



California Regulatory Notice Register

REGISTER 2017, NO. 35-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

SEPTEMBER 1, 2017

PROPOSED ACTION ON REGULATIONS

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

Conflict-of-Interest Code — Notice File No. Z2017-0822-05 1293
Amendment

Multi-County: Los Angeles-San Diego-San Luis Obispo Rail Corridor Agency

Adoption

Multi-County: Magnolia Educational and Research Foundation

TITLE 2. SECRETARY OF STATE

Early Ballot Retrieval — Notice File No. Z2017-0822-13 1294

TITLE 2. SECRETARY OF STATE

Vote-By-Mail Ballot Drop Boxes and Location — Notice File No. Z2017-0822-12 1296

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

Mediterranean Fruit Fly Interior Quarantine and Eradication — Notice File No. Z2017-0816-01 1298

TITLE 9. DEPARTMENT OF STATE HOSPITALS

Conflict-of-Interest Code — Notice File No. Z2017-0822-02 1300

TITLE 10. DEPARTMENT OF INSURANCE

California Automobile Assigned Risk Plan (CAARP) Plan of Operations — Notice File No. Z2017-0822-08 1301

TITLE 10. DEPARTMENT OF INSURANCE

California Automobile Assigned Risk Plan (CAARP) Simplified Manual Rules and Rates — Notice File No. Z2017-0822-09 1305

TITLE 10. DEPARTMENT OF INSURANCE

California Low Cost Automobile Plan (CLCA) Plan of Operations— Notice File No. Z2017-0822-10 1307

TITLE 11. DEPARTMENT OF JUSTICE

Conflict-of-Interest Code — Notice File No. Z2017-0818-01 1311

(Continued on next page)

Time-Dated Material

TITLE 13. DEPARTMENT OF MOTOR VEHICLES	
<i>Driver’s Licenses and Identification Cards: Real ID — Notice File No. Z2017–0822–06</i>	1311
TITLE 15. BOARD OF STATE AND COMMUNITY CORRECTIONS	
<i>Conflict-of-Interest Code — Notice File No. Z2017–0822–01</i>	1316
TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION	
<i>Cell, Property and Body Inspections — Notice File No. Z2017–0822–07</i>	1316
TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION	
<i>Health Care Grievances— Notice File No. Z2017–0822–14</i>	1319

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND WILDLIFE	
<i>California Endangered Species Act (CESA) Consistency Determination Request for 2017 Storm Damage Department of Water Resources Emergency Rehabilitation — Critical Repair Site Project 2080–2017–007–02 Tehama, Sutter, Yolo, San Joaquin, and Solano Counties</i>	1322
DEPARTMENT OF FISH AND WILDLIFE	
<i>California Endangered Species Act (CESA) Consistency Determination Request for Curletti Farm Labor Camp Project 2080–2017–006–05 Santa Barbara County</i>	1323
OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD	
<i>Public Meeting and Business Meeting</i>	1323

PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT	
<i>Proposition 65 Developmental and Reproductive Toxicant Identification Committee (DARTIC) Hazard Identification Document (HID) Notice — Chlorpyrifos n–Hexane</i>	1324

SUMMARY OF REGULATORY ACTIONS

Regulations filed with the Secretary of State	1325
Sections Filed, March 22, 2017 to August 23, 2017	1328

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.

CALIFORNIA REGULATORY NOTICE REGISTER is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by Barclays, a subsidiary of West, a Thomson Reuters Business, and is offered by subscription for \$205.00 (annual price). To order or make changes to current subscriptions, please call (800) 328–4880. The Register can also be accessed at <http://www.oal.ca.gov>.

**PROPOSED ACTION ON
REGULATIONS**

Information contained in this document is published as received from agencies and is not edited by Thomson Reuters.

**TITLE 2. FAIR POLITICAL
PRACTICES COMMISSION**

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

CONFLICT-OF-INTEREST CODES

AMENDMENT

MULTI-COUNTY: Los Angeles-San Diego-San Luis Obispo Rail Corridor Agency

ADOPTION

MULTI-COUNTY: Magnolia Educational and Research Foundation

A written comment period has been established commencing on September 1, 2017, and closing on October 16, 2017. Written comments should be directed to the Fair Political Practices Commission, Attention Cesar Cuevas, 1102 Q Street, Suite 3000, Sacramento, California 95811.

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 Director of the Commission, relative to review of the proposed conflict-of-interest code(s). Any written comments must be received no later than October 16, 2017. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

COST TO LOCAL AGENCIES

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

**EFFECT ON HOUSING COSTS
AND BUSINESSES**

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

AUTHORITY

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

REFERENCE

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

CONTACT

Any inquiries concerning the proposed conflict-of-interest code(s) should be made to Cesar Cuevas, Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, California 95811, 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 Cesar Cuevas, Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, California 95811, telephone (916) 322-5660.

TITLE 2. SECRETARY OF STATE

NOTICE IS HEREBY GIVEN that the Secretary of State is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments in writing relevant to the action proposed. Written comments, including those sent by mail, facsimile, or e-mail to the address listed under Contact Person in this Notice, must be received by the Secretary of State at its office not later than 5:00 p.m. on October 16, 2017.

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 contact person listed below no later than 15 days prior to the close of the written comment period. Following the public hearing, if one is requested, or following the written comment period if no public hearing is requested, the Secretary of State, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Public Comment Period: September 1, 2017, through October 16, 2017.

AUTHORITY AND REFERENCE

Under authority established in California Government Code section 12172.5, the California Secretary of State may adopt regulations to assure the uniform application and administration of state election laws.

Further, under authority established in Elections Code section 14422, the Secretary of State “shall adopt regulations addressing the secure delivery and transfer

of ballots to a receiving center or central counting place.”

Authority cited: Section 14422, Elections Code; Section 12172.5, Government Code.

Reference cited: Section 14422, Elections Code.

INFORMATIVE DIGEST

A. Informative Digest

Current law allows for county elections officials to retrieve ballots from voting locations before the close of polls and instructs the Secretary of State to adopt regulations addressing the secure delivery and transfer of the ballots (Elec. Code § 14422).

The purpose of inserting the proposed sections into the California Code of Regulations is as follows:

1. Conform to requirement to promulgate guidelines under Elections Code section 14422.
2. Establish requirements for security of early ballot retrieval.
3. Ensure security and integrity of elections that feature early ballot retrieval.

B. Policy Statement Overview/Anticipated Benefits of Proposal

Retrieving ballots from voting locations before the close of polls on Election Day helps county elections officials process ballots and return results in a timely and efficient manner. Existing law allows for these retrievals and instructs the Secretary of State to develop these regulations.

These proposed regulations will provide guidelines addressing the secure delivery and transfer of ballots to a receiving center or central counting place before the close of polls on Election Day.

This proposal will help to enable better service to voters and improve the efficient management of elections.

C. Consistency/Compatibility with Existing State Regulations

After conducting an evaluation for any regulations relating to this area, the Secretary of State has found that these are the only regulations dealing with the early retrieval of ballots. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations. This regulatory proposal creates new regulations relating to Elections Code section 14422 and early ballot retrieval.

D. Documents Incorporated by Reference: None.

E. Documents Relied Upon in Preparing the Regulations: Economic Impact Assessment.

FISCAL IMPACT ESTIMATES AND RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

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

Nondiscretionary Costs/Savings to Local Agencies: None.

Mandate on local agencies and school districts: None.

Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement: None.

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

The new proposed regulations are required pursuant to Elections Code section 14422.

The proposed regulations establish requirements for retrieving voted ballots prior to the closing of the polls, which will improve election efficiency. In doing so, election results may be reported earlier on election night, and counties may save taxpayer dollars by reducing overtime costs.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability to Compete: The Secretary of State has made an initial determination that this regulatory 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.

Cost Impact on Representative Private Person or Business: The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None.

Effect on Small Business: The Secretary of State has determined that the proposed regulations will not affect small businesses because each provision of the proposed regulation either reflects existing law and practices or is not mandatory.

Economic Impact Assessment/Analysis Summary Comments: This proposed regulation is not a “major regulation”; therefore, there is no economic impact assessment comment from the Department of Finance nor response.

CONSIDERATION OF ALTERNATIVES

The Secretary of State must determine that no reasonable alternative it considered to the regulations 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 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.

Any interested person may present statements or arguments relevant to the above determinations.

INITIAL STATEMENT OF REASONS, THE TEXT OF PROPOSAL AND THE RULEMAKING FILE

The Secretary of State has prepared an Initial Statement of the reasons for the proposed action and has available all the information upon which the proposal is based. The Initial Statement of Reasons is available on the Secretary of State website.

Copies of the express language of the proposed regulations, any document incorporated by reference, the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained throughout the rulemaking process upon request from the Secretary of State contact or on the website listed below.

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

A Final Statement of Reasons will be created after the closing of the public comment period. You may obtain a copy of the final statement of reasons once it has been prepared from the contact person named below or by accessing the website listed below.

CONTACT PERSON

Inquiries or comments concerning the proposed rule-making action may be addressed to:

Robbie Anderson
Secretary of State
1500 11th St., 5th Floor
Sacramento, CA 95814
(916) 657-2166

Or to: earlyballotretrievalregulations@sos.ca.gov

The backup contact person is:

Jennifer Curtis
Secretary of State
1500 11th St., 5th Floor
Sacramento, CA 95814
(916) 657-2166

Or to: earlyballotretrievalregulations@sos.ca.gov

Website Access: Materials regarding this proposal can be found at www.sos.ca.gov.

INFORMATIVE DIGEST

TITLE 2. SECRETARY OF STATE

NOTICE IS HEREBY GIVEN that the Secretary of State is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments in writing relevant to the action proposed. Written comments, including those sent by mail, facsimile, or e-mail to the address listed under Contact Person in this Notice, must be received by the Secretary of State at its office not later than 5:00 p.m. on October 16, 2017.

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 contact person listed below no later than 15 days prior to the close of the written comment period. Following the public hearing, if one is requested, or following the written comment period if no public hearing is requested, the Secretary of State, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Public Comment Period: September 1, 2017, through October 16, 2017.

AUTHORITY AND REFERENCE

Under authority established in California Government Code section 12172.5, the California Secretary of State may adopt regulations to assure the uniform application and administration of state election laws.

Further, under authority established in Elections Code section 3025, the Secretary of State “shall promulgate regulations establishing guidelines based on best practices for security measures and procedures, including, but not limited to, chain of custody, pick-up times, proper labeling, and security of vote by mail ballot drop boxes, that a county elections official may use if the county elections official establishes one or more vote by mail ballot drop-off locations.”

Authority cited: Section 3025, Elections Code; Section 12172.5, Government Code.

Reference cited: Section 3025, Elections Code.

A. Informative Digest

Current law allows for county elections officials to establish vote-by-mail ballot drop-off locations and drop boxes under guidelines established in regulations promulgated by the Secretary of State (Elec. Code §§ 3025 and 4005). The law requires that such guidelines be based on best practices for security measures and procedures, including, but not limited to, chain of custody, pick-up times, proper labeling, and security of vote-by-mail ballot drop boxes (Elec. Code § 3025(b)).

The purpose of inserting the proposed sections into the California Code of Regulations is as follows:

1. Establish requirements for the design of vote-by-mail drop boxes.
2. Establish accessibility requirements for vote-by-mail drop-off locations and vote-by-mail drop boxes.
3. Establish requirements for locations and the security of vote-by-mail drop-off locations and vote-by-mail drop boxes
4. Establish requirements for notifying the public of the times of drop box availability and times of ballot collections.
5. Establish requirements for ballot collection procedures and chain of custody.

B. Policy Statement Overview/Anticipated Benefits of Proposal

In order to support the continuing increase of vote-by-mail participation, respond to recent changes in Postal Service policies and procedures that affect mail delivery, enable changes to our elections system under the Voters Choice Act (SB 450, Ch. 832, Stats. 2016), and improve the quality of service to all voters, the Secretary of State encourages the secure establishment of vote-by-mail drop-off locations and boxes.

These proposed regulations will provide guidelines for ensuring the security of vote-by-mail drop-off locations and boxes and will enable their use throughout the state.

This proposal will help to enable better service to voters, improving civic engagement and the voting experience for millions of Californians.

C. Consistency/Compatibility with Existing State Regulations

After conducting an evaluation for any regulations relating to this area, the Secretary of State has found that these are the only regulations dealing with the Vote-By-Mail Ballot Drop Boxes and Locations. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations. This regulatory proposal creates new regulations relating to Elec-

tions Code section 3025 and Vote-By-Mail Ballot Drop Boxes and Locations.

D. Documents Incorporated by Reference: None.

E. Documents Relied Upon in Preparing the Regulations: Economic Impact Assessment.

FISCAL IMPACT ESTIMATES AND RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: These regulations may cause increased costs to county elections officials due to the requirement that two individuals are required to retrieve voted ballots. This requirement has been included in these regulations to conform to provisions in the Elections Code (Sections 14422(a), 14434, 15201, and 15202) that require at least two individuals to transport voted ballots from polling places to the office of the elections official, a central count location, or a ballot processing center. In addition, some counties may see increased costs when purchasing their drop boxes due to the design specifications set forth in these regulations.

These regulations do not result in any costs or savings to the state or any state agency.

These regulations do not result in any costs or savings with respect to federal funding to the state.

Nondiscretionary Costs/Savings to Local Agencies: None.

Mandate on local agencies and school districts: These regulations may cause increased costs to county elections officials due to the requirement that two individuals are required to retrieve voted ballots. This requirement has been included in these regulations to conform to provisions in the Elections Code (Sections 14422(a), 14434, 15201, and 15202) that require at least two individuals to transport voted ballots from polling places to the office of the elections official, a central count location, or a ballot processing center. In addition, some counties may see increased costs when purchasing their drop boxes due to the design specifications set forth in these regulations.

These regulations do not create a mandate on school districts.

Cost to Any Local Agency or School District for Which Government Code Sections 17500-17630 Require Reimbursement: None.

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

The new proposed regulations are required pursuant to Elections Code section 3025.

The proposed regulations implement the requirements of Section 3025 by establishing security, chain of custody, and proper procedures for vote-by-mail ballot drop boxes and locations. Accordingly, this proposal will help to enable better service to voters, improving civic engagement and the voting experience for millions of Californians.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability to Compete: The Secretary of State has made an initial determination that this regulatory 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.

Cost Impact on Representative Private Person or Business: The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None.

Effect on Small Business: The Secretary of State has determined that the proposed regulations will not affect small businesses because each provision of the proposed regulation either reflects existing law and practices or is not mandatory.

Economic Impact Assessment/Analysis Summary Comments: This proposed regulation is not a "major regulation"; therefore, there is no economic impact assessment comment from the Department of Finance nor response.

