



# California Regulatory Notice Register

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

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**PROPOSED ACTION ON REGULATIONS**

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

**TITLE 2. FAIR POLITICAL PRACTICES COMMISSION**

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, under the authority vested in it by Section 83112 of the Government Code, proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations. The Fair Political Practices Commission will consider the proposed regulation(s) at a public hearing on or after February 10, 2004. Written comments must be received at the Commission offices no later than noon on February 9, 2004.

**BACKGROUND/OVERVIEW**

The Act requires public officials to disclose their economic interests and, under certain circumstances, disqualify themselves from governmental decisions that will have a material and foreseeable financial effect on an official or the official's economic interests. The Commission has set out an 8-step analysis that may be used to determine if a disqualifying conflict of interest exists. The third step is to identify the economic interests that may be impacted by the decision. Under section 87103 of the Act, there are six different types of economic interests that may result in a conflict of interest requiring the public official to disqualify himself or herself from a governmental decision. These economic interests, for purposes of disqualification under Government Code sections 87100 and 87103, are set forth in regulations 18703 through 18703.5. While these rules are similar to those applicable to disclosure (set forth elsewhere in the Act), they are not exactly the same. For example, regulation 18703.1(d)(3) provides that "[a]n official who holds a reportable investment in one business entity need not disclose the name of any parent, subsidiary or otherwise related business entity on his or her Statement of Economic Interests." However, this regulatory provision appears to conflict with the statutory requirement to disclose investments under Government Code section 87206.

In addition, while regulation 18703.1 applies to Government Code sections 87103(a) and (d), Section 87103(c), which applies to sources of income, is

referenced in this regulation. Sources of income are addressed in regulation 18703.3.

**REGULATORY ACTION**

**Amendment 1—Regulations 18703.1–18703.5:** Since regulations 18703.1–18703.5 are specifically drafted to deal with the official's disqualification obligations (as opposed to disclosure), the Commission will consider adding clarifying language to each of the regulations in order to clarify that these regulations only apply to disqualification under Government Code sections 87100 and 87103. The language may read "For purposes of Government Code sections 87100 and 87103. . ."

**Amendment 2—Regulation 18703.1:** Under certain circumstances, the official with an economic interest in a business entity is also deemed to have an economic interest in other business entities which are parents, subsidiaries, or otherwise related to the business entity in which he or she holds an interest. (Section 82034.) Regulation 18703.1(d)(1) and (2) provide:

"(1) Parent-subsidiary. A parent-subsidiary relationship exists when one corporation directly or indirectly owns shares possessing more than 50 percent of the voting power of another corporation.

"(2) Otherwise related business entity. Business entities, including corporations, partnerships, joint ventures and any other organizations and enterprises operated for profit, which do not have a parent-subsidiary relationship are otherwise related if any one of the following three tests is met:

"(A) One business entity has a controlling ownership interest in the other business entity.

"(B) There is shared management and control between the entities. In determining whether there is shared management and control, consideration should be given to the following factors:

"(i) The same person or substantially the same person owns and manages the two entities;

"(ii) There are common or commingled funds or assets;

"(iii) The business entities share the use of the same offices or employees, or otherwise share activities, resources or personnel on a regular basis;

"(iv) There is otherwise a regular and close working relationship between the entities; or

"(C) A controlling owner (50% or greater interest as a shareholder or as a general partner) in one entity also is a controlling owner in the other entity."

Regulation 18703.1(d)(3) provides that “[a]n official who holds a reportable investment in one business entity need not disclose the name of any parent, subsidiary or otherwise related business entity on his or her Statement of Economic Interests.” The apparent purpose of the provision is to notify the public that regulation 18703.1 pertains to conflict of interest/disqualification, and does not create any new disclosure responsibility for the official. However, this regulatory provision, if read literally, can be read to repeal the disclosure requirement of Government Code section 87206.

The Commission will be asked to delete subdivision (d)(3). Subdivision (d)(3) is ambiguous as described above and is unnecessary once the new introductory language is added to the regulation as described in Amendment 1.

**Amendment 3—Regulation 18703.3:** As noted above, there are six different types of economic interests that may result in a conflict of interest for a public official. Several of the economic interests can pertain to business. For example, an official may have an economic interest in a business entity by virtue of holding an investment in the business (section 87103(a)), receiving income from the business (section 87103(c)), or holding a business position in the business entity (section 87103(d)). Regulation 18703.1 was specifically drafted to deal with economic interests in business entities that are created by virtue of business positions and investments. Regulation 18703.3 was drafted to deal with sources of income, including sources of income that are business entities. The disclosure requirements for sources of income are covered in Government Code section 87207.

In addition to the economic interests set forth in Government Code section 87103, the Act has also provided that an official has a *financial interest* in a decision within the meaning of section 87100 if it is reasonably foreseeable that the decision will have a material financial effect, distinguishable from its effect on the public generally, on any business entity which is a parent or subsidiary of, or is otherwise related to a business entity in which the official has a financial interest. Thus, this rule would apply whether the economic interest in the business entity is based on an investment interest, income, or a business position with the entity.

In 1998, the existing rules regarding parents, subsidiaries, and otherwise related business entities were merged and moved into step 3 of the standard analysis. (Regulations 18703–18703.5.) However, in amending the rule which applies to investments, sources of income and business positions into regulation 18703.1, a regulation that only applies to

investments and business positions (and not sources of income), an ambiguity has been created.

The Commission will consider taking the parent subsidiary rule in regulation 18703.1 and bifurcating it so that the same rule will exist for investments and business positions in regulation 18703.1 and sources of income in regulation 18703.3.

#### FISCAL IMPACT STATEMENT

Fiscal Impact on Local Government. These regulations will have no fiscal impact on any local entity or program.

Fiscal Impact on State Government. These regulations will have no fiscal impact on any state entity or program.

Fiscal Impact on Federal Funding of State Programs. These regulations will have no fiscal impact on the federal funding of any state program or entity.

#### AUTHORITY

Government Code section 83112 provides that the Fair Political Practices Commission may adopt, amend, and rescind rules and regulations to carry out the purposes and provisions of the Political Reform Act.

#### REFERENCE

The purpose of these regulations is to implement, interpret and make specific Government Code sections 87100, 87102.5, 87102.6, 87102.8 and 87103.

#### CONTACT

Any inquiries should be made to John W. Wallace, Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, CA 95814; telephone (916) 322-5660 or 1-866-ASK-FPPC. Proposed regulatory language can be accessed at [www.fppc.ca.gov](http://www.fppc.ca.gov).

#### ADDITIONAL COMMENTS

After the hearing, the Commission may adopt the proposed regulations if they remain substantially the same as described or as in the text originally made available to the public. The Commission may make changes to the proposed regulations before their adoption or repeal.

## TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

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

CONFLICT OF INTEREST CODES

**ADOPTION**

MULTI-COUNTY:

Tahoe Resource Conservation District

**AMENDMENT**

MULTI-COUNTY:

California Risk Management Authority

A written comment period has been established commencing on **January 2, 2004** and closing on **February 16, 2004**. Written comments should be directed to the Fair Political Practices Commission, Attention **Teri Rindahl**, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict of interest code(s) will be submitted to the Commission's Executive Director for his review; unless any interested person or his or her duly authorized requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

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

The Executive Director or the Commission, upon his or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict of interest code(s). Any written comments must be received no later than **February 16, 2004**. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

**COST TO LOCAL AGENCIES**

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

EFFECT ON HOUSING COSTS  
AND BUSINESSES

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

**AUTHORITY**

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code reviewing body for the above conflict of interest codes shall approve codes as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

**REFERENCE**

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict of interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

**CONTACT**

Any inquiries concerning the proposed conflict of interest code(s) should be made to Teri Rindahl, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

**AVAILABILITY OF PROPOSED CONFLICT OF  
INTEREST CODES**

Copies of the proposed conflict of interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to Teri Rindahl, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

**TITLE 2. FAIR POLITICAL  
PRACTICES COMMISSION**

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

**CONFLICT OF INTEREST CODES**

**AMENDMENT**

MULTI-COUNTY:

Reclamation District #2093

A written comment period has been established commencing on **January 2, 2004**, and closing on **February 16, 2004**. Written comments should be

directed to the Fair Political Practices Commission, Attention Teri Rindahl, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict of interest code(s) will be submitted to the Commission's Executive Director for his review; unless any interested person or his or her duly authorized requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

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

The Executive Director or the Commission, upon his or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict of interest code(s). Any written comments must be received no later than **February 16, 2004**. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

#### **COST TO LOCAL AGENCIES**

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

#### **EFFECT ON HOUSING COSTS AND BUSINESSES**

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

#### **AUTHORITY**

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code reviewing body for the above conflict of interest codes shall approve codes as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

#### **REFERENCE**

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict of interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

#### **CONTACT**

Any inquiries concerning the proposed conflict of interest code(s) should be made to Teri Rindahl, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

#### **AVAILABILITY OF PROPOSED CONFLICT OF INTEREST CODES**

Copies of the proposed conflict of interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to Teri Rindahl, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

## **TITLE 2. FAIR POLITICAL PRACTICES COMMISSION**

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

#### **CONFLICT OF INTEREST CODES**

#### **AMENDMENT**

#### **STATE AGENCY:**

Native American Heritage Commission

A written comment period has been established commencing on January 2, 2004, and closing on February 20, 2004. Written comments should be directed to the Fair Political Practices Commission, Attention Kevin S. Moen, PhD, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict of interest code(s) will be submitted to the Commission's Executive Director for his review, unless any interested person or his or her duly authorized requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

The Executive Director or the Commission will review the above-referenced conflict of interest code(s), proposed pursuant to Government Code Section 87300, which designate, pursuant to Govern-

ment Code Section 87302, employees who must disclose certain investments, interests in real property and income.

