergency regulation which establishes the reimbursement amount which lumber and engineered wood products retailers may retain to compensate them for the costs associated with the collection of the one-percent-of-sales-price assessment imposed on purchasers of these products and collected by retailers.

Title 18  
California Code of Regulations  
ADOPT: 2000  
Filed 09/23/2013  
Effective 09/23/2013  
Agency Contact:  
Richard E. Bennion (916) 445-2130

File# 2013-0910-03  
CALIFORNIA HEALTH BENEFIT EXCHANGE  
2014 Standard Benefit Plan Design

The California Patient Protection and Affordable Care Act established the California Health Benefit Exchange (HBEX). HBEX is responsible for arranging and contracting with health insurance issuers to provide affordable, quality health insurance coverage to qualified individuals and qualified employers through the Exchange. In this emergency regulation, HBEX adopts the 2014 Standard Benefit Plan Designs, which standardizes the way health plans are designed.

Title 10  
California Code of Regulations  
ADOPT: 6458  
Filed 09/19/2013  
Effective 09/19/2013  
Agency Contact: Brandon Ross (916) 323-3471

File# 2013-0808-02  
 CALIFORNIA INSTITUTE FOR REGENERATIVE  
 MEDICINE  
 hPSC Bank

The California Institute for Regenerative Medicine (CIRM) proposed this action to amend chapter 2 and to adopt chapter 9 with five new sections under division 4 of title 17 of the California Code of Regulations. The proposed regulations govern the banking, distribution, applicable CIRM policies, property and intellectual property rights, and revenue sharing related to a program established in 2011 by the Independent Citizens' Oversight Committee for the comprehensive collection of disease-specific human pluripotent stem cells.

Title 17  
 California Code of Regulations  
 ADOPT: 100900, 100901, 100902, 100903, 100904  
 Filed 09/18/2013  
 Effective 09/18/2013  
 Agency Contact: C. Scott Tocher (415) 396-9136

File# 2013-0821-03  
 CALIFORNIA POLLUTION CONTROL  
 FINANCING AUTHORITY  
 Small Business Financing Authority

Small businesses contribute significantly to environmental emissions but are less able than large businesses to invest in new equipment or process modifications needed to comply with environmental regulation. Pursuant to Health and Safety Code section 44548, the California Pollution Control Financing Agency adopted regulations establishing a small business assistance fund fee to be used to assist small businesses to achieve financing of pollution control facilities. Effective April 23, 2013, the California Pollution Control Financing Agency amended section 8035 of title 4 of the California Code of Regulations to add a subdivision (e) that waives the assessment of the small business assistance fund fee until June 30, 2015. This regulatory action was deemed an emergency by the Legislature pursuant to Health and Safety Code section 44520(b). On August 21, 2013, the California Pollution Control Financing Agency submitted a certificate of compliance for the emergency adoption of subdivision (e) of section 8035 of title 4 of the California Code of Regulations.

Title 4  
 California Code of Regulations  
 AMEND: 8035  
 Filed 09/24/2013  
 Agency Contact: Andrea Gonzalez (916) 651-7284

File# 2013-0815-02  
 CALIFORNIA STATE LIBRARY  
 Public Library Programs, Administration

These changes without regulatory effect by the California State Library amend Title 5 of the California Code of Regulations by amending sections and repealing sections to implement SB 1044 and reflect other statutory changes. The non-substantive changes include renumbering, updating an acronym, correcting an editorial error, deleting references to Education Code Section 18752, and repealing regulations implementing Library System Reference program.

Title 5  
 California Code of Regulations  
 AMEND: 20101, 20107, 20190  
 REPEAL: 20150, 20151, 20152, 20153, 20154, 20155, 20156, 20157  
 Filed 09/25/2013  
 Agency Contact: Sandy Habbestad (916) 653-7532

File# 2013-0913-04  
 DEPARTMENT OF CORRECTIONS AND  
 REHABILITATION  
 Non-Disciplinary Segregation

This regulatory action establishes a definition for Non-Disciplinary Segregation (NDS), describes the assignment of privilege group designations and specific privileges allowed to inmates designated NDS and incorporates by reference the NDS Personal Property Matrix.

Title 15  
 California Code of Regulations  
 AMEND: 3044, 3190, 3282, 3335  
 Filed 09/24/2013  
 Effective 09/24/2013  
 Agency Contact:  
 Anthony Carter (916) 445-2220

File# 2013-0917-03  
 DEPARTMENT OF FOOD AND AGRICULTURE  
 Asian Citrus Psyllid Interior Quarantine

The Department of Food and Agriculture proposed to amend section 3435 of title 3 of the California Code of Regulations to expand the Asian Citrus Psyllid Interior Quarantine area to include portions of Fresno, Tulare, and Kern counties.

