



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. BALDWIN HILLS
CONSERVANCY**

**NOTICE OF INTENTION TO AMEND THE
CONFLICT-OF-INTEREST CODE OF THE
BALDWIN HILLS CONSERVANCY**

NOTICE IS HEREBY GIVEN that the **Baldwin Hills Conservancy**, pursuant to the authority vested in it by section 87306 of the Government Code, proposes amendment to its conflict-of-interest code. A comment period has been established commencing on May 20, 2016, and closing on July 4, 2016. All inquiries should be directed to the contact listed below.

The **Baldwin Hills Conservancy** proposes to amend its conflict-of-interest code to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The amendment carries out the purposes of the law and no other alternative would do so and be less burdensome to affected persons.

Changes to the conflict-of-interest code include the addition of a grants disclosure category.

The proposed amendment and explanation of the reasons can be obtained from the agency's contact.

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than July 4, 2016, or at the conclusion of the public hearing, if requested, whichever comes later. At this time, no public hearing is scheduled. A person may request a hearing no later than June 19, 2016.

The **Baldwin Hills Conservancy** has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.
6. Will not have any potential cost impact on private persons, businesses or small businesses.

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to: Avril Labelle, avril.labelle@bhc.ca.gov or 323.290.5270.

**TITLE 2. FAIR POLITICAL
PRACTICES COMMISSION**

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

CONFLICT-OF-INTEREST CODES

AMENDMENT

STATE AGENCY: **Baldwin Hills Conservancy**

A written comment period has been established commencing on May 20, 2016, and closing on July 4, 2016. 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 July 4, 2016. 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 respective 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 2. STATE LANDS COMMISSION

DIVISION 3. STATE PROPERTY OPERATIONS CHAPTER 1. STATE LANDS COMMISSION ARTICLE 4.9. MARINE INVASIVE SPECIES ACT ENFORCEMENT AND HEARING PROCESS

The California State Lands Commission (Commission) will decide whether to adopt the regulations described below after considering all comments, objections, or recommendations regarding the proposed action.

PROPOSED REGULATORY ACTION

The Commission proposes to adopt Article 4.9 within Title 2, Division 3, Chapter 1 of the California Code of Regulations. The sections within this Article would govern the enforcement and hearing process for imposing administrative civil penalties for violations of the Marine Invasive Species Act (the Act) as authorized by section 71216 of the Public Resources Code (PRC).

Specifically, the proposed regulatory action will:

- Adopt section 2299.01 to define the purpose and applicability for the provisions of Article 4.9;
- Adopt section 2299.02 to define specific terms to provide clarity for the provisions of Article 4.9;
- Adopt section 2299.03 to establish the classes of violations based on requirements of the Act and its associated regulations;
- Adopt section 2299.04 to establish the administrative penalties associated with each violation class;
- Adopt section 2299.05 to establish the preliminary actions to be taken by the Executive Officer prior to pursuing any enforcement actions;
- Adopt section 2299.06 to establish the specific laws for which penalties can be assessed and establish the codified procedures for pursuing those penalties;
- Adopt section 2299.07 to establish the procedures to be taken by the Executive Officer if, after the preliminary actions, a violation has been found to occur and a complaint is issued;

- Adopt section 2299.08 to establish the procedures for the cited party to submit a notice of defense, if chosen; and
- Adopt section 2299.09 to establish the procedures for a hearing, should a notice of defense be submitted by the cited party.

The proposed regulatory actions are in accordance with the authority granted by PRC section 71216.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed regulatory action to the Commission. The written comment period closes at 5:00 p.m. on July 5, 2016. The Commission must receive all written comments by that time. Submit written comments to:

Ravindra Varma
 Supervisor, Planning Branch
 California State Lands Commission
 Marine Facilities Division
 200 Oceangate, Suite 900
 Long Beach, CA 90802

Written comments may also be submitted by facsimile to (562) 499-6317 or by email to CSLC.MFDRegulations@slc.ca.gov. Please include "**Article 4.9 Comments**" in the subject line of the email.

PUBLIC HEARING

Commission staff has not scheduled a public hearing on this proposed action. However, the Commission will hold a public hearing, pursuant to Government Code section 11346.8, if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days prior to the close of the written comment period.

AUTHORITY AND REFERENCE

Authority: Pursuant to section 71201(d) of the PRC, the purpose of the Act is to move the State expeditiously towards elimination of the discharge of nonindigenous species (NIS) into waters of the State. PRC sections 71203 through 71207 establish ballast water management requirements, give the Commission the authority to adopt regulations for the management of biofouling, and establish ballast water and biofouling reporting requirements for vessels arriving at a California port or place. PRC section 71201.7 provides the Commission with the authority to adopt regulations as necessary to

implement the Act. PRC section 71216 provides authorization to assess penalties under the Act.

Reference: The proposed regulations would implement, interpret, and make specific PRC sections 71200, 71207, 71217, and 71216 authorizing enforcement of civil penalties for violations of the Act.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The purpose of this Article is to establish an administrative enforcement process for violations of the Marine Invasive Species Act (Act). Article 4.9 establishes policies and procedures the Executive Officer of the California State Lands Commission shall undertake in assessing administrative civil penalties as allowed by section 71216 of the Public Resources Code.

Public Resources Code (PRC) section 71201(d) declares that the purpose of the Act (PRC section 71200 *et seq.*) is to move the state expeditiously toward elimination of the discharge of nonindigenous species (NIS) into the waters of the State or into waters that may impact the waters of the State. PRC sections 71203, 71204, 71204.3, and 71205 place ballast water management and reporting obligations on vessels entering a California port or place. PRC section 71201.7 provides authority for the Commission to adopt regulations. To that end, the Commission has adopted Articles 4.5, 4.6, 4.7, and 4.8 (Title 2, CCR). These regulations comprehensively regulate both operational (i.e., ballast water management) and administrative (i.e., reporting and recordkeeping) aspects of vessel operations in order to reduce the risk of NIS introduction into state waters.

If a person intentionally or negligently fails to comply with any of the provisions of the Act, PRC section 71216 authorizes the Commission to assess administrative civil penalties in an amount not exceeding twenty-seven thousand five hundred dollars (\$27,500) per violation per day. This proposed action would implement procedures for assessing these penalties and make specific the provisions of PRC section 71216. This proposed action will help the State achieve the purpose of the Act by deterring non-compliance using an administrative civil penalty mechanism.

Although compliance with the Act and associated regulations by the regulated community is high, every noncompliant ballast water discharge and vessel with unmanaged biofouling poses the threat of introducing NIS and risks harming California's coastal environment, coastal economy, and public health. Commission staff has determined a transparent and consistent process for assessing penalties will enhance compliance by providing tools to enforce the provisions of the Act. Reducing instances of noncompliant ballast water dis-

charge will greatly help protect the waters of the state from NIS impacts.

The objectives of this rulemaking are: 1) to inform the regulated community about the monetary penalties associated with non-compliance; 2) to apply an administrative civil penalty process in a consistent way, allowing parties to forecast each step; and, 3) to provide flexibility by allowing quick resolution of violations.

To achieve the first objective, this proposed action identifies classes of violations tied to specific vessel operational and administrative requirements. Violations of ballast water exchange requirements are Class 1 violations. Class 1 violations are further divided into subclasses based on the distance from land an improper ballast water exchange occurs, or whether an exchange occurred at all. Class 2 and Class 3 violations are associated with a vessel's recordkeeping and reporting requirements. All violation classes and subclasses correspond to maximum monetary penalty amounts. Through this mechanism, a responsible party can identify the potential monetary liability for a specific violation of the Act or its associated regulations.

This proposed rulemaking achieves the second objective by codifying the Commission's process before and after initiating an enforcement action and the procedures all parties must follow. This proposed rulemaking identifies when potential violations require a warning or a pre-enforcement process between the Commission and cited party followed by enforcement proceedings under the Administrative Procedure Act. These procedures will help ensure that administrative civil penalties, when sought, are prosecuted in a consistent manner pursuant to steps codified and referenced in this proposed action.

Finally, the third objective of the proposed action provides flexibility in resolving violations by requiring warnings for certain first-time violations, a pre-enforcement meeting between the Commission's Executive Officer and cited party in order to discuss the violation or potential violation, and authority to settle the violation prior to initiating an enforcement action.

The Commission evaluated whether there were any other regulations on this matter and has found that these are the only regulations concerning the process for assessing administrative penalties. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations.

PRE-RULEMAKING CONSULTATION AND DECISION NOT TO PROCEED WITH EARLIER SUBMISSION

The Commission held an informal comment period from January 29, 2015 through February 23, 2015. The comments received from that informal comment period were considered by Commission staff in drafting the express language within this proposed rulemaking. On February 5, 2016, a proposed rulemaking substantially similar to the proposed rulemaking noticed herein was published in the California Notice Register. On March 18, 2016, Commission staff formally decided not to proceed with that rulemaking published on February 5, 2016. That decision was published in the California Notice Register April 1, 2016.

DETERMINATION ON MAJOR REGULATION DESIGNATION

The Commission has determined that this proposed regulatory action is not a major regulation, as defined by Government Code section 11342.548. This proposed action establishes a specific process for assessing and enforcing administrative penalties authorized under the Act. Any costs associated with this proposed regulation would be from penalties assessed due to violations of existing law and from the additional staff time needed to process the violations. The regulated community has been obligated to comply with the statutes and regulations of the Marine Invasive Species Program (MISP) since 2000.

DIFFERENCES FROM FEDERAL REGULATIONS

This proposed action is promulgated pursuant to PRC section 71216. Although the federal government regulates ballast water management, the Commission is proposing these regulations under separate state authority granted by the California Legislature. This proposed action will implement an administrative civil penalty procedure to assist in enforcing existing state laws and regulations. Because this proposed action applies to the function of state law, no duplication or conflict with federal regulations are expected.

DISCLOSURES REGARDING THE
PROPOSED ACTION

Commission staff, acting on behalf of the Commission, has made the following determinations:

LOCAL MANDATE

Commission staff have determined that this proposed regulatory action do not impose any mandates on local agencies or school districts.

FISCAL IMPACTS

Commission staff has determined that this proposed regulatory action imposes no mandates or costs requiring state reimbursement to any local agency or school district pursuant to Government Code sections 17500 *et seq.* No other non-discretionary costs or savings imposed on local agencies are anticipated.

Commission staff determined that certain costs may accrue to the Commission as a result of this proposed action. These costs are included in the state form STD. 399 and discussed in the Economic Assumption sheet included as part of the rulemaking record. No costs or savings are anticipated for any other state agency from this proposed action.

Commission staff has determined that this proposed action will have no impact on costs or savings in federal funding to the State.

HOUSING COSTS

Commission staff has determined that this proposed action will have no impact on housing costs.

STATEMENT REGARDING ADVERSE
ECONOMIC IMPACTS DIRECTLY AFFECTING
BUSINESSES, INCLUDING ABILITY
TO COMPETE

Commission staff has determined that the proposed regulations will have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

STATEMENT OF THE RESULTS OF THE
ECONOMIC IMPACT ASSESSMENT

Through the Economic Impact Assessment, Commission staff has determined that the proposed regulations:

- (1) will have no impact upon the creation or elimination of jobs within the State of California;
- (2) will have no impact upon the creation or elimination of existing businesses within the State of California;
- (3) will have no impact upon the expansion of businesses currently doing business within the State of California; and
- (4) will have no impact upon worker safety within the State of California.

Commission staff has determined that the proposed regulations will benefit:

- (1) the state's environment by:
 - potentially increasing compliance with pre-existing law thereby reducing significantly the risk of NIS introduction into California waters;
 - reducing the likelihood of future environmental, human health, and economic impacts resulting from the introduction and establishment of new NIS.

The proposed regulations meet the purpose of the Marine Invasive Species Act (Public Resources Code section 71201(d)): “. . . to move the State expeditiously toward elimination of the discharge of nonindigenous species into the waters of the state . . .”

- (2) the health and welfare of California residents by ensuring that vessels operating within California comply with the provision of the Act. This will reduce the risk of vessel-mediated introductions of:
 - pathogens and parasites; and
 - harmful nonindigenous species (e.g. harmful algal blooms and toxic diatoms)

The health and welfare of California residents will benefit significantly from the adoption and implementation of the proposed regulations.

COST IMPACTS ON REPRESENTATIVE
PERSONS OR BUSINESSES

Any costs associated with the proposed regulation stem from existing law. The regulated community has been obligated to comply with the statutes and regulations of the MISP since 2000. This proposed regulation

simply defines a specific process for assessing penalties and conducting an administrative civil hearing process authorized under the Act. The Commission 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

The Commission finds that the adoption of this proposed action will not have a significant adverse economic impact on small businesses. Any costs stem from violations of existing provisions of the Act. The proposed regulations outline the processes and procedures for assessing and enforcing administrative penalties under the Act and its associated regulations. Continued compliance with the Act and regulations will add no economic burden to small businesses.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5(a)(13), the Commission 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, 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 Commission invites interested persons to submit comments on potential alternatives to the proposed regulations during the written comment period.

CONTACT PERSONS

Direct inquiries concerning the substance of the proposed regulation to:

Christopher Brown
Senior Environmental Scientist
California State Lands Commission
Marine Facilities Division
100 Howe Avenue, Suite 100 South
Sacramento, CA 95825-8202
Telephone: (916) 574-0236
Facsimile: (916) 574-1950
Email: CSLC.MFDRegulations@slc.ca.gov

or:

Patrick Huber
Staff Attorney
California State Lands Commission
100 Howe Avenue, Suite 100 South
Sacramento, CA 95825-8202
Telephone: (916) 574-0728
Facsimile: (916) 574-1855
Email: CSLC.MFDRegulations@slc.ca.gov

Requests for copies of the proposed text of the regulations, the initial statement of reasons, the modified text of the regulations, if any, or other information upon which the rulemaking is based should be directed to:

Ravindra Varma
Supervisor, Planning Branch
California State Lands Commission
Marine Facilities Division
200 Oceangate, Suite 900
Long Beach, CA 90802-4335
Telephone: (562) 499-6400
Facsimile: (562) 499-6317
CSLC.MFDRegulations@slc.ca.gov

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

Commission staff will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its Sacramento and Long Beach offices listed above. 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, the initial statement of reasons, including the economic impact assessment, and relevant sources of information upon which the proposed rulemaking is based. Interested parties may obtain copies of any of the aforementioned files by contacting Ravindra Varma as listed above, or by visiting the website listed below.

AVAILABILITY OF CHANGED OR MODIFIED TEXT OF ORIGINALLY PROPOSED REGULATIONS

After considering all timely and relevant comments, the Commission may adopt the proposed regulations substantially as described in this notice. If Commission staff makes any substantial and sufficiently related modifications to the proposed text, the modified text with changes clearly indicated will be available to the public for at least fifteen days prior to the date that the Commission considers adopting the regulations. Interested parties shall send requests for copies of any modified regulations to the attention of Ravindra Varma at

the address indicated above. The Commission will accept written comments on the modified regulations for fifteen days after the date that they are available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, interested parties may obtain a copy of the Final Statement of Reasons by contacting Ravindra Varma at the address, telephone number, or email address listed above or by accessing the website listed below.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the notice of proposed rulemaking, the initial statement of reasons, the proposed text of regulations, the economic impact assessment, relevant documents, and any future changes or modifications to the proposed text can be accessed through our website at: <http://www.slc.ca.gov/>.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

The Department of Food and Agriculture (Department) amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid (ACP) Interior Quarantine as an emergency action which was effective on February 9, 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 August 8, 2016.

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 July 5, 2016. 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 (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 Sections 401, 403, 407 and 5322).

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 she is directed or authorized to administer or enforce.

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 which 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 amend-

ment provides the necessary regulatory authority to prevent the artificial spread of a serious insect pest which is a mandated statutory goal.

Anticipated Benefits from This Regulatory Action

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 boundary area.

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 material which 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 considered any other possible related regulations in this area, and we find that these are the only regulations dealing in this subject area, and 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

This regular rulemaking action expanded the quarantine area for ACP in Kern County by approximately 69 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 which would be under regulation is now approximately 53,386 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 nondiscretionary 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 Department 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 actions, 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 3. DEPARTMENT OF FOOD AND AGRICULTURE

The Department of Food and Agriculture (Department) adopted subsection 3591.26 of the regulations in Title 3 of the California Code of Regulations pertaining to Malaysian Fruit Fly Eradication Area as an emergency action which was effective January 27, 2016. The Department intends to retain this adoption of the regulation by submitting a Certificate of Compliance no later than July 25, 2016.

This notice is being provided to be in compliance with Government Code (GC) 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 July 4, 2016. 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 gener-

ally distributed within this state and determine the probability of its spread and the feasibility of its control or eradication (Food and Agricultural Code (FAC) section 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 sections 401, 403, 407 and 5322).

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 she 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 which 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.

This regulation will benefit the public's general welfare by providing authority for the state to perform detection, control and eradication activities against Malaysian fruit fly in Los Angeles County.

The implementation of this regulation will prevent:

- Direct damage to the agricultural industry growing host fruits.
- Indirect damage to the agricultural industry growing host fruits due to the implementation of quarantines by other countries and loss of export markets.
- Increased production costs to the affected agricultural industries.
- Increased pesticide use by the affected agricultural industries.
- Increased costs to the consumers of host fruits.

