



California Regulatory Notice Register

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*Time-Dated
Material*

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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 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 Section 5058 and 5058.3, in order to implement, interpret and make specific PC Section 5054, proposes to amend Sections 3000, 3084, 3084.1, 3084.2, 3084.3, 3084.4, 3084.5, 3084.6, 3084.7, 3137, 3173.1, 3179, 3193, 3220.4, 3482, 3630 and 3723; adopt Sections 3084.8, 3084.9 and 3086; and repeal Section 3085 in the California Code of Regulations (CCR), Title 15 concerning Inmate/Parolee Appeals.

PUBLIC HEARING

Date and Time: March 22, 2011 — 9:00 a.m. to 10:00 a.m.
 Place: Department of Corrections and Rehabilitation
 Kern/Colorado Room
 1515 S Street — North Building
 Sacramento, CA 95811
 Purpose: To receive comments about this action.

PUBLIC COMMENT PERIOD

The public comment period will close March 22, 2011, 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:

**Randy Marshall
 Regulation and Policy Management Branch
 Telephone (916) 445-2308**

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

**Ellery Kuhn
 Inmate Appeals Branch
 Telephone (916) 464-4453**

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

EFFECT ON HOUSING COSTS

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

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

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

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT 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.

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.

ASSESSMENTS OF EFFECTS ON JOB AND/OR BUSINESS CREATION, ELIMINATION OR EXPANSION

The Department has determined that the proposed regulation will have no effect 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.

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, or would be as effective and less burdensome to affected private persons, than 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

Penal Code (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 Sections 3000, 3084, 3084.1, 3084.2, 3084.3, 3084.4, 3084.5, 3084.6, 3084.7, 3137, 3173.1, 3179, 3193, 3220.4, 3482, 3630 and 3723; adopts Sections 3084.8, 3084.9 and 3086; and repeals Section 3085 in the CCR, Title 15, Division 3 concerning Inmate/Parolee Appeals.

- Establishes in the regulations, one revised form and three new forms related to the Inmate/Parolee Appeals process. Revised is CDCR Form 602 (Rev. 08/09), Inmate/Parolee Appeal, and established are CDCR Form 602–A (08/09), Inmate/Parolee Appeal Form Attachment, CDCR Form 602–G (08/09), Inmate/Parolee Group Appeal, and CDCR Form 22 (10/09), Inmate/Parolee Request for Interview, Item or Service. All four forms have been incorporated by reference into the regulations and have been made available to the public for review.
- Adopts under Chapter 1, new Article 8.5, Written Request Process. Under Article 8.5, new Section 3086 establishes a new written process for inmate/parolees to request an interview, item or service. This process will help to provide timely resolution of routine matters without having to resort to the appeals process.
- Deletes from the regulations, Section 3085 and the pictured CDC Form 1824 (1/95), Reasonable Modification or Accommodation Request. A copy of the deleted CDC Form 1824 showing a line strike through has been made available to the public for review.

**TITLE 16. DENTAL HYGIENE
COMMITTEE OF CALIFORNIA**

DEPARTMENT OF CONSUMER AFFAIRS

NOTICE IS HEREBY GIVEN that the Dental Hygiene Committee of California is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at the:

Department of Consumer Affairs
1st Floor Hearing Room
2005 Evergreen Street
Sacramento, California on

March 14, 2011

10:00 a.m.

Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact in this Notice, must be received by the Dental Hygiene Committee of California (hereinafter “Committee”) at its office not later than 5:00 p.m. on March 14, 2011, or

must be received by the Committee at the hearing. The Committee, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by Section 1906 of the Business and Professions Code, and to implement, interpret or make specific Sections 11400.20 of the Government Code, the Committee is proposing to adopt Division 11 of Title 16 of the California Code of Regulations as follows:

**INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW**

Adopt Title 16 of the California Code of Regulations
Section 1138

Government Code Section 11400.20 allows an agency to adopt regulations to govern an adjudicative proceeding. The existing Disciplinary Guidelines in the Dental Practice Act are outdated and do not reflect current law. The existing Disciplinary Guidelines do not contain model language for probationary orders or the rationale for standard and optional conditions of probation that may be recommended. Section 1138 is adopted to incorporate by reference the Uniform Standards Related to Substance Abuse and Disciplinary Guidelines, revised January 2011, to include the model language, rationale and to specify the factors that may be considered by the Administrative Law Judge when determining whether a dental hygiene license should be suspended, revoked or placed on probation.

The amendments will assist the Dental Hygiene Committee of California’s Enforcement Staff and the Attorney General’s Office in pursuing enforcement actions against dental hygiene licensees who are in violation of the law to better protect consumers. The amended Uniform Standards Related to Substance Abuse and Disciplinary Guidelines will assist the Administrative Law Judge in determining the penalty to be imposed by providing clear recommendations and rationale so the dental hygiene licensees are prevented from practicing and consumers are protected from dental hygiene licensees who commit serious violations of the law.

FISCAL IMPACT ESTIMATES

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

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement: None

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

AND

The following studies/relevant data were relied upon in making the above determination:

These regulations will provide direction to administrative law judges who determine penalties for dental hygienists, dental hygienists in alternative practice and dental hygienists with extended functions who have violated provisions of statutory law or regulations.

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

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

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The Committee has determined that the proposed regulations would not have a significant economic impact on small businesses unless those small businesses were owned by dental hygienists in alternative practice who have violated the statutes or regulations contained within the California Business and Professions Code and Regulations.

CONSIDERATION OF ALTERNATIVES

The Committee must determine that no reasonable alternative it considered to the regulation or that has

otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

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

INITIAL STATEMENT OF REASONS
AND INFORMATION

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

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Dental Hygiene Committee of California at 2005 Evergreen Street, Suite 1050, Sacramento, California 95815.

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

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

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

CONTACT PERSON

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

Name: Traci Napper, Legislative Analyst
Address: 2005 Evergreen Street, Suite 1050
Sacramento, CA 95815
Telephone No.: (916) 263–2572
Fax No.: (916) 263–2688
E-Mail Address: Traci_Napper@dca.ca.gov

The backup contact person is:

Name: Lori Hubble, Executive Officer
 Address: 2005 Evergreen Street, Suite 1050
 Sacramento, CA 95815
 Telephone No.: (916) 263-1978
 Fax No.: (916) 263-2688
 E-Mail Address: Lori_Hubble@dca.ca.gov

Website Access: Materials regarding this proposal can be found at the Committee's website: www.dhcc.ca.gov.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND GAME

Department of Fish and Game —
 Public Interest Notice
 For Publication January 28, 2011
**PROPOSED RESEARCH ON FULLY
 PROTECTED SPECIES**
 Monitoring California Least Tern Nesting Colonies

The Department of Fish and Game (Department) received a proposal on January 3, 2011, from California State Parks, Channel Coast District, requesting authorization to take the California least tern (*Sterna antillarum browni*), Fully Protected birds, for research purposes, consistent with the protection and recovery of this species.

The applicant is in the process of obtaining the required Scientific Collecting Permit (SCP) to take protected species of wildlife. Permit conditions require that the holder of an SCP obtain special authorization from the Department for research on Fully Protected species. The proposed activities include approaching and entering least tern nesting areas to gather necessary data used in monitoring nesting status, habitat suitability and habitat assessments, and to identify threats from humans and predators. Data would be collected by observation and monitoring with binoculars/spotting scopes in or near potential and known breeding habitat and locating nests on foot. The Department intends to issue, under specified conditions, a Memorandum of Understanding (MOU) that would authorize the applicant to carry out the proposed activities. As these birds are also federally-listed endangered species, applicants are re-

quired to possess a valid Federal Threatened and Endangered Species permit.

