



California Regulatory Notice Register

REGISTER 2025, NUMBER 33-Z PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

AUGUST 15, 2025

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SUMMARY OF REGULATORY ACTIONS

Regulations filed with Secretary of State 1036

***Time-
Dated
Material***

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 \$409.00 (annual price). To order or make changes to current subscriptions, please call (800) 328-4880. The Register can also be accessed at <https://oal.ca.gov>.

**PROPOSED ACTION ON
REGULATIONS**

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**TITLE 2. DEPARTMENT OF
GENERAL SERVICES**

PROCUREMENT DIVISION
OFFICE OF SMALL BUSINESS &
DISABLED VETERAN BUSINESS
ENTERPRISE SERVICES (OSDS)

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

PUBLIC HEARING

DGS will hold an online virtual public hearing via the Zoom software application from **9:30 to 11 a.m. on October 3, 2025**. To attend the public hearing, please register and follow the ZOOM platform instructions at this link: <https://us06web.zoom.us/j/82717892290>. At the hearing, any person attending may present statements or arguments orally or in writing relevant to the proposed action described in the Informative Digest/Policy Statement Overview section below. DGS requests but does not require that persons who offer oral comments at the hearing also submit a written copy of their testimony at the hearing.

PUBLIC COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to DGS.

Comments may also be submitted by facsimile at (916) 375–4950 or by email to SBDVBERegulations@dgs.ca.gov. The written comment period is **August 15, 2025**, through **October 3, 2025**. The comment period closes at **11:59 p.m. on October 3, 2025**. DGS will only consider comments received by that time or comments received at the public hearing.

Written comments may also be submitted to the following address:

Anda Draghici, Branch Chief
Department of General Services, Procurement
Division
Office of Small Business and DVBE Services
Attention: SBDVBE Rule Changes
707 Third Street, 1st Floor, Room 400
West Sacramento, CA 95605

AUTHORITY AND REFERENCE

Rulemaking authority is granted to DGS by Government Code Sections 14600, 14615, 14837, subdivision (d), 14839, 14839.1 and 14843, in reference to the Small Business Procurement and Contract Act (Act), effecting regulations found in California Code of Regulations (CCR), Title 2, Division 2, Chapter 3, Subchapter 8, Sections 1896–1896.22, and 1896.60 et seq.

**INFORMATIVE DIGEST/POLICY
STATEMENT OVERVIEW**

The revisions of the Small Business (SB) and Disabled Veteran Business Enterprise (DVBE) regulations are multipurpose, ranging from incorporating recently passed legislation, adding clarity to the certification requirements and processes, and providing departments authority to designate specific contracts to be advertised and awarded solely to SBs for certain competitive solicitations, as described below.

One of the purposes of this action is to amend the California Code of Regulations, Title 2, Division 2, Chapter 3, subchapter 8, Sections 1896.12 and 1896.13 in accordance with Government Code Section 14837, subdivision (d)(3) to adjust the size eligibility standards of Small Business (SB), including SB Microbusiness, and Small Business for the purpose of Public Works (SB–PW) as certified by the Department of General Services by raising their three–year average gross annual receipts (GARs) eligibility. Effective March 2024, the SB Microbusiness (Micro) GARs eligibility standard was increased from \$5 million to \$6 million, SB GARs eligibility standard increased from \$16 million to eighteen \$18 million dollars and the SB–PW GARs eligibility standard increased from \$38 million to \$43 million dollars, per the biennial review conducted by DGS.

Government Code section 14837, subdivision (d)(3)(B) requires DGS to conduct biennial reviews of the average annual gross receipts eligibility standards and adjust them to reflect changes based on the California Consumer Price Index (CCPI) as reported by the Department of Industrial Relations. DGS may also establish, to the extent necessary, higher or lower standards to reflect unique variations or characteristics of different industries.

California Code of Regulations, Title 2, Section 1896.5 was amended to include the SB participation goal requirements for state departments, codified through the passing of the following two assembly bills:

Assembly Bill 2019 (AB 2019), (Chapter 730, Statute of 2022) requires departments to establish an overall minimum goal of 25 percent procurement participation for SB and microbusinesses (Micro) in the provision of goods, information technology, and services to the state, and for the construction of state facilities. DGS will be required to consider remedial actions for state departments that fail three out of five years to meet SB participation goals. The bill also requires DGS to conduct a statewide procurement and contracting disparity study.

California Code of Regulations, Title 2, Section 1896.4 was amended to include the definition of Voluntary Self-Identification to mean certification applicants and certified firms voluntarily identify that the business is at least 51 percent owned by, and whose management and daily operations are controlled by, one or more individuals who identify as any of the following: (A) Black (a person having origins in any of the Black racial groups of Africa); Hispanic (a person of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish or Portuguese culture or origin regardless of race);

Native American (an American Indian, Eskimo, Aleut, or Native Hawaiian); Pacific-Asian (a person whose origins are from Japan, China, Taiwan, Korea, Vietnam, Laos, Cambodia, the Philippines, Samoa, Guam, or the United States Trust Territories of the Pacific including North Marianas); Asian-Indian (a person whose origins are from India, Pakistan, or Bangladesh). (B) A woman. (C) LGBTQ.

Assembly Bill 2974 (AB 2974), (Chapter 600, Statute of 2022) requires state departments to establish a 25 percent small business participation goal in each new contract over \$500,000 that is financed, in whole or in part, with federal Infrastructure Investment Jobs Act funds.

In addition, as authorized by Government Code 14839 (a)(7), DGS is proposing to allow state agencies to designate competitively bid contracts meeting specified conditions to be advertised and awarded solely to SBs and Micros in order to create a level playing field and expand state contracting opportunities for more SBs and Micros to become interested, become engaged, compete, and be awarded larger contracts that could bring a positive outcome to, and growth within, their communities.

California Code of Regulations, Title 2, Section 1896.8 was also amended to clarify that a solicitation-specific SB participation requirement set per this section does not constitute minimum require-

ments as used in Government Code Section 14838 for the calculation of an SB or non-SB bid preference.

Lastly, additional changes to the SB and DVBE regulations were made to define terms, clarify the SB and DVBE certification eligibility requirements, extend the certification period from 24 months to 36 months, and clarify the domicile requirements and update the list of domicile-supporting documents required in the SB and DVBE certification process.

Anticipated Benefits and Objectives of the Proposed Regulation:

The general nonmonetary benefits anticipated by the proposed adoption include:

- A certification continuity for impacted SBs and SB-PWs in the current economic climate.
- A program promotion to a slightly wider audience, in accordance with legislative intent.
- A clarification of existing regulation to reduce any ambiguity in its interpretations.
- Protecting the interest of and creating a level playing field for SBs and Micro businesses in state contracting opportunities.

These proposed amendments are necessary and essential for the continued administrative success of the SB program, as legislatively mandated. These amendments adhere to Government Code Section 14837, subdivision (d)(3)(B), which requires the DGS director to conduct a biennial review of the three-year average gross annual receipts. In addition, these amendments are necessary to clarify SB requirements and afford stakeholders and the public regulatory consistency and transparency in business and government.

Determination of Inconsistency/Incompatibility with Existing Regulations:

As these are the only regulations included in Title 2 of the California Code of Regulations governing the Small Business and Disabled Veteran Business Enterprise programs, inconsistencies or incompatibilities with regulations adopted by other state agencies are not identified to exist. As federal rules affecting veterans and small businesses in Titles 13 and 38 of the Code of Federal Regulations (CFR) and in the Federal Acquisition Regulations (FAR) apply exclusively to the federal government and the Small Business regulations are applicable only to California-specific programs, inconsistencies or incompatibilities with federal statute and regulation are not identified to exist.

RESULTS OF THE ECONOMIC IMPACT ANALYSIS-ASSESSMENT

- ***The Creation or Elimination of Jobs within the State of California:*** There is no expectation of significant job creation or elimination. This measure is expected to benefit around eight

SB–PWs with GARs exceeding \$35 million and 42 SBs with GARs over \$15 million, ensuring their continued eligibility and support within the SB program framework. By proposing to allow departments to designate specific contracts to be advertised and awarded solely to SBs, it may open small contract opportunities for the SBs currently certified that otherwise would compete against larger companies for state dollars.

