



California Regulatory Notice Register

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

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PROPOSED ACTION ON REGULATIONS

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TITLE 2. CALIFORNIA STATE AUDITOR'S OFFICE

TITLE 2, DIVISION 10: CALIFORNIA CODE OF REGULATIONS ADOPT SECTIONS 61300 TO 61320, INCLUSIVE, REGARDING THE ALTERNATIVE WHISTLEBLOWER SYSTEM

NATURE OF PROCEEDING

NOTICE IS HEREBY GIVEN that the California State Auditor (State Auditor or the State Auditor's Office, as appropriate) is proposing to adopt the following sections in title 2, division 10 of the California Code of Regulations: 61300 to 61320, inclusive.

PUBLIC HEARING

The State Auditor has not scheduled a public hearing on this proposed rulemaking. However, the State Auditor will hold a public hearing if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the State Auditor's Office no later than 15 days before the close of the written comment period. To request a hearing, send a letter or email to the contact person named below.

WRITTEN COMMENT PERIOD

Any interested person, or his or her duly authorized representative, may submit written comments relevant to the proposed regulations to:

Brianna Behnoud
 California State Auditor's Office
 Office of Legal Services
 621 Capitol Mall, Suite 1200
 Sacramento, CA 95814
 Email: regulations@auditor.ca.gov

The written comment period closes at 5:00 p.m. on June 17, 2019. The State Auditor will only consider

comments received by the State Auditor's Office by that time.

Following the written comment period, the State Auditor may adopt the proposed regulations substantially as described in this notice. If modifications are made that are sufficiently related to the originally proposed text, the full modified text with changes clearly indicated shall be made available to the public for at least 15 days prior to the date on which the State Auditor adopts the resulting regulations. A request for copies of any modified regulations should be made to the contact person named above. The State Auditor will accept written comments on any modified regulations for 15 days after the date on which they are first made available to the public.

AUTHORITY AND REFERENCE

Pursuant to the authority vested in it by the Government Code section 8546, and to implement, interpret, and make more specific Government Code section 8547.5, subdivisions (c) and (d), the State Auditor's Office proposes to adopt the regulations identified under the heading Nature of Proceeding above.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Informative Digest

Government Code section 8547.5, subdivisions (c) and (d) as added by Assembly Bill No. 31, Statutes of 2017, Chapter 605, contain provisions that do the following:

- Require the State Auditor to create an alternative whistleblower system for submission to an independent investigator of allegations of improper governmental activities engaged or participated in by employees of the State Auditor's Office.
- Require the alternative whistleblower system to promptly and directly deliver all submissions to the Employment and Administrative Mandate Section of the Department of Justice without prior review by the State Auditor.
- Require the Employment and Administrative Mandate Section of the Department of Justice to review submissions, determine whether they constitute an allegation of improper governmental activity and, if so, transmit them to an independent investigator for further action.
- Require the independent investigator to conduct investigations in a manner consistent with the California Whistleblower Protection Act ("Act") [as set forth in Article 3 (commencing with

Government Code section 8547) of Chapter 6.5 of Division 1 of Title 2 of the Government Code] as it pertains to other state civil service employees.

- Require the investigator to prepare a confidential report and send a copy of the report and all evidence to officials at the State Auditor’s Office if the independent investigator concludes that an employee engaged in or participated in an improper governmental activity.
- Require the State Auditor to either serve a notice of adverse action upon the subject employee or provide written reasons for not doing so to the independent investigator within 60 days of receiving the independent investigator’s report.
- Authorize the independent investigator to report to certain authorities outside the State Auditor’s Office if the independent investigator determines such action to be appropriate.

Government Code section 8546.1, subdivision (c), and section 8546.4, subdivision (a), require the State Auditor to conduct all financial and performance audits pursuant to the Government Auditing Standards published by the Comptroller General of the United States (“auditing standards”). These auditing standards require the State Auditor’s Office and the individual auditors to be independent in all matters relating to audit work. To ensure that the State Auditor’s Office maintains the independence necessary under audit standards, Government Code section 8543, subdivision (a), declares that the State Auditor’s Office shall be independent of the executive branch and legislative control in order to be free of organizational impairments to independence. Government Code section 8546 states that it is the Legislature’s intent that the State Auditor’s Office be free from influence of existing state control agencies that could be the subject of audits conducted by the State Auditor’s Office.

The Act requires that the State Auditor investigate and report on improper governmental activities by other state agencies or their employees.

Government Code sections 8545 and 8545.1 prohibit the State Auditor and her employees from disclosing to the public any record or substantive information about a pending audit. Government Code section 8545.1, subdivision (c) makes such a disclosure a misdemeanor.

Government Code section 8547.5, subdivision (b), prohibits disclosure of the identity of a person who provides information that initiates an investigation, or of any person who provides information in confidence to further an investigation, without the express permission of the person. Government Code section 8547.7, subdivision (c), requires the State Auditor to keep confidential every investigation, including, but not limited to, all investigative files and work product.

Policy Statement Overview and Benefits of the Proposed Rulemaking

This proposed rulemaking gives structure to the alternative whistleblower system required by Government Code section 8547.5, subdivisions (c) and (d). It also defines and clarifies a number of the terms set forth in Government Code section 8547.5, subdivisions (c) and (d) that pertain to the alternative whistleblower system. This proposed rulemaking harmonizes the alternative whistleblower system with the State Auditor’s statutory duties regarding independence, confidentiality, and the State Auditor’s duty to comply with auditing standards. This proposed rulemaking also ensures that investigations conducted under the alternative whistleblower system are consistent with investigations conducted by the State Auditor under the Act.

Determination of Inconsistency/Incompatibility with Existing Law

No state agency has issued any regulations relating to the alternative whistleblower system. As such, there are no inconsistencies or incompatibilities with existing state regulations. There is no applicable federal regulation or statute that pertains to the alternative whistleblower system.

LOCAL MANDATE

This proposed rulemaking does not impose a mandate on local agencies or school districts.

FISCAL IMPACT ESTIMATES

This proposed rulemaking does not impose costs on any local agency or school district for which reimbursement would be required pursuant to part 7 (commencing with § 17500) of division 4 of title 2 of the Government Code. This proposed rulemaking does not impose other nondiscretionary costs or savings on local agencies. This proposed rulemaking does not result in any costs or savings in federal funding to the State.

EFFECT ON HOUSING COSTS

This proposed rulemaking will not affect housing costs.

COST OR SAVINGS TO STATE AGENCIES

This proposed rulemaking will not produce additional costs or savings to state agencies. This proposed rulemaking modifies how allegations of improper governmental activities engaged in by employees of the State Auditor’s Office are investigated, but does not shift the fiscal responsibilities associated with such investiga-

tions away from the State Auditor's Office. Thus, the State Auditor's Office currently incurs and will continue to incur the costs associated with the alternative whistleblower system within its existing budget. Pursuant to Government Code section 8547.5, subdivision (c)(4), the State Auditor's Office will reimburse the California Department of Justice for its costs as part of its limited role with respect to the alternative whistleblower system. No other state agencies are affected by this rulemaking.

ECONOMIC IMPACT AFFECTING BUSINESS

The State Auditor has made an initial determination that this proposed rulemaking would have no significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. The proposed rulemaking does not affect small businesses as defined by Government Code section 11342.610.

ECONOMIC IMPACT ASSESSMENT

The State Auditor has made an initial determination that this proposed rulemaking will not have any impact on the creation of jobs or new businesses, the elimination of jobs or existing businesses, the expansion of businesses in the State of California, or the health and welfare of California residents, worker safety, or the state's environment.

COST IMPACTS ON REPRESENTATIVE PERSON OR BUSINESS

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

BUSINESS REPORT

This proposed rulemaking requires that an investigator hired to conduct an investigation of an alleged improper governmental activity prepare a confidential report and send a copy of the report to certain parties depending on the circumstances. It does not require investigators to prepare reports pertaining to their businesses. Thus, the report requirement does not apply to businesses.

IMPACT ON SMALL BUSINESS

Based on the limited scope of these regulations, the State Auditor determined that none of the proposed regulations has a significant adverse economic impact on business. The determination that this proposed rulemaking would not affect small business is based upon the fact that the proposed regulations implement provisions of Government Code section 8547.5, subdivisions (c) and (d), that addresses the issue of an alternative whistleblower system for submission of allegations of improper governmental activities by employees of the State Auditor's Office.

PUBLIC DISCUSSIONS OF PROPOSED REGULATIONS

From March 2018 to April 2019, the State Auditor engaged in pre-rulemaking discussions via telephone and email with the California Department of Justice.

ALTERNATIVES CONSIDERED

The State Auditor has determined that no reasonable alternative considered by the State Auditor or that has otherwise been identified and brought to the attention of the State Auditor would be more effective in carrying out the purpose for which the rulemaking is proposed, would be as effective and less burdensome to affected private persons than the proposed rulemaking, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

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

CONTACT PERSON

Inquiries relating to this proposed rulemaking and written comments may be directed to:

Brianna Behnoud
California State Auditor's Office
Office of Legal Services
621 Capitol Mall, Suite 1200
Sacramento, CA 95814
Telephone: (916) 445-0255
Fax: (916) 323-0913
Email: regulations@auditor.ca.gov

The backup contact person for these inquiries is:

Heather Kendrick
California State Auditor's Office
Office of Legal Services
621 Capitol Mall, Suite 1200
Sacramento, CA 95814
Telephone: (916) 445-0255
Fax: (916) 323-0913
Email: regulations@auditor.ca.gov

AVAILABILITY OF INITIAL STATEMENT OF REASONS AND INFORMATION

The State Auditor has prepared an initial statement of reasons for the proposed rulemaking and has available all the information upon which the proposed rulemaking is based, including the express terms. The rulemaking file is available for public inspection by making a request to the contact person listed above.

TEXT OF PROPOSED RULEMAKING

Copies of exact language of the proposed regulations may be obtained by making a request to the contact person listed above. These proposed regulations may also be viewed and downloaded from the State Auditor's website at www.auditor.ca.gov.

If there are substantial changes to the originally proposed regulations, these change(s) will be available for public inspection 15 days prior to adoption by the State Auditor. You will be able to obtain a copy of the change(s) by making a written request to the contact person listed above.

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

The express terms, the final statement of reasons, and all the information upon which the proposed regulations are based will be contained in the final rulemaking file located at 621 Capitol Mall, Suite 1200, Sacramento, California 95814. The final rulemaking file will be available for public inspection by making a request to the contact person listed above. You may obtain a copy of the final statement of reasons once it has been prepared by making a written request to the contact person listed above.

