



California Regulatory Notice Register

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PROPOSED ACTION ON REGULATIONS

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Amendment

Multi-County: Metropolitan Transportation Commission

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

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**PROPOSED ACTION ON
REGULATIONS**

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**TITLE 2. FAIR POLITICAL PRACTICES
COMMISSION**

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

CONFLICT OF INTEREST CODES

AMENDMENT

STATE AGENCY: California Institute of Regenerative Medicine
MULTI COUNTY: Metropolitan Transportation Commission

A written comment period has been established commencing on **October 12, 2012** and closing on **November 26, 2012**. Written comments should be directed to the Fair Political Practices Commission, Attention Adrienne Tackley, 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 representative requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

The Executive Director of the Commission will review the above-referenced conflict of interest code(s), proposed pursuant to Government Code Section 87300, which designate, pursuant to Government Code Section 87302, employees who must disclose certain investments, interests in real property and income.

The Executive Director of the Commission, upon 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 **November 26, 2012**. 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 Adrienne Tackley, 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 Adrienne Tackley, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION

NOTICE IS HEREBY GIVEN that the Secretary of the California Department of Corrections and Rehabilitation (CDCR), pursuant to the authority granted by Government Code Section 12838.5 and Penal Code (PC) Section 5055, and the rulemaking authority granted by PC Sections 5058 and 5058.3, in order to implement, interpret and make specific PC Section 5054, proposes to amend Sections 3000, 3043, 3075.2, 3097, 3195, 3320, and 3323 and adopt Sections 3078, 3078.1, 3078.2, 3078.3, 3078.4, 3078.5, and 3078.6 of the California Code of Regulations (CCR), Title 15, Division 3, concerning Alternative Custody Program (ACP).

PUBLIC HEARING

Date and Time: November 30, 2012 —
9:00 a.m. to 10:00 a.m.

Place: Department of Corrections and
Rehabilitation
Kern Room
1515 S Street—North Building
Sacramento, CA 95811

Purpose: To receive comments about this
action.

PUBLIC COMMENT PERIOD

The public comment period will close November 30, 2012 at 5:00 p.m. Any person may submit public comments in writing (by mail, by fax, or by e-mail) regarding the proposed changes. To be considered by the Department, comments must be submitted to the CDCR, Regulation and Policy Management Branch, P.O. Box 942883, Sacramento, CA 94283-0001; by fax at (916) 324-6075; or by e-mail at RPMB@cdcr.ca.gov before the close of the comment period.

CONTACT PERSON

Please direct any inquiries regarding this action to:

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

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

D. Hawkins
Regulation and Policy Management Branch
Telephone (916) 445-2314

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

J. Brown or C. Flores
Department of Corrections and Rehabilitation
(916) 327-8351/(916) 324-6688

LOCAL MANDATES

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

FISCAL IMPACT STATEMENT

- Cost to any local agency or school district that is required to be reimbursed: *None.*
- Cost or savings to any state agency: *Estimated General Fund Redirection of \$6,902,229 to ACP. See Attachment A, Economic Fiscal Impact Statement, Alternative Custody Program.*
- Other nondiscretionary cost or savings imposed on local agencies: *None.*
- Cost or savings in federal funding to the State: *None.*

EFFECT ON HOUSING COSTS

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

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESS

The Department has initially determined that the proposed regulations will not have a significant statewide adverse economic impact directly affecting businesses,

including the ability of California businesses to compete with businesses in other states.

RESULTS OF ECONOMIC
IMPACT ASSESSMENT

The Department has determined that the proposed regulations will have no impact on the creation of new, or the elimination of existing jobs or businesses within California, or affect the expansion of businesses currently doing business in California, or the health and welfare of California residents, worker safety, and the state's environment.

COST IMPACTS ON REPRESENTATIVE
PRIVATE PERSONS OR BUSINESSES

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

EFFECT ON SMALL BUSINESSES

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

CONSIDERATION OF ALTERNATIVES

The Department must determine that no reasonable alternative considered by the Department, or that has otherwise been identified and brought to the attention of the Department, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the proposed regulatory action. Interested persons are accordingly invited to present statements or arguments with respect to any alternatives to the changes proposed at the scheduled hearing or during the written comment period.

AVAILABILITY OF PROPOSED TEXT AND
INITIAL STATEMENT OF REASONS

The Department has prepared, and will make available, the text and the Initial Statement of Reasons (ISOR) of the proposed regulations. The rulemaking file for this regulatory action, which contains those

items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the Department's contact person. The proposed text, ISOR, and Notice of Proposed Action will also be made available on the Department's website <http://www.cdcr.ca.gov>.

AVAILABILITY OF THE FINAL STATEMENT
OF REASONS

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

AVAILABILITY OF CHANGES TO
PROPOSED TEXT

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

INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW

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

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

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

PC Section 5058.3 authorizes the Director to adopt, amend, or repeal emergency regulations conducted pursuant to GC Section 11340.