CONSIDERATION OF ALTERNATIVES

The Secretary of State must determine that no reasonable alternative it considered to the regulations 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 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.

Any interested person may present statements or arguments relevant to the above determinations.

INITIAL STATEMENT OF REASONS, THE TEXT OF PROPOSAL AND THE RULEMAKING FILE

The Secretary of State has prepared an Initial Statement of the reasons for the proposed action and has available all the information upon which the proposal is based. The Initial Statement of Reasons is available on the Secretary of State website.

Copies of the express language of the proposed regulations, any document incorporated by reference, the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained throughout the rulemaking process upon request from the Secretary of State contact or on the website listed below.

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

A Final Statement of Reasons will be created after the closing of the public comment period. You may obtain a copy of the final statement of reasons once it has been prepared from the contact person named below or by accessing the website listed below.

CONTACT PERSON

Inquiries or comments concerning the proposed rule-making action may be addressed to:

Robbie Anderson
Secretary of State
1500 11th St., 5th Floor
Sacramento, CA 95814
(916) 657-2166

Or to: dropboxregulations@sos.ca.gov
The backup contact person is:

Jennifer Curtis
Secretary of State
1500 11th St., 5th Floor
Sacramento, CA 95814
(916) 657-2166

Or to: dropboxregulations@sos.ca.gov
Website Access: Materials regarding this proposal can be found at www.sos.ca.gov.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

The Department of Food and Agriculture (Department) amended Sections 3406(c) and 3591.5(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Mediterranean Fruit Fly Interior Quarantine and Eradication Areas in an emergency action which was effective on March 28, 2017. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance.

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 916.651.2900 or by email to Dean.Kelch@cdfa.ca.gov. The written comment period closes at 5:00 p.m. on October 16, 2017. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Dean Kelch
Department of Food and Agriculture
Plant Health and Pest Prevention Services
1220 N Street
Sacramento, CA 95814
Dean.Kelch@cdfa.ca.gov
916.403.6650
916.651.2900 (FAX)

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

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

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

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

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

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

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.” On January 24, 2017 the United States Department of Agriculture released a revised, more extensive host list for the Mediterranean fruit fly, *Ceratitis capitata*. As the state had an active quarantine for Mediterranean fruit fly in Los Angeles County, it was necessary to adopt the revised host list in order to successfully enforce the quarantine and adjust treatments to incorporate the new information. This adoption is necessary to avoid the United States Department of Agriculture (USDA) from declaring the whole state of California a quarantine zone for Mediterranean fruit fly.

If the fly were allowed to spread and become established in host fruit production areas, California’s agricultural industry would suffer losses due to decreased production of marketable fruit, increased pesticide use, and loss of markets if other states or countries enacted quarantines against California products. Therefore, it is necessary to amend the eradication regulation [California Code of Regulations Title 3 (CCR) Section 3591.5 (b)] and quarantine regulation [CCR Section 3406 (c)] for Mediterranean fruit fly to reflect the changes and additions in the potential host list.

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 this is the only State agency which can implement these eradication areas for plant pests. As required by Government

Code Section 11346.5(a)(3)(D), the Department has conducted an evaluation of this regulation and has determined that it is not inconsistent or incompatible with existing state regulations.

AMENDED TEXT

The emergency rulemaking action revised and updated the known host list for Mediterranean fruit fly in California regulation to coincide with the official Mediterranean fruit fly host list promulgated recently by the USDA. This harmonizes departmental quarantine and eradication authorities with USDA standards and prevents the quarantine of the entire state by USDA. It also allows for more targeted actions for eradication of Mediterranean fruit fly and reduces the chance of allowing distribution of infested fruit and the subsequent spread of the pest in California.

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 determined that no savings or increased costs to any state agency, no reimbursable costs or savings under Part 7 (commencing with Section 17500) of Division 4 of the Government Code to local agencies or school districts, no nondiscretionary costs or savings to local agencies or school districts, and no costs or savings in federal funding to the State will result from the proposed action. Any future quarantine activities will take place as ongoing departmental activities; changes to the Mediterranean fruit fly host list will not use additional resources or staff.

The Department has determined that the proposed action will not have a significant adverse economic impact on housing costs or California businesses, including the ability of California businesses to compete with businesses in other states. The Department’s determination that this action will not have a significant adverse economic impact on businesses was based on the following:

No business has gone out of business due to any host list provisions. Many businesses have benefited from the sales of safeguarding materials and others have benefited from Medfly expenditures by State and Federal governments.

Based on the preceding information, it was determined that due to the amendment of Sections 3406(c) and 3591.5(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 improving procedures to prevent the artificial spread of Mediterranean fruit fly to non-infested areas of California.

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 Sections 3406(c) and 3591.5(b) pursuant to the authority vested by Sections 401.5, 407, 5302 and 5322 of the FAC.

REFERENCE

The Department proposes this action to implement, interpret and make specific Sections 5321 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: Dean Kelch, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street,

Room 210, Sacramento, California 95814, (916) 403-6650, FAX (916) 651-2900, E-mail: Dean.Kelch@cdfa.ca.gov. In his absence, you may contact Laura Petro at (916) 654-1017. Questions regarding the substance of the proposed regulation should be directed to Dean Kelch.

INTERNET ACCESS

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

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

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

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

TITLE 9. DEPARTMENT OF STATE HOSPITALS

Regulations Unit

1600 Ninth Street, Room 410
Sacramento, CA 95814

NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE OF THE DEPARTMENT OF STATE HOSPITALS

NOTICE IS HEREBY GIVEN that the **Department of State Hospitals (DSH)**, 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 **September 1, 2017**, and closing on **October 16, 2017**. All inquiries should be directed to the agency contact person listed below.

DSH proposes to amend its conflict of interest code in title 9, section 400, California Code of Regulations (CCR), 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 contain technical amendments to title 9, section 400, CCR, including the Appendices as follows:

1. **Appendix A** — The current code for the Department of Mental Health was approved on November 22, 2005, by the Fair Political Practices Commission (FPPC). There are classifications/positions filled by individuals who are not currently identified in the current conflict of interest code who make or participate in making governmental decisions that could affect their personal economic interest. DSH has updated the list of designated positions to include newly identified classifications that make or participate in making governmental decisions. In addition, classifications/positions were eliminated from the current conflict of interest code because they are no longer utilized by DSH.
2. **Appendix B** — The Disclosure Categories were updated and tailored to ensure the new list of designated positions are disclosing the appropriate financial conflict of interests.

Printed copies of the proposed amendments and explanation of reasons may be obtained by submitting a request to the agency contact person listed below.

The **Department of State Hospitals** 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 § 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.

Written Comment Period and Submittal of Comments

The public comment period for this regulatory action will begin on **September 1, 2017**, and ends on **October 16, 2017**. Any interested person may submit written comments relating to the proposed amendment by submitting them electronically or by postal mail to the address below during the public comment period or at the conclusion of the public hearing. If a hearing is requested, public comments can also be submitted at the hearing. At this time, no public hearing is scheduled. A person may request a hearing no later than **September 29, 2017**.

Submit comments electronically at:
DSH.Regulations@dsh.ca.gov

Submit comments by Postal mail:

Amy Whiting
Department of State Hospitals
1600 9th Street
Sacramento, California 95814

Agency Contact Person

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to: Ms. Mable Basequez, Human Resources Manager, at (916) 651-5662.

TITLE 10. DEPARTMENT OF INSURANCE

REG-2017-00012

August 22, 2017

**NOTICE OF PROPOSED ACTION AND
NOTICE OF PUBLIC HEARING REVISIONS
TO CALIFORNIA AUTOMOBILE ASSIGNED
RISK PLAN PLAN OF OPERATIONS**

SUBJECT OF HEARING

California Insurance Commissioner Dave Jones will hold a public hearing to address the proposed amendments to the California Automobile Assigned Risk Plan (CAARP) Plan of Operations.

**AUTHORITY TO ADOPT RULES AND
PROCEDURES AND REFERENCE**

The Commissioner will consider the proposed changes pursuant to the authority vested in him by Section 11620 of the California Insurance Code. The Commissioner's decision on the proposed changes will implement, interpret, or make specific the requirements of Insurance Code Section 11624(e). Insurance Code Section 11620(c) 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: **October 30, 2017
10:00 a.m.**
Location: **California Department of
Insurance
45 Fremont Street, 22nd Floor
Hearing Room
San Francisco, CA 94105**

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 proposal prior to the public comment deadline. Comments should be addressed to the contact person for this proceeding:

Michael Riordan, Attorney
California Department of Insurance
Rate Enforcement Bureau
45 Fremont Street, 21st Floor
San Francisco, CA 94105
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, 21st Floor
San Francisco, CA 94105
gallagher@insurance.ca.gov
Telephone: (415) 538-4108
Facsimile: (415) 904-5490

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 October 30, 2017**. 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 South Spring Street, 12th 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 17-03

Section 12.2 of the Insurance Code was revised, effective January 1, 2017, to state that, “‘Spouse’ includes ‘registered domestic partner’ as required by Section 297.5 of the Family Code.”

CAARP proposes removing references to registered domestic partners to reflect the Insurance Department’s statutory definition of “spouse” that includes a registered domestic partner.

CA 17-04

The current policy endorsement, The Additional Insured-Lessor, provides the same advance notice of cancellation to the lessor as is provided to the named insured. In the residual market, frequent advance cancellation notices to lessors for nonpayment of premium are common. Typically, when an initial installment is insufficient or payment is not received, a cancellation notice is sent out, a late payment is received, and then a reinstatement notice is issued. This is a costly and time consuming process for companies. In addition the policy has caused confusion with lessors with the notification lag.

CAARP proposes amendments to the policy endorsement, Additional Insured-Lessor, to state that notice of cancellation will be mailed to the lessor when the policy is terminated. This proposal is limited to private passenger forms changes.

CA 17-06

Currently when a producer does not retract an Electronic Application Submission Interface (“EASi”) application in accordance with Program rules, the Plan is not authorized to retract the application. The timeframe in which the Plan must receive a retraction should coordinate with application submission requirements. The procedure for submission of a paper EASi Electronic Effective Date Retraction Request Form should be expanded to allow producers to fax or e-mail a retraction form to the Plan when submission of paper copy of the application marked “void” is not necessary.

CAARP proposes the introduction of the following:

- (1) A procedure that will allow the Plan to retract an EASi application when the producer fails to do so within 20 calendar days from the date of transmission of the EASi application. Retractions must be received by the Plan no later than 15 calendar days from the date of transmittal of the EASi application.

- (2) Expansion of the methods for producer submission of completed paper EASi Retraction Request Forms to include electronic methods, such as fax and e-mail.

CA 17-07

Since 2005, AIPSO has calculated car years for the nine classes of miscellaneous nonfleet personal vehicles and named nonowner applicants for use in California Automobile Assigned Risk Plan (CAARP) private passenger nonfleet liability quota determination. The provision describing the development of each insurer’s car years for miscellaneous nonfleet personal vehicles and named nonowner applicants must be updated to reflect the methodology used.

CAARP proposes clarifying the method used to convert each insurer’s reported voluntary liability premium for miscellaneous nonfleet personal vehicles and named nonowners to car years for quota determination purposes.

In addition, insurer and servicing carrier claim handling performance standards pertaining to the availability of evidence of claim payment or reports of other resolution of a claim to producers have been clarified.

COMPARABLE FEDERAL LAW

There are no comparable existing federal regulations or statutes.

LOCAL MANDATE DETERMINATION

The Insurance Commissioner has initially determined that the proposal 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 proposal 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 Insurance Commissioner has determined that the proposed regulation 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 Insurance 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 IMPACT ON PRIVATE PERSONS
OR ENTITIES

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

IMPACT ON HOUSING COSTS

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

IMPACT ON SMALL BUSINESS

The Insurance Commissioner has initially determined that the proposal will not affect small business.

SPECIFIC TECHNOLOGIES OR EQUIPMENT

The Insurance Commissioner has initially determined that specific technologies or equipment will be needed.

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 as and less burdensome to affected private persons than the proposed action.

PLAIN ENGLISH

The proposed changes describing CAARP's proposals are in plain English.

TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared an Initial Statement of Reasons addressing the proposed amendments in addition to the Informative Digest included in this notice. The Initial Statement of Reasons and this Notice of Proposed Action 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 web site.

ACCESS TO RULEMAKING FILE

Any interested person may inspect a copy of or direct questions about CAARP's proposed amendments, 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 <https://www.insurance.ca.gov/0250-insurers/0500-legal-info/0200-regulations/proposed-regulations.cfm>.

AVAILABILITY OF MODIFIED TEXT
OF REGULATIONS

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

Date and Time: **October 30, 2017
10:00 a.m.**
Location: **California Department of Insurance
45 Fremont Street, 22nd Floor
Hearing Room
San Francisco, California 94105**

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

TITLE 10. DEPARTMENT OF INSURANCE

REG-2017-00013

August 22, 2017

**NOTICE OF PROPOSED ACTION AND
NOTICE OF PUBLIC HEARING REVISIONS
TO CALIFORNIA AUTOMOBILE ASSIGNED
RISK PLAN SIMPLIFIED MANUAL OF
RULES AND RATES**

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.

SUBJECT OF HEARING

California Insurance Commissioner Dave Jones will hold a public hearing to address the proposed amendments to Rules 2, 8, 20, 22, 25, 26, 51 and 94 of the California Automobile Assigned Risk Plan ("CAARP") Simplified Manual of Rules and Rates ("Manual").

WRITTEN AND/OR ORAL COMMENTS:
AGENCY CONTACT PERSON

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

AUTHORITY TO ADOPT RULES AND
PROCEDURES AND REFERENCE

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

Michael Riordan, Attorney
California Department of Insurance
Rate Enforcement Bureau
45 Fremont Street, 21st Floor
San Francisco, CA 94105
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, 21st Floor
San Francisco, CA 94105
gallagher@insurance.ca.gov
Telephone: (415) 538-4108

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:

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 Octo-**

ber 30, 2017. 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 South Spring Street, 12th 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 17–05

Currently the classification of Airport Bus and Airport Limousine do not provide enough differential to properly class and rate the vehicles. A misclassification could put passengers and other drivers at risk.

CAARP is proposing Paragraph C.2.b. to clarify that a limousine is an unmarked auto (1) hired for an average amount of at least three hours on a prearranged basis for special or business functions, weddings, funerals, or similar purposes, (2) operated by the named insured or an employee of the named insured in attendance as chauffeur at the beginning and ending of the function, and (3) licensed by the appropriate licensing authority, if any.

To reflect Section 12.2 of the Insurance Code which was revised, effective January 1, 2017, to state that “‘Spouse’ includes ‘registered domestic partner’ as required by Section 297.5 of the Family Code.”

COMPARABLE FEDERAL LAW

There are no comparable existing federal regulations or statutes.