WEBSITE ACCESS

Materials regarding this proposed rulemaking can be found at www.auditor.ca.gov.

TITLE 8. OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Title 8, Subchapter 4, Construction Safety Orders
Article 15. Cranes and Derricks in Construction
Sections 1618.1 and 1618.4

Cranes and Derricks in Construction: Operator Qualification [HORCHER]

NOTICE IS HEREBY GIVEN that the Occupational Safety and Health Standards Board (Board) proposes to adopt, amend or repeal the foregoing provisions of Title 8 of the California Code of Regulations in the manner described in the Informative Digest, below.

PUBLIC HEARING

The Board will hold a public hearing starting at 10:00 a.m. on **June 20, 2019** in the **Council Chambers** of the **Pasadena City Hall, 100 North Garfield Avenue, Pasadena, California**. At this public hearing, any person may present statements or arguments orally or in writing relevant to the proposed action described in the Informative Digest.

WRITTEN COMMENT PERIOD

In addition to written or oral comments submitted at the public hearing, written comments may also be submitted to the Board's office. The written comment period commences on **May 3, 2019** and closes at 5:00 p.m. on **June 20, 2019**. Comments received after that deadline will not be considered by the Board unless the Board announces an extension of time in which to submit written comments. Written comments can be submitted as follows:

By mail to Sarah Money, Occupational Safety and Health Standards Board, 2520 Venture Oaks Way, Suite 350, Sacramento, CA 95833; or

By e-mail sent to oshsb@dir.ca.gov.

AUTHORITY AND REFERENCE

Labor Code Section 142.3 establishes the Board as the only agency in the State authorized to adopt occupational safety and health standards. In addition, Labor Code Section 142.3 requires the adoption of occupational safety and health standards that are at least as effective as federal occupational safety and health standards.

INFORMATIVE DIGEST OF
PROPOSED ACTION/POLICY
STATEMENT OVERVIEW

The Occupational Safety and Health Standards Board (Board) intends to adopt the proposed rulemaking action pursuant to Labor Code Section 142.3, which mandates the Board to adopt regulations at least as effective as federal regulations addressing occupational safety and health issues.

The U.S. Department of Labor, Occupational Safety and Health Administration (OSHA) promulgated regulations addressing Qualifications for Operators of Cranes and Derricks in Construction on November 9, 2018, as 29 Code of Federal Regulations (CFR), Part 1926, Subpart CC, Sections 1926.1427 and 1926.1430(c). The Board is relying on the explanation of the provisions of the federal regulations in Federal Register, Volume 83, No. 218, pages 56198–56247, November 9, 2018, as the justification for the Board’s proposed rulemaking action. The Board proposes to adopt regulations which are the same as the federal regulations except for editorial and format differences.

Section 1618.1, Operator training, certification and evaluation.

This section, formerly titled “Operator Qualification and Certification” has been retitled for consistency with the federal title and with federal modifications to 29 CFR 1926.1427.

Subsection 1618.1(a), General requirements for operators.

This subsection, formerly titled “Qualifications and Certification” has been retitled and modified based on 29 CFR 1926.1427(a) and (a)(1) to include a new federal requirement for evaluation of trainees and operators prior to operating any equipment covered by Article 15. Existing state requirements for training are also clarified by adding the term “operator-in-training” to assure consistency with federal standards.

Subsections 1618.1(a)(1)–(a)(3).

Cross-references have been modified as needed due to relocation of some requirements in the standard. Subsection (a)(3) also introduces the term “licensure” since operators employed by non-military government entities who only operate equipment within that entity may be licensed by that entity, in accordance with specified criteria, in lieu of being certified by an accredited crane operator certifying entity. The July 7, 2011 effective date for the employer to provide qualification or certification at no cost to operators in their employ on that date has been deleted as it has become moot in the years since adoption.

Subsection 1618.1(b), Operator training.

This subsection, relocated from existing subsection (d) supplements existing state verbiage with federal verbiage clarifying that training shall include both formal and practical elements. The existing subsection (d)(1) requirement for continuous monitoring is now covered in new subsection (b)(2).

Subsection 1618.1(b)(1), Operator training — instruction.

This new subsection incorporates federal verbiage requiring the employer to train the operator-in-training on the knowledge and skills listed in subsection (g), certification criteria.

Subsection 1618.1(b)(2)–(3), Operator training — monitoring and assignment of work during training.

For the purposes of equivalency, these two subsections adopt federal verbiage that substantially contain the same requirements that are in existing subsections (d)(1), (d)(2) and (d)(3)(C).

Subsection 1618.1(b)(4), Monitoring of operators-in-training.

This subsection prescribes that the employer is to ensure that an employee who is not qualified or certified under this section is permitted to operate equipment only as an operator-in-training and only when monitored/supervised by a qualified trainer. Most of these requirements are brought forward from subsection (d). Subsection (b)(4)(A)3., which is similar to existing section (d)(3), is amended with a federal clarification of trainer qualifications. As is currently the case, state standards do not permit the operator-in-training to continue operation of the equipment while the trainer is on break.

Subsection 1618.1(b)(5), Retraining.

This new subsection incorporates federal verbiage requiring the employer to provide retraining in relevant topics when, based on the performance of the operator or an evaluation of the operator’s knowledge, there is an indication that retraining is necessary.

Subsection 1618.1(c), Operator certification and licensing.

This subsection prescribes that the employer is to ensure that each operator is certified or licensed to operate the equipment in accordance one of two following options.

Subsection 1618.1(d), Option (1): Certification by an accredited crane operator certifying entity.

The certification requirements of existing subsections (b)(1)–(b)(5) have been relocated to this subsection for consistency with federal formatting. Cross-references have been changed to accommodate this relocation. Consistent with the federal rulemaking, the existing requirement for operators to be certified by type and capacity, has been changed. Operators now on-

ly need be certified by type; however, a new federal requirement has been added in subsection (f) for operators to be evaluated to ensure they are qualified to operate the particular type, size and configuration of equipment they will be operating. Certification by type and capacity will also be permitted. As before, the state requires substance abuse testing and a physical exam in addition to the federally required written and practical tests for certification.

Subsection 1618.1(e), Option (2): Licensing by a government entity.

The licensure requirements of existing subsection (c) have been relocated to this subsection for consistency with federal formatting; only the cross-references have been changed to accommodate the relocation.

Subsection 1618.1(f), Evaluation.

This new subsection has been added for equivalency with the federal final rule.

Subsection 1618.1(f)(1).

This subsection requires the employer to ensure through an evaluation that each operator is qualified by a demonstration of: (A) the skills, knowledge, and ability to safely operate the size and configuration of equipment he/she will be operating; and (B) the ability to perform the hoisting activities required for assigned work.

Subsection 1618.1(f)(2).

There is a provision that the employer may rely on its previous assessments of the operator in lieu of conducting a new evaluation of operator's existing knowledge and skills for operators employed prior to the effective date of this standard.

Subsection 1618.1(f)(3).

This subsection prescribes qualifications for the evaluator.

Subsection 1618.1(f)(4).

This subsection requires that the evaluator must be an employee or agent of the employer. It also provides that once the evaluation is completed successfully, the operator may be permitted to operate other equipment that does not require substantially different skills, knowledge, or ability.

Subsection 1618.1(f)(5).

This subsection prescribes documentation requirements and document availability.

Subsection 1618.1(f)(6).

This subsection provides that when retraining is required, the employer shall re-evaluate the operator with respect to the subject of the retraining.

Subsection 1618.1(g), Certification criteria.

This subsection relocates the requirements of existing subsection (b)(1) for consistency with federal for-

matting. All provisions of existing (b)(1) are carried forward except as noted below.

Subsection 1618.1(g)(3)(A).

This subsection replaces state verbiage for written exam requirements from existing (b)(1)(C), with federal verbiage which makes more specific the required elements of the written exam.

Subsection 1618.1(g)(3)(B).

This is a new subsection that has been added for equivalency with the federal final rule. It requires that the individual be able to read and locate relevant information in the equipment manual and other materials containing information referred to in subsection (g)(3)(A).

Subsection 1618.1(h), Effective dates.

This subsection replaces and supersedes existing subsection (e) with new effective dates based on federal dates (adjusted for state adoption). The existing state dates which are being superseded and replaced are historical and are no longer applicable.

Exceptions to Section 1618.1.

The exceptions of the existing section are carried forward. Exception 1 has been amended with section cross-references consistent with federal clarifications.

Section 1618.4, Training.

Subsection 1618.4(c)(1), (formerly "Operators-in-Training for equipment where certification or qualification is required by this Article").

This subsection formerly required the employer to train each operator-in-training in the areas addressed in existing subsection 1618.1(b)(1)(C) and (D) (written and hands-on testing). It also required the employer to provide retraining if the operator-in-training did not pass a qualification or certification test. Due to reformatting to be equivalent with federal standards, these training requirements are proposed to be relocated to subsections 1618.1 (a) and (b).

Subsection 1618.4(c)(2) (formerly "Transitional Period"), and subsection 1618.4(c)(3) (formerly "Operators excepted from the requirements of Section 1618.1").

Subsection (c)(2) formerly prescribed training requirements during the four-year phase-in period for operator certification or qualification. The phase-in period has concluded, and training requirements are now addressed in 1618.1(b) due to federal reformatting. Thus the text of existing subsection (c)(2) will be deleted and replaced with text substantively the same as existing 1618.4(c)(3) which will be renumbered to (c)(2). Thus revised subsection (c)(2) will now give direction for training requirements for operators covered under the exceptions to Section 1618.1.

Subsection 1618.4(c)(4).

Due to the deletion of existing subsection (c)(2) and the renumbering of existing (c)(3) to (c)(2) described above, subsection (c)(4) will be renumbered to (c)(3) without any changes in text.

The proposed regulations are substantially the same as the final rule promulgated by Federal OSHA. Therefore, Labor Code Section 142.3(a)(3) exempts the Board from the provisions of Article 5 (commencing with Section 11346) and Article 6 (commencing with Section 11349) of Chapter 3.5, Part 1, Division 3 of Title 2 of the Government Code when adopting standards substantially the same as a federal standard; however, the Board is still providing a comment period and will convene a public hearing. The primary purpose of the written and oral comments at the public hearing is to:

1. Identify any clear and compelling reasons for California to deviate from the federal standard;
2. Identify any issues unique to California related to this proposal which should be addressed in this rulemaking and/or a subsequent rulemaking; and,
3. Solicit comments on the proposed effective date.

The responses to comments will be available in a rulemaking file on this matter and will be limited to the above areas.

