



California Regulatory Notice Register

REGISTER 2019, NO. 10-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

MARCH 8, 2019

PROPOSED ACTION ON REGULATIONS

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

Conflict-of-Interest Code — Notice File No. Z2019-0226-03 353
Amendment

Multi-County: Inland Empire Health Plan Joint Powers Agency
River Delta Unified School District
State Agency: Department of Real Estate

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

*Gifts: Agency Provided Tickets or Passes, Valuation of Gifts, Exemptions to Gift Limits and
Exceptions to Gift Limits — Notice File No. Z2019-0226-11* 354

TITLE 4. CALIFORNIA HEALTH FACILITIES FINANCING AUTHORITY

Community Services Infrastructure Grant Program — Notice File No. Z2019-0226-02 355

TITLE 5. CALIFORNIA STATE TEACHERS’ RETIREMENT SYSTEM

Format for Employer Reports — Notice File No. Z2019-0226-12 360

TITLE 8. LABOR COMMISSIONER’S OFFICE

Enforcement of Client Employer Liability — Notice File No. Z2019-0225-02 364

TITLE 10. DEPARTMENT OF INSURANCE

*California Automobile Assigned Risk Plan (CAARP) Plan of Operations —
Notice File No. Z2019-0226-05* 369

TITLE 10. DEPARTMENT OF INSURANCE

*California Automobile Assigned Risk Plan (CAARP) Simplified Manual of
Rules and Rates — Notice File No. Z2019-0226-04* 372

TITLE 10. DEPARTMENT OF INSURANCE

Low Cost Auto Plan of Operations — Notice File No. Z2019-0226-06 374

(Continued on next page)

***Time-
Dated
Material***

TITLE 13. AIR RESOURCES BOARD	
<i>Amendments to the Off-Highway Recreational Vehicles (OHRV) Red Sticker Program — Notice File No. Z2019-0219-05</i>	377
TITLE 14. BOARD OF FORESTRY AND FIRE PROTECTION	
<i>Registered Professional Forester (RPF) and Certified Specialty Amendments, 2019 — Notice File No. Z2019-0226-01</i>	384
TITLE 16. VETERINARY MEDICAL BOARD	
<i>Consumer Protection Enforcement Initiative (CPEI) — Notice File No. Z2019-0222-01</i>	388
TITLE 17. AIR RESOURCES BOARD	
<i>Cargo Tank Vapor Recovery Program — Notice File No. Z2019-0219-06</i>	391
TITLE 27. OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT	
<i>Proposition 65 Article 6 Rental Vehicle Exposure Warnings — Notice File No. Z2019-0226-10</i>	396
GENERAL PUBLIC INTEREST	
DEPARTMENT OF FISH AND WILDLIFE	
<i>California Endangered Species Act (CESA) Consistency Determination Request for Dominie Creek Fish Passage Project, 2080-2019-004-01, Del Norte County</i>	399
OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT	
<i>Hot Spots Cobalt Cancer Inhalation Unit Risk Factors (IURs)</i>	399
PROPOSITION 65	
OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSEMENT	
<i>Acceptance of a Request for a Safe Use Determination for Exposures to Crystalline Silica in Woodwise Products, and Opportunity for Public Comment</i>	400
OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSEMENT	
<i>Acceptance of a Safe Use Determination for Exposures to Bisphenol A in Certain Eyewear Products Manufactured, Distributed or Sold by the Vision Council Member Companies, and Opportunity for Public Comment</i>	401
OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSEMENT	
<i>Chemical Listed Effective March 8, 2019 as Known to the State of California to Cause Reproductive Toxicity: Bevacizumab</i>	402
OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSEMENT	
<i>Proposition 65 Chemical Listing</i>	403

(Continued on next page)

DISAPPROVAL DECISION

DEPARTMENT OF SOCIAL SERVICES

<i>Home Care Services Consumer Protection Act</i>	423
---	-----

AVAILABILITY OF INDEX OF PRECEDENTIAL DECISIONS

DEPARTMENT OF SOCIAL SERVICES

<i>Availability of Index of Precedential Decisions</i>	424
--	-----

SUMMARY OF REGULATORY ACTIONS

Regulations filed with the Secretary of State	424
Sections Filed, September 26, 2018 to February 27, 2019	428

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

CALIFORNIA REGULATORY NOTICE REGISTER (USPS 002-931), (ISSN 1041-2654) is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by Barclays, a subsidiary of West, a Thomson Reuters Business, and is offered by subscription for \$205.00 (annual price). To order or make changes to current subscriptions, please call (800) 888-3600. "Periodicals Postage Paid in Saint Paul, MN." **POSTMASTER:** Send address changes to the: CALIFORNIA REGULATORY NOTICE REGISTER, Barclays, a subsidiary of West, a Thomson Reuters Business, P.O. Box 2006, San Francisco, CA 94126. The Register can also be accessed at <http://www.oal.ca.gov>.

PROPOSED ACTION ON REGULATIONS

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

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

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

CONFLICT-OF-INTEREST CODES

AMENDMENT

MULTI-COUNTY: Inland Empire Health Plan Joint Powers Agency
River Delta Unified School District

STATE AGENCY: Department of Real Estate

A written comment period has been established commencing on March 8, 2019, and closing on April 22, 2019. Written comments should be directed to the Fair Political Practices Commission, Attention Brianne Kilbane, 1102 Q Street, Suite 3000, Sacramento, California 95811.

At the end of the 45-day comment period, the proposed conflict-of-interest code(s) will be submitted to the Commission's Executive Director for her review, unless any interested person or his or her duly authorized representative requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

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

The Executive Director of the Commission, upon her or its own motion or at the request of any interested person, will approve, or revise and approve, or return the

proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict-of-interest code(s). Any written comments must be received no later than April 22, 2019. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

COST TO LOCAL AGENCIES

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

EFFECT ON HOUSING COSTS AND BUSINESSES

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

AUTHORITY

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

REFERENCE

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

CONTACT

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

AVAILABILITY OF PROPOSED CONFLICT-OF-INTEREST CODES

Copies of the proposed conflict-of-interest codes may be obtained from the Commission offices or the re-

spective agency. Requests for copies from the Commission should be made to Brianne Kilbane, Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, California 95811, telephone (916) 322-5660.

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission (the Commission), under the authority vested in it by the Political Reform Act (the Act)¹ by Section 83112 of the Government Code proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations. The Commission will consider the proposed regulation at a public hearing on or after **April 11, 2019** at the offices of the Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, California 95811, commencing at approximately **10:00 a.m.** Written comments should be received at the Commission offices no later than **5:00 p.m.** on **April 9, 2019**.

BACKGROUND/OVERVIEW

In an effort to reduce improper influences on public officials, the Political Reform Act regulates the receipt of gifts by public officials. The term “gift” is defined in Section 82028(a) as:

“Any payment that confers a personal benefit on the recipient, to the extent that consideration of equal or greater value is not received and includes a rebate or discount in the price of anything of value unless the rebate or discount is made in the regular course of business to members of the public without regard to official status.”

Regulation 18944.1 provides two alternative methods by which an official may accept the types of tickets addressed herein: (1) the agency may treat the ticket as part of the official’s governmental salary, provided it is treated as such under applicable tax laws; or (2) the official may accept the ticket if there is a public purpose achieved through that official’s use of the ticket.

Regulation 18944.1 sets up a procedure for agencies that provide tickets to their officials that, if utilized, will establish for gift purposes that the official receiving the ticket has met the burden under Section 82028 that equal or greater value has been provided in exchange

therefor. Accordingly, under this procedure, no gift will have been received by the official. An agency is free to make its own choice whether or not to adopt a policy conforming to the regulation or to treat the tickets as income or gifts to the official and not apply the regulation.

Tickets distributed under the policy, including tickets distributed at the behest of a public official, must be identified on a Form 802 and posted on the agency’s website to comply with this regulation. The form must be completed within 45 days of distribution of a ticket or pass. Where the distribution is made pursuant to the public purpose exception, that purpose must also be described on the form.

To help clarify Regulation 18944.1, staff proposes including language specifying that an agency’s ticket distribution policy must include a provision prohibiting the disproportionate use of tickets or passes by a member of the governing body, chief administrative officer of the agency, political appointee, or department head; as well as making clear that where the public purpose cited for the use of tickets involves the oversight or inspection of facilities, the official must document the public purpose by submitting a written inspection report of findings and recommendations to be provided to the official’s agency.

Staff also proposes further clarifying the definition of “face value” to “fair value” contained in Regulation 18946, changing a reference from “face value” to “fair value” in Regulation 18946.1, and updating a cross-reference to Regulation 18944.1 contained in Regulation 18942.

REGULATORY ACTION

Adopt 2 Cal. Code Regs. Section 18944.1 by adding language requiring an agency’s ticket distribution policy to include a provision prohibiting the disproportionate use of tickets or passes by the members of the agency’s governing board or chief administrative officer, as well requiring a written inspection report that includes findings and recommendations where the public purpose cited for the use of tickets involves the oversight or inspection of facilities. The amendments also include the removal of some redundant language from the definition of “ticket.”

Amend 2 Cal. Code Regs. Section 18946 by changing the term “face value” to “fair value” and adding language clarifying the definition of “fair value” as it pertains to the valuation of tickets in a luxury box or suite.

Amend 2 Cal. Code Regs. Section 18946.1 by changing the term “face value” to “fair value.”

Amend 2 Cal. Code Regs. Section 18942 by changing a cross-reference from Regulation 18944.1, subdivision (f) to subdivision (d).

¹ The Political Reform Act is contained in Government Code sections 81000 through 91014. All further statutory references are to the Government Code. The regulations of the Fair Political Practices Commission are contained in sections 18110 through 18997 of Title 2 of the California Code of Regulations (hereafter Regulation).

SCOPE

The Commission may adopt the language noticed herein, or it may choose new language to implement its decisions concerning the issues identified above or any related issues. The Commission must determine that no alternative considered by 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.

FISCAL IMPACT STATEMENT

Fiscal Impact on Local Government. This regulation will have no fiscal impact on any local entity or program.

Fiscal Impact on State Government. This regulation will have no fiscal impact on any state entity or program.

Fiscal Impact on Federal Funding of State Programs. This regulation will have no fiscal impact on the federal funding of any state program or entity.

The adoption of the proposed amendments: (1) will not impose a cost or savings on any state agency, local agency or school district that is required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of the Government Code; (2) will not result in any nondiscretionary cost or savings to local agencies; (3) will not result in any cost or savings in federal funding to the state; (4) will not impose a mandate on local agencies or school districts; and (5) will not have any potential cost impact on private persons or businesses including small businesses.

AUTHORITY

Government Code Section 83112 provides that the Fair Political Practices Commission may adopt, amend, and rescind rules and regulations to carry out the purposes and provisions of the Political Reform Act.

REFERENCE

The purpose of this regulation is to implement, interpret, and make specific Government Code Section 82028.

CONTACT

Any inquiries should be made to Zachary W. Norton, Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, CA 95811; telephone (916) 322-5660 or 1-866-ASK-FPPC. Proposed regulatory

language can be accessed at <http://www.fppc.ca.gov/the-law/fppc-regulations/proposed-regulations-and-notices.html>.

TITLE 4. CALIFORNIA HEALTH FACILITIES FINANCING AUTHORITY

NOTICE OF PROPOSED RULEMAKING

The California Health Facilities Financing Authority (“Authority”) proposes to adopt the regulations described below after considering all comments, objections and recommendations regarding the proposed action.

PUBLIC HEARING

The Authority has not scheduled a public hearing on this proposed action. However, the Authority will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days before the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed regulatory action to the Authority. Comments may also be submitted by facsimile (FAX) at (916) 654-5362 or email at chffa@treasurer.ca.gov. The written comment period closes at 5:00 p.m. (Pacific Time) on April 22, 2019. The Authority will consider only comments received by the Authority office by that time. Please submit comments to:

Sondra Jacobs
 Program Manager
 California Health Facilities Financing Authority
 915 Capitol Mall, Room 435
 Sacramento, CA 95814

Following the written comment period, the Authority may thereafter adopt the proposed regulations substantially as described below or may modify the proposed regulations if the modifications are sufficiently related to the original text. With the exception of nonsubstantive, technical, or grammatical changes, the full text of any modified proposed regulations will be available for 15 days prior to its adoption to all persons who submit written comments during the public comment period and all persons who request notification.

Copies of the proposed regulations and the Initial Statement of Reasons are available from the office listed on the following page. This notice, the Initial State-

ment of Reasons, and the text of the proposed regulations are available on the Internet at <https://www.treasurer.ca.gov/chffa/csi/csigp.asp>. Welfare and Institutions Code Section 5848.51 charges the Authority with establishing a grant program to promote jail and prison diversion programs and services in local communities by increasing and expanding mental health treatment facilities, substance use disorder treatment facilities, and trauma-centered service facilities. The Community Services Infrastructure Grant Program regulations and the enacting statute are available at <https://www.treasurer.ca.gov/chffa/csi/csigp.asp>. This information also is available to the public, as is all information that the Authority considered as the basis for these proposed regulations, at the address listed below.

Following its preparation, the Final Statement of Reasons will be available from the office listed below:

California Health Facilities Financing Authority
915 Capitol Mall, Room 435
Sacramento, CA 95814
Telephone: (916) 653-2799
Facsimile: (916) 654-5362
Email: chffa@treasurer.ca.gov

AUTHORITY AND REFERENCE CITATIONS

The Authority adopts these regulations under the authority granted in Section 5848.51, Welfare and Institutions Code, and cites the following reference: Section 5848.51, Welfare and Institutions Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Authority was established in 1979 and operates pursuant to the California Health Facilities Financing Authority Act in Government Code Sections 15430-15462.5.

Senate Bill (“SB”) 843, (Chapter 33, Statutes of 2016, Section 52), codified in Welfare and Institutions Code Section 5848.51, charges the Authority with the responsibility of developing regulations to establish specific selection criteria for Grant awards, define eligible costs, and determine minimum and maximum grant amounts for the purpose of expanding access to jail and prison diversion programs and services for those with mental health illness, substance use disorders, and trauma resulting from sex trafficking, domestic violence, and other violent crimes; creating or expanding mental health treatment, substance use disorder treatment, and trauma-centered service facilities in local communities; and reducing the need of these treatments and services in jails and prisons.

To comply with the statutory mandate, these regulations provide the framework for eligible parties to apply for grant funds to expand jail and prison diversion programs that provide mental health treatment, substance use disorder treatment, and trauma-centered services throughout California. The regulations include relevant definitions; descriptions of eligible applicants and project costs; maximum grant amounts by county; the application process; the evaluation criteria the Authority will use to make grant award determinations; the process by which allocations will be made; the terms and conditions grant recipients will need to agree to; and other provisions related to the administration of the Community Services Infrastructure Grant Program.

The Authority anticipates these proposed regulations will benefit Justice-Involved Individuals with mental health illness; with substance use disorders; and who are victims of trauma resulting from sex trafficking, domestic violence, and other violent crimes through the awarding of Grant funds for the specific purpose of diverting Justice-Involved Individuals from jails and prisons. These proposed regulations are compatible and consistent with the intent of the Legislature in adopting Welfare and Institutions Code Section 5848.51.

Welfare and Institutions Code Section 5848.51, subdivision (j), states the following:

“The authority may adopt emergency regulations relating to the grants for the capital capacity and program expansion projects described in this section, including emergency regulations that define eligible costs and determine minimum and maximum grant amounts.”

The regulations were submitted to the Office of Administrative Law (OAL) as emergency regulations. The OAL approved the emergency regulatory action that became effective on November 26, 2018 and will expire on May 29, 2019, during which time the Authority must file the Certificate of Compliance. (The Certificate of Compliance is the process by which these regulations become permanent.)

DOCUMENTS INCORPORATED BY REFERENCE

- Community Services Infrastructure Grant Program Application, Form No. CHFFA 9 CSI-01 (09/2018)
- Request for Disbursement Form No. CHFFA 9 CSI-02 (09/2018)
- Actual Expenditures Report Form No. CHFFA 9 CSI-03 (09/2018)
- Certificate of Completion & Final Report Form No. CHFFA 9 CSI-04 (09/2018)

DUPLICATION OF REGULATIONS

The following is a list of the sections within the Community Services Infrastructure Grant Program Application and Certificate of Completion & Final Report, where a section of the Community Services Infrastructure Grant Program regulations are duplicated.

The Authority has included the regulatory language in the Application and the Certificate of Completion & Final Report for purposes of satisfying the requirement for clarity of regulations and forms incorporated by reference.

Community Services Infrastructure Grant Program Application Form No. CHFFA 9 CSI-01 (09/2018):

Evaluation Criteria — Pages 7–11

Paraphrased

Regulations, Section 7419 — Evaluation Criteria, subdivisions (a)(1) through (a)(4)

Certificate of Completion & Final Report Form No. CHFFA 9 CSI-04 (09/2018):

Part III: Program Outcome

Crisis Residential Treatment, Crisis Stabilization and Mobile Crisis Support Team Program(s), items (a) through (e)

Verbatim

Regulations, Section 7419 — Evaluation Criteria, subdivision (a)(3)

STATEMENT OF NECESSITY

Section 7413 — Definitions

This section provides definitions for terms:

(a) Where the definition may differ from that found in a dictionary. For example, “Authority” as defined within these regulations, refers specifically to the California Health Facilities Financing Authority.

(b) That are unique to the California Health Facilities Financing Authority and the process for awarding of Grant funds. For example, an “Initial Allocation” is the Grant amount that is recommended to the Authority for Final Allocation. “Final Allocation” is the Grant amount that is approved by the Authority.

Section 7414 — Eligibility

This section places into regulation, Welfare and Institutions Code Section 5848.51, subdivision (d) that specifies the entities that are eligible to apply for a Grant, specifically to serve Justice-Involved Individuals. This section provides clarity to the users of the regulations.

Section 7415 — Eligible Project Costs

This section provides the users of the regulations information as to the specific costs that are eligible for funding under this Grant Program. Additional stipulations on the use of the Grant funds are also provided, such as eligible costs include only those costs incurred during the Grant Period, Grant funds shall only be used for costs directly related to and essential for the completion of the Project, etc.

Section 7416 — Grant Application

This section provides those entities that will be applying for Grant funds important information regarding availability of the Application form, number of copies of Application to be submitted, etc.

Section 7417 — Funding Rounds and Application Deadlines

This section informs users of the regulations where information on the funding rounds is available, including the deadline dates for the first Funding Round and subsequent Funding Rounds (if needed).

Section 7418 — Maximum Grant Amounts

This section provides the amounts of Grant funds that are available for funding, based on county population. Provisions are made for Grant funds remaining after awarding of the Final Allocation in the first Funding Round.

Section 7419 — Evaluation Criteria

This section provides the users of the regulations with the specific criteria that will be evaluated and scored for entities requesting Grant funds.

Section 7420 — Initial Allocation

Initial Allocation is a term defined in Section 7413. The use of the term Initial Allocation is unique to the Grant process as used by the California Health Facilities Financing Authority. The Initial Allocation is the recommendation by the Authority Staff, to the Authority, for a specific Application submitted for Grant funds. It is necessary for users of the regulations to understand that the Initial Allocation is a “recommendation” and does not guarantee that Grant funds will be awarded or that the amount of the Grant funds will be what was requested on the Application. The Authority makes the final determinations based on staff recommendations. The process for arriving at the Initial Allocation is outlined in this section.

Section 7421 — Appeals

This section provides an appeal process for those entities that submitted an Application, which the Authority staff determined not to recommend a Grant, or an appeal of the amount of the Initial Allocation recommended by the Authority staff. This section provides infor-

mation on the timeline for appeals and information on the review process and decision of such appeals.

Section 7422 — Final Allocation

This section provides information that Final Allocations will be determined by the Authority at a public meeting and Applicants approved for a Final Allocation will be sent a Grant Award Letter that provides specific information to the potential Grantee.

Section 7423 — Use of the Grant

This section informs users of the regulations of limitations on the use of Grant funds and that any change in the use of the Grant funds requires the approval of the Authority that the use of Grant funds is limited to that as described in the Grant Agreement and that the funds may supplement, but not supplant existing resources or financial commitments. (See Section 7424)

Section 7424 — Grant Agreement

This section provides, in regulation, the terms and conditions of the Grant that will be specified in the Grant Agreement. Grant funds cannot be disbursed until the Grant Agreement is executed by the Authority and the Grantee.

Section 7425 — Release of Grant Funds

This section informs Grantees of the requirements and documentation that shall be completed before the Grant funds may be released. The documentation required varies depending on what the Grant funds will be/were used for. For example, the documentation required for a renovation project is different from the documentation required for facility acquisition.

Section 7426 — Requirements for Renovation Projects on Leased Property

This section informs Grantees that Grant funds may be used for renovation of property on leased property. This section is necessary as the Grant funds will be used for payment of the improvement of the leased property. It is the responsibility of the Authority, as a governmental agency, to protect the use of Grant funds for the intended purpose. Specific requirements must be satisfied in order for Grant funds to be used on property leased to the Grantee.

Section 7427 — Recovery of Funds for Non-Performance and Unused Grant Funds; Remedies

This section specifies circumstances under which the Authority may require remedies that include the forfeiture and return of the Grant funds. Provision is also

made for the return to the Authority of any unused funds and any unused interest earnings.

Section 7428 — Reporting Requirements

This section informs Grantees of specific reports that shall be submitted to the Authority during the Grant period and beyond and the timeline for submission of these reports.

Section 7429 — Records Retention, Inspections and Audits

This section informs Grantees of the timeframe for records retention and also notifies Grantees that the Authority may perform site visits during the Grant Period and for three years after the certification of Project completions have been submitted.

AN EVALUATION OF WHETHER OR NOT THE PROPOSED REGULATIONS ARE INCONSISTENT OR INCOMPATIBLE WITH EXISTING STATE REGULATIONS

The Authority evaluated whether or not there were any other regulations concerning the awarding of grants to the California counties to implement Welfare and Institutions Code Section 5848.51 and has found that these are the only regulations in this area. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations.

DESCRIPTION OF THE BENEFITS OF THE PROPOSED ACTION, WHICH INCLUDES NONMONETARY BENEFITS SUCH AS PROTECTION OF THE PUBLIC HEALTH AND SAFETY, WORKER SAFETY, THE ENVIRONMENT, ETC.

These regulations will directly benefit California counties that provide jail and prison diversion treatment and services to Justice-Involved Individuals with mental illness, substance use disorders, and/or who are victims of trauma. These regulations provide the mechanism to fund equipment and capital projects of the facilities that house these programs. The treatment and services provided could potentially reduce the number of individuals, in California jails and prisons, with mental health and substance use disorders, and improve public safety because these individuals are receiving the proper care.

COST ESTIMATE

1. Cost or Savings to State Agencies: No impact.
2. Cost to Local Agencies or School Districts Which Must Be Reimbursed in Accordance with Government Code Sections 17500–17630: None.
3. Nondiscretionary Costs or Savings to Local Agencies: No impact.
4. Federal Funding to State Agencies: No impact.

LOCAL MANDATE STATEMENT

These regulations do not impose a mandate upon local agencies or school districts. There are no “state-mandated local costs” in these regulations that require reimbursement under Section 17500 et seq. of the Government Code.

FISCAL IMPACT

These regulations do not impose any costs to any local agency or school district requiring reimbursement pursuant to section 17500 et seq. of the Government Code, nor do these regulations identify any costs or savings to any state agency, other nondiscretionary costs or savings to be imposed upon local agencies, or costs or savings in federal funding to the state.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT DIRECTLY AFFECTING BUSINESS, INCLUDING ABILITY TO COMPETE

The California Health Facilities Financing Authority has not identified any significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

The adoption of these regulations does not have an impact on the creation or elimination of jobs within the state. As a result of the adoption of these regulations, new businesses will not be created and current businesses will not be eliminated within the state. The adoption of these regulations will not provide for the expansion of businesses currently doing business within the state. Additionally, neither benefits nor detriments are expected to worker safety or the state’s environment due to the adoption of these regulations.

These regulations will directly impact the health and welfare of California residents, specifically Justice-

Involved Individuals, by promoting diversion programs and mental health treatment, substance use disorder treatment, and trauma-centered services by increasing and expanding mental health treatment facilities, substance use disorder facilities, and trauma-centered service facilities.

COST IMPACTS ON REPRESENTATIVE PERSON OR BUSINESS

The only entities that may apply for Grant funds under Welfare and Institutions Code Section 5848.51 are counties and Counties Applying Jointly. Therefore, the California Health Facilities Financing Authority is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

BUSINESS REPORT

The regulations do not require any report to be made by any business or other entity.

SMALL BUSINESS

The regulations will not affect small businesses as these regulations are specific to counties and Counties Applying Jointly.

CONSIDERATION OF ALTERNATIVES

The Authority 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.

In developing the regulatory action, the Authority itself did not consider any alternatives because no reasonable alternatives have been presented to it. The Authority invites interested persons to submit comments and alternatives with respect to the proposed regulations during the public comment period.

CHFFA REPRESENTATIVE REGARDING THE RULEMAKING PROCESS OF THE PROPOSED REGULATIONS

Contact Person:	
Sondra Jacobs	(916) 653-2799
Backup:	
Carolyn Aboubechara	(916) 653-2799

**TITLE 5. CALIFORNIA STATE
TEACHERS’ RETIREMENT SYSTEM**

Accessibility The hearing room is accessible to persons with mobility impairments, and it can be made accessible to persons with hearing or visual impairments upon advance request.

**California Code of Regulations
Title 5. Education. Division 3. Teachers’
Retirement System
Chapter 1. Teachers’ Retirement System.
Article 15.5. Penalties and Interest for Late
Remittances and Late and Unacceptable
Reporting by Employers.
Amendments to §§ 27000, 27001 and 27002
and
Chapter 3. Employer Reporting.
Article 1. Employer Direct Reporting.
Amendments to §§ 27702 and 27703
and
Article 2. Format for Employer Reports.**

The California State Teachers’ Retirement System (“CalSTRS”) and the Teachers’ Retirement Board (“board”) propose to adopt amendments to regulations described here after considering all comments, objections and recommendations regarding the proposed action.

PUBLIC HEARING

The Teachers’ Retirement Board will hold a hearing:

Date and Time 4:00 p.m.
April 24, 2019
Please arrive promptly for check in before the scheduled start time. The hearing will be closed once each speaker has provided testimony.

Location California State Teachers’ Retirement System Boardroom 100 Waterfront Place West Sacramento, CA 95605

Purpose To receive written or oral comments about this action. Comments are limited to five minutes each and must not repeat comments already received in written or verbal form.

WRITTEN COMMENT PERIOD

Any interested persons, or their authorized representatives, may submit written comments relevant to the proposed regulatory action to CalSTRS. The written comment period closes on **April 22, 2019**. CalSTRS will only consider written comments received at CalSTRS’ address as reflected below by that date. Submit comments to:

Sal Sanchez
Governmental Relations
California State Teachers’ Retirement System
P.O. Box 15275, MS-14
Sacramento, CA 95851-0275
E-Mail: Regulations@CalSTRS.com

AUTHORITY AND REFERENCE

All Authority and Reference citations are to the California Education Code unless otherwise stated.

The Teachers’ Retirement Board has exclusive authority to administer CalSTRS under Article XVI, section 17 of the California Constitution.

Section 22207 authorizes the board to perform any acts necessary for the administration of CalSTRS and the plan in carrying into effect the provisions of the Teachers’ Retirement Law, California Education Code sections 22000 through 28101.

Section 22213 provides that the board shall regulate the duties of employers, employing agencies and other public authorities.

Section 22214 provides that the board may take any action it deems necessary to ensure the continued right of members or beneficiaries to receive monthly payments.

Section 22250 provides that the board and its officers and employees shall discharge their duties with respect to the system and the plan solely in the interest of its members, participants and beneficiaries, and for the exclusive purpose of providing benefits and defraying reasonable costs of administering the plan.

Section 22305 provides that any rules and regulations adopted by the board have the force and effect of law.

Section 22455 requires a county superintendent of schools or employing agency to furnish any further information concerning any member or beneficiary the board may require. Section 22455 further requires that

any information or reports required to be submitted to the system be submitted in a form, including, but not limited to, electronic transmission, as directed by the system.

Section 23004 requires a county superintendent of schools or employing agency to submit a report monthly to the system containing information the board requires in the administration of the plan. Section 23004 further requires that the monthly report be submitted electronically in an encrypted format provided by the system that ensures the security of the transmitted member data.

Section 26301 requires employers to report contributions, along with all other information required by the system. Section 26301 further provides that the board shall assess penalties for late and unacceptable submission of reports for the Cash Balance Benefit Program.

These amendments to the regulations further interpret and make specific Education Code sections 22457, 22717, 22717.5, 22718, 23004, 23006, 23008, 26301 and 26302.

The board approved the proposed amendments on January 31, 2019, and directed CalSTRS staff to give public notice and schedule a public hearing held by the CalSTRS Chief Executive Officer.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Chapter 17 of Part 13 of the Education Code requires that penalties and interest be assessed on employers for late or inaccurate contributions and reports. Effective July 1, 2012, the Penalties and Interest Regulations (Article 15.5, Chapter 1, Division 3, Title 5 of the California Code of Regulations) were adopted by the board to ensure consistent and transparent assessment of penalties and interest. A key component of these regulations required that employers comply with the CalSTRS F496 and Voluntary Deduction File (VDF) specifications when submitting monthly reports.

CalSTRS has embarked on a pension administration system modernization effort, known as the Pension Solution project, that will result in the replacement of the F496 and the VDF with a new file format (NFF). CalSTRS' pension administration system plays an essential role in the organization's ability to fulfill its constitutional fiduciary responsibilities as well as its mission of securing the financial future and sustaining the trust of California's educators. The existing system is inflexible, increasingly expensive to maintain, and requires CalSTRS to undertake an increasing number of manual business processes.

The F496 and VDF files are authorized pursuant to sections 23004 and 26301 of the Education Code, which require employers to submit a report monthly or each pay period, respectively, (monthly report) to CalSTRS containing information the board may require in the administration of the Teachers' Retirement Plan. In addition, section 22455 of the Education Code requires county superintendents and other employing agencies to furnish any information concerning any member or beneficiary the board may require in a form, including electronic transmission, as directed by CalSTRS.

Part of this information is necessary to uniquely identify the employees for whom contributions are being remitted so that CalSTRS can accurately record and attribute the creditable service they have performed and the associated contributions for that service. In addition, mail and email addresses are necessary to comply with statutes requiring CalSTRS to provide members with an annual statement of their account. Lastly, the other information that CalSTRS requires from employers is necessary to correctly and accurately calculate benefits, determine benefit eligibility or determine the effective date of those benefits.

Pension Solution is a multi-year project with completion anticipated in fiscal year 2022–23. The second of three implementation phases is currently scheduled for the fall of 2021. This second implementation will include the NFF, which consists of a contribution file and an employment file, and require the corresponding changes to CalSTRS regulations. The Contribution File, which replaces the existing F496 and VDF files, is associated with monthly payroll and contribution reporting. The Employment File, which replaces the current MR87, address and accounts receivable files, is associated with new hires, leaves, terminations, retirements, deaths, installment payments, address changes and other demographic changes. Most data fields that are contained in the existing F496 and VDF files are being carried forward into either the new Employment File or the new Contribution File.

No other nonmonetary benefits, such as the protection of public health and safety, worker safety or the environment; the prevention of discrimination; the promotion of fairness or social equity; or an increase in transparency in business and government are anticipated.

The regulations proposed in this rulemaking action make specific the Education Code as it relates to the required submission of data from employers to the system. CalSTRS evaluated whether the proposed regulations were inconsistent or incompatible with existing state regulations and found that there are no overlapping provisions with other state regulations. Thus, the

proposed regulations are neither inconsistent nor incompatible with existing state regulations.

**DISCLOSURES REGARDING THE
PROPOSED ACTION**

CalSTRS has made the following initial determinations, as required by the California Administrative Procedure Act and Office of Administrative Law regulations:

1. **Mandate on local agencies and school districts:**

None. The proposed amendments to the regulations do not place a mandate on local agencies or school districts. CalSTRS has determined that the regulations proposed do not constitute a mandate on school districts or other local agencies. The regulations do not mandate a new program or require a higher level of service in an existing program. These amendments affect school employers (including school districts, community college districts and county offices of education). They provide an updated format for existing responsibilities, the proper reporting of employee compensation to CalSTRS via an encrypted format provided by the system and the submission of member information required to provide benefits.
2. **Cost or savings to any state agency:**

None. The proposed amendments to the regulations are part of a larger technology project replacing the CalSTRS legacy pension administration system (the Pension Solution project). The regulations coincide with the new technology and are not themselves expected to result in any costs or savings to any state agency.
3. **Cost to any local agency or school district which must be reimbursed in accordance with California Government Code sections 17500 through 17630:**

None. While CalSTRS is aware that there will be a fiscal impact to employers, these costs, as noted above, are not considered state-mandated reimbursable claims. The California Supreme Court established that “new program or higher level of service” means an underlying program of services to the public. Although the proposed regulations would impose costs for reporting information to CalSTRS under the NFF, the reporting requirements do not constitute a program or service to the public. Also, the court has established that contributions to public retirement systems are not programs to the public, but instead are part of the compensation of

employees. Similarly, the information that is required to be reported under the proposed regulations, as with the existing regulations, is part of the process of accepting contribution payments and does not constitute a program in itself.