LOCAL MANDATE DETERMINATION

The Insurance Commissioner has initially determined that the proposal 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 proposal 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 Insurance Commissioner has determined that the proposed regulation 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 Insurance 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 IMPACT ON PRIVATE PERSONS OR ENTITIES

The Insurance Commissioner has initially determined that the proposal will not have a cost impact on private persons or entities.

IMPACT ON HOUSING COSTS

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

IMPACT ON SMALL BUSINESS

The Insurance Commissioner has initially determined that the proposal will not impact small business.

SPECIFIC TECHNOLOGIES OR EQUIPMENT

The Insurance Commissioner has initially determined the proposal will not require 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 as and less burdensome to affected private persons than the proposed action.

PLAIN ENGLISH

The proposed changes describing CAARP's proposals are in plain English.

TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared an Initial Statement of Reasons addressing the proposed amendments in addition to the Informative Digest included in this notice. The Initial Statement of Reasons and this Notice of Proposed Action 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 web site.

ACCESS TO RULEMAKING FILE

Any interested person may inspect a copy of or direct questions about CAARP's proposed amendments, 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 <https://www.insurance.ca.gov/0250-insurers/0500-legal-info/0200-regulations/proposed-regulations.cfm>.

AVAILABILITY OF MODIFIED TEXT OF REGULATIONS

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

TITLE 10. DEPARTMENT OF INSURANCE

REG-2017-00014

August 22, 2017

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 Dave Jones will hold a public hearing to address the proposed amendments to the California Low Cost Automobile ("CLCA") Plan Plan of Operations.

**AUTHORITY TO ADOPT RULES AND
PROCEDURES AND REFERENCE**

The Commissioner will consider the proposed changes pursuant to the authority vested in him by Section 11620 of the California Insurance Code. The Commissioner's decision on the proposed changes will implement, interpret, or make specific the requirements of Insurance Code Section 11624(e). Insurance Code Section 11620(c) 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:** **October 30, 2017
10:00 a.m.**
Location: **California Department of
Insurance
45 Fremont Street, 22nd Floor
Hearing Room
San Francisco, CA 94105**

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 proposal prior to the public comment deadline. Comments should be addressed to the contact person for this proceeding:

Michael Riordan, Attorney
California Department of Insurance
Rate Enforcement Bureau
45 Fremont Street, 21st Floor
San Francisco, CA 94105
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, 21st Floor
San Francisco, CA 94105
gallagher@insurance.ca.gov
Telephone: (415) 538-4108
Facsimile: (415) 904-5490

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 October 30, 2017**. 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 South Spring Street, 12th 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

LC 17-04

Currently when a producer does not retract an Electronic Application Submission Interface (“EASi”) application in accordance with Program rules, the Plan is not authorized to retract the application. The timeframe in which the Plan must receive a retraction should coordinate with application submission requirements. The procedure for submission of a paper EASi Electronic Effective Date Retraction Request Form should be expanded to allow producers to fax or e-mail a retraction form to the Plan when submission of paper copy of the application marked “void” is not necessary.

CAARP proposes the introduction of the following:

- (1) A procedure that will allow the Plan to retract an EASi application when the producer fails to do so within 20 calendar days from the date of transmission of the EASi application. Retractions must be received by the Plan no later than 15 calendar days from the date of transmittal of the EASi application.
- (2) Expansion of the methods for producer submission of completed paper EASi Retraction Request Forms to include electronic methods, such as fax and e-mail.

LC 17-05

The current quota section is outdated. To reflect current trends it must be updated to delete a provision pertaining to quotas for calendar years 2008 and prior that are no longer needed. In addition, there has been confusion regarding a claim handling performance standard. The confusion results from requiring the insurer to provide the producer with evidence of claims payment and should be clarified.

CAARP proposes deletion of the historic quota provision that is no longer needed. CAARP wants to introduce a clarification in the current quota provision that calculated car years for miscellaneous nonfleet personal vehicles and named nonowner applicants will not be included in the voluntary private passenger nonfleet car years used to determine insurer Low Cost quotas.

In addition, the insurer claim handling performance standard pertaining to the availability of evidence of

claim payment or reports of other resolution of a claim to producers has been clarified.

LC 17-06

The historic provisions pertaining to premium payment options and renewals are no longer needed in the Plan of Operation. CAARP proposes the deletion of historic provisions that are no longer required. In addition active provisions pertaining to premium payment options and renewals have been redesignated. References to these sections have been updated throughout the manual.

LC 17-07

The Low Cost Auto Insurance program has undergone numerous changes since its inception. In order to keep up CAARP has proposed many amendments to the Plan of Operations. Because of the changes certain provisions became obsolete and are no longer needed in the Plan of Operations.

To ensure clarity and avoid confusion CAARP proposes the deletion of historic vehicle eligibility requirements that are no longer needed in the Plan of Operations. These include:

- Historic vehicle eligibility requirements and effective date provisions that are no longer required have been deleted from the Plan of Operations.
- Current vehicle eligibility requirements have been redesignated in the Plan of Operations.

In addition References to Sections 26A and 31A have been updated as needed.

LC 17-08

Section 12.2 of the Insurance Code was revised, effective January 1, 2017, to state that, “‘Spouse’ includes ‘registered domestic partner’ as required by Section 297.5 of the Family Code.”

CAARP proposes removing references to registered domestic partners to reflect the Insurance Department’s statutory definition of “spouse” that includes a registered domestic partner.

COMPARABLE FEDERAL LAW

There are no comparable existing federal regulations or statutes.

LOCAL MANDATE DETERMINATION

The Insurance Commissioner has initially determined that the proposal 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 proposal 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 Insurance Commissioner has determined that the proposed regulation 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 Insurance 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 IMPACT ON PRIVATE PERSONS OR ENTITIES

The Insurance Commissioner has initially determined that the proposal will expand the Low Cost Auto Program to qualifying drivers between 16 and 18 years of age and families currently not eligible.

IMPACT ON HOUSING COSTS

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

IMPACT ON SMALL BUSINESS

The Insurance Commissioner has initially determined that the proposal will not affect small business.

SPECIFIC TECHNOLOGIES OR EQUIPMENT

The Insurance Commissioner has initially determined that specific technologies or equipment will be needed.

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 as and less burdensome to affected private persons than the proposed action.

PLAIN ENGLISH

The proposed changes describing CAARP's proposals are in plain English.

TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared an Initial Statement of Reasons addressing the proposed amendments in addition to the Informative Digest included in this notice. The Initial Statement of Reasons and this Notice of Proposed Action 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 web site.

ACCESS TO RULEMAKING FILE

Any interested person may inspect a copy of or direct questions about CAARP's proposed amendments, 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 <https://www.insurance.ca.gov/0250-insurers/0500-legal-info/0200-regulations/proposed-regulations.cfm>.

AVAILABILITY OF MODIFIED TEXT OF REGULATIONS

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

TITLE 11. DEPARTMENT OF JUSTICE

NOTICE OF INTENTION TO AMEND THE CONFLICT-OF-INTEREST CODE OF THE DEPARTMENT OF JUSTICE

NOTICE IS HEREBY GIVEN that the Department of Justice, pursuant to Government Code section 87306 of the Political Reform Act (Gov. Code, § 81000 et seq.), proposes to amend its conflict-of-interest code. The purpose of the amendments is to implement Government Code sections 87300 through 87302, and section 87306.

Government Code sections 87300 and 87302 require each government agency to adopt a conflict-of-interest code designating the agency personnel who must file an annual Form 700 Statement of Economic Interests, disclosing certain economic interests. Designated personnel are those who make or participate in making governmental decisions that may foreseeably have a material

financial effect on an economic interest. (Gov. Code, § 87302, subd. (a).)

The Department proposes to amend its conflict-of-interest code to include employee positions that make or participate in making governmental decisions that may foreseeably have a material financial effect on an economic interest, as set forth in Government Code section 87302, subdivision (a). The Department proposes other changes to reflect its current organizational structure.

Any interested person may submit written statements, arguments, or comments related to the proposed amendments by submitting them in writing no later than October 16, 2017 or at the conclusion of the public hearing, if one is requested, whichever comes later, to the agency contact set forth below. The Department has not scheduled a public hearing on the proposed amendments. However, it will hold a hearing if it receives a written request for a hearing from any interested person, or his or her representative, 15 days before the close of the written comment period.

The Department has prepared a written explanation (Statement of Reasons) for the proposed amendments and has available the information on which the proposed amendments are based. Copies of the proposed amendments and the information on which the amendments are based may be obtained by contacting the contact person set forth below.

The Department has determined that the proposed amendments will not impose a cost or savings on any state agency, or school district that is required to be reimbursed under part 7 (commencing with Section 17500) of Division 4 of the Government Code; will not result in any nondiscretionary cost or savings to local agencies; will not result in any cost or savings in federal funding to the state; will not impose a mandate on local agencies or school districts; and will not have any potential cost impact on private persons or businesses including small businesses.

The Department has determined that no alternative considered by the Department would be more effective in carrying out the purpose for which the amendments are proposed or would be as effective and less burdensome to affected private persons than the proposed amendments.

All inquiries concerning this proposal should be directed to: Julia Zuffelato at Department of Justice, 1300 I Street, Sacramento, California 95814, or (916) 201-6040, or Julia.Zuffelato@doj.ca.gov.

TITLE 13. DEPARTMENT OF MOTOR VEHICLES

The Department of Motor Vehicles (department) proposes to amend Sections 15.00 and 15.01 and adopt

Sections 17.00, 17.02, 17.04, and 17.06 in Article 2.0, Chapter 1, Division 1, of Title 13, California Code of Regulations, related to driver's licenses and identification cards.

PUBLIC HEARING

The department has scheduled a public hearing to provide interested parties an opportunity to provide statements, both oral and in writing, on this proposed regulatory action.

October 16, 2017
10:00 a.m.

Sierra 2 Center
Curtis Hall
2791 24th Street
Sacramento, CA 95818

The hearing venue is accessible to persons with disabilities. Parking near the hearing venue is limited, so please plan accordingly.

The public hearing will conclude when all attendees who wish to comment have provided their comment. If necessary, the department reserves the right to limit the length of time each participant has to comment.

DEADLINE FOR WRITTEN COMMENTS

Any interested party or his or her duly authorized representative may submit written comments relevant to the proposed regulations to the contact person identified in this notice. All written comments must be received at the department no later than 5:00 p.m., **October 16, 2017**, the final day of the written comment period, in order for them to be considered by the department before it adopts the proposed regulation.

AUTHORITY AND REFERENCE

The department proposes to amend and adopt these regulations under the authority granted by Vehicle Code sections 1651, 12801.5, and *Lauderbach v. Zolin*, 35 Cal. App. 4th 578; 41 Cal. Rptr. 2d 434 (1995), in order to implement, interpret, or make specific Vehicle Code sections 681, 12800, 12800.7, 12801, 12801.5, 12505, 12506, 12509, 12509.5, 12513, 12801.6, 12801.9, 13000, 13001, and *Lauderbach v. Zolin*, 35 Cal. App. 4th 578; 41 Cal. Rptr. 2d 434 (1995).

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Current law authorizes the department to issue California driver's licenses and identification cards to residents of California. Vehicle Code section 12801.5, and other sections of the Vehicle Code, authorize the department to issue driver's licenses and identification cards to those who submit satisfactory proof of legal presence in the United States and proof of residency in California.

Specifically, Vehicle Code section 12801.5 empowers the department to adopt regulations that set forth the evidence or documents necessary to establish legal presence under federal law and residency in California. Additionally, effective January 1, 2018, the Vehicle Code recognizes the "Real ID driver's license or identification card", defined in Vehicle Code section 681 as a card that is issued by any state and complies with the federal Real ID Act of 2005 (P.L. 109-13). The REAL ID Act is a federal law that sets minimum standards for identity verification and security features that States must utilize if their driver's licenses or identification cards are to be accepted "for official purposes" such as boarding federally regulated commercial aircraft, accessing federal facilities, and entering nuclear power plants. State laws regarding driving skill, testing, etc., are not part of the REAL ID Act requirements. The federal regulations provide States wishing to issue REAL ID compliant driver's licenses or identification cards to select among various methods of meeting the federally acceptable standards. Also effective January 1, 2018, the department may only issue one REAL ID compliant driver's license or identification card to each individual pursuant to Vehicle Code section 12805.

This proposed adoption sets forth the department's implementation of the federal identification and residency standards in the REAL ID Act of 2005 so that a person desiring a REAL ID compliant card may obtain one. Given its authority under Vehicle Code section 12801.5 to adopt regulations to implement and make specific the legal presence and proof of residency requirements for a driver's license or identification card, the department herein proposed to adopt separate requirements for Californians desiring a REAL ID compliant license or identification card. Also, these proposals modify the existing legacy residency requirements to alleviate difficulty experienced by transient, homeless, and foster youth populations in proving they are California residents.

Problems the Department Intends to Address Through These Proposals:

1. Proof of residency for Californians with insecure or unstable housing

Documentation requirements for proof of residency adversely affect transient, homeless, and foster youth populations who have insecurity in maintaining housing. Current regulations specify the documents required to prove residency in California must include the name of the applicant and the address used on the application. The regulations require two documents to establish residency, such as a utility bill or lease agreement. This may reduce access to a driver's license or identification card for those individuals who share housing or who frequently change addresses, such as students. Also, at this time, there is no procedure in place for minors who do not reside with a custodial parent or legal guardian to prove they are California residents. This limits the ability for foster youth, or children who do not reside with a custodial parent, to obtain a driver's license or identification card. Additionally, homeless applicants who supply a DL 933 to establish eligibility for a free identification card under Vehicle Code section 14902 may struggle to meet the residency documentation requirements as they lack the housing stability necessary to obtain acceptable residency documents. This proposal addresses these hurdles to obtaining a driver's license or identification card by adopting regulations that permit additional documentation be used to establish California residency and by reducing the number of documents to be produced to one.

2. Californians who seek a REAL ID compliant driver's licenses or identification card

Californians desiring REAL ID compliant driver's licenses or identification cards for access to federal installations or to board commercial airplane flights cannot obtain one. The REAL ID Act, Public Law 109–13, 119 Stat. 302, was enacted May 11, 2005 to address security concerns following investigations after the terrorist attacks of September 11, 2001. The Act limits access to federal facilities, including airport boarding areas, to only those individuals with specified identification, such as a passport, or a driver's license or identification card issued by a State that adopts more restrictive identity requirements for issuing a card than traditionally used in legacy license and identification cards in many states. These enhanced identity proof requirements render a card issued to be "REAL ID compliant" and afford the bearer freer access to federal facilities and through federal airport security screening, for example. Federal regulations implementing the Act were finalized and published on January 29, 2008 at Title 6 Code of Federal Regulations Part 37. Beginning January 22, 2018, Department of Homeland Security (DHS)

has authorized the Transportation Security Administration (TSA) to begin enforcing REAL ID at airport security screening checkpoints. Thus, by that date, TSA will not accept state-issued driver's licenses or identification cards from states that are not compliant with REAL ID Act requirements. Full compliance is required for all states by October 2020.