The Board evaluated the proposed regulations pursuant to Government Code section 11346.5(a)(3)(D) and has determined that the regulations are not inconsistent or incompatible with existing state regulations. This proposal is part of a system of occupational safety and health regulations. The consistency and compatibility of that system's component regulations is provided by such things as: (1) the requirement of the federal government and the Labor Code to the effect that the State regulations be at least as effective as their federal counterparts, and (2) the requirement that all state occupational safety and health rulemaking be channeled through a single entity (the Standards Board).

DOCUMENTS RELIED UPON

Federal Register, Vol. 83, No. 218, pp. 56198–56247 (November 9, 2018)

U.S Department of Labor, Bureau of Labor Statistics, Quarterly Census of Employment and Wages, 2017 Annual Averages. Data obtained at <https://www.bls.gov/cew>.

These documents are available for review Monday through Friday from 8:00 a.m. to 4:30 p.m. at the Standards Board Office located at 2520 Venture Oaks Way, Suite 350, Sacramento, California.

DOCUMENTS INCORPORATED
BY REFERENCE

29 CFR 1926, Subpart CC, Appendix C, Operator Certification: Written Examination: Technical Knowledge Criteria.

This document is too cumbersome or impractical to publish in Title 8 [or may include copyrighted items, (e.g., ANSI standards)]. Therefore, it is proposed to incorporate the document by reference. Copies of this document are available for review Monday through Friday from 8:00 a.m. to 4:30 p.m. at the Standards Board Office located at 2520 Venture Oaks Way, Suite 350, Sacramento, California.

Note: Existing text 1618.1(b)(3), Accredited Certifying Entity, mentions specific documents that were incorporated by reference in previous rulemakings. As the existing text for this subsection has only been moved to 1618.1(d)(2) without modification to the pre-existing Document References, we are not incorporating those documents by reference into the present Rulemaking Notice list.

COST ESTIMATES OF PROPOSED ACTION

This estimate considers only new costs for actions not already required by the existing standards. These new costs fall into three main categories: (1) evaluations to ensure operator competency, (2) documentation of those evaluations, and (3) additional training required for significant changes in equipment, configuration or tasks. Additional training and certification requirements for operators of cranes over 2000 lb. and up to 15,000 lb. and 25-foot boom length became a requirement as of November 18, 2018, and thus were also not considered in this estimate.

- (1) Although evaluation and re-evaluation have been required by federal and state standards [existing Title 8, Subsection 1618.1(e)(3) and Section 3203], the new federal verbiage is more specific about when evaluation/re-evaluation is required, what is to be evaluated and how it is to be performed. The OSHA preamble estimated the total annual cost for these evaluations to be \$1,481,000 nationwide. The 12% pro-rata annual cost for California businesses for the more specific requirements of this standard are estimated to be approximately \$178,000 statewide.
- (2) The revised standard does not require employers to re-evaluate operators who have already previously demonstrated that they have the skills, knowledge, and abilities to operate the employer's equipment safely. However, there will be a one-time/startup cost to document evaluations for all existing employees in addition to those hired

after the effective date. The OSHA preamble estimated first year (startup) costs of \$399,000 nationwide. OSHA estimated on-going documentation costs after startup to be \$62,000 nationwide. The pro-rata statewide California costs are thus estimated to be \$48,000 start-up and \$7,400 on-going.

- (3) The OSHA preamble noted that most operator training is already required. The new verbiage, however, clarifies that additional training may be required for significant changes in equipment, configuration, tasks, or when retraining is required. OSHA estimated additional training costs to be \$94,000 nationwide, thus the pro-rata cost for California is estimated to be \$11,300.

DETERMINATION OF MANDATE

The Occupational Safety and Health Standards Board has determined that the proposed standard does not impose a local mandate. There are no costs to any local government or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630.

SMALL BUSINESS DETERMINATION

The Board has determined that the proposed amendments may affect small businesses.

CONTACT PERSONS

Inquiries regarding this proposed regulatory action may be directed to Christina Shupe (Executive Officer) or the back-up contact person, Michael Manieri (Principal Safety Engineer) at the Occupational Safety and Health Standards Board, 2520 Venture Oaks Way, Suite 350, Sacramento, CA 95833; (916) 274-5721.

AVAILABILITY OF TEXT OF THE PROPOSED REGULATIONS AND RULEMAKING FILE

The Board will have the entire rulemaking file, and all information that provides the basis for the proposed regulation available for inspection and copying throughout the rulemaking process at its office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulation, supporting documents, or other information upon which the rulemaking is based. Copies may be obtained by contacting

Ms. Shupe or Mr. Manieri at the address or telephone number listed above.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After holding the hearing and considering all timely and relevant comments received, the Board may adopt the proposed regulations without further notice even though modifications may be made to the original proposal in response to public comments or at the Board's discretion.

AVAILABILITY OF THE MEMORANDUM TO THE STANDARDS BOARD MEMBERS

Upon its completion, copies of the Memorandum may be obtained by contacting Ms. Shupe or Mr. Manieri at the address or telephone number listed above or via the internet.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

The Board will have rulemaking documents available for inspection throughout the rulemaking process on its website. Copies of the text of the regulation in an underline/strikeout format and the Notice of Proposed Action can be accessed through the Standards Board's website at <http://www.dir.ca.gov/oshsb>.

TITLE 10. CALIFORNIA HEALTH BENEFIT EXCHANGE

TITLE 10, CHAPTER 12, ARTICLE 4 ADOPT SECTION 6464

The Board of Directors for the California Health Benefit Exchange (hereinafter referred to as the "Exchange") proposes to adopt the regulation described below after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The Exchange has not scheduled a public hearing on this proposed action. However, the Exchange will hold a hearing if it receives a written request for a public hearing for 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 Exchange. The written comment period closes on **June 10, 2019** (45 days after the published date). The Exchange will consider only comments received at the Exchange's office by that time. Submit written comments to:

Faviola Adams
Regulations Coordinator
California Health Benefit Exchange
(Covered California)
1601 Exposition Blvd.
Sacramento, CA 95815

Comments may also be submitted by facsimile (FAX) at 916-228-4468 or by e-mail to regulations@covered.ca.gov.

AUTHORITY AND REFERENCE

Government Code section 100504; subdivision (a)(6) authorizes the Board of Directors for the Exchange to adopt rules and regulations, as necessary. The proposed regulations implement, interpret, and make specific Government Code section 100503, subdivisions (a), (h) and (s), and Centers for Medicare and Medicaid Services (CMS), Guidance Regarding Identity Proofing for the Marketplace, Medicaid, and CHIP, and Disclosure of Certain Data Obtained through the Data Services Hub (June 11, 2013).

INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW**Summary of Existing Laws**

In March 2010, President Obama signed federal health reform legislation called the Patient Protection and Affordable Care Act (ACA). It created the opportunity for each state to establish a state-based health insurance exchange to implement the ACA. California chose to operate an exchange that is commonly known as known as "Covered California." For purposes of this Notice, Covered California will be referred to as the "Exchange." The Exchange's mission is to increase the number of insured Californians, improve health care quality, lower costs, and reduce health disparities through an innovative, competitive marketplace that empowers consumers to choose their health plan.

State law also specifies the powers and duties of the executive board of the Exchange. Government Code section 100504, subdivision (a)(6) authorizes the Exchange's Board of Directors to adopt rules and regula-

tions, as necessary. The Exchange proposes this permanent rulemaking in furtherance of its rulemaking authority to implement, interpret, and make specific state and federal laws.

The Exchange is required to establish the criteria and process for eligibility determination, enrollment, and disenrollment of enrollees and potential enrollees in California, provide for the processing of applications and the enrollment and disenrollment of enrollees, and exercise all powers reasonably necessary to carry out and comply with the duties, responsibilities, and requirements of the Government Code and the ACA. (Gov. Code § 100503, subs. (a), (h) & (s)).

The Exchange currently provides rigorous system features and procedures that ensure that individuals who apply for coverage or who provide enrollment assistance are who they say they are. However, for continued use of the federal data services hub for verification of income and social security data, CMS guidance requires state exchanges to establish remote identity verification for customers who apply online and over the phone. (CMS, Guidance Regarding Identity Proofing for the Marketplace, Medicaid, and CHIP, and the Disclosure of Certain Data Obtained through the Data Services Hub (June 11, 2013), pp. 1-2.) As a result, the proposed regulations will integrate the federal remote identity verification service for consumers who apply online or over the phone. These proposed regulations will provide the public with clear standards for identity verification, including the processes that will be used for paper and non-paper (i.e., electronic or telephonic) applications and the alternate process should the initial identity verification fail. These regulations allow the Exchange to continue using the federal data services hub by complying with existing federal guidance.

Currently, there are emergency regulations that establish remote identity verification procedures. Those regulations include definitions and application procedures. The Exchange is now proposing to make permanent those emergency regulations at California Code of Regulations, title 10, section 6464.

Summary of the Effect of the Proposed Regulation

The broad purpose of this proposed regulatory action is to: (1) complete Certificate of Compliance requirements for section 6464; and (2) make minor edits that ensure clarity and address stakeholder requests. The proposed regulations will make permanent the regulations in article 4 governing identity verification requirements for applicants submitting an application for health insurance through the Exchange's individual market. The proposed permanent regulations include definitions and application procedures. If approved, these regulations will assist the Exchange with the im-

plementation of identity verification requirements on an indefinite basis.

Anticipated Benefits of the Proposed Regulation

The anticipated benefits of this proposed regulation include:

- Providing consumers with clear guidelines on how the Exchange will verify the identity for consumers who apply in either paper or non-paper formats.
- Ensuring compliance with federal requirements.
- Protecting and safeguarding California consumers from the unauthorized and illegal access to, or disclosure of, sensitive information such as federal tax information, personal health information, and personal identifying information, confidential information, or financial information contained in the information systems and devices of the Exchange, or any other information as required by federal law or guidance.

Evaluation of Inconsistency/Incompatibility with Existing State Regulations

After an evaluation of current regulations, the Exchange determined that these proposed regulations are not inconsistent or incompatible with any existing regulations. The proposed regulations do not conflict with any other regulations governing other Certified Enrollers.

Documents to be Incorporated by Reference:

- 45 C.F.R. § 155.205 (December 22, 2016)
- 45 C.F.R. § 155.225 (March 8, 2016)

Documents Relied Upon:

Centers for Medicare and Medicaid Services, Guidance Regarding Identity Proofing for the Marketplace, Medicaid, and CHIP, and the Disclosure of Certain Data Obtained through the Data Services Hub (June 11, 2013)

DISCLOSURES REGARDING THE PROPOSED ACTION

The Exchange has made the following initial determinations:

Matters Prescribed by Statute Applicable to the Agency or to Any Specific Regulation or Class of Regulations

None.

