



# California Regulatory Notice Register

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

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**PROPOSED ACTION ON REGULATIONS**

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**TITLE 2. DEPARTMENT OF FINANCE**

AMEND CONFLICT-OF-INTEREST CODE

NOTICE IS HEREBY GIVEN that the **Department of Finance**, 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 September 19, 2025, and closing on November 3, 2025. All inquiries should be directed to the contact listed below.

The **Department of Finance** 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 changes in reporting categories. The changes will bring the conflict-of-interest code current with the department’s existing organizational structure and also makes other technical changes.

The proposed amendment and explanation of the reasons can be obtained from the agency’s contact.

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than November 3, 2025, 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 October 19, 2025.

The **Department of Finance** 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: Larissa Stockton, 916–767–8372 and [Larissa.Stockton@dof.ca.gov](mailto:Larissa.Stockton@dof.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: Las Virgenes–Triunfo Public Financing Authority  
West Kern Water District

A written comment period has been established commencing on September 19, 2025, and closing on November 3, 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 re-

turn 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 November 3, 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@fpcc.ca.gov](mailto:aspiller-hernandez@fpcc.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@fpcc.ca.gov](mailto:aspiller-hernandez@fpcc.ca.gov).

### TITLE 14. COASTAL COMMISSION

#### AFFORDABLE HOUSING PROJECTS VESTING

**NOTICE IS HEREBY GIVEN that the California Coastal Commission** (Commission), as authorized by Section 30333 of the Public Resources Code, proposes to make changes to its regulations as described below after considering all comments, objections, and recommendations regarding the proposed action (Proposal).

**A PUBLIC HEARING IS SCHEDULED FOR November 5, 2025.** The hearing will be part of the Commission’s regularly scheduled meeting, which will take place in Sacramento and virtually over the Internet. Any interested person may present comments regarding the Proposal at this hearing. Any interested person may also present written comments regarding the Proposal to the attention of the agency contact as listed in this Notice, no later than November 3, 2025. More information about the hearing and how to participate is available at the end of this Notice.

#### INTRODUCTION

The Proposal extends the time that 100% affordable multiple-dwelling unit projects may take to vest after Commission approval and increases the length of approved extensions. The Proposal will help further the Commission’s mission to encourage affordable housing in the coastal zone. The following sections are affected:

Amend: Sections 13156(g) and 13169(a).

#### AUTHORITY AND REFERENCE

Authority: Section 30333 of the Public Resources Code provides that the Commission may adopt or amend rules and regulations to carry out the purposes and provisions of the Coastal Act (Div. 20, Section 30000 et seq.), as well as to govern procedures of the Commission. Rules and regulations shall be consistent with the Coastal Act and other applicable law.

Reference: The Proposal implements the Commission’s mandate to encourage affordable housing in the coastal zone. (Pub Resources Code, § 30604(f).)

BACKGROUND

The Legislature enacted the California Coastal Act in 1976, following the passage of Proposition 20, a referendum expressing the desire of the people of California to protect its most valuable resource: 1100 miles of coastline. Division 20 of the Public Resources Code, Section 30000 et seq. (the Coastal Act) established a comprehensive coastal protection program and made permanent the California Coastal Commission as a state agency. The first goal of the Coastal Act is to “[p]rotect, maintain, and, where feasible, enhance and restore the overall quality of the coastal zone environment and its natural and artificial resources.” (§ 30001.5, subdivision (a).) Key provisions related to this rulemaking are Public Resources Code Section 30604, subdivisions (f), (g), and (h), concerning the encouragement of affordable housing and the consideration of environmental justice for coastal development permits.

The Commission considers applications for coastal development permits in its jurisdiction; certifies long term plans, including local coastal programs that allow local governments to issue coastal development permits; considers appeals of certain local approvals; sets policy in coastal matters; conducts enforcement; and ensures the consistency of federally–approved development in the Coastal Zone. In particular, the Proposal affects the length of time required for an approval of a coastal development permit to vest, or to be extended, for projects that qualify as 100% affordable housing.

Existing regulations are located in Title 14, Division 5.5, Section 13001 et seq. Shortly after passage of the Coastal Act, the Commission adopted a full set of procedural regulations. Several rulemakings thereafter improved and expanded the original set, most recently in 2019. (See OAL Nos. 2019–0619–055 and 2019–1016–3.) Amended regulation sections 13156 and 13169 would implement, interpret and make specific statutory clauses related to affordable housing in Section 30604 of the Coastal Act.

INFORMATIVE DIGEST

*Existing law:* The Coastal Act empowers the Commission to approve permits for development in the coastal zone (see Pub. Resources Code, § 30600) and requires the Commission to encourage affordable housing (§ 30604(f)). Current regulations set the default time for the vesting of all approved development, regardless of type or affordability, at two years

(Cal. Code of Regs., title 14, § 13156(g)) and allow extension of approvals or permits that haven’t vested one additional year from the two–year approval date (§ 13169(a)).

*The Proposal:* The Proposal would allow projects that consist of 100% affordable housing units to take five years to vest instead of two years, and for those applicants to apply for a two–year extension of the time to vest rather than a one–year extension. The Proposal makes other clarifying changes and updates to the two subsections.

The effect will be increased efficiency, certainty, and finality for those applicants, who often must receive a coastal development permit approval before they can pursue funding, which can then take many years to receive and by nature delays vesting of the project. The regulations also support the promotion of affordable housing in the state.

There is no comparable federal regulation or statute.

POLICY STATEMENT OVERVIEW

*Broad objectives:* The broad objectives of the Proposal are to aid the development of affordable housing in the state by relaxing the requirement to vest 100% affordable projects to a more feasible time frame.

*Anticipated Benefits:*

The Proposal is expected to save time and resources for both the applicants of 100% affordable housing projects and the Commission. With a longer time for their projects to vest, the applicants need not apply for extensions that are too short to be useful (essentially requiring a cycle of extensions until the project can vest), saving the Commission from having to process those applications.

Due to the encouragement of affordable housing in California, the Proposal generally benefits social equity and supports the protection of the environment via the encouragement of environmental justice, as further explained below. The Proposal does not directly affect public health and safety or worker safety.

EVALUATION OF INCONSISTENCY/  
INCOMPATIBILITY WITH EXISTING  
STATE REGULATIONS

The Commission has determined that this proposed regulation is not inconsistent or incompatible with existing regulations. After conducting a review for any regulations that would relate to or affect this subject matter, the Commission has concluded that the Commission is the only state agency with regulations that govern the vesting of affordable housing projects in the coastal zone.

**FORMS INCORPORATED BY REFERENCE**

The Proposal does not incorporate any forms by reference.

**MANDATED BY FEDERAL  
LAW OR REGULATIONS**

The Proposal is not mandated by federal law or regulations.