The California Legislature and the department have taken steps to show progress on full compliance in order for California's driver's license and identification card to continue to be accepted as identification for federal purposes. For example, the state has adopted statutes and regulations authorizing the department to require proof of residency. The department has updated policies for scanning and storing documentation produced with an application for a license or card. The legislature has adopted Vehicle Code sections 681 and 12805 that define a REAL ID compliant card and prohibit the department from issuing one to a person who already has one, effectively limiting each Californian to one REAL ID compliant card. DHS can deny future extensions of the implementation date, leading to federal authorities, such as the TSA, rejecting the use of California's legacy driver's license and identification card for access through airports. These regulations set forth procedures and requirements to enable Californians who desire one to obtain a REAL ID compliant driver's license or identification card. The federal requirements in Title 6, CFR Part 37 permit each State to make some limited choices in how the requirements will be implemented. These proposals adopt the set of requirements that the department has determined comply with the REAL ID regulations in Part 37, and meet the needs of California and the department to have an efficient and effective REAL ID card option.

Effect of the Proposed Rulemaking

Under the proposed rulemaking, Californians will be able to apply for and receive a driver's license or identification card that is compliant with the REAL ID Act. Californians will avoid interruptions to travel on federally regulated commercial flights and other federal facilities without the need to carry their passport. The proposed rulemaking also amends the requirements for proof of residency in order to make the application process less onerous on Californians experiencing housing insecurity.

Anticipated Benefits and Broad Objectives of the Proposals

The proposed regulations create several anticipated benefits to the general welfare of California residents. Californians will be able to choose the driver's license or identification card that best fits their needs. For Californians who do not require a REAL ID Act compliant card, the current application process is largely un-

changed. Where the process is proposed to be amended, the residence proof requirements will be less burdensome for Californians and will reduce the number of visits to a department field office required for an individual to complete an applicant with supporting documentation. For Californians who want a REAL ID Act compliant card, the regulations establish the requirements for issuance. With a compliant driver’s license or identification card, Californians will avoid the denial of travelling on federally regulated commercial flights and access to federal facilities.

Specific changes are as follows:

- Amended Section 15.00 removes the subcategories of “citizens” and “immigrants” who are all able to document their lawful presence under federal law. The revision simply lists all currently suitable documents for a California legacy DL/ID card. This change has no regulatory effect.
- Amended Section 15.01(a) permits residency to be established by the presentation of one document of the listed type rather than two.
- New Section 15.01(c) identifies the means for a minor to trace his or her relationship to the individual to whom a residency document has been addressed through a Group Home Agreement form, Foster Family Agency Agreement, or Foster Parent Agreement by providing the department with alternative documentation from a county department administering foster care programs or the California Department of Social Services.
- New Section 15.01(d)(21) identifies an additional document for proof of residency for homeless applicants.
- New Section 17.00 establishes the procedure for obtaining a REAL ID compliant DL/ID card.
- New Section 17.02 establishes the documentation required to show proof of legal presence and identity for a REAL ID compliant DL/ID card.
- New Section 17.04 establishes the documentation required to show proof of social security number for a REAL ID compliant DL/ID card.
- New Section 17.06 establishes a process by which applicants can request an exception to the documentation requirement in order to prove citizenship.

CONSISTENCY AND COMPATIBILITY WITH STATE REGULATIONS

The department has determined that this proposed action is neither inconsistent nor incompatible with other

state regulations. The department conducted a review of other regulations and has determined that there are no other regulations related to issuance of driver’s licenses and identification cards for applicants who can establish legal presence

COMPARABLE FEDERAL STATUTES OR REGULATIONS

There are no comparable state regulations. Comparable federal regulations determine the requirements for a REAL ID compliant driver’s license or identification card, and those regulations are consistent with these proposals. (6 C.F.R. 37 et seq.)

DOCUMENTS INCORPORATED BY REFERENCE

There following document is incorporated by reference:

- REAL ID Exception Process Application, DL 206 (New 1/2018)

This document will not be published in the California Code of Regulations because it would be impractical and cumbersome to do so; however, the document is readily available to interested parties on the department’s website or by contacting the department representative identified below.

FEDERAL LAW OR REGULATION MANDATE

These regulations are not mandated by federal law or regulations.

LOCAL AGENCY/SCHOOL DISTRICT MANDATE

The proposed regulatory action will not impose a mandate on local agencies or school districts, or a mandate that requires reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ECONOMIC AND FISCAL IMPACT DETERMINATIONS

The department has made the following initial determinations concerning the proposed regulatory action:

- *Cost or Savings to Any State Agency:* None.
- *Other Non-Discretionary Cost or Savings to Local Agencies:* None.
- *Costs or Savings in Federal Funding to the State:* None.

- *Effects on Housing Costs:* None.
- *Impacts Directly Affecting Businesses:* 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.
- *Cost Impact on Representative Private Persons or Businesses:* The department 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 Impact:* This regulation will not have an economic or fiscal impact on small business because the propose action only impacts the driver’s license issuance process.

Results of the Economic Impact Statement:

The department has prepared the economic impact assessment required by Government Code section 11346.3, subdivision (b)(1), and included it in the initial statement of reasons.

The department has determined that this proposed regulatory action will not: 1) create nor eliminate jobs in the State of California, 2) eliminate existing businesses nor create or expand business in the State of California, 3) expand businesses currently doing business in California, as the regulations identify documentation requirements that an applicant must submit to be issued a driver’s license or identification card or a Real ID compliant driver’s license or identification card. None of the provisions in this proposed action are intended to impact businesses in California.

This action is not likely to impact worker safety, the State’s environment or health. It may create a positive impact to the welfare of California residents because the regulatory action will be in compliance with Federal Real ID requirements, ensuring California residents’ continued access to federal buildings and commercial aircraft.

PUBLIC DISCUSSION OF PROPOSED REGULATIONS

A pre-notice workshop, pursuant to Government Code section 11346.45, is not required because the issues addressed in the proposal are not so complex or large in number that they cannot easily be reviewed during the comment period.

ALTERNATIVES CONSIDERED

The department must determine that no reasonable alternative considered by the department or that has

otherwise been identified and brought to the attention of the department would be more effective in carrying out the purpose for which the action is proposed, or would be 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 provisions of law.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Brian G. Soublet, Chief Counsel/Deputy Director
 Department of Motor Vehicles
 Legal Affairs Division
 P.O. Box 932382, MS C-244
 Sacramento, CA 94232-3820

Any inquiries or comments concerning the proposed rulemaking action requiring more immediate response may use:

Telephone: (916) 657-6469
 Facsimile: (916) 657-6243
 E-Mail: LADRegulations@dmv.ca.gov

In the event the contact person is unavailable, inquiries should be directed to the following back-up person:

Randi Calkins, Regulations Analyst
 Department of Motor Vehicles
 Telephone: (916) 657-8898

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The department has prepared an Initial Statement of Reasons for the proposed regulatory action, and has available all the information upon which the proposal is based. The contact person identified in this notice shall make available to the public upon request the Express Terms of the proposed regulatory action using underline or italics to indicate additions to, and strikeout to indicate deletions from the California Code of Regulations.

The contact person identified in this notice shall also make available to the public, upon request, the Final Statement of Reasons and the location of public records, including reports, documentation and other materials related to the proposed action. In addition, the above-cited materials (the Notice of Proposed Regulatory Action, the Initial Statement of Reasons, and Express Terms) may be accessed at <https://www.dmv.ca.gov/portal/dmv/detail/about/lad/regactions>.

AVAILABILITY OF MODIFIED TEXT

Following the written comment period, and the hearing if one is held, the department may adopt the proposed regulations substantially as described in this notice. If modifications are made which are sufficiently related to the originally proposed text, the fully modified text, with changes clearly indicated, shall be made available to the public for at least 15 days prior to the date on which the department adopts the resulting regulations. Request for copies of any modified regulations should be addressed to the department contact person identified in this notice. The department will accept written comments on the modified regulations for 15 days after the date on which they are first made available to the public.

TITLE 15. BOARD OF STATE AND COMMUNITY CORRECTIONS

NOTICE OF INTENTION TO AMEND THE CONFLICT-OF-INTEREST CODE OF THE BOARD OF STATE AND COMMUNITY CORRECTIONS

NOTICE IS HEREBY GIVEN that the Board of State and Community Corrections, 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 September 1, 2017.

The Board of State and Community Corrections 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.

Amendments to the conflict-of-interest code are in response to changes in Designated Positions to which the code applies. The following have been proposed for removal from the list of Designated Positions due to dissolution of position title and/or inapplicability of the conflict of interest code: Chief Deputy Director, Deputy Director of the Administration Research and Program Support Division, Associate Information Systems Analyst, and Staff Information Systems Analyst Supervisor. The position of "Program Director" has been renamed to "Project Director"; Field Representative positions specific to "Facilities Standards and Operations/County Facilities Construction" and "Corrections Plan-

ning and Programs" have been condensed into the general "Field Representative" position. Newly proposed positions include members of the State Advisory Committee on Juvenile Justice and Delinquency Prevention (SACJJDP), General Counsel, Communications Director, Staff Services Manager III (Chief of Administration), Staff Services Manager I, Data Processing Manager II (Chief Information Officer), and Staff Information Systems Analyst (Information Security Officer). Disclosure Categories applicable to each Designated Position have been updated to ensure proper reporting of economic interests. Disclosure Category descriptions have been modified to include language relevant to proposed Designated Positions.

Information on the code amendment is available on the Board of State and Community Corrections website and attached to this e-mail.

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than October 16, 2017, 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 October 1, 2017.

The Board of State and Community Corrections has determined that the proposed amendments:

1. Imposes no mandate on local agencies or school districts.
2. Imposes no costs or savings on any state agency.
3. Imposes 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:

Ginger Wolfe, Associate Governmental
Program Analyst
2590 Venture Oaks Way, Suite #200
Sacramento, CA 95833
(916) 323-8621
ginger.wolfe@bscc.ca.gov

TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION

NOTICE IS HEREBY GIVEN that the Secretary of the California Department of Corrections and Rehabili-

tation (CDCR), pursuant to the authority granted by Government Code Section 12838.5 and Penal Code (PC) Section 5055, and the rulemaking authority granted by PC Section 5058, proposes to amend sections 3287 of the California Code of Regulations (CCR), Title 15, Division 3, concerning Searches and Inspections.

Bryan Donahoo
Department of Corrections and Rehabilitation
(916) 323-2160

INFORMATIVE DIGEST/POLICY STATEMENT
 OVERVIEW:

PUBLIC HEARING

Date and Time: **October 20, 2017 — 10:00 a.m. to 11:00 a.m.**
 Place: Department of Corrections and Rehabilitation
 Colorado Room
 1515 S Street — North Building
 Sacramento, CA 95811
 Purpose: To receive comments about this action.

PC Section 5000 provides that commencing July 1, 2005, any reference to the Department of Corrections in this or any code, refers to the CDCR, Division of Adult Operations.

PC Section 5050 provides that commencing July 1, 2005, any reference to the Director of Corrections, in this or any other code, refers to the Secretary of the CDCR. As of that date, the office of the Director of Corrections is abolished.

PC Section 5054 provides that commencing July 1, 2005, the supervision, management, and control of the state prisons, and the responsibility for the care, custody, treatment, training, discipline, and employment of persons confined therein are vested in the Secretary of the CDCR.

PC Section 5058 authorizes the Director to prescribe and amend regulations for the administration of prisons.

This action amends Section 3287 of the CCR, Title 15, Division 3 concerning Searches and Inspections to incorporate Ion scanners and full body (low dose x-ray) scanning of inmates.

PUBLIC COMMENT PERIOD

The public comment period will close **October 20, 2017 at 5:00 p.m.** Any person may submit public comments in writing (by mail, by fax, or by e-mail) regarding the proposed changes. To be considered by the Department, comments must be submitted to the CDCR, Regulation and Policy Management Branch, P.O. Box 942883, Sacramento, CA 94283-0001; by fax at (916) 324-6075; or by e-mail at RPMB@cdcr.ca.gov before the close of the comment period.

SPECIFIC BENEFITS ANTICIPATED BY THE
 PROPOSED REGULATIONS

The Department anticipates that these regulations will reduce the amount of contraband brought into the institutions, creating a safer environment for inmates, staff, visitors, contractors and their employees, and volunteers. The regulations may reduce strife between inmates trying to profit from illegal activities, thus the need to modify inmate programs as a result of disruptive behaviors may be reduced. Additionally, as a result of a decrease in illegal drugs entering the institutions, inmates seeking recovery from addiction may have an environment more beneficial to their recovery.

In recent years, the Department has adopted various regulations and implemented procedures to incorporate drug and contraband interdiction strategies ranging from a Mandatory Random Urinalysis Program for inmates, the expansion of canine units for area and vehicle searches; and more recently, passive alert canine units and random Ion scanning for visitors and staff to assist in detecting drugs entering the institutions. The Department has determined that further expansion of these strategies is warranted. The strategies have been

CONTACT PERSON

Please direct any inquiries regarding this action to:

Timothy M. Lockwood, Chief
Regulation and Policy Management Branch
Department of Corrections and Rehabilitation
P.O. Box 942883
Sacramento, CA 94283-0001
Telephone (916) 445-2269

In the event the contact person is unavailable, inquiries should be directed to the following back-up person:

Anthony Carter
Regulation and Policy Management Branch
Telephone (916) 445-2266

Questions regarding the substance of the proposed regulatory action should be directed to:

overall effective, as the more search options are available and utilized, the more drugs and contraband are found.

**EVALUATION OF CONSISTENCY/
COMPATIBILITY WITH
EXISTING REGULATIONS**

The Department has determined that these proposed regulations are consistent and compatible with existing state laws and regulations. The Department reached this conclusion because these proposed regulations supplement existing regulations by expanding search options/tools to search inmates, and inmate property, which is authorized by law.

LOCAL MANDATES

This action imposes no mandates on local agencies or school districts, or a mandate which requires reimbursement of costs or savings pursuant to Government Code Sections 17500–17630.

FISCAL IMPACT STATEMENT:

- Cost to any local agency or school district that is required to be reimbursed: *None*
- Cost or savings to any state agency: *None*
- Other nondiscretionary cost or savings imposed on local agencies: *None*
- Cost or savings in federal funding to the state: *None*

EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will have no significant effect on housing costs.

**SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESS**

The Department has initially determined that the proposed regulations 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.