Pursuant to California Fish and Game Code (FGC) Section 3511(a)(1), the Department may authorize take of Fully Protected birds after 30 days' notice has been provided to affected and interested parties through publication of this notice. If the Department determines that the proposed research is consistent with the requirements of FGC Section 3511 for take of Fully Protected birds, it would issue the authorization on or after February 21, 2011, for an initial and renewable term of two years. Contact: Wildlife Branch, 1812 9th Street, Sacramento, CA 95811, Attn.: Esther Burkett.

DEPARTMENT OF FISH AND GAME

**Department of Fish and Game —
 Public Interest Notice**
 For Publication January 28, 2011
**CESA CONSISTENCY DETERMINATION
 REQUEST FOR**
 Sonoma Interstate 101 Rock Slope Prevention
 Installation Project
 (2080-2011-002-03)
 Sonoma County

The Department of Fish and Game (Department) received a notice on January 12, 2011 that the California Department of Transportation (Caltrans) proposes to rely on a consultation between federal agencies to carry out a project that may adversely affect a species protected by the California Endangered Species Act (CESA). The proposed action includes addressing the unstable slope of a road cut adjacent to southbound Interstate 101 by armoring the identified problem areas with large rock material, a measure known as "rock slope protection."

The U.S. Fish and Wildlife Service (Service) issued a "no jeopardy" federal biological opinion (File No. 81420-2007-F-1362-2)(BO) and incidental take statement (ITS) to Caltrans on December 09, 2010 which considered the effects of the project on the Federally and State threatened California tiger salamander (*Ambystoma californiense*).

Pursuant to California Fish and Game Code Section 2080.1, Caltrans is requesting a determination that the BO and ITS are consistent with CESA for purposes of the proposed Project. If the Department determines the BO and ITS are consistent with CESA for the proposed Project, Caltrans will not be required to obtain an incidental take permit under Fish and Game Code section 2081 for the Project.

**DEPARTMENT OF HEALTH CARE
SERVICES**

NOTICE OF GENERAL PUBLIC INTEREST

**THE DEPARTMENT OF HEALTH CARE
SERVICES WILL IMPLEMENT A FREEZE
FOR RATES PAID TO HOSPITALS FOR
INPATIENT HOSPITAL SERVICES PROVIDED
TO MEDI-CAL BENEFICIARIES**

This notice is to provide information of public interest with respect to freezing Medi-Cal reimbursement rates for inpatient hospital services, except Designated Public Hospitals. This notice provides additional detail regarding the specific methodology that will be used to implement Senate Bill (SB) 853 (2010) that added Sections 14105.28 and 14105.281 to the Welfare and Institutions Code (W&I). Previous notices were published on June 25, 2010 and November 19, 2010.

The rate freeze will continue in effect for inpatient hospital services provided to Medi-Cal beneficiaries for dates of service beginning July 1, 2010, through the date that a new diagnosis related group (DRG) payment system is implemented and system changes have been integrated into the Medicaid Management Information System (MMIS) in accordance with section 14105.28, but no later than June 30, 2014. The rate freeze does not apply to any supplemental Medi-Cal reimbursement that a hospital may be entitled to, such as disproportionate share hospital reimbursement or Assembly Bill 1383 supplemental reimbursement.

Special Provisions for Hospitals that Contract Through the Selective Provider Contract Program (SPCP)

For services rendered on or after July 1, 2010, DHCS will freeze SPCP inpatient hospital services reimbursements as follows. DHCS will freeze the all-inclusive per diem rate(s) that are set forth in Section 4.1 of the SPCP contract. In addition, DHCS will freeze all SPCP reimbursements that increase State General Fund costs that are the subject of negotiated changes to an SPCP contract, including, but not limited to, Appendix A, Sections II through V. DHCS will freeze SPCP reimbursements at the lesser of the amount(s) payable to each hospital for DOS January 1, 2010 or July 1, 2010.

To the extent applicable, inpatient hospital services not covered under an SPCP contract but provided by an SPCP contract hospital are to be reimbursed as described below for non-contract hospitals.

If an SPCP contract hospital became a non-contract hospital between January 1, 2010 and July 1, 2010, or

becomes a non-contract hospital after July 1, 2010, the hospital will continue to receive the lesser of the amount payable for DOS January 1, 2010 or July 1, 2010.

Hospitals that enter into a contract with the SPCP after July 1, 2010 will be paid at the negotiated contract rate for the remaining freeze period only if such contract rate is less than the hospital's non-contract freeze reimbursement rate under W&I Code Sections 14105.28 and 14105.281.

Special Provisions for Non-Contract Hospitals

Freeze in Interim Reimbursement for Inpatient Hospital Services

For services rendered on or after July 1, 2010, each hospital's interim payment will be frozen as follows. DHCS will determine the "interim rate" ratio (for example, 0.50, 0.55, 0.60, .065, etc.) for DOS January 1, 2010 and July 1, 2010. Thus, if the interim rate was 0.50 for DOS January 1, 2010 and 0.55 for DOS July 1, 2010, DHCS will freeze the interim rate ratio for services rendered on or after July 1, 2010 at 0.50. The interim payment amount for DOS January 1, 2010 and DOS July 1, 2010 is determined by first multiplying the "interim rate" ratio for DOS on each of those dates times the charges for those dates. Hospitals are prohibited from charging the Medi-Cal program an amount greater or higher than the hospital's usual fee that it charges the general public for the same service or more than what the hospital charges others for comparable services under comparable circumstances (California Code of Regulations, Title 22, Sections 51480 and 51501). DHCS will freeze a hospital's "room and board" and ancillary charges at the level for DOS July 1, 2010 for services provided on or after that date. That may result in higher frozen interim reimbursement for some hospitals than would have occurred if DHCS froze charges at the January 1, 2010 level. In determining a hospital's frozen interim reimbursement, DHCS will also apply any applicable payment reduction now required by state statute and not the subject of any court injunction. For example, W&I Code Section 14166.245, requires interim payments to be reduced by 10 percent for many hospitals.

In summary, for DOS on or after July 1, 2010, hospitals will be paid an interim payment equal to the hospital's "room and board" and ancillary charges for DOS July 1, 2010 times the lower of the "interim rate" ratio for DOS January 1, 2010 or July 1, 2010, and that amount will be further reduced by any applicable statutory payment reduction that was in effect on either January 1, 2010 or July 1, 2010, that is not the subject of any court injunction (for example, the 10 percent reduction applicable to many hospitals).

Freeze in Final Reimbursement for Inpatient Hospital Services

For services rendered on or after July 1, 2010, until the date that (1) the new DRG payment methodology has been finalized and (2) hospitals have been notified of what their DRG rate will be under that methodology (but no later than June 30, 2012), hospitals will be entitled to final frozen reimbursement based on the lower of their audited allowable costs for DOS January 1, 2010 or July 1, 2010, subject to any statutory payment reduction in effect. Thus, if a non-contract hospital is subject to the 10 percent reduction under W&I Code Section 14166.245, their final frozen reimbursement would be limited to the lower of 90 percent of their audited allowable cost for DOS January 1, 2010 or July 1, 2010. A hospital's final frozen reimbursement for this period will not be determined until after DHCS issues an audited cost report or reports for hospital fiscal periods that include DOS January 1, 2010 and July 1, 2010. This will require audited cost reports for two hospital fiscal periods for many providers (for example, all those except hospitals with fiscal year ending December 31).

After the frozen final reimbursement is calculated, DHCS will compare the frozen interim payments made to the frozen final reimbursement calculated for this period for each hospital. If the frozen final reimbursement is greater than the frozen interim payments made, DHCS will pay the hospital additional money owed. If the frozen interim payments made for this period are greater than the frozen final reimbursement calculated, the difference will constitute an overpayment that the hospital owes to the Medi-Cal program.