Mandate on Local Agencies and School Districts

None. The Exchange has determined that this proposed regulatory action does not impose a mandate on local agencies or school districts.

Cost to Any Local Agency or School District Which Must Be Reimbursed in Accordance with Government Code Sections 17500 Through 17630

None. This proposal does not impose costs on any local agency or school district for which reimbursement would be required pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

Costs or Savings to any State Agencies

The proposal results in additional costs to the Exchange but will have no impact on other agencies or the State General Fund. The Exchange is currently completely funded by assessments on premiums charged by Qualified Health Plans.

Other Nondiscretionary or Savings Imposed on Local Agencies

None. This proposal does not impose other nondiscretionary costs or savings on local agencies.

Costs or Savings in Federal Funding to the State

The proposal will not result in costs or savings in federal funding to the state.

Significant Effect on Housing Costs

None.

Significant, Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete with Businesses in Other States

None.

Results of the Economic Impact Assessment/Analysis

The Exchange concludes regarding the proposed regulations that it is:

- (1) **unlikely** that the proposal will create or eliminate any jobs in the State;
- (2) **unlikely** that the proposal will create or eliminate businesses within the State;
- (3) **unlikely** that the proposal will impact the expansion of businesses currently doing business in California; and
- (4) **likely** that the health and welfare of consumers will benefit from the proposed regulation.

Cost Impacts on a Representative Private Person or Business

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

Effect on Small Business

This proposed regulation will not have any effect on small business within the State of California because the proposed regulation only pertains to enrollment in the individual health insurance plans through the Exchange.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Exchange must determine that no reasonable alternative considered or that has otherwise been identified and brought to the attention of the Exchange would be more effective in carrying out the purpose for which this 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. This proposed action is the most effective in effectuating the purpose of the statute and applicable federal regulations.

The Exchange invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Faviola Adams
 Regulations Coordinator
 California Health Benefit Exchange
 (Covered California)
 1601 Exposition Blvd.
 Sacramento, CA 95815
 Telephone: (916) 228-8668

The backup contact person for inquiries concerning the proposed administrative action may be directed to:

Crystal Hirst
 Attorney
 California Health Benefit Exchange
 (Covered California)
 1601 Exposition Blvd.
 Sacramento, CA 95815
 Telephone: (916) 228-8313

Please direct 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 Faviola Adams at the address or phone number listed above.

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

The Exchange will have the entire rulemaking file available for inspection and copying throughout the

rulemaking process at its office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulation, and the Initial Statement of Reasons. Copies may be obtained by contacting Faviola Adams at the address or phone number listed above.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments, the Exchange may adopt the proposed regulations substantially as described in this notice. If the Exchange 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 at least 15 days before the Exchange adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Faviola Adams at the address indicated above. The Exchange will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

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

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Rulemaking, the Initial Statement of Reasons and the text of the regulations in underline can be accessed through our website at <https://hbex.coveredca.com/regulations>.

RULEMAKING PETITION DECISIONS

CALIFORNIA ENERGY COMMISSION

PETITION DECISION

Government Code Section 11340.7

Agency: California Energy Commission

Petitioner: Atlas Copco North America and Quincy Compressors

Relevant Regulations: Title 20 sections 1601–1606

Authority: Public Resources Code sections 25218 and 25402

Agency Decision: Petition denied. See attached order

Agency Contact Person: Jared Babula
916–651–1462, jared.babula@energy.ca.gov

Obtaining Documents: <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?doctnuber=18-AAER-05> see TN# 227285 for petition

Note: At hearing petitioners requested their petition be denied and the proposed order denying their petition approved.

ORDER NO: 19–0410–5

**STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT
COMMISSION**

***IN THE MATTER OF:
ATLAS COPCO NORTH AMERICA AND QUINCY
COMPRESSORS***

PETITION FOR RULEMAKING HEARING

Docket No. 18–AAER–05

**ORDER DENYING THE PETITION FOR
RULEMAKING HEARING**

**I. INTRODUCTION AND PROCEDURAL
HISTORY**

On January 9, 2019, at a public hearing, the California Energy Commission (Commission) adopted efficiency standards and reporting requirements for commercial and industrial air compressors (air compressors).

On February 1, 2019, after the public comment period closed and the Commission had adopted the regulations, legal counsel for Atlas Copco North America and Quincy Compressors submitted a proposed regulatory advisory to the air compressors docket.

On March 6, 2019, Atlas Copco North America and Quincy Compressors filed a petition requesting that the Commission initiate a rulemaking hearing under California Code of Regulations, title 20, section 1221 and Government Code section 11340.6, for the purpose of amending or repealing the efficiency standards and reporting requirements for air compressors. Specifically, the petition requested that the Commission change the adopted regulatory language to allow Petitioners to:

1) Rely on previously conducted test results to certify compliance with California’s efficiency

standards: (1) regardless of the date of the test, (2) even if the testing occurred prior to lab approval by the Commission, and (3) even if the testing was conducted before the federal test method was approved by the Department of Energy (DOE). (Exhibit 1 to the petition.)

2) Rely on test results from a single machine to certify compliance with California’s commercial and industrial air compressor efficiency standards. (Exhibit 1 to the petition.)

3) Use test results based upon the ISO1217–2009 test method to certify compliance with California’s efficiency standards. (Exhibit 1 to the petition.)

On March 13, 2019, the Commission’s Executive Director certified that the petition was complete and contained the informational requirements of CCR title 20, section 1221.

On April 5, 2019, Commission Staff filed a response to the petition recommending denial of the petition because changes to the adopted regulatory language are not necessary. According to the staff recommendation, no ambiguities exist regarding the use of results from DOE compliant tests to certify models into the Commission’s database, the use of test results generated prior to laboratory approval, or the number of machines that need to be tested.

On April 10, 2019, the Commission held a hearing to consider the petition.

II. FINDINGS

Based on the record, the Commission finds that:

1) Public Resources Code section 25218 empowers the Commission to adopt any rule or regulation, or take any action it deems reasonable and necessary to carry out its statutory duty. Public Resources Code section 25402 authorizes the Commission to adopt technologically feasible and cost effective regulations that will reduce the wasteful, uneconomic, inefficient, or unnecessary consumption of energy for appliances that require a significant amount of energy. Thus, the Commission has the authority to initiate a rulemaking amending or repealing previously adopted regulatory language, as requested in the petition.

2) On January 9, 2019, the Commission adopted efficiency standards and reporting requirements for commercial and industrial air compressors.

3) The Commission adopts, amends, or repeals regulations, which implement, interpret or make specific any provision of Division 15 of the Public Resources Code or any other statute enforced or administered by the Commission. (Cal. Code Regs., tit. 20, section 1220.) In this case, the Commission implemented and made specific its

appliance efficiency mandate under Public Resources Code section 25402.

- 4) The Commission determined whether the adopted regulatory language contains ambiguities, whether there has been a change in law, or whether the regulatory language has become obsolete, to warrant the amendment or repeal of the regulatory language related to air compressors. We do not find such conditions and agree with Staff that initiating a rulemaking to amend or repeal the regulatory language related to testing and certification of air compressors is not necessary. (Staff Memo, p.5.)
- 5) The Commission’s adopted language does not prohibit manufacturers from using test results to certify an appliance to the Commission’s database, whether those tests were performed prior to or after the test lab was approved, or whether the test was performed prior to the DOE’s approval of the test method, as long as the tests were performed according to the test procedure. (Staff Memo, p.4.)
- 6) The Commission’s adopted language does not require more than a single unit to be tested for certification purposes. Moreover, the Commission’s adopted language did not include the DOE’s sampling requirements for air compressors. (Staff Memo. pp. 3–4.)
- 7) The Commission’s adopted language does not prohibit manufacturers from certifying that their historical ISO 1217:2009 test data is in accordance with the test procedure in CCR, title 20, section 1604 (i.e., the DOE test procedure).¹ Federal law preempts the Commission from accepting test results from a test procedure inconsistent with the DOE test procedure.² (Staff Memo, p. 3.)

III. CONCLUSION AND ORDER

For the reasons stated above, the Petition is hereby DENIED.

IT IS SO ORDERED.

CERTIFICATION

The undersigned Secretariat to the Commission does hereby certify that the foregoing is a full, true, and correct copy of an Order duly and regularly adopted at a meeting of the California Energy Commission held on April 10, 2019.

AYE: Hochschild, Scott, Douglas, McAllister.

NAY: None.

ABSENT: None.
ABSTAIN: None.

/s/
Cody Goldthrite
Secretariat

DEPARTMENT OF INSURANCE

**DECISION REGARDING
PETITION FOR RULEMAKING**

On March 21, 2019, a Petition for Rulemaking (the “Petition”) by multiple organizations¹ was served on the Department of Insurance (“Department”) citing Government Code section 11340.6 as authority for the Petition. The Petition requests that Commissioner Ricardo Lara promulgate regulations “authorizing” the Department “to require all 1,300 insurance companies doing business in California to disclose all fossil fuel–related investments and underwriting of fossil fuel–related projects.” The Petition states that “instead of a periodic data call,” regulations are necessary “(1) to prevent any potential institutional, administrative, legal or legislative opposition; (2) to prevent unnecessary and dangerous delays in receipt of such information; and (3) to ensure that the Insurance Commissioner may enquire, follow–up, and effectively regulate the insurance industry in this evolving, climate–changing environment for all consumers.”

¹ Consumer Watchdog, 1000 Grandmothers for Future Generations, 350 Bay Area, 350 Chico, 350 Conejo/San Fernando Valley, 350 Maine, 350 Silicon Valley, 350 South Bay Los Angeles, 350.org, 350 Marin, Alameda County Interfaith Climate Action Network, Amazon Watch, Asian Pacific Environmental Network, Avaaz, Azul, Bay Area — System Change not Climate Change, Beyond Extreme Energy, Bold Alliance, California Environmental Justice Alliance, Californians Against Fracking and Dangerous Drilling, Center for Biological Diversity, Center for International Environmental Law, ClientEarth, Climate Hawks Vote, Climate Resolve, Coalition for Clean Air, Communities for a Better Environment (CBE), Connecticut Citizens Action Group, Courage Campaign, Divest Invest, Earthworks, Filipino/American Coalition for Environmental Solidarity (FACES), Food & Water Watch, Fossil Free California, Fox Valley Citizens for Peace & Justice, Friends of the Earth U.S., Fundacja “Rozwój TAK — Odkrywki NIE,” Greenaction for Health and Environmental Justice, Greenpeace, Indivisible South Bay LA, Market Forces, Movement for a People’s Party, No Coal Alliance, No Coal in Oakland, No Coal in Richmond, No Coal Vallejo, Oil Change International, Presente.org, Public Citizen, Rainforest Action Network, Rootskeeper, San Francisco Baykeeper, Sierra Club California, SoCal 350 Climate Action, Stand.earth, SumOfUs.org, Sunflower Alliance, Sunrise Project, Sustainable Energy & Economy Network, urgewald, Waterkeeper Alliance (“Petitioners”).