**RESULTS OF ECONOMIC
IMPACT ASSESSMENT**

The Department has determined that the proposed regulations will have no impact on the creation of new or the elimination of existing jobs or businesses within California or affect the expansion of businesses currently doing business in California. The Department has determined that the proposed regulations will have no effect on the health of California residents or the state’s environment, because the proposed regulations relate strictly to the management of CDCR institutions.

The Department has determined that the proposed regulations may have a positive impact upon the welfare of California residents by helping reduce contraband (e.g., cellphones), as well as reducing illegal drug activity and use.

**COST IMPACTS ON REPRESENTATIVE
PRIVATE PERSONS OR BUSINESSES**

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

EFFECT ON SMALL BUSINESSES

The Department has determined that the proposed regulations may not affect small businesses. It is determined that this action has no significant adverse economic impact on small business because they are not affected by the internal management of state prisons.

CONSIDERATION OF ALTERNATIVES

The Department must determine that no reasonable alternative considered by the Department, or that has otherwise been identified and brought to the attention of the Department, would be more effective in carrying out the purpose for which the action is proposed, 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. Interested persons are accordingly invited to present statements or arguments with respect to any alternatives to the changes proposed at the scheduled hearing or during the written comment period.

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

The Department has prepared, and will make available, the proposed text and the Initial Statement of Rea-

sons (ISOR) of the proposed regulations. The rulemaking file for this regulatory action, which contains those items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the Department's contact person. The proposed text, ISOR, and Notice of Proposed Action will also be made available on the Department's website: <http://www.cdcr.ca.gov>.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Following its preparation, a copy of the Final Statement of Reasons may be obtained from the Department's contact person.

AVAILABILITY OF CHANGES TO PROPOSED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this Notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised. Requests for copies of any modified regulation text should be directed to the contact person indicated in this Notice. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION

NOTICE IS HEREBY GIVEN that the Secretary of the California Department of Corrections and Rehabilitation (CDCR), pursuant to the authority granted by Government Code Section 12838.5 and Penal Code (PC) Section 5055, and the rulemaking authority granted by PC Section 5058, proposes to adopt Sections 3087, 3087.1, 3087.2, 3087.3, 3087.4, 3087.5, 3087.6, 3087.7, 3087.8, 3087.9, 3087.10, 3087.11, and 3087.12 of the California Code of Regulations (CCR), Title 15, Division 3, concerning health care grievances.

PUBLIC HEARING

Date and Time: **October 25, 2017 — 10:00 a.m. to 11:00 a.m.**
 Place: Elk Grove Police Service Center
 Elk Grove City Council Chambers
 8400 Laguna Palms Way
 Elk Grove, CA 95758
 Purpose: To receive comments about this action.

The Elk Grove Council Chambers is wheelchair accessible. At the hearing, any person may present statements or arguments orally or in writing relevant to the proposed action described in the Informative Digest. The Department requests but does not require that persons who make oral comments at the hearing also submit a written copy of their testimony at the hearing.

PUBLIC COMMENT PERIOD:

The public comment period will close **October 25, 2017 at 5:00 p.m.** Any person may submit public comments in writing (by mail, by fax, or by e-mail) regarding the proposed changes. To be considered, comments must be submitted to California Correctional Health Care Services (CCHCS), Health Care Regulations and Policy Section, P.O. Box 588500, Elk Grove, CA 95758; by fax to (916) 691-3490; or by e-mail to CCHCSRegs@cdcr.ca.gov before the close of the comment period.

CONTACT PERSON

Inquiries regarding the substance of the proposed regulatory action should be directed to:

S. Gates
Health Care Correspondence and Appeals Branch
California Correctional Health Care Services
(916) 691-2922

Inquiries regarding this Notice should be directed to:

L. Saich
Health Care Regulations and Policy Section
California Correctional Health Care Services
P.O. Box 588500
Elk Grove, CA 95758
(916) 691-2921

AUTHORITY AND REFERENCE

PC Section 5000 provides that commencing July 1, 2005, any reference to the Department of Corrections in

this or any code, refers to the CDCR, Division of Adult Operations.

PC Section 5050 provides that commencing July 1, 2005, any reference to the Director of Corrections, in this or any other code, refers to the Secretary of the CDCR. As of that date, the office of the Director of Corrections is abolished.

PC Section 5054 provides that commencing July 1, 2005, the supervision, management, and control of the state prisons, and the responsibility for the care, custody, treatment, training, discipline, and employment of persons confined therein are vested in the Secretary of the CDCR.

PC Section 5058 authorizes the Director to prescribe and amend regulations for the administration of prisons.

References cited pursuant to this regulatory action are as follows: Section 5054, Penal Code; Americans With Disabilities Act, Public Law 101-336, July 26, 1990, 104 Stat. 328; Civil Rights of Institutionalized Persons Act; Title 42 U.S.C. Section 1997 et seq., Public Law 96-247, 94 Stat. 349; and Section 35.107, Title 28, Code of Federal Regulations; Memorandum of Understanding, *Armstrong v. Brown* (2002) USDC-ND (No. C-94-2307-CW); Clark Remedial Plan, *Clark v. California* 123 F.3d 1267 (9th Cir. 1997); *Coleman v. Brown* (No. S90-0520 LKK JFM P) U.S. District Court, Eastern District of California; and *Plata v. Brown* (No. C01-1351 TEH), U.S. District Court, Northern District of California.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The CDCR and CCHCS/Division of Health Care Services (DHCS) propose to adopt a new section 3087 et seq. of the CCR, Title 15, Division 3, governing the administration of the health care grievance process which includes the right to grieve and to appeal a grievance disposition.

On September 1, 2015, a two-year Health Care Appeal Pilot (Pilot) was filed with the Secretary of State and approved at three identified institutions: Central California Women’s Facility, California Substance Abuse Treatment Facility, and California State Prison — Solano. The Pilot focused on: 1) the establishment of a Registered Nurse to conduct clinical triage, conduct a clinical review when appropriate, and facilitate early clinical intervention when appropriate; and 2) the elimination of one institutional level of review, ensuring a more expeditious, less redundant, and less inconsistent review.

Based on outcomes from the Pilot, changes to the current health care appeals process were incorporated in

the proposed health care grievance regulations as anticipated benefits to address a gap in the current custody regulations.

This action provides the following:

- Instructs grievants how to appropriately prepare and submit health care grievances and health care grievance appeals.
- Establishes a process for a Registered Nurse to conduct a clinical triage and determine the necessity of a clinical review of health care grievances and health care grievance appeals.
- Eliminates one institutional level of review.
- Eliminates the cancellation of health care grievances and health care grievance appeals.
- Instructs health care staff how to process health care grievances and health care grievance appeals submitted by grievants who are paroled, discharged, or deceased following the filing of a health care grievance or health care grievance appeal.

FORMS INCORPORATED BY REFERENCE

- CDCR 602 HC, Health Care Grievance (Revised 06/17)
- CDCR 602 HC A, Health Care Grievance Attachment (Revised 06/17)

BENEFITS ANTICIPATED BY THE PROPOSED REGULATIONS

The Department anticipates the proposed regulations will benefit the Department and patients by ensuring treatment needs requiring immediate intervention are addressed in a timely manner. By establishing Health Care Grievance Registered Nurse positions to advocate on behalf of patients, conduct clinical triage, determine if a clinical review is warranted, and facilitate early clinical intervention when appropriate, urgent/emergent health care issues will be identified and resolved, eliminating or reducing risk to the Department and its patients.

The proposed regulations also benefit patients by eliminating redundancy and unnecessary delays in the health care grievances process, which reduces the overall timeline from initial filing of a health care grievance to exhausting administrative remedies. Also, by clarifying processes and eliminating inconsistencies, the proposed regulations will ensure accountability, documentation, and appropriate processing of health care grievances and health care grievance appeals.

In addition, the proposed regulations guarantee procedural and substantive due process, ensuring that any patient who disagrees with a decision regarding his or

her health care has a method of redress by filing a health care grievance that requires a review of applied health care policies, decisions, actions, conditions, or omissions that allegedly have a material adverse effect on his or her health or welfare.

**EVALUATION OF
CONSISTENCY/COMPATIBILITY WITH
EXISTING REGULATIONS**

Pursuant to Government Code 11346.5(a)(3)(D), the Department must evaluate whether the proposed regulations are inconsistent or incompatible with existing state regulations. Pursuant to this evaluation, the Department has determined these proposed regulations are not inconsistent or incompatible with any existing regulations within CCR, Title 15, Division 3.

LOCAL MANDATES

The proposed regulatory action imposes no mandates on local agencies or school districts, or a mandate which requires reimbursement pursuant to Government Code Section 17500–17630.

FISCAL IMPACT STATEMENT

- Cost or savings to any state agency: *\$5.4 million*
- Cost to any local agency or school district that is required to be reimbursed: *None*
- Other nondiscretionary cost or savings imposed on local agencies: *None*
- Cost or savings in federal funding to the state: *None*

EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will have no significant effect on housing costs.

**SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESS**

The Department has determined that the proposed action 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.

**RESULTS OF ECONOMIC
IMPACT ASSESSMENT**

The Department has determined that the proposed regulations will have the following impact on the creation of new jobs within California: beginning in fiscal year (FY) 2017–18, the Department budgetarily requested 36.0 Registered Nurses which includes their relief factor. This will ensure clinical triage and review is provided for health care grievances submitted at each CDCR institution. The Department has determined that the proposed regulations will have no impact on the elimination of existing jobs or businesses within California, the creation of businesses within California, or affect the expansion of businesses currently doing business in California. The proposed regulations will positively impact the health and welfare of persons housed within a CDCR institution or contract facility. The proposed regulations will have no effect on non–incarcerated California residents, worker safety, or the State’s environment.

**COST IMPACTS ON REPRESENTATIVE
PRIVATE PERSONS OR BUSINESSES**

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

EFFECT ON SMALL BUSINESSES

The Department has determined that the proposed regulations will not affect small businesses. It is determined that this action has no significant adverse economic impact on small businesses because they are not affected by the internal management of state prisons.

CONSIDERATION OF ALTERNATIVES

The Department 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 provisions of law.

The Department considered the following correctional models which include a grievance process that incorporates both health care and custodial issues:

1. Federal Bureau of Prisons
2. Florida Department of Corrections
3. Texas Department of Criminal Justice

4. Michigan Department of Corrections

These models did not fully address the complexity of the Department's health care appeals process. Additionally, a court order was issued June 16, 2008, to establish a separate process for addressing health care appeals as opposed to custody appeals. The Department integrated certain health care best practices within these alternatives.

The Department considered the Kaiser Permanente Member Complaint and Grievance Process. This model did not adequately address the delivery of health care in a custodial environment; however, the Department integrated certain health care best practices within this alternative.

AVAILABILITY OF PROPOSED TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared, and will make available, the proposed text and the Initial Statement of Reasons (ISOR) of the proposed regulatory action. The rulemaking file for this regulatory action, which contains those items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the contact person listed in this Notice as the contact person for inquiries regarding this Notice. The proposed text, ISOR, and Notice of Proposed Action will also be made available on CCHCS's website <http://www.cphcs.ca.gov/>.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Following its preparation, a copy of the Final Statement of Reasons may be obtained from the contact person listed in this Notice as the contact person for inquiries regarding this Notice.

AVAILABILITY OF CHANGES TO PROPOSED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this Notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 calendar days before the Department adopts the regulations as revised. Requests for copies of any modified regulation text should be directed to the contact person listed in this Notice as the contact person for inquiries regarding this

Notice. The Department will accept written comments on the modified regulations for 15 calendar days after the date on which they are made available.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND WILDLIFE

CESA CONSISTENCY DETERMINATION REQUEST FOR

2017 Storm Damage Department of Water Resources
Emergency Rehabilitation —
Critical Repair Sites Project
2080-2017-007-02
Tehama, Sutter, Yolo, San Joaquin, and
Solano Counties

The California Department of Fish and Wildlife (CDFW) received a notice August 18, 2017, that the Department of Water Resources proposes to rely on a consultation between federal agencies to carry out a project that may adversely affect a species protected by the California Endangered Species Act (CESA). The proposed project involves repair of 18 levee sites that were damaged during the heavy flow conditions of the winter of 2016/2017. Proposed activities will include, but are not limited to, creation of temporary access roads, clearing and grubbing, removing vegetation, and bank reconstruction using clean rock. The proposed project will occur at 18 sites in the Sacramento and San Joaquin Valleys within Tehama, Sutter, Yolo, San Joaquin, and Solano counties, California.

The Fish and Wildlife Service (Service) issued a federal biological opinion (Service Ref. No. 08ESMF00-2017-F-2741) (BO) and incidental take statement (ITS) to the U.S. Army Corps of Engineers on August 8, 2017, which considered the effects of the proposed project on the state threatened and federally threatened giant garter snake (*Thamnophis gigas*).

Pursuant to California Fish and Game Code section 2080.1, the Department of Water Resources is requesting a determination that the BO and associated ITS are consistent with CESA for purposes of the proposed project. If CDFW determines the BO and associated ITS are consistent with CESA for the proposed project, the Department of Water Resources will not be required to obtain an incidental take permit under Fish and Game Code section 2081 subdivision (b) for the proposed project.

DEPARTMENT OF FISH AND WILDLIFE

**CESA CONSISTENCY DETERMINATION
REQUEST FOR**

Curletti Farm Labor Camp Project
2080-2017-006-05
Santa Barbara County

The California Department of Fish and Wildlife (CDFW) received a notice (08/15/2017), that Betteravia Farms, LLC, proposes to rely on a federal take authorization and Habitat Conservation Plan to carry out a project that may adversely affect a species protected by the California Endangered Species Act (CESA). The proposed project involves construction of 30 bunk houses, three common area structures, parking, hard-scaping, landscaping, and utilities. The proposed project will occur in the Santa Maria Valley in Santa Barbara County, California.

The U.S. Fish and Wildlife Service (Service) issued an Incidental Take Permit (Service Permit No. TE 20965C) (ITP) for the final draft Habitat Conservation Plan (HCP) to Betteravia Farms, LLC, on 08/03/2016, which considered the effects of the proposed project on the state threatened and federally endangered California tiger salamander (*Ambystoma californiense*).

Pursuant to California Fish and Game Code section 2080.1, Betteravia Farms, LLC, is requesting a determination that the ITP and associated HCP are consistent with CESA for purposes of the proposed project. If CDFW determines the ITP and associated HCP are consistent with CESA for the proposed project, Betteravia Farms, LLC, will not be required to obtain an incidental take permit under Fish and Game Code section 2081 subdivision (b) for the proposed project.

