



California Regulatory Notice Register

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PROPOSED ACTION ON REGULATIONS

TITLE 2. DEPARTMENT OF GENERAL SERVICES

California Disabled Veteran Business Enterprises — Notice File No. Z2018-0301-02 433

TITLE 2. SECRETARY OF STATE

Secretary of State Electronic Business Filings — Notice File No. Z2018-0305-01 437

TITLE 11. COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

*Training Standards for Supervisory and Management Course Requirements —
Notice File No. Z2018-0306-04* 439

TITLE 11. DEPARTMENT OF JUSTICE

Dealer Record of Sale (DROS) Entry System (DES) — Notice File No. Z2018-0306-01 441

TITLE 12. DEPARTMENT OF VETERANS AFFAIRS

Morale, Welfare, and Recreation (MWR) — Notice File No. Z2018-0306-06 444

TITLE 13. CALIFORNIA HIGHWAY PATROL

Charter Party Carrier Bus Safety — Notice File No. Z2018-0306-02 448

TITLE 22. DEPARTMENT OF HEALTH CARE SERVICES

eTAR Mandate — Notice File No. Z2018-0223-01 450

TITLE 22. EMERGENCY MEDICAL SERVICES AUTHORITY

Emergency Medical Services for Children — Notice File No. Z2018-0301-01 454

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND WILDLIFE

*California Endangered Species Act (CESA) Consistency Determination (CD) Request for Hunter and
Panther Creek Bridges Seismic Restoration Project 2080-2018-002-01* 456

(Continued on next page)

*Time-
Dated
Material*

SUMMARY OF REGULATORY ACTIONS

Regulations filed with the Secretary of State 457
Sections Filed, October 4, 2017 to March 7, 2018 460

The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

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PROPOSED ACTION ON REGULATIONS

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TITLE 2. DEPARTMENT OF GENERAL SERVICES

NOTICE IS HEREBY GIVEN that the Director of the Department of General Services (DGS) proposes to take the rulemaking action described below after considering all comments, objections, and recommendations to the proposed action.

PUBLIC HEARING

DGS will hold a public hearing from 9:00 a.m. to noon on **Monday, April 30, 2018**, at the DGS Auditorium, located at 707 Third Street, 1st Floor, West Sacramento, California, 95605. The auditorium is wheelchair accessible. At the hearing, any person attending may present statements or arguments orally or in writing relevant to the proposed action described in the Informative Digest/Policy Statement Overview section below. DGS requests but does not require that persons who offer oral comments at the hearing also submit a written copy of their testimony at the hearing.

PUBLIC COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to DGS. Comments may also be submitted by facsimile at (916) 375-4950 or by e-mail to SBDVBERegulations@dgs.ca.gov. The written comment period is Friday, March 16, 2018, through Monday April 30, 2018. The comment period closes at **5:00 p.m. on April 30, 2018**. DGS will consider only comments received by that time or comments received at the public hearing.

Written comments may also be submitted to the following address:

Angel Carrera, Branch Chief
 Department of General Services,
 Procurement Division
 Office of Small Business and DVBE
 Services (OSDS)
 ATTN: DVBE Rule Changes
 707 Third Street, 1st Floor, Room 400
 West Sacramento, CA 95605

AUTHORITY AND REFERENCE

Authority: Military and Veterans Code (MVC) Section 999.5 and Government Code (Gov. Code or GC) Section 14839.

Reference: California Disabled Veteran Business Enterprise Program, Article 6 of Chapter 6, Division 4, Military and Veterans Code, commencing with Section 999; California Code of Regulations (CCR), Title 2, Division 2, Chapter 3, Subchapter 10.5, Sections 1896.60-1896.97.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

In accordance with GC Section 14600, the DGS develops and enforces policy for the centralization of purchasing, administrative hearings and the acquisition of various services for itself and other agencies by contract. Furthermore, GC Section 14615(a) affords the department general powers of supervision over all matters concerning the financial and business policies of the state in regard to duties, powers, responsibilities, and jurisdiction specifically vested in the department. Responsibility for implementing, interpreting, and making specific provisions of the Disabled Veteran Business Enterprise Program (DVBE) is directly and specifically vested with DGS in accordance Military and Veterans Code Subsections 999.5(a) and (f).

Additions, revisions and deletion of pertinent provisions of existing DVBE rules is the action initiated by the Office of Small Business and DVBE Services (OSDS) and explained in this Initial Statement of Reasons (ISOR). Principally, the proposed amendments and additions effectuate program refinements in harmony with Administrative Procedure Act (APA) principles.

- The regulatory adjustments being posed are specifically authorized by the APA, as they “implement, interpret or make specific” the provisions of the enabling act, in the manner the ISOR explains.
- The majority of proposed rule adjustments derive from inadequacies, or in some instances, inaccuracies in existing text which have been

identified or recognized in the course of program administration subsequent to the last adoption of amendments in 2013. Additional revisions remove terms that have become obsolete or insufficient over time or supply additional content essential for rule clarity and proper program function.

- A final category of rule adjustment originates out of the recent adoption of related rules for SB certification, which requires corresponding changes in DVBE rules for APA clarity and consistency reasons. Some of these rules have been amended recently in conjunction with a separately initiated SB rule revision in 2016, while a limited number of other rules pertaining to procurement practice are complexly conjoined with the SCM. Accordingly, excepting limited non-substantive adjustments as ISOR described, these particular rules have been excluded from further revision at this time.

This action specifically:

- Proposes to amend Sections 1896.60–1896.97 (including re-adoption of rules 1896.83 and 1896.85 with new content): Changes found throughout effectuate existing statute, both that of the Government and the Military and Veterans codes. Rule additions, reordering or relocation, revisions in structure, syntax, grammar and/or punctuation; as well as changes ensuring regulatory consistency with California statute — as are many of proposed adjustments — represent changes without regulatory effect, under the APA. Additional adjustments in DVBE’s program’s rules proceed because necessity, clarity, consistency and nonduplication principles can no longer be upheld otherwise, in accordance with statutory expectations.

Anticipated Benefits and Objectives of the Proposed Regulation:

The general non-monetary benefits anticipated by the proposed adoption include:

- Promotion of the requirements of the Disabled Veterans certification program to a wider audience, with improved clarity and more concise language;
- Continued uniformity in assessing applications for certification; as well as enhancement and continuity of transparency in business and government;
- A reduction in subjective stakeholder interpretations of chaptered legislation and/or existing rules, through improvements in existing

language and strengthened consistency between two sets of related regulations.

The Department maintains that this proposed regulation is necessary and essential for the continued administrative success of the DVBE certification program. Revision comprehensiveness beneficially ensures stakeholder awareness of certification program components and requirements, eliminates or updates outdated provisions, and where applicable, affords the affected public regulatory consistency.

Determination of Inconsistency/Incompatibility with Existing Regulations:

Certain changes incorporated in this action are necessary, as the ISOR explains, to maintain consistency and compatibility within subchapter 8 of Title 2, Division 2, Chapter 3. Also, in order to ensure that these rules are solidly grounded, the authority and reference citations appearing in the existing text have all been thoroughly audited. Underline and strikethrough throughout the proposed text appear wherever authority which permits or obligates the agency to adopt, amend or repeal the rule in question has been found insufficient or incorrect. Likewise, changes in the citation of statute, case law, or similar binding provision which DGS implements, interprets or intends to make specific by reference are also changed when determined insufficient. On the other hand, as these are the only regulations included in the CCR governing and authorizing the Disabled Veteran Business Enterprise certification program, inconsistencies or incompatibilities with regulations adopted by other state agencies are not known, or likely to exist.

The Federal government has promulgated regulations affecting veterans and small business in Titles 13 and 38 of the Code of Federal Regulations (CFR) and in the Federal Acquisition Regulations (FAR). As the federal rules specified apply exclusively to the federal government and inasmuch the DVBE CCR rules are applicable only to a California-specific program, unsupported by Federal funding, CFR/FAR and CCR inconsistencies or incompatibilities do not exist. Proposed Title 2, CCR 1896.62(z) and 1896.81(d) adjustments would incorporate the only CFR specified in the existing rules. U.S. Small Business Administration factors for determining the manufacturer basis of a business are retained unchanged (as the (d)(1) clause of rule 1896.81), and appropriately cited in section notes.

ECONOMIC IMPACT ANALYSIS —
ASSESSMENT

1. The Creation/Elimination of Jobs within the State of California: There will be no creation or elimination of jobs.

2. The Creation of New Businesses or the Elimination of Existing Businesses within the State of California: There will be no creation of new businesses or elimination of existing businesses.
3. The Expansion of Businesses Currently Doing Business within the State of California: Overall this program will continue to provide benefits as a whole, but because the changes to the regulations are minimal it is unlikely that the expansion of businesses currently doing business with the State of California will occur.
4. Benefits of the Regulations to the Health and Welfare of California Residents, Worker Safety, and the State's Environment: While the proposed action may promote transparency, reduce legal interpretations, and costs associated with program administration it has no apparent benefit on health and welfare of California residents and worker safety.

EVIDENCE SUPPORTING NO SIGNIFICANT ADVERSE ECONOMIC IMPACT ON BUSINESS

The Department finds that the proposed regulations 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. (Gov. Code sec. 11346.5(a)(8).)

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSON

- There are no fees or miscellaneous costs incurred by applicants for certification. However, to remain in good standing, registrants have to maintain licenses and registrations issued by various jurisdictions, including local governments. While these do represent indirect initial and ongoing costs, none are imposed by DGS in conjunction with the certification process. Moreover, existing reporting, recordkeeping and other compliance requirements apply only in the limited circumstances of clouded eligibility (infrequent) and re-registration. As such, these rules are no more burdensome to comply with than any other financial obligation commonly encountered in the course of conducting business lawfully. Therefore, the range of direct or ongoing costs that a representative private person or business will necessarily incur in reasonable compliance are negligible and wholly consistent with those normally associated with usual and ordinary business activity and, more importantly,

consistent with the voluntary nature of the program in question.

- Statutory authority has been granted for the implementation of civil monetary penalties and the collection of costs, in various amounts, imposed in the event of deliberate and willful acts of fraud associated with certification, reapplication and performance of contracts. These penalties have been established by law, and OSDS lacks authority to change the amounts or their imposition. Whether there have actually been any fines imposed is not certain, as there is no provision for centralized reporting. At the very least monetary penalties afford some deterrence value, as was no doubt the Legislature's intent.
- Statutory authority has also been granted for the imposition of sanctions, including revocation of program participation, which would represent a loss of income for the participant in question. An income loss for a representative business so sanctioned would depend entirely on the nature of the enterprise and the scope of contracted services, and is therefore difficult to reliably estimate.

EFFECT ON SMALL BUSINESSES

The Department has initially determined, subject to further public comment, that the proposed rule changes will not have a significant or adverse economic impact on small business, because they are applicable to a small number of DVBEs currently certified (1,813) that are also small businesses. Furthermore, overall, any new economic activity generated by the state contracting with small businesses and DVBEs proved to be positive and not hinder their economic growth.

MISCELLANEOUS DISCLOSURES REGARDING THE PROPOSED ACTION

Cost to any local agency or school district which must be reimbursed in accordance with GC Sections 17500–17630: None.

Nondiscretionary cost or savings imposed upon local agencies: The unquantified costs of local government associated with DVBE certification in contract bidding are intended to be reduced by access to the digital statewide directory created and maintained by OSDS as a Small Business program component, in accordance with AB 1783 (Chapter 114, Statutes of 2012).

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

Mandate on local agencies and school districts: None.
Cost or savings to any state agency: None.

Cost or savings in federal funding to the state: None.
Significant effect on housing costs: None.

CONSIDERATION OF ALTERNATIVES

Pursuant to Government Code section 11346.5(a)(13), the Department must determine that no reasonable alternative it considered or that has otherwise been identified and brought to 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 affect private persons and equally effective in implementing the statutory policy or other provision of law.

CONTACT PERSONS

Inquiries concerning the subject matter of the proposed DVBE rulemaking revise may be directed to the following staff member with regulations adoption expertise and responsible for coordinating this action:

Mr. Ellery Kuhn, Regulations Coordinator
Department of General Services,
Procurement Division
Office of Small Business and DVBE
Services (OSDS)
707 Third Street, 1st Floor, Room 400
West Sacramento, CA 95605
Office Phone: (916) 375-4940
Direct line: (916) 375-4589
Email: Ellery.Kuhn@dgs.ca.gov

The alternate contact person for inquiries is:

Demeshia Swanson, Staff Services Manager I
Department of General Services,
Procurement Division
Office of Small Business and DVBE
Services (OSDS)
707 Third Street, 1st Floor, Room 400
West Sacramento, CA 95605
Office Phone: (916) 375-4940
Direct line: (916) 375-4919
Email: Demeshia.Swanson@dgs.ca.gov

Please direct requests for copies of the Notice of Rulemaking, the Initial Statement of Reasons, and the proposed text of the DVBE regulations, or other information upon which the rulemaking is based to SBDVBeregulations@dgs.ca.gov.

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

The Department of General Services has prepared an ISOR 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, with additions in underline and deletions in strikeout format (text of proposed regulations). DGS will have the rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. As of the date this notice is published, the current rulemaking initiative consists of the following and copies may be obtained by contacting the OSDS Regulations Adoption Coordinator at the address, email or telephone number(s) listed above:

- Notice of Proposed Rulemaking
- Proposed Text of DVBE Regulations (draft date: 2/13/2018)
- Initial Statement of Reasons (dated: 2/13/2018)

AVAILABILITY OF THE CHANGED OR MODIFIED TEXT

After holding the public hearing and considering all timely and relevant comments received, DGS may adopt the proposed regulations substantially as described in this notice. If DGS makes modifications that are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before DGS takes action to adopt the regulations as revised. Please send requests for copies of any modified regulations to the address or email indicated above (attention: RE: DVBE Rule Changes).

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting any of individuals identified at the above address. It shall also be posted on the internet at the below identified address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

DGS will make available copies of the Notice of Proposed Rulemaking, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout at <http://www.dgs.ca.gov/pd/Programs/OSDS/NoticeofRulemaking.aspx>.

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 April 30, 2018.

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: March 16, 2018 through April 30, 2018.

AUTHORITY AND REFERENCE

Authority & Reference cited: Section 12180, Government Code.

INFORMATIVE DIGEST

A. Informative Digest

Under authority established in California Government Code section 12180, the California Secretary of State may adopt rules and regulations to assist in its filing duties.

The Secretary of State (SOS) processes over 2 million business filings and requests for information by California business entities every year. Currently, the SOS accepts the majority of documents submitted for filing either over the public filing counter or through the mail. Some documents (such as statements of information) may currently be submitted online. However, relevant Code of Regulations sections were enacted prior to

current automation efforts. The SOS seeks to alter the applicable Code of Regulation sections to permit and encourage more documents to be filed online at the SOS’s designated website.

The Government Code sets forth the specific fees the SOS must charge for each document filing. Current practices necessitate that the SOS maintain strict control of each filing’s associated fee throughout the filing process. This practice requires special care be implemented at each step of the filing process (tracking, review, processing, etc.) to ensure the safety and protection of sensitive information associated with the payment instrument (checking account numbers, etc.). Given that these new regulations would greatly expand the number of filings permitted to be submitted online, modifications to the regulations are necessary to account for unique challenges posed by accepting filings online. The proposed changes will make filings, of all submission methods, more secure and efficient.

