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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 3. DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture (Department) is proposing to take the action described in the Informative Digest. A public hearing is not scheduled for this proposal. 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 Department no later than **15 days prior to the close of the written comment period**. Any person interested may present statements or arguments in writing relevant to the action proposed to the person designated in this Notice as the contact person by **5:00 p.m. on October 11, 2004**. Following the public hearing, if one is requested, or following the written comment period if no public hearing is requested, the Department of Food and Agriculture, 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 sections 407 and 10781 of the Food and Agricultural Code, and to implement, interpret or make specific sections 9561, 9562, 9570, and 9574 of said Code, the Department of Food and Agriculture is considering changes to Article 8 and Article 8.5 of Chapter 2, Division 2, of Title 3 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Food and Agricultural Code Section 9561 authorizes the State Veterinarian of the Department to establish regulations to prevent or eradicate any condition that could cause risk to animals or the health and safety of the citizens of this state. Section 9562

further authorizes the State Veterinarian to quarantine or restrict the movement of animals or animal products to minimize the risk of an illness that could kill or seriously damage other animals or humans.

The Department has in place existing disease control regulations for the importation of swine in compliance with sections 9561 and 9562. This proposal makes technical amendments for organizational purposes to the regulations, repeals outdated requirements and replaces them with updated requirements to control the spread of swine brucellosis and pseudorabies.

Specifically, this proposal amends the heading of Article 8 (Swine Disease Programs) and repeals outdated swine movement and hog cholera requirements from existing sections 795.10, 795.13, 795.14, 795.16, 795.17, 795.19, 795.30, 795.32, 795.33, and 795.50 of Title 3 of the California Code of Regulations. This proposal also adopts new Article 8.5 (Interstate and Intrastate Movement of Swine) and sections 796, 796.1, 796.2, 796.3, 796.4, 796.5, 796.6, 796.7, 796.8, and 796.9 to be consistent with federal and international laws for animal disease control.

The updated requirements provide a definition of the terms, describe the general requirements for livestock entering California, and the specifics for obtaining an Interstate Livestock Entry Permit and a Certificate of Veterinary Inspection. The requirements also specify the treatment, vaccination and testing requirements for the prevention of swine brucellosis and pseudorabies, and specify violations.

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 Section 17561 Requires Reimbursement: None

Business Impact: The Department has made an initial determination that the proposed regulatory action would not have significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states. This proposal contains (1) disease testing requirements and (2) record keeping requirements for slaughter facilities choosing to import swine using the Department's annual import permit.

- (1) The costs associated with the disease testing requirements cannot be determined by the Department for businesses. Many livestock owners, public auctions, salesyards and feedlots may

utilize their own staff veterinarians to conduct disease testing, or administer vaccinations and treatment to livestock. Privately employed veterinarians, or any state licensed veterinarian, may become accredited to perform the testing required by these regulations through federal agencies. Other persons or businesses may need to pay for veterinary services as needed to comply with these regulations, as all costs are to be borne by the owner of the livestock. The Department cannot approximate costs for veterinary services as they vary by region, some veterinarians are salaried employees of businesses, and many businesses are located in remote areas which all affect costs.

- (2) The costs associated with the record-keeping requirement cannot be determined as the number of animals entering the slaughter facility cannot be forecasted, as these animals have not yet been identified. However, the Department has determined that record keeping is a standard business practice for persons marketing livestock and necessary for the tracking or tracing of animals found to be infected with diseases having the potential to cause serious health risks to livestock in the state.

In making these determinations, the Department has not considered alternatives that would lessen any adverse economic impact on businesses and invites the public to submit such proposals during the written comment period.

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

Cost Impacts on Private Persons or Entities: The cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action, and that is known to the Department are: (1) disease testing requirements and (2) record keeping requirements for slaughter facilities choosing to import swine using the Department's annual import permit.

- (1) The costs associated with the disease testing requirements cannot be determined by the Department for businesses. Many livestock owners, public auctions, salesyards and feedlots may utilize their own staff veterinarians to conduct disease testing, or administer vaccinations and treatment to livestock. Privately employed veterinarians, or any state licensed veterinarian, may become accredited to perform the testing required by these regulations through federal agencies. Other persons or businesses may need to pay for veterinary services as needed to comply with these

regulations, as all costs are to be borne by the owner of the livestock. The Department cannot approximate costs for veterinary services as they vary by region, some veterinarians are salaried employees of businesses, and many businesses are located in remote areas which all affect costs.

- (2) The costs associated with the record-keeping requirement cannot be determined as the number of animals entering the slaughter facility cannot be forecasted, as these animals have not yet been identified. However, the Department has determined that record keeping is a standard business practice for persons marketing livestock and necessary for the tracking or tracing of animals found to be infected with diseases having the potential to cause serious health risks to livestock in the state.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The Department has determined that the proposed regulations would affect small businesses.

CONSIDERATION OF ALTERNATIVES

The Department of Food and Agriculture must determine that no reasonable alternative which it considered or that has otherwise been identified and brought to its attention 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 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 (if a hearing is requested from the public), or during the public comment period.

INITIAL STATEMENT OF REASONS

The Department of Food and Agriculture has prepared an initial statement of 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 the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing (if a hearing is requested) or during the public comment period upon request from the Department of Food and Agriculture, 1220 N Street, Room A-114, Sacramento, CA 95814.

**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 persons named below.

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

CONTACT PERSONS

Inquires concerning the substance of the proposed regulations is to be addressed to the following:

Name: Anita J. Edmondson, BVM&S,
MPVM, MRCVS
Address: Department of Food and Agriculture
Animal Health and Food
Safety Services
1220 N Street, Room A-114
Sacramento, CA 95814
Telephone No.: (916) 654-1265
Fax No.: (916) 653-4249
E-mail address: aedmondson@cdfa.ca.gov

The backup contact person is:

Name: Nancy Grillo, Associate Analyst
Address: Department of Food and Agriculture
Animal Health and Food
Safety Services
1220 N Street, Room A-114
Sacramento, CA 95814
Telephone No.: (916) 651-7280
Fax No.: (916) 653-4249
E-mail address: ngrillo@cdfa.ca.gov

Written comments, facsimiles or e-mails regarding this proposal are to be addressed to the following:

Name: Nancy Grillo, Associate Analyst
Address: Department of Food and Agriculture
Animal Health and Food
Safety Services
1220 N Street, Room A-114
Sacramento, CA 95814
Telephone No.: (916) 651-7280
Fax No.: (916) 653-4249
E-mail address: ngrillo@cdfa.ca.gov

WEBSITE ACCESS

Materials regarding this proposal can be found at <http://www.cdfa.ca.gov>

**TITLE 10. DEPARTMENT
OF CORPORATIONS**

NOTICE IS HEREBY GIVEN

The Commissioner of Corporations (“Commissioner”) proposes to amend a regulation under the CORPORATE SECURITIES LAW OF 1968 (“CSL”) relating to notice filings for securities transactions exempt from qualification pursuant to Corporations Code Section 25102(f). The Commissioner proposes to amend Section 260.102.14 of the California Code of Regulations.

PUBLIC HEARING

No public hearing is scheduled. Any interested person or his or her duly authorized representative may request, in writing, a public hearing pursuant to Section 11346.8(a) of the Government Code. The request for hearing must be received by the Department of Corporations’ (“Department”) contact person designated below no later than 15 days prior to the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Department addressed to Kathy Womack, Office of Law and Legislation, Department of Corporations, 1515 K Street, Suite 200, Sacramento, CA 95814-4052, no later than 5:00 p.m., October 11, 2004. Written comments may also be sent to Kathy Womack (1) via electronic mail at regulations@corp.ca.gov or (2) via fax (916) 322-3205.

**INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW**

The CSL (Corporations Code Section 25000, et seq.) requires the offer or sale of securities in this state to be either qualified or exempt from qualification. Section 25102(f) of the Corporations Code sets forth an exemption from the qualification requirement for transactions where (1) the sale is to 35 or fewer persons, (2) each purchaser has a preexisting relationship with the securities issuer or business or financial experience to protect his or her own interests, (3) each purchaser represents the purchase is for that person’s own account, (4) the offer or sale is not accomplished through advertising, and (5) the issuer files a notice with the Department within 15 days of the first transaction. Section 25102(f)(4) further provides that the California Corporations Commissioner may by rule require the issuer to file a notice of transactions. Rule 260.102.14 sets forth the form for the filing of the notice, and the accompanying instructions. Rule 260.102.14 currently allows (but does not require) an issuer to file the notice online.

The proposed amendments to Rule 260.102.14 requires the online filing of the notice in lieu of the paper form, except in demonstrated cases of hardship. The objective of the amendments is to require electronic filings of the notice to improve government efficiency and service to the public, and to reduce operating costs.

AUTHORITY

Sections 25102, 25165 and 25610, Corporations Code.

REFERENCE

Sections 25102, 25165 and 25608, Corporations Code.

AVAILABILITY OF MODIFIED TEXT

The text of any modified regulation, unless the modification is only non-substantial or solely grammatical in nature, will be made available to the public at least 15 days prior to the date the Department adopts the regulation. A request for a copy of any modified regulation should be addressed to the contact person designated below. The Commissioner will accept written comments on the modified regulations for 15 days after the date on which they are made available. The Commissioner may thereafter adopt, amend or repeal the foregoing proposal substantially as set forth above without further notice.