- ***The Creation of New Businesses or the Elimination of Existing Businesses within the State of California:*** These amendments are designed to continue to provide opportunities for existing businesses and to allow for continuous certification despite highly inflationary economic conditions, with minimal impact on creation of new businesses.
- ***The Expansion of Businesses Currently Doing Business within the State of California:*** Increasing the GAR threshold is strategic in preventing the disqualification or graduation of firms from the SB program following receipt of one or two large contracts. The small businesses providing products and services under public–sector contracts stand to benefit from the continuation of this program. The increase in GARs could also provide certification eligibility to a very limited number of new businesses that were not able to qualify previously for the state’s certification program.
- ***Benefits of the Regulations to the Health and Welfare of California Residents, Worker Safety, and the State’s Environment:*** The benefits to the health and welfare of California residents include increasing opportunities for small businesses and micro businesses to compete in certain competitive solicitations. The regulations are not expected to affect worker safety or the state’s environment.

SIGNIFICANT, STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESS

DGS finds that the proposed regulations will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states (Government Code Section 11346.5, subdivision (a)(8)).

EFFECT ON SMALL BUSINESS

For the purposes of conducting the economic impact assessment during the rulemaking process, the definition of small businesses is set forth in Government Code Section 11346.3, subdivision (b)(4)(B). In gener-

al, the SB program regulations are applicable only to California certified small businesses as defined in the Small Business Procurement and Contract Act (Government Code, Sections 14835–14837).

While changes will have statewide applicability, they are not “major regulations with significant statewide economic impact” as they do not cross the economic impact threshold of \$50 million in a single year. Overall, these changes will incorporate new legislation including the SB participation goal, allowing for businesses to self–identify as diverse–owned businesses in their certification profiles, and bringing a stability to SBs at risk of exceeding the certification eligibility thresholds because of unprecedented inflation. The amendments will also allow departments to advertise and award specific contracts solely to SBs to ensure a level playing field for SBs in state competitive procurements. As a result, in accordance with legislative intent, these regulations will help prevent small businesses from missing their chance to participate in free enterprise.

Additional proposed amendments to the SB and DVBE program regulations on domicile are necessary for added clarity and to make specific and consistent the requirements on domicile in the SB and DVBE certification process.

The revisions that result from newly passed legislation, such as making available the option for an applicant or certified firm to voluntarily identify their diversity information, do not adversely affect small businesses.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS

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

MISCELLANEOUS DISCLOSURES REGARDING THE PROPOSED ACTION

- Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500–17630: None.
- Nondiscretionary cost or savings imposed upon local agencies: None.
- Significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states: None — see analysis above.
- Mandate on local agencies and school districts: None.
- Cost or savings to any state agency: None.

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

CONSIDERATION OF ALTERNATIVES

DGS must determine that no reasonable alternatives considered or that have otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

CONTACT PERSONS

Inquiries concerning the subject matter of the proposed SB rulemaking revision may be directed to the following staff member with regulation adoption expertise and responsibility for coordinating this action:

Norma Curiel, SB/DVBE Regulations Adoption Coordinator
Department of General Services, Procurement Division
Office of Small Business and DVBE Services (OSDS)
707 Third Street, 1st Floor, Room 400
West Sacramento, CA 95605
Direct line: (279) 946–8248
Email: Norma.Curiel@dgs.ca.gov

The alternate contact person for inquiries is:

Matt Victoriano SB/DVBE Program Manager
Department of General Services, Procurement Division
Office of Small Business and DVBE Services
707 Third Street, 1st Floor, Room 400
West Sacramento, CA 95605
Direct line: (279) 799–4356
Email: Matt.Victoriano@dgs.ca.gov

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

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

The Department of General Services has prepared an Initial Statement of Reasons (ISOR) for the proposed action, has made available all the information

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

- Notice of Proposed Rulemaking.
- Proposed Text of SB and DVBE Regulations.
- Initial Statement of Reasons.

AVAILABILITY OF THE CHANGED OR MODIFIED TEXT

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

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

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

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Rulemaking, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout are accessible by visiting: <https://www.dgs.ca.gov/PD/Resources/Page-Content/Procurement-Division-Resources-List-Folder/Notice-of-Rulemaking-Regulations-for-SB-DVBE?search=notice%20of%20rulemaking>

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

REGULATORY ACTION

NOTICE OF INTENTION TO AMEND EXISTING CONFLICT-OF-INTEREST CODE

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission (the Commission or FPPC), under the authority vested in it by the Political Reform Act (the Act)¹ by Section 83112 of the Government Code proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations. The Commission will consider the proposed regulation at a public hearing on or after September 18, 2025, at the offices of the Fair Political Practices Commission, 1102 Q Street, Suite 3050, Sacramento, California, commencing at approximately **10:00 a.m.** Written comments should be received at the Commission offices no later than **5:00 p.m.** on September 16, 2025.

The Commission is providing notice of its intention to review and amend 2 Cal. Code Reg. Section 18351, the Commission’s conflict-of-interest code. Authority for this action is based on Government Code Section 87306. A written comment period has been established commencing on August 1, 2025. Written comments concerning the proposed amendments should be directed to the Fair Political Practices Commission, Attention: Lindsay Rice, 1102 Q Street, Suite 3050, Sacramento, California 95811. For inquiries, call (916) 322-5660 or email lrice@fppc.ca.gov. Any written comments relating to the proposed action should be received no later than September 16, 2025, in order for them to be considered by the agency before it amends its code.

The Commission has prepared an Initial Statement of Reasons as a written explanation of the reasons for the amendments. This Initial Statement of Reasons, the regulatory language of the proposed amendment, and other information upon which the proposed amendment is based are available to interested persons at the Commission’s address listed above.

After the Commission’s public hearing, the agency’s proposed conflict-of-interest code will be submitted to the agency’s Code Reviewing Body (i.e., the Attorney General’s Office) for its review.

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

Amend 2 Cal. Cod Regs. Section 18351: Pursuant to Government Code Section 87306 and 2 Cal. Code Regs. Section 18750, the Commission will amend its conflict-of-interest code due to changed circumstances, including the creation of new positions which must be designated pursuant to Government Code Section 87306 and relevant changes in the duties assigned to existing positions.

Cover Page

- Applied standard language to cover page. Added electronic filing language for Commissioners, as required under Government Code Section 87500(b)(1).

Executive Office

- Legislative Counsel was retitled Legislative Counsel (All Levels) to be consistent with FPPC Counsel (All Levels). The duties of this position have not changed.

Legal Division

- Political Reform Consultants was retitled Political Reform Consultant (All Levels) to be consistent with FPPC Counsel (All Levels). The unit has Political Reform Consultants at levels I and II. The duties of this position have not changed.

Enforcement Division

- Political Reform Consultants was retitled Political Reform Consultant (All Levels) to be consistent with FPPC Counsel (All Levels). The unit has Political Reform Consultants at levels I and II. The duties of this position have not changed.

Audits and Assistance Division

- The Senior Management Auditor position was added. This is a new position and is assigned category 2, which is consistent with the Supervising Management Auditor and other staff in the division, other than category one filers. This disclosure category is narrowly tailored to real property and economic interests relating to candidates, campaign committees, lobbyists and other persons regulated by the Commission.

Administration and Technology Division

- The Staff Services Manager (SSM) I position was retitled to indicate it applies to the SSM I’s in the Form 700 and Business Services units. The Form 700 and Business Services unit SSM I’s are the only positions that have to file. There is one SSM I in the Administration and Technology Division which does not make or participate in making decisions that may foreseeably have a material effect on any financial interest. The duties of these positions have not changed.

Disclosure Categories

- Minor updates to Categories 1 and 4 to be consistent with the language used in other categories.

SCOPE

The Commission may adopt the language noticed herein, or it may choose new language to implement its decisions concerning the issues identified above or related issues. The Commission must determine that no alternative considered by the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

FISCAL IMPACT

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

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

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

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

AUTHORITY

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

REFERENCE

The purpose of this regulation is to implement, interpret, and make specific Government Code Section 87300, 87302, 87303, 87306 and 87311.

