



# California Regulatory Notice Register

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MARCH 27, 2020

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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 10. DEPARTMENT OF  
INSURANCE**

**NOTICE OF PROPOSED ACTION AND  
NOTICE OF PUBLIC HEARING REGARDING  
COMMERCIAL AUTOMOBILE INSURANCE  
PROCEDURE RATES FOR THE CALIFORNIA  
AUTOMOBILE ASSIGNED RISK PLAN**

**REG-2020-00006**

**March 31, 2020**

**SUBJECT OF HEARING**

California’s Insurance Commissioner will hold a public hearing to consider the application of the California Automobile Assigned Risk Plan (“CAARP” or “Plan”) for approval of increased rates for the five commercial sub-lines for the Commercial Automobile Insurance Procedure (“CAIP”).

**AUTHORITY AND REFERENCE TO  
ADOPT RATES**

The Commissioner will consider the application pursuant to the authority vested in him by Section 11620 of the California Insurance Code. The Commissioner’s decision on the application will implement, interpret, or make specific the requirements of Insurance Code Section 11624(e). Government Code §11340.9(g) applies to this proceeding.

**HEARING DATE AND LOCATION**

Notice is hereby given that a public hearing will be held to permit all interested persons the opportunity to present statements or arguments, orally or in writing, with respect to the application at the following date, time, and place:

**Date:**  
June 3, 2020

**Time:**  
1 p.m.

**Place:**  
**Department of Insurance Hearing Room**  
**300 South Spring Street**  
**Los Angeles, CA 90013**

**The hearing will continue on the date noted above until all testimony has been submitted or until 5:00 p.m., whichever is earlier.**

**ACCESS TO HEARING ROOM**

The facilities to be used for the public hearing are accessible to persons with mobility impairments. Persons with sight or hearing impairments are requested to notify the contact person (listed below) for this hearing in order to make special arrangements, if necessary.

**WRITTEN AND/OR ORAL COMMENTS:  
AGENCY CONTACT PERSON**

All persons are invited to submit written comments to the Insurance Commissioner on the application prior to the public comment deadline. Comments should be addressed to the contact person for this proceeding:

Contact Person:  
Michael Riordan, Attorney  
California Department of Insurance  
Rate Enforcement Bureau  
45 Fremont Street, 21<sup>st</sup> Floor  
San Francisco, CA 94105  
[riordanm@insurance.ca.gov](mailto:riordanm@insurance.ca.gov)  
Telephone: (415) 538-4226  
Facsimile: (415) 904-5490

The backup agency contact person for this proceeding will be:

Emily Gallagher, Attorney  
California Department of Insurance  
Rate Enforcement Bureau  
45 Fremont Street 21<sup>st</sup> Floor  
San Francisco, CA 94105  
[gallagher@insurance.ca.gov](mailto:gallagher@insurance.ca.gov)  
Telephone: (415) 538-4108

All persons are invited to present oral and/or written testimony at the scheduled public hearing.

**DEADLINE FOR WRITTEN COMMENTS**

All written materials, unless submitted at the hearing, must be **received** by the Insurance Commissioner at the

address listed above **no later than 5:00 p.m. on June 3, 2020**. Any written materials received after that time will not be considered. Written comments may also be submitted to the contact person by e-mail or facsimile transmission. Please select only one method to submit written comments.

#### ADVOCACY OR WITNESS FEES

Persons or groups representing the interest of consumers may be entitled to reasonable advocacy fees, witness fees, and other reasonable expenses, in accordance with the provisions of California Code of Regulations, Title 10, Sections 2662.1–2662.6 in connection with their participation in this matter. Interested persons must submit a Petition to Participate, as specified in California Code of Regulations, Title 10, Section 2661.4. The Petition to Participate must be submitted to the Commissioner at the Office of the Public Advisor at the following address:

California Department of Insurance  
Office of the Public Advisor  
300 Spring Street 12<sup>th</sup> Floor  
Los Angeles, CA 90013  
Telephone: (213) 346–6635

A copy of the Petition to Participate must also be submitted to the contact person for this hearing (listed above). For further information, please contact the Office of the Public Advisor.

