



California Regulatory Notice Register

REGISTER 2021, NUMBER 35-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

AUGUST 27, 2021

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Dated
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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.

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

PROPOSED ACTION ON REGULATIONS

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TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION

NOTICE IS HEREBY GIVEN that the Secretary of the California Department of Corrections and Rehabilitation (CDCR or Department), proposes to amend Sections 3000, 3045, 3077.3, 3078.4, 3084, 3084.1, 3084.2, 3084.3, 3084.4, 3084.5, 3084.6, 3084.7, 3084.8, 3084.9, 3085, 3086, 3134.1, 3136, 3137, 3141, 3173.1, 3179, 3193, 3220.4, 3230, 3282, 3369.5, 3378.4, 3383, 3475, 3476, 3477, 3478, 3479, 3480, 3480.1, 3481, 3482, 3483, 3484, 3485, 3486, 3488, 3491, 3492, 3548, 3563, 3630, and 3723 of Title 15, Division 3, Chapter 1, regarding Inmate and Parolee Grievances and Appeals.

PUBLIC COMMENT PERIOD

The public comment period begins **August 27, 2021** and closes on **October 12, 2021**. Any person may submit written comments by mail addressed to the primary contact person listed below, or by email to RPMB@cdcr.ca.gov, before the close of the comment period. For questions regarding the subject matter of the regulations, call the program contact person listed below.

PUBLIC HEARING INFORMATION

Due to the COVID-19 pandemic and public health emergency, CDCR will utilize teleconference for its hearings, consistent with the Governor's Executive Order N-29-20 and guidelines issued by the California Department of Public Health. Comments provided at this teleconference public hearing will be treated identically as written comments submitted during the public comment period. A public hearing will be held on **October 12, 2021**. The hearing will begin at **10:00 a.m.** and will continue until all comments are received, or until **12:00 p.m.**, whichever is later. If you would like to participate by teleconference: Call 1-877-411-9748 (TTY/TDD: Dial 711). When prompted, enter participant code 5809744. The purpose of the hearing is to receive comments about these proposed

regulations. It is not a forum to debate the proposed regulations. No decision regarding the permanent adoption of these regulations will be rendered at this hearing.

CONTACT PERSONS

Primary Contact

Josh Jugum
Telephone: (916) 445-2266
Regulation and Policy Management Branch
P.O. Box 942883
Sacramento, CA 94283-0001

Back-Up

Y. Sun
Telephone: (916) 445-2269
Regulation and Policy Management Branch
P.O. Box 942883
Sacramento, CA 94283-0001

Program Contact

Howard E. Moseley
Telephone: (916) 255-0657
Office of Appeals

AUTHORITY AND REFERENCE

Government Code Section 12838.5 provides that commencing July 1, 2005, CDCR succeeds to, and is vested with, all the powers, functions, duties, responsibilities, obligations, liabilities, and jurisdiction of abolished predecessor entities, such as: Department of Corrections, Department of the Youth Authority, and Board of Corrections.

Penal Code (PC) Section 5000 provides that commencing July 1, 2005, any reference to Department of Corrections in this or any code, refers to the CDCR, Division of Adult Operations. **PC Section 5050** provides that commencing July 1, 2005, any reference to the Director of Corrections in this or any other code, refers to the Secretary of the CDCR. As of that date, the office of the Director of Corrections is abolished. **PC Section 5054** provides that commencing July 1, 2005, the supervision, management, and control of the State prisons, and the responsibility for the care, custody, treatment, training, discipline, and employment of persons confined therein are vested in the Secretary of the CDCR. **PC Section 5055** provides that commencing July 1, 2005, all powers and duties previously granted to and imposed upon the Department of Corrections shall be exercised by the Secretary of the CDCR.

PC Section 5058 authorizes the Director to prescribe and amend rules and regulations for the

administration of prisons and for the administration of the parole of persons.

PC Section 5058.3 authorizes the Director to certify in a written statement filed with Office of Administrative Law that the operational needs of the department require adoption, amendment, or repeal of regulation on an emergency basis.

**INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW**

In this regulatory action, the Secretary proposes to completely restructure the inmate and parolee grievance process and the appeal of grievances process, as well as the organizational structure of the Office of Appeals within the department.