After the New DRG Payment Methodology has been Finalized for SPCP and Non-Contract Hospitals

W&I Code Section 14105.281, subdivision (f), requires DHCS to finalize a payment methodology based on diagnosis-related groups and establish DRG-based rates by June 30, 2012. For services rendered on or after the date that a hospital is notified of its new DRG rate, a hospital will be reimbursed based on the methodology in the DRG rate notification notice. For services that a hospital renders after notification of its new DRG rate, DHCS will reconcile the new DRG rate to any frozen interim payments made on or after that date. DHCS will not reconcile the new DRG rate established in accordance with Section 14105.28, subdivision (f), for dates of service prior to the date that a hospital has been notified of its new DRG rate.

Additional Information

W&I Code Sections 14105.28 and 14105.281 do not change any other hospital Medi-Cal program procedures or requirements, including the requirement that hospitals submit a cost report within five months of the close of their fiscal period. There will be no changes in

hospital Medi-Cal billing procedures for any of the inpatient hospital services claims. All current Medi-Cal claims processing edits for hospitals will continue to be applied to the inpatient hospital services claims, regardless of the date of service.

Beginning on January 19, 2011, DHCS' Provider Enrollment Division will update the Provider Master File (PMF) with data that establishes a non-contract hospital's frozen interim payments (i.e., frozen interim rate ratio and frozen charges) and the frozen rates for contract hospitals for DOS on or after July 1, 2010. This PMF update will affect paid claims processed after January 31, 2011. After the PMF has been updated, DHCS will retroactively reprocess paid claims that were processed prior to the PMF update for DOS July 1, 2010 at the frozen rate for SPCP hospitals and at the frozen interim payment for non-contract hospitals.

PUBLIC REVIEW AND COMMENTS

Copies of documents described in this notice may be requested, in writing, from Ms. Lisa Kawano, Department of Health Care Services, Safety Net Financing Division, MS 4504, P.O. Box 997436, Sacramento, CA 95899-7436. Further information on the rate freeze may be viewed on the DHCS Medi-Cal web page at: <http://www.medi-cal.ca.gov>.

Any written comments may also be mailed to Ms. Kawano at the above address and must be received on or before February 8, 2011.

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

**California Environmental Protection Agency
Office of Environmental Health
Hazard Assessment
Notice to Interested Parties**

January 28, 2011

ANNOUNCEMENT OF EXTENSION OF PUBLIC COMMENT PERIOD

Proposed Public Health Goal for Hexavalent Chromium in Drinking Water

The Office of Environmental Health Hazard Assessment (OEHHA) within the California Environmental Protection Agency is hereby announcing a 15-day extension of the public comment period on the draft technical support document for the proposed Public Health Goal (PHG) for hexavalent chromium in drinking wa-

ter. The draft PHG document was posted on OEHHA's web site (www.oehha.ca.gov) on December 31, 2010, and interested parties had been given until January 31, 2011, to submit comments.

With this extension, written comments must be received at the OEHHA address below by 5:00 p.m. on February 15, 2011 to be considered before publication of the final document. OEHHA follows the requirements set forth in Health and Safety Code Sections 57003(a) and 116365 for receiving public input. The final document will be posted on the OEHHA web site along with responses to the major comments received during the public review and scientific comment periods.

The PHG technical support documents provide information on the health effects of contaminants in drinking water. The PHG is a level of drinking water contaminant at which adverse health effects are not expected to occur from a lifetime of exposure. The California Safe Drinking Water Act of 1996¹ requires OEHHA to develop PHGs based exclusively on public health considerations.² PHGs published by OEHHA are considered by the California Department of Public Health in setting drinking water standards (Maximum Contaminant Levels, or MCLs).³

If you would like to receive further information on this announcement or have questions, please contact our office at (510) 622-3170 or the address below.

Michael Baes (mbaes@oehha.ca.gov)
Pesticide and Environmental Toxicology Branch
Office of Environmental Health Hazard Assessment
California Environmental Protection Agency
1515 Clay St., 16th floor
Oakland, California 94612
Attn: PHG project.

DISAPPROVAL DECISION

VETERINARY MEDICAL BOARD

State of California
Office of Administrative Law

In re:
Veterinary Medical Board

Regulatory Action: Title 16
California Code of Regulations

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

²Health and Safety Code section 116365(c)

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

Adopt sections:

Amend sections: 2070, 2071

Repeal sections:

DECISION OF DISAPPROVAL OF REGULATORY ACTION

Government Code Section 11349.3

OAL File No. 2010-1202-02 S

DECISION SUMMARY

On December 2, 2010, the Veterinary Medical Board (Board) submitted to the Office of Administrative Law (OAL) proposed amendments to sections 2070 and 2071 of Title 16 of the California Code of Regulations (CCR). This regulatory action was intended to increase a variety of fees for application, registration, and renewal of veterinarian and registered veterinary technician (RVT) licenses.

On January 13, 2011, OAL notified the Board that OAL disapproved the regulatory action for failure to comply with specified procedures of the California Administrative Procedure Act (APA). The reasons for the disapproval are summarized below:

- A. the rulemaking file does not contain a Standard Form 399 (STD. 399) that has written concurrence from the California Department of Finance (DOF);
- B. the rulemaking file does not include accurate dates on which the agency made modifications of the proposed amendments available to the public;
- C. the agency failed to adequately summarize and respond to each public comment made regarding the proposed amendments; and
- D. the underlying text of the proposed amendments does not match what is currently printed in the CCR.

All APA issues must be resolved prior to OAL's approval of any resubmission.

CONCLUSION

For the foregoing reasons, OAL disapproves this regulatory action. If you have any questions, please contact me at (916) 322-3761.

Date: January 20, 2011

Eric Partington
Staff Counsel

FOR: DEBRA M. CORNEZ
Assistant Chief Counsel/Acting Director

Original: Susan Geranen
 Copy: Ethan Mathes

**AVAILABILITY OF INDEX OF
 PRECEDENTIAL DECISIONS**

**CALIFORNIA GAMBLING CONTROL
 COMMISSION**

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

Re: Government Code section 11425.60,
 subdivision (c).

NOTICE IS HEREBY GIVEN that the California Gambling Control Commission (Commission), pursuant to the requirements of section 11425.60 of the Government Code, maintains an index of precedential decisions. The index is available to the public by annual email subscription from the Commission. The index and the text of the precedent decisions can be viewed, by appointment, at the Commission's office below. For subscription or additional information, or to schedule an appointment to view precedent decisions, contact:

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 2399 Gateway Oaks Drive, Suite 220
 Sacramento, California 95833-4231
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 E-Mail: rjohnson@cgcc.ca.gov

The index and text of the precedential decisions also can be viewed on the Internet at http://www.cgcc.ca.gov/?pageID=precedential_decisions, under the section entitled "Precedential Decisions."

**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# 2010-1206-01
 AIR RESOURCES BOARD
 Verification Procedures 2010

The Air Resources Board (ARB) has previously adopted a number of fleet rules as part of the Diesel Risk Reduction Plan that requires emissions reductions from in-use fleets of diesel vehicles and equipment. One of the primary paths to compliance with the fleet rules is for fleet owners to retrofit their engines with diesel emission control systems (DECS) that are verified by ARB under the verification procedure provided for in title 13 of the California Code of Regulations (CCR), sections 2700-2710. ARB has now amended sections 2701, 2702, 2703, 2704, 2705, 2706, and 2707 and added a new section 2711 to these verification procedures in title 13 of the CCR.