AVAILABILITY OF INITIAL STATEMENT OF REASONS, TEXT OF PROPOSED REGULATIONS/INTERNET ACCESS

The express terms of the proposed action may be obtained upon request from any office of the Department. Request Document PRO 17/01-B. An initial statement of reasons for the proposed action containing all the information upon which the proposal is based is available from the contact person designated below. Request Document PRO 17/01-C. These documents are also available at the Department's Website www.corp.ca.gov. As required by the Administrative Procedure Act, the Office of Law and Legislation maintains the rulemaking file which is available for public inspection at the Department of Corporations, 1515 K Street, Suite 200, Sacramento, California.

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 contact person named in this notice or may be accessed on the website listed above.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), the Department must determine that

no reasonable alternative it considered 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 action.

FISCAL IMPACT

- Cost or Savings to any State Agency: Indeterminate potential savings.
- Direct or Indirect Costs or Savings in Federal Funding to the State: None.
- Other nondiscretionary cost or savings are imposed on local agencies: None.

DETERMINATIONS

The Commissioner has made an initial determination that the proposed regulatory action:

- Does not have an effect on housing costs.
- Does not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.
- Does not impose a mandate on any local agency or school district or a mandate that is required to be reimbursed pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.
- Does not significantly affect (1) the creation or elimination of jobs within the State of California; (2) the creation of new businesses or the elimination of existing businesses within the State of California; or (3) the expansion of businesses currently doing business within the State of California.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. The requirement to electronically file the notice required under Corporations Code Section 25102(f) does not change the filing fee for the form, and the public will not pay any additional fee to file the form online. Moreover, this proposed rulemaking provides a hardship exception to the mandated electronic filing process.

EFFECT ON SMALL BUSINESS

It has been determined that the regulatory action may affect small business by requiring notices to be filed electronically through the Internet, except as specified.

CONTACT PERSON

Nonsubstantive inquiries concerning this action, such as requests for copies of the text of the proposed regulations or questions regarding timelines or rule-making status, may be directed to Kathy Womack at (916) 322-3553. The backup contact person is Karen Fong at (916) 322-3553. Inquiries regarding the substance of the proposed regulation may be directed to Timothy L. Le Bas, Deputy Commissioner and General Counsel at (916) 323-3977, Department of Corporations, 1515 K Street, Suite 200, Sacramento, California 95814-4052.

TITLE 15. BOARD OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENT TO TITLE 15, MINIMUM STANDARDS FOR LOCAL DETENTION FACILITIES, CALIFORNIA CODE OF REGULATIONS, BY THE STATE BOARD OF CORRECTIONS

Pursuant to Penal Code 6030, the State Board of Corrections (BOC) hereby gives notice of the proposed regulatory action(s) described in this public notice. It is the intent of the BOC to amend and adopt the regulations contained in Title 15, Division 1, Subchapter 4, California Code of Regulations (known as the Minimum Standards for Local Detention Facilities), after considering all comments, objections, and recommendations regarding these regulations.

PUBLIC HEARING

The BOC will hold the following public hearings:

Tuesday, September 21, 2004

10:00 am

San Diego Sheriff's Department
Headquarters
9621 Ridgehaven Court
San Diego CA 92123

Tuesday, October 12, 2004

10:00 am

Board of Corrections
660 Conference Room
660 Bercut Drive
Sacramento CA 95814

Both locations are wheelchair accessible. At the hearings, any person may present statements or arguments, orally or in writing, relevant to the proposed action described in the Informative Digest. The BOC requests, but does not require, that persons who make oral comments at the hearing also submit a written copy of their testimony at the hearing. The hearing will remain open only as long as persons in attendance are presenting testimony.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the BOC. The written comment period closes at **5:00 pm on October 12, 2004**. The BOC will consider only comments received at BOC offices by that time. Submit comments to:

Allison Ganter, Field Representative
600 Bercut Drive
Sacramento CA 95814
(916) 323-8617
aganter@bdcorr.ca.gov

Jerry Read, Field Representative
600 Bercut Drive
Sacramento CA 95814
(916) 445-9435
jread@bdcorr.ca.gov

AUTHORITY AND REFERENCE

Penal Code Section 6030 authorizes the BOC to adopt and amend the proposed regulations, which would implement, interpret, or make specific Sections 6029 and 6030 of the Penal Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Summary of Existing Laws

Sections 6029 and 6030 of the California Penal Code authorize the Board of Corrections to establish standards for local adult and juvenile detention facilities. The standards shall include but not be limited to the following: health and sanitary conditions, fire and life safety, security, rehabilitation programs, recreation, treatment of persons confined in local detention facilities and personnel training. Section 6030 requires the Board of Corrections to review such standards biennially and make any appropriate revisions.

Summary of Existing Regulations

Existing standards which prescribe requirements for local detention facilities are promulgated by the Board of Corrections. These regulations are contained in Title 15—Crime Prevention and Corrections, Division 1, Chapter 1, Subchapter 4 of the California Code of Regulations (CCR).

Summary of Effect

The proposed action would update Title 15, Division 1, Chapter 1, Subchapter 4 CCR adopting new and revised definitions to add clarity to the regulations; add an appeal process concerning the BOC's application of standards in adult detention facilities; add language clarifying the regulation requiring entry level training for new supervisors in

detention facilities; add language clarifying the requirement for fire and life safety training of personnel working in adult detention facilities; add requirements for handling the death of an inmate in custody which also renders a previous section regarding inmate deaths obsolete and the obsolete section is proposed for deletion; deletes example meal references from the minimum diet section as unnecessary since it was not regulatory language and adds a requirement for an additional serving from the dairy food group; enhances requirements and renames the food manager section to the "Food Services Plan; strikes administrative requirements for the serving of a disciplinary diet from the disciplinary diet section and adds these requirements, with some revision, to the "Limitation on Disciplinary Actions" regulation; makes a correction to the section describing situations when minors and adult prisoners may be in the same area; and makes editorial corrections to enhance the clarity and intent of regulations regarding applicability of standards, training, public information plan, handling inmates with communicable disease and mentally disordered inmates, exercise and recreation, contact between minors and adult prisoners, health care procedures manual, mental health services and transfer to a treatment facility, disciplinary isolation diet, frequency of serving meals, kitchen facilities, sanitation and food storage, food serving, therapeutic diets, clothing exchange, issue of personal care items, hair care services, standard bedding and linen issue, and bedding and linen exchange. The effect of the proposed changes is further described below.

Comparable Federal Statute or Regulations

There are no comparable federal regulations or statutes.

Policy Statement Overview

The broad objective of the proposed action is to maintain regulations for local adult detention facilities in conformance with sound correctional practices and to ensure the safe and secure detention of incarcerated persons.

ARTICLE 1. GENERAL INFORMATION

1006. Definitions. This regulation defines terms used throughout these regulations. To provide clarity and consistency to these regulations, two definitions have been added and five have been amended.

ARTICLE 2. INSPECTION AND APPLICATION OF STANDARDS

1010. Applicability of Standards. This regulation cross-references the regulations that are applicable to each type of facility. Proposed changes include updating the subsections to include regulations that were added or amended. Section 1018, Appeal and

Section 1046, Death in Custody will be added to subsection (b) and (d), and Section 1218, Inmate Deaths will be deleted from subsection (b) and (d).

Section 1018, Appeal for Adult Facilities holding minors will be deleted from subsections (c) and (f).

1018. Appeal for Adult Facilities Holding Minors. This regulation originally provided a process by which adult facilities holding minors could appeal the Board of Corrections (BOC) application and enforcement of standards and regulations related to holding minors. The proposed revisions would extend the appeal process to facilities that hold adults, and extends regulations to those related to holding both adults and minors.

ARTICLE 3. TRAINING, PERSONNEL AND MANAGEMENT

1020. Corrections Officer Core Course. This regulation describes the training requirements for all custodial personnel in Type I, II, III and IV facilities, and currently requires that they "participate" in Core training. Proposed changes clarify the intent of the regulation, and ensure its consistency with Standards and Training for Corrections (STC) regulations, by requiring that participants "successfully complete," rather than simply participate in, the training and that this training be completed within one year from date of assignment. Proposed changes also add reference to Penal Code Section 831.5 to reinforce that, notwithstanding the provisions of this section, agencies have an obligation to adhere to the statute. This addition clarifies that custodial officers must meet training requirements prior to providing primary inmate supervision.

1021. Jail Supervisory Training. This regulation requires that supervisory custodial personnel in Type I, II, III and IV facilities complete the Core training required in Section 1020, Corrections Officer Core Course during the first year after the date of their assignment, in addition to either the STC or POST Supervisory Course. Proposed revisions would require that supervisors complete the appropriate Core course in Section 1020 prior to assuming their detention supervisory responsibilities, rather than within the first year, to ensure that they have the necessary information to understand jail issues and make required decisions. Supervisors must complete the Supervisory Course within one year from date of assignment.

This regulation also references Penal Code Section 6031.6, which requires that private entities select and train their personnel in conformance with the requirements established by the BOC. Penal Code Section 6035 is also referenced, and mandates that the BOC promulgate training standards. Proposed revisions would delete references to the Penal Code; statute would continue to apply without being referenced

here. Title 15, Section 1016, Contracts for Local Detention Facilities, requires that compliance with regulations, including training and selection, be part of the contract.