Pursuant to its authority to promulgate rules and regulations under Section 12180 of the Government Code, the SOS proposes to add sections 21901 and 21903.6 and amend sections 21902, 21903, 21904, 21905 and 21905.5 of Title 2, Division 7, Chapter 9 to the California Code of Regulations to accomplish the following objectives:

1. To permit a larger variety of documents to be submitted for filing online.
2. To prioritize the processing of documents submitted for filing online over those submitted over the counter or by mail.
3. To improve processing, review and filing turnaround times by depositing all submitted filing fees upon receipt.
4. To improve customer service and convenience.
5. To reduce document rejections.

B. Policy Statement Overview/Anticipated Benefits of Proposal

The proposed regulations and amendments to existing regulations were drafted to permit a greater variety of documents to be submitted for filing online and to incentivize customers to submit documents online by offering priority in review to such documents over counter and mail submissions. The proposed regulations will also allow the SOS to accept filing fees online and more efficiently receive and protect each filing fee submitted with a document for filing via counter and mail. The benefits of these proposed regulations are three-fold: 1) improved convenience and efficiency for customers, 2) an aggregate reduction in document review and processing times, as well as rejections and 3) a significant increase in the protection of sensitive customer information.

C. Consistency/Compatibility with Existing State Regulations

After conducting an evaluation for any regulations relating to this area, the SOS has determined that the proposed regulations are neither inconsistent nor incompatible with existing state regulations. This regulatory proposal modifies existing and creates new regulations relating to Government Code 12180 through 12197 and sections 21900 through 21942 of the California Code of Regulations.

D. Documents Incorporated by Reference: None.

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

FISCAL IMPACT ESTIMATES AND 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.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability to Compete: The SOS has made an initial determination that this regulatory action merely proposes to implement, interpret or make specific existing requirements and procedures for accepting document submissions online and therefore 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. In fact, the SOS has determined that this regulatory action will make existing businesses more competitive and make starting a new business in California easier and more attractive.

Impact on Jobs/New Businesses: The SOS has determined that this regulatory proposal will not have any negative 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. However, because of the projected improvement in filing processing times and aggregate reduction in rejections of business filings, existing businesses will benefit and new businesses in California will be able to open their doors more quickly.

Several of the proposed changes provide regulations that either reflect or clarify current business practices (e.g., the proposed changes to Section 21905.5). Other proposed changes are a result of existing provisions

having been enacted prior to current SOS automation efforts. Accordingly, there are no direct benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.

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 SOS has determined that the proposed regulations will not affect small businesses because no new filing costs are being implemented. Although the regulations will result in a procedural change by collecting filing fees for document submissions up front (a necessity for online filings, and a significant improvement on protecting customer sensitive information for counter and mail filings), the amount of the fees collected will not change and as such small businesses will not incur any new costs.

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

CONSIDERATION OF ALTERNATIVES

The SOS 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 SOS 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 SOS 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 SOS 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:

Jesse Mattson
Secretary of State
1500 11th St., 3rd Floor
Sacramento, CA 95814
(916) 695-1242

Or to: jmattson@sos.ca.gov

The back up contact person is:

Janessa Huez
Secretary of State
1500 11th St., 3rd Floor
Sacramento, CA 95814
(916) 695-1242

Or to: jhuez@sos.ca.gov

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

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

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

Public Comments Due April 30, 2018, at 5:00 p.m.

Notice is also given that any interested person, or authorized representative, may submit written comments relevant to the proposed regulatory action by fax at (916) 227-4547 or by emailing them to Melissa.bell@post.ca.gov or by letter:

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

AUTHORITY AND REFERENCE

This proposal is made pursuant to the authority vested by Penal Code Section 13503 (authority of the Commission on POST) and Penal Code Section 13506 (POST authority to adopt regulations). This proposal is intended to interpret, implement, and make specific Penal Code Section 13503(e), which authorizes POST to develop and implement programs to increase the effectiveness of law enforcement, including programs involving training and education courses.

INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW

At the October 26, 2017 meeting, the Commission approved a proposed amendment to POST Regulation 1005 to amend the regulatory language to reflect current practice with respect to evaluation of Regulation 1005(b) and (c), and to ensure the regulation interpretation is consistent with the values of the law enforcement profession and community expectations of peace officers, which, upon approval of the Office of Administrative Law, will become effective July 1, 2018.

Current regulations specify that peace officers being promoted to supervisor or manager complete the required respective course “prior to promotion or within 12 months after the initial promotion” As such, the regulation sections have been misconstrued causing some agency training personnel to believe that peace officers may attend the supervisor or management course at any time prior to the promotion, or within 12 months after it. The result of the misinterpretation is that some agencies are sending peace officer promotional candidates to the courses several years prior to the officers actually being promoted. The proposed regulatory revisions are intended to clarify the language of POST Regulation 1005 (b) and (c) related to the timelines for attending the Supervisory and Management courses, making the original intent of the regulation timelines more easily understood and reducing future misinterpretations. These proposed changes will also ensure that the required supervisory and managerial training is contemporaneous to the officers’ promotions.

The specific benefits anticipated by the proposed changes to the regulation will maximize adult learning concepts due to the timely delivery of information, allowing the promoted officer an increased opportunity to

realize the nexus between the training concepts and the actual assignment, better preparing him/her to put the training concepts into action. Peace officers promoted well after taking such training may not have the opportunity to incorporate the training into their daily activities due to lack of immediate exposure to experiences and situations where the training concepts can be of use. Timely delivery of course information can better enhance an officer's transition to supervisor or manager. This amendment will allow staff to efficiently meet the needs of POST agencies and stakeholders by clearly defining the timeline requirements for completion of the Supervisory and Management courses.

The benefits of the proposed amendments of regulations to the health and welfare of California residents would be to provide a better process for the newly promoted officers. Thus, the law enforcement standards are maintained and effective in preserving peace, protection of public health, safety, and welfare in California. There would be no impact that would affect worker safety or the State's environment.

During the process of developing these regulations and amendments, the Commission on Peace Officer Standards and Training has conducted a search of any similar regulations on this topic and has concluded that these regulations are neither inconsistent nor incompatible with existing State regulations.

ADOPTION OF PROPOSED REGULATIONS

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

ESTIMATE OF ECONOMIC IMPACT

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

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

Local Mandate: None.

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

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

Cost Impacts on Representative Private Persons or Businesses: The Commission on Peace Officer Standards and Training 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: The Commission on Peace Officer Standards and Training has made an initial determination that the proposed regulation would have no effect on housing costs.

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

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

The benefits of the proposed amendments of regulations to the health and welfare of California residents would be to provide a better process for the newly promoted officers. Thus, the law enforcement standards are maintained and effective in preserving peace, protection of public health, safety, and welfare in California. There would be no impact that would affect worker safety or the State's environment.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), to take this action the Commission must determine that no reasonable alternative it considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective, 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 the law.

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 of this regulation, with changes clearly indicated, pursuant to Section 11346.8, shall be made available to the public for at least 15 days prior to the date on which the department adopts, amends, or repeals the resulting regulations. Requests for copies of any modified regulations should be addressed to the department contact person in this notice. The department will accept written comment on the modified regulation for 15 days after the date on which they're first made available to the public.

CONTACT PERSONS

Questions regarding this proposed regulatory action may be directed to Melissa Bell, Analyst at Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630, or by email at Melissa.bell@post.ca.gov, or (916) 227-5426. The alternate contact is Christy Correa, Analyst at Commission on POST, at Christy.correa@post.ca.gov, or (916) 227-4847.

TEXT OF PROPOSAL

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

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

The rulemaking file contains all information upon which POST is basing this proposal and is available for public inspection by contacting Christy Correa at christy.correa@post.ca.gov, or by phone at (916) 227-4847.

To request a copy of the Final Statement of Reasons once it has been prepared, submit a written request to:

Christy Correa, Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630.

TITLE 11. DEPARTMENT OF JUSTICE

The Department of Justice (the Department) proposes to amend sections 4200 through 4240, of Title 11, Division 5, Chapter 8, of the California Code of Regulations (CCR) concerning the Dealer Record of Sale (DROS) Entry System (DES) after considering all public comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The Department will hold a public hearing to receive public comments on the proposed regulatory action.

The hearing will be May 4, 2018, from 10:00 a.m. to 12:00 p.m., at the following location:

Resources Building Auditorium
1416 9th Street
Sacramento, California 95814

The auditorium is wheelchair accessible.

At the hearing, any person may present oral or written comments regarding the proposed regulatory action. The Department requests, but does not require, that persons who make oral comments at the hearing also submit a written copy of their testimony.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action. The written comment period closes at 5:00 p.m. on May 4, 2018. Only comments received by the Department by that time will be considered.

Written comments must be submitted to:

Jacqueline Dosch Bureau of Firearms
Division of Law Enforcement
Department of Justice
P.O. Box 160487
Sacramento, CA 95816-0487
Phone: 916-227-7614
Email: DESregulations@doj.ca.gov

AUTHORITY AND REFERENCE

Authority: Penal Code sections 28105, 28155, 28160, 28175, 28205, and 28225.

Reference: Penal Code sections 16190, 26815, 27540, 28105, 28155, 28160, 28175, 28205, 28210, 28215, 28220, and 30395.

INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW

EXISTING LAWS AND REGULATIONS

Penal Code sections 28105 and 28155 authorize the Department to develop standards for electronic equipment for the electronic transmission of firearm purchaser/transferee/borrower (purchaser) information to the Department by California Firearm Dealers (dealers) necessary for the Department to perform a background check of the purchaser. Penal Code section 28160 authorizes the Department to write regulations regarding the manner with which the purchaser's right thumbprint shall be provided. Penal Code sections 28175, 28205, 28210 and 28225, authorize the Department to prescribe how and what information a dealer collects regarding the sale/transfer/loan of a firearm, the form in which the information is to be provided, and the fees that are to be collected.

ANTICIPATED BENEFITS OF THE
PROPOSED REGULATION

The Department has found that the existing regulations regarding the DES could be improved to provide further guidance necessary to ensure completion of DROS transactions. Revising the regulations will assist the Department with providing guidance to ensure completion of DROS transactions, accurate submission of information, and accurate Department records. Further, the regulations will provide clear direction with special circumstances regarding capturing a purchaser's right thumbprint and consequences to California Firearm Dealers (dealers) for not completing DROS transactions.

Currently, when dealers are processing a DROS transaction in the DES, they do not always complete the process by submitting firearm delivery information. This is problematic because the Department does not know if the purchaser actually obtained a firearm, or if the transaction was intended to be corrected or cancelled. If the Department does not know whether or not an individual is in possession of a firearm, it becomes an issue of public safety. It is also costly for the Department to make several attempts to track down the information to determine if someone is actually in possession of a firearm.

EVALUATION OF
INCONSISTENCY/INCOMPATIBILITY WITH
EXISTING STATE REGULATIONS

Pursuant to Government Code 11346.5, subdivision (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 reviewed existing regulations pertaining to firearms within CCR Title 11, Division 5 and determined these proposed regulations are not inconsistent or incompatible. This determination is based on the fact that the proposed regulations amend the existing regulations that address the specific subject matter. Additionally, these regulations are not duplicative of existing Penal Code sections, but rather clarify and provide further detail to existing Penal Code sections.

EFFECT OF THE PROPOSED REGULATION

The proposed regulations will refine the Department's instructions for using the DES to provide further instruction and clarity so dealers will be able to use the system more efficiently. Also, they provide further clarification on who may use the DES, and will inform dealers what information is to be collected and the proper way to obtain and record the purchaser's thumbprint.

COMPARABLE FEDERAL REGULATIONS

The proposed action does not differ substantially from an existing comparable federal regulation or statute.

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: There is a potential for the Department to lose revenue in the form of lost DROS transaction fees. If a dealer is locked out of his/her account then he/she cannot conduct business by submitting DROS transactions. If dealers are not making sales, the Bureau is not collecting fee(s).

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

Other nondiscretionary cost or savings imposed on local agencies: None.

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

Significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other

states: None. The Department had made an initial determination that the 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. This determination has been made on the fact that these regulations involve California businesses that are operating within California.

Cost impacts that a representative person or business would incur in reasonable compliance with the proposed action: If a dealer does not comply with the proposed regulations it could lose revenue. This could occur because if the dealer does not complete the transaction in DROS within the approved 30-day delivery period, their access will be suspended until the DROS transaction has been completed (by either selecting the “deliver gun,” or “cancel” button). During the suspension period, the dealer or its authorized associate(s) or salesperson(s) will not be able to use the DROS account to sell, transfer, or deliver firearms.

Significant effect on housing costs: None.

Small business determination: This proposed regulation may affect small business. If a dealer that is a small business does not comply with the proposed regulations it could lose revenue. This could occur because if the dealer does not complete the transaction in DROS within the approved 30-day delivery period, their access will be suspended until the DROS transaction has been completed (by either selecting the “deliver gun” or “cancel” button). During the suspension period, the dealer(s) or its authorized associate(s) or salesperson(s) will not be able to use the DROS account to sell, transfer, or deliver firearms.

Results of the Economic Impact Assessment/Analysis:

The proposed regulations refine a process that is explained in existing regulations and clarify how to obtain a purchaser’s thumbprint, the types of DES accounts needed for business, and creates consequences for a dealer that does not complete the DROS transaction in DES.

Adoption of the proposed regulations will not:

- (1) Create or eliminate jobs within California as these regulations are simply refining current processes;
- (2) Create new businesses or eliminate existing businesses within California as these regulations are simply refining current processes; or
- (3) Affect the expansion of businesses currently doing business within California as these regulations are simply refining current processes; and
- (4) As stated above under the “Anticipated Benefits of the Proposed Regulation,” these regulations will provide an improved process for better recordkeeping.

BUSINESS REPORT

In accordance with Government Code sections 11346.5, subdivision (a)(11) and 11346.3, subdivision (d), the proposed regulations do not require a report to be made to businesses or anyone.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), 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 provision of law.

CONTACT PERSONS

Please direct inquiries concerning the proposed administrative action to:

Jacqueline Dosch
 Bureau of Firearms
 Division of Law Enforcement
 Department of Justice
 P.O. Box 160487
 Sacramento, CA 95816-0487
 Phone: 916-227-5419
 Email: DESregulations@doj.ca.gov

The back-up contact person for these inquiries is:

Jessie Romine
 Bureau of Firearms
 Division of Law Enforcement
 Department of Justice
 P.O. Box 160487
 Sacramento, CA 95816-0487
 Phone: 916-227-4217
 Email: DESregulations@doj.ca.gov

AVAILABILITY OF RULEMAKING FILE
 INCLUDING THE INITIAL STATEMENT OF
 REASONS AND TEXT OF
 PROPOSED REGULATIONS

The Department will have the entire rulemaking file available for inspection and copying throughout the rulemaking process. The text of the proposed regulations (the “express terms”), the initial statement of reasons, and the information upon which the proposed

rulemaking is based are available at the DOJ website at <http://oag.ca.gov/firearms/regs>. Copies may also be obtained by contacting Jacqueline Dosch.

AVAILABILITY OF CHANGED OR MODIFIED 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 and accept written comments before the Department adopts the regulations. Copies of any modified text will be available on the Department's website at <http://oag.ca.gov/firearms/regs>. A written copy of any modified text may be obtained by contacting Jacqueline Dosch.

AVAILABILITY OF FINAL STATEMENT OF REASONS

Upon completion, the final statement of reasons will be available on the Department website at <http://oag.ca.gov/firearms/regs>. You may also obtain a written copy of the final statement of reasons by contacting Jacqueline Dosch.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout format, as well as the Final Statement of Reasons once completed, are available on the Department website at <http://oag.ca.gov/firearms/regs>.