This action provides the following:

- Amends section 3000 of the California Code of Regulations (CCR), Title 15, Division 3 by

providing the definitions for Alternative Custody Program and Alternative Custody Program Participant, and providing revisions to definitions for Case Conference and Face-to-Face Contact.

- Amends sections 3000, 3043, 3075.2, 3097, 3195, 3320, and 3323 of the California Code of Regulations (CCR), Title 15, Division 3 concerning Alternative Custody Program.
- Adopts into the CCR, under Chapter 1, new Article 6.8, Alternative Custody Program. Under Article 6.8, establishes new sections 3078, 3078.1, 3078.2, 3078.3, 3078.4, 3078.5, and 3078.6 concerning Alternative Custody Program.
- Brings the Department into compliance with PC Section 1170.05 by adopting provisions that establish a process for the Alternative Custody Program. The Alternative Custody Program is designed to allow eligible inmates to be released into the community by participating in a voluntary alternative custody program in lieu of confinement in state prison.
- Defines “Residential Home,” “Transitional Care Facility,” and “Residential Drug or Treatment Program” as described in statute.
- Establishes the criteria by which inmates may be eligible for consideration to participate in the Alternative Custody Program, the processes by which inmates are placed on alternative custody, and the circumstances in which inmates may be removed from Alternative Custody Program.
- Establishes the “eligibility” and “exclusionary” criteria by which inmates may or may not be able to participate in the Alternative Custody Program.
- Incorporates six forms, by reference, into the regulations. A copy of each of the following forms has been made available for public review:
 - CDC 128–B (Rev. 4/74), General Chrono
 - CDCR 1502 (Rev. 10/06), Activity Report
 - CDC–128–G (10/89), Classification Chrono
 - CDC 115 (07/88), Rules Violation Report
 - CDC 115–A (7/88), Serious Rules Violation Report
 - CDC 115–C (5/95), Rules Violation Report — Part C
- Establishes, for use on a statewide basis, three new Department forms which are incorporated by reference into the regulations. A copy of each of the following forms has been made available for public review:
 - CDCR 2234 (07/12), ACP Application and Voluntary Agreement

- CDCR 2235 (09/12), Alternative Custody Program Screening Form
- CDCR 1516–ACP (06/11), Requirements of the Alternative Custody Program

EVALUATION OF
CONSISTENCY/COMPATIBILITY WITH
EXISTING REGULATIONS

The Department has determined that these proposed regulations are consistent and compatible with existing state laws and regulations. The Department reached this conclusion because ACP is a new program, enacted by statute. The proposed regulations will supplement existing regulations in order to enact the new program that is not currently the subject of existing regulations.

GENERAL PUBLIC INTEREST

FISH AND GAME COMMISSION

NOTICE OF RECEIPT OF PETITION

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 2073.3 of the Fish and Game Code, the California Fish and Game Commission, on September 25, 2012 received a petition from the Center for Biological Diversity to list the Clear Lake Hitch (*Lavinia exilicauda chi*) as threatened or endangered under the California Endangered Species Act.

Clear Lake Hitch have specific requirements to complete their life-cycle, including access for unimpeded migration up tributary streams to suitable spawning habitat during the spring, and the ability for adults and young to return downstream to Clear Lake before tributary streams run dry or reduced flows and water depth result in migration barriers.

Pursuant to Section 2073 of the Fish and Game Code, on September 26, 2012 the Commission transmitted the petition to the Department of Fish and Game for review pursuant to Section 2073.5 of said code. It is anticipated that the Department’s evaluation and recommendation relating to the petition will be received by the Commission at its February, 2013 Commission meeting. Interested parties may contact Mr. Stafford Lehr, Chief, Fisheries Branch, Department of Fish and Game, 830 S Street, Sacramento, California, 95811, or telephone (916) 327–8840 for information on the petition or to submit information to the Department relating to the petitioned species.

PROPOSITION 65

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

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

**NOTICE TO INTERESTED PARTIES
October 12, 2012**

**Availability of Hazard Identification Document
for Deltamethrin**

The Office of Environmental Health Hazard Assessment (OEHHA) announces the availability for public review of the hazard identification document entitled: "Evidence on the Developmental and Reproductive Toxicity of Deltamethrin." This notice marks the beginning of a 60-day public comment period on this document. The public comment period will close on **December 11, 2012**. Copies of the document are available from OEHHA's web site at the following address: <http://www.oehha.ca.gov/prop65.html>. The document may also be requested from OEHHA's Proposition 65 Implementation Office by calling (916) 445-6900.