**OTHER STATUTORY REQUIREMENTS**

No other requirements are specific to the Commission, to any specific regulation, or class of regulations.

**LOCAL MANDATE**

The Commission has determined that the proposed changes do not impose a mandate on local agencies or school districts.

**FISCAL IMPACT**

There is no cost to any local agency or school district requiring reimbursement pursuant to Government Code, Section 17500 et seq.

No other state agencies are affected other than savings to the Commission. The Proposal does not impose any non–discretionary cost or savings upon local agencies. The Proposal will not affect any cost or savings in federal funding to the State.

**HOUSING COSTS**

The Proposal has no significant effect on housing costs. Over the long term, applicants would save minor costs of applying for short–lived extensions, such as the application fee, working with staff on the filing of the application, and attending or being represented at the Commission hearing for an extension.

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

The Commission has made an initial determination that the Proposal will not have any significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

**STATEMENT OF THE RESULTS OF THE  
ECONOMIC IMPACT ASSESSMENT**

The Commission has determined, pursuant to Government Code Section 11346.3(b)(1)(A)–(D), that the proposed changes will not have an effect on: the creation or elimination of jobs within the state; the creation of new businesses or elimination of existing businesses within the state; or the expansion of business currently doing business within the state. The Proposal does not affect the health and welfare of California residents and does not affect worker safety.

The primary benefits of the proposal include promoting affordable housing statewide by extending the time for 100% affordable housing projects to vest. The saved efficiency helps such projects get built, supporting social equity.

Furthermore, the proposal advances the commission’s mandate to promote environmental justice and align to the governor’s objectives to address homelessness, increase housing availability, and improve affordability. The Commission ties the ability to live near the coast to the state Constitutional duty to maximize public access for all (Pub. Resources Code, § 30210), to cluster development (§ 30250), and, via clustering and allowing increased density, to minimize emissions (§ 30253(d)). Those benefits in turn can promote environmental benefits including the protection of open space, the use of public transit, and the promotion of environmental justice.

**COST IMPACTS ON REPRESENTATIVE  
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.

**BUSINESS REPORT**

No business reports are required.

**SMALL BUSINESS**

The Commission has determined the Proposal does not affect small business in terms of cost impacts. Small businesses chiefly interact with the Commission as applicants for coastal development permits. The Proposal does not create any affirmative requirements for applicants.

**ALTERNATIVES STATEMENT**

In accordance with Government Code Section 11346.5(a)(13), the Commission 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;
- as effective and less burdensome to affected private persons than the proposed action; or,
- more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The Commission invites interested persons to present statements with respect to alternatives to the Proposal during the written comment period.

#### CONTACT PERSON

Written comments and inquiries regarding the Proposal may be submitted to [rulemaking@coastal.ca.gov](mailto:rulemaking@coastal.ca.gov), or directed to:

Ms. Robin M. Mayer  
Senior Attorney  
California Coastal Commission  
455 Market Street, Suite 300  
San Francisco, CA 94105  
(415) 904-5220  
[robin.mayer@coastal.ca.gov](mailto:robin.mayer@coastal.ca.gov)

BACKUP ONLY, contact:

Ms. Claire Wilkens  
Attorney  
California Coastal Commission  
455 Market Street, Suite 300  
San Francisco, CA 94105  
(415) 729-1227  
[Claire.wilkens@coastal.ca.gov](mailto:Claire.wilkens@coastal.ca.gov)

#### AVAILABILITY STATEMENTS

The Commission has established a rulemaking file for this regulatory action, which contains those items required by law.

As of the date this Notice is published, the rulemaking file consists of the Notice, the Proposed Text (amending two existing regulations), the Initial Statement of Reasons, and all information upon which the proposed rulemaking is based. The Proposed Text, Initial Statement of Reasons, and supporting materials may be viewed or downloaded from the Commission's rulemaking page at <https://coastal.ca.gov/rulemaking/>.

Additionally, the documents are available on request from the agency contact listed in this Notice. The file is available for inspection at the Commission's office at 455 Market Street, Suite 300, San Francisco, California. Please contact [robin.mayer@coastal.ca.gov](mailto:robin.mayer@coastal.ca.gov) in advance to make arrangements.

#### AVAILABILITY OF SUBSTANTIAL (15-DAY) CHANGES

After the written comment period ends and following the close of the November 5, 2025 hearing, the Commission may adopt the Proposal as described in this Notice, without further notice of nonsubstantive changes. However, the Commission may modify the Proposal prior to the vote, if substantial changes are sufficiently related to the original Proposed Text (the text of the proposed changes to the regulations). While not anticipated at this time, if sufficiently related changes are proposed for Commission consideration, the Proposed Text with the additional changes in double-underline and ~~double-strikeout~~ will be posted to the Commission's rulemaking page, transmitted to interested persons, and made available from the agency contact listed in this Notice. The changes will be made available at least 15 days in advance of the hearing. (See Cal. Code of Regs., title 1, § 44.)

#### MORE INFORMATION ON THE PUBLIC HEARING

A public hearing regarding the Proposal is scheduled for 9AM, Wednesday, November 5, 2025 as part of the Executive Director's Report at the Commission's regular meeting. To view the hearing, go to the Commission's website at <https://coastal.ca.gov/>, and click on Meetings/Live Stream.

The meeting will take place at:

Holiday Inn Sacramento Downtown  
300 J Street  
Sacramento, CA 95814

#### MORE INFORMATION ON WRITTEN COMMENTS AND LIVE TESTIMONY

Any interested person may submit written comments relevant to the Proposal to the Commission. Send written comments to [rulemaking@coastal.ca.gov](mailto:rulemaking@coastal.ca.gov), preferably as a .pdf attachment; however, no particular format is necessary for emailed comments. Alternatively, mail comments to: Rulemaking, Legal Division, 455 Market Street, #300, San Francisco, CA 94105. *To be considered by the Commission during the public hearing on November 5, 2025, written comments should be received by the close of business on Monday, November 3, 2025.* Late comments cannot be posted to the Commission website in time for Commission consideration. It is not possible to distribute written comments at the hearing, as it is a hybrid hearing involving virtual attendance by staff and the public. However, staff will summarize any late comments during its oral presentation.

Commenters may testify live and present materials (such as videos or slideshows) at the hearing. To comment live at the hearing or to present materials, see the virtual hearing procedures at <https://documents.coastal.ca.gov/assets/virtual-hearing/VIRTUAL-HEARING-PROCEDURES.pdf>. See also, general meeting procedures at <https://www.coastal.ca.gov/meetings/rules-procedures/>.

#### FINAL STATEMENT OF REASONS

The Commission is required to prepare a Final Statement of Reasons before submitting the Proposal to the Office of Administrative Law. Once prepared, the Final Statement of Reasons will be made available to anyone who requests a copy and will be available on the Commission's rulemaking page, at <https://coastal.ca.gov/rulemaking/>. Written requests for copies should be addressed to the agency contact identified in this Notice.

