



California Regulatory Notice Register

REGISTER 2012, NO. 47-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

NOVEMBER 23, 2012

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*Time-
Dated
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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.

CALIFORNIA REGULATORY NOTICE REGISTER (USPS 002-931), (ISSN 1041-2654) is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by Barclays, a subsidiary of West, a Thomson Reuters Business, and is offered by subscription for \$205.00 (annual price). To order or make changes to current subscriptions, please call (800) 888-3600. "Periodicals Postage Paid in Saint Paul, MN." **POSTMASTER:** Send address changes to the: CALIFORNIA REGULATORY NOTICE REGISTER, Barclays, a subsidiary of West, a Thomson Reuters Business, P.O. Box 2006, San Francisco, CA 94126. The Register can also be accessed at <http://www.oal.ca.gov>.

PROPOSED ACTION ON REGULATIONS

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TITLE 2. STATE TREASURER’S OFFICE

Notice of Intention to Amend Conflict of Interest Code

NOTICE IS HEREBY GIVEN that BILL LOCKYER, the Treasurer of the State of California, pursuant to the authority vested in him by sections 87300 and 87306 of the Government Code, proposes to amend the conflict of interest code of the Office of the State Treasurer and the following boards, authorities, commissions, and committees chaired by the State Treasurer:

- California Alternative Energy and Advanced Transportation Financing Authority
- California Debt and Investment Advisory Commission
- California Debt Limit Allocation Committee
- California Educational Facilities Authority
- California Health Facilities Financing Authority
- California Industrial Development Financing Advisory Commission
- California Pollution Control Financing Authority
- California School Finance Authority
- California Tax Credit Allocation Committee
- California Transportation Financing Authority
- California Urban Waterfront Area Restoration Financing Authority
- Local Agency Investment Advisory Board
- Pooled Money Investment Board
- ScholarShare Investment Board

Pursuant to Government Code sections 87300 through 87302, and 87306, the conflict of interest code designates employees and others who must disclose certain investments, income, interests in real property, and business positions, and who must disqualify themselves from making or participating in the making of governmental decisions affecting those interests. The amendments are proposed to revise and update designated positions and disclosure categories. The amendments include:

- Changes to disclosure categories.
- Changes to designations for certain positions.
- Addition and deletion of designated positions.

- Addition of the California Transportation Financing Authority.

Copies of the proposed amended code are available and may be requested from the contact person set forth below.

WRITTEN COMMENT PERIOD

A written comment period has been established commencing on November 30, 2012 and terminating on January 14, 2013. Any interested person may submit written comments concerning the proposed conflict of interest code amendments no later than January 14, 2013 to:

State Treasurer’s Office
 Attention: Deborah Yang, Senior Attorney
 915 Capitol Mall, Room 110
 Sacramento, CA 95814

No public hearing on this matter will be held unless any interested person or his or her representative requests a public hearing. Such a request must be submitted no later than December 31, 2012 by contacting the agency contact person set forth below.

The State Treasurer has prepared a written explanation of the reasons for the designations, disclosure categories, and disclosure responsibilities, and has available all of the information upon which the proposal is based.

AGENCY CONTACT

Copies of the proposed amendments to the conflict of interest code and all of the information upon which the amendments are based may be obtained from, and any inquiries concerning the proposed amendments should be directed to:

State Treasurer’s Office
 Attention: Deborah Yang, Senior Attorney
 915 Capitol Mall, Room 110
 Sacramento, CA 95814
 (916) 653-2995
 dyang@treasurer.ca.gov

ALTERNATIVES CONSIDERED

The State Treasurer must determine that no alternative considered by the State Treasurer would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action. The State Treasurer has determined that the proposed amended code:

- 1. Imposes no mandate on local agencies or school districts.

- 2. Imposes no cost or savings on any State agency.
- 3. Imposes no cost on any local agency or school district that is 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 cost or savings to local agencies.
- 5. Will not result in any cost or savings in federal funding to the State.
- 6. Will not have any potential cost impact on private persons or businesses, including small businesses.

TITLE 22. DEPARTMENT OF TOXIC SUBSTANCES CONTROL

Facilities Annual Reporting Requirements

Department Reference Number: R-2011-01

Office of Administrative Law Notice File Number: Z-2012-1113-03

NOTICE IS HEREBY GIVEN that the Department of Toxic Substances Control (DTSC) proposes to amend California Code of Regulations, title 22, division 4.5, sections 66264.73, 66264.75, and 66264.77 of chapter 14; sections 66265.73, 66265.75, 66265.77, and 66265.714 of chapter 15; and sections 66270.30 and 66270.60 of chapter 20. In addition, DTSC proposes to adopt sections 66264.73.5 and 66265.73.5.

PUBLIC HEARING

A written comment period will commence starting on November 23, 2012 and closing on **January 7, 2013**. DTSC has not scheduled a public hearing on the proposed regulation. However, pursuant to Government Code section 11346.8, any interested person or his or her duly authorized representative may request a hearing, no later than December 23, 2012. Please submit written comments on this proposal to the contact person listed at the end of this notice no later than 5:00 p.m. on January 7, 2013. Comments submitted after this time will not be considered.

Notice to Hearing Impaired—Accessibility. If you have special accommodation or language needs, please contact Reasonable Accommodation Coordinator, Adrian Recio, at (916) 324-3095 or by e-mail at arecio@dtsc.ca.gov as soon as you read this document. TTY/TDD/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.

AUTHORITY AND REFERENCE

This regulation is being proposed under the following authorities:

Health and Safety Code section **25150**. This section grants DTSC authority to adopt standards regarding the management of hazardous waste.

Health and Safety Code section **25159**. This section grants DTSC authority to adopt and revise regulations allowing the state to maintain authorization to administer a state hazardous waste program in lieu of the federal program under the Resource Conservation Recovery Act (RCRA).

Health and Safety Code section **25159.5** grants DTSC authority to adopt and revise regulations that conform with corresponding federal regulations by the U.S. EPA that are at least equivalent to and consistent with the federal rules.

Health and Safety Code section **58012** (Added by Gov. Reorg. Plan No. 1, §146, eff. July 17, 1991). This section grants DTSC authority to adopt regulations to execute its duties.

These regulations are based on, but are not identical to, the following federal regulations: Title 40 of the Code of Federal Regulations (CFR) Sections 264.75, 264.77, 265.75, 265.77, 270.30, 270.60.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Policy Statement Overview

California regulations require owners and/or operators of hazardous waste Treatment, Storage and Disposal Facilities (TSDF) to annually report specific information on the hazardous wastes handled each year and to describe the efforts undertaken during the year to reduce the volume and toxicity of waste generated in what is called the “annual report” (California Code of Regulations (CCR), title 22, division 4.5, chapter 14, section 66264.75 and chapter 15, section 66265.75). In the annual report, hazardous waste facilities provide the following data: 1) the Resource Conservation and Recovery Act (RCRA) and non-RCRA hazardous waste codes and quantities handled; 2) the method of transfer, treatment, storage or disposal for each waste; 3) closure and post-closure cost estimates; 4) environmental monitoring data; and 5) the certification of recycling, incineration or shipment out-of-state for high British thermal unit (BTU) or Volatile Organic Compound (VOC) waste. Sections 66264.75 and 66265.75 require hazardous waste facilities to submit a state annual report to Department of Toxic Substances (DTSC) by March 1st. The purpose of the data collection was to gain a better understanding of hazardous waste generation and management.