CONTACT

Any inquiries concerning this proposal should be made to Lindsay Rice, Fair Political Practices Commission, 1102 Q Street, Suite 3050, Sacramento,

California 95811, telephone: (916) 322-5660, email: lrice@fppc.ca.gov. Proposed regulatory language can be accessed at <http://www.fppc.ca.gov/>.

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

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

CONFLICT-OF-INTEREST CODES

AMENDMENT

MULTI-COUNTY: Colton Joint Unified School District
Westside Water Authority

A written comment period has been established commencing on August 15, 2025, and closing on September 29, 2025. Written comments should be directed to the Fair Political Practices Commission, Attention: Andrea Spiller Hernandez, 1102 Q Street, Suite 3050, Sacramento, California 95811.

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

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

The Executive Director of the Commission, upon their own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed codes to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments, or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict-of-interest codes. Any written comments must be received no later than September 29, 2025. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

COST TO LOCAL AGENCIES

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

EFFECT ON HOUSING COSTS AND BUSINESSES

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

AUTHORITY

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

REFERENCE

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

CONTACT

Any inquiries concerning the proposed conflict-of-interest codes should be made to Andrea Spiller Hernandez, Fair Political Practices Commission, 1102 Q Street, Suite 3050, Sacramento, California 95811, or email aspiller-hernandez@fppc.ca.gov.

AVAILABILITY OF PROPOSED CONFLICT-OF-INTEREST CODES

Copies of the proposed conflict-of-interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to Andrea Spiller Hernandez, Fair Political Practices Commission, 1102 Q Street, Suite 3050, Sacramento, California 95811, or email aspiller-hernandez@fppc.ca.gov.

TITLE 5. COMMISSION ON TEACHER CREDENTIALING

PK–3 ECE SPECIALIST INSTRUCTION CREDENTIAL U.S. CONSTITUTION REQUIREMENT

The Commission on Teacher Credentialing (Commission) proposes to take the regulatory action described below after considering all comments, objections, and recommendations regarding the proposed action. A copy of the proposed regulations is included with the added text underlined and the deleted text lined out.

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

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed action by fax, through the mail, or by email. The written comment period closes on September 29, 2025. Comments must be received by that time or may be submitted at the public hearing, should one be requested. Interested parties may fax their response to (916) 327–3165; write to the Commission on Teacher Credentialing, Attention: Mika Laidler–Rubio, Commission on Teacher Credentialing, 651 Bannon Street, suite 601, Sacramento, CA 95811; or submit an email to Mika.Laidler-Rubio@ctc.ca.gov. Alternatively, contact Christina.Villanueva@ctc.ca.gov

Any written comments received by the closing of the public comment period will be reproduced by the Commission’s staff for each member of the Commission as a courtesy to the person submitting the comments and will be included in the written agenda prepared for and presented to the full Commission at the hearing.

AUTHORITY

Education Code section 44225(h) and 44225(q) authorizes the Commission to adopt the proposed regulations and amendments.

REFERENCE

Education Code sections 44225(b), 44225(e), 44279.1, 44335 and 44370.

INFORMATION DIGEST/POLICY
STATEMENT OVERVIEW

Summary of Existing Laws and Effect of the Proposed Action

According to current regulations, there are five minimum requirements for applicants seeking to obtain the preliminary PK–3 Early Childhood Education Specialist Instruction credential. When these regulations were adopted into the California Code of Regulations, the U.S. Constitution requirement was inadvertently left out.

The proposed amendment will add the U.S. Constitution requirement pursuant to Education Code section 44335 and Title 5 section 80415. The Education Code and California Title 5 Regulations state the options for meeting this requirement.

Anticipated Benefits of the Proposed Regulations

The broad objectives of this regulation are to ensure integrity, relevance, and high quality in the preparation and certification of the educators who serve all of California’s diverse students. In addition, since verification of Constitutional knowledge is required in law for all teachers, the benefit is that there is consistency in the qualifications of teachers in California. Specifically, aligning the PK–3 Early Childhood Education (ECE) regulations with statute and the requirements for other credentials, ensures parity.

Determination of Inconsistency/Incompatibility with Existing State Regulations

The Commission has determined that the proposed regulation amendments are not inconsistent or incompatible with existing regulations. After conducting a review of any regulations that would relate to or affect this area, the Commission has concluded that these are the only regulations that concern the minimum requirements for the preliminary PK–3 Early Childhood Education Specialist Instruction Credential.

DISCLOSURES REGARDING THE
PROPOSED ACTIONS/FISCAL IMPACT

The Commission has made the following initial determinations.

Mandate on local agencies or school districts:

None.

Fiscal Impact:

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

Cost or savings to any state agency:

None.

Other non–discretionary costs or savings imposed upon local agencies:

None.

Cost or savings in federal funding to the state:

None.

Significant effect on housing costs:

None.

Significant Statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states:

None.

Cost Impacts on a Representative Private Person or Business:

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

STATEMENT OF THE RESULTS OF THE
ECONOMIC IMPACT ASSESSMENT

In accordance with Government Code section 11346.3(b), the Commission has made the following assessments regarding the proposed regulations:

The Commission concludes that it is unlikely that the proposal will (1) create or eliminate any jobs, (2) create any new businesses, (3) eliminate any existing businesses (4) expand any businesses currently doing business within the state of California.

Benefits of the regulation to the health and welfare of California residents, worker safety, and the state’s environment

The Commission anticipates that the proposed amendments will help improve services to students in grades PK–3 by better preparing California educators to serve in early childhood education settings by ensuring that these new teachers meet the same requirement as all other public school teachers.

The Commission does not anticipate that the proposed regulations will result in an increase in the protection of public health and welfare of California residents, worker safety, or the environment, or an increase in openness and transparency in business.

Small Business Determination

The proposed regulations will not affect small businesses. These regulations establish requirements that only applicants enrolled in a PK–3 Early Childhood Education Specialist program must adhere to.

CONSIDERATION OF ALTERNATIVES

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

effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

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

CONTACT PERSONS

Inquiries concerning the proposed rulemaking action may be directed to:

Mika Laidler–Rubio
Commission on Teacher Credentialing
651 Bannon Street, Suite 601,
Sacramento, CA 95811
Phone: (916) 327–8697
Email: Mika.Laidler–Rubio@ctc.ca.gov

The backup contact person for these inquiries is:

Christina Villanueva
Commission on Teacher Credentialing
651 Bannon Street, Suite 601,
Sacramento, CA 95811
Phone: (916) 327–2967
Email: Christina.Villanueva@ctc.ca.gov

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

The Commission will make the entire rulemaking file available for inspection and copying throughout the rulemaking process at the Commission office at the above address. As of the date this notice is published in the Notice of Register, the rulemaking file consists of the Notice of Proposed Action, the proposed text of regulations, the Initial Statement of Reasons, and the STD 399. The rulemaking file for this regulatory action, which contains those items mentioned above, 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. Please direct requests to inspect or copy the rulemaking file to the backup contact person listed above, Christina Villanueva.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments received, the Commission may adopt the proposed regulations substantially as described in this notice.

If the Commission makes modifications that are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before adopting the regulations as revised. Please direct requests for copies of any modified regulations to the contact person(s) listed above. If substantive modifications are made, the Commission will accept written comments on the modified regulations for the duration of the period of public availability.

AVAILABILITY OF FINAL STATEMENT OF REASONS

Upon its completion, the Commission will make copies of the Final Statement of Reasons available. Please direct requests for copies to the contact person(s) listed above.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations with modifications highlighted, as well as the Final Statement of Reasons, when completed, and modified text and notices thereof, if any, may be accessed via the Commission’s website at <http://www.ctc.ca.gov/notices/rulemaking.html>.