Title 13
 California Code of Regulations
 ADOPT: 2711 AMEND: 2701, 2702, 2703, 2704,
 2705, 2706, 2707
 Filed 01/18/2011
 Effective 02/17/2011
 Agency Contact: Trini Balcazar (916) 445-9564

File# 2010-1213-02
 AIR RESOURCES BOARD
 EWIR and GHG Passenger Vehicle 2010

On September 27, 2010, the Air Resources Board (ARB) submitted to the Office of Administrative Law (OAL) a regulatory action which proposed to amend sections 1956.8, 1958, 1961, 1976, 1978, 2111, 2122, 2136 and 2141 and repeal sections 2166 through 2175 of title 13 of the California Code of Regulations to remove the Emission Warranty Information Reporting (EWIR) program. Section 1961 of title 13 was revised by that regulatory action to amend the "California Exhaust Emission Standards and Test Procedures for 2001 and Subsequent Model Passenger Cars, Light-Duty Trucks and Medium-Duty Vehicles" as last amended March 29, 2010. On November 8, 2010, OAL approved this regulatory action. The title page for the document amended and incorporated by reference by section 1961 and filed with the Secretary of State with that regulatory action inadvertently removed March 29, 2010 from the list of previous revisions. On December 13, 2010, ARB submitted to OAL a filing without regulatory effect re-inserting March 29, 2010 in the list of previous revisions on the title page of the incorporated "California Exhaust Emission Standards and Test Procedures for 2001 and Subsequent Model Passenger Cars, Light-Duty Trucks and Medium-Duty Vehicles."

Title 13
California Code of Regulations
AMEND: 1961
Filed 01/19/2011
Agency Contact: Amy Whiting (916) 322-6533

File# 2010-1203-02
BOARD OF EDUCATION
Charter Revocation Under Education Code Section 47604.5

This action adopts standards and the procedure for use by the State Board of Education when making a decision whether or not to revoke the charter of a school, or take other appropriate action when it finds there is a substantial and sustained departure from measurably successful practices at the school that might jeopardize educational development of the pupils.

Title 5
California Code of Regulations
ADOPT: 11968.5
Filed 01/14/2011
Effective 02/13/2011
Agency Contact: Debra Thacker (916) 319-0860

File# 2010-1201-01
BOARD OF EQUALIZATION
Membership Fees

This Section 100 rulemaking amends T18 CCR section 1584, Membership Fees, prescribing the application of sales and use tax to membership fees retailers charge to customers to shop at a membership club. The amendment applies the applicable five year California Consumer Price Index (CCPI) change to adjust the threshold level at which membership fees are included in taxable gross receipts of the retailer.

Title 18
California Code of Regulations
AMEND: 1584
Filed 01/12/2011
Agency Contact:
Richard E. Bennion (916) 445-2130

File# 2011-0106-03
DELTA STEWARDSHIP COUNCIL
Conflict of Interest Code

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

Title 23
California Code of Regulations
ADOPT: 5000
Filed 01/18/2011
Effective 02/17/2011
Agency Contact: Lynn Darby (916) 445-5565

File# 2010-1203-04
DEPARTMENT OF CORRECTIONS AND REHABILITATION
Extended Confinement Time and Jurisdiction Over Dangerous Persons

This rulemaking adopts two sections in Title 15 of the California Code of Regulations and repeals two sections. The purpose of this rulemaking is to adopt regulations establishing the procedure for the Division of Juvenile Justice (DJJ) (within the Department of Corrections and Rehabilitation) to request that the prosecuting attorney petition the committing court for an order to extend the confinement time of a youth if the impending discharge of the youth would pose a danger to the public. These regulations also establish the Juvenile Parole Board is also able to make this request if they determine a youth would pose a danger to the public.

Title 15
California Code of Regulations
ADOPT: 4190, 4191 REPEAL: 4192.5, 4193, 4196
Filed 01/14/2011
Effective 02/13/2011
Agency Contact: Tony Smith (916) 262-2743

File# 2010-1214-01
DEPARTMENT OF FOOD AND AGRICULTURE
Melon Fruit Fly Interior Quarantine

The Department of Food & Agriculture submitted this timely certificate of compliance action to make permanent the emergency expansion of the quarantine area for the Melon Fruit Fly, *Bactrocera cucurbitae*, in OAL file numbers 2010-0813-04 and 2010-0901-03. These emergency actions extended existing Melon Fruit Fly quarantines in the Kern County areas of Arvin and Bakersfield by approximately 9 square miles and 82 square miles, respectively.

Title 3
California Code of Regulations
AMEND: 3425(b), (c)
Filed 01/13/2011
Agency Contact:
Stephen S. Brown (916) 654-1017

File# 2010-1214-02
DEPARTMENT OF FOOD AND AGRICULTURE
Light Brown Apple Moth Eradication Area

The Department of Food & Agriculture submitted this timely certificate of compliance action to make per-

manent the emergency inclusion of San Diego County as an eradication area for the Light Brown Apple Moth (LBAM), *Epiphyas postvittana*, in OAL file number 2010-0916-04. The effect of this change to section 3591.20(a) of title 3 of the California Code of Regulations was to establish authority for the State to perform control and eradication activities against LBAM across San Diego County.

Title 3
 California Code of Regulations
 AMEND: 3591.20(a)
 Filed 01/13/2011
 Agency Contact:
 Stephen S. Brown (916) 654-1017

File# 2010-1214-04
 DEPARTMENT OF FOOD AND AGRICULTURE
 Melon Fruit Fly Eradication Area

The Department of Food & Agriculture (DFA) submitted this timely certificate of compliance action to make permanent the emergency inclusion of Kern County as an eradication area for the Melon Fruit Fly (MFF), *Bactrocera cucurbitae*, in OAL file number 2010-0812-01. The effect of this change to section 3591.15 of title 3 of the California Code of Regulations was to establish authority for the State to perform control and eradication activities against MFF in Kern County and to harmonize the DFA and United States Department of Agriculture host lists regarding this insect.

Title 3
 California Code of Regulations
 AMEND: 3591.15(a), (b)
 Filed 01/13/2011
 Agency Contact:
 Stephen S. Brown (916) 654-1017

File# 2011-0104-05
 FISH AND GAME COMMISSION
 Stewarts Point SMR and Stewarts Point SMCA

This is a readopt of a prior emergency regulatory action (OAL file no. 2010-0709-02E) that established the Stewarts Point State Marine Conservation Area (SMCA). The general boundaries of the SMCA will be from the mean high tide line to a line that approximates a distance of 1000 feet offshore, and from the northern boundary of the existing Stewarts Point State Marine Reserve to just below Rocky Point, approximately four miles south. All commercial take of living marine resources is prohibited. The recreational take from shore of marine aquatic plants other than sea palm, marine invertebrates, finfish by hook and line, surf smelt by beach net, and species authorized in Section 28.80 (in-

cluding surf smelt) by hand-held dip net will be authorized consistent with other applicable law. The proposed SMCA would leave three miles of coastline in State Marine Reserve status, which meets the minimum science guidelines for coastal protection of nearshore habitats.

Title 14
 California Code of Regulations
 AMEND: 632
 Filed 01/12/2011
 Effective 01/18/2011
 Agency Contact:
 Sherrie Fonbuena (916) 654-9866

File# 2010-1201-04
 OFFICE OF THE STATE FIRE MARSHAL
 Title 19 Clean-up and Waste Containers

This regulatory action makes editorial corrections, updates definitions, occupancy groups, references and standards, and makes revisions to test standards for large and small waste containers. These amendments also reflect revisions to the Building Standards Code in California Code of Regulations, title 24.

Title 19
 California Code of Regulations
 ADOPT: 3.00 AMEND: 1.05, 1.07, 1.08, 1.09, 1.11, 1.12, 1.13, 2.02, 3.00 (renumbered to 3.00.1), 3.01, 3.02, 3.03, 3.04, 3.06, 3.07, 3.08, 3.11, 3.12, 3.13, 3.15, 3.16, 3.17, 3.18, 3.19, 3.20, 3.22, 3.23, 3.25, 3.26, 3.28, 3.29, 3.31, 3.32, 4.3, 4.5, 204, 303, 315, 324, 325, 332, 340, 341, 571, 743, 745, 746, 747, 748, 749, 750, 753, 754, 755, 756, 760, 904, 904.7, 1173, 1174, 2060 REPEAL: 752
 Filed 01/12/2011
 Effective 01/12/2011
 Agency Contact: Diane Arend (916) 324-9592

File# 2010-1203-03
 STATE ALLOCATION BOARD
 Leroy F. Greene School Facilities Act of 1998; SAB Forms

This Section 100 filing amends three regulations and twelve incorporated forms by updating the State Allocation Board's address, website, and phone number shown in various locations on each form.