TITLE 12. DEPARTMENT OF VETERANS AFFAIRS

NOTICE IS HEREBY GIVEN that the California Department of Veterans Affairs (CalVet) is proposing to take the action described in the Informative Digest after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

CalVet will hold a public hearing starting at 10:00 a.m. on May 4th, 2018, at the Medal of Honor Hall (MOH), on the first floor of CalVet's Headquarters Building located at 1227 O Street, Sacramento, Califor-

nia 95814. The MOH 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. CalVet requests, but does not require, that persons who make oral comments at the hearing also submit a written copy of their testimony at the hearing.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to CalVet. Comments may also be submitted by facsimile (FAX) at (916) 653-2456 or by e-mail to phil.mcallister@calvet.ca.gov. The written comment period closes at **5:00 p.m. on April 30, 2018**. CalVet will consider only comments received at CalVet offices by that time. Submit comments to:

Phil McAllister, Regulatory Actions Coordinator
California Department of Veterans Affairs
1227 O Street, Suite 300
Sacramento, California 95814
phil.mcallister@calvet.ca.gov

AUTHORITY AND REFERENCE

Authority cited: Sections 79.3, 1044, and 1047, Military and Veterans Code (MVC). Reference: Sections 1047, 1048, and 1049, MVC.

INFORMATIVE DIGEST/ POLICY STATEMENT OVERVIEW

A. Informative Digest

MVC sections 79.3 authorize CalVet to adopt, amend, or repeal regulations concerning the administration and operation of the Veterans Homes.

MVC section 1044 authorizes the Secretary to adopt rules and regulations governing the admission of applicants to the Veterans Homes, and to prescribe the conditions upon which applicants may enter and remain with a Veterans Home.

MVC section 1047 requires CalVet, on or before July 1, 2018, to adopt regulations to implement the changes to the Morale, Welfare and Recreation (MWR) Program instituted by Senate Bill 543 (Wolk, Chapter 424, Statutes of 2016).

The specific purpose for each proposed amendment or adoption is as follows:

Section 510, subdivision (a): This provision sets forth the goals, objectives, and concepts of the MWR program.

Section 510, subdivision (a)(1): This provision sets forth the scope of the regulation.

Section 510, subdivision (a)(2): This provision identifies the Secretary of CalVet as the accountable individual for the overall operation and administration of the MWR Fund, the MWR Operating (MWRO) Funds, and the MWR programs in all Veterans Homes.

Section 510, subdivision (a)(3): This provision sets a minimum reserve of three million dollars (\$3,000,000.00) in the MWR Fund.

Section 510, subdivision (a)(4): This provision establishes the Administrator of each Veterans Home as the individual having administrative and financial responsibility over the MWRO Fund and the MWR program at that Veterans Home.

Section 510, subdivision (a)(5): This provision identifies the components of the MWR program.

Section 510, subdivision (a)(6): This provision clarifies that MWR programs must endeavor to benefit the member community as a whole.

Section 510, subdivision (a)(7): This provision implements the limitation in MVC section 1047, subdivision (c)(2) on expenditures for the maintenance or major capital improvements of the physical plant of a Veterans Home.

Section 510, subdivision (a)(8): This provision implements controls and safeguards to ensure the Veterans Homes are offering the most beneficial programs and activities for their members. To evaluate programs and their effectiveness, CalVet will periodically measure, analyze, and report the results of member demands, usage, and satisfaction of the MWR programs. These results will be utilized by the MWR Advisory Committees as they prioritize and prepare items for budget submission. These results will be used to determine whether MWR programs should continue to be funded, with the intention of sustaining programs most suited to the interests of all of the members of the Veterans Homes.

Section 510.1, subdivisions (a), (b), (c), (d), (e) and (f): These provisions specify the roles and responsibilities of the Secretary, the Deputy Secretary of Veterans Homes, the MWR Program Manager, the Veterans Home Administrators, the MWR Financial Manager, and the MWR Programs Chief.

Section 510.1, subdivision (g): This provision sets forth the composition of the MWR Advisory Committee, the manner of selection of its members, their tenure, and the operations of the committee.

Section 510.2, subdivision (a)(1): This provision sets forth the procedure by which CalVet will provide the MWR Advisory Committees and the MWR Financial Manager in each of the Veterans Homes with the amount of their respective allocation.

Section 510.2, subdivisions (a)(2) and (a)(3): These provisions specify the initial steps in the annual budget process, and set forth the components of the budget submission packet.

Section 510.2, subdivisions (a)(4) and (a)(5): These provisions set forth the procedure by which the MWR Advisory Committee may begin soliciting input from the Veterans Home's member community for the subsequent fiscal year's budget. These provisions set forth what actions the committee shall undertake during this time. These provisions set forth the actions that the MWR Financial Manager shall undertake during this period. These provisions require the MWR Advisory Committee to review and evaluate the input of the Veterans Home's member community to ensure that the proposed expenditures are appropriate. Finally, these provisions specify that the MWR Financial Manager and the MWR Programs Chief must prepare the budget submission packet materials for submission to the CalVet.

Section 510.2, subdivisions (a)(6) and (a)(7): These provisions set forth the process by which the Veterans Home Administrator submits to the Secretary a final proposed budget packet that has been approved by the MWR Advisory Committee. These provisions require the MWR Advisory Committee to meet no less than twice a month until a final proposed budget is created. These provisions set forth the manner in which members of the MWR Advisory Committee may express their disagreement with the final proposed budget.

Section 510.2, subdivisions (a)(8) and (a)(9): These provisions set forth the responsibilities of the Veterans Home upon approval of the final proposed budget by CalVet. These provisions also specify the manner in which notice of the budget is given to Veterans Home members.

Section 510.2, subdivision (b): These provisions set forth the types of budget modifications that a Veterans Home may make, and sets forth the manner in which a Veterans Home may make a budget modification.

Section 510.3, subdivisions (a)(1), (a)(2), and (a)(3): These provisions set forth the manner in which annual allocations are determined and made from the MWR Fund to the MWRO Funds at each Veterans Home. Specifically, these provisions provide that the annual allocations shall be proportional to the Veterans Home's census, as defined by CalVet's budgeted census, in relation to the total budgeted census for the entire Veterans Home system.

Section 510.3, subdivision (a)(4): This provision sets forth the sources of revenue for the MWRO Funds, as set forth in MVC section 1049.

Section 510.3, subdivision (b)(1): This provision sets forth the manner in which CalVet shall notify the

MWR Advisory Committees and the MWR Financial Manager of the amount of their relative allocation for the subsequent fiscal year.

Section 510.3, subdivision (c)(1): This provision sets forth the manner in which CalVet shall direct the State Controller’s Office to disburse allocated moneys from the MWR Fund to the MWRO Funds.

Section 510.3, subdivisions (c)(2) and (c)(3): These provisions set forth the manner in which the State Controller’s Office shall make disbursements.

Section 510.3, subdivision (c)(4): This provision sets forth the method by which a Veterans Home may notify CalVet that it does not intend to utilize its entire allocation for the fiscal year.

Section 510.4, subdivisions (a)(1) and (a)(2): These provisions define an augmentation and set forth their intended purpose.

Section 510.4, subdivision (b)(1): This provision sets forth the manner in which an MWR Advisory Committee may submit a request for an augmentation to the Administrator, and places limitations on the ability to make such a request.

Section 510.4, subdivision (c)(1): This provision sets forth the process by which an Administrator may submit an augmentation request to CalVet.

Section 510.4, subdivision (d): These provisions set forth the procedure for CalVet’s review of an augmentation request, and the process by which CalVet shall give notice of its decision, including to the State Controller’s Office, the MWR Advisory Committees of each of the Veterans Homes, and to the Administrator.

Section 510.4, subdivision (e): These provisions set forth the procedure by which an Administrator acknowledges the approval of the augmentation and the deposit of the funds in the MWRO Fund.

Section 510.5, subdivision (a): These provisions set forth the procedure for determining whether a proposed use of MWR Program money is appropriate, including an analysis of current uses, and an annual review. These provisions also clarify that moneys may be used only where all members have an equal opportunity to participate in the activity.

Section 510.5, subdivision (b): These provisions set forth the prohibited uses of MWR Program moneys.

Anticipated Benefits of the Proposed Regulation:

These regulations will benefit the health and welfare of members of the Veterans Homes by ensuring that money is only spent on activities that are directly related to their morale, welfare, and recreation. These regulations would have no impact on worker safety since they are limited in scope to the administration of a financial program. These regulations would have no impact on the environment since they are limited in scope to the administration of a financial program.

Evaluation of Inconsistency/Incompatibility with Existing State Regulations:

CalVet has researched existing regulations and determined that the proposed regulation is consistent and compatible with them. After conducting a review for any regulations that would relate or affect these regulations, CalVet has concluded that these regulations support and clarify all statutes in the MVC sections 79.3, 1044 and will meet requirements set forth in section 1047.

DISCLOSURES REGARDING THE PROPOSED ACTION

CalVet has made the following initial determinations:

Mandate on local agencies and school districts: None.

Cost or savings to any state agency: No additional cost or savings to state agencies; in the case that a county does not receive their full allocation of funds, CalVet redistributes the funding to the qualifying counties.

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

Other nondiscretionary cost or savings imposed on local agencies: None.

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

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

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

Significant effect on housing costs: None.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

CalVet does not anticipate that there will be significant impacts on the public, private persons, or business due to the proposed regulation. The procedures set forth in this regulation would not meaningfully affect the overall amount of MWR program money being spent, but may alter the manner in which these moneys have been traditionally spent. It is not possible to anticipate those changes at this time. (1) CalVet does not anticipate that there will be an expansion of existing business in California, however, a substantial increase in expenditures on a particular good or service might lead to the expansion of businesses that provide that good or service. Those changes are unknowable at this time, but we assess that they would be relatively minor. (2) CalVet

does not anticipate that jobs will be created (including state jobs as the current workload for CalVet staff is absorbed with existing resources); none will be eliminated. (3) CalVet does not anticipate that new businesses will be created or that existing businesses will be eliminated; (4) CalVet has determined that it is unlikely that the proposal will significantly affect the expansion of businesses currently doing business.

Benefits of the Proposed Action:

The proposed regulation will ensure CalVet is able to provide proper oversight and accountability for the state CVSO subvention program. The result of the regulations include improved knowledge base of claims representatives as well as transparency in the county subvention program. These improvements may improve the health and welfare of California’s veterans and their families through higher quality claims and best use of state funding in support of CVSOs.

Small Business Determination:

CalVet has determined that the proposed regulations may affect small business

Business Report

The proposed regulation does not require a business report.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5, subdivision (a)(13), CalVet must determine that no reasonable alternative it considered or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

CalVet invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period.

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Phil McAllister, Regulatory Actions Coordinator
 California Department of Veterans Affairs
 1227 O Street, Suite 300
 Sacramento, California 95818
 Telephone: (916) 653-1961
 Fax: (916) 653-2456
 Email: phil.mcallister@calvet.ca.gov

The backup contact person for these inquiries is:

David Thielker
 Homes Division
 1227 O Street, Room 300
 Sacramento, CA 95814
 Telephone: (916) 651-7770
 Fax: (916) 653-2456
 Email: david.thielker@calvet.ca.gov

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

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

CalVet will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file will consist of this notice, the proposed text of the regulations, and the initial statement of reasons. Copies of the exact language (express terms) of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained by contacting Phil McAllister at the address or phone number listed above. These documents may also be viewed and downloaded from the CalVet website at <https://www.calvet.ca.gov/about-us/laws-regulations>.

AVAILABILITY OF CHANGED OR
 MODIFIED TEXT

After considering all timely and relevant comments received, CalVet may adopt the proposed regulations substantially as described in this notice. If CalVet 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 CalVet adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Phil McAl-

lister at the address indicated above. CalVet will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Phil McAllister at the above address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through our website at <https://www.calvet.ca.gov/about-us/laws-regulations>.

TITLE 13. CALIFORNIA HIGHWAY PATROL

TITLE 13, CALIFORNIA CODE OF REGULATIONS, DIVISION 2, CHAPTER 6.5, ARTICLE 3, ADD SECTION 1217.2 AND ARTICLE 8, ADD SECTION 1263.32

CHARTER PARTY CARRIER BUS SAFETY (CHP-R-2017-06)

The Commissioner of the California Highway Patrol (CHP) finds that the adoption of these proposed regulations is necessary to carry out the duties of the CHP. Section 34501 of the California Vehicle Code (CVC) requires the Department to adopt reasonable regulations that, in the judgment of the Department, are designed to promote the safe operation of vehicles described in Section 34500 including, but not limited to, tour buses operated by charter party carriers of passengers. As the result of an April 2014 horrific crash in Orland, CA, which resulted in the tragic loss of eight bus passengers' lives, the Legislature put forth statutes contained in Sections 27425 and 34505.8 CVC to improve passenger safety and required the CHP to adopt regulations for criteria and implementation of those safety improvements. Section 27426 CVC requires the CHP to establish by regulation, standards and criteria for the implementation of emergency lighting fixtures, as required by Section 27425 CVC, for a charter bus, described in Section 5363(b)(1) of the Public Utilities Code (PUC), that is designed to carry 39 or more pas-

sengers, and is manufactured on or after July 1, 2020. Additionally, Section 34505.8 CVC requires the CHP to establish by regulation, standards and criteria for the implementation of safety equipment and emergency exit instructions for passengers of a charter bus, described in Section 5363(b)(1) PUC, that is designed to carry 39 or more passengers. This regulatory action is in response to that statutory mandate.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

In April of 2014, a collision between a truck-tractor and semi-trailer combination, and a bus occurred in Orland, California. The crash resulted in the tragic loss of eight bus passengers' lives attributable to the initial impact and subsequent smoke inhalation. Due to the smoke within the bus, many passengers' ability to escape was hindered by poor visibility and insufficient interior lighting. Following the collision, the National Transportation Safety Board conducted an investigation and made recommendations for safety improvements, including improvements in vehicle design, to facilitate passenger evacuation. As a result of the investigation, Senate Bill 247 (Lara, Statutes of 2016, Chapter 705) was signed into law, which mandated the implementation of safety improvements on buses operated by charter party carriers of passengers. The new law added Division 12, Article 3.6, commencing with Section 27425 CVC and Section 34505.8 CVC.

This regulatory rulemaking will implement standards and criteria, as required by Section 27426 CVC and Section 34505.8(b), for safety improvements in vehicle design which will facilitate the evacuation of passengers in an emergency. The regulations will clarify new requirements that will protect users of these vehicles from catastrophic incidents like the one that occurred in 2014.

CONSISTENCY AND COMPATIBILITY WITH EXISTING STATE REGULATIONS

After conducting an evaluation, the CHP has determined these are the only regulations concerning charter party carrier bus safety. Therefore, the proposed regulations are neither inconsistent, nor incompatible with existing state regulations.

ANTICIPATED BENEFITS OF THE PROPOSED REGULATION

This proposed regulatory action will provide a non-monetary benefit to the protection and safety of public health, employees, and safety to the environment. The changes to the application of the regulation are a response to existing statutes.

PUBLIC COMMENTS

Any interested person may submit written comments on this proposed action via facsimile at (916) 322-3154, by electronic mail to cvsregs@chp.ca.gov, or by writing to:

California Highway Patrol
 Commercial Vehicle Section
 Attention: Officer Joseph Mosinski
 P.O. Box 942898
 Sacramento, CA 94298-0001

Written comments will be accepted until 5:00 p.m., April 30, 2018.