The Executive Director or the Commission, upon his or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict of interest code(s). Any written comments must be received no later than February 20, 2004. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

#### COST TO LOCAL AGENCIES

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

#### EFFECT ON HOUSING COSTS AND BUSINESSES

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

#### AUTHORITY

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code reviewing body for the above conflict of interest codes shall approve codes as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

#### REFERENCE

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict of interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

#### CONTACT

Any inquiries concerning the proposed conflict of interest code(s) should be made to Kevin S. Moen, PhD, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

#### AVAILABILITY OF PROPOSED CONFLICT OF INTEREST CODES

Copies of the proposed conflict of interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to Kevin S. Moen, PhD, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

## TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, under the authority vested in it by Section 83112 of the Government Code, proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations. The Fair Political Practices Commission will consider the proposed regulation(s) at a public hearing on or after February 10, 2004. Written comment must be received at the Commission offices no later than noon on February 9, 2004.

#### BACKGROUND/OVERVIEW

The lobbying disclosure provisions of the Political Reform Act require reporting of "payments to influence legislative or administrative action," which are defined in section 82045 to include payments for or in connection with soliciting or urging other persons to enter into direct communication with an elective state official, legislative official, or agency official. This type of activity is commonly referred to as "grassroots lobbying." Regulation 18616(g)(5) provides an exemption to the Act's lobbying disclosure rules for payments to influence certain proceedings before the Public Utilities Commission ("PUC").

Over the years, several attempts have been made to clarify, simplify or reduce reporting of payments in connection with activities before the PUC. The focus of these attempts has been to avoid overbroad reporting requirements that would include mandatory activities related to PUC ratemaking proceedings. In 2001, AB 1325 amended sections 82002, 82039 and 86116 to specifically address PUC proceedings. In response, the Commission made nonsubstantive amendments to regulations 18329, 18615 and 18616 to reflect these changes.

#### REGULATORY ACTION

##### Amend 2 Cal. Code Regs. § 18616

The proposed amendment will clarify that payments for or in connection with soliciting or urging others to engage in direct communication with the PUC are not included in the category of activities that have reduced reporting. For clarification, the proposed amendment

would add payments for or in connection with soliciting or urging persons other than the filer or the filer's employees to enter into direct communication with a legislative agency, or elective state official for the primary purpose of influencing legislative or administrative action to the list found within regulation 18616 of what actions do not qualify for the reduced reporting of regulation 18616(g)(5). The Commission may add this language or similar wording to achieve this.

The proposed amendment also proposes a technical change to remove the wording in subdivision (g)(5)(D) that the reduced reporting be stated "on a separate schedule furnished by the Commission." Currently, the reduced reporting is included on a separate line item on forms 635 and 645, and not a separate schedule. This deletion, or a similar change, will be considered by the Commission. The Commission may consider other related issues as well as those discussed above.

#### FISCAL IMPACT STATEMENT

Fiscal Impact on Local Government. This regulation will have no fiscal impact on any local entity or program.

Fiscal Impact on State Government. This regulation will have no fiscal impact on any state entity or program.

Fiscal Impact on Federal Funding of State Programs. This regulation will have no fiscal impact on the federal funding of any state program or entity.

#### AUTHORITY

Government Code section 83112 provides that the Fair Political Practices Commission may adopt, amend, and rescind rules and regulations to carry out the purposes and provisions of the Political Reform Act.

#### REFERENCE

The purpose of this regulation is to implement, interpret and make specific Government Code sections 86115, 86116 and 86116.5.

#### CONTACT

Any inquiries should be made to Galena West, Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, CA 95814; telephone (916) 322-5660 or 1-866-ASK-FPPC. Proposed regulatory language can be accessed at [www.fppc.ca.gov/index.html?id=351](http://www.fppc.ca.gov/index.html?id=351).

#### ADDITIONAL COMMENTS

After the hearing, the Commission may adopt the proposed regulations if they remain substantially the same as described or as in the text originally made

available to the public. The Commission may make changes to the proposed regulations before their adoption or repeal.

## TITLE 2. PUBLIC EMPLOYEES' RETIREMENT SYSTEM

### NOTICE OF PROPOSED REGULATORY ACTIONS

NOTICE IS HEREBY GIVEN that the Board of Administration (Board) of the California Public Employees' Retirement System (CalPERS) proposes to take the regulatory action described below after considering public comments, objections, or recommendations.

#### PROPOSED REGULATORY ACTION

In this filing, the Board proposes to add Article 7.5 entitled "Participation in Risk Pools" in Title 2 of the California Code of Regulations. Sections 584 through 584.10 would be added to Article 7.5. This proposed regulatory action pertains to the participation of contracting agencies, county offices of education, school districts and community college districts in risk pools for retirement purposes.

#### WRITTEN COMMENT PERIOD

Any interested person may submit written comments relevant to the proposed regulatory action. The written comment period closes at 5:00 p.m. on February 16, 2004. The Regulations Coordinator must receive all written comments by the close of the comment period. Comments may be submitted via facsimile at (916) 326-3379; e-mail at [joe\\_parilo@calpers.ca.gov](mailto:joe_parilo@calpers.ca.gov); or mailed to the following address:

Joe Parilo, Regulations Coordinator  
California Public Employees' Retirement System  
400 P Street, Room 1120  
P.O. Box 942702  
Sacramento, California 94229-2702  
Telephone: (916) 326-3484

Please note that this is the second public comment period on this proposed regulatory action. Written comments received during the initial comment period, as well as comments received at the prior public hearing held on October 15, 2003, will be responded to in writing as part of the rulemaking file and need not be resubmitted.

#### PUBLIC HEARING

Comments on the proposed actions will also be taken at a public hearing to be placed on the agenda of the regularly scheduled meeting of the CalPERS Benefits and Program Administration Committee:



February 18, 2004  
1:30 p.m. (or upon conclusion of the Health Benefits Committee meeting)  
California Public Employees' Retirement System  
400 P Street  
Sacramento, California 95814

#### ACCESS TO HEARING ROOM

The hearing room will be accessible to persons with mobility impairments, and it can be made accessible to persons with hearing or vision impairments upon advance request to the Regulations Coordinator.

#### AUTHORITY AND REFERENCE

The CalPERS Board of Administration (Board) has general authority to take regulatory action under Government Code section 20121. The Board has specific authority to adopt proposed sections 584 through 584.10 under Government Code section 20840. This action would implement, interpret and make specific Government Code section 20840.

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Government Code section 20840, subsection (b) authorizes the Board to create, combine or eliminate risk pools for local miscellaneous and local safety members. Proposed sections 584 through 584.10 would establish criteria for participation in risk pools by contracting agencies, county offices of education, school districts and community college districts.

Proposed section 584 provides plan definitions; proposed section 584.1 defines required participation into risk pools for existing contracting agencies; proposed section 584.2 defines required participation into risk pools for new contracting agencies; proposed section 584.3 defines optional participation into risk pools; proposed section 584.4 addresses participation in risk pools by county offices of education, school districts and community college districts; proposed section 584.5 addresses amortization of side funds; proposed section 584.6 addresses assignment of rate plans to risk pools; proposed section 584.7 addresses the process of leaving and transferring between risk pools; proposed section 584.8 addresses the classification of benefit provisions; proposed section 584.9 allows for the merger of risk pools; and proposed section 584.10 addresses participation in risk pools by superfunded agencies. Government Code section 20840 authorizes the Board to adopt regulations establishing criteria for participation in risk pools.

#### EFFECT ON SMALL BUSINESS

The proposed regulatory action does not affect small business because it applies only to public agency participation in risk pools.