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

NOTICE OF PUBLIC MEETING AND BUSINESS MEETING OF THE OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Pursuant to Government Code Section 11346.4 and the provisions of Labor Code Sections 142.1, 142.2,

142.3, 142.4, and 144.6, the Occupational Safety and Health Standards Board of the State of California has set the time and place for a Public Meeting and Business Meeting:

PUBLIC

MEETING: On **October 19, 2017**, at 10:00 a.m. in the Council Chambers of the Costa Mesa City Hall 77 Fair Drive, Costa Mesa, California.

At the Public Meeting, the Board will make time available to receive comments or proposals from interested persons on any item concerning occupational safety and health.

BUSINESS

MEETING: On **October 19, 2017**, at 10:00 a.m. in the Council Chambers of the Costa Mesa City Hall 77 Fair Drive, Costa Mesa, California.

At the Business Meeting, the Board will conduct its monthly business.

DISABILITY ACCOMMODATION NOTICE: Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the public hearings/meetings of the Occupational Safety and Health Standards Board should contact the Disability Accommodation Coordinator at (916) 274-5721 or the state-wide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The state-wide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY-Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Realtime Translation (CART), a sign-language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing.

PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

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

ANNOUNCEMENT OF THE DEVELOPMENTAL AND REPRODUCTIVE TOXICANT IDENTIFICATION COMMITTEE MEETING SCHEDULED FOR NOVEMBER 29, 2017 and AVAILABILITY OF HAZARD IDENTIFICATION MATERIALS FOR CHLORPYRIFOS AND *n*-HEXANE

The California Environmental Protection Agency's Office of Environmental Health Hazard Assessment (OEHHA) is the lead agency for the implementation of Proposition 65¹. The Developmental and Reproductive Toxicant Identification Committee (DARTIC) of OEHHA's Science Advisory Board serves as the state's qualified experts and renders an opinion about whether a chemical has been clearly shown to cause reproductive toxicity². The chemicals so identified by the DARTIC are added to the Proposition 65 list.

Chlorpyrifos and *n*-hexane will be considered for possible listing by the DARTIC at its next meeting scheduled for **Wednesday, November 29, 2017** beginning at 10 a.m. at the California Environmental Protection Agency, located at 1001 I Street in Sacramento. Chlorpyrifos will be considered for possible listing based on the **developmental toxicity** endpoint. *n*-Hexane will be considered for possible listing based on the **developmental, male and female reproductive toxicity** endpoints. OEHHA will announce the agenda of the DARTIC meeting in the *California Regulatory Notice Register* and on its website in advance of the meeting.

Chlorpyrifos hazard identification materials for 2017 DARTIC meeting:

Chlorpyrifos was previously considered by the DARTIC in 2008, but was not added to the Proposition 65 list at that time. Substantial new, relevant data on develop-

mental toxicity have become available since the chemical was previously considered for listing. The hazard identification materials to be provided to the DARTIC for the November 2017 meeting will include:

- The complete 2008 OEHHA hazard identification document (HID), "Evidence on the Reproductive and Developmental Toxicity of Chlorpyrifos", September 2008.
 - Excerpted sections of that document relevant to developmental toxicity
 - Additional materials provided by OEHHA to the DARTIC that became available at about the same time as the HID
 - Copies of studies relating to developmental toxicity of chlorpyrifos that were cited in the 2008 HID
 - Public comments submitted to the DARTIC in 2008 regarding the possible listing of chlorpyrifos, including any additional materials provided that are relevant to developmental toxicity
- The US Environmental Protection Agency (US EPA) reports, "Chlorpyrifos: Revised Human Health Risk Assessment for Registration Review (2014)" and "Chlorpyrifos: Revised Human Health Risk Assessment for Registration Review (2016)". These reports, particularly the 2014 report, extensively review recent scientific literature on chlorpyrifos and developmental toxicity.
 - Excerpted sections of these US EPA reports relevant to developmental toxicity
 - Copies of studies relating to the developmental toxicity of chlorpyrifos that were cited in these US EPA reports
- Copies of additional studies of the developmental toxicity of chlorpyrifos that were not reviewed in the materials provided to the DARTIC in 2008 or in the 2014 and 2016 US EPA reports.

***n*-Hexane hazard identification materials for 2017 DARTIC meeting:**

The hazard identification document to be provided to the DARTIC for the November 2017 meeting will consist of tabulations of study results from studies of male or female reproductive toxicity or developmental toxicity of *n*-hexane, as well as the 2015 HID prepared on the *n*-hexane metabolites methyl *n*-butyl ketone and 2,5-hexanedione³. Copies of the tabulated studies of *n*-hexane will also be provided to the DARTIC as part of the hazard identification materials.

¹ The Safe Drinking Water and Toxic Enforcement Act of 1986, codified at Health and Safety Code section 25249.5 *et seq.*, commonly referred to as "Proposition 65".

² Title 27, Cal. Code of Regs., section 25302 *et seq.*

³ Available at <https://oehha.ca.gov/media/downloads/proposition-65/chemicals/082815hidmnbk.pdf>

Availability of hazard identification materials and public comment

OEHHA announces the availability for public review of the hazard identification materials for chlorpyrifos and *n*-hexane identified above. This notice marks the beginning of a 45-day comment period on these materials. **OEHHA must receive comments and any supporting materials by 5 p.m. on Monday, October 16, 2017.** Parties who identify data relevant to the potential developmental toxicity of chlorpyrifos or on the potential developmental, male and female reproductive toxicity of *n*-hexane that are not included in the hazard identification materials are encouraged to submit them to OEHHA during the public comment period. Materials received during the comment period will be sent to the DARTIC for its consideration prior to the November 29, 2017 meeting.

Copies of the documents (other than those protected by copyright) are available from OEHHA's web site at www.oehha.ca.gov/proposition-65. The documents may also be requested from OEHHA's Proposition 65 Implementation Office by calling (916) 445-6900. Copyrighted materials may be requested through OEHHA or from the copyright holder. Certain confidential studies are only available through the Department of Pesticide Regulation library.

All timely filed public comments and supporting materials will be provided to DARTIC members in advance of the meeting. The public is also able to make oral comments at the meeting. Public comments at the meeting will be limited to five minutes per commenter, except for those commenters who make requests by October 30, 2017 and receive approval from the Chair for longer comments. If you would like to make public comments to the Committee exceeding five minutes, please submit a request with an estimate of the time you will need and the reason you are requesting additional time, to the Proposition 65 mailbox at P65Public.Comments@oehha.ca.gov or call the Proposition 65 Implementation Office at (916) 445-6900 by 5 p.m. on October 30, 2017.

Comments on the hazard identification document may be submitted electronically through our website at <https://oehha.ca.gov/comments>. Comments submitted in paper form can be mailed, faxed, or delivered in person to the address below.

Mailing Address:

Michelle Ramirez
Office of Environmental Health Hazard Assessment
P.O. Box 4010, MS-12B
Sacramento, California 95812-4010

Street Address:

1001I Street
Sacramento, California 95814
Fax: (916) 323-2265

Comments received during the public comment period will be posted on the OEHHA website in advance of the meeting. Electronic files submitted should not have any form of encryption because OEHHA is subject to the California Public Records Act and other laws that require the release of certain information upon request. If you provide comments, please be aware that your name, address and e-mail may be available to third parties.

If you have any questions, please contact Michelle Ramirez at Michelle.Ramirez@OEHHA.ca.gov or (916) 445-6900.

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# 2017-0711-06
BOARD OF PODIATRIC MEDICINE
Oral Arguments

This action by the Board of Podiatric Medicine adopts three new sections regarding the procedures for the conduct of oral arguments, submission of amicus briefs, and submission of written arguments following an order of nonadoption or order granting reconsideration.

Title 16
ADOPT: 1399.730, 1399.731, 1399.732
Filed 08/22/2017
Effective 10/01/2017
Agency Contact: Kathleen Cooper (916) 263-0315

File# 2017-0810-01
CALIFORNIA ACHIEVING A BETTER LIFE EXPERIENCE (ABLE) ACT BOARD
California ABLE Program Trust

In this emergency readopt, the California Achieving a Better Life Experience Board (ABLE) is adopting eight

sections in title 10 of the California Code of Regulations. The Legislature enacted Senate Bill 324 (Chapter 796, Statutes of 2015) and Assembly Bill 449 (Chapter 774, Statutes of 2015), which authorized the ABLE Board to develop and implement the California ABLE Program Trust which is a financial savings tool for qualified people with disabilities as defined in section 529A of the Internal Revenue code. These regulations provide the framework to allow eligible individuals to save and maintain their funds in the Trust. The regulations include definitions, account enrollment, limitations on contributions, change of designated beneficiary, qualified and rollover distribution, account information and reports and other provisions related to the administration of the program.

Title 10
ADOPT: 9000, 9001, 9002, 9003, 9004, 9005, 9006, 9007
Filed 08/21/2017
Effective 08/21/2017
Agency Contact:
Carrie Fisher Stone (916) 653-0665

File# 2017-0711-05
CALIFORNIA ENERGY COMMISSION
Computers and Computer Monitors Rulemaking

The California Energy Commission amended seven sections in title 20 of the California Code of Regulations that are under an article for appliance efficiency regulations. The amendments include energy efficiency regulations for computers and computer monitors, clarify that signage displays are subject to existing television regulations, and clarify that certain appliances are not included in existing battery charger systems efficiency regulations.

Title 20
AMEND: 1601, 1602, 1604, 1605.1, 1605.2, 1605.3, 1606
Filed 08/22/2017
Effective 10/01/2017
Agency Contact: Lisa DeCarlo (916) 654-5195

File# 2017-0809-01
CALIFORNIA HEALTH AND HUMAN SERVICES AGENCY
Conflict-of-Interest Code

This is a Conflict-of-Interest code that has been approved by the Fair Political Commission and is being submitted for filing with the Secretary of State and printing only.

Title 22
AMEND: 10100
Filed 08/16/2017
Effective 09/15/2017
Agency Contact: Ashley DeFranco (916) 263-4035

File# 2017-0711-04
CALIFORNIA INSTITUTE FOR REGENERATIVE MEDICINE
Amendments to Medical and Ethical Standards

In this rulemaking action, the California Institute for Regenerative Medicine (CIRM) amends several sections in title 17 the California Code of Regulations. The amendments include replacing the term "institutions" with the term "awardee," adding a definition for the term "awardee," changing the definition of "human subjects research," modifying the list of activities not eligible for CIRM funding, and updating compliance requirements. The regulations also make changes to the list of research that cannot commence without Stem Cell Research Oversight (SCRO) committee review and approval, specifically research related to the introduction of human neural progenitor cells into the brain of non-human animals.

Title 17
AMEND: 100010, 100020, 100030, 100040, 100050, 100070
Filed 08/21/2017
Effective 10/01/2017
Agency Contact: C. Scott Tocher (415) 740-8735

File# 2017-0809-02
CALIFORNIA VICTIM COMPENSATION BOARD
Conflict-of-Interest Code

This is a Conflict-of-Interest Code that has been approved by the Fair Political Commission and is being submitted for filing with the Secretary of State and printing only.

Title 2
AMEND: 604
Filed 08/16/2017
Effective 09/15/2017
Agency Contact: Tanya Bosch (800) 777-9229

File# 2017-0712-02
DEPARTMENT OF CORRECTIONS AND REHABILITATION
Inmate Classification and Discipline

The Department of Corrections and Rehabilitation filed this timely certificate of compliance action to make permanent the changes adopted in OAL File No. 2017-0123-04EON. In that action, the Department amended thirteen sections in title 15 of the California Code of Regulations to modify inmate classification

and disciplinary processes. The Department also eliminated the Close A and Close B custody designations and replaced them with a single level of Close Custody.

Title 15
 AMEND: 3000, 3090, 3177, 3323, 3375, 3375.1, 3375.2, 3375.3, 3375.4, 3375.5, 3377.1, 3377.2, 3379
 Filed 08/23/2017
 Effective 08/23/2017
 Agency Contact: Laura Lomonaco (916) 445-2217

File# 2017-0707-01
 DEPARTMENT OF FOOD AND AGRICULTURE
 Asian Citrus Psyllid Interior Quarantine

This certificate of compliance action makes permanent the emergency regulations expanding the quarantine area for the Asian Citrus Psyllid (“ACP”) (*Diaphorina citri*) in the San Jose area of Santa Clara County. (See OAL Matter No. 2017-0106-04E.)

Title 3
 AMEND: 3435(b)
 Filed 08/17/2017
 Effective 08/17/2017
 Agency Contact: Sara Khalid (916) 403-6625

File# 2017-0707-02
 DEPARTMENT OF FOOD AND AGRICULTURE
 Asian Citrus Psyllid Interior Quarantine

This certificate of compliance by the Department of Food and Agriculture makes permanent the prior emergency actions (OAL file nos. 2016-0909-02E, 2016-0909-03E, 2017-0412-04EE, and 2017-0412-05EE) that expanded the quarantine area for the Asian Citrus Psyllid (ACP) (*Diaphorina citri*) in Merced County by 42 square miles in the Winton area and 131 square miles in the Los Banos Area. The effect of this current action will provide permanent authority for the State to perform quarantine activities against ACP within this additional area, along with the existing regulated areas in the state that are already under quarantine for ACP.

Title 3
 AMEND: 3435(b)
 Filed 08/16/2017
 Effective 08/16/2017
 Agency Contact: Sara Khalid (916) 403-6625

File# 2017-0707-04
 DEPARTMENT OF FOOD AND AGRICULTURE
 Huanglongbing Disease Interior Quarantine

This action by the Department of Food and Agriculture makes permanent the prior emergency action (OAL File No. 2017-0113-05E) that established a

quarantine area for the Huanglongbing disease in the Cerritos area of Los Angeles and Orange counties.

Title 3
 AMEND: 3439(b)
 Filed 08/16/2017
 Effective 08/16/2017
 Agency Contact: Sara Khalid (916) 403-6625

File# 2017-0816-01
 DEPARTMENT OF FOOD AND AGRICULTURE
 Huanglongbing Disease Interior Quarantine

This emergency rulemaking by the Department of Food and Agriculture creates a quarantine area for Huanglongbing (“HLB”) disease in the Crestmore Heights and Riverside areas of Riverside and San Bernardino Counties. The quarantine area is approximately 94 square miles and is being created in response to the confirmation on July 25, 2017, of the presence of HLB from suspect citrus tissue samples collected in the Riverside area. This emergency action provides authority for the state to perform quarantine activities against HLB within this area. The total area which is now under regulation is approximately 525 square miles.

Title 3
 AMEND: 3439
 Filed 08/22/2017
 Effective 08/22/2017
 Agency Contact: Kyle Beucke (916) 403-6741

File# 2017-0807-02
 DEPARTMENT OF STATE HOSPITALS
 Emergency — Sexually Violent Predator Act (SVPA) Evaluations Processes

This emergency action by the Department of State Hospitals adopts procedures for updating evaluations under the Sexually Violent Predator Act (Welf. & Inst. Code, §§ 6600-6609.3).