Title 3  
 California Code of Regulations  
 AMEND: 3435(b)  
 Filed 09/20/2013  
 Effective 09/20/2013  
 Agency Contact: Lindsay Rains (916) 654-1017

File# 2013-0909-02  
DEPARTMENT OF HEALTH CARE SERVICES  
Drug Medi-Cal Rates (2011-2012)

This rulemaking by the California Department of Health Care Services (DHCS) amends section 51516.1 of Title 22 of the California Code of regulations. Specifically, this rulemaking action updates the Medi-Cal reimbursement rates for substance abuse (Drug Medi-Cal) services for Fiscal Year 2011-2012 to appear in section 51516.1 of Title 22 of the California Code of Regulations.

Title 22  
California Code of Regulations  
AMEND: 51516.1  
Filed 09/18/2013  
Effective 09/18/2013  
Agency Contact: Lori Manieri (916) 650-6825

File# 2013-0913-02  
DEPARTMENT OF TRANSPORTATION  
Affordable Rent Program

This rulemaking action readopts the Affordable Rent Program regulations for low-income tenants of residential properties held by the Department of Transportation for future highway extension use.

Title 21  
California Code of Regulations  
ADOPT: 2653, 2654, 2655, 2656, 2657, 2658  
Filed 09/23/2013  
Effective 09/23/2013  
Agency Contact:  
Michael J. Rodrigues (916) 654-3536

File# 2013-0830-02  
DIVISION OF WORKERS COMPENSATION  
Workers' Compensation-Official Medical Fee Schedule-Physician

This regulatory action is submitted as exempt from the Administrative Procedure Act as fixing a rate, price or tariff, pursuant Government Code section 11340.9(g). This action adopts the workers' compensation physician fee schedule for services rendered on or after January 1, 2014.

Title 8  
California Code of Regulations  
ADOPT: 9789.12.1, 9789.12.2, 9789.12.3, 9789.12.4, 9789.12.5, 9789.12.6, 9789.12.7, 9789.12.8, 9789.12.9, 9789.12.10, 9789.12.11, 9789.12.12, 9789.12.13, 9789.12.14, 9789.12.15, 9789.13.1, 9789.13.2, 9789.13.3, 9789.14, 9789.15.1, 9789.15.2, 9789.15.3, 9789.15.4, 9789.15.5, 9789.15.6, 9789.16.1, 9789.16.2, 9789.16.3, 9789.16.4, 9789.16.5, 9789.16.6, 9789.16.7, 9789.16.8, 9789.17.1, 9789.17.2, 9789.18.1, 9789.18.2, 9789.18.3, 9789.18.4, 9789.18.5, 9789.18.6, 9789.18.7, 9789.18.8, 9789.18.9, 9789.18.10, 9789.18.11, 9789.18.12, 9789.18.19  
Filed 09/24/2013  
Effective 01/01/2014  
Agency Contact:  
Jacqueline Schauer (510) 286-0563

File# 2013-0903-09  
FAIR POLITICAL PRACTICES COMMISSION  
Conflict of Interest Code

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

Title 16  
California Code of Regulations  
REPEAL: 3526  
Filed 09/23/2013  
Effective 10/23/2013  
Agency Contact: Sarah Lang (916) 323-1763

File# 2013-0903-13  
FAIR POLITICAL PRACTICES COMMISSION  
Conflict of Interest Code

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

Title 12  
California Code of Regulations  
REPEAL: 3000  
Filed 09/23/2013  
Effective 10/23/2013  
Agency Contact: Sarah Lang (916) 323-1763

File# 2013-0903-12  
**FAIR POLITICAL PRACTICES COMMISSION**  
 Conflict of Interest Code

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

Title 2  
 California Code of Regulations  
 REPEAL: 58700  
 Filed 09/23/2013  
 Effective 10/23/2013  
 Agency Contact: Sarah Lang (916) 323-1763

File# 2013-0903-11  
**FAIR POLITICAL PRACTICES COMMISSION**  
 Conflict of Interest Code

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

Title 2  
 California Code of Regulations  
 REPEAL: 53200  
 Filed 09/23/2013  
 Effective 10/23/2013  
 Agency Contact: Sarah Lang (916) 323-1763

File# 2013-0903-10  
**FAIR POLITICAL PRACTICES COMMISSION**  
 Conflict of Interest Code

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

Title 2  
 California Code of Regulations  
 REPEAL: 53400  
 Filed 09/23/2013  
 Effective 10/23/2013  
 Agency Contact: Sarah Lang (916) 323-1763

File# 2013-0903-08  
**FAIR POLITICAL PRACTICES COMMISSION**  
 Conflict of Interest Code

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

Title 2  
 California Code of Regulations  
 REPEAL: 57100  
 Filed 09/23/2013  
 Effective 10/23/2013  
 Agency Contact: Sarah Lang (916) 323-1763

File# 2013-0903-01  
**FAIR POLITICAL PRACTICES COMMISSION**  
 Conflict of Interest Code

This is a repeal to 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 in the California Code of Regulations only.