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Pursuant to California Insurance Code Section 11624, the Commissioner establishes rates to be charged to those obtaining commercial automobile coverage through CAIP. Section 11624 provides: “Premium charges for the plan shall not be excessive, inadequate, nor unfairly discriminatory, and shall be actuarially sound so as to result in no subsidy of the plan.” Title 10, California Code of Regulations, §2498.5 references the commercial automobile rate manual, which is approved by the Commissioner but not printed in full in the California Code of Regulations.

The Commissioner is holding the hearing referenced above to accept comments on CAARP’s recent rate application. CAARP has proposed rate changes for five CAIP sub-lines, amounting to an overall average **25.4 percent rate increase**. The five sub-lines are

Trucks, Tractor and Trailers;  
Taxis, Limousines and Van Pools;  
All Buses Combined;  
Zone Rated Risks and  
Employers Non–Ownership Liability.

Further details appear in the rate application on file with the Commissioner and available for review as set forth below.

#### COMPARABLE FEDERAL LAW

There are no comparable existing federal regulations or statutes.

#### LOCAL MANDATE DETERMINATION

The Insurance Commissioner has initially determined that the application will not result in any new program mandates on local agencies or school districts.

#### MANDATES ON LOCAL AGENCIES OR SCHOOL DISTRICTS OR COSTS WHICH MUST BE REIMBURSED PURSUANT TO GOVERNMENT CODE SECTIONS 17500 THROUGH 17630

The Insurance Commissioner has initially determined that the application will not result in any cost or significant savings to any local agency or school district for which Part 7 (commencing with Section 17500) of Division 4 of the Government Code would require reimbursement, or in other nondiscretionary costs or savings to local agencies.

#### COST OR SAVINGS TO ANY STATE AGENCY; FEDERAL FUNDING

The Commissioner has determined that the application will result in no cost or savings to any state agency and no cost or savings in federal funding to the state.

#### SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES AND THE ABILITY OF CALIFORNIA BUSINESSES TO COMPETE

CAARP is proposing overall rate increases for Trucks, Tractor and Trailers; Taxis, Limousines and Van Pools; All Buses Combined; Zone Rated Risks and Employers Non–Ownership Liability. Although the number of commercial auto applications placed by CAARP is small, the proposed rate changes could have a statewide economic impact directly affecting businesses, including the ability of California businesses to

compete with businesses in other states. The proposed rate changes could also impact competition or competitiveness. The proposal could also affect the creation or elimination of jobs in California, the creation of new businesses, the elimination of existing businesses, or the expansion of businesses in California. However, California Insurance Code section 11624(e) requires that premium charges for the plan shall be actuarially sound so as to result in no subsidy of the plan by the voluntary market. Therefore, if and to the extent that CAARP is able to demonstrate that certain existing rates are no longer actuarially sound and that rate increases are warranted, the Commissioner is required to approve increased rates. Of course, the Commissioner also recognizes that section 11624(e) requires that rates not be excessive, and the Commissioner will not approve an increase that results in excessive rates.

#### COST IMPACTS ON PRIVATE PERSONS OR ENTITIES

The Insurance Commissioner has determined that there could be potential cost impacts on businesses directly affected by the proposed rate increases. Although the rate application involves commercial automobile insurance rates, to the extent a rate increase impacts business, it could also impact private persons employed by those businesses. The rate increase could also impact private persons wishing to purchase goods or services from businesses if the price of goods or services is increased to cover the increased cost of insurance coverage.

#### IMPACT ON HOUSING COSTS

The Insurance Commissioner has initially determined that the application will not affect housing costs.

#### IMPACT ON SMALL BUSINESS

The proposed rate changes could affect small businesses.

#### SPECIFIC TECHNOLOGIES OR EQUIPMENT

The application would not mandate the use of specific technologies or equipment.

#### ALTERNATIVES

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

#### PLAIN ENGLISH

The application describing the proposal is in plain English. However, the application itself is based on technical actuarial principles.

#### TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared an Initial Statement of Reasons addressing the proposed rate application in addition to the Informative Digest included in this notice. The Initial Statement of Reasons, this Notice of Proposed Action and Text of Regulations are available for inspection or copying, and will be provided at no charge upon request to the contact person listed above. Further details on CAARP's proposal are on file with the Commissioner and available for review as set forth below.