- Increased pesticide use by homeowners and others.
- The need to implement a state interior quarantine.
- The need to implement a federal domestic quarantine.

There is no existing, comparable federal regulation or statute regulating the intrastate movement of Malaysian fruit fly 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 the only state agency that can implement these eradication areas for plant pests. As required by GC 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

Los Angeles County was added to the Malaysian Fruit Fly Eradication Area regulation as an emergency action. The effect of the adoption of this regulation is to provide authority for the Department to perform eradication activities against Malaysian fruit fly in Los Angeles County.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department 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 GC sections 17500 through 17630: None and no nondiscretionary costs or savings to local agencies or school districts.

Cost 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 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.

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

The 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 has determined the amendment of this regulation would benefit:

- The general public
- Homeowners and Community Gardens
- Agricultural industry
- The state’s general fund

For additional information, please see “Anticipated Benefits” from this regulatory action under “Informative Digest/Policy Statement Overview.”

There are no known specific benefits to worker safety or the health of California residents.

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 adopt subsections 3591.26 pursuant to the authority vested by sections 407 and 5322 of the FAC.

REFERENCE

The Department proposes this action to implement, interpret and make specific sections 407, 5322, 5761, 5762 and 5763 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 Web site (www.cdfa.ca.gov/plant/Regulations.html).

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed actions, 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 14. DEPARTMENT OF FISH AND WILDLIFE

NOTICE OF INTENTION TO AMEND THE CONFLICT-OF-INTEREST CODE OF THE CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE AND THE WILDLIFE CONSERVATION BOARD

NOTICE IS HEREBY GIVEN that the California Department of Fish and Wildlife and the Wildlife Conservation Board, pursuant to the authority vested in them by section 87306 of the Government Code, propose amendment to their Conflict-of-Interest Code. All inquiries should be directed to the contact listed below. A written explanation of why each position was se-

lected and the reasons for the disclosure categories is available.

The California Department of Fish and Wildlife and the Wildlife Conservation Board propose to amend their Conflict-of-Interest Code to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The amendment carries out the purposes of the law and no other alternative would do so and be less burdensome to affected persons.

Changes to the Conflict-of-Interest Code include the addition of new classifications as well as revisions to renamed classifications. The number of disclosure categories has been increased from 3 to 9 to more closely tailor reportable interests to the work of the Department. There are also other technical changes. The Fish and Game Commission has been removed, as it is adopting its own Conflict-of-Interest Code.

Information regarding the code amendment is attached to this email.

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than July 5, 2016, or at the conclusion of the public hearing, if requested, whichever comes later. At this time, no public hearing is scheduled. A person may request a hearing no later than June 20, 2016.

The California Department of Fish and Wildlife and the Wildlife Conservation Board have determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.
4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.
6. Will not have any potential cost impact on private persons, businesses or small businesses.

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to:

Craig Martz
 Department of Fish and Wildlife
 Regulations Unit
 1416 9th St. 13th floor
 Sacramento, CA 95814
 (916) 6543-4674

**TITLE 14. FISH AND GAME
 COMMISSION**

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by Sections 200, 202, 205, 215, 220, and 240 of the Fish and Game Code and to implement, interpret or make specific Sections 200, 202, 205, 206, 215, 220, 240 and 8585.5 of said Code, proposes to Amend Sections 1.53 and 27.00; and subsection (a) of Section 28.65, Title 14, California Code of Regulations (CCR), relating to definitions for tidal waters and finfish gear restrictions in San Francisco and San Pablo bays.

**INFORMATIVE DIGEST/POLICY STATEMENT
 OVERVIEW**

Current laws provide for definitions of inland waters for the San Francisco Bay and San Pablo bays, as well as the Ocean and San Francisco Bay District. Current laws also define restrictions for the use of hooks and lines in certain waters. There are three sections dealing with the Ocean and San Francisco Bay District which describe regulations in different manners causing confusion for anglers and making enforcement of the regulations more difficult.

SUMMARY OF PROPOSED AMENDMENTS

The Commission proposes to amend Title 14 sections 1.53, 27.00, and 28.65 (a) to clarify the meaning of “inland waters” and the “Ocean and San Francisco Bay District” in order to facilitate compliance and enforcement of the gear restrictions and seasons that apply in those waters. In Section 27.00, the proposed changes would include addition of physical landmarks on the Napa River, Sonoma Creek, and the Petaluma River to delineate between “inland waters” and “San Francisco Bay” on those waterways. For Section 28.65 (a), there would be an added reference to the San Francisco Bay definition under Section 27.00. These changes will provide greater consistency among the sections, reduce the potential for confusion, and improve clarity.

By reverting to language similar to pre-December 2015, for sections 1.53 and 27.00, adding boundaries for specific waterways to Section 27.00, adding a need-

ed clarification to Section 28.65(a), and making other minor language corrections to all sections, the proposed amendments effectively alleviate the concerns outlined in the original regulation change proposal while avoiding the unintended enforcement challenges from the current regulation.

BENEFITS OF THE REGULATIONS

The proposed regulations clarify the boundaries between inland waters and the waters of San Francisco Bay, making it easier for anglers to understand which regulations apply to the waters being fished. The proposed amendments will also make it easier for wildlife officers to enforce angling regulations in and adjacent to San Francisco Bay.

**CONSISTENCY AND COMPATIBILITY WITH
 EXISTING REGULATIONS**

The proposed regulations are neither inconsistent nor incompatible with existing State regulations. The Legislature has delegated authority to the Commission to adopt sport fishing regulations (Fish and Game Code, sections 200, 202 and 205). The Commission has conducted a search of Title 14, CCR and determined that the proposed regulations are consistent with general sport fishing regulations in Chapters 1 and 4 of Subdivision 1 of Division 1, Title 14, CCR.

**CONSISTENCY WITH STATE AND
 FEDERAL REGULATIONS**

The proposed regulations are neither inconsistent nor incompatible with existing State and Federal regulations. The Legislature has delegated authority to the Commission to adopt sport fishing regulations (Fish and Game Code, sections 200, 202 and 205). The Commission has conducted a search of Title 14, CCR and determined that the proposed regulations are consistent with general sport fishing regulations in Chapters 1 and 4 of Subdivision 1 of Division 1, Title 14, CCR.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held at Bakersfield Elks Lodge #266, 1616 30th St., Bakersfield, CA 93301, on Thursday, June 23, 2016, at 8:30 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held at the Lake Natoma Inn Hotel and Conference Center, 702 Gold Lake Drive, Folsom, CA 95405, California, on Thursday, August 25, 2016, at 8:30 a.m., or as soon thereafter as the matter may be heard. Written comments may be

submitted at the address given below or by e-mail to FGC@fgc.ca.gov. Written comments mailed or e-mailed to the Commission office must be received before 12:00 noon on August 11, 2016. All comments must be received no later than August 25, 2016, at the hearing location listed above. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in ~~strikeout~~underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Mike Yaun, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above-mentioned documents and inquiries concerning the regulatory process to Mike Yaun or Jon Snellstrom at the preceding address or phone number. **Captain Patrick Foy, Law Enforcement Division, Department of Fish and Wildlife, phone (916) 651-6692, has been designated to respond to questions on the substance of the proposed regulations.** Copies of the Initial Statement of Reasons, the regulatory language, the notice and other rulemaking documents may be obtained either from the address above or from our website at <http://www.fgc.ca.gov>.

AVAILABILITY OF MODIFIED TEXT

If the regulations adopted by the Commission 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. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15-day comment period, and the Commission will exercise its powers under Section 202 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in Sections 11343.4, 11346.4 and 11346.8 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

IMPACT OF REGULATORY ACTION/RESULTS OF THE ECONOMIC IMPACT ANALYSIS

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

- (a) Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businesses to Compete with Businesses in Other States:

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

There are no businesses that are expected to be impacted by the proposed regulatory changes to clarify definition of boundaries of "Inland Waters" in relation to San Francisco and San Pablo bays.

- (b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment:

The Commission does not anticipate any significant impacts on the creation or elimination of jobs, the creation of new business, the elimination of existing businesses or the expansion of businesses in California because the proposed definition changes will not affect angling effort.

The Commission anticipates benefits to the health and welfare of California residents. Participation in sport fishing opportunities fosters conservation through education and appreciation of California's wildlife.

The Commission does not anticipate any benefits to worker safety because the proposed changes do not address worker safety.

The Commission anticipates benefits to the environment by the sustainable management of California's sport fishing resources.

- (c) Cost Impacts on a 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.

- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.
- (e) Nondiscretionary Costs/Savings to Local Agencies: None.
- (f) Programs Mandated on Local Agencies or School Districts: None.
- (g) Costs Imposed on Any Local Agency or School District that are Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code: None.
- (h) Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code Sections 11342.580 and 11346.2(a)(1).

CONSIDERATION OF ALTERNATIVES

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

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND WILDLIFE

**CALIFORNIA ENDANGERED SPECIES ACT
CONSISTENCY DETERMINATION NO.
2080-2016-001-03**

Project: Stanford University Habitat Conservation Plan
Location: Santa Clara County
Applicant: Stanford University
Notifier: Catherine Palter, Associate Vice President

Background

Stanford University (Applicant) is currently implementing a 50-year Habitat Conservation Plan (HCP) (Project) that covers 4,372 acres of Applicants land in Santa Clara County, California. The Project activities covered by the Applicant’s HCP are ongoing operations of Stanford University, which includes the construction and maintenance of new and existing facilities; maintenance of surrounding lands; operation and maintenance of Lagunita Reservoir; and recreational, academic, and athletic uses. In particular, the Project includes, but is not limited to, water management of Lagunita Reservoir and the maintenance of associated water infrastructure and berms; construction of new facilities and associated improvements such as parking, lighting, and landscaping; maintenance of existing and new utilities, including utilities located in habitat areas, and including vegetation control around utility lines and replacement of utilities and associated infrastructure; golf course maintenance including the mowing of turf, fairways and greens, and the maintenance of adjacent vegetation; fire control activities with the primary techniques being the use of disking and mowing of fire breaks and the mowing of open fields; and habitat monitoring and enhancements including pond construction and relocation of covered species.

The Project activities described above are expected to incidentally take¹ California tiger salamander (*Ambystoma californiense*; hereafter CTS) where those activities take place within the 4,372 acres of the Applicant’s lands located in Santa Clara County. In particular, CTS could be incidentally taken as a result of grubbing, grading, trenching, and backfilling, stockpiling of material, ground compaction, compaction from equipment and materials storage, crushing from equipment operations, installation of fencing, mowing, disking, filling or removal of burrows, dewatering, and relocation. CTS is designated as a threatened species pursuant to the federal Endangered Species Act (ESA) (16 U.S.C. § 1531 et seq.) and a threatened species pursuant to the California Endangered Species Act (CESA) (Fish & G. Code, § 2050 et seq.). (See Cal. Code Regs., tit. 14, § 670.5, subd. (b)(3)(G).)

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

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

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

According to the Service, the Project will result in the temporary loss of a total of 100 acres of upland CTS habitat, and the permanent loss of between 80 acres and 130 acres of upland CTS habitat.

Because the Project is expected to result in take of a species designated as threatened under the federal ESA, the Applicant prepared an HCP in support of an application for an Incidental Take Permit (ITP) pursuant to section 10(a)(1)(B) of the ESA. On August 5, 2013, the Service issued an intra-Service biological opinion (Service file No. 81420-2011-F-0721) (BO) for the Project. The BO describes the Project, requires the Applicant to comply with terms of the BO and its associated incidental take statement (ITS), and incorporates additional measures. On August 13, 2013, the Service issued ITP No TE182827-0. The ITP requires full implementation of, and compliance with, all conservation measures listed in the HCP for avoidance, minimization, and mitigation for impacts to CTS, as well as compliance with the terms and conditions in the associated Implementing Agreement (IA), all of which were incorporated by reference as conditions of the ITP. On January 29 and March 15 of 2016, the Applicant requested a minor modification to the HCP consistent with section 6.7.2 of the HCP. On April 24, 2016, the minor modification became valid.

On April 8, 2016, the Director of the California Department of Fish and Wildlife (CDFW) received a notice from Catherine Palter, on behalf of the Applicant, requesting a determination pursuant to Fish and Game Code section 2080.1, that the ITP, including the incorporated measures from the HCP, IA, BO and ITS, is consistent with CESA for purposes of the Project and the anticipated incidental take of CTS (Cal. Reg. Notice Register 2016, No. 18-Z, p. 723).

Determination

CDFW has determined that the ITP, including the incorporated measures in the HCP and as supported by the BO and its associated ITS, is consistent with CESA as to the Project and the anticipated incidental take of CTS. CDFW makes this determination because the conditions in the statement of findings and recommendations on the issuance of ITP No. TE 182827-0, in conjunction with the conditions and minimization measures contained in the HCP and IA and the take minimization measures of the environmental impact statement (42 U.S.C. § 4321 et seq.; see 40 C.F.R. § 1508.11), meet the requirements set forth in Fish and Game Code section 2081, subdivisions (b) and (c), for authorizing inci-

idental take of CESA-listed species. Specifically, CDFW finds that: (1) take of CTS will be incidental to an otherwise lawful activity; (2) the mitigation measures identified in the ITP and HCP will minimize and fully mitigate the impacts of the authorized take; (3) adequate funding is ensured to implement the required avoidance, minimization, and mitigation measures, and to monitor compliance with, and effectiveness of those measures; and (4) the Project will not jeopardize the continued existence of CTS. The mitigation measures in the ITP, IA, and HCP include, but are not limited to the following:

Avoidance, Minimization, and Mitigation Measures

- The Applicant’s lands are classified into four management zones according to the habitat value of the land. Zone 1 supports CTS and is necessary for the local persistence. Zone 2 is occasionally occupied by CTS. Zone 3 has some biological value to CTS. Zone 4 includes land that does not support or sustain CTS and includes urbanized areas that have been developed.
- An on-site biological monitor will be present during all ground-disturbing activity in Zones 1 and 2.
- Applicant will ensure recreation areas in Zones 1 and 2 are used during the daytime only.
- Applicant will limit firebreaks in Zone 1 to 10- to 15-foot-wide mown, not disked, strips.
- Applicant will discontinue all ground animal control programs in Zone 1. Applicant will not allow feral cat feeding stations.
- Applicant will conduct pre-construction surveys for CTS in accordance with current protocols, prior to development in Zones 1, 2, and 3, and areas of Zone 4 within 100 yards of Zone 1.
- Applicant will provide permanent conservation in the form of a conservation easement with a long-term management plan for permanent impacts that occur in Zones 1, 2, and 3.
- Applicant will permanently conserve upland habitat at a minimum ratio of 25 acres of upland for each acre of successful breeding pond prior to earning an increased mitigation value for successful ponds.
- Applicant will conduct routine maintenance of the Lagunita Reservoir drain and berm during the dry season.
- Applicant will secure open pits and trenches at the end of each day and will surround the perimeter of the site with a minimum 3-foot tall barrier, buried at least 4 inches into the ground.
- Applicant will not construct streetlights or curbs on unpaved service roads.

- Applicant will visually survey detention basins that pond longer than 2 days. Applicant will relocate CTS to more suitable habitat.
- Applicant will not use the ball collector on the golf course driving range on rainy nights from November to April.
- If a CTS is encountered, the conservation program manager and biological monitors have the authority to stop work and may relocate it to a designated location.
- Applicant will develop a CTS education program and will present it annually to maintenance workers.
- Applicant will mitigate areas disturbed for longer than one year as a permanent loss.
- Applicant will create a CTS Reserve, which will include currently occupied and potential CTS habitat. All required permanent conservation will occur within the CTS Reserve.

Monitoring and Reporting Measures

- Applicant will conduct visual surveys five times per year between October and February, at five locations known to be dispersal routes.
- Applicant will conduct visual surveys three times per year between October and February, at four locations known to rarely be used as dispersal routes.
- Applicant will conduct visual surveys for egg masses three times between late December and mid-February in Lagunita Reservoir and constructed ponds.
- Applicant will place minnow traps in Lagunita Reservoir and constructed ponds every 3 to 4 weeks, starting in late February/early March. If Applicant halts minnow trapping due to temperature, Applicant will dip net ponds until the ponds are dry.
- Applicant will survey upland areas, noting ground squirrel cover and condition and type of vegetation, beginning in January and continuing every 3 weeks until the constructed ponds and Lagunita Reservoir are dry. Additionally, Applicant will conduct four transects every 3 years to determine open water, emergent vegetation, shoreline vegetation, and, upland vegetation.
- Applicant will report all observations of CTS to CDFW's California Natural Diversity Data Base.
- Applicant will provide CDFW with an annual report that documents permit compliance, management actions, monitoring results, and any changed or unforeseen circumstances.

Financial Assurances

- In addition to the financial requirements in section 6.5 of the HCP, the Applicant has provided financial assurances consistent with CESA in the form of the Funding Agreement, which assures that funding will be provided in the form of a self-sustaining fund of \$300,000 to support the long-term monitoring and management of the permanently conserved areas with the CTS Reserve.