Title 15  
 California Code of Regulations  
 REPEAL: 7001  
 Filed 09/25/2013  
 Effective 10/25/2013 09/25/2013  
 Agency Contact: Sarah Lang (916) 323-1763

File# 2013-0828-02  
**FISH AND GAME COMMISSION**  
 Waterfowl

This regulatory action amends the migratory waterfowl hunting season length in certain areas and amends the bag limits for specified migratory waterfowl.

Title 14  
 California Code of Regulations  
 AMEND: 502  
 Filed 09/19/2013  
 Effective 09/20/2013  
 Agency Contact: Sheri Tiemann (916) 654-9872

File# 2013-0827-02  
**OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT**  
 97232 — Expected Source of Payment, Phrase Placement, 6 New Plans

This action without regulatory effect amends the terms “expected source of payment” and adds new plan code names and numbers for Knox-Keene Licensed Plans and Medi-Cal County Organized Health Systems.

Title 22  
 California Code of Regulations  
 AMEND: 97232  
 Filed 09/23/2013  
 Agency Contact:  
 Cristal Schoenfelder (916) 326-3930

File# 2013-0909-01  
**STATE LANDS COMMISSION**  
 Conflict-of-Interest Code

This is an amendment to 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 in the California Code of Regulations only.

**Title 2**  
 California Code of Regulations  
 AMEND: 2970  
 Filed 09/19/2013  
 Effective 10/19/2013  
 Agency Contact: Anne Kerri (916) 574-1912

File# 2013-0909-03  
**WORKERS COMPENSATION APPEALS BOARD**  
 WCAB Rules of Practice and Procedure

This action amends the Rules of Practice and Procedure of the Workers' Compensation Appeals Board.

**Title 8**  
 California Code of Regulations  
 ADOPT: 10451.1, 10451.2, 10451.3, 10451.4, 10498, 10538, 10606.5, 10608.5, 10774.5, 10957, 10957.1, 10959 AMEND: 10250, 10260, 10300, 10301, 10408, 10450, 10582.5, 10606, 10608, 10622, 10770, 10770.1, 10770.5, 10770.6, 10845, 10886  
 Filed 09/23/2013  
 Effective 10/23/2013  
 Agency Contact: Rick Dietrich (415) 703-4554

**CCR CHANGES FILED  
 WITH THE SECRETARY OF STATE  
 WITHIN April 24, 2013 TO  
 September 25, 2013**

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

**Title 2**

- 09/23/13 REPEAL: 58700
- 09/23/13 REPEAL: 53200
- 09/23/13 REPEAL: 53400
- 09/23/13 REPEAL: 57100
- 09/19/13 AMEND: 2970
- 09/16/13 REPEAL: 56500
- 09/16/13 REPEAL: 59580
- 09/12/13 REPEAL: 56400

- 09/12/13 REPEAL: 52700
- 09/12/13 REPEAL: 54500
- 09/09/13 AMEND: 649.56
- 08/23/13 ADOPT: 1859.90.3 AMEND: 1859.2, 1859.51, 1859.61, 1859.90.2, 1859.90.4, 1859.104, 1859.164.2, 1859.184.1
- 08/12/13 ADOPT: 579, 579.1, 579.2, 579.4, 579.24
- 07/24/13 AMEND: 599.500, 599.508
- 07/23/13 AMEND: 35101
- 06/25/13 ADOPT: 1859.97 AMEND: 1859.2, Form SAB 50-02, 1859.90.2
- 06/24/13 AMEND: 18247.5, 18413, 18427.1
- 06/03/13 AMEND: 43000, 43001, 43002, 43003, 43004, 43005, 43006, 43007, 43008, 43009
- 05/16/13 ADOPT: 59740
- 05/15/13 AMEND: 599.500, 599.501, 599.502, 599.508