#### FINAL STATEMENT OF REASONS

A Final Statement of Reasons will be prepared at the conclusion of this proceeding. Upon written or e-mail request to the contact person listed above, the Final Statement of Reasons will be made available for inspection and copying once it has been prepared. A copy of the Final Statement of Reasons will also be posted on the Department's website.

#### ACCESS TO RULEMAKING FILE

Any interested person may inspect a copy of or direct questions about CAARP's application, the statement of reasons, and any supplemental information contained in the rulemaking file by contacting the contact person listed above. **By prior appointment**, the rulemaking file is available for inspection at 45 Fremont Street, 21st Floor, San Francisco, California 94105, between the hours of 9:00 a.m. and 4:30 p.m. Monday through Friday.

#### AUTOMATIC MAILING

A copy of this Notice, including the Informative Digest is being sent to all persons on the Insurance Commissioner's mailing list.

**AVAILABILITY OF  
DOCUMENTS ON THE INTERNET**

The Initial Statement of Reasons, proposed text, and this Notice of Proposed Action will be published online and may be accessed through the Department's website at [www.insurance.ca.gov](http://www.insurance.ca.gov).

**AVAILABILITY OF MODIFIED  
TEXT OF REGULATIONS**

If the Department amends the application with changes that are sufficiently related to the original application, the Department will make the full text of the amended rates, with the changes clearly indicated, available to the public for at least 15 days before the date the Department adopts the amended rates.

**TITLE 10. DEPARTMENT OF  
INSURANCE**

**REG-2020-00005**

**March 31, 2020**

**NOTICE OF PROPOSED ACTION AND  
NOTICE OF PUBLIC HEARING  
REVISIONS TO CALIFORNIA LOW COST  
AUTOMOBILE PLAN PLAN OF OPERATIONS**

**SUBJECT OF HEARING**

California Insurance Commissioner Ricardo Lara will hold a public hearing to consider an adjustment to rates for the California Low Cost Automobile Insurance program.

Insurance Code Section 11629.72(c) provides that, annually, the California Automobile Assigned Risk Plan ("CAARP") shall submit to the Commissioner a proposed Low Cost Automobile rate and surcharge schedule for approval. Accordingly, CAARP submitted its 2020 rate recommendation, proposing an overall average rate increase of 3.8%. The Commissioner will consider the current rates and CAARP's rate proposal and hereby invites public input regarding CAARP's proposal. Premium rates are specified in the program's Plan of Operations, approved by the Commissioner. California Code of Regulations, Title 10, Chapter 5, Section 2498.6 references this plan.

**AUTHORITY TO ADOPT  
RATES AND REFERENCES**

Authority for the promulgation of rates is vested in the Insurance Commissioner pursuant to California Insurance Code Sections 11620, 11624, 11629.7, 11629.72, and 11629.79. Premium rates are referenced in Section 27 and Exhibit E of the Programs Plan of Operations. The proposed regulation implements, interprets and makes specific Insurance Code Sections 11629.72 and 11629.79. Government Code Section 11340.9(g) applies to this proceeding.

**HEARING DATE AND LOCATION**

Notice is hereby given that a public hearing will be held to permit all interested persons the opportunity to present statements or arguments, orally or in writing, with respect to the proposed changes at the following date, time, and place:

**Date and Time:**

**June 3, 2020**

**1:00 p.m.**

**Location:**

**Department of Insurance Hearing Room**

**300 South Spring Street**

**Los Angeles, CA 90013**

**ACCESS TO HEARING ROOM**

The facilities to be used for the public hearing are accessible to persons with mobility impairments. Persons with sight or hearing impairments are requested to notify the contact person (listed below) for this hearing in order to make special arrangements, if necessary.

**WRITTEN AND/OR ORAL COMMENTS:  
AGENCY CONTACT PERSON**

All persons are invited to submit written comments to the Insurance Commissioner on the application prior to the public comment deadline. Comments should be addressed to the contact person for this proceeding:

**Contact Person:**

**Michael Riordan, Attorney**

**California Department of Insurance**

**Enforcement Bureau**

**1901 Harrison Street**

**Oakland, CA 94612**

**[riordanm@insurance.ca.gov](mailto:riordanm@insurance.ca.gov)**

**Telephone: (415) 538-4226**

**Facsimile: (510) 238-7830**



The backup agency contact person for this proceeding will be:

Emily Gallagher, Attorney  
 California Department of Insurance  
 Rate Enforcement Bureau  
 1901 Harrison Street  
 Oakland, CA 94612  
[gallaghre@insurance.ca.gov](mailto:gallaghre@insurance.ca.gov)  
 Telephone: (415) 538-4108

All persons are invited to present oral and/or written testimony at the scheduled public hearing.