Pursuant to Fish and Game Code section 2080.1, take authorization under CESA is not required for the Project for incidental take of CTS, provided the Applicant implements the Project as described in the ITP and HCP, including adherence to all measures contained therein, and complies with the mitigation measures and other conditions described in the BO and its associated ITS. If there are any substantive changes to the Project (e.g., amendments, replacements, or termination of the Service's ITP, HCP, IA, or ITS), the Applicant shall obtain a new consistency determination or a CESA incidental take permit for the Project from CDFW. (See generally Fish & G. Code, §§ 2080.1, 2081, subs. (b) and (c)).

DEPARTMENT OF PUBLIC HEALTH

TITLE: PREVENTIVE HEALTH AND HEALTH SERVICES BLOCK GRANT (PHHSBG) STATE PLAN FOR FEDERAL FISCAL YEAR (FFY) 2016

ACTION: NOTICE OF PUBLIC HEARING FOR THE FFY 2016 STATE PLAN

SUBJECT

The Centers for Disease Control and Prevention has made funds available to the California Department of Public Health (CDPH) for the development and implementation of programs and activities to decrease the morbidity and mortality that result from preventable disease and injury. The purpose of this hearing is to discuss and receive comments on the FFY 2016 State Plan, which identifies all program activities to be supported by these funds during State Fiscal Year 2016-17.

PUBLIC HEARING PROCESS

Notice is hereby given that CDPH will hold a Public Hearing commencing at 1:30 p.m. and ending at 2:30 p.m. on Tuesday, May 31, 2016 in Room 74.463 (Kings River Round), located at 1616 Capitol Avenue, Sacramento, California, at which time any person may present statements or arguments orally or in writing relevant

to the action described in this notice. If you plan to attend the Public Hearing, please bring identification so you can be admitted into the building by the security guard.

Webinar: Please register for the PHHSBG Public Hearing, scheduled on Tuesday, May 31, 2016 from 1:30 p.m.–2:30 p.m. at <https://attendee.gototraining.com/r/6875934877175170817>.

After registering you will receive a confirmation e-mail containing information about joining the webinar.

The Chronic Disease Control Branch, CDPH, 1616 Capitol Avenue, MS 7208, P.O. Box 997377, Sacramento, CA, 95899–7377 must receive any written statements or arguments by 5:00 p.m. June 1, 2016 which is hereby designated as the close of the written comment period. It is requested, but not required, that written statements or arguments be submitted in triplicate.

CONTACT

Inquiries concerning the action described in this notice may be directed to Mr. Hector Garcia, PHHSBG Coordinator, at (916) 552–9917 or Hector.Garcia@cdph.ca.gov. In any such inquiries, please identify the action by using the Department Control letters “PHHSBG” in the Subject Line.

AVAILABILITY OF INFORMATION FOR REVIEW

The Agenda and the FFY 2016 State Plan will be available for review in the CDPH lobby located at 1616 Capitol Avenue, Sacramento, California from 8:00 a.m. to 5:00 p.m., May 16, 2016 through May 31, 2016.

The documents will also be available on the following website:

[http://www.cdph.ca.gov/programs/cdcb/Pages/CaliforniaPreventiveHealthandHealthServicesBlockGrant\(PHHSBG\).aspx](http://www.cdph.ca.gov/programs/cdcb/Pages/CaliforniaPreventiveHealthandHealthServicesBlockGrant(PHHSBG).aspx) from 8:00 a.m. to 5:00 p.m. May 16, 2015 through May 31, 2016.

In addition, the notice will be made available in appropriate alternative formats, upon request by any person with a disability as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the applicable federal rules and regulations. Any request for such information must be received by the CDPH 7 days prior to May 31, 2016.

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

NOTICE OF MODIFICATION TO TEXT OF PROPOSED REGULATION

TITLE 27, CALIFORNIA CODE OF REGULATIONS

PROPOSED REPEAL OF ARTICLE 6 AND ADOPTION OF NEW ARTICLE 6

PROPOSITION 65 CLEAR AND REASONABLE WARNINGS

May 20, 2016

As required by Government Code section 11346.8(c), and Title 1, section 44 of the California Code of Regulations, the Office of Environmental Health Hazard Assessment (OEHHA) is providing notice of additional changes to the proposed regulation to repeal and add a new Article 6 to Title 27 of the California Code of Regulations.

This proposed regulation was originally the subject of a Notice of Proposed Rulemaking published on November 27, 2015, in the California Regulatory Notice Register (Register No. Z–2015–1117–11), which initiated a public comment period. Forty–five written comments were received during the comment period that ended January 25, 2016. In addition, OEHHA heard comments at a public hearing on the proposed regulation held on January 13, 2016. On March 25, 2016, OEHHA published a 15–day Notice of Modification of Text of the Proposed Regulation. The comment period closed on April 26, 2016. Thirty–two comments were received during this comment period. Many of the commenters included discussions of the regulation that were beyond the scope of the changes made in the 15–day Notice. OEHHA is not required to respond to comments that are beyond the scope of the Notice. However, these comments will be addressed in the Final Statement of Reasons for this regulation, including comments concerning the following issues:

- The difference between the unlimited sell–through period for products carrying compliant warnings and the two–year phase–in period for use of the new safe harbor warnings.
- The scope of the “grandfathering” provision in Section 25600(e).
- The application of the term “labeling” to warnings provided in owners’ manuals.

- OEHHA’s intent in adopting the manufacturer/retailer responsibility provision in Section 25600.2.
- OEHHA’s intent in requiring that all safe harbor warnings include the name of “one or more” listed chemical.
- Examples of how a warning for more than one chemical or exposure source can be provided.
- Guidance concerning providing warnings in alternative languages.
- Explanation of the differences between the supplemental information on the OEHHA warnings website (www.p65warnings.ca.gov/) and the required elements of a safe harbor warning.

OEHHA also intends to continue to adopt additional provisions in the regulations that address specific exposure situations such as exposures that occur at hotels and apartments, which will supplement the existing regulatory proposal and become effective during the two-year phase-in period for the regulation. Businesses are encouraged to work with OEHHA staff to develop such tailored warnings where they are needed.

OEHHA has carefully considered all the comments received during this rulemaking process. Responses to all the comments will be provided in the Final Statement of Reasons when the regulation is completed. OEHHA has further modified the text of the proposed regulation based on comments received on the modified text published on March 25, 2016. A number of clarifying changes were made to the proposed text of the regulations, most of which are non-substantive. All changes have been highlighted in the text of the regulation.

The most significant changes are summarized below:

- In Section 26600(e) the term “fully” was removed. This provision is intended to be a statement of current law. Specifically, if a party to a court-ordered settlement or judgement complies with the order requiring a particular method or content for a warning, the warnings provided are clear and reasonable as a matter of law. Commenters asked that OEHHA clarify its intent that this provision is not intended to provide a new avenue for enforcement of the law through this provision.
- Section 25600(f) was moved from Section 25601(b) and, slightly modified to clarify that businesses are free to provide a warning that is different from the safe harbor methods and content specified in Subarticle 2 as long as the warning complies with Section 25249.6 of the Act.

- Section 25600.1(c) was revised by removing the phrase, “but is not limited to” and adding the words, “company name, location of manufacture” as additional exceptions to the definition of “consumer information”.
- In Section 25600.1(e) the word “consumer” was added to clarify the type of product intended to be included.
- In response to several comments, section 25600.1(f) was revised to delete the words “medium, including but not limited to” and add the term “source, such as”, and add the phrase “or objects” to better clarify the sources of exposure that should be identified in an environmental exposure warning.
- In Section 25600.2(a) the phrase, “to the extent practicable” was added to parallel the statutory requirement concerning adopting regulations concerning clear and reasonable warnings.
- Section 25601(b) (formerly numbered as subsection (c)) was revised to remove, “for which the person has determined a warning is required” and replace it with, “in the consumer product or affected area for which the warning is being provided” to clarify that the regulation does not impose any new testing or burden of proof requirements for a business. This regulation only applies where a business has already decided to provide a warning; it does not determine when a warning is required.
- Sections 25602(d) and 25607.1(c) were revised to better clarify the circumstances under which a warning must be provided in a language other than English.
- Based on several comments, clarifying changes were made for consistency throughout the regulation to terms that were being used inconsistently including “label”, “warning labels”, “warning materials” and “warning information”.
- The uniform resource locators (URLs) for the general warning content were shortened to “www.P65Warnings.ca.gov” for simplicity and consistency with the existing structure of the warnings website.
- In Section 25603(a)(2) and throughout the regulations the term, “such as” was replaced with “including” for the warning content in response to comments suggesting that the word is more clear.

- Section 25603(a)(2)(E) was added to allow a business to provide a consumer product warning for a single chemical exposure, by allowing the business to delete the words “chemicals including” from the safe harbor warning content.
- Section 25604(a) was revised to ensure consistency in the format, structure and requirements for environmental warnings.
- Section 25605(a) was revised for readability and clarity. An example of the text of a compliant warning is as follows:
WARNING: Entering this area can expose you to chemicals known to the State of California to cause cancer, including asbestos, from construction debris. For more information go to www.P65Warnings.ca.gov.
- Section 25605(a) was modified to allow a business to provide an environmental warning for a single chemical exposure.
- Section 25606(b) was added to clarify that occupational exposure warnings for chemicals that are not covered under subsection (a) can be provided using the methods and content requirements set out in the regulations for consumer product or environmental exposures.
- Section 25607.2(a)(4) was revised for consistency with the other consumer product warnings.
- Section 25607.2(a)(6) was added to allow a business to provide a food product warning for a single chemical exposure, by allowing the business to delete the words “chemicals including” from the safe harbor warning content.
- Section 25607.23(a)(3): The warning content for the amusement park tailored warning was revised to replace “[Name of one or more exposure source(s)]” with “Some areas or features” in consideration of the unique characteristics of environmental exposure scenarios in amusement parks. OEHHA intends to develop more information for its website concerning the most common sources of exposures, the chemicals that are likely to be present at amusement parks, and ways patrons can reduce or avoid exposures in order to supplement this warning, just as OEHHA plans to provide more detailed website information for all of the tailored warnings.

These modifications are also available on the OEHHA website at www.oehha.ca.gov, and may be requested from Monet Vela at the OEHHA Legal Office at (916) 323-2517.

OEHHA will accept written comments specifically addressing the changes made in this version of the regulation until **June 6, 2016 at 5:00 p.m.** There is no need

for commenters to incorporate by reference their earlier comments on the regulation as OEHHA will respond to all relevant comments in the Final Statement of Reasons for the regulation.

We encourage you to submit comments in electronic form, rather than in paper form.

Comments transmitted by e-mail should be addressed to P65Public.Comments@oehha.ca.gov. Please include “Clear and Reasonable Warnings Regulation” in the subject line. Comments submitted in paper form may be mailed, faxed, or delivered in person to the address below. Mailed, faxed or hand-delivered comments should be addressed to:

Monet Vela
Office of Environmental Health Hazard Assessment
P. O. Box 4010
Sacramento, California 95812-4010
Telephone: 916-323-2517
Fax: 916-323-2610
E-mail: P65Public.Comments@oehha.ca.gov

PROPOSITION 65

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

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

**NOTICE TO INTERESTED PARTIES
May 20, 2016**

**CHEMICAL LISTED EFFECTIVE
MAY 20, 2016
AS KNOWN TO THE STATE OF CALIFORNIA
TO CAUSE CANCER:
TETRACHLORVINPHOS, PARATHION, AND
MALATHION**

Effective May 20, 2016, the Office of Environmental Health Hazard Assessment (OEHHA) is adding tetrachlorvinphos, parathion, and malathion to the list of chemicals known to the State of California to cause cancer for purposes of the Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65¹).

Health and Safety Code section 25249.8(a) incorporates California Labor Code section 6382(b)(1) into Proposition 65. Regulations describing the process for listing chemicals via the Labor Code are set out in Title

¹ Health and Safety Code, section 25249.5, *et seq.*

27, Cal. Code of Regs., section 25904. The law requires that certain substances identified by the International Agency for Research on Cancer (IARC) be listed as known to cause cancer under Proposition 65. Labor Code section 6382(b)(1) refers to substances identified as human or animal carcinogens by IARC. An explanation of the carcinogenicity classifications used by IARC, and the *Monographs* development and peer review by the international working groups of scientific experts convened by IARC, may be found at the following URL: <http://monographs.iarc.fr/ENG/Preamble/CurrentPreamble.pdf> (IARC Preamble).

The basis for the listing of tetrachlorvinphos, parathion, and malathion was described in a public notice published in the September 4, 2015, issue of the *California Regulatory Notice Register* (Register 2015, No. 36-Z). The title of the notice was “Notice of Intent to List Chemicals by the Labor Code Mechanism: Tetrachlor-

vinphos, Parathion, Malathion, and Glyphosate.” The publication of the notice initiated a public comment period. We received 230 comments on tetrachlorvinphos, parathion and malathion. The comments relevant to these three pesticides and OEHHA’s responses are posted with the Notice of Intent to List.

OEHHA intends to propose a safe harbor level (no significant risk level or NSRL) for malathion prior to the effective date of the warning requirement for exposures to that chemical.²

A decision concerning the proposed listing of glyphosate will be published at a later date.

A complete, updated Proposition 65 list is published below in this issue of the *California Regulatory Notice Register* and is available on the OEHHA website at http://www.oehha.ca.gov/prop65/prop65_list/Newlist.html.

Chemical	CAS No.	Endpoint	Listing Mechanism*
Tetrachlorvinphos	22248-79-9	Cancer	LC
Parathion	56-38-2	Cancer	LC
Malathion	121-75-5	Cancer	LC

*Listing mechanism: LC – “Labor Code” mechanism (Health and Safety Code section 25249.8(a) and Title 27 Cal. Code of Regs. section 25904)

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

**SAFE DRINKING WATER AND TOXIC
ENFORCEMENT ACT OF 1986**

**CHEMICALS KNOWN TO THE STATE
TO CAUSE CANCER OR
REPRODUCTIVE TOXICITY
May 20, 2016**

The Safe Drinking Water and Toxic Enforcement Act of 1986 requires that the Governor revise and republish at least once per year the list of chemicals known to the State to cause cancer or reproductive toxicity. The identification number indicated in the following list is the Chemical Abstracts Service (CAS) Registry Number. No CAS number is given when several substances are presented as a single listing. The date refers to the initial appearance of the chemical on the list. For easy reference, chemicals which are shown underlined are newly added. Chemicals which are shown with a strikethrough were placed on the list with the date noted, and have subsequently been removed.

CHEMICALS KNOWN TO THE STATE TO CAUSE CANCER

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
A-alpha-C (2-Amino-9H-pyrido[2,3-b]indole)	26148-68-5	January 1, 1990
Acetaldehyde	75-07-0	April 1, 1988
Acetamide	60-35-5	January 1, 1990
Acetochlor	34256-82-1	January 1, 1989
2-Acetylaminofluorene	53-96-3	July 1, 1987
Acifluorfen sodium	62476-59-9	January 1, 1990
Acrylamide	79-06-1	January 1, 1990
Acrylonitrile	107-13-1	July 1, 1987
Actinomycin D	50-76-0	October 1, 1989
AF-2;[2-(2-furyl)-3-(5-nitro-2-furyl)]acrylamide	3688-53-7	July 1, 1987

² Health and Safety Code section 25249.10, Title 27, Cal. Code of Regs, section 25701 *et seq.*

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<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Aflatoxins	—	January 1, 1988
Alachlor	15972-60-8	January 1, 1989
Alcoholic beverages, when associated with alcohol abuse	—	July 1, 1988
Aldrin	309-00-2	July 1, 1988
<u>Allyl chloride Delisted October 29, 1999</u>	<u>107-05-1</u>	<u>January 1, 1990</u>
Aloe vera, non-decolorized whole leaf extract		December 4, 2015
2-Aminoanthraquinone	117-79-3	October 1, 1989
<i>p</i> -Aminoazobenzene	60-09-3	January 1, 1990
<i>ortho</i> -Aminoazotoluene	97-56-3	July 1, 1987
4-Aminobiphenyl (4-aminodiphenyl)	92-67-1	February 27, 1987
1-Amino-2,4-dibromoanthraquinone	81-49-2	August 26, 1997
3-Amino-9-ethylcarbazole hydrochloride	6109-97-3	July 1, 1989
2-Aminofluorene	153-78-6	January 29, 1999
1-Amino-2-methylantraquinone	82-28-0	October 1, 1989
2-Amino-5-(5-nitro-2-furyl)-1,3,4-thiadiazole	712-68-5	July 1, 1987
4-Amino-2-nitrophenol	119-34-6	January 29, 1999
Amitrole	61-82-5	July 1, 1987
Amsacrine	51264-14-3	August 7, 2009
Analgesic mixtures containing phenacetin	—	February 27, 1987
Androstenedione	63-05-8	May 3, 2011
Aniline	62-53-3	January 1, 1990
Aniline hydrochloride	142-04-1	May 15, 1998
<i>ortho</i> -Anisidine	90-04-0	July 1, 1987
<i>ortho</i> -Anisidine hydrochloride	134-29-2	July 1, 1987
Anthraquinone	84-65-1	September 28, 2007
Antimony oxide (Antimony trioxide)	1309-64-4	October 1, 1990
Aramite	140-57-8	July 1, 1987
Areca nut	—	February 3, 2006
Aristolochic acids	—	July 9, 2004
Arsenic (inorganic arsenic compounds)	—	February 27, 1987
Asbestos	1332-21-4	February 27, 1987
Auramine	492-80-8	July 1, 1987
Azacitidine	320-67-2	January 1, 1992
Azaserine	115-02-6	July 1, 1987
Azathioprine	446-86-6	February 27, 1987
Azobenzene	103-33-3	January 1, 1990
Benthiavalicarb-isopropyl	177406-68-7	July 1, 2008
Benz[a]anthracene	56-55-3	July 1, 1987
Benzene	71-43-2	February 27, 1987
Benzidine [and its salts]	92-87-5	February 27, 1987
Benzidine-based dyes	—	October 1, 1992
Benzo[b]fluoranthene	205-99-2	July 1, 1987
Benzo[j]fluoranthene	205-82-3	July 1, 1987
Benzo[k]fluoranthene	207-08-9	July 1, 1987
Benzofuran	271-89-6	October 1, 1990
Benzophenone	119-61-9	June 22, 2012
Benzo[a]pyrene	50-32-8	July 1, 1987
Benzotrithloride	98-07-7	July 1, 1987
Benzyl chloride	100-44-7	January 1, 1990
Benzyl violet 4B	1694-09-3	July 1, 1987
Beryllium and beryllium compounds	—	October 1, 1987
Betel quid with tobacco	—	January 1, 1990
Betel quid without tobacco	—	February 3, 2006

