



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**

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**TITLE 2. FAIR POLITICAL
PRACTICES COMMISSION**

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

CONFLICT-OF-INTEREST CODES

AMENDMENT

MULTI-COUNTY: Marysville Joint Unified School District

A written comment period has been established commencing on December 16, 2016, and closing on January 30, 2017. Written comments should be directed to the Fair Political Practices Commission, Attention Ivy Branaman, 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 her review, unless any interested person or his or her duly authorized representative requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

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

The Executive Director of the Commission, upon her 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 Direc-

tor of the Commission, relative to review of the proposed conflict-of-interest code(s). Any written comments must be received no later than January 30, 2017. 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 Ivy Branaman, 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 re-

spective agency. Requests for copies from the Commission should be made to Ivy Branaman, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

The Department of Food and Agriculture (Department) amended subsection 3435(b) of Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid (ACP) Interior Quarantine as an emergency action which was effective on September 14 and 16, 2016. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than March 13 and 15, 2017.

This notice is being provided to be in compliance with Government Code Section 11346.4.

PUBLIC HEARING

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 Department 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 amendment to the Department. Comments may be submitted by mail, facsimile (FAX) at 916.654.1018 or by email to Sara.Khalid@cdfa.ca.gov. The written comment period closes at 5:00 p.m. on January 30, 2017. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Sara Khalid
Department of Food and Agriculture
Plant Health and Pest Prevention Services
1220 N Street
Sacramento, CA 95814
Sara.Khalid@cdfa.ca.gov
916.654.1017
916.654.1018 (FAX)

Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department, at its own motion, or at the instance of any interested person, may adopt the proposal substantially as set forth without further notice.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this state and determine the probability of its spread and the feasibility of its control or eradication (Food and Agricultural Code (FAC) 5321)).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as she deems necessary to protect the agricultural industry from the introduction and spread of pests (FAC 5321).

Anticipated Benefits from This Regulatory Action

Existing law, FAC Section 403, provides that the department shall prevent the introduction and spread of injurious insect or animal pests, plant diseases, and noxious weeds.

Existing law, FAC Section 407, provides that the Secretary may adopt such regulations as are reasonably necessary to carry out the provisions of this code that the Secretary is directed or authorized to administer or enforce.

Existing law, FAC Section 5321, provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State and determine the probability of its spread, and the feasibility of its control or eradication.

Existing law, FAC Section 5322, provides that the Secretary may establish, maintain, and enforce quarantine, eradication, and such other regulations as are in her opinion necessary to circumscribe and exterminate or prevent the spread of any pest that is described in FAC Section 5321.

The existing law obligates the Secretary to investigate and determine the feasibility of controlling or eradicating pests of limited distribution but establishes discretion with regard to the establishment and maintenance of regulations to achieve this goal. This amendment provides the necessary regulatory authority to prevent the artificial spread of a serious insect pest, which is a mandated statutory goal.

The amendment of this regulation benefits the citrus industries (nurseries, fruit growers, wholesalers, retailers, exporters) and the environment by having a quarantine program to prevent the artificial spread of ACP over long distances. Almost all of the commercial citrus fruit and nursery stock production is located outside this proposed quarantine area boundary.

The national and international consumers of California citrus benefit by having high-quality fruit available at lower cost. It is assumed that any increases in production costs will ultimately be passed on to the consumer.

The amendment of this regulation benefits homeowners who grow citrus for consumption and host ma-

terial that is planted as ornamentals in various rural and urban landscapes.

FAC Section 401.5 states, “the department shall seek to protect the general welfare and economy of the state and seek to maintain the economic well-being of agriculturally dependent rural communities in this state.” The amendment of this regulation is preventing the artificial spread of ACP to uninfested areas of the State.

Huanglongbing (HLB) is generally distributed in Florida due to ACP being generally distributed there. The University of Florida Institute of Food and Agricultural Sciences Extension calculated and compared the impact of having and not having HLB present in Florida and concluded HLB had a total impact of \$3.64 billion and eliminated seven percent of the total Florida workforce. The overall California economy benefits by the amendment of this regulation, which is intended to prevent ACP from becoming generally distributed in California and resulting in a similar effect on our economy as to what happened in Florida. This is now critical as HLB has been introduced into California.

There is no existing, comparable federal regulation or statute regulating the intrastate movement of ACP hosts.

The Department has considered any other possible related regulations in this area, and we find that these are the only regulations dealing in this subject area, and it is the only State agency that can implement plant quarantines. As required by Government Code Section 11346.5(a)(3)(D), the Department has conducted an evaluation of this regulation and has determined that it is not inconsistent or incompatible with existing state regulations.

AMENDED TEXT

The emergency rulemaking action expanded the quarantine area for ACP in Kern County by approximately 73 square miles. The effect of the amendment of this regulation is to provide authority for the State to perform quarantine activities against ACP within this additional area. The total area that would be under regulation is now approximately 54,165 square miles.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies or 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 and no nondiscre-

tionary costs or savings to local agencies or school districts.

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

The Department 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.

Cost impacts on a representative private person or business: Most businesses will not be affected. There are zero citrus production nurseries in the affected area that will be impacted. There are zero retail nurseries in the affected area. There are two citrus growers in the proposed area. There is no additional cost to growers who take their fruit to a packinghouse inside the current quarantine area. Growers choosing a packinghouse outside the quarantine area have three options: 1. Conduct pre-harvest treatments with an approved pesticide while fruit is still on the trees; 2. Field-clean the fruit to remove leaves and stems during harvest; 3. Send the fruit to a packinghouse within the quarantine area to be cleaned. Pre-harvest treatments cost growers approximately \$60 per acre, and the fruit is required to be covered with a tarp while in transit. Tarps range in price from \$2,500–\$3,000 apiece. Field-cleaning the fruit will cost the grower approximately \$150–\$320 per acre depending on the citrus variety. Field-cleaned fruit does not require a tarp for transport and can be moved within or from the quarantined area. Cleaning at a packinghouse within the quarantine area will cost the grower approximately \$300–\$400 per acre, and the fruit must remain within the quarantine area, although the loads do not need to be covered with a tarp. There are zero citrus packinghouses located within this quarantine area.