The annual reports are submitted either in electronic form (e.g., CD) or on paper forms. Some facilities use software (BRState) to compile the reports; however the software is difficult to use and often facilities submit paper forms to DTSC. DTSC staff uploads the electronic copies of the report and compiles the information into a database called the Annual Facility Report (AFR) database. For the paper copies, DTSC has to manually enter information from the reports into the BRState software. Once entered, the software performs error checks which may require facilities to resubmit data to correct the problems. DTSC also stores the paper copies of the report.

Most of the information provided in the annual reports is available to DTSC through the manifest system which DTSC developed called the Hazardous Waste Tracking System (HWTS) to store and analyze information from all manifests utilized in California. Approximately 100,000 manifests are used in California annually. HWTS is publicly available on a DTSC website — http://hwts.dtsc.ca.gov/report_list.cfm. The manifest database provides tools to investigate and compile hazardous waste generation and disposal information. Through the HWTS system, DTSC is able to gather and evaluate detailed information for hazardous waste facilities.

Although most of the information gathered from the annual report is duplicated within the HWTS, a small portion is not. For Off-Site facilities (accept waste from other generators), the annual report data is essentially a regurgitation of the manifest data in summary form. For on-site facilities (manage only their own generated waste), the annual report data is a summary of the manifest data with one twist: the waste is grouped by the activity that generated the waste (e.g. fleet maintenance, or part degreasing). Although this information could be valuable, it is only gathered for this very small subset of generators; it is not reported on the manifests. It would be very difficult and potentially misleading to utilize this information to make inferences about overall generator behavior given the very small sample size.

The annual report data also presents a partial summary of waste shipped out-of-state, since waste shipped directly from a generator to an out-of-state facility would not be captured. The HWTS captures detailed information from each manifest regardless of final destination. Due to the summary nature of the annual report data and only partial capture of out-of-state waste shipments, the HWTS is a much more versatile tool to investigate and compile hazardous waste generation and disposal information.

In addition to California requirements, federal regulations require hazardous waste facilities to submit the federal biennial report every other year (40 Code of Federal Regulations sections 264.75 and 265.75). This

report describes their hazardous waste management activities for the previous calendar year. The biennial report requires facilities to provide the following information: 1) a description and the quantity of each hazardous waste the facility received during the year; 2) the method of treatment, storage, or disposal for each hazardous waste; 3) the most recent closure cost estimate or the most recent post-closure cost estimate for disposal facilities; 4) for generators who treat, store, or dispose of hazardous waste on-site, a description of the efforts undertaken during the year to reduce the volume and toxicity of waste generated; and 5) for generators who treat, store, or dispose of hazardous waste on-site, a description of the changes in volume and toxicity of waste actually achieved during the year in comparison to previous years. DTSC compiles the information collected from the biennial reports and submits it to U.S. EPA, where it is made publicly available to the regulated community and other interested stakeholders.

The annual report requirements in the California regulations (22 CCR sections 66264.75 and 66265.75) are more stringent than the federal requirements because facilities are required to submit reports annually. Federal law allows state hazardous waste programs to be more stringent than the federal requirements as long as they are consistent with federal rules. Health and Safety Code section 25159 grants DTSC authority to adopt and revise regulations that allows California to maintain authorization from U.S. EPA to administer its state hazardous waste program in lieu of the federal RCRA program. However, the federal biennial report contains many of the same or similar reporting requirements as the annual report. For the years when the federal biennial report is required, DTSC has accepted the biennial report as fulfilling the requirement for the annual report.

The proposed regulations retain the existing requirements to annually submit environmental monitoring data, which is more stringent than the federal requirements. For the environmental monitoring data, the proposed regulations clarify the environmental monitoring data that needs to be submitted and results in a small reduction in the existing requirements. DTSC determined that retaining this submission was vital to the oversight of hazardous waste facilities.

DTSC proposes to amend the annual report requirements in its regulations to reduce the reporting frequency to biennial which will more closely align California reporting requirements with the RCRA federal regulations. In 1985, when DTSC implemented the annual report requirements, it created more stringent reporting requirements than the corresponding federal regulations in order to gain a better understanding of hazardous waste generation and management. After collecting and analyzing hazardous waste generator and disposal

information in California over the past twenty years, DTSC now has a comprehensive understanding and no longer requires as much information as it did in the past. Additionally, much of the information gathered from the annual report is duplicative because similar data is contained in the HWTS. Proposed regulations will still require certain facilities to submit annual environmental monitoring data that they have in their operating records. DTSC uses this data when evaluating the operations of the protective system used at the TSDFs. However, reporting requirements will be less burdensome for the facility owner/operators and will allow DTSC to redirect staff that allocate time to process and manage the annual report data to work on other high priority projects. Furthermore, eliminating the annual report will not diminish DTSC's ability to protect public health and the environment from the harmful effects of hazardous waste.

Existing Laws and Regulations

Health and Safety Code section 25159 grants DTSC authority to adopt and revise regulations that allows California to maintain authorization from U.S. EPA to administer its state hazardous waste program in lieu of the federal RCRA program.

California law includes both "RCRA hazardous wastes" and "non-RCRA hazardous waste" in the regulation of hazardous waste (Health and Safety Code section 25120.2). The term "RCRA hazardous wastes" refers to hazardous wastes that are regulated as hazardous wastes under RCRA. The term "non-RCRA hazardous wastes" refers to those wastes that are regulated as hazardous wastes (RCRA-exempt and California-only) pursuant to the state's authority as listed in California's Health and Safety Code, but are not regulated as hazardous wastes by the federal government (Health and Safety Code section 25117.9).

Section 66264.75 requires owners or operators of hazardous TSDFs to submit annual reports to DTSC. Section 66265.75 requires owners or operators of hazardous waste facilities operating pursuant to interim status to submit annual reports to DTSC. The annual report is required to include but is not limited to the following information: 1) RCRA and non-RCRA hazardous waste codes and quantities handled; 2) the method of transfer, treatment, storage or disposal for each waste; 3) closure and post-closure cost estimates; 4) environmental monitoring data; and 5) the certification of recycling, incineration or shipment out-of-state for high BTU or VOC waste.