#### INTERNET ACCESS

All rulemaking documents and materials may be viewed and downloaded from the Commission's rulemaking page at <https://coastal.ca.gov/rulemaking/>.

### **TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION**

#### INCARCERATED PERSON CALLS AND PROPERTY RULE VIOLATIONS

**NOTICE IS HEREBY GIVEN** that the Secretary of the California Department of Corrections and Rehabilitation (CDCR or the department), proposes to amend sections 3006, 3044, 3090, 3178, 3190, 3282, 3314, 3315, and 3323 of Title 15, Division 3, Chapter 1, regarding Incarcerated Person Calls and Property Rule Violation.

#### PUBLIC COMMENT PERIOD

The public comment period begins **September 19, 2025** and closes on **November 6, 2025**. Any person may submit written comments by mail addressed to the primary contact person listed below, or by email to [rpmb@cdcr.ca.gov](mailto: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.

#### CONTACT PERSONS

##### *Primary Contact*

A. Colavita  
Telephone: (279) 223-2314  
Regulation and Policy Management Branch  
P.O. Box 942883  
Sacramento, CA 94283-0001

##### *Back-Up*

Y. Sun  
Telephone: (279) 223-2316  
Regulation and Policy Management Branch  
P.O. Box 942883  
Sacramento, CA 94283-0001

##### *Program Contacts*

J. Hirst  
Telephone: (279) 223-3644  
Division of Adult Institutions  
Management Branch P.O. Box 942883  
P.O. Box 942883  
Sacramento, CA 94283-0001

#### PUBLIC HEARING

Date and Time: **November 6, 2025 — 10:00 a.m. to 11:00 a.m.**

Place:

State of California, Building C, first floor,  
Room 101  
8260 Longleaf Drive  
Elk Grove, CA 95758

#### 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, cus-

today, 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 operational needs of the department require adoption, amendment, or repeal of regulation on an emergency basis.

Additional Authority and Reference cited in the amended California Code of Regulations sections include: PC Sections 148, 241, 243, 295–300.3, 311(a), 314, 530, 532, 646.9, 647, 653, 1170.05, 2086, 2600, 2601, 2700, 2701, 2772, 2790, 2931, 2932, 2933, 2933.05, 2933.3, 2933.6, 2935, 4500, 4501, 4501.1, 4573.6, 4574, 4576, 4570.5, 4576, 4600, 5005, 5006, 5030.1, 5057, 5058.7, 5068 and 12020; California Constitution, article I, Sections 32(a)(2), 32(b); *In re Monigold*, 205 Cal.App.3d 1224 (1988); *Procunier v. Martinez*, 94 S. Ct. 1800 (1974); *In re Alcalá*, Marin County Superior Court, Number 117925, December 20, 1984; *Armstrong v. Davis* Court Ordered Remedial Plan, Amended January 3, 2001; *In re Armstrong*, N.D. Cal, Number C 94–02307, March 20, 1998; and *Quine v. Beard*, Number C 14–02726 JST, *Rhoades v. Montgomery*, Number EHC01917, *Taylor v. Hubbard*, Number CV–00404–BAM PC, *Rouser v. White Settlement Agreement*, Number CV–0767–LKK–GGH(PC); and *Prison Legal News v. Schwarzenegger Settlement Agreement*, Number Civ–07–02058 CW; and Religious Land Use and Institutionalized Persons Act, 42 United States Code Sections 2000cc et seq.

**INFORMATIVE DIGEST/POLICY  
STATEMENT OVERVIEW**

The proposed regulations comply with Assembly Bill (AB) 3043, which added Section 5058.7 to the Penal Code, regarding confidential calls, establish the procedures for when an incarcerated person intentionally damages or destroys an authorized wireless communication device, such as a tablet or kiosk, and the department’s requirements of incarcerated person–use of these devices.

**This action will:**

- Comply with AB 3043 requiring the department to approve an attorney’s request to make confidential calls and to provide an incarcerated person at least 30 minutes, once per month, per case,

to make those calls, unless the incarcerated person or attorney requests less time.

- Define and provide new secured communication methods that allow incarcerated persons to stay connected to their families and loved ones.
- Set the department’s requirements and expectations for using communication methods and specify consequences if incarcerated persons do not follow these requirements.
- Incorporate by reference new CDCR Form 2293, Authorized Wireless Communication Device User Agreement.

**DOCUMENTS INCORPORATED  
BY REFERENCE**

- CDCR Form 2293 (06/24), Authorized Wireless Communication Device User Agreement.

This note explains the department’s justification for incorporating forms by reference. The department uses over 1,500 forms, many of which are regulatory. It would be unduly cumbersome, expensive and impractical to print all these forms in the CCR text, therefore the department has always incorporated forms by reference, except in specific circumstances which do not apply in the case of these regulations.

The adopted, amended, and/or repealed forms included in this rulemaking action are available to the public for review and are included in the notice of rulemaking sent to all parties who have requested notification

**SPECIFIC BENEFITS ANTICIPATED BY  
THE PROPOSED REGULATIONS**

The proposed amended CCR sections will provide the department with the authority to hold incarcerated persons accountable for misconduct relative to their use of authorized wireless communication devices. Further, the proposed amended CCR sections shall align with AB 3043 and PC section 5058.7. These revisions shall provide continuity and consistency with the implementation of PC section 5058.7 within institutions statewide. Additionally, the proposed amendments define and provide new secured communication methods to incarcerated persons which allow them to stay connected to their families and loved ones. These regulations set the department’s expectations and requirements for using these communication methods and to hold incarcerated persons accountable by delineating specific consequences if incarcerated persons do not follow such requirements.

EVALUATION OF INCONSISTENCY/  
INCOMPATIBILITY WITH  
EXISTING 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 confidential calls and rules violations for the damage or destruction of authorized wireless communication devices.

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: *None*.
- 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 this action will not have a significant statewide adverse economic impact on business, including the ability of California businesses to compete with businesses in other states because the proposed regulations affect the internal management of CDCR only, and place no requirements or restrictions on businesses.

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 not have any impact on the following:

- Creation or elimination of jobs within California.
- Creation of new businesses or elimination of existing businesses within California.
- Expansion of businesses currently doing business with the state.
- The state’s environment.

The department has determined that the proposed regulation does not impact the health and welfare of California residents. However, it may benefit CDCR staff and incarcerated persons by improving safety and well-being within CDCR institutions. The proposed regulation supports CDCR’s efforts to maintain safe and secure institutions by establishing clear rules for how incarcerated individuals may use approved wireless communication devices. It also outlines consequences for misuse, helping staff manage communication more effectively and reducing potential safety risks.