4. **Other nondiscretionary costs or savings imposed on local agencies:**

There are 90 employers that report contribution information directly to CalSTRS. Of those 90 employers, 13 use custom payroll software. CalSTRS estimates that those 13 employers would incur costs in the range of \$50,000 to \$400,000 each associated with updating their software. An additional five employers that do not report contribution information directly to CalSTRS also use custom payroll systems and are expected to make similar updates, with a similar cost range, in order to remain compatible with their respective county offices of education. Based on feedback from all vendors with whom CalSTRS has met, CalSTRS anticipates that the 77 employers that report contribution information directly to CalSTRS using partner agency or vendor-supported payroll software would be covered by an updated release and would not incur additional costs.

CalSTRS anticipates that no system upgrades are necessary for submission of information under the Employment File because this information can be submitted via a secure employer website portal. Some savings are anticipated by transitioning from paper forms to electronic transactions for several business processes.
5. **Cost or savings in federal funding to the state:**

None. These regulations do not relate to any federal program.
6. **Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states:**

None. The proposed amendments are of interest to businesses within or outside the state that provide payroll software services to California school employers; however, the regulations do not place any mandate on those businesses or regulate those businesses in any way.
7. **Cost impacts on a representative private person or business:**

The board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. The proposed amendments do not affect private persons or businesses.

8. Results of the economic impact assessment/analysis:

These regulations are not anticipated to have any direct, indirect or induced effect on California businesses. Specifically:

- The action will not have any effect on the creation or elimination of jobs within the state.
- The action will not affect the creation of new businesses or the elimination of existing businesses within the state.
- The action will not affect the expansion of businesses currently doing business within the state.
- The action will have no effect on worker safety and the state’s environment.

These regulations will not affect the health and welfare of California residents.

The proposed action will clarify the standards for, and promote clear and consistent reporting of, compensation by public school employers.

As stated in the Informative Digest/Policy Statement Overview, the proposed regulations provide an updated format for correct reporting for county offices of education and school and community college district employers filing reports with CalSTRS and help ensure that retirement and other benefits payable to educators are based on properly reported data.

9. Significant effect on housing costs:

None. The proposed amendments do not relate directly or indirectly to housing costs.

10. Small business determination:

The board has determined that the proposed regulations do not affect small business as small businesses are not governed or affected, either directly or indirectly, by the statute that these regulations are clarifying.

CONSIDERATION OF ALTERNATIVES

In accordance with paragraph (13) of subdivision (a) of section 11346.5 of the Government Code, CalSTRS and the board must determine that no reasonable alternative considered or otherwise identified and brought to its attention would be:

- More effective in carrying out the purpose for which the action is proposed,
- As effective and less burdensome to affected private persons than the proposed action, or

- More cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

CalSTRS and the board invite interested persons to present any statements or arguments that would support an alternative to the proposed regulations in the form of written comments or by providing testimony at the public hearing.

CONTACT PERSON

Inquiries concerning the proposed action may be directed to:

Sal Sanchez
 Governmental Relations
 California State Teachers’ Retirement System
 P.O. Box 15275, MS-14
 Sacramento, CA 95851-0275
 Telephone: (916) 414-1994
 E-Mail: Regulations@CalSTRS.com

The backup contact person for these inquiries is:

John Maradik-Symkowick
 Governmental Relations
 California State Teachers’ Retirement System
 P.O. Box 15275, MS-14
 Sacramento, CA 95851-0275
 Telephone: (916) 414-1994
 E-Mail: Regulations@CalSTRS.com

Please direct requests for copies of the proposed text of the regulations, the Initial Statement of Reasons, the modified text of the regulations, if any, or other information upon which the rulemaking is based to CalSTRS using the contact information listed above.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The rulemaking file is available for public inspection and copying throughout the rulemaking process at CalSTRS headquarters at 100 Waterfront Place, West Sacramento, CA, 95605. As of the date this notice is published in the California Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, the Initial Statement of Reasons and the Economic and Fiscal Impact Statement (STD 399).

Copies of this notice, the proposed text of the regulations, the Initial Statement of Reasons and the Economic and Fiscal Impact Statement are available at no charge by contacting CalSTRS using the contact information listed above.

AVAILABILITY OF CHANGED OR
MODIFIED TEXT

After considering all timely and relevant comments received, the board may adopt the proposed regulations substantially as described in this notice or may, on its own motion or at the recommendation of any interested person, modify the proposed regulations.

If the board makes modifications that are sufficiently related to the original proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before adopting the regulations as revised. The board will accept written comments on the modified regulations for 15 days after the date on which they are made available. Please refer to www.CalSTRS.com/regulations or contact CalSTRS using the contact information listed above for copies of modifications, if any.

AVAILABILITY OF FINAL
STATEMENT OF REASONS

Following its preparation, CalSTRS will have the Final Statement of Reasons available for public inspection and copying at its headquarters, located at 100 Waterfront Place, West Sacramento, CA, 95605. Upon filing of the amended regulations with the Secretary of State, the Final Statement of Reasons will also be available temporarily on the CalSTRS website at www.CalSTRS.com/approved-regulations.

AVAILABILITY OF DOCUMENTS
ON THE INTERNET

The Notice of Proposed Rulemaking, the Initial Statement of Reasons and the text of the proposed amendments to the regulations in underline and strike-out are posted on the CalSTRS website at www.CalSTRS.com/regulations.

**TITLE 8. LABOR COMMISSIONER'S
OFFICE**

**DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Labor Standards Enforcement**

**Subject Matter of Regulations:
Enforcement of Client Employer Liability Under
Labor Code Section 2810.3**

Sections 13830, 13831, 13832

NOTICE IS HEREBY GIVEN that the Labor Commissioner, Chief of the Division of Labor Standards Enforcement, Department of Industrial Relations, pursuant to the authority vested in the Labor Commissioner by Labor Code section 2810.3(j), proposes to adopt sections 13830 through 13832 in proposed Subchapter 13.5 of existing Chapter 6, of Division 1, of Title 8, California Code of Regulations, relating to Enforcement of Client Employer Liability Under Labor Code Section 2810.3.

PROPOSED REGULATORY ACTION

The Labor Commissioner proposes to adopt Subchapter 13.5 of Chapter 6 of Division 1, regulations consisting of the following:

- Section 13830 Definitions
- Section 13831 Recordkeeping
- Section 13832 Methods for Determining Liability Among Multiple Client Employers

TIME AND PLACE OF PUBLIC HEARING

A public hearing has been scheduled to permit all interested persons the opportunity to present statements or arguments, either orally or in writing, with respect to the subjects noted above. The hearing will be held at the following time and place:

- Date:** April 26, 2019
- Time:** 10:00 a.m. to 5:00 p.m., or conclusion of business
- Place:** Elihu Harris State Building
Room 2 Meeting Room, 2nd Floor
1515 Clay Street
Oakland, CA 94612

The State Office Building and designated room are accessible to persons with mobility impairments. Alternate formats, assistive listening systems, sign language interpreters, or other type of reasonable accommodation to facilitate effective communication for persons with disabilities, are available upon request. Please con-

tact the Division of Labor Standards Enforcement at 510-285-2118 to request an accommodation, or through the California Relay Service by dialing 711 or 1-800-735-2929 (TTY/English) or 1-800-855-3000 (TTY/Spanish) as soon as possible to request assistance.

Please note that public comment will begin promptly at 10:00 a.m. and will conclude when the last speaker has finished his or her presentation or 5:00 p.m., whichever is earlier. If public comment concludes before the noon recess, no afternoon session will be held.

The Labor Commissioner requests, but does not require, that any persons who make oral comments at the hearing also provide a written copy of their comments. Equal weight will be accorded to oral comments and written materials.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Department of Industrial Relations, Division of Labor Standards Enforcement. **The written comment period closes at midnight on April 22, 2019.** The Labor Commissioner will consider only comments received at the Division by that time. Equal weight will be accorded to comments presented at the hearing and to other written comments received by midnight on that date by the Division.

Submit written comments concerning the proposed regulations prior to the close of the public comment period to:

Jennifer Stevens, Legislative Analyst and
Regulations Coordinator
Department of Industrial Relations
Division of Labor Standards Enforcement,
Legal Unit
2031 Howe Avenue, Suite 100
Sacramento, CA 95825

Written comments may be submitted by facsimile transmission (FAX), addressed to the above-named contact person at (916) 263-2920. Written comments may also be sent electronically (via e-mail) using the following e-mail address: DLSERegulations@dir.ca.gov.

AUTHORITY AND REFERENCE

The Labor Commissioner is undertaking this regulatory action pursuant to the authority under Labor Code section 2810.3(j).

Reference is to Labor Code section 2810.3.

INFORMATIVE DIGEST AND POLICY STATEMENT OVERVIEW

Existing law establishes that a “client employer” (specifically defined with exemptions) shall “share” with its “labor contractor” (specifically defined with exemptions) “all civil legal responsibility and civil liability for all workers supplied by that labor contractor,” meaning joint and several liability of the labor contractor and its client business(es) for any failure on the part of the labor contractor to pay wages as provided by law or to secure workers’ compensation insurance. (AB 1897 [Chapter 728, Statutes of 2014].)

Existing law provides that, for purposes of client employer liability under Labor Code section 2810.3, “wages” has the same meaning provided in Labor Code section 200, and includes all sums payable to an employee or the state based upon any failure to pay wages, as provided by law. “Wages” is defined under Labor Code section 200 as “all amounts for labor performed by employees of every description.” Under Labor Code section 2810.3, “labor” is also defined according to Labor Code section 200, as including “labor, work, or service.”

Existing law authorizes the Labor Commissioner to seek from both client employers and their labor contractors “any information” required to verify compliance with the law.

Existing law does not specify how the statutory shared liability under Labor Code section 2810.3 should be allocated when a labor contractor provides the same workers to perform labor, work, or services for more than one client employer, at each respective client employer’s worksite or premises, in a workday or workweek, and the labor contractor fails to pay wages as required by law.

Existing law authorizes the Labor Commissioner to adopt regulations and rules of practice and procedure necessary to administer and enforce the shared liability and information-provision requirements of the law.

The proposed regulation will provide necessary standards for enforcement of client employer liability under Labor Code section 2810.3. These standards include a definition of “wages” for purposes of Labor Code section 2810.3(a)(4), which specifies the wages, as well as damages and penalties as “sums payable to an employee or the state based upon any failure to pay wages, as provided by law,” that are encompassed within this section. In addition, the proposal establishes a recordkeeping requirement specifying the types of records a labor contractor employer must maintain and make available to the Labor Commissioner upon request, in order to ensure compliance with the law. Finally, the proposal provides methods for allocating client employers’ shared statutory liability for wages, damages, and penalties

where the same workers have performed labor, work, or services for more than one client employer, at each respective client employer’s worksite or premises, during a workweek or workday and the labor contractor has failed to pay the workers’ wages as required by law. These methods may be used to determine each client employer’s proportionate share of liability, as appropriate under the circumstances of the case. The regulation containing methods of allocating shared liability, along with the recordkeeping and definitional provisions, is necessary for the Labor Commissioner to efficiently and equitably administer and enforce multiple client employer wage liability under Labor Code section 2810.3.

The proposed regulation implements, interprets, and clarifies shared liability of multiple client employers under Labor Code section 2810.3 as follows:

Proposed **Subchapter 13.5** (of Chapter 6, Division 1, Title 8 of the California Code of Regulations) contains three discrete regulatory provisions to address client employer liability when a labor contractor provides the same workers to perform labor, work, or services for more than one client employer, at each respective client employer’s worksite or premises, in a workday or workweek, and the labor contractor fails to pay wages as required by law.

Section 13830 provides a definition of “wages” for purposes of client employer liability under Labor Code section 2810.3(a)(4), which states that “wages” has the same meaning provided in Labor Code section 200, and includes all sums payable to an employee or the state based upon any failure to pay wages, as provided by law. The proposed definition references relevant Labor Code provisions relating to wages (including minimum, regular, overtime, or other premium wages), as well as relevant Labor Code provisions relating to damages and penalties that are due to the worker or to the state based upon any failure to pay wages as provided by law.

Section 13831 provides a recordkeeping requirement for labor contractors under Labor Code section 2810.3 that addresses situations in which there are multiple client employers. In addition to existing requirements in Labor Code sections 226, 1174, and section 6 or 7 of any applicable order of the Industrial Welfare Commission with respect to employers’ obligation to maintain records of daily hours worked (including compensable travel time), when the employee begins and ends each work period, and meal periods, labor contractors also would be required to maintain records showing when each employee begins and ends each work period at each worksite or premises of each client employer, as well as workers’ time traveling between each worksite or premises of the client employer(s). This proposed recordkeeping provision also requires labor contractors

to maintain a list identifying each client employer for which workers were provided by the labor contractor to perform labor, work, or services, the address of the worksite or premises where labor, work, or services were performed, and the corresponding time period (beginning and end calendar dates) of such performance.

Section 13832 provides several methods for allocating shared liability where a labor contractor has provided the same workers to perform labor, work, or services at the worksite or premises of more than one client employer in a workweek or workday, and has failed to pay the workers’ wages as provided by law. The basis for allocating liability may consist of: (1) the proportionate share of the hours worked per workweek for each client employer as compared to the total hours worked in the workweek; (2) the proportionate share of the hours worked per workday for each client employer as compared to the total hours worked in the workday; (3) if records maintained by the labor contractor are insufficient to determine allocations under the previous two methods, worker testimony and any other available evidence, including reliable client employer evidence, may be used to determine allocations under either preceding method; and (4) if records, worker testimony, and any other available evidence are insufficient to determine allocations under the first two methods, the full amount of liability will be apportioned equally amongst all known client employers. Election among these options is at the discretion of the Labor Commissioner or a court, as appropriate under the circumstances of the case.

OBJECTIVE AND ANTICIPATED BENEFITS OF THE PROPOSED REGULATIONS

The proposed regulation is intended to address a discrete enforcement issue under Labor Code section 2810.3, which created shared liability for client employers that obtain or are provided workers through labor contractors to perform labor, work, or services within the client employer’s usual course of business. According to the author of this legislation, the purpose of the bill was to “hold[] companies accountable for serious violations of workers’ rights, committed by their own labor suppliers, to workers on their premises” and to “incentivize the use of responsible contractors.” (Senate Judiciary Committee Bill Analysis June 23, 2014 at p.5.) The author further explained that the legislation would benefit both vulnerable workers, by “offering a clear path to accountability for workplace violations,” and businesses that follow the law, by “offer[ing] a clear path to compliance.” (*Id.*)

Since enactment of the statute, the Labor Commissioner’s Office has encountered cases where workers of

labor contractors perform labor, work, or services at the worksite or premises of more than one client employer business within a workday or workweek. Labor Code section 2810.3 does not provide guidance for determining the statutory shared liability among multiple client employers in this situation, and there is a need to provide more uniform guidance for the regulated community (including labor contractors and their client businesses), workers, and the courts regarding standards for allocating liability where there are multiple client employers subject to liability under the statute. The objective of the proposed regulation is to establish standards necessary for the Labor Commissioner to efficiently and equitably administer and enforce multiple client employer wage liability under Labor Code section 2810.3.

The benefit of the proposed regulation is that it will facilitate payment of unpaid wages, damages, and penalties due to workers and the state under the statutory shared liability provision in section 2810.3, and provide clarity regarding how this provision will be enforced when the same workers perform labor, work, or services at the worksite or premises of more than one client employer in a given workweek or workday. Workers, labor contractors, and client employers involved in subcontracted work arrangements will be aided by clear rules regarding allocation of liability, and courts and the Labor Commissioner’s Office will be able to more efficiently render liability determinations following promulgation of this regulation. Thus, the regulatory action furthers the mission of the Labor Commissioner’s Office, which is to ensure a just day’s pay to every worker and promote economic justice. In addition, the proposed regulation increases transparency in business and government by setting forth rules for allocating liability. Finally, the proposed action indirectly prevents discrimination, and promotes fairness and social equity.

DETERMINATION OF INCONSISTENCY
AND/OR INCOMPATIBILITY WITH EXISTING
STATE REGULATIONS

The Labor Commissioner has determined that these proposed regulations are not inconsistent or incompatible with existing state statutes or other regulations. After conducting a review for any regulations that would relate to or affect this area, the Labor Commissioner has concluded that these are the only regulations that pertain to enforcement of client employer liability under Labor Code section 2810.3.

DISCLOSURES REGARDING THE PROPOSED
REGULATORY ACTION

The Labor Commissioner has made the following initial determinations:

Mandate on local agencies and school districts: None.

Cost or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with 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.

Direct cost impacts on housing: None.

Cost impacts on a representative private person or business: The Labor Commissioner’s Office estimates one-time recordkeeping compliance costs of \$138.84 for a representative private person or business.

Effect on Small Business: The Labor Commissioner’s Office estimates one-time recordkeeping compliance costs of \$138.84 for a small business.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete with Businesses in Other States: None.

Summary of Results of the Economic Impact Analysis/Assessment

The Labor Commissioner’s Office concludes that it is (1) unlikely that the proposal will create any jobs within the State of California; (2) unlikely that the proposal will eliminate any jobs within the State of California; (3) unlikely that the proposal will create any new businesses within the State of California; (4) unlikely that the proposal will eliminate any existing businesses within the State of California; (5) unlikely that the proposal would cause the expansion of businesses currently doing business within the State of California; and (6) likely to provide clarity to businesses that face statutory shared liability under Labor Code section 2810.3. Accordingly, the Labor Commissioner has determined that the proposed regulatory action will not have a significant impact on business.

Benefits of the Proposed Action: By facilitating payment of unpaid wages to workers and setting forth rules for allocating liability, the proposed regulations will benefit California residents. The regulatory action furthers the mission of the Labor Commissioner’s Office, which is to ensure a just day’s pay to every worker and promote economic justice. In addition, the proposed regulation increases transparency in business and government by setting forth rules for allocating liability. Fi-

nally, the proposed action indirectly prevents discrimination, and promotes fairness and social equity.

CONSIDERATION OF ALTERNATIVES

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

The Labor Commissioner has initially determined that no alternatives would be more effective in carrying out the purpose that underlies the proposed regulatory action, or would be at least as effective or less burdensome on the regulated public (labor contractors and businesses that use labor contractors).

The Labor Commissioner invites interested persons to present reasonable alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

PUBLIC DISCUSSIONS OF PROPOSED REGULATIONS

Prior to proposing to adopt these regulations, the Labor Commissioner discussed the need for regulations governing multiple client employer liability with representatives from worker and employer communities.

AVAILABILITY OF INITIAL STATEMENT OF REASONS, TEXT OF PROPOSED REGULATIONS, RULEMAKING FILE AND DOCUMENTS SUPPORTING THE RULEMAKING FILE/INTERNET ACCESS

An Initial Statement of Reasons and the text of the proposed regulations in plain English have been prepared and are available from the contact person named in this notice. The entire rulemaking file will be made available for inspection and copying at the address indicated below.

As of the date of this Notice, the rulemaking file consists of the Notice, the Initial Statement of Reasons, proposed text of the regulations, and the Economic and Fiscal Impact Statement (Form STD 399).

In addition, the Notice, Initial Statement of Reasons, and proposed text of regulations may be accessed and downloaded from the Department of Industrial Rela-

tions' website at <https://www.dir.ca.gov/Rulemaking/DIRProposed.html>. To access them, please scroll to Division of Labor Standards Enforcement (DLSE), and click on the link for Enforcement of Client Employer Liability Under Labor Code Section 2810.3.

Any interested person may inspect a copy or direct questions about the proposed regulations and any supplemental information contained in the rulemaking file. The rulemaking file will be available for inspection at the Division of Labor Standards Enforcement, 2031 Howe Avenue, Suite 100, Sacramento, California, between 9:00 a.m. and 4:30 p.m., Monday through Friday, unless the state office is closed for a state holiday. Copies of the proposed regulations, initial statement of reasons and any information contained in the rulemaking file may be requested in writing to the contact person.

CONTACT PERSON

Nonsubstantive inquiries concerning this action, such as requests to be added to the mailing list for rulemaking notices, requests for copies of the text of the proposed regulations, the Initial Statement of Reasons, and any supplemental information contained in the rulemaking file may be requested in writing at the same address. The contact person is:

Jennifer Stevens, Legislative Analyst and
Regulations Coordinator
Department of Industrial Relations
Division of Labor Standards Enforcement,
Legal Unit
2031 Howe Avenue, Suite 100
Sacramento, CA 95825
E-mail: jstevens@dir.ca.gov

The telephone number of the contact person is (916) 263-1563.

CONTACT PERSON FOR SUBSTANTIVE QUESTIONS

In the event the contact person is unavailable, or to obtain responses to questions regarding the substance of the proposed regulations, inquiries should be directed to the following backup contact person:

Laura Moskowitz, Staff Attorney
Department of Industrial Relations
Division of Labor Standards Enforcement,
Legal Unit
455 Golden Gate Avenue, 9th Floor
San Francisco, CA 94102
E-mail: lmoskowitz@dir.ca.gov

The telephone number of the backup contact person is (415) 703-5252.

AVAILABILITY OF CHANGES
FOLLOWING PUBLIC HEARING

If the Labor Commissioner makes changes to the proposed regulations as a result of the public hearing and public comment received, the modified text with changes clearly indicated will be made available for public comment for at least 15 days prior to the date on which the regulations are adopted.

AVAILABILITY OF THE FINAL
STATEMENT OF REASONS

Upon its completion, the Final Statement of Reasons will be available and copies may be requested from the contact person named in this notice or may be accessed on the Department of Industrial Relations' website at www.dir.ca.gov/Rulemaking/DIRProposed.html.

AUTOMATIC MAILING

A copy of this Notice, the Initial Statement of Reasons, and the text of the regulations, will automatically be sent to those interested persons on the DLSE's mailing list.

If adopted, the regulations as amended will appear in title 8, California Code of Regulations, commencing with section 13830. The text of the final regulations will also be available through the website of the Office of Administrative Law at www.oal.ca.gov.

**TITLE 10. DEPARTMENT OF
INSURANCE**

REG-2019-00008

**NOTICE OF PROPOSED ACTION AND
NOTICE OF PUBLIC HEARING REGARDING
THE CALIFORNIA AUTOMOBILE ASSIGNED
RISK PLAN PLAN OF OPERATIONS**

SUBJECT OF HEARING

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

AUTHORITY TO ADOPT RULES AND
PROCEDURES AND REFERENCE

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

HEARING DATE AND LOCATION

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

Date: May 7, 2019

Time: 1:00 p.m.

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

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

ACCESS TO HEARING ROOM

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

WRITTEN AND/OR ORAL COMMENTS:
AGENCY CONTACT PERSON

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

Contact Person:

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

The backup agency contact person for this proceeding will be:

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

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

DEADLINE FOR WRITTEN COMMENTS

All written materials, unless submitted at the hearing, must be **received** by the Insurance Commissioner at the address listed above **no later than 5:00 p.m. on May 7, 2019**. Any written materials received after that time will not be considered. Written comments may also be submitted to the contact person by e-mail or facsimile transmission. Please select only one method to submit written comments.

ADVOCACY OR WITNESS FEES

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

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

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

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW CA 19-02

The Commercial Automobile Insurance Program (“CAIP”) servicing carrier may charge off uncollected deposit, installment, or additional premium payments in accordance with Plan rules. This is provided they are eligible in accordance with CAIP Accounting and Statistical Manual Requirements. In the past several years, there has been a significant increase in the number of premium charge-offs resulting from applicant checks with nonsufficient funds. This problem can be addressed by introducing a certified funds requirement for all CAIP risks.

CAARP proposes that all CAIP risks be required to only accept a certified check for deposits. This should eliminate CAIP charge-offs related to nonsufficient funds checks. This will result in a reduction in the amount of CAIP charge-offs borne by member companies through CAIP member participation and passed on to consumers in rate increases.

COMPARABLE FEDERAL LAW

There are no comparable existing federal regulations or statutes.

LOCAL MANDATE DETERMINATION

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

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

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

COST OR SAVINGS TO ANY STATE AGENCY; FEDERAL FUNDING

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

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

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

COST IMPACTS ON PRIVATE
PERSONS OR ENTITIES

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

IMPACT ON HOUSING COSTS

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

IMPACT ON SMALL BUSINESS

The proposed rate changes could affect small businesses.

SPECIFIC TECHNOLOGIES OR EQUIPMENT

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

ALTERNATIVES

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

PLAIN ENGLISH

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

TEXT AND INITIAL STATEMENT OF REASONS

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

FINAL STATEMENT OF REASONS

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

ACCESS TO RULEMAKING FILE

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

AUTOMATIC MAILING

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

AVAILABILITY OF DOCUMENTS
ON THE INTERNET

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

AVAILABILITY OF MODIFIED TEXT OF
REGULATIONS

If the Department amends the application with changes that are sufficiently related to the original application, the Department will make the full text of the

amended rates, with the changes clearly indicated, available to the public for at least 15 days before the date the Department adopts the amended rates.

TITLE 10. DEPARTMENT OF INSURANCE

REG-2019-00009

NOTICE OF PROPOSED ACTION AND NOTICE OF PUBLIC HEARING FOR THE CALIFORNIA AUTOMOBILE ASSIGNED RISK PLAN SIMPLIFIED MANUAL OF RULES AND RATES

SUBJECT OF HEARING

California's Insurance Commissioner will hold a public hearing to consider the application of the California Automobile Assigned Risk Plan ("CAARP" or "Plan") for changes to the Simplified Manual of Rules and Rates.

AUTHORITY AND REFERENCE TO ADOPT RATES

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

HEARING DATE AND LOCATION

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

Date: May 7, 2019

Time: 1:00 p.m.

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

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

ACCESS TO HEARING ROOM

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

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

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

Contact Person:

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

The backup agency contact person for this proceeding will be:

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

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

DEADLINE FOR WRITTEN COMMENTS

All written materials, unless submitted at the hearing, must be **received** by the Insurance Commissioner at the address listed above **no later than 5:00 p.m. on May 7, 2019**. Any written materials received after that time will not be considered. Written comments may also be submitted to the contact person by e-mail or facsimile transmission. Please select only one method to submit written comments.

ADVOCACY OR WITNESS FEES

Persons or groups representing the interest of consumers may be entitled to reasonable advocacy fees, witness fees, and other reasonable expenses, in accor-

dance with the provisions of California Code of Regulations, Title 10, Sections 2662.1–2662.6 in connection with their participation in this matter. Interested persons must submit a Petition to Participate, as specified in California Code of Regulations, Title 10, Section 2661.4. The Petition to Participate must be submitted to the Commissioner at the Office of the Public Advisor at the following address:

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

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

INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW
CA 19–01

Recent changes have impacted a common provision in business contracts. The change requires that when a party to the contract amends its insurance policy to provide coverage that is primary to the other party's insurance that party will not seek contribution from that other party's insurance if there is a claim.

CAARP proposes (1) retitling Rule 60 and amending the Waiver of Subrogation rule to include a primary and noncontributory other insurance condition if required by contract, (2) introducing Form AP 70 71 09 18, Primary and Noncontributory — Other Insurance Condition endorsement, and (3) amending AIP 1251, the Commercial Application, to include a section for use when this condition is required by contract.

COMPARABLE FEDERAL LAW

There are no comparable existing federal regulations or statutes.

LOCAL MANDATE DETERMINATION

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

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

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

COST OR SAVINGS TO ANY STATE AGENCY;
FEDERAL FUNDING

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

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

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

COST IMPACT ON PRIVATE
PERSONS OR ENTITIES

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

IMPACT ON HOUSING COSTS

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

IMPACT ON SMALL BUSINESS

The proposed rate changes could affect small businesses.

SPECIFIC TECHNOLOGIES OR EQUIPMENT

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

ALTERNATIVES

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

PLAIN ENGLISH

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

TEXT AND INITIAL STATEMENT OF REASONS

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

FINAL STATEMENT OF REASONS

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

ACCESS TO RULEMAKING FILE

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

AUTOMATIC MAILING

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

AVAILABILITY OF DOCUMENTS ON THE INTERNET

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

AVAILABILITY OF MODIFIED TEXT OF REGULATIONS

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

TITLE 10. DEPARTMENT OF INSURANCE

REG-2019-00007

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

SUBJECT OF HEARING

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

AUTHORITY TO ADOPT RULES AND PROCEDURES AND REFERENCE

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

HEARING DATE AND LOCATION

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

Date: May 7, 2019

Time: 1:00 p.m.

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

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

ACCESS TO HEARING ROOM

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

WRITTEN AND/OR ORAL COMMENTS:
AGENCY CONTACT PERSON

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

Contact Person:

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

The backup agency contact person for this proceeding will be:

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

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

DEADLINE FOR WRITTEN COMMENTS

All written materials, unless submitted at the hearing, must be **received** by the Insurance Commissioner at the address listed above **no later than 5:00 p.m. on May 7, 2019**. Any written materials received after that time will not be considered. Written comments may also be submitted to the contact person by e-mail or facsimile transmission. Please select only one method to submit written comments.

ADVOCACY OR WITNESS FEES

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

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

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

INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW
LC 19-01

Current Plan rules need to revise the Named Driver Endorsement to clarify that individuals who are 16 to 18 years of age are included on the schedule to be considered an insured.

CAARP proposes revising the California Low Cost Named Driver Endorsement to include language clarifying that individuals who are 16 to 18 years of age are included on the schedule to be considered an insured.

COMPARABLE FEDERAL LAW

There are no comparable existing federal regulations or statutes.

LOCAL MANDATE DETERMINATION

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

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

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

COST OR SAVINGS TO ANY STATE AGENCY; FEDERAL FUNDING

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

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

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

COST IMPACT ON PRIVATE PERSONS OR ENTITIES

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

IMPACT ON HOUSING COSTS

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

IMPACT ON SMALL BUSINESS

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

SPECIFIC TECHNOLOGIES OR EQUIPMENT

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

ALTERNATIVES

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

PLAIN ENGLISH

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

TEXT AND INITIAL STATEMENT OF REASONS

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

FINAL STATEMENT OF REASONS

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

ACCESS TO RULEMAKING FILE

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

AUTOMATIC MAILING

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

AVAILABILITY OF DOCUMENTS ON THE INTERNET

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

AVAILABILITY OF MODIFIED TEXT OF REGULATIONS

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

TITLE 13. AIR RESOURCES BOARD

NOTICE OF PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO THE RED STICKER PROGRAM FOR OFF-HIGHWAY RECREATIONAL VEHICLES

The California Air Resources Board (CARB or Board) will conduct a public hearing at the time and place noted below to consider approving for adoption the proposed amendments for the red sticker program for off-highway recreational vehicles.

DATE: April 25, 2019

TIME: 9:00 a.m.

LOCATION: California Environmental Protection Agency
California Air Resources Board
Byron Sher Auditorium
1001 I Street
Sacramento, California 95814

This item will be considered at a meeting of the Board, which will commence at 9:00 a.m., April 25, 2019, and may continue at 8:30 a.m., on April 26, 2019. Please consult the agenda for the hearing, which will be

available at least ten days before April 25, 2019, to determine the day on which this item will be considered.

WRITTEN COMMENT PERIOD AND SUBMITTAL OF COMMENTS

Interested members of the public may present comments orally or in writing at the hearing and may provide comments by postal mail or by electronic submittal before the hearing. The public comment period for this regulatory action will begin on March 8, 2019. Written comments not physically submitted at the hearing must be submitted on or after March 8, 2019, and received **no later than 5:00 p.m. on April 22, 2019**. CARB requests that when possible, written and email statements be filed at least ten days before the hearing to give CARB staff and Board members additional time to consider each comment. The Board also encourages members of the public to bring to the attention of staff in advance of the hearing any suggestions for modification of the proposed regulatory action. Comments submitted in advance of the hearing must be addressed to one of the following:

Postal mail:

Clerk of the Board, California Air Resources Board
1001 I Street, Sacramento, California 95814

Electronic submittal:

<http://www.arb.ca.gov/lispub/comm/bclist.php>

Please note that under the California Public Records Act (Gov. Code, § 6250 et seq.), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request.

Additionally, the Board requests but does not require that persons who submit written comments to the Board reference the title of the proposal in their comments to facilitate review.

AUTHORITY AND REFERENCE

This regulatory action is proposed under the authority granted in Health and Safety Code, sections 39600, 39601, 43013, 43018, 43101, 43105, 43107, 43205.5, 43210, and 43824; and Vehicle Code sections 38020 and 38390. This action is proposed to implement, interpret, and make specific Health and Safety Code sections 43013, 43018, 43101, 43102, 43104, 43105, 43106, 43107, 43204, 43205, 43205.5, 43210, and 43824.

INFORMATIVE DIGEST OF PROPOSED ACTION
AND POLICY STATEMENT OVERVIEW
(GOV. CODE, § 11346.5, subd. (a)(3))

Sections Affected: Proposed amendments to California Code of Regulations, title 13, sections 2411, 2412, 2415, 2416, 2418, and 2419.4.