TITLE 14. DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

SB 1013 ADDITION OF NEW BEVERAGE CONTAINERS PERMANENT REGULATIONS

NOTICE IS HEREBY GIVEN that the Department of Resources Recycling and Recovery (CalRecycle) proposes to amend the California Code of Regulations, Title 14, Division 2, Chapter 5, Subchapters 1, 3, 4, 5, 6, 11.1, and 12, specifically to amend Sections 2000, 2200, 2230, 2231, 2235, 2240, 2300, 2301, 2305, 2310, 2320, 2400, 2401, 2500, 2501, 2525, 2535, 2830, 2831, 2831.1, 2831.5, 2834, 2835, and 2900.

CalRecycle additionally proposes to adopt the California Code of Regulations, Title 14, Division 2, Chapter 5, Subchapters 3 and 4, specifically to add Sections 2205, 2241, 2243, and 2311.

The proposed regulations are intended to implement, interpret, and make specific Senate Bill (SB) 1013 (Chapter 610, Statutes of 2022) by integrating the new types of beverage containers and beverages into the regulatory framework of the Beverage Con-

tainer Recycling Program (BCRP) as part of the California Code of Regulations, Title 14. After considering all comments, objections, and recommendations regarding the proposed action, CalRecycle may adopt the proposals substantially as described in the below Informative Digest or may modify the proposals if the modifications are sufficiently related to the original text.

PUBLIC HEARING

CalRecycle will hold a hybrid public hearing starting at 10:00 a.m. (PDT) on September 30, 2025, and concluding upon submission of any public hearing comments. The public hearing will be accessible in person in the Byron Sher Auditorium located on the 2nd floor of the CalRecycle headquarters at 1001 I Street, Sacramento, California. The Byron Sher room is wheelchair accessible. The public hearing will also be accessible virtually via Zoom for direct participation and via Webcast for observation only. Instructions for how to access the Zoom public hearing (registration required) or Webcast (no registration required), can be found on CalRecycle’s website at <https://calrecycle.ca.gov/Laws/Rulemaking/>.

Please note that Webcast participants will not be able to provide comments during the public hearing. To participate remotely and provide comments, it is recommended to join via Zoom, or to email any comments to the hybrid public hearing to regulations@calrecycle.ca.gov. No registration is necessary to view the Webcast.

At the public hearing, any person may present statements or arguments, orally or in writing, relevant to the proposed action. The purpose of the public hearing is only to receive statements and arguments from interested persons. CalRecycle will not be responding to questions about the content of the proposed regulation text during the public hearing. CalRecycle requests but does not require that any person who makes oral comments also submit immediately following the hearing a written copy of their testimony presented at the hearing. All comments at the public hearing will be collected and recorded.

INTERPRETATION SERVICES

Interpretación simultánea del inglés al español será disponible para todos los participantes al taller, sea en persona, o remotamente a través de Zoom, o por transmisión en vivo en línea. Para los participantes en persona que requieren servicios de interpretación del inglés al español, habrá audífonos disponibles que serán proporcionados por el personal de CalRecycle antes o durante el taller.

If interpretation services are needed in a language other than Spanish, contact CalRecycle at regulations@calrecycle.ca.gov by September 9, 2025, and CalRecycle staff will do their best to accommodate this request.

WRITTEN COMMENT PERIOD

The written comment period permits any interested person, or their authorized representative, to submit written comments addressing the proposed regulation text to CalRecycle. Written comments, which offer a recommendation and/or objection, or support the proposed amendments, should indicate the amended section to which the comment or comments are directed. CalRecycle will only consider written comments sent to CalRecycle and received during the 45–day written comment period, which begins on August 15, 2025, and ends on September 30, 2025. Written comments received by CalRecycle after the close of the public comment period are considered untimely. CalRecycle may, but is not required to, respond to untimely comments, including those raising significant environmental issues. Comments submitted in writing must be addressed to one of the following:

Postal mail:

Claire Derksen
SB 1013 Addition of New Beverage Containers
Permanent Regulations
Department of Resources Recycling and
Recovery, Regulations Unit
1001 “I” Street, MS–24B, Sacramento, CA 95814

Electronic submittal: SB 1013 Addition of New Beverage Containers 45-Day Comment Period
<https://calrecycle.commentinput.com/?id=VhbRF5j74>

Please note that under the California Public Records Act (Government Code Section 7920.000 et seq.), your written and oral comments, attachments, and associated contact information (e.g., your address, phone number, or email address) become part of the public record and can be released to the public upon request.

AUTHORITY AND REFERENCES

Public Resources Code (PRC) Sections 14530.5 and 14536 provide authority for this regulation. The purpose of the proposed action is to implement, interpret, and make specific SB 1013 by integrating the new types of beverage containers and beverages into the regulatory framework of the BCRP as part of California Code of Regulations, Title 14. The following is a list of references cited in this proposed regulation that are being implemented, clarified, or made specific: Public Resources Code Sections 14500, 14501, 14501.5, 14503, 14503.6, 14504, 14505, 14506,

14506.5, 14509.5, 14511, 14511.7, 14512, 14512.5, 14513, 14514.4.1, 14514.7, 14515.6, 14517, 14518, 14518.5, 14519.5, 14520, 14520.5, 14520.6, 14522.5, 14523, 14524, 14525.5.1, 14526, 14530, 14530.2, 14530.5, 14536, 14536.1, 14536.5, 14537, 14538, 14539, 14539.5, 14547, 14549.3, 14549.9, 14550, 14551, 14551.5, 14552, 14553, 14560, 14561, 14571, 14571.2, 14571.3, 14571.8, 14572, 14572.5, 14573, 14573.5, 14573.5, 14573.51, 14573.6, 14574, 14575, 14578, 14578.5, 14581, 14585, 14595, 14595.4, 14595.5, 14596, and 14597.

INFORMATIVE DIGEST

Summary Of Existing Laws

CalRecycle administers the California Beverage Container Recycling and Litter Reduction Act (Act), which was added to state law by Assembly Bill Number 2020 (1985–1986 Reg. Session, Chapter 1290 of the Statutes of 1986). The intent of the Act is to encourage increased, and more convenient, beverage container redemption opportunities for all consumers, and to provide the opportunity to return beverage containers conveniently, efficiently, and economically, in every region of the State.

The Act became effective on September 29, 1986, and originally only included as eligible beverages beer, malt beverages, and carbonated soft drinks. Each covered beverage in a beverage container constructed of metal, glass, or plastic had a California Refund Value (CRV) of 1 cent, which a consumer pays when purchasing a beverage in a beverage container and is refunded to the consumer when they redeem the empty beverage container at a recycling center. The Act has since been amended a number of times and CRV has increased to 5 cents for a beverage container less than 24 ounces, and 10 cents for a beverage container 24 ounces or larger.

SB 1013 amended PRC Section 14504 to add as eligible beverages wine and distilled spirits, and PRC Section 14528.5 to expand wine and distilled spirit coolers to include those containing above 7 percent alcohol by volume. SB 1013 also added new types of beverage containers eligible for redemption, including a beverage container that is a box, bladder, or pouch, or similar container, regardless of the material type from which the beverage container is made, so long as the box, bladder, or pouch contains wine or distilled spirits. (PRC Section 14504.)

Existing regulations generally refer to the “Division” or “Division of Recycling”.

Existing regulations generally use the phrase “of these Regulations” after citing to a section of the regulations.

Existing regulations use various terms and capitalization for references such as section, subsection, and subdivision.

Existing regulations define specific terms for purposes of the Act and regulations.

Existing regulations generally refer to beverage containers subject to the Act as requiring CRV labeling.

Existing regulations enumerate the material types of beverage containers.

Existing regulations prescribe methods for the handling, shipping, and cancellation for different types of beverage containers.

Existing regulations establish additional receipting requirements for large amounts of redeemed beverage containers and authorize a consumer to be paid based on count for a certain number of empty beverage containers.

Existing regulations require a processor to accept one or more type(s) of redeemable beverage container(s).

Existing regulations establish requirements for labeling the different types of beverage containers with the CRV message and require a beverage manufacturer to submit label samples to CalRecycle.

Existing regulations establish the criteria for being designated as a beverage manufacturer or distributor and for the monthly or annual reporting and payment of processing fees and redemption payments, respectively.