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
2,2-Bis(bromomethyl)-1,3-propanediol	3296-90-0	May 1, 1996
Bis(2-chloroethyl)ether	111-44-4	April 1, 1988
N,N-Bis(2-chloroethyl)-2-naphthylamine (Chlornapazine)	494-03-1	February 27, 1987
Bischloroethyl nitrosourea (BCNU) (Carmustine)	154-93-8	July 1, 1987
Bis(chloromethyl)ether	542-88-1	February 27, 1987
Bis(2-chloro-1-methylethyl) ether, technical grade	—	October 29, 1999
Bitumens, extracts of steam-refined and air refined	—	January 1, 1990
Bracken fern	—	January 1, 1990
Bromate	15541-45-4	May 31, 2002
Bromochloroacetic acid	5589-96-8	April 6, 2010
Bromodichloromethane	75-27-4	January 1, 1990
Bromoethane	74-96-4	December 22, 2000
Bromoform	75-25-2	April 1, 1991
1,3-Butadiene	106-99-0	April 1, 1988
1,4-Butanediol dimethanesulfonate (Busulfan)	55-98-1	February 27, 1987
Butylated hydroxyanisole	25013-16-5	January 1, 1990
beta-Butyrolactone	3068-88-0	July 1, 1987
Cacodylic acid	75-60-5	May 1, 1996
Cadmium and cadmium compounds	—	October 1, 1987
Caffeic acid	331-39-5	October 1, 1994
Captafol	2425-06-1	October 1, 1988
Captan	133-06-2	January 1, 1990
Carbaryl	63-25-2	February 5, 2010
Carbazole	86-74-8	May 1, 1996
Carbon black (airborne, unbound particles of respirable size)	1333-86-4	February 21, 2003
Carbon tetrachloride	56-23-5	October 1, 1987
Carbon-black extracts	—	January 1, 1990
N-Carboxymethyl-N-nitrosourea	60391-92-6	January 25, 2002
Catechol	120-80-9	July 15, 2003
Ceramic fibers (airborne particles of respirable size)	—	July 1, 1990
Certain combined chemotherapy for lymphomas	—	February 27, 1987
Chloral	75-87-6	September 13, 2013
Chloral hydrate	302-17-0	September 13, 2013
Chlorambucil	305-03-3	February 27, 1987
<u>Chloramphenicol Delisted January 4, 2013</u>	56-75-7	October 1, 1989
Chloramphenicol sodium succinate	982-57-0	September 27, 2013
Chlordane	57-74-9	July 1, 1988
Chlordecone (Kepone)	143-50-0	January 1, 1988
Chlordimeform	6164-98-3	January 1, 1989
Chlorendic acid	115-28-6	July 1, 1989
Chlorinated paraffins (Average chain length, C12; approximately 60 percent chlorine by weight)	108171-26-2	July 1, 1989
p-Chloroaniline	106-47-8	October 1, 1994
p-Chloroaniline hydrochloride	20265-96-7	May 15, 1998
<u>Chlorodibromomethane Delisted October 29, 1999</u>	124-48-1	January 1, 1990
Chloroethane (Ethyl chloride)	75-00-3	July 1, 1990
1-(2-Chloroethyl)-3-cyclohexyl-1-nitrosourea (CCNU) (Lomustine)	13010-47-4	January 1, 1988
1-(2-Chloroethyl)-3-(4-methylcyclohexyl)-1-nitrosourea (Methyl-CCNU)	13909-09-6	October 1, 1988
Chloroform	67-66-3	October 1, 1987
Chloromethyl methyl ether (technical grade)	107-30-2	February 27, 1987
3-Chloro-2-methylpropene	563-47-3	July 1, 1989

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<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
1-Chloro-4-nitrobenzene	100-00-5	October 29, 1999
4-Chloro-ortho-phenylenediamine	95-83-0	January 1, 1988
<i>p</i> -Chloro- <i>o</i> -toluidine	95-69-2	January 1, 1990
<i>p</i> -Chloro- <i>o</i> -toluidine, strong acid salts of	—	May 15, 1998
5-Chloro- <i>o</i> -toluidine and its strong acid salts	—	October 24, 1997
Chloroprene	126-99-8	June 2, 2000
Chlorothalonil	1897-45-6	January 1, 1989
Chlorotrianisene	569-57-3	September 1, 1996
Chlorozotocin	54749-90-5	January 1, 1992
Chromium (hexavalent compounds)	—	February 27, 1987
Chrysene	218-01-9	January 1, 1990
C.I. Acid Red 114	6459-94-5	July 1, 1992
C.I. Basic Red 9 monohydrochloride	569-61-9	July 1, 1989
C.I. Direct Blue 15	2429-74-5	August 26, 1997
C.I. Direct Blue 218	28407-37-6	August 26, 1997
C.I. Disperse Yellow 3	2832-40-8	February 8, 2013
C.I. Solvent Yellow 14	842-07-9	May 15, 1998
Ciclosporin (Cyclosporin A; Cyclosporine)	59865-13-3 79217-60-0	January 1, 1992
Cidofovir	113852-37-2	January 29, 1999
Cinnamyl anthranilate	87-29-6	July 1, 1989
Cisplatin	15663-27-1	October 1, 1988
Citrus Red No. 2	6358-53-8	October 1, 1989
Clofibrate	637-07-0	September 1, 1996
Clomiphene citrate	50-41-9	May 24, 2013
CMNP (pyrazachlor)	6814-58-0	August 21, 2015
Cobalt metal powder	7440-48-4	July 1, 1992
Cobalt [II] oxide	1307-96-6	July 1, 1992
Cobalt sulfate	10124-43-3	May 20, 2005
Cobalt sulfate heptahydrate	10026-24-1	June 2, 2000
Coconut oil diethanolamine condensate (cocamide diethanolamine)	—	June 22, 2012
Coke oven emissions	—	February 27, 1987
Conjugated estrogens	—	February 27, 1987
Creosotes	—	October 1, 1988
<i>para</i> -Cresidine	120-71-8	January 1, 1988
Cumene	98-82-8	April 6, 2010
Cupferron	135-20-6	January 1, 1988
Cycasin	14901-08-7	January 1, 1988
Cyclopenta[<i>cd</i>]pyrene	27208-37-3	April 29, 2011
Cyclophosphamide (anhydrous)	50-18-0	February 27, 1987
Cyclophosphamide (hydrated)	6055-19-2	February 27, 1987
Cytembena	21739-91-3	May 15, 1998
D&C Orange No. 17	3468-63-1	July 1, 1990
D&C Red No. 8	2092-56-0	October 1, 1990
D&C Red No. 9	5160-02-1	July 1, 1990
D&C Red No. 19	81-88-9	July 1, 1990
Dacarbazine	4342-03-4	January 1, 1988
Daminozide	1596-84-5	January 1, 1990
Dantron (Chrysazin; 1,8-Dihydroxyanthraquinone)	117-10-2	January 1, 1992
Daunomycin	20830-81-3	January 1, 1988
DDD (Dichlorodiphenyldichloroethane)	72-54-8	January 1, 1989
DDE (Dichlorodiphenyldichloroethylene)	72-55-9	January 1, 1989
DDT (Dichlorodiphenyltrichloroethane)	50-29-3	October 1, 1987

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
DDVP (Dichlorvos)	62-73-7	January 1, 1989
N,N`-Diacetylbenzidine	613-35-4	October 1, 1989
2,4-Diaminoanisole	615-05-4	October 1, 1990
2,4-Diaminoanisole sulfate	39156-41-7	January 1, 1988
4,4`-Diaminodiphenyl ether (4,4`-Oxydianiline)	101-80-4	January 1, 1988
2,4-Diaminotoluene	95-80-7	January 1, 1988
Diaminotoluene (mixed) <u>Delisted November 20, 2015</u>	—	January 1, 1990
Diazoaminobenzene	136-35-6	May 20, 2005
Dibenz[a,h]acridine	226-36-8	January 1, 1988
Dibenz[a,j]acridine	224-42-0	January 1, 1988
Dibenzanthracenes	—	December 26, 2014
Dibenz[a,c]anthracene	215-58-7	December 26, 2014
Dibenz[a,h]anthracene	53-70-3	January 1, 1988
Dibenz[a,j]anthracene	224-41-9	December 26, 2014
7H-Dibenzo[c,g]carbazole	194-59-2	January 1, 1988
Dibenzo[a,e]pyrene	192-65-4	January 1, 1988
Dibenzo[a,h]pyrene	189-64-0	January 1, 1988
Dibenzo[a,i]pyrene	189-55-9	January 1, 1988
Dibenzo[a,l]pyrene	191-30-0	January 1, 1988
Dibromoacetic acid	631-64-1	June 17, 2008
Dibromoacetonitrile	3252-43-5	May 3, 2011
1,2-Dibromo-3-chloropropane (DBCP)	96-12-8	July 1, 1987
2,3-Dibromo-1-propanol	96-13-9	October 1, 1994
Dichloroacetic acid	79-43-6	May 1, 1996
p-Dichlorobenzene	106-46-7	January 1, 1989
3,3`-Dichlorobenzidine	91-94-1	October 1, 1987
3,3`-Dichlorobenzidine dihydrochloride	612-83-9	May 15, 1998
1,4-Dichloro-2-butene	764-41-0	January 1, 1990
3,3`-Dichloro-4,4`-diaminodiphenyl ether	28434-86-8	January 1, 1988
1,1-Dichloroethane	75-34-3	January 1, 1990
Dichloromethane (Methylene chloride)	75-09-2	April 1, 1988
1,2-Dichloropropane	78-87-5	January 1, 1990
1,3-Dichloro-2-propanol (1,3-DCP)	96-23-1	October 8, 2010
1,3-Dichloropropene	542-75-6	January 1, 1989
Diclofop-methyl	51338-27-3	April 6, 2010
Dieldrin	60-57-1	July 1, 1988
Dienestrol <u>Delisted January 4, 2013</u>	84-17-3	January 1, 1990
Diepoxybutane	1464-53-5	January 1, 1988
Diesel engine exhaust	—	October 1, 1990
Diethanolamine	111-42-2	June 22, 2012
Di(2-ethylhexyl)phthalate	117-81-7	January 1, 1988
1,2-Diethylhydrazine	1615-80-1	January 1, 1988
Diethyl sulfate	64-67-5	January 1, 1988
Diethylstilbestrol (DES)	56-53-1	February 27, 1987
Diglycidyl resorcinol ether (DGRE)	101-90-6	July 1, 1989
Dihydrosafrole	94-58-6	January 1, 1988
Diisononyl phthalate (DINP)	—	December 20, 2013
Diisopropyl sulfate	2973-10-6	April 1, 1993
3,3`-Dimethoxybenzidine (ortho-Dianisidine)	119-90-4	January 1, 1988
3,3`-Dimethoxybenzidine dihydrochloride (ortho-Dianisidine dihydrochloride)	20325-40-0	October 1, 1990
3,3`-Dimethoxybenzidine-based dyes metabolized to 3,3`-dimethoxybenzidine	—	June 11, 2004

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3,3`-Dimethylbenzidine-based dyes metabolized to 3,3`-dimethylbenzidine	—	June 11, 2004
Dimethyl sulfate	77-78-1	January 1, 1988
4-Dimethylaminoazobenzene	60-11-7	January 1, 1988
trans-2-[(Dimethylamino)methylimino]-5-[2-(5-nitro-2-furyl)vinyl]-1,3,4-oxadiazole	55738-54-0	January 1, 1988
7,12-Dimethylbenz(a)anthracene	57-97-6	January 1, 1990
3,3`-Dimethylbenzidine (ortho-Tolidine)	119-93-7	January 1, 1988
3,3`-Dimethylbenzidine dihydrochloride	612-82-8	April 1, 1992
Dimethylcarbamoyl chloride	79-44-7	January 1, 1988
1,1-Dimethylhydrazine (UDMH)	57-14-7	October 1, 1989
1,2-Dimethylhydrazine	540-73-8	January 1, 1988
2,6-Dimethyl-N-nitrosomorpholine (DMNM)	1456-28-6	February 8, 2013
N,N-Dimethyl-p-toluidine	99-97-8	May 2, 2014
Dimethylvinylchloride	513-37-1	July 1, 1989
3,7-Dinitrofluoranthene	105735-71-5	August 26, 1997
3,9-Dinitrofluoranthene	22506-53-2	August 26, 1997
1,3-Dinitropyrene	75321-20-9	November 2, 2012
1,6-Dinitropyrene	42397-64-8	October 1, 1990
1,8-Dinitropyrene	42397-65-9	October 1, 1990
Dinitrotoluene mixture, 2,4-/2,6-	—	May 1, 1996
2,4-Dinitrotoluene	121-14-2	July 1, 1988
2,6-Dinitrotoluene	606-20-2	July 1, 1995
Di-n-propyl isocinchomeronate (MGK Repellent 326)	136-45-8	May 1, 1996
1,4-Dioxane	123-91-1	January 1, 1988
Diphenylhydantoin (Phenytoin)	57-41-0	January 1, 1988
Diphenylhydantoin (Phenytoin), sodium salt	630-93-3	January 1, 1988
Direct Black 38 (technical grade)	1937-37-7	January 1, 1988
Direct Blue 6 (technical grade)	2602-46-2	January 1, 1988
Direct Brown 95 (technical grade)	16071-86-6	October 1, 1988
Disperse Blue 1	2475-45-8	October 1, 1990
Diuron	330-54-1	May 31, 2002
Doxorubicin hydrochloride (Adriamycin)	25316-40-9	July 1, 1987
Emissions from combustion of coal	—	August 7, 2013
Emissions from high-temperature unrefined rapeseed oil	—	January 3, 2014
Epichlorohydrin	106-89-8	October 1, 1987
Epoxiconazole	135319-73-2	April 15, 2011
Erionite	12510-42-8/ 66733-21-9	October 1, 1988
Estradiol 17B	50-28-2	January 1, 1988
Estragole	140-67-0	October 29, 1999
Estrogens, steroidal	—	August 19, 2005
Estrogen-progestogen (combined) used as menopausal therapy	—	November 4, 2011
Estrone	53-16-7	January 1, 1988
Etoposide	7280-37-7	August 26, 1997
Ethanol in alcoholic beverages	—	April 29, 2011
Ethinylestradiol	57-63-6	January 1, 1988
Ethoprop	13194-48-4	February 27, 2001
Ethyl acrylate	140-88-5	July 1, 1989
Ethylbenzene	100-41-4	June 11, 2004
Ethyl methanesulfonate	62-50-0	January 1, 1988
Ethyl-4,4`-dichlorobenzilate	510-15-6	January 1, 1990
Ethylene dibromide	106-93-4	July 1, 1987