This action will:

- Restructure the process for handling all inmate and parolee grievances and appeals of grievances. This process is the non-judicial means provided by the department to address inmate and parolee claims. The restructuring is intended to improve responsiveness and transparency, reduce real or perceived bias and conflict of interest, ensure the claimant receives a clear response to each claim submitted, and increase access to the process by reducing strict filing requirements that may have made it more difficult for claimants to bring their claims to the department's attention.
- Clarify the roles and responsibilities of department staff at the institutional or regional level Offices of Grievances and the statewide-level Office of Appeals.
- Expedite the processing of inmate and parolee grievances which contain information concerning personal safety, institutional security, sexual misconduct, or, in specified circumstances, a claim that the inmate's Earliest Possible Release Date is erroneous.
- Move the Office of Appeals from under the Division of Adult Institutions (the division responsible for day-to-day security operations at State prisons) to a separate division within the department to improve independence and reduce bias, whether real or perceived, in the handling of inmate and parolee appeals of grievances.

**DOCUMENTS INCORPORATED
BY REFERENCE**

- CDCR Form 602-1 (Rev. 01/22), Grievance
- CDCR Form 602-2 (Rev. 01/22), Appeal of Grievance
- CDCR Form 602-3 (Rev. 01/22), Request to Implement Remedies

- CDCR Form 1872 (Rev. 03/20), Inmate Participation Agreement — Joint Venture Program (JVP)
- CDCR Form 1819 (Rev. 07/18), Notification of Disapproval for Mail/Packages/Publications

**SPECIFIC BENEFITS ANTICIPATED BY THE
PROPOSED REGULATIONS**

These regulations will significantly improve the department's handling of inmate and parolee grievances and appeals of grievances which will improve departmental transparency, integrity, and staff accountability.

**EVALUATION OF INCONSISTENCY/
INCOMPATIBILITY WITH EXISTING
LAWS AND REGULATIONS**

Pursuant to Government Code 11346.5(a)(3)(D), the department has determined the proposed regulations are not inconsistent or incompatible with existing regulations. After conducting a review for any regulations that would relate to or affect this area, the department has concluded that these are the only regulations that concern inmate and parolee grievances and appeals.

LOCAL MANDATES

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

FISCAL IMPACT STATEMENT

- Cost or savings to any state agency:
CDCR will submit a Budget Change Proposal for inclusion in the 2022-23 Governor's Budget to provide ongoing resources to support the implementation of these regulations (approx. \$14.2 million annually). CDCR is anticipating absorbing the costs identified in the current fiscal year (2021-22).
- Cost to any local agency or school district that is required to be reimbursed: *None*.
- Other nondiscretionary cost or savings imposed on local agencies: *None*.
- Cost or savings in federal funding to the state: *None*.

EFFECT ON HOUSING COSTS

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

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

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

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESS

The department has made an initial determination that the proposed regulations will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, because the proposed regulations place no obligations or requirements on any business.

EFFECT ON SMALL BUSINESSES

The department has determined that the proposed regulations will not affect small businesses. This action has no significant adverse economic impact on small businesses because they place no obligations or requirements on any business.

RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

The department has determined that the proposed regulation will have no effect on the creation of new, or the elimination of existing, jobs or businesses within California, or affect the expansion of businesses currently doing business in California. The department has determined that the proposed regulation will have no effect on worker safety or the state's environment. These regulations may benefit the welfare of California residents by incentivizing inmates and parolees to resolve complaints at the lowest level possible, thus avoiding expensive and time-consuming litigation. In addition, to the extent these regulations improve the transparency and efficiency of the department's grievance and appeal process, these regulations may benefit the welfare of California residents by modeling non-confrontational techniques for dispute resolution which will enhance the rehabilitative mission of the department.

CONSIDERATION OF ALTERNATIVES

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

persons than the proposed regulatory action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law. Interested persons are invited to present statements or arguments with respect to any alternatives to the changes proposed during the written comment period or at a scheduled hearing.

AVAILABILITY OF PROPOSED TEXT AND INITIAL STATEMENT OF REASONS

The department has prepared and will make available the text and the Initial Statement of Reasons (ISOR) of the proposed regulations. The rulemaking file for this regulatory action, which contains those items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the department's contact person. The proposed text, ISOR, and Notice of Proposed Regulations will also be made available on the department's website: www.cdcr.ca.gov.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

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

AVAILABILITY OF CHANGES TO PROPOSED TEXT

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

**TITLE 22. LABOR
AND WORKFORCE
DEVELOPMENT AGENCY**

NOTICE OF INTENTION TO
AMEND THE CONFLICT-OF-INTEREST
CODE OF THE LABOR AND
WORKFORCE DEVELOPMENT AGENCY

NOTICE IS HEREBY GIVEN that the Labor and Workforce Development Agency, pursuant to the authority vested in it by section 87306 of the Government Code, proposes amendment to its conflict-of-interest code. A comment period has been established commencing on **August 27, 2021** and closing on **October 11, 2021**. All inquiries should be directed to the contact listed below.