#### DISCLOSURES REGARDING THE PROPOSED REGULATORY ACTION

- A. **MANDATE ON LOCAL AGENCIES AND SCHOOL DISTRICTS:** The proposed regulatory action does not impose a mandate on local agencies or school districts.
- B. **COST OR SAVINGS TO ANY STATE AGENCY:** The proposed regulatory action does not impact costs or savings for any state agency.
- C. **COST TO ANY LOCAL AGENCY OR SCHOOL DISTRICT:** The proposed regulatory action does not impact costs or savings for any local agency or school district, such that costs would qualify for reimbursement under Government Code section 17500 et seq.
- D. **NONDISCRETIONARY COSTS OR SAVINGS IMPOSED ON LOCAL AGENCIES:** The proposed regulatory action does not impose non-discretionary costs or savings on local agencies.
- E. **COSTS OR SAVINGS IN FEDERAL FUNDING TO THE STATE:** The proposed regulatory action does not impact any federal funding to the state.
- F. **ADVERSE ECONOMIC IMPACT:** CalPERS has made an initial determination that the proposed regulatory actions will not have a significant statewide adverse economic impact directly affecting businesses including the ability of business in California to compete with business in other states.
- G. **COST IMPACT ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES:** CalPERS is not aware of any cost impacts that a representative private person, or business would necessarily incur in reasonable compliance with the proposed action.
- H. **IMPACT ON JOBS AND BUSINESSES WITHIN CALIFORNIA:** The proposed regulatory action will not: (1) create or eliminate jobs within California; (2) create new businesses or eliminate existing businesses within California; or (3) affect the expansion of businesses currently doing business within California.
- I. **EFFECT ON HOUSING COSTS:** The proposed regulatory action has no significant effect on housing costs.

#### CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative considered by the Board or that has otherwise been identified and brought to the attention of the Board 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 Board invites interested persons to present statements or arguments

with respect to alternatives to the proposed regulation at the above mentioned hearing or during the written comment period.

**CONTACT PERSONS**

Please direct inquiries concerning the substance of the proposed regulatory action to:

David Lamoureux  
Actuarial and Employer Services Division  
California Public Employees' Retirement System  
P.O. Box 942709  
Sacramento, California 94229-2709  
Telephone: (916) 341-2473  
Fax: (916) 341-2744  
E-mail: david\_lamoureux@calpers.ca.gov

Please direct requests concerning processing of this regulatory action to Joe Parilo, Regulations Coordinator, at the address shown above, or Marilyn Clark at (916) 326-3007.

**AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS**

The entire rulemaking file is available for public inspection through the Regulations Coordinator at the address shown above. To date the file consists of this notice, the proposed text of the regulation, and the Initial Statement of Reasons (ISOR). A copy of the proposed text and the ISOR is available at no charge upon telephone or written request to the Regulations Coordinator.

The Final Statement of Reasons can be obtained, once it has been prepared, by written request to Joe Parilo, Regulation Coordinator, at the address shown in Section II.

For immediate access, the regulatory material regarding this action can be accessed at CalPERS' web site at [www.calpers.ca.gov](http://www.calpers.ca.gov) under Members, About CalPERS, Proposed Regulatory Actions.

**AVAILABILITY OF MODIFICATIONS TO PROPOSED AMENDMENT**

The Board may, on its own motion or at the recommendation of any interested person, modify the proposed text of the regulations after the public comment period has closed. It may amend section 584 through 584.10 as modified if the changes are sufficiently related to the original text so the public could have anticipated them.

If the Board modifies its regulatory action in this manner, it will prepare a comparison of the original proposed text and the modifications for an additional public comment period of not less than 15 days prior to the date on which the Board adopts, amends or repeals the resulting regulation. A copy of the comparison text will be mailed to all persons who submitted written comments or asked to be kept informed as to the outcome of this regulatory action.

**TITLE 2. STATE ALLOCATION BOARD**

**NOTICE OF PROPOSED REGULATORY ACTION**

**THE STATE ALLOCATION BOARD PROPOSES TO AMEND THE FOLLOWING REGULATION SECTIONS, ALONG WITH ASSOCIATED FORMS, TITLE 2, CALIFORNIA CODE OF REGULATIONS, RELATING TO LEROY F. GREENE SCHOOL FACILITIES ACT OF 1998**

**PROPOSED AMENDMENTS TO REGULATION SECTIONS: 1859.61, 1859.105, 1859.106, 1859.141, 1859.142, 1859.145, 1859.147, 1859.148, 1859.150.1, 1859.151, 1859.152, AND 1859.153**

**PROPOSED AMENDMENTS TO THE FOLLOWING FORMS**

*Fund Release Authorization*, Form SAB 50-05 (Revised 02/03), Referenced in Regulation Section 1859.2

*Application for Preliminary Apportionment*, Form SAB 50-08 (Revised 02/03), Referenced in Regulation Section 1859.2

NOTICE IS HEREBY GIVEN that the State Allocation Board (SAB) proposes to amend the above-referenced regulation sections, along with associated forms, contained in Title 2, California Code of Regulations (CCR). A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Office of Public School Construction (OPSC) no later than 15 days prior to the close of the written comment period. Following the public hearing, if one is requested, or following the written comment period if no public hearing is requested, the OPSC, at its own motion or at the instance of any interested person, may adopt the proposals substantially as set forth above without further notice.

**AUTHORITY AND REFERENCE CITATIONS**

The SAB is proposing amendments to various regulation sections under the authority provided by Sections 17070.35, 17072.13, and 17075.15 of the Education Code. The proposals interpret and make specific reference to Sections 17070.35, 17070.50, 17070.51, 17071.25, 17072.15, 17072.18, 17072.20, 17072.30, 17072.35, 17074.25, 17075.10, 17076.10, 17077.40, 17078.10, 17078.18, 17078.20, 17078.22, 17078.24, 17078.25, 17078.27, 17078.52, and 17251 of the Education Code.

INFORMATIVE DIGEST/POLICY  
OVERVIEW STATEMENT

The Leroy F. Greene School Facility Act of 1998 established, through Senate Bill 50, Chapter 407, Statutes of 1998, the School Facility Program (SFP). The SFP provides a per-pupil grant amount to qualifying school districts for purposes of constructing school facilities and modernizing existing school facilities. The SAB adopted regulations to implement the Leroy F. Greene School Facility Act of 1998, which were approved by the Office of Administrative Law (OAL) and filed with the Secretary of State on October 8, 1999.

The Critically Overcrowded Schools (COS) program was incorporated in the initial emergency regulations approved by the OAL on November 4, 2002. The following SFP regulations are being amended to provide guidance and direction to school districts for purposes of participating under the COS program while maintaining on-going program operation and integrity:

Existing Regulation Section 1859.61 explains how modernization baseline eligibility will be adjusted and expands the components by which a modernization project's baseline eligibility will be adjusted. The proposed amendment provides a clarifying language change.

Existing Regulation Section 1859.105 requires the SAB to conduct an SFP project progress audit. It explains the scope of the audit, and establishes the criteria on which a determination of substantial progress is made. It also provides that a review shall be conducted and sets forth criteria of acceptable evidence assuring substantial progress has been made towards the completion of the site. Further, it provides other mechanisms for meeting the substantial progress on separate design phases of a project. The proposed amendment provides instruction for those districts that received design apportionments prior to November 5, 2002 and that wish to apply under the COS program.

Existing Regulation Section 1859.106 requires the SAB to conduct an SFP expenditure audit. It explains the scope and process of the audit. It also establishes the review criteria by which a determination of a proper expenditure of funds is made, and allows for adjustments in the SFP grant. Further, it provides direction in relation to the final close out audit determination of the final site value that would allow for hazardous remediation costs. The proposed amendments provide clarity with respect to COS projects.

Existing Regulation Section 1859.141 specifies the funding availability and timeframes for submitting applications. The proposed amendment provides instructions to financial hardship and environmental hardship districts that request an advance release of funds for site acquisition or for design.

Existing Regulation Section 1859.142 sets forth the eligibility criteria for a preliminary apportionment. The proposed amendment allows financial hardship districts that received design apportionments prior to a certain date to be eligible for the COS program.

Existing Regulation Section 1859.145 sets forth the preliminary apportionment calculation. The proposed amendment provides that the calculation will be off-set for those financial hardship districts that received design apportionments prior to a certain date.

Existing Regulation Section 1859.147 provides the criteria necessary for the conversion from the preliminary apportionment to the final apportionment. The proposed amendment provides an additional criterion for those districts whose enrollment does not meet the 75 percent conversion test by utilizing remaining SFP eligibility justifying conversion to a final apportionment. This allows the districts to continue with their projects at a diminished level.