**DEADLINE FOR WRITTEN COMMENTS**

All written materials, unless submitted at the hearing, must be received by the Insurance Commissioner at the address listed above **no later than 5:00 p.m. on June 3, 2020**. Any written materials received after that time will not be considered. Written comments may also be submitted to the contact person by e-mail or facsimile transmission. Please select only one method to submit written comments.

**ADVOCACY OR WITNESS FEES**

Persons or groups representing the interest of consumers may be entitled to reasonable advocacy fees, witness fees, and other reasonable expenses, in accordance with the provisions of California Code of Regulations, Title 10, Sections 2662.1-2662.6 in connection with their participation in this matter. Interested persons must submit a Petition to Participate, as specified in California Code of Regulations, Title 10, Section 2661.4. The Petition to Participate must be submitted to the Commissioner at the Office of the Public Advisor at the following address:

California Department of Insurance  
 Office of the Public Advisor  
 300 Spring Street 12<sup>th</sup> Floor  
 Los Angeles, CA 90013  
 Telephone: (213) 346-6635

A copy of the Petition to Participate must also be submitted to the contact person for this hearing (listed above). For further information, please contact the Office of the Public Advisor.

**INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW**

**CA 20-06**

California Insurance Code Sections 11629.7 through 11629.85 establish, within the California Automobile Assigned Risk Plan, established under Section 11620 of the Insurance Code, a statewide Low Cost Automobile Insurance Program.

Because the program is established and administered through the CAARP, CAARP procedures are applied where appropriate and consistent with the low cost automobile insurance statutes. Insurance Code Sections 11620 and 11624 require the Commissioner to hold a public hearing before amending assigned risk plan rates.

Section 11629.7 of the Insurance Code requires that, after a public hearing, the Commissioner shall approve or issue a reasonable plan for the equitable apportionment, among insurers, of eligible consumers. The plan also contains rules and rates. This plan, approved by the Commissioner, is referenced in Title 10, Section 2498.6 of the California Code of Regulations.

Under the program, the low-cost auto policy satisfies financial responsibility laws and provides coverage of \$10,000 for liability for bodily injury or death to one person, subject to a cumulative limit of \$20,000 for all persons in one accident, and \$3,000 for liability for damage to property. In addition to eligibility and other requirements, the statute sets forth the annual premium rates. In certain cases, surcharges are added to the base rate. The statute also provides procedures for adjusting the rates.

Insurance Code Section 11629.72(c) provides that, annually, CAARP shall submit to the Commissioner a proposed rate and surcharge for approval. Accordingly, CAARP has submitted a proposal to increase the current rate 3.8% for the liability policy. Further details appear in the application on file with the Commissioner, which is available for review as set forth below.

**COMPARABLE FEDERAL LAW**

There are no comparable existing federal regulations or statutes.

**LOCAL MANDATE DETERMINATION**

The Insurance Commissioner has initially determined that the application will not result in any new program mandates on local agencies or school districts.

MANDATES ON LOCAL  
AGENCIES OR SCHOOL DISTRICTS OR  
COSTS WHICH MUST BE REIMBURSED  
PURSUANT TO GOVERNMENT CODE  
SECTIONS 17500 THROUGH 17630

The Insurance Commissioner has initially determined that the application will not result in any cost or significant savings to any local agency or school district for which Part 7 (commencing with Section 17500) of Division 4 of the Government Code would require reimbursement, or in other nondiscretionary costs or savings to local agencies.

COST OR SAVINGS TO ANY  
STATE AGENCY; FEDERAL FUNDING

The Commissioner has determined that the application will result in no cost or savings to any state agency and no cost or savings in federal funding to the state.

SIGNIFICANT STATEWIDE  
ADVERSE ECONOMIC IMPACT ON  
BUSINESSES AND THE ABILITY OF  
CALIFORNIA BUSINESSES TO COMPETE

The Commissioner has initially determined that the proposal will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. This proposal will have no effect on the creation or elimination of jobs in California, the creation of new businesses, the elimination of existing businesses in California, or the expansion of businesses in California.