Title 9
 ADOPT: 4020, 4020.1
 Filed 08/17/2017
 Effective 08/17/2017
 Agency Contact: Amy Whiting (916) 651-3247

File# 2017-0713-01
 EDUCATION AUDIT APPEALS PANEL
 Supplement to Audits of K-12 LEAs — FY 2016-17

The Education Audit Appeals Panel (EAAP) submitted this timely certificate of compliance action to make permanent the supplement to the 2016-17 Guide for Annual Audits of K-12 Local Education Agencies and State Compliance Reporting (Audit Guide), incorporated by reference in title 5, California Code of Regulations, section 19810, which was amended in OAL file no. 2017-0111-01E. This action makes permanent the

emergency, supplemental amendments to the Audit Guide. Those amendments generally addressed new legislation and included new audit steps for mental health expenditures, updated California Clean Energy Jobs Act procedures and one technical amendment.

Title 5
AMEND: 19810
Filed 08/17/2017
Effective 08/17/2017
Agency Contact:
Timothy E. Morgan (916) 445-7745

File# 2017-0706-01
EMERGENCY MEDICAL SERVICES
AUTHORITY
EMS Continuing Education

This filing of changes without regulatory effect by the Emergency Medical Services Authority amends section 100393 in Title 22 of the California Code of Regulations to correct a cross-reference section.

Title 22
AMEND: 100393(a)(1)
Filed 08/16/2017
Agency Contact: Corrine Fishman (916) 431-3727

File# 2017-0717-03
OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT
Proposition 65 Exposure Violation Notices

The Office of Environmental Health Hazard Assessment filed this action to amend section 25903 and Appendix A to section 25903 and to adopt Appendix B to section 25903 in title 27 of the California Code of Regulations.

Title 27
ADOPT: Appendix B to 25903
AMEND: 25903, Appendix A to 25903
Filed 08/23/2017
Effective 10/01/2017
Agency Contact: Monet Vela (916) 323-2517

File# 2017-0711-01
OFFICE OF SPILL PREVENTION AND RESPONSE
Oil Spill Prevention Administration Fund Fee

The Office of Spill Prevention and Response submitted this certificate of compliance action to amend section 870.15; repeal sections 870.17, 870.19, and 870.21; and adopt new section 870.17 in title 14 of the California Code of Regulations to implement changes to the statewide oil spill prevention and response pro-

gram fee pursuant to Senate Bill 861 (Stats. 2014, ch. 931).

Title 14
ADOPT: 870.17 AMEND: 870.15 REPEAL:
870.17, 870.19, 870.21
Filed 08/22/2017
Effective 10/01/2017
Agency Contact: Christine Kluge (916) 327-0910

File# 2017-0714-02
STATE TEACHERS RETIREMENT SYSTEM
Creditable Compensation Amendments

The California State Teachers' Retirement System (CalSTRS) is amending seven sections in title 5 of the California Code of Regulations. Existing law establishes the Defined Benefit Program of the State Teachers' Retirement Plan, which provides a defined benefit to members of the program. This benefit is based on final compensation, credited service and age at retirement. Existing law also establishes the Defined Benefit Supplement Program, a cash balance plan, which provides supplemental benefits payable in a lump-sum payment, an annuity or both. Contributions for creditable compensation are credited to either the Defined Benefit or the Defined Benefit Supplement account. This rule-making clarifies under what circumstances CalSTRS will override an employer's determination of a class of employees, identify defining characteristics to determine creditable compensation and define when contributions will be credited to either the Defined Benefit Program or the Defined Benefit Supplement Program.

Title 5
AMEND: 27300, 27301, 27400, 27401, 27600,
27601, 27602
Filed 08/22/2017
Effective 10/01/2017
Agency Contact: Ellen Maurizio (916) 414-1995

**CCR CHANGES FILED
WITH THE SECRETARY OF STATE
WITHIN March 22, 2017 TO
August 23, 2017**

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

08/16/17 AMEND: 604
 08/14/17 AMEND: 11034
 08/14/17 ADOPT: 2298.1, 2298.2, 2298.3, 2298.4,
 2298.5, 2298.6, 2298.7, 2298.8, 2298.9,
 2298.9.1 REPEAL: 2297.1, 2298
 08/10/17 AMEND: 1897
 07/25/17 AMEND: 57700
 07/12/17 ADOPT: 20060, 20061, 20062, 20063,
 20064, 20065, 20066, 20067
 07/01/17 ADOPT: 171, 171.2, 174, 193.1, 193.2,
 194, 195, 195.1, 195.2, 195.3, 242, 249.1,
 249.2, 249.3, 249.4, 249.5, 249.6, 249.7,
 250, 250.2, 265, 265.1, 548.53 AMEND:
 156, 171.1, 174, 193, 258, 548.40, 548.41
 REPEAL: 157, 171, 194, 195, 196, 198,
 199, 199.1, 200, 205, 206, 210, 250, 265,
 548.70
 06/22/17 AMEND: 327
 06/21/17 AMEND: 3700
 06/19/17 AMEND: 1859.2, 1859.82
 06/08/17 AMEND: 52.4, 548.49, 548.136
 05/31/17 ADOPT: 249.8
 05/26/17 AMEND: 11030, 11031, 11034
 04/10/17 ADOPT: 552.1
 03/27/17 ADOPT: 11017.1 AMEND: 11017
 03/22/17 AMEND: 58000

06/08/17 AMEND: 3435(b)
 06/07/17 AMEND: 3435(b)
 06/05/17 ADOPT: 3591.28
 06/02/17 AMEND: 3435(d)
 06/01/17 AMEND: 3591.12
 05/30/17 AMEND: 3439(b)
 05/15/17 AMEND: 3435(b)
 05/15/17 AMEND: 3435(b)
 05/09/17 AMEND: 3435(b)
 05/08/17 AMEND: 1402.7, 1402.8
 05/08/17 AMEND: 3439(b)
 05/04/17 AMEND: 3435(b)
 05/04/17 AMEND: 3435(b)
 05/04/17 AMEND: 3591.15
 04/24/17 AMEND: 3435(b)
 04/24/17 AMEND: 3435(b)
 04/20/17 AMEND: 3435(b)
 04/18/17 AMEND: 3435(b)
 04/17/17 AMEND: 3435(b)
 04/17/17 AMEND: 3435(b)
 04/07/17 AMEND: 3435(b)
 04/04/17 AMEND: 3435(b)
 03/30/17 AMEND: 3435(b)
 03/30/17 AMEND: 3435(b)
 03/28/17 AMEND: 3435(b)
 03/28/17 AMEND: 3406(c), 3591.5(b)
 03/24/17 AMEND: 3435(b)

Title 3

08/22/17 AMEND: 3439
 08/17/17 AMEND: 3435(b)
 08/16/17 AMEND: 3435(b)
 08/16/17 AMEND: 3439(b)
 08/11/17 AMEND: 3439(b)
 08/10/17 AMEND: 3435(b)
 08/08/17 AMEND: 3854, 3855
 08/03/17 AMEND: 3435(b)
 07/31/17 AMEND: 3435(d)
 07/26/17 AMEND: 3439(b)
 07/25/17 AMEND: 3591.12, 3424(c)
 07/24/17 AMEND: 3435(b)
 07/20/17 AMEND: 3435(b)
 07/17/17 AMEND: 3435(b)
 07/12/17 ADOPT: 6190
 07/10/17 AMEND: 3435(b)
 07/06/17 AMEND: 3439(b)
 07/06/17 AMEND: 3439(b)
 07/06/17 AMEND: 3435(b)
 06/28/17 AMEND: 1358.7
 06/26/17 AMEND: 3435(b)
 06/22/17 ADOPT: 2320.5 AMEND: 2300, 2300.1,
 2303, 2304, 2307, 2308, 2312, 2315,
 2319, 2320.1, 2320.2, 2322, 2323, 2324
 06/19/17 AMEND: 3435(b)
 06/14/17 AMEND: 3435(b)

Title 4

08/07/17 ADOPT: 8078.22, 8078.23, 8078.24,
 8078.25, 8078.26, 8078.27, 8078.28,
 8078.29, 8078.30, 8078.31, 8078.32,
 8078.33, 8078.34, 8078.35 AMEND:
 8070, 8071, 8072, 8073, 8074, 8076,
 8078.3 REPEAL: 8078.1, 8078.2
 07/26/17 ADOPT: 7033.1 AMEND: 7030, 7033,
 7034, 7035, 7037, 7040, 7042, 7045
 07/26/17 AMEND: 1581, 1843
 07/26/17 ADOPT: 8078.15, 8078.16, 8078.17,
 8078.18, 8078.19, 8078.20, 8078.21
 07/18/17 ADOPT: 610
 07/12/17 ADOPT: 299 AMEND: 297, 300
 07/12/17 AMEND: 10325.5
 06/20/17 AMEND: 1696
 06/01/17 AMEND: 1433, 1845
 05/31/17 AMEND: 1632
 05/30/17 ADOPT: 5145, 5146, 5233 AMEND:
 5000, 5020, 5031, 5033, 5050, 5051,
 5054, 5061, 5062, 5063, 5106, 5144,
 5170, 5191, 5192, 5194, 5200, 5220,
 5230, 5240, 5250, 5255, 5258, 5260,
 5300, 5342, 5350, 5370, 5400, 5450,
 5560, 5600 REPEAL: 5221
 05/08/17 ADOPT: 8078.8, 8078.9, 8078.10,
 8078.11, 8078.12, 8078.13, 8078.14

CALIFORNIA REGULATORY NOTICE REGISTER 2017, VOLUME NO. 35-Z

05/04/17 AMEND: 10031, 10032, 10033, 10035,
10036
05/02/17 ADOPT: 10325.5 AMEND: 10337
04/20/17 AMEND: 1581, 1843
04/10/17 AMEND: 10170.3, 10170.8, 10170.9,
10170.10, 10170.14

Title 5

08/22/17 AMEND: 27300, 27301, 27400, 27401,
27600, 27601, 27602
08/17/17 AMEND: 19810
08/10/17 AMEND: 76000, 76020, 76210, 76130,
76200, 76210, 76212, 76215
07/18/17 AMEND: 851, 853.5, 853.7, 855, 856
06/27/17 REPEAL: 13075, 13075.1, 13075.2,
13075.3, 13075.4, 13075.5, 13075.6,
13075.7, 13075.8, 13075.9
06/26/17 AMEND: 19810
06/14/17 AMEND: 41908
06/05/17 ADOPT: 11517.6, 11518, 11518.5,
11518.10, 11518.15, 11518.20,
11518.25, 11518.30, 11518.35,
11518.40, 11518.45, 11518.50,
11518.55, 11518.60, 11518.65,
11518.70, 11518.75, 11518.80, 11519,
11519.5
06/02/17 ADOPT: 11534.1 AMEND: 11530,
11533, 11534
05/30/17 ADOPT: 71396
04/05/17 ADOPT: 75300 AMEND: 75200, 75210

Title 8

07/31/17 AMEND: 3650
07/31/17 AMEND: 344.30
07/27/17 ADOPT: 5189.1
07/18/17 ADOPT: 9789.17.3 AMEND: 9789.12.2,
9789.17.1, 9789.18.12, 9789.19
06/29/17 ADOPT: 9788.1, 9788.2, 9788.3, 9788.4
06/29/17 AMEND: 344.18
06/20/17 AMEND: 9789.39
06/05/17 AMEND: 1637
06/05/17 AMEND: 3220
05/23/17 ADOPT: 20169 AMEND: 20170, 20234,
20240, 20241, 20242, 20282, 20286,
20363, 20393, 20400, 20401, 20402,
20407, 20408
05/16/17 AMEND: 20335(c)
04/14/17 AMEND: 15203.2(d)
04/04/17 AMEND: 5155
03/27/17 AMEND: 9701, 9702

Title 9

08/17/17 ADOPT: 4020, 4020.1
06/13/17 ADOPT: 4700, 4710, 4711, 4712, 4713,
4714, 4715, 4716, 4717

Title 10

08/21/17 ADOPT: 9000, 9001, 9002, 9003, 9004,
9005, 9006, 9007
08/03/17 AMEND: 2498.5
06/21/17 ADOPT: 260.211.4, 260.211.5,
260.211.6, 260.211.7
04/17/17 ADOPT: 6520, 6522, 6528
03/22/17 ADOPT: 8300, 8310, 8320, 8330, 8340,
8350, 8360, 8370, 8380
03/22/17 AMEND: 2218.30

Title 11

08/08/17 AMEND: 1006
07/31/17 AMEND: 1005
07/31/17 ADOPT: 5470, 5471, 5472, 5473, 5474,
5474.1, 5474.2, 5475, 5476, 5477, 5478
AMEND: 5469 REPEAL: 5473
07/25/17 AMEND: 1009
07/18/17 AMEND: 1008
06/28/17 AMEND: 1005, 1007, 1008
06/21/17 AMEND: 1015
06/01/17 AMEND: 50.10
06/01/17 AMEND: 50.13
05/31/17 REPEAL: 50.18
05/30/17 ADOPT: 2080, 2081, 2082, 2083, 2084,
2085, 2086, 2087, 2088, 2089, 2090,
2091, 2092, 2093, 2094, 2095, 2096,
2097, 2098, 2099, 2100, 2101, 2102,
2103, 2104, 2105, 2106, 2107, 2108,
2109, 2120, 2130, 2131, 2132, 2133
05/23/17 AMEND: 1001, 1005, 1008
05/23/17 AMEND: 50.19
05/23/17 AMEND: 50.20
05/18/17 AMEND: 50.23
05/18/17 AMEND: 50.12
05/18/17 AMEND: 50.14
05/16/17 AMEND: 50.8
05/16/17 AMEND: 50.15
05/16/17 AMEND: 50.21
05/16/17 REPEAL: 50.22
05/16/17 ADOPT: 50.22
05/15/17 AMEND: 50.5
05/15/17 REPEAL: 50.7
05/15/17 AMEND: 50.6
05/15/17 AMEND: 50.16
05/15/17 AMEND: 50.17

Title 13

07/31/17 ADOPT: 1231.3 AMEND: 1212.5, 1218,
1239, 1264
07/31/17 ADOPT: 1267.1 AMEND: 1201, 1217,
1232, 1242, 1268, 1269
07/27/17 AMEND: 1151.8.1
06/29/17 AMEND: 1160.1, 1160.2, 1160.3, 1160.4

06/20/17 AMEND: 2775, 2775.1, 2775.2
 06/19/17 AMEND: 205.00, 205.02, 205.04, 205.06, 205.08, 205.12, 205.14
 06/12/17 AMEND: 156.00
 05/15/17 AMEND: 16.06
 04/19/17 AMEND: 26.01, 26.02
 04/17/17 AMEND: 2222
 04/06/17 AMEND: 1157.21