Title 2
 California Code of Regulations
 AMEND: 1859.2, 1859.302, 1866, Form SAB 50-02, 50-03, 50-04, 50-06, 50-07, 50-08, 50-09, 50-10, 61-04, 40-20, 40-21, 40-24
 Filed 01/13/2011
 Agency Contact: Lisa Jones (916) 376-1753

File# 2010-1216-03
 STATE PERSONNEL BOARD
 Psychological Screening Regulations

This regulatory action creates a dispute resolution process for peace officer candidates who have been disqualified from consideration as a peace officer as a result of the psychological screening determination. It revises procedures for a written appeal if the disqualification is not reversed by the dispute resolution process. It also makes several non-substantive changes.

Title 2
 California Code of Regulations
 ADOPT: 172.9, 172.10 AMEND: 172.6, 172.7, 172.8, 172.10 (renumbered to 172.11), 172.11 (renumbered to 172.12) REPEAL: 172.9
 Filed 01/12/2011
 Effective 02/11/2011
 Agency Contact: John D. Smith (916) 651-1041

File# 2010-1213-01
 STATE PERSONNEL BOARD
 Hearings and Appeals

This action corrects a spelling error on a two-page form (Appendix A) in section 59.3. This correction meets the section 100 criteria.

Title 2
 California Code of Regulations
 AMEND: 59.3 Appendix A
 Filed 01/12/2011
 Agency Contact: John D. Smith (916) 651-1041

File# 2010-1207-02
 STATE WATER RESOURCES CONTROL BOARD
 Amendments to California Code of Regulations Implementing CEQA

This regulatory action amends existing regulations implementing the California Environmental Quality Act of 1970 (CEQA). The purpose of the amendments is to ensure consistency with statutory revisions to CEQA and various court decisions that have further interpreted CEQA with respect to certified regulatory programs.

Title 23
 California Code of Regulations
 ADOPT: 3775.5, 3776, 3779.5 AMEND: 3720, 3721, 3722, 3723, 3730, 3733, 3740, 3741, 3742, 3750, 3751, 3762, 3763, 3775, 3777, 3778, 3779, 3780, 3781 (Appendices A and C) REPEAL: 3760, 3761, 3764, 3776, 3782
 Filed 01/19/2011
 Effective 02/18/2011
 Agency Contact: Sarah Olinger (916) 322-4142

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN August 18, 2010 TO
 January 19, 2011**

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**
 01/13/11 AMEND: 1859.2, 1859.302, 1866, Form SAB 50-02, 50-03, 50-04, 50-06, 50-07, 50-08, 50-09, 50-10, 61-04, 40-20, 40-21, 40-24
 01/12/11 ADOPT: 172.9, 172.10 AMEND: 172.6, 172.7, 172.8, 172.10 (renumbered to 172.11), 172.11 (renumbered to 172.12) REPEAL: 172.9
 01/12/11 AMEND: 59.3 Appendix A
 01/06/11 ADOPT: 649.17.1, 649.19, 649.20 AMEND: 647.4, 649.14, 649.15, 649.16, 649.17, 649.26, 649.28, 649.31, 649.32, 649.33, 649.48, 649.50, 649.51, 649.57, 649.62
 01/06/11 AMEND: 67.3
 12/28/10 AMEND: Div. 8, Ch. 114, Sec. 59590
 12/21/10 AMEND: 561, 561.1, 561.2, 561.3, 561.4, 561.5, 561.8, 561.9, 561.11 (renumbered to 561.10), 561.12 (renumbered to 561.11), 561.13 (renumbered to 561.12) REPEAL: 561.10, 561.14
 12/20/10 AMEND: 18723
 12/20/10 ADOPT: 18215.2 AMEND: 18215, 18225, 18450.1, 18450.4, 18450.5
 12/16/10 ADOPT: 1859.90.1 AMEND: renumber 1859.90.1 as 1859.90.2 (not shown), 1859.129, 1859.197
 11/30/10 AMEND: 67.8 (Appendix A)
 11/23/10 ADOPT: 1190, 1190.01, 1190.02, 1190.03, 1190.04, 1190.05
 11/22/10 AMEND: 1859.2, 1859.83
 11/16/10 AMEND: 7286.1
 11/15/10 AMEND: 18545, 18703.4, 18730, 18940.2, 18943
 11/15/10 AMEND: 18225
 10/29/10 ADOPT: 1859.90.2 AMEND: Renumber 1859.90.2 to 1859.90.3, 1859.129, 1859.197
 10/28/10 AMEND: 59.1