1023. Jail Management Supplemental Training. This regulation references the Jail Management “Supplemental” Training and outlines training requirements for managerial personnel. The proposed revision deletes “Supplemental” from the title, which is a carryover from an earlier regulation that referenced a course that has since been deleted.

Proposed regulations clarify the intent of the regulation by requiring that the new manager complete either the STC (Title 15, Section 182) or POST Management Course within one year from the date of assignment. Current regulations require a new manager to participate in Annual Training within one year of assignment; this language is inconsistent with the STC management requirement.

This regulation also references Penal Code Section 6031.6, which requires that private entities select and train their personnel in conformance with the requirements established by the BOC. Penal Code Section 6035 is also referenced, and mandates that the BOC promulgate training standards. Proposed revisions would delete references to the Penal Code; statute would continue to apply without being referenced here. Title 15, Section 1016, Contracts for Local Detention Facilities, requires that compliance with regulations be part of the contract.

1025. Continuing Professional Training. This regulation requires that all administrators, managers, supervisors and custodial personnel of a Type I, II, III or IV facility “participate” in the STC annual required training (Title 15, Section 184). Proposed revisions clarify the intent of the regulation by requiring that participants “successfully complete” the annual training.

Proposed revisions would also require that annual training be successfully completed each year, with the exception of a year in which a Core module training is successfully completed. This revision ensures consistency with STC Minimum Standards, Section 184.

1028. Fire and Life Safety Staff. This regulation references that the BOC will establish general standards for fire and life safety and that at least one person who is trained in those standards be on duty whenever there is an inmate in custody. Proposed revisions retain the Board of Corrections’ responsibility to develop general fire and life safety standards and the requirement that at least one person be on duty who is trained in those standards, but would further require that the facility manager ensure that at least one person is on duty who has been trained in procedures specific to that facility, as well as general fire and life safety standards.

ARTICLE 4. RECORDS AND PUBLIC INFORMATION

1045. Public Information Plan. This regulation requires that certain materials be made available to the public and inmates in printed format. Proposed revisions delete the requirement that materials be “printed” to acknowledge that materials may be provided by other means, such as digitally or via the Internet. The proposed revision also deletes the requirement that Title 24 be made available by the local facilities; current versions of Title 24 may not apply to the facility, and could cause confusion.

1046. Death of a Minor in an Adult Detention Facility. This regulation currently outlines the requirements for handling the death of a minor in an adult facility, which include that the health administrator assures that both a medical and an operational review are conducted. Proposed revisions to the regulation would expand these requirements to include the death of an adult in custody and would require the facility administrator, in collaboration with the health administrator, to ensure a review of every in custody death, including a review of both medical and operational issues. The regulation would be titled “Death in Custody.”

These revisions incorporate language to require a shared review that utilizes a collaborative review team and provides greater assurance that information is shared among custody and medical staff. Currently, Section 1218, Inmate Deaths require a medical review, but does not require an operational review. With the implementation of the revised Section 1046, Section 1218 would be deleted.

ARTICLE 5. CLASSIFICATION AND SEGREGATION

1051. Communicable Diseases. This regulation outlines the requirements for segregation and screening of inmates who are suspected of having a communicable disease. Current regulations do not specify that policy and procedure regarding segregation and screening of inmates suspected of communicable disease be developed; proposed revisions include the requirement that the facility administrator develop written policy and procedures in cooperation with the responsible physician.

Current regulations also require that the initial intake screening inquire about hepatitis. Proposed revisions delete this requirement because unlike airborne diseases, hepatitis is not readily transmissible.

1052. Mentally Disordered Inmates. This regulation requires that policy and procedures be developed to identify and evaluate all mentally disordered inmates, segregating them if it is necessary to protect the safety of the inmate or others. Proposed revisions maintain the intent that mentally disordered inmates be

segregated, if it is necessary, but more clearly states the intent that not all mentally disordered inmates require segregation.

This regulation also requires a physician's opinion within 24 hours, or at the next sick call; proposed revisions would clarify that this opinion is an evaluation and require that medical or mental health staff, not necessarily physicians, make the evaluation.

ARTICLE 6. INMATE PROGRAMS
AND SERVICES

1065. Exercise and Recreation. This regulation requires a minimum of three hours of exercise and recreation over each seven-day period, to take place in an area designed for recreation. The proposed revisions clarify that a minimum of three hours for "exercise" should be allowed during each seven-day period. This is consistent with current interpretation, and distinguishes this time from the more passive dayroom pursuits of playing cards, watching television, etc.

ARTICLE 7. DISCIPLINE

1083. Limitations on Disciplinary Actions. This regulation describes the limitations on disciplinary actions, including the use of the disciplinary isolation diet. Currently, Title 15, Section 1247, Disciplinary Isolation Diet includes both administrative and nutritional requirements for the disciplinary isolation diet. Proposed revisions would delete the administrative components from Section 1247, and move them to Section 1083.

Current language in the regulation could be interpreted to allow an inmate to be placed on the disciplinary isolation diet without the manager's approval, remain on it for three days, receive a regular meal for one day, and then be returned to the disciplinary diet. Proposed revisions would require notification of health care staff and the facility manager's initial approval for placement on the diet. Additionally, the manager would be required to consult with health care staff prior to approving continuation on the diet every 72 hours after initial placement.

Minor grammatical changes are also proposed to enhance readability.

ARTICLE 9. MINORS IN TEMPORARY
CUSTODY IN A LAW
ENFORCEMENT FACILITY

1144. Contact Between Minors and Adult Prisoners. This regulation outlines situations where a minor and an adult prisoner can be in the same area of a law enforcement facility. The phrase "and an adult prisoner" was inadvertently omitted during the last revision. Proposed revisions add this phrase to subsection (b) and clarify the original intent.

Additionally, prior to the last revision, this regulation correctly indicated in subsection (b) that minors and adult prisoners could be in the same area during "medical screening." At the 2003 revision this language was replaced with "awaiting visiting and sick call," situations that are not applicable to minors held in a law enforcement facility. Proposed revisions return the language to the original intent.

ARTICLE 11. MEDICAL/MENTAL
HEALTH SERVICES

1206. Health Care Procedures Manual. This regulation requires the health authority, in cooperation with the facility administrator, to develop policy and procedures regarding medical and mental health procedures. Proposed revisions clarify the intent of the regulation by replacing the term "therapeutic" with "medical" to reflect that medical staff has prescribed the diet. The term "medical" is more accurate and is more frequently used.

1209. Mental Health Services and Transfer to Treatment Facility. This regulation requires the health authority, in cooperation with the facility administrator, to develop policies and procedures to provide mental health services. In addition, it references statutory language that states that a mentally disordered inmate who appears to be a danger to himself or others, or to be gravely disabled, shall be transferred for further evaluation to a designated Lanterman Petris Short treatment facility. The proposed revision clarifies that an initial evaluation should occur at the jail, regardless of whether an inmate is transferred to a designated treatment facility for further evaluation.

1218. Inmate Deaths. This regulation currently requires that a medical review be conducted on all adult inmates who die in custody. Title 15, Section 1046, Death of a Minor in an Adult Detention Facility, which currently pertains only to minors who are held in adult facilities, requires a medical and an operational review and specifies who must be on the review team. Proposed revisions to Section 1046 would apply the medical and operational review requirement to both adults and juveniles who die in custody. In practice, both reviews occur, but incorporating them into regulation in this manner provides greater assurance that information is shared between custody and medical staff. Section 1218 would be deleted with implementation of the revised Section 1046, Death in Custody.

ARTICLE 12. FOOD

1240. Frequency of Serving. This regulation describes how often inmates must be served meals in a 24-hour period. The proposed revision clarifies the intent of the regulation by rewording much of the text. Additionally, the term "therapeutic" has been changed

to “medical” to reflect that the diet has been prescribed by medical staff. The term “medical” is more accurate and is more frequently used.

1241. Minimum Diet. This regulation outlines the minimum diet requirement for inmates in local detention facilities. It currently cites outdated nutrition references and lists quantities that do not comply with recently published food guide references. The proposed revisions would delete the portions of this regulation that cite specific nutritional requirements. Minimum diets would still have to meet the requirements of the Dietary Reference Intakes, the California Daily Food Guide and the Dietary Guidelines for Americans. Specific dietary requirements would be placed in guidelines so that revisions to these references could be made as soon as they occur.

Proposed revisions would also add a third serving of dairy to subsection (b). Other grammatical modifications are made to enhance the clarity of the regulation.

1242. Menus. This regulation requires that menus be prepared one month in advance of their use where kitchen facilities are a part of the detention facility. The proposed revision would make this requirement applicable even when kitchen facilities are located off-site.

1243. Food Manager. This regulation requires that in Type II and III facilities with an average daily population of 100 or more, a food services manager prepare a food service plan. This regulation also requires a food service plan for facilities with less than 100 average daily population and Temporary Holding, Type I and Type IV facilities. The proposed revisions change the focus of this regulation from the food manager to a food service plan and deletes reference to facility types, clarifying that all facilities must have a food service plan. Additionally, the revisions identify who is responsible for developing a written food service plan based on the average daily population.