In addition, the regulation introduces secure ways for incarcerated individuals to stay connected with their families and loved ones. These connections are important for mental health and rehabilitation, which contribute to overall well-being.

Together, these changes promote worker safety and support the health and welfare of incarcerated persons, and ensure incarcerated persons’ access to confidential calls which is consistent with the goals of AB 3043 and Penal Code section 5058.7.

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 at the scheduled hearing or during the written comment period.

#### 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](http://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 16. BOARD OF BEHAVIORAL SCIENCES

#### FEE REDUCTIONS

**NOTICE IS HEREBY GIVEN** that the Board of Behavioral Sciences (Board) is proposing to take the action described in the Informative Digest below, after considering all comments, objections, and recommendations regarding the proposed action.

#### PUBLIC HEARING

The Board has not scheduled a public hearing on this proposed action. However, the Board will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days prior to the close of the written comment period. A hearing may be requested by making such request in writing addressed to the individuals listed under "Contact Person" in this notice.

#### WRITTEN COMMENT PERIOD

Written comments relevant to the action proposed, including those sent by mail, facsimile, or email to the addresses listed under "Contact Person" in this Notice, must be **received by the Board at its office no later than November 3, 2025**, or must be received by the Board at the hearing, should one be scheduled.

#### AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments, the Board, upon its own motion or at the request of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as Contact Person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

#### AUTHORITY AND REFERENCE

Pursuant to the authority vested by Section(s) 128.5, 4980.60 and 4990.20(a) of the Business and Professions Code (BPC), and to implement, interpret, or make specific BPC Sections 128.5, 4984.7, 4989.68, 4996.3, and 4999.120, the Board is considering amending Sections 1816, 1816.1, 1816.2 and 1816.4 of Title 16 of the California Code of Regulations (CCR).

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Board licenses and regulates Licensed Marriage and Family Therapists (LMFTs) (Bus. & Prof. Code (BPC), §§ 4980 et seq.), Licensed Educational Psychologists (LEPs) (BPC §§ 4989.10 et seq.), Licensed Clinical Social Workers (LCSWs) (BPC §§ 4991 et seq.), and Licensed Professional Clinical Counselors

(LPCCs) (BPC §§ 4999.10 et seq.), as well as associates gaining supervised experience toward meeting the requirements for licensure.

The Board is responsible for licensing and discipline of the above professionals and enforcement of Chapters 13, 13.5, 13.7, 14 and 16 of Division 2 of the BPC which regulates the above professions as set forth in BPC sections 4990.2, 4990.12, and 4990.18. BPC section 4990.16 mandates that the protection of the public shall be the highest priority of the Board in exercising its licensing, regulatory, and disciplinary functions.

The current minimum and maximum fees that may be charged for applications, examinations, licensure and renewal are set by BPC Sections 4984.7, 4989.68, 4996.3, and 4999.120. The specific fees are set in the Board's regulations at Title 16, California Code of Regulations (16 CCR) sections 1816, 1816.1, 1816.2, and 1816.4.

BPC Section 128.5(b) provides, in part, that if at the end of any fiscal year the Board "has unencumbered funds in an amount that equals or is more than the agency's operating budget for the next two fiscal years, the agency shall reduce license or other fees, whether the license or other fees be fixed by statute or may be determined by the agency within limits fixed by statute, during the following fiscal year in an amount that will reduce any surplus funds of the agency to an amount less than the agency's operating budget for the next two fiscal years."

It is currently projected that, under the current fee structure set forth in the Board's regulations, the Board will exceed the 24-month reserve limit and reach a fund balance of 26.3 months by the end of FY 2024–25. As a result, to comply with the mandates in BPC section 128.5, it is necessary for the Board to adopt temporary fee reductions in regulation.

This proposal would amend Sections 1816, 1816.1, 1816.2, and 1816.4 by setting a fee for renewal, application for registration, initial license issuance, law and ethics examination, LMFT clinical examination, LEP written examination and application for licensure that is 50% of the current established fee. These reduced fees would be in place from July 1, 2026, through June 30, 2030.

This proposal would include the following changes:

*1. Reduce Renewal Fees by 50%, Proposed Amendments to 16 CCR Section 1816*

Currently, the annual renewal fee for registration of associate marriage and family therapists, associate clinical social workers, and associate professional clinical counselors is set at \$150 dollars. The proposed amendments will reduce this fee to \$75.00 dollars for all of these licensees.

Currently, the biennial active renewal fees for licensed marriage and family therapists, licensed clinical social workers, licensed professional clinical coun-

selors, and licensed educational psychologists is set at \$200.00. The proposed amendments will reduce this fee to \$100.00 for all of these licensees.

There is also an additional amendment to correct wording in 1816(c) that refers to "associate professional clinical counselors" registration. It would be amended to read "associate professional clinical counselor" registration.

*2. Reduce Initial License and Registration Fees by 50%, Proposed Amendments to 16 CCR Section 1816.1*

Currently, the application fee for registration of an associate marriage and family therapist, associate clinical social worker, and associate professional clinical counselor is set at \$150.00. The proposed amendments will reduce this fee to \$75.00 for all of these types of applicants.

Currently, the fee for initial issuance of the license for a licensed marriage and family therapist, licensed clinical social worker, licensed professional clinical counselor, and licensed educational psychologist is set at \$200.00. The proposed amendments will reduce this fee to \$100.00 for issuance of all of these types of licenses.

In addition, this proposal would make a technical correction for accuracy to the title in subsection (a) to add the word "licensed" before the words "marriage and family therapist."

*3. Reduce Examination Fees by 50%, Proposed Amendments to 16 CCR Section 1816.2*

Currently the fee for an applicant to take the licensed marriage and family therapist, the licensed clinical social worker, or the licensed professional clinical counselor California law and ethics examination is set at \$150.00. The proposed amendments will reduce this fee to \$75.00 for all of these applicants.

Currently the fee to take the Board-administered licensed marriage and family therapist clinical exam or the licensed educational psychologist written examination is set at \$250.00. The proposed amendments will reduce this fee to \$125.00 for take these examinations.

*4. Reduce Fees for Application for Licensure by 50%, Proposed Amendments to 16 CCR Section 1816.4*

Currently the fee for the licensed marriage and family therapist, licensed clinical social worker, licensed educational psychologist, and licensed professional clinical counselor applications for licensure are set at \$250.00. The proposed amendments will reduce this fee to \$125.00 for the processing of all these applications.

Additionally, this proposal amends the current title of the section from "Examination Eligibility Application Fees" to "Fees for Application for Licensure" to more accurately reflect the content of this section.

**Anticipated Benefits of Proposal**

The objectives of the amendments and anticipated benefits of this regulatory proposal are (1) to ensure that the Board’s reserve fund complies with the law at BPC Section 128.5(b); (2) to reduce barriers in the licensure process, (3) to provide cost savings to applicants, registrants, and licensees; and, (4) to allow the Board to withstand economic uncertainties while retaining the flexibility to pursue any necessary budget realignments in the future.