¹ Transcript of Energy Commission January 9, 2019, Business Meeting, p. 31.

² United States Code, title 42, section 6297(a).

RELIEF REQUESTED

Petitioners urge the Department to promulgate emergency regulations requiring all insurers licensed in California to “disclose: (1) all their investments in fossil fuel–related entities, and (2) all the fossil fuel–related companies and projects that they underwrite or otherwise insure.”

AUTHORITY AND REFERENCE
CITED IN THE PETITION

Petitioners cite California Government Code section 11340.6 and Insurance Code sections 730, 740, 900, 902, 11694, 12389(h), 12389.4, 12921(a) and 12922, as well as *Calfarm Ins. Co. v. Deukmejian* (1989) 48 Cal.3d 805 and Proposition 103 generally.² Government Code section 11340.6 is part of California’s Administrative Procedure Act (the “APA”) found in Chapter 3.5 of Part 1, Division 3 of Title 2 of the California Government Code (Government Code sections 11340–11361).

THE COMMISSIONER’S DETERMINATION

The Commissioner declines to grant the Petition at this time. While the Commissioner shares the Petitioners’ concerns about the effects of climate change and potential risks to consumers and insurance companies, the Petition only targets a single element of the much broader challenge of climate risk. The Commissioner is pursuing a much more comprehensive climate strategy, which will include incentivizing climate smart investments, and invites the Petitioners, consumers, and the insurance industry to work with him in realizing a comprehensive climate strategy.

REASONS SUPPORTING THE
COMMISSIONER’S DETERMINATION

Commissioner Lara has developed strong, foundational climate and clean air policies throughout his career and will continue to lead on climate policy as the state’s insurance regulator. The Commissioner will seek a comprehensive approach to climate risk mitigation built on analysis, innovation, and cohesive policies that bring insurers into the fight against climate change, not just intermittently, but in a sustained way — as he

has in the fight to reduce super pollutant emissions^{3,4} and diesel pollution⁵, and prevent new offshore oil operations⁶.

Achieving a sustainable insurance sector in California that reduces climate risks will require innovative products to promote mitigation and adaptation, thoughtful assessment of physical and transition risks, collaboration with insurers and state regulators, expanding information on hazards throughout the state, and laws intended to implement effective policies.

Insurers are required to disclose investments publicly in their financial statements, and the Department has developed a methodology to identify and categorize the fossil fuel portion of those investments. The Department has a database that includes information regarding insurers’ investments in fossil fuel–related entities. The Department also increased the utility of those data by partnering with collaborators to produce scenario analyses as recently as January 2019. Reducing fossil fuel production and climate pollutant emissions are crucial elements of a strategy for reducing future climate risks.

Petitioners also propose a rule to require insurers to disclose all fossil fuel–related companies and projects that they insure. But such a proposed rule alone will not effectively address the complex and historically–entrenched manner in which fossil fuels are utilized by businesses today. Instead, it is necessary to develop an approach that encourages the best ideas of climate–aligned businesses to break these harmful habits.

The Petition raises significant policy questions, beyond the insurance sector, that need further consideration to ensure that any new regulation is crafted carefully to maximize rather than frustrate an effective climate strategy. For example, if the public had the ability to review the policy limits and coverage of specific businesses, such information could be used for purposes inconsistent with climate goals by exposing and severely impairing a business’s internal strategies and efforts to transition from fossil–fuel energy to renewable energy. These questions together with other vexing policy concerns would surely benefit from broader consultation and collaboration between environmental advocates, international and state partners as well as insurers.

There is a strong need for broader collaboration between the Department, the insurance industry and our

³ Senate Bill 605 (Lara), signed by Governor, Sept. 21, 2014 (2013–2014 Reg. Sess.); Senate Bill 1383 (Lara), signed by Governor, Sept. 19, 2016 (2015–2016 Reg. Sess.).

⁴ Senate Bill 1013 (Lara), signed by Governor, Sept. 13, 2018 (2017–2018 Reg. Sess.).

⁵ Senate Bill 1204 (Lara), signed by Governor, Sept. 21, 2014 (2013–2014 Reg. Sess.).

⁶ Senate Bill 834 (Jackson & Lara), signed by Governor, Sept. 8, 2018 (2017–2018 Reg. Sess.).

² Ins. Code § 1861.01 et seq. In addition, the following provisions of Proposition 103 are specifically referenced: Ins. Code § 1861.05, subds. (a)–(c); Ins. Code § 1861.07; and Ins. Code § 1861.10, subd. (a).

climate partners. Towards this end, upon taking the oath of office in January, Commissioner Lara established a Deputy Commissioner position for Climate and Sustainability, prioritizing climate policies, including the issues raised in the Petition. This will embed climate issues into the fabric of the Department, providing a mechanism for collaborative policy discussions and developing strategies that address climate change.

Based on the foregoing, the goals of the Petitioners with respect to climate mitigation and climate adaptation align with the goals of Commissioner Lara. Commissioner Lara invites Petitioners to join with him to develop a comprehensive climate strategy that will bring the California insurance industry into the 21st century as active partners in the fight against climate change.

AGENCY CONTACT PERSON

Bryant Henley, Deputy Commissioner &
Special Counsel
California Department of Insurance
300 Capitol Mall, 17th Floor
Sacramento, CA 95814
916-492-3735

OBTAINING COPIES OF THE PETITION

Interested persons may obtain a copy of the Petition from the Agency Contact Person.

Dated: April 22, 2019

**DEPARTMENT OF RESOURCES
RECYCLING AND RECOVERY**

April 19, 2019

Mr. Robert Budway
President
Can Manufacturers Institute
1730 Rhode Island Avenue, Suite 1000
Washington, DC 20036
Cypress, CA 90630

Via e-mail: RBudway@cancentral.com

Dear Mr. Budway:

Thank you for your letter of March 19, 2019, petitioning for the amendment of regulations relating to the Beverage Container Recycling Program. The Department of Resources Recycling and Recovery, Division of Recycling (Department) has accepted your petition

for rulemaking under Government Code sections 11340.6 and 11340.7. The Department acknowledges the issue raised by the petition and will conduct public workshops to gather the information needed to properly address it. To that extent and in that manner, the Department is granting the petition.

The Beverage Container Recycling and Litter Reduction Act (Act) (Pub. Res. Code, Div. 12.1, commencing with § 14500) requires beverage manufacturers to clearly indicate on all beverage containers sold or offered for sale in this state the California Redemption Value (CRV) message by printing or embossing the container or by affixing a stamp, label, or other device to the container. (Pub. Res. Code § 14561 (a).) The Department's regulations require metal containers, other than metal bottles, to have the message marked on the top end of the container in specified minimum lettering sizes. (Cal. Code Regs., title 14, § 2200(b).)

Your petition recommends amending the regulations to allow the CRV message to appear in locations other than, or in addition to, the top of metal beverage containers, such as on the bottom or wall of the containers. (Amendments recommended to Cal. Code Regs., title 14, § 2200 .) In support of the proposed change, the petition includes the following points.

Can makers have reduced the amount of metal used in cans by 30% over the last 30 years.

Lighter containers are thinner and require incising that is more shallow, which makes the message less visible than it once was.

Incising the metal limits how thin and light the cans can be without impacting their integrity.

Other states may require similar labeling and the space available on can tops is limited.

California allows the message to appear on the body or bottom edge of glass and plastic beverage containers.

CRV labeling is an important tool used by consumers, the Department, and certified recycling centers and processors to determine whether a container is eligible for redemption. Empty metal beverage containers are often folded, crushed, or otherwise manipulated in form altering ways that make it difficult or impractical to locate or read the CRV message. Accordingly, the Department's regulations require the message to appear on the top of the can, which is easily identified and less susceptible to manipulation than the sides.

The Department appreciates that can manufacturers are engaged in refining their products by making them thinner, lighter, and less resource intensive, and acknowledges that limiting the CRV message to the top of the can may pose unintended impediments to the continued improvement of metal beverage containers. However, the petition does not provide sufficient infor-

mation for the Department to determine how to properly address the issue and additional information is needed before the regulation may be amended.

The Department is granting the rulemaking petition to the extent that it will provide notice and conduct one or more public workshops to consult with the public, can manufacturers, the regulated community, and other interested persons on the desirability and appropriateness of developing regulatory amendments to allow the CRV message to appear in locations other than, or in addition to, the top of metal beverage containers. (Gov. Code §§ 11340.7(b) (agency may grant a petition in part and may grant any other relief or take any other action warranted by the petition) & 11346(b) (agency may consult interested persons).) Thereafter, the Department will proceed as deemed appropriate in light of the information gathered.

The Department has the authority to adopt, amend, and repeal regulations related to the Act pursuant to Public Resources Code sections 14530.5 and 14536. In accordance with Government Code section 11340.7(d), a copy of this letter is being transmitted to the Office of Administrative Law for publication in the California Regulatory Notice Register. The agency contact person on this matter and the person from whom a copy of the petition may be obtained is Sharon Siozon, Division of Recycling, 801 K Street, MS 19-01, Sacramento, California 95814, Sharon.Siozon@CalRecycle.ca.gov, (916) 322-1760.

Thank you for bringing this issue to my attention and for suggesting a solution.

Sincerely,

/s/

Adam Tauber
 Assistant Director for Recycling
 Department of Resources Recycling and
 Recovery (CalRecycle)

**OAL REGULATORY
 DETERMINATION**

**DEPARTMENT OF
 CORRECTIONS AND REHABILITATION**

Date: April 19, 2019
 To: Omar Cabrera
 From: Chapter Two Compliance Unit
 Subject: **2019 OAL DETERMINATION NO. 2 (S)**
(CTU2019-0221-01)
 (Summary Disposition issued pursuant to

Gov. Code, sec. 11340.5; Cal. Code Regs., tit. 1, sec. 270(f))

Petition challenging as an underground regulation a Memorandum dated February 1, 2019, issued by California Department of Corrections and Rehabilitation, Pleasant Valley State Prison, titled “Incentive Modification to Split Tier Programming.”