The proposed revisions also make the items required in a basic food service plan more clearly identifiable, and require that the food service plan comply with the California Uniform Retail Food Facilities Law (CURRFL). The intent of the regulation is not altered.

1245. Kitchen Facilities, Sanitation, and Food Storage. This regulation requires that kitchen facilities, sanitation, and food preparation, service and storage comply with specific sections in the Health and Safety Code. The proposed revisions include one section number that was changed to reflect the appropriate cite. Additionally, the titles for all references have been deleted because they are extraneous. For two of the subsections, language was added that qualifies their exceptions.

1246. Food Serving. This regulation requires that food be served only under the immediate supervision of a staff member. The proposed revisions require policies and procedures to ensure that appropriate work assignments are made, that food handlers are adequately supervised, and that food is prepared and served under the immediate supervision of a staff member.

1247. Disciplinary Isolation Diet. This regulation outlines the requirements for the use of the disciplinary isolation diet. Proposed revisions include that in the first sentence, the term “therapeutic” has been changed to “medical” to reflect that the diet has been prescribed by medical staff.

Proposed revisions also delete reference to the 72-hour limitation; this reference has been relocated to Section 1083, Limitations on Discipline.

Finally, proposed revisions reduce the quantity of raw carrots in the disciplinary diet loaf from 4 1/2 oz. to 3 oz. to avoid exceeding the Upper Intake Level of Vitamin A as outlined in the Dietary Reference Intakes.

1248. Therapeutic Diets. This regulation outlines the requirements for special, medically prescribed diets. To provide greater clarity the title of this regulation has been changed to “Medical” Diets. The term “therapeutic” has been changed to “medical” to reflect that the diet has been prescribed by medical staff. The term “medical” is more accurate and is more frequently used. Proposed revisions also include the requirement that policies and procedures be developed that identify the individual(s) who are authorized to prescribe a medical diet. A spelling error has also been corrected in the first paragraph.

ARTICLE 13. INMATE CLOTHING AND PERSONAL HYGIENE

1262. Clothing Exchange. This regulation requires policies and procedures for the scheduled exchange of clothing. Proposed revisions would delete the word “clean” in the first sentence because it is deemed unnecessary.

1265. Issue of Personal Care Items. This regulation requires the facility administrator to develop policy and procedure for the issue of personal hygiene items. Proposed revisions would change the term “Chapter” to “Division” in the last sentence to reflect the appropriate regulatory cite.

1267. Hair Care Services. This regulation establishes standards related to hair care services. The proposed revisions would allow facility administrators to suspend hair care services for inmates who are considered to be a danger to themselves or others and would clarify that hair care equipment must be disinfected after each use. In addition, the term

“Chapter” has been changed to “Division” to reflect the appropriate regulatory cite in subsection (c).

1270. Standard Bedding and Linen Issue. This regulation specifies the required distribution of bedding and linens for inmates in local detention facilities. Proposed revisions include deleting the terms “freshly laundered or dry cleaned” in subsection (d) because they are unnecessary.

1271. Bedding and Linen Exchange. This regulation requires policies and procedures for the scheduled exchange of bedding and linens. Proposed regulations include deleting the word “freshly” from the first sentence because it is unnecessary.

DISCLOSURE REGARDING THE
PROPOSED ACTION

The Board has made the following initial determinations:

Mandate on local agencies and school districts: None.

Cost or savings to any state agency: None

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

Other nondiscretionary costs or savings imposed on local agencies: None

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

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

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

Adoption of these regulations will not:

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

Significant effect on housing costs: None.

Small Business Determination: The BOC has determined that the proposed regulations will have no affect on small businesses. These proposed regulations affect the operations and programs for Local Adult Detention Facilities.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5, subdivision (a)(13), the BOC must determine that no reasonable alternative it considered or that has otherwise been identified and brought to its attention 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 BOC invites interested parties to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearings or during the written comment period.

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Jerry Read, Field Representative
600 Bercut Drive
Sacramento, CA 95814
(916) 445-9435
jread@bdcorr.ca.gov

Allison E. Ganter, Field Representative
600 Bercut Drive
Sacramento, CA 95814
(916) 323-8617
aganter@bdcorr.ca.gov

Questions on the substance of the proposed regulation may be directed to either Mr. Read or Ms. Ganter.

Please direct requests for copies of the proposed text of the regulation, the initial statement of reasons, the modified text of the regulation, if any, or other information upon which this rulemaking is based to Mr. Read or Ms. Ganter at the above address.

AVAILABILITY OF STATEMENT OF REASONS
AND TEXT OF PROPOSED REGULATIONS

The Rulemaking File, which includes all the information on which this proposal is based, is available for viewing at the BOC’s office at the above address.

AVAILABILITY OF MODIFIED TEXT

If the BOC makes modifications that 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 Board adopts the regulations as revised.

AVAILABILITY OF THE FINAL
STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be accessed through the BOC website at www.bdcorr.ca.gov. Those persons who do not have access to the Internet may submit a written request to Allison Ganter or Jerry Read at the above address.

AVAILABILITY OF DOCUMENTS;
INTERNET ACCESS

Copies of the Notice Of Proposed Action, the Initial Statement of Reasons, and the text of the regulation in **strikeout and underline** can be accessed through our

website at www.bdcarr.ca.gov. Those persons who do not have access to the Internet may submit a written request to Jerry Read or Allison Ganter at the above address.

TITLE 16. PHYSICAL THERAPY BOARD

NOTICE IS HEREBY GIVEN that the Physical Therapy Board 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 Hilton Oakland Airport, 1 Hegenberger Rd, Oakland, California, 94621, on November 4, 2004 at 1:30 p.m. The telephone number to Hilton Oakland Airport is (510) 383-4056.

Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Physical Therapy Board of California at its office not later than 5:00 p.m. on October 11, 2004 or must be received at the hearing. The Physical Therapy Board of California, 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 2615 of the Business and Professions Code, and to implement, interpret or make specific sections 2650 and 2653, the Physical Therapy Board of California is considering changes to Division 13.2 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

1) Adopt section 1398.26.1

Business and Professions Code section 2653 requires an applicant who was issued a diploma by a non-accredited physical therapist education program to furnish documentary evidence to the Board that he or she has completed the professional degree to that issued by a US accredited physical therapist educational program.

The Physical Therapy Board of California proposes to adopt Section 1398.26.1 to identify Entry Level Education Equivalency Reviews (ELEERs) as the only tools that provide satisfactory, documentary evidence. The Board identified five significant changes in the educational requirements that have occurred since 1955. Therefore, five tools (ELEERs) were developed, each reflecting the minimum requirements of these periods.

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 Section 17561 Requires Reimbursement: None

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

The proposed regulation will benefit businesses in that potential employees will have a clear understanding of the requirements they must meet in order to obtain licensure, thus employment.

The following studies/relevant data were relied upon in making the above determination: None

Impact on Jobs/New Businesses: The board 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 Private Persons or Entities: The Physical Therapy Board of California 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 Physical Therapy Board of California has determined that the proposed regulations would not affect small businesses since the responsibility of compliance is placed with the individual licensee.

CONSIDERATION OF ALTERNATIVES

The Physical Therapy Board of California must determine that no reasonable alternative which it considered 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 on 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 board 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, the initial statement of the reasons, the ELEERS, and all of the other information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Physical Therapy Board of California at 1418 Howe Avenue, Suite 16, Sacramento, California 95825.

**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 that 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 concerning the proposed administrative action or the substance of the proposed regulations may be addressed to:

Christina Metzen
1418 Howe Avenue, Suite 16
Sacramento, CA 95825
(916) 561-8200
(916) 263-2560—Fax Number
Christina_Metzen@dca.ca.gov

The backup contact person is:

Arlyce Ten Broeck
1418 Howe Avenue, Suite 16
Sacramento, CA 95825
(916) 561-8200
(916) 263-2560—Fax Number
concept1@comcast.net

Inquiries concerning the substance of the proposed regulations may be directed to Christina Metzen at (916) 561-8271.

WEBSITE ACCESS

The ELEERS and the materials regarding this proposal can be found at www.ptb.ca.gov.

**TITLE 24. BUILDING
STANDARDS COMMISSION**

NOTICE OF PROPOSED ACTION

**REGARDING THE MINIMUM STANDARDS FOR
LOCAL DETENTION FACILITIES CALIFORNIA
CODE OF REGULATIONS, TITLE 24, PART 1,
Section 13-102 and PART 2, Section 470A**

**Minimum Standards for the Design and
Construction of Local Detention Facilities**

Notice is hereby given that the Board of Corrections (BOC) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 1, Section 13-102 and Part 2, Section 470A. The BOC is proposing building standards related to the design and construction of local detention facilities.

PUBLIC COMMENT PERIOD

The BOC will hold the following public hearings:

Tuesday, September 21, 2004, 10:00 AM
9621 Ridgeway Court
San Diego CA

Tuesday, October 12, 2004, 10:00 AM
660 Bercut Drive
Sacramento CA

At the public hearings, any person may present statements or arguments relevant to the proposed regulatory action summarized below. The meeting facilities provide reasonable accommodations. The hearings will remain open as long as persons in attendance are presenting testimony.