Background and Effect of the Proposed Regulatory Action:

While significant reductions in harmful emissions from vehicles have occurred in recent years, California needs additional reductions of reactive organic gases (ROG) and oxides of nitrogen (NOx) emissions to achieve attainment of the ozone standard in all areas of the state. Mobile sources have historically been the largest source of ROG and NOx emissions in California. As on-road mobile sources have become progressively cleaner, the emissions contribution from off-road sources, as well as mobile sources under federal and international jurisdiction (e.g., ships, locomotives, and aircraft) has become more prominent. One significant source of ROG in California is off-highway recreational vehicles (OHRV), which includes all-terrain vehicles, off-road motorcycles, and specialty off-highway vehicles.

CARB adopted the first emissions control regulations for OHRV in 1994. These regulations went into effect starting in 1997 and were technology forcing. To comply, the OHRV industry had to shift from predominantly high-emitting two-stroke engines to cleaner four-stroke engines. As the 1997 effective date approached, OHRV dealers and manufacturers expressed concern that there was not an adequate range of certified models available. To address this concern, CARB adopted the red sticker program in 1998. The red sticker program allows for the certification and sale of high-emitting OHRV with no emissions controls. The red sticker program was envisioned as a temporary program to allow additional time for the OHRV industry to develop cleaner engines. To mitigate emissions from these vehicles, their use is restricted on public lands during the summer months in areas where ozone levels exceed federal standards.

CARB amended California's OHRV regulations in 2006 and 2013 to require increasingly stringent control of evaporative emissions from OHRV. Vehicles certified under the red sticker program remained exempt from evaporative control requirements. Now, more than 20 years after the red sticker program was adopted, cleaner engine technology is readily available. However, more than half of all off-highway motorcycles sold in California are red sticker models with no emissions controls. CARB staff has found that the red sticker program's seasonal riding restrictions do not significantly

reduce emissions and that the program does not address evaporative emissions that occur during vehicle storage, which comprise the majority of emissions from OHRV.

To attain the 8-hour federal ambient air quality standard for ozone, which is both more challenging and more protective of public health than the previous standard, it is necessary to incorporate expanded off-road mobile source emissions control into California's State Strategy for the State Implementation Plan (SIP). In March 2017, the Board adopted amendments to the State Strategy, which comprises state and local air quality planning documents showing how and when California will meet ambient air quality standards (AAQS). The Revised Proposed 2016 State Strategy for SIP describes proposed commitments to achieve necessary reductions from CARB categories, including mobile sources, through a series of regulatory programs to meet federal air quality standards.

Measures in the 2016 State Strategy include the further deployment of cleaner technologies for off-road vehicles. The proposed regulatory amendments carry out the State Strategy by ending the red sticker program and therefore ending certification of OHRV with no emissions controls starting in 2022. The proposed amendments are projected to reduce ROG and NOx emissions by approximately six tons per day statewide, including ozone nonattainment areas throughout California.

Proposed Regulatory Action:

In summary, staff proposes the following:

- End the red sticker certification program for OHRV beginning in model year 2022;
- Lift the seasonal riding restrictions on existing red sticker OHRV starting on January 1, 2025;
- Harmonize with U.S. EPA evaporative standards for off-highway motorcycles of model years 2020 through 2026;
- Harmonize with U.S. EPA exhaust standards for off-highway motorcycles from 2022 through 2027;
- Establish cost-effective alternative requirements for controlling evaporative emissions from OHRV starting in 2020;
- Set more stringent exhaust emission control standards for ATV, off-road sport vehicles, and off-road utility vehicles from 2022;
- Amend the current emissions fleet averaging and zero emission vehicle credit provisions to provide manufacturers with flexible compliance pathways and accelerate development of zero emission OHRV; and
- Adopt more stringent California-specific emissions standards for new OHRV starting with

the 2027/28 model year to reduce emissions and help achieve California's air quality goals.

Objectives and Benefits of the Proposed Regulatory Action:

The purpose of the proposed amendments is to reduce exhaust and evaporative emissions from OHRV. The proposal focuses on the highest emitting OHRV models. Specifically, the proposed amendments would end certification and thus sales of new red sticker models in the 2022 model year. Thereafter, all OHRV must be certified as meeting emissions standards or sold and used exclusively for competition use. From 2020 through 2026, California's evaporative standards for off-highway motorcycles (OHMCs) and all-terrain vehicles (ATVs) will be identical to U.S. EPA standards. To help California's OHRV dealers and manufacturers comply with these requirements, the proposal includes alternative evaporative emissions standards for OHMCs and ATVs from 2020 through 2026. Beginning in model year 2022, California's exhaust standards for OHMCs and ATVs will be at least as stringent as the U.S. EPA standards. Exhaust standards for ATVs, off-road sport vehicles, and off-road utility vehicles will slowly become more stringent until 2027. Exhaust standards for OHMCs will remain identical to U.S. EPA standards until 2027. After the 2020 through 2027 transitional period, all OHRV will be subject to California-specific standards (green sticker) that are more stringent than federal standards but are technically feasible and provide cost-effective emissions reductions. Staff has worked with OHMC manufacturers to provide sufficient time and certification flexibility to allow compliance with limited disruptions to the market.

Staff held multiple public workshops with stakeholders during the regulation development process and presented updates to the California State Parks Off-Highway Motor Vehicle Recreation Commission throughout the rule development process. The proposed regulatory action was developed with input from OHRV manufacturers to ensure that the proposal achieves cost-effective emission reductions without creating an unnecessary burden on industry.

Based on internal CARB emissions testing and an industry-wide cost survey, staff determined that this proposal will significantly reduce emissions from OHRV starting in 2022 and will be cost-effective relative to other mobile source regulations. Furthermore, the adoption of the proposed amendments will harmonize CARB's OHRV certification requirements with the U.S. EPA OHRV program that requires certification of compliant vehicles and provides an exemption for competition vehicles. ATVs and other specialty vehicles are mostly compliant with existing emissions con-

trols and ATV manufacturers stated they anticipate no additional costs to meet the more stringent proposed exhaust standards.

This proposal will require the transfer of proven evaporative and exhaust emissions control technologies from other vehicle categories to OHRV. The proposed amendments provide sufficient flexibility and time to allow OHRV manufacturers to incorporate various emissions control technologies and comply with applicable standards, reduce OHRV emissions, and help meet California's air quality goals.

The proposed regulatory action will deliver significant emission reduction benefits well into the future. Staff project a more than 50 percent reduction in California's statewide OHRV emissions in 2040 as compared to 2020. A slight increase in summertime emissions is expected in 2025 when seasonal riding restrictions are lifted for existing red sticker OHRV. However, this increase is more than offset by the reductions provided by the regulation from 2022 through 2024. Most of these reductions will be achieved by ending certification of the highest emitting OHRV starting in 2022. Further reductions will be achieved by gradually implementing tighter evaporative and exhaust standards in subsequent years, and as users' existing red sticker vehicles wear out, break down, and are taken out of active use.

The fleet emissions averaging provisions will provide manufacturers with flexibility to apply controls where they are most beneficial and cost effective, while enhancements to OHRV advanced fuel system credits will encourage the expansion of zero emission vehicle technology into the off-road sector to achieve additional future emissions reductions. Fleet averaging will be a valuable means for manufacturers to transition their currently uncontrolled vehicles to meeting applicable emissions standards. The proposed changes enhance the current fleet averaging and zero emission provisions, further helping to encourage manufacturers to develop and market zero emissions OHRV and to ensure a wide range of certified OHRV once the certification of new red sticker vehicles ends in 2022.

The expected emission reductions associated with the proposed regulation will result in indirect benefits to the health and welfare of California residents and the State's environment. The proposed amendments would reduce ROG and NOx emissions released into the atmosphere, resulting in improved air quality that will help California meet the federal 8-hour air quality standard for ozone. Additionally, the proposed amendments would result in reduced exposure to benzene, a toxic air contaminant and known carcinogen. Due to reduced fuel consumption as well as ROG emissions reductions,

staff also anticipates a small reduction in greenhouse gas emissions.

No discussion of alternatives or mitigation measures to address significant adverse environmental impacts is necessary because no significant adverse environmental impacts would result from implementation of the proposed amendments. This is because the proposed amendments propose emission standards to reduce emissions from OHRV, which would be accomplished by using already existing technologies. CARB staff anticipates benefits to the health and welfare of California residents and the State’s environment but does not anticipate any costs or benefits to worker safety.

Comparable Federal Regulations:

In 2002, the U.S. EPA promulgated federal regulations to control exhaust and evaporative emissions from OHRV. (40 CFR, Chapter I, Subchapter U, Part 1051 et seq.) The proposed regulatory action will harmonize California’s emissions control requirements for OHMCs with U.S. EPA requirements from 2020 through 2026 (evaporative) and 2022 through 2027 (exhaust). However, after this transitional period, all OHRV including OHMCs will be subject to California’s OHRV exhaust and evaporative emission control requirements, which are more stringent than comparable federal requirements. The proposed amendments also include more stringent evaporative diurnal requirements for OHMC than those that are federally required. These more stringent elements are technically feasible, cost effective, and provide emissions reductions that are necessary in order to address California’s unique air quality challenges.

An Evaluation of Inconsistency or Incompatibility with Existing State Regulations (Gov. Code, § 11346.5, subd. (a)(3)(D)):

During the process of developing the proposed regulatory action, CARB conducted a search of any similar regulations on this topic and concluded these regulations are neither inconsistent nor incompatible with existing State regulations.

DISCLOSURE REGARDING THE PROPOSED REGULATION

Fiscal Impact/Local Mandate Determination Regarding the Proposed Action (Gov. Code, § 11346.5, subs. (a)(5) & (6)):

The determinations of the Board’s Executive Officer concerning the costs or savings incurred by public agencies and private persons and businesses in reason-

able compliance with the proposed regulatory action are presented below.

Under Government Code sections 11346.5, subdivision (a)(5) and 11346.5, subdivision (a)(6), the Executive Officer has determined that the proposed regulatory action would not create costs or savings in federal funding to the State or costs or mandate to any local agency or school district, whether or not reimbursable by the State under Government Code, title 2, division 4, part 7 (commencing with section 17500), or other nondiscretionary cost or savings to State or local agencies.

The California Department of Parks and Recreation is anticipated to incur increased incremental costs for OHMCs they purchase after 2022, when the elimination of the red sticker program occurs. Based on information supplied by State Parks, annual costs to State parks are estimated to be approximately \$8,500 (i.e., \$333 price increase per OHMC x 5) beginning in the 2021–2022 fiscal year.

Housing Costs (Gov. Code, § 11346.5, subd. (a)(12)):

The Executive Officer has also made the initial determination that the proposed regulatory action will not have a significant effect on housing costs.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including Ability to Compete (Gov. Code, §§ 11346.3, subd. (a), 11346.5, subd. (a)(7), 11346.5, subd. (a)(8)):

The Executive Officer has made an initial determination that the proposed regulatory action 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, or on representative private persons.

Because all major OHRV manufacturing facilities affected by the proposed regulation are located outside of California, there will only be an indirect impact on California small businesses that sell and service OHRVs. During the initial years of implementation, the increased cost of OHRV may lead to a slight drop in demand that could result in lower profits for OHRV dealers. Dealers may carry unsold stock over to the next year, possibly incurring less profit on the sale of these units. However, these impacts have been mitigated by the flexible phase-in schedule of emission controls and the ability for manufacturers to certify vehicles using fleet average emissions. The proposal harmonizes with U.S. EPA standards for OHMC from 2022 through 2026, so California’s OHRV dealers should have access to the same models for sale as their counterparts in the other 49 states. Staff projects there will be no noticeable change in employment, business creation, elimination

or expansion, or business competitiveness in California due to the proposed regulatory action.

Results of the Economic Impact Analysis/Assessment (Gov. Code, § 11346.5, subd. (a)(10)):

Non-Major Regulation: Statement of the Results of the Economic Impact Assessment (EIA):

The total statewide costs of this regulation over 20 years is expected to be \$72.7 million between 2022 and 2042. This figure covers OHRV manufacturers' compliance costs (incremental and capital) as well as reporting costs.

(A) The creation or elimination of jobs within the State of California.

The Executive Officer has determined that the proposed regulatory action **would not** significantly affect the creation or elimination of jobs within the State of California. On average, CARB staff estimates the manufacturer cost increase for compliance with this proposed regulation is about \$333 per OHRV, which will result in about a six percent increase for the average retail price for new OHRV. This minimal economic impact is not expected to create or eliminate jobs within California.

(B) The creation of new business or the elimination of existing businesses within the State of California.

The Executive Officer has determined that the proposed regulatory action **would not** significantly affect the creation of new businesses or elimination of existing businesses within the State of California. On average, CARB staff estimates the manufacturer cost increase for compliance with this proposed regulation is about \$333 per OHRV, which will result in about a six percent increase for the average retail price for new OHRV. This minimal economic impact is not expected to create or eliminate businesses within California.

(C) The expansion of businesses currently doing business within the State of California.

The Executive Officer has determined that the proposed regulatory action **would not** significantly affect the expansion of businesses currently doing business within the State of California. On average, CARB staff estimates the manufacturer cost increase for compliance with this proposed regulation is about \$333 per OHRV, which will result in about a six percent increase for the average retail price for new OHRV. This economic impact is not expected to expand businesses within California.

(D) The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.

CARB staff anticipates benefits to the health and welfare of California residents and the State's environment but does not anticipate any costs or benefits to worker safety. The proposed amendments are expected to reduce ROG and NOx emissions by approximately six tons per day statewide upon full implementation in 2042, improving air quality in the air basins where these OHRV are operated and stored. A summary of these benefits is provided in the Economic Impact Analysis in the ISOR. Also, see page 3 of the notice under "Subarticle 2. Benefits of the Proposed Regulatory Action."

Effect on Jobs/Businesses:

The Executive Officer has determined that the proposed regulatory action would not affect the creation or elimination of jobs within the State of California, the creation of new businesses or elimination of existing businesses within the State of California, or the expansion of businesses currently doing business within the State of California. A detailed assessment of the economic impacts of the proposed regulatory action can be found in the Economic Impact Analysis in the Initial Statement of Reasons (ISOR).

Benefits of the Proposed Regulation:

The objective of the proposed amendments is to reduce emission from OHRV by requiring all certified OHRV to comply with emissions standards. The proposal includes provisions to reduce the cost of incorporating emission controls into previously uncontrolled OHRV. Statewide ROG + NOx emissions from OHRV will decrease by about six tons per day by 2042, which benefits California's air quality and health impacts for residents affected by these emissions sources.

A summary of these benefits is provided, please refer to "Objectives and Benefits," under the Informative Digest of Proposed Action and Policy Statement Overview Pursuant to Government Code 11346.5(a)(3) discussion on page 4.

Business Report (Gov. Code, §§ 11346.5, subd. (a)(11); 11346.3, subd. (d)):

In accordance with Government Code sections 11346.5, subdivisions (a)(11) and 11346.3, subdivision (d), the Executive Officer finds the reporting requirements of the proposed regulatory action which apply to businesses are necessary for the health, safety, and welfare of the people of the State of California. Reporting requirements are necessary to ensure manufacturer compliance with the proposed standard. Additionally, reporting requirements allow manufacturers to certify

vehicles using advanced fuel system credits, which will help reduce the cost of compliance and encourage the production of zero emission vehicles.

Cost Impacts on Representative Private Persons or Businesses (Gov. Code, § 11346.5, subd. (a)(9)):

In developing this regulatory proposal, CARB staff evaluated the potential economic impacts on representative private persons or businesses. ATVs and other specialty vehicles are mostly compliant with existing emissions controls and ATV manufacturers stated they anticipate no additional costs to meet the more stringent proposed exhaust standards. The cost of implementation is anticipated to be borne by OHMC manufacturers that will have to incorporate emission controls on previously uncontrolled OHMC models. This cost is expected to be passed down to the consumer and is estimated to result in an increased retail price of about \$333 per vehicle, which is approximately a 6 percent cost increase per OHRV (based on an average retail cost of \$5,711 per vehicle). A retail price increase would be less noticeable for OHRV models that can more readily absorb fixed cost increases, such as vehicles with high sales volumes or higher prices. Consumers who intend to purchase a high emitting two-stroke OHRV may find that there are no certified models available and would thus need to purchase a cleaner four-stroke model or an uncertified model for competition use only.

Effect on Small Business (Cal. Code Regs., tit. 1, § 4, subds. (a) and (b)):

The Executive Officer has also determined under California Code of Regulations, title 1, section 4, that the proposed regulatory action would not affect small businesses. The proposed amendments directly affect only OHRV manufacturers, which are all large corporations based outside of California. The proposal may have an indirect impact on dealers — which in most cases meet the definition of small businesses — that sell and repair OHRV throughout California if models are not available for sale because the emissions standards are too stringent. It is possible that some manufacturers will choose to remove certain models from the California market or sell them strictly for competition use, which could reduce dealer sales. Staff has worked with the manufacturers to provide flexibility to allow a wide variety of models to meet the proposed emissions standards with minimal additional costs. As such, CARB staff does not anticipate a reduction in available models that affects sales. While it is difficult to predict exactly how all OHRV manufacturers will respond to the proposed amendments, the likelihood of reduced OHRV model availability is minimal given the flexible certification pathways provided for manufacturers.

Consideration of Alternatives (Gov. Code, § 11346.5, subd. (a)(13)):

Before taking final action on the proposed regulatory action, the Board must determine that no reasonable alternative considered by the Board, or that has otherwise been identified and brought to the attention of the Board, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

CARB staff considered two alternatives: no action or imposing existing exhaust and evaporative emissions controls on all OHRVs in model year 2022 when the red sticker program ends instead of the phase-in approach in the proposed regulation. The alternatives are described in Chapter IX of the ISOR. These alternatives were evaluated, but dismissed as not being as effective, more effective, or more cost-effective than the proposed regulation in carrying out the purposes for which this action is proposed.

STATE IMPLEMENTATION PLAN REVISION

If adopted by CARB, CARB plans to submit the proposed regulatory action to the U.S. EPA for approval as a revision to the California SIP, which is required by the federal Clean Air Act (CAA). The adopted regulatory action would be submitted as a SIP revision because it amends regulations intended to reduce emissions of air pollutants in order to attain and maintain the National Ambient Air Quality Standards promulgated by U.S. EPA pursuant to the CAA.

ENVIRONMENTAL ANALYSIS

In accordance with CARB’s certified regulatory program, California Code of Regulations, title 17, sections 60000 through 60008, and the California Environmental Quality Act, Public Resources Code section 21080.5, CARB has conducted an analysis of the potential for significant adverse and beneficial environmental impacts associated with the proposed regulatory action. CARB, as the lead agency under the California Environmental Quality Act (CEQA), has reviewed the proposed amendments and concluded that this is exempt pursuant to CEQA Guidelines §15308 — Actions Taken by Regulatory Agencies for Protection of the Environment. A brief explanation of the basis for reaching this conclusion is included in Chapter VI of the Initial Statement of Reasons.

SPECIAL ACCOMMODATION REQUEST

Consistent with California Government Code Section 7296.2, special accommodation or language needs may be provided for any of the following:

- An interpreter to be available at the hearing;
- Documents made available in an alternate format or another language; and
- A disability-related reasonable accommodation.

To request these special accommodations or language needs, please contact the Clerk of the Board at (916) 322-5594 or by facsimile at (916) 322-3928 as soon as possible, but no later than 10 business days before the scheduled Board hearing. TTY/TDD/Speech to Speech users may dial 711 for the California Relay Service.

Consecuente con la sección 7296.2 del Código de Gobierno de California, una acomodación especial o necesidades lingüísticas pueden ser suministradas para cualquiera de los siguientes:

- Un intérprete que esté disponible en la audiencia;
- Documentos disponibles en un formato alterno u otro idioma; y
- Una acomodación razonable relacionados con una incapacidad.

Para solicitar estas comodidades especiales o necesidades de otro idioma, por favor llame a la oficina del Consejo al (916) 322-5594 o envíe un fax a (916) 322-3928 lo más pronto posible, pero no menos de 10 días de trabajo antes del día programado para la audiencia del Consejo. TTY/TDD/Personas que necesiten este servicio pueden marcar el 711 para el Servicio de Re-transmisión de Mensajes de California.

AGENCY CONTACT PERSONS

Inquiries concerning the substance of the proposed regulatory action may be directed to the agency representative Scott Monday, Staff Air Pollution Specialist, Engineering and Regulatory Development Section, at (916) 445-9319 or (designated back-up contact) Scott Bacon, Air Resources Supervisor, Engineering and Regulatory Development Section, at (916) 322-8949.

AVAILABILITY OF DOCUMENTS

CARB staff has prepared a Staff Report: Initial Statement of Reasons (ISOR) for the proposed regulatory action, which includes a summary of the economic and environmental impacts of the proposal. The report is entitled: Proposed Amendments to the Red Sticker Program for Off-Highway Recreational Vehicles.

Copies of the ISOR and the full text of the proposed regulatory language, in underline and ~~strikeout~~ format to allow for comparison with the existing regulations, may be accessed on CARB's website listed below or may be obtained from the Public Information Office, Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, First Floor, Sacramento, California, 95814, on March 5, 2019.

Further, the agency representative to whom nonsubstantive inquiries concerning the proposed administrative action may be directed is Bradley Bechtold, Regulations Coordinator, (916) 322-6533. The Board staff has compiled a record for this rulemaking action, which includes all the information upon which the proposal is based. This material is available for inspection upon request to the contact persons.

HEARING PROCEDURES

The public hearing will be conducted in accordance with the California Administrative Procedure Act, Government Code, title 2, division 3, part 1, chapter 3.5 (commencing with section 11340).

Following the public hearing, the Board may take action to approve for adoption the regulatory language as originally proposed, or with non-substantial or grammatical modifications. The Board may also approve for adoption the proposed regulatory language with other modifications if the text as modified is sufficiently related to the originally proposed text that the public was adequately placed on notice and that the regulatory language as modified could result from the proposed regulatory action. If this occurs, the full regulatory text, with the modifications clearly indicated, will be made available to the public, for written comment, at least 15 days before final adoption. The public may request a copy of the modified regulatory text from CARB's Public Information Office, Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, First Floor, Sacramento, California, 95814.

FINAL STATEMENT OF REASONS AVAILABILITY

Upon its completion, the Final Statement of Reasons (FSOR) will be available and copies may be requested from the agency contact persons in this notice, or may be accessed on CARB's website listed below.

INTERNET ACCESS

This notice, the ISOR and all subsequent regulatory documents, including the FSOR, when completed, are available on CARB's website for this rulemaking at <https://ww2.arb.ca.gov/rulemaking/2019/redstickeramendments>.

**TITLE 14. BOARD OF FORESTRY
AND FIRE PROTECTION**

**“REGISTERED PROFESSIONAL FORESTER
AND CERTIFIED SPECIALTY
AMENDMENTS, 2019”**

**Title 14 of the California Code of Regulations
(14 CCR),**

Division 1.5, Chapter 10:

Article 1, 2 & 4

**Amend: §§ 1600, 1601, 1602, 1610, 1612,
1612.1, 1612.2, 1613, 1614,
1620, 1650, 1651,
Adopt: §1611.5**

NATURE OF PROCEEDING

Notice is hereby given that the California State Board of Forestry and Fire Protection (Board) is proposing to take the action described in the Informative Digest.

PUBLIC HEARING

The Board will hold a public hearing on May 9, 2019 at its scheduled meeting commencing at approximately 9:00 a.m., at the Ramada Plaza Hotel, 685 Manzanita Court, Chico CA 95928. At the hearing, any person may present statements or arguments, orally or in writing, relevant to the proposed action. The Board requests, but does not require, that persons who make oral comments at the hearing also submit a written summary of their statements. Additionally, pursuant to **Government Code (GOV) § 11125.1(b)**, writings that are public records pursuant to **GOV § 11125.1(a)** and that are distributed to members of the state body prior to or during a meeting, pertaining to any item to be considered during the meeting, shall be made available for public inspection at the meeting if prepared by the state body or a member of the state body, or after the meeting if prepared by some other person.

PREVIOUS NOTICE

Please disregard the previous notice of this regulatory action, published on February 15, 2019.

WRITTEN COMMENT PERIOD

Any person, or authorized representative, may submit written comments relevant to the proposed regula-

tory action to the Board. The written comment period ends on Monday, April 22, 2019.

The Board will consider only written comments received at the Board office by that time and those written comments received at the public hearing, including written comments submitted in connection with oral testimony at the public hearing. The Board requests, but does not require, that persons who submit written comments to the Board reference the title of the rulemaking proposal in their comments to facilitate review.

Written comments shall be submitted to the following address:

Board of Forestry and Fire Protection
Attn: Eric Hedge
Regulations Coordinator
P.O. Box 944246
Sacramento, CA 94244-2460

Written comments can also be hand delivered to the contact person listed in this notice at the following address:

Board of Forestry and Fire Protection
Room 1506-14
1416 9th Street
Sacramento, CA 95814

Written comments may also be sent to the Board via facsimile at the following phone number:

(916) 653-0989

Written comments may also be delivered via e-mail at the following address:

PublicComments@BOF.ca.gov

AUTHORITY AND REFERENCE

(pursuant to GOV § 11346.5(a)(2) and 1 CCR § 14)

Note: Authority cited: Sections 759, 762, and 778.5 Public Resources Code. Reference: Sections 708, 730, 751, 752, 753, 759, 760.5, 761, 762, 763, 766, 767, 730, 772, 774, 775, 776, 777 and 778.5, Public Resources Code; Section 11522, Government Code.

**INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW**

(pursuant to GOV 11346.5(a)(3)(A)-(D))

The Professional Foresters Law (PRC § 750, et seq.) declares the existence of a public interest in the management and treatment of the forest resources and timberlands of the state. Pursuant to PRC § 759, the Board of Forestry and Fire Protection (Board) is authorized to adopt rules and regulations to effect the provisions of the article (the Professional Foresters Law), including

the regulation of persons who practice the profession of forestry and whose activities have an impact upon the ecology of forested landscapes and the quality of the forest environment (PRC § 751).

PRC § 772 provides for a certified specialty where “Instead of being registered as a professional forester, an applicant may request to be registered as a certified specialist in one or more fields of forestry” where “Any public agency or professional society may submit for Board recognition its independent certification program as full qualification without examination for the Board’s certificate of specialization. That certification as a specialist shall be granted provided the board determines the program fully protects the public interest in that area of practice encompassed by the program. Those certificants are subject to Board registration and discipline with review by that specialty”.

PRC § 778 provides the scope of the Board’s disciplinary authority with respect to professional foresters and certified specialists, listing five categories under which disciplinary action may be exercised.

The proposed action was prompted by a petition for administrative rulemaking (pursuant to Government Code (GOV) § 11340.6) relating to a disciplinary case involving a Certified Rangeland Manager (CRM) specialty. Within the petition, the petitioner proposed specific language to the Board for the adoption of regulations related to professional standards and the CRM certified specialty. The Board responded by denying several requests that were unrelated to the regulations or were unclear in their content, and by scheduling a public hearing pursuant to GOV § 11340.7(a). At the public hearing, which occurred on December 5, 2017, the Board considered the petition to adopt proposed regulation changes, but chose not to make any regulatory changes at the time and referred the materials to the Professional Forester’s Examining Committee (PFEC) for further review, requesting input back to the Board on the matter. A final decision by the Board with respect to the ultimate determination of the outstanding issues in the petition is being addressed separately from this proposed action. This proposed action does not adopt the regulatory changes suggested by the petitioner.

The problem is that review of the regulations by the PFEC revealed unclear rule language and omissions in the regulatory text related to disciplinary issues and certified specialty programs under PRC § 772 that require changes or revisions to the regulations to clarify (a) how specific regulatory provisions apply to both Registered Professional Foresters (RPFs) and Certified Specialists; (b) the professional standards and responsibilities required of both RPFs and Certified Specialists, and (c) how disciplinary issues are handled by the professional

society sponsoring the certified program and by the PFEC. The Board proceeded to address these issues by examining the rulemaking documents for the 1994 Certified Rangeland Manager Specialty, relevant authorizing statutes, and existing regulations related to the proposed action. The proposed action has been developed in response to these analytical efforts.

The purpose of the proposed action is to provide clarity in the regulatory provisions applicable to both RPFs and Certified Specialists. Additionally, clarity has been improved with regards to the disciplinary process and professional standards and responsibilities for RPFs, the CRM specialty and any future specialties that may be approved by the Board for a private society or public agency.

The effect of the proposed action is a comprehensive regulatory program for the licensing and administration of RPFs, CRMs, and potential additional Certified Specialists, as well as an efficiently facilitated disciplinary process for RPFs and CRMs and clearly defined roles for the professional society and the PFEC in this process.

The benefit of the proposed action is to improve the functioning of the disciplinary process for RPFs and CRMs and clearly define the organizational framework for any future certified specialty. The regulations will also benefit the promotion of fairness and equity through a clearly defined, efficient, and improved professional disciplinary process.

There are no comparable federal regulations or statutes.

Board staff conducted an evaluation on whether or not the proposed action is inconsistent or incompatible with existing State regulations pursuant to **GOV § 11346.5(a)(3)(D)**. State regulations related to the proposed action were, in fact, relied upon in the development of the proposed action (including 14 CCR § 1600 *et seq.*) to ensure the consistency and compatibility of the proposed action with existing State regulations. Otherwise, Board staff evaluated the balance of existing State regulations related to Registered Professional Foresters and Certified Specialists and found no existing State regulations that met the same purpose as the proposed action. Based on this evaluation and effort, the Board has determined that the proposed regulations are neither inconsistent nor incompatible with existing State regulations. The proposed regulation is entirely consistent and compatible with existing Board rules; it simply amends current regulatory language.

Statute to which the proposed action was compared: Article 3 (Sections 750 through 783), of Chapter 2.5, Division 1, Public Resources Code.

No documents are incorporated by reference.

MANDATED BY FEDERAL
LAW OR REGULATIONS

The proposed action is not mandated by federal law or regulations.

The proposed action neither conflicts with, nor duplicates Federal regulations.

There are no comparable Federal regulations related to a licensing scheme for RPFs and Certified Specialists. No existing Federal regulations meeting the same purpose as the proposed action were identified.

OTHER STATUTORY REQUIREMENTS
(pursuant to GOV § 11346.5(a)(4))

There are no other matters as are prescribed by statute applicable to the specific State agency or to any specific regulation or class of regulations.

LOCAL MANDATE
(pursuant to GOV § 11346.5(a)(5)).

The proposed action does not impose a mandate on local agencies or school districts.

FISCAL IMPACT
(pursuant to GOV § 11346.5(a)(6))

There is no cost to any local agency or school district that is required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

A local agency or school district has the authority to levy service charges, fees, or assessments sufficient to pay for the program or level of service mandated by the act, within the meaning of Section 17556 of the Government Code.

The proposed action will not result in the imposition of other non-discretionary costs or savings to local agencies.

The proposed action will not result in costs, or savings in federal funding to the State.

The proposed action will not result in costs or savings to any State agency.

HOUSING COSTS
(pursuant to GOV § 11346.5(a)(12))

The proposed action will not significantly affect housing costs.

SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT DIRECTLY AFFECTING
BUSINESS, INCLUDING ABILITY TO COMPETE
(pursuant to GOV §§ 11346.3(a),
11346.5(a)(7) and 11346.5(a)(8))

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states (by making it costlier to produce goods or services in California).

FACTS, EVIDENCE, DOCUMENTS,
TESTIMONY, OR OTHER EVIDENCE RELIED
UPON TO SUPPORT INITIAL DETERMINATION
IN THE NOTICE THAT THE PROPOSED ACTION
WILL NOT HAVE A SIGNIFICANT ADVERSE
ECONOMIC IMPACT ON BUSINESS
(pursuant to GOV § 11346.2(b)(5) and
GOV § 11346.5(a)(8))

The fiscal and economic impact analysis for these Exemption Amendments relies upon contemplation, by the Board, of the economic impact of the provisions of the proposed action through the lens of the decades of experience practicing forestry in California that the Board brings to bear on regulatory development.

STATEMENTS OF THE RESULTS OF THE
ECONOMIC IMPACT ASSESSMENT (EIA)

The results of the economic impact assessment are provided below pursuant to **GOV § 11346.5(a)(10)** and prepared pursuant to **GOV § 11346.3(b)(1)(A)–(D)**. The proposed action:

- (A) will not create jobs within California;
- (A) will not eliminate jobs within California;
- (B) will not create new businesses,
- (B) will not eliminate existing businesses within California
- (C) will not affect the expansion or contraction of businesses currently doing business within California.
- (D) will yield nonmonetary benefits. For additional information on the benefits of the proposed regulation, please see anticipated benefits found under the Informative Digest/Policy Statement Overview.

COST IMPACTS ON REPRESENTATIVE
PERSON OR BUSINESS
(pursuant to GOV § 11346.5(a)(9))

The Board not aware of any cost impacts that a representative private person or business would necessarily

incur in reasonable compliance with the proposed action. No adverse impacts are to be expected.