- 10/27/10 ADOPT: 1185.21, 1189 AMEND: 1181, 1181.1, 1181.2, 1181.4, 1183, 1183.01, 1183.02, 1183.03, 1183.06, 1183.07, 1183.08, 1183.081, 1183.09, 1183.11, 1183.12, 1183.131, 1183.14, 1183.2, 1183.21, 1183.30, 1183.31, 1183.32, 1185, 1185.2, 1185.3, 1185.4, 1185.5, 1185.6, 1186, 1187, 1187.2, 1187.3, 1187.9, 1188, 1188.1, 1188.2, 1188.3, 1188.31, 1189.1, 1189.3 REPEAL: 1181.3, 1189.4, 1189.5
- 10/26/10 ADOPT: 2297.1
- 10/21/10 ADOPT: 58.8 AMEND: 59.3
- 10/11/10 ADOPT: 599.937.4
- 10/07/10 AMEND: 51.1
- 10/07/10 AMEND: 51.2(u)
- 10/07/10 AMEND: div. 8, ch. 46, sec. 53500
- 10/05/10 AMEND: div. 8, ch. 79, sec. 56800
- 10/05/10 ADOPT: 1859.172 AMEND: 1859.162.3, 1859.171
- 10/04/10 AMEND: 1859.2, 1859.81
- 10/04/10 ADOPT: 642, 643, 644, 645 AMEND: 640, 641
- 09/27/10 AMEND: 18942, 18944.1
- 09/07/10 AMEND: Renaming of headings only, as follows: Article 4 of Chapter 1 to new Subchapter 1.2; Subarticles 1–10 of nes Subchapter 1.2 to new Articles 1–10; and Chapters 1–5 of new Article 6 to new Subarticles 1–5.
- 09/02/10 ADOPT: 60804.1, 60815.1, 60820.1, 60855, 60856, 60857, 60858, 60859, 60860, 60861, 60862, 60863 AMEND: 60841, 60846, 60853 REPEAL: 60855
- 09/01/10 AMEND: 234, 548.70
- 09/01/10 AMEND: 234, 548.70
- 08/18/10 ADOPT: 51.3, 52.1, 52.2, 52.3, 52.5, 52.8, 52.10, 53.1, 53.2, 53.3, 53.4, 54.1, 55.1, 56.1, 56.2, 56.3, 56.4, 57.1, 57.2, 58.1, 58.2, 58.6, 58.7, 58.9, 58.10, 58.11, 59.2, 59.3, 59.4, 60.1, 63.1, 64.1, 64.2, 64.3, 64.4, 64.5, 64.6 AMEND: 51 (renumbered to 51.1), 51.1 (renumbered to 51.2), 51.2 (renumbered to 52.4), 52.3 (renumbered to 52.6), 51.9 (renumbered to 52.7), 51.5 (renumbered to 52.9), 52.6 (renumbered to 55.2), 52.2 (renumbered to 58.3), 51.4 (renumbered to 58.4), 52.1 (renumbered to 58.5), 57.2 (renumbered to 59.1), 52.5 (renumbered to 60.2), 57.3 (renumbered to 60.3), 53.1 (renumbered to 66.1), 56 (renumbered to 67.1), 56.1 (renumbered to 67.2), 56.2 (renumbered to 67.3), 56.3 (renumbered to 67.4), 56.4 (renumbered to 67.5), 56.5 (renumbered to 67.6), 56.6 (renumbered to 67.7), 56.7 (renumbered to 67.8) REPEAL: 51.3, 52, 52.4, 53, 53.2, 54, 54.2, 56.8, 57.1, 57.4, 60, 60.1, 60.2, 60.3, 60.4, 60.5, 60.6, 60.7, 60.8, 60.9, 60.10, 65, 547, 547.1
- Title 3**
- 01/13/11 AMEND: 3425(b), (c)
- 01/13/11 AMEND: 3591.20(a)
- 01/13/11 AMEND: 3591.15(a), (b)
- 01/11/11 AMEND: 1430.142
- 01/11/11 AMEND: 3591.20(a)
- 12/30/10 AMEND: 3435(b)
- 12/29/10 AMEND: 3434(b) and (c)
- 12/20/10 ADOPT: 6446, 6446.1 AMEND: 6400, 6452.4, 6624
- 12/14/10 AMEND: 3434(b) and (c)
- 12/14/10 AMEND: 850
- 12/09/10 AMEND: 6860
- 12/06/10 AMEND: 3906
- 11/30/10 AMEND: 3406
- 11/24/10 ADOPT: 3701, 3701.1, 3701.2, 3701.3, 3701.4, 3701.5, 3701.6, 3701.7, 3701.8 AMEND: 3407
- 11/24/10 ADOPT: 3701, 3701.1, 3701.2, 3701.3, 3701.4, 3701.5, 3701.6, 3701.7, 3701.8 AMEND: 3407
- 11/22/10 AMEND: 3435(c)
- 11/18/10 AMEND: 105, 108
- 11/17/10 AMEND: 3434(b)
- 11/17/10 AMEND: 3434(b)
- 11/17/10 AMEND: 3437
- 11/15/10 REPEAL: 3000, 3001, 3002, 3003, 3004
- 11/09/10 AMEND: 3437
- 10/27/10 AMEND: 6447, 6447.2, 6784
- 10/21/10 AMEND: 3591.5(a)
- 10/18/10 AMEND: 3437(b)
- 10/11/10 AMEND: 3558(a)
- 10/11/10 AMEND: 3855
- 10/06/10 ADOPT: 1391, 1391.1, 1391.2, 1391.3, 1391.4 AMEND: 1391 (renumbered to 1391.5), 1391.1 (renumbered to 1391.6)
- 10/01/10 AMEND: 3434(b)
- 09/27/10 AMEND: 3
- 09/27/10 AMEND: 3437
- 09/22/10 AMEND: 3591.20(a)
- 09/14/10 AMEND: 3434(b)
- 09/13/10 ADOPT: 3437
- 09/09/10 AMEND: 3434(b)
- 09/02/10 AMEND: 3425(b)
- 08/26/10 AMEND: 3406(b)
- 08/26/10 AMEND: 3406(b)
- 08/26/10 AMEND: 3434(b) & (c)
- 08/26/10 ADOPT: 6531 AMEND: 6502, 6511, 6530

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08/24/10 AMEND: 3700(c)
 08/19/10 AMEND: 3423(b)

12/23/10 AMEND: 2, 30, 50, 70, 401, 641, 1021, 1023.1, 1025, 1030, 1633, 3082, 3088.1, 3947, 4417, 4421, 4422, 4424, 5504, 5594, 5601, 5710, 10042, 10070, 10090, 11004, 11005, 11010, 11214, 11234, 11250, 11503, 11508, 11523, 11530, 11531, 11537, 11538, 13000, 13009, 13014, 13025, 13039, 13040, 13043, 13052, 14100, 15106, 15158, 15184, 15375, 15376, 15384, 15405, 15531, 15532, 15534, 15535, 15550, 15551, 16000, 18000, 18009, 18013, 18016, 18025, 18031, 18032, 18056, 18057, 18070, 18071, 18072, 18073, 18242, 18300, 18303, 18305, 18306, 18307, 18308, 18460, 18461, 18533

Title 4

01/06/11 AMEND: 8070, 8072, 8073, 8074
 01/06/11 ADOPT: 5000, 5010, 5020, 5021, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5050, 5051, 5052, 5053, 5054, 5055, 5056, 5060, 5061, 5062, 5063, 5064, 5080, 5081, 5082, 5100, 5101, 5102, 5103, 5104, 5105, 5106, 5107, 5120, 5130, 5131, 5132, 5140, 5141, 5142, 5143, 5150, 5151, 5152, 5153, 5154, 5155, 5170, 5180, 5181, 5182, 5183, 5190, 5191, 5192, 5193, 5194, 5200, 5210, 5211, 5212, 5220, 5230, 5231, 5232, 5240, 5250, 5260, 5265, 5266, 5267, 5268, 5269, 5270, 5275, 5280, 5281, 5282, 5283, 5290, 5291, 5300, 5310, 5311, 5312, 5313, 5314, 5315, 5320, 5321, 5330, 5340, 5350, 5360, 5370, 5371, 5372, 5380, 5381, 5382, 5383, 5384, 5400, 5410, 5411, 5420, 5421, 5422, 5423, 5430, 5431, 5432, 5433, 5434, 5435, 5440, 5450, 5460, 5461, 5470, 5480, 5490, 5491, 5492, 5493, 5494, 5500, 5510, 5520, 5530, 5531, 5532, 5533, 5534, 5540, 5550, 5560, 5570, 5571, 5572, 5573, 5580, 5590
 12/14/10 AMEND: 10322(h)(5), 10325(c)(3)(B), 10325(c)(8)
 12/07/10 ADOPT: 12347, 12348 AMEND: 12002, 12345
 11/29/10 AMEND: 1374.2
 11/29/10 AMEND: 8070, 8072, 8073, 8074
 11/04/10 AMEND: 8034, 8035, 8042, 8043
 11/02/10 AMEND: 12480, 12488, 12492, 12494, 12496, 12498, 12499, 12501, 12502, 12504, 12508
 10/26/10 AMEND: 1844
 10/04/10 ADOPT: 10030, 10031, 10032, 10033, 10034, 10035, 10036
 09/29/10 AMEND: 8070, 8072, 8073, 8074
 09/15/10 AMEND: 10323
 09/09/10 AMEND: 1766
 09/09/10 AMEND: 10152, 10153, 10154, 10155, 10156, 10157, 10158, 10159, 10160, 10161, 10162, 10164
 08/30/10 ADOPT: 213.2 AMEND: 211, 213, 293, 405
 08/20/10 AMEND: 130

12/22/10 AMEND: 80413.3 REPEAL: 80430.2
 12/02/10 ADOPT: 4700, 4701, 4702, 4703
 12/01/10 ADOPT: 76020, 76140, 76212, 76240 AMEND: 76000, 76120, 76130, 76200, 76210, 76215 REPEAL: 76010, 76240
 11/18/10 ADOPT: 70030, 70040, 71135, 71320, 71390, 71395, 71400.5, 71401, 71475, 71480, 71485, 71640, 71650, 71655, 71716, 71750, 71760, 74110, 74115 AMEND: 70000, 70010, 70020, 71100, 71110, 71120, 71130, 71140, 71150, 71160, 71170, 71180, 71190, 71200, 71210, 71220, 71230, 71240, 71250, 71260, 71270, 71280, 71290, 71300, 71310, 71340, 71380, 71400, 71405, 71450, 71455, 71460, 71465, 71470, 71500, 71550, 71600, 71630, 71700, 71705, 71710, 71715, 71720, 71730, 71735, 71740, 71745, 71770, 71810, 71850, 71865, 71920, 71930, 74000, 74002, 74004, 74006, 74120, 74130, 74140, 74150, 74160, 74170, 74190, 74200 REPEAL: 70030, 71000, 71005, 71010, 71020, 71330, 71360, 71410, 71415, 71420, 71490, 71495, 71505, 71510, 71515, 71520, 71555, 71560, 71565, 71605, 71610, 71615, 71650, 71655, 71725, 71775, 71800, 71805, 71830, 71855, 71860, 71870, 71875, 71880, 71885, 71890, 71900, 71905, 71910, 72000, 72005, 72010, 72020, 72101, 72105, 72110, 72120, 72130, 72140, 72150, 72160, 72170, 72180, 72190, 72200, 72210, 72220, 72230, 72240, 72250, 72260, 72270, 72280, 72290, 72300, 72310, 72330, 72340, 72360, 72380, 72400, 72405, 72410,