COST IMPACTS ON PRIVATE  
PERSONS OR ENTITIES

The Insurance Commissioner has initially determined that the proposal will not affect private person or entities.

IMPACT ON HOUSING COSTS

The Insurance Commissioner has initially determined that the application will not affect housing costs.

IMPACT ON SMALL BUSINESS

The proposed rate changes could affect small businesses.

SPECIFIC TECHNOLOGIES OR EQUIPMENT

The application would not mandate the use of specific technologies or equipment.

ALTERNATIVES

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

PLAIN ENGLISH

The application describing the proposal is in plain English. However, the application itself is based on technical actuarial principles.

TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared an Initial Statement of Reasons addressing the proposed rate application in addition to the Informative Digest included in this notice. The Initial Statement of Reasons, Notice of Proposed Action and Regulation Text are available for inspection or copying, and will be provided at no charge upon request to the contact person listed above. Further details on CAARP's proposal are on file with the Commissioner and available for review as set forth below.

FINAL STATEMENT OF REASONS

A Final Statement of Reasons will be prepared at the conclusion of this proceeding. Upon written or e-mail request to the contact person listed above, the Final Statement of Reasons will be made available for inspection and copying once it has been prepared. A copy of the Final Statement of Reasons will also be posted on the Department's website.

ACCESS TO RULEMAKING FILE

Any interested person may inspect a copy of or direct questions about CAARP's application, the statement of reasons, and any supplemental information contained in the rulemaking file by contacting the contact person listed above. **By prior appointment**, the rulemaking file is available for inspection at 1901 Harrison Street, Oakland, CA 94612, between the hours of 9:00 a.m. and 4:30 p.m. Monday through Friday.

AUTOMATIC MAILING

A copy of this Notice, including the Informative Digest is being sent to all persons on the Insurance Commissioner's mailing list.



AVAILABILITY OF  
DOCUMENTS ON THE INTERNET

The Initial Statement of Reasons, proposed text, and this Notice of Proposed Action will be published online and may be accessed through the Department’s website at [www.insurance.ca.gov](http://www.insurance.ca.gov).

AVAILABILITY OF MODIFIED  
TEXT OF REGULATIONS

If the Department amends the application with changes that are sufficiently related to the original application, the Department will make the full text of the amended rates, with the changes clearly indicated, available to the public for at least 15 days before the date the Department adopts the amended rates.

**TITLE 11. COMMISSION ON PEACE  
OFFICER STANDARDS AND TRAINING**

Notice is hereby given that the Commission on Peace Officer Standards and Training (POST) proposes to amend regulations in Division 2 of Title 11 of the California Code of Regulations as described below in the Informative Digest. A public hearing is not scheduled. Pursuant to Government Code section 11346.8, any interested person, or his/her duly authorized representative, may request a public hearing. POST must receive the written request no later than 15 days prior to the close of the public comment period.

PUBLIC COMMENTS DUE BY MAY 11, 2020

Notice is also given that any interested person, or authorized representative, may submit written comments relevant to the proposed regulatory action by fax at (916) 227-4547, by email to [Veronica Wolfram](mailto:Veronica.Wolfram), or by letter to:

Commission on POST  
Attention: Veronica Wolfram  
860 Stillwater Road, Suite 100  
West Sacramento, CA 95605-1630

AUTHORITY AND REFERENCE

This proposal is made pursuant to the authority vested by Penal Code Section 13503 (authority of the Commission on POST) and Penal Code section 13506 (POST authority to adopt regulations). This proposal is intended to interpret, implement, and make specific Penal Code section 13503(e), which authorizes POST to develop and implement programs to increase the effective-

ness of law enforcement, including programs involving training and education courses.

INFORMATIVE DIGEST/POLICY STATEMENT  
OVERVIEW

Penal Code § 13510 requires that POST develop guidelines and a course of instruction and training for law enforcement officers who are employed as peace officers, or who are not yet employed as a peace officer but are enrolled in a training academy for law enforcement officers. This proposed action will update the incorporated by reference document, Training and Testing Specifications for Peace Officer Basic Courses (revised 4/1/2020).