Title 14

08/22/17 ADOPT: 870.17 AMEND: 870.15
 REPEAL: 870.17, 870.19, 870.21
 08/10/17 AMEND: 7.50
 08/07/17 ADOPT: 798 AMEND: 791, 791.6, 791.7, 792, 793, 794, 795, 796, 797
 08/07/17 ADOPT: 817.04 AMEND: 790
 08/07/17 ADOPT: 820.02
 08/07/17 AMEND: 819, 819.01, 819.02, 819.03, 819.04, 819.05, 819.06, 819.07
 08/01/17 AMEND: 18660.5, 18660.6, 18660.21, 18660.22, 18660.23, 18660.24
 07/26/17 AMEND: 895.1, 896, 897, 898, 898.1, 898.2, 900, 901, 902, 902.1, 902.2, 902.3, 903.1, 903.2, 906, 907, 911
 07/19/17 AMEND: 502
 07/19/17 AMEND: 708.5
 07/18/17 ADOPT: 17403.3.1 AMEND: 17402, 17403.0, 17405.0
 07/17/17 AMEND: 360, 361, 362, 363, 364, 364.1
 07/13/17 AMEND: 13055
 07/12/17 AMEND: 670.2
 06/02/17 ADOPT: 1090.28, 1094, 1094.1, 1094.2, 1094.3, 1094.4, 1094.5, 1094.6, 1094.7, 1094.8, 1094.9, 1094.10, 1094.11, 1094.12, 1094.13, 1094.14, 1094.15, 1094.16(a)-(d)(5), 1094.17, 1094.18, 1094.19, 1094.20, 1094.21, 1094.22, 1094.23, 1094.24, 1094.25, 1094.26, 1094.27, 1094.28, 1094.29, 1094.30, 1094.31, 1094.32, 1094.33, 1094.34, 1094.35 AMEND: 895, 895.1, 913.11 [933.11, 953.11], 916.5 [936.5, 956.5], 919.9 [939.9], 923 [943, 963], 923.2 [943.2, 963.2], 923.3 [943.3, 963.3], 923.4 [943.4, 963.4], 923.5 [943.5, 963.5], 923.9 [943.9, 963.9] 929 [949, 969], 945.1, 1038, 1090.26, 1104.1, 1115.3
 05/26/17 AMEND: 7.50
 05/08/17 ADOPT: 18651.10, 18657.0, 18657.1 AMEND: 18600, 18601, 18611, 18612, 18613, 18614, 18614.1, 18616, 18619.1, 18619.2, 18619.3, 18619.4, 18619.5, 18620, 18621, 18622, 18623, 18624, 18625, 18626, 18627, 18631, 18632, 18633, 18634, 18641, 18642, 18643.0, 18643.2, 18643.3, 18643.4, 18643.5, 18643.6, 18643.7, 18650.1, 18650.2, 18650.3, 18650.4, 18650.5, 18650.6, 18650.61, 18650.7, 18650.8, 18650.9, 18651.0, 18651.1, 18651.2, 18651.3, 18651.4, 18651.5, 18651.6, 18651.7, 18651.8, 18651.9, 18653.0, 18653.1, 18653.2, 18653.3, 18653.4, 18653.5, 18653.6, 18655.1, 18655.2, 18655.3, 18655.5, 18655.51, 18655.6, 18655.7, 18655.8, 18656.0 REPEAL: 18615, 18643.1, 18655.4, 18655.9, 18658.0, 18658.1, 18658.2, 18658.3, 18659.0, 18659.1, 18659.2, 18659.3, 18659.4, 18659.5
 05/03/17 ADOPT: 1265.00, 1265.01, 1265.02, 1265.03
 05/01/17 AMEND: 27.80
 05/01/17 AMEND: 28.20
 04/18/17 AMEND: 1038
 04/13/17 ADOPT: 3805.1
 04/12/17 ADOPT: 111
 04/03/17 ADOPT: 17403.3.1 AMEND: 17402, 17403.0, 17405.0
 03/27/17 AMEND: 27.80

Title 15

08/23/17 AMEND: 3000, 3090, 3177, 3323, 3375, 3375.1, 3375.2, 3375.3, 3375.4, 3375.5, 3377.1, 3377.2, 3379
 07/18/17 ADOPT: 3087, 3087.1, 3087.2, 3087.3, 3087.4, 3087.5, 3087.6, 3087.7, 3087.8, 3087.9, 3087.10, 3087.11, 3087.12
 07/19/17 AMEND: 502
 07/19/17 AMEND: 708.5
 07/18/17 ADOPT: 17403.3.1 AMEND: 17402, 17403.0, 174405.0
 07/17/17 AMEND: 360, 361, 362, 363, 364, 364.1
 07/13/17 AMEND: 13055
 07/12/17 AMEND: 3000, 3753, 3754, 3763, 6766, 3769.6
 06/28/17 ADOPT: 1712.4, 1714.4, 1730.4, 1740.4 AMEND: 1700, 1706, 1731, 1747, 1747.1, 1748, 1748.5, 1749, 1749.1, 1750, 1750.1, 1751, 1752, 1753, 1754, 1756, 1760, 1766, 1767, 1768, 1770, 1772, 1776, 1778, 1788, 1790, 1792
 06/27/17 AMEND: 3620, 3621, 3622
 06/08/17 ADOPT: 8106.2 AMEND: 8106.1
 05/23/17 ADOPT: 3570, 3572, 3573, 3580 AMEND: 3560, 3561, 3562, 3563, 3564, 3565, 3571, 3581, 3582, 3590, 3590.1, 3590.2, 3590.3
 05/11/17 ADOPT: 3999.23

CALIFORNIA REGULATORY NOTICE REGISTER 2017, VOLUME NO. 35-Z

04/17/17 AMEND: 3000, 3030, 3190, 3269
 04/13/17 ADOPT: 2449.1, 2449.2, 2449.3, 2449.4,
 2449.5, 3043.1, 3043.2, 3043.3, 3043.4,
 3043.5, 3043.6, 3490, 3491, 3492, 3493
 AMEND: 3043, 3043.5 (renumbered to
 3043.7), 3043.6 (renumbered to 3043.8),
 3044 REPEAL: 3042, 3043.1, 3043.2,
 3043.3, 3043.4, 3043.7
 04/03/17 ADOPT: 3999.22
 03/22/17 AMEND: 8006

Title 16

08/22/17 ADOPT: 1399.730, 1399.731, 1399.732
 08/14/17 REPEAL: 901, 902, 903, 914
 08/10/17 ADOPT: 4176
 08/10/17 AMEND: 1105.1(b)(c)(d)(e)
 08/08/17 ADOPT: 1805.2
 08/02/17 AMEND: 4161, 4162, 4163
 07/06/17 AMEND: 1398.3, 1398.4, 1398.6,
 1398.15, 1398.20, 1398.21, 1398.21.1,
 1398.23, 1398.28, 1398.37, 1398.44,
 1398.47, 1398.50, 1398.51, 1398.52,
 1399, 1399.23, 1399.90, 1399.91,
 1399.92, 1399.93, 1399.94, 1399.95,
 1399.96, 1399.97, 1399.98, 1399.99
 REPEAL: 1398.24, 1398.27, 1398.42
 06/23/17 AMEND: 2649
 06/22/17 AMEND: 80.1, 80.2, 87, 87.1
 06/12/17 AMEND: 1399.546
 06/08/17 ADOPT: 1746.5
 06/07/17 ADOPT: 1399.407, 1399.407.1,
 1399.407.2, 1399.407.3
 06/06/17 ADOPT: 1776, 1776.1, 1776.2, 1776.3,
 1776.4, 1776.5, 1776.6
 06/05/17 AMEND: 1387, 1387.1
 05/31/17 REPEAL: 3036.1, 3036.2, 3037.1,
 3037.2
 05/30/17 AMEND: 1703
 05/24/17 ADOPT: 1001.1, 1001.2
 05/24/17 AMEND: 1399.395
 05/24/17 AMEND: 1399.434, 1399.437 REPEAL:
 1399.436
 05/10/17 AMEND: 426.10, 426.14, 426.50
 05/08/17 ADOPT: 1398.26.3 AMEND: 1398.25
 05/04/17 AMEND: 4130
 03/27/17 AMEND: 1105.2

Title 17

08/21/17 AMEND: 100010, 100020, 100030,
 100040, 100050, 100070
 07/24/17 REPEAL: 1050
 07/17/17 ADOPT: 95665, 95666, 95667, 95668,
 95669, 95670, 95671, 95672, 95673,
 95674, 95675, 95676, 95677
 05/10/17 ADOPT: 51000, 51001, 51002

05/09/17 ADOPT: 59050, 59051, 59052, 59053,
 59054, 59055, 59056, 59057, 59058,
 59059, 59060, 59061, 59062, 59063,
 59064, 59065, 59066, 59067, 59068,
 59069, 59070, 59071, 59072
 04/24/17 ADOPT: 51000, 51001, 51002
 04/17/17 AMEND: 60201
 04/17/17 ADOPT: 6500.03, 6500.05, 6500.9,
 6500.21, 6500.33, 6500.43, 6500.51,
 6500.55, 6500.58, 6500.71, 6500.78
 AMEND: 6500.35, 6500.39, 6500.45,
 6500.50, 6501, 6501.5, 6505, 6506,
 6506.6, 6506.8, 6506.10 REPEAL:
 6500.65, 6500.67
 04/13/17 ADOPT: 95364.1 AMEND: 95362,
 95366, 95367, 95369
 03/23/17 AMEND: 95000

Title 18

06/19/17 AMEND: 1703
 06/14/17 AMEND: 5332
 05/24/17 ADOPT: 19195-1, 19195-2
 05/15/17 AMEND: 263
 05/15/17 AMEND: 1051
 05/03/17 ADOPT: 4001

Title 19

08/03/17 ADOPT: 2745.7.5, 2762.0.1, 2762.0.2,
 2762.1, 2762.2, 2762.2.1, 2762.3,
 2762.4, 2762.5, 2762.6, 2762.7, 2762.8,
 2762.9, 2762.10, 2762.11, 2762.12,
 2762.13, 2762.14, 2762.15, 2762.16,
 2762.17, 2775.2.5 AMEND: 2735.1,
 2735.3, 2735.4, 2735.5, 2735.6, 2735.7,
 2740.1, 2745.1, 2745.2, 2745.3, 2745.4,
 2745.6, 2745.7, 2745.7.5, 2745.8,
 2745.10, 2745.10.5, 2745.11, 2750.1,
 2750.3, 2750.4, 2755.2, 2755.6, 2760.8,
 2765.1, 2770.1, 2770.2, 2770.5, 2775.2,
 2775.3, 2775.5, 2775.6, 2780.1, 2780.2,
 2780.3, 2780.5, 2780.6, 2785.1
 07/06/17 AMEND: 2021
 05/01/17 AMEND: 2020, 2021
 03/24/17 ADOPT: 920, 921, 922, 923, 924, 924.1,
 924.2, 924.3, 924.4, 924.5, 924.6, 924.7,
 924.8, 924.9, 924.10, 924.11, 924.12,
 925, 925.1, 926, 927, 928, 929, 930, 931,
 932, 933, 934, 935, 936, 937, 938, 939,
 940, 941, 942, 943, 944, 945, 946, 946.1,
 947, 948

Title 20

08/22/17 AMEND: 1601, 1602, 1604, 1605.1,
 1605.2, 1605.3, 1606
 03/27/17 AMEND: 2909
 03/27/17 AMEND: 1602, 1606

- 03/27/17 AMEND: 1606, 1607
- Title 21**
05/25/17 ADOPT: 1478.1, 1478.2 AMEND: 1476
- Title 22**
08/16/17 AMEND: 100393(a)(1)
08/16/17 AMEND: 10100
07/14/17 AMEND: 51255, 51356
07/10/17 AMEND: 51490.1
07/03/17 AMEND: 97700.1, 97700.2, 97700.3, 97700.4, 97700.5, 97700.6, 97700.7, 97700.8, 97700.13, 97700.15, 97700.17, 97700.18, 97700.19, 97700.20, 97700.21, 97700.23, 97700.25, 97700.26, 97700.27, 97700.29, 97700.31, 97700.32, 97700.33, 97700.35, 97700.41, 97700.43, 97700.45, 97700.47, 97700.49, 97700.51, 97700.53, 97700.55, 97700.57, 97700.59, 97700.61, 97700.63, 97700.65, 97720, 97722, 97724, 97726, 97730, 97731, 97732, 97734, 97735, 97737, 97740, 97743, 97745, 97747, 97750, 97752, 97755, 97757, 97759, 97760
05/11/17 ADOPT: 100057.1, 100057.2 AMEND: 100057, 100059, 100059.1, 100059.2, 100061, 100062, 100063, 100064, 100069, 100070, 100072, 100073, 100074, 100075, 100079, 100080, 100081, 100083
04/19/17 ADOPT: 69511, 69511.1
04/18/17 REPEAL: 97770, 97771, 97772
04/10/17 ADOPT: 64300, 64305, 64310, 64315
03/27/17 AMEND: 51121
- Title 22, MPP**
06/21/17 AMEND: 81001
- 05/09/17 AMEND: 87163, 87217, 87775
05/02/17 AMEND: 80001, 80061, 81001, 81061, 82001, 82061, 82065, 87101, 87211
04/27/17 AMEND: 101216.4, 101417
- Title 23**
08/09/17 ADOPT: 3939.53
08/09/17 ADOPT: 3939.53
08/08/17 AMEND: 3930
06/29/17 ADOPT: 1030, 1032, 1040, 1041, 1042, 1043, 1044, 1045, 1046
06/28/17 ADOPT: 3010
06/22/17 ADOPT: 3939.52
06/09/17 AMEND: 865 REPEAL: 864.5, 866
05/18/17 AMEND: 3939.23
05/16/17 ADOPT: 3939.51
- Title 25**
07/18/17 ADOPT: 5535, 5535.5, 5536, 5536.5
07/12/17 ADOPT: 6932 REPEAL: 6932
- Title 27**
08/23/17 ADOPT: Appendix B to 25903 AMEND: 25903, Appendix A to 25903
08/02/17 AMEND: 27001
05/11/17 REPEAL: 25607.30, 25607.31
05/04/17 AMEND: 25705
05/03/17 AMEND: 25805
04/04/17 AMEND: 25805
- Title 28**
06/27/17 AMEND: 1300.67.005
- Title MPP**
07/17/17 ADOPT: 31–137
06/19/17 AMEND: 40–188, 44–207, 44–316, 44–318, 80–310, 82–518, 82–812 REPEAL: 44–314
05/01/17 AMEND: 44–211
04/25/17 AMEND: 44–211
04/04/17 AMEND: 40–105, 40–131, 40–161