Based on the preceding information, it was determined that due to the amendment of Section 3435(b), the agency is not aware of any cost impact on a representative business or private person. For the vast majority of businesses within the regulated area, no additional costs will be incurred.

Small Business Determination

The Department has determined that the proposed regulations may affect small business.

Significant effect on housing costs: None.

Results of the Economic Impact Analysis

Amendment 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.

The Department is not aware of any specific benefits the amendment of this regulation will have on worker safety or the health of California residents. The Depart-

ment believes the amendment of this regulation benefits the welfare of California residents by protecting the economic health of the entire citrus industry. In 2010 the estimated value was \$2.1 billion for citrus fruit and \$28.5 million for citrus nursery stock without all the upstream buyers and downstream retailers included (*Reference: John Gilstrap of California Citrus Nursery Board for citrus nursery stock value and USDA–National Agricultural Statistics Service 2010 data for citrus fruit*). This is a needed source of revenue for the State’s economic health and this amendment will help protect this source of revenue.

ALTERNATIVES CONSIDERED

The Department must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposal described in this Notice.

AUTHORITY

The Department proposes to amend Section 3435(b) pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the FAC.

REFERENCE

The Department proposes this action to implement, interpret and make specific Sections 5301, 5302 and 5322 of the FAC.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed actions, location of the rulemaking files, and request for a public hearing may be directed is: Sara Khalid, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room 210, Sacramento, California 95814, (916) 654–1017, FAX (916) 654–1018, E-mail: Sara.Khalid@cdfa.ca.gov. In her absence, you may contact Laura Petro at (916) 654–1017. Questions regarding the substance of the proposed regulation should be directed to Sara Khalid.

INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its Internet website (www.cdfa.ca.gov/plant/Regulations.html).

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department has prepared an initial statement of reasons for the proposed action, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, when completed, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

TITLE 17. DEPARTMENT OF DEVELOPMENTAL SERVICES

NOTICE IS HEREBY GIVEN that the California Department of Developmental Services (“DDS” or “Department”) is proposing to take the action described in the Informative Digest after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

DDS will hold a public hearing from **10:00 a.m. until 2:00 p.m. on January 30, 2017**, at 1600 9th Street, Sacramento, in Room 360. This location is wheelchair accessible. At the hearing, any person may present statements or arguments orally or in writing relevant to the proposed action. DDS 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.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to DDS. Comments may be

submitted at the public hearing and may also be submitted by facsimile (FAX) at (916) 654-1716, by email to Alyssa.Carroll@dds.ca.gov, or by U.S. mail to:

Alyssa Carroll, Staff Counsel
 California Department of Developmental Services
 1600 9th Street, Suite 240
 Sacramento, CA 95814

The written comment period closes, and comments must be received by, **5:00 p.m. on January 30, 2017.**

AUTHORITIES AND REFERENCES

Authorities: Sections 4441 and 4449, Welfare and Institutions Code.

References: Sections 443.1, 443.2, 443.3, 443.4, 443.14, and 443.15, Health and Safety Code; Section 1370.1, Penal Code; Sections 4404, 4440, 4484, 4485, 4486, 6500, 6509, and 7505, Welfare and Institutions Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

A. *Informative Digest*

Welfare and Institutions Code section 4441 provides, in part, that the institutions under the jurisdiction of DDS “shall be governed by uniform rule and regulation of the State Department of Developmental Services.”

Welfare and Institutions Code section 4449 provides, in part, that the Department has general control and direction of the property and concerns of each developmental center and state-operated facility. The statute states that the Department shall “establish such bylaws, rules, and regulations as it deems necessary and expedient for regulating the duties of officers and employees of the hospital, and for its internal government, discipline, and management.” (Welfare & Institutions Code, § 4449, subdivision (b).)

These statutes permit the Department to issue regulations that apply to the facilities under its jurisdiction. The proposed rulemaking action creates a uniform policy to address the impact caused by the End of Life Option Act.

Section 51000: This regulation reiterates the entitlement to treatment for terminally ill individuals residing in a developmental center or state-operated facility, and precludes DDS employees and others acting on the Department’s behalf from providing end-of-life options on DDS premises.

Section 51001: This regulation sets forth the procedures applicable when a terminally ill individual residing in a developmental center or state-operated facility

requests to exercise his or her rights under the End of Life Option Act.

Section 51002: This regulation establishes an appeal process for terminally ill individuals seeking to participate in end-of-life options under the Act on the premises of a developmental center when no community option is available.

B. *Policy Statement Overview*

The Lanterman Developmental Disabilities Services Act (“Lanterman Act”), Welfare & Institutions Code section 4500 *et seq.*, requires the Department to ensure the care and treatment of individuals with developmental disabilities. Approximately 900 individuals who require critical care and services under the Lanterman Act reside in developmental centers and a state-operated facility, which are under the jurisdiction of the Department. Individuals with developmental disabilities can be committed to a DDS facility under Penal Code section 1370.1 for competency training and restoration, or civilly committed pursuant to Welfare and Institutions Code section 6500 *et seq.* when the person is dangerous to himself or others.

Presently, individuals residing in the developmental centers and suffering from a terminal illness receive appropriate and necessary medical care for their condition, including counseling, hospice, and palliative care. However, as of June 9, 2016, qualified terminally ill individuals residing in a DDS facility have the ability to seek to participate in the end-of-life activities permitted under the Act. Given the various developmental challenges of persons residing in a state developmental center or a state-operated facility, the Act’s requirement to dispense aid-in-dying drugs to terminally ill patients can constitute a threat to the health and safety of the facilities’ other residents and staff.

The End of Life Option Act expressly permits a health care facility to opt out of providing the end-of-life activities permitted under the Act. DDS exercises this opt-out right in most instances. However, individuals residing in DDS facilities have the same legal rights enjoyed by other Californians. The proposed regulations recognize this by permitting developmental centers or state-operated facility residents to transfer to community facilities in order to exercise the rights afforded by the Act.