Written comments will be accepted by the BOC regarding the proposed changes **from August 27 until 5:00 PM on October 12, 2004.**

Please address your comments to:

Allison E. Ganter, Field Representative
Board of Corrections
(916) 323-8617
aganter@bdcorr.ca.gov
Facsimile No.: (916) 327-3317

Jerry Read, Field Representative
Board of Corrections
(916) 445-9435
jread@bdcorr.ca.gov
Facsimile No.: (916) 327-3317

POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS

Following the public comment period, the BOC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the BOC adopts, amends, or repeals the regulation(s). The BOC will accept written comments on the modified building standards during the 15-day period. Comments should be addressed to the above-noted Field Representatives. The BOC expects to adopt the proposed regulations on October 21, 2004 unless substantial modifications are made and in that event the expected adoption date will be in January 2005.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Penal Code Section 6030. The purpose of these building standards is to implement, interpret, and make specific the provisions of Penal Code Sections 6029 and 6030. The BOC is proposing this regulatory action based on Penal Code Section 6030.

INFORMATIVE DIGEST

Summary of Existing Laws

Sections 6029 and 6030 of the California Penal Code authorize the Board of Corrections to establish building standards for local adult and juvenile detention facilities.

Summary of Existing Regulations

Existing building standards which prescribe requirements for building design and construction of local detention facilities are promulgated by the Board of Corrections. These regulations are contained in Title 24, Part 1 and Title 24 Part 2, Volume 1. Further, Appendix Chapter 3A (AC3A), Division II, Title 24, California Building Code regulations have been adopted by the State Fire Marshal and they are frequently referred to as "the State Fire Marshal's Regulations." These regulations apply to both adult and juvenile detention facilities."

Summary of Effect

The proposed action would update Title 24 Parts 1 and 2, adopting new and revised definitions to add clarity to the regulations; expanding the requirements for the development of pilot projects and alternate means of compliance regulations; a revision to require

audio monitoring systems in detention facilities regardless of inmate classification; and editorial corrections to enhance the clarity and intent of regulations regarding dormitory space, design requirements, letter of intent to construct detention facilities and the detention facility program statement.

Comparable Federal Statute or Regulations

There are no comparable federal regulations or statutes.

Policy Statement Overview

The broad objective of the proposed action is to maintain building regulations for local adult detention facilities in conformance with sound correctional practices and to ensure the safe and secure detention of incarcerated persons.

OTHER MATTERS PRESCRIBED BY STATUTE
APPLICABLE TO THE AGENCY OR TO ANY
SPECIFIC REGULATION OR CLASS
OF REGULATIONS

There are no other matters prescribed by statute applicable to the Board of Corrections or to any specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES
OR SCHOOL DISTRICTS

The BOC has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

ESTIMATE OF COST OR SAVINGS

(An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or savings to any state agency, local agency, or school district. Provide a copy of the "Economic and Fiscal Impact Statement" (Form 399))

- A. Cost or Savings to any state agency: **No**
- B. Cost to any local agency required to be reimbursed under Part 7(commencing with Section 17500) of Division 4: **No**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- D. Other nondiscretionary cost or savings imposed on local agencies: **No**
- E. Cost or savings in federal funding to the state: **No**

INITIAL DETERMINATION OF NO
SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESSES

The BOC has made an initial determination that the adoption/amendment/repeal of these regulations will not have a significant statewide adverse economic

impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

The proposed regulatory action will not affect businesses because the scope of these regulations is specific to the operation of local detention facilities in California.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE

The proposed action does not require a report by any business or agency, so the Board of Corrections has not made a finding of necessity for the public health, safety or welfare.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

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

ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION, ELIMINATION OR CREATION

The BOC has assessed whether or not and to what extent this proposal will affect the following:

- The creation or elimination of jobs within the State of California.
The Board of Corrections has determined that the proposed regulatory action will not eliminate jobs in the State of California.
- The creation of new businesses or the elimination of existing businesses within the State of California.
The Board of Corrections has determined that the proposed regulatory action will not create or eliminate existing businesses in the State of California.
- The expansion of businesses currently doing business with the State of California.
The Board of Corrections has determined that the proposed regulatory action will not expand businesses currently doing business in the State of California.

INITIAL DETERMINATION OF SIGNIFICANT EFFECT ON HOUSING COSTS

The BOC has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES

The BOC has made the determination that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

AVAILABILITY OF RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the BOC website:

<http://www.bdcorr.ca.gov>

Interested parties 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 at the California Building Standards Commission website.

CSBC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS

General questions regarding procedural and administrative issues should be addressed to:

Thomas L. Morrison, Deputy Director
Michael L. Nearman
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Allison E. Ganter, Field Representative
Board of Corrections
(916) 323-8617
aganter@bdcorr.ca.gov
Facsimile No.: (916) 327-3317

Jerry Read, Field Representative
Board of Corrections
(916) 445-9435
jread@bdcorr.ca.gov
Facsimile No.: (916) 327-3317

GENERAL PUBLIC INTEREST

**DEPARTMENT OF
HEALTH SERVICES**

Notice is hereby given that the **Drug Use Review (DUR) Board** will conduct a public meeting on **Tuesday, September 21, 2004**

Time: 10:00 A.M. to Noon
Location: Department of Health Services
 1501 Capitol Avenue, Room 71.2011
 Sycamore (Common)
 Sacramento, CA 95814.

AGENDA

1. CALL MEETING TO ORDER and ROLL CALL
2. APPROVAL OF LAST MINUTES—Action
3. OPERATIONAL ISSUES—Discussion/Action
 - a. Review and approve policy for rotation of DUR Board Members.
4. UNFINISHED BUSINESS
 - a. Report on status of Step Therapy—Information
 - b. Summary of potential projects, overall impact, timeline and resource requirements—Information
 - c. Status of Business Associate Agreements
 - d. Vote to approve addition of 3 new atypical antipsychotics to the Target Drug List—Vote
5. STATUS AND UPDATE OF DUR PROJECTS—Information
 - a. Arthritis
 - b. Asthma
 - c. Atypical Antipsychotics Education Project
 - d. AWARE
6. NEW BUSINESS
7. VISITOR PRESENTATIONS

Anyone may address the DUR Board regarding any item which is not on this agenda as authorized by Gov. Code Section 54954.2. Presentations are limited to three (3) minutes per person, per topic. A maximum of 30 minutes will be allocated for this item.
8. DATE OF NEXT DUR BOARD MEETING—Discussion/Action
9. COMMENTS FROM THE BOARD
10. COMMENTS FROM THE AUDIENCE

11. ADJOURNMENT

Speaker Request Forms will be available at the meeting or may be obtained by contacting:

Electronic Data Systems
 3215 Prospect Park Drive
 Rancho Cordova, CA 95670.
 Attention: Jude Simon-Leack, Pharm.D., and MSW.

**DEPARTMENT OF
HEALTH SERVICES**

TO ADOPT DISEASE MANAGEMENT
PROTOCOLS FOR ARTHRITIS

The Department of Health Services (Department) is in the process of implementing disease management policies to ensure the appropriate use of medication in fee-for-service Medi-Cal. A significant component of this disease management effort is the development of treatment protocols or algorithms for a variety of disease states. The Department believes these protocols are an integral part of a larger disease management program. Our first disease state will focus on arthritis. In accordance with State law (Welfare and Institution Code § 14105.395), the Department is inviting interested parties to comment.

The Department will post the protocols to the Medi-Cal Policy Units website at the following website

<http://www.dhs.ca.gov/mcs/mcpd/MBB/Contracting/html/arthritis.htm>

PUBLIC REVIEW

This notice, which details the proposed management of arthritis, will be available via the Internet at <http://www.dhs.ca.gov/mcs/mcpd/MBB/Contracting/html/arthritis.htm>.

Copies of the protocols can also be obtained by sending a request in writing to Ellis A. Ellis, Consultant Pharmacist II, Pharmacy Policy and Contracting Section, Department of Health Services, 1501 Capitol Avenue, Suite 71.3041, MS 4600, Sacramento, CA 95814.

Written comments must be submitted within 30 days from the publication date of these changes in the California Administrative Notice Register as follows:

Mailing Address via the U.S. Postal Office:

California Department of Health Services
 Pharmacy Policy & Contracting Section
 (Attn: E. Ellis)
 MS 4600
 P.O. Box 997413
 Sacramento, CA 95899-7413

**Mailing Address for Courier Delivers ONLY
(UPS, FedEx, Golden State Overnight):**

California Department of Health Services
Pharmacy Policy & Contracting Section
(Attn: E. Ellis)

MS 4600
1501 Capitol Avenue, Suite 71.3041
Sacramento, CA 95814

By FAX: (916) 552-9563

All comments should include the author's name, organization or affiliation, phone number and Provider ID number, if appropriate.