The Labor and Workforce Development Agency proposes to amend its conflict-of-interest code to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The amendment carries out the purposes of the law and no other alternative would do so and be less burdensome to affected persons.

Changes to the conflict-of-interest code include deletion of positions, addition of positions with disclosure categories, and other technical changes to reflect the current organizational structure of the Department. Copies of the amended code are available and may be requested from the Contact Person set forth below.

Information on the code amendment is available on the agency's internet site and/or attached to this email.

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than September 30, 2021, or at the conclusion of the public hearing, if requested, whichever comes later. At this time, no public hearing is scheduled. A person may request a hearing no later than September 15, 2021.

The Labor and Workforce Development Agency has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.
4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.

6. Will not have any potential cost impact on private persons, businesses or small businesses.

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to:

Marc Pilotin; LWDA General Counsel;
916-653-9900; email@labor.ca.gov.

GENERAL PUBLIC INTEREST

**DEPARTMENT OF FISH AND
WILDLIFE**

PROPOSED RESEARCH ON
FULLY PROTECTED SPECIES
SALVAGE AND RESCUE OF INJURED
CALIFORNIA BROWN PELICANS

The Department of Fish and Wildlife (Department) received a study proposal from Mr. Ronnie Glick, on behalf of California Department of Parks and Recreation, requesting authorization to take California Brown Pelican (*Pelecanus occidentalis californicus*; *brown pelican*), a Fully Protected bird, for scientific research purposes, consistent with conservation and recovery of the species.

Mr. Glick is planning to salvage dead brown pelicans for necropsy purposes to help determine cause of death, and to capture and temporarily hold injured brown pelicans for rehabilitation by Department-approved wildlife rehabilitation facilities. The salvage and rescue activities will occur primarily on state park coastal lands in San Luis Obispo County, California, in accordance with methods approved by the Department and the U.S. Fish and Wildlife Service (Service). The purpose of the study is to better understand mortality and injury factors for brown pelicans on state park lands in San Luis Obispo County, and contribute to brown pelican population recovery. No adverse effects on individual brown pelicans or their breeding populations are expected.

The Department intends to issue, under specified conditions, a Memorandum of Understanding (MOU) that would authorize Mr. Ronnie Glick, as the Principal Investigator, to carry out the proposed activities. All required federal permits must also be obtained.

Pursuant to California Fish and Game Code (FGC) Section 3511(a)(1), the Department may authorize take of Fully Protected bird species after a 30-day notice period has been provided to affected and interested parties through publication of this notice. If the Department determines that the proposed research is

consistent with the requirements of FGC Section 3511 for take of Fully Protected birds, it would issue the authorization on or after September 26, 2021, for an initial and renewable term of up to, but not to exceed, five years. Contact: Esther.Burkett@wildlife.ca.gov, 916-531-1594.

DEPARTMENT OF FISH AND WILDLIFE

**CESA CONSISTENCY DETERMINATION
REQUEST FOR
THREE BRIDGES PROJECT
2080-2021-012-01
HUMBOLDT COUNTY**

The California Department of Fish and Wildlife (CDFW) received a notice on August 13, 2021 that the California Department of Transportation (Caltrans) proposes to rely on a consultation between federal agencies to carry out a project that may adversely affect a species protected by the California Endangered Species Act (CESA). The proposed project involves the replacement and/or widening of 3 bridges that do not meet current design standards. Proposed activities will include, but are not limited to, vegetation clearing, construction of temporary access roads and crane pads, demolition of portions or the entirety of old bridges, installation of stream diversion and containment systems, and the construction of new bridges or portions of new bridges which may be precast or cast-in-place. The proposed project will occur on State Route 36 on Hely Creek Bridge (Postmile 11.46), Little Larabee Creek Bridge (Postmile 25.27), and Butte Creek Bridge (34.52) in Humboldt County.

The National Marine Fisheries Service (Service) issued a federal biological opinion (BO) (Service Ref. No. WCRO-2021-01053) in a memorandum to Caltrans on July 8, 2021 which considered the effects of the proposed project on state and federally threatened Southern Oregon/Northern California Coast coho salmon (*Oncorhynchus kisutch*), and federally threatened and state candidate for listing as endangered Northern California steelhead (*O. mykiss*).