Existing Regulation Section 1859.148 provides specific timeframe requirements for meeting the substantial progress for preliminary apportionments. The proposed amendments provide the means in order to rescind preliminary applications that: 1) did not receive an advance release of funds for design, site acquisition or environmental hardship, and 2) that did receive an advance release of funds for design, site acquisition or environmental hardship. The proposed amendments clarify the movement of the preliminary apportionment and the remaining preliminary apportionment from one specific fund to another. In addition, the proposed amendments provide instructions concerning the timelines for submitting expenditure reports to the OPSC.

Existing Regulation Section 1859.150.1 delineates the manner by which COS projects shall be: 1) placed on the final apportionment unfunded list, and 2) funded in the event funds become available in the unrestricted COS fund. It also sets forth what constitutes a full and final apportionment. The proposed amendment is made for clarification purposes.

Existing Regulation Section 1859.151 specifies that the preliminary apportionment, once it is converted to a final apportionment, is subject to the district matching share requirement. The proposed amendment establishes when the district matching share requirement is triggered.

Existing Regulation Section 1859.152 sets forth the eligible expenditures for the final apportionment, and establishes a specific date expenditures for construction are eligible based on the construction contract. The proposed amendment incorporates the projects that receive advance funding for design, site or environmental hardship.

Existing Regulation Section 1859.153 stipulates that fund releases are not authorized for preliminary apportionments. Upon conversion from a preliminary apportionment to a final apportionment, the district may then request a fund release. The proposed amendments set forth instructions and specific criteria for those districts that are financial hardship and environmental hardship participating in the COS program.

Existing SAB Form 50-05 is used and submitted by school districts in order to release apportioned funds to the appropriate county treasury. The proposed amendments incorporate a financial hardship district's ability to request an early fund release based on its preliminary apportionment for design and/or site apportionments and early site apportionment fund releases for environmental hardship projects.

Existing SAB Form 50-08 is used by school districts to file for a Preliminary Apportionment under the COS program once the SAB has determined or adjusted the school district's eligibility for new construction funding. The proposed amendments provide instructions to those school districts that are financial hardship and are requesting advance fund releases for design and/or site apportionments, as well as for those districts that are requesting advance fund releases for site apportionments for environmental hardship projects.

#### IMPACT ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The Executive Officer of the SAB has determined that the proposed regulations do not impose a mandate or a mandate requiring reimbursement by the State pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code. It will not require local agencies or school districts to incur additional costs in order to comply with the proposed regulations.

#### ECONOMIC IMPACT

The Executive Officer of the SAB has assessed the potential for significant adverse economic impact on businesses or private persons that might result from the proposed regulatory actions and the following determinations have been made relative to the required statutory categories:

- The SAB has made an initial determination that there will be no significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

- There will be no impact in the creation or elimination of jobs within the state, the creation of new businesses or the elimination of existing businesses or the expansion of businesses in California.
- The SAB is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed actions.
- There will be no non-discretionary costs or savings to local agencies.
- There will be no costs to school districts except for the required district contribution toward each project as stipulated in statute.
- There will be no costs or savings in federal funding to the state.
- There are no costs or savings to any State agency.
- The SAB has made an initial determination that there will be no impact on housing costs.

#### EFFECT ON SMALL BUSINESSES

It has been determined that the adoption of the regulation sections will not affect small businesses in the ways identified in subsections (a)(1)–(4) of Section 4, Title 1, CCR. These regulations only apply to school districts for purposes of funding school facility projects.

#### SUBMISSION OF COMMENTS, DOCUMENTS, AND ADDITIONAL INFORMATION

Any interested person may present statements, arguments or contentions, in writing, submitted via U.S. mail, e-mail or fax, relevant to the proposed regulatory actions. Written comments submitted via U.S. mail, e-mail or fax, must be received at the OPSC no later than February 16, 2004 at 5:00 p.m. The express terms of the proposed regulations as well as the Initial Statement of Reasons are available to the public.

Written comments, submitted via U.S. mail, e-mail or fax, regarding the proposed regulatory actions, requests for a copy of the proposed regulatory actions or the Initial Statement of Reasons, and questions concerning the substance of the proposed regulatory actions should be addressed to:

Lisa Jones, Regulation Coordinator

Mailing Address: Office of Public School  
Construction  
1130 K Street, Suite 400  
Sacramento, CA 95814

E-mail Address: [lisa.jones@dgs.ca.gov](mailto:lisa.jones@dgs.ca.gov)

Fax No.: (916) 445-5526

**AGENCY CONTACT PERSONS**

General or substantive questions regarding this Notice of Proposed Regulatory Action may be directed to Lisa Jones at (916) 322-1043. If Ms. Jones is unavailable, these questions may be directed to the backup contact person, Dennis Boydston, at (916) 322-0327.

**ADOPTION OF REGULATIONS**

Please note that, following the public comment period, the SAB may adopt the regulations substantially as proposed in this notice or with modifications, which are sufficiently related to the originally proposed text and notice of proposed regulatory activity. If modifications are made, the modified text with the changes clearly indicated will be made available to the public for at least 15 days prior to the date on which the SAB adopts the regulations.

The modified regulation(s) will be made available and provided to: all persons who testified at and who submitted written comments at the public hearing, all persons who submitted written comments during the public comment period, and all persons who requested notification from the agency of the availability of such changes. Requests for copies of any modified regulation should be addressed to the agency's regulation coordinator identified above. The SAB will accept written comments on the modified regulations during the 15-day period.

**SUBSTANTIAL CHANGES WILL REQUIRE A NEW NOTICE**

If, after receiving comments, the SAB intends to adopt the regulations with modifications not sufficiently related to the original text, the modified text will not be adopted without complying anew with the notice requirements of the Administrative Procedure Act.

**RULEMAKING FILE**

Pursuant to Government Code Section 11347.3, the SAB is maintaining a rulemaking file for the proposed regulatory actions. The file currently contains:

1. A copy of the text of the regulations for which the adoption is proposed in ~~strikeout~~/underline.
2. A copy of this notice.
3. A copy of the Initial Statement of Reasons for the proposed adoption.
4. The factual information upon which the SAB is relying in proposing the adoption.

As data and other factual information, studies, reports or written comments are received, they will be added to the rulemaking file. The file is available for public inspection and copying at the OPSC during normal working hours. Items 1 through 3 are

also available on the OPSC Internet Web site at: <http://www.opsc.dgs.ca.gov> under "Regulations," then click on "Proposed Regulations."

**ALTERNATIVES**

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

**AVAILABILITY OF THE FINAL STATEMENT OF REASONS**

Upon its completion, the Final Statement of Reasons will be available and copies may be requested from the agency's regulation coordinator named in this notice or may be accessed on the Web site listed above.

**GENERAL PUBLIC INTEREST**

**DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING**

NOTICE IS HEREBY GIVEN that the prospective contractors listed below have been required to submit a Nondiscrimination Program (NDP) or a California Employer Identification Report (CEIR) to the Department of Fair Employment and Housing, in accordance with the provisions of Government Code Section 12990. No such program or (CEIR) has been submitted and the prospective contractors are ineligible to enter into State contracts. The prospective contractor's signature on Standard Form 17A, 17B, or 19, therefore, does not constitute a valid self-certification. Until further notice, each of these prospective contracts in order to submit a responsive bid must present evidence that its Nondiscrimination Program has been certified by the Department.

ASIX Communications, Inc.  
DBA ASI Telesystems, Inc.  
21150 Califa Street  
Woodland Hills, CA 91367

Bay Recycling  
800 77th Avenue  
Oakland, CA 94621

C & C Disposal Service  
P. O. Box 234  
Rocklin, CA 95677

Choi Engineering Corp.  
286 Greenhouse  
Marketplace, Suite 329  
San Leandro, CA 94579

Fries Landscaping  
25421 Clough  
Escalon, CA 95320

Marinda Moving, Inc.  
8010 Betty Lou Drive  
Sacramento, CA 95828

MI-LOR Corporation  
P. O. Box 60  
Leominster, MA 01453

Peoples Ridesharing  
323 Fremont Street  
San Francisco, CA 94105

San Diego Physicians &  
Surgeons Hospital  
446 26th Street  
San Diego, CA

Southern CA Chemicals  
8851 Dice Road  
Santa Fe Springs, CA 90670

Tanemura and Antle Co.  
1400 Schilling Place  
Salinas, CA 93912

Turtle Building Maintenance Co.  
8132 Darien Circle  
Sacramento, CA 95828

Univ Research Foundation  
8422 La Jolla Shore Dr.  
La Jolla, CA 92037

Vandergoot Equipment Co.  
P. O. Box 925  
Middletown, CA 95461

**DEPARTMENT OF  
HEALTH SERVICES**

**NOTICE OF GENERAL PUBLIC INTEREST**

**THE DEPARTMENT OF HEALTH SERVICES  
INTENDS TO SUBMIT A STATE PLAN  
AMENDMENT REGARDING THE LONG-TERM  
CARE REIMBURSEMENT METHODOLOGY**

This notice is being given to provide information of public interest with respect to the setting of Medi-Cal reimbursement rates for long-term care (LTC) services. Specifically for the reimbursement rate to hospice care providers for room and board services, it is the intent of the Department of Health Services

(DHS) to submit to the federal Center for Medicare & Medicaid Services an amendment to California's Medicaid (Medi-Cal) State Plan.