No public hearing has been scheduled. If any person desires a public hearing, a written request must be received by the CHP, Commercial Vehicle Section (CVS), no later than 15 days prior to the close of the written comment period.

AVAILABILITY OF INFORMATION

The CHP has available for public review an initial statement of reasons for the proposed regulatory action, the information upon which this action is based (the rulemaking file), and the proposed regulation text. Requests to review or receive copies of this information should be directed to the CHP either at the above address, by facsimile at (916) 322-3154, or by calling the CHP, CVS, at (916) 843-3400. All requests for information should include the following information: the title of the rulemaking package, the requester's name, proper mailing address (including city, state, and zip code), and a daytime telephone number in the event the requester's information is incomplete or illegible.

The rulemaking file is available for inspection at CHP, CVS. Interested parties are advised to call for an appointment. All documents regarding the proposed action are available through the CHP's website at: <https://www.chp.ca.gov/News-Alerts/Regulatory-Actions>.

Any person desiring to obtain a copy of the adopted text and a final statement of reasons may request them at the above noted address. Copies will also be posted on the CHP's website.

CONTACT PERSON

Any inquiries, concerning the written materials pertaining to the proposed regulations or questions regarding the content of the proposed regulations, should be directed to Officer Joseph Mosinski or Mr. Craig Weaver, CHP, CVS, at (916) 843-3400.

ADOPTION OF PROPOSED REGULATIONS

After consideration of public comments, the CHP may adopt the proposal substantially as set forth without further notice. If the proposal is modified prior to adoption and the change is not solely grammatical or nonsubstantive in nature, the full text of the resulting regulation, with the changes clearly indicated, will be made available to the public for at least 15 days prior to the date of adoption.

DISCLOSURES REGARDING THE PROPOSED ACTION

The CHP has made the following determinations:

Mandate on local agencies and school districts: None.

Cost or savings to any state agency: None.

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

Other nondiscretionary cost or savings imposed on local agencies: None.

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

Cost impacts on a representative private person or business: The CHP contacted the PUC to obtain an estimate of the total number of charter-party carriers operating buses with a passenger capacity of 39 or more. The PUC conducted a query of their information which indicated California has 621 charter-party carriers operating buses with a passenger capacity of 39 or more. The CHP does not anticipate that number will change significantly as a result of these proposed regulations.

Businesses purchasing a charter bus manufactured on or after July 1, 2020, that does not meet the requirement for emergency lighting fixtures as specified by Section 27425 CVC, will be required to retrofit a system that meets the statutory and regulatory requirements. The CHP conducted an internet search to obtain an approximate cost needed to install emergency lighting fixtures that will automatically illuminate the interior of a bus as prescribed by proposed new Section 1263.2 of Title 13 CCR. The estimates for the total estimated cost ranged from \$624-\$704 depending on vehicle configuration and vendor. This estimation was based on the total estimated costs of the system's parts of \$49-\$129, which includes: an inertia switch (\$30-\$50), lighting systems (\$3 per bulb to \$63 for an LED lighting kit), and wiring (100 foot roll of 14 gauge wire at \$16 per roll). The CHP estimates approximately five hours of labor, required to install the lighting system at \$115 per hour. The \$115 per hour estimation for labor was based upon estimates the CHP obtained during the previous year for installation of Child Safety Alert Systems, which are similar in configuration.

Businesses that manufacture charter buses may incur additional costs to meet the standards and criteria for

emergency lighting fixtures for buses manufactured on or after July 1, 2020. The CHP is unable to determine the exact manufacturer costs to install emergency lighting fixtures; however, the CHP anticipates those costs to not be significant and be absorbed within the overall manufacture costs. Current prices of new charter buses subject to these regulations range from approximately \$134,800 to \$500,000 or more. The CHP does not anticipate the costs of the required emergency lighting fixtures to significantly affect the overall sale value of a respective charter bus. There is not a discernible impact on the level and distribution of costs and prices for large or small businesses.

The CHP contacted various safety video and materials production companies, including our own graphics and reproduction units, to obtain an estimate for the costs related to the development of safety instructions, including cost for production of written or video instructions for passengers as required by Section 34505.8 CVC. It is assumed that the choice between written or video instructions will likely be determined by existence of available video systems installed in the charter bus. The CHP estimates a one-time cost for safety video production to range from \$10,000 to \$15,000. The CHP estimates the design cost of written instructions to be approximately \$415 and a print cost to be approximately \$0.16 to \$0.21 per copy. There will be some cost involved in training required for drivers of charter buses on the presentation of the instructions and demonstration of safety equipment and emergency features for passengers; however, the CHP does not anticipate this cost to be significant.

Statewide adverse economic impact directly affecting businesses and individuals: Although the proposed action *will* directly affect businesses statewide, including small businesses, the CHP concludes that the adverse economic impact, including the ability of California businesses to compete with businesses in other states, *will not* be significant.

Significant effect on housing costs: None.

RESULTS OF THE ECONOMIC IMPACT ANALYSIS/ASSESSMENT

The CHP concludes this proposed regulatory action: (1) is unlikely to create additional jobs, nor eliminate any jobs in the State of California; (2) is unlikely to result in the elimination of existing businesses, nor create or expand businesses in the State of California; and (3) will continue to provide a nonmonetary benefit to the protection and safety of public health, employees, and the environment. The changes to the application of the regulation are a response to existing statutes.

STUDIES, REPORTS OR DOCUMENTS RELIED UPON

None.

CONSIDERATION OF ALTERNATIVES

In accordance with Section 11346.5(a)(13) GC, the CHP has determined that no reasonable alternative considered by the CHP, or that has otherwise been identified and brought to the attention of the CHP, would be more effective in carrying out the purpose for which the action is proposed; would be as effective and less burdensome to affected private persons than the proposed action; or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. The CHP invites interested parties to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period.

AUTHORITY AND REFERENCE

The authority and references for the adopted and amended sections contained in this rulemaking are as follows:

Section 1217.2

Note: Authority cited: Sections 2402, 34500.1, 34501, and 34505.8 CVC. Reference: Section 34505.8 CVC and Section 5363 PUC.

Section 1263.2

Note: Authority cited: Sections 2402, 27426, 34500.1, and 34501 CVC. Reference: Sections 27425 CVC and Section 5363 PUC.

TITLE 22. DEPARTMENT OF HEALTH CARE SERVICES

SUBJECT: eTAR Mandate, DHCS-14-032

NOTICE IS HEREBY GIVEN that the Department of Health Care Services (Department) proposes to adopt California Code of Regulations, title 22, section 51002.5 and amend California Code of Regulations, title 22, section 51003.1 after considering all public comments, objections, and recommendations.

WRITTEN COMMENT PERIOD

Any interested person or his or her duly authorized representative may submit written comments to the Department relevant to the regulatory action described in this notice.

Please label any comments as pertaining to eTAR Mandate, DHCS-14-032 and submit using any of the following methods:

Mail Delivery:
 Department of Health Care Services
 Office of Regulations, MS 0015
 P.O. Box 997413
 Sacramento, CA 95899-7413

Hand Delivery:
 Department of Health Care Services
 Office of Regulations
 1501 Capitol Avenue, Suite 5084
 Sacramento, CA 95814

FAX:
 (916) 440-5748

Email:
regulations@dhcs.ca.gov

The written comment period closes at **5:00 p.m. on May 4, 2018**. Any written comments, regardless of the method of transmittal must be received by the Office of Regulations by **5:00 p.m.** on this date for consideration.

Written comments should include the author's contact information so the Department can provide notification of any further changes to the regulation proposal.

A public hearing has not been scheduled for this rule-making. However, the Department will conduct a hearing if a written request for a public hearing is received from any interested person or his or her duly authorized representative, no later than 15 days prior to the close of the written comment period, pursuant to Government Code Section 11346.8.

The Department shall consider all comments received regarding the proposal equally, whether submitted in writing or through oral testimony at a public hearing.

Authority and Reference

These regulations are being proposed under the following authorities:

Sections 10725 and 14124.5 of the Welfare and Institutions (W&I) Code authorize the Director of the Department to adopt, amend, or repeal regulations as necessary and proper to carry out the purpose and intent of the statutes governing the Medi-Cal program.

These regulations implement, interpret, or make specific the following:

Sections 10725, 14105, 14124.5, 14132.22, 14132.5, 14133, 14133.01 and 14133.05, W&I Code; and Sections 20 and 1267.7, Health and Safety Code.

INFORMATIVE DIGEST/POLICY STATEMENT
 OVERVIEW

The Department's mission is to provide Californians with access to affordable, integrated, high-quality

health care, including medical, dental, mental health, substance-use treatment services and long-term care. In support of this mission, the Department administers many health care programs including California's State Medicaid program, which is known as the Medi-Cal program.

The Clinical Assurance and Administrative Support Division (CAASD) provides utilization review and post claims oversight for services provided to Fee-For-Service Medi-Cal beneficiaries (beneficiaries) through its network of medical, pharmacy, and administrative units located throughout the state. CAASD aims to provide cost-effective utilization controls by reviewing and adjudicating Treatment Authorization Requests (TARs) for certain medical procedures, services and drugs for beneficiaries prior to payment for services. CAASD responds to all TAR appeals and designated public hospitals and diagnostic related group disputes submitted by Fee-For-Service Medi-Cal providers (providers).

In September 2014, Senate Bill 1457 amended Section 14133.01 of the W&I Code. This proposed regulatory action implements this legislation by establishing specific requirements that providers must follow regarding the electronic submission of TARs, and TAR appeals to the Department. This legislation requires that the Department adopt an electronic system for TAR submissions by July 1, 2017. The Department has already established the Medi-Cal eTAR web portal system (eTAR system), which a majority of these providers are currently using to submit their TARs and TAR appeals.

Anticipated Benefits or Goals of the Regulations

This regulatory proposal supports the purpose and intent of the Medi-Cal program as specified under W&I Code Section 14000, et seq., Chapter 7, Basic Health Care, to afford qualifying individuals (such as the aged or disabled) covered health care services in a manner equitable to the general public and without duplication of benefits available under other federal or state laws.

Within Chapter 7, Section 14124.5 further specifies that the Director may promulgate regulations as are necessary or proper to carry out the purpose and intent of this Chapter, which includes implementation of the uniform schedule of health care benefits under the Medi-Cal program, as described under Section 14131 et seq., including benefits under Article 4 and Section 14021.

The amendments proposed through this regulatory action will benefit providers through the establishment of a clear and streamlined submission process for TARs and TAR appeals through the eTAR system, which in turn will facilitate the delivery of vital health care services to beneficiaries. Use of the eTAR system, instead

of the submission of paper TARs and TAR appeals, is also beneficial for providers who experience a reduction in bookkeeping, processing and mailing expenses related to the paper TAR and TAR appeal processes. These providers will also realize an accelerated timeframe for reimbursement.

In addition to meeting the goals of the authorizing statutes, these proposed regulations ensure the proper and efficient administration of the Medi-Cal program in accordance with the federal and state laws that govern the Medi-Cal program's rules of participation, funding and the authorized schedule of benefits. The eTAR system is a modern and streamlined approach to TAR processing that yields administrative and cost efficiencies for providers, the Department and the state.

Consistency and Compatibility with Existing State Regulations

The Department has conducted an evaluation of the related existing state regulations under Title 22 CCR, Division 3 and has determined that the proposed regulations are consistent with and compatible with those regulations. An automated search of Title 22, using the following keywords "TAR", "eTAR", and "Appeal", was conducted via Westlaw and yielded no conflicting state regulations.

Regulatory Sections

This regulatory proposal will accomplish the following:

- Adopt Section 51002.5 to set forth the submission process for eTARs.
- Amend Section 51003.1 to include the provider appeal process for eTARs.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Fiscal Impact Statement

- A. Costs to any Local Agency or School District that is required to be reimbursed Under Part 7 (commencing with Section 17500), Division 4 of the Government Code: None.

Costs to any Local Agency or School District that is not reimbursable by the State: None.

Some providers are government entities and cost savings to those entities are considered to be minimal but indeterminate. This proposal is expected to create administrative efficiencies for both providers and state administration.

- B. Costs or Savings to any State Agency: Approximately 90% of TARs are currently processed through the eTAR web portal system. The Department expects eTAR usage to continually increase, which is expected to result in indeterminate but minimal savings.
- C. Costs or Savings in Federal Funding to the State: Indeterminate but minimal.
- D. Other Nondiscretionary Costs or Savings Including Revenue Changes Imposed on State or Local Agencies: Indeterminate but minimal.

All cost impacts known to the Department at the time the notice of proposed action was submitted to the Office of Administrative Law, that a representative private person or business would necessarily incur in reasonable compliance with the proposed action:

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.

Mandates on Local Agencies or School Districts

The Department has determined that the regulations would not impose a mandate on local agencies or school districts, nor are there any costs for which reimbursement is required by Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

Participation in the Medi-Cal program is voluntary. The amendments proposed through this regulatory action will only impact providers who participate in the Medi-Cal program and submit TARs and TAR appeals. The majority of providers own and operate computers connected to the internet. This regulatory proposal leverages computing equipment and network access that these providers already have. Providers that do not have the capacity to electronically submit TARs and TAR appeals may continue to submit paper TARs and TAR appeals. Therefore, no considerable new cost impacts to these entities are presumed to be incurred as a result of adopting the requirements of this proposed regulation.

Significant Statewide Adverse Economic Impact Affecting Businesses

The Department has made an initial determination that the proposed regulations would 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 the Economic Impact Assessment (Analysis)

In accordance with Government Code Section 11346.3(b)(1), the Department has determined that the proposed regulations would not significantly affect the following:

1. The creation or elimination of jobs within the State of California.

2. The creation or elimination of existing businesses within the State of California.
3. The expansion of businesses currently doing business within the State of California.

Impact on Jobs and Businesses

Participation in the Medi-Cal program is voluntary. The amendments proposed through this regulatory action will only impact providers who participate in the Medi-Cal program and submit TARs and TAR appeals. As described under the Local Mandate Determination above, the majority of providers own and operate computers connected to the internet. This regulatory proposal leverages computing equipment and network access that these providers already have. Providers that do not have the capacity to electronically submit TARs and TAR appeals may continue to submit paper TARs and TAR appeals. Therefore, it is not anticipated that businesses will experience any cost impacts as a result of this regulatory action. To the contrary, the use of the eTAR system is anticipated to provide some cost savings in bookkeeping, processing and mailing expenses for providers. In addition these providers will also realize an accelerated timeframe for reimbursement. It is not anticipated that providers' use of the eTAR system would have a significant impact on the creation or elimination of jobs, the creation of business, the elimination of existing business or the expansion of businesses in California.

Benefits of the Proposed Regulation

The Department has determined that the proposed regulations will not affect worker safety or the state's environment. However, the proposed regulations will benefit the health and welfare of California residents by supporting the continuity of the Medi-Cal program and the vital services that are offered to qualified individuals through the provision of a modern and streamlined approach for TAR and TAR appeal processing.

This regulatory proposal not only supports an efficient timeframe for reimbursement for these providers, it also ensures the proper and efficient administration of the Medi-Cal program in accordance with federal and state laws. It also provides cost efficiencies for these providers, the Department and the state.

Effect on Small Businesses

The Department has determined that the proposed regulations would only affect those small businesses that choose to participate as providers in the Medi-Cal program and submit TARs and TAR appeals to the Department.