On February 21, 2019, the Office of Administrative Law (OAL) received your petition asking for a determination as to whether a memorandum dated February 1, 2019, issued by California Department of Corrections and Rehabilitation, Pleasant Valley State Prison, titled “Incentive Modification to Split Tier Programming” (Split Tier Programming Memo) is an underground regulation. The Split Tier Programming Memo was issued by the warden at the Pleasant Valley State Prison and is attached hereto as Exhibit A.

In issuing a determination, OAL renders an opinion only as to whether a challenged rule is a “regulation” as defined in Government Code section 11342.600,¹ which should have been, but was not adopted pursuant to the Administrative Procedure Act (APA). Such a rule is called an “underground regulation” as defined in California Code of Regulations, title 1, section 250, subsection (a):

“Underground regulation” means any guideline, criterion, bulletin, manual, instruction, order, standard of general application, or other rule, including a rule governing a state agency procedure, that is a regulation as defined in section 11342.600 of the Government Code, but has not been adopted as a regulation and filed with the Secretary of State pursuant to the APA and is not subject to an express statutory exemption from adoption pursuant to the APA.

Nothing in this analysis evaluates the advisability or the wisdom of the underlying action or enactment. OAL has neither the legal authority nor the technical expertise to evaluate the underlying policy issues involved in the subject of this determination.

Generally, a rule which meets the definition of a “regulation” in Government Code section 11342.600 is required to be adopted pursuant to the APA. In some cases, however, the Legislature has chosen to establish exemptions from the requirements of the APA. Penal Code section 5058, subdivision (c), establishes exemp-

¹ “Regulation” means every rule, regulation, order, or standard of general application or the amendment, supplement, or revision of any rule, regulation, order, or standard adopted by any state agency to implement, interpret, or make specific the law enforced or administered by it, or to govern its procedure.

tions expressly for the Department of Corrections and Rehabilitation (Department):

(c) The following are deemed not to be “regulations” as defined in Section 11342.600 of the Government Code:

(1) Rules issued by the director applying solely to a particular prison or other correctional facility. . .

This exemption is called the “local rule” exemption. It applies only when a rule is established for a single correctional institution.

In *In re Garcia* (67 Cal.App.4th 841, 845), the court discussed the nature of a “local rule” adopted by the warden for the Richard J. Donovan Correctional Facility (Donovan) which dealt with correspondence between inmates at Donovan:

The Donovan inter-institutional correspondence policy applies solely to correspondence entering or leaving Donovan. It applies to Donovan inmates in all instances.

. . .

The Donovan policy is not a rule of general application. It applies solely to Donovan and, under Penal Code section 5058, subdivision (c)(1), is not subject to APA requirements.

Similarly, the rule challenged by your petition was issued by Pleasant Valley State Prison and applies solely to the inmates of the Pleasant Valley State Prison. Inmates housed at other facilities are governed by those other facilities’ criteria for programming. Therefore, the challenged rule is a “local rule” and is exempt from compliance with the APA pursuant to Penal Code section 5058(c)(1). It is not an underground regulation.²

² The rule challenged by your petition is the proper subject of a summary disposition letter pursuant to title 1, section 270 of the California Code of Regulations. Subdivision (f) of section 270 provides:

(f)(1) If facts presented in the petition or obtained by OAL during its review pursuant to subsection (b) demonstrate to OAL that the rule challenged by the petition is not an underground regulation, OAL may issue a summary disposition letter stating that conclusion. A summary disposition letter may not be issued to conclude that a challenged rule is an underground regulation.

(2) Circumstances in which facts demonstrate that the rule challenged by the petition is not an underground regulation include, but are not limited to, the following:

(A) The challenged rule has been superseded.
 (B) The challenged rule is contained in a California statute.
 (C) The challenged rule is contained in a regulation that has been adopted pursuant to the rulemaking provisions of the APA.
 (D) The challenged rule has expired by its own terms.
(E) An express statutory exemption from the rulemaking provisions of the APA is applicable to the challenged rule. [Emphasis added.]

The issuance of this summary disposition does not restrict your right to adjudicate the alleged violation of section 11340.5 of the Government Code.

Date: April 19, 2019

/s/

Elizabeth A. Heidig
 Assistant Chief Counsel

Copy: Ralph M. Diaz, Secretary, CDCR
 Ying Sun, RPMB, CDCR

**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# 2019-0312-02

BOARD OF FORESTRY AND FIRE PROTECTION
 State Forest Regulations Update, 2018

In this rulemaking action, the Board adopts regulations to establish a schedule of fees for the use of Designated Camping Areas, set the time of day at which occupants must vacate the Designated Camping Area, and specify that the Director may collect registration information. The Board also amends various sections to revise the definition of Designated Camping Area, capitalize defined terms, and make grammatical changes.

Title 14

ADOPT: 1401.1(a), 1401.1(b), 1401.1(c), 1401.2
 AMEND: 1400.5, 1401, 1402, 1403, 1404, 1405, 1406, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421, 1422, 1423, 1424, 1425, 1426, 1427, 1430, 1431, 1433, 1435, 1436, 1438, 1439, 1510, 1511, 1515, 1516, 1517, 1518, 1519, 1521

Filed 04/23/2019

Effective 07/01/2019

Agency Contact: Eric Hedge (916) 653-9633

File# 2019-0412-01

BOARD OF PAROLE HEARINGS
 Advancing Parole Consideration Hearing Dates

The Board of Parole Hearings submitted this emergency action to adopt regulations that establish proce-

dures for advancing parole consideration hearings pursuant to Penal Code section 3041.5(b)(4) and (d)(1).

Title 15
ADOPT: 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157
Filed 04/22/2019
Effective 04/22/2019
Agency Contact: Mina Y. Choi (916) 322-6729

File# 2019-0319-04
BOARD OF REGISTERED NURSING
Advanced Practice Registered Nurses (APRN)
Applications Letterhead

In this change without a regulatory effect, the Board amends its regulation to update the revision date of three application forms incorporated by reference, which are changed to reflect the new Governor, Gavin Newsom, on the letterhead of the forms.

Title 16
AMEND: 1483
Filed 04/24/2019
Agency Contact: Dean Fairbanks (916) 574-7684

File# 2019-0314-02
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
Amend Commission Regulation 1052 Requirements for Course Certification

This action by the Commission on Peace Officer Standards and Training amends requirements for course certification and establishes two types of certification requests.

Title 11
AMEND: 1052(a), 1052(b)(1st par.), 1052(b)(1)-(4), 1052(b)(6), 1052(e), 1052(f), 1052(i), 1052(k), 1052(l)
Filed 04/24/2019
Effective 07/01/2019
Agency Contact: David Cheng (916) 227-4855

File# 2019-0328-04
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
Requirements for Course Certification

The Commission on Peace Officer Standards and Training filed this action to clarify requirements in a regulation for requesting, approving, and implementing a course pilot program.

Title 11
AMEND: 1052
Filed 04/24/2019
Effective 07/01/2019
Agency Contact: Jennifer Hardesty (916) 227-3917

File# 2019-0314-04
DEPARTMENT OF DEVELOPMENTAL SERVICES
Speech-Language Pathology Assistants

This action by the Department of Developmental Services adds speech-language pathology services as an authorized category of group practice for developmental services and authorizes the use of speech-language pathology assistants as a provider of services.

Title 17
AMEND: 54319, 54342
Filed 04/22/2019
Effective 07/01/2019
Agency Contact: Jim Knight (916) 654-2759

File# 2019-0311-01
DEPARTMENT OF JUSTICE
Certificates of Eligibility

The California Department of Justice (DOJ) amends the requirements and process for the initial and renewal application submissions for the Certificate of Eligibility which is obtained when DOJ checks its records and determines that an applicant is not prohibited from acquiring or possessing firearms.

Title 11
ADOPT: 4032, 4032.5, 4033, 4034, 4035, 4038
AMEND: 4030, 4031, 4036, 4037, 4039, 4040, 4041
REPEAL: 4032, 4033, 4034, 4035
Filed 04/22/2019
Effective 07/01/2019
Agency Contact: Jacqueline Dosch (916) 227-7614

File# 2019-0402-02
DEPARTMENT OF MOTOR VEHICLES
Annual Fee Adjustment (2020)

These changes without regulatory effect adjust various Vehicle Code and Revenue and Taxation Code authorized fees relating to motor vehicles in amounts equal to the increase in the California Consumer Price Index for the prior year pursuant to Vehicle Code section 1678(b) and for the prior two years pursuant to Revenue and Taxation Code section 11502(b), respectively.

Title 13
AMEND: 423.00
Filed 04/22/2019
Agency Contact: Randi Calkins (916) 657-8898

File# 2019-0314-01
 DEPARTMENT OF PESTICIDE REGULATION
 Pest Control Aircraft Pilot Certification

This regular rulemaking by the Department of Pesticide Regulation amends two forms to differentiate between Manned and Unmanned Pest Control Aircraft Pilot certificates, adds the subcategory of Vector Control Technician, and updates pilot supervision requirements.

Title 3
 AMEND: 6502, 6540
 Filed 04/22/2019
 Effective 07/01/2019
 Agency Contact: Lauren Otani (916) 445-5781

File# 2019-0319-01
 DEPARTMENT OF SOCIAL SERVICES
 IHSS Program General Exception Requirements

This action by the Department of Social Services establishes procedures and criteria for general exception requests for persons who have been found ineligible to provide In-Home Supportive Services on the basis of specified convictions as provided for in Welfare and Institutions Code section 12305.87.

Title MPP
 ADOPT: 30-778
 Filed 04/23/2019
 Effective 07/01/2019
 Agency Contact: Everardo Vaca (916) 657-2363

File# 2019-0307-03
 EMERGENCY MEDICAL SERVICES
 AUTHORITY
 Stroke Critical Care System

The Emergency Medical Services Authority (EMSA) is adopting regulations to develop and implement a stroke critical care system. These regulations standardize the requirements for the development and implementation of a stroke critical care system. The regulations specify what is required of a local EMS agency to develop and implement a stroke critical care system including the requirement that a Stroke Critical Care System Plan and Plan updates be submitted to EMSA.

Title 22
 ADOPT: 100270.200, 100270.201, 100270.202, 100270.203, 100270.204, 100270.205, 100270.206, 100270.207, 100270.208, 100270.209, 100270.210, 100270.211, 100270.212, 100270.213, 100270.214, 100270.215, 100270.216, 100270.217, 100270.218, 100270.219, 100270.220, 100270.221, 100270.222, 100270.223, 100270.224, 100270.225, 100270.226, 100270.227, 100270.228, 100270.229
 Filed 04/17/2019
 Effective 07/01/2019
 Agency Contact:
 Esam El-Morshedy (916) 431-3656

File# 2019-0307-04
 EMERGENCY MEDICAL SERVICES
 AUTHORITY
 ST Elevation Myocardial Infarction (STEMI) Critical Care System

This resubmittal action adopts requirements for local emergency medical service agencies to develop and implement ST-segment elevation myocardial infarction (STEMI) critical care systems. (See OAL Matter No. 2018-1204-06.)