**Evaluation of Consistency and Compatibility with Existing State Regulations**

During the process of developing this regulatory proposal, the Board has conducted a search of any similar regulations on these topics and has concluded that these regulations are neither inconsistent nor incompatible with existing state regulations.

DISCLOSURES REGARDING  
THIS PROPOSED ACTION

FISCAL IMPACT ESTIMATES

**Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:**

The regulations are projected to temporarily reduce the Board’s revenues by approximately \$10.4 million per year from 2026–27 through 2029–30. The Board has sufficient reserves to cover this loss in revenue without adversely affecting any of its operations.

Because the Board currently charges the fees in this proposal and performs workload associated with these programs and fees, no additional workload and costs are anticipated.

The Board estimates one–time information technology (IT) costs of \$5,000 to update cashiering and accounting software. Any IT costs will be absorbed within existing resources.

The regulations do not result in any costs or savings in federal funding to the state.

**Nondiscretionary Costs/Savings to Local Agencies:** None.

**Cost to any Local Agency or School District for which Government Code Sections 17500–17630 Require Reimbursement:** None.

**Mandate Imposed on Local Agencies or School Districts:** None.

**Significant Effect on Housing Costs:** None.

BUSINESS IMPACT ESTIMATES

The Board has made the initial determination that the proposed regulatory action would not have any significant, statewide adverse economic impact di-

rectly affecting business, including the ability of California businesses to compete with businesses in other states.

AND:

The following facts were relied upon in making the above determination:

No business or individual will incur any additional costs as a result of this proposal. This proposal temporarily reducing fees, which will save money for individuals regulated by the Board. While this proposal may also raise fees in four years after the fee reduction expires, it would only raise them to their prior levels, thus resulting in individuals regulated by the Board incurring no additional costs.

The total savings realized by licensees and prospective licensees is projected to be \$10.4 million per year from 2026–27 through 2029–30. Please see the Initial Statement of Reasons for further detail.

**Cost Impact on Representative Private Person or Business**

This Board is not aware of any cost impacts that a representative private person or business would incur in reasonable compliance with this provision. This proposal would result in cost savings to individuals or businesses who employ such individuals by reducing the following fees for individuals regulated by the Board for a period of four years from July 1, 2026, through June 30, 2030, as follows:

- Annual Renewal (AMFT, ASW & APCC): \$150 to \$75.
- Biennial Active Renewal (LMFT, LCSW, LPCC & LEPs): \$200 to \$100.
- Registration Application (AMFT, ASW & APCC): \$150 to \$75.
- Initial License Issuance (LMFT, LCSW, LPCC & LEP): \$200 to \$100.
- California Law & Ethics Exam (LMFT, LCSW & LPCC): \$150 to \$75.
- LMFT Clinical Exam & LEP Written Exam: \$250 to \$125.
- License Application (LMFT, LCSW, LPCC & LEP): \$250 to \$125.

RESULTS OF ECONOMIC IMPACT  
ASSESSMENT/ANALYSIS

**Impact on Jobs/Businesses**

The Board has determined that the proposed regulatory action would not have any statewide adverse economic impact on the following:

- 1) The create or elimination of jobs within the state,
- 2) The creation of new businesses or the elimination of existing businesses within the state, or,

- 3) The expansion of businesses currently doing business within the state.

The above determinations were made for the following reasons: the proposed regulation simply reduces various Board fees temporarily and results in costs savings to individuals and businesses in the state.

**Benefits of the Regulation**

The objectives of the amendments and anticipated benefits of this regulatory proposal are (1) to ensure that the Board’s reserve fund complies with the law at BPC Section 128.5(b); (2) to reduce barriers in the licensure process, (3) to provide cost savings to applicants, registrants, and licensees; and, (4) to allow the Board to withstand economic uncertainties while retaining the flexibility to pursue any necessary budget realignments in the future. Specifically, this regulatory proposal affects the health and welfare of California residents as it provides approximately \$10.4 million annually in cost savings spread among approximately 150,000 of the Board’s licensees.

This regulatory proposal does not affect worker safety because it does not address worker safety.

This regulatory proposal does not affect the state’s environment because the proposal is not related to the environment.

**Business Reporting Requirements**

The regulatory action does not require businesses to file a report with the Board.

**Effect on Small Business**

The Board does not have, nor does it maintain, data to determine if any of its licensees are a “small business,” as defined in Government Code section 11342.610.

However, in the event a licensee is an owner or an employee of a small business, the Board has made an initial determination that the proposed regulatory action will not have any impact on small businesses as it simply temporarily reduces certain fees paid by individuals regulated by the Board.

**CONSIDERATION OF ALTERNATIVES**

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

Any interested person may submit comments to the Board in writing relevant to the above determinations at 1625 North Market Boulevard, Suite S200, Sacra-

mento, CA 95834 during the written comment period, or at the hearing if one is scheduled or requested.

**AVAILABILITY OF STATEMENT OF REASONS AND RULEMAKING FILE**

The Board has compiled a record for this regulatory action, which includes the Initial Statement of Reasons (ISOR), proposed regulatory text, and all the information upon which this proposal is based. This material is contained in the rulemaking file and is available for public inspection upon request to the Contact Persons named in this notice.

**TEXT OF PROPOSAL**

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing (if a hearing is scheduled) or at any time upon request from the person designated in this Notice under Contact Person listed below, or by accessing the Board’s website at [https://www.bbs.ca.gov/about/law\\_reg.html](https://www.bbs.ca.gov/about/law_reg.html).

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

All of the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the Final Statement of Reasons once it has been prepared by making a written request to the Contact Persons named below or by accessing the website listed below.

**CONTACT PERSONS**

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

Name: Rachael Lanzone  
Address: Board of Behavioral Sciences  
1625 North Market Boulevard, Suite S-200  
Sacramento, CA 95834  
Telephone Number: (916) 574-7919  
Email Address: [rachael.lanzone@dca.ca.gov](mailto:rachael.lanzone@dca.ca.gov)

The backup contact person is:

Name: Christy Berger  
Address: 1625 North Market Boulevard, Suite S-200  
Sacramento, CA 95834  
Telephone Number: (916) 574-7995  
Email Address: [christy.berger@dca.ca.gov](mailto:christy.berger@dca.ca.gov)

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 noted, as well as the Final Statement of Reasons when completed, and modified text, if any, can be accessed through the Board’s website at: [https://www.bbs.ca.gov/about/law\\_reg.html](https://www.bbs.ca.gov/about/law_reg.html).