Title 5

01/14/11 ADOPT: 11968.5
 01/10/11 AMEND: 30730, 30731, 30735, 30736

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12/23/10 ADOPT: 1409.1, 1414, 1422.4, 1422.4.1, 1422.5, 1422.6, 1422.6.1, 1422.6.2, 1422.6.3, 1422.7, 1422.7.1, 1422.9, 1422.10, 1422.11, 1422.12, 1424, 1437, 1950.122.1, 1950.122.4, 1950.122.4.1, 1950.122, 1950.122.5, 1950.122.5.1, 1950.122.5.2, 1950.122.5.3, 1950.122.5.4, 1950.122.6, 1950.122.7, 1950.122.8, 1950.122.9, 1950.122.10, 1950.122.11, 1950.122.12, 1950.205.1, 1950.209, 1950.307 AMEND: 1404, 1409, 1411, 1430.5, 1431, 1433, 1436, 1454, 1550, 1552, 1557, 1950.003, 1950.122.2, 1950.123, 1950.204.3, 1950.204.4, 1950.301, 1950.314.8, 1950.316, 1950.317 REPEAL: 1950.122

11/04/10 AMEND: 2689.8(c)

10/21/10 AMEND: 2498.6

10/18/10 ADOPT: 3575, 3576, 3577 AMEND: 3500, 3522, 3523, 3524, 3526, 3527, 3528, 3529, 3530, 3582, 3681, 3702, 3703, 3721, 3724, 3726, 3728, 3731, 3741

10/11/10 ADOPT: 2278.50, 2278.51, 2278.52, 2278.53, 2278.54, 2278.55, 2278.56, 2278.57, 2278.58, 2278.59

09/28/10 ADOPT: 1409.1, 1414, 1422.4, 1422.4.1, 1422.5, 1422.6, 1422.6.1, 1422.6.2, 1422.6.3, 1422.7, 1422.7.1, 1422.9, 1422.10, 1422.11, 1422.12, 1424, 1437, 1950.122, 1950.122.2.1, 1950.122.4, 1950.122.4.1, 1950.122.5, 1950.122.5.1, 1950.122.5.2, 1950.122.5.3, 1950.122.5.4, 1950.122.6, 1950.122.7, 1950.122.8, 1950.122.9, 1950.122.10, 1950.122.11, 1950.122.12, 1950.205.1, 1950.209, 1950.307 AMEND: 1404, 1409, 1411, 1430.5, 1431, 1433, 1436, 1454, 1550, 1552, 1557, 1950.003, 1950.122.2, 1950.123, 1950.204.3, 1950.204.4, 1950.301, 1950.314.8, 1950.316, 1950.317 REPEAL: 1950.122

09/23/10 AMEND: 2274.70, 2274.71, 2274.72, 2274.73, 2274.74, 2274.75, 2274.76, 2274.77, 2274.78

09/20/10 AMEND: 2494.4.9

09/16/10 AMEND: 3006, 3007, 3007.05, 3007.2, 3007.3, 3007.6, 3008, 3010, 3011.1, 3011.2, 3011.4, 3012.2 REPEAL: 3005

08/24/10 AMEND: 3525, 3527, 3541, 3542, 3543, 3544, 3561, 3563, 3566, 3568, 3569, 3570, 3583, 3602, 3603, 3661, 3722

Title 11

12/30/10 AMEND: 1005, 1060

12/29/10 AMEND: 1001, 1004, 1005, 1006, 1007, 1008, 1009, 1052, 1053, 1055, 1056, 1071, 1080, 1081, 1083

11/02/10 ADOPT: 51.26

10/07/10 ADOPT: 994.9, 994.10, 994.11, 994.12, 994.13, 994.14, 994.15 AMEND: 994.1, 994.2, 994.4, 994.5, 994.6 REPEAL: 994.9, 994.10, 994.11, 994.12, 994.13, 994.14, 994.15, 994.16

10/06/10 AMEND: 9040, 9041

Title 13

01/19/11 AMEND: 1961

01/18/11 ADOPT: 2711 AMEND: 2701, 2702, 2703, 2704, 2705, 2706, 2707

01/03/11 AMEND: 1239

12/23/10 AMEND: 423.00

11/09/10 AMEND: 551.15, 551.17, 556, 558, 561, 586

11/08/10 AMEND: 1956.8, 1958, 1961, 1976, 1978, 2111, 2122, 2136, 2141 REPEAL: 2166, 2166.1, 2167, 2168, 2169, 2170, 2171, 2172, 2172.1, 2172.2, 2172.3, 2172.4, 2172.5, 2172.6, 2172.7, 2172.8, 2172.9, 2173, 2174

10/12/10 ADOPT: 1235.7 AMEND: 1200, 1235.1, 1235.2, 1235.4, 1256

Title 13, 17

10/19/10 AMEND: Title 13: 2025, 2449, 2449.3, 2452, 2453, 2456, 2458, 2460, 2461, 2462 and Title 17: 93116.1, 93116.2, 93116.3

Title 14

01/12/11 AMEND: 632

01/05/11 AMEND: 4970.00, 4970.01, 4970.05, 4970.08, 4970.09, 4970.13

01/05/11 AMEND: 4970.00, 4970.01, 4970.05, 4970.08, 4970.09, 4970.13

12/30/10 ADOPT: 1722.8, 1722.8.1, 1722.9, 1773.1, 1773.2, 1773.3, 1773.4, 1773.5, 1774.1, 1774.2, 1777, 1777.1, 1777.2, 1777.3 AMEND: 1722, 1760, 1770, 1773, 1774 REPEAL: 1724.2

12/03/10 AMEND: 29.80

11/22/10 AMEND: 1220

11/19/10 AMEND: 895.1, 914.7, 915.1, 916.9, 923.1, 923.2, 923.5, 934.7, 935.1, 936.9, 943.1, 943.2, 943.5, 954.7, 955.1, 956.9, 963.1, 963.2, 963.5, 1093.2, 1104.1