OEHHA, a department of the California Environmental Protection Agency, is the lead agency for the implementation of Proposition 65¹. The Developmental and Reproductive Toxicant Identification Committee (DARTIC) advises and assists OEHHA in compiling the list of chemicals known to the State to cause reproductive toxicity, as required by Proposition 65. The DARTIC 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 reproductive toxicity. It is in this capacity that the DARTIC will consider deltamethrin at a future meeting. The deltamethrin hazard identification document provides information for the consideration of listing deltamethrin by the DARTIC. The date and venue of the meeting at which deltamethrin will be considered will be announced in a subsequent public notice. OEHHA will send comments received on the deltamethrin hazard identification document to DARTIC members prior to the meeting.

¹ The Safe Drinking Water and Toxic Enforcement Act of 1986, codified at Health and Safety Code section 25249.5 et seq.

OEHHA provided an opportunity for input on the document as it was being developed. A data call-in period for deltamethrin opened on January 20, 2012, and closed on March 20, 2012. Two public comments were received.² In preparing the hazard identification document, OEHHA considered all information that was relevant to the evidence of reproductive toxicity for deltamethrin.

OEHHA must receive comments and any supporting documentation on the deltamethrin document by 5:00 p.m. on Tuesday, December 11, 2012. 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. Please include "Deltamethrin" 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, CA 95812-4010
Fax: (916) 323-8803
Street Address: 1001 I Street
Sacramento, CA 95814

**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# 2012-0821-05
AIR RESOURCES BOARD
AB2 Cost of Implementation Fee Regulation

This regulatory action makes amendments to the AB 32 Fee Regulations. AB 32 created a comprehensive, multi-year program to reduce greenhouse gas (GHG)

² Public comments [available at http://www.oehha.ca.gov/prop65/CRNR_notices/admin_listing/requests_info/callin012012.html] were received during the data call-in period for deltamethrin and were reviewed and considered by staff during the preparation of the hazard identification document for deltamethrin.

emissions in California, with the overall goal of reducing emissions to 1990 levels by 2020. AB 32 authorizes ARB to adopt a schedule of fees to be paid by the sources of GHG emissions. These regulatory changes to the Fee Regulation are primarily the result of recent amendments to the Mandatory Reporting Regulation (MRR) that became effective in late 2011, as well as other clarifying changes. The amendments consist of changes that add, revise, or delete definitions; change or exclude emissions reporting for some entities; clarify provisions that caused confusion in the first year of implementation; and revise applicability to exclude certain small GHG emitters.

Title 17
California Code of Regulations
AMEND: 95201, 95202, 95203, 95204, 95205
Filed 10/03/2012
Effective 10/03/2012
Agency Contact: Amy Whiting (916) 322-6533

File# 2012-0921-08
BOARD OF EDUCATION
Administration of Epilepsy Medication

This emergency action readopts regulations establishing guidelines for training and supervision of volunteer non-medical school personnel so that they can administer emergency anti-seizure medication that has been approved by the federal Food and Drug Administration for the management of seizures by persons without medical credentials.

Title 5
California Code of Regulations
ADOPT: 620, 621, 622, 623, 624, 625, 626, 627
Filed 09/27/2012
Effective 09/27/2012
Agency Contact: Cynthia Olsen (916) 319-0584

File# 2012-0816-01
BOARD OF EDUCATION
Special Education

The California Board of Education (BOE) is amending numerous regulatory sections as non-substantive changes without regulatory effect to title 5 of the California Code of Regulations. Most of the amendments are to update terminology and correct typos and inaccurate cross-references. The proposal also sought to repeal section 3054 of title 5, which contains regulatory provisions concerning "Special Centers." The legislation requiring Special Centers has been repealed. The BOE has withdrawn the proposal to repeal section 3054 as a non-substantive submission.

Title 5
California Code of Regulations
AMEND: 3000, 3010, 3021, 3021.1, 3022, 3023, 3024, 3025, 3027, 3028, 3042, 3051.4, 3051.75, 3051.8, 3051.9, 3051.12, 3051.13, 3051.17, 3051.18, 3052, 3053, 3062, 3063, 3064, 3066, 3067, 3069, 3080, 3082, 3083, 3084, 3085, 3086, 3087, 3088, 3088.1, 3088.2, 3089, 3090, 3091, 3092, 3093, 3094, 3096, 3096.1, 3096.2, 3097, 3098, 3098.1, 3098.2, 3099, 3100
Filed 09/27/2012
Agency Contact: Cynthia Olsen (916) 319-0584

File# 2012-0921-09
BOARD OF FORESTRY AND FIRE PROTECTION
"Lumber Products Assessment, 2012" — 1%
Assessment on Lumber Products

The Board of Forestry and Fire Protection adopted sections 1667.1 through 1667.6 of title 14 of the California Code of Regulations to identify those products subject to the "Lumber Products Assessment" imposed pursuant to Public Resources Code section 4629.5 and to provide for a review procedure and an annual update. This regulatory action is deemed an emergency by the Legislature and is exempt from review by the Office of Administrative Law pursuant to section 4629.4 of the Public Resources Code.