On July 25, 2016, the proposed text was approved in the form of emergency regulations, which are scheduled to expire on January 24, 2017. It is necessary for DDS to enact permanent regulations that provide clear directives to employees, facility residents, and the public regarding the Department’s response to the End of Life Option Act. These regulations benefit consumers residing in the developmental centers and state-operated facility by creating a clear and specific process

for individuals wishing to exercise their rights under the Act. They also provide a clear process for notifying the court and relevant parties when a person committed to a DDS facility pursuant to a court order wishes to exercise his or her rights under the End of Life Option Act. Additionally, the regulations promote the health and safety of the residents and staff of the developmental centers and state-operated facility by ensuring that aid-in-dying drugs are generally not distributed on facility grounds.

**EVALUATION OF
INCONSISTENCY/INCOMPATIBILITY WITH
EXISTING STATE REGULATIONS**

DDS has determined that these proposed regulations are not inconsistent or incompatible with existing regulations. After a search of existing regulations that would relate to or affect this area, DDS concluded that these proposed regulations, and the identical and effective emergency regulations, are the only regulations that concern the Department’s policy on the implementation of the End of Life Option Act.

LOCAL MANDATES

DDS has determined that these regulations do not impose a mandate on a local agency or school district that requires reimbursement pursuant to Section 17500 *et seq.*

FISCAL IMPACT

- Cost to any local agency or school district that requires reimbursement: None.
- Cost or savings to any state agency: None.
- Other nondiscretionary cost or savings imposed upon local agencies: None.
- Costs or savings in federal funding of state: None.

**RESULTS OF ECONOMIC IMPACT
ASSESSMENT/ANALYSIS**

DDS is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. DDS made a determination that the emergency regulations would not affect the creation or elimination of jobs, the creation of new businesses, the elimination of

existing businesses, or the expansion of businesses currently doing business within the State of California.

Benefit Analysis:

These regulations benefit consumers residing in the developmental centers and state-operated facilities by creating a clear and specific process for an individual wishing to exercise his or her rights under the Act. They also provide a clear process for notifying the court and relevant parties when a person committed to a DDS facility pursuant to a court order wishes to exercise his or her rights under the End of Life Option Act. Additionally, the regulations promote the health and safety of the residents and staff of the developmental centers and state-operated facilities.

Cost Benefits on a Representative Private Person or Business:

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

Small Business Determination:

DDS has determined that the proposed regulations will not likely affect small businesses. It is determined that this action has no significant adverse economic impact on small business because they are not affected by DDS’ directives to employees and facility residents concerning the Department’s policies on the End of Life Option Act.

Statewide Adverse Economic Impact Directly Affecting Businesses and Individuals:

DDS concludes that the proposed action will not directly affect businesses statewide, including the ability of California businesses to compete with businesses in other states.

CONSIDERATION OF ALTERNATIVES

DDS must determine that no reasonable alternative considered by the agency or that has otherwise been identified and brought to the attention of the agency: (1) would be more effective in carrying out the purpose for which the action is proposed; (2) would be as effective and less burdensome to affected private persons than the proposed action; or (3) would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

CONTACT PERSONS

Please direct all inquiries regarding the proposed administrative action to:

Alyssa Carroll, Staff Counsel
California Department of Developmental Services
1600 9th Street, Suite 240
Sacramento, CA 95814
Phone: (916) 653-0817
FAX: (916) 654-1716
Email: Alyssa.Carroll@dds.ca.gov

In the event that the contact person is unavailable, please direct inquiries to the backup contact:

Eric Gelber, Assistant Director,
Legislation & Regulations
California Department of Developmental Services
1600 9th Street, Suite 322 MS 3-10
Sacramento, CA 95814
Phone: (916) 654-1884
FAX: (916) 654-1913
Email: Eric.Gelber@dds.ca.gov

AVAILABILITY OF INITIAL STATEMENT OF REASONS, TEXT OF PROPOSED REGULATIONS, AND RULEMAKING FILE

The Department will make the proposed text, the Initial Statement of Reasons, and the entire rulemaking file available for inspection upon request directed to DDS' designated contact, Alyssa Carroll. The proposed text, Notice of Proposed Action, and the Initial Statement of Reasons will also be posted on DDS' website, <http://www.dds.ca.gov/>.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After the hearing and consideration of all timely and relevant comments submitted, DDS may adopt the proposed regulations substantially as described in the notice. In the event that DDS makes modifications sufficiently related to the originally proposed text, it will make the modified text, indicating the changes, available to the public for at least 15 days before DDS adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Alyssa Carroll at the aforementioned address. DDS will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Alyssa Carroll, at the aforementioned address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

The Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through the DDS website at <http://www.dds.ca.gov/>.

TITLE 22. EMERGENCY MEDICAL SERVICES AUTHORITY

DIVISION 9. PREHOSPITAL EMERGENCY MEDICAL SERVICES
CHAPTER 7.1 ST ELEVATION MYOCARDIAL INFARCTION (STEMI) CRITICAL CARE SYSTEM REGULATIONS

The Emergency Medical Services Authority (the Authority) proposes to adopt the regulations described below after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The Authority will conduct a public hearing on **January 30, 2017**. The hearing will begin at **2:00 p.m.** and end at **4:00 p.m.** The hearing will be held at the Authority Headquarters located at 10901 Gold Center Drive, Suite 400, Rancho Cordova, CA 95670. The Authority requests that persons making oral comments at the hearing also submit a written copy of their testimony at the hearing.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Authority. Comments may also be submitted by facsimile (FAX) at (915) 324-2875 or by e-mail to farid.nasr@emsa.ca.gov. The written comment period closes at **5:00 p.m.** on **January 30, 2017**. The Authority will only consider comments received at the Authority Headquarters by that time. Submit comments to:

Farid Nasr, MD
State Specialty Care Systems Specialist
EMS Systems Division
California EMS Authority
10901 Gold Center Drive, Suite 400
Rancho Cordova, CA 95670

AUTHORITY AND REFERENCE

According to the Section 2.5 of the California Health and Safety Code (H&SC), critical care systems, including hospital designations, shall be regulated by the California EMS Authority. California Health and Safety Code sections 1797.107 and 1798.150 authorize the EMS Authority to adopt regulations and establish guidelines for critical care systems statewide in California. The proposed regulations implement, interpret, and make specific Health and Safety Code sections 1797.103 and 1797.176.