Existing regulations permit beverage manufacturers and distributors to enter into report and pay on behalf agreements.

Existing regulations establish beverage manufacturer reporting requirements for the virgin and postconsumer resin content of plastic beverage containers, including caps and labels.

Existing regulations prescribe requirements for importing out-of-state beverage containers.

Effect of the Proposed Action

The Legislature enacted SB 1013 to expand the types of beverages and beverage containers that are subject to CRV and eligible for redemption as part of the BCRP. Prior to the passage of SB 1013, chapter 5, division 2, title 14 of the California Code of Regulations (14 CCR) established a framework for the BCRP that includes a system of payments and procedures among a variety of program participants. This regulatory framework is built upon the previously eligible beverages and beverage containers. The newly eligible beverages and beverage containers are not accounted for in CalRecycle’s existing regulations, and CalRecycle is seeking to establish permanent regulations to incorporate these new beverages and beverage containers into the BCRP’s regulatory framework.

Specifically, PRC Section 14504(a)(12) includes in the Act’s definition of “beverage” “wine or distilled spirits contained in a beverage container that is a box, bladder, or pouch, or similar container, regardless of the material type from which the beverage container

is made.” This description of “box, bladder, or pouch, or similar container” does not reflect actual beverage containers that currently exist in the California market, which necessitates the adoption of the proposed regulations to make it clear to the public and regulated entities the specific types of new beverage containers included in the BCRP: bag in box, multi-layer pouch, and paperboard carton containing wine, distilled spirits, and distilled spirit cooler (proposed 14 CCR Section 2000(a)(3.05), (a)(31.7), and (a)(33.5)).

SB 1013 also added various provisions to the Act related to implementation of the new beverages and beverage containers. For instance, under PRC Section 14560(c), “a beverage container that is a box, bladder, or pouch, or similar container, containing wine or distilled spirits, as described in paragraph (12) of subdivision (a) of Section 14504, sold or offered for sale in the state shall have a redemption payment and refund value of twenty-five cents (\$0.25).” CalRecycle has determined it is necessary to clarify and make specific the precise beverages and beverage containers subject to the 25-cent CRV and redemption payment: bags in boxes, multi-layer pouches, paperboard cartons, and plastic #1–7 pouches containing wine, distilled spirits, or wine and distilled spirit cooler (proposed 14 CCR Section 2900(b)(2)).

These regulations generally make conforming changes to replace “Division” with “Department” in any section being amended in this rulemaking action.

These regulations generally make conforming changes to remove “of these regulations” in any section being amended in this rulemaking action.

These regulations standardize references to various terms such as “section” and “subdivision”.

These regulations add additional definitions for specific terms used in the regulations.

These regulations delete references to beverage containers subject to the Act as requiring CRV labeling.

These regulations add the new container types to the lists of beverage container material types.

These regulations establish a method for cancellation for the new types of beverage containers.

These regulations require a bag in box to remain intact during redemption and for the new container types to be shipped separately from other container types.

These regulations incorporate the new beverage container types into the additional receipting requirements for large amounts of redeemed beverage containers and into the authorization for a consumer to be paid based on count. These regulations specify the count-based authorization for a consumer to redeem is for a certain amount of beverage containers per transaction.

These regulations require a processor that accepts plastic beverage containers to accept bags in boxes, multi-layer pouches, and paperboard cartons.

These regulations revise the CRV labeling requirements for beverage containers, including incorporating the new beverage container types into the CRV labeling requirements. These regulations also convert measurements from inches to millimeters for purposes of labeling. These regulations delete the requirement for a beverage manufacturer to submit label samples to CalRecycle.

These regulations establish an alternative option for CRV labeling that consists of marking a beverage container with machine-readable labeling and prescribe related requirements.

These regulations address the treatment of out-of-state vendors holding a direct shipper permit issued by the Department of Alcoholic Beverage Control for beverages manufactured outside the state and sold directly to consumers within the state as either a beverage manufacturer or distributor.

These regulations establish additional eligibility criteria for annual reporting and payment of processing fees and redemption payments by beverage manufacturers and distributors, respectively.

These regulations add additional specificity for what information must be reported and maintained as records for beverage manufacturers and distributors that enter into report and pay on behalf agreements. These regulations make ineligible for report and pay on behalf agreements a beverage manufacturer that is submitting a consolidated report under Section 14549.9 of the Act.

These regulations incorporate the new beverage container types into the Act’s annual postconsumer recycled plastic minimum content requirements. These regulations expand beverage manufacturer reporting requirements for the virgin and postconsumer resin content of plastic beverage containers to any component that is part of or affixed to the beverage container at the point of sale and to the new beverage container types with a plastic component that is part of or affixed to the beverage container at the point of sale. These regulations add additional specificity for what information must be reported and maintained as records for beverage manufacturers that enter into report and pay on behalf agreements for virgin and postconsumer recycled plastic minimum content.

These regulations prescribe requirements for importing from out-of-state the new beverage container types.

These proposed regulations do not substantially differ from a comparable federal regulation or statute because there are no existing comparable federal regulations or statute.

Policy Statement Overview and Anticipated Benefits of the Proposed Regulations

These proposed regulations will implement, interpret, and make specific SB 1013 by integrating the

new types of beverage containers and beverages into the regulatory framework of the BCRP. This increases clean streams of recyclable materials to support a circular economy and reduces environmental litter and the associated negative effects on health and society. The value of this benefit is not included in this analysis because it is intangible and unquantifiable.

These proposed regulations specify that wine and distilled spirit coolers sold in bag in boxes, multi-layer pouches, plastic #1–7 pouches, and paper-board cartons will have a refund value of 25 cents. The benefits of that provision consist of a set of BCRP payments that facilitate the collection and handling of wine and distilled spirit coolers sold in bag in boxes, multi-layer pouches, plastic #1–7 pouches, and paper-board cartons. The associated program payments providing a benefit consist of the following: refund value, paid to consumers and recyclers; administrative fees, paid to processors and recyclers for administrative costs; handling fees, a subsidy paid to certain recyclers such as recycling centers operating at super-market sites in convenience zones generally designated within one mile of supermarkets; and processing payments, a payment paid to recycling centers and other recyclers for handling material types having a scrap value less than the cost of recycling. The total statewide benefits from this regulation over its lifetime is about \$2.8 million, as described in the STD 399 Economic and Fiscal Impact Statement Supplemental Information.

Littered beverage containers can attract pests and spread disease, while beverage containers littered as pollution into natural spaces and waterways can leach chemicals and microplastics that are harmful to human health into the groundwater that supplies society’s drinking water. By adding new container types to the BCRP, this increases the rate at which those containers will be redeemed at a recycling center for the return of the CRV deposit rather than littered. Taken as a whole, these regulations will benefit the health and safety of residents of California and the state’s environment by ensuring that these beverage containers are recovered instead of littered.

Consistency With State Regulations

Pursuant to Government Code Section 11346.5(a)(3)(D), CalRecycle conducted an evaluation of existing state regulations. CalRecycle determined that the proposed regulations are neither inconsistent nor incompatible with existing state regulations and that CalRecycle is the only agency with jurisdiction to implement this proposed regulation.

INCORPORATION BY REFERENCE

The entirety of the Web Content Accessibility Guidelines (WCAG) 2.2 published in 2024 by the World

Wide Web Consortium, which can be accessed here: <https://www.w3.org/TR/WCAG22/> (accessed May 14, 2025). The publication of this incorporated document in full in the California Code of Regulations would be cumbersome, unduly expensive, or otherwise impractical because it is available online, and in print would be approximately 100 pages of text.

**EXISTING COMPARABLE FEDERAL
REGULATION OR STATUTE**

CalRecycle has determined that the proposed regulations do not significantly differ from federal law because there are no existing comparable federal statutes or regulations in this subject area.

**OTHER STATUTORY REQUIREMENTS
(GOVERNMENT CODE
SECTION 11346.5(A)(4))**

CalRecycle has determined that no other matters, as prescribed by statute, need to be addressed.

**MANDATES ON LOCAL
AGENCIES OR SCHOOL DISTRICTS**

CalRecycle has determined that the proposed regulations do not impose a mandate on local agencies or school districts.