Title 14
California Code of Regulations
ADOPT: 1667.1, 1667.2, 1667.3, 1667.4, 1667.5, 1667.6
Filed 09/27/2012
Effective 09/27/2012
Agency Contact: Eric Huff (916) 653-8031

File# 2012-0906-03
CALIFORNIA DEBT LIMIT ALLOCATION
COMMITTEE
Administration of California's Limited Tax-Exempt
Debt Authority

This Certification of Compliance deletes references to redevelopment agencies, and makes changes in the scoring criteria to conform to recent Tax Credit Allocation Committee changes in rural projects, medical clinics and other projects.

Title 4
California Code of Regulations
AMEND: 5000, 5170, 5200, 5230, 5370, 5500, 5540
Filed 09/27/2012
Agency Contact: Annie Ong (916) 653-8018

File# 2012-0917-02
FAIR POLITICAL PRACTICES COMMISSION
 Conflict of Interest Code: Reporting of Gifts

In this regulatory action, the Commission deals with the allowance of, and no reporting required of, gifts from outside the agency's jurisdiction if the purpose of disclosure of the source of the gift does not have some connection with or bearing upon the functions or duties of the position for which the reporting is required.

Title 2
 California Code of Regulations
 ADOPT: 18730.1
 Filed 10/03/2012
 Effective 11/02/2012
 Agency Contact:
 Virginia Latteri-Lopez (916) 322-5660

File# 2012-0829-01
FISH AND GAME COMMISSION
 Upland Game Hunting

The Fish and Game Commission seeks to amend Title 14, section 300 of the California Code of Regulations in order to 1) provide for junior quail hunting season on the Mojave National Preserve, and 2) increase the season length for fall wild turkey hunting from 16 to 30 days and season bag limit from 1 to 2 turkeys.

Title 14
 California Code of Regulations
 AMEND: 300
 Filed 10/03/2012
 Effective 10/06/2012
 Agency Contact: Sheri Tiemann (916) 654-9872

File# 2012-0907-01
FISH AND GAME COMMISSION
 Blue Cavern State Marine Conservation Area

This timely certificate of compliance makes permanent the prior emergency regulatory action (OAL file no. 2012-0420-02E) that removed the "no anchoring" provision from the Blue Cavern State Marine Conservation Area. This allows anchoring within the Blue Cavern State Marine Conservation Area, except within the Catalina Marine Science Center Marine Life Refuge.

Title 14
 California Code of Regulations
 AMEND: 632
 Filed 10/02/2012
 Agency Contact:
 Sherrie Fonbuena (916) 654-9866

File# 2012-0821-01
OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD
 Definitions for Woodworking Machines and Equipment

This rulemaking action by the Occupational Safety and Health Standards Board amends section 4297 of title 8 of the California Code of Regulations. Section 4297 contains definitions for woodworking machinery, and this amendment adds several new definitions for pieces of woodworking equipment and trade terms used by professionals in woodworking shops and mills.

Title 8
 California Code of Regulations
 AMEND: 4297
 Filed 10/02/2012
 Effective 11/01/2012
 Agency Contact: Marley Hart (916) 274-5721

File# 2012-0821-03
OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD
 Cranes and Derricks in Construction (Clean-Up)

This rulemaking by the Occupational Safety and Health Standards Board ("OSHSB") makes substantive and non-substantive changes to the Construction Safety Orders ("CSO") and General Industry Safety Orders ("GISO") relating to cranes and derricks in construction. Specifically, this rulemaking adds new sections 1613.11 and 1613.12 to the CSO, amends sixteen sections in the CSO, and amends two sections of the GISO. OSHSB is required to adopt safety standards at least as effective as federal standards within six months of federal promulgation. The new sections and amendments are intended to "clean-up" certain issues identified in the CSO and GISO standards relating to cranes and derricks adopted in response to the October 9, 2010 promulgation of 29 CFR Part 1926 by Federal OSHA. This rulemaking also makes amendments to address certain consistency issues between the CSO and GISO standards as applied to cranes and derricks used in construction.

Title 8
 California Code of Regulations
 ADOPT: 1613.11, 1613.12 AMEND: 1600, 1610.1, 1610.3, 1610.4, 1610.9, 1611.1, 1612.3, 1613, 1613.2, 1613.10, 1616.1, 1617.1, 1617.2, 1617.3, 1618.1, 1619.1, 4885, 4999
 Filed 10/02/2012
 Effective 11/01/2012
 Agency Contact: Marley Hart (916) 274-5721

File# 2012-0821-06
 STATE ALLOCATION BOARD
 Leroy F. Greene School Facilities Act of 1998;
 Prevailing Wage Monitoring

This timely certificate of compliance makes permanent the prior emergency regulatory action (OAL file no. 2012-0314-02E) implementing recent legislative requirements for prevailing wage monitoring provided by the Department of Industrial Relations (DIR). The emergency regulations established that any public works project paid from State bonds and for which the construction contract is awarded on or after January 1, 2012 is subject to the DIR monitoring and enforcement of compliance with applicable prevailing wage requirements unless exempt pursuant to Labor Code section 1771.3(b). These regulations also authorize an additional grant to school districts and charter schools based upon the maximum fee that can be charged by DIR. Additionally, these regulations require that all funds be returned to the State for projects that do not meet the appropriate prevailing wage monitoring compliance requirements.