DEPARTMENT OF MENTAL HEALTH

MEDI-CAL POLICY AND SUPPORT SECTION

NOTICE OF PUBLIC HEARINGS

PUBLIC PROCEEDINGS

Pursuant to Senate Bill 1103, the State Department of Mental Health (DMH) will convene two public hearings to provide clarification and to discuss the impact of the new federal Medicaid Managed Care (MMC) regulations at Title 42, Code of Federal Regulations (CFR), Part 438 published June 14, 2002. Notice is hereby given that DMH will conduct the public hearings as follows:

Date: October 6, 2004
Time: 9:00 a.m. to 12:00 p.m. (Noon)
Location: 744 P. Street Auditorium
Sacramento, CA 95814

Telephone Conference Capabilities
Toll Free Dial In Number: (877) 300-8186
Participant Code: 118963

Date: October 12, 2004
Time: 9:00 a.m. to 12:00 p.m. (Noon)
Location: 300 S. Spring Street
Los Angeles, CA 90013

Telephone Conference Capabilities
Toll Free Dial In Number: (888) 285-4586
Participant Code: 386475

Sign language interpreting services will be available at the public hearings. Additional reasonable accommodations will be provided upon request. Such request should be made at least 15 days prior to the meeting you wish to attend. Persons wishing to utilize the California Relay Service may do so at no cost. The telephone numbers for accessing this service are: 1-800-735-2929, if you have a TDD; or 1-800-735-2922, if you do not have a TDD.

CONTACT/ATTENDANCE

Please direct any inquiries concerning the activities described in this notice to Rita McCabe-Hax. To the extent possible, please confirm your participation with

Ms. McCabe-Hax. Her information is listed below. In submitting your confirmation, please provide your name, name of the organization (if applicable), the date you are participating, and whether you will participate in person or via telephone conference.

Rita McCabe-Hax, LCSW
Chief, Medi-Cal Policy and Support Section
Systems of Care
1600 9th Street Room 100
Sacramento, CA 95814
(916) 654-5722
E-mail: rmccabe@dmhhq.state.ca.us.

For more detailed information, please visit the DMH website at: www.dmh.ca.gov

DEPARTMENT OF MENTAL HEALTH

MEDI-CAL POLICY AND SUPPORT SECTION

NOTICE OF PUBLIC HEARINGS

PUBLIC PROCEEDINGS

The State Department of Mental Health (DMH) is in the process of requesting a fourth renewal of the federal 1915(b) waiver related to the Medi-Cal Specialty Mental Health Services Consolidation program. Notice is hereby given that DMH will conduct two public hearings to introduce and review the changes included in the waiver request. The public hearings will take place as follows:

Date: October 6, 2004
Time: 1:30 a.m. to 4:30 p.m.
Location: 744 P. Street Auditorium
Sacramento, CA 95814

Telephone Conference Capabilities
Toll Free Dial In Number: (877) 300-8186
Participant Code: 118963

Date: October 12, 2004
Time: 1:30 a.m. to 4:30 p.m.
Location: 300 S. Spring Street
Los Angeles, CA 90013

Telephone Conference Capabilities
Toll Free Dial In Number: (888) 285-4586
Participant Code: 386475

Sign language interpreting services will be available at the public hearings. Additional reasonable accommodations will be provided upon request. Such request should be made at least 15 days prior to the meeting you wish to attend. Persons wishing to utilize the California Relay Service may do so at no cost. The telephone numbers for accessing this service are: 1-800-735-2929, if you have a TDD; or 1-800-735-2922, if you do not have a TDD.

CONTACT/ATTENDANCE

Please direct any inquiries concerning the activities described in this notice to Rita McCabe-Hax. To the extent possible, please confirm your participation with Ms. McCabe-Hax. Her information is listed below. In submitting your confirmation, please provide your name, name of the organization (if applicable), the date you are participating, and whether you will participate in person or via telephone conference.

Rita McCabe-Hax, LCSW
 Chief, Medi-Cal Policy and Support Section
 Systems of Care
 1600 9th Street Room 100
 Sacramento, CA 95814
 (916) 654-5722
 E-mail: rmccabe@dmhhq.state.ca.us.

For more detailed information, please visit the DMH website at: www.dmh.ca.gov

DECISION NOT TO PROCEED

**STRUCTURAL PEST
 CONTROL BOARD**

Pursuant to Government Code Section 11347, the Structural Pest Control Board has decided not to proceed with Division 19 of Title 16, Section 1950 Continuing Education (Notice File No. Z-04-0224-02). Published in the California Regulatory Notice Register on March 5, 2004. The Board will initiate at a later date, with notice as required by law, a new proposal to amend regulations pertaining to the same or similar subject matter.

The Board will also publish this notice of a decision not proceed on our website.

Any questions contact Delores Coleman at (916) 561-8700.

**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.

**BOARD OF BARBERING AND COSMETOLOGY
 Technical and Non-Substantive Changes**

The Board of Barbering and Cosmetology (Board) is amending the name of their agency from "Board of Barber Examiners" to "Board of Barbering and Cosmetology" (Stats. 1990, Ch. 1672). Further, the Board is providing a change in section 941.(a)(2) amending the name of the "Council for Private Post Secondary and Vocational Education" to the "Bureau for Private Post Secondary and Vocational Education (Stats. 1997, Ch. 78).

Title 16
 California Code of Regulations
 AMEND : 901.(d), 902.(c), 903.(b), 905.(a), 913.(f),
 914.(d), 919.(g), and 941.(a)(2).
 Filed 08/23/04
 Effective 09/22/04
 Agency Contact:
 Anthony McIntosh (916) 323-5844

**BOARD OF EQUALIZATION
 Timber Harvesting Equipment and Machinery**

This rulemaking without regulatory effect amends the provisions dealing with timber harvest equipment and machinery to conform to recent legislation. (Sections 6051.5 and 6201.5 of the Revenue and Taxation Code, amended by ABX5 9 (Stats. 2003, Ch.2, §§ 4.12 and 4.14))

Title 18
 California Code of Regulations
 AMEND : 1534
 Filed 08/18/04
 Effective 07/01/04
 Agency Contact: Diane G. Olson (916) 322-9569

**BOARD OF EQUALIZATION
 Fruit & Nut Tree & Grapevine Exemption**

This action deletes an obsolete internal cross-reference to repealed T18 CCR section 466. This action is a T1 CCR section 100 Change Without Regulatory Effect.

Title 18
 California Code of Regulations
 AMEND : 131
 Filed 08/23/04
 Effective 08/23/04
 Agency Contact: Diane G. Olson (916) 322-9569

**BOARD OF EQUALIZATION
 The Board's Function and Jurisdiction**

This is a nonsubstantive action deleting a reference to a repealed statute.

Title 18
 California Code of Regulations
 AMEND : 302

Filed 08/25/04
Effective 08/25/04
Agency Contact: Diane G. Olson (916) 322-9569

BOARD OF EQUALIZATION
Application for Change in Property Tax Assessment

In this filing, the Board of Equalization amends a regulation pertaining to the requirements for an application for change in property tax assessment, principally to conform the regulation to recent statutory changes.

Title 18
California Code of Regulations
AMEND : 305
Filed 08/25/04
Effective 08/25/04
Agency Contact: Diane G. Olson (916) 322-9569

BOARD OF EQUALIZATION
Racehorse Breeding Stock

This rulemaking without regulatory effect amends the provisions dealing with racehorse breeding stock to conform to recent legislation. (Sections 6051.5 and 6201.5 of the Revenue and Taxation Code, amended by ABX5 9 (Stats. 2003, Ch.2, §§ 4.12 and 4.14))

Title 18
California Code of Regulations
AMEND : 1535
Filed 08/18/04
Effective 07/01/04
Agency Contact: Diane G. Olson (916) 322-9569

BOARD OF EQUALIZATION
Rural Investment Tax Exemption

Revenue and Taxation Code section 6378.1 establishes a rural investment exemption from the taxes imposed by Part 1 of Division 2 of the Revenue and Taxation Code. Section 1525.7 of title 18 of the California Code of Regulations implements, interprets, and makes specific that exemption. ABX5 9 (Stats. 2003, Ch. 2, sections 4.12 and 4.14) added new tax provisions in sections 6051.5 and 6201.5 in Part 1 of Division 2 of the Revenue and Taxation Code. This filing amends section 1525.7 of title 18 to conform to ABX5 9 by including the new sections 6051.5 and 6201.5 in the list of Revenue and Taxation Code sections to which the exemption applies and also deletes a reference to the California Technology, Trade and Commerce Agency.

Title 18
California Code of Regulations
AMEND : 1525.7
Filed 08/19/04
Effective 07/01/04
Agency Contact: Diane G. Olson (916) 322-9569

BOARD OF EQUALIZATION
Farm Equipment and Machinery

Revenue and Taxation Code section 6356.5 establishes a farm equipment and machinery exemption from the taxes imposed by Part 1 of Division 2 of the Revenue and Taxation Code. Section 1533.1 of title 18 of the California Code of Regulations implements, interprets, and makes specific that exemption. ABX5 9 (Stats.2003, Ch.2, sections 4.12 and 4.14) added new tax provisions in sections 6051.5 and 6201.5 in Part 1 of Division 2 of the Revenue and Taxation Code. This filing amends section 1533.1 of title 18 to conform to ABX5 9 by including new sections 6051.5 and 6201.5 in the list of Revenue and Taxation Code sections to which the exemption applies.