INFORMATIVE DIGEST/ POLICY STATEMENT OVERVIEW

Currently there is no existing statute that regulates or provides standardization of ST Elevation Myocardial Infarction (STEMI) critical care systems in California. The regulations proposed in this rulemaking action will establish standards for the optional implementation of STEMI, commonly called heart attacks. STEMI Critical Care Systems are optional for adoption by the local EMS agencies. These regulations provide statewide consistency, fairness, and increased transparency of local and state government. These regulations will have a direct public benefit by improving the care of patients suffering from a life-threatening acute heart attack. These regulations continue existing practices and do not impose any new economic impact on businesses and/or employees.

Anticipated Benefits of the Proposed Regulation:

Adoption of the regulations will improve the system and standardize STEMI Critical Care Systems statewide. The specific benefit from the regulation will be protection of the health and safety of the public by reducing the time interval between the emergency call and arrival at the hospital, and reducing the time between arrival at the hospital and treatment of a STEMI patient.

After conducting an evaluation of any other regulations that concern standards for local optional STEMI care, the EMS Authority has determined that these are the only regulations in this area. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations.

DISCLOSURES REGARDING THE PROPOSED ACTION

The EMS Authority has made the following initial determinations:

- Mandate on local agencies and school districts: **None.**

- Cost or savings to any state agency: **None to minimal.**
- Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630: **None.**
- Other nondiscretionary cost or savings imposed on local agencies: **None.**
- Cost or savings in federal funding to the state: **None.**
- Cost impacts on a representative private person or business: The EMS Authority is aware of some cost impacts that a representative private person or business (hospitals) would necessarily incur in reasonable compliance with the proposed action.
- Significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states: **None.**
- Significant effect on housing costs: **None.**
- The proposed regulations will solely benefit STEMI patients in California and will not affect small businesses since local EMS agencies and hospitals do not fit the criteria for small business.

Results of the Economic Impact Analysis

The EMS Authority concludes that it is (1) unlikely that the regulations will eliminate any jobs for ambulance providers; (2) unlikely that the regulations will create additional jobs for ambulance providers; (3) unlikely that the proposal will create an unknown number of new private ambulance companies providing ambulance services; (4) unlikely that the proposal will eliminate any existing businesses; (5) unlikely that the proposed regulations will result in the expansion of businesses currently doing business within the State; and (6) benefit California residents by providing this means of standardization for the EMS Authority, local EMS agencies and other stakeholders.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), the EMS Authority must determine that no reasonable alternative considered, or otherwise 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, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The EMS Authority invites interested persons to present statements or arguments regarding alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Farid Nasr, MD
Critical Care Systems Specialist
EMS Systems Division
California EMS Authority
10901 Gold Center Drive, Suite 400
Rancho Cordova, CA 95670
(916) 431-3685
Farid.Nasr@emsa.ca.gov

The backup contact person for these inquiries is:

Angela Wise
Assistant Division Chief
California EMS Authority
10901 Gold Center Drive, Suite 400
Rancho Cordova, CA 95670
(916) 431-3708
Angela.Wise@emsa.ca.gov

Please direct requests for copies of the proposed text (the “express terms”) of the regulations, the initial statement of reasons (ISOR), the modified text of the regulations, if any, or other information upon which the rulemaking is based, to Farid Nasr at the above address.

AVAILABILITY OF STATEMENT OF REASONS,
TEXT OF PROPOSED REGULATIONS, AND
RULEMAKING FILE

The EMS Authority will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office headquarters located at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, and the ISOR. Copies may be obtained by contacting Farid Nasr, MD at the address or phone number listed above.

AVAILABILITY OF CHANGED OR
MODIFIED TEXT

After conducting the public hearing and considering all timely and relevant comments received, the EMS Authority may adopt the proposed regulations substantially as described in this notice. If the EMS Authority makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes indicated) available to the public for at least 15 days before the EMS Authority adopts the regulation as revised. Please send requests for copies of any modified regulations to the attention of Farid Nasr,

MD at the address indicated on the previous page. The EMS Authority will accept written comments on any modified regulations for 15 days after the date on which they were made available.

AVAILABILITY OF THE FINAL STATEMENT
OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Farid Nasr, MD at the address provided on the previous page.

AVAILABILITY OF DOCUMENTS ON
THE INTERNET

Copies of the Notice of Proposed Action, the ISOR, and the text of the regulations in underline and strikeout may be accessed through the EMS Authority’s website at www.emsa.ca.gov.

GENERAL PUBLIC INTEREST

**DEPARTMENT OF TOXIC SUBSTANCES
CONTROL**

**NOTICE OF PUBLIC COMMENT PERIOD
PROPOSED SECOND PARTIAL CONSENT
DECREE
CLA-VAL, COSTA MESA, CALIFORNIA**

**PUBLIC COMMENT PERIOD:
December 16, 2016 to January 20, 2017**

WHAT IS BEING PROPOSED — The Department of Toxic Substances Control (DTSC) invites the public to review and comment on a proposed Second Consent Decree with Griswold Industries, a California corporation, doing business as CLA-VAL, regarding the property located at 1701 Placentia Avenue, Costa Mesa, California 92627. DTSC lodged the proposed Second Consent Decree in *Department of Toxic Substances Control v. Griswold Industries*, Case No. 8:12-cv-01368-AG-AN, with the United States District Court, Central District of California. Under the proposed Second Consent Decree, CLA-VAL will perform certain work and pay certain costs, subject to certain conditions and reservations, as set forth in the Second Consent Decree and the accompanying Scope of Work. After the 30 day public comment period, DTSC intends to file a motion for judicial approval of the proposed Second Consent Decree. The Second Consent Decree is in addition to the Partial Consent Decree en-

tered by the Court on June 3, 2014. The Second Consent Decree addresses the remediation phase of the response action, which includes implementation of the remedy that is to be determined pursuant to the 2014 Consent Decree.

HOW CAN I GET INVOLVED? — DTSC will consider public comments on the Second Consent Decree that are postmarked or received by January 20, 2017. DTSC may withhold finalization of the Second Consent Decree if such comments disclose facts or considerations that indicate the proposed Second Consent Decree is inappropriate, improper or inadequate. Comments should be addressed to:

Maryam Tasnif–Abbasi
 Department of Toxic Substances Control
 5796 Corporate Avenue
 Cypress California 90630
 E–mail: Maryam.Tasnif–Abbasi@dtsc.ca.gov
 (Please include the phrase “CLA–VAL CD Comments” in the subject line of your e–mail.)