Sections 66264.73 and 66265.73 require owners or operators of hazardous TSDFs to keep a written operating record at the facility and to include and maintain all required environmental monitoring, testing, or analytical data. Such environmental monitoring, testing and

data includes but is not limited to the requirement to record the amount of liquids contained in leak detection sumps (sections 66264.226, 66264.254, 66264.303, 66265.226, 66265.260 and 66265.304), to include a map depicting the location and type of hazardous waste disposed in each cell in a landfill unit (66264.309 and 66265.309), and other required monitoring, analysis, inspection, and response as required in sections 66264.602, 66265.714 and applicable article 6 regulations.

Relation to Existing Federal Regulations

Existing federal Resource Conservation and Recovery Act (RCRA) sections 3002 and 3004 and Title 40 of the Code of Federal Regulations (CFR) sections 264.75 and 265.75 require owners and operators of hazardous waste Treatment, Storage and Disposal Facilities (TSDF) to submit Biennial Reports to the U.S. EPA. This report describes their hazardous waste management activities for the previous calendar year.

The proposed regulations will reduce reporting frequency of owners and operators of hazardous waste TSDFs in California to become equivalent to federal rule, rather than being more stringent. The rulemaking will neither duplicate nor conflict with the federal regulations as California has received state authorization from U.S. EPA to implement and enforce its hazardous waste regulations that act in lieu of federal regulations.

Relation to Existing State Regulations

The proposed regulation is not inconsistent or incompatible with any existing state regulations. An automated search of Title 22 using the following keywords "annual report" and "biennial report" was conducted via Westlaw and yielded no conflicting state regulations.

CONSIDERATION OF ALTERNATIVES

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

Rejected Alternatives:

1. Do Nothing

DTSC considered this option because it avoids the cost of amending a regulation and continues the uninterrupted collection of facility data, which might be found valuable in the future for programmatic use. This

option would require DTSC to continue to dedicate resources towards managing the annual report data, instead of using resources for other high priority projects. It also continues to impose a cost of compliance in the range of \$3,000 to \$6,000 per each of approximately 100 facilities to prepare the report. This alternative was rejected because 1) the data gathered in the annual report are largely duplicative of the information already publicly available from the manifest database, 2) DTSC uses HWTS data for programmatic analyses, and 3) the costs to TSDFs of \$300,000 to \$600,000 to gather/process the information were determined to be too high for data that might be useful in the future.

2. Reduce required data

DTSC also considered an option to continue the annual report but reduce the information reported to only include the data that was not duplicated on the manifest. The data would be gathered only from on-site facilities (which manage only their own waste) and would require the waste generation data to be grouped by the activity that generated the waste (e.g. fleet maintenance, or part degreasing). There are approximately 40 on-site facilities completing the annual report. This option was rejected because it would require reporting only for this very small subset of generators. It would be very difficult and potentially misleading to utilize this information to make inferences about overall generator behavior given the very small sample size.

MANDATES ON LOCAL AGENCIES OR SCHOOL DISTRICTS

DTSC has made a determination that adoption of this regulation will not impose a local mandate or result in costs subject to reimbursement pursuant to part 7 of division 4, commencing with section 17500, of the Government Code or other nondiscretionary costs or savings to local agencies.

COST OR SAVINGS TO STATE OR LOCAL AGENCIES, OR SCHOOL DISTRICTS SUBJECT TO REIMBURSEMENT

DTSC has determined that the proposed regulation will not impose such costs or savings on any state agency, or cost to any local agency or school district that is required to be reimbursed pursuant to part 7 of division 4, commencing with section 17500 of the Government Code, or other nondiscretionary cost or savings imposed on local agencies, and the cost or savings in federal funding to the state.

DETERMINATION OF NO ADVERSE STATEWIDE ECONOMIC IMPACT

DTSC has made an initial determination through the economic analysis that the proposed regulation will not have a significant statewide adverse economic impact directly affecting businesses, including the ability to compete with businesses in other states. The proposed regulation reduces the amount of paperwork for some businesses so to the extent this proposal has an economic impact, that impact is a favorable one.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

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

RESULTS OF REGULATORY ECONOMIC IMPACT ANALYSIS

DTSC has conducted an economic impact assessment, as required by Government Code section 11346.3, and found that no businesses or jobs will be created, expanded or eliminated in California as a result of the proposed regulation. The rulemaking also does not benefit worker safety. It will, however, benefit owners and/or operators of hazardous waste Treatment, Storage and Disposal Facilities (TSDF) from the costs of producing unnecessary paperwork and allow DTSC to reallocate employee resources to work on higher priority projects. Further, as this rulemaking would reduce TSDF's reporting requirements from annual to biennial, it will not diminish DTSC's ability to protect public health and the environment from the harmful effects of hazardous waste.

EFFECT ON HOUSING COSTS

DTSC has made a determination that the proposed regulation will have no significant effect on housing costs.

EFFECT ON SMALL BUSINESSES (1 CCR 4)

DTSC has determined that the regulation will have a positive impact on small businesses that are owners and/or operators of hazardous waste TSDFs. The proposed regulations will allow small business TSDFs to avoid incurring the costs associated with preparing and submitting the Facilities Annual Report.

CALIFORNIA ENVIRONMENTAL QUALITY
ACT (CEQA) COMPLIANCE

DTSC has found this rulemaking to be exempt under the California Environmental Quality Act (Public Resources Code section 21000, et seq.). This rulemaking meets the statutory exemption available under subdivision (b)(8) of Public Resources Code section 21080. A draft Notice of Exemption is available for review with the rulemaking file and will be filed with the State Clearinghouse when the regulations are adopted.

PEER REVIEW

Under the provisions of Health and Safety Code section 57004, peer review is not required because the proposed regulations do not establish a regulatory level, standard or other requirement subject to scientific peer review.

CONTACT PERSONS

Inquiries regarding technical aspects of the proposed regulations or CEQA documents may be directed to *Mike Sorensen* of DTSC at (916) 323-3511 or, if unavailable, *Ed Nieto* of DTSC at (916) 255-3578. However, such oral inquiries are not part of the rulemaking record.

A public comment period for this proposed regulation has been established commencing on November 23, 2012, and closing on **January 7, 2013** for statements, arguments, or contentions regarding the rulemaking and/or supporting documents that must be submitted in writing or may be presented orally or in writing at the public hearing in order for them to be considered by DTSC before it adopts this regulation.

AVAILABILITY OF TEXT OF REGULATIONS
AND STATEMENT OF REASONS

Copies of the Notice, Initial Statement of Reasons, the text of the proposed regulations, all the information upon which its proposal is based, and the express terms of the proposed regulation are posted to DTSC's Internet site at <http://www.dtsc.ca.gov/LawsRegsPolicies/Regs/index.cfm> or may be obtained from *Kryisia Von Burg* of DTSC's Regulations Section as specified below.

After the close of the comment period, DTSC may adopt the proposed regulation. If substantial changes are made, the modified full text will be made available for comment for at least 15 days prior to adoption. Only persons who request the specific proposed regulation, attend the hearing, or provide written comments on this

specific regulation will be sent a copy of the modified text if substantive changes are made.