Title 18
California Code of Regulations
AMEND : 1533.1
Filed 08/19/04
Effective 07/01/04
Agency Contact: Diane G. Olson (916) 322-9569

**CALIFORNIA INTEGRATED WASTE
MANAGEMENT BOARD**
Revision to Waste Tire Hauler Registration &
Manifesting

This rulemaking action allows retreaders for self-certify with the CIWMB and allows self-certified retreaders to substitute customer invoices for the manifest forms currently required by the California Uniform Waste and Used Tire Manifest system

Title 14
California Code of Regulations
ADOPT : 18456.2.1, 18460.2.1 AMEND : 18449,
18450, 18451, 18456, 18459, 18459.2.1, 18459.3,
18461, 18462
Filed 08/23/04
Effective 08/23/04
Agency Contact: Wendy Breckon (916) 341-6068

CAL-PERS
Normal Retirement age and Bona Fide Separation

The regulatory action deals with “normal retirement age” and “bona fide separation”.

Title 2
California Code of Regulations
ADOPT : 586,586.1,586.2
Filed 08/20/04
Effective 09/19/04
Agency Contact: Marilyn Clark (916) 326-3007

DEPARTMENT OF FOOD AND AGRICULTURE
Oak Mortality Disease Control

The regulatory action is the Certificate of Compliance for the Emergency regulatory action that added the leaves of wood rose (rosa gymnocarpa) to the list of plants and plant parts that are declared to be hosts

or potential carriers of phytophthora ramorum, a fungus that causes oak mortality disease (sudden oak death). (Prior OAL File 04-0416-01E; Department of Food and Agriculture File PH 0430.)

Title 3
 California Code of Regulations
 AMEND : 3700(c)
 Filed 08/19/04
 Effective 08/19/04
 Agency Contact: Stephen Brown (916) 654-1017

DEPARTMENT OF INSURANCE
California Low Cost Automobile Insurance Program

This action updates the Low Cost Automobile Insurance Program to conform with an amendment to Insurance Code section 11580.2, effective 1/1/02, that limits the exclusion from uninsured motorist coverage applicable to vehicles owned by the insured, or a household member by adding an exception that allows coverage for bodily injury when the vehicle is being operated in connection with criminal activity that the injured insured is not a party to.

Title 10
 California Code of Regulations
 AMEND : 2498.6
 Filed 08/24/04
 Effective 08/24/04
 Agency Contact:
 Mary Ann Shulman (415) 538-4133

DEPARTMENT OF INSURANCE
CAARP Plan of Operations

This action revises and updates the California Automobile Assigned Risk Plan of Operations and moves all of this material from sections 2400 through 2498.4.2 of title 10 of the CCR into a separately published plan that would be incorporated by reference in a new section 2498.4.9.

Title 10
 California Code of Regulations
 ADOPT : 2498.4.9 REPEAL : 2400, 2401, 2403, 2404, 2405, 2406, 2407, 2408, 2420, 2421, 2421.1a, 2421.2, 2421.3, 2421.4, 2421.5, 2421.6, 2421.8, 2421.9, 2421.10, 2422, 2430, 2431, 2431.1, 2431.2, 2431.3, 2432, 2441, 2442, 2443, 2443.1, 2444, 2444.5, 2444.
 Filed 08/25/04
 Effective 09/24/04
 Agency Contact: Elizabeth Mohr (415) 538-4112

DEPARTMENT OF SOCIAL SERVICES
CalWORKs/Food Stamp Intercept Program

This action amends the state's implementation of the federally-mandated Treasury's Offset Programs (TOPS) permitting interception of federal tax refunds or other federal payments for collection of delinquent food stamp overissuances.

Title MPP
 California Code of Regulations
 ADOPT : 20-406.33, 20-406.34 AMEND : 20-400.1, 20-401, 20-402.1, 20-402.2, 20-403.24, 20-404.15, 20-404.2, 20-404.3, 20-404.33, 20-404.34, 20-404.35, 20-404.36, 20-405.1, 20-406.1, 20-406.11, 20-406.3, 20-403.32, 20-406.33, 20-406.5 REPEAL : 20-404.32, 2
 Filed 08/18/04
 Effective 09/17/04
 Agency Contact:
 Maureen Miyamura (916) 653-1925

DEPARTMENT OF SOCIAL SERVICES
CCL—Criminal Record Clearances

This certificate of compliance makes permanent previous emergency regulations (ORD #0902-23; OAL file no. 03-0702-03E; 03-1107-03EE; 04-0302-01EE) that set forth the requirements and procedures for criminal background checks, including fingerprinting, and criminal background check exemptions for persons who work or are present in licensed facilities that provide care to children and dependent adults.

Title 22, MPP
 California Code of Regulations
 ADOPT : 102416.1 AMEND : 80001, 80019, 80019.1, 80019.2, 80054, 80061, 80065, 80066, 87101, 87219, 87219.1, 87454, 87565, 87566, 87801, 87819, 87819.1, 87854, 87861, 87865, 87866, 101152, 101170, 101170.1, 101170.2, 101195, 101212, 101216, 101217, 102352,
 Filed 08/20/04
 Effective 08/20/04
 Agency Contact:
 Maureen Miyamura (916) 653-1925

FISH AND GAME COMMISSION
Upper Sacramento River

This rulemaking action opens the upper Sacramento River for catch-and-release, artificial barbless fishing from November 16th through the last Friday preceding the last Saturday in April.

Title 14
 California Code of Regulations
 AMEND : 7.50
 Filed 08/23/04
 Effective 09/22/04
 Agency Contact: Tracy L. Reed (916) 653-4899

**CCR CHANGES FILED WITH THE
 SECRETARY OF STATE
 WITHIN APRIL 14, 2004
 TO AUGUST 18, 2004**

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

CALIFORNIA REGULATORY NOTICE REGISTER 2004, VOLUME NO. 35-Z

Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 1

08/12/04 ADOPT: 1396 AMEND: 1314, 1321, 1323, 1324, 1334, 1354, 1390, 1392, REPEAL: 1332

Title 2

08/10/04 ADOPT: 1896, 1896.2, 1896.4, 1896.6, 1896.10, 1896.12, 1896.14, 1896.16, 1896.18, 1896.20, 1896.22 REPEAL: 1896, 1896.2, 1896.4, 1896.6, 1896.8, 1896.10, 1896.12, 1896.14, 1896.16, 1896.18, 1896.20
08/09/04 AMEND: 599.508
08/09/04 ADOPT: 1859.77.3 AMEND: 1859.2, 1859.77.2
08/04/04 AMEND: 599.515(e)
07/30/04 ADOPT: 18531.10
07/28/04 ADOPT: 1172.90, 1172.92
07/27/04 AMEND: 18404.1
07/26/04 ADOPT: 18530.9 AMEND: 18531.5
07/22/04 ADOPT: 1859.51.1, 1859.70.2 AMEND: 1859.2, 1859.51, 1859.70, 1859.103
07/02/04 AMEND: 1859.2, 1859.145, 1859.145.1
06/28/04 ADOPT: 599.516
06/21/04 ADOPT: 22600, 22600.1, 22600.2, 22600.3, 22600.4, 22600.5, 22600.6, 22600.7, 22600.8, 22600.9, 22601, 22601.1, 22601.2, 22601.3, 22601.4, 22601.5, 22601.6, 22601.7, 22601.8
06/15/04 AMEND: 18707.1
06/15/04 ADOPT: Div. 8, Ch. 99, Sec. 58800
06/03/04 AMEND: 2270, 2271
06/01/04 ADOPT: 1859.163.1, 1859.163.2, 1859.164.2, 1859.167.1 AMEND: 1859.2, 1859.145, 1859.145.1, 1859.160, 1859.161, 1859.162, 1859.163, 1859.164, 1859.164.1, 1859.165, 1859.166, 1859.167, 1859.168, 1859.171
06/01/04 ADOPT: 20107
05/25/04 ADOPT: 59152
05/21/04 ADOPT: 1859.123.1 AMEND: 1859.2, 1859.73.1, 1859.81, 1859.83, 1859.90, 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, 1859.129, 1859.130
05/17/04 AMEND: 18616
05/17/04 AMEND: 50
05/17/04 ADOPT: 250

05/17/04 AMEND: 50
05/17/04 AMEND: 48000
05/13/04 ADOPT: 18531.61 AMEND: 18531.6
05/11/04 ADOPT: 22100 (renumbered to 22100 and 22100.1), 22110 (renumbered to 22100.2), 22120 (renumbered to 22100.3), and 22130 (renumbered to 22100.4)
04/26/04 ADOPT: 585
04/22/04 AMEND: 1142
04/15/04 AMEND: 599.508

Title 3

08/10/04 ADOPT: 1472.8 AMEND: 1472.5
08/05/04 AMEND: 3962(a)
07/09/04 AMEND: 3423(b)
07/06/04 AMEND: 3700(c)
07/06/04 AMEND: 3430(b)
07/02/04 AMEND: 3558(a)
06/25/04 AMEND: 1380.19(p), 1442.7
06/09/04 AMEND: 3700(c)
05/27/04 AMEND: 3428(b)
05/27/04 AMEND: 3423(b)
05/27/04 AMEND: 1180(a)
05/17/04 ADOPT: 6450, 6450.1, 6450.2, 6450.3, 6784 AMEND: 6000 REPEAL: 6450, 6450.1, 6450.2, 6450.3, 9784
05/13/04 AMEND: 3700(b)
05/03/04 AMEND: 3700(c)
04/27/04 ADOPT: 6487.1, 6487.2, 6487.3, 6487.4, 6487.5, 6609 AMEND: 6000, 6416, 6800, 6486.6 REPEAL: 6486.1, 6486.2, 6486.3, 6486.4, 6486.5, 6486.8, 6557, 6570, 6802
04/26/04 AMEND: 6130
04/26/04 AMEND: 3601(g)
04/23/04 ADOPT: 797.5 AMEND: 820.8 REPEAL: 820.7
04/20/04 AMEND: 3700(c)
04/20/04 AMEND: 2676, 2681, 2735, 2783