**REVISION TO REIMBURSEMENT RATE FOR  
PAYMENT TO HOSPICE CARE PROVIDERS  
FOR ROOM AND BOARD SERVICES**

DHS intends to submit language for the Medicaid State Plan regarding the reimbursement rate to hospice care providers for room and board services. The payment to hospice providers for room and board services will be reimbursed at 95 percent of the Medi-Cal facility rate where the patient resides, effective January 3, 2004.

**PUBLIC REVIEW**

The proposed amendment to the California Medicaid State Plan, which details the changes discussed above, is available for review at local county welfare offices throughout the State. In addition, copies of the proposed amendment may be requested from and written comments may be sent to Grant Gassman, Chief of the Long Term Care Reimbursement Unit, Department of Health Services, 1501 Capitol Avenue, Room 71.4001, P.O. Box 997413, Mail Stop 4600, Sacramento, Ca 95899-7413.

**DECISION NOT TO PROCEED**

**BOARD OF EQUALIZATION**

**NOTICE OF DECISION NOT TO PROCEED**

Title 18. Public Revenue  
Regulation 1616, Federal Areas

Pursuant to Government Code section 11347, the State Board of Equalization has decided not to proceed with Regulation 1616, Federal Areas, in Title 18, Division 2, Chapter 4 of the California Code of Regulations (Notice File No. Z-02-1210-02, published December 20, 2002, No. 51Z, page 2315).

**PHYSICIAN ASSISTANT COMMITTEE**

**NOTICE OF DECISION NOT TO PROCEED  
WITH RULEMAKING ACTION**

The Physician Assistant Committee has decided not to proceed with its rulemaking action described in the Notice published in the California Regulatory Notice Register on October 3, 2003, OAL File #Z-03-0918-01, concerning Title 16, sections 1399.544 and 1399.571.

<p><b>SUMMARY OF REGULATORY ACTIONS</b></p>
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**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.

**BOARD OF EQUALIZATION  
Diesel Fuel Prepayment Exemption**

This action implements the partial exemption of sellers of diesel fuel from the obligation to collect and prepay sales tax upon transfer of diesel fuel, for fuel that will be sold for use in farming and food processing.

Title 18  
California Code of Regulations  
ADOPT: 1598.1  
Filed 12/22/03  
Effective 10/09/02  
Agency Contact: Diane G. Olson (916) 322-9569

**DEPARTMENT OF INDUSTRIAL RELATIONS  
Workers' Compensation—Office of the Director**

This print only filing implements AB 1756 (Chap. 228, Stats. 2003) by establishing procedures for employer financing of the Uninsured Employers Benefits Trust fund and Subsequent Injuries Benefits Trust Fund.

Title 8  
California Code of Regulations  
ADOPT: 15611 AMEND: 15600, 15601, 15601.7, 15602, 15603, 15604, 15605, 15606, 15607, 15608  
REPEAL: 15610  
Filed 12/18/03  
Effective 12/18/03  
Agency Contact:  
George Parisotto (415) 703-4665

**DEPARTMENT OF INSURANCE  
Non-Resident Surplus Line Broker Record Keeping**

In this Certificate of Compliance regulatory action, the Department of Insurance amends its regulations pertaining to "Production Agency Records" to establish record-keeping requirements for non-resident surplus line brokers and non-resident special lines' surplus lines brokers.

Title 10  
California Code of Regulations  
AMEND: 2190.05, 2190.7  
Filed 12/22/03  
Effective 12/22/03  
Agency Contact: Denise Yuponce (916) 492-3171

**DEPARTMENT OF INSURANCE  
Credit Insurance Agent Licensing Regulations**

This emergency rulemaking establishes the regulatory scheme for licensing and regulating credit insurance agents. (Previous OAL file ## 03-0423-01 E and 03-0822-01EE. Other related OAL file ## 01-0905-01E, 02-0129-02EE, 02-0531-04EE)

Title 10  
California Code of Regulations  
ADOPT: 2192.1, 2192.2, 2192.3, 2192.4, 2192.5, 2192.6, 2192.7, 2192.8, 2192.9, 2192.10, 2192.11, 2192.12  
Filed 12/23/03  
Effective 12/23/03  
Agency Contact: Debra Chaum (415) 538-4115

**DEPARTMENT OF MOTOR VEHICLES  
Business Partner Automation Program**

This regulatory action states the amount of the statutory transaction fee to be paid to the Department, sets the maximum amount that can be charged to a customer, and establishes the billing procedures and nonpayment consequences for vehicle registration and titling transactions conducted pursuant to the Business Partner Automation Program.

Title 13  
California Code of Regulations  
ADOPT: 225.48  
Filed 12/23/03  
Effective 01/01/04  
Agency Contact:  
Christie Patrick (916) 657-5567

**DEPARTMENT OF MOTOR VEHICLES  
Motor Carrier Permit Program**

The regulatory action deals with the Motor Carrier Permit Program.

Title 13  
California Code of Regulations  
ADOPT: 220.20 AMEND: 220.00, 220.02, 220.04, 220.06, 220.08, 220.12, 220.14, 220.16, 220.18, 221.00, 221.02, 221.04, 221.06, 221.08, 221.10, 221.12,  
Filed 12/23/03  
Effective 01/22/04  
Agency Contact:  
Christie Patrick (916) 657-5567

## CALIFORNIA REGULATORY NOTICE REGISTER 2004, VOLUME NO. 1-Z

### DEPARTMENT OF SOCIAL SERVICES Adult Residential Facility Hospice Package

In 1999, the legislature amended Section 1507.3 of the Health and Safety Code to permit a residential facility that provides care to adults to obtain a waiver from the Department to allow a client who has been diagnosed as terminally ill by a physician or surgeon, to remain in the facility under certain conditions. This filing is a resubmittal of a previously disapproved regulatory action intended to implement Health and Safety Code section 1507.3, provide for advance health care directives, and provide consistency with the Residential Care Facility for the Elderly hospice regulations.

#### Title 22, MPP

#### California Code of Regulations

ADOPT: 85001(a)(2)-(4), 85001(d)(1), 85001(f)(1), 85001 (h)(1) -(4), 85001(t)(1) 85075.1, 85075.2, 85075.3 AMEND: 85075.4

Filed 12/17/03

Effective 01/16/04

Agency Contact:

Anthony J. Velasquez (916) 657-2586

### OCCUPATIONAL SAFETY AND HEALTH (CAL-OSHA) DIVISION

#### Asbestos Cement Pipe Training & Course Providers

This is a nonsubstantive change making grammatical, editorial corrections.

#### Title 8

#### California Code of Regulations

AMEND: 341.17

Filed 12/22/03

Effective 12/22/03

Agency Contact: Rick Axe (916) 574-2995

### STATE ALLOCATION BOARD

#### Leroy F. Greene School Facilities Act of 1998— AB 16, Chapter 33

This Certificate of Compliance amends provisions of the Leroy F. Greene School Facilities Program by implementing AB16, Chapter 33, Statutes of 2002.

#### Title 2

#### California Code of Regulations

ADOPT: 1859.70.1, 1859.71.3, 1859.78.5, 1859.78.6, 1859.78.7, 1859.93.1, 1859.120, 1859.121, 1859.122, 1859.122.1, 1859.122.2, 1859.123, 1859.124, 1859.124.1, 1859.125, 1859.125.1, 1859.126, 1859.127, 1859.128, 1859.129, 1859.130, 1859.140, 1859.141, 185

Filed 12/19/03

Effective 12/19/03

Agency Contact: Lisa Jones (916) 322-1043

### STATE ALLOCATION BOARD

#### Leroy F. Greene School Facilities Act of 1998— COS Design Site

This emergency regulatory action amends the audit requirements for the Critically Overcrowded Schools (COS) program. (Previous OAL file # 03-0422-05E, 03-0822-03EE)

#### Title 2

#### California Code of Regulations

AMEND: 1859.61, 1859.105, 1859.106, 1859.141, 1859.142, 1859.145, 1859.147, 1859.148, 1859.150.1, 1859.151, 1859.152, 1859.153

Filed 12/22/03

Effective 12/22/03

Agency Contact: Lisa Jones (916) 322-1043

### STATE WATER RESOURCES CONTROL BOARD

#### Emergency Fee Regulations

This emergency rulemaking action implements provisions of the 2003–04 Budget Act and SB 1049 (Statutes 2003, chapter 741) by establishing water right and water quality certification fee schedules. The regulations increase the filing fees for water right applications, petitions, registrations, or other filings and establish annual fees for water right permits, licenses, and water leases. If a fee payer, such as a federal agency or an Indian tribe, is likely to decline to pay based on a claim of sovereign immunity, the State Water Resources Control Board may allocate the fee payer's costs to its contractors. The regulations also revise and establish application fees and annual fees for water quality certification. The board collects all filing fees and the Board of Equalization bills and collects all annual fees and accepts referrals for collection of unpaid fees and expenses.