Housing Costs Determination

The Department has made the determination that the proposed regulations would have no impact on housing costs.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), 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.

Regulations related to the TARs and TAR appeals are located in Title 22, CCR, Chapter 3, Health Care Services. Using this regulatory proposal to make amendments related to TARs and TAR appeals is the most effective method to provide current information to those affected by the regulations in one convenient location (the CCR). This regulatory action is also necessary to meet the mandate in W&I Code Section 14133.01 that the Department promulgate regulations to implement Section 14133.01, and it will promote the accurate and timely submission of TARs and TAR appeals through this eTAR system.

ASSISTIVE SERVICES

For individuals with disabilities, the Department can provide assistive services such as the conversion of written materials into Braille, large print, audiocassette and computer disk. For public hearings, assistive services can include sign-language interpretation, real-time captioning, note takers, reading or writing assistance. To request these assistive services, please call (916) 440-7695 (or California Relay at 711 or 1-800-735-2929), email — regulations@dhcs.ca.gov, or write to the Office of Regulations at the address noted above. Note: The range of assistive services available may be limited if requests are received less than ten business days prior to a public hearing.

The Department shall provide, upon request from a person with a visual disability or other disability for which effective communication is required under state or federal law, a narrative description of the additions to, and deletions from, the California Code of Regula-

tions or other publication in a manner that allows for accurate translation by reading software used by the visually impaired. Providing this description may require extending the period of public comment for the proposed action pursuant to Government Code Section 11346.6.

CONTACT PERSONS

Inquiries regarding the proposed regulations described in this notice may be directed to Desire Kensic of the Clinical Assurance and Administrative Support Division at (415) 463-5765.

All other inquiries concerning the action described in this notice may be directed to David Kim of the Office of Regulations, at (916) 445-1503, or to the designated backup contact person, Jasmin Delacruz, at (916) 440-7695.

AVAILABILITY OF TEXT OF REGULATIONS AND STATEMENT OF REASONS

The Department has prepared and has available for public review an initial statement of reasons for the proposed regulations, all the information upon which the proposed regulations are based, and the text of the proposed regulations. The Office of Regulations, at the address noted above, will be the location of public records, including reports, documentation, and other material related to the proposed regulations (rulemaking file). In addition, a copy of the final statement of reasons (when prepared) will be available upon request from the Office of Regulations.

The full text of any regulation which is changed or modified from the express terms of this proposed action will be made available by the Department's Office of Regulations at least 15 days prior to the date on which the Department adopts, amends, or repeals the resulting regulation.

Materials regarding the regulatory action described in this notice (including this public notice, the regulation text, and the initial statement of reasons) are posted to the Department's Internet site at: <http://www.dhcs.ca.gov/formsandpubs/laws/Pages/ProposedRegulations.aspx>.

In order to request a copy of this public notice, the regulation text, and the initial statement of reasons be mailed to you, please call (916) 440-7695 (or California Relay at 711 or 1-800-735-2929), email regulations@dhcs.ca.gov, or write to the Office of Regulations at the address noted above.

TITLE 22. EMERGENCY MEDICAL SERVICES AUTHORITY

SOCIAL SECURITY DIVISION 9. PREHOSPITAL EMERGENCY MEDICAL SERVICES CHAPTER 14. EMERGENCY MEDICAL SERVICES FOR CHILDREN

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

PUBLIC HEARING

EMSA will hold a public hearing on April 30, 2018, beginning at 9:00 a.m. and ending at 11:00 a.m. The location of the public hearing is 10901 Gold Center Drive, Suite 400, Rancho Cordova, CA 95670. EMSA requests that persons making oral comments also submit a written copy of their testimony.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the EMSA. Comments may also be sent by facsimile (FAX) at (916) 324-2875 or by e-mail to corrine.fishman@emsa.ca.gov. The written comment period closes at **5:00 p.m.** on April 30, 2018. EMSA will consider only comments received at the EMSA office by that time. Submit comments to:

Corrine Fishman
Legislative and Regulatory Affairs
Emergency Medical Services Authority
10901 Gold Center Drive, Suite 400
Rancho Cordova, CA 95670

AUTHORITY AND REFERENCE

The Health and Safety Code Section 1797.107 authorizes EMSA to adopt the proposed regulations, which would implement, interpret, and make specific Health and Safety Code Sections 1797.102, 1797.103, 1797.105, 1797.176, 1798.150 and 1799.202-1799.207.

INFORMATIVE DIGEST/ POLICY STATEMENT OVERVIEW

The Legislature added Chapter 12 (Chapter 197, Statutes of 1996), The California Emergency Medical

Services for Children Act of 1996, commencing with Section 1799.202 of Division 2.5 of the Health and Safety Code (HSC). The intent of the Legislature was to ensure that children receive adequate and appropriate EMS necessary to prevent loss of life and human potential, thus creating the Emergency Medical Services Systems for Children (EMSC) program.

HSC Sections 1797.102, 1797.103, 1797.107, 1797.176 and 1798.150 authorize the Emergency Medical Services Authority to adopt regulations relating to emergency medical care and establish guidelines for prehospital and critical care facilities. Also, HSC Sections 1799.202–1799.207 charge EMSA with overseeing the development and implementation of an EMSC program by local EMS agencies (LEMSA). Currently, 21 of the 33 LEMSAs have developed and implemented an EMSC program. However, no specific requirements or standards for local EMSC programs exist.

Therefore, in compliance with the statute, EMSA proposes regulations to clarify and make specific the requirements for a LEMSA to develop and implement EMSC programs into their EMS plans.

The proposed EMSC regulations create quality improvement (QI) assurance models as well as specified requirements for pediatric facility designation. Necessary resources are outlined to ensure prehospital providers and hospital emergency departments are adequately prepared to provide medical services for pediatric patients, from neonates to adolescents.

Anticipated Benefits of the Proposed Regulation:

The benefits of the proposed regulation are to provide standards for establishing statewide consistency in policy and program elements, support coordination of limited resources of pediatric specialty centers, and improve pediatric patient care within the California EMSC programs. Children requiring emergency care have unique needs, especially during emergencies or life-threatening situations. EMS providers deliver prehospital medical care to children, and hospital emergency departments provide medical care upon arrival at the hospital. It is vital that EMS providers and hospital emergency departments have the appropriate resources and staff to ensure coordinated, collaborative, and efficient medical care for pediatric patients.

Determination of Inconsistency/Incompatibility with Existing State Regulations:

EMSA has determined that this proposed regulation is not inconsistent or incompatible with existing regulations. After conducting a review of regulations that would relate to or affect EMS for children, EMSA has determined that these regulations will not cause inconsistency or incompatibility with other existing regulations that concern emergency medical services for children.

Incorporated by Reference Forms:

There are no forms incorporated by reference in the proposed regulations.

DISCLOSURES REGARDING THE PROPOSED ACTION

The EMSA has made the following initial determinations:

Mandate on local agencies and school districts: None.
 Cost or savings to any state agency: None.

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

Other nondiscretionary cost or savings imposed on local agencies: None.

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

Cost impacts on a small business: EMSA is not aware of any cost impacts that a small business would incur in reasonable compliance with the proposed action. The regulations continue existing practices and do not mandate a small business to develop and implement an EMSC program. The regulations are designed to clarify and make specific the requirements for a LEMSA to develop and implement an EMSC program including the submission of EMSC program plans and plan updates to EMSA. The regulations also specify requirements for a hospital to implement an EMSC program, a process for data collection, program evaluations, and the quality improvement process. These regulations establish consistent and uniform standards for an EMSC program in the state.

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

Significant effect on housing costs: None.

Results of the Economic Impact Analysis/Assessment

The EMSA concludes that it is: (1) unlikely that the proposal will eliminate any jobs or training programs, (2) unlikely the proposal will create any new jobs, (3) unlikely the proposal will create any new businesses providing training programs, (4) unlikely the proposal will eliminate any existing businesses, and (5) may result in the expansion of businesses (hospitals) currently doing business within the state if a hospital elects to become a designated EMSC program.

Benefits of the Proposed Action: The proposed regulations will benefit California residents and worker safety by protecting the welfare, health, and safety of pediatric patients. The regulations provide consistent, equitable, and standardized criteria statewide, and would ensure adequate resources necessary to prepare prehospital providers and hospital emergency departments to serve pediatric patients. Additionally, these

regulations provide direction to local EMS agencies for implementation of EMSC programs into their EMS plans. The proposed regulations are not anticipated to benefit or negatively impact the state's environment.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), EMSA must determine that no reasonable alternative it considered or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

EMSA invites interested persons to present statements or arguments concerning alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

CONTACT PERSON

Direct inquiries concerning the proposed administrative action to:

Corrine Fishman
Legislative and Regulatory Affairs
Emergency Medical Services Authority
10901 Gold Center Drive, Suite 400
Rancho Cordova, CA 95670
(916) 431-3727
Corrine.fishman@emsa.ca.gov

Please direct requests for copies of the proposed text (the "express terms") of the regulations, the initial statement of reasons, the modified version of the regulations, if any, or other information based upon the rulemaking to Corrine Fishman at the above address. If Corrine Fishman is unavailable, you may contact Jennifer Lim at Jennifer.lim@emsa.ca.gov or (916) 431-3700.

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

EMSA will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, and the initial statement of reasons. Copies may be obtained by contacting Corrine Fishman

at the address or phone number listed above or accessed through our website at https://emsa.ca.gov/public_comment/.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After holding the hearing and considering all timely and relevant comments received, EMSA may adopt the proposed regulations substantially as described in this notice. If EMSA makes modifications, which are sufficiently related to the originally proposed text, it will make the modified version (with the changes indicated) available to the public for at least 15 days before EMSA adopts the regulations as revised. Please send requests for copies of the modified regulations to the attention of Corrine Fishman at the address indicated on the previous page. EMSA will accept written comments on the revised regulations for 15 days after the date on which they were made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, you may contact Corrine Fishman at the address listed above for copies of the Final Statement of Reasons.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

You will find copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout on our website at https://emsa.ca.gov/public_comment/.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND WILDLIFE

CESA CONSISTENCY DETERMINATION
REQUEST FOR
Hunter and Panther Creek Bridges Seismic
Restoration Project
2080-2018-002-01
Del Norte County

The California Department of Fish and Wildlife (CDFW) received a notice February 27, 2018, that the California Department of Transportation (CalTrans)

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 replacing the Hunter Creek and Panther Creek bridges to provide seismically sound structures that meet current highway design standards, as well as replacing the Waukell Creek bridge to improve fish passage and water quality. Proposed activities will include, but are not limited to, ground disturbance and vegetation clearing, construction of an access road and temporary detour bridge, stream diversion and fish relocation, bridge demolition, utility relocation, pile driving operations, placement of fill for embankment and minor road widening, and equipment staging. The Hunter Creek Bridge and Panther Creek Bridge are located on U.S. Highway 101 between post miles 8.2 to 8.7 in southwestern Del Norte County, approximately 18 miles south of Crescent City, California. The Waukell Creek Bridge is located on a frontage road along Highway 101 approximately 0.8 mile south of Klamath Beach Rd.

The National Marine Fisheries Service (NMFS) issued a federal biological opinion (Service Ref. No. WCR-2017-8344) (BO) and Incidental Take Statement (ITS) to CalTrans on January 30, 2018, which considered the effects of the proposed project on the state threatened and federally threatened coho salmon (*Oncorhynchus kisutch*), Southern Oregon-Northern California Coast (SONCC) evolutionary significant unit.

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

**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# 2018-0118-01
BOARD OF ACCOUNTANCY
 Nonsubstantive Update to CBA Mailing Address on Incorporated Forms

This filing of changes without regulatory effect by California Board of Accountancy (Board) amends sections in Title 16 of the California Code of Regulations to change the address for the Board on forms incorporated by reference. The nonsubstantive changes update the revision date of the forms in the regulation text and change the address of the Board on the forms.

Title 16
 AMEND: 9.1, 12, 12.1, 12.5, 15.1, 16, 19, 20, 43, 45, 87.9
 Filed 03/01/2018
 Agency Contact: Pat Billingsley (916) 561-1782

File# 2018-0222-01
CALIFORNIA ALTERNATIVE ENERGY AND ADVANCED TRANSPORTATION FINANCING AUTHORITY
 Residential Energy Efficiency Loan Assistance Program

This is the first readoption of emergency rulemaking action no. 2017-0823-04E by the California Alternative Energy and Advanced Transportation Financing Authority (Authority), which revises and updates the regulatory provisions in Title 4 of the California Code of Regulations related to the Residential Energy Efficiency Loan ("REEL") Assistance Program, one of several pilot programs for which the Authority is responsible.

Title 4
 AMEND: 10091.1, 10091.2, 10091.3, 10091.4, 10091.5, 10091.6, 10091.7, 10091.8, 10091.9, 10091.10, 10091.12, 10091.13, 10091.14, 10091.15
 Filed 03/05/2018
 Effective 03/05/2018
 Agency Contact: Susan Mills (916) 651-3760

File# 2018-0117-01
CALIFORNIA ENERGY COMMISSION
 Whole-Building Energy Data Access, Benchmarking and Public Disclosure

This rulemaking action by the California Energy Commission sets forth processes and guidance for building owners and utilities to follow in requesting, sharing, and benchmarking energy usage data. This action also establishes public disclosure standards and requirements to be administered and enforced by the Commission.

Title 20
 ADOPT: 1685 AMEND: 1680, 1681, 1682, 1683,
 1684
 Filed 03/01/2018
 Effective 03/01/2018
 Agency Contact: Erik Jensen (916) 654-4166

File# 2018-0123-03
CALIFORNIA HEALTH BENEFIT EXCHANGE
 Enrollment Assistance

In this regular rulemaking, the California Health Benefit Exchange (Exchange) amends four sections in Title 10 of the California Code of Regulations. To streamline the application process for individuals and entities who wish to participate in the Certified Enroller program, the Exchange amends the regulations to remove some information that was not necessary to determine eligibility for the program. The regulatory modifications also remove the requirement for Certified Enrollment Counselors to receive training on the Exchange's Covered California for Small Business. The amendments further add the requirement that applicants certify they will comply with the agreement between the Certified Enrollment Entity and the Exchange and will adhere to all applicable State and Federal laws and regulations. And finally, the amendments change the requirement for certified enrollers to maintain a record of a consumer's authorization to access his or her personally identifiable information from 6 years to 10 years.

Title 10
 AMEND: 6656, 6657, 6660, 6664
 Filed 03/07/2018
 Effective 03/07/2018
 Agency Contact: Brian Kearns (916) 228-8843

File# 2018-0129-02
DEPARTMENT OF CORRECTIONS AND REHABILITATION
 Administration to the Death Penalty — Lethal Injection

This file and print action by the California Department of Corrections and Rehabilitation ("Department") promulgates regulations to implement the lethal injection process for inmates condemned to death. This action is exempt from the Administrative Procedure Act pursuant to Penal Code section 3604.1, enacted November 8, 2016, by Proposition 66, section 11.