**Title 3**

- 09/20/13 AMEND: 3435(b)
- 09/12/13 ADOPT: 2320.3, 2320.4(a), 2320.4(b), 2320.4(c), 2324, 2325 AMEND: 2302, 2304, 2304(b)(1), 2304(d), 2322, 2322.3
- 09/12/13 ADOPT: 3591.11
- 09/10/13 AMEND: 3434(b), 3434(c)
- 09/06/13 AMEND: 3589(a)
- 08/12/13 AMEND: 3435(b)
- 08/09/13 AMEND: 3423(b)
- 07/30/13 AMEND: 3435(b)
- 07/11/13 AMEND: 3591.12(a)
- 07/08/13 AMEND: 1701, 1701.1, 1701.2, 1702, 1703.2, 1703.3 REPEAL: 1703.4, 1703.5
- 07/02/13 AMEND: 1310
- 06/26/13 AMEND: 2751(b)
- 06/19/13 AMEND: 3435(b)
- 06/19/13 AMEND: 3435(b)
- 05/23/13 ADOPT: 6558, 6577, 6880, 6884, 6886 AMEND: 6452, 6452.2, 6452.4 (renumbered to 6881), 6890 (renumbered to 6864)
- 05/22/13 AMEND: 3434(b)
- 05/20/13 AMEND: 3434(b)
- 05/06/13 ADOPT: 1350 AMEND: 1354

**Title 4**

- 09/24/13 AMEND: 8035
- 09/03/13 AMEND: 4180, 4181
- 08/16/13 ADOPT: 10170.1, 10170.2, 10170.3, 10170.4, 10170.5, 10170.6, 10170.7, 10170.8, 10170.9, 10170.10, 10170.11, 10170.12, 10170.13, 10170.14, 10170.15
- 08/06/13 ADOPT: 2086, 2086.1, 2086.5, 2086.6, 2086.7, 2086.8, 2086.9, 2087, 2087.5, 2087.6, 2088, 2088.6, 2089, 2089.5,