FISCAL IMPACT

**Costs to Any Local Agencies or School Districts
Requiring Reimbursement**

CalRecycle has determined that the proposed regulations do not result in costs to any local agency or school district that must be reimbursed pursuant to Section 6 of Article XIII B of the California Constitution and Part 7 of Division 4 of Title 2 of the Government Code Section 17500 et seq.

Cost or Savings to Any State Agency

CalRecycle has determined that adoption of these regulations will have a cost to CalRecycle. Additional expenditures in the current State Fiscal Year (FY 2025–26) are estimated to equal \$52,708 as detailed in the STD 399 Economic and Fiscal Impact Statement Supplemental Information. State costs for each of the 2026–27 and 2027–28 fiscal years, and each fiscal year thereafter, are estimated to be \$35,121.

**Non-Discretionary Cost or Savings Imposed Upon
Local Agencies**

CalRecycle has determined that there are no non-discretionary costs or savings imposed upon any local agencies.

Cost or Savings in Federal Funding to the State

CalRecycle has determined that adoption of these regulations will not have an impact on costs or savings in federal funding to the State.

HOUSING COSTS

CalRecycle has determined that adoption of these regulations will not have no significant effect on housing costs.

**SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT DIRECTLY
AFFECTING BUSINESS**

CalRecycle has determined 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. This is supported by CalRecycle’s analysis of available data in the STD 399 Economic and Fiscal Impact Statement Supplemental Information which concluded that this proposal is not intended to create, expand, or eliminate businesses within the State of California. In that analysis, CalRecycle stated that it is not anticipated that any new businesses will be created or eliminated due to these proposed regulations, nor is it anticipated that there will be any change in the number of people employed at jobs. The scope of the proposed regulations encompasses recyclers, beverage manufacturers, distributors, and processors. The economic impact covers the processor handling of, and beverage manufacturer reporting of plastic minimum content for, bags in boxes, multi-layer pouches, and paperboard cartons as well as BCRP payments associated with the inclusion of wine and distilled spirit coolers sold in those types of containers. Overall, the sales and returns of bags in boxes, multi-layer pouches, and paperboard cartons comprise less than 0.2 percent of sales and returns of all other beverage containers.

**RESULTS OF ECONOMIC
IMPACT ASSESSMENT**

Creation or Elimination of Jobs within the State of California

CalRecycle has determined that the proposed action will not create or eliminate jobs within California.

Creation of New Businesses or Elimination of Existing Businesses within California

CalRecycle has determined that the proposed action will not create new businesses or eliminate existing businesses within California.

Expansion of Businesses Doing Business within the State

CalRecycle has determined that the proposed action will not create an expansion of business doing business within California.

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

CalRecycle has determined that the proposed action will provide benefits to the health and welfare of California residents, worker safety, and the state’s environment. These proposed regulations will implement, interpret, and make specific SB 1013 by integrating the new types of beverage containers and beverages into the regulatory framework of the BCRP. This increases clean streams of recyclable materials to support a circular economy and reduces environmental litter and the associated negative effects on health and society.

**COST IMPACTS TO REPRESENTATIVE
PRIVATE PERSON OR BUSINESS**

These proposed regulations impact processors who handle plastic beverage containers and are thus required to accept bags in boxes, multi-layer pouches, and paperboard cartons containing wine, distilled spirits, or wine and distilled spirit coolers delivered from recyclers. In addition, these proposed regulations impact beverage manufacturers who sell bags in boxes, multi-layer pouches, and paperboard cartons containing wine, distilled spirits, or wine and distilled spirit coolers by reporting postconsumer recycled and virgin plastic content for any plastic component that is part of or affixed to the beverage container, and by paying processing fees for wine and distilled spirit coolers sold in bags in boxes, multi-layer pouches, and paperboard cartons. Furthermore, these proposed regulations impact distributors who sell wine and distilled spirit coolers in bags in boxes, multi-layer pouches, and paperboard cartons by paying redemption payments. These proposed regulations impact both typical and small business processors, beverage manufacturers, and distributors.

CalRecycle estimates the initial costs for a small business to be \$9,154 with an ongoing cost of \$11,275 a year. CalRecycle estimates the initial cost for a typical business to be \$149,152 with an annual ongoing cost of \$81,274.

BUSINESS REPORT

The proposed regulation does require a report that applies to businesses. Beverage manufacturers selling bags in boxes, multi-layer pouches, or paperboard cartons containing wine, distilled spirits, or wine and distilled spirit coolers will be required to complete

the Plastic Beverage Container Virgin and Postconsumer Resin Report annually. It is necessary for the health, safety, and welfare of the people of the state that the regulations and reporting requirements apply to businesses.

**DETERMINATION OF EFFECT
ON SMALL BUSINESS**

CalRecycle has determined that the proposed regulations will affect small businesses. CalRecycle has identified a total of 378 businesses impacted by these proposed regulations, and of those, 177 businesses (approximately 47 percent) are considered small businesses. The impacted business consists of 131 processors that accepted plastic beverage containers during 2024 and are required to accept bags in boxes, multi-layer pouches, and paperboard cartons under these proposed regulations. In addition, 87 beverage manufacturers and 160 distributors have reported sales of bags in boxes, multi-layer pouches, and paperboard cartons containing wine, distilled spirits, or wine and distilled spirit coolers during 2024. All impacted beverage manufacturers will be required to report virgin and postconsumer plastic minimum content under these proposed regulations. An unknown proportion of impacted beverage manufacturers and distributors will be required to pay processing fees and redemption payments respectively for selling wine and distilled spirit coolers in bags in boxes, multi-layer pouches, and paperboard cartons since sales by beverage type are not required to be reported. Instead, sales by container type are being used as an alternative method to quantify the number of impacted businesses and is considered to be an upper bound estimate. The section below describes the number of small and typical businesses impacted by these proposed regulations.

Number of Impacted Small and Typical Businesses

There are 378 businesses impacted, of which 177 are small businesses and 201 are typical businesses. Government Code Section 11342.610 defines a “small business” as a retail trade that is independently owned and operated, not dominant in its field, and does not exceed annual gross receipts of \$2,000,000. For the purpose of discussing “small businesses,” that \$2,000,000 threshold would result in a disproportionately large percentage of processors, beverage manufacturers, and distributors being categorized as a “small business.” Therefore, the threshold for “small business” for program participants has been set at less than \$200,000 in CRV payments for processors, less than \$15,000 in processing fees for beverage manufacturers, and less than \$75,000 in redemption payments for distributors, as discussed in the STD 399 Economic and Fiscal Impact Statement Supplemental Informa-

tion. The distribution of small businesses across program participants are as follows:

- 12 Processors out of 131 that handle less than \$200,000 in CRV payments.
- 66 Beverage Manufacturers out of 87 pay less than \$15,000 in processing fees.
- 99 Distributors out of 160 pay less than \$75,000 in redemption payments.

CONSIDERATION OF ALTERNATIVES

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

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

CONTACT PERSONS

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

Claire Derksen
 SB 1013 Addition of New Beverage Containers Regulations
 Department of Resources Recycling and Recovery, Regulations Unit
 1001 “I” Street, MS-24B, Sacramento, CA 95814
 Phone: (916) 327-0089
 Email: regulations@calrecycle.ca.gov

The backup contact person is:

Craig Castleton
 SB 1013 Addition of New Beverage Containers Regulations
 Department of Resources Recycling and Recovery, Regulations Unit
 1001 “I” Street, MS-24B, Sacramento, CA 95814
 Phone: (916) 327-0089
 Email: regulations@calrecycle.ca.gov

AVAILABILITY STATEMENTS

Availability of Initial Statement of Reasons, Text of Proposed Regulations, Information Upon Which this Proposal is Based, and Rulemaking File

CalRecycle will have the entire rulemaking file, the express terms of the proposed regulations, and all information that provides the basis for the proposed action, available for public inspection and copying during normal business hours at the address provided above and on <https://calrecycle.ca.gov/Laws/Rulemaking/>. As of the date this Notice is published in the Notice Register, the rulemaking file consists of this Notice, the text of the proposed regulations, the Initial Statement of Reasons (ISOR), the documents relied upon for the proposed action, and the STD 399 economic and fiscal impact statement and supplemental information. Copies may be obtained by contacting the contact persons at the address, email address, or phone number listed above.