Once the regulation has been adopted, DTSC prepares a Final Statement of Reasons which updates the Initial Statement of Reasons, summarizes how DTSC addressed comments and includes other materials, as required by Government Code section 11346.9. Copies of the Final Statement of Reasons may be obtained from *Kryisia Von Burg* at the address listed below. A copy of the Final Statement of Reasons will also be posted on DTSC's Internet site at <http://www.dtsc.ca.gov/LawsRegsPolicies/Regs/index.cfm>, along with the date the rulemaking is filed with the Secretary of State and the effective date of the regulation.

To be included in this regulation package's mailing list and to receive updates of this rulemaking, please visit <http://www.dtsc.ca.gov/ContactDTSC/ELists.cfm> and subscribe to the applicable EList or e-mail: regs@dtsc.ca.gov.

Please direct all written comments, procedural inquiries, and requests for documents by mail, e-mail, or fax to:

Kryisia Von Burg,
Regulations Coordinator
Regulations Section
Department of Toxic Substances
Control
P.O. Box 806
Sacramento, CA 95812-0806

E-mail Address: regs@dtsc.ca.gov
Fax Number: (916) 324-1808

Ms. Von Burg's phone number is (916) 324-2810. If Ms. Von Burg is unavailable, please call Ms. Arnold at (916) 322-2004.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND GAME

**CALIFORNIA ENDANGERED SPECIES ACT
CONSISTENCY DETERMINATION NO.
2080-2012-014-04**

Project: Grant Lake Restoration Project
Location: San Luis Obispo County
Applicant: Natural Resources Conservation
Service

Background

The Natural Resources Conservation Service (Applicant) proposes to provide funding to Robert Grant, Jr., (Landowner) to deepen approximately 4.65 acres of a

seasonal pond, Grant Lake, and install 1,800 feet of fence around the enhanced pond. The goal of the excavation is to extend the duration of ponding in order to increase the likelihood that greater numbers of California tiger salamander (*Ambystoma californiense*, CTS) larvae will achieve metamorphosis. After excavating the lowest portion of the existing lakebed, the Landowner will use the fencing to manage grazing in the immediate area surrounding the lake. The excavation will not exceed 900 feet long and 225 feet wide (4.65 acres). The northern portion will be 3 feet deep and graded to drain to a smaller, 300 feet long by 5 feet deep, pool at the southern end of the lake. Slopes at the northern end of the lake, where incoming flows will enter, are 20:1 to minimize erosion. Slopes in the southern end of the lake are 5:1, which is similar to surrounding native slopes. The Landowner will place soil excavated from this area along the western side of the existing lakebed in a terrace that slopes to lake level at a maximum slope of 5:1. The Project is expected to affect approximately 7 acres of CTS habitat. After the deepening of the pond is completed, the enhanced pond will be managed to support CTS reproduction pursuant to an agreement between the Landowner and the United States Fish and Wildlife Service's Partners for Fish and Wildlife Program, which will be executed prior to the initiation of project activities.

The Project activities described above are expected to incidentally take¹ CTS where those activities take place within suitable CTS upland habitat. In particular, CTS could be incidentally taken as a result of the excavation and fill activities associated with enhancement of the lake. CTS residing in burrows within the Project footprint may be crushed, buried, or killed by heavy equipment and excavated fill. CTS is designated as a threatened species pursuant to the federal Endangered Species Act (ESA) (16 U.S.C. § 1531 *et seq.*) and the California Endangered Species Act (CESA) (Fish & G. Code § 2050 *et seq.*). See Cal. Code Regs., tit. 14, § 670.5, subd. (b)(3)(G).

CTS individuals are documented as being present at the Project site and there is suitable CTS habitat within and adjacent to the Project site. Because of the proximity of the nearest documented CTS, dispersal patterns of CTS, and the presence of suitable CTS habitat within

¹ Pursuant to Fish and Game Code section 86, "'Take' means hunt, pursue, catch, capture, or kill, or attempt to hunt, pursue, catch, capture, or kill." See also Environmental Protection Information Center v. California Department of Forestry and Fire Protection (2008) 44 Cal.4th 459, 507 (for purposes of incidental take permitting under Fish and Game Code section 2081, subdivision (b), "'take' . . . means to catch, capture or kill").

the Project site, the United States Fish and Wildlife Service (Service) determined that CTS is reasonably certain to occur within the Project site and that Project activities are expected to result in the incidental take of CTS.

Because the Project is expected to result in take of a species designated as threatened under the federal ESA, the Natural Resource Conservation Service (NRCS) consulted with the Service as required by the ESA. On August 27, 2012, the Service issued a Biological Opinion (Service file No. 8-8-12-F-26) (BO) for the proposed Project. The BO describes the Project, requires the Applicant to comply with terms of the BO and its incidental take statement (ITS), and sets forth measures to minimize impacts to CTS.

On October 10, 2012, the Director of the Department of Fish and Game (DFG) received a notification from NRCS requesting a determination pursuant to Fish and Game Code section 2080.1 that the BO and its related ITS are consistent with CESA for purposes of the Project and the anticipated incidental take of CTS. (Cal. Reg. Notice Register 2012, No. 44-Z, p. 1610.)

Determination

DFG has determined that the BO, and its related ITS, are consistent with CESA as to the Project and the anticipated incidental take of CTS because the mitigation measures contained in the BO and its related ITS meet the conditions set forth in Fish and Game Code section 2081, subdivisions (b) and (c), for authorizing incidental take of CESA-listed species. Specifically, DFG finds that: (1) take of CTS will be incidental to an otherwise lawful activity; (2) the mitigation measures identified in the BO and its related ITS will minimize and fully mitigate the impacts of the authorized take; (3) adequate funding is ensured to implement the required avoidance minimization and mitigation measures and to monitor compliance with, and effectiveness of, those measures; and (4) the Project will not jeopardize the continued existence of CTS.

Grant Lake has historically supported breeding of CTS; however, due to extensive sedimentation of the lake from surrounding land use activities, the lake typically does not maintain water long enough during the breeding season to allow CTS larvae adequate time to metamorphose, resulting in larval desiccation. With the enhancement of Grant Lake, breeding habitat conditions for CTS will be greatly improved, offsetting potential project impacts, and providing an overall long-term benefit to the CTS population in the area. The mitigation measures in the BO and its related ITS include, but are not limited to, the following:

Avoidance, Minimization, and Mitigation Measures

- Prior to construction activities, NRCS will designate a biologist/monitor (Designated Biologist/Monitor) to oversee implementation of protective measures to minimize and avoid impacts to CTS.
- The Designated Biologist/Monitor will have authority to immediately stop any activity that is not in compliance with the BO, and/or to order any reasonable measure to avoid the unauthorized take of CTS.
- The NRCS will conduct a CTS education program for all persons employed or otherwise working in the Project area prior to initiation of any site-disturbance or performing any work.
- The NRCS will monitor the National Weather Service (NWS) 72-hour forecast for the Project area during the site-disturbance and/or construction phase. If a 70 percent or greater chance of rainfall is predicted within 72 hours of Project activity, all activities in areas of potential or known CTS breeding sites will cease until no further rain is forecast. If the Designated Biologist/Monitor is used to conduct surveys, a Service and DFG approved biologist must still be available to capture and relocate any CTS that are discovered during the surveys. If rain exceeds 1/4 inch during a 24-hour period, work will cease until no further rain is forecast.
- A relocation plan for CTS will be developed prior to ground-disturbing activities within the Project area.
- During the site-disturbance and/or construction phase, Project activities will occur during daylight hours only (sunrise to sunset).
- During the site-disturbance and/or construction phase, workers will inspect for CTS under vehicles and equipment before the vehicles and equipment are moved. If a CTS is present, the worker will wait for the CTS to move unimpeded to a safe location. Alternatively, especially if the animal is inside the fenced Project area, the Designated Biologist/Monitor or other Service and DFG approved biologist will be contacted to move the animal out of harm's way outside of the Project area and in compliance with the relocation plan, if applicable.
- The Designated Biologist/Monitor will maintain a construction-monitoring notebook on-site throughout the construction and/or site-disturbance period including a copy of the BO with attachments. NRCS will ensure a copy of the construction-monitoring notebook is available for review at the Project site upon request.
- The Designated Biologist/Monitor will immediately notify the Service and DFG in writing if it determines that NRCS is not in compliance with any condition of the BO, including but not limited to any actual or anticipated failure to implement measures within the time periods indicated in the BO. The Designated Biologist/Monitor will report any non-compliance with the BO to the Service and DFG within 24 hours.
- The Designated Biologist/Monitor will be on-site daily during any site-disturbance and/or construction phase. The Designated Biologist/Monitor will conduct compliance inspections to (1) minimize incidental take of the CTS; (2) check for compliance with all measures of the BO; (3) check all exclusion zones; and (4) ensure that signs, stakes, and fencing are intact, and that Project activities are only occurring in the Project area. The Designated Biologist/Monitor will prepare daily written observation and inspection records summarizing: oversight activities and compliance inspections, observations of CTS and their signs, survey results, and monitoring activities required by the BO, which will be submitted via email to Brandon Sanderson of DFG (bsanderson@dfg.ca.gov) and Chris Diel of the Service (Christopher_diel@fws.gov), or their successors.
- During years 1-5, the Designated Biologist/Monitor will survey the lake with a dip-net and ski-net each May during normal or above normal rainfall years; and between March 15 and April 15 during less than normal rainfall years with ponded water. If larval CTS observed during the first survey are in early development, a second survey will be conducted later in the season to determine if the larvae had or will have adequate time to metamorphose. During years 6-10, the Designated Biologist/Monitor will survey the lake each May during normal or above normal rainfall years. During years 6-10, the Designated Biologist/Monitor will survey the lake between March 15 and April 15 during less than normal rainfall years only if larval salamanders were not observed in the lake during years 1-5. Results from these surveys will assist DFG and the Service

Monitoring and Reporting Measures

- The Designated Biologist/Monitor is responsible for monitoring Project activities to help minimize and fully mitigate or avoid the incidental take of individual CTS and to minimize disturbance of CTS habitat.

with determining the long-term management of the lake and surrounding upland habitat for CTS.

- All CTS sightings confirmed by the Designated Biologist/Monitor will include the following documented information: the date, time, and location of each occurrence using Global Positioning System (GPS) technology; the name of the party that actually identified the plant or animal; circumstances of the incident; the general condition and health of each individual; any diagnostic markings; sex; age (juvenile or adult); actions undertaken; and habitat description. NRCS will submit this information to the California Natural Diversity Database within 60 calendar days of the observation.

Financial Assurances

- NRCS, through its Environmental Quality Incentives Program, will provide funding for the Grant Lake Enhancement Project activities, including lake bed excavation and construction of fencing around the enhanced pond. The Service’s Partners for Fish and Wildlife Program, through its partnership with NRCS and the Landowner, will fund the Designated Biologist/Monitor to, among other things, monitor project activities to minimize and avoid take of CTS and to minimize disturbance of CTS habitat.

Pursuant to Fish and Game Code section 2080.1, take authorization under CESA is not required for the Project for incidental take of CTS, provided NRCS implements the Project as described in the BO, including adherence to all measures contained therein, and complies with the mitigation measures and other conditions described in the BO and its related ITS. If there are any substantive changes to the Project, including changes to the mitigation measures, or if the Service amends or replaces the BO and its related ITS, NRCS shall be required to obtain a new consistency determination or a CESA incidental take permit for the Project from DFG. (See generally Fish & G. Code, §§ 2080.1, 2081, subs. (b) and (c)).

PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

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

**NOTICE TO INTERESTED PARTIES
November 23, 2012**

Announcement of Chemical Selected by OEHHA for Consideration for Listing by the Carcinogen Identification Committee and Request for Relevant Information on the Carcinogenic Hazards of This Chemical

The California Environmental Protection Agency’s Office of Environmental Health Hazard Assessment (OEHHA) is the lead agency for the implementation of Proposition 65¹. The Carcinogen Identification Committee (CIC) of OEHHA’s Science Advisory Board serves as the State’s qualified experts and renders an opinion about whether a chemical has been clearly shown to cause cancer². The chemicals identified by the CIC are added to the Proposition 65 list.

OEHHA has selected the chemical below for the CIC’s review for possible listing under Proposition 65. OEHHA is initiating the development of hazard identification materials on this chemical.

Chemical Selected for Preparation of Cancer Hazard Identification Materials

Chemical	CAS No.
Butyl Benzyl Phthalate	85-68-7

This chemical was selected using the procedure described in a 2004 document entitled: “Process for Prioritizing Chemicals for Consideration under Proposition 65 by the State’s Qualified Experts.” This document is available on the Internet at

http://www.oehha.ca.gov/prop65/CRNR_notices/state_listing/pdf/finalPriordoc.pdf.

OEHHA selected this chemical from those prioritized by the CIC in 2011. For details follow this link:

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

² Title 27, Cal. Code of Regs., section 25302, *et seq.*

http://www.oehha.ca.gov/prop65/public_meetings/cic101211synop.html.

Hazard identification materials for butyl benzyl phthalate will be presented at a future meeting of the CIC for Committee review for possible listing under Proposition 65.

By this notice, OEHHA is giving the public an opportunity to provide information relevant to the assessment of the evidence of carcinogenicity for butyl benzyl phthalate. Relevant information includes but is not limited to:

- cancer bioassays
- cancer epidemiological studies
- genotoxicity testing
- other pertinent data on:
 - pharmacokinetics
 - biomarkers
 - effects on biochemical and physiological processes in humans

Interested parties or members of the public wishing to provide such information should send it to the address given below.

The publication of this notice marks the start of a 60-day data call-in period, ending on **Tuesday, January 22, 2013**. The information received during this period will be reviewed and considered by OEHHA as it prepares the cancer hazard identification materials on butyl benzyl phthalate.