WHERE DO I GET INFORMATION? The proposed Second Consent Decree and documents related to the 1701 Placentia Avenue property are available at <http://www.envirostor.dtsc.ca.gov/public/> or call Jone Barrio at (714) 484–5300 to set up an appointment to review information at the DTSC File Room located at 5796 Corporate Avenue, Cypress, CA 90630–4732.

FOR ADDITIONAL INFORMATION: If you have any questions or wish to discuss the proposed Second Consent Decree, please contact Maryam Tasnif–Abbasi at Maryam.Tasnif–Abbasi@dtsc.ca.gov.

**OFFICE OF ENVIRONMENTAL
 HEALTH HAZARD ASSESSMENT**

**ANNOUNCEMENT OF FIRST
 PUBLIC COMMENT PERIOD AND
 WORKSHOP**

**Draft Technical Support Document on the
 Proposed Update of the
 Public Health Goals for Nitrate and Nitrite in
 Drinking Water**

The Office of Environmental Health Hazard Assessment (OEHHA) of the California Environmental Protection Agency is announcing the availability of the draft technical support document for the proposed update of the Public Health Goals (PHGs) for nitrate and nitrite in drinking water. A review of the scientific literature published since the development of the nitrate and nitrite PHGs in 1997 has identified no new information

to support changing the current PHG of 45 parts per million (ppm) for nitrate. Nitrate can also be expressed in terms of its concentration as nitrogen. When expressed as nitrogen, 45 ppm nitrate is equivalent to 10 ppm nitrogen. The PHG of 3 ppm for nitrite, which when expressed as nitrogen is 1 ppm, remains the same. The combined nitrate/nitrite PHG of 10 ppm (as nitrogen), which accounts for the additive toxicity of nitrate and nitrite, also remains unchanged. It does not replace the individual values, and the maximum contribution from nitrite should not exceed 1 ppm nitrite–nitrogen. These PHGs protect against the occurrence of infant methemoglobinemia, a blood disorder that results in decreased oxygen distribution to tissues.

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

The draft technical support document for this update is posted on the OEHHA website at www.oehha.ca.gov. OEHHA is soliciting comments on the draft document during a 45–day public comment period that is being extended for two weeks due to the holiday season. **Written comments must be received at PHG.Program@oehha.ca.gov or at the postal address at the end of this notice by 5:00 p.m. on February 13, 2017 to be considered.**

The Office will hold a public workshop on February 13, 2017 at the California Environmental Protection Agency Headquarters Building, 1001 I Street, Sacramento, California, 95814, Training Room 1 East/West, from 1:00 to 3:00 p.m., or until business is concluded. OEHHA follows the requirements set forth in Health and Safety Code Sections 57003(a) and 116365 for conducting the workshop and receiving public input.

The workshop is provided to enable a dialogue between OEHHA scientists and the public to discuss the scientific basis of the proposed PHG updates, and to receive comments. After the public workshop, OEHHA will submit the draft risk assessment for external scientific peer review.⁴

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

² Health and Safety Code section 116365(c).

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

⁴ Health and Safety Code section 116365(C)(3)(D), amended by Stats. 2015, Ch. 24, Sec. 18, effective June 24, 2015.

Following the workshop, public comment period and external scientific peer review, OEHHA will evaluate all the comments received, revise the document as appropriate, and make it available for a 30-day public comment period. After any subsequent revisions, the final document will be posted on the OEHHA website along with responses to the external peer review comments and to major comments received at the workshop and during the two public comment periods.

If you would like to receive further information on this announcement or have questions, please contact Hermelinda Jimenez at PHG.Program@oehha.ca.gov or at (916) 324-7572.

Written comments on the draft technical support document may be submitted by 5:00 p.m. on February 13, 2017 to PHG.Program@oehha.ca.gov or to:

Pesticide and Environmental Toxicology Branch
Office of Environmental Health Hazard Assessment
California Environmental Protection Agency
P.O. Box 4010, MS-12B
Sacramento, California 95812
Attention: PHG Program

**SUMMARY OF REGULATORY
ACTIONS**

**REGULATIONS FILED WITH
SECRETARY OF STATE**

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2016-1129-01
BOARD OF FORESTRY AND FIRE PROTECTION
Utility Notice of Overhead Operations Amendments, 2016

This is the resubmittal of 2016-1006-01S, which was withdrawn by the Board of Forestry and Fire Protection (BOFFP) to take the action out for a 15-day comment period to cure issues with necessity, clarity, and an insufficient EIA, and to obtain approval of the action by the State Fire Marshall. BOFFP proposed this action to promote communication between timberland owners who intend to harvest timber and public utilities that operate electrical power lines located within a timber harvest plan area or within 200 feet outside the boundary of a timber harvest plan area. Title 14, Cali-

fornia Code of Regulations, section 1032.7 sets forth requirements for submitting a timber harvest plan and a Notice of Intent to Harvest Timber (NOI) to the Department of Forestry and Fire Protection (Department). The proposed action will amend Section 1032.7 to require that an NOI be submitted with a timber harvest plan or plan amendment if any overhead electrical power line is present within the plan area or within 200 feet outside the plan boundary, as specified. Section 1032.7 will also be amended to require a registered professional forester (RPF) who submits a timber harvest plan to the Department to submit the names and addresses of public utilities that operate electrical power lines located within the plan area or within 200 feet outside the plan boundary. The RPF will obtain this information from a publicly available "utility contact list," which is described in a proposed definition of this term to be added to title 14, California Code of Regulations, section 895.1.

Title 14
AMEND: 895.1, 1032.7
Filed 12/01/2016
Effective 01/01/2017
Agency Contact: Matt Dias (916) 653-8007

File# 2016-1024-01
BOARD OF OPTOMETRY
Medical Evaluations and Unprofessional Conduct

In this resubmittal of OAL File No. 2015-1012-01S, the Board of Optometry (the "Board") is amending section 1516 and adopting section 1582 in title 16 of the California Code of Regulations. The Board is amending Section 1516 to require an applicant to be examined by one or more physicians and surgeons or psychologists designated by the Board if it appears that the applicant is unable to practice optometry safely due to a mental or physical illness. The Board is adopting Section 1582 to define certain actions as unprofessional conduct.