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Ethylene dichloride (1,2-Dichloroethane)	107-06-2	October 1, 1987
Ethylene oxide	75-21-8	July 1, 1987
Ethylene thiourea	96-45-7	January 1, 1988
Ethyleneimine (Aziridine)	151-56-4	January 1, 1988
Etoposide	33419-42-0	November 4, 2011
Etoposide in combination with cisplatin and bleomycin	—	November 4, 2011
Fenoxycarb	72490-01-8	June 2, 2000
Folpet	133-07-3	January 1, 1989
Formaldehyde (gas)	50-00-0	January 1, 1988
2-(2-Formylhydrazino)-4-(5-nitro-2-furyl)thiazole	3570-75-0	January 1, 1988
FumonisinB ₁	116355-83-0	November 14, 2003
Furan	110-00-9	October 1, 1993
Furazolidone	67-45-8	January 1, 1990
Furmecyclox	60568-05-0	January 1, 1990
Fusarin C	79748-81-5	July 1, 1995
Gallium arsenide	1303-00-0	August 1, 2008
Ganciclovir	82410-32-0	August 26, 1997
Gasoline engine exhaust (condensates/extracts)	—	October 1, 1990
Gemfibrozil	25812-30-0	December 22, 2000
Glass wool fibers (inhalable and biopersistent)	—	July 1, 1990
Glu-P-1 (2-Amino-6-methyldipyrido[1,2-a:3',2'-d]imidazole)	67730-11-4	January 1, 1990
Glu-P-2 (2-Aminodipyrido[1,2-a:3',2'-d]imidazole)	67730-10-3	January 1, 1990
Glycidaldehyde	765-34-4	January 1, 1988
Glycidol	556-52-5	July 1, 1990
Goldenseal root powder	—	December 4, 2015
Griseofulvin	126-07-8	January 1, 1990
Gyromitrin (Acetaldehyde methylformylhydrazone)	16568-02-8	January 1, 1988
HC Blue 1	2784-94-3	July 1, 1989
Heptachlor	76-44-8	July 1, 1988
Heptachlor epoxide	1024-57-3	July 1, 1988
Herbal remedies containing plant species of the genus Aristolochia	—	July 9, 2004
Hexachlorobenzene	118-74-1	October 1, 1987
Hexachlorobutadiene	87-68-3	May 3, 2011
Hexachlorocyclohexane (technical grade)	—	October 1, 1987
Hexachlorodibenzodioxin	34465-46-8	April 1, 1988
Hexachloroethane	67-72-1	July 1, 1990
2,4-Hexadienal (89% trans, trans isomer; 11% cis, trans isomer)	—	March 4, 2005
Hexamethylphosphoramide	680-31-9	January 1, 1988
Hydrazine	302-01-2	January 1, 1988
Hydrazine sulfate	10034-93-2	January 1, 1988
Hydrazobenzene (1,2-Diphenylhydrazine)	122-66-7	January 1, 1988
1-Hydroxyanthraquinone	129-43-1	May 27, 2005
Imazalil	35554-44-0	May 20, 2011
Indeno [1,2,3-cd]pyrene	193-39-5	January 1, 1988
Indium phosphide	22398-80-7	February 27, 2001
IQ (2-Amino-3-methylimidazo[4,5-f]quinoline)	76180-96-6	April 1, 1990
Iprodione	36734-19-7	May 1, 1996
Iprovalicarb	140923-17-7	June 1, 2007
	140923-25-7	
Iron dextran complex	9004-66-4	January 1, 1988
Isobutyl nitrite	542-56-3	May 1, 1996
Isoprene	78-79-5	May 1, 1996

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Isopyrazam	881686-58-1	July 24, 2012
Isosafrole <u>Delisted December 8, 2006</u>	120-58-1	October 1, 1989
Isoxaflutole	141112-29-0	December 22, 2000
Kresoxim-methyl	143390-89-0	February 3, 2012
Lactofen	77501-63-4	January 1, 1989
Lasiocarpine	303-34-4	April 1, 1988
Lead acetate	301-04-2	January 1, 1988
Lead and lead compounds	—	October 1, 1992
Lead phosphate	7446-27-7	April 1, 1988
Lead subacetate	1335-32-6	October 1, 1989
Leather dust	—	April 29, 2011
Lindane and other hexachlorocyclohexane isomers	—	October 1, 1989
Lynestrenol	52-76-6	February 27, 2001
<u>Malathion</u>	<u>121-75-5</u>	<u>May 20, 2016</u>
Malonaldehyde, sodium salt	24382-04-5	May 3, 2011
Mancozeb	8018-01-7	January 1, 1990
Maneb	12427-38-2	January 1, 1990
Marijuana smoke	—	June 19, 2009
Me-A-alpha-C (2-Amino-3-methyl-9H-pyrido[2,3-b]indole)	68006-83-7	January 1, 1990
Medroxyprogesterone acetate	71-58-9	January 1, 1990
Megestrol acetate	595-33-5	March 28, 2014
MeIQ(2-Amino-3,4-dimethylimidazo[4,5-f]quinoline)	77094-11-2	October 1, 1994
MeIQx(2-Amino-3,8-dimethylimidazo[4,5-f]quinoxaline)	77500-04-0	October 1, 1994
Melphalan	148-82-3	February 27, 1987
Mepanipyridin	110235-47-7	July 1, 2008
Merphalan	531-76-0	April 1, 1988
Mestranol	72-33-3	April 1, 1988
Metam potassium	137-41-7	December 31, 2010
Metham sodium	137-42-8	November 6, 1998
8-Methoxypsoralen with ultraviolet A therapy	298-81-7	February 27, 1987
5-Methoxypsoralen with ultraviolet A therapy	484-20-8	October 1, 1988
2-Methylaziridine (Propyleneimine)	75-55-8	January 1, 1988
Methylazoxymethanol	590-96-5	April 1, 1988
Methylazoxymethanol acetate	592-62-1	April 1, 1988
Methyl carbamate	598-55-0	May 15, 1998
3-Methylcholanthrene	56-49-5	January 1, 1990
5-Methylchrysene	3697-24-3	April 1, 1988
4,4`-Methylene bis(2-chloroaniline)	101-14-4	July 1, 1987
4,4`-Methylene bis(N,N-dimethyl)benzenamine	101-61-1	October 1, 1989
4,4`-Methylene bis(2-methylaniline)	838-88-0	April 1, 1988
4,4`-Methylenedianiline	101-77-9	January 1, 1988
4,4`-Methylenedianiline dihydrochloride	13552-44-8	January 1, 1988
Methyleugenol	93-15-2	November 16, 2001
Methylhydrazine and its salts	—	July 1, 1992
2-Methylimidazole	693-98-1	June 22, 2012
4-Methylimidazole	822-36-6	January 7, 2011
Methyl iodide	74-88-4	April 1, 1988
Methyl isobutyl ketone	108-10-1	November 4, 2011
Methylmercury compounds	—	May 1, 1996
Methyl methanesulfonate	66-27-3	April 1, 1988
2-Methyl-1-nitroanthraquinone (of uncertain purity)	129-15-7	April 1, 1988
N-Methyl-N`-nitro-N-nitrosoguanidine	70-25-7	April 1, 1988
N-Methylolacrylamide	924-42-5	July 1, 1990

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<i>a</i> -Methyl styrene (alpha-Methylstyrene)	98-83-9	November 2, 2012
Methylthiouracil	56-04-2	October 1, 1989
Metiram	9006-42-2	January 1, 1990
Metronidazole	443-48-1	January 1, 1988
Michler's ketone	90-94-8	January 1, 1988
Mirex	2385-85-5	January 1, 1988
Mitomycin C	50-07-7	April 1, 1988
Mitoxantrone hydrochloride	70476-82-3	January 23, 2015
MON 4660 (dichloroacetyl-1-oxa-4-azaspiro(4,5)-decane)	71526-07-3	March 22, 2011
MON 13900 (furilazole)	121776-33-8	March 22, 2011
3-Monochloropropane-1,2-diol (3-MCPD)	96-24-2	October 8, 2010
Monocrotaline	315-22-0	April 1, 1988
MOPP (vincristine-prednisone-nitrogen mustard-procarbazine mixture)	113803-47-7	November 4, 2011
5-(Morpholinomethyl)-3-[(5-nitro-furfurylidene)-amino]-2-oxazolidinone	139-91-3	April 1, 1988
Mustard Gas	505-60-2	February 27, 1987
MX (3-chloro-4-(dichloromethyl)-5-hydroxy-2(5H)-furanone)	77439-76-0	December 22, 2000
beta-Myrcene	123-35-3	March 27, 2015
Nafenopin	3771-19-5	April 1, 1988
Nalidixic acid	389-08-2	May 15, 1998
Naphthalene	91-20-3	April 19, 2002
1-Naphthylamine	134-32-7	October 1, 1989
2-Naphthylamine	91-59-8	February 27, 1987
Nickel (Metallic)	7440-02-0	October 1, 1989
Nickel acetate	373-02-4	October 1, 1989
Nickel carbonate	3333-67-3	October 1, 1989
Nickel carbonyl	13463-39-3	October 1, 1987
Nickel compounds	—	May 7, 2004
Nickel hydroxide	12054-48-7; 12125-56-3	October 1, 1989
Nickelocene	1271-28-9	October 1, 1989
Nickel oxide	1313-99-1	October 1, 1989
Nickel refinery dust from the pyrometallurgical process	—	October 1, 1987
Nickel subsulfide	12035-72-2	October 1, 1987
Niridazole	61-57-4	April 1, 1988
Nitrapyrin	1929-82-4	October 5, 2005
Nitrilotriacetic acid	139-13-9	January 1, 1988
Nitrilotriacetic acid, trisodium salt monohydrate	18662-53-8	April 1, 1989
5-Nitroacenaphthene	602-87-9	April 1, 1988
5-Nitro- <i>o</i> -anisidine <u>Delisted December 8, 2006</u>	99-59-2	October 1, 1989
<i>o</i> -Nitroanisole	91-23-6	October 1, 1992
Nitrobenzene	98-95-3	August 26, 1997
4-Nitrobiphenyl	92-93-3	April 1, 1988
6-Nitrochrysene	7496-02-8	October 1, 1990
Nitrofen (technical grade)	1836-75-5	January 1, 1988
2-Nitrofluorene	607-57-8	October 1, 1990
Nitrofurazone	59-87-0	January 1, 1990
1-[(5-Nitrofurfurylidene)-amino]-2-imidazolidinone	555-84-0	April 1, 1988
N-[4-(5-Nitro-2-furyl)-2-thiazolyl]acetamide	531-82-8	April 1, 1988
Nitrogen mustard (Mechlorethamine)	51-75-2	January 1, 1988
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	55-86-7	April 1, 1988
Nitrogen mustard N-oxide	126-85-2	April 1, 1988

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Nitrogen mustard N-oxide hydrochloride	302-70-5	April 1, 1988
Nitromethane	75-52-5	May 1, 1997
2-Nitropropane	79-46-9	January 1, 1988
1-Nitropyrene	5522-43-0	October 1, 1990
4-Nitropyrene	57835-92-4	October 1, 1990
N-Nitrosodi-n-butylamine	924-16-3	October 1, 1987
N-Nitrosodiethanolamine	1116-54-7	January 1, 1988
N-Nitrosodiethylamine	55-18-5	October 1, 1987
N-Nitrosodimethylamine	62-75-9	October 1, 1987
<i>p</i> -Nitrosodiphenylamine	156-10-5	January 1, 1988
N-Nitrosodiphenylamine	86-30-6	April 1, 1988
N-Nitrosodi-n-propylamine	621-64-7	January 1, 1988
N-Nitroso-N-ethylurea	759-73-9	October 1, 1987
3-(N-Nitrosomethylamino)propionitrile	60153-49-3	April 1, 1990
4-(N-Nitrosomethylamino)-1-(3-pyridyl)1-butanone	64091-91-4	April 1, 1990
N-Nitrosomethyl- <i>n</i> -butylamine	7068-83-9	December 26, 2014
N-Nitrosomethyl- <i>n</i> -decylamine	75881-22-0	December 26, 2014
N-Nitrosomethyl- <i>n</i> -dodecylamine	55090-44-3	December 26, 2014
N-Nitrosomethylethylamine	10595-95-6	October 1, 1989
N-Nitrosomethyl- <i>n</i> -heptylamine	16338-99-1	December 26, 2014
N-Nitrosomethyl- <i>n</i> -hexylamine	28538-70-7	December 26, 2014
N-Nitrosomethyl- <i>n</i> -nonylamine	75881-19-5	December 26, 2014
N-Nitrosomethyl- <i>n</i> -octylamine	34423-54-6	December 26, 2014
N-Nitrosomethyl- <i>n</i> -pentylamine	13256-07-0	December 26, 2014
N-Nitrosomethyl- <i>n</i> -propylamine	924-46-9	December 26, 2014
N-Nitrosomethyl- <i>n</i> -tetradecylamine	75881-20-8	December 26, 2014
N-Nitrosomethyl- <i>n</i> -undecylamine	68107-26-6	December 26, 2014
N-Nitroso-N-methylurea	684-93-5	October 1, 1987
N-Nitroso-N-methylurethane	615-53-2	April 1, 1988
N-Nitrosomethylvinylamine	4549-40-0	January 1, 1988
N-Nitrosomorpholine	59-89-2	January 1, 1988
N-Nitrosornicotine	16543-55-8	January 1, 1988
N-Nitrosopiperidine	100-75-4	January 1, 1988
N-Nitrosopyrrolidine	930-55-2	October 1, 1987
N-Nitrososarcosine	13256-22-9	January 1, 1988
<i>o</i> -Nitrotoluene	88-72-2	May 15, 1998
Norethisterone (Norethindrone)	68-22-4	October 1, 1989
Norethynodrel	68-23-5	February 27, 2001
Ochratoxin A	303-47-9	July 1, 1990
Oil Orange SS	2646-17-5	April 1, 1988
Oral contraceptives, combined	—	October 1, 1989
Oral contraceptives, sequential	—	October 1, 1989
Oryzalin	19044-88-3	September 12, 2008
Oxadiazon	19666-30-9	July 1, 1991
Oxazepam	604-75-1	October 1, 1994
Oxymetholone	434-07-1	January 1, 1988
Oxythioquinox (Chinomethionat)	2439-01-2	August 20, 1999
Palygorskite fibers (> 5µm in length)	12174-11-7	December 28, 1999
Panfuran S	794-93-4	January 1, 1988
<u>Parathion</u>	<u>56-38-2</u>	<u>May 20, 2016</u>
Pentachlorophenol	87-86-5	January 1, 1990
Pentosan polysulfate sodium	—	April 18, 2014
Phenacetin	62-44-2	October 1, 1989

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Phenazopyridine	94-78-0	January 1, 1988
Phenazopyridine hydrochloride	136-40-3	January 1, 1988
Phenesterin	3546-10-9	July 1, 1989
Phenobarbital	50-06-6	January 1, 1990
Phenolphthalein	77-09-8	May 15, 1998
Phenoxybenzamine	59-96-1	April 1, 1988
Phenoxybenzamine hydrochloride	63-92-3	April 1, 1988
<i>o</i> -Phenylenediamine and its salts	95-54-5	May 15, 1998
Phenyl glycidyl ether	122-60-1	October 1, 1990
Phenylhydrazine and its salts	—	July 1, 1992
<i>o</i> -Phenylphenate, sodium	132-27-4	January 1, 1990
<i>o</i> -Phenylphenol	90-43-7	August 4, 2000
PhiP(2-Amino-1-methyl-6-phenylimidazol[4,5-b]pyridine)	105650-23-5	October 1, 1994
Pioglitazone	111025-46-8	April 18, 2014
Pirimicarb	23103-98-2	July 2, 2008
Polybrominated biphenyls	—	January 1, 1988
Polychlorinated biphenyls	—	October 1, 1989
Polychlorinated biphenyls (containing 60 or more percent chlorine by molecular weight)	—	January 1, 1988
Polychlorinated dibenzo- <i>p</i> -dioxins	—	October 1, 1992
Polychlorinated dibenzofurans	—	October 1, 1992
Polygeenan	53973-98-1	January 1, 1988
Ponceau MX	3761-53-3	April 1, 1988
Ponceau 3R	3564-09-8	April 1, 1988
Potassium bromate	7758-01-2	January 1, 1990
Primidone	125-33-7	August 20, 1999
Procarbazine	671-16-9	January 1, 1988
Procarbazine hydrochloride	366-70-1	January 1, 1988
Procymidone	32809-16-8	October 1, 1994
Progesterone	57-83-0	January 1, 1988
Pronamide	23950-58-5	May 1, 1996
Propachlor	1918-16-7	February 27, 2001
1,3-Propane sultone	1120-71-4	January 1, 1988
Propargite	2312-35-8	October 1, 1994
beta-Propiolactone	57-57-8	January 1, 1988
Propoxur	114-26-1	August 11, 2006
Propylene glycol mono- <i>t</i> -butyl ether	57018-52-7	June 11, 2004
Propylene oxide	75-56-9	October 1, 1988
Propylthiouracil	51-52-5	January 1, 1988
Pulegone	89-82-7	April 18, 2014
Pymetrozine	123312-89-0	March 22, 2011
Pyridine	110-86-1	May 17, 2002
Quinoline and its strong acid salts	—	October 24, 1997
Radionuclides	—	July 1, 1989
Reserpine	50-55-5	October 1, 1989
Residual (heavy) fuel oils	—	October 1, 1990
Resmethrin	10453-86-8	July 1, 2008
Riddelliine	23246-96-0	December 3, 2004
Saccharin <u>Delisted April 6, 2001</u>	81-07-2	October 1, 1989
Saccharin, sodium <u>Delisted January 17, 2003</u>	128-44-9	January 1, 1988
Safrole	94-59-7	January 1, 1988
Salted fish, Chinese-style	—	April 29, 2011
Selenium sulfide	7446-34-6	October 1, 1989