BUSINESS REPORT

(pursuant to GOV §§ 11346.5(a)(11) and 11346.3(d))

The proposed action does not impose a business reporting requirement.

SMALL BUSINESS

(defined in GOV § 11342.610)

Small business, within the meaning of GOV § 11342.610, is not expected to be affected by the proposed action, which is simply clarification of regulations related to the Board's licensing and disciplinary process. The proposed action does not include any requirement or provisions which would introduce a direct or indirect cost or benefit to any small businesses or affect their operation.

ALTERNATIVES INFORMATION

In accordance with **GOV § 11346.5(a)(13)**, the Board must determine that no reasonable alternative it considers, or that has otherwise been identified and brought to the attention of the Board, 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.

CONTACT PERSON

Requests for copies of the proposed text of the regulations, the Initial Statement of Reasons, modified text of the regulations and any questions regarding the substance of the proposed action may be directed to:

Board of Forestry and Fire Protection
Attn: Eric Hedge
Regulations Coordinator
P.O. Box 944246
Sacramento, CA 94244-2460
Telephone: (916) 653-8007

The designated backup person in the event Mr. Hedge is not available is Matt Dias, Executive Officer for the Board of Forestry and Fire Protection. Mr. Dias may be contacted at the above address or by phone at (916) 653-8007.

AVAILABILITY STATEMENTS (pursuant to GOV § 11346.5(a)(16), (18))

All of the following are available from the contact person:

1. Express terms of the proposed action using UNDERLINE to indicate an addition to the California Code of Regulations and ~~STRIKETHROUGH~~ to indicate a deletion.
2. Initial Statement of Reasons, which includes a statement of the specific purpose of each adoption, amendment, or repeal, the problem the Board is addressing, and the rationale for the determination by the Board that each adoption, amendment, or repeal is reasonably necessary to carry out the purpose and address the problem for which it is proposed.
3. The information upon which the proposed action is based (pursuant to **GOV § 11346.5(b)**).
4. Changed or modified text. After holding the hearing and considering all timely and relevant comments received, the Board may adopt the proposed regulations substantially as described in this notice. If the Board makes modifications which are sufficiently related to the originally proposed text, it will make the modified text — with the changes clearly indicated — available to the public for at least 15 days before the Board adopts the regulations as revised. Notice of the comment period on changed regulations, and the full text as modified, will be sent to any person who testified at the hearings, submitted comments during the public comment period, including written and oral comments received at the public hearing, or requested notification of the availability of such changes from the Board of Forestry and Fire Protection. The Board will accept written comments on the modified regulations for 15 days after the date on which they are made available.

FINAL STATEMENT OF REASONS

When the Final Statement of Reasons (FSOR) has been prepared, the FSOR will be available from the contact person on request.

INTERNET ACCESS

All of the material referenced in the Availability Statements is also available on the Board web site at: http://bofdata.fire.ca.gov/regulations/proposed_rule_packages/.

TITLE 16. VETERINARY MEDICAL BOARD

NOTICE OF PROPOSED REGULATORY ACTION CONCERNING

**Delegation of Certain Functions, § 2003
Mental or Physical Examination of Fitness
for Licensure, § 2017
Grounds for Discipline, § 2042**

NOTICE IS HEREBY GIVEN that the Veterinary Medical Board (hereafter, “Board”) is proposing to take the action described in the Informative Digest. No public hearing on the proposed regulations is scheduled; however, if any interested person requests, no later than 15 days prior to the close of the written comment period, that a hearing be held on these regulations, the Board will schedule a hearing. A hearing may be requested by making such a request in writing addressed to the individuals listed under “Contact Person” in this Notice.

COMMENT PERIOD

Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under “Contact Person” in this Notice, must be **received by the Board at its office no later than April 22, 2019**. Oral comments should be made at the hearing, if any.

AVAILABILITY OF MODIFICATIONS

The Board, upon its own motion or at the insistence 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 fifteen (15) days prior to its adoption from the person designated in this Notice as a contact person, and will be mailed or emailed to those persons who submit written or oral testimony related to this proposal, or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE CITATIONS

Pursuant to the authority vested by sections 4804.5 and 4808 of the Business and Professions Code (the “Code”), and to implement, interpret, or make specific sections 107, 141, 475, 480, 490, 820, 4804.5, 4808, 4836.2, 4837, 4853.5, 4853.6, 4856, 4875, 4875.3, and

4883 of said Code, and sections 11415.60, 11500, 11501, 11502, 11503, 11504, 11504.5, 11505, 11506, 11507, 11507.3, 11507.5, 11507.6, 11507.7, 11508, 11509, 11511, 11511.5, 11511.7, 11512, 11513, 11514, 11515, 11516, 11517, 11518, 11518.5, 11519, 11519.1, 11520, 11521, 11522, 11523, 11524, 11526, 11527, and 11528 of the Government Code, the Board is considering amending California Code of Regulations, Title 16, Division 20, Article 1, section 2003, adopting new section 2017 of the California Code of Regulations, Title 16, Division 20, Article 2, and adopting new section 2042 of the California Code of Regulations, Title 16, Division 20, Article 5, as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Board’s highest priority is protection of California consumers. Section 4800.1 of the Code mandates that the protection of the public shall be the highest priority of the Board in exercising its licensing, regulatory, and disciplinary functions. Whenever the protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount.

In response to a number of media articles, the Department of Consumer Affairs (“DCA”) reviewed the existing enforcement processes of its boards and bureaus and found systemic problems that limit the boards’ abilities to investigate and act on cases in a timely manner. These problems range from legal and procedural challenges to inadequate resources. In response, the DCA launched the Consumer Protection Enforcement Initiative (“CPEI”) to overhaul the enforcement process at the healing arts boards and reduce the average enforcement completion timeline. DCA encouraged healing arts boards to pursue regulatory action to assist the boards with investigating and prosecuting complaints in a timely manner, and to provide the boards with tools to improve the enforcement process and ensure patient safety.

The main purpose of the proposed language is to provide the Board with the means to expedite the licensure and enforcement process by: (1) delegating to the Board’s executive officer settlement agreement authority, applicant investigation and evaluation, and license issuance; (2) permitting the Board to require the examination of an applicant who may be impaired by a physical or mental illness affecting competency; and (3) further defining grounds for discipline. These changes have been proposed to provide the Board with greater ability to protect the public by receiving more timely information from licensees and quicker disciplinary resolution. These changes are also being proposed to provide quicker applicant investigations and subsequent li-

cense, registration, and permit issuance. The Board is proposing the following changes:

Amend Section 2003 of Article 1 of Division 20 of Title 16 of the California Code of Regulations (Delegation of Certain Functions):

This proposal amends section 2003 to provide the Board’s executive officer the ability, through designation by the Board, to: approve settlement agreements for the surrender or interim suspension of a license, registration, or permit; investigate and evaluate each applicant for licensure, registration, or permit under the Veterinary Medicine Practice Act (Act); and issue a license, registration, or permit in conformance with the provisions of the Act and its regulations.

Adopt Section 2017 of Article 2 of Division 20 of Title 16 of the California Code of Regulations (Mental or Physical Examination of Fitness for Licensure):

This proposal adopts a new section 2017 to provide the Board the authority to require an examination of an applicant by a physician and surgeon, or psychologist if it appears the applicant may be unable to safely practice due to a mental illness or a physical illness that affects competency.

Adopt Section 2042 of Article 5 of Division 20 of Title 16 of the California Code of Regulations (Grounds for Discipline):

The proposal adopts new section 2042 to specify the following acts that would be grounds for discipline:

- Failure to report to the Board within 30 days any disciplinary action taken by another licensing entity or other specified agency; and
- Failure or refusal to comply with a court order to release records to the Board.

The benefits from these proposed regulations will be providing efficient enforcement of disciplinary actions through settlement agreements and providing proactive measures for license and registration applicants whose competency may be impaired due to mental or physical illness for increased protection to California consumers. Additionally, the proposed regulations will make the gathering of adverse information from a licensee or registrant timelier, resulting in quicker enforcement proceedings to better protect California consumers.

Consistency and Compatibility with Existing State Regulations

After reviewing existing state regulations relating to or affecting this regulatory proposal, the Board has determined that this proposed regulatory action is neither inconsistent nor incompatible with existing state regulations.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies

The Board may incur some expenses from prosecuting behavior by applicants, licensees, registrants, and permit holders that does not conform to the standards of the regulations, including the new grounds for discipline and refusal to submit to a physical or mental health examination. Some individuals may request an administrative hearing with the Office of Administrative Hearings, and, if so, there would be costs associated with the Attorney General providing legal services before and during hearings. However, such costs should be consistent with existing enforcement costs annually as the regulations do not alter the procedural remedies available to applicants, licensees, registrants, or permit holders. In addition, amended section 2003 would create savings for the Board by allowing the Executive Officer to approve stipulated surrenders and suspensions and thereby avoid using time and resources for mail votes or closed session deliberation by the Board. The Board may also incur minor costs to pay for a mental or physical examination to ensure applicants are qualified to practice veterinary medicine.

Non-Discretionary Costs or Savings Imposed Upon Local Agencies

The Board has determined that this regulatory proposal will not create any non-discretionary costs or savings imposed on local agencies.

Local Mandate

None.

Costs to Local Agencies or School Districts Requiring Reimbursement

The Board has determined that this regulatory proposal will create no cost to any local agencies or school districts requiring reimbursement pursuant to Government Code section 17500 *et seq.*

Cost or savings in federal funding to the state:

None.

Business Impact

The Board has made the initial determination that the regulatory proposal will have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Cost Impact on Representative Private Person or Business

The cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action and that are known to the Board are costs associated with legal representation if the individual or business is represented by legal

counsel. The impact of a disciplinary order varies and could include the loss of employment income, if a license is surrendered or suspended.

Effect on Housing Costs

The proposed action will have no effect on housing costs.

EFFECT ON SMALL BUSINESS

The Board has determined that the proposed regulations may affect a small number of small businesses. Small businesses that are owned or managed by licensees whose licenses are surrendered or suspended, or licensees who engage in conduct constituting grounds for discipline, may need to find a new owner or managing licensee in order to stay in business.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

Impact on Jobs/New Businesses

The Board has determined that this proposed regulatory action will not have a significant adverse 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. By way of its impact on the available workforce, the proposed regulatory action only affects relatively few individual licensees or applicants for licensure who may be unable to practice veterinary medicine safely due to physical or mental illness, who have engaged in unprofessional conduct as defined in the proposed regulations, or have otherwise violated the Board's rules. Except as noted above, the regulations only affect licensees, registrants, permit holders, and applicants who are subject to disciplinary action.

Benefits of Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment:

The Board has determined that this regulatory proposal will benefit the health and welfare of California residents who seek the services of the Board's licensees, registrants, and permit holders. Health and welfare is increased by improving the efficiency of the enforcement process, and by making clarifications and additions to enforcement provisions to address current weaknesses in the regulation for those who may have engaged in conduct that is deemed grounds for discipline or places the public at risk. The proposal will have no effect on worker safety or the state's environment.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative it considered to the regulation 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 proposal described in this Notice, or would be more cost-effective to affected private persons and equally as effective in implementing the statutory policy or other provisions of law.

Any interested person may present statements in writing and orally at any hearing relevant to the above determinations during the comment period.

REFERENCE TO TEXT OF PROPOSAL AND INITIAL STATEMENT OF REASONS

An Initial Statement of Reasons explaining the reasons for the proposed action shall be available to the public upon request. The express terms of the proposed action and all information upon which that proposal is based are also available upon request. To request these materials, please contact the contact person listed herein.

AVAILABILITY AND LOCATION OF FINAL STATEMENT OF REASONS AND RULEMAKING FILE

The Board will prepare a Final Statement of Reasons after all public comments have been received and all substantially related comments have been incorporated into the proposed text. Copies of the Final Statement of Reasons, when available, may be obtained from the contact person whose information is listed herein. Copies of all information upon which the regulations are based are contained in the rulemaking file, which is also available for public inspection by contacting the person named below.

CONTACT PERSON

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

Name: Amanda Drummond
Address: Veterinary Medical Board
1747 N. Market Blvd., Ste. 230
Sacramento, CA 95834
Telephone No.: 916-515-5238
Fax No.: 916-928-6849
Email address: Amanda.Drummond@dca.ca.gov

The backup contact person is:

Name: Jessica Sieferman,
Executive Officer
Address: Veterinary Medical Board
1747 N. Market Blvd., Ste. 230
Sacramento, CA 95834
Telephone No.: 916-515-5220
Fax No.: 916-928-6849
Email address: Jessica.Sieferman@dca.ca.gov

**WRITTEN COMMENT PERIOD AND
SUBMITTAL OF COMMENTS**

Interested members of the public may present comments orally or in writing at the hearing and may provide comments by postal mail or by electronic submittal before the hearing. The public comment period for this regulatory action will begin on March 8, 2019. Written comments not physically submitted at the hearing must be submitted on or after March 8, 2019, and received **no later than 5:00 p.m. on April 22, 2019**. CARB requests that when possible, written and email statements be filed at least 10 days before the hearing to give CARB staff and Board members additional time to consider each comment. The Board also encourages members of the public to bring to the attention of staff in advance of the hearing any suggestions for modification of the proposed regulatory action. Comments submitted in advance of the hearing must be addressed to one of the following:

Postal mail:

Clerk of the Board, California Air Resources Board
1001 I Street, Sacramento, California 95814

Electronic submittal:

<http://www.arb.ca.gov/lispub/comm/bclist.php>

Please note that under the California Public Records Act (Gov. Code, § 6250 et seq.), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request.

Additionally, the Board requests but does not require that persons who submit written comments to the Board reference the title of the proposal in their comments to facilitate review.

WEBSITE ACCESS

Materials regarding this proposal can be found at:
<http://www.vmb.ca.gov>.

TITLE 17. AIR RESOURCES BOARD

**NOTICE OF PUBLIC HEARING TO
CONSIDER PROPOSED AMENDMENTS TO
THE REGULATION FOR THE
CERTIFICATION OF VAPOR RECOVERY
SYSTEMS FOR CARGO TANKS**

The California Air Resources Board (CARB or Board) will conduct a public hearing at the time and place noted below to consider approving for adoption the proposed amendments to the Certification of Vapor Recovery Systems for Cargo Tanks (Title 17, California Code of Regulations, § 94014).

DATE: April 25, 2019

TIME: 9:00 a.m.

LOCATION: California Environmental Protection Agency
California Air Resources Board
Byron Sher Auditorium
1001 I Street
Sacramento, California 95814

This item will be considered at a meeting of the Board, which will commence at 9:00 a.m., April 25, 2019, and may continue at 8:30 a.m., on April 26, 2019. Please consult the agenda for the hearing, which will be available at least ten days before April 25, 2019, to determine the day on which this item will be considered.

AUTHORITY AND REFERENCE

This regulatory action is proposed under the authority granted in California Health and Safety Code (HSC), Section 41962. This action is proposed to implement, interpret, and make specific sections 41962(f) and 41962(i).

**INFORMATIVE DIGEST OF PROPOSED ACTION
AND POLICY STATEMENT OVERVIEW
(GOV. CODE, § 11346.5, subd. (a)(3))**

Sections Affected: Proposed amendments to California Code of Regulations, title 17, section 94014,

last amended November 7, 2014. Proposed amendments to CP-204 “Certification Procedure for Vapor Recovery Systems of Cargo Tanks,” last amended November 7, 2014, incorporated by reference in California Code of Regulations, title 17, section 94014.

Background and Effect of the Proposed Regulatory Action:

On April 18, 1977, the Board first approved performance standards for controlling emissions from cargo tanks used to transfer gasoline from loading racks and requirements for certification of compliance with the standards. From 1977 to 1996, the California Highway Patrol initially implemented the certification program. In 1996, CARB took full responsibility for implementing of the Cargo Tank Vapor Recovery Program (CTVRP or Program). When CARB took over the implementation, CARB established a \$20.00 fee, which has not been adjusted to reflect changes in the California Consumer Price Index or certification program needs over the last 23 years.

While implementing the regulation, CARB adopted and established procedures for certifying vapor recovery equipment installed on cargo tanks and procedures for testing and certifying the equipment annually. Independent contractors typically test cargo tanks. They then submit test results to CARB for review. CARB issues each cargo tank that passes the annual required testing a non-transferable and non-removable decal, which the cargo tank operator places on the cargo tank in a location that can be readily seen. CARB regulations prohibit storage tank operators at terminals or bulk plants from transferring gasoline to cargo tanks with invalid or expired decals. In addition, Health and Safety Code (HSC) statutes prohibit air districts from adopting cargo tank performance standards more stringent than those adopted by CARB, but they can inspect and test cargo tanks to verify compliance with CARB requirements.

CARB has gone through several rulemakings since the inception of the Program. However, none of the adopted changes provide a mechanism to address the fee for the certification of cargo tanks. Therefore, CARB intends to address a variety of issues related to the CTVRP fee through the proposed amendments. The primary goal of the proposed amendments is to establish language that would allow CARB to evaluate CTVRP costs and subsequently revise the certification fee as necessary to recover costs going forward. Health and Safety Code section 41962 requires collection of “a reasonable fee, not to exceed [CARB’s] estimated costs,” that will “reimburse the state board for the cost of administering the certification program,” as a condition of certification. To meet the statutory requirement

to reimburse the Board, the assessed fee must recover the cost of the resources needed to efficiently and effectively implement the Program. However, CARB has not adjusted the certification fee since it assumed implementation of the regulation in 1996, and CARB is currently not collecting sufficient fees to recover the cost of administering the CTVRP. Currently, there is no regulatory mechanism to adjust the certification fee to recover costs. If adopted, the proposed amendments would provide a method to assess Program costs and make necessary fee adjustments to adequately fund the CTVRP and meet its statutory requirements.

The proposed amendments establish a regulatory methodology that provides for a transparent and consistent process that CARB would use to assess CTVRP costs and adjust certification fees going forward. Importantly, the proposed amendments address the Program’s deficit of funding and resources and current inability to recover necessary program expenses. The current, decades-old annual certification fee of \$20 brings in approximately \$120,000 per year, but Program expenses for fiscal year 2018–2019 are approximately \$433,000. Further, as discussed in Appendix F of The Staff Report (Initial Statement of Reasons), the apparent current compliance rate is 81 percent. Comprehensive funding and implementation of the Program ensures that the intended emission reductions of the existing regulation are achieved.

CARB may also consider other changes to the sections affected, as listed on page two of this notice, during the course of this rulemaking process.

Objectives and Benefits of the Proposed Regulatory Action:

The proposed amendments would allow for the periodic adjustment of the certification fee for the CTVRP, depending on economic variables and resource needs of the Program. Inclusion of a fee-calculation methodology would allow the certification program to remain revenue-neutral over time. With a formula that provides a consistent method of calculating the Program costs and subsequently calculating the necessary fee to recover those costs, CARB would provide transparency to the fee payers and other stakeholders. The proposed amendments would fulfill the requirement of Health and Safety Code section 41962(f) to “charge a reasonable fee for certification, not to exceed [CARB’s] estimated costs,” and to “transfer to the Air Pollution Control Fund the amount of those fees necessary to reimburse the state board for the costs of administering the certification program.”

As of December 2018, regulated entities’ compliance rate was about 81 percent.

Staff estimates that comprehensive, efficient, and effective implementation of the Program would necessi-

tate expenditures of approximately \$1,172,000 (based on fiscal year 2018–2019 expenses), or an estimated additional \$1,052,000 beyond current fee proceeds and \$739,000 beyond current expenditures. Fully funding the CTVRP would provide the resources necessary to achieve and maintain the intended emission reductions of the existing regulation, and the proposed amendments would allow for recovering the cost of these resources.

Comparable Federal Regulations:

Currently there are federal standards comparable to California’s CTVRP standards which can be found in the Code of Federal Regulations, Title 40, Part 63, Subpart R section 63.425(e) — National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations). Because of the severe and unique air pollution problems facing California, CARB’s gasoline vapor control standards are more stringent than comparable federal standards.

An Evaluation of Inconsistency or Incompatibility with Existing State Regulations (Gov. Code, § 11346.5, subd. (a)(3)(D)):

During the process of developing the proposed regulatory action, CARB conducted a search of any similar regulations on this topic and concluded these regulations are neither inconsistent nor incompatible with existing state regulations.

DISCLOSURES REGARDING THE PROPOSED REGULATION

Fiscal Impact/Local Mandate Determination Regarding the Proposed Action (Gov. Code, § 11346.5, subs. (a)(5) & (6)):

The determinations of the Board’s Executive Officer concerning the costs or savings incurred by public agencies and private persons and businesses in reasonable compliance with the proposed regulatory action are presented below.

The proposed amendments, on their own, would not have a direct impact on fees or increase costs, because they would only provide a mechanism for CARB to update fees to recover Program costs. However, implementation of the proposed amendments is likely to result in a fee increase if the proposed amendments are finalized and the Executive Director applies the proposed formula to recover the program costs. The following analysis and disclosure therefore apply to this likely result of finalizing the proposed amendments.

Under Government Code sections 11346.5, subdivision (a)(5) and 11346.5, subdivision (a)(6), the Executive Officer has determined that the proposed regulatory

action would create costs or savings to any State agency, would not create costs or savings in federal funding to the State, and would impose a mandate on local agencies or school districts, whether or not reimbursable by the State under Government Code, title 2, division 4, part 7 (commencing with section 17500), and other nondiscretionary cost or savings to local agencies.

The proposed amendments would not constitute a reimbursable mandate because the proposed amendments apply generally to all entities operating affected sources. Therefore, they do not constitute a “Program” imposing any unique requirements on local agencies as set forth in section 17514 of the Government Code. The proposed changes apply to all agencies operating affected sources and, as outlined in the HSC section 41962, requires charging a certification fee in the amount necessary to administer the program, not to exceed estimated costs.

Cost to any Local Agency or School District Requiring Reimbursement under section 17500 et seq.:

Local government entities that require cargo tank certification would incur additional costs as a result of a fee increase via implementation of the proposed amendments. There are 17 cargo tanks associated with local agencies that underwent certification for the year 2018 and registered in the Cargo Tank Certification System Database. Based on this, the certification fee would increase by utilizing the proposed formula to take into account Program costs and other economic variables specified in the ISOR. Utilizing the formula, these factors would result in a small increase in the amount of \$185 per cargo tank per year and an annual average increase of \$3,247, should all cargo tanks owned by local agencies certify.

Cost or Savings for State Agencies:

State agencies who require cargo tank certification would incur new costs as a result of the proposed amendments. There are currently 11 tanks registered with the Cargo Tank Certification System that are associated with a State agency. However no state agencies pursued a certification for the year 2018, so it is possible there would be no impact on state agencies in the coming years.

The fee revenue received by CARB as a result of this proposed regulation is also a fiscal impact on state government. The estimated total fee revenue by fiscal year includes the total revenue estimated to be received from individuals, businesses, and government entities (local, state, and federal). CARB would see an estimated fee revenue increase of \$5.1 million from fiscal year 2019–2020 to fiscal year 2023–2024. The increased revenue would not only assist in recovering Program costs but it would provide resources to upgrade to an

up-to-date Information Technology (IT) system. This system would streamline administrative procedures in the Program by allowing for more improved data validation for application approvals and denials, providing a payment portal to improve efficiency of the application process, and providing a public facing online certification status check system that would benefit the cargo tank industry. This system would result in savings for the Program as the amount of resources utilized to assist stakeholders with the database would decrease based on the proposed functionalities of the IT system.

Cost or Savings in Federal Funding to the State:

This regulation does not affect any federal funding for State agencies or programs.

Housing Costs (Gov. Code, § 11346.5, subd. (a)(12)):

The Executive Officer has also made the initial determination that the proposed regulatory action would not have a significant effect on housing costs. Nothing in the record shows that either the revised regulatory language for the Certification of Vapor Recovery Systems on Cargo Tanks Regulation, or a subsequent fee increase, would have a significant effect on housing costs.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including Ability to Compete (Gov. Code, §§ 11346.3, subd. (a), 11346.5, subd. (a)(7), 11346.5, subd. (a)(8)):

The Executive Officer has made an initial determination that neither the proposed regulatory action nor a likely subsequent fee increase would have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states, or on representative private persons.

Results of The Economic Impact Analysis/Assessment (Gov. Code, § 11346.5, subd. (a)(10)):

NON-MAJOR REGULATION: Statement of the Results of the Economic Impact Assessment (EIA):

Effect on Jobs/Businesses:

The Executive Officer has determined that neither the proposed regulatory action nor a likely subsequent fee increase would affect the creation or elimination of jobs within the State of California, the creation of new businesses or elimination of existing businesses within the State of California, or the expansion of businesses currently doing business within the State of California. A detailed assessment of the economic impacts of the proposed regulatory action can be found in the Economic Impact Analysis in the ISOR.

An economic profile on the industry indicates an annual average sales volume for a small business is \$24.9 million. This suggests that there would be no anticipated impact on the number of businesses or jobs created or eliminated as a result of the proposed amendments.

Benefits of the Proposed Regulation:

The proposed amendments would allow for the periodic adjustment of the certification fee for the CTVRP, depending on economic variables and resource needs of the Program. Inclusion of a fee-calculation methodology based on program costs would allow the certification program to remain revenue-neutral over time. With a formula that provides a consistent method of calculating the Program costs and subsequently calculating the necessary fee to recover those costs, CARB would provide transparency to the stakeholders. It would also preserve the intended emission reductions of the existing regulation. There are no quantifiable benefits to worker safety anticipated as a result of this rulemaking.

A summary of these benefits is provided under the Informative Digest of Proposed Action and Policy Statement Overview Pursuant to Government Code 11346.5(a)(3) discussion, above; please refer to “Objectives and Benefits.”

Cost Impacts on Representative Private Persons or Businesses (Gov. Code, § 11346.5, subd. (a)(9)):

In developing this regulatory proposal, CARB staff evaluated the potential economic impacts on representative private persons or businesses. CARB is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action or a subsequent likely annual certification fee increase.

Effect on Small Business (Cal. Code Regs., tit. 1, § 4, subs. (a) and (b)):

The Executive Officer has also determined under California Code of Regulations, title 1, section 4, that the proposed regulatory action would affect small businesses, given that a likely subsequent increase in the certification fee would have a fiscal impact on all cargo tank fee payers. Because this is a specialized industry that transports gasoline, the number of cargo tanks a company has available to perform this transport is highly representative of its revenue and size. To provide a more accurate definition in the context of this particular industry, CARB based its definition of a small business on cargo tank fleet size rather than the usual definition, which is based on the total number of employees. Given this basis, CARB defines a small business as one that owns five or fewer cargo tanks. Small businesses comprise 56 percent of regulated California businesses based on data currently in the Cargo Tank Certification System database.

Per this definition (and excluding government entities), it was determined that 159 businesses that obtained certification in 2018 were small businesses. Approximately 410 certified cargo tanks belonged to fleets designated as small businesses, making the average fleet size of small businesses 2.6 cargo tanks. Assuming

the proposed amendments are adopted and the anticipated Program costs are able to be recovered, the certification fee would have a maximum incremental increase of approximately \$185 per cargo tank for fiscal year 2019–2020. For an average small business with 2.6 cargo tanks, this would result in an initial annual certification cost increase of approximately \$481 in fiscal year 2019–2020.

Alternatives Statement (Gov. Code, § 11346.5, subd. (a)(13)):

Before taking final action on the proposed regulatory action, the Board must determine that no reasonable alternative considered by the Board, or that has otherwise been identified and brought to the attention of the Board (which includes during preliminary workshop activities), would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

ENVIRONMENTAL ANALYSIS

CARB, as the lead agency under the California Environmental Quality Act (CEQA), has reviewed the proposed regulatory amendments and concluded that they are exempt pursuant to CEQA Guidelines §15061(b)(3) because it can be seen with certainty that there is no possibility that the proposed action may result in significant adverse impact on the environment. A brief explanation of the basis for reaching this conclusion is included in Chapter VII of the Staff Report.

SPECIAL ACCOMMODATION REQUEST

Consistent with Government Code Section 7296.2, special accommodation or language needs may be provided for any of the following:

- An interpreter to be available at the hearing;
- Documents made available in an alternate format or another language; and
- A disability-related reasonable accommodation.

To request these special accommodations or language needs, please contact the Clerk of the Board at (916) 322–5594 or by facsimile at (916) 322–3928 as soon as possible, but no later than 10 business days before the scheduled Board hearing. TTY/TDD/Speech to Speech users may dial 711 for the California Relay Service.

Consecuente con la sección 7296.2 del Código de Gobierno de California, una acomodación especial o necesidades lingüísticas pueden ser suministradas para cualquiera de los siguientes:

- Un intérprete que esté disponible en la audiencia;
- Documentos disponibles en un formato alternativo u otro idioma; y
- Una acomodación razonable relacionados con una incapacidad.

Para solicitar estas comodidades especiales o necesidades de otro idioma, por favor llame a la oficina del Consejo al (916) 322–5594 o envíe un fax a (916) 322–3928 lo más pronto posible, pero no menos de 10 días de trabajo antes del día programado para la audiencia del Consejo. TTY/TDD/Personas que necesiten este servicio pueden marcar el 711 para el Servicio de Re-transmisión de Mensajes de California.

AGENCY CONTACT PERSONS

Inquiries concerning the substance of the proposed regulatory action may be directed to the agency representative Mr. Michael Guzzetta, Branch Chief, Citation and Registration Branch, Enforcement Division or (designated back-up contact) Samantha Aguila, Air Pollution Specialist, Citation and Hotline Section, at (916) 229–0868.

AVAILABILITY OF DOCUMENTS

CARB staff has prepared a Staff Report: Initial Statement of Reasons (ISOR) for the proposed regulatory action, which includes a summary of the economic and environmental impacts of the proposal. The report is entitled: Proposed Amendments to the Regulation for the Certification of Vapor Recovery Systems for Cargo Tanks.

Copies of the ISOR and the full text of the proposed regulatory language, in underline and strikeout format to allow for comparison with the existing regulations, may be accessed on CARB’s website listed below, or may be obtained from the Public Information Office, California Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, First Floor, Sacramento, California, 95814, beginning on March 5, 2019.

Further, the agency representative to whom nonsubstantive inquiries concerning the proposed administrative action may be directed is Chris Hopkins, Regulations Coordinator, (916) 445–9564. The Board staff has compiled a record for this rulemaking action, which includes all the information upon which the proposal is based. This material is available for inspection upon request to the contact persons.

HEARING PROCEDURES

The public hearing will be conducted in accordance with the California Administrative Procedure Act, Government Code, title 2, division 3, part 1, chapter 3.5 (commencing with section 11340).

Following the public hearing, the Board may take action to approve for adoption the regulatory language as originally proposed, or with non-substantial or grammatical modifications. The Board may also approve for adoption the proposed regulatory language with other modifications if the text as modified is sufficiently related to the originally proposed text that the public was adequately placed on notice and that the regulatory language as modified could result from the proposed regulatory action. If this occurs, the full regulatory text, with the modifications clearly indicated, will be made available to the public, for written comment, at least 15 days before final adoption.

The public may request a copy of the modified regulatory text from CARB's Public Information Office, Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, First Floor, Sacramento, California, 95814.

FINAL STATEMENT OF REASONS AVAILABILITY

Upon its completion, the Final Statement of Reasons (FSOR) will be available and copies may be requested from the agency contact persons in this notice, or may be accessed on CARB's website listed below.

INTERNET ACCESS

This notice, the ISOR and all subsequent regulatory documents, including the FSOR, when completed, are available on CARB's website for this rulemaking at <https://ww2.arb.ca.gov/rulemaking/2019/ctvrp2019>.

TITLE 27. OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 PROPOSITION 65

ADOPTION OF SECTIONS 25607.36 AND 25607.37: RENTAL VEHICLE EXPOSURE WARNINGS

NOTICE IS HEREBY GIVEN that the Office of Environmental Health Hazard Assessment (OEHHA) proposes to adopt new sections to Article 6 of Title 27 of the California Code of Regulations.¹ Subsequent to the adoption of the new Article 6 of Title 27, California Code of Regs on August 30, 2016 and the amendments to the regulations on November 20, 2017 to clarify and make more specific certain provisions of Article 6, OEHHA received a request to adopt tailored safe harbor exposure warnings for exposures to listed chemicals from rental vehicles, and is proposing this rulemaking in response to that request.

PUBLIC PROCEEDINGS

In order to be considered, **OEHHA must receive comments by 5:00 p.m. on April 22, 2019**, the designated close of the written comment period. All comments will be posted on the OEHHA website at the close of the public comment period.

Comments may be submitted electronically through our website at <https://oehha.ca.gov/comments> or via email to: P65Public.Comments@oehha.ca.gov. Comments submitted in paper form can be mailed, faxed, or delivered in person to the address below.

Monet Vela
Office of Environmental Health Hazard Assessment
1001 I Street, 23rd Floor
P.O. Box 4010
Sacramento, California 95812-4010
Telephone: 916-323-2517
Fax: 916-323-2610

OEHHA is subject to the California Public Records Act and other laws that require the release of certain information upon request. If you provide comments, please be aware that your name, address and e-mail may be available to third parties.