Title 22
 ADOPT: 100270.101, 100270.102, 100270.103, 100270.104, 100270.105, 100270.106, 100270.107, 100270.108, 100270.109, 100270.110, 100270.111, 100270.112, 100270.113, 100270.114, 100270.115, 100270.116, 100270.117, 100270.118, 100270.119, 100270.120, 100270.121, 100270.122, 100270.123, 100270.124, 100270.125, 100270.126, 100270.127
 Filed 04/19/2019
 Effective 07/01/2019
 Agency Contact:
 Esam El-Morshedy (916) 431-3656

File# 2019-0311-03
 EMERGENCY MEDICAL SERVICES
 AUTHORITY
 Emergency Medical Services for Children

The Emergency Medical Services Authority adopted regulations that establish requirements, criteria, and procedures for local emergency medical services agencies to develop emergency medical services for children in their emergency medical services plans.

Title 22

ADOPT: 100450.200, 100450.201, 100450.202, 100450.203, 100450.204, 100450.205, 100450.206, 100450.207, 100450.208, 100450.209, 100450.210, 100450.211, 100450.212, 100450.213, 100450.214, 100450.215, 100450.216, 100450.217, 100450.218, 100450.219, 100450.220, 100450.221, 100450.222, 100450.223, 100450.224

Filed 04/23/2019

Effective 07/01/2019

Agency Contact

Esam El-Morshedy (916) 431-3656

File# 2019-0314-05

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Conveyors

This change without regulatory effect filing by the Occupational Safety and Health Standards Board amends section 4412 in title 8 of the California Code of Regulations to correct a spelling error.

Title 8

AMEND: 4412

Filed 04/22/2019

Agency Contact: Christina Shupe (916) 274-5721

File# 2019-0307-05

**STATE WATER RESOURCES CONTROL BOARD
Santa Ana Regional Water Quality Control Board (RWQCB) Basin Plan Amendment (BPA), Selenium Total Maximum Daily Loads (TMDLs), Newport Bay Watershed**

This action, submitted pursuant to Government Code section 11353, amends the Water Quality Control Plan for the Santa Ana River Basin. On August 2, 2017, the California Regional Water Quality Control Board, Santa Ana Region, adopted Resolution No. R8-2017-0041 to incorporate Total Maximum Daily Loads for selenium in freshwater for Newport Bay Watershed. The State Water Resources Control Board approved the amendment under Resolution No. 2018-0014 on September 20, 2018.

Title 23

ADOPT: 3979.11

Filed 04/19/2019

Effective 04/19/2019

Agency Contact: Terri S. Reeder (951) 906-1899

File# 2019-0305-01

VETERINARY MEDICAL BOARD

Fee Schedule

This certificate of compliance by the Veterinary Medical Board makes permanent emergency regulations

that increased various fees for veterinarians, registered veterinary technicians, and veterinary premises. (See OAL file nos. 2018-0221-03E, 2018-0726-03EE, and 2018-1010-04EE.)

Title 16

AMEND: 2070, 2071

Filed 04/17/2019

Effective 04/17/2019

Agency Contact:

Amanda Drummond (916) 515-5238

**CCR CHANGES FILED
WITH THE SECRETARY OF STATE
WITHIN November 21, 2018 TO
April 24, 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.

Title 2

- 04/15/19 ADOPT: 18998 AMEND: 18994
- 04/11/19 AMEND: 57200
- 04/10/19 AMEND: 599.752.1
- 03/21/19 ADOPT: 579.9
- 03/07/19 AMEND: 35101
- 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, 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		10092.8, 10092.9, 10092.10, 10092.11, 10092.12
12/12/18	AMEND: 2970	03/14/19	AMEND: 10325
12/12/18	AMEND: 18545, 18700, 18730, 18940.2	03/12/19	ADOPT: 1842.1 AMEND: 1588
12/05/18	REPEAL: 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445	02/20/19	AMEND: 1843.2
		02/07/19	AMEND: 10315, 10317, 10322, 10325, 10326, 10327, 10328, 10335, 10337
12/04/18	AMEND: 1897	01/22/19	AMEND: 1374, 1374.3
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	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
11/27/18	AMEND: 1897	01/02/19	AMEND: 12200, 12201, 12220, 12221
Title 3		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
04/22/19	AMEND: 6502, 6540	12/12/18	ADOPT: 10200, 10200.1, 10200.2, 10200.3, 10200.4, 10200.5, 10200.6, 10200.7
04/15/19	AMEND: 3591.12	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
03/21/19	AMEND: 3591.13	11/26/18	ADOPT: 7413, 7414, 7415, 7416, 7417, 7418, 7419, 7420, 7421, 7422, 7423, 7424, 7425, 7426, 7427, 7428, 7429
03/13/19	AMEND: 3591.2		
03/06/19	AMEND: 3601		
02/28/19	ADOPT: 4920		
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	Title 4, 16	
		03/19/19	AMEND: title 4: 1101, 1126, 1373.2, 1374, 1374.3, 1379; title 16: 2721, 2723, 2775
01/07/19	AMEND: 3439		
12/18/18	ADOPT: 4921	Title 5	
11/29/18	AMEND: 3899	04/03/19	AMEND: 58310
Title 4		04/03/19	REPEAL: 1030.5, 1030.6, 1030.7, 1030.8, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1039.1, 1039.2, 1039.3
04/12/19	ADOPT: 7000, 7001, 7002, 7003, 7003.1, 7004, 7004.1, 7005, 7006, 7006.1, 7007, 7007.1, 7008, 7008.1, 7009, 7010, 7011, 7012, 7013, 7013.1, 7013.2, 7014, 7015, 7016, 7017	03/19/19	AMEND: 71398
		03/07/19	AMEND: 80048.8, 80048.8.1, 80413, 80523
04/11/19	AMEND: 10032, 10036	02/21/19	AMEND: 19810
04/04/19	AMEND: 10092.1, 10092.2, 10092.3, 10092.4, 10092.5, 10092.6, 10092.7,	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

CALIFORNIA REGULATORY NOTICE REGISTER 2019, VOLUME NO. 18-Z

- 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
- Title 8**
- 04/22/19 AMEND: 4412
- 04/11/19 AMEND: 9792.23.1, 9792.23.3, 9792.23.4, 9792.23.7, 9792.23.8
- 03/05/19 AMEND: 3999(b)
- 02/28/19 AMEND: 3295
- 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
- Title 9**
- 02/05/19 AMEND: 4350
- 01/15/19 ADOPT: 4011, 4012, 4013, 4014, 4014.1, 4015
- Title 10**
- 03/28/19 AMEND: 2773
- 03/28/19 ADOPT: 2032, 2032.5, 2033, 2033.5, 2034, 2034.5, 2035, 2035.5, 2036, 2036.5, 2037, 2037.5, 2038, 2038.5, 2039, 2039.5, 2040, 2040.5, 2041, 2041.5, 2042, 2042.5, 2043, 2043.5, 2044, 2044.5
- 03/27/19 AMEND: 2498.5
- 03/26/19 AMEND: 2498.4.9
- 03/25/19 AMEND: 2498.6
- 03/07/19 ADOPT: 2915
- 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
- Title 11**
- 04/24/19 AMEND: 1052(a), 1052(b)(1st par.), 1052(b)(1)-(4), 1052(b)(6), 1052(e), 1052(f), 1052(i), 1052(k), 1052(l)
- 04/24/19 AMEND: 1052
- 04/22/19 ADOPT: 4032, 4032.5, 4033, 4034, 4035, 4038 AMEND: 4030, 4031, 4036, 4037, 4039, 4040, 4041 REPEAL: 4032, 4033, 4034, 4035
- 03/25/19 AMEND: 1005
- 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
- Title 12**
- 03/19/19 ADOPT: 515, 515.1, 515.2, 515.3, 515.4, 515.5
- 01/08/19 ADOPT: 182.02, 182.03 AMEND: 182.01, 182.02 (renumbered to 182.04)
- 01/03/19 AMEND: 553.70
- Title 13**
- 04/22/19 AMEND: 423.00
- 03/25/19 ADOPT: 1070, 1071, 1072, 1073, 1074 AMEND: Article 13 (in Division 2, Chapter 4)
- 03/06/19 AMEND: 1152.3
- 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
- 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**
- 04/23/19 ADOPT: 1401.1(a), 1401.1(b), 1401.1(c), 1401.2 AMEND: 1400.5, 1401, 1402, 1403, 1404, 1405, 1406, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421,

	1422, 1423, 1424, 1425, 1426, 1427, 1430, 1431, 1433, 1435, 1436, 1438, 1439, 1510, 1511, 1515, 1516, 1517, 1518, 1519, 1521	01/02/19	AMEND: 27.30, 27.35, 27.40, 27.45, 27.50, 28.27, 28.55, 52.10, 150.16
04/02/19	ADOPT: 2750, 2752, 2754, 2756, 2758, 2760, 2762, 2764, 2766, 2768, 2770, 2772, 2774, 2776, 2778	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
03/29/19	AMEND: 1038.5		
03/28/19	AMEND: 27.65		
03/20/19	ADOPT: 1752, 1772, 1772.1, 1772.1.1, 1772.1.2, 1772.1.3, 1772.1.4, 1772.2, 1772.3, 1772.4, 1772.5, 1772.6, 1772.7 AMEND: 1723.9, 1760	12/17/18	ADOPT: 798 AMEND: 791, 791.6, 791.7, 792, 793, 794, 795, 796, 797
03/18/19	AMEND: 670.5	12/17/18	AMEND: 819, 819.01, 819.02, 819.03, 819.04, 819.05, 819.06, 819.07
03/07/19	ADOPT: 29.06	12/17/18	ADOPT: 820.02
03/05/19	ADOPT: 18660.47, 18660.48, 18660.49, 18660.50, 18660.51 AMEND: 18660.5, 18660.20	12/17/18	ADOPT: 817.04 AMEND: 790
02/28/19	AMEND: 7.50	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
02/26/19	AMEND: 670.2		
02/26/19	AMEND: 107, 174, 176, Appendix A (Div. 1, Subd. 1, Ch. 9)	12/13/18	AMEND: 2975
02/26/19	AMEND: 29.15	12/10/18	ADOPT: 126.1 AMEND: 125.1, 126 [renumbered to 126.1]
02/25/19	AMEND: 1.53, 1.74, 5.00	11/28/18	ADOPT: 716 AMEND: 300
02/19/19	ADOPT: 1038.6	11/28/18	ADOPT: 42 AMEND: 43, 651, 703
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.	Title 14, 27	
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	03/05/19	ADOPT: title 14: 18815.1, 18815.2, 18815.3, 18815.4, 18815.5, 18815.6, 18815.7, 18815.8, 18815.9, 18815.10, 18815.11, 18815.12, 18815.13 AMEND: title 14: 17365, 17370.2, 17379.0, 17383.3, 17383.4, 17383.5, 17383.6, 17383.7, 17383.8, 17388.4, 17388.5, 17389, 17414, 17869, 17896.45, 18794.0, 18794.1, 18794.2, 18800; title 27: 20510, 20686, 20690
		Title 15	
		04/22/19	ADOPT: 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157
		04/15/19	AMEND: 3352.2(a)(1)(4) and (5) amended and renumbered as 3999.364; 3352.2(a)(2) and (3) deleted as duplicative of section 3999.98; 3352.2(b)(c)(d) amended and renumbered as 3999.365(a)(b)(c); 3352.3 amended and renumbered as 3999.366; 3354(a) amended and renumbered as 3999.132(a); 3354(b)