Title 16
ADOPT: 1582 AMEND: 1516
Filed 12/06/2016
Effective 04/01/2017
Agency Contact: Joanne Stacy (916) 575-7182

File# 2016-1019-01
CALIFORNIA INSTITUTE FOR REGENERATIVE
MEDICINE
Discovery, Translation and Education (DT&E) Grants
Administration Policy

This rulemaking by the California Institute for Regenerative Medicine (CIRM) adopts section 100504 in Title 17 of the California Code of Regulations regarding grant administration policy for Discovery, Translation and Education Projects. This new section establishes the grants administration policy for such projects.

CIRM is also incorporating by reference the Grants Administration Policy for Discovery, Translation and Education Projects (GAP) document. Recipients of grants for applicable projects are subject to this GAP.

Title 17
ADOPT: 100504
Filed 12/05/2016
Effective 12/05/2016
Agency Contact: C. Scott Tocher (510) 340-9159

File# 2016-1017-01
CALIFORNIA SCHOOL FINANCE AUTHORITY
Charter School Revolving Loan Fund

This rulemaking action by the California School Finance Authority amends regulations relating to the Charter School Revolving Loan Fund Program provided for in Education Code sections 41365 and 41366.5. This program provides for loans to charter schools, not to exceed \$250,000. These regulations establish definitions of key terms, eligibility requirements, describe materials needed to apply and identify additional requirements to apply for and receive a loan.

Title 4
AMEND: 10170.16, 10170.17, 10170.18,
10170.19, 10170.20, 10170.21, 10170.22, 10170.23
Filed 12/01/2016
Effective 12/01/2016
Agency Contact: Katrina Johantgen (213) 620-2305

File# 2016-1103-05
COMMISSION ON TEACHER CREDENTIALING
Period of Validity of Exams for Certification

The Commission on Teacher Credentialing (CTC) amended sections 80015, 80015.1, and 80071 of title 5 of the California Code of Regulations to extend the period of validity of credentialing examinations used for teaching credentials or other authorizations from five years to 10 years, to remove references to credentialing examinations that have been discontinued, and to update references to application processes.

Title 5
AMEND: 80015, 80015.1, 80071
Filed 12/05/2016
Effective 04/01/2017
Agency Contact: David Crable (916) 323-5119

File# 2016-1102-02
DEPARTMENT OF FOOD AND AGRICULTURE
Asian Citrus Psyllid Interior Quarantine

This certificate of compliance makes permanent the prior emergency rulemaking action (OAL file no. 2016-0510-04E) that expanded the existing quarantine area for the Asian Citrus Psyllid (“ACP”), *Diaphorina*

citri, in the San Luis Obispo County. The quarantine area expansion was in response to the identification of two adult ACPs from a trap in the San Luis Obispo area on April 8, 2016. The effect of this action provides permanent authority for the state to perform quarantine activities against ACP within this additional area, along with the many existing regulated areas in the state already under quarantine for ACP.

Title 3
AMEND: 3435(b)
Filed 12/05/2016
Effective 12/05/2016
Agency Contact: Sara Khalid (916) 403-6625

File# 2016-1102-03
DEPARTMENT OF FOOD AND AGRICULTURE
Asian Citrus Psyllid Interior Quarantine

This certificate of compliance makes permanent the prior emergency rulemaking action (OAL file no. 2016-0506-04E) that expanded the quarantine area for the Asian Citrus Psyllid (“ACP”) *Diaphorina citri* in the Delano area of Kern County. The Delano quarantine area is expanded by approximately 111 square miles and is expanded in response to the identification of one adult ACP on April 15, 2016. As a result of this action, the state now has permanent authority to perform quarantine activities against ACP within this additional area.

Title 3
AMEND: 3435(b)
Filed 12/05/2016
Effective 12/05/2016
Agency Contact: Sara Khalid (916) 403-6625

File# 2016-1102-04
DEPARTMENT OF FOOD AND AGRICULTURE
Asian Citrus Psyllid Interior Quarantine

This certificate of compliance makes permanent the prior emergency action (OAL file no. 2016-0506-03E) that expanded by 212 square miles the quarantine area of Asian Citrus Psyllid (ACP) “*Diaphorina citri*” in the Taft area of Kern County. The expanded area also encompassed the existing quarantine for the Shafter, Buttonwillow, Bakersfield, Mattler, and Wasco areas of Kern County. This action provides the state permanent authority to perform quarantine activities against ACP within this additional area, along with the many existing regulated areas in the state already under quarantine for ACP.

Title 3
AMEND: 3435(b)
Filed 12/05/2016
Effective 12/05/2016
Agency Contact: Sara Khalid (916) 403-6625

File# 2016-1102-06
 DEPARTMENT OF FOOD AND AGRICULTURE
 Bactrocera tau Eradication Area

This certificate of compliance makes permanent the prior emergency action (OAL file no. 2016-0506-03E) that established the counties of Los Angeles, Riverside, and San Bernardino as eradication areas for the exotic fruit fly, *Bactrocera tau*, and added a host list due to recent findings of the pest. The effect of this current action provides permanent authority for the state to perform specific detection, control, and eradication activities against the *Bactrocera tau* in Los Angeles, Riverside, and San Bernardino counties to prevent spread of the fly to non-infested areas to protect California's agricultural industry and urban environment.

Title 3
 ADOPT: 3591.27
 Filed 12/05/2016
 Effective 12/05/2016
 Agency Contact: Sara Khalid (916) 403-6625

File# 2016-1102-05
 DEPARTMENT OF FOOD AND AGRICULTURE
 Asian Citrus Psyllid Interior Quarantine

This certificate of compliance makes permanent the prior emergency action (OAL file no. 2016-0506-02E) that established a quarantine area for the Asian Citrus Psyllid ("ACP"), *Diaphorina citri*, in the Kettleman City area of Kings County. This quarantine area of approximately 134 square miles was in response to the identification of one adult ACP in the Kettleman City area on April 13, 2016. The effect of this current action provides permanent authority for the state to perform quarantine activities against ACP within this area, along with the many existing regulated areas throughout the state that are already under quarantine for ACP.