A public hearing on these proposed regulatory amendments will be scheduled on request. To request a

¹ All further references are to sections of Title 27, Cal. Code of Regs., unless indicated otherwise.

hearing, send an e-mail to Monet Vela at monet.vela@oehha.ca.gov or to the address listed above by no later than April 8, 2019, which is at least 15 days before the close of the comment period. OEHHA will mail a notice of the hearing to the requester and interested parties on the Proposition 65 mailing list for regulatory public hearings. The notice will also be posted on the OEHHA web site at least ten days before the public hearing date. The notice will provide the date, time, and location of the hearing.

CONTACT

Please direct inquiries concerning the proposed regulatory action described in this notice to Monet Vela at (916) 323-2517, or by e-mail to monet.vela@oehha.ca.gov. Mario Fernandez is a back-up contact person for inquiries concerning processing of this action and is available at (916) 323-2635 or mario.fernandez@oehha.ca.gov.

AUTHORITY

Health and Safety Code section 25249.12.

REFERENCE

Health and Safety Code sections 25249.5, 25249.6, 25249.8(a), 25249.10, 25249.11 and 25249.12.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Background

OEHHA is the lead agency that implements Proposition 65² and has the authority to promulgate and amend regulations to further the purposes of the Act. The Act requires businesses to provide a clear and reasonable warning before they cause an exposure to a chemical listed as known to the state to cause cancer or reproductive toxicity.³ These proposed amendments to the regulations would provide safe harbor guidance to businesses concerning how to comply with the warning requirements under Proposition 65 for exposures to listed chemicals associated with the use of rental vehicles. At

² Health and Safety Code section 25249.5 et seq., The Safe Drinking Water and Toxic Enforcement Act of 1986, commonly known as “Proposition 65”. Hereafter referred to as “Proposition 65” or “the Act”.

³ Health and Safety Code section 25249.6.

the same time, the proposed amendments would help ensure that rental vehicle warnings are provided to vehicle renters prior to exposure to listed chemicals from the use of rental vehicles.

Specific Benefits of the Proposed Regulation

The proposed regulatory action will facilitate rental car companies’ compliance with the Act by providing clarity on how to provide a clear and reasonable warning for exposures to listed chemicals from rental vehicles under Proposition 65. The health and welfare of California residents will likely benefit by increasing the public’s ability to timely receive clear and reasonable warnings in an appropriate manner for exposure to listed chemicals from rental vehicles. Public health and safety will be further promoted by providing access to more detailed and specific information within the warning and by the hyperlink provided in the warning.

Inconsistency or Incompatibility with Existing Regulations

OEHHA has conducted an evaluation and has determined that Article 6 contains the only regulations concerning Proposition 65 warnings. Therefore, the proposed regulatory action is neither inconsistent nor incompatible with any other existing state regulations. The action does not change the existing mandatory requirements on businesses subject to Proposition 65, state or local agencies and does not address compliance with any other law or regulation.

LOCAL MANDATE/FISCAL IMPACT

Because Proposition 65 by its terms⁴ does not apply to local agencies or school districts, OEHHA has determined the proposed regulatory action would not impose a mandate on local agencies or school districts; nor does it require reimbursement by the State pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code. OEHHA has also determined that no nondiscretionary costs or savings to local agencies or school districts will result from the proposed regulatory action, nor will there be any costs or savings to the state or in federal funding to the state because of the proposed regulatory action.

EFFECT ON HOUSING COSTS

OEHHA has initially determined that the proposed regulatory action will have no effect on housing costs because it does not impose any new mandatory requirements on any business.

⁴ See Health and Safety Code section 25249.11(b).

**SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT DIRECTLY AFFECTING
BUSINESS, INCLUDING ABILITY TO COMPETE**

The proposed regulatory action provides compliance assistance to rental car businesses subject to the Act by adding a safe harbor regulation and does not impose any new mandatory requirements on those businesses. OEHHA has therefore made an initial determination that the adoption of this action will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

**RESULTS OF ECONOMIC
IMPACT ASSESSMENT
(Gov. Code section 11346.3(b))**

Creation or Elimination of Jobs within the State of California

The proposed regulatory action will not impact the creation or elimination of jobs within California. The action provides more specific and detailed guidance to the existing regulations by adding safe harbor warning methods and content for rental vehicle exposure warnings.

Creation of New Businesses or Elimination of Existing Businesses within the State of California

The proposed regulatory action will not impact the creation of new businesses or the elimination of existing businesses within California. The action provides more specific and detailed guidance to the existing regulations by adding safe harbor warning methods and content for rental vehicle exposure warnings.

The Expansion of Businesses Currently Doing Business within the State

OEHHA does not anticipate any major impact on the expansion of businesses currently doing business within the state. The action provides more specific and detailed guidance to the existing regulations by adding safe harbor warning methods and content for rental vehicle exposure warnings.

Benefits of the Proposed Regulation

Affected businesses will likely benefit from the proposed regulatory action because the amendments provide clarifying guidance concerning the provision of a clear and reasonable warning under Proposition 65 and would provide the added assurance of a safe harbor from potential enforcement actions. The public health and welfare of California residents will likely benefit from warnings that are specific and appropriate for exposures to listed chemicals from rental vehicles, and

that would not alert potential thieves that a vehicle is a rental.

**COST IMPACTS ON REPRESENTATIVE
PERSON OR BUSINESS**

OEHHA is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed regulatory action. The action does not impose any new requirements upon private persons or businesses.

EFFECT ON SMALL BUSINESSES

The proposed regulatory action will not adversely impact very small businesses because Proposition 65 is limited by its terms to businesses with 10 or more employees.⁵

**REASONABLE ALTERNATIVES TO THE
REGULATION AND THE AGENCY'S REASONS
FOR REJECTING THOSE ALTERNATIVES**

Pursuant to Government Code section 11346.5(a)(13), a rulemaking agency must determine that no reasonable alternative considered by the agency, or that has otherwise been identified and brought to the attention of the agency, would be more effective in carrying out the purpose for which the action is proposed, 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.

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

OEHHA has prepared and has available for public review an Initial Statement of Reasons for the proposed regulation, all the information upon which the regulation is based, and the text of the proposed regulation. These documents are available on OEHHA's website at www.oehha.ca.gov.

**AVAILABILITY OF CHANGED
OR MODIFIED TEXT**

The full text of any proposed regulation that is changed or modified from the express terms of this proposed action will be made available at least 15 days prior to the date on which OEHHA adopts the resulting

⁵ Health and Safety Code section 25249.11(b).

regulation. Notice of the comment period on the revised proposed regulation and the full text will be mailed to individuals who testified or submitted oral or written comments at the public hearing, whose comments were received by OEHHHA during the public comment period, and anyone who requests notification from OEHHHA of the availability of such change. Copies of the notice and the changed regulation will also be available on the OEHHHA Web site at www.oehha.ca.gov.

AVAILABILITY OF FINAL STATEMENT OF REASONS

A copy of the Final Statement of Reasons may be obtained, when it becomes available, from Monet Vela at the e-mail or telephone indicated above. The Final Statement of Reasons will also be available on OEHHHA's web site at www.oehha.ca.gov.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND WILDLIFE

CESA CONSISTENCY DETERMINATION REQUEST FOR
 Dominie Creek Fish Passage Project
 2080-2019-004-01
 Del Norte County

The California Department of Fish and Wildlife (CDFW) received a notice on February 12, 2019 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 removing the existing double concrete box culvert, which acts as a fish passage barrier, by constructing a new 80-foot-long, single-span precast slab bridge and roughened stream channel. Proposed activities will include, but are not limited to, dewatering of the channel, fish exclusion and relocation, demolition of the old bridge with a hoe ram, installation of cast-in-drilled-hole pilings, and restoration of the channel using rock slope protection, earthen fill, and native plantings. The proposed project will occur on U.S. Highway 101 over Dominie Creek near the town of Smith River in Del Norte County.

The National Marine Fisheries Service (NMFS) issued a federal biological opinion (Service Ref. No. WCR-2018-10655) in a memorandum to Caltrans on October 22, 2018, which considered the effects of the proposed project on state and federally threatened Southern Oregon/Northern California (SONCC) coho salmon (*Oncorhynchus kisutch*).

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.

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

AIR TOXICS HOT SPOTS PROGRAM

NOTICE OF PUBLIC COMMENT PERIOD AND WORKSHOPS ON DRAFT CANCER INHALATION UNIT RISK FACTORS FOR COBALT AND COBALT COMPOUNDS

The Office of Environmental Health Hazard Assessment (OEHHHA) is releasing a document for public review that summarizes the carcinogenicity and derivation of cancer inhalation unit risk factors (IURs) for cobalt and cobalt compounds. Cancer inhalation unit risk factors are used to estimate lifetime cancer risks associated with inhalation exposure to a carcinogen.

OEHHHA is required to develop guidelines for conducting health risk assessments under the Air Toxics Hot Spots Program (Health and Safety Code Section 44360(b)(2)). In implementing this requirement, OEHHHA develops IURs for many air pollutants. The draft cobalt and cobalt compounds inhalation cancer unit risk factors were developed using the most recent "Air Toxics Hot Spots Program Technical Support Document for Cancer Potency Factors," finalized by OEHHHA in 2009.

The draft cobalt and cobalt compounds inhalation cancer unit risk factors document is being made available today on the OEHHHA website at <http://www.oehha.ca.gov>. **The posting of the document will commence a 45-day public review period that will end on April 22, 2019.** Public workshops will be held in Northern and Southern California at the following locations and times:

Southern California

March 26, 2019
 10:00 a.m.–12:00 p.m.
 Room CC–2
 South Coast Air Quality Management District
 21865 E. Copley Drive
 Diamond Bar, CA 91765

Northern California

March 28, 2019
 10:00 a.m.–12:00 p.m.
 George Alexeeff Environmental Health Library
 1515 Clay St., 16th Floor
 Oakland, CA 94612

After the close of the public comment period, the document will be revised as appropriate by OEHHA, and peer reviewed by the state’s Scientific Review Panel on Toxic Air Contaminants.

The public is encouraged to submit written information via OEHHA’s website, rather than in paper form. Comments may be submitted electronically through the following link: <https://oehha.ca.gov/comments>.

Hard-copy comments may be mailed, faxed, or hand-delivered to the address below:

Dr. John Budroe
 Chief, Air Toxicology and Risk Assessment Section
 Air and Site Assessment and Climate Indicators
 Branch
 Office of Environmental Health Hazard Assessment
 1515 Clay Street, 16th Floor
 Oakland, CA, 94612
 E-mail: John.Budroe@oehha.ca.gov
 Telephone: (510) 622–3145

Information about dates and agenda for meetings of the Scientific Review Panel can be obtained from the California Air Resources Board website at <http://www.arb.ca.gov/srp/srp.htm>.

PROPOSITION 65

**OFFICE OF ENVIRONMENTAL
 HEALTH HAZARD ASSESSMENT**

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

**ACCEPTANCE OF A REQUEST FOR A SAFE
 USE DETERMINATION FOR EXPOSURES TO
 CRYSTALLINE SILICA IN WOODWISE®
 PRODUCTS, AND OPPORTUNITY FOR
 PUBLIC COMMENT**

The California Environmental Protection Agency’s Office of Environmental Health Hazard Assessment (OEHHA) is the lead agency for the implementation of the Safe Drinking Water and Toxic Enforcement Act of 1986 (commonly known as Proposition 65, codified at Health and Safety Code section 25249.5 *et seq.*). OEHHA has received a request for a Safe Use Determination (SUD) for exposures to crystalline silica in four WOODWISE® wood filler products: Full-Trowel Filler, Wood Patch, Pre-Finish Filler, and No Shrink Patch-Quick. Specifically, this request is for a determination that exposures to crystalline silica (airborne particles of respirable size) from these wood filler products do not present a significant risk of cancer under Proposition 65, and therefore do not require a warning. The request was made by Design Hardwood Products, Inc. pursuant to Title 27 of the California Code of Regulations, section 25204 *et seq.*¹

This SUD request is limited to exposures to crystalline silica (airborne particles of respirable size) from the four specified WOODWISE® wood filler products: Full-Trowel Filler, Wood Patch, Pre-Finish Filler, and No Shrink Patch-Quick. Exposure to other listed substances, if any, which may occur through these products will not be reviewed by OEHHA in the context of this request.

In accordance with the process set forth in Section 25204(f), interested persons may comment on the request in writing within a 30-day public comment period. In order for public comments to be considered during this process, **OEHHA must receive written comments by 5:00 p.m. on Monday, April 8, 2019.** We encourage you to submit comments in electronic form, rather than in paper form. Comments may be submitted electronically through our website at <https://oehha.ca>.

¹ All referenced sections are from Title 27 of the Cal. Code of Regulations.

[gov/comments](#). Comments submitted in paper form may be mailed, faxed, or delivered in person to the address below.

Mailing

Address: Julian Leichthy
Office of Environmental
Health Hazard Assessment
P. O. Box 4010, MS-12B
Sacramento, California
95812-4010

Fax: (916) 323-2265

Street

Address: 1001 I Street
Sacramento, California 95814

Comments received during the public comment period will be posted on the OEHHA website after the close of the comment period. By sending us your comments you are waiving any right to privacy you may have in the information you provide. Individual commenters should advise OEHHA when submitting documents to request redaction of home address or personal telephone numbers. Electronic files submitted should not have any form of encryption.

A public hearing on this request for a SUD will be scheduled upon request. To request a hearing, send an e-mail to Julian Leichthy at Julian.Leichthy@oehha.ca.gov (preferred) or to the address listed below by no later than March 25, 2019. If requested, the hearing will be held on a date not less than 30 days after the notice is published. OEHHA will mail a notice of the hearing to the requester and the notice will also be posted on the OEHHA website at least ten days before the public hearing. The notice will provide the date, time, and location of the hearing.

If you have any questions, please contact Mr. Leichthy at Julian.Leichthy@oehha.ca.gov or (916) 323-2395.

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

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

**ACCEPTANCE OF A REQUEST FOR A SAFE
USE DETERMINATION FOR EXPOSURES TO
BISPHENOL A IN CERTAIN EYEWEAR
PRODUCTS MANUFACTURED,
DISTRIBUTED OR SOLD BY THE VISION
COUNCIL MEMBER COMPANIES, AND
OPPORTUNITY FOR PUBLIC COMMENT**

The California Environmental Protection Agency's Office of Environmental Health Hazard Assessment (OEHHA) is the lead agency for the implementation of the Safe Drinking Water and Toxic Enforcement Act of 1986 (commonly known as Proposition 65, codified at Health and Safety Code section 25249.5 *et seq.*). OEHHA has received a request for a Safe Use Determination (SUD) for exposures to bisphenol A in certain eyewear products manufactured, distributed or sold by The Vision Council member companies. Specifically, this request is for a determination that exposures to bisphenol A from certain eyewear products (prescription glasses, over-the-counter (OTC) reading glasses, non-prescription sunglasses, and safety glasses) do not present significant risk of birth defects or reproductive harm under Proposition 65, and therefore do not require a warning. The request was made by The Vision Council on behalf of its member companies pursuant to Title 27 of the California Code of Regulations, section 25204 *et seq.*¹

This SUD request is limited to exposures to bisphenol A from the specified eyewear products (prescription glasses, OTC reading glasses, non-prescription sunglasses, and safety glasses) manufactured, distributed, or sold by The Vision Council member companies. Exposure to other listed substances, if any, which may occur through these products will not be reviewed by OEHHA in the context of this request.

In accordance with the process set forth in Section 25204(f), interested persons may comment on the request in writing within a 30-day public comment period. In order for public comments to be considered during this process, **OEHHA must receive written comments by 5:00 p.m. on Monday, April 8, 2019.** We encourage you to submit comments in electronic form, rather than in paper form. Comments may be submitted electronically through our website at <https://oehha.ca>.

¹ All referenced sections are from Title 27 of the Cal. Code of Regulations.

[gov/comments](http://oehha.ca.gov/comments). Comments submitted in paper form may be mailed, faxed, or delivered in person to the address below.

Mailing

Address: Julian Leichthy
Office of Environmental
Health Hazard Assessment
P. O. Box 4010, MS-12B
Sacramento, California
95812-4010

Fax: (916) 323-2265

Street

Address: 1001 I Street
Sacramento, California 95814

Comments received during the public comment period will be posted on the OEHHA website after the close of the comment period. By sending us your comments you are waiving any right to privacy you may have in the information you provide. Individual commenters should advise OEHHA when submitting documents to request redaction of home address or personal telephone numbers. Electronic files submitted should not have any form of encryption.

A public hearing on this request for a SUD will be scheduled upon request. To request a hearing, send an e-mail to Julian Leichthy at Julian.Leichthy@oehha.ca.gov (preferred) or to the address listed above by no later than March 25, 2019. If requested, the hearing will be held on a date not less than 30 days after the notice is published. OEHHA will mail a notice of the hearing to the requester and the notice will also be posted on the OEHHA website at least ten days before the public hearing. The notice will provide the date, time, and location of the hearing.

If you have any questions, please contact Mr. Leichthy at Julian.Leichthy@oehha.ca.gov or (916) 323-2395.

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

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

**CHEMICAL LISTED EFFECTIVE
MARCH 8, 2019
AS KNOWN TO THE STATE OF
CALIFORNIA TO CAUSE REPRODUCTIVE
TOXICITY: BEVACIZUMAB**

Effective **March 8, 2019**, the Office of Environmental Health Hazard Assessment (OEHHA) is adding *Bevacizumab* (CAS No. 216974-75-3) to the list of chemicals known to the state to cause reproductive toxicity (developmental and female endpoints), for purposes of Proposition 65¹.

The listing of bevacizumab is based on a formal requirement by the US Food and Drug Administration (FDA) that the chemical be identified or labeled as causing reproductive toxicity² (developmental and female endpoints). The criteria for listing chemicals under the “formally required to be labeled or identified” mechanism are set out in Title 27, California Code of Regulations, section 25902.

The documentation supporting OEHHA’s determination that bevacizumab meets the criteria for listing is included in the Notice of Intent to List Bevacizumab posted on OEHHA’s website and published in the October 5, 2018 issue of the *California Regulatory Notice Register* (Register 2018, No. 40-Z). OEHHA received no public comments on the proposed listing.

¹ The Safe Drinking Water and Toxic Enforcement Act of 1986, Health and Safety Code section 25249.5 et seq.

² See Health and Safety Code section 25249.8(b) and Title 27, Cal. Code of Regs., section 25902.

A complete, updated chemical list is published in this issue of the *California Regulatory Notice Register* and is available on the OEHHA website at <http://oehha.ca.gov/proposition-65/proposition-65-list>.

In summary, the following chemical is listed under Proposition 65 as known to the state to cause reproductive toxicity:

Chemical	CAS No.	Toxicological Endpoints	Listing Mechanism*
Bevacizumab	216974-75-3	Developmental toxicity Female reproductive toxicity	FR

* Listing mechanism: FR — “formally required to be labeled or identified” mechanism (Health and Safety Code section 25249.8(b)) and Title 27 Cal. Code of Regs., section 25902.

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

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

**CHEMICALS KNOWN TO THE STATE
TO CAUSE CANCER OR
REPRODUCTIVE TOXICITY
March 8, 2019**

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

CHEMICALS KNOWN TO THE STATE TO CAUSE CANCER

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
A-alpha-C (2-Amino-9H-pyrido[2,3-b]indole)	26148-68-5	January 1, 1990
Acetaldehyde	75-07-0	April 1, 1988
Acetamide	60-35-5	January 1, 1990
Acetochlor	34256-82-1	January 1, 1989
2-Acetylaminofluorene	53-96-3	July 1, 1987
Acifluorfen sodium	62476-59-9	January 1, 1990
Acrylamide	79-06-1	January 1, 1990
Acrylonitrile	107-13-1	July 1, 1987
Actinomycin D	50-76-0	October 1, 1989
AF-2;[2-(2-furyl)-3-(5-nitro-2-furyl)]acrylamide	3688-53-7	July 1, 1987
Aflatoxins	—	January 1, 1988
Alachlor	15972-60-8	January 1, 1989
Alcoholic beverages	—	April 29, 2011
Alcoholic beverages, when associated with alcohol abuse	—	July 1, 1988
Aldrin	309-00-2	July 1, 1988
Allyl chloride <u>Delisted October 29, 1999</u>	107-05-1	January 1, 1990
Aloe vera, non-decolorized whole leaf extract	—	December 4, 2015
2-Aminoanthraquinone	117-79-3	October 1, 1989
p-Aminoazobenzene	60-09-3	January 1, 1990
ortho-Aminoazotoluene	97-56-3	July 1, 1987
4-Aminobiphenyl (4-aminodiphenyl)	92-67-1	February 27, 1987
1-Amino-2,4-dibromoanthraquinone	81-49-2	August 26, 1997
3-Amino-9-ethylcarbazole hydrochloride	6109-97-3	July 1, 1989
2-Aminofluorene	153-78-6	January 29, 1999
1-Amino-2-methylanthraquinone	82-28-0	October 1, 1989
2-Amino-5-(5-nitro-2-furyl)-1,3,4-thiadiazole	712-68-5	July 1, 1987
4-Amino-2-nitrophenol	119-34-6	January 29, 1999

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Amitrole	61-82-5	July 1, 1987
Amsacrine	51264-14-3	August 7, 2009
Analgesic mixtures containing phenacetin	—	February 27, 1987
Androstenedione	63-05-8	May 3, 2011
Aniline	62-53-3	January 1, 1990
Aniline hydrochloride	142-04-1	May 15, 1998
<i>ortho</i> -Anisidine	90-04-0	July 1, 1987
<i>ortho</i> -Anisidine hydrochloride	134-29-2	July 1, 1987
Anthraquinone	84-65-1	September 28, 2007
Antimony oxide (Antimony trioxide)	1309-64-4	October 1, 1990
Aramite	140-57-8	July 1, 1987
Areca nut	—	February 3, 2006
Aristolochic acids	—	July 9, 2004
Arsenic (inorganic arsenic compounds)	—	February 27, 1987
Asbestos	1332-21-4	February 27, 1987
Auramine	492-80-8	July 1, 1987
Azacitidine	320-67-2	January 1, 1992
Azaserine	115-02-6	July 1, 1987
Azathioprine	446-86-6	February 27, 1987
Azobenzene	103-33-3	January 1, 1990
Benthiavalicarb-isopropyl	177406-68-7	July 1, 2008
Benz[a]anthracene	56-55-3	July 1, 1987
Benzene	71-43-2	February 27, 1987
Benzidine [and its salts]	92-87-5	February 27, 1987
Benzidine-based dyes	—	October 1, 1992
Benzo[b]fluoranthene	205-99-2	July 1, 1987
Benzo[j]fluoranthene	205-82-3	July 1, 1987
Benzo[k]fluoranthene	207-08-9	July 1, 1987
Benzofuran	271-89-6	October 1, 1990
Benzophenone	119-61-9	June 22, 2012
Benzo[a]pyrene	50-32-8	July 1, 1987
Benzotrichloride	98-07-7	July 1, 1987
Benzyl chloride	100-44-7	January 1, 1990
Benzyl violet 4B	1694-09-3	July 1, 1987
Beryllium and beryllium compounds	—	October 1, 1987
Betel quid with tobacco	—	January 1, 1990
Betel quid without tobacco	—	February 3, 2006
2,2-Bis(bromomethyl)-1,3-propanediol	3296-90-0	May 1, 1996
Bis(2-chloroethyl)ether	111-44-4	April 1, 1988
N,N-Bis(2-chloroethyl)-2-naphthylamine (Chlornapazine)	494-03-1	February 27, 1987
Bischloroethyl nitrosourea (BCNU) (Carmustine)	154-93-8	July 1, 1987
Bis(chloromethyl)ether	542-88-1	February 27, 1987
Bis(2-chloro-1-methylethyl) ether, technical grade	—	October 29, 1999
Bitumens, extracts of steam-refined and air refined	—	January 1, 1990
Bracken fern	—	January 1, 1990
Bromate	15541-45-4	May 31, 2002
Bromochloroacetic acid	5589-96-8	April 6, 2010
Bromodichloroacetic acid	71133-14-7	July 29, 2016
Bromodichloromethane	75-27-4	January 1, 1990
Bromoethane	74-96-4	December 22, 2000
Bromoform	75-25-2	April 1, 1991
1-Bromopropane	106-94-5	August 5, 2016
1,3-Butadiene	106-99-0	April 1, 1988

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
1,4-Butanediol dimethanesulfonate (Busulfan)	55-98-1	February 27, 1987
Butylated hydroxyanisole	25013-16-5	January 1, 1990
beta-Butyrolactone	3068-88-0	July 1, 1987
Cacodylic acid	75-60-5	May 1, 1996
Cadmium and cadmium compounds	—	October 1, 1987
Caffeic acid	331-39-5	October 1, 1994
Captafol	2425-06-1	October 1, 1988
Captan	133-06-2	January 1, 1990
Carbaryl	63-25-2	February 5, 2010
Carbazole	86-74-8	May 1, 1996
Carbon black (airborne, unbound particles of respirable size)	1333-86-4	February 21, 2003
Carbon tetrachloride	56-23-5	October 1, 1987
Carbon-black extracts	—	January 1, 1990
N-Carboxymethyl-N-nitrosourea	60391-92-6	January 25, 2002
Catechol	120-80-9	July 15, 2003
Ceramic fibers (airborne particles of respirable size)	—	July 1, 1990
Certain combined chemotherapy for lymphomas	—	February 27, 1987
Chloral	75-87-6	September 13, 2013
Chloral hydrate	302-17-0	September 13, 2013
Chlorambucil	305-03-3	February 27, 1987
Chloramphenicol <u>Delisted January 4, 2013</u>	56-75-7	October 1, 1989
Chloramphenicol sodium succinate	982-57-0	September 27, 2013
Chlordane	57-74-9	July 1, 1988
Chlordecone (Kepone)	143-50-0	January 1, 1988
Chlordimeform	6164-98-3	January 1, 1989
Chlorendic acid	115-28-6	July 1, 1989
Chlorinated paraffins (Average chain length, C12; approximately 60 percent chlorine by weight)	108171-26-2	July 1, 1989
p-Chloroaniline	106-47-8	October 1, 1994
p-Chloroaniline hydrochloride	20265-96-7	May 15, 1998
Chlorodibromomethane <u>Delisted October 29, 1999</u>	124-48-1	January 1, 1990
Chloroethane (Ethyl chloride)	75-00-3	July 1, 1990
1-(2-Chloroethyl)-3-cyclohexyl-1-nitrosourea (CCNU) (Lomustine)	13010-47-4	January 1, 1988
1-(2-Chloroethyl)-3-(4-methylcyclohexyl)-1-nitrosourea (Methyl-CCNU)	13909-09-6	October 1, 1988
Chloroform	67-66-3	October 1, 1987
Chloromethyl methyl ether (technical grade)	107-30-2	February 27, 1987
3-Chloro-2-methylpropene	563-47-3	July 1, 1989
1-Chloro-4-nitrobenzene	100-00-5	October 29, 1999
4-Chloro-ortho-phenylenediamine	95-83-0	January 1, 1988
p-Chloro-o-toluidine	95-69-2	January 1, 1990
p-Chloro-o-toluidine, strong acid salts of	—	May 15, 1998
5-Chloro-o-toluidine and its strong acid salts	—	October 24, 1997
Chloroprene	126-99-8	June 2, 2000
Chlorothalonil	1897-45-6	January 1, 1989
Chlorotrianisene	569-57-3	September 1, 1996
Chlorozotocin	54749-90-5	January 1, 1992
Chromium (hexavalent compounds)	—	February 27, 1987
Chrysene	218-01-9	January 1, 1990
C.I. Acid Red 114	6459-94-5	July 1, 1992
C.I. Basic Red 9 monohydrochloride	569-61-9	July 1, 1989
C.I. Direct Blue 15	2429-74-5	August 26, 1997

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
C.I. Direct Blue 218	28407-37-6	August 26, 1997
C.I. Disperse Yellow 3	2832-40-8	February 8, 2013
C.I. Solvent Yellow 14	842-07-9	May 15, 1998
Ciclosporin (Cyclosporin A; Cyclosporine)	59865-13-3 79217-60-0	January 1, 1992
Cidofovir	113852-37-2	January 29, 1999
Cinnamyl anthranilate	87-29-6	July 1, 1989
Cisplatin	15663-27-1	October 1, 1988
Citrus Red No. 2	6358-53-8	October 1, 1989
Clofibrate	637-07-0	September 1, 1996
Clomiphene citrate	50-41-9	May 24, 2013
CMNP (pyrazachlor)	6814-58-0	August 21, 2015
Cobalt metal powder	7440-48-4	July 1, 1992
Cobalt [II] oxide	1307-96-6	July 1, 1992
Cobalt sulfate	10124-43-3	May 20, 2005
Cobalt sulfate heptahydrate	10026-24-1	June 2, 2000
Coconut oil diethanolamine condensate (cocamide diethanolamine)	—	June 22, 2012
Coke oven emissions	—	February 27, 1987
Conjugated estrogens	—	February 27, 1987
Creosotes	—	October 1, 1988
<i>para</i> -Cresidine	120-71-8	January 1, 1988
Cumene	98-82-8	April 6, 2010
Cupferron	135-20-6	January 1, 1988
Cycasin	14901-08-7	January 1, 1988
Cyclopenta[<i>cd</i>]pyrene	27208-37-3	April 29, 2011
Cyclophosphamide (anhydrous)	50-18-0	February 27, 1987
Cyclophosphamide (hydrated)	6055-19-2	February 27, 1987
Cytembena	21739-91-3	May 15, 1998
D&C Orange No. 17	3468-63-1	July 1, 1990
D&C Red No. 8	2092-56-0	October 1, 1990
D&C Red No. 9	5160-02-1	July 1, 1990
D&C Red No. 19	81-88-9	July 1, 1990
Dacarbazine	4342-03-4	January 1, 1988
Daminozide	1596-84-5	January 1, 1990
Dantron (Chrysazin; 1,8-Dihydroxyanthraquinone)	117-10-2	January 1, 1992
Daunomycin	20830-81-3	January 1, 1988
DDD (Dichlorodiphenyldichloroethane)	72-54-8	January 1, 1989
DDE (Dichlorodiphenyldichloroethylene)	72-55-9	January 1, 1989
DDT (Dichlorodiphenyltrichloroethane)	50-29-3	October 1, 1987
DDVP (Dichlorvos)	62-73-7	January 1, 1989
N,N'-Diacetylbenzidine	613-35-4	October 1, 1989
2,4-Diaminoanisole	615-05-4	October 1, 1990
2,4-Diaminoanisole sulfate	39156-41-7	January 1, 1988
4,4'-Diaminodiphenyl ether (4,4'-Oxydianiline)	101-80-4	January 1, 1988
2,4-Diaminotoluene	95-80-7	January 1, 1988
Diaminotoluene (mixed) <u>Delisted November 20, 2015</u>	—	January 1, 1990
Diazoaminobenzene	136-35-6	May 20, 2005
Dibenz[<i>a,h</i>]acridine	226-36-8	January 1, 1988
Dibenz[<i>a,j</i>]acridine	224-42-0	January 1, 1988
Dibenzanthracenes	—	December 26, 2014
Dibenz[<i>a,c</i>]anthracene	215-58-7	December 26, 2014
Dibenz[<i>a,h</i>]anthracene	53-70-3	January 1, 1988
Dibenz[<i>a,j</i>]anthracene	224-41-9	December 26, 2014