**CALIFORNIA REGULATORY NOTICE REGISTER 2013, VOLUME NO. 40-Z**

	2089.6, 2090, 2090.5, 2090.6, 2091, 2091.5, 2091.6, 2092, 2092.5, 2092.6, 2093	06/12/13	ADOPT: 19847	AMEND: 19816, 19816.1, 19818, 19824, 19829, 19837.3
07/31/13	AMEND: 12357, 12463, 12464	06/05/13	AMEND: 19816, 19816.1, 19839	
07/25/13	AMEND: 5170, 5190, 5205, 5212, 5230, 5250	05/23/13	ADOPT: 30000.5, 30010, 30040, 30040.2, 30040.6, 30041, 30041.5, 30042, 30042.5, 30044.5	
07/22/13	AMEND: 8072		AMEND: 30000, 30001, 30002, 30005, 30009, 30020, 30021, 30022, 30030, 30032, 30033	
07/22/13	AMEND: 10322, 10325, 10326	05/14/13	ADOPT: 30737, 30738	
07/08/13	ADOPT: 5342, 5343, 5344, 5345, 5346, 5347, 5348		AMEND: 30730, 30731, 30733, 30734, 30736	
06/03/13	AMEND: 12101, 12120, 12122, 12126, 12130, 12132, 12140, 12142, 12200, 12200.3, 12200.5, 12200.6, 12200.10B, 12200.14, 12200.20, 12202, 12203, 12203A, 12203.2, 12203.3, 12205.1, 12218, 12218.7, 12218.8, 12218.9, 12220, 12220.3, 12220.5, 12220.6, 12220.14, 12220.20, 12222, 12223, 12225.1, 12233, 12235, 12238, 12239, 12301, 12301.1, 12302, 12303, 12304, 12305, 12309, 12310, 12342, 12345, 12349, 12350, 12351, 12352, 12354, 12357, 12358, 12359, 12370, 12372, 12401, 12402, 12403, 12404, 12464, 12480, 12492, 12496, 12500, 12503, 12505, 12508, 12591	05/01/13	AMEND: 80054	
06/03/13	AMEND: 5170, 5190, 5205, 5212, 5230, 5250	<b>Title 8</b>		
05/23/13	ADOPT: 12364	09/24/13	ADOPT: 9789.12.1, 9789.12.3, 9789.12.4, 9789.12.5, 9789.12.6, 9789.12.7, 9789.12.8, 9789.12.9, 9789.12.10, 9789.12.11, 9789.12.12, 9789.12.13, 9789.12.14, 9789.12.15, 9789.13.1, 9789.13.2, 9789.13.3, 9789.14, 9789.15.1, 9789.15.2, 9789.15.3, 9789.15.4, 9789.15.5, 9789.15.6, 9789.16.1, 9789.16.2, 9789.16.3, 9789.16.4, 9789.16.5, 9789.16.6, 9789.16.7, 9789.16.8, 9789.17.1, 9789.17.2, 9789.18.1, 9789.18.2, 9789.18.3, 9789.18.4, 9789.18.5, 9789.18.6, 9789.18.7, 9789.18.8, 9789.18.9, 9789.18.10, 9789.18.11, 9789.18.12, 9789.18.19	9789.12.2, 9789.12.5, 9789.12.8, 9789.12.11, 9789.12.14, 9789.13.2, 9789.15.1, 9789.15.4, 9789.16.1, 9789.16.4, 9789.16.7, 9789.17.2, 9789.18.3, 9789.18.6, 9789.18.9, 9789.18.12, 9789.18.19
05/22/13	ADOPT: 10050, 10051, 10052, 10053, 10054, 10055, 10056, 10057, 10058, 10059, 10060	09/23/13	ADOPT: 10451.1, 10451.2, 10451.3, 10451.4, 10498, 10538, 10606.5, 10608.5, 10774.5, 10957, 10957.1, 10959	
05/16/13	AMEND: 10192, 10193, 10194, 10195, 10196, 10197, 10198		AMEND: 10250, 10260, 10300, 10301, 10408, 10450, 10582.5, 10606, 10608, 10622, 10770, 10770.1, 10770.5, 10770.6, 10845, 10886	
05/16/13	ADOPT: 5255, 5256	09/17/13	AMEND: 3650(b)(3)	
05/03/13	AMEND: 1843.2	09/17/13	AMEND: 5194(g)(2)(Q)	
05/02/13	AMEND: 1658	09/16/13	ADOPT: 37, 10159	
<b>Title 5</b>			AMEND: 1, 11, 11.5, 13, 14, 17, 26, 30, 31.3, 31.5, 31.7, 32, 33, 34, 35, 35.5, 36, 38, 100, 104, 105, 106, 109, 110, 112, 117, 10160	
09/25/13	AMEND: 20101, 20107, 20190		REPEAL: 31.2	
	REPEAL: 20150, 20151, 20152, 20153, 20154, 20155, 20156, 20157	09/16/13	AMEND: 344, 344.1	
09/25/13	AMEND: 11530, 11531, 11532	08/29/13	AMEND: 1533	
09/17/13	AMEND: 4600, 4610, 4630, 4631, 4633, 4650, 4611, 4620, 4621, 4622, 4632, 4640	08/27/13	AMEND: 5155	
09/16/13	AMEND: 80499	08/22/13	AMEND: 32147, 32380, 32802	
09/05/13	AMEND: 19816, 19828.4	08/19/13	ADOPT: 32999, 33000, 33001, 33002, 33003, 33004, 33005, 33006, 33007, 33008, 33009, 33010, 33011, 33012, 33013	
08/12/13	AMEND: 58312	08/13/13	ADOPT: 9795.1.5, 9795.1.6, 9795.5	
08/12/13	AMEND: 80003, 80004, 80048.6		AMEND: 9795.1, 9795.3	
07/10/13	AMEND: 80021.1, 80023, 80023.1, 80023.2, 80025.5			
	REPEAL: 80024.1, 80024.2, 80024.2.1, 80024.3.2, 80024.4, 80024.5			

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08/13/13 ADOPT: 15209 AMEND: 15201, 15210, 15210.1, 15475, 15477, 15481, 15484, 15496, 15497

08/01/13 AMEND: 5199(g)(3)(B)

07/23/13 AMEND: 1933, 5541, 5543, 5559, 5600, 6170

07/02/13 AMEND: 3329

07/01/13 ADOPT: 9792.5.4, 9792.5.5. 9792.5.6. 9792.5.7, 9792.5.8, 9792.5.9, 9792.5.10, 9792.5.11, 9792.5.12, 9792.5.13, 9792.5.14, 9792.5.15.  
AMEND: 9792.5.1., 9792.5.3, 9793, 9794, 9795

07/01/13 AMEND: 5197

07/01/13 AMEND: 9795.1, 9795.3

07/01/13 ADOPT: 9785.5, 9792.6.1, 9792.9.1, 9792.10.1, 9792.10.2, 9792.10.3, 9792.10.4, 9792.10.5, 9792.10.6, 9792.10.7, 9792.10.8, 9792.10.9  
AMEND: 9785, 9792.6, 9792.9, 9792.10, 9792.12

07/01/13 ADOPT: 37, 10159 AMEND: 1, 11, 11.5, 14, 17, 30, 31.2, 31.7, 33, 35, 35.5, 36, 38, 100, 105, 106, 10160

06/26/13 ADOPT: 10133.31, 10133.32, 10133.33, 10133.34, 10133.35, 10133.36 AMEND: 9813.1, 10116.9, 10117, 10118, 10133.53, 10133.55, 10133.57, 10133.58, 10133.60 REPEAL: 10133.51, 10133.52