#### Title 23

#### California Code of Regulations

ADOPT: 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 3833.1 AMEND: 655, 656, 676, 736, 791, 793, 812, 842, 871, 1010, 3833, 3867 REPEAL: 677

Filed 12/23/03

Effective 01/01/04

Agency Contact: Erin Mahaney (916) 341-5187

### STATE WATER RESOURCES CONTROL BOARD

#### TMDL for Sediment in the San Lorenzo River

This regulatory action modifies the regulatory provisions of the Water Quality Control Plan for the Central Coast Region (Basin Plan) by establishing the Total Maximum Daily Loads (TMDL) for Sediment in the San Lorenzo River, including Carbonera Creek, Lompico Creek, and Shingle Mill Creek, adopting numeric targets for sediment, and adopting an implementation plan to achieve the TMDLs.



Title 23  
 California Code of Regulations  
 ADOPT: 3927  
 Filed 12/18/03  
 Effective 12/18/03  
 Agency Contact: Phil Zentner (916) 341-5561

12/19/03 ADOPT: 1859.70.1, 1859.71.3,  
 1859.78.5, 1859.78.6, 1859.78.7,  
 1859.93.1, 1859.120, 1859.121,  
 1859.122, 1859.122.1, 1859.122.2,  
 1859.123, 1859.124, 1859.124.1,  
 1859.125, 1859.125.1, 1859.126,  
 1859.127, 1859.128, 1859.129, 1859.130,  
 1859.140, 1859.141, 185

**STATE WATER RESOURCES CONTROL BOARD**  
**Water Quality Control Plan, Central Coast Region**

This action amends the 1994 Basin Plan for the Central Coast Regional Water Quality Control Board by updating the regional surveillance, monitoring, and assessment programs and requirements described in Chapter 6 of the Basin Plan.

12/01/03 ADOPT: Division 8, Chapter 106, Section 59500

12/01/03 ADOPT: 22100, 22110, 22120, 22130

11/20/03

11/10/03 ADOPT: 18728.5 AMEND: 18703.3

11/03/03 ADOPT: 1859.77.3 AMEND: 1859.2, 1859.77.2

10/23/03

10/10/03 ADOPT: 649.23, 649.24, 649.25, 649.26, 649.27, 649.28

10/10/03 AMEND: 1859.2, 1859.20, 1859.21, 1859.74.2, 1859.74.3, 1859.74.4, 1859.75, 1859.75.1, 1859.78.3, 1859.79, 1859.81.1, 1859.83, 1859.107, 1859.145

10/09/03 AMEND: 1859.77.2

10/09/03 ADOPT: 1859.160, 1859.161, 1859.162, 1859.162.1, 1859.163, 1859.164, 1859.164.1, 1859.165, 1859.166, 1859.166.1, 1859.167, 1859.168, 1859.169, 1859.170, 1859.171 AMEND: 1859.2, 1859.51, 1859.103, 1859.106, 1859.145.1

10/09/03 AMEND: 1555

10/06/03 AMEND: 18320, 18321, 18361, 18370, 18419, 18420, 18703.1, 18747

10/02/03 ADOPT: 18709

10/01/03 ADOPT: 559.937.3

09/15/03 ADOPT: 18951

09/12/03 AMEND: 37000

08/29/03 AMEND: 1859.61, 1859.105, 1859.106, 1859.141, 1859.142, 1859.145, 1859.147, 1859.148, 1859.150.1, 1859.151, 1859.152, 1859.153

08/28/03

08/25/03 ADOPT: 1859.71.4, 1859.78.1 AMEND: 1859.2, 1859.73.2, 1859.79.2, 1859.82, 1859.83, 1859.125, 1859.125.1, 1859.145

**Title 3**

11/06/03 AMEND: 2303, 2309, 2311

11/06/03 AMEND: 3700 (d)

11/03/03 ADOPT: 6148, 6148.5, 6216, 6217 AMEND: 305, 6168, 6170, 6386, 6500, 6502, 6505, 6508, 6512

10/27/03 AMEND: 3417(b)

10/27/03 AMEND: 3423 (b)

10/20/03 ADOPT: 755, 755.1, 755.2, 755.3, 755.4, 755.5, 755.6, 756, 756.1, 756.2, 756.3,

Title 23  
 California Code of Regulations  
 AMEND: 3926  
 Filed 12/22/03  
 Effective 12/22/03  
 Agency Contact: Ling Tseng (916) 341-5558

**STRUCTURAL PEST CONTROL BOARD**  
**Citation and Fines**

The Structural Pest Control Board is amending subsection 1920(b), title 16, California Code of Regulations, pertaining to citations and fines. Pursuant to Stats. 2003, Ch. 788, the Board is raising the maximum fine from \$2,500 to \$5,000, with an effective date of January 1, 2004.

10/09/03 AMEND: 1859.77.2

10/09/03 ADOPT: 1859.160, 1859.161, 1859.162, 1859.162.1, 1859.163, 1859.164, 1859.164.1, 1859.165, 1859.166, 1859.166.1, 1859.167, 1859.168, 1859.169, 1859.170, 1859.171 AMEND: 1859.2, 1859.51, 1859.103, 1859.106, 1859.145.1

10/09/03 AMEND: 1555

10/06/03 AMEND: 18320, 18321, 18361, 18370, 18419, 18420, 18703.1, 18747

10/02/03 ADOPT: 18709

10/01/03 ADOPT: 559.937.3

09/15/03 ADOPT: 18951

09/12/03 AMEND: 37000

08/29/03 AMEND: 1859.61, 1859.105, 1859.106, 1859.141, 1859.142, 1859.145, 1859.147, 1859.148, 1859.150.1, 1859.151, 1859.152, 1859.153

08/28/03

08/25/03 ADOPT: 1859.71.4, 1859.78.1 AMEND: 1859.2, 1859.73.2, 1859.79.2, 1859.82, 1859.83, 1859.125, 1859.125.1, 1859.145

**CCR CHANGES FILED WITH THE  
 SECRETARY OF STATE  
 WITHIN AUGUST 20, 2003  
 TO DECEMBER 24, 2003**

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

**Title 2**

12/22/03 AMEND: 1859.61, 1859.105, 1859.106, 1859.141, 1859.142, 1859.145, 1859.147, 1859.148, 1859.150.1, 1859.151, 1859.152, 1859.153

**CALIFORNIA REGULATORY NOTICE REGISTER 2004, VOLUME NO. 1-Z**

757, 758, 758.1, 759 AMEND: 753.2  
REPEAL: 757, 759, 759.1, 759.2, 759.3,  
759.4, 795.5

10/14/03 AMEND: 3423(b)  
10/06/03 AMEND: 1430.35, 1430.36  
09/30/03 AMEND: 3651, 3655, 3658, 3662  
09/29/03 AMEND: 3055.6(c)  
09/25/03 AMEND: 3417  
09/11/03 ADOPT: 6450, 6450.1, 6450.2, 6450.3,  
6784 AMEND: 6000 REPEAL: 6450,  
6450.1, 6450.2, 6450.3 6784  
08/26/03 AMEND: 1380.19 (b), (q), (r), (t),  
1402.12, 1446.7, 1454.14, 1462.15  
08/26/03 ADOPT: 1310, 1310.1, 1310.2, 1310.3  
08/21/03 ADOPT: 820, 820.1, 820.2, 820.3, 820.4,  
820.5, 820.6, 820.7, 820.8

**Title 4**

12/15/03 ADOPT: 12250 AMEND: 12101, 12122  
11/06/03 ADOPT: 12200, 12201, 12202, 12203,  
12204, 12205, 12206, 12207, 12208,  
12209, 12210, 12211, 12212, 12213,  
12214, 12220, 12221, 12222, 12223,  
12224, 12225, 12226, 12227, 12228,  
12229, 12230, 12231, 12232  
10/30/03 ADOPT: 12270, 12271, 12272  
10/14/03 ADOPT: 12371 AMEND: 12370  
10/02/03 AMEND: 4001  
09/23/03 ADOPT: 2100, 2101, 2102, 2103, 2104,  
2105 AMEND: 1928  
09/18/03 AMEND: 1979.1  
09/16/03 AMEND: 1867  
09/08/03 ADOPT: 12300, 12301, 12302, 12303,  
12304, 12305, 12306, 12307, 12308,  
12309, 12310 AMEND: 12301, 12303  
09/02/03 AMEND: 2000  
08/25/03 ADOPT: 12250