Title 4

08/17/04 ADOPT: 12400, 12401, 12402, 12403, 12404, 12405, 12406
07/19/04 ADOPT: 4147, 4148
07/19/04 ADOPT: 10163, 10164 AMEND: 10152, 10153, 10154, 10155, 10156, 10157, 10158, 10159, 10160, 10161, 10162
07/19/04 ADOPT: 10300, 10302, 10305, 10310, 10315, 10317, 10320, 10322, 10325, 10326, 10327, 10328, 10330, 10335, 10337 AMEND: 10325(b), 10325(B)(1), 10325(c) (2)(B) , 10325(c)(12), 10325(d)(1)
07/06/04 ADOPT: 12200, 12200.1, 12200.3, 12200.5, 12200.6, 12200.7, 12200.9, 12200.11, 12200.13, 12200.14, 12200.15, 12200.16, 12200.17, 12200.18, 12200.20, 12200.21, 12200.25, 12201, 12202,

12203, 12204, 12205, 12218, 12218.5,
12218.7, 12218.11, 12218.13, 12220,
06/01/04 ADOPT: 12370, 12371
04/26/04 ADOPT: 10300, 10302, 10305, 10310,
10315, 10317, 10320, 10322, 10325,
10326, 10327, 10328, 10330, 10335,
10337
04/22/04 ADOPT: 4145, 4146, 4147, 4148
AMEND: 4140

Title 5

08/09/04 AMEND: 590, 591, 592, 593, 594, 595,
596
07/30/04 ADOPT: 58317
06/30/04 AMEND: 19814(e)
06/23/04 ADOPT: 19810, 19811, 19812, 19813,
19814, 19815, 19816, 19817, 19818,
19819, 19820, 19821, 19822, 19823,
19824, 19825, 19826, 19828, 19829,
19830, 19831 REPEAL: 19827
06/17/04 ADOPT: 19814.1, 19832, 19833, 19834,
19835, 19836, 19837 AMEND: 19814
06/08/04 ADOPT: 18074, 18074.1, 18074.2,
18074.3, 18074.4, 18074.5, 18074.6,
18075, 18075.1, 18075.2, 18076,
18076.1, 18076.2, 18076.3, 18220.6
AMEND: 18413, 18428 REPEAL: 18021
06/01/04 REPEAL: 80032.2, 80058.2, 80466,
80523.3
05/25/04 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
05/24/04 AMEND: 11973, 11974, 11975, 11977,
11978, 11979
05/19/04 ADOPT: 1204.5, 1211.5, 1218.6
AMEND: 1200, 1203, 1204, 1205, 1206,
1207, 1208, 1209, 1210, 1211, 1215,
1217 REPEAL: 1212, 1218.5, 1219.5
05/10/04 ADOPT: 19800, 19801, 19803, 19804,
19805
04/22/04 ADOPT: 876

Title 8

08/02/04 AMEND: 6283(a)
07/29/04 ADOPT: 232.01, 232.02, 232.03, 232.04,
232.05, 232.06, 232.07, 232.08, 232.09,
232.10, 232.11, 232.12, 232.20, 232.21,
232.22, 232.23, 232.24, 232.25, 232.26,
232.27, 232.28, 232.29, 232.30, 232.31,
232.32, 232.33, 232.34, 232.35, 232.36,
232.37, 232.40,
07/20/04 AMEND: 5147
07/13/04 AMEND: 1523
07/07/04 AMEND: 1632, 3212
07/07/04 AMEND: 3301

07/07/04 ADOPT: 9881.1, 10117.1, 10118.1
AMEND: 9810, 9880, 9881, 9883 RE-
PEAL: 9882, 10117, 10118
07/07/04 AMEND: 1716.2
07/06/04 AMEND: 5194
07/06/04 AMEND: 15220, 15220.1, 15220.3,
15220.4
07/02/04 ADOPT: 9788.01, 9788.19788.11,
9788.2, 9788.3, 9788.31, 9788.32,
9788.4, 9788.5, 9788.6, 9788.7, 9788.9,
9788.91
06/30/04 ADOPT: 10250
06/28/04 AMEND: 1953
06/15/04 ADOPT: 9789.10, 9789.11, 9789.20,
9789.21, 9789.22, 9789.23, 9789.24,
9789.30, 9789.31, 9789.32, 9789.33,
9789.34, 9789.35, 9789.36, 9789.37,
9789.38, 9789.40, 9789.50, 9789.60,
9789.70, 9789.80, 9789.90, 9789.100,
9789.110, 9789.111
06/08/04 ADOPT: 32017, 32018, 51096, 71010,
71026, 71037, 71030, 71035, 71040,
71050, 71055, 71060, 71070, 71080,
71090, 71095, 71100, 71110, 71115,
71120, 71130, 71140, 71200, 71210,
71225, 71230, 71235, 71300, 71310,
71320, 71330, 71340, 71680, 71685,
71700, 71
05/24/04 AMEND: 1600, 1601
05/20/04 AMEND: 5001(b), 5008(b)
04/29/04 AMEND: 3427
04/23/04 AMEND: 14300.10, 14300.12, 14300.29,
Appendix A, Appendix B, Appendix D,
Appendix E
04/22/04 ADOPT: 10202.1, 10203.1, 10203.2
AMEND: 10200, 10201, 10203, 10204
04/20/04 AMEND: 8403
04/19/04 AMEND: 20299, 20390

Title 9

06/28/04 AMEND: 9525
05/04/04 REPEAL: 7336, 7337, 7338, 7339, 7341,
7342, 7343, 7344, 7345, 7346, 7347,
7347.1, 7347.2, 7348, 7349
04/29/04 AMEND: 1921, 1922

Title 10

08/04/04 ADOPT: 2695.1, 2695.2, 2695.4, 2695.7,
2695.8, 2695.85, 2695.9, 2695.10,
2695.12 REPEAL: 2695.1, 2695.2,
2695.4, 2695.7, 2695.8, 2695.85, 2695.9,
2695.10, 2695.12, 2695.14
07/29/04 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
07/29/04 AMEND: 2498.6
07/12/04 ADOPT: 2361

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07/07/04 ADOPT: 2194, 2194.1, 2194.2, 2194.3, 52194.4, 2194.5, 2194.6, 2194.7, 2194.8
07/01/04 ADOPT: 2699.6608 AMEND: 2699.100, 2699.200, 2699.201, 2699.205, 2699.209, 2699.400, 2699.401, 2699.6500, 2699.6600, 2699.6606, 2699.6607, 2699.6611, 2699.6613, 2699.6617, 2699.6619, 2699.6625, 2699.6631, 2699.6705, 2699.6717, 2699.6725, 2699.6801, 2699.
05/27/04 REPEAL: 2670.1, 2670.2, 2670.3, 2670.4, 2670.5, 2670.6, 2670.7, 2670.8, 2670.9, 2670.10, 2670.11, 2670.12, 2670.13, 2670.14, 2670.15, 2670.16, 2670.17, 2670.18, 2670.19, 2670.20, 2670.21, 2670.22, 2670.23, 2670.24
05/17/04 AMEND: 260.102.14
05/04/04 AMEND: 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
04/29/04 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
04/26/04 AMEND: 250.30
04/20/04 ADOPT: 2020, 2021 AMEND: 250.51
04/19/04 AMEND: 2498.6

Title 11

07/07/04 AMEND: 1005, 1007
06/23/04 AMEND: 51.16
06/21/04 ADOPT: 2037, 2038 AMEND: 2010, 2050
05/05/04 AMEND: 51.20
04/30/04 ADOPT: 51.21
04/30/04 ADOPT: 51.20
04/26/04 ADOPT: 999.15, 999.16, 999.17, 999.18, 999.19, 999.20, 999.21, 999.22, 999.23 AMEND: 999.10, 999.11, 999.12, 999.13, 999.14 REPEAL: Appendix A

Title 13

07/21/04 ADOPT: 159.00
07/20/04 ADOPT: 2020, 2021, 2021.1, 2021.2
07/19/04 AMEND: 1090
07/16/04 AMEND: 712
07/15/04 AMEND: 225.45, 225.51, 225.54
07/07/04 AMEND: 156.00
05/13/04 AMEND: 110.01, 110.02
04/28/04 AMEND: 2415

Title 14

08/12/04 AMEND: 7.50(b)(180)
08/10/04 AMEND: 18072
07/30/04 AMEND: 3698, 3699
07/22/04 AMEND: 7.50(b)(91.1)

07/21/04 ADOPT: 18464 AMEND: 18453, 18453.2, 18456.4, 18457, 18459.1, 18460.1, 18460.1.1, 18460.2, 18461, 18465
07/12/04 AMEND: 180.3
07/07/04 AMEND: 251, 311, 353, 354, 360, 361, 362, 363, 364, 365, 604, 708
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