Title 15
 ADOPT: 3349.1, 3349.2, 3349.3, 3349.4, 3349.5,
 3349.6, 3349.7, 3349.8, 3349.9 AMEND: 3349
 Filed 03/01/2018
 Effective 03/01/2018
 Agency Contact: Josh Jugum (916) 445-2228

File# 2018-0214-01
DEPARTMENT OF CORRECTIONS AND REHABILITATION
 Security Threat Group Management

The California Department of Corrections and Rehabilitation (Department) submitted this emergency readopt action to maintain the regulations adopted and amended in OAL File No. 2017-0918-05EON regarding security threat group management. This is an ongoing effort by CDCR to develop strategies to effectively manage the Security Threat Group (STG). The underlying policy was developed in 2012, regulations were adopted in 2014, and this rulemaking action further amends and refines regulatory provisions related to the identification, interdiction, prevention, and management of STGs within CDCR. Additionally, this action implements the 2015 Settlement Agreement reached in the 2009 case, *Ashker v. Governor of the State of California, et al.*, (N.D. Cal., No. C09-05796).

Title 15
 ADOPT: 3378.9, 3378.10 AMEND: 3000, 3023,
 3043.8, 3044, 3084.9, 3269, 3335, 3337, 3341,
 3341.2, 3341.3, 3341.5, 3341.6, 3341.8, 3341.9,
 3375, 3375.1, 3375.2, 3376, 3376.1, 3378, 3378.1,
 3378.2, 3378.3, 3378.4, 3378.5, 3378.6, 3378.7,
 3378.8 REPEAL: 3334
 Filed 03/05/2018
 Effective 03/19/2018
 Agency Contact: Anthony Carter (916) 445-2220

File# 2018-0215-05
DEPARTMENT OF JUSTICE
 Department of Conservation Bond Form

This action submitted by the Department of Justice is a request pursuant to Government Code section 11343.8 to file and print the amended surety bond form of the Department of Conservation, titled "Surety Bond (Corporation)".

Title 11
 AMEND: 115.1
 Filed 03/07/2018
 Effective 03/07/2018
 Agency Contact: Cara M. Porter (415) 510-3508

File# 2018-0215-06
DEPARTMENT OF JUSTICE
 Department of Conservation Bond Form

This action submitted by the Department of Justice is a request pursuant to Government Code section 11343.8 to file and print the amended surety bond form of the Department of Conservation, titled "Surety Bond (Partnership)".

Title 11
 AMEND: 115.2
 Filed 03/07/2018
 Effective 03/07/2018
 Agency Contact: Cara M. Porter (415) 510-3508

File# 2018-0215-07
 DEPARTMENT OF JUSTICE
 Department of Conservation Bond Form
 This action submitted by the Department of Justice is a request pursuant to Government Code section 11343.8 to file and print the amended surety bond form of the Department of Conservation titled, "Surety Bond (Sole Proprietorship)".

Title 11
 AMEND: 115.3
 Filed 03/07/2018
 Effective 03/07/2018
 Agency Contact: Cara M. Porter (415) 510-3508

File# 2018-0215-08
 DEPARTMENT OF JUSTICE
 Department of Conservation Bond Form
 This action submitted by the Department of Justice is a request pursuant to Government Code section 11343.8 to file and print the amended surety bond form of the Department of Conservation titled, "Reclamation Performance Bond Increase/Decrease Rider".

Title 11
 AMEND: 115.4
 Filed 03/07/2018
 Effective 03/07/2018
 Agency Contact: Cara M. Porter (415) 510-3508

File# 2018-0215-09
 DEPARTMENT OF JUSTICE
 Department of Conservation Bond Form
 This action submitted by the Department of Justice is a request pursuant to Government Code section 11343.8 to file and print the amended surety bond form of the Department of Conservation titled, "Reclamation Performance Bond General Purpose Rider".

Title 11
 AMEND: 115.5
 Filed 03/07/2018
 Effective 03/07/2018
 Agency Contact: Cara M. Porter (415) 510-3508

File# 2018-0130-02
 DEPARTMENT OF PESTICIDE REGULATION
 Negative Pesticide Use Reports
 The Department of Pesticide Regulation submitted this action pursuant to California Code of Regulations,

title 1, section 100 to make changes without regulatory effect to a regulation that requires structural pest control operators to submit monthly pesticide use reports even when no pesticide work is performed (negative use reporting). The proposed changes add a cross reference, change a phrase for consistency with current statutory language, and make other minor, technical changes.

Title 3
 AMEND: 6628
 Filed 03/01/2018
 Agency Contact: Lauren Otani (916) 445-5781

File# 2018-0208-03
 EMPLOYMENT DEVELOPMENT DEPARTMENT
 Disability Insurance and Paid Family Leave Benefits Appeal Timeliness
 This change without regulatory effect filing by the Employment Development Department amends two sections to extend the deadline for filing a timely appeal pursuant to Unemployment Insurance Code section 2707.2.

Title 22
 AMEND: 2706-5, 2706-7
 Filed 03/01/2018
 Agency Contact:
 Richard L. Stewart (916) 654-8410

File# 2018-0118-02
 FISH AND GAME COMMISSION
 Commercial Take of Sea Urchin
 This regulatory action by the Fish and Game Commission adds a minor administrative fee for future applicants to enter the drawing for a sea urchin diving permit, reduces the capacity of sea urchin permit holders from 300 to 150, and allow the take of urchins on Fridays in certain areas.

Title 14
 AMEND: 120.7, 705
 Filed 03/02/2018
 Effective 03/02/2018
 Agency Contact: Sheri Tiemann (916) 654-9872

File# 2018-0118-03
 FISH AND GAME COMMISSION
 Commercial Landing Requirements
 The Fish and Game Commission is adopting a new section that establishes the requirements for landing receipts and the reporting of these landings. A "landing" is generally characterized as a transfer or offloading of fish from a vessel for the purpose of selling or delivering those fish to a licensed fish receiver. This regulation establishes how and when these reports are to be made as well as the content of the reports.

Title 14
 ADOPT: 197
 Filed 03/02/2018
 Effective 07/01/2018
 Agency Contact: Sheri Tiemann (916) 654-9872

02/13/18 AMEND: 11034
 02/07/18 AMEND: 56800
 01/23/18 AMEND: 59530
 01/18/18 AMEND: 18351
 01/11/18 ADOPT: 20202, 20203, 20204, 20205,
 20206, 20207, 20208, 20209, 20210,
 20211, 20212, 20213, 20214, 20222,
 20223, 20224, 20228, 20235, 20260,
 20261, 20262, 20263, 20264, 20265,
 20266, 20267, 20268, 20270, 20271,
 20272, 20273, 20274, 20275, 20276,
 20277, 20278, 20279, 20280 AMEND:
 20200, 20201, 20213 (Renumbered
 20215), 20214 (Renumbered 20216),
 20216 (Renumbered 20217), 20217
 (Renumbered 20218), 20220, 20220.5
 (Renumbered 20260), 20221, 20222
 (Renumbered 20225), 20223
 (Renumbered 20226), 20224
 (Renumbered 20232), 20227, 20225
 (Renumbered 20230), 20226
 (Renumbered 20229), 20230
 (Renumbered 20231), 20235
 (Renumbered 20233), 20236
 (Renumbered 20234), 20247
 (Renumbered 20236), 20249.5
 (Renumbered 20237), 20250
 (Renumbered 20238), 20255
 (Renumbered 20250), 20258
 (Renumbered 20240), 20260
 (Renumbered 20241), 20261
 (Renumbered 20242), 20265
 (Renumbered 20251), 20266
 (Renumbered 20252), 20267
 (Renumbered 20253) REPEAL: 20202,
 20203, 20204, 20205, 20206, 20207,
 20208, 20209, 20210, 20211, 20212,
 20215, 20245, 20249, 20251, 20252,
 20253, 20254, 20256, 20257, 20259,
 20262

File# 2018-0221-03
 VETERINARY MEDICAL BOARD
 Fee Schedule

This emergency action by the Veterinary Medical Board increases a variety of fees for application, registration, and renewal of veterinarian, veterinarian premises, and registered veterinary technician licenses.

Title 16
 AMEND: 2070, 2071
 Filed 03/05/2018
 Effective 03/05/2018
 Agency Contact: Ethan Mathes (916) 515-5227

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN October 4, 2017 TO
 March 7, 2018**

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

02/27/18 AMEND: 1181.2, 1181.3, 1182.2,
 1182.7, 1182.9, 1182.10, 1182.15,
 1183.1, 1183.2, 1183.3, 1183.4, 1183.6,
 1183.8, 1183.9, 1183.10, 1183.11,
 1183.12, 1183.13, 1183.15, 1183.16,
 1183.17, 1184.1, 1185.1, 1185.2, 1185.3,
 1185.7, 1185.8, 1186.2, 1186.4, 1187.5,
 1187.7, 1187.8, 1187.9, 1187.12,
 1187.14, 1187.15, 1190.1, 1190.2,
 1190.3, 1190.5
 02/22/18 AMEND: 58100
 02/22/18 AMEND: 59800
 02/13/18 AMEND: 18420.1, 18432.5, 18440,
 18531.10, 18533, 18901.1 REPEAL:
 18450.4
 02/13/18 AMEND: 18535
 02/13/18 AMEND: 18247.5, 18402, 18420,
 18423, 18435, 18450.5, 18521.5
 REPEAL: 18225, 18450.3

01/11/18 ADOPT: 20130, 20131, 20132, 20133,
 20134, 20135, 20136, 20137, 20138
 01/08/18 ADOPT: 20140, 20141, 20142, 20143,
 20144
 12/20/17 AMEND: 1859.76
 11/30/17 AMEND: 10, 51.2, 52.1, 52.10, 52.11,
 53.2, 53.3, 57.1, 58.6, 58.10, 58.13, 60.1,
 64.1, 64.2, 64.3, 64.5, 67.2, 67.3, 67.6
 11/27/17 AMEND: 18531.5
 11/27/17 AMEND: 1859.190, 1859.194,
 1859.195, 1859.198
 11/21/17 AMEND: 559.502
 11/21/17 AMEND: 59640
 11/15/17 AMEND: 18535
 10/26/17 ADOPT: 571.1

10/23/17 AMEND: 11024
 10/23/17 AMEND: 59740
 10/10/17 AMEND: 10500
 10/09/17 AMEND: 59780
 10/04/17 ADOPT: 280, 547.50, 547.51, 547.52,
 547.53, 547.54, 547.55, 547.55.1,
 547.55.2, 547.56, 547.57, 547.57.1,
 547.52.2, 547.57.3, 547.57.4, 547.58,
 547.58.1, 547.58.2, 547.58.3, 547.58.4,
 547.58.5, 547.58.6, 547.58.7, 547.58.8,
 547.58.9 AMEND: 281, 282 REPEAL:
 547.50, 547.51, 547.52, 547.53, 547.54,
 547.55, 547.56, 547.57

Title 3

03/01/18 AMEND: 6628
 02/27/18 AMEND: 3439(b)
 02/16/18 AMEND: 3439(b)
 02/12/18 AMEND: 6000, 6739
 01/29/18 AMEND: 3439(b)
 01/29/18 AMEND: 3439(b)
 01/25/18 ADOPT: 2852.5 AMEND: 2850, 2851,
 2852, 2853, 2854, 2855, 2856
 01/24/18 AMEND: 2
 01/22/18 AMEND: 3439(b)
 01/18/18 AMEND: 3439(b)
 01/16/18 AMEND: 3439(b)
 01/16/18 AMEND: 3424(c), 3591.12
 01/16/18 AMEND: 3439(b)
 01/03/18 AMEND: 3435(b)
 12/26/17 AMEND: 3435
 12/21/17 AMEND: 3439(b)
 12/20/17 AMEND: 6000, 6619, 6724, 6764, 6768,
 6769, 6776
 12/15/17 AMEND: 3439(b)
 12/13/17 AMEND: 3435(b)
 12/13/17 AMEND: 3435(d)
 12/12/17 ADOPT: 1391.7 AMEND: 1391, 1391.1,
 1391.3
 12/11/17 AMEND: 3439(b)
 12/07/17 ADOPT: 8000, 8100, 8101, 8102, 8103,
 8104, 8105, 8106, 8107, 8108, 8109,
 8110, 8111, 8112, 8113, 8114, 8115,
 8200, 8201, 8202, 8203, 8204, 8205,
 8206, 8207, 8208, 8209, 8210, 8211,
 8212, 8213, 8214, 8215, 8216, 8300,
 8301, 8302, 8303, 8304, 8305, 8306,
 8307, 8308, 8400, 8401, 8402, 8403,
 8404, 8405, 8406, 8407, 8408, 8409,
 8500, 8501, 8600, 8601, 8602, 8603,
 8604, 8605, 8606, 8607, 8608
 12/07/17 AMEND: 3439(b)
 12/05/17 AMEND: 3591.5
 11/28/17 AMEND: 3406(c), 3591.5(b)
 11/22/17 AMEND: 3435(b)

11/21/17 AMEND: 3435(b)
 11/21/17 REPEAL: 1408.22
 11/20/17 AMEND: 3591.15
 11/20/17 AMEND: 3435(b)
 11/15/17 AMEND: 6728
 11/09/17 AMEND: 3435(b)
 11/07/17 ADOPT: 6690, 6691, 6692
 11/07/17 ADOPT: 2852.5 AMEND: 2850, 2851,
 2852, 2853, 2854, 2855, 2856
 11/06/17 AMEND: 3435(b)
 11/02/17 AMEND: 3435(b)
 10/23/17 AMEND: 3435(b)
 10/16/17 AMEND: 3591.15
 10/16/17 AMEND: 3439(b)

Title 4

03/05/18 AMEND: 10091.1, 10091.2, 10091.3,
 10091.4, 10091.5, 10091.6, 10091.7,
 10091.8, 10091.9, 10091.10, 10091.12,
 10091.13, 10091.14, 10091.15
 02/23/18 ADOPT: 7213, 7214, 7215, 7216, 7217,
 7218, 7219, 7220, 7221, 7222, 7223,
 7224, 7225, 7227, 7228, 7229
 02/22/18 AMEND: 10302, 10305, 10315, 10317,
 10320, 10322, 10325, 10326, 10327,
 10328, 10330, 10335, 10337 REPEAL:
 10325.5
 02/21/18 AMEND: 1865
 02/21/18 AMEND: 1689, 1689.1
 02/15/18 AMEND: 10302, 10305, 10315, 10317,
 10320, 10322, 10325, 10326, 10327,
 10328, 10330, 10335, 10337
 01/25/18 AMEND: 1685, 1688
 01/24/18 ADOPT: 4002.10, 4206, 4207 AMEND:
 4001, 4200, 4201
 01/17/18 AMEND: 12386, 12391, 12566
 01/17/18 AMEND: 12386, 12391, 12566
 01/09/18 ADOPT: 1597.5, 1597.6 AMEND: 1554,
 1581.1, 1588, 1597, 1853
 01/08/18 AMEND: 12120, 12303, 12362
 01/02/18 AMEND: 12261, 12264
 12/28/17 AMEND: 4300, 4302, 4304, 4306, 4307,
 4308
 12/21/17 AMEND: 8078.8, 8078.10
 12/19/17 AMEND: 232
 12/13/17 AMEND: 10032, 10036
 12/07/17 AMEND: 12200.3, 12200.5, 12200.14,
 12202, 12205.1, 12220.3, 12220.5,
 12220.14, 12222, 12225.1, 12301.1,
 12342, 12350, 12352, 12357, 12358
 12/01/17 ADOPT: 5259 AMEND: 5000, 5033,
 5035, 5037, 5054, 5060, 5101, 5102,
 5120, 5144, 5170, 5191, 5212, 5230,
 5240, 5250, 5540
 11/30/17 AMEND: 12218.11, 12236