06/26/13 ADOPT: 10206, 10206.1, 10206.2, 10206.3, 10206.4, 10206.5, 10206.14, 10206.15, 10207, 10208 AMEND: 10205, 10205.12

06/24/13 AMEND: 8352

05/30/13 AMEND: 4994

05/08/13 AMEND: 5004(d)(2)

05/07/13 AMEND: 17000 Appendix

05/06/13 AMEND: 1529, 1532, 1532.1, 1532.2, 1535, 5150, 5189, 5190, 5191, 5192, 5194, 5198, 5200, 5201, 5202, 5206, 5207, 5208, 5209, 5210, 5211, 5212, 5213, 5214, 5217, 5218, 5220, 8358, 8359

04/24/13 AMEND: 2940.8

**Title 9**

06/06/13 ADOPT: 14200, 14210, 14220, 14230, 14240

05/09/13 AMEND: 7156, 7158.8, 7159, 7160, 7160.5, 7161.5, 7162, 7163, 7211, 7263, 7302, 7310, 7312, 7320, 7321, 7322, 7330, 7332

**Title 10**

09/19/13 ADOPT: 6458

09/09/13 ADOPT: 2562.1, 2562.2, 2562.3, 2562.4

08/27/13 AMEND: 2690, 2690.1, 2690.2

08/05/13 AMEND: 2498.5

07/31/13 AMEND: 2498.6

07/17/13 AMEND: 2498.5

07/16/13 AMEND: 2498.6

07/15/13 ADOPT: 6650, 6652, 6654, 6658, 6660, 6662, 6664, 6666, 6668, 6670

07/10/13 ADOPT: 6410, 6420, 6422, 6424, 6440, 6442, 6444

07/03/13 AMEND: 2548.3, 2548.19, 2548.21, 2548.24, 2548.25

06/27/13 ADOPT: 6456

06/25/13 AMEND: 2698.401

06/13/13 ADOPT: 2594, 2594.1, 2594.2, 2594.3, 2594.4, 2594.5, 2594.6, 2594.7

05/20/13 AMEND: 2698.95(a)

05/13/13 AMEND: 2632.19

**Title 11**

08/21/13 ADOPT: 31.25 REPEAL: 101.1

08/21/13 ADOPT: 31.26 REPEAL: 101.2

08/21/13 AMEND: 31.7

08/06/13 AMEND: 1955

07/08/13 AMEND: 1005, 1007, 1008

**Title 12**

09/23/13 REPEAL: 3000

**Title 13**

08/15/13 AMEND: 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2707, 2708, 2709, 2710, 2711

07/31/13 AMEND: 1968.2, 1968.5, 1971.1, 1971.5

07/24/13 AMEND: 599

05/07/13 ADOPT: 426.00

**Title 14**

09/19/13 AMEND: 502

09/16/13 AMEND: 510

09/10/13 AMEND: 313

09/10/13 AMEND: 300

09/10/13 AMEND: 1670

08/27/13 AMEND: 703

08/27/13 AMEND: 670 REPEAL: 678

08/19/13 AMEND: 1299.03(b)(2)(A)

08/06/13 AMEND: 13055

07/22/13 ADOPT: 18751.2.2, 18751.2.3 AMEND: 18751.2, 18751.2.1

06/28/13 AMEND: 228

06/26/13 AMEND: 1059(a)

06/25/13 AMEND: 354, 360, 361, 362, 363, 364, 708.9

06/19/13 AMEND: 816.01(c)(3), 826.01(c)(2), 870.21(d)