**TITLE 16. BOARD OF CHIROPRACTIC EXAMINERS**

CONTINUING EDUCATION:  
DISTANCE LEARNING

**NOTICE IS HEREBY GIVEN** that the Board of Chiropractic Examiners (hereafter Board) is proposing to take the action described in the Informative Digest below, after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The Board has not scheduled a public hearing on this proposed action. However, the Board 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 prior to the close of the written comment period. A hearing may be requested by making such request in writing addressed to the individuals listed under “Contact Person” in this notice.

WRITTEN COMMENT PERIOD

Written comments relevant to the action proposed, including those sent by mail, facsimile, or email to the addresses listed under “Contact Person” in this Notice, must be **received by the Board at its office no later than by Monday, November 3, 2025**, or must be received by the Board at the hearing, should one be scheduled.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by sections 4(b) and 4(e) of the Chiropractic Initiative Act of California (Act), Stats. 1923, page lxxxviii, and to implement, interpret, or make specific sections 4(b) and 10(a) of the Act, the Board is considering amending section 363.1 of Title 16, Division 4, Article 6 of the California Code of Regulations (CCR).

INFORMATIVE DIGEST/POLICY  
STATEMENT OVERVIEW

Existing law, CCR sections 360 through 366, establishes the Board’s annual continuing education requirements for actively licensed doctors of chiropractic. In 2011, the Board amended these requirements by increasing the number of required hours from 12 to 24; adding mandatory subject areas in ethics and law, history taking and physical examination procedures, and proper and ethical billing and coding; and allowing licensees to complete up to 12 hours annually through distance learning, which was considered any learning completed outside of a traditional, in-person classroom setting.

Since that time, synchronous online learning platforms have significantly expanded to include live webinars and virtual classrooms that are comparable in quality and delivery to in-person learning environments. However, the Board’s continuing education regulations do not currently account for these technological advancements and make no distinction between synchronous and asynchronous learning, so licensees must still annually complete a minimum of 12 hours of in-person continuing education.

This regulatory proposal will amend CCR section 363.1 to narrow the definition of distance learning to asynchronous coursework, thereby allowing courses delivered through synchronous online learning platforms to be eligible for the same credit as traditional, in-person classroom environments. This proposal will also require licensees to pass an interactive test or self-assessment as a condition for successful completion of a distance learning course, a current industry best practice; add programs and applications on a data-enabled device to the examples of acceptable distance learning course formats; delete a redundant requirement for providers of distance learning courses to review their instructional materials annually; and make additional, minor changes to the regulation to incorporate gender-neutral language and to clarify that continuing education providers are strictly prohibited from endorsing manufacturers, distributors, or other sellers of chiropractic products or services in their course material.

**Anticipated Benefits of Proposal**

The Board has determined that this regulatory proposal will benefit the health and welfare of California residents by ensuring that actively licensed doctors of chiropractic, as health care practitioners, have access to a broad range of continuing education courses on topics such as advancements in the field of chiropractic practice, clinical competence, patient care, evaluation and diagnostic skills, and legal and ethical obligations, regardless of their geographic location. This proposal further benefits California residents by con-

firming licensees can demonstrate their understanding and command of asynchronous distance learning courses through an interactive or graded test of the material.

This proposal also benefits actively licensed doctors of chiropractic, particularly those located in rural areas or outside of the state or with permanent or temporary medical conditions or disabilities, by providing them with increased access to a variety of live continuing education courses with other licensees from diverse backgrounds and experiences.

This proposal benefits the environment by reducing carbon emissions and pollutants through eliminating the requirement for licensees to annually commute or travel to attend in-person continuing education courses.

This regulatory proposal does not affect worker safety.

**Evaluation of Consistency and Compatibility with Existing State Regulations**

During the process of developing this regulatory proposal, the Board has conducted a search of any similar regulations on these topics and has concluded that this proposal is neither inconsistent nor incompatible with existing state regulations.

**DISCLOSURES REGARDING  
THIS PROPOSED ACTION**

**FISCAL IMPACT ESTIMATES**

**Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:** None. The regulation does not result in a fiscal impact to the state.

This proposal makes minor updates to the acceptable formats for classroom and distance learning chiropractic continuing education courses. The Board does not anticipate additional workload or costs resulting from the proposed regulation.

The regulation does not result in costs or savings in federal funding to the state.

**Nondiscretionary Costs/Savings to Local Agencies:** None.

**Cost to any Local Agency or School District for which Government Code Sections 17500–17630 Require Reimbursement:** None.

**Mandate Imposed on Local Agencies or School Districts:** None.

**Significant Effect on Housing Costs:** None.

**BUSINESS IMPACT ESTIMATES**

The Board has made the initial determination that the proposed regulatory action would have no signif-

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

The rulemaking file includes the facts, documents, testimony, and/or other evidence that supports this determination.

**Cost Impact on Representative Private Person or Business**

The Board is not aware of any cost impacts that a representative private person or business would necessarily occur in reasonable compliance with the proposed action because continuing education providers and courses are typically currently in compliance with the proposed regulations. However, to the extent a continuing education provider is required to add a testing or self-assessment process to an existing course, any workload and costs are anticipated to be completed within normal business operations.

**RESULTS OF ECONOMIC IMPACT  
ASSESSMENT/ANALYSIS**

**Impact on Jobs/Businesses**

The Board has determined that this regulatory proposal will not have any impact on the following:

- 1) the creation or elimination of jobs within the state,
- 2) the creation of new businesses or the elimination of existing businesses within the state, or,
- 3) the expansion of businesses currently doing business within the state.

**Benefits of Regulation**

The Board has determined that this regulatory proposal will benefit the health and welfare of California residents by ensuring that actively licensed doctors of chiropractic, as health care practitioners, have access to a broad range of continuing education courses on topics such as advancements in the field of chiropractic practice, clinical competence, patient care, evaluation and diagnostic skills, and legal and ethical obligations, regardless of their geographic location. This proposal further benefits California residents by confirming licensees can demonstrate their understanding and command of asynchronous distance learning courses through an interactive or graded test of the material.

This proposal also benefits actively licensed doctors of chiropractic, particularly those located in rural areas or outside of the state or with permanent or temporary medical conditions or disabilities, by providing them with increased access to a variety of live continuing education courses with other licensees from diverse backgrounds and experiences.

This proposal benefits the environment by reducing carbon emissions and pollutants through elimi-

nating the requirement for licensees to annually commute or travel to attend in-person continuing education courses.

This regulatory proposal does not affect worker safety.

### **Business Reporting Requirements**

The regulatory action does not require businesses to file a report with the Board.

### **Effect on Small Business**

The Board has determined that the proposed regulations may affect small businesses because many continuing education providers are small businesses, and most licensees own or are employed by small businesses.