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
7H-Dibenzo[c,g]carbazole	194-59-2	January 1, 1988
Dibenzo[a,e]pyrene	192-65-4	January 1, 1988
Dibenzo[a,h]pyrene	189-64-0	January 1, 1988
Dibenzo[a,i]pyrene	189-55-9	January 1, 1988
Dibenzo[a,l]pyrene	191-30-0	January 1, 1988
Dibromoacetic acid	631-64-1	June 17, 2008
Dibromoacetonitrile	3252-43-5	May 3, 2011
1,2-Dibromo-3-chloropropane (DBCP)	96-12-8	July 1, 1987
2,3-Dibromo-1-propanol	96-13-9	October 1, 1994
Dichloroacetic acid	79-43-6	May 1, 1996
<i>p</i> -Dichlorobenzene	106-46-7	January 1, 1989
3,3'-Dichlorobenzidine	91-94-1	October 1, 1987
3,3'-Dichlorobenzidine dihydrochloride	612-83-9	May 15, 1998
1,4-Dichloro-2-butene	764-41-0	January 1, 1990
3,3'-Dichloro-4,4'-diaminodiphenyl ether	28434-86-8	January 1, 1988
1,1-Dichloroethane	75-34-3	January 1, 1990
Dichloromethane (Methylene chloride)	75-09-2	April 1, 1988
1,2-Dichloropropane	78-87-5	January 1, 1990
1,3-Dichloro-2-propanol (1,3-DCP)	96-23-1	October 8, 2010
1,3-Dichloropropene	542-75-6	January 1, 1989
Diclofop-methyl	51338-27-3	April 6, 2010
Dieldrin	60-57-1	July 1, 1988
Dienestrol <u>Delisted January 4, 2013</u>	84-17-3	January 1, 1990
Diepoxybutane	1464-53-5	January 1, 1988
Diesel engine exhaust	—	October 1, 1990
Diethanolamine	111-42-2	June 22, 2012
Di(2-ethylhexyl)phthalate	117-81-7	January 1, 1988
1,2-Diethylhydrazine	1615-80-1	January 1, 1988
Diethyl sulfate	64-67-5	January 1, 1988
Diethylstilbestrol (DES)	56-53-1	February 27, 1987
Diglycidyl resorcinol ether (DGRE)	101-90-6	July 1, 1989
Dihydrosafrole	94-58-6	January 1, 1988
Diisononyl phthalate (DINP)	—	December 20, 2013
Diisopropyl sulfate	2973-10-6	April 1, 1993
3,3'-Dimethoxybenzidine (ortho-Dianisidine)	119-90-4	January 1, 1988
3,3'-Dimethoxybenzidine dihydrochloride (ortho-Dianisidine dihydrochloride)	20325-40-0	October 1, 1990
3,3'-Dimethoxybenzidine-based dyes metabolized to 3,3'-dimethoxybenzidine	—	June 11, 2004
3,3'-Dimethylbenzidine-based dyes metabolized to 3,3'-dimethylbenzidine	—	June 11, 2004
Dimethyl sulfate	77-78-1	January 1, 1988
4-Dimethylaminoazobenzene	60-11-7	January 1, 1988
trans-2-[(Dimethylamino)methylimino]-5-[2-(5-nitro-2-furyl)vinyl]-1,3,4-oxadiazole	55738-54-0	January 1, 1988
7,12-Dimethylbenz(a)anthracene	57-97-6	January 1, 1990
3,3'-Dimethylbenzidine (ortho-Tolidine)	119-93-7	January 1, 1988
3,3'-Dimethylbenzidine dihydrochloride	612-82-8	April 1, 1992
Dimethylcarbamoyl chloride	79-44-7	January 1, 1988
N,N-Dimethylformamide	68-12-2	October 27, 2017
1,1-Dimethylhydrazine (UDMH)	57-14-7	October 1, 1989
1,2-Dimethylhydrazine	540-73-8	January 1, 1988
2,6-Dimethyl-N-nitrosomorpholine (DMNM)	1456-28-6	February 8, 2013

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
<i>N,N</i> -Dimethyl- <i>p</i> -toluidine	99-97-8	May 2, 2014
Dimethylvinylchloride	513-37-1	July 1, 1989
3,7-Dinitrofluoranthene	105735-71-5	August 26, 1997
3,9-Dinitrofluoranthene	22506-53-2	August 26, 1997
1,3-Dinitropyrene	75321-20-9	November 2, 2012
1,6-Dinitropyrene	42397-64-8	October 1, 1990
1,8-Dinitropyrene	42397-65-9	October 1, 1990
Dinitrotoluene mixture, 2,4-/2,6-	—	May 1, 1996
2,4-Dinitrotoluene	121-14-2	July 1, 1988
2,6-Dinitrotoluene	606-20-2	July 1, 1995
Di- <i>n</i> -propyl isocinchomeronate (MGK Repellent 326)	136-45-8	May 1, 1996
1,4-Dioxane	123-91-1	January 1, 1988
Diphenylhydantoin (Phenytoin)	57-41-0	January 1, 1988
Diphenylhydantoin (Phenytoin), sodium salt	630-93-3	January 1, 1988
Direct Black 38 (technical grade)	1937-37-7	January 1, 1988
Direct Blue 6 (technical grade)	2602-46-2	January 1, 1988
Direct Brown 95 (technical grade)	16071-86-6	October 1, 1988
Disperse Blue 1	2475-45-8	October 1, 1990
Diuron	330-54-1	May 31, 2002
Doxorubicin hydrochloride (Adriamycin)	25316-40-9	July 1, 1987
Emissions from combustion of coal	—	August 7, 2013
Emissions from high-temperature unrefined rapeseed oil	—	January 3, 2014
Epichlorohydrin	106-89-8	October 1, 1987
Epoxiconazole	135319-73-2	April 15, 2011
Erionite	12510-42-8/ 66733-21-9	October 1, 1988
Estradiol 17B	50-28-2	January 1, 1988
Estragole	140-67-0	October 29, 1999
Estrogens, steroidal	—	August 19, 2005
Estrogen-progestogen (combined) used as menopausal therapy	—	November 4, 2011
Estrone	53-16-7	January 1, 1988
Estropipate	7280-37-7	August 26, 1997
Ethanol in alcoholic beverages	—	April 29, 2011
Ethinylestradiol	57-63-6	January 1, 1988
Ethoprop	13194-48-4	February 27, 2001
Ethyl acrylate	140-88-5	July 1, 1989
Ethylbenzene	100-41-4	June 11, 2004
Ethyl methanesulfonate	62-50-0	January 1, 1988
Ethyl-4,4'-dichlorobenzilate	510-15-6	January 1, 1990
Ethylene dibromide	106-93-4	July 1, 1987
Ethylene dichloride (1,2-Dichloroethane)	107-06-2	October 1, 1987
Ethylene oxide	75-21-8	July 1, 1987
Ethylene thiourea	96-45-7	January 1, 1988
Ethyleneimine (Aziridine)	151-56-4	January 1, 1988
Etoposide	33419-42-0	November 4, 2011
Etoposide in combination with cisplatin and bleomycin	—	November 4, 2011
Fenoxycarb	72490-01-8	June 2, 2000
Folpet	133-07-3	January 1, 1989
Formaldehyde (gas)	50-00-0	January 1, 1988
2-(2-Formylhydrazino)-4-(5-nitro-2-furyl)thiazole	3570-75-0	January 1, 1988
FumonisinB ₁	116355-83-0	November 14, 2003

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Furan	110-00-9	October 1, 1993
Furazolidone	67-45-8	January 1, 1990
Furfuryl alcohol	98-00-0	September 30, 2016
Furmecyclox	60568-05-0	January 1, 1990
Fusarin C	79748-81-5	July 1, 1995
Gallium arsenide	1303-00-0	August 1, 2008
Ganciclovir	82410-32-0	August 26, 1997
Gasoline engine exhaust (condensates/extracts)	—	October 1, 1990
Gemfibrozil	25812-30-0	December 22, 2000
Gentian violet (Crystal violet)	548-62-9	November 23, 2018
Glass wool fibers (inhalable and biopersistent)	—	July 1, 1990
Glu-P-1 (2-Amino-6-methyldipyrido[1,2-a:3',2'-d]imidazole)	67730-11-4	January 1, 1990
Glu-P-2 (2-Aminodipyrido[1,2-a:3',2'-d]imidazole)	67730-10-3	January 1, 1990
Glycidaldehyde	765-34-4	January 1, 1988
Glycidol	556-52-5	July 1, 1990
Glyphosate	1071-83-6	July 7, 2017
Goldenseal root powder		December 4, 2015
Griseofulvin	126-07-8	January 1, 1990
Gyromitrin (Acetaldehyde methylformylhydrazone)	16568-02-8	January 1, 1988
HC Blue 1	2784-94-3	July 1, 1989
Heptachlor	76-44-8	July 1, 1988
Heptachlor epoxide	1024-57-3	July 1, 1988
Herbal remedies containing plant species of the genus Aristolochia	—	July 9, 2004
Hexachlorobenzene	118-74-1	October 1, 1987
Hexachlorobutadiene	87-68-3	May 3, 2011
Hexachlorocyclohexane (technical grade)	—	October 1, 1987
Hexachlorodibenzodioxin	34465-46-8	April 1, 1988
Hexachloroethane	67-72-1	July 1, 1990
2,4-Hexadienal (89% trans, trans isomer; 11% cis, trans isomer)	—	March 4, 2005
Hexamethylphosphoramide	680-31-9	January 1, 1988
Hydrazine	302-01-2	January 1, 1988
Hydrazine sulfate	10034-93-2	January 1, 1988
Hydrazobenzene (1,2-Diphenylhydrazine)	122-66-7	January 1, 1988
1-Hydroxyanthraquinone	129-43-1	May 27, 2005
Imazalil	35554-44-0	May 20, 2011
Indeno [1,2,3-cd]pyrene	193-39-5	January 1, 1988
Indium phosphide	22398-80-7	February 27, 2001
IQ (2-Amino-3-methylimidazo[4,5-f]quinoline)	76180-96-6	April 1, 1990
Iprodione	36734-19-7	May 1, 1996
Iprovalicarb	140923-17-7	June 1, 2007
	140923-25-7	
Iron dextran complex	9004-66-4	January 1, 1988
Isobutyl nitrite	542-56-3	May 1, 1996
Isoprene	78-79-5	May 1, 1996
Isopyrazam	881686-58-1	July 24, 2012
<u>Isosafrole Delisted December 8, 2006</u>	420-58-4	October 1, 1989
Isoxaflutole	141112-29-0	December 22, 2000
Kresoxim-methyl	143390-89-0	February 3, 2012

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Lactofen	77501-63-4	January 1, 1989
Lasiocarpine	303-34-4	April 1, 1988
Lead acetate	301-04-2	January 1, 1988
Lead and lead compounds	—	October 1, 1992
Lead phosphate	7446-27-7	April 1, 1988
Lead subacetate	1335-32-6	October 1, 1989
Leather dust	—	April 29, 2011
Lindane and other hexachlorocyclohexane isomers	—	October 1, 1989
Lynestrenol	52-76-6	February 27, 2001
Malathion	121-75-5	May 20, 2016
Malonaldehyde, sodium salt	24382-04-5	May 3, 2011
Mancozeb	8018-01-7	January 1, 1990
Maneb	12427-38-2	January 1, 1990
Marijuana smoke	—	June 19, 2009
Me- α -C (2-Amino-3-methyl-9H-pyrido[2,3-b]indole)	68006-83-7	January 1, 1990
Medroxyprogesterone acetate	71-58-9	January 1, 1990
Megestrol acetate	595-33-5	March 28, 2014
MeIQ(2-Amino-3,4-dimethylimidazo[4,5-f]quinoline)	77094-11-2	October 1, 1994
MeIQx(2-Amino-3,8-dimethylimidazo[4,5-f]quinoxaline)	77500-04-0	October 1, 1994
Melphalan	148-82-3	February 27, 1987
Mepanipyridin	110235-47-7	July 1, 2008
2-Mercaptobenzothiazole	149-30-4	October 27, 2017
Merphalan	531-76-0	April 1, 1988
Mestranol	72-33-3	April 1, 1988
Metam potassium	137-41-7	December 31, 2010
Metham sodium	137-42-8	November 6, 1998
8-Methoxypsoralen with ultraviolet A therapy	298-81-7	February 27, 1987
5-Methoxypsoralen with ultraviolet A therapy	484-20-8	October 1, 1988
2-Methylaziridine (Propyleneimine)	75-55-8	January 1, 1988
Methylazoxymethanol	590-96-5	April 1, 1988
Methylazoxymethanol acetate	592-62-1	April 1, 1988
Methyl carbamate	598-55-0	May 15, 1998
3-Methylcholanthrene	56-49-5	January 1, 1990
5-Methylchrysene	3697-24-3	April 1, 1988
4,4' -Methylene bis(2-chloroaniline)	101-14-4	July 1, 1987
4,4' -Methylene bis(N,N-dimethyl)benzenamine	101-61-1	October 1, 1989
4,4' -Methylene bis(2-methylaniline)	838-88-0	April 1, 1988
4,4' -Methylenedianiline	101-77-9	January 1, 1988
4,4' -Methylenedianiline dihydrochloride	13552-44-8	January 1, 1988
Methyleugenol	93-15-2	November 16, 2001
Methylhydrazine and its salts	—	July 1, 1992
2-Methylimidazole	693-98-1	June 22, 2012
4-Methylimidazole	822-36-6	January 7, 2011
Methyl iodide	74-88-4	April 1, 1988
Methyl isobutyl ketone	108-10-1	November 4, 2011
Methylmercury compounds	—	May 1, 1996
Methyl methanesulfonate	66-27-3	April 1, 1988
2-Methyl-1-nitroanthraquinone (of uncertain purity)	129-15-7	April 1, 1988
N-Methyl-N' -nitro-N-nitrosoguanidine	70-25-7	April 1, 1988
N-Methylolacrylamide	924-42-5	July 1, 1990
α -Methyl styrene (alpha-Methylstyrene)	98-83-9	November 2, 2012
Methylthiouracil	56-04-2	October 1, 1989
Metiram	9006-42-2	January 1, 1990

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Metronidazole	443-48-1	January 1, 1988
Michler's ketone	90-94-8	January 1, 1988
Mirex	2385-85-5	January 1, 1988
Mitomycin C	50-07-7	April 1, 1988
Mitoxantrone hydrochloride	70476-82-3	January 23, 2015
MON 4660 (dichloroacetyl-1-oxa-4-azaspiro(4,5)-decane)	71526-07-3	March 22, 2011
MON 13900 (furilazole)	121776-33-8	March 22, 2011
3-Monochloropropane-1,2-diol (3-MCPD)	96-24-2	October 8, 2010
Monocrotaline	315-22-0	April 1, 1988
MOPP (vincristine-prednisone-nitrogen mustard-procarbazine mixture)	113803-47-7	November 4, 2011
5-(Morpholinomethyl)-3-[(5-nitro-furfurylidene)-amino]-2-oxazolidinone	139-91-3	April 1, 1988
Mustard Gas	505-60-2	February 27, 1987
MX (3-chloro-4-(dichloromethyl)-5-hydroxy-2(5H)-furanone)	77439-76-0	December 22, 2000
beta-Myrcene	123-35-3	March 27, 2015
Nafenopin	3771-19-5	April 1, 1988
Nalidixic acid	389-08-2	May 15, 1998
Naphthalene	91-20-3	April 19, 2002
1-Naphthylamine	134-32-7	October 1, 1989
2-Naphthylamine	91-59-8	February 27, 1987
Nickel (Metallic)	7440-02-0	October 1, 1989
Nickel acetate	373-02-4	October 1, 1989
Nickel carbonate	3333-67-3	October 1, 1989
Nickel carbonyl	13463-39-3	October 1, 1987
Nickel compounds	—	May 7, 2004
Nickel hydroxide	12054-48-7; 12125-56-3	October 1, 1989
Nickelocene	1271-28-9	October 1, 1989
Nickel oxide	1313-99-1	October 1, 1989
Nickel refinery dust from the pyrometallurgical process	—	October 1, 1987
Nickel subsulfide	12035-72-2	October 1, 1987
Niridazole	61-57-4	April 1, 1988
Nitrapyrin	1929-82-4	October 5, 2005
Nitrilotriacetic acid	139-13-9	January 1, 1988
Nitrilotriacetic acid, trisodium salt monohydrate	18662-53-8	April 1, 1989
5-Nitroacenaphthene	602-87-9	April 1, 1988
5-Nitro- <i>o</i> -anisidine <u>Delisted December 8, 2006</u>	99-59-2	October 1, 1989
<i>o</i> -Nitroanisole	91-23-6	October 1, 1992
Nitrobenzene	98-95-3	August 26, 1997
4-Nitrobiphenyl	92-93-3	April 1, 1988
6-Nitrochrysene	7496-02-8	October 1, 1990
Nitrofen (technical grade)	1836-75-5	January 1, 1988
2-Nitrofluorene	607-57-8	October 1, 1990
Nitrofurazone	59-87-0	January 1, 1990
1-[(5-Nitrofurfurylidene)-amino]-2-imidazolidinone	555-84-0	April 1, 1988
N-[4-(5-Nitro-2-furyl)-2-thiazolyl]acetamide	531-82-8	April 1, 1988
Nitrogen mustard (Mechlorethamine)	51-75-2	January 1, 1988
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	55-86-7	April 1, 1988
Nitrogen mustard N-oxide	126-85-2	April 1, 1988
Nitrogen mustard N-oxide hydrochloride	302-70-5	April 1, 1988
Nitromethane	75-52-5	May 1, 1997
2-Nitropropane	79-46-9	January 1, 1988

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
1-Nitropyrene	5522-43-0	October 1, 1990
4-Nitropyrene	57835-92-4	October 1, 1990
N-Nitrosodi-n-butylamine	924-16-3	October 1, 1987
N-Nitrosodiethanolamine	1116-54-7	January 1, 1988
N-Nitrosodiethylamine	55-18-5	October 1, 1987
N-Nitrosodimethylamine	62-75-9	October 1, 1987
p-Nitrosodiphenylamine	156-10-5	January 1, 1988
N-Nitrosodiphenylamine	86-30-6	April 1, 1988
N-Nitrosodi-n-propylamine	621-64-7	January 1, 1988
N-Nitroso-N-ethylurea	759-73-9	October 1, 1987
N-Nitrosohexamethyleneimine	932-83-2	November 23, 2018
3-(N-Nitrosomethylamino)propionitrile	60153-49-3	April 1, 1990
4-(N-Nitrosomethylamino)-1-(3-pyridyl)1-butanone	64091-91-4	April 1, 1990
N-Nitrosomethyl-n-butylamine	7068-83-9	December 26, 2014
N-Nitrosomethyl-n-decylamine	75881-22-0	December 26, 2014
N-Nitrosomethyl-n-dodecylamine	55090-44-3	December 26, 2014
N-Nitrosomethylethylamine	10595-95-6	October 1, 1989
N-Nitrosomethyl-n-heptylamine	16338-99-1	December 26, 2014
N-Nitrosomethyl-n-hexylamine	28538-70-7	December 26, 2014
N-Nitrosomethyl-n-nonylamine	75881-19-5	December 26, 2014
N-Nitrosomethyl-n-octylamine	34423-54-6	December 26, 2014
N-Nitrosomethyl-n-pentylamine	13256-07-0	December 26, 2014
N-Nitrosomethyl-n-propylamine	924-46-9	December 26, 2014
N-Nitrosomethyl-n-tetradecylamine	75881-20-8	December 26, 2014
N-Nitrosomethyl-n-undecylamine	68107-26-6	December 26, 2014
N-Nitroso-N-methylurea	684-93-5	October 1, 1987
N-Nitroso-N-methylurethane	615-53-2	April 1, 1988
N-Nitrosomethylvinylamine	4549-40-0	January 1, 1988
N-Nitrosomorpholine	59-89-2	January 1, 1988
N-Nitrosornicotine	16543-55-8	January 1, 1988
N-Nitrosopiperidine	100-75-4	January 1, 1988
N-Nitrosopyrrolidine	930-55-2	October 1, 1987
N-Nitrososarcosine	13256-22-9	January 1, 1988
o-Nitrotoluene	88-72-2	May 15, 1998
Norethisterone (Norethindrone)	68-22-4	October 1, 1989
Norethynodrel	68-23-5	February 27, 2001
Ochratoxin A	303-47-9	July 1, 1990
Oil Orange SS	2646-17-5	April 1, 1988
Oral contraceptives, combined	—	October 1, 1989
Oral contraceptives, sequential	—	October 1, 1989
Oryzalin	19044-88-3	September 12, 2008
Oxadiazon	19666-30-9	July 1, 1991
Oxazepam	604-75-1	October 1, 1994
Oxymetholone	434-07-1	January 1, 1988
Oxythioquinox (Chinomethionat)	2439-01-2	August 20, 1999
Palygorskite fibers (> 5µm in length)	12174-11-7	December 28, 1999
Panfuran S	794-93-4	January 1, 1988
Parathion	56-38-2	May 20, 2016
Pentachlorophenol	87-86-5	January 1, 1990
Pentabromodiphenyl ether mixture [DE-71 (technical grade)]	—	July 7, 2017
Pentachlorophenol and by-products of its synthesis (complex mixture)	—	October 21, 2016

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Pentosan polysulfate sodium	—	April 18, 2014
Phenacetin	62-44-2	October 1, 1989
Phenazopyridine	94-78-0	January 1, 1988
Phenazopyridine hydrochloride	136-40-3	January 1, 1988
Phenesterin	3546-10-9	July 1, 1989
Phenobarbital	50-06-6	January 1, 1990
Phenolphthalein	77-09-8	May 15, 1998
Phenoxybenzamine	59-96-1	April 1, 1988
Phenoxybenzamine hydrochloride	63-92-3	April 1, 1988
<i>o</i> -Phenylenediamine and its salts	95-54-5	May 15, 1998
Phenyl glycidyl ether	122-60-1	October 1, 1990
Phenylhydrazine and its salts	—	July 1, 1992
<i>o</i> -Phenylphenate, sodium	132-27-4	January 1, 1990
<i>o</i> -Phenylphenol	90-43-7	August 4, 2000
PhiP(2-Amino-1-methyl-6-phenylimidazol[4,5-b]pyridine)	105650-23-5	October 1, 1994
Pioglitazone	111025-46-8	April 18, 2014
Pirimicarb	23103-98-2	July 2, 2008
Polybrominated biphenyls	—	January 1, 1988
Polychlorinated biphenyls	—	October 1, 1989
Polychlorinated biphenyls (containing 60 or more percent chlorine by molecular weight)	—	January 1, 1988
Polychlorinated dibenzo- <i>p</i> -dioxins	—	October 1, 1992
Polychlorinated dibenzofurans	—	October 1, 1992
Polygeenan	53973-98-1	January 1, 1988
Ponceau MX	3761-53-3	April 1, 1988
Ponceau 3R	3564-09-8	April 1, 1988
Potassium bromate	7758-01-2	January 1, 1990
Primidone	125-33-7	August 20, 1999
Procarbazine	671-16-9	January 1, 1988
Procarbazine hydrochloride	366-70-1	January 1, 1988
Procymidone	32809-16-8	October 1, 1994
Progesterone	57-83-0	January 1, 1988
Pronamide	23950-58-5	May 1, 1996
Propachlor	1918-16-7	February 27, 2001
d1,3-Propane sultone	1120-71-4	January 1, 1988
Propargite	2312-35-8	October 1, 1994
beta-Propiolactone	57-57-8	January 1, 1988
Propoxur	114-26-1	August 11, 2006
Propylene glycol mono- <i>t</i> -butyl ether	57018-52-7	June 11, 2004
Propylene oxide	75-56-9	October 1, 1988
Propylthiouracil	51-52-5	January 1, 1988
Pulegone	89-82-7	April 18, 2014
Pymetrozine	123312-89-0	March 22, 2011
Pyridine	110-86-1	May 17, 2002
Quinoline and its strong acid salts	—	October 24, 1997
Radionuclides	—	July 1, 1989
Reserpine	50-55-5	October 1, 1989
Residual (heavy) fuel oils	—	October 1, 1990
Resmethrin	10453-86-8	July 1, 2008
Riddelliine	23246-96-0	December 3, 2004

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Saccharin <u>Delisted April 6, 2001</u>	81-07-2	October 1, 1989
Saccharin, sodium <u>Delisted January 17, 2003</u>	128-44-9	January 1, 1988
Safrole	94-59-7	January 1, 1988
Salted fish, Chinese-style	—	April 29, 2011
Sedaxane	874967-67-6	July 1, 2016
Selenium sulfide	7446-34-6	October 1, 1989
Shale-oils	68308-34-9	April 1, 1990
Silica, crystalline (airborne particles of respirable size)	—	October 1, 1988
Soots, tars, and mineral oils (untreated and mildly treated oils and used engine oils)	—	February 27, 1987
Spirodiclofen	148477-71-8	October 8, 2010
Spironolactone	52-01-7	May 1, 1997
Stanozolol	10418-03-8	May 1, 1997
Sterigmatocystin	10048-13-2	April 1, 1988
Streptozotocin (streptozocin)	18883-66-4	January 1, 1988
Strong inorganic acid mists containing sulfuric acid	—	March 14, 2003
Styrene	100-42-5	April 22, 2016
Styrene oxide	96-09-3	October 1, 1988
Sulfallate	95-06-7	January 1, 1988
Sulfasalazine (Salicylazosulfapyridine)	599-79-1	May 15, 1998
Talc containing asbestiform fibers	—	April 1, 1990
Tamoxifen and its salts	10540-29-1	September 1, 1996
Teriparatide	52232-67-4	August 14, 2015
Terrazole	2593-15-9	October 1, 1994
Testosterone and its esters	58-22-0	April 1, 1988
Tetrabromobisphenol A	79-94-7	October 27, 2017
3,3',4,4'-Tetrachloroazobenzene	14047-09-7	July 24, 2012
2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	1746-01-6	January 1, 1988
1,1,1,2-Tetrachloroethane	630-20-6	September 13, 2013
1,1,2,2-Tetrachloroethane	79-34-5	July 1, 1990
Tetrachloroethylene (Perchloroethylene)	127-18-4	April 1, 1988
p-a,a,a-Tetrachlorotoluene	5216-25-1	January 1, 1990
Tetrachlorvinphos	22248-79-9	May 20, 2016
Tetrafluoroethylene	116-14-3	May 1, 1997
Tetranitromethane	509-14-8	July 1, 1990
Thioacetamide	62-55-5	January 1, 1988
4,4'-Thiodianiline	139-65-1	April 1, 1988
Thiodicarb	59669-26-0	August 20, 1999
Thiouracil	141-90-2	June 11, 2004
Thiourea	62-56-6	January 1, 1988
Thorium dioxide	1314-20-1	February 27, 1987
Titanium dioxide (airborne, unbound particles of respirable size)	—	September 2, 2011
Tobacco, oral use of smokeless products	—	April 1, 1988
Tobacco smoke	—	April 1, 1988
Toluene diisocyanate	26471-62-5	October 1, 1989
ortho-Toluidine	95-53-4	January 1, 1988
ortho-Toluidine hydrochloride	636-21-5	January 1, 1988
para-Toluidine <u>Delisted October 29, 1999</u>	106-49-0	January 1, 1990
Toxaphene (Polychlorinated camphenes)	8001-35-2	January 1, 1988
Toxins derived from <i>Fusarium moniliforme</i> (<i>Fusarium verticillioides</i>)	—	August 7, 2009
Treosulfan	299-75-2	February 27, 1987
Triamterene	396-01-0	April 18, 2014

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
S,S,S-Tributyl phosphorotrithioate (Tribufos, DEF)	78-48-8	February 25, 2011
Trichlormethine (Trimustine hydrochloride)	817-09-4	January 1, 1992
Trichloroacetic acid	76-03-9	September 13, 2013
Trichloroethylene	79-01-6	April 1, 1988
2,4,6-Trichlorophenol	88-06-2	January 1, 1988
1,2,3-Trichloropropane	96-18-4	October 1, 1992
2,4,5-Trimethylaniline and its strong acid salts	—	October 24, 1997
Trimethyl phosphate	512-56-1	May 1, 1996
TRIM®VX	—	May 25, 2018
2,4,6-Trinitrotoluene (TNT)	118-96-7	December 19, 2008
Triphenyltin hydroxide	76-87-9	July 1, 1992
Tris(aziridinyl)-para-benzoquinone (Triaziquone)	68-76-8	October 1, 1989
<u>Delisted December 8, 2006</u>		
Tris(1-aziridinyl)phosphine sulfide (Thiotepa)	52-24-4	January 1, 1988
Tris(2-chloroethyl) phosphate	115-96-8	April 1, 1992
Tris(2,3-dibromopropyl)phosphate	126-72-7	January 1, 1988
Tris(1,3-dichloro-2-propyl) phosphate (TDCPP)	13674-87-8	October 28, 2011
Trp-P-1 (Tryptophan-P-1)	62450-06-0	April 1, 1988
Trp-P-2 (Tryptophan-P-2)	62450-07-1	April 1, 1988
Trypan blue (commercial grade)	72-57-1	October 1, 1989
Unleaded gasoline (wholly vaporized)	—	April 1, 1988
Uracil mustard	66-75-1	April 1, 1988
Urethane (Ethyl carbamate)	51-79-6	January 1, 1988
Vanadium pentoxide (orthorhombic crystalline form)	1314-62-1	February 11, 2005
Vinclozolin	50471-44-8	August 20, 1999
Vinyl bromide	593-60-2	October 1, 1988
Vinyl chloride	75-01-4	February 27, 1987
4-Vinylcyclohexene	100-40-3	May 1, 1996
4-Vinyl-1-cyclohexene diepoxide (Vinyl cyclohexene dioxide)	106-87-6	July 1, 1990
Vinyl fluoride	75-02-5	May 1, 1997
Vinylidene chloride (1,1-Dichloroethylene)	75-35-4	December 29, 2017
Vinyl trichloride (1,1,2-Trichloroethane)	79-00-5	October 1, 1990
Wood dust	—	December 18, 2009
2,6-Xylidine (2,6-Dimethylaniline)	87-62-7	January 1, 1991
Zalcitabine	7481-89-2	August 7, 2009
Zidovudine (AZT)	30516-87-1	December 18, 2009
Zileuton	111406-87-2	December 22, 2000
Zineb <u>Delisted October 29, 1999</u>	12122-67-7	January 1, 1990

CHEMICALS KNOWN TO THE STATE TO CAUSE REPRODUCTIVE TOXICITY

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Abiraterone acetate	developmental, female, male	154229-18-2	April 8, 2016
Acetazolamide	developmental	59-66-5	August 20, 1999
Acetohydroxamic acid	developmental	546-88-3	April 1, 1990
Acrylamide	developmental, male	79-06-1	February 25, 2011
Actinomycin D	developmental	50-76-0	October 1, 1992
All-trans retinoic acid	developmental	302-79-4	January 1, 1989
Alprazolam	developmental	28981-97-7	July 1, 1990

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>
Altretamine	developmental, male	645-05-6	August 20, 1999
Amantadine hydrochloride	developmental	665-66-7	February 27, 2001
Amikacin sulfate	developmental	39831-55-5	July 1, 1990
Aminoglutethimide	developmental	125-84-8	July 1, 1990
tert-Amyl methyl ether	developmental	994-05-8	December 18, 2009
<u>Delisted December 13, 2013</u>			
Aminoglycosides	developmental	—	October 1, 1992
Aminopterin	developmental, female	54-62-6	July 1, 1987
Amiodarone hydrochloride	developmental, female, male	19774-82-4	August 26, 1997
Amitraz	developmental	33089-61-1	March 30, 1999
Amoxapine	developmental	14028-44-5	May 15, 1998
Anabolic steroids	female, male	—	April 1, 1990
Angiotensin converting enzyme (ACE) inhibitors	developmental	—	October 1, 1992
Anisindione	developmental	117-37-3	October 1, 1992
Arsenic (inorganic oxides)	developmental	—	May 1, 1997
Aspirin (NOTE: It is especially important not to use aspirin during the last three months of pregnancy, unless specifically directed to do so by a physician because it may cause problems in the unborn child or complications during delivery.)	developmental, female	50-78-2	July 1, 1990
Atenolol	developmental	29122-68-7	August 26, 1997
Atrazine	developmental, female	1912-24-9	July 15, 2016
Auranofin	developmental	34031-32-8	January 29, 1999
Avermectin B1 (Abamectin)	developmental	71751-41-2	December 3, 2010
Azathioprine	developmental	446-86-6	September 1, 1996
Barbiturates	developmental	—	October 1, 1992
Beclomethasone dipropionate	developmental	5534-09-8	May 15, 1998
Benomyl	developmental, male	17804-35-2	July 1, 1991
Benzene	developmental, male	71-43-2	December 26, 1997
Benzodiazepines	developmental	—	October 1, 1992
Benzphetamine hydrochloride	developmental	5411-22-3	April 1, 1990
Bevacizumab	developmental, female	216974-75-3	March 8, 2019
Bischloroethyl nitrosourea (BCNU) (Carmustine)	developmental	154-93-8	July 1, 1990
Bisphenol A (BPA)	female	80-05-7	May 11, 2015
Bisphenol A (BPA)	developmental	80-05-7	April 11, 2013
<u>Delisted April 19, 2013</u>			
Bromacil lithium salt	developmental male	53404-19-6	May 18, 1999 January 17, 2003
1-Bromopropane	developmental, female, male	106-94-5	December 7, 2004
2-Bromopropane	female, male	75-26-3	May 31, 2005
Bromoxynil	developmental	1689-84-5	October 1, 1990
Bromoxynil octanoate	developmental	1689-99-2	May 18, 1999
Butabarbital sodium	developmental	143-81-7	October 1, 1992
1,3-Butadiene	developmental, female, male	106-99-0	April 16, 2004
1,4-Butanediol dimethane-sulfonate (Busulfan)	developmental	55-98-1	January 1, 1989
Butyl benzyl phthalate (BBP)	developmental	85-68-7	December 2, 2005
n-Butyl glycidyl ether	male	2426-08-6	August 7, 2009
<u>Delisted April 4, 2014</u>			