Title 3
 AMEND: 3435(b)
 Filed 12/05/2016
 Effective 12/05/2016
 Agency Contact: Sara Khalid (916) 403-6625

File# 2016-1129-03
 DEPARTMENT OF FOOD AND AGRICULTURE
 Asian Citrus Psyllid Interior Quarantine

This emergency regulatory action by the Department of Food and Agriculture expands the quarantine area for the Asian Citrus Psyllid (ACP) *Diaphorina citri* in the Taft area of Kern County. The effect of the emergency action provides authority for the state to perform quarantine activities against ACP within this area, along with many already existing regulated areas in the state.

Title 3
 AMEND: 3435(b)
 Filed 12/01/2016
 Effective 12/01/2016
 Agency Contact: Sara Khalid (916) 403-6625

File# 2016-1014-07
 DEPARTMENT OF INSURANCE
 Auto Body Repair Labor Rate Surveys

The Department of Insurance (DOI) amended section 2698.91 of title 10 of the California Code of Regulations to clarify and make specific the reporting of auto body repair labor rate surveys to DOI pursuant to Insurance Code section 758(c). The action also adopts sections 2695.81 and 2695.82 into title 10 of the California Code of Regulations to establish an optional Standardized Auto Body Labor Rate Survey (Standardized Labor Rate Survey or SLRS) that insurers may use to establish prevailing labor rates of auto body repair shops using specified methodologies for determining prevailing labor rates in geographic areas. The requirements of an SLRS are in section 2695.81, which represents a comprehensive set of regulations addressing such things as currentness of the survey, sample size, eligible shops for surveying, prevailing labor rates, and geographic areas, and requiring the SLRS conform to the format and content of a survey form set forth in section 2695.82. Under section 2695.81(c), use of the SLRS by an insurer to settle auto body repair claims creates a rebuttable presumption that the settlement was done in a fair and equitable manner in compliance with division 1, part 2, chapter 1, article 6.5, sections 790 through 790.15 of the Insurance Code (Unfair Insurance Practices Act or UIPA), specifically with Insurance Code section 790.03(h)(5).

Title 10
 ADOPT: 2695.81, 2695.82 AMEND: 2698.91
 Filed 11/30/2016
 Effective 01/01/2017
 Agency Contact: George Teekell (415) 538-4390

File# 2016-1020-01
 DEPARTMENT OF INSURANCE
 Workers' Compensation Classification and Rating Rules

This action amends, effective 1-1-2017, (1) the California Workers' Compensation Uniform Statistical Reporting Plan — 1995; (2) the California Workers' Compensation Experience Rating Plan — 1995; and (3) the Miscellaneous Regulations for the Recording and Reporting of Data. The Department of Insurance incorporated the plans into regulation by reference. The full text is available at the Insurance Commissioner's offices and published by the Workers' Compensation Insurance Rating Bureau of California, a licensed workers'

compensation insurance rating organization. (Cal. Code Regs., tit. 10, §§ 2318.6, 2353.1, 2354.) These amendments establish or fix rates, prices, or tariffs; thus, the action is exempt from application of the APA, including OAL review. (Govt. Code, § 11340.9(g).)

Title 10

AMEND: 2318.6, 2353.1, 2354

Filed 12/06/2016

Effective 01/01/2017

Agency Contact: Patricia Hein (415) 538-4430

File# 2016-1117-02

FAIR POLITICAL PRACTICES COMMISSION

Cost of Living Adjustment

This rulemaking action by the Fair Political Practices Commission amends five sections of title 2 of the California Code of Regulations to reflect the cost of living adjustment in these regulations.

Title 2

AMEND: 18544, 18545, 18700, 18730, 18940.2

Filed 12/01/2016

Effective 12/31/2016

Agency Contact: Cesar R. Cuevas (916) 324-3859

File# 2016-1103-02

NEW MOTOR VEHICLE BOARD

Case Management

In this regular rulemaking, the New Motor Vehicle Board (the "Board") is amending section 590 in title 13 of the California Code of Regulations. Section 590 states that all hearings on protests filed pursuant to the listed Vehicle Code sections may be considered by the entire Board or conducted by an administrative law judge designated by the Board at its discretion. This rulemaking adds Vehicle Code section 3085 — which allows associations to file protests challenging the legality of an export or sale-for-resale prohibition policy of a manufacturer, manufacturer branch, distributor, or distributor branch — to the list of statutes in Section 590.

Title 13

AMEND: 590

Filed 12/06/2016

Effective 04/01/2017

Agency Contact: Danielle R. Vare (916) 327-3129

File# 2016-1024-04

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Working Area Catwalk Exception

The Occupational Safety and Health Standards Board (OSHSB) adopted an exception to the requirement of using catwalks in its General Industry Safety

Orders in title 8, California Code of Regulations, section 3273. The exception would apply to employees working in attics or other ceiling spaces where an employer can provide a work platform made from planks at least 12 inches in width that meet other specified criteria.

Title 8

AMEND: 3273

Filed 12/05/2016

Effective 04/01/2017

Agency Contact: Marley Hart (916) 274-5721

File# 2016-1014-06

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

Proposition 65 Bisphenol A Warnings

On May 11, 2015, the Office of Environmental Health Hazard Assessment (OEHHA) added bisphenol A (BPA) to the list of chemicals known to the state to cause reproductive toxicity pursuant to the Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65). OEHHA submitted this certificate of compliance action to make permanent emergency actions 2016-0408-02E and 2016-0926-02EE. These emergency rulemaking actions amended section 25603.3 of title 27 of the California Code of Regulations to add "safe harbor" provisions that, if followed, are deemed to comply with the Proposition 65 warning requirements for BPA contained in canned and bottled foods and beverages.

Title 27

AMEND: 25603.3

Filed 11/30/2016

Effective 11/30/2016

Agency Contact: Fran Kammerer (916) 445-4693

File# 2016-1018-01

OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT

OSHPD CCORP deleting outdated reporting provisions

In this change without regulatory effect, the Office of Statewide Health Planning and Development (Office) amends and repeals various sections in Title 22 of the California Code of Regulations to remove data reporting requirements for patients discharged on or before June 30, 2014.