06/17/13 AMEND: 7.50

04/29/13 AMEND: 27.80

- 04/25/13 ADOPT: 709, 709.1
- Title 15**
- 09/25/13 REPEAL: 7001
- 09/24/13 AMEND: 3044, 3190, 3282, 3335
- 08/27/13 ADOPT: 8125
- 08/06/13 AMEND: 2000
- 07/30/13 AMEND: 3075
- 07/29/13 AMEND: 3000, 3190, 3213, 3334
- 05/16/13 AMEND: 3173.2, 3174
- Title 16**
- 09/23/13 REPEAL: 3526
- 09/17/13 AMEND: 2520.5, 2523.2, 2577.6, 2579.4
- 09/10/13 ADOPT: 80.1, 80.2, 87.1 AMEND: 12, 12.5, 37, 80, 81, 87, 87.8, 87.9, 88, 88.1, 88.2, 89 REPEAL: 87.1, 87.7
- 09/09/13 AMEND: 103
- 08/08/13 AMEND: 1920, 1937.11
- 08/07/13 AMEND: 811, 832.05, 832.06, 832.35 REPEAL: 832.14, 854
- 08/07/13 ADOPT: 1399.620, 1399.621, 1399.622, 1399.623
- 08/07/13 AMEND: 1399.501, 1399.502, 1399.503, 1399.506, 1399.507, 1399.507.5, 1399.511, 1399.512, 1399.520, 1399.521, 1399.521.5, 1399.523, 1399.523.5, 1399.526, 1399.527, 1399.530, 1399.540, 1399.543, 1399.545, 1399.547, 1399.557, 1399.570, 1399.571, 1399.572, 1399.610, 1399.612, 1399.616, 1399.617, 1399.618, 1399.619 REPEAL: 1399.512
- 08/07/13 AMEND: 811, 832.05, 832.06, 832.35 REPEAL: 832.14, 854
- 08/07/13 ADOPT: 1399.620, 1399.621, 1399.622, 1399.623
- 08/07/13 AMEND: 1399.501, 1399.502, 1399.503, 1399.506, 1399.507, 1399.507.5, 1399.511, 1399.512, 1399.520, 1399.521, 1399.521.5, 1399.523, 1399.523.5, 1399.526, 1399.527, 1399.530, 1399.540, 1399.543, 1399.545, 1399.547, 1399.557, 1399.570, 1399.571, 1399.572, 1399.610, 1399.612, 1399.616, 1399.617, 1399.618, 1399.619 REPEAL: 1399.512
- 07/30/13 REPEAL: 367.7
- 07/24/13 ADOPT: 1398.15
- 07/23/13 AMEND: 2502, 2516, 2525, 2526, 2526.1, 2527, 2529, 2530, 2535, 2562, 2575, 2580, 2581, 2581.1, 2582, 2584, 2585, 2885.1
- 07/16/13 AMEND: 4154
- 07/15/13 ADOPT: 1355.45
- 07/15/13 AMEND: 1833
- 06/26/13 AMEND: 1600
- 06/25/13 AMEND: 4102, 4114, 4122, 4141, 4163, 4181
- 06/20/13 AMEND: 1379.50
- 06/10/13 ADOPT: 5.5, 18, 19, 20, 21, 22 AMEND: 21 (renumbered to 36.1), 26, 98
- 06/06/13 AMEND: 2006
- 05/20/13 AMEND: 4402
- 05/17/13 ADOPT: 3340.4 AMEND: 3340.1, 3340.43
- 05/08/13 AMEND: 1380.1
- 05/02/13 ADOPT: 3340.17.1, 3340.17.2, AMEND: 3340.1, 3340.16, 3340.16.4, 3340.16.5, 3340.17, 3340.18, 3340.42, 3340.42.2, 3340.45, 3394.5
- Title 17**
- 09/18/13 ADOPT: 100900, 100901, 100902, 100903, 100904
- 09/10/13 AMEND: 52086
- 08/12/13 AMEND: 2641.55
- 08/12/13 ADOPT: 30456, 30456.1, 30456.2, 30456.4, 30456.6, 30456.8, 30456.10, 30456.12
- 07/16/13 ADOPT: 7000, 7002, 7004, 7006, 7008, 7010, 7012, 7014, 7016
- 07/01/13 AMEND: 100000
- 06/26/13 AMEND: 91022
- 06/26/13 AMEND: 1230, 2641.57
- 06/24/13 ADOPT: 95943 AMEND: 95802, 95830, 95833, 95910, 95911, 95912, 95913, 95920, 95921, 95942, 96010, 96022
- 06/13/13 ADOPT: 56068, 56069, 56070, 56071, 56072, 56073, 56074, 56620, 56621, 56622, 56623, 56624, 56625 AMEND: 56101
- 05/06/13 ADOPT: 54521, 54522, 54523, 54524, 54525, 54526, 54527, 54528, 54529, 54530, 54531, 54532, 54533, 54534, 54535 AMEND: 54500, 54505, 54520 REPEAL: 54521, 54522, 54523, 54524, 54525
- 04/25/13 AMEND: 94508, 94509
- Title 18**
- 09/23/13 ADOPT: 2000
- 08/28/13 AMEND: 1703
- 08/28/13 AMEND: 1703
- 07/24/13 AMEND: 462.040
- 07/16/13 AMEND: 4601, 4603, 4604, 4605
- 07/11/13 AMEND: 1532, 1533.1, 1533.2, 1534, 1535, 1598
- 06/25/13 ADOPT: 2000

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05/31/13 ADOPT: 17052.6  
 05/28/13 AMEND: 1685.5