CALIFORNIA REGULATORY NOTICE REGISTER 2018, VOLUME NO. 11-Z

11/29/17 AMEND: 10176, 10177, 10178, 10179, 10180, 10181, 10182, 10183, 10184, 10185, 10186, 10187, 10188, 10189, 10190
 11/16/17 AMEND: 1844
 11/02/17 AMEND: 10170.2, 10170.3, 10170.4, 10170.9, 10170.10
 10/31/17 AMEND: 711
 10/31/17 AMEND: 10031, 10032, 10033, 10035, 10036
 10/18/17 ADOPT: 12250, 12260, 12261, 12262, 12263, 12264, 12285, 12287, 12290 AMEND: 12003, 12200, 12200.7, 12200.9, 12200.10A, 12200.11, 12200.18, 12220, 12220.18, 12560, 12562 REPEAL: 12200.13, 12200.16, 12200.21, 12220.13, 12220.16, 12220.21
 10/13/17 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
 10/09/17 ADOPT: 5700, 5710, 5711, 5720, 5721, 5722, 5730, 5731 AMEND: 5000, 5020, 5100
 10/05/17 AMEND: 1632

Title 5

02/26/18 ADOPT: 71396
 02/20/18 ADOPT: 11526 AMEND: 11520, 11524, 11525
 02/20/18 ADOPT: 11534.1 AMEND: 11530, 11533, 11534
 01/29/18 AMEND: 19810
 01/29/18 AMEND: 40601, 40803, 40804, 40804.1, 40806, 40900, 40901
 01/25/18 ADOPT: 854.1, 854.2, 854.3, 854.4, 854.5, 854.9 AMEND: 850, 851, 851.5, 853, 855, 856, 859 REPEAL: 853.5, 853.6, 853.7, 853.8
 01/22/18 AMEND: 27000
 01/11/18 AMEND: 9517.3
 11/28/17 AMEND: 9510, 9512, 9513, 9518, 9529, 9810
 11/27/17 AMEND: 19810
 11/21/17 ADOPT: 71396
 11/16/17 ADOPT: 11526 AMEND: 11520, 11524, 11525
 11/16/17 ADOPT: 11534.1 AMEND: 11530, 11533, 11534
 11/13/17 REPEAL: 620, 621, 622, 623, 624, 625, 626, 627
 11/07/17 ADOPT: 9517.1

10/18/17 AMEND: 851, 853.5, 853.7, 855, 856

Title 8

02/27/18 ADOPT: 2320.11, 2940.11, 2940.12, 2940.13, 2940.14, 2940.15, 2940.16, 2940.17, 2940.18, 2940.19, 2943.1, 2944.1, 3428 AMEND: 2300, 2320.2, 2320.7, 2320.8, 2340.17, 2700, 2887, 2940, 2940.1, 2940.2, 2940.5, 2940.6, 2940.7, 2940.8, 2940.10, 2941, 2941.1, 2943, 2944, 2945, 2946, 2951, 3314, 3389, 3422, 3425, 5156, 8617 REPEAL: 2893
 02/07/18 ADOPT: 9788.1, 9788.2, 9788.3, 9788.4, 9788.5, 9788.6
 01/24/18 REPEAL: 16410, 16411, 16412, 16413, 16414
 01/11/18 ADOPT: 9792.23.10, 9792.23.11, 9792.23.12 AMEND: 9792.20, 9792.22, 9792.23, 9792.23.1, 9792.23.2, 9792.23.3, 9792.23.4, 9792.23.5, 9792.23.6, 9792.23.7, 9792.23.8, 9792.23.9, 9792.24.1, 9792.24.2, 9792.24.3, 9792.24.4
 01/08/18 AMEND: 336
 01/02/18 AMEND: 10205.13, 10205.14
 12/28/17 AMEND: 9789.17.3, 9789.19
 12/21/17 AMEND: 344.18
 12/07/17 ADOPT: 9792.27.1, 9792.27.2, 9792.27.3, 9792.27.4, 9792.27.5, 9792.27.6, 9792.27.7, 9792.27.8, 9792.27.9, 9792.27.10, 9792.27.11, 9792.27.12, 9792.27.13, 9792.27.14, 9792.27.15, 9792.27.16, 9792.27.17, 9792.27.18, 9792.27.19, 9792.27.20, 9792.27.21, 9792.27.22, 9792.27.23
 12/05/17 AMEND: 5155
 11/28/17 AMEND: 9789.25
 11/28/17 ADOPT: 6056.1 AMEND: 6052, 6056, 6057, 6060 REPEAL: 6062
 10/26/17 ADOPT: 1711 AMEND: 1712, 1713, 1717 REPEAL: 1711, 1721
 10/09/17 AMEND: 1646(a)

Title 9

02/12/18 ADOPT: 4020, 4020.1
 01/16/18 AMEND: 7140.5
 01/12/18 AMEND: 4350
 12/05/17 AMEND: 400
 11/22/17 ADOPT: 4700, 4710, 4711, 4712, 4713, 4714, 4715, 4716, 4717
 10/18/17 AMEND: 7211, 7212.2, 7212.4, 7213.2, 7213.3, 7213.6, 7214.1, 7215.1, 7218, 7220, 7220.3, 7221, 7225

Title 10

03/07/18 AMEND: 6656, 6657, 6660, 6664
 02/23/18 AMEND: 2644.18, 2644.20
 01/29/18 AMEND: 6704, 6708, 6710
 01/23/18 AMEND: 2498.4.9
 01/22/18 AMEND: 2498.6
 01/17/18 AMEND: 2498.6
 01/17/18 AMEND: 2498.5
 11/27/17 ADOPT: 2303.23, 2303.24, 2303.25, 2303.26, 2303.27, 2303.28 AMEND: 2303, 2303.1, 2303.2, 2303.4, 2303.5, 2303.8, 2303.9, 2303.11, 2303.12, 2303.13, 2303.14, 2303.15, 2303.17, 2303.19, 2303.21, existing 2303.22 renumbered as 2303.29, existing 2303.23 renumbered as 2303.30, and existing 2303.24 renumbered as 2303.22
 10/26/17 ADOPT: 6408, 6410, 6450, 6452, 6454, 6470, 6472, 6474, 6476, 6478, 6480, 6482, 6484, 6486, 6490, 6492, 6494, 6496, 6498, 6500, 6502, 6504, 6506, 6508, 6510, 6600, 6602, 6604, 6606, 6608, 6610, 6612, 6614, 6616, 6618, 6620, 6622
 10/05/17 ADOPT: 9000, 9001, 9002, 9003, 9004, 9005, 9006, 9007

Title 11

03/07/18 AMEND: 115.1
 03/07/18 AMEND: 115.2
 03/07/18 AMEND: 115.3
 03/07/18 AMEND: 115.4
 03/07/18 AMEND: 115.5
 02/27/18 AMEND: 1951, 1953, 1954, 1955, 1956, 1959, 1960
 02/22/18 AMEND: 1009
 02/22/18 AMEND: 1001, 1005, 1008
 02/22/18 ADOPT: 80.4
 01/30/18 AMEND: 20
 01/29/18 ADOPT: 26.20
 01/16/18 AMEND: 2084, 2086, 2088, 2089, 2090, 2091, 2092, 2095, 2096, 2107, 2109
 01/02/18 ADOPT: 4260, 4261, 4262, 4263, 4264
 11/29/17 AMEND: 2030, 2038, 2060
 11/29/17 AMEND: 2030, 2038, 2060
 11/27/17 AMEND: 301, 303, 308, 411, 415, 420
 11/07/17 ADOPT: 999.224, 999.225, 999.226, 999.227, 999.228, 999.229
 10/05/17 AMEND: 78.4
 10/05/17 AMEND: 78.6
 10/05/17 ADOPT: 78.7

Title 13

02/27/18 ADOPT: 1267.1 AMEND: 1201, 1217, 1232, 1242, 1268, 1269

02/26/18 ADOPT: 227.38, 227.40, 227.42, 228.00, 228.02, 228.04, 228.06, 228.08, 228.10, 228.12, 228.14, 228.16, 228.18, 228.20, 228.22, 228.24, 228.26, 228.28 AMEND: 227.02, 227.04, 227.12, 227.14, 227.16, 227.18, 227.20, 227.22, 227.24, 227.26, 227.28, 227.30, 227.32, 227.34, 227.36, 227.38, 227.40, 227.42, 227.44, 227.46, 227.48, 227.50, 227.52, 227.54
 02/15/18 AMEND: 170.00 renumbered as 206.00, 170.02 renumbered as 206.02, 170.04 renumbered as 206.04, 170.06 renumbered as 206.06, 170.08 renumbered as 206.08, 170.10 renumbered as 206.10, 170.12 renumbered as 206.12, 171.00 renumbered as 206.20, 171.02 renumbered as 206.22, 172.00 renumbered as 206.30, 172.05 renumbered as 206.35, 172.10 renumbered as 206.40, 173.00 renumbered as 206.50, 173.02 renumbered as 206.52, 173.04 renumbered as 206.54, 173.06 renumbered as 206.56, 173.08 renumbered as 206.58, 174.00 renumbered as 206.60, 180.00 renumbered as 206.62, 180.02 renumbered as 206.64, and 181.00 renumbered as 206.66
 02/13/18 AMEND: 553.70
 02/01/18 AMEND: 1212.5, 1218, 1239, 1264
 01/25/18 AMEND: 1152.3
 12/28/17 ADOPT: 1294
 12/22/17 ADOPT: 17.00, 17.02, 17.04, 17.06 AMEND: 15.00, 15.01
 12/07/17 AMEND: 1152.6.1
 11/20/17 ADOPT: 160.02, 160.04, 106.06, 161.00, 161.02, 161.04, 161.06 AMEND: 160.00
 11/16/17 AMEND: 1157.21
 11/15/17 AMEND: 180.00
 11/13/17 ADOPT: 2774 AMEND: 2750, 2751, 2752, 2753, 2754.1, 2755, 2756, 2757, 2758, 2759, 2760, 2761, 2762, 2763, 2764, 2765, 2766, 2767, 2767.1, 2768, 2769, 2770, 2771, 2772, 2773
 11/13/17 AMEND: 225.00, 225.03, 225.09, 225.12, 225.15, 225.30, 225.35, 225.39, 225.42
 10/30/17 AMEND: 423.00
 10/25/17 AMEND: 26.01, 26.02
 10/23/17 AMEND: 1153

CALIFORNIA REGULATORY NOTICE REGISTER 2018, VOLUME NO. 11-Z

10/16/17	ADOPT: 2208, 2208.1, 2208.2 AMEND: 1956.8	12/05/17	AMEND: 265
		12/05/17	AMEND: 18660.40
Title 14		11/28/17	ADOPT: 17403.3.2, 17403.3.3 AMEND: 17402, 17403.0, 17403.8, 17405.0, 17409.3, 18103.1, 18221.5
03/02/18	AMEND: 120.7, 705	11/20/17	ADOPT: 1.95
03/02/18	ADOPT: 197	11/16/17	AMEND: 2975
02/27/18	ADOPT: 1.18, 2.05 AMEND: 1.05, 1.11, 1.61, 2.10, 2.25, 5.35, 5.41, 5.88, 7.00, 7.50, 8.00 REPEAL: 1.60	11/15/17	AMEND: 1038
02/27/18	AMEND: 150, 150.02, 150.03, 705	11/14/17	AMEND: 1035.1, 1035.2, 1035.3
02/22/18	ADOPT: 131	10/31/17	AMEND: 917, 917.2, 917.3, 917.4, 917.5, 917.7, 917.9, 917.10, 917.11, 918, 918.1, 918.4, 918.5, 918.6, 918.7, 918.8, 918.10, 919, 919.1, 919.2, 919.3, 919.4, 919.5, 919.9, 919.10, 919.11, 919.12, 919.16, 920, 921, 921.1, 921.3, 921.4, 921.5, 921.6, 921.7, 921.8, 921.9, 923, 923.1, 923.2, 923.3, 923.4, 923.5, 923.6, 923.7, 923.8, 923.9, 923.9.1, 924, 924.1, 924.2, 924.3, 924.4, 924.5, 925, 925.1, 925.2, 925.3, 925.4, 925.5, 925.6, 925.7, 925.8, 925.9, 925.11, 926, 926.1, 926.2, 926.3, 926.4, 926.5, 926.6, 926.7, 926.8, 926.9, 926.10, 926.11, 926.12, 926.13, 926.14, 926.15, 926.16, 926.17, 926.18, 926.19, 926.23, 926.25, 927, 927.1, 927.2, 927.3, 927.4, 927.5, 927.6, 927.7, 927.8, 927.9, 927.10, 927.11, 927.12, 927.13, 927.14, 927.15, 927.16, 927.17, 928, 928.1, 928.2, 928.3, 928.4, 928.6, 928.7, 929, 929.1, 929.2, 929.3, 929.4, 929.5, 929.6, 929.7, 937.3, 945, 945.1, 945.3, 945.5, 957.4, 961.1, 961.2, 961.3, 961.7, 961.8, 965, 965.1, 965.2, 965.3, 965.4, 965.5, 965.6, 965.7, 965.8, 965.9, 965.10, 1020, 1022, 1022.1, 1022.2, 1022.3, 1022.4, 1022.5, 1023, 1023.1, 1024, 1024.1, 1024.2, 1024.3, 1024.5, 1024.6, 1025, 1026, 1027, 1027.1, 1027.2, 1027.3, 1029, 1030, 1032, 1032.7, 1032.8, 1032.9, 1033, 1034, 1034.2, 1035, 1035.4, 1036.1, 1037, 1037.1, 1037.3, 1037.4, 1037.5, 1037.6, 1037.7, 1037.8, 1037.9, 1037.10, 1037.11, 1038.1, 1038.2, 1038.3, 1039, 1039.1, 1040, 1041, 1042, 1043, 1045, 1050, 1051, 1051.1, 1051.2, 1051.3, 1051.4, 1051.5, 1051.6, 1052, 1052.1, 1052.2, 1052.3, 1052.4, 1052.5, 1053, 1054, 1054.1, 1054.2, 1054.3, 1054.4, 1054.5, 1054.6, 1054.7, 1054.8, 1055, 1055.1, 1055.2, 1055.3, 1055.4, 1055.5, 1055.6, 1056, 1056.1, 1056.2, 1056.3, 1056.5, 1056.6, 1057.1, 1057.2, 1057.5, 1058, 1058.3, 1058.4, 1058.5, 1059,
02/20/18	AMEND: 13800		
02/07/18	AMEND: 3697, 3698, 3699		
02/06/18	AMEND: 1038		
01/25/18	AMEND: 1038		
01/03/18	AMEND: 18943, 18944, 18945.1		
01/02/18	ADOPT: 722		
12/27/17	AMEND: 699.5		
12/21/17	ADOPT: 128		
12/20/17	AMEND: 933, 933.1, 933.2, 933.3, 933.4, 933.5, 933.6, 933.7, 933.10, 933.11, 934, 934.1, 934.2, 934.3, 934.5, 934.6, 934.7, 934.8, 934.9, 935, 935.1, 935.2, 935.3, 935.4, 936, 936.1, 936.2, 936.3, 936.4, 936.5, 936.6, 936.7, 936.8, 936.9, 936.10, 936.11, 936.11.1, 936.12, 937, 937.2, 937.5, 937.6, 937.7, 937.9, 937.10, 938, 938.1, 938.4, 938.5, 938.6, 938.7, 938.8, 938.10, 939, 939.1, 939.2, 939.3, 939.4, 939.5, 939.9, 939.10, 939.12, 939.16, 940, 943, 943.1, 943.2, 943.3, 943.4, 943.5, 943.6, 943.7, 943.8, 943.9, 943.9.1, 949, 949.1, 949.2, 949.3, 949.4, 949.5, 949.6, 949.7, 953, 953.1, 953.2, 953.3, 953.4, 953.5, 953.6, 953.10, 953.11, 954, 954.1, 954.2, 954.3, 954.5, 954.6, 954.7, 954.8, 954.9, 955, 955.1, 955.2, 955.3, 955.4, 956, 956.1, 956.2, 956.3, 956.4, 956.5, 956.6, 956.7, 956.8, 956.9, 956.10, 956.11, 956.12, 957, 957.2, 957.5, 957.7, 957.9, 957.10, 958, 958.1, 958.4, 958.5, 958.6, 958.7, 958.8, 958.10, 959, 959.1, 959.2, 959.3, 959.4, 959.5, 959.12, 959.16, 960, 961, 961.4, 963, 963.1, 963.2, 963.3, 963.4, 963.5, 963.6, 963.7, 963.8, 963.9, 963.9.1, 969, 969.1, 969.2, 969.3, 969.4, 969.5, 969.6, 969.7, 1032.10		
12/13/17	ADOPT: 3504.6		
12/12/17	AMEND: 3950 REPEAL: 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965		
12/06/17	AMEND: 4970.00, 4970.03, 4970.05, 4970.10		