As part of an ongoing review of the Regular Basic Course content, POST staff and curriculum consultants review Learning Domain content to determine currency and job task relevancy. This process is facilitated by POST and attended by subject matter experts, academy directors, and coordinators. Some of the more significant outcomes of these workshops are recommendations for updating and enhancing the basic courses.

Entry-level peace officers are expected to be competent with a basic awareness of the intelligence system, terrorism threats, suspicious activity reporting process and the importance of critical infrastructure protection.

Proposed changes were made to improve instructional sequencing of topical content and condense material under a domain title consistent with entry-level peace officer tasks related to emergency management and response. Changes made to Learning Domains 26, 41, and 43 were to condense content into two more focused learning domains, remove duplicative information, remove or update outdated information, and align the curriculum with guidelines and terms utilized by organizations within the national industry (Department of Homeland Security [DHS], Federal Emergency Management Agency [FEMA] e.g., state and local governments, law enforcement, and other first responders). Hours were added to Learning Domain 32 to reflect the minimum hours required to complete the required objectives and required learning activities.

To enhance student performance and retention, the Required Learning Activities were updated to reflect emerging training needs and enhance student knowledge in the subjects.

The benefit anticipated by the proposed amendments to the regulations will be to update the Training and Testing Specifications for Peace Officer Basic Courses, which will increase the effectiveness of law enforcement standards for peace officers in preserving peace, protection of public health and safety, and welfare of California.

During the process of developing these regulations and amendments, POST has conducted a search of any similar regulations on this topic and has concluded that these regulations are neither inconsistent nor incompatible with existing state regulations.

All changes to curriculum begin with recommendations from law enforcement practitioners or in some cases via legislative mandates. POST then facilitates meetings attended by curriculum advisors and subject matter experts who provide recommended changes to existing curriculum. The completed work of all committees is presented to the POST Commission for final review and adoption. Upon adoption of the proposed amendments, academies and course presenters will be required to teach and test the updated curriculum. The proposed effective date is October 1, 2020.

#### DOCUMENT INCORPORATED BY REFERENCE

*Training and Testing Specifications for Peace Officer Basic Courses* revised 04/01/2020.

#### ADOPTION OF PROPOSED REGULATIONS

Following the public comment period, the Commission may adopt the proposal substantially as set forth without further notice, or the Commission may modify the proposal if such modifications remain sufficiently related to the text as described in the Informative Digest. If the Commission makes changes to the language before the date of adoption, the text of any modified language, clearly indicated, will be made available at least 15 days before adoption to all persons whose comments were received by POST during the public comment period and to all persons who request notification from POST of the availability of such changes. A request for the modified text should be addressed to the agency official designated in this notice. The Commission will accept written comments on the modified text for 15 days after the date that the revised text is made available.

#### ESTIMATE OF ECONOMIC IMPACT

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

Non-Discretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Costs to any Local Agency or School District for which Government Code sections 17500–17630 require reimbursement: None.

Significant Statewide Adverse Economic Impact Directly Affecting California Businesses, including Small Business: The Commission on Peace Officer Standards and Training has made an initial determination that the amended regulations will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states. The Commission on Peace Officer Standards and Training has found that the proposed amendments will not affect California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement, which does not impact California businesses, including small businesses.

Effect on Housing Costs: The Commission on Peace Officer Standards and Training has made an initial determination that the proposed regulation would have no effect on housing costs.

#### RESULTS OF ECONOMIC IMPACT ASSESSMENT PER GOV. CODE SECTION 11346.3(b)

The adoption of the proposed amendments of regulations will neither create nor eliminate jobs in the State of California, nor result in the elimination of existing businesses or create or expand businesses in the State of California.

The benefits of the proposed amendments to the regulations will be increased efficiency of the state of California in delivering services to stakeholders. Thus, the law enforcement standards are maintained and effective in preserving peace and protection of public health, safety, and welfare in California. There would be no impact that would affect worker safety or the State's environment.

#### CONSIDERATION OF ALTERNATIVES

To take this action, the Commission must determine that no reasonable alternative considered by the Commission, or otherwise identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective as 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 proposed action.

CONTACT PERSONS

Questions regarding this proposed regulatory action may be directed to Veronica Wolfram, Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630 at (916) 227-3204. General questions regarding the regulatory process may be directed to Katie Strickland at (916) 227-2802.