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Shale-oils	68308-34-9	April 1, 1990
Silica, crystalline (airborne particles of respirable size)	—	October 1, 1988
Soots, tars, and mineral oils (untreated and mildly treated oils and used engine oils)	—	February 27, 1987
Spirodiclofen	148477-71-8	October 8, 2010
Spirolactone	52-01-7	May 1, 1997
Stanozolol	10418-03-8	May 1, 1997
Sterigmatocystin	10048-13-2	April 1, 1988
Streptozotocin (streptozocin)	18883-66-4	January 1, 1988
Strong inorganic acid mists containing sulfuric acid	—	March 14, 2003
Styrene	100-42-5	April 22, 2016
Styrene oxide	96-09-3	October 1, 1988
Sulfallate	95-06-7	January 1, 1988
Sulfasalazine (Salicylazosulfapyridine)	599-79-1	May 15, 1998
Talc containing asbestiform fibers	—	April 1, 1990
Tamoxifen and its salts	10540-29-1	September 1, 1996
Teriparatide	52232-67-4	August 14, 2015
Terrazole	2593-15-9	October 1, 1994
Testosterone and its esters	58-22-0	April 1, 1988
3,3',4,4'-Tetrachloroazobenzene	14047-09-7	July 24, 2012
2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	1746-01-6	January 1, 1988
1,1,1,2-Tetrachloroethane	630-20-6	September 13, 2013
1,1,2,2-Tetrachloroethane	79-34-5	July 1, 1990
Tetrachloroethylene (Perchloroethylene)	127-18-4	April 1, 1988
<i>p</i> -a,a,a-Tetrachlorotoluene	5216-25-1	January 1, 1990
<u>Tetrachlorvinphos</u>	<u>22248-79-9</u>	<u>May 20, 2016</u>
Tetrafluoroethylene	116-14-3	May 1, 1997
Tetranitromethane	509-14-8	July 1, 1990
Thioacetamide	62-55-5	January 1, 1988
4,4'-Thiodianiline	139-65-1	April 1, 1988
Thiodicarb	59669-26-0	August 20, 1999
Thiouracil	141-90-2	June 11, 2004
Thiourea	62-56-6	January 1, 1988
Thorium dioxide	1314-20-1	February 27, 1987
Titanium dioxide (airborne, unbound particles of respirable size)	—	September 2, 2011
Tobacco, oral use of smokeless products	—	April 1, 1988
Tobacco smoke	—	April 1, 1988
Toluene diisocyanate	26471-62-5	October 1, 1989
ortho-Toluidine	95-53-4	January 1, 1988
ortho-Toluidine hydrochloride	636-21-5	January 1, 1988
<u>para-Toluidine Delisted October 29, 1999</u>	<u>106-49-0</u>	<u>January 1, 1990</u>
Toxaphene (Polychlorinated camphenes)	8001-35-2	January 1, 1988
Toxins derived from <i>Fusarium moniliforme</i> (<i>Fusarium verticillioides</i>)	—	August 7, 2009
Treosulfan	299-75-2	February 27, 1987
Triamterene	396-01-0	April 18, 2014
S,S,S-Tributyl phosphorotrithioate (Tribufos, DEF)	78-48-8	February 25, 2011
Trichlormethine (Trimustine hydrochloride)	817-09-4	January 1, 1992
Trichloroacetic acid	76-03-9	September 13, 2013
Trichloroethylene	79-01-6	April 1, 1988
2,4,6-Trichlorophenol	88-06-2	January 1, 1988
1,2,3-Trichloropropane	96-18-4	October 1, 1992
Trimethyl phosphite	512-56-1	May 1, 1996

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
2,4,5-Trimethylaniline and its strong acid salts	—	October 24, 1997
2,4,6-Trinitrotoluene (TNT)	118-96-7	December 19, 2008
Triphenyltin hydroxide	76-87-9	July 1, 1992
Tris(aziridiny)l-para-benzoquinone (Triaziuqone)	68-76-8	October 1, 1989
<u>Delisted December 8, 2006</u>		
Tris(1-aziridiny)lphosphine sulfide (Thiotepa)	52-24-4	January 1, 1988
Tris(2-chloroethyl) phosphate	115-96-8	April 1, 1992
Tris(2,3-dibromopropyl)phosphate	126-72-7	January 1, 1988
Tris(1,3-dichloro-2-propyl) phosphate (TDCPP)	13674-87-8	October 28, 2011
Trp-P-1 (Tryptophan-P-1)	62450-06-0	April 1, 1988
Trp-P-2 (Tryptophan-P-2)	62450-07-1	April 1, 1988
Trypan blue (commercial grade)	72-57-1	October 1, 1989
Unleaded gasoline (wholly vaporized)	—	April 1, 1988
Uracil mustard	66-75-1	April 1, 1988
Urethane (Ethyl carbamate)	51-79-6	January 1, 1988
Vanadium pentoxide (orthorhombic crystalline form)	1314-62-1	February 11, 2005
Vinclozolin	50471-44-8	August 20, 1999
Vinyl bromide	593-60-2	October 1, 1988
Vinyl chloride	75-01-4	February 27, 1987
4-Vinylcyclohexene	100-40-3	May 1, 1996
4-Vinyl-1-cyclohexene diepoxide (Vinyl cyclohexene dioxide)	106-87-6	July 1, 1990
Vinyl fluoride	75-02-5	May 1, 1997
Vinyl trichloride (1,1,2-Trichloroethane)	79-00-5	October 1, 1990
Wood dust	—	December 18, 2009
2,6-Xylidine (2,6-Dimethylaniline)	87-62-7	January 1, 1991
Zalcitabine	7481-89-2	August 7, 2009
Zidovudine (AZT)	30516-87-1	December 18, 2009
Zileuton	111406-87-2	December 22, 2000
Zineb <u>Delisted October 29, 1999</u>	12122-67-7	January 1, 1990

CHEMICALS KNOWN TO THE STATE TO CAUSE REPRODUCTIVE TOXICITY

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Abiraterone acetate	developmental, female, male	154229-18-2	April 8, 2016
Acetazolamide	developmental	59-66-5	August 20, 1999
Acetohydroxamic acid	developmental	546-88-3	April 1, 1990
Acrylamide	developmental, male	79-06-1	February 25, 2011
Actinomycin D	developmental	50-76-0	October 1, 1992
All-trans retinoic acid	developmental	302-79-4	January 1, 1989
Alprazolam	developmental	28981-97-7	July 1, 1990
Altretamine	developmental, male	645-05-6	August 20, 1999
Amantadine hydrochloride	developmental	665-66-7	February 27, 2001
Amikacin sulfate	developmental	39831-55-5	July 1, 1990
Aminoglutethimide	developmental	125-84-8	July 1, 1990
tert-Amyl methyl ether	developmental	994-05-8	December 18, 2009
<u>Delisted December 13, 2013</u>			
Aminoglycosides	developmental	—	October 1, 1992
Aminopterin	developmental, female	54-62-6	July 1, 1987
Amiodarone hydrochloride	developmental, female, male	19774-82-4	August 26, 1997
Amitraz	developmental	33089-61-1	March 30, 1999
Amoxapine	developmental	14028-44-5	May 15, 1998
Anabolic steroids	female, male	—	April 1, 1990

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<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>
Angiotensin converting enzyme (ACE) inhibitors	developmental	—	October 1, 1992
Anisindione	developmental	117-37-3	October 1, 1992
Arsenic (inorganic oxides)	developmental	—	May 1, 1997
Aspirin (NOTE: It is especially important not to use aspirin during the last three months of pregnancy, unless specifically directed to do so by a physician because it may cause problems in the unborn child or complications during delivery.)	developmental, female	50-78-2	July 1, 1990
Atenolol	developmental	29122-68-7	August 26, 1997
Auranofin	developmental	34031-32-8	January 29, 1999
Avermectin B1 (Abamectin)	developmental	71751-41-2	December 3, 2010
Azathioprine	developmental	446-86-6	September 1, 1996
Barbiturates	developmental	—	October 1, 1992
Beclomethasone dipropionate	developmental	5534-09-8	May 15, 1998
Benomyl	developmental, male	17804-35-2	July 1, 1991
Benzene	developmental, male	71-43-2	December 26, 1997
Benzodiazepines	developmental	—	October 1, 1992
Benzphetamine hydrochloride	developmental	5411-22-3	April 1, 1990
Bischloroethyl nitrosourea (BCNU) (Carmustine)	developmental	154-93-8	July 1, 1990
Bisphenol A (BPA)	female	80-05-7	May 11, 2015
Bisphenol A (BPA) <u>Delisted April 19, 2013</u>	developmental	80-05-7	April 11, 2013
Bromacil lithium salt	developmental male	53404-19-6	May 18, 1999 January 17, 2003
1-Bromopropane	developmental, female, male	106-94-5	December 7, 2004
2-Bromopropane	female, male	75-26-3	May 31, 2005
Bromoxynil	developmental	1689-84-5	October 1, 1990
Bromoxynil octanoate	developmental	1689-99-2	May 18, 1999
Butabarbital sodium	developmental	143-81-7	October 1, 1992
1,3-Butadiene	developmental, female, male	106-99-0	April 16, 2004
1,4-Butanediol dimethane-sulfonate (Busulfan)	developmental	55-98-1	January 1, 1989
Butyl benzyl phthalate (BBP)	developmental	85-68-7	December 2, 2005
n-Butyl glycidyl ether <u>Delisted April 4, 2014</u>	male	2426-08-6	August 7, 2009
Cadmium	developmental, male	—	May 1, 1997
Carbamazepine	developmental	298-46-4	January 29, 1999
Carbaryl	developmental, female, male	63-25.2	August 7, 2009
Carbon disulfide	developmental, female, male	75-15-0	July 1, 1989
Carbon monoxide	developmental	630-08-0	July 1, 1989
Carboplatin	developmental	41575-94-4	July 1, 1990
Chenodiol	developmental	474-25-9	April 1, 1990
Chlorambucil	developmental	305-03-3	January 1, 1989
Chlorcyclizine hydrochloride	developmental	1620-21-9	July 1, 1987
Chlordecone (Kepone)	developmental	143-50-0	January 1, 1989
Chlordiazepoxide	developmental	58-25-3	January 1, 1992
Chlordiazepoxide hydrochloride	developmental	438-41-5	January 1, 1992
1-(2-Chloroethyl)-3-cyclohexyl-1-nitrosourea (CCNU) (Lomustine)	developmental	13010-47-4	July 1, 1990

<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>
Chloroform	developmental	67-66-3	August 7, 2009
2-Chloropropionic acid	male	598-78-7	August 7, 2009
Chlorsulfuron	developmental, female, male	64902-72-3	May 14, 1999
<u>Delisted June 6, 2014</u>			
Chromium (hexavalent compounds)	developmental, female, male	—	December 19, 2008
Cidofovir	developmental, female, male	113852-37-2	January 29, 1999
Cladribine	developmental	4291-63-8	September 1, 1996
Clarithromycin	developmental	81103-11-9	May 1, 1997
Clobetasol propionate	developmental, female	25122-46-7	May 15, 1998
Clomiphene citrate	developmental	50-41-9	April 1, 1990
Clorazepate dipotassium	developmental	57109-90-7	October 1, 1992
Cocalne	developmental, female	50-36-2	July 1, 1989
Codeine phosphate	developmental	52-28-8	May 15, 1998
Colchicine	developmental, male	64-86-8	October 1, 1992
Conjugated estrogens	developmental	—	April 1, 1990
Cyanazine	developmental	21725-46-2	April 1, 1990
Cycloate	developmental	1134-23-2	March 19, 1999
Cyclohexanol	male	408-93-0	November 6, 1998
<u>Delisted January 25, 2002</u>			
Cycloheximide	developmental	66-81-9	January 1, 1989
Cyclophosphamide (anhydrous)	developmental, female, male	50-18-0	January 1, 1989
Cyclophosphamide (hydrated)	developmental, female, male	6055-19-2	January 1, 1989
Cyhexatin	developmental	13121-70-5	January 1, 1989
Cytarabine	developmental	147-94-4	January 1, 1989
Dacarbazine	developmental	4342-03-4	January 29, 1999
Danazol	developmental	17230-88-5	April 1, 1990
Daunorubicin hydrochloride	developmental	23541-50-6	July 1, 1990
2,4-D butyric acid	developmental, male	94-82-6	June 18, 1999
o,p`-DDT	developmental, female, male	789-02-6	May 15, 1998
p,p`-DDT	developmental, female, male	50-29-3	May 15, 1998
2,4 DP (dichloroprop)	developmental	120-36-5	April 27, 1999
<u>Delisted January 25, 2002</u>			
Demeclocycline hydrochloride (internal use)	developmental	64-73-3	January 1, 1992
Diazepam	developmental	439-14-5	January 1, 1992
Diazoxide	developmental	364-98-7	February 27, 2001
1,2-Dibromo-3-chloropropane (DBCP)	male	96-12-8	February 27, 1987
Di-n-butyl phthalate (DBP)	developmental, female, male	84-74-2	December 2, 2005
Dichloroacetic acid	developmental, male	79-43-6	August 7, 2009
1,1-Dichloro-2,2-bis(p-chlorophenyl) ethylene (DDE)	developmental, male	72-55-9	March 30, 2010
Dichlorophene	developmental	97-23-4	April 27, 1999
Dichlorophenamide	developmental	120-97-8	February 27, 2001
Diclofop methyl	developmental	51338-27-3	March 5, 1999
Dicumarol	developmental	66-76-2	October 1, 1992
Di(2-ethylhexyl)phthalate (DEHP)	developmental, male	117-81-7	October 24, 2003
Diethylstilbestrol (DES)	developmental	56-53-1	July 1, 1987
Diflunisal	developmental, female	22494-42-4	January 29, 1999
Diglycidyl ether	male	2238-07-5	August 7, 2009
<u>Delisted April 4, 2014</u>			
Di-n-hexyl phthalate (DnHP)	female, male	84-75-3	December 2, 2005
Dihydroergotamine mesylate	developmental	6190-39-2	May 1, 1997

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<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Di-isodecyl phthalate (DIDP)	developmental	68515-49-1/ 26761-40-0	April 20, 2007
Diltiazem hydrochloride	developmental	33286-22-5	February 27, 2001
N,N-Dimethylacetamide	developmental, male	127-19-5	May 21, 2010
<i>m</i> -Dinitrobenzene	male	99-65-0	July 1, 1990
<i>o</i> -Dinitrobenzene	male	528-29-0	July 1, 1990
<i>p</i> -Dinitrobenzene	male	100-25-4	July 1, 1990
2,4-Dinitrotoluene	male	121-14-2	August 20, 1999
2,6-Dinitrotoluene	male	606-20-2	August 20, 1999
Dinitrotoluene (technical grade)	female, male	—	August 20, 1999
Dinocap	developmental	39300-45-3	April 1, 1990
Dinoseb	developmental, male	88-85-7	January 1, 1989
Diphenylhydantoin (Phenytoin)	developmental	57-41-0	July 1, 1987
Disodium cyanodithioimidocarbonate	developmental	138-93-2	March 30, 1999
Doxorubicin hydrochloride (Adriamycin)	developmental, male	25316-40-9	January 29, 1999
Doxycycline (internal use)	developmental	564-25-0	July 1, 1990
Doxycycline calcium (internal use)	developmental	94088-85-4	January 1, 1992
Doxycycline hyclate (internal use)	developmental	24390-14-5	October 1, 1991
Doxycycline monohydrate (internal use)	developmental	17086-28-1	October 1, 1991
Endrin	developmental	72-20-8	May 15, 1998
Environmental tobacco smoke (ETS)	developmental	—	June 9, 2006
Epichlorohydrin	male	106-89-8	September 1, 1996
Ergotamine tartrate	developmental	379-79-3	April 1, 1990
Estropipate	developmental	7280-37-7	August 26, 1997
Ethionamide	developmental	536-33-4	August 26, 1997
Ethyl alcohol in alcoholic beverages	developmental	—	October 1, 1987
Ethyl- <i>tert</i> -butyl ether <u>Delisted December 13, 2013</u>	male	637-92-3	December 18, 2009
Ethyl dipropylthiocarbamate	developmental	759-94-4	April 27, 1999
Ethylene dibromide	developmental, male	106-93-4	May 15, 1998
Ethylene glycol (ingested)	developmental	107-21-1	June 19, 2015
Ethylene glycol monoethyl ether	developmental, male	110-80-5	January 1, 1989
Ethylene glycol monomethyl ether	developmental, male	109-86-4	January 1, 1989
Ethylene glycol monoethyl ether acetate	developmental, male	111-15-9	January 1, 1993
Ethylene glycol monomethyl ether acetate	developmental, male	110-49-6	January 1, 1993
Ethylene oxide	female	75-21-8	February 27, 1987
	developmental, male		August 7, 2009
Ethylene thiourea	developmental	96-45-7	January 1, 1993
2-Ethylhexanoic acid <u>Delisted December 13, 2013</u>	developmental	149-57-5	August 7, 2009
Etodolac	developmental, female	41340-25-4	August 20, 1999
Etoposide	developmental	33419-42-0	July 1, 1990
Etretinate	developmental	54350-48-0	July 1, 1987
Fenoxaprop ethyl	developmental	66441-23-4	March 26, 1999
Filgrastim	developmental	121181-53-1	February 27, 2001
Fluazifop butyl	developmental	69806-50-4	November 6, 1998
Flunisolide	developmental, female	3385-03-3	May 15, 1998
Fluorouracil	developmental	51-21-8	January 1, 1989
Fluoxymesterone	developmental	76-43-7	April 1, 1990
Flurazepam hydrochloride	developmental	1172-18-5	October 1, 1992