**Title 19**  
 07/17/13 AMEND: 557.4, 557.5, 557.8, 557.13, 557.23, 561.2, 567, 567.8, 573, 574.4, 575.1, 575.3, 575.6, 575.8, 575.13, 575.16, 577.2, 578.6, 591.6, 592.1, 592.2, 593.1, 594.3, 594.4, 594.5, 595.5 and 596

**Title 20**  
 08/28/13 ADOPT: 1240, 3200, 3201, 3202, 3203, 3204, 3205, 3206, 3207, 3208  
 04/18/13 ADOPT: 1680, 1681, 1682, 1683, 1684

**Title 21**  
 09/23/13 ADOPT: 2653, 2654, 2655, 2656, 2657, 2658  
 06/24/13 ADOPT: 2653, 2654, 2655, 2656, 2657, 2658

**Title 22**  
 09/23/13 AMEND: 97232  
 09/18/13 AMEND: 51516.1  
 09/05/13 AMEND: 66261.33  
 08/28/13 ADOPT: 69501, 69501.1, 69501.2, 69501.3, 69501.4, 69501.5, 69502, 69502.1, 69502.2, 69502.3, 69503, 69503.1, 69503.2, 69503.3, 69503.4, 69503.5, 69503.6, 69503.7, 69504, 69504.1, 69505, 69505.1, 69505.2, 69505.3, 69505.4, 69505.5, 69505.6, 69505.7, 69505.8, 69505.9, 69506, 69506.1, 69506.2, 69506.3, 69506.4, 69506.5, 69506.6, 69506.7, 69506.8, 69506.9, 69506.10, 69507, 69507.1, 69507.2, 69507.3, 69507.4, 69507.5, 69507.6, 69508, 69509, 69509.1, 69510  
 08/28/13 ADOPT: 69501, 69501.1, 69501.2, 69501.3, 69501.4, 69501.5, 69502, 69502.1, 69502.2, 69502.3, 69503, 69503.1, 69503.2, 69503.3, 69503.4, 69503.5, 69503.6, 69503.7, 69504, 69504.1, 69505, 69505.1, 69505.2, 69505.3, 69505.4, 69505.5, 69505.6, 69505.7, 69505.8, 69505.9, 69506, 69506.1, 69506.2, 69506.3, 69506.4, 69506.5, 69506.6, 69506.7, 69506.8, 69506.9, 69506.10, 69507, 69507.1, 69507.2, 69507.3, 69507.4, 69507.5, 69507.6, 69508, 69509, 69509.1, 69510  
 08/19/13 ADOPT: 70438.2  
 05/30/13 AMEND: 70723, 71523, 71835, 72535, 73525, 74723, 75051, 75335, 76539,

76874, 76919, 78429, 79331, 79781, 79795, 79805

05/22/13 ADOPT: 64651.12, 64651.13, 64651.15, 64651.48, 64651.52, 64651.54, 64651.61, 64651.62, 64654.8, 64656.5, 64664.2, 64665.5 AMEND: 63011, 63012, 63020, 63021, 63052, 64650, 64651.88, 64652, 64652.5, 64653, 64655, 64656, 64660, 64662, 64663, 64664, 64666 REPEAL: 64657, 64657.10, 64657.20, 64657.30, 64657.40, 64657.50

05/15/13 ADOPT: 66274.1, 66274.2, 66274.3, 66274.4, 66274.5, 66274.7, 66274.8

**Title 23**  
 08/07/13 ADOPT: 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016  
 08/07/13 ADOPT: 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016  
 07/26/13 ADOPT: 3979.6  
 07/03/13 AMEND: 595  
 07/01/13 ADOPT: 3007  
 06/24/13 ADOPT: 3919.13  
 06/04/13 ADOPT: 3939.45  
 06/03/13 AMEND: 5000  
 04/25/13 AMEND: 2920

**Title 27**  
 08/08/13 AMEND: 25805  
 07/11/13 AMEND: 25805  
 06/25/13 AMEND: 25805

**Title 28**  
 07/05/13 ADOPT: 1300.67.005

**Title MPP**  
 07/01/13 ADOPT: 40-038 AMEND: 22-071, 22-072, 22-305, 40-036, 40-103, 40-105, 40-107, 40-119, 40-125, 40-128, 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, 44-133, 44-205, 44-207, 44-211, 44-304, 44-305, 44-313, 44-314, 44-315, 44-316, 44-317, 44-318, 44-325, 44-327, 44-340, 44-350, 44-352, 47-220, 47-320, 48-001, 80-301, 80-310, 82-612, 82-812, 82-820, 82-824, 82-832, 89-110, 89-201 REPEAL: 44-400, 44-401, 44-402, 44-403