Hazard identification materials are made available to the public for comment prior to the CIC's consideration of the chemical for possible listing. The availability of hazard identification materials will be announced in the *California Regulatory Notice Register* and on OEHHA's website. The time, date, location, and agenda of the CIC meeting where a chemical will be considered for listing will be published in the *California Regulatory Notice Register* and posted on OEHHA's website.

We encourage you to submit relevant information on this chemical in electronic form, rather than in paper form. Submissions transmitted by e-mail should be addressed to P65Public.Comments@oehha.ca.gov. Please include "butyl benzyl phthalate" in the subject line. Submissions 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
 Fax: (916) 323-8803
 Street Address: 1001 I Street
 Sacramento, California 95814

In order to be considered at this point in the process, the relevant information must be received at OEHHA by 5:00 p.m. on Tuesday, January 22, 2013.

**SUSPENSION OF
 ACTION REGARDING
 UNDERGROUND REGULATIONS**

**CALIFORNIA PUBLIC EMPLOYEES'
 RETIREMENT SYSTEM**

OFFICE OF ADMINISTRATIVE LAW
 SUSPENSION OF ACTION REGARDING
 UNDERGROUND REGULATIONS

(Pursuant to Title 1, section 280, of the
 California Code of Regulations)

On August 20, 2012, The Office of Administrative Law (OAL) received a petition challenging the Investment Policy for External Investment Resource Conflict of Interest, dated August 13, 2012, issued by the California Public Employees' Retirement System (CalPERS) as an alleged underground regulation.

On October 31, 2012, CalPERS certified to the OAL that the policy had been rescinded; therefore, pursuant to Title 1, section 280 of the California Code of Regulations, OAL must suspend all action on this petition.

CalPERS
Executive Office
 P.O. Box 942701
 Sacramento, CA 94229-2701
 Telecommunications Device for the Deaf —
 (916) 326-3829
 (916) 658-1249, FAX (916) 326-3410

October 31, 2012
 Office of Administrative Law
 300 Capitol Mall, Suite 1250
 Sacramento, CA 95814
 Attn: Debra Cornez, Director

Subject: CTU2012-0820-01 (CalPERS Investment Policy for External Investment Resource Conflict of Interest.)

Dear Ms. Cornez:

This is in response to your October 19, 2012, letter. The California Public Employees' Retirement System ("CalPERS") hereby certifies that it will not "issue, use, enforce, or attempt to enforce" the CalPERS Investment Policy for External Investment Resource Conflict of Interest ("Policy") dated August 13, 2012, and that a

copy of this letter has been sent to Mr. Keith Bishop. We make no representation or certification with regard to terms and conditions that we have negotiated and will continue to negotiate with external resources in arms-length negotiations that relate to the issue of conflict of interests. CalPERS will continue to review and take any appropriate action in relation to all conflicts involving its external resources. CalPERS currently plans to adopt the Policy pursuant to the California Administrative Procedures Act.

Sincerely,

/s/
ANNE STAUSBOLL
Chief Executive Officer

cc: Peter H. Mixon, General Counsel — CalPERS
Gina M. Ratto, Deputy General Counsel — CalPERS
Kathleen Eddy, Staff — OAL
Keith Bishop

<p>SUMMARY OF REGULATORY ACTIONS</p>

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# 2012-1001-02
CALIFORNIA HIGHWAY PATROL
North American Standard Out-of-Service Criteria

The California Highway Patrol amended sections 1200 and 1239 of title 13 of the California Code of Regulations to (1) incorporate by reference the April 1, 2011 version of the Commercial Vehicle Safety Alliance North American Standard Out-of-Service Criteria (OOS Criteria), (2) provide that two-axle motor trucks described in subdivision (j) of Vehicle Code section 34500 shall be subject to the OOS Criteria only for matters relating to hours of service and logbooks of drivers, and (3) make other related changes.

Title 13
California Code of Regulations
AMEND: 1200, 1239
Filed 11/13/2012
Effective 12/13/2012
Agency Contact: Rob Sanchez (916) 843-3334

File# 2012-1009-01
CEMETERY AND FUNERAL BUREAU
Cemetery Maintenance Standards

The Cemetery and Funeral Bureau adopted section 2333 to title 16 of the California Code of Regulations. The action implements SB 1490 (Stats. 2006, ch. 401) by establishing minimum maintenance standards for endowment care cemeteries and requiring disclosure of the cemetery's maintenance policies to consumers and review of endowment care fees based on current and projected maintenance expenditures.

Title 16
California Code of Regulations
ADOPT: 2333
Filed 11/13/2012
Effective 12/13/2012
Agency Contact: Joy Korstjens (916) 574-7878

File# 2012-0927-01
DENTAL BOARD OF CALIFORNIA
Sponsored Free Health Care Events

This rulemaking by the Dental Board of California adopts regulations to implement Business and Professions Code section 901 as enacted by Stats. 2010, c. 270 (A.B. 2699). Specifically, this rulemaking adopts regulations governing the requirements and procedures to allow dental practitioners with valid, current, and active licenses to practice dentistry in states other than California to participate in sponsored free health care events in California. In furtherance of these procedures, the Dental Board is incorporating by reference two forms, including "Registration of Sponsoring Entity Under Business and Professions Code Section 901, Form 901-A (DCA/2011)" and "Request for Authorization to Practice Without a License at a Registered Free Health Care Event, Form DBC-901-B (New 02/2012)." These regulations also establish a \$30.00 application fee associated with newly adopted form DBC-901-B.

Title 16
California Code of Regulations
ADOPT: 1023.15, 1023.16, 1023.17, 1023.18, 1023.19
Filed 11/07/2012
Effective 12/07/2012
Agency Contact: Sarah Wallace (916) 263-2187

File# 2012-1005-03
DENTAL HYGIENE COMMITTEE OF CALIFORNIA
Citations and Fines

This regulatory action establishes criteria and procedures for the issuance of citations for fines and orders of abatement to licensees and unlicensed persons acting in the capacity of a licensee. It also provides a means to contest a citation through either an informal conference, an administrative hearing or both.

Title 16
California Code of Regulations
ADOPT: 1139, 1140, 1141, 1142, 1143, 1144
Filed 11/14/2012
Effective 12/14/2012
Agency Contact: Lori Hubble (916) 263-1978

File# 2012-1023-02
DEPARTMENT OF HUMAN RESOURCES
PST Program: Corrective Contributions and Lost Earnings

In this regulatory action, the Department of Human Resources adopted California Code of Regulations, Title 2, section 599.945.4 and amended the Article heading 27.5 for this section. This regulatory action clarifies and makes specific the appropriate method for correcting processing errors that result in an underfunding of Department of Personnel Administration-administered retirement savings accounts.