All continuing education providers, including those who are small businesses, will have to ensure any distance learning courses they offer contain a test of the subject matter, a current industry best practice, to receive Board approval. Any potential costs of compliance with this requirement would be negligible and fall within their normal business operations. Additionally, those costs, if any, could be offset by the potential savings in expenses associated with delivering synchronous courses through an online learning platform rather than a traditional, in-person classroom environment.

This proposal is anticipated to decrease costs to licensees, including those who own or are employed by small businesses, by eliminating the requirement for them to annually commute or travel to attend in-person continuing education courses.

### **CONSIDERATION OF ALTERNATIVES**

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

Any interested person may submit written comments relevant to the above determinations to the Board's office at 1625 North Market Boulevard, Suite N-327, Sacramento, CA 95834 during the written comment period, or at the hearing if one is scheduled or requested.

### **AVAILABILITY OF STATEMENT OF REASONS AND RULEMAKING FILE**

The Board has compiled a record for this regulatory action, which includes the Initial Statement of Reasons, proposed regulatory text, and all the information on which this proposal is based. This material is contained in the rulemaking file and is available for public inspection upon request to the contact persons named in this notice.

### **TEXT OF PROPOSAL**

Copies of the exact language of the proposed regulations, and any document incorporated by reference, and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained upon request from the Board at 1625 North Market Boulevard, Suite N-327, Sacramento, CA 95834.

### **AVAILABILITY OF CHANGED OR MODIFIED TEXT**

After considering all timely and relevant comments, the Board, upon its own motion or at the request of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal, with the modifications clearly indicated, will be available for review and written comment for 15 days prior to its adoption from the person designated in this Notice as the Contact Person and will be mailed to those persons who submit written comments or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

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

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the Final Statement of Reasons once it has been prepared by making a written request to the Contact Person named below or by accessing the website listed below.

### **CONTACT PERSONS**

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

Name: Amanda Ah Po  
Address: Board of Chiropractic Examiners  
1625 North Market Boulevard, Suite N-327  
Sacramento, CA 95834  
Telephone Number: (916) 574-8984  
Fax Number: (916) 327-0039  
Email Address: [amanda.ahpo@dca.ca.gov](mailto:amanda.ahpo@dca.ca.gov)

The backup contact person is:

Name: Kristin Walker  
Address: Board of Chiropractic Examiners  
1625 North Market Boulevard, Suite N-327  
Sacramento, CA 95834  
Telephone Number: (916) 574-7784  
Fax Number: (916) 327-0039  
Email Address: [kristin.walker@dca.ca.gov](mailto:kristin.walker@dca.ca.gov)

#### 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 noted, as well as the Final Statement of Reasons when completed, and modified text, if any, can be accessed through the Board's website at [https://www.chiro.ca.gov/laws\\_regs/prop\\_regs.shtml](https://www.chiro.ca.gov/laws_regs/prop_regs.shtml).

### TITLE 16. VETERINARY MEDICAL BOARD

#### VETERINARY DRUG COMPOUNDING

**NOTICE IS HEREBY GIVEN** that the California Veterinary Medical Board (Board) is proposing to take the action described in the Informative Digest below, after considering all comments, objections, and recommendations regarding the proposed action.

#### PUBLIC HEARING

The Board has not scheduled a public hearing on this proposed action. However, the Board will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days prior to the close of the written comment period. A hearing may be requested by making such request in writing addressed to the individuals listed under "Contact Person" in this notice.

#### WRITTEN COMMENT PERIOD

Written comments relevant to the action proposed, including those sent by mail, facsimile, or email to the addresses listed under "Contact Person" in this No-

tice, must be **received by the Board at its office no later than November 3, 2025** or must be received by the Board at the hearing, should one be scheduled.

#### AUTHORITY AND REFERENCE

Pursuant to the authority vested by sections 4808, 4826.5, and 4836 of the Business and Professions Code (BPC), and to implement, interpret, or make specific BPC sections 4826.5, 4836, and 4840, the Board is considering amending section 2036.5 of article 4 and sections 2090, 2091, 2092, 2093, and 2094 of article 11 of division 20 of title 16 of the California Code of Regulations (CCR).

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

BPC section 4800.1 mandates that the protection of the public shall be the highest priority of the Board in exercising its licensing, regulatory, and disciplinary functions. Whenever the protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount. BPC section 4808 authorizes the Board, in accordance with the Administrative Procedure Act (Government Code section 11400 et seq.), to adopt, amend, or repeal such rules and regulations as may be reasonably necessary to enable it to carry into effect the provisions of the Veterinary Medicine Practice Act (Practice Act) (BPC section 4800, et seq.).

BPC section 4826.5 authorizes veterinarians and registered veterinary technicians (RVTs) (under the supervision of a veterinarian) to compound drugs for animal use pursuant to section 530 of title 21 of the Code of Federal Regulations and in accordance with regulations promulgated by the Board. On April 1, 2022, article 11 (Compounding in Veterinary Premises) of division 20 of title 16 of the CCR (sections 2090 through 2095) became operative. These regulations: define drug compounding in veterinary premises and the parameters of a veterinarian or RVT providing drug compounding services; mandate that veterinary premises develop policies and procedures regarding drug compounding services; establish requirements for expiration dates for sterile and non-sterile drugs; enforce labeling requirements for compounded drugs; and require quality assurance protocols for drug compounding.

This regulatory proposal will: change instances of "animal hospital" to the standardized term "registered veterinary premises"; add a definition for "immediate use" to clarify the timeframe for when a sterile compounded drug preparation is to be used; clarify the definition of "office stock" by indicating the locations where the compounded drug may be administered;

change the term “client’s representative” to “client’s authorized agent” to conform with statute; clarify the parameters of a veterinarian or RVT performing drug compounding; update language to reflect new documentation/record keeping requirements; clarify master formula document requirements; clarify documentation requirements for immediate use compounded drug preparations; clarify documentation requirements for animal patient-specific compounded drug preparations; clarify the expiration of compounded intravenous (IV) or subcutaneous (SQ) drug preparations; clarify and further define labeling requirements for compounded drug preparations; update the regulatory authority cited to include BPC section 4808; and make other nonsubstantive changes (i.e., changing instances of “registered veterinary technician” to “R.V.T.”).

**Anticipated Benefits of Proposal**

By adopting the proposed regulations, the Board seeks to further update and clarify veterinary drug compounding requirements. The regulations ensure that veterinarians and RVTs are adhering to developed policies and quality assurance standards. The Board anticipates that California consumers and their animals will be better protected through properly compounded drugs.

**Evaluation of Consistency and Compatibility with Existing State Regulations**

During the process of developing this regulatory proposal, the Board has conducted a search of any similar regulations on these topics and has concluded that these regulations are neither inconsistent nor incompatible with existing state regulations.