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Cadmium	developmental, male	—	May 1, 1997
Carbamazepine	developmental	298-46-4	January 29, 1999
Carbaryl	developmental, female, male	63-25.2	August 7, 2009
Carbon disulfide	developmental, female, male	75-15-0	July 1, 1989
Carbon monoxide	developmental	630-08-0	July 1, 1989
Carboplatin	developmental	41575-94-4	July 1, 1990
Chenodiol	developmental	474-25-9	April 1, 1990
Chlorambucil	developmental	305-03-3	January 1, 1989
Chlorcyclizine hydrochloride	developmental	1620-21-9	July 1, 1987
Chlordecone (Kepone)	developmental	143-50-0	January 1, 1989
Chlordiazepoxide	developmental	58-25-3	January 1, 1992
Chlordiazepoxide hydrochloride	developmental	438-41-5	January 1, 1992
1-(2-Chloroethyl)-3-cyclohexyl-1-nitrosourea (CCNU) (Lomustine)	developmental	13010-47-4	July 1, 1990
Chloroform	developmental	67-66-3	August 7, 2009
2-Chloropropionic acid	male	598-78-7	August 7, 2009
Chlorpyrifos	developmental	2921-88-2	December 15, 2017
Chlorsulfuron	developmental, female, male	64902-72-3	May 14, 1999
<u>Delisted June 6, 2014</u>			
Chromium (hexavalent compounds)	developmental, female, male	—	December 19, 2008
Cidofovir	developmental, female, male	113852-37-2	January 29, 1999
Cladribine	developmental	4291-63-8	September 1, 1996
Clarithromycin	developmental	81103-11-9	May 1, 1997
Clobetasol propionate	developmental, female	25122-46-7	May 15, 1998
Clomiphene citrate	developmental	50-41-9	April 1, 1990
Clorazepate dipotassium	developmental	57109-90-7	October 1, 1992
Cocaine	developmental, female	50-36-2	July 1, 1989
Codeine phosphate	developmental	52-28-8	May 15, 1998
Colchicine	developmental, male	64-86-8	October 1, 1992
Conjugated estrogens	developmental	—	April 1, 1990
Cyanazine	developmental	21725-46-2	April 1, 1990
Cycloate	developmental	1134-23-2	March 19, 1999
Cyclohexanol	male	108-93-0	November 6, 1998
<u>Delisted January 25, 2002</u>			
Cycloheximide	developmental	66-81-9	January 1, 1989
Cyclophosphamide (anhydrous)	developmental, female, male	50-18-0	January 1, 1989
Cyclophosphamide (hydrated)	developmental, female, male	6055-19-2	January 1, 1989
Cyhexatin	developmental	13121-70-5	January 1, 1989
Cytarabine	developmental	147-94-4	January 1, 1989
Dacarbazine	developmental	4342-03-4	January 29, 1999
Danazol	developmental	17230-88-5	April 1, 1990
Daunorubicin hydrochloride	developmental	23541-50-6	July 1, 1990
2,4-D butyric acid	developmental, male	94-82-6	June 18, 1999
o,p' -DDT	developmental, female, male	789-02-6	May 15, 1998
p,p' -DDT	developmental, female, male	50-29-3	May 15, 1998
Demeclocycline hydrochloride (internal use)	developmental	64-73-3	January 1, 1992
Des-ethyl atrazine (DEA)	developmental, female	6190-65-4	July 15, 2016
Des-isopropyl atrazine (DIA)	developmental, female	1007-28-9	July 15, 2016
2,4-Diamino-6-chloro-s-triazine (DACT)	developmental, female	3397-62-4	July 15, 2016
Diazepam	developmental	439-14-5	January 1, 1992

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Diazoxide	developmental	364-98-7	February 27, 2001
1,2-Dibromo-3-chloropropane (DBCP)	male	96-12-8	February 27, 1987
Di- <i>n</i> -butyl phthalate (DBP)	developmental, female, male	84-74-2	December 2, 2005
Dichloroacetic acid	developmental, male	79-43-6	August 7, 2009
1,1-Dichloro-2,2-bis(<i>p</i> -chlorophenyl) ethylene (DDE)	developmental, male	72-55-9	March 30, 2010
Dichlorophene	developmental	97-23-4	April 27, 1999
Dichlorphenamide	developmental	120-97-8	February 27, 2001
Diclofop methyl	developmental	51338-27-3	March 5, 1999
Dicumarol	developmental	66-76-2	October 1, 1992
Di(2-ethylhexyl)phthalate (DEHP)	developmental, male	117-81-7	October 24, 2003
Diethylstilbestrol (DES)	developmental	56-53-1	July 1, 1987
Diffunisal	developmental, female	22494-42-4	January 29, 1999
Diglycidyl ether	male	2238-07-5	August 7, 2009
<u>Delisted April 4, 2014</u>			
Di- <i>n</i> -hexyl phthalate (DnHP)	female, male	84-75-3	December 2, 2005
Dihydroergotamine mesylate	developmental	6190-39-2	May 1, 1997
Di-isodecyl phthalate (DIDP)	developmental	68515-49-1/ 26761-40-0	April 20, 2007
Diltiazem hydrochloride	developmental	33286-22-5	February 27, 2001
N,N-Dimethylacetamide	developmental, male	127-19-5	May 21, 2010
<i>m</i> -Dinitrobenzene	male	99-65-0	July 1, 1990
<i>o</i> -Dinitrobenzene	male	528-29-0	July 1, 1990
<i>p</i> -Dinitrobenzene	male	100-25-4	July 1, 1990
2,4-Dinitrotoluene	male	121-14-2	August 20, 1999
2,6-Dinitrotoluene	male	606-20-2	August 20, 1999
Dinitrotoluene (technical grade)	female, male	—	August 20, 1999
Dinocap	developmental	39300-45-3	April 1, 1990
Dinoseb	developmental, male	88-85-7	January 1, 1989
Diphenylhydantoin (Phenytoin)	developmental	57-41-0	July 1, 1987
Disodium cyanodithioimidocarbonate	developmental	138-93-2	March 30, 1999
Doxorubicin hydrochloride (Adriamycin)	developmental, male	25316-40-9	January 29, 1999
Doxycycline (internal use)	developmental	564-25-0	July 1, 1990
Doxycycline calcium (internal use)	developmental	94088-85-4	January 1, 1992
Doxycycline hyclate (internal use)	developmental	24390-14-5	October 1, 1991
Doxycycline monohydrate (internal use)	developmental	17086-28-1	October 1, 1991
2,4 DP (dichloroprop)	developmental	120-36-5	April 27, 1999
<u>Delisted January 25, 2002</u>			
Endrin	developmental	72-20-8	May 15, 1998
Environmental tobacco smoke (ETS)	developmental	—	June 9, 2006
Epichlorohydrin	male	106-89-8	September 1, 1996
Ergotamine tartrate	developmental	379-79-3	April 1, 1990
Estropipate	developmental	7280-37-7	August 26, 1997
Ethionamide	developmental	536-33-4	August 26, 1997
Ethyl alcohol in alcoholic beverages	developmental	—	October 1, 1987
Ethyl- <i>tert</i> -butyl ether	male	637-92-3	December 18, 2009
<u>Delisted December 13, 2013</u>			
Ethyl dipropylthiocarbamate	developmental	759-94-4	April 27, 1999
Ethylene dibromide	developmental, male	106-93-4	May 15, 1998
Ethylene glycol (ingested)	developmental	107-21-1	June 19, 2015

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Ethylene glycol monoethyl ether	developmental, male	110–80–5	January 1, 1989
Ethylene glycol monomethyl ether	developmental, male	109–86–4	January 1, 1989
Ethylene glycol monoethyl ether acetate	developmental, male	111–15–9	January 1, 1993
Ethylene glycol monomethyl ether acetate	developmental, male	110–49–6	January 1, 1993
Ethylene oxide	female	75–21–8	February 27, 1987
	developmental, male		August 7, 2009
Ethylene thiourea	developmental	96–45–7	January 1, 1993
2–Ethylhexanoic acid	developmental	149–57–5	August 7, 2009
<u>Delisted December 13, 2013</u>			
Etodolac	developmental, female	41340–25–4	August 20, 1999
Etoposide	developmental	33419–42–0	July 1, 1990
Etretinate	developmental	54350–48–0	July 1, 1987
Fenoxaprop ethyl	developmental	66441–23–4	March 26, 1999
Filgrastim	developmental	121181–53–1	February 27, 2001
Fluazifop butyl	developmental	69806–50–4	November 6, 1998
Flunisolide	developmental, female	3385–03–3	May 15, 1998
Fluorouracil	developmental	51–21–8	January 1, 1989
Fluoxymesterone	developmental	76–43–7	April 1, 1990
Flurazepam hydrochloride	developmental	1172–18–5	October 1, 1992
Flurbiprofen	developmental, female	5104–49–4	August 20, 1999
Flutamide	developmental	13311–84–7	July 1, 1990
Fluticasone propionate	developmental	80474–14–2	May 15, 1998
Fluvalinate	developmental	69409–94–5	November 6, 1998
Ganciclovir	developmental, male	82410–32–0	August 26, 1997
Ganciclovir sodium	developmental, male	107910–75–8	August 26, 1997
Gemfibrozil	female, male	25812–30–0	August 20, 1999
Goserelin acetate	developmental, female, male	65807–02–5	August 26, 1997
Halazepam	developmental	23092–17–3	July 1, 1990
Halobetasol propionate	developmental	66852–54–8	August 20, 1999
Haloperidol	developmental, female	52–86–8	January 29, 1999
Halothane	developmental	151–67–7	September 1, 1996
Heptachlor	developmental	76–44–8	August 20, 1999
Hexachlorobenzene	developmental	118–74–1	January 1, 1989
Hexafluoroacetone	developmental, male	684–16–2	August 1, 2008
Hexamethylphosphoramide	male	680–31–9	October 1, 1994
n–Hexane	male	110–54–3	December 15, 2017
2,5–Hexanedione	male	110–13–4	December 4, 2015
Histrelin acetate	developmental	—	May 15, 1998
Hydramethylnon	developmental, male	67485–29–4	March 5, 1999
Hydrogen cyanide (HCN) and cyanide salts (CN salts)	male	—	July 5, 2013
Hydroxyurea	developmental	127–07–1	May 1, 1997
Idarubicin hydrochloride	developmental, male	57852–57–0	August 20, 1999
Ifosfamide	developmental	3778–73–2	July 1, 1990
Iodine–131	developmental	10043–66–0	January 1, 1989
Isotretinoin	developmental	4759–48–2	July 1, 1987
Lead	developmental, female, male	—	February 27, 1987
Leuprolide acetate	developmental, female, male	74381–53–6	August 26, 1997
Levodopa	developmental	59–92–7	January 29, 1999
Levonorgestrel implants	female	797–63–7	May 15, 1998

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Linuron	developmental	330-55-2	March 19, 1999
Lithium carbonate	developmental	554-13-2	January 1, 1991
Lithium citrate	developmental	919-16-4	January 1, 1991
Lorazepam	developmental	846-49-1	July 1, 1990
Lovastatin	developmental	75330-75-5	October 1, 1992
Mebendazole	developmental	31431-39-7	August 20, 1999
Medroxyprogesterone acetate	developmental	71-58-9	April 1, 1990
Megestrol acetate	developmental	595-33-5	January 1, 1991
Melphalan	developmental	148-82-3	July 1, 1990
Menotropins	developmental	9002-68-0	April 1, 1990
Meprobamate	developmental	57-53-4	January 1, 1992
Mercaptopurine	developmental	6112-76-1	July 1, 1990
Mercury and mercury compounds	developmental	—	July 1, 1990
Methacycline hydrochloride	developmental	3963-95-9	January 1, 1991
Metham sodium	developmental	137-42-8	May 15, 1998
Methanol	developmental	67-56-1	March 16, 2012
Methazole	developmental	20354-26-1	December 1, 1999
Methimazole	developmental	60-56-0	July 1, 1990
Methotrexate	developmental	59-05-2	January 1, 1989
Methotrexate sodium	developmental	15475-56-6	April 1, 1990
Methyl bromide as a structural fumigant	developmental	74-83-9	January 1, 1993
Methyl n-n-butyl ketone	developmental	591-78-6	December 4, 2015
Methyl chloride	developmental male	74-87-3	August 7, 2009
Methyl isobutyl ketone (MIBK)	developmental	108-10-1	March 10, 2000
Methyl isocyanate (MIC)	developmental, female	624-83-9	August 7, 2009
Methyl isopropyl ketone	developmental	563-80-4	November 12, 2010
<u>Delisted April 4, 2014</u>			February 17, 2012
Methyl mercury	developmental	—	July 1, 1987
N-Methylpyrrolidone	developmental	872-50-4	July 1, 2001
α -Methyl styrene	female	98-83-9	July 29, 2011
<u>Delisted April 4, 2014</u>			
Methyltestosterone	developmental	58-18-4	April 1, 1990
Metiram	developmental	9006-42-2	March 30, 1999
Midazolam hydrochloride	developmental	59467-96-8	July 1, 1990
Minocycline hydrochloride (internal use)	developmental	13614-98-7	January 1, 1992
Misoprostol	developmental	59122-46-2	April 1, 1990
Mitoxantrone hydrochloride	developmental	70476-82-3	July 1, 1990
Molinate	developmental, female, male	2212-67-1	December 11, 2009
Myclobutanil	developmental, male	88671-89-0	April 16, 1999
Nabam	developmental	142-59-6	March 30, 1999
Nafarenil acetate	developmental	86220-42-0	April 1, 1990
Neomycin sulfate (internal use)	developmental	1405-10-3	October 1, 1992
Netilmicin sulfate	developmental	56391-57-2	July 1, 1990
Nickel carbonyl	developmental	13463-39-3	September 1, 1996
Nickel (soluble compounds)	developmental, male	—	October 26, 2018
Nicotine	developmental	54-11-5	April 1, 1990
Nifedipine	developmental, female, male	21829-25-4	January 29, 1999
Nimodipine	developmental	66085-59-4	April 24, 2001

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>
Nitrapyrin	developmental	1929-82-4	March 30, 1999
Nitrobenzene	male	98-95-3	March 30, 2010
Nitrofurantoin	male	67-20-9	April 1, 1991
Nitrogen mustard (Mechlorethamine)	developmental	51-75-2	January 1, 1989
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	developmental	55-86-7	July 1, 1990
Nitrous oxide	developmental, female	10024-97-2	August 1, 2008
Norethisterone (Norethindrone)	developmental	68-22-4	April 1, 1990
Norethisterone acetate (Norethindrone acetate)	developmental	51-98-9	October 1, 1991
Norethisterone (Norethindrone)/Ethinyl estradiol	developmental	68-22-4/ 57-63-6	April 1, 1990
Norethisterone (Norethindrone)/Mestranol	developmental	68-22-4/ 72-33-3	April 1, 1990
Norgestrel	developmental	6533-00-2	April 1, 1990
Oxadiazon	developmental	19666-30-9	May 15, 1998
Oxazepam	developmental	604-75-1	October 1, 1992
p,p'-Oxybis(benzenesulfonyl hydrazide) <u>Delisted December 13, 2013</u>	developmental	80-51-3	August 7, 2009
Oxydemeton methyl	female, male	301-12-2	November 6, 1998
Oxymetholone	developmental	434-07-1	May 1, 1997
Oxytetracycline (internal use)	developmental	79-57-2	January 1, 1991
Oxytetracycline hydrochloride (internal use)	developmental	2058-46-0	October 1, 1991
Oxythioquinox (Chinomethionat)	developmental	2439-01-2	November 6, 1998
Paclitaxel	developmental, female, male	33069-62-4	August 26, 1997
Paramethadione	developmental	115-67-3	July 1, 1990
Penicillamine	developmental	52-67-5	January 1, 1991
Pentobarbital sodium	developmental	57-33-0	July 1, 1990
Pentostatin	developmental	53910-25-1	September 1, 1996
Pertuzumab	developmental	380610-27-5	January 27, 2017
Phenacemide	developmental	63-98-9	July 1, 1990
Phenprocoumon	developmental	435-97-2	October 1, 1992
Phenyl glycidyl ether <u>Delisted April 4, 2014</u>	male	122-60-1	August 7, 2009
Phenylphosphine	developmental, male	638-21-1	August 7, 2009
Pimozide	developmental, female	2062-78-4	August 20, 1999
Pipobroman	developmental	54-91-1	July 1, 1990
Plicamycin	developmental	18378-89-7	April 1, 1990
Polybrominated biphenyls	developmental	—	October 1, 1994
Polychlorinated biphenyls	developmental	—	January 1, 1991
Potassium dimethyldithiocarbamate	developmental	128-03-0	March 30, 1999
Pravastatin sodium	developmental	81131-70-6	March 3, 2000
Prednisolone sodium phosphate	developmental	125-02-0	August 20, 1999
Procarbazine hydrochloride	developmental	366-70-1	July 1, 1990
Propargite	developmental	2312-35-8	June 15, 1999
Propazine	developmental, female	139-40-2	July 15, 2016
Propylthiouracil	developmental	51-52-5	July 1, 1990
Pyrimethamine	developmental	58-14-0	January 29, 1999

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>
Quazepam	developmental	36735-22-5	August 26, 1997
Quizalofop-ethyl	male	76578-14-8	December 24, 1999
Resmethrin	developmental	10453-86-8	November 6, 1998
Retinol/retinyl esters, when in daily dosages in excess of 10,000 IU, or 3,000 retinol equivalents. (NOTE: Retinol/retinyl esters are required and essential for maintenance of normal reproductive function. The recommended daily level during pregnancy is 8,000 IU.)	developmental	—	July 1, 1989
Ribavirin	developmental	36791-04-5	April 1, 1990
	male	36791-04-5	February 27, 2001
Rifampin	developmental, female	13292-46-1	February 27, 2001
Secobarbital sodium	developmental	309-43-3	October 1, 1992
Sermorelin acetate	developmental	—	August 20, 1999
Simazine	developmental, female	122-34-9	July 15, 2016
Sodium dimethyldithiocarbamate	developmental	128-04-1	March 30, 1999
Sodium fluoroacetate	male	62-74-8	November 6, 1998
Streptomycin sulfate	developmental	3810-74-0	January 1, 1991
Streptozocin (streptozotocin)	developmental, female, male	18883-66-4	August 20, 1999
Sulfasalazine (Salicylazosulfapyridine)	male	599-79-1	January 29, 1999
Sulfur dioxide	developmental	7446-09-5	July 29, 2011
Sulindac	developmental, female	38194-50-2	January 29, 1999
Tamoxifen citrate	developmental	54965-24-1	July 1, 1990
Temazepam	developmental	846-50-4	April 1, 1990
Teniposide	developmental	29767-20-2	September 1, 1996
Terbacil	developmental	5902-51-2	May 18, 1999
Testosterone cypionate	developmental	58-20-8	October 1, 1991
Testosterone enanthate	developmental	315-37-7	April 1, 1990
2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	developmental	1746-01-6	April 1, 1991
Tetracycline (internal use)	developmental	60-54-8	October 1, 1991
Tetracyclines (internal use)	developmental	—	October 1, 1992
Tetracycline hydrochloride (internal use)	developmental	64-75-5	January 1, 1991
Thalidomide	developmental	50-35-1	July 1, 1987
Thioguanine	developmental	154-42-7	July 1, 1990
Thiophanate methyl	female, male	23564-05-8	May 18, 1999
Tobacco smoke (primary)	developmental, female, male	—	April 1, 1988
Tobramycin sulfate	developmental	49842-07-1	July 1, 1990
Toluene	developmental	108-88-3	January 1, 1991
	female		August 7, 2009
Topiramate	developmental	97240-79-4	November 27, 2015
Triadimefon	developmental, female, male	43121-43-3	March 30, 1999
Triazolam	developmental	28911-01-5	April 1, 1990
Tributyltin methacrylate	developmental	2155-70-6	December 1, 1999
Trichloroethylene	developmental, male	79-01-6	January 31, 2014
Trientine hydrochloride	developmental	38260-01-4	February 27, 2001
Triforine	developmental	26644-46-2	June 18, 1999
1,3,5-Triglycidyl-s-triazinetriene	male	2451-62-9	August 7, 2009

Delisted December 13, 2013

<i>Chemical</i>	<i>Type of Reproductive Toxicity</i>	<i>CAS No.</i>	<i>Date Listed</i>
Trilostane	developmental	13647-35-3	April 1, 1990
Trimethadione	developmental	127-48-0	January 1, 1991
Trimetrexate glucuronate	developmental	82952-64-5	August 26, 1997
Triphenyltin hydroxide	developmental	76-87-9	March 18, 2002
Uracil mustard	developmental, female, male	66-75-1	January 1, 1999
Urethane	developmental	51-79-6	October 1, 1994
Urofollitropin	developmental	97048-13-0	April 1, 1990
Valproate (Valproic acid)	developmental	99-66-1	July 1, 1987
Vinblastine sulfate	developmental	143-67-9	July 1, 1990
Vinclozolin	developmental	50471-44-8	May 15, 1998
Vincristine sulfate	developmental	2068-78-2	July 1, 1990
4-Vinylcyclohexene	female, male	100-40-03	August 7, 2009
Vinyl cyclohexene dioxide (4-Vinyl-1-cyclohexene diepoxide)	female, male	106-87-6	August 1, 2008
Visomodegib	developmental, female, male	879085-55-9	January 27, 2017
Warfarin	developmental	81-81-2	July 1, 1987
Zileuton	developmental, female	111406-87-2	December 22, 2000

Date: March 8, 2019

DISAPPROVAL DECISION

DEPARTMENT OF SOCIAL SERVICES

State of California
Office of Administrative Law

In re:
Department of Social Services

Regulatory Action:
Title 22, California Code of Regulations

Adopt sections: 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

**DECISION OF DISAPPROVAL OF
REGULATORY ACTION**

Government Code Section 11349.3

OAL Matter Number: 2018-1226-03

OAL Matter Type: Certificate of Compliance (C)

SUMMARY OF REGULATORY ACTION

This Certificate of Compliance action was submitted in order to make permanent the emergency regulations initially adopted in action no. 2017-1215-01EFP (readopted in action no. 2018-0613-02EFP). These regulations implement the Home Care Services Consumer Protection Act (AB 1217, Stats. 2013, ch. 790) and articulate the standards for applying for Home Care Organization (HCO) licensure, as well as operating and biennial visit requirements. Additionally, these regulations provide guidelines and standards for Home Care Aides (HCAs) who are either affiliated with HCOs or choose to apply for licensure independently.

DECISION

On December 26, 2018, the Department of Social Services (Department) submitted the above-referenced regulatory action to the Office of Administrative Law (OAL) for review. On February 8, 2019, OAL notified

the Department of the disapproval of this regulatory action. The reasons for the disapproval were failure to comply with the “necessity” and “clarity” standards of Government Code section 11349.1. The Department also failed to follow all required procedures under the California Administrative Procedure Act (APA). This Decision of Disapproval of Regulatory Action explains the reasons for OAL’s action.

CONCLUSION

For the reasons set forth above, OAL has disapproved this regulatory action. Pursuant to Government Code section 11349.4, subdivision (a), the Department may resubmit this rulemaking action within 120 days of its receipt of this Decision of Disapproval. A copy of this disapproval decision will be e-mailed to the Department contact person on the date this decision is signed below.

Any supplement to the ISR or other document the Department may create or otherwise propose to add to the record in order to address the necessity issues discussed above must be made available for at least 15 days for public comment pursuant to Government Code section 11347.1. Additionally, any changes made to the regulation text to address the clarity issues discussed above must be made available for at least 15 days for public comment pursuant to Government Code section 11346.8 and section 44 of title 1 of the CCR. The Department must resolve all other issues raised in this Decision of Disapproval before resubmitting to OAL.

If you have any questions, please contact me at (916) 323-6225.

Date: February 15, 2019

/s/

Eric Partington
Senior Attorney

For: Debra M. Cornez
Director

Original: Pat Leary, Acting Director

Copy: Kenneth Jennings

AVAILABILITY OF INDEX OF PRECEDENTIAL DECISIONS

DEPARTMENT OF SOCIAL SERVICES

Notice is hereby given that the California Department of Social Services (CDSS) maintains an index of cases CDSS has designated as precedential decisions. The index is available on the Internet at <http://www.cdss.ca.gov/inforesources/Community-Care-Licensing/Decisions-Relied-Upon-as-Precedent>.

This notice is published pursuant to California Government Code section 11425.60, subdivision (c).

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# 2019-0114-03

AIR RESOURCES BOARD

Nonsubstantial Changes to PERP and Portable Engine ATCM Regulations

In this action without regulatory effect the California Air Resources Board amends the table in one section to correctly identify a fee amount and amends two sections to correct punctuation and grammar.

Title 13, 17

AMEND: title 13: 2452, 2461.1; title 17: 93116.3

Filed 02/25/2019

Agency Contact: Bradley Bechtold (916) 322-6533

File# 2019-0107-01
 BUREAU OF REAL ESTATE APPRAISERS
 AMC Update

This regular rulemaking amends four sections to update definitions and standards related to Appraisal Management Companies pursuant to amendments to Business and Professions Code sections 11302, 11345.2, and 11345.3 (Senate Bill 547, Stats. 2017, ch. 429).

Title 10
 AMEND: 3500, 3576, 3577, 3721
 Filed 02/20/2019
 Effective 04/01/2019
 Agency Contact: Kyle Muteff (916) 341-6126

File# 2019-0109-01
 CALIFORNIA HORSE RACING BOARD
 Classification of Drug Substances

This action without regulatory effect amends the document incorporated by reference titled, "California Horse Racing Board Classification of Foreign Substances, Alphabetical Substances List" to correct a typographical error on page 12.

Title 4
 AMEND: 1843.2
 Filed 02/20/2019
 Agency Contact: Harold Coburn (916) 263-6026

File# 2019-0118-04
 COMMISSION ON TEACHER CREDENTIALING
 Conflict-of-Interest Code

OAL filed this regulation(s) or order(s) of repeal with the Secretary of State, and will publish the regulation(s) or order(s) of repeal in the California Code of Regulations.

Title 2
 AMEND: 80225
 Filed 02/27/2019
 Effective 03/29/2019
 Agency Contact: Christopher Rose (916) 445-0474

File# 2019-0122-05
 DEPARTMENT OF CORRECTIONS AND REHABILITATION
 Release Allowances and Trust Account Balances

In this action, the Department of Corrections and Rehabilitation (CDCR) revises the method for providing the statutory monetary release allowance for inmates released from CDCR facilities as well as for the balances of inmates' trust accounts. The action also adopts a replacement Release Statement form for use in pro-

cessing the distribution of release allowances and trust fund balances to inmates.

Title 15
 AMEND: 3075.2
 Filed 02/25/2019
 Effective 04/01/2019
 Agency Contact: Trilochan Oberoi (916) 445-2227

File# 2019-0207-06
 DEPARTMENT OF CORRECTIONS AND REHABILITATION
 Inmate and Parolee Name Change

The Department of Corrections and Rehabilitation (Department) proposed this action to amend a regulation that sets forth procedures for inmates and parolees to change their names and to adopt an incorporated by reference form so that the Department's procedures conform to the change of name provisions in Code of Civil Procedure section 1279.5, as amended in S.B. 310 (Stats. 2017, c. 856).

Title 15
 AMEND: 3294.5
 Filed 02/26/2019
 Effective 02/26/2019
 Agency Contact: Rosie Ruiz (916) 445-2244

File# 2019-0110-02
 DEPARTMENT OF FOOD AND AGRICULTURE
 Oriental Fruit Fly Eradication Area

The Department of Food and Agriculture (Department) submitted this timely certificate of compliance to make permanent the amendments made in OAL File No. 2018-0730-01E. The emergency rulemaking amended the Oriental Fruit Fly Eradication Area to include El Dorado and Shasta counties. Additionally, the Department revised the host list to comply with the requirements of the United States Department of Agriculture.

Title 3
 AMEND: 3591.2
 Filed 02/20/2019
 Effective 02/20/2019
 Agency Contact: Rachel Avila (916) 403-6813

File# 2019-0110-03
 DEPARTMENT OF FOOD AND AGRICULTURE
 Oriental Fruit Fly Eradication Area

This rulemaking action makes permanent the amendments made in emergency action, OAL Matter No. 2018-0717-03E, which added Santa Cruz County to the list of California counties proclaimed to be eradication areas for the Oriental Fruit Fly, *Bactrocera dorsalis*.

Title 3
AMEND: 3591.2
Filed 02/21/2019
Effective 02/21/2019
Agency Contact: Rachel Avila (916) 403-6813

File# 2019-0122-01
DEPARTMENT OF MOTOR VEHICLES
Legal Presence for Real ID-Compliant Driver's License ID

This action, without regulatory effect, amends REAL ID documentation establishing legal presence in the United States to include birth certificates from Republic of Marshall Islands, the Federated States of Micronesia, and the Republic of Palau, pursuant to amendment of applicable federal statute.

Title 13
AMEND: 17.02
Filed 02/21/2019
Agency Contact: Randi Calkins (916) 657-8898

File# 2019-0114-02
DEPARTMENT OF PUBLIC HEALTH
Skilled Nursing Facility 3.5 Direct Care Hours

This certificate of compliance rulemaking action by the California Department of Public Health makes permanent, with modifications, regulatory changes originally adopted in emergency action 2018-0619-02 to implement minimum staffing requirements for skilled nursing facilities as established by statutes 2017, chapter 52 (SB 97).

Title 22
AMEND: 72329.2
Filed 02/27/2019
Effective 02/27/2019
Agency Contact: Anita Shumaker (916) 440-7718

File# 2019-0118-05
DEPARTMENT OF PUBLIC HEALTH
Financial Surety

The Department of Public Health proposed this action to adopt and amend regulations addressing funding and decommissioning planning requirements applicable to certain radioactive material licensees.

Title 17
ADOPT: 30197, 30197.1, 30197.2, 30197.3, 30197.4, 30197.5, 30197.6, 30197.7
AMEND: 30195.1
Filed 02/26/2019
Effective 04/01/2019
Agency Contact: Veronica Rollin (916) 445-2529

File# 2019-0212-03
EDUCATION AUDIT APPEALS PANEL
Supplement to Audits of K-12 LEAs — FY 2018-19
This emergency action adopts the supplemental 2018-19 Guide for Annual Audits of K-12 Local Education Agencies and State Compliance Reporting (Audit Guide Supplement).

Title 5
AMEND: 19810
Filed 02/21/2019
Effective 02/21/2019
Agency Contact: Mary Kelly (916) 445-7745

File# 2019-0114-04
ENVIRONMENTAL PROTECTION AGENCY
Unified Program — CERS 3 Data Registry

This action amends and adopts regulations to ensure statewide and cross-program implementation and enforcement consistency among Unified Program Agencies with the goal of reducing the impact of hazardous materials on public health and the environment. Specifically, the action adds California Environmental Reporting System (CERS) data fields for specifying the types of actions taken relative to Underground Storage Tanks (USTs), facilitates generation of unique identification numbers for each UST in CERS, and adds a new Chapter in the CERS Data Registry for the Aboveground Petroleum Storage Act Program to enable businesses to report required information electronically.

Title 27
ADOPT: 432a, 800, 801, 802, 803
AMEND: 8, 421, 430, 439, 440
Filed 02/21/2019
Effective 04/01/2019
Agency Contact: John Paine (916) 327-5092

File# 2019-0114-01
FAIR EMPLOYMENT AND HOUSING COUNCIL
Criminal History and New Parent Leave Act

This rulemaking action by the Fair Employment and Housing Council amends existing requirements to reference the New Parent Leave Act (Gov. Code section 12945.6).

Title 2
AMEND: 11087, 11095, 11097
Filed 02/27/2019
Effective 04/01/2019
Agency Contact: Jacob Barak (213) 337-4505

File# 2019-0122-04
FAIR POLITICAL PRACTICES COMMISSION
Materiality Standard: Financial Interest in Real Property

This action by the Fair Political Practices Commission makes revisions to provisions relating to conflicts of interests, specifically the materiality standard for financial interests in real property.

Title 2
 AMEND: 18702.2
 Filed 02/20/2019
 Effective 03/22/2019
 Agency Contact: Ginny Lambing (916) 324-3854

File# 2019-0124-01
FAIR POLITICAL PRACTICES COMMISSION
 Streamline Case Factors

This action by the Fair Political Practices Commission adopts provisions for streamline penalties and warning letters relating to enforcement complaints.

Title 2
 ADOPT: 18360.1, 18360.2
 Filed 02/25/2019
 Effective 03/27/2019
 Agency Contact: Ginny Lambing (916) 324-3854

File# 2019-0111-01
FISH AND GAME COMMISSION
 Sport Fishing (2019)

This action amends sport fishing regulations to clarify the definition of “inland waters,” restore size and bag limits of black bass in Perris Lake to the statewide standard of five fish at 12 inches, and update sport fishing report card procedures.

Title 14
 AMEND: 1.53, 1.74, 5.00
 Filed 02/25/2019
 Effective 03/01/2019
 Agency Contact: Jon Snellstrom (916) 653-4899

File# 2019-0111-03
FISH AND GAME COMMISSION
 Recreational Take of Red Abalone

This regular rulemaking by the Fish and Game Commission extends the fishery closure sunset date for the recreational red abalone fishery from April 1, 2019, to April 1, 2021.

Title 14
 AMEND: 29.15
 Filed 02/26/2019
 Effective 02/26/2019
 Agency Contact: Sheri Tiemann (916) 654-9872

File# 2019-0111-04
FISH AND GAME COMMISSION
 Commercial Logbooks

This regular rulemaking by the Fish and Game Commission eliminates the use of commercial logbook forms in favor of federal forms by permittees in the specified fisheries and further specifies trawl fishing logbook requirements.