1060, 1070, 1071, 1072, 1072.1, 1072.3, 1072.4, 1072.5, 1072.6, 1072.7, 1073, 1074, 1074.1, 1075, 1080.1, 1080.2, 1080.3, 1080.4, 1080.5, 1090, 1090.1, 1090.2, 1090.3, 1090.4, 1090.5, 1090.6, 1090.7, 1090.8, 1090.9, 1090.10, 1090.11, 1090.12, 1090.13, 1090.14, 1090.16, 1090.17, 1090.18, 1090.19, 1090.20, 1090.21, 1090.22, 1090.23, 1090.24, 1090.25, 1090.26, 1090.27, 1090.28, 1091.1, 1091.3, 1091.4, 1091.45, 1091.5, 1091.6, 1091.7, 1091.8, 1091.10, 1091.11, 1091.12, 1091.13, 1091.14, 1091.15, 1092, 1092.01, 1092.02, 1092.04, 1092.05, 1092.06, 1092.07, 1092.09, 1092.10, 1092.11, 1092.12, 1092.13, 1092.14, 1092.15, 1092.16, 1092.17, 1092.18, 1092.19, 1092.20, 1092.21, 1092.22, 1092.23, 1092.24, 1092.25, 1092.26, 1092.27, 1092.28, 1092.29, 1092.31, 1092.32, 1093, 1093.1, 1093.2, 1093.3, 1093.4, 1093.6, 1100, 1101, 1102, 1103, 1103.1, 1103.2, 1104, 1104.1, 1104.2, 1104.3, 1105, 1105.1, 1105.3, 1105.4, 1106, 1106.1, 1106.2, 1106.4, 1106.5, 1107, 1108, 1109, 1109.1, 1109.2, 1109.3, 1109.4, 1109.5, 1109.6, 1110, 1115, 1115.1, 1115.2, 1115.3.	03/01/18	ADOPT: 3349.1, 3349.2, 3349.3, 3349.4, 3349.5, 3349.6, 3349.7, 3349.8, 3349.9 AMEND: 3349
	02/07/18	ADOPT: 3999.24
	02/05/18	AMEND: 1006, 1062
	02/01/18	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
	01/02/18	AMEND: 3000, 3030, 3190, 3269
	12/29/17	ADOPT: 3371.1 AMEND: 3043.7, 3044 REPEAL: 3371.1
	12/21/17	AMEND: 8004, 8004.1
	12/18/17	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
	12/12/17	AMEND: 8199
	11/30/17	AMEND: 1
	11/27/17	AMEND: 3600(b), 3600(e)
	11/03/17	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
	10/09/17	ADOPT: 3378.9, 3378.10 AMEND: 3000, 3023, 3043.8, 3044, 3084.9, 3269, 3335, 3337, 3341, 3341.2, 3341.3, 3341.5, 3341.6, 3341.8, 3341.9, 3375, 3375.1, 3375.2, 3376, 3376.1, 3378, 3378.1, 3378.2, 3378.3, 3378.4, 3378.5, 3378.6, 3378.7, 3378.8 REPEAL: 3334
	10/04/17	AMEND: 3000, 3030, 3190, 3269
	10/04/17	AMEND: 18419
Title 14, 27		
12/11/17		AMEND: Title 14, Sections: 18474, 18475, 18476, 18478, 18489, 18491, 18492, 18493, 18494, 18499.3, 18499.4, 18499.5, 18499.6, 18499.7, 18499.8, 18499.9, Appendix A, Forms 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, Title 27, Sections: 22240, 22241, 22242, 22243, 22244, 22246, 22247, 22249, 22249.5, 22250, 22251, 22252, 22253, 22254, Appendix 3, Forms 100, 101, 102(a), 102(b), 102(c), 103(a), 103(b), 103(c), 104, 105, 107, 109, 110, 111, 112, 113
Title 15		
03/05/18		ADOPT: 3378.9, 3378.10 AMEND: 3000, 3023, 3043.8, 3044, 3084.9, 3269, 3335, 3337, 3341, 3341.2, 3341.3, 3341.5, 3341.6, 3341.8, 3341.9, 3375, 3375.1, 3375.2, 3376, 3376.1, 3378, 3378.1, 3378.2, 3378.3, 3378.4, 3378.5, 3378.6, 3378.7, 3378.8 REPEAL: 3334
	03/05/18	AMEND: 2070, 2071
	03/01/18	AMEND: 9.1, 12, 12.1, 12.5, 15.1, 16, 19, 20, 43, 45, 87.9
	01/25/18	ADOPT: 1715.65
	01/17/18	AMEND: 1760
	01/17/18	AMEND: 420.1 REPEAL: 424.5
	01/11/18	AMEND: 427.10, 427.30
	01/03/18	AMEND: 1937.11
	12/20/17	ADOPT: 2039.5
	12/19/17	AMEND: 1735.2
	12/07/17	ADOPT: 5000, 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016, 5017, 5018, 5019, 5020, 5021, 5022, 5023, 5024, 5025, 5026, 5027, 5028,

5029, 5030, 5031, 5032, 5033, 5034,
 5035, 5036, 5037, 5038, 5039, 5040,
 5041, 5042, 5043, 5044, 5045, 5046,
 5047, 5048, 5049, 5050, 5051, 5052,
 5053, 5054, 5055, 5300, 5301, 5302,
 5303, 5304, 5305, 5306, 5307, 5308,
 5309, 5310, 5311, 5312, 5313, 5314,
 5315, 5400, 5401, 5402, 5403, 5404,
 5405, 5406, 5407, 5408, 5409, 5410,
 5411, 5412, 5413, 5414, 5415, 5416,
 5417, 5418, 5419, 5420, 5421, 5422,
 5423, 5424, 5425, 5426, 5500, 5501,
 5502, 5503, 5504, 5505, 5506, 5600,
 5601, 5602, 5603, 5700, 5701, 5702,
 5703, 5704, 5705, 5706, 5707, 5708,
 5709, 5710, 5711, 5712, 5713, 5714,
 5715, 5716, 5717, 5718, 5719, 5720,
 5721, 5722, 5723, 5724, 5725, 5726,
 5727, 5728, 5729, 5730, 5731, 5732,
 5733, 5734, 5735, 5736, 5737, 5738,
 5739, 5800, 5801, 5802, 5803, 5804,
 5805, 5806, 5807, 5808, 5809, 5810,
 5811, 5812, 5813, 5814

11/16/17 ADOPT: 3351.7.1, 3351.7.2, 3371.7.3
 AMEND: 3371.1
 10/31/17 AMEND: 904, 905
 10/19/17 AMEND: 1364.10, 1364.11, 1364.13,
 1364.15
 10/10/17 AMEND: 1358
 10/06/17 ADOPT: 1993.4 AMEND: 1993.2
 REPEAL: 1993.3

Title 17

12/07/17 ADOPT: 40100, 40101, 40102, 40115,
 40116, 40118, 40126, 40128, 40129,
 40130, 40131, 40133, 40135, 40137,
 40150, 40155, 40156, 40159, 40162,
 40165, 40167, 40169, 40175, 40177,
 40178, 40180, 40182, 40200, 40205,
 40220, 40222, 40223, 40225, 40232,
 40234, 40236, 40238, 40240, 40242,
 40250, 40252, 40254, 40256, 40258,
 40260, 40262, 40264, 40266, 40268,
 40270, 40272, 40275, 40277, 40280,
 40282, 40290, 40292, 40299, 40300,
 40305, 40306, 40310, 40400, 40401,
 40403, 40405, 40406, 40408, 40410,
 40411, 40412, 40415, 40500, 40510,
 40512, 40513, 40515, 40517, 40525,
 40550, 40600, 40601
 11/20/17 AMEND: 95673
 11/13/17 AMEND: 60003
 10/19/17 ADOPT: 1235, 1236, 1237

Title 18

01/05/18 ADOPT: 30100, 30101, 30102, 30201,
 30202, 30203, 30204, 30205, 30301,
 30302, 30303, 30304, 30305, 30401,
 30402, 30403, 30501, 30502, 30601,
 30602, 30603, 30604, 30605, 30606,
 30701, 30702, 30703, 30704, 30705,
 30707, 30708, 30709, 30710, 30711,
 30800, 30801, 30802, 30803, 30804,
 30805, 30806, 30807, 30808, 30809,
 30810, 30811, 30812, 30813, 30814,
 30815, 30816, 30817, 30818, 30819,
 30820, 30821, 30822, 30823, 30824,
 30825, 30826, 30827, 30828, 30829,
 30830, 30831, 30832

Title 20

03/01/18 ADOPT: 1685 AMEND: 1680, 1681,
 1682, 1683, 1684
 01/30/18 ADOPT: 4.5, 8.3, 9.5 AMEND: 1.3, 1.4,
 1.7, 1.9, 1.13, 1.14, 1.17, 3.1, 3.3, 4.6
 (renumbered from 4.5), 6.3, 7.2, 7.3, 7.6,
 8.1, 8.2 (renumbered from 8.3), 8.4,
 Article 9 (title), 9.4, 9.6 (renumbered
 from 9.5), 12.1, 13.7, 13.8, 13.11, 13.12,
 13.13, 13.14, 14.1, 14.2, 14.5, 14.6, 15.1,
 15.3, 16.1, 16.2, 17.1 REPEAL: 8.2, 8.6,
 9.6, 9.7
 01/25/18 AMEND: 1602, 1605.3, 1606
 10/05/17 AMEND: 1602, 1606, 1607

Title 21

01/04/18 ADOPT: 1478.1, 1478.2 AMEND: 1476
 11/28/17 ADOPT: 1700.1, 1700.2, 1700.3, 1705.1,
 1706.1, 1707.1 AMEND: 1700
 [renumbered to 1701.1], 1701
 [renumbered to 1701.2], 1702.1, 1703
 [renumbered to 1702.2], 1704.1
 [renumbered to 1703.1], 1704.2
 [renumbered to 1703.2], 1704.3
 [renumbered to 1703.3], 1704.4
 [renumbered to 1703.4], 1704.5
 [renumbered to 1703.5], 1704.6
 [renumbered to 1703.6], 1705.1
 [renumbered to 1704.1], 1705.2
 [renumbered to 1704.2], 1705.3
 [renumbered to 1704.3], 1705.4
 [renumbered to 1704.4], 1705.5
 [renumbered to 1704.5], 1705.6
 [renumbered to 1704.6], 1705.7
 [renumbered to 1704.7], 1705.8
 [renumbered to 1704.8]

Title 22

03/01/18 AMEND: 2706-5, 2706-7
 02/08/18 AMEND: 97232
 01/24/18 AMEND: 97177.10, 97177.67, 97177.70
 01/11/18 ADOPT: 97268 AMEND: 97215, 97218, 97219, 97253, 97254, 97255
 12/18/17 ADOPT: 2925
 12/08/17 AMEND: 2608-1, 2627(b)-1
 12/05/17 AMEND: 2706-2, 3301(d)-1, 3201-1, 3303-1, 3303.1(c)-1 REPEAL: 3303(b)-1
 11/16/17 ADOPT: 63750.80 AMEND: 63850
 10/30/17 AMEND: 72517

Title 22, MPP

12/21/17 ADOPT: 130000, 130001, 130003, 130004, 130006, 130007, 130008, 130009, 130020, 130021, 130022, 130023, 130024, 130025, 130026, 130027, 130028, 130030, 130040, 130041, 130042, 130043, 130044, 130045, 130048, 130050, 130051, 130052, 130053, 130054, 130055, 130056, 130057, 130058, 130062, 130063, 130064, 130065, 130066, 130067, 130068, 130070, 130071, 130080, 130081, 130082, 130083, 130084, 130090, 130091, 130092, 130093, 130094, 130095, 130100, 130110, 130200, 130201, 130202, 130203, 130210, 130211

Title 23

02/22/18 AMEND: 700.1 (renumbered to 638.1), 700.2 (renumbered to 638.2), 700.3 (renumbered to 638.3), 700.4 (renumbered to 638.4), 700.5 (renumbered to 638.5), 700.6 (renumbered to 638.6)
 01/24/18 ADOPT: 700.1, 700.2, 700.3, 700.4, 700.5, 700.6
 12/26/17 ADOPT: 3949.13
 12/15/17 AMEND: 64300, 64305, 64310, 64315

12/14/17 AMEND: 64444, 64445, 64445.1, 64447.4, 64465, 64481
 11/20/17 AMEND: 2922
 11/16/17 AMEND: 3682.2, 3682.3, 3702.1, 3702.2, 3702.3, 3702.4, 3717
 11/06/17 AMEND: 2200, 2200.5, 2200.6, 2200.7
 11/06/17 ADOPT: 1070.5 AMEND: 1062, 1064, 1066, 1068, 1070
 10/19/17 ADOPT: 335, 335.2, 335.4, 335.6, 335.8, 335.10, 335.12, 335.14, 335.16, 335.18, 335.20
 10/05/17 ADOPT: 2910 REPEAL: 2910

Title 25

01/18/18 AMEND: 10001
 11/08/17 ADOPT: 8313, 8313.1, 8313.2, 8317, 8318 AMEND: 8300, 8301, 8302, 8303, 8305, 8307, 8308, 8309, 8310, 8311, 8312, 8314, 8315, 8316
 10/12/17 ADOPT: 5535, 5535.5, 5536, 5536.5

Title 27

02/05/18 AMEND: 25705
 02/01/18 AMEND: 27000
 01/29/18 AMEND: 27001
 01/02/18 ADOPT: 25603.3
 12/28/17 AMEND: Appendix B; Div. 3; Subd. 1; Ch. 2
 12/20/17 AMEND: 27001
 11/20/17 AMEND: 25600.1, 25600.2, 25601, 25602, 25603, 25607, 25607.2, 25607.5, 25607.6, 25607.7, 25607.12, 25607.13
 11/15/17 AMEND: 27001
 11/15/17 AMEND: 27001
 10/30/17 ADOPT: 25607.32, 25607.33
 10/30/17 AMEND: 27000

Title MPP

01/17/18 AMEND: 47-260
 01/17/18 AMEND: 46-430
 12/28/17 AMEND: 41-440, 42-711, 42-716, 42-717, 44-207
 11/16/17 AMEND: 44-211