TEXT OF PROPOSAL

Individuals may request copies of the exact language of the proposed regulations and of the initial statement of reasons, and the information the proposal is based upon, from the Commission on POST at 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630. These documents are also located on the POST website at: <https://post.ca.gov/Regulatory-Actions>.

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

The rulemaking file contains all information upon which POST is basing this proposal and is available for public inspection by contacting the person(s) named above.

To request a copy of the Final Statement of Reasons once it has been approved, submit a written request to the contact person(s) named above.

**GENERAL PUBLIC INTEREST**

**OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT**

**ANNOUNCEMENT OF PROCESS TO DEVELOP AND UPDATE PUBLIC HEALTH GOALS FOR CHEMICALS IN DRINKING WATER**

The Calderon-Sher California Safe Drinking Water Act of 1996<sup>1</sup> requires the Office of Environmental Health Hazard Assessment (OEHHA) to post a notice on its website when initiating the development or update of public health goals (PHGs) for contaminants in drinking water. PHGs are concentrations of chemicals in drinking water that are not anticipated to produce ad-

<sup>1</sup> See Health and Safety Code section 116365.

verse health effects. PHGs are non-regulatory in nature but are to be used as the health basis to support California's primary drinking water standards (Maximum Contaminant Levels, or MCLs) established by the State Water Resources Control Board (SWRCB) for chemicals subject to regulation.

This public notice announces the initiation of PHG development for 1,4-dioxane and an update of the PHG for n-nitrosodimethylamine.

Development and update of PHGs for these chemicals are being initiated at the request of SWRCB. OEHHA is requesting information on these contaminants that could assist in conducting the risk assessments and in calculating the PHGs. OEHHA has also posted a notice on its website that provides a limited list of information the office has identified to date as relevant to the preparation of the PHGs.

All information submitted to OEHHA in response to this request is considered public. Please do not submit proprietary information. In order to be considered during the PHG development or update process, **OEHHA must receive information by Monday, April 27, 2020. Electronic submission of information via OEHHA's website (<https://oehha.ca.gov/comments>)** is encouraged. Information submitted in paper form may be mailed or delivered in person to the address below:

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

Attention: PHG Program

If you have any questions, please contact Hermelinda Jimenez at (916) 324-7572 or email [PHG.Program@oehha.ca.gov](mailto:PHG.Program@oehha.ca.gov).

**SUMMARY OF REGULATORY ACTIONS**

**REGULATIONS FILED WITH SECRETARY OF STATE**

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

File# 2020-0131-01  
BOARD OF FORESTRY AND FIRE PROTECTION  
Removal of Title 26 Toxics Regulations

This action by the Board of Forestry and Fire Protection removes regulations contained in title 26 of the California Code of Regulations that are duplicative to or outdated versions of regulations contained in title 14.

Title 26  
REPEAL: 14-1422, 14-1569, 14-1569.1,  
14-1569.2, 14-1569.3, 14-1569.5, 14-1569.6  
Filed 03/16/2020  
Agency Contact: Eric Hedge (916) 653-9633

File# 2020-0311-01  
BOARD OF GOVERNORS, CALIFORNIA  
COMMUNITY COLLEGES  
Extended Opportunity Program & Services (EOPS)

The Board of Governors of the California Community Colleges submitted this action dealing with extended opportunity programs and services (EOPS) to OAL as a print only file. Pursuant to Education Code section 70901.5, this action was filed with the Secretary of State by the Board on March 11, 2020, is exempt from the Administrative Procedure Act and OAL review, and was submitted to OAL only for the purpose of publishing the regulations in the California Code of Regulations.

Title 5  
AMEND: 56220  
Filed 03/11/2020  
Effective 04/10/2020  
Agency Contact: Tanya Bosch (916) 445-1997

File# 2020-0311-02  
BOARD OF GOVERNORS, CALIFORNIA  
COMMUNITY COLLEGES  
Noncredit Courses

The Board of Governors of the California Community Colleges submitted this action dealing with noncredit courses to OAL as a print only file. Pursuant to Education Code section 70901.5, this action was filed with the Secretary of State by the Board on March 11, 2020, is exempt from the Administrative Procedure Act and OAL review, and was submitted to OAL only for the purpose of publishing the regulations in the California Code of Regulations.