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

PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986
PROPOSITION 65

NOTICE OF PUBLIC HEARING AND EXTENSION OF THE COMMENT PERIOD
PROPOSED AMENDMENTS TO ARTICLE 6
GLYPHOSATE WARNINGS

On July 23, 2021, the Office of Environmental Health Hazard Assessment (OEHHA) proposed to amend certain sections of Article 6 of Title 27 of the California Code of Regulations by adopting a new safe harbor warning regulation to address the content of warnings for exposure to glyphosate in consumer products. The Notice of Proposed Rulemaking for the proposed amendments was published in the California Regulatory Notice Register on July 23, 2021 (Z-2021-0713-02) and initiated a 45-day public comment period.

OEHHA has received requests from the Consumer Brands Association and the California Chamber of Commerce to extend the comment deadline for this proposal by 45 days. OEHHA is extending the public comment period 30 days, to October 7, 2021.

OEHHA will also hold a public hearing on the proposal. OEHHA has scheduled the public hearing for September 9, 2021, at 2:00 p.m. In accordance with Governor Newsom's Executive Orders N-29-20 and N-33-20 as well as recommendations from the California Department of Public Health, the hearing will not have a physical location. The hearing will be conducted remotely. Information concerning how to participate in the hearing will be posted on our website prior to the hearing.

If you have special accommodation or language needs, please contact Monet Vela by telephone at (916) 323-2517 or by email at monet.vela@oehha.ca.gov by March 23, 2021. TTY/TDD/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.

OEHHA recommends that written comments be submitted electronically through our website at OEHHA's Public Comments Webpage at <https://oehha.ca.gov/comments>. All comments will be posted on the OEHHA website at the close of the public comment

period. Comments submitted in paper form may be mailed to:

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

OEHHA encourages all commenters to submit their comments in a format compliant with Section 508 of the federal Rehabilitation Act, Web Content Accessibility Guidelines 2.0[3] and California Government Code sections 7405 and 11135, so that they can be read using screen reader technology and those with visual impairments are able to listen to them.

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

Inquiries concerning the action described in this notice may be directed to Kristi Morioka, in writing, at the address given above, by email to Kristi.Morioka@oehha.ca.gov, or by telephone at (916) 322-5624.

**SUMMARY OF REGULATORY
 ACTIONS**

**REGULATIONS FILED WITH THE
 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.

State Allocation Board
 File # 2021-0701-01
 Full-Day Kindergarten Facilities Grant Program;
 SB 98, Chapter 24

Prior to the passage of Senate Bill 98 (Stats. 2020, Chapter 24, effective June 29, 2020), the Full-Day Kindergarten Facilities Grant Program (the "Program") appropriated \$300,000,000 for the 2019-2020 fiscal year from the General Fund to the State Allocation Board (the "Board") to provide one-time grants to school districts to construct new school facilities or retrofit existing school facilities for the purpose of providing full-day kindergarten classrooms,

as specified. Senate Bill 98, commencing with the 2019-20 fiscal year, instead made the Program contingent upon appropriation by the Legislature. In this Certificate of Compliance, the Board is making permanent the emergency changes made in OAL Matter No. 2021-0107-01E, wherein the Board amended Program regulations in response to the passage of Senate Bill 98.

Title 02
 Amend: 1860.2, 1860.3, 1860.4, 1860.5, 1860.6,
 1860.15, 1860.16, 1860.20
 Filed 08/13/2021
 Effective 08/13/2021
 Agency Contact: Lisa Jones (916) 376-1753

Secretary of State
 File # 2021-0812-01
 Vote-by-Mail Drop Boxes and Vote-by-Mail Drop-Off Locations

This action by the Secretary of State readopts emergency amendments that extend the time in which ballots must be retrieved from unstaffed vote-by-mail drop boxes from 24 hours to 48 hours. (See OAL file nos. 2020-0616-01E; 2021-0421-01EE.)

Title 02
 Amend: 20136
 Filed 08/18/2021
 Effective 08/18/2021
 Agency Contact:
 Robbie Anderson (916) 216-6488

Commission on State Mandates
 File # 2021-0729-04
 General Cleanup Provisions

The Office of Administrative Law (OAL) grants the request of the Commission on State Mandates (Commission) for the filing and printing of this action concerning requirements and procedures for the filing of mandate claims and mandate test claims with the Commission. This action is exempt from OAL review pursuant to Government Code section 17527(g).