Title 2
 California Code of Regulations
 AMEND: 1859.2, 1859.71.4, 1859.78.1, 1859.79.2, 1859.82, 1859.83, 1859.106, 1859.125, 1859.125.1, 1859.145, 1859.163.1, 1859.163.5, 1859.193
 Filed 10/02/2012
 Agency Contact: Robert Young (916) 375-5939

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN May 9, 2012 TO
 October 3, 2012**

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
 10/03/12 ADOPT: 18730.1
 10/02/12 AMEND: 1859.2, 1859.71.4, 1859.78.1, 1859.79.2, 1859.82, 1859.83, 1859.106, 1859.125, 1859.125.1, 1859.145, 1859.163.1, 1859.163.5, 1859.193
 09/20/12 ADOPT: 59730
 09/19/12 AMEND: 1155.250, 1155.350
 09/14/12 REPEAL: 52100

09/10/12 ADOPT: 59650
 08/30/12 AMEND: 60000, 60010, 60300, 60310, 60323, 60325, 60330, 60400, 60550, 60560, 60600, 60610 REPEAL: 60020, 60025, 60030, 60040, 60045, 60050, 60055, 60100, 60110, 60200
 08/16/12 AMEND: 1859.2, 1859.61, 1859.74, 1859.77.1, 1859.79, 1859.79.2, 1859.79.3, 1859.83, 1859.104 REPEAL: 1859.70.3, 1859.71.5, 1859.78.9, 1859.93.2, 1859.93.3
 08/13/12 ADOPT: 59720
 08/07/12 AMEND: 18640
 07/16/12 AMEND: 18215.3
 07/09/12 ADOPT: 22620.1, 22620.2, 22620.3, 22620.4, 22620.5, 22620.6, 22620.7, 22620.8
 06/28/12 AMEND: 649.32
 06/19/12 AMEND: 56800
 06/04/12 ADOPT: 18313.6
 05/29/12 AMEND: 20811(c)
 05/15/12 AMEND: 1859.2
 05/10/12 AMEND: 1859.2, 1859.82

Title 3
 09/21/12 AMEND: 3437(b) and (c)
 09/18/12 AMEND: 6449.1, 6486.7
 09/12/12 AMEND: 3700(c)
 09/12/12 AMEND: 3435(b)
 08/24/12 AMEND: 3406(b)
 08/22/12 AMEND: 6800(b)
 08/20/12 AMEND: 3435(b)
 08/06/12 AMEND: 3435(b)
 06/19/12 ADOPT: 6970, 6972 AMEND: 6000
 05/17/12 AMEND: 4603(i)

Title 4
 09/27/12 AMEND: 5000, 5170, 5200, 5230, 5370, 5500, 5540
 09/12/12 ADOPT: 12391(a)(1), (3), (4), (b) & (c), 12392 AMEND: 12360
 09/04/12 AMEND: 10032, 10033, 10034, 10035
 08/30/12 ADOPT: 1489.1
 08/29/12 ADOPT: 5205 AMEND: 5000, 5054, 5144, 5190, 5200, 5230, 5370, 5170, 5350 REPEAL: 5133
 08/01/12 ADOPT: 5255, 5256 AMEND: 5170, 5230, 5250, 5560, 5580
 08/01/12 AMEND: 5000, 5052
 07/26/12 AMEND: 8070
 07/26/12 AMEND: 12101, 12202, 12205.1, 12218, 12218.7, 12218.8, 12222, 12225.1, 12233, 12235, 12238, 12309, 12335, 12342, 12350, 12352, 12354
 07/23/12 AMEND: 8035