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Flurbiprofen	developmental, female	5104-49-4	August 20, 1999
HFlutamide	developmental	13311-84-7	July 1, 1990
Fluticasone propionate	developmental	80474-14-2	May 15, 1998
Fluvalinate	developmental	69409-94-5	November 6, 1998
Ganciclovir	developmental, male	82410-32-0	August 26, 1997
Ganciclovir sodium	developmental, male	107910-75-8	August 26, 1997
Gemfibrozil	female, male	25812-30-0	August 20, 1999
Goserelin acetate	developmental, female, male	65807-02-5	August 26, 1997
Halazepam	developmental	23092-17-3	July 1, 1990
Halobetasol propionate	developmental	66852-54-8	August 20, 1999
aloperidol	developmental, female	52-86-8	January 29, 1999
Halothane	developmental	151-67-7	September 1, 1996
Heptachlor	developmental	76-44-8	August 20, 1999
Hexachlorobenzene	developmental	118-74-1	January 1, 1989
Hexafluoroacetone	developmental, male	684-16-2	August 1, 2008
Hexamethylphosphoramide	male	680-31-9	October 1, 1994
2,5-Hexanedione	male	110-13-4	December 4, 2015
Histrelin acetate	developmental	—	May 15, 1998
Hydramethylnon	developmental, male	67485-29-4	March 5, 1999
Hydrogen cyanide (HCN) and cyanide salts (CN salts)	male	—	July 5, 2013
Hydroxyurea	developmental	127-07-1	May 1, 1997
Idarubicin hydrochloride	developmental, male	57852-57-0	August 20, 1999
Ifosfamide	developmental	3778-73-2	July 1, 1990
Iodine-131	developmental	10043-66-0	January 1, 1989
Isotretinoin	developmental	4759-48-2	July 1, 1987
Lead	developmental, female, male	—	February 27, 1987
Leuprolide acetate	developmental, female, male	74381-53-6	August 26, 1997
Levodopa	developmental	59-92-7	January 29, 1999
Levonorgestrel implants	female	797-63-7	May 15, 1998
Linuron	developmental	330-55-2	March 19, 1999
Lithium carbonate	developmental	554-13-2	January 1, 1991
Lithium citrate	developmental	919-16-4	January 1, 1991
Lorazepam	developmental	846-49-1	July 1, 1990
Lovastatin	developmental	75330-75-5	October 1, 1992
Mebendazole	developmental	31431-39-7	August 20, 1999
Medroxyprogesterone acetate	developmental	71-58-9	April 1, 1990
Megestrol acetate	developmental	595-33-5	January 1, 1991
Melphalan	developmental	148-82-3	July 1, 1990
Menotropins	developmental	9002-68-0	April 1, 1990
Meproamate	developmental	57-53-4	January 1, 1992
Mercaptopurine	developmental	6112-76-1	July 1, 1990
Mercury and mercury compounds	developmental	—	July 1, 1990
Methacycline hydrochloride	developmental	3963-95-9	January 1, 1991
Metham sodium	developmental	137-42-8	May 15, 1998
Methanol	developmental	67-56-1	March 16, 2012
Methazole	developmental	20354-26-1	December 1, 1999
Methimazole	developmental	60-56-0	July 1, 1990
Methotrexate	developmental	59-05-2	January 1, 1989
Methotrexate sodium	developmental	15475-56-6	April 1, 1990
Methyl bromide as a structural fumigant	developmental	74-83-9	January 1, 1993

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Methyln-n-butyl ketone	developmental male	591-78-6	December 4, 2015
Methyl chloride	developmental male	74-87-3	August 7, 2009 March 10, 2000 August 7, 2009
Methyl isobutyl ketone (MIBK)	developmental	108-10-1	March 28, 2014
Methyl isocyanate (MIC)	developmental, female	624-83-9	November 12, 2010
Methyl isopropyl ketone <u>Delisted April 4, 2014</u>	developmental	563-80-4	February 17, 2012
Methyl mercury	developmental	—	July 1, 1987
N-Methylpyrrolidone	developmental	872-50-4	June 15, 2001
α -Methyl styrene <u>Delisted April 4, 2014</u>	female	98-83-9	July 29, 2011
Methyltestosterone	developmental	58-18-4	April 1, 1990
Metiram	developmental	9006-42-2	March 30, 1999
Midazolam hydrochloride	developmental	59467-96-8	July 1, 1990
Minocycline hydrochloride (internal use)	developmental	13614-98-7	January 1, 1992
Misoprostol	developmental	59122-46-2	April 1, 1990
Mitoxantrone hydrochloride	developmental	70476-82-3	July 1, 1990
Molinate	developmental, female, male	2212-67-1	December 11, 2009
Myclobutanil	developmental, male	88671-89-0	April 16, 1999
Nabam	developmental	142-59-6	March 30, 1999
Nafarelin acetate	developmental	86220-42-0	April 1, 1990
Neomycin sulfate (internal use)	developmental	1405-10-3	October 1, 1992
Netilmicin sulfate	developmental	56391-57-2	July 1, 1990
Nickel carbonyl	developmental	13463-39-3	September 1, 1996
Nicotine	developmental	54-11-5	April 1, 1990
Nifedipine	developmental, female, male	21829-25-4	January 29, 1999
Nimodipine	developmental	66085-59-4	April 24, 2001
Nitrapyrin	developmental	1929-82-4	March 30, 1999
Nitrobenzene	male	98-95-3	March 30, 2010
Nitrofurantoin	male	67-20-9	April 1, 1991
Nitrogen mustard (Mechlorethamine)	developmental	51-75-2	January 1, 1989
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	developmental	55-86-7	July 1, 1990
Nitrous oxide	developmental, female	10024-97-2	August 1, 2008
Norethisterone (Norethindrone)	developmental	68-22-4	April 1, 1990
Norethisterone acetate (Norethindrone acetate)	developmental	51-98-9	October 1, 1991
Norethisterone (Norethindrone)/ Ethinyl estradiol	developmental	68-22-4/ 57-63-6	April 1, 1990
Norethisterone (Norethindrone)/Mestranol	developmental	68-22-4/ 72-33-3	April 1, 1990
Norgestrel	developmental	6533-00-2	April 1, 1990
Oxadiazon	developmental	19666-30-9	May 15, 1998
Oxazepam	developmental	604-75-1	October 1, 1992
p,p'-Oxybis(benzenesulfonyl hydrazide) <u>Delisted December 13, 2013</u>	developmental	80-51-3	August 7, 2009
Oxydemeton methyl	female, male	301-12-2	November 6, 1998
Oxymetholone	developmental	434-07-1	May 1, 1997
Oxytetracycline (internal use)	developmental	79-57-2	January 1, 1991

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Oxytetracycline hydrochloride (internal use)	developmental	2058-46-0	October 1, 1991
Oxythioquinox (Chinomethionat)	developmental	2439-01-2	November 6, 1998
Paclitaxel	developmental, female, male	33069-62-4	August 26, 1997
Paramethadione	developmental	115-67-3	July 1, 1990
Penicillamine	developmental	52-67-5	January 1, 1991
Pentobarbital sodium	developmental	57-33-0	July 1, 1990
Pentostatin	developmental	53910-25-1	September 1, 1996
Phenacemide	developmental	63-98-9	July 1, 1990
Phenprocoumon	developmental	435-97-2	October 1, 1992
Phenyl glycidyl ether <u>Delisted April 4, 2014</u>	male	122-60-1	August 7, 2009
Phenylphosphine	developmental male	638-21-1	August 7, 2009
Pimozide	developmental, female	2062-78-4	August 20, 1999
Pipobroman	developmental	54-91-1	July 1, 1990
Plicamycin	developmental	18378-89-7	April 1, 1990
Polybrominated biphenyls	developmental	—	October 1, 1994
Polychlorinated biphenyls	developmental	—	January 1, 1991
Potassium dimethyldithiocarbamate	developmental	128-03-0	March 30, 1999
Pravastatin sodium	developmental	81131-70-6	March 3, 2000
Prednisolone sodium phosphate	developmental	125-02-0	August 20, 1999
Procarbazine hydrochloride	developmental	366-70-1	July 1, 1990
Propargite	developmental	2312-35-8	June 15, 1999
Propylthiouracil	developmental	51-52-5	July 1, 1990
Pyrimethamine	developmental	58-14-0	January 29, 1999
Quazepam	developmental	36735-22-5	August 26, 1997
Quizalofop-ethyl	male	76578-14-8	December 24, 1999
Resmethrin	developmental	10453-86-8	November 6, 1998
Retinol/retinyl esters, when in daily dosages in excess of 10,000 IU, or 3,000 retinol equivalents. (NOTE: Retinol/retinyl esters are required and essential for maintenance of normal reproductive function. The recommended daily level during pregnancy is 8,000 IU.)	developmental	—	July 1, 1989
Ribavirin	developmental male	36791-04-5	April 1, 1990
		36791-04-5	February 27, 2001
Rifampin	developmental, female	13292-46-1	February 27, 2001
Secobarbital sodium	developmental	309-43-3	October 1, 1992
Sermorelin acetate	developmental	—	August 20, 1999
Sodium dimethyldithiocarbamate	developmental	128-04-1	March 30 1999
Sodium fluoroacetate	male	62-74-8	November 6, 1998
Streptomycin sulfate	developmental	3810-74-0	January 1, 1991
Streptozocin (streptozotocin)	developmental, female, male	18883-66-4	August 20, 1999
Sulfasalazine (Salicylazosulfapyridine)	male	599-79-1	January 29, 1999
Sulfur dioxide	developmental	7446-09-5	July 29, 2011
Sulindac	developmental, female	38194-50-2	January 29, 1999
Tamoxifen citrate	developmental	54965-24-1	July 1, 1990
Temazepam	developmental	846-50-4	April 1, 1990
Teniposide	developmental	29767-20-2	September 1, 1996
Terbacil	developmental	5902-51-2	May 18, 1999

<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>
Testosterone cypionate	developmental	58-20-8	October 1, 1991
Testosterone enanthate	developmental	315-37-7	April 1, 1990
2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	developmental	1746-01-6	April 1, 1991
Tetracycline (internal use)	developmental	60-54-8	October 1, 1991
Tetracyclines (internal use)	developmental	—	October 1, 1992
Tetracycline hydrochloride (internal use)	developmental	64-75-5	January 1, 1991
Thalidomide	developmental	50-35-1	July 1, 1987
Thioguanine	developmental	154-42-7	July 1, 1990
Thiophanate methyl	female, male	23564-05-8	May 18, 1999
Tobacco smoke (primary)	developmental, female, male	—	April 1, 1988
Tobramycin sulfate	developmental	49842-07-1	July 1, 1990
Toluene	developmental female	108-88-3	January 1, 1991 August 7, 2009
Topiramate	developmental	97240-79-4	November 27, 2015
Triadimefon	developmental, female, male	43121-43-3	March 30, 1999
Triazolam	developmental	28911-01-5	April 1, 1990
Tributyltin methacrylate	developmental	2155-70-6	December 1, 1999
Trichloroethylene	developmental, male	79-01-6	January 31, 2014
Trientine hydrochloride	developmental	38260-01-4	February 27, 2001
Triforine	developmental	26644-46-2	June 18, 1999
1,3,5-Triglycidyl-s-triazinetriene <u>Delisted December 13, 2013</u>	male	2451-62-9	August 7, 2009
Trilostane	developmental	13647-35-3	April 1, 1990
Trimethadione	developmental	127-48-0	January 1, 1991
Trimetrexate glucuronate	developmental	82952-64-5	August 26, 1997
Triphenyltin hydroxide	developmental	76-87-9	March 18, 2002
Uracil mustard	developmental, female, male	66-75-1	January 1, 1999
Urethane	developmental	51-79-6	October 1, 1994
Urofollitropin	developmental	97048-13-0	April 1, 1990
Valproate (Valproic acid)	developmental	99-66-1	July 1, 1987
Vinblastine sulfate	developmental	143-67-9	July 1, 1990
Vinclozolin	developmental	50471-44-8	May 15, 1998
Vincristine sulfate	developmental	2068-78-2	July 1, 1990
4-Vinylcyclohexene	female, male	100-40-03	August 7, 2009
Vinyl cyclohexene dioxide (4-Vinyl-1-cyclohexene diepoxide)	female, male	106-87-6	August 1, 2008
Warfarin	developmental	81-81-2	July 1, 1987
Zileuton	developmental, female	111406-87-2	December 22, 2000

Date: May 20, 2016

DISAPPROVAL DECISION

DECISION OF DISAPPROVAL OF REGULATORY ACTION

Printed below is the summary of an Office of Administrative Law disapproval decision. The full text of the disapproval decision is available at www.oal.ca.gov under the “Publications” tab. You may also request a copy of a decision by contacting the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA

95814-4339, (916) 323-6225 — FAX (916) 323-6826.
Please request by OAL file number.

CONCLUSION

OAL disapproved the above-referenced rulemaking action for the foregoing reason. Pursuant to Government Code section 11349.4, subdivision (a), the Board may resubmit the rulemaking file with the properly executed STD. 399 signed by Finance within 120 days of their receipt of this Decision of Disapproval. If you have questions, please contact me at (916) 324-6948.

Date: May 9, 2016

Steven J. Escobar
Attorney

For: Debra M. Cornez
Director

Original: Patti Bowers, Executive Officer
Copy: Pat Billingsley

BOARD OF ACCOUNTANCY

**State of California
Office of Administrative Law**

In re:

Board of Accountancy

Regulatory Action:

Title 16, California Code of Regulations

Amend section: 70

**DECISION OF DISAPPROVAL OF
REGULATORY ACTION**

Government Code Section 11349.3

OAL Matter Number: 2016-0329-06S

OAL Matter Type: Regular (S)

**SUMMARY OF REGULATORY
ACTIONS**

SUMMARY OF REGULATORY ACTION

Business and Professions Code section 5134 authorizes the Board of Accountancy (the "Board") to charge various fees. These fees are listed in section 70 of title 16 of the California Code of Regulations. The fee for the initial permit to practice as a partnership, corporation, or certified public accountant, and the biennial fee to renew this permit are both currently set at \$50. An automatic increase of these \$50 fees to \$120 is scheduled to occur on July 1, 2016. This rulemaking proposes to increase these fees to \$200, a level that existed prior to fiscal year 2011-2012. All remaining fees would stay at their existing level.

On March 29, 2016, the Board submitted the above-referenced rulemaking action to the Office of Administrative Law ("OAL") for review. On May 5, 2016, OAL notified the Board of OAL's decision to disapprove the proposed rulemaking. This Decision of Disapproval of Regulatory Action explains the reasons for OAL's action.

DECISION

OAL disapproved the above-referenced rulemaking action because the Board did not obtain the concurrence of the Department of Finance ("Finance") in the Board's estimate of the fiscal impact of the proposed regulations on governmental agencies (STD. 399) as required by State Administrative Manual section 6615. This issue must be resolved prior to OAL's approval of any resubmitted regulations.

**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# 2016-0324-01
BOARD OF OCCUPATIONAL THERAPY
Ethical Standards of Practice

This rulemaking action amends section 4170 of Title 16 of the California Code of Regulations to enhance and clarify several aspects of the existing ethical-standards-of-practice requirements for occupational therapy practitioners.

Title 16
AMEND: 4170
Filed 05/04/2016
Effective 07/01/2016
Agency Contact: Heather Martin (916) 263-2294

File# 2016-0329-02
CALIFORNIA FILM COMMISSION
California Film & Television Tax Credit Program 2.0

This certificate of compliance action makes permanent implementation of the California Film & Tax Credit Program, including the definitions, application

process, eligibility determination, qualified expenditures, tax credit allocation, approved applicant responsibility, credit certificate issuance, applicant ranking, and promotional requirements.

Title 10
ADOPT: 5508, 5509, 5510, 5511, 5512, 5513, 5514, 5515, 5516
Filed 05/11/2016
Effective 05/11/2016
Agency Contact: Terri Toohey (916) 768-5638

File# 2016-0330-04
COURT REPORTERS BOARD OF CALIFORNIA
Scope of Practice

The Court Reporters Board of California is amending section 2403 in title 16 of the California Code of regulations. This amendment clarifies that a reporter's scope of practice includes notice to all parties when there has been a request for an expedited transcript.

Title 16
AMEND: 2403
Filed 05/10/2016
Effective 07/01/2016
Agency Contact: Yvonne Fenner (916) 263-4081

File# 2016-0330-01
DEPARTMENT OF CORRECTIONS AND REHABILITATION
Inmate Religious Personal Items and Sanctuaries

This is a resubmittal of rulemaking action no. 2015-1215-04 by the California Department of Corrections and Rehabilitation, which amends regulations in title 15 of the California Code of Regulations that deal with inmate possession of religious items.