11/09/10 AMEND: 163, 164

10/27/10 AMEND: 18660.40

10/18/10 AMEND: 13800

10/11/10 ADOPT: 749.6

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10/07/10	AMEND: 20030, 20040, 20050, 20060, 20070, 20080, 20090, 20100, 20110	1399.556, 1399.573, 1399.612 REPEAL: 1399.508	
10/05/10	AMEND: 125, 125.1	09/30/10	AMEND: 4200, 4202, 4204, 4206, 4208, 4210, 4212, 4214, 4216, 4218, 4220, 4226, 4228, 4230, 4234, 4236, 4240, 4242, 4244, 4246, 4248, 4250, 4252, 4254, 4258, 4264
10/05/10	ADOPT: 700.3 AMEND: 105, 105.1, 106, 107, 110, 112, 116, 119, 120.2, 120.3, 102.6, 120.7, 122, 123, 124.1, 126, 147, 149.1, 150, 150.02, 150.03, 150.05, 180.3, 180.15, 700.4, 705	09/29/10	AMEND: 109(b)(2), 109(b)(7), 117(e)(2), 121(a)(2)
10/05/10	AMEND: 25231	09/23/10	AMEND: 1391.1
09/21/10	AMEND: 502, 507	09/23/10	ADOPT: 1399.419.1, 1399.419.2
09/21/10	AMEND: 787.1, 787.4, 787.5, 787.6 REPEAL: 787.2, 787.9	09/22/10	ADOPT: 39, 40, 41, 42, 43, 44, 45, 46, 48, 48.1, 48.2, 48.3, 48.5, 48.6
09/08/10	AMEND: 300	09/21/10	ADOPT: 1426.1, 1430, 1431 AMEND: 1420, 1421, 1422, 1423, 1424, 1425, 1425.1, 1426, 1427, 1428, 1428.6, 1429, 1430 (renumbered to 1432)
Title 15		08/25/10	AMEND: 427.10, 427.30
01/14/11	ADOPT: 4190, 4191 REPEAL: 4192.5, 4193, 4196	08/18/10	AMEND: 1721, 1723.1
12/13/10	ADOPT: 3084.8, 3084.9, 3086 AMEND: 3000, 3084, 3084.1, 3084.2, 3084.3, 3084.4, 3084.5, 3084.6, 3084.7, 3137, 3173.1, 3179, 3193, 3220.4, 3482, 3630, 3723 REPEAL: 3085	Title 17	
11/22/10	ADOPT: 1747.1, 1749.1, 1750.1 AMEND: 1706, 1747, 1748, 1749, 1750, 1752, 1756, 1757, 1767	01/10/11	ADOPT: 100800
11/16/10	AMEND: 1730, 1778, 1790	01/10/11	AMEND: 100080
10/14/10	ADOPT: 4168.7, 4171.5 AMEND: 4166, 4168, 4168.5, 4169, 4169.5, 4169.9, 4170.5, 4171, 4173, 4174, 4174.5, 4174.6 REPEAL: 4172	12/23/10	AMEND: 94508, 94509
10/11/10	ADOPT: 3999.10	11/10/10	AMEND: 50300
09/22/10	ADOPT: 3999.9	11/09/10	AMEND: 30253, 30255, 30256
09/09/10	AMEND: 3605	10/20/10	ADOPT: 95380, 95381, 95382, 95383, 95384, 95385, 95386, 95387, 95388, 95389, 95390, 95391, 95392, 95393, 95394, 95395, 95396, 95397, 95398
08/19/10	ADOPT: 3268.3 AMEND: 3000, 3268, 3268.1, 3268.2	10/13/10	AMEND: 30100, 30195 REPEAL: 30321, 30321.1, 30322
Title 16		09/20/10	AMEND: 94508, 94509, 94510, 94511, 94512, 94513, 94515
01/11/11	ADOPT: 3394.7 AMEND: 3394.1, 3394.4, 3394.5, 3394.6	09/09/10	AMEND: 94801, 94804, 94805, 94806
12/21/10	ADOPT: 38, 47, 48.4 AMEND: 48.6	09/02/10	AMEND: 94700, 94701
12/20/10	AMEND: 1520	08/30/10	ADOPT: 95550
12/20/10	ADOPT: 1399.557	08/26/10	AMEND: 60201, 60203, 60207, 60210, 70300, 70301, 70302, 70303, 70303.1, 70303.5, 70304, 70305, 70306
12/20/10	ADOPT: 39, 40, 41, 42, 43, 44, 45, 46, 48, 48.1, 48.2, 48.3, 48.5, 48.6	Title 18	
12/15/10	ADOPT: 321.1	01/12/11	AMEND: 1584
12/14/10	AMEND: 1018	01/10/11	AMEND: 1533.1
12/09/10	ADOPT: 1571	10/18/10	AMEND: 1020 REPEAL: 471
11/24/10	AMEND: 1417	08/26/10	AMEND: 1598
11/23/10	AMEND: 144	Title 19	
11/18/10	AMEND: 811	01/12/11	ADOPT: 3.00 AMEND: 1.05, 1.07, 1.08, 1.09, 1.11, 1.12, 1.13, 2.02, 3.00 (renumbered to 3.00.1), 3.01, 3.02, 3.03, 3.04, 3.06, 3.07, 3.08, 3.11, 3.12, 3.13, 3.15, 3.16, 3.17, 3.18, 3.19, 3.20, 3.22, 3.23, 3.25, 3.26, 3.28, 3.29, 3.31, 3.32, 4.3, 4.5, 204, 303, 315, 324, 325, 332, 340, 341, 571, 743, 745, 746, 747, 748,
11/17/10	ADOPT: 1707.5		
11/08/10	AMEND: 1974, 1996.1		
10/18/10	AMEND: 3394.3, 3394.4, 3394.6		
10/12/10	AMEND: 1399.501, 1399.511, 1399.520, 1399.525, 1399.526, 1399.527, 1399.545, 1399.550,		

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749, 750, 753, 754, 755, 756, 760, 904,
904.7, 1173, 1174, 2060 REPEAL: 752

Title 20

09/01/10 AMEND: 1601, 1602, 1604, 1605.3,
1606, 1607

Title 21

09/30/10 AMEND: 7000

Title 22

01/10/11 AMEND: 51510, 51510.1, 51510.2,
51510.3, 51511, 51511.5, 51511.6,
51535, 51535.1, 51544, 54501

01/10/11 ADOPT: 52000, 52100, 52101, 52102,
52104, 52500, 52501, 52502, 52503,
52504, 52505, 52506, 52507, 52508,
52509, 52510, 52511, 52512, 52513,
52514, 52515, 52516, 52600 REPEAL:
52103

12/22/10 REPEAL: 65700, 65700.2, 65700.6,
65700.8, 65700.10, 65700.12, 65710,
65715, 65720, 65725, 65730, 65735,
65740, 65745, 65750, 65755

12/21/10 ADOPT: 64417, 64418, 64418.1,
64418.2, 64418.3, 64418.4, 64418.5,
64418.6, 64418.7

12/15/10 AMEND: 100105

11/10/10 AMEND: 51516.1

10/26/10 AMEND: 97234, 97264, 97267

10/06/10 AMEND: 100080

10/06/10 AMEND: 100080

08/23/10 AMEND: 926-3, 926-4, 926-5

Title 22, MPP

10/11/10 AMEND: 88030

09/03/10 ADOPT: 84067 AMEND: 83064, 84001,

84076, 84079, 84087.2, 84088, 84090,
86065, 88065, 89405

Title 23

01/19/11 ADOPT: 3775.5, 3776, 3779.5 AMEND:
3720, 3721, 3722, 3723, 3730, 3733,
3740, 3741, 3742, 3750, 3751, 3762,
3763, 3775, 3777, 3778, 3779, 3780,
3781 (Appendices A and C) REPEAL:
3760, 3761, 3764, 3776, 3782

01/18/11 ADOPT: 5000

01/03/11 ADOPT: 3919.9

12/23/10 ADOPT: 3939.37

12/20/10 ADOPT: 907, 910, 915, 920, 921, 925,
929, 930

12/17/10 ADOPT: 596, 596.1, 596.2, 596.3, 596.4,
596.5

12/15/10 AMEND: 3943

12/07/10 ADOPT: 3909 AMEND: 3900

11/18/10 AMEND: 2200, 2200.3, 2200.4, 2200.6

11/17/10 AMEND: 1062, 1064, 1066, 3833.1

11/4/20 ADOPT: 3929.5

09/27/10 ADOPT: 2922

09/22/10 ADOPT: 2921

09/15/10 ADOPT: 3929.4

Title 27

12/16/10 AMEND: 25805

11/18/10 AMEND: 25805

Title MPP

12/22/10 AMEND: 42-302, 42-712, 42-713

09/03/10 ADOPT: 31-021 AMEND: 31-003,
31-410, 31-501

08/26/10 AMEND: 40-188

08/26/10 AMEND: 44-211

08/26/10 ADOPT: 91-101, 91-110, 91-120,
91-130, 91-140