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07/16/12	AMEND: 10050, 10051, 10052, 10053, 10054, 10055, 10056, 10057	07/30/12	ADOPT: 32802, 32804 AMEND: 32380, 32603, 32604
06/25/12	AMEND: 8070, 8071, 8072, 8078, 8078.2	05/21/12	ADOPT: 10582.5, 10770.1 AMEND: 10770
06/25/12	AMEND: 1663		
06/06/12	AMEND: 1843.3	Title 9	
06/01/12	ADOPT: 5205 AMEND: 5000, 5054, 5144, 5170, 5190, 5200, 5230, 5350, 5370 REPEAL: 5133	07/27/12	AMEND: 7141.5, 7143, 7227, 7350, 7351, 7353.6, 7354, 7355, 7356, 7357, 7358, 7400
05/15/12	REPEAL: 61.3	Title 10	
Title 5		08/30/12	AMEND: 2468.5
09/27/12	ADOPT: 620, 621, 622, 623, 624, 625, 626, 627	08/27/12	AMEND: 260.204.9
09/27/12	AMEND: 3000, 3010, 3021, 3021.1, 3022, 3023, 3024, 3025, 3027, 3028, 3042, 3051.4, 3051.75, 3051.8, 3051.9, 3051.12, 3051.13, 3051.17, 3051.18, 3052, 3053, 3062, 3063, 3064, 3066, 3067, 3069, 3080, 3082, 3083, 3084, 3085, 3086, 3087, 3088, 3088.1, 3088.2, 3089, 3090, 3091, 3092, 3093, 3094, 3096, 3096.1, 3096.2, 3097, 3098, 3098.1, 3098.2, 3099, 3100	08/22/12	ADOPT: 2327, 2327.1, 2327.2
09/06/12	AMEND: 1216.1	08/03/12	ADOPT: 2561.1, 2561.2
08/09/12	AMEND: 40403	07/19/12	AMEND: 2698.302
08/09/12	AMEND: 59400, 59402, 59404, 59406, 59408	07/19/12	AMEND: 2699.301
08/09/12	AMEND: 40500	07/19/12	AMEND: 5501, 5506
08/09/12	ADOPT: 40541	05/31/12	AMEND: 2318.6, 2353.1, 2354
08/09/12	AMEND: 40407.1	05/09/12	AMEND: 2698.208
08/08/12	ADOPT: 40540	Title 11	
08/08/12	ADOPT: 19824.1, 19841, 19851.1, 19854.1 AMEND: 19816, 19816.1, 19824, 19850, 19851, 19854	09/18/12	AMEND: 410, 411, 415, 416, 417, 420, 421, 425 REPEAL: 419, 419.1
07/31/12	AMEND: 19816, 19816.1, 19845.2	07/31/12	AMEND: 999.16, 999.17, 999.19, 999.22
06/12/12	ADOPT: 18004 AMEND: 18000, 18001, 18002, 18003	06/26/12	AMEND: 1005, 1007, 1008
05/29/12	AMEND: 42600	06/21/12	AMEND: 1005, 1007
Title 7		05/09/12	ADOPT: 1019 REPEAL: 9020
07/03/12	AMEND: 219	Title 12	
Title 8		06/04/12	AMEND: 506
10/02/12	ADOPT: 1613.11, 1613.12 AMEND: 1600, 1610.1, 1610.3, 1610.4, 1610.9, 1611.1, 1612.3, 1613, 1613.2, 1613.10, 1616.1, 1617.1, 1617.2, 1617.3, 1618.1, 1619.1, 4885, 4999	Title 13	
10/02/12	AMEND: 4297	09/25/12	AMEND: 156.00, 156.01
09/25/12	AMEND: 2950, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427 REPEAL: 3428	09/14/12	AMEND: 2479
09/05/12	AMEND: 1512, 2320.10, 2940.10	08/07/12	ADOPT: 1962.2 AMEND: 1962.1, 1962.2 (renumbered to 1962.3)
09/04/12	AMEND: 5189, 5192(a)(3), 5198(j)(2)(D)2., 1532.1(j)(2)(D)2.	08/07/12	ADOPT: 1961.2, 1961.3 AMEND: 1900, 1956.8, 1960.1, 1961, 1961.1, 1965, 1968.2, 1968.5, 1976, 1978, 2037, 2038, 2062, 2112, 2139, 2140, 2145, 2147, 2235, 2317
08/07/12	ADOPT: 3558 AMEND: 3207, 4184	08/02/12	ADOPT: 426.00
		07/30/12	AMEND: 1268, 1270.3
		07/12/12	ADOPT: 345.58, 345.73 AMEND: 345.50, 345.52, 345.56, 345.74, 345.78, 345.86, 345.88, 345.90 REPEAL: 345.54, 345.58, 345.60
		06/29/12	AMEND: 225.00, 225.03, 225.09, 225.12, 225.15, 225.18, 225.21, 225.24, 225.35, 225.36, 225.38, 225.42, 225.45, 225.54, 225.60, 225.63, 225.66, 225.69, 225.72 REPEAL: 225.06
		Title 13, 17	
		09/14/12	AMEND: 2299.2, 93118.2
		Title 14	
		10/03/12	AMEND: 300