Title 22

AMEND: 97174, 97176 REPEAL: 97178, 97180, 97182, 97184, 97186, 97188, 97190, 97192, 97196, 97198

Filed 11/30/2016

Agency Contact: Lisa Ann Cook (916) 326-3867

File# 2016-1128-02
 STATE ATHLETIC COMMISSION
 Dehydration and Rehydration

This emergency action by the State Athletic Commission readopts emergency regulations that provide safer weigh-in procedures, allow Commission-appointed ringside physicians to test athletes for signs of dehydration, and prohibit the use of intravenous therapies to regain hydration after a weigh-in.

Title 4
 ADOPT: 299 AMEND: 297, 300
 Filed 12/07/2016
 Effective 12/13/2016
 Agency Contact: Sophia Cornejo (916) 263-2196

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN July 6, 2016 TO
 December 7, 2016**

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

Title 2

- 12/01/16 AMEND: 18544, 18545, 18700, 18730, 18940.2
- 11/28/16 AMEND: 10500
- 11/22/16 AMEND: 18940
- 11/17/16 AMEND: 3001(a)(9), 3004(c)
- 11/10/16 ADOPT: 554.2 AMEND: 554, 554.1, 554.2, 554.3, 554.4, 554.5, 554.6, 554.7, 554.8, 554.9, 554.10
- 10/18/16 AMEND: 18951
- 10/03/16 ADOPT: 649.49 AMEND: 649, 649.3, 649.4, 649.18, 649.50, 649.52, 649.57, 649.60 REPEAL: 649.1, 649.46, 649.51, 649.62
- 09/19/16 ADOPT: 18751 REPEAL: 18751
- 09/19/16 AMEND: 18215.3, 18232
- 09/15/16 AMEND: 18942
- 09/13/16 AMEND: 1181.2, 1181.3, 1181.6, 1183.1, 1183.2, 1183.3, 1183.8, 1183.9, 1183.10, 1183.11, 1183.14, 1183.15, 1183.17, 1183.18, 1185.1, 1185.2, 1185.3, 1185.4, 1185.5, 1187.4, 1187.6, 1187.7, 1187.8, 1187.9, 1187.14, 1187.15, 1190.1, 1190.2, 1190.3, 1190.5

- 09/07/16 ADOPT: 3000, 3001, 3002, 3003, 3004, 3005, 3006, 3007, 3008, 3009, 3010, 3011, 3012, 3013, 3014, 3015, 3016
- 08/31/16 AMEND: 18531.5
- 08/17/16 AMEND: 18239
- 08/17/16 AMEND: 59000
- 07/29/16 ADOPT: 599.860
- 07/13/16 AMEND: 1859.2, 1859.102 REPEAL: 1866, 1866.1, 1866.2, 1866.3, 1866.4, 1866.4.1, 1866.4.2, 1866.4.3, 1866.4.4, 1866.4.6, 1866.4.7, 1866.5, 1866.5.1, 1866.5.2, 1866.5.3, 1866.5.4, 1866.5.5, 1866.5.6, 1866.5.7, 1866.5.8, 1866.5.9, 1866.7, 1866.8, 1866.9, 1866.9.1, 1866.10, 1866.12, 1866.13, 1866.14

Title 3

- 12/05/16 AMEND: 3435(b)
- 12/05/16 AMEND: 3435(b)
- 12/05/16 AMEND: 3435(b)
- 12/05/16 ADOPT: 3591.27
- 12/05/16 AMEND: 3435(b)
- 12/01/16 AMEND: 3435(b)
- 11/22/16 AMEND: 3024.8
- 11/17/16 AMEND: 3435(b)
- 11/14/16 AMEND: 3435(b)
- 11/09/16 AMEND: 3
- 11/09/16 AMEND: 3435(b)
- 11/08/16 AMEND: 3435(b)
- 11/03/16 AMEND: 3589(a)
- 11/02/16 ADOPT: 3591.28
- 11/02/16 AMEND: 3591.12
- 10/28/16 AMEND: 3435(b)
- 10/28/16 AMEND: 3435(b)
- 10/19/16 AMEND: 3435(b)
- 10/17/16 ADOPT: 6722 AMEND: 6000, 6618, 6619, 6720, 6723, 6723.1, 6724, 6726, 6732, 6734, 6768.3, 6738.4, 6744, 6761, 6761.1, 6762, 6764, 6766, 6768, 6769, 6770, 6771, 6776, 6782
- 10/13/16 AMEND: 3435(b)
- 10/12/16 ADOPT: 6302 AMEND: 6414
- 10/06/16 REPEAL: 3963
- 10/06/16 AMEND: 3435(b)
- 09/30/16 AMEND: 3435(b)
- 09/27/16 AMEND: 3435(b)
- 09/27/16 AMEND: 4603, 3883 REPEAL: 3885
- 09/21/16 ADOPT: 302, 303, 304, 304.1, 304.2, 305, 305.1, 305.2, 305.3, 306, 306.1, 306.2, 306.3, 307, 308, 309, 310, 310.1, 311, 312, 313, 314, 315, 316.1, 316.2, 316.3, 316.4, 317, 318, 319, 320.1, 320.2, 320.3, 321, 322, 322.1, 322.2, 322.3, 323, 323.1, 323.2, 324.1, 324.2, 325, 326, 327, 328, 329, 330.1, 330.2, 340

CALIFORNIA REGULATORY NOTICE REGISTER 2016, VOLUME NO. 51-Z

09/20/16 AMEND: 3435(b)
 09/20/16 AMEND: 3435(b)
 09/16/16 AMEND: 3435(b)
 09/14/16 AMEND: 3435(b)
 09/07/16 ADOPT: 3442
 09/07/16 ADOPT: 3000, 3001, 3002, 3003, 3004,
 3005, 3006, 3007, 3008, 3009, 3010,
 3011, 3012, 3013, 3014, 3015, 3016

08/29/16 ADOPT: 3591.26
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 10/17/16 AMEND: 1843.3
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