Availability of Modified Text

CalRecycle may adopt the proposed regulations substantially as described in this Notice. If CalRecycle makes substantial changes to the originally proposed text, it will make the modified text, with the changes clearly indicated, available to the public for at least fifteen (15) days before CalRecycle adopts the regulations as revised. Requests for the modified text should be made to the contact persons named above. CalRecycle will transmit any modified text to all persons who testify at the scheduled public hearing, all persons who submit a written comment at the scheduled public hearing, all persons whose comments are received during the comment period, and all persons who request notification of the availability of such changes. CalRecycle will accept written comments on the modified regulations for fifteen (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 request from the contact persons identified in this Notice or accessed through CalRecycle's website at <https://calrecycle.ca.gov/Laws/Rulemaking/>.

INTERNET ACCESS

For more timely access to the rulemaking file, and in the interest of waste prevention, interested parties are encouraged to access CalRecycle's Internet webpage for the rulemaking at <https://calrecycle.ca.gov/Laws/Rulemaking/>. All rulemaking files can be accessed from the website.

TITLE 25. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

EMPLOYEE HOUSING, MOBILEHOME PARKS, AND SPECIAL OCCUPANCY PARKS PROGRAMS

NOTICE IS HEREBY GIVEN that the California Department of Housing and Community Development (HCD) proposes to adopt regulations governing the Mobilehome Parks, the Special Occupancy Parks, and the Employee Housing Programs, which were established by Health and Safety Code sections 17000 *et seq.*, 18200 *et seq.*, and 18860 *et seq.*, respectively. If approved, the proposed regulations would provide for digital transactions, improve health and safety within mobilehome parks, special occupancy parks, and employee housing facilities, and modernize program operations.

PUBLIC HEARING

No public hearing is currently scheduled. However, pursuant to Government Code section 11346.8, if a written request to hold a public hearing is received no later than 15 calendar days before the close of the written comment period at the address below from any interested person or their authorized representative, HCD shall, to the extent practicable, provide notice of the time, date, and place of the hearing by mailing the notice to every person who has filed a request for notice with HCD.

SUBMISSION OF WRITTEN COMMENTS

Any interested person, or their authorized representative, may submit written comments relevant to this proposed regulatory action. All written comments must be received by HCD no later than 8:00 a.m. on September 30, 2025 in order to be considered. Written comments may be submitted through HCD's online portal, by mail, or by fax as follows:

By comment portal:

Visit the *comment portal* on the HCD website. <https://www.hcd.ca.gov/building-standards/title-25-rulemaking>.

By mail to:

California Department of Housing and
Community Development
Division of Codes and Standards
P.O. Box 277820
Sacramento, CA 95827-7820
Attention: Jenna Kline

By fax to:

(916) 854–2564

Attention: Jenna Kline

**PERMANENT ADOPTION
OF REGULATIONS**

Following the public comment period, HCD may adopt the proposals, as described below, or may modify the proposals if the modifications are sufficiently related to the original text. With the exception of minor technical or grammatical changes, the text of any modified proposal will be available for at least 15 days prior to its adoption from the contact person(s) designated in this notice and will be mailed to those persons who have submitted written or oral testimony related to this proposal or who have requested notification of any changes to the proposal. HCD will accept written comments on the modified regulations during the 15–day period.

AUTHORITY AND REFERENCE

The authority and reference for this action occurs through both implied and express authority as described below:

Authority

HCD has express and implied rulemaking authority as provided in:

- Employee Housing Act (EHA) — Health and Safety Code (HSC) sections 17003.5, 17036, 17040, and 17050.
- Mobilehome Parks Act (MPA) — HSC sections 18300, 18605, 18610, 18670, and 18691.
- Special Occupancy Parks Act (SOPA) — HSC sections 18865, 18865.05, 18865.3, 18870.3, 18871.10, 18872, 18873, and 18873.5.

Additionally, HCD has express authority, as provided by HSC, section 50406(n), to “do any and all things necessary to carry out its purposes and exercise the powers expressly granted by this division” [the Housing and Home Finance Act, HSC, section 50000 et seq.].

The Legislature, through the EHA, MPA, and SOPA, authorizes HCD to administer these laws and adopt regulations that interpret and make specific these Acts.

Reference

HCD is implementing, interpreting, and making specific the following sections of the HSC:

- EHA — HSC sections 17003.5, 17008, 17021, 17031, 17031.3, 17031.4, 17032, 17033, 17040, 17041, and 17050; 8 U.S.C. Sections 1621, 1641, and 1642.

- MPA—HSC sections 18300, 18605, 18610, 18670, and 18691.
- SOPA — HSC sections 18865, 18865.05, 18865.3, 18870.3, 18871.10, 18872, 18873, and 18873.5.

INFORMATIVE DIGEST

**SUMMARY OF EXISTING
LAW AND REGULATIONS**

Employee Housing Act

HCD is responsible for promulgating statewide preemptive regulations relating to the maintenance, use, and occupancy of private employee housing (EH) facilities. EH is defined as private housing accommodations provided for five or more employees, or, in certain circumstances, five or more farm workers in rural areas.

Mobilehome Parks Act

HCD, and local enforcement agencies approved by HCD, are responsible for the enforcement of minimum health and safety standards inside mobilehome parks (MPs). These minimum health and safety standards regulate construction, maintenance, occupancy, use, and design of MPs and safeguard the protection of park residents and their manufactured home/mobilehome investment and a decent living environment. These mandates safeguard the habitability and affordability of this housing source.

MPA Forms Incorporated by Reference:

Pursuant to title 1, section 20(c)(3), the proposed regulatory text incorporates by reference the following forms:

- Local Enforcement Agency Annual Permit to Operate, HCD MP 503B, dated 3/24.
- Application for Alternate Approval, HCD MP 511, dated 3/24.
- Application for Certification of Manufactured Home / Mobilehome Earthquake Resistant Bracing System, HCD MP 50 ERBS CERT, dated 3/24.
- Application for Permit to Construct, HCD MP 50, dated 3/24.
- Application for Permit to Install Manufactured Home / Mobilehome Earthquake Resistant Bracing System, HCD MP 50 ERBS, dated 3/24.
- Application for Standard Plan Approval, HCD MP 520, dated 3/24.
- Certificate of Occupancy, HCD MP 513C, dated 3/24.
- Floodplain Ordinance Compliance Certification for Manufactured Home / Mobilehome Installations, HCD MP 547, dated 3/24.

- Manufactured Home / Mobilehome Installation Acceptance (Local Enforcement Agency), HCD MP 513B, dated 3/24.
- Manufactured Home / Mobilehome Installation Acceptance, HCD MP 513A, dated 3/24.
- Lot Plot Plan and Park Information, HCD MP 538, dated 3/24.
- Private Fire Hydrant Test and Certification Report, HCD MP 532, dated 3/24.
- School Impact Fee Certification, HCD MP 502, dated 3/24.

Special Occupancy Parks Act

HCD, and local enforcement agencies approved by HCD, are responsible for the enforcement of minimum health and safety standards inside special occupancy parks (SOPs) including, but not limited to, recreational vehicle parks. These minimum health and safety standards regulate the construction, maintenance, occupancy, use, and design of SOPs and safeguard the safety of park occupants and ensure a decent environment for recreation or temporary occupancy.