**Title 5**

12/01/03 AMEND: 30950, 30953, 30954, 30958,  
30959  
11/20/03 ADOPT: 600, 601, 602, 603, 604, 605,  
606, 607, 608, 609, 610, 611  
11/06/03 AMEND: 51025  
11/06/03 ADOPT: 1068, 1069, 1070,, 1071, 1072,  
1073, 1074  
11/05/03 AMEND: 53001, 53021  
11/04/03 ADOPT: 15060, 15070, 15071  
10/29/03 ADOPT: 13075  
10/28/03 ADOPT: 11963, 11963.1, 11963.2,  
11963.3, 11963.4, 11963.5, 11963.6  
10/20/03 AMEND: 80020.1  
09/23/03 ADOPT: 18270.5, 18280, 18281  
AMEND: 18023, 18272, 18273, 18274,  
18275, 18279  
09/22/03 ADOPT: 40520, 40521, 40522, 40523

09/11/03 ADOPT: 76215 AMEND: 76000, 76010,  
76120, 76130, 76200, 76210 REPEAL:  
76100, 76110  
09/04/03 ADOPT: 18074, 18074.1, 18074.2,  
18074.3, 18075, 18075.1, 18075.2,  
18076, 18076.1, 18076.2 AMEND:  
18413, 18428 REPEAL: 18021  
08/26/03 ADOPT: 11971, 11972, 11973, 11974,  
11975, 11976, 11977, 11978, 11979,  
11979.5

**Title 8**

12/22/03 AMEND: 341.17  
12/18/03 ADOPT: 15611 AMEND: 15600, 15601,  
15601.7, 15602, 15603, 15604, 15605,  
15606, 15607, 15608 REPEAL: 15610  
11/20/03  
11/13/03 AMEND: 32120, 32125, 32135, 32603,  
32605, 32620, 32635, 32798, 32980,  
61000, 61090, 31240, 61380, 61420,  
61480  
11/12/03 ADOPT: 15220, 15220.1, 15220.2,  
15220.3, 15200.4, 15220.5, 15220.6,  
15220.7, 15220.8 AMEND: 15201,  
15210, 15210.1, 15210.2, 15216, 15430  
10/30/03 ADOPT: 3663(g), 3663(h)  
10/30/03 AMEND: 4968  
10/27/03 ADOPT: 5148  
10/20/03 ADOPT: 5035(c) AMEND: 5035(b)  
10/16/03 AMEND: 21200  
10/09/03 ADOPT: 341.17  
10/06/03 AMEND: 10104, 10107.1, 10111.2  
08/26/03 AMEND: 3273  
08/25/03 AMEND: 2561.31, 2561.32, 4885, 5022

**Title 9**

11/18/03 ADOPT: 1840.112 AMEND: 1830.215

**Title 10**

12/23/03 ADOPT: 2192.1, 2192.2, 2192.3, 2192.4,  
2192.5, 2192.6, 2192.7, 2192.8, 2192.9,  
2192.10, 2192.11, 2192.12  
12/22/03 AMEND: 2190.05, 2190.7  
12/15/03 ADOPT: 2591, 2591.1, 2591.2, 2591.3,  
2591.4  
11/18/03 ADOPT: 2361  
11/07/03 ADOPT: 2194, 2194.1, 2194.2, 2194.3,  
2194.4, 2194.5, 2194.6, 2194.7, 2194.8  
10/31/03 AMEND: 260.102.14  
09/11/03 ADOPT: 250.70  
09/09/03 ADOPT: 2278, 2278.1, 2278.2, 2278.3,  
2278.4, 2278.5  
09/09/03 AMEND: 2498.6  
09/05/03 ADOPT: 2791.3, 2792.33, 2810.3, 2836,  
2860 AMEND: 2731, 2790.5, 2791.8,  
2792.26, 2848, 2853, 2910, 2911, 2912,  
2930, 2950, 3000, 3006

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09/04/03 ADOPT: 2698.30, 2698.31, 2698.32, 2698.33, 2698.34, 2698.35, 2698.36, 2698.37, 2698.38, 2698.39, 2698.40, 2698.41, 2698.42 REPEAL: 2698.40, 2698.41, 2698.42, 2698.43, 2698.44, 2698.45

09/02/03 AMEND: 2498.6

08/28/03 AMEND: 2498.6

08/26/03 ADOPT: 2192.1, 2192.2, 2192.3, 2192.4, 2192.5, 2192.6, 2192.7, 2192.8, 2192.9, 2192.10, 2192.11, 2192.12, 2192.13

08/25/03 ADOPT: 2278, 2278.1, 2278.2, 2278.3, 2278.4, 2278.5

08/21/03 ADOPT: 2187.4

08/21/03 ADOPT: 2175.6, 2175.7, 2175.8, 2175.9, 2178

**Title 11**

12/05/03 AMEND: 1002(a)(8)

12/01/03 AMEND: 51.18

11/13/03 AMEND: 1005

11/12/03 ADOPT: 994, 994.1, 994.2, 994.3, 994.4, 994.5, 994.6, 994.7, 994.8, 994.9, 994.10, 994.11, 994.12, 994.13, 994.14, 994.15, 994.16

11/10/03 AMEND: 2010, 2030, 2060 REPEAL: 2031, 2032, 2034, 2035, 2036

10/07/03 AMEND: 1004, 1005

10/01/03 ADOPT: 995

09/29/03 ADOPT: 1081(a)(34)

08/25/03 ADOPT: 977.52 AMEND: 977.20, 977.43, 977.44, 977.45, 977.50, 977.51

08/21/03 AMEND: 1005, 1080, 1081

**Title 13**

12/23/03 ADOPT: 220.20 AMEND: 220.00, 220.02, 220.04, 220.06, 220.08, 220.12, 220.14, 220.16, 220.18, 221.00, 221.02, 221.04, 221.06, 221.08, 221.10, 221.12,

12/23/03 ADOPT: 225.48

11/04/03 AMEND: 1956.1, 1956.8, 1961, 1965, 1978, 2065,

10/30/03 AMEND: 1214

10/29/03 AMEND: 125.00, 125.02, 125.06, 125.10, 125.12, 125.14, 125.16, 125.18, 125.20, 125.22

10/16/03 AMEND: 1956.1, 1956.2, 1956.4, 1956.8, 2112

10/10/03 ADOPT: 158.00

08/21/03 ADOPT: 551.10 AMEND: 551.8, 553, 553.40

**Title 14**

12/01/03 AMEND: 895, and 913.4, 933.44, 953.4 (Special Prescriptions)

12/01/03 AMEND: 895.1, 898(a), 914.8, [934.8, 954.8](g), 916 [936, 956](e), 916.2 [936.2, 956.2], 916.9 [936.9, 956.9],

916.11, [936.11, 956.11](b), 916.12, [936.12, 956.12](f), 923.3, [943.3, 963.3](h), 923.9, [943.9, 963.9](g)

11/18/03 REPEAL: 895, 895.1, 913.13, 936.13, 956.13, 916.13, 936.13.1, 956.13.1, 916.13.2, 936.13.2, 956.13.2, 916.13.3, 936.13.3, 956.13.3, 916.13.4, 936.13.4, 956.13.4, 916.13.5, 936.13.5, 936.13.5, 956.13.5, 916.13.6, 936.13.6, 956.13.6, 916.13.7, 936.13.7, 956

11/13/03 AMEND: 163, 164

11/07/03 AMEND: 52.10, 150.06, 150.16

11/03/03 AMEND: 18464, 18465

10/16/03 AMEND: 4400

10/14/03 ADOPT: 17346, 17346.1, 17346.2, 17346.3, 17346.4, 17346.5, 17346.6, 17346.7, 17347, 17347.1, 17348, 17349

10/06/03 AMEND: 120.7, 190

09/26/03 AMEND: 502

09/18/03 AMEND: 180.2

09/05/03 AMEND: 12010

09/04/03 AMEND: 300(a)

09/02/03 AMEND: 120.7, 190

08/28/03 AMEND: 671.1

08/21/03 AMEND: 677

08/21/03 AMEND: 791.7

**Title 15**

12/02/03 AMEND: 3082(a)

12/01/03 AMEND: 3044(d) & (e)