<p>amended and renumbered as 3999.426(a); 3354(c) amended and renumbered as 3999.207(a); 3354(d) amended and renumbered as 3999.402(a); 3354(e) amended and renumbered as 3999.429(a); 3360 amended and renumbered as 3999.330(a)(b)(c); 3361(a) amended and renumbered as 3999.330(d); 3361(b) amended and renumbered as 3999.207(b); 3361(c) amended and renumbered as 3999.330(e); 3362 amended and renumbered as 3999.330(f); 3364 amended and renumbered as 3999.344; 3364.1(a)(1)–(5) and (8)–(11) amended and renumbered as 3999.345(a)(1)–(9); 3364.1(a)(6)–(7) amended and renumbered as 3999.98; 3364.2 amended and renumbered as 3999.346; 3367 amended and renumbered as 3999.349; 3368 amended and renumbered as 3999.350; 3369 amended and renumbered as 3999.348; 3369.1 amended and is renumbered as 3999.342; 3999.98 is amended; 3999.99 is amended and relocated; 3999.202 is amended; 3999.225 is amended; 3999.226 is amended; 3999.227 is amended; 3999.228 is amended; 3999.229 is amended; 3999.230 is amended; 3999.231 is amended; 3999.232 is amended; 3999.233 is amended; 3999.235 is amended; 3999.236 is amended; 3999.237 is amended; 3999.320 is amended; 3999.410 amended and renumbered as 3999.432; 3999.411 amended and renumbered as 3999.425; 3999.440 amended and renumbered as 3999.417</p>	<p>03/18/19 REPEAL: 3349, 3349.1, 3349.2, 3349.3, 3349.4, 3349.5, 3349.6, 3349.7, 3349.8, 3349.9</p> <p>03/12/19 AMEND: 3355.1 (renumbered to 3999.367), 3999.99, 3999.206, 3999.234, 3999.237, 3999.375 (renumbered to 3999.395)</p> <p>03/05/19 AMEND: 3269.1, 3315</p> <p>02/26/19 AMEND: 3294.5</p> <p>02/25/19 AMEND: 3075.2</p> <p>01/28/19 AMEND: 8004.1</p> <p>01/23/19 AMEND: 3043.3</p> <p>01/15/19 AMEND: 3177, 3315</p> <p>01/09/19 AMEND: 3043, 3043.3, 3043.4, 3043.5</p> <p>01/07/19 AMEND: 3999.98, 3999.200</p> <p>01/07/19 AMEND: 8000</p> <p>12/26/18 ADOPT: 2249.30, 2449.31, 2449.32, 2449.33, 2449.34, 3495, 3496, 3497</p> <p>AMEND: 2449.1, 3490, 3491</p>
Title 16	
<p>04/09/19 ADOPT: 3767 AMEND: 3075.2, 3620, 3761.1, 3763, 3764, 3768.3</p> <p>04/09/19 ADOPT: 3999.26</p> <p>04/03/19 ADOPT: 3329.5</p> <p>03/22/19 ADOPT: 4199</p> <p>03/21/19 AMEND: 4900, 4927, 4935, 4936, 4937, 4938, 4939 REPEAL: 4939.5, 4961.1, 4972, 4975, 4977, 4977.5, 4977.6, 4977.7, 4978, 4979, 4980, 4981, 4982, 4983, 4983.5</p> <p>03/18/19 ADOPT: 3741, 3742, 3743, 3744, 3745, 3746, 3747, 3748</p>	<p>04/24/19 AMEND: 1483</p> <p>04/17/19 AMEND: 2070, 2071</p> <p>04/12/19 ADOPT: 6000, 6001, 6002, 6003, 6004, 6005, 6006, 6007, 6008, 6009, 6010, 6011, 6012, 6013, 6014, 6015, 6016, 6017, 6018 AMEND: 6020</p> <p>03/26/19 AMEND: 1887.4.1</p> <p>03/06/19 AMEND: 20</p> <p>02/25/19 AMEND: 1399.515</p> <p>02/05/19 REPEAL: 1023.15, 1023.16, 1023.17, 1023.18, 1023.19</p> <p>01/31/19 REPEAL: 2624, 2624.1</p> <p>01/30/19 AMEND: 1735.1, 1735.2, 1735.6, 1751.1, 1751.4</p> <p>01/29/19 ADOPT: 6020</p> <p>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,</p>

	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	03/18/19	ADOPT: 30220 AMEND: 30108.1, 30192.6, 30194, 30210, 30257, 30293, 30295, 30373 REPEAL: 30210.1,
		03/07/19	AMEND: 30335.5, 30440, 30444, 30451, 30455.1, 30456.2, 30466
		02/28/19	AMEND: 6508
		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
01/15/19	ADOPT: 1483.1, 1483.2, 1486 AMEND: 1480, 1481, 1482, 1483, 1484	01/10/19	AMEND: 3030
12/21/18	ADOPT: 1399.515	12/31/18	AMEND: 94506, 94509, 94513, 94515
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	12/27/18	ADOPT: 95371, 95372, 95373, 95374, 95375, 95376, 95377
12/03/18	AMEND: 18		
11/28/18	AMEND: 1399.514		
Title 17		Title 18	
04/22/19	AMEND: 54319, 54342	03/19/19	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,
03/29/19	AMEND: 95101, 95102, 95103, 95111, 95115, 95118, 95152, 95153		
03/29/19	ADOPT: 95915, 95989 AMEND: 95802, 95812, 95813, 95820, 95830, 95831, 95833, 95834, 95841, 95841.1, 95851, 95852, 95854, 95856, 95870, 95871, 95890, 95891, 95892, 95893, 95894, 95911, 95912, 95913, 95914, 95920, 95921, 95942, 95943, 95973, 95974, 95976, 95977.1, 95979, 95981, 95981.1, 95982, 95983, 95984, 95985, 95987, 95990, 96011, 96014, 96021, 96022, Appendix B and Appendix E		
03/25/19	ADOPT: 59000, 59001, 59002, 59003, 59004, 59005, 59006, 59007, 59008, 59009, 59010, 59011, 59012, 59013, 59014, 59015, 59016, 59017, 59018, 59019, 59020, 59021, 59022		

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	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, 5266, 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		100450.217, 100450.218, 100450.219, 100450.220, 100450.221, 100450.222, 100450.223, 100450.224
01/03/19	AMEND: 1533.2, 1598	04/19/19	ADOPT: 100270.101, 100270.102, 100270.103, 100270.104, 100270.105, 100270.106, 100270.107, 100270.108, 100270.109, 100270.110, 100270.111, 100270.112, 100270.113, 100270.114, 100270.115, 100270.116, 100270.117, 100270.118, 100270.119, 100270.120, 100270.121, 100270.122, 100270.123, 100270.124, 100270.125, 100270.126, 100270.127
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	04/17/19	ADOPT: 100270.200, 100270.201, 100270.202, 100270.203, 100270.204, 100270.205, 100270.206, 100270.207, 100270.208, 100270.209, 100270.210, 100270.211, 100270.212, 100270.213, 100270.214, 100270.215, 100270.216, 100270.217, 100270.218, 100270.219, 100270.220, 100270.221, 100270.222, 100270.223, 100270.224, 100270.225, 100270.226, 100270.227, 100270.228, 100270.229
		04/03/19	AMEND: 66272.62
		03/27/19	ADOPT: 71900, 719001
		03/22/19	ADOPT: 64417, 64418, 64418.1, 64418.2, 64418.3, 64418.4, 64418.5, 64418.6, 64418.7, 64418.8, 64419, 64420, 64420.1, 64420.2, 64420.3, 64420.4, 64420.5, 64420.6, 64420.7, 64420.8
12/27/18	ADOPT: 3702	03/21/19	AMEND: 75021
Title 19		03/20/19	AMEND: 7127
11/30/18	ADOPT: 4010	03/05/19	AMEND: 66250, 66250.1, 66250.2
Title 20		02/27/19	AMEND: 72329.2
03/18/19	AMEND: 1602, 1604, 1605, 1605.1, 1605.2, 1605.3, 1606, 1607, 1608	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
03/18/19	AMEND: 1602, 1605, 1605.1, 1605.2, 1605.3, 1606, 1608		
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		
Title 22		12/31/18	AMEND: 66272.62
04/23/19	ADOPT: 100450.200, 100450.201, 100450.202, 100450.203, 100450.204, 100450.205, 100450.206, 100450.207, 100450.208, 100450.209, 100450.210, 100450.211, 100450.212, 100450.213, 100450.214, 100450.215, 100450.216,	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,
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04/03/19 ADOPT: 89600, 89601, 89602, 89632,
 89633, 89637, 89662, 89667
 01/15/19 ADOPT: 35064 AMEND: 31-002,
 35000, 35001, 35129, 35129.1, 35152.1,
 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,
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04/19/19 ADOPT: 3979.11
 04/16/19 AMEND: 2925
 04/08/19 AMEND: 2920
 03/04/19 ADOPT: 3929.17
 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

Title 25

02/28/19 REPEAL: 6200, 6201, 6202, 6203

Title 27

03/12/19 ADOPT: 25607.34, 25607.35
 03/11/19 AMEND: 25805
 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 28

03/05/19 ADOPT: 1300.49

Title MPP

04/23/19 ADOPT: 30-778
 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