Title 15
AMEND: 3000, 3213
Filed 05/11/2016
Effective 07/01/2016
Agency Contact: Sarah Pollock (916) 445-2308

File# 2016-0429-04
DEPARTMENT OF CORRECTIONS AND REHABILITATION
Searches and Inspections

This rulemaking action by the Department of Corrections and Rehabilitation (Department) is a re-adopt of an emergency of operational necessity pursuant to Penal Code section 5058.3 (2015-1103-01EON). This action amends title 15, section 3173.2 of the California Code of Regulations to modify search options for individuals who alert positive as a result of passive canine

air scans. The Department will no longer conduct unclothed searches of visitors based solely upon a positive passive canine air scan.

Title 15
AMEND: 3173.2
Filed 05/10/2016
Effective 05/10/2016
Agency Contact: Sherri Garcia (916) 445-2266

File# 2016-0504-03
DEPARTMENT OF FOOD AND AGRICULTURE
Bactrocera Tau Eradication Area

This emergency rulemaking action by the Department of Food and Agriculture (DFA) establishes the counties of Los Angeles, Riverside, and San Bernardino as an eradication area for the exotic fruit fly, *Bactrocera tau*, and adds a host list due to recent findings of the pest. The effect of the emergency action provides 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 05/09/2016
Effective 05/09/2016
Agency Contact: Sara Khalid (916) 403-6625

File# 2016-0506-02
DEPARTMENT OF FOOD AND AGRICULTURE
Asian Citrus Psyllid Interior Quarantine

In this emergency rulemaking action, the Department of Food and Agriculture ("DFA") amended section 3435(b) of title 3, California Code of Regulations to establish 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 is in response to the identification of one adult ACP in the Kettleman City area on April 13, 2016. The effect of this emergency action provides authority for the State to perform quarantine activities against ACP within this area, along with the existing regulated areas in the entire counties of Imperial, Los Angeles, Orange, San Bernardino, San Diego, Santa Barbara, Riverside, Tulare, and Ventura, and portions of Fresno, Kern, Madera, San Francisco, San Joaquin, San Luis Obispo, San Mateo, Santa Clara, Alameda, and Stanislaus counties that were already under quarantine for ACP, totaling approximately 53,769 square miles.

Title 3
 AMEND: 3435(b)
 Filed 05/11/2016
 Effective 05/11/2016
 Agency Contact: Sara Khalid (916) 403-6625

File# 2016-0506-03
 DEPARTMENT OF FOOD AND AGRICULTURE
 Asian Citrus Psyllid Interior Quarantine

This emergency rulemaking action by the Department of Food and Agriculture expands the quarantine area of Asian Citrus Psyllid (ACP) “Diaphorina citri” in the Taft area of Kern County. The expanded area will also encompass the existing quarantine for the Shafter, Buttonwillow, Bakersfield, Mettler, and Wasco areas of Kern County and will bring the total area of ACP quarantine in Kern County to 1,606 square miles.

Title 3
 AMEND: 3435(b)
 Filed 05/10/2016
 Effective 05/10/2016
 Agency Contact: Sara Khalid (916) 403-6625

File# 2016-0506-04
 DEPARTMENT OF FOOD AND AGRICULTURE
 Asian Citrus Psyllid Interior Quarantine

This emergency rulemaking by the Department of Food and Agriculture (the “Department”) expands 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 emergency rulemaking, the quarantine areas in the Buttonwillow, Mettler, Shafter, Taft, and Wasco areas of Kern County are combined into the Delano quarantine area. This emergency action provides authority for the State to perform quarantine activities against ACP within this additional area.

Title 3
 AMEND: 3435(b)
 Filed 05/11/2016
 Effective 05/11/2016
 Agency Contact: Sara Khalid (916) 403-6625

File# 2016-0411-01
 DEPARTMENT OF INSURANCE
 Workers’ Compensation Classification/Rating rules

In this action, the Department of Insurance has made annual amendments to the California Workers’ Compensation Uniform Statistical Reporting Plan — 1995, the California Workers’ Compensation Experience Rating Plan — 1995, and the Miscellaneous Regula-

tions for the Recording and Reporting of Data. The three publications are incorporated by reference in sections 2318.6, 2353.1, and 2354, respectively, in title 10 of the California Code of Regulations. The full text of each publication is available at the Insurance Commissioner’s offices and is published by the Workers’ Compensation Insurance Rating Bureau of California. These amendments are exempt from the APA and OAL review under the rates exemption of GC section 11340.9(g) and are effective 1/1/2016.

Title 10
 AMEND: 2318.6, 2353.1, 2354
 Filed 05/10/2016
 Effective 01/01/2016
 Agency Contact: Christina Carroll (916) 492-3283

File# 2016-0503-01
 DEPARTMENT OF INSURANCE
 Worker’s Compensation Classification/Rating Rules

In this action, the Department of Insurance has made annual amendments to the California Workers’ Compensation Experience Rating Plan — 1995. This publication is incorporated by reference in section 2353.1 of title 10 of the California Code of Regulations. The full text of the publication is available at the Insurance Commissioner’s offices and is published by the Workers’ Compensation Insurance Rating Bureau of California. These amendments are exempt from the APA and OAL review under the rates exemption of GC section 11340.9(g) and are effective 1/1/2017.

Title 10
 AMEND: 2353.1
 Filed 05/10/2016
 Effective 01/01/2017
 Agency Contact: Christina Carroll (916) 492-3283

File# 2016-0328-01
 DEPARTMENT OF MOTOR VEHICLES
 Clean Air Vehicle Decals

This rulemaking by the Department of Motor Vehicles (“Department”) amends sections in Title 13 of the California Code of Regulations, pertaining to the Clean Air Vehicle Decal program. Vehicles which meet specified emission standards are eligible for a decal. Vehicle Code section 5205.5 requires the Department to collect a fee for the decals in an amount sufficient to cover the cost of administering the program. The fee for the decal has not been increased since 2002, when it was set at \$8.00. The Bureau of State Audits issued a report in 2015, which included findings that the Department needs to conduct periodic cost analyses to ensure that the program costs are being covered by the applicable fees. In response to those findings, the Department conducted a thorough analysis and determined that a fee of

\$22.00, is required to achieve full cost recovery. Therefore, in this rulemaking, the Department is increasing the decal fee to \$22.00. Additionally, other minor changes are made, including change of address.

Title 13
AMEND: 156.00, 156.01
Filed 05/09/2016
Effective 07/01/2016
Agency Contact: Randi Calkins (916) 657-8898

File# 2016-0411-02
DEPARTMENT OF RESOURCES RECYCLING
AND RECOVERY
Compostable Materials Transfer and Processing

Section 17852 lists definitions for chapter 3.1 of division 7 of title 14 of the California Code of Regulations. Subdivision (a)(24.5) defines "Land Application". As a change without regulatory effect, the Department of Resources Recycling and Recovery is clarifying that subdivision (a)(24.5) does not apply to the use of compost produced in compliance with "chapters" 3.1 and/or 3.2 of division 7, not "articles" 3.1 and/or 3.2.

Title 14
AMEND: 17852
Filed 05/11/2016
Agency Contact: Harlee Branch (916) 341-6056

File# 2016-0329-03
DIVISION OF THE STATE ARCHITECT
Certified Access Specialist Program

The Division of the State Architect filed this action to make comprehensive amendments to the certified access specialist (CASp) program in title 21, division 1, chapter 1, subchapter 2.5 of the California Code of Regulations by repealing, amending, and adopting sections, repealing one article and adding three articles, and repealing one incorporated by reference form and adopting six incorporated by reference forms and two incorporated by reference documents. A CASp is a person certified by the State Architect to review building plans or inspect building sites of public accommodations for compliance with state and federal accessibility standards. The amendments clarify and update requirements for CASp eligibility, examination, certification, certification renewal, continuing education, and disciplinary actions, and establish professional standards for the administration of CASp services.

Title 21
ADOPT: 133, 134, 135, 136, 137, 138, 141, 151, 161, 162, 163, 164, 165, 171 AMEND: 111, 112, 113, 114, 121, 131, 133 (renumbered to 132) REPEAL: 132, 134, 135, 136, 141, 151, 152, 153
Filed 05/09/2016

Effective 05/09/2016
Agency Contact: Ida Clair (916) 322-2490

File# 2016-0408-01
ENVIRONMENTAL PROTECTION AGENCY
Conforming Amendment of Environmental Justice
Small Grants Program

This change without regulatory effect by California Environmental Protection Agency (CalEPA) amends section 10052 of title 27 of the California Code of Regulations to reflect statutory changes to the Environmental Justice Small Grants Program ("Program"). In 2003, Public Resources Code section 71116 established the Program under the jurisdiction of CalEPA. In 2014, Senate Bill 861 (Stats. 2014, Ch. 35, sec. 155) made changes to the Program by increasing the Program's maximum grant award amount from \$20,000 to \$50,000. (Pub. Resources Code, § 71116, subd. (i), as amended by Stats. 2014, ch. 35, sec. 155. Effective January 1, 2015.) This filing will allow CalEPA's Secretary to award a maximum grant of \$50,000 per project, authorizing the Secretary to distribute funds consistent with the new statutory limit.

Title 27
AMEND: 10052
Filed 05/09/2016
Agency Contact: Alice Reynolds (916) 323-2514

File# 2016-0330-03
OFFICE OF EMERGENCY SERVICES
Hazardous Material Release Reporting, Inventory, and
Response Plans

This filing of changes without regulatory effect by the Governor's Office of Emergency Services amends and adopts sections in Title 19 of the California Code of Regulations, to make non-substantive changes for the purpose of restructuring chapter 7. All changes are related to renumbering.

Title 19
ADOPT: 2621, 2622, 2630, 2631, 2632, 2640, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2670, 2671
AMEND: 2650 renumbered to 2621, 2660 renumbered to 2622, 2701 renumbered to 2630, 2703 renumbered to 2631, 2705 renumbered to 2632, 2720 amended and renumbered to 2640, 2722 renumbered to 2642, 2723 amended and renumbered to 2643, 2724 renumbered to 2644, 2725 amended and renumbered to 2645, 2726 renumbered to 2646, 2727 renumbered to 2647, 2728 renumbered to 2648, 2729 amended and renumbered to 2650, 2729.1 amended and renumbered to 2651, 2729.2 amended and renumbered to 2652, 2729.3 amended

and renumbered to 2653, 2729.4 amended and renumbered to 2654, 2729.5 amended and renumbered to 2655, 2729.6 amended and renumbered to 2656, 2729.7 amended and renumbered to 2657, 2731 renumbered to 2658, 2732 amended and renumbered to 2659, 2733 amended and renumbered to 2670, 2734 renumbered to 2671

Filed 05/11/2016

Agency Contact: Michelle Church-Reeves (916) 845-8972

File# 2016-0322-01

**STATE WATER RESOURCES CONTROL BOARD
Regional Water Quality Control Board R4 LA and Ballona Creek TMDLs Revision**

The State Water Resources Control Board (State Water Board) submitted this action for review under Government Code section 11353 to amend sections 3935, 3936, and 3939.13 in title 23 of the California Code of Regulations regarding amendments to the Water Quality Control Plan for the Los Angeles Region (Basin Plan). The Basin Plan amendments were adopted by the Los Angeles Regional Water Quality Control Board (Regional Water Board) on June 11, 2015 in Resolution No. R15-006. The State Water Board approved the Basin Plan amendments on November 17, 2015 in Resolution No. 2015-0068. The Basin Plan amendments revise the total maximum daily load (TMDL) for trash in the Los Angeles River Watershed and the TMDL for trash in the Ballona Creek Watershed to ensure consistency between the two TMDLs where appropriate, provide alternatives for demonstrating full compliance, include greater specificity regarding responsible entities assigned waste load allocations and load allocations, and expand monitoring requirements.

Title 23

AMEND: 3935, 3936, 3939.13

Filed 05/04/2016

Effective 05/04/2016

Agency Contact: Man Voong (213) 576-6690

**CCR CHANGES FILED
WITH THE SECRETARY OF STATE
WITHIN December 9, 2015 TO
May 11, 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

- 04/21/16 AMEND: 599.744
- 04/12/16 AMEND: 18239
- 04/12/16 AMEND: 18616
- 03/22/16 AMEND: 18215.3, 18247.5, 18404, 18405, 18422, 18425, 18427.1, 18450.4, 18531.5, 18531.62 REPEAL: 18402.5
- 03/22/16 AMEND: 18406, 18530.4, 18530.45, 18992
- 02/22/16 ADOPT: 61000, 61001, 61002, 61003, 61004, 61005, 61006, 61007, 61008, 61009, 61010, 61011, 61012, 61013, 61014, 61015, 61016, 61017, 61018, 61019, 61020, 61021, 61022, 61023, 61024
- 02/22/16 ADOPT: 59800
- 02/11/16 AMEND: 57200
- 02/10/16 AMEND: 57200
- 02/04/16 ADOPT: 555.5
- 02/04/16 AMEND: 18351
- 02/04/16 AMEND: 18616
- 01/14/16 AMEND: 18944.1
- 01/14/16 AMEND: 18996
- 01/06/16 AMEND: 48000
- 12/30/15 AMEND: 53900
- 12/23/15 AMEND: 1859.2, 1859.107, 1859.164.2, 1859.195, 1859.198
- 12/23/15 AMEND: 1859.70.4, 1859.93, 1859.93.1, 1859.190
- 12/22/15 AMEND: 51000
- 12/21/15 AMEND: 58200
- 12/21/15 AMEND: 59100
- 12/21/15 AMEND: 1859.76
- 12/15/15 ADOPT: 18360 AMEND: 18362 REPEAL: 18360
- 12/15/15 AMEND: 57500
- 12/15/15 REPEAL: 18413
- 12/14/15 ADOPT: 5.1, 5.2, 90, 248, 548.2, 548.5 REPEAL: 548.77
- 12/09/15 ADOPT: 11023 AMEND: 11005.1 (renumbered to 10500), 11006, 11008, 11009, 11019, 11023 (renumbered to 11024), 11028, 11029, 11030, 11031, 11034, 11035, 11036, 11039, 11040, 11041, 11042, 11043, 11044, 11045, 11046, 11047, 11049, 11050, 11051, 11059, 11060, 11062, 11064, 11065, 11066, 11067, 11068, 11070, 11071, 11075, 11100, 11101, 11103, 11104, 11105, 11111, 11113, 11114, 11121, 11122, 11123, 11128, 11131, 11132, 11133 (renumbered to 10250), 11134

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(renumbered to 10251), 11135
 (renumbered to 10252), 11136
 (renumbered to 10253), 11137
 (renumbered to 10254), 11138
 (renumbered to 10255), 11139
 (renumbered to 10256), 11140
 (renumbered to 10257), 11141
 (renumbered to 10258) REPEAL: 11024

03/10/16 ADOPT: 5258, 5271, 5273 AMEND:
 5033, 5052, 5100, 5102 (renumbered to
 5101), 5103 (renumbered to 5102), 5104
 (renumbered to 5103), 5105 (renumbered
 to 5104), 5106 (renumbered to 5105),
 5107 (renumbered to 5106), 5132, 5170,
 5190, 5191, 5192, 5200, 5205, 5210,
 5230, 5232, 5250, 5255, 5260, 5267
 REPEAL: 5101

Title 3

05/11/16 AMEND: 3435(b)
 05/11/16 AMEND: 3435(b)
 05/10/16 AMEND: 3435(b)
 05/09/16 ADOPT: 3591.27
 04/25/16 AMEND: 3435(b)
 04/07/16 ADOPT: 450, 450.1, 450.2, 450.3, 450.4,
 451, 452
 04/05/16 AMEND: 3589
 03/29/16 AMEND: 3435(b)
 03/21/16 AMEND: 3435
 03/10/16 AMEND: 3435(b)
 03/09/16 AMEND: 3435(b)
 03/08/16 AMEND: 3435(b)
 02/17/16 AMEND: 6000, 6445, 6447, 6447.2,
 6447.3, 6448.1, 6449.1, 6450.1, 6452,
 6452.2, 6784
 02/17/16 AMEND: 3439(b)
 02/09/16 AMEND: 3435(b)
 02/02/16 ADOPT: 3442
 01/27/16 ADOPT: 3591.26
 01/21/16 AMEND: 3435(b)
 01/20/16 AMEND: 3435(b)
 01/14/16 AMEND: 3435(b)
 01/06/16 AMEND: 3435(b)
 01/05/16 AMEND: 3435(b)
 12/30/15 AMEND: 3435(b)
 12/23/15 ADOPT: 3441
 12/21/15 AMEND: 3435(b)
 12/16/15 AMEND: 3435(b)
 12/15/15 AMEND: 3435(b)
 12/14/15 AMEND: 3435

03/08/16 AMEND: 1658
 03/03/16 AMEND: 10176, 10179, 10180, 10181
 02/04/16 AMEND: 5000, 5033, 5052, 5144, 5205,
 5220, 5221, 5230
 02/01/16 ADOPT: 7210, 7213, 7214, 7215, 7216,
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 03/29/16 AMEND: 51516.1
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 02/11/16 ADOPT: 51000, 51000.7, 51000.9.5,
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