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10/02/12 AMEND: 632
 09/27/12 ADOPT: 1667.1, 1667.2, 1667.3, 1667.4, 1667.5, 1667.6
 09/25/12 AMEND: 18660.40
 09/21/12 AMEND: 502
 09/12/12 AMEND: 18660.17, 18660.19, 18660.31
 09/07/12 AMEND: 300
 08/31/12 ADOPT: 671.8 AMEND: 671.1
 08/14/12 AMEND: 13055
 08/02/12 ADOPT: 2231, 2301 AMEND: 2000, 2200, 2230, 2235, 2240, 2245, 2300, 2305, 2310, 2320
 07/26/12 AMEND: 18836
 07/12/12 AMEND: 790, 851.20, 851.21, 851.22, 851.25, 851.26, 851.27, 851.27.1, 851.28, 851.29, 851.30, 851.31, 851.32
 07/09/12 ADOPT: 1665.1, 1665.2, 1665.3, 1665.4, 1665.5, 1665.6, 1665.7, 1665.8
 07/02/12 ADOPT: 602
 06/28/12 ADOPT: 17944.1, 17945.1, 17945.4, 17946, 17946.5, 17948.1, 17948.2 AMEND: 17943, 17944, 17946(a)-(h) renumber as 17945.2, 17946(i) renumber as 17945.3, 17946.5 renumber as 17945.5, 17947, 17948, 17948.5, 17949 REPEAL: 17942, 17944.2, 17944.5, 17945
 06/25/12 AMEND: 791.7
 06/06/12 ADOPT: 18950, 18951, 18952, 18953, 18954, 18955, 18955.1, 18955.2, 18955.3, 18956, 18957, 18958
 06/01/12 REPEAL: 660
 05/30/12 AMEND: 11960
 05/29/12 AMEND: 360, 361, 362, 363, 364, 365, 708.12
 05/21/12 AMEND: 703
 05/21/12 AMEND: 7.50
 05/21/12 AMEND: 705
 05/17/12 AMEND: 7.50

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09/25/12 ADOPT: 1712.1, 1714.1, 1730.1, 1740.1, 1748.5 AMEND: 1700, 1706, 1712, 1714, 1730, 1731, 1740, 1747, 1747.1, 1747.5, 1748, 1751, 1752, 1753, 1754, 1756, 1760, 1766, 1767, 1768, 1770, 1772, 1776, 1778, 1788 REPEAL: 1757
 09/13/12 AMEND: 3162
 09/13/12 ADOPT: 3078, 3078.1, 3078.2, 3078.3, 3078.4, 3078.5, 3078.6 AMEND: 3000, 3043, 3075.2, 3097, 3195, 3320, 3323
 08/29/12 AMEND: 2606, 2635.1, 2646.1, 2733, 2740, 2743, 2744
 08/20/12 AMEND: 1006, 1007, 1008, 1012, 1013, 1024, 1032, 1044, 1046, 1051, 1055,

1056, 1058, 1059, 1062, 1063, 1069, 1072, 1080, 1081, 1083, 1084, 1100, 1104, 1125, 1140, 1141, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1151, 1203, 1205, 1206, 1208, 1217, 1241
 07/02/12 ADOPT: 3999.12
 06/26/12 ADOPT: 1712.1, 1714.1, 1730.1, 1740.1, 1748.5 AMEND: 1700, 1706, 1712, 1714, 1730, 1731, 1740, 1747, 1747.1, 1747.5, 1748, 1751, 1752, 1753, 1754, 1756, 1760, 1766, 1767, 1768, 1770, 1772, 1776, 1778, 1788 REPEAL: 1757
 06/26/12 ADOPT: 3079, 3079.1 AMEND: 3000, 3075.2, 3075.3
 06/26/12 AMEND: 3000, 3076.1, 3076.3, 3375, 3375.1, 3375.2, 3375.3, 3375.4, 3375.5, 3377.2, 3521.2
 06/06/12 AMEND: 3000, 3006, 3170.1, 3172.1, 3173.2, 3315, 3323
 05/10/12 ADOPT: 3375.6 AMEND: 3000, 3375