Title 2
California Code of Regulations
ADOPT: 599.945.4 AMEND: Article 27.5 heading
Filed 11/09/2012
Effective 11/09/2012
Agency Contact: Kim Madson (916) 323-8489

File# 2012-1001-01
DEPARTMENT OF INSURANCE
Amendments to the CAARP Plan of Operations

The Department of Insurance (DOI) submits this Section 100 action to change the text and incorporated by reference forms related to the CAARP. Approved changes concern CA-12-05. Amendments to CA-12-08 and CA-12-10 have been withdrawn.

Title 10
California Code of Regulations
AMEND: 2498.4.9
Filed 11/13/2012
Agency Contact: Mike Riordan (415) 538-4226

File# 2012-1011-02
DEPARTMENT OF PUBLIC HEALTH
Newborn Screening Panel Fee Increase

On June 15, 2012, the Office of Administrative Law filed emergency regulations for the Department of Public Health that made various amendments to title 17, California Code of Regulations, section 6508 pursuant to Health and Safety Code section 124977(d). The emergency regulations amended section 6508 by increasing the fee for a newborn screening panel from \$101.75 to \$111.70 and repealing a subdivision that allowed birth attendants and physicians to submit blood specimens for newborn screenings on a form other than a Department-approved form for an additional fee. Health and Safety Code section 124977(d)(1) provides that the emergency regulations shall become effective immediately upon filing with the Secretary of State; however, the regulation "shall be subject to public hearing within 120 days of filing with the Secretary of State and shall comply with Sections 11346.8 and 11346.9 of the Government Code or shall be repealed." This filing contains the Department's Statement of Compliance that it complied with the requirements of Health and Safety Code section 124977(d)(1).

Title 17
California Code of Regulations
AMEND: 6508
Filed 11/14/2012
Agency Contact: Dawn Basciano (916) 440-7367

File# 2012-1005-01
EMPLOYMENT DEVELOPMENT DEPARTMENT
Family Temporary Disability Insurance Definitions

The Employment Development Department amended section 3302-1 and adopted section 2707.2-1 of title 22 of the California Code of Regulations to add additional definitions and a notification provision for Family Temporary Disability Insurance.

Title 22
California Code of Regulations
ADOPT: 2707.2-1 AMEND: 3302-1
Filed 11/13/2012
Effective 12/13/2012
Agency Contact: Deanna Asuncion (916) 654-8410

File# 2012-1026-03
FAIR POLITICAL PRACTICES COMMISSION
Filing Dates for Annual Form 700s

In this change without regulatory effect, the Fair Political Practices Commission adds members of the High-Speed Rail Authority to the list of persons who are required to file Statements of Economic Interests pursuant to Government Code section 87203 by March 1 each year.

Title 2
 California Code of Regulations
 AMEND: 18723
 Filed 11/08/2012
 Effective 11/08/2012
 Agency Contact:
 Virginia Latteri-Lopez (916) 322-5660

File# 2012-1002-01
 FISH AND GAME COMMISSION
 Annual Adjustment for Sport Fishing Fees for 2013

This change without regulatory effect by the Fish and Game Commission amends 14 CCR Section 701, and makes non-substantive technical changes to form FG 935, with regard to sport fishing fees. Specifically, this action amends section 701 to change the permit fees pursuant to Fish and Game Code Section 713 and the fee and revision date contained in form FG 935, which is incorporated by reference.

Title 14
 California Code of Regulations
 AMEND: 701
 Filed 11/07/2012
 Effective 01/01/2013
 Agency Contact: Jon Snellstrom (916) 654-9868

File# 2012-1105-05
 OFFICE OF ADMINISTRATIVE LAW
 Notice Publication/Regulations Submission STD 400

In this “changes without regulatory effect” filing, the Office of Administrative Law (OAL) amends its form entitled “Notice Publication/Regulations Submission” STD. 400, which appears in Appendix A to article 2 of chapter 1 of OAL’s regulations. Specifically, the “effective date of changes” part of the STD. 400 form (Part B.5) is amended to conform with statutory changes relating to the effective date of regulations in Government Code section 11343.4, as that statute is amended in S.B. 1099, Chapter 295, Statutes of 2012, effective January 1, 2013. OAL also amends its “Chapter Definitions” regulation in California Code of Regulations, title 1, section 1 to identify the revised version of the STD. 400 form and to update the “reference” citations.

Title 1
 California Code of Regulations
 AMEND: 1, Appendix A
 Filed 11/13/2012
 Effective 01/01/2013
 Agency Contact:
 Craig S. Tarpenning (916) 323-6808

File# 2012-1004-02
 STATE WATER RESOURCES CONTROL BOARD
 Policy for Onsite Wastewater Treatment Systems

This regulatory action establishes a water quality control policy for siting, design, operation, and maintenance of Onsite Wastewater Treatment Systems (OWTS). The regional water quality control boards are required to incorporate the standards established in this policy, or more protective standards, within 12 months of the effective date. This newly adopted section summarizes the policy which is a tiered approach for the regulation and management of OWTS installations and which sets the performance and protection expected from OWTS.

Title 23
 California Code of Regulations
 ADOPT: 2924
 Filed 11/13/2012
 Effective 11/13/2012
 Agency Contact: Jeanie Mascia (916) 323-2871

File# 2012-1106-02
 STATE WATER RESOURCES CONTROL BOARD
 Emergency Fee Regulations to Conform with Budget Act 2012-13

On September 19, 2012, the State Water Resources Control Board (Board) adopted Resolution 2012-0047, which revised the emergency water right fee regulations and schedules to be consistent with the revenue levels set forth in the Budget Act for Fiscal Year (FY) 2012-2013. Under the Water Code and existing regulations, a person filing a water right application, petition, registration, groundwater recordation, or other filing must pay a filing fee to the Board. Existing regulations also establish annual fees for water right permits, licenses, water leases, and applications for water quality certification under Clean Water Act section 401 for an activity that involves a hydroelectric facility licensed by the Federal Energy Regulatory Commission. In addition, the existing regulations establish requirements for filing a petition for reconsideration of a fee determination made by the Board.

In general, these emergency regulations modify the water right fee schedule to (1) add a registration filing, renewal and petition fee for Small Irrigation Registrations in compliance with Water Code section 1229, subdivision (c) and (2) adjust the caps on application and petition filing fees based on the consumer price index.

Title 23
 California Code of Regulations
 AMEND: 1062, 1064, 1068
 Filed 11/14/2012
 Effective 11/14/2012
 Agency Contact: Robert Rinker (916) 322-3143

File# 2012-1003-02
 STATE WATER RESOURCES CONTROL BOARD
 Colorado River Water Board Correction/Update of
 Basin Plan

In this regulatory action, the State Water Resources Control Board updated and revised parts of the Water Quality Control Plan for the Colorado River Basin Regional Water Quality Control Board that are outdated or incorrect due to new or amended laws, policies, technologies, water quality conditions, or Regional Water Board priorities. This amendment also corrected language, which is vague and unclear, or which may be confusing to the regulated community.