SOPA Forms Incorporated by Reference:

Pursuant to title 1, section 20(c)(3), the proposed regulatory text incorporates by reference the following forms:

- Local Enforcement Agency Annual Permit to Operate, HCD MP 503B, dated 3/24.
- Application for Alternate Approval, HCD MP 511, dated 3/24.
- Application for Certification of Manufactured Home / Mobilehome Earthquake Resistant Bracing System, HCD MP 50 ERBS CERT, dated 3/24.
- Application for Permit to Construct, HCD MP 50, dated 3/24.
- Application for Standard Plan Approval, HCD MP 520, dated 3/24.
- Certificate of Occupancy, HCD MP 513C, dated 3/24.
- Floodplain Ordinance Compliance Certification for Manufactured Home / Mobilehome Installations, HCD MP 547, dated 3/24.
- Manufactured Home / Mobilehome Installation Acceptance (Local Enforcement Agency), HCD MP 513B, dated 3/24.
- Manufactured Home / Mobilehome Installation Acceptance, HCD MP 513A, dated 3/24.
- Lot Plot Plan and Park Information, HCD MP 538, dated 3/24.
- Private Fire Hydrant Test and Certification Report, HCD MP 532, dated 3/24.
- School Impact Fee Certification, HCD MP 502, dated 3/24.

SUMMARY OF EFFECT OF PROPOSED REGULATORY ACTION

The purpose of these proposed regulations is to modernize HCD’s ability to interact with stakeholders, allow for digital transactions, standardize local enforcement agency and local government standards, clarify applicability of existing law and regulations, and clarify the responsibilities of park owners, operators, and residents.

Those sections within title 25 of the California Code of Regulations affected by this rulemaking (see “Sections Affected” below), and the specific purpose for each adoption in these proposed regulations, are set forth in the Initial Statement of Reasons for this regulatory action.

SECTIONS AFFECTED

Following are the specific sections of Chapters 1, 2, and 2.2 affected by this proposed action:

Amend: 610, 621, 631, 633, 760, 1002, 1004, 1005, 1006.5, 1010, 1012, 1013, 1018, 1020.6, 1032, 1038, 1042, 1102, 1185, 1317, 1426, 1514, 2002, 2004, 2004.5, 2005, 2006.5, 2010, 2012, 2013, 2018, 2020.6, 2032, 2038, 2042, 2102, 2185, 2317, 2426, and 2514.

Add: 621.5, 1123, 1609, 2123, and 2609.5.

Repeal: 762.

POLICY STATEMENT OVERVIEW

ANTICIPATED BENEFITS OF THE PROPOSED ACTION

The proposed rulemaking provides clarity to the users on existing provisions within the changing law and regulations, provides modern options to transact with HCD, and protects the health, safety, and general welfare of those that live in or operate employee housing facilities, mobilehome parks, and special occupancy parks.

EVALUATION OF INCONSISTENCY/ INCOMPATIBILITY WITH EXISTING STATE REGULATIONS

After conducting a review for any other regulations in this area, the Department has found that these are the only regulations concerning modernization of HCD’s ability to interact with stakeholders, including digital transaction and standardization of local enforcement agencies, government standards. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations.

SMALL BUSINESS IMPACT STATEMENT

The proposed regulations may affect small businesses. However, HCD has determined that the effect will not be adverse because the regulations only seek to clarify and make specific the governing statute.

DISCLOSURES REGARDING THE PROPOSED ACTION

- Mandate on local agencies and school districts: NONE.
- Costs or savings to any state agencies: NONE.
- Costs or savings to local agencies or school districts, which must be reimbursed in accordance with Part 7 (commencing with Section 17500) of Division 4 of the Government Code: NONE.
- Other nondiscretionary costs or savings imposed on local agencies: NONE.
- Costs or savings in federal funding to the state: NONE.

BUSINESS IMPACT

HCD has initially determined that this regulatory action would not have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

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

RESULTS OF THE ECONOMIC IMPACT ANALYSIS

- The proposed regulations will neither create nor eliminate jobs within California.
- The number of businesses that will be created or eliminated is indeterminate.
- There are no businesses currently doing business within the State of California that would be expanded as a result of this regulation.
- The proposed regulations will positively affect the health and welfare of California.
- There are no anticipated benefits to worker safety or the state’s environment.

CONSIDERATION OF ALTERNATIVES

HCD must determine that no reasonable alternative it considered or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. HCD has determined that this proposed regulatory action represents the most cost-effective, efficient, and practical action to maintain adequate funding for the effective delivery of critical services.

AVAILABILITY OF DOCUMENTS AND CONTACT PERSON

HCD has prepared an Initial Statement of Reasons for the proposed regulatory action and has available all the information upon which the proposal is based. Copies of the exact language of the proposed regulations, the Initial Statement of Reasons, the rulemaking file, the Final Statement of Reasons (when available) and other information, if any, may be obtained upon request from HCD at the following location or from the contacts listed below:

California Department of Housing and
Community Development

Division of Codes and Standards

P.O. Box 277820

Sacramento, CA 95827–7820

Fax: (916) 854–2564

Main Contact: Jenna Kline, (916) 841–5286

Alternative Contact: Mitchel Baker, (916)
214–8097

In addition, the Notice of Proposed Action, the exact language of the proposed regulations, and the Initial Statement of Reasons may be found on the HCD’s *Title 25 Rulemaking website* at the following address: <https://www.hcd.ca.gov/building-standards/title-25-rulemaking>

Questions regarding the regulatory process or clarification on the substance of this regulatory proposal may be directed to:

Housing Regulations Team

Telephone: (916) 841–5286

Fax: (916) 854–2564

Email: Title25@hcd.ca.gov

**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 Water Resources Control Board
File # 2025-0724-01

Wastewater Operator Certification Fees

This emergency action by the State Water Resources Control Board increases fees associated with the Wastewater Operator Certification Program to bring expected revenues in line with program expenditures.

Title 23
Amend: 3677.1, 3677.5, 3717, 3719.16
Filed 07/31/2025
Effective 07/31/2025
Agency Contact: Keisha Kelley (916) 341-5665

California Debt Limit Allocation Committee
File # 2025-0623-02
Regulations implementing federal and state bond allocation laws

This file and print action amends requirements regarding ranking of applications for qualified residential rental projects and adds ranking parameters for projects on a disaster waiting list. This action is exempt from the procedural requirements of the Administrative Procedure Act pursuant to Government Code section 8869.94.

Title 04
Amend: 5231
Filed 07/30/2025
Effective 06/18/2025
Agency Contact: DC Navarrette (916) 813-1947

Commission on Peace Officer Standards and Training
File # 2025-0619-02
Public Safety Dispatcher Programs

In this action without regulatory effect, the Commission on Peace Officer Standards and Training (POST) has made spelling, grammar, and syntax corrections to the Public Safety Dispatchers' Basic Course which is incorporated by reference.

Title 11
Amend: 1018
Filed 08/01/2025
Agency Contact: Michelle Daubner (916) 227-4827

California Architects Board
File # 2025-0626-01
Reasonable Accommodations

In this regular rulemaking action, the California Architects Board amends its California Supplemental Examination application requirements. The amended text requires a reasonable accommodation disclosure and states the documentation needed to support a reasonable accommodation request.

Title 16
Amend: 124
Filed 08/05/2025
Effective 10/01/2025
Agency Contact: Timothy Rodda (279) 895-1246

California Architects Board
File # 2025-0626-03
Examination Eligibility

This action amends regulations governing eligibility to be a candidate for the National Council of Architectural Registration Boards (NCARB) Architect Registration Examination (ARE) and the California Supplemental Examination (CSE). This action removes (1) the experience requirement for eligibility to become eligible for the ARE; and (2) the experience and ARE completion requirements to be eligible for the CSE.

Title 16
Amend: 116
Filed 08/04/2025
Effective 10/01/2025
Agency Contact: Timothy Rodda (279) 895-1246

California Architects Board
File # 2025-0626-04
License Certification Fee

In this action, the California Architects Board adopts a fee for license certifications.

Title 16
Amend: 144
Filed 08/06/2025
Effective 10/01/2025
Agency Contact: Timothy Rodda (279) 895-1246

Physician Assistant Board

File # 2025–0625–01

Initial License Fee

In this rulemaking action the Board amends its regulation to change the fee for an initial license from \$200 to \$250.

Title 16

Amend: 1399.550

Filed 08/04/2025

Effective 10/01/2025

Agency Contact: Jasmine Dhillon (279) 666–2838

**PRIOR REGULATORY
DECISIONS AND CCR
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 oal.ca.gov.