Title 5  
AMEND: 55150, 55151, 55154, 55155, 58160  
Filed 03/11/2020  
Effective 04/10/2020  
Agency Contact: Tanya Bosch (916) 445-1997

File# 2020-0205-01  
CALIFORNIA HEALTH BENEFIT EXCHANGE  
Medi-Cal Managed Care Plan Enrollment Assistance

This rulemaking action makes permanent the emergency regulations regarding the application processes to become a Certified Medi-Cal Managed Care Plan, or a Certified Medi-Cal Managed Care Plan Enroller, for purposes of providing health plan enrollment assistance to individuals and regarding fingerprinting and criminal record checks of applicants. The action also adopts regulations concerning training requirements, roles and responsibilities, conflicts of interest for certified plans and certified enrollers, and necessary definitions, as well as provisions governing the suspension and revocation of certification of plans and enrollers.

Title 10  
ADOPT: 6900, 6901, 6902, 6903, 6904, 6905, 6906,  
6907, 6908  
Filed 03/12/2020  
Effective 03/12/2020  
Agency Contact:  
Faviola Ramirez-Adams (916) 228-8668

File# 2020-0219-05  
CALIFORNIA HORSE RACING BOARD  
Authorized Medication During Workouts

In this rulemaking action, the Board adopts a new regulation which prohibits administration of any local anesthetic or narcotic analgesic to any horse within 24 hours of a timed workout. The regulation also prohibits any more than one non-steroidal anti-inflammatory drug in any test sample taken from a horse after it completes a timed workout.

Title 4  
ADOPT: 1868  
Filed 03/16/2020  
Effective 03/16/2020  
Agency Contact: Harold Coburn (916) 263-6026

File# 2020-0310-01  
DEPARTMENT OF FOOD AND AGRICULTURE  
Registration Application for Industrial Hemp, Criminal History Report

In this emergency rulemaking, which is a resubmittal of OAL Matter No. 2020-0210-01E, the Department of Food and Agriculture is adopting timelines, definitions, and procedures for industrial hemp registration and program eligibility determination based on controlled-substance-related felony convictions.

Title 3  
ADOPT: 4901, 4902  
Filed 03/17/2020  
Effective 03/17/2020  
Agency Contact: Rachel Avila (916) 403-6813



File# 2020-0312-01  
DEPARTMENT OF JUSTICE  
Department of Social Services bond form

The Department of Justice submitted this action to file with the Secretary of State, pursuant to Government Code section 11343.8, to adopt a Department of Social Services surety bond form titled "Surety Bond." This surety bond form will be added to the list of Department of Justice approved surety bond forms in California Code of Regulations title 11, section 25 under a new Article 57, Section 119.1.

Title 11  
ADOPT: 119.1  
Filed 03/13/2020  
Effective 03/13/2020  
Agency Contact: Cara M. Porter (415) 510-3508

File# 2020-0303-02  
EDUCATION AUDIT APPEALS PANEL  
Supplement to Audits of K-12 LEAs — FY 2019-20

This emergency action adopts the supplemental 2019-20 Guide for Annual Audits of K-12 Local Education Agencies and State Compliance Reporting.

Title 5  
AMEND: 19810  
Filed 03/12/2020  
Effective 03/12/2020  
Agency Contact:  
Timothy E. Morgan (916) 445-7745

File# 2020-0309-02  
FISH AND GAME COMMISSION  
2020 Recreational Purple Sea Urchin Emergency Rule

In this emergency action, the Commission amends its regulation to temporarily remove the daily bag limit for purple sea urchin (PSU) in Caspar Cove, Mendocino County, so long as they are taken by hand or with manually operated hand-held tools.

Title 14  
AMEND: 29.06  
Filed 03/17/2020  
Effective 03/17/2020  
Agency Contact: David Thesell (916) 654-9903

**PRIOR REGULATORY  
DECISIONS AND CCR  
CHANGES FILED WITH THE  
SECRETARY OF STATE**

A quarterly index of regulatory decisions by the Office of Administrative Law (OAL) is provided in the California Regulatory Notice Register in the volume published by the second Friday in January, April, July, and October following the end of the preceding quarter. For additional information on actions taken by OAL, please visit [www.oal.ca.gov](http://www.oal.ca.gov).