Title 23
 California Code of Regulations
 ADOPT: 3969.3
 Filed 11/13/2012
 Effective 11/13/2012
 Agency Contact:
 Thomas Vandenberg (916) 341-5195

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN June 20, 2012 TO
 November 14, 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 1

11/13/12 AMEND: 1, Appendix A

Title 2

11/09/12 ADOPT: 599.945.4 AMEND: Article 27.5 heading
 11/08/12 AMEND: 18723
 11/06/12 REPEAL: 56600
 11/06/12 REPEAL: 52000
 11/06/12 REPEAL: 52300
 11/01/12 ADOPT: 1859.95.1 AMEND: 1859.2, 1859.95
 10/23/12 AMEND: 1859.2, 1859.71.6, 1859.77.4, 1859.107, 1859.193, 1859.194, 1859.197
 10/22/12 ADOPT: 599.944, 599.946, 599.947
 10/18/12 AMEND: 1575
 10/18/12 ADOPT: 577, 578
 10/17/12 AMEND: 20804
 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

Title 3

10/29/12 ADOPT: 1352.4 AMEND: 1351, 1358.4
 10/23/12 ADOPT: 3639
 10/23/12 ADOPT: 3439
 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)

Title 4

10/30/12 AMEND: 5000, 5052
 10/29/12 ADOPT: 10050, 10051, 10052, 10053, 10054, 10055, 10056, 10057, 10058, 10059, 10060
 10/17/12 AMEND: 1656
 10/17/12 AMEND: 1656
 10/16/12 ADOPT: 1581.2
 10/10/12 AMEND: 1867
 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

CALIFORNIA REGULATORY NOTICE REGISTER 2012, VOLUME NO. 47-Z

08/29/12	ADOPT: 5205 AMEND: 5000, 5054, 5144, 5190, 5200, 5230, 5370, 5170, 5350 REPEAL: 5133	1616.1, 1617.1, 1617.2, 1617.3, 1618.1, 1619.1, 4885, 4999
08/01/12	ADOPT: 5255, 5256 AMEND: 5170, 5230, 5250, 5560, 5580	10/02/12 AMEND: 4297
08/01/12	AMEND: 5000, 5052	09/25/12 AMEND: 2950, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427 REPEAL: 3428
07/26/12	AMEND: 8070	09/05/12 AMEND: 1512, 2320.10, 2940.10
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	09/04/12 AMEND: 5189, 5192(a)(3), 5198(j)(2)(D)2., 1532.1(j)(2)(D)2.
07/23/12	AMEND: 8035	08/07/12 ADOPT: 3558 AMEND: 3207, 4184
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	
06/25/12	AMEND: 1663	
Title 5		
11/01/12	AMEND: 18407, 18422	
10/31/12	ADOPT: 620, 621, 622, 623, 624, 625, 626, 627	
09/27/12	ADOPT: 620, 621, 622, 623, 624, 625, 626, 627	
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	
09/06/12	AMEND: 1216.1	
08/09/12	AMEND: 40403	
08/09/12	AMEND: 59400, 59402, 59404, 59406, 59408	
08/09/12	AMEND: 40500	
08/09/12	ADOPT: 40541	
08/09/12	AMEND: 40407.1	
08/08/12	ADOPT: 40540	
08/08/12	ADOPT: 19824.1, 19841, 19851.1, 19854.1 AMEND: 19816, 19816.1, 19824, 19850, 19851, 19854	
07/31/12	AMEND: 19816, 19816.1, 19845.2	
Title 7		
07/03/12	AMEND: 219	
Title 8		
10/31/12	ADOPT: 6625.1 AMEND: 6505	
10/23/12	AMEND: 1593, 3650	
10/18/12	AMEND: 6325	
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
		10/02/12 AMEND: 4297
		09/25/12 AMEND: 2950, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427 REPEAL: 3428
		09/05/12 AMEND: 1512, 2320.10, 2940.10
		09/04/12 AMEND: 5189, 5192(a)(3), 5198(j)(2)(D)2., 1532.1(j)(2)(D)2.
		08/07/12 ADOPT: 3558 AMEND: 3207, 4184
		07/30/12 ADOPT: 32802, 32804 AMEND: 32380, 32603, 32604
		Title 9
		07/27/12 AMEND: 7141.5, 7143, 7227, 7350, 7351, 7353.6, 7354, 7355, 7356, 7357, 7358, 7400
		Title 10
		11/13/12 AMEND: 2498.4.9
		08/30/12 AMEND: 2468.5
		08/27/12 AMEND: 260.204.9
		08/22/12 ADOPT: 2327, 2327.1, 2327.2
		08/03/12 ADOPT: 2561.1, 2561.2
		07/19/12 AMEND: 2698.302
		07/19/12 AMEND: 2699.301
		07/19/12 AMEND: 5501, 5506
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		09/18/12 AMEND: 410, 411, 415, 416, 417, 420, 421, 425 REPEAL: 419, 419.1
		07/31/12 AMEND: 999.16, 999.17, 999.19, 999.22
		06/26/12 AMEND: 1005, 1007, 1008
		06/21/12 AMEND: 1005, 1007
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		11/13/12 AMEND: 1200, 1239
		11/06/12 ADOPT: 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218
		10/15/12 ADOPT: 2477.1, 2477.2, 2477.3, 2477.4, 2477.5, 2477.6, 2477.7, 2477.8, 2477.9, 2477.10, 2477.11, 2477.12, 2477.13, 2477.14, 2477.15, 2477.16, 2477.17, 2477.18, 2477.19, 2477.20, 2477.21 AMEND: 2477
		10/09/12 AMEND: 2260, 2261, 2264, 2265, 2265.1, 2266, 2266.5, 2271 REPEAL: 2258
		09/25/12 AMEND: 156.00, 156.01
		09/14/12 AMEND: 2479
		08/07/12 ADOPT: 1962.2 AMEND: 1962.1, 1962.2 (renumbered to 1962.3)
		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
		08/02/12 ADOPT: 426.00

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 11/06/12 ADOPT: 1052.5 AMEND: 895, 916.9,
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 11/02/12 AMEND: 163, 164
 10/29/12 AMEND: 18660.5, 18660.6, 18660.7,
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 10/18/12 ADOPT: 1665.1, 1665.2, 1665.3, 1665.4,
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 10/03/12 AMEND: 300
 10/02/12 AMEND: 632
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 08/14/12 AMEND: 13055
 08/02/12 ADOPT: 2231, 2301 AMEND: 2000,
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 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,
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06/25/12 AMEND: 791.7

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 10/18/12 ADOPT: 3999.13
 10/17/12 ADOPT: 3375.6 AMEND: 3000, 3375
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 07/23/12 ADOPT: 1397.2 AMEND: 1380.4
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 10/30/12 AMEND: 100060, 100070
 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
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 10/26/12 AMEND: 1601, 1602, 1604, 1605.1, 1605.3, 1606, 1607

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 10/25/12 AMEND: 97005, 97019, 97041, 97052, 97053, 97054
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 11/14/12 AMEND: 1062, 1064, 1068
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