11/07/03 AMEND: 2576, 2578, 2580

10/27/03 AMEND: 2051, 2052, 2054

10/23/03 AMEND: 3043.5, 3043.6, 3044

10/14/03 AMEND: 4941

10/14/03 AMEND: 2000, 2041, 2042, 2043, 2044

08/21/03 AMEND: 3075.1

**Title 16**

12/18/03 AMEND: 1920

11/25/03 AMEND: 1610, 1615, 1690 REPEAL: 1622

11/13/03 ADOPT: 1314.1 AMEND: 1300.4

11/12/03 AMEND: 1399.662, 1399.666, 1399.667, 1399.668

11/03/03 ADOPT: 2317, 2317.1, 2317.2, 2326.5, 2328.1

10/22/03 ADOPT: 356.1

10/16/03 ADOPT: 360

10/16/03 AMEND: 390.2

09/30/03 ADOPT: 1313.01, 1313.02, 1313.03, 1313.04, 1313.05, 1313.06

09/29/03 AMEND: 1361

09/11/03 ADOPT: 1775.1 AMEND: 1775, 1775.2, 1775.3, 1775.4 REPEAL: 1775.15, 1777, 1777.1, 1777.2, 1777.3, 1777.4, 1777.5, 1778, 1778.1, 1778.2, 1778.3

09/04/03 AMEND: 1920

09/02/03 AMEND: 1397.61

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08/26/03 AMEND: 109, 111(a)

**Title 17**

12/05/03 ADOPT: 94166, 94167 AMEND: 94010, 94011, 94163, 94164, 94165

12/04/03 AMEND: 70600, 70601

12/02/03 AMEND: Division 2, Chapter 1', Article 5, Subchapter 3, Section 50300

10/09/03 AMEND: 50604, 50608, 54326, 54370, 56003, 56082, 57540, 58510, 58671

09/25/03 AMEND: 54001, 54010

09/23/03 ADOPT: 13676 AMEND: 13675

09/04/03 AMEND: 60065.1, 60065.2, 60065.3, 60065.4, 60065.5, 60065.6, 60065.7, 60065.8, 60065.9, 60065.10, 60065.11, 60065.12, 60065.13, 60065.14, 60065.15, 60065.16, 60065.17, 60065.18, 60065.19, 60065.20, 60065.21, 60065.22, 60065.23, 60065.24, 60065.25, 60065

08/21/03 ADOPT: 1031.2, 1031.3

**Title 18**

12/22/03 ADOPT: 1598.1

12/04/03 REPEAL: 24348 (a)

10/29/03 AMEND: 1802

10/14/03 AMEND: 462.040, 462.240

09/16/03 ADOPT: 1620.1

09/15/03 AMEND: 1630

09/15/03 AMEND: 462.180

09/04/03 AMEND: 17000.30

**Title 22**

12/09/03 AMEND: 66262.32

11/03/03 ADOPT: 115500, 115510, 115520 REPEAL: MPP Section 12-223.2 through .22

10/27/03 AMEND: 4304.3 (renumber to 4304-3)

10/22/03 AMEND: 66264.143, 66264.145, 66265.143, 66265.145

10/16/03 ADOPT: 51510, 51510.1, 51510.2, 51510.3, 51511, 51511.5, 51511.6, 51532.3, 51535, 51535.1, 51544, 54501

09/26/03 AMEND: 70217, 70225, 70455

09/23/03 AMEND: 67450.42

09/23/03 ADOPT: 97244, 97245, 97246, 97247, 97248, 97249, 97250 AMEND: 97045, 97210, 97211, 97212, 97213, 97215, 97241 REPEAL: 97214, 97239, 97242, 97243

09/15/03 AMEND: 51509

09/11/03 ADOPT: 64670, 64671.05, 64671.08, 64671.09, 64671.10, 64671.15, 64671.30, 64671.35, 64671.40, 64671.55, 64671.65, 64671.70, 64671.75, 64671.80, 64671.85, 64673, 64674, 64675, 64675.5, 64676, 64677, 64677.5, 64678, 64678.5, 64679, 64680, 64681, 64682, 646

09/11/03 AMEND: 12901

09/04/03 AMEND: 51319, 51507.2, 51515, 51517, 51521

09/04/03 AMEND: 1089-1

09/02/03 AMEND: 1253-(b)-1

08/28/03 ADOPT: 51008.1 AMEND: 51104, 51515, 51520, 51521

**Title 22, MPP**

12/17/03 ADOPT: 85001(a)(2)-(4), 85001(d)(1), 85001(f)(1), 85001 (h)(1) -(4), 85001(t)(1) 85075.1, 85075.2, 85075.3 AMEND: 85075.4

12/10/03 ADOPT: 89002 AMEND: 80017, 87118, 87817, 88030, 89317, 110168, 102368

11/18/03 ADOPT: 84065.2(a)(1)(A)(1)(A)(2), 64065.5(b)(1)(b)(2), 64065.7(d), 8400(b)(b)(1)(2)(3)(4)(), 84222 (a)(5)(B)(a)(12)(a)(13), 84265(c)(1)(C)(D)(c)(4)(C)(D) (e)(e)(1), 84268.3(a)(1), 84272.1(e), 84274(c)(3), 84275(c), 84277(a)(1), 84278(g), 84278.1(g)

11/12/03 ADOPT: 102416.1 AMEND: 80001, 80019, 80019.1, 80019.2, 80054, 80061, 80065, 80066, 87101, 87219, 87219.1, 87454, 87565, 87566, 87801, 87819, 81819.1, 87854, 87861, 87865, 87866, 101152, 101170, 101170.1, 101170.2, 101195, 101212, 101216, 101217, 102352,

10/27/03 ADOPT: 86000, 86001, 86005, 86009, 86010, 86018, 86020, 86022, 86023, 86024, 86028, 86030.5, 86031.5, 86036, 86044, 86044.5, 86045, 86061, 86064, 86065, 86065.2, 86065.3, 86065.4, 86065.5, 86066, 86068.1, 86068.2, 86068.3, 86068.4, 86070, 86072, 86073, 8

09/08/03 AMEND: 102395

**Title 23**

12/23/03 ADOPT: 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 3833.1 AMEND: 655, 656, 676, 736, 791, 793, 812, 842, 871, 1010, 3833, 3867 REPEAL: 677

12/22/03 AMEND: 3926

12/18/03 ADOPT: 3927

11/19/03 ADOPT: 3924

10/27/03 AMEND: CCR Title 23, Division 3, Chapter 9, section 2200 & 2200.5

09/23/03 ADOPT: 2050.6 AMEND: 2050, 2050.5, 2051, 2052, 2053, 2064, 2066, 2067

09/11/03 ADOPT: 3989.1

08/26/03 ADOPT: 2729, 2729.1

08/21/03 ADOPT: 3717

**Title 25**

09/29/03 ADOPT: 7239, 7300.1, 8212.2, 8300, 8301, 8302, 8304, 8305, 8306, 8307, 8308, 8309, 8310, 8311, 8312, 8313, 8314, 8315, 8316 AMEND: 7204, 7234, 7301, 7302, 7303, 7304, 7305, 7306, 7307, 7308, 7310, 7311, 7312, 7313, 7314, 7315, 7318, 7319, 7320, 7321, 73  
 09/29/03 ADOPT: 7715, 7716, 7717, 7718, 7719, 7720, 7721, 7722, 7723, 7724, 7725, 7726, 7727, 7728, 7729, 7730, 7731, 7732, 7733, 7734, 7735, 7736, 7737, 7738, 7739, 7740, 7741, 7742, 7743, 7744, 7745, 7746, 7747, 7748, 7749, 7750, 7751, 7752, 7753, 7754 7755, 77  
 09/19/03 ADOPT: 7003 AMEND: 7000, 7002, 7004, 7005, 7006, 7008, 7012, 7016 REPEAL: 7010, 7014, 7018

**Title 28**

10/29/03 ADOPT: 1009  
 10/27/03 AMEND: 1005  
 10/20/03 AMEND: 1300.67.8

09/23/03 ADOPT: 1300.74.72  
 09/18/03 ADOPT: 1300.87  
 09/16/03 AMEND: 1300.67

**Title MPP**

12/15/03 AMEND: 11-405.2, 11-406(f)  
 11/26/03 AMEND: 40-181.1,(e), 40-181.22, 42-710.6, 42-711.51, 42-721.1, 42-721.41, 44-314.1, 80-310(r), 82-812.6  
 10/31/03 ADOPT: 30-501, 30-502, 30-503, 30-504, 30-505, 30-506, 30-507, 30-900, 30-901, 30-902, 30-903, 30-904, 30-905, 30-906, 30-907, 30-908, 30-909, 30-910, 30-911, 30-912, 30-913, 30-914, 30-915, 30-916, 30-917, 30-918, 30-919, 30-920, 31-236 AMEND: 11-400t,  
 10/30/03 AMEND: 44-315, 89-201  
 10/28/03 AMEND: 63-503, 63-504, 63-505  
 09/16/03 ADOPT: 49-037 AMEND: 49-005, 49-020, 49-035, 49-040, 80-310  
 09/11/03 AMEND: 63-405, 63-503  
 09/08/03 AMEND: 63-405