Title 14
 AMEND: 107, 174, 176, Appendix A (Div. 1, Subd. 1, Ch. 9)
 Filed 02/26/2019
 Effective 07/01/2019
 Agency Contact: Sheri Tiemann (916) 654-9872

File# 2019-0212-02
FISH AND GAME COMMISSION
 Lassics Lupine and Coast Yellow Leptosiphon

The Fish and Game Commission proposed this action to add Lassics lupine (*Lupinus constancei*) and coast yellow leptosiphon (*Leptosiphon croceus*) as endangered plants in a regulation that lists endangered, threatened, or rare plants in California.

Title 14
 AMEND: 670.2
 Filed 02/26/2019
 Effective 04/01/2019
 Agency Contact: Sheri Tiemann (916) 654-9872

File# 2019-0110-06
PHYSICIAN ASSISTANT BOARD
 Retired Status

In this action without regulatory effect the Physician Assistant Board (Board) is amending a form incorporated by reference, the “Retired Status” form dated October 2016. The changes to the form are all non-substantive and include reorganizing the form and adding logos for the Board and for the state.

Title 16
 AMEND: 1399.515
 Filed 02/25/2019
 Agency Contact: Anita Winslow (916) 561-8782

File# 2019-0110-04
PUBLIC EMPLOYEES’ RETIREMENT SYSTEM
 Definition of Full-Time Employment

This resubmittal action adopts a definition of “full-time” employment as used in the Public Employees’ Retirement Law for purposes of determining CalPERS membership eligibility, reporting overtime positions, determining compensation earnable, and determining pensionable compensation amounts.

Title 2
 ADOPT: 574
 Filed 02/21/2019
 Effective 04/01/2019
 Agency Contact: Evan Bailey (916) 795-3038

60854, 60855, 60856, 60858, 60860,
 60861, 60863, 61120
 12/18/18 AMEND: 1859.76
 12/14/18 ADOPT: 1860, 1860.1, 1860.2, 1860.3,
 1860.4, 1860.5, 1860.6, 1860.7, 1860.8,
 1860.9, 1860.10, 1860.10.1, 1860.10.2,
 1860.10.3, 1860.11, 1860.12, 1860.13,
 1860.14, 1860.15, 1860.16, 1860.17,
 1860.18, 1860.19, 1860.20, 1860.21

File# 2019-0110-01
 STATE WATER RESOURCES CONTROL BOARD
 Lower San Joaquin River Flow and Southern Delta
 Salinity

12/12/18 AMEND: 2970
 12/12/18 AMEND: 18545, 18700, 18730, 18940.2
 12/05/18 REPEAL: 2430, 2431, 2432, 2433, 2434,
 2435, 2436, 2437, 2438, 2439, 2440,
 2441, 2442, 2443, 2444, 2445

This action amends the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary, including new and revised flow objectives for the Lower San Joaquin River watershed and a revised salinity objective for the southern Delta.

12/04/18 AMEND: 1897
 11/29/18 ADOPT: 1896.83, 1896.85 AMEND:
 1896.60, 1896.61, 1896.62, 1896.70,
 1896.71, 1896.72, 1896.73, 1896.74,
 1896.75, 1896.76, 1896.77, 1896.78,
 1896.81, 1896.82, 1896.84, 1896.88,
 1896.90, 1896.91, 1896.92, 1896.95,
 1896.96, 1896.97

Title 23
 ADOPT: 3002.1
 AMEND: 3002
 Filed 02/25/2019
 Effective 02/25/2019
 Agency Contact: Erin Foresman (916) 341-5359

11/27/18 AMEND: 1897
 11/08/18 ADOPT: 1896.13 AMEND: 1896.4,
 1896.12, 1896.17
 10/29/18 AMEND: 1896.99.100, 1896.99.120
 10/22/18 ADOPT: 18215.4
 10/11/18 AMEND: 1859.51(e)
 09/27/18 AMEND: 43000, 43001, 43002, 43003,
 43004, 43005, 43006, 43007, 43008,
 43009

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN September 26, 2018 TO
 February 27, 2019**

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.

09/26/18 AMEND: 1859.2, 1859.51(j), 1859.70,
 1859.82, 1859.93.1
 09/26/18 AMEND: 59760

Title 2

02/27/19 AMEND: 80225
 02/27/19 AMEND: 11087, 11095, 11097
 02/25/19 ADOPT: 18360.1, 18360.2
 02/21/19 ADOPT: 574
 02/20/19 AMEND: 18702.2
 02/13/19 AMEND: 54700
 01/31/19 ADOPT: 59840
 01/24/19 AMEND: 1859.194, 1859.196
 01/22/19 AMEND: 1859.51(e)
 01/14/19 AMEND: 18756
 01/07/19 AMEND: 60802, 60803, 60807, 60808,
 60824, 60825, 60827, 60831, 60832,
 60833, 60835, 60840, 60842, 60843,
 60844, 60845, 60846, 60847, 60848,
 60849, 60850, 60851, 60852, 60853,

Title 3

02/21/19 AMEND: 3591.2
 02/20/19 AMEND: 3591.2
 02/04/19 AMEND: 1180.3.1
 01/30/19 AMEND: 6860
 01/17/19 REPEAL: 1305.00, 1305.01, 1305.02,
 1305.03, 1305.04, 1305.06, 1305.07,
 1305.08, 1305.09, 1305.10, 1305.11,
 1305.12
 01/16/19 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, 8609

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

01/07/19 AMEND: 3439
 12/18/18 ADOPT: 4921
 11/29/18 AMEND: 3899
 11/06/18 AMEND: 3435(b)
 10/08/18 AMEND: 3591.12
 10/02/18 AMEND: 3591.12

Title 4

02/20/19 AMEND: 1843.2
 02/07/19 AMEND: 10315, 10317, 10322, 10325,
 10326, 10327, 10328, 10335, 10337
 01/22/19 AMEND: 1374, 1374.3
 01/16/19 ADOPT: 7213, 7214, 7215, 7216, 7218,
 7219, 7220, 7221, 7222, 7223, 7224,
 7225, 7227, 7228, 7229
 01/16/19 AMEND: 5000, 5033, 5060, 5100, 5170,
 5260, 5350, 5450, 5500, 5540, 5600
 REPEAL: 5361, 5362, 5363, 5380, 5560,
 5570, 5571, 5572, 5573, 5580, 5590
 01/02/19 AMEND: 12200, 12201, 12220, 12221
 12/17/18 ADOPT: 10092.1, 10092.2, 10092.3
 10092.4, 10092.5, 10092.6, 10092.7,
 10092.8, 10092.9, 10092.10, 10092.11,
 10092.12, 10092.13, 10092.14
 12/12/18 ADOPT: 10200, 10200.1, 10200.2,
 10200.3, 10200.4, 10200.5, 10200.6,
 10200.7
 11/26/18 ADOPT: 7313, 7314, 7315, 7316, 7317,
 7318, 7319, 7319.1, 7320, 7321, 7322,
 7323, 7324, 7325, 7325.1, 7326, 7327,
 7328, 7329
 11/26/18 ADOPT: 7413, 7414, 7415, 7416, 7417,
 7418, 7419, 7420, 7421, 7422, 7423,
 7424, 7425, 7426, 7427, 7428, 7429
 11/20/18 AMEND: 1632
 11/20/18 AMEND: 1843.3
 11/20/18 AMEND: 8078.3, 8078.15
 11/19/18 ADOPT: 7213, 7214, 7215, 7216, 7218,
 7219, 7220, 7221, 7222, 7223, 7224,
 7225, 7227, 7228, 7229
 11/02/18 AMEND: 8078.8, 8078.10
 10/31/18 AMEND: 7051, 7054, 7055, 7056, 7063,
 7071
 10/18/18 AMEND: 1843.2
 10/18/18 AMEND: 10170.2, 10170.3, 10170.4,
 10170.5, 10170.6, 10170.7, 10170.8,
 10170.9, 10170.10, 10170.14
 09/26/18 AMEND: 12205.1

Title 5

02/21/19 AMEND: 19810
 02/19/19 REPEAL: 1200, 1202, 1203, 1204,
 1204.5, 1205, 1206, 1207, 1207.1,
 1207.5, 1208, 1209, 1210, 1211, 1211.5,
 1215, 1215.5, 1216, 1216.1, 1217, 1218,
 1218.6, 1219, 1220, 1225

02/15/19 AMEND: 55200, 55202, 55204, 55206,
 55208
 02/15/19 AMEND: 55800
 01/31/19 AMEND: 850, 854.1, 854.2, 854.3,
 854.4, 859, 862, 863
 12/31/18 AMEND: 11517.6, 11518, 11518.15,
 11518.20, 11518.25, 11518.30,
 11518.35, 11518.40, 11518.45,
 11518.50, 11518.70, 11518.75, 11519.5
 12/05/18 AMEND: 19810
 10/22/18 ADOPT: 20236 AMEND: 20101, 20105,
 20107, 20116, 20118, 20122, 20123,
 20124, 20125, 20127, 20130, 20134,
 20135, 20136, 20140, 20180, 20185,
 20190, 20203, 20205, 20235 REPEAL:
 20119, 20158, 20125, 20216, 20217,
 20251, 20251, 20255, 20251, 20260,
 20265
 10/17/18 AMEND: 18600

Title 8

02/14/19 AMEND: 9789.39
 02/06/19 AMEND: 3389
 01/07/19 AMEND: 11140
 01/03/19 AMEND: 336
 12/26/18 AMEND: 9789.19
 11/26/18 AMEND: 9789.25
 11/15/18 AMEND: 344, 344.1, 344.2
 11/06/18 ADOPT: 9789.19.1 AMEND: 9789.12.1,
 9789.12.2, 9789.12.6, 9789.12.8,
 9789.12.12, 9789.12.13, 9789.13.2,
 9789.16.1, 9789.16.7, 9789.18.1,
 9789.18.2, 9789.18.3, 9789.18.11,
 9789.19
 11/01/18 AMEND: 14300.35, 14300.41
 10/30/18 ADOPT: 9792.24.5 AMEND: 9792.22
 10/10/18 AMEND: 344.18
 10/08/18 ADOPT: 13850, 13851, 13853, 13855,
 13856, 13857, 13858, 13859, 13860,
 13861, 13862, 13863, 13864, 13865,
 13866, 13867, 13868, 13870, 13871,
 13872, 13873, 13874

Title 9

02/05/19 AMEND: 4350
 01/15/19 ADOPT: 4011, 4012, 4013, 4014,
 4014.1, 4015
 10/04/18 AMEND: 4350

Title 10

02/20/19 AMEND: 3500, 3576, 3577, 3721
 01/14/19 AMEND: 2318.6, 2353.1, 2354
 01/14/19 AMEND: 2318.6
 12/31/18 AMEND: 2632.5, 2632.11
 12/26/18 ADOPT: 2238.10, 2238.11, 2238.12
 11/29/18 ADOPT: 2509.80, 2509.81, 2509.82
 11/27/18 AMEND: 3704

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

11/20/18 AMEND: 8000, 8030
11/19/18 ADOPT: 10000, 10001, 10002, 10003,
10004, 10005, 10006, 10007

Title 11

02/06/19 AMEND: 1008
02/04/19 AMEND: 1009
01/25/19 AMEND: 999.12 REPEAL: 999.13
01/08/19 ADOPT: 5460
12/31/18 AMEND: 2084, 2086, 2088, 2089, 2090,
2092, 2095, 2107
12/28/18 AMEND: 5505, 5507, 5509, 5510, 5511,
5513, 5514, 5516, 5517
10/24/18 AMEND: 1953, 1955
09/26/18 AMEND: 44.2

Title 12

01/08/19 ADOPT: 182.02, 182.03 AMEND:
182.01, 182.02 (renumbered to 182.04)
01/03/19 AMEND: 553.70
11/07/18 AMEND: 505.2
09/27/18 AMEND: 500 (renumbered to 501), 501
(renumbered to 505), 501.1 (renumbered
to 501.3), 501.2 (renumbered to 505.2),
501.3 (renumbered to 505.1), 501.4
(renumbered to 505.11), 502
(renumbered to 505.3), 502.1
(renumbered to 505.6), 502.2
(renumbered to 505.12), 502.3
(renumbered to 505.4), 503 (renumbered
to 501.2), 503.1 (renumbered to 505.7),
504 (renumbered to 505.8), 504.1
(renumbered to 505.9), 505 (renumbered
to 510.1), 506 (renumbered to 500), 507
(renumbered to 510.9), 508 (renumbered
to 510.10), 509 (renumbered to 520.2)

Title 13

02/21/19 AMEND: 17.02
01/28/19 AMEND: 20.05
01/16/19 AMEND: 550, 551.8, 551.12, 590
01/08/19 ADOPT: 182.02, 182.03 AMEND:
182.01, 182.02 (renumbered to 182.04)
01/03/19 AMEND: 553.70
12/26/18 AMEND: 2025
12/26/18 AMEND: 1152.7, 1152.7.1
12/20/18 ADOPT: 1217.2, 1263.2
12/12/18 AMEND: 1961.2, 1961.3
12/04/18 ADOPT: 425.01
11/29/18 AMEND: 17.00
11/27/18 AMEND: 1157.21
10/22/18 AMEND: 551.14, 551.24, 555.1, 584
10/18/18 AMEND: 551.12
10/10/18 AMEND: Appendix (Article 2.0)

Title 13, 17

02/25/19 AMEND: title 13: 2452, 2461.1; title 17:
93116.3

02/07/19 AMEND: Title 13: 1956.8, 1961.2, 1965,
2036, 2037, 2065, 2112, 2141, Title 17:
95300, 95301, 95302, 95303, 95304,
95305, 95306, 95307, 95311, 95662,
95663

01/04/19 ADOPT: title 17: 95483.2, 95483.3,
95486.1, 95486.2, 95488, 95488.1,
95488.2, 95488.3, 95488.4, 95488.5,
95488.6, 95488.7, 95488.8, 95488.9,
95488.10, 95490, 95491.1, 95500,
95501, 95502, 95503 AMEND: title 13:
2293.6; title 17: 95481, 95482, 95483,
95483.1, 95484, 95485, 95486, 95487,
95489, 95491, 95492, 95493, 95494,
95495 REPEAL: title 17: 95483.2,
95488, 95496

Title 14

02/26/19 AMEND: 670.2
02/26/19 AMEND: 107, 174, 176, Appendix A
(Div. 1, Subd. 1, Ch. 9)
02/26/19 AMEND: 29.15
02/25/19 AMEND: 1.53, 1.74, 5.00
02/19/19 ADOPT: 1038.6
02/19/19 ADOPT: 1038.1, 1038.2, 1038.3, 1038.4,
1038.5 AMEND: 1038, 1038.3
[renumbered to 1038.9] REPEAL:
1038.1, 1038.2
02/15/19 AMEND: 1094, 1094.2, 1094.6, 1094.8,
1094.17, 1094.23
02/07/19 ADOPT: 13008 AMEND: 13012, 13015,
13018, 13019, 13040, 13050, 13071,
13104, 13105, 13113, 13116, 13136,
13137, 13138, 13144, 13158, 13173,
13204, 13205, 13214.7, 13216, 13217,
13218, 13219, 13221, 13222, 13223,
13224, 13231, 13234, 13238.1, 13241,
13242, 13243, 13244, 13245, 13247,
13300, 13302, 13315, 13328.1, 13328.8,
13328.9, 13331, 13336, 13342, 13343,
13356, 13358, 13371, 13500, 13518,
13530, 13536, 13545, 13546, 13548,
13554, 13576, 13577, 13600, 13610,
13625, 13626, 13635, 13645, 13647,
13648, REPEAL: 13214, 13214.1,
13214.2, 13214.3, 13214.4, 13214.5,
13214.8.
02/06/19 ADOPT: 1720.1, 1724.5, 1724.7.1,
1724.7.2, 1724.8, 1724.10.1, 1724.10.2,
1724.10.3, 1724.10.4, 1724.11, 1724.12,
1724.13 AMEND: 1724.6, 1724.7,
1724.10, 1748, REPEAL: 1724.8,
1748.2, 1748.3
01/02/19 AMEND: 27.30, 27.35, 27.40, 27.45,
27.50, 28.27, 28.55, 52.10, 150.16

12/28/18	ADOPT: 15064.3, 15234 AMEND: 15004, 15051, 15061, 15062, 15063, 15064, 15064.4, 15064.7, 15072, 15075, 15082, 15086, 15087, 15088, 15094, 15107, 15124, 15125, 15126.2, 15126.4, 15152, 15155, 15168, 15182, 15222, 15269, 15301, 15357, 15370, Appendix G, Appendix M, Appendix N	01/07/19	AMEND: 8000
12/17/18	ADOPT: 798 AMEND: 791, 791.6, 791.7, 792, 793, 794, 795, 796, 797	12/26/18	ADOPT: 2249.30, 2449.31, 2449.32, 2449.33, 2449.34, 3495, 3496, 3497 AMEND: 2449.1, 3490, 3491
12/17/18	AMEND: 819, 819.01, 819.02, 819.03, 819.04, 819.05, 819.06, 819.07	11/14/18	ADOPT: 1350.5, 1352.5, 1354.5, 1358.5, 1408.5, 1418, 1437.5 AMEND: 1302, 1303, 1304, 1321, 1322, 1324, 1325, 1327, 1328, 1329, 1341, 1343, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1370, 1371, 1372, 1373, 1374, 1376, 1377, 1390, 1391, 1400, 1401, 1402, 1403, 1404, 1406, 1407, 1408, 1412, 1413, 1415, 1416, 1417, 1430, 1431, 1432, 1433, 1434, 1436, 1437, 1438, 1439, 1452, 1453, 1454, 1460, 1461, 1462, 1464, 1465, 1467, 1480, 1482, 1483, 1484, 1485, 1487, 1500, 1510, 1511 REPEAL 1378
12/17/18	ADOPT: 820.02		
12/17/18	ADOPT: 817.04 AMEND: 790		
12/14/18	ADOPT: 4970.17.1 AMEND: 4970.00, 4970.01, 4970.04, 4970.05, 4970.06.1, 4970.06.2, 4970.06.3, 4970.07.2, 4970.08, 4970.09, 4970.10.1, 4970.10.2, 4970.10.3, 4970.10.4, 4970.11, 4970.13, 4970.19.2, 4970.20, 4970.21, 4970.22, 4970.23, 4970.23.1, 4970.23.2, 4970.24.1, 4970.24.2, 4970.25.1, 4970.25.2	11/13/18	ADOPT: 8200, 8201, 8202, 8203, 8204, 8205, 8206, 8207, 8208, 8209, 8210, 8211, 8212, 8213, 8214, 8215 AMEND: 8000, 8004.3, 8106, 8106.1 amended and renumbered as 8207, 8106.2 amended and renumbered as 8106, 8198 amended and renumbered as 8298, 8199 amended and renumbered as 8299
12/13/18	AMEND: 2975		
12/10/18	ADOPT: 126.1 AMEND: 125.1, 126 [renumbered to 126.1]		
11/28/18	ADOPT: 716 AMEND: 300		
11/28/18	ADOPT: 42 AMEND: 43, 651, 703	11/01/18	ADOPT: 3999.25
11/20/18	AMEND: 699.5	10/30/18	ADOPT: 3329.5
11/15/18	AMEND: 632	10/29/18	REPEAL: 3999.20
11/15/18	AMEND: 632	10/22/18	ADOPT: 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157
11/15/18	AMEND: Subsection 120.7(m) REPEAL: Appendix A Form DFG-120.7 (10/87)	10/17/18	ADOPT: 3371.1 AMEND: 3043.7, 3044 REPEAL: 3371.1
11/13/18	AMEND: 1038, 1038.1, 1038.2	10/08/18	AMEND: 3352.2, 3352.3, 3354, 3355.1
11/06/18	AMEND: 3010, 3011, 3012, 3013, 3015	10/03/18	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
11/05/18	ADOPT: 29.11		
10/30/18	ADOPT: 132.6 AMEND: 132.1, 132.2, 132.3	10/03/18	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
10/30/18	AMEND: 11600		
10/29/18	AMEND: 17041, 17042, 17043, 17044, 17045, 17046		
10/29/18	AMEND: 1038		
10/16/18	AMEND: 890		
10/16/18	AMEND: 1038		
10/15/18	AMEND: 895, 895.1, 912.9, 932.9, 952.9		
Title 15		Title 16	
02/26/19	AMEND: 3294.5	02/25/19	AMEND: 1399.515
02/25/19	AMEND: 3075.2	02/05/19	REPEAL: 1023.15, 1023.16, 1023.17, 1023.18, 1023.19
01/28/19	AMEND: 8004.1	01/31/19	REPEAL: 2624, 2624.1
01/23/19	AMEND: 3043.3		
01/15/19	AMEND: 3177, 3315		
01/09/19	AMEND: 3043, 3043.3, 3043.4, 3043.5		
01/07/19	AMEND: 3999.98, 3999.200		

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 10-Z

- 01/30/19 AMEND: 1735.1, 1735.2, 1735.6, 1751.1, 1751.4
 - 01/29/19 ADOPT: 6020
 - 01/16/19 ADOPT: 5000, 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5007.1, 5007.2, 5008, 5009, 5010, 5010.1, 5010.2, 5010.3, 5011, 5012, 5013, 5014, 5015 5016, 5017, 5018, 5019, 5020, 5021, 5022, 5023, 5024, 5024.1, 5025, 5026, 5027, 5028, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5040, 5040.1, 5041, 5041.1, 5042, 5043, 5044, 5045, 5046, 5047, 5048, 5049, 5050, 5051, 5052, 5052.1, 5053, 5054, 5300, 5301, 5302, 5303, 5303.1, 5304, 5305, 5305.1, 5306, 5307, 5307.1, 5307.2, 5308, 5309, 5310, 5311, 5312, 5313, 5314, 5315, 5400, 5402, 5403, 5403.1, 5404, 5405, 5406, 5407, 5408, 5409, 5410, 5411, 5412, 5413, 5414, 5415, 5415.1, 5416, 5417, 5418, 5419, 5420, 5421, 5422, 5423, 5424, 5426, 5427, 5500, 5501, 5502, 5503, 5504, 5505, 5506, 5506.1, 5507, 5600, 5601, 5602, 5603, 5604, 5700, 5701, 5702, 5703, 5704, 5705, 5706, 5707, 5708, 5709, 5710, 5711, 5712, 5713, 5714, 5715, 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, 5815, 5900, 5901, 5902, 5903, 5904, 5905
 - 01/15/19 ADOPT: 1483.1, 1483.2, 1486 AMEND: 1480, 1481, 1482, 1483, 1484
 - 12/21/18 ADOPT: 1399.515
 - 12/05/18 AMEND: 1380.3, 1380.6, 1381, 1381.1, 1381.4, 1381.5, 1381.7, 1382, 1382.3, 1382.4, 1382.5, 1382.6, 1386, 1387.3, 1387.4, 1387.5, 1387.7, 1388, 1389.1, 1390.1, 1390.3, 1391.3, 1391.4, 1391.5, 1391.6, 1391.7, 1391.11, 1393, 1394, 1395, 1395.1, 1396.5, 1397, 1397.35, 1397.50, 1397.51, 1397.53, 1397.54, 1397.55, 1397.60, 1397.61, 1397.62, 1397.67, 1397.69, 1397.70 REPEAL: 1381.6, 1397.63, 1397.64, 1397.65, 1397.66, 1397.68, 1397.71
 - 12/03/18 AMEND: 18
 - 11/28/18 AMEND: 1399.514
 - 11/20/18 AMEND: 2450
 - 10/25/18 AMEND: 1300.1, 1300.2, 1300.4, 1355, 1355.1, 1355.3 REPEAL: 1333, 1333.1, 1333.2, 1333.3, 1362, 1362.1
 - 10/16/18 AMEND: 2070, 2071
 - 10/15/18 AMEND: 1417
 - 10/08/18 ADOPT: 1423.1, 1423.2 AMEND: 1418, 1424, 1426, 1430
- Title 17**
- 02/26/19 ADOPT: 30197, 30197.1, 30197.2, 30197.3, 30197.4, 30197.5, 30197.6, 30197.7 AMEND: 30195.1
 - 01/16/19 ADOPT: 40100, 40101, 40102, 40105, 40115, 40116, 40118, 40120, 40126, 40128, 40129, 40130, 40131, 40132, 40133, 40135, 40137, 40150, 40152, 40155, 40156, 40159, 40162, 40165, 40167, 40175, 40177, 40178, 40179, 40180, 40182, 40184, 40190, 40191, 40192, 40194, 40196, 40200, 40205, 40207, 40220, 40222, 40223, 40225, 40230, 40235, 40240, 40243, 40246, 40248, 40250, 40253, 40255, 40258, 40270, 40272, 40275, 40277, 40280, 40282, 40290, 40292, 40295, 40297, 40300, 40305, 40306, 40308, 40315, 40330, 40400, 40401, 40403, 40404, 40405, 40406, 40408, 40409, 40410, 40411, 40412, 40415, 40417, 40500, 40505, 40510, 40512, 40513, 40515, 40517, 40525, 40550, 40551, and 40570
 - 01/10/19 AMEND: 3030
 - 12/31/18 AMEND: 94506, 94509, 94513, 94515
 - 12/27/18 ADOPT: 95371, 95372, 95373, 95374, 95375, 95376, 95377
 - 10/10/18 AMEND: 35095
 - 10/09/18 ADOPT: 40127, 40132, 40190, 40191, 40192, 40194, 40196
- Title 18**
- 01/03/19 AMEND: 1533.2, 1598
 - 01/02/19 ADOPT: 30000, 30101, 30102, 30103, 30104, 30105, 30106, 30201, 30202, 30203, 30204, 30205, 30206, 30207, 30208, 30209, 30210, 30211, 30200.5, 30212, 30213, 30213.5, 30214, 30214.5, 30215, 30216, 30217, 30218, 30219, 30220, 30221, 30222, 30223, 30224, 30301, 30302, 30303, 30304, 30310, 30311, 30312, 30313, 30314, 30315, 30316, 30401, 30402, 30403, 30404, 30405, 30410, 30411, 30412, 30420, 30421, 30430, 30431, 30432, 30433, 30501, 30502, 30503, 30504, 30505,

	30601, 30602, 30603, 30604, 30605, 30606, 30607, 30701, 30702, 30703, 30704, 30705, 30706, 30707	Title 22	02/27/19 AMEND: 72329.2
12/27/18	ADOPT: 3702		02/14/19 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
12/17/18	ADOPT: 35001, 35002, 35003, 35004, 35005, 35006, 35007, 35008, 35009, 35010, 35011, 35012, 35013, 35014, 35015, 35016, 35017, 35018, 35019, 35020, 35021, 35022, 35023, 35024, 35025, 35026, 35027, 35028, 35029, 35030, 35031, 35032, 35033, 35034, 35035, 35036, 35037, 35038, 35039, 35040, 35041, 35042, 35043, 35044, 35045, 35046, 35047, 35048, 35049, 35050, 35051, 35052, 35053, 35054, 35055, 35056, 35057, 35058, 35060, 35061, 35062, 35063, 35064, 35065, 35066, 35067, 35101 AMEND: 1032, 1124.1, 1249, 1336, 1422.1, 1705.1, 2251, 2303.1, 2433, 3022, 3302.1, 3502.1, 4106, 4703, 4903, 5200, 5202, 5210, 5211, 5212, 5212.5, 5213, 5214, 5216, 5217, 5218, 5219, 5220, 5220.4, 5220.6, 5221, 5222, 5222.4, 5222.6, 5223, 5224, 5225, 5226, 5227, 5228, 5229, 5230, 5231, 5231.5, 5232, 5233, 5234, 5234.5, 5235, 5236, 5237, 5238, 5240, 5241, 5242, 5244, 5245, 5246, 5247, 5248, 5249, 5249.4, 5249.6, 5260, 5261, 5262, 5263, 5264, 5265, 5266, 5267, 5268, 5700 REPEAL: 1807, 1828, 4508, 4609, 4700, 4701, 4702, 5201, 5210.5, 5215, 5215.4, 5215.6, 5232.4, 5232.8, 5239, 5243, 5250, 5255, 5256		12/31/18 AMEND: 66272.62 12/19/18 AMEND: 66262.41 12/19/18 AMEND: 72329.2 12/13/18 ADOPT: 51002.5 AMEND: 51003.1 12/04/18 ADOPT: 69511.3 AMEND: 69511 12/04/18 AMEND: 20100.5 11/29/18 ADOPT: 96060, 96061, 96062, 96065, 96070, 96071, 96075, 96076, 96077, 96078, 96080, 96081, 96082, 96083, 96084, 96085, 96086, 96087
11/20/18	AMEND: 25137-1, 17951-4		10/31/18 ADOPT: 66264.121, 66265.121, 66270.28 AMEND: 66264.90, 66264.110, 66265.90, 66265.110, 66270.1, 66270.14
10/23/18	ADOPT: 35201		10/31/18 AMEND: 97215, 97216, 97217, 97221, 97222, 97223, 97224, 97225, 97226, 97227, 97228, 97229, 97232, 97248
Title 19			10/24/18 ADOPT: 66720.14, 66271.50, 66271.51, 66271.52, 66271.53, 66271.54, 66271.55, 66271.56, 66271.57 AMEND: 66260.10, 66264.16, 66264.101, 66264.143, 66264.144, 66264.145, 66264.146, 66264.147, 66264.151, 66265.16, 66265.143, 66265.144, 66265.145, 66265.146, 66265.147
11/30/18	ADOPT: 4010		10/22/18 ADOPT: 66273.80, 66273.81, 66273.82, 66273.83, 66273.84 AMEND: 66261.4, 66273.6, 66273.7, 66273.9, 66273.70, 66273.72, 66273.73, 66273.74, 66273.75 REPEAL: 66273.90, 66273.91, 66273.100, 66273.101
Title 20			Title 22, MPP
12/05/18	ADOPT: 1751, 1769.1, 1937, 1941, 1942, 2300 AMEND: 1201, 1209, 1211.5, 1211.7, 1212, 1231, 1232, 1232.5, 1233.1, 1233.2, 1233.3, 1233.4, 1234, 1240, 1704, 1706, 1708, 1709, 1710, 1714, 1714.3, 1714.5, 1720.2, 1745.5, 1748, 1768 (renumbered to 1749), 1769, 1936, 1940, 1943, 1944, 1945, 1946, 2308 (renumbered to 2300.1) REPEAL: 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2309		01/15/19 ADOPT: 35064 AMEND: 31-002, 35000, 35001, 35129, 35129.1, 35152.1,
09/26/18	AMEND: 1601, 1602, 1602.1, 1603, 1604, 1605, 1605.1, 1605.2, 1605.3, 1606, 1607, 1608, 1609		

35152.2, 35177, 35179, 35181, 35183,
35211, 35215, 35315
01/08/19 AMEND: 87224, 87412
01/02/19 ADOPT: 85175, 85318, 85320, 85340,
85342, 85364, 85368.1, 85368.4, 85370,
85387, 85390, 85102, 85161, 85168,
85168.3, 85169 AMEND: 85000,
85068.2, 85375, 85100, 85101, 85118,
85120, 85122, 85140, 85142, 85164,
85165, 85168.1, 85168.2, 85168.4,
85170, 85187, 85190, 85300, 85301,
85302, 85322, 85361, 85365, 85368,
85368.2, 85368.3, 85369
11/15/18 AMEND: 35000, 35011, 31-005,
31-405, 31-420, 31-425

Title 23

02/25/19 ADOPT: 3002.1 AMEND: 3002
02/19/19 ADOPT: 3949.15
01/15/19 AMEND: 597
12/19/18 AMEND: 315, 316
12/13/18 ADOPT: 3939.56
12/13/18 ADOPT: 3939.55
11/29/18 ADOPT: 335, 335.2, 335.4, 335.6
[renumbered to 335.16], 335.8
[renumbered from 335.12(a)], 335.10

[renumbered to 335.12], 335.12
[335.12(a) renumbered to 335.8;
335.12(b)-(c) renumbered to 335.6],
335.14 [renumbered to 335.10], 335.16
[renumbered to 335.14], 335.18, 335.20
AMEND: 310
11/29/18 ADOPT: 3919.18
11/14/18 AMEND: 3006
11/05/18 AMEND: 2200, 2200.4, 2200.6
11/01/18 AMEND: 1062, 1063, 1064, 1066, 1068

Title 27

02/21/19 ADOPT: 432a, 800, 801, 802, 803
AMEND: 8, 421, 430, 439, 440
02/05/19 AMEND: 25705
12/27/18 AMEND: 27001
11/27/18 AMEND: 25603

Title MPP

02/06/19 AMEND: 41-440, 42-711, 42-716,
42-717, 44-207
01/09/19 AMEND: 42-207, 42-213, 42-215,
42-221, 80-310
12/20/18 AMEND: 40-105, 40-171, 80-301
REPEAL: 40-026
09/26/18 AMEND: 31-206, 31-525