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09/25/12 AMEND: 1514, 1525.1
 09/25/12 AMEND: 3340.15, 3394.6
 09/12/12 AMEND: 961 REPEAL: 933
 09/10/12 ADOPT: 4116, 4117, 4118, 4119
 09/07/12 AMEND: 4
 08/30/12 ADOPT: 2557, 2557.1, 2557.2, 2557.3, 2595, 2595.1, 2595.2, 2595.3
 08/29/12 ADOPT: 4146, 4148, 4149, 4149.1 AMEND: 4100, 4101
 08/20/12 ADOPT: 1333, 1333.1, 1333.2, 1333.3
 07/23/12 ADOPT: 1397.2 AMEND: 1380.4
 07/17/12 ADOPT: 1399.23, 1399.24 AMEND: 1398.4
 07/10/12 ADOPT: 3394.25, 3394.26, 3394.27
 06/18/12 ADOPT: 1727.2 AMEND: 1728
 06/18/12 AMEND: 443
 06/14/12 ADOPT: 302.5
 05/25/12 ADOPT: 1399.364, 1399.375, 1399.377, 1399.381, 1399.384 AMEND: 1399.301, 1399.302, 1399.303, 1399.320, 1399.330, 1399.352.7, 1399.353, 1399.360, 1399.370, 1399.374, 1399.376 (renumbered to 1399.382), 1399.380, 1399.382 (renumbered to 1399.383), 1399.383 (renumbered to 1399.385), 1399.384 (renumbered to 1399.378), 1399.385 (renumbered to 1399.379), 1399.395 REPEAL: 1399.340, 1399.381, 1399.387, 1399.388, 1399.389, 1399.390, 1399.391
 05/17/12 ADOPT: 4544, 4600, 4602, 4604, 4606, 4608, 4610, 4620, 4622 AMEND: 4422, 4440, 4446, 4470

- 05/14/12 AMEND: 932
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 10/03/12 AMEND: 95201, 95202, 95203, 95204, 95205
 09/04/12 ADOPT: 30305.1, 30308.1, 30311.1
 08/30/12 AMEND: 95802, 95812, 95814, 95830, 95831, 95832, 95833, 95834, 95856, 95870, 95892, 95910, 95911, 95912, 95913, 95914, 95920, 95021
 08/29/12 AMEND: 100800
 08/15/12 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
 07/26/12 AMEND: 94006
 06/15/12 AMEND: 6508
Title 18
 08/07/12 AMEND: 1618
 07/27/12 AMEND: 1684
 07/10/12 AMEND: 1205, 1212, 1271
 07/10/12 AMEND: 1105, 1120, 1132, 1161
 07/10/12 AMEND: 1435, 1436
 07/10/12 AMEND: 25128.5
Title 21
 08/28/12 AMEND: 6640, 6680
Title 22
 09/06/12 ADOPT: 66269.2
 08/20/12 AMEND: 87224
 08/13/12 AMEND: 100104, 100106, 100106.1, 100113, 100115, 100119, 100120, 100121, 100123, 100127
 07/12/12 AMEND: 66263.18, 66263.41, 66263.43, 66263.44, 66263.45, 66263.46
 07/12/12 AMEND: 66268.40, 66268.48
 07/09/12 AMEND: 4416
 07/03/12 AMEND: 51516.1
 06/28/12 AMEND: 91477
 06/21/12 AMEND: 50195, 50197, 50256, 50258, 50258.1, 50262, 50268, 50815, 51000.53
 06/12/12 AMEND: 66261.32
 05/24/12 AMEND: 90417
 05/22/12 ADOPT: 60098, 64400.05, 64400.29, 64400.36, 64400.41, 64400.66, 64400.90, 64402.30, 64400.46 AMEND: 60001, 60003, 63790, 63835, 64001, 64211, 64212, 64213, 64252, 64254, 64256, 64257, 64258, 64259, 64400.45, 64415, 64463.1, 64463.4, 64470, 64481, 64530, 64531, 64533, 64534, 64534.2, 64534.4, 64534.6, 64534.8, 64535, 64535.2, 64535.4, 64536.6, 64537, 64537.2 REPEAL: 60430, 64002, 64439, 64468.5
 05/17/12 AMEND: 51240, 51305, 51476
Title 23
 09/06/12 ADOPT: 3959.5
 08/08/12 ADOPT: 3969.2
 07/30/12 ADOPT: 2923
 07/11/12 ADOPT: 597, 597.1, 597.2, 597.3, 597.4
 07/05/12 AMEND: 570, 571, 572, 573, 574, 575, 576
Title 25
 08/13/12 ADOPT: 7097 AMEND: 7054, 7056, 7058, 7060, 7062, 7062.1, 7072, 7076, 7078, 7104 REPEAL: 7064, 7066, 7074, 7078.1, 7078.2, 7078.3, 7078.4, 7078.5, 7078.6, 7078.7
 06/07/12 ADOPT: 4326, 4328 AMEND: 4004, 4200, 4204, 4208
Title 27
 09/20/12 AMEND: 25705(b)
 09/12/12 AMEND: 25403(a), 25603.3(a)
 07/12/12 AMEND: 25305, 25701, 25705, 25801
 06/18/12 AMEND: 25705
Title 28
 09/06/12 ADOPT: 1300.74.73
Title MPP
 06/25/12 AMEND: 40-105.4(g)(1), 44-111.23, 44-113.2, 44-133.54(QR), 44-315.39(QR), 89-201.513
 06/25/12 AMEND: 41-440, 42-716, 42-717, 44-207
 06/25/12 AMEND: 40-107, 42-301, 42-302, 42-431, 42-712, 42-713, 42-716, 42-717, 42-721, 44-133, 44-307, 44-316, 82-833