Title 02
 Amend: 1181.2, 1181.3, 1181.4, 1183.1, 1183.7,
 1183.17, 1185.2, 1185.3, 1185.4, 1187.9
 Filed 08/16/2021
 Effective 10/01/2021
 Agency Contact: Jill Magee (916) 323-3562

Fair Political Practices Commission
 File # 2021-0716-01
 Disclosure Act

This action amends and adopts regulations concerning slate mailer and slate mailer organization disclosures.

Title 02
 Adopt: 18450.6, 18450.7, 18450.8
 Amend: 18435.5, 18450.11
 Filed 08/16/2021
 Effective 09/15/2021
 Agency Contact: Daniel Vo (916) 322-5660

California Architects Board
 File # 2021-0721-03
 Processing Times (Permit Reform Act)

The California Architects Board submitted this action without regulatory effect, pursuant to California Code of Regulations, title 1, section 100, to repeal a regulation that was adopted in 1988 to meet the requirements of the Permit Reform Act of 1981. The Permit Reform Act was repealed in 2003 (A.B. 1757 (Stats.2003, chapter 229, section 1.8)).

Title 16
 Repeal: 112
 Filed 08/11/2021
 Agency Contact:
 Kimberly McDaniel (916) 575-7221

Department of Food and Agriculture
 File # 2021-0630-02
 Japanese Beetle Exterior Quarantine

This action without regulatory effect by the Department of Food and Agriculture amends a regulation to correct typographical errors and update a cross-reference.

Title 03
 Amend: 3280
 Filed 08/12/2021
 Agency Contact: Karen Olmstead (916) 403-6879

Office of Statewide Health Planning and
 Development
 File # 2021-0629-02
 Health Facility Financial Disclosure Reporting
 Nonsubstantive Changes

This change without regulatory effect modifies group reporting requirements for certain annual and quarterly financial information.

Title 22
 Amend: 97018, 97040
 Filed 08/16/2021
 Agency Contact: Ty Christensen (916) 326-3856

California Highway Patrol
 File # 2021-0707-03
 Routes for Transportation of Radioactive Materials

This action adds a 19.3-mile portion of State Route 210, between its intersection with State Route 57 near San Dimas and its intersection with Interstate Highway

15 near Fontana, to the list of designated routes for the shipment of radioactive material.

Title 13
 Amend: 1159
 Filed 08/12/2021
 Effective 10/01/2021
 Agency Contact: Tian-Ting Shih (916) 843-3400

California Horse Racing Board
 File # 2021-0708-03
 Penalty for Possession of Electrical Device

The California Horse Racing Board (Board) amended a regulation addressing penalties for the possession of an electrical device in violation of California Code of Regulations, title 4, section 1890(c) (Rule 1890(c)). The amendment removes the mandatory revocation of a license for any licensee found to have violated or conspired to violate Rule 1890(c) and leaves intact the authority of the Board of Stewards to hear and adjudicate a complaint against a licensee for violating or conspiring to violate Rule 1890(c) and to refer a finding of a violation of Rule 1890(c) to the district attorney for the county in which the violation occurred. Additionally, a cross-reference to Rule 1529 is added to clarify the authority of the Board of Stewards to refer a matter to the Board pursuant to that section.

Title 04
 Amend: 1891.1
 Filed 08/12/2021
 Effective 10/01/2021
 Agency Contact: Robert Brodnik (916) 263-6025

Dental Hygiene Board of California
 File # 2021-0610-01
 Approval of New RDH Educational Programs and
 Continuation of Approval for Approved RDH
 Educational Programs

This action amends the requirement for educational programs to report certain information in advance of a site visit by an accrediting body.

Title 16
 Amend: 1104
 Filed 08/16/2021
 Effective 10/01/2021
 Agency Contact:
 Adina Pineschi-Petty (916) 516-5537

Respiratory Care Board
 File # 2021-0311-01
 Substantial Relationship/Rehabilitation Criteria

This rulemaking action by the Respiratory Care Board adopted criteria to evaluate the rehabilitation of an applicant or licensee when considering the denial, suspension, or revocation of a license or certificate.

The action also includes criteria for determining when a crime is substantially related to the qualification, functions, and duties of the profession in which the applicant seeks licensure or in which the licensee is licensed in compliance with Assembly Bill 2138 (Stats. 2018, ch. 995).

Title 16

Amend: 1399.370, 1399.372

Filed 08/17/2021

Effective 08/17/2021

Agency Contact:

Christine Molina

(916) 999-2230

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

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