DISCLOSURES REGARDING THIS PROPOSED ACTION

FISCAL IMPACT ESTIMATES

The Board will continue to ensure compliance with veterinary drug compounding requirements through routine inspections of veterinary premises, and does not anticipate additional workload or costs.

**Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State**

The proposed regulations do not result in a fiscal impact to the state. This regulatory proposal will further update and clarify veterinary drug compounding requirements. The Board does not anticipate additional workload or costs.

The regulations do not result in costs or savings in federal funding to the state.

**Nondiscretionary Costs/Savings to Local Agencies:** None.

**Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement:** None.

**Mandate Imposed on Local Agencies or School Districts:** None.

**Significant Effect on Housing Costs:** None.

BUSINESS IMPACT ESTIMATES

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

This initial determination is based on the following facts:

The Board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses, the elimination of jobs or existing businesses, or the expansion of businesses in the State of California. The regulatory proposal would update and clarify minimum standards for drug compounding in the limited setting of a veterinary premises.

**Cost Impact on Representative Private Person or Business**

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

Any workload and costs to comply with the regulations are anticipated to be completed and incurred within normal business operations.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

**Impact on Jobs/Businesses**

The Board has determined that this regulatory proposal will not have any impact on the following: 1) the creation or elimination of jobs within the state; 2) the creation of new businesses or the elimination of existing businesses within the state; or, 3) the expansion of businesses currently doing business within the state.

This proposal would not have any of the above-referenced impacts, as explained in the “Business Impact Estimates” section of this notice.

**Benefits of Regulation**

This regulatory proposal focuses on updating and clarifying a reliable set of minimum standards for providing drug compounding services in veterinary premises, as mandated by BPC section 4826.5. The regulatory proposal would benefit the health, safety, and welfare of California consumers and their animals by ensuring compounded drugs for animal use are properly prepared. The regulatory proposal may benefit worker safety in veterinary premises, as it es-

establishes requirements, policies, and procedures to be followed by veterinarians and supervised RVTs when making compounded drugs. The regulatory proposal does not affect the State's environment.

**Business Reporting Requirements**

The regulatory action does not require businesses to file a report with the Board.

**Effect on Small Business**

The Board has determined that the proposed regulations will not affect small businesses. Any workload and costs to comply with the regulations are anticipated to be completed and incurred within normal business operations.

The proposed regulations would update and clarify minimum standards for veterinary premises to adhere to if they wish to provide drug compounding services.

**CONSIDERATION OF ALTERNATIVES**

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

Any interested person may submit comments to the Board in writing relevant to the above determinations at 1747 North Market Boulevard, Suite 230, Sacramento, California 95834 during the written comment period, or at the hearing if one is scheduled or requested.

**AVAILABILITY OF STATEMENT OF REASONS AND RULEMAKING FILE**

The Board has compiled a record for this regulatory action, which includes the Initial Statement of Reasons (ISOR), proposed regulatory text, and all the information on which this proposal is based. This material is contained in the rulemaking file and is available for public inspection upon request to the contact persons named in this notice.

**TEXT OF PROPOSAL**

Copies of the exact language of the proposed regulations, and any document incorporated by reference, and of the ISOR, and all of the information upon which the proposal is based, may be obtained upon request from the Board at 1747 North Market Boulevard, Suite 230, Sacramento, California 95834.

**AVAILABILITY OF CHANGED OR MODIFIED TEXT**

After considering all timely and relevant comments, the Board, upon its own motion or at the request of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal, with the modifications clearly indicated, will be available for review and written comment for 15 days prior to its adoption from the persons designated in this Notice as the Contact Persons and will be mailed to those persons who submit written comments or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

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

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the Final Statement of Reasons once it has been prepared by making a written request to the Contact Persons named below or by accessing the website listed below.

**CONTACT PERSONS**

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

Name: Justin Sotelo

Address: California Veterinary Medical Board

1747 North Market Boulevard, Suite 230

Sacramento, CA 95834

Telephone Number: (916) 905-5511

Fax Number: (916) 928-6849

Email Address: [justin.sotelo@dca.ca.gov](mailto:justin.sotelo@dca.ca.gov)

The backup contact person is:

Name: Matt McKinney  
 Address: California Veterinary Medical Board  
 1747 North Market Boulevard, Suite 230  
 Sacramento, CA 95834  
 Telephone Number: (916) 282–3529  
 Fax Number: (916) 928–6849  
 Email Address: [matthew.mckinney@dca.ca.gov](mailto:matthew.mckinney@dca.ca.gov)

Department of Health Care Access and  
 Information  
 Hospital Fair Billing Program  
 Attn: Melissa Ferkovich  
 2020 West El Camino Avenue, Suite 1101  
 Sacramento, CA 95833

**CONTACT PERSONS**

Inquiries concerning the proposed rulemaking action should be directed to Melissa Ferkovich, Assistant Chief Counsel, by mail to Department of Health Care Access and Information, Hospital Fair Billing Program, 2020 West El Camino Avenue, Suite 1101, Sacramento, CA 95833; by phone at (279) 220–2079; or email to [HFBP@hcai.ca.gov](mailto:HFBP@hcai.ca.gov).

The designated backup contact for these inquiries is Lindsay Yoshitomi at (916) 326–3601.

**AVAILABILITY OF DOCUMENTS  
 ON THE INTERNET**

Copies of the Notice of Proposed Regulatory Action, ISOR, Proposed Regulatory Language of the regulations with modifications noted, as well as the Final Statement of Reasons when completed, and modified text, if any, can be accessed through the Board’s website at:

[https://www.vmb.ca.gov/laws\\_regs/proposed\\_regs.shtml](https://www.vmb.ca.gov/laws_regs/proposed_regs.shtml).

**TITLE 22. DEPARTMENT OF HEALTH  
 CARE ACCESS AND INFORMATION**

**HOSPITAL FAIR PRICING**

The Department of Health Care Access and Information (Department) proposes to adopt, amend, and repeal the proposed regulations described below after considering all comments, objections, and recommendations regarding the proposed action.

**PUBLIC HEARING**

The Department has not scheduled a public hearing on this proposed action. However, the Department 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 written comment period.

**WRITTEN PUBLIC COMMENT PERIOD**

Any interested person or their authorized representative may submit written comments relevant to the proposed regulatory action to the Department. The Department must receive all comments by November 3, 2025.

Commenters are strongly encouraged to submit their written comments electronically via email to [HFBP@hcai.ca.gov](mailto:HFBP@hcai.ca.gov). Written comments may also be hand delivered or mailed:

**AUTHORITY AND REFERENCE**

Health and Safety Code sections 127010, 127435, and 127436, authorize the Department to adopt, amend, and repeal these proposed regulations. These proposed regulations implement, interpret, and make specific sections 127400, 127401, 127405, 127410, 127420, 127425, 127426, 127430, 127435, 127436, and 127440 of the Health and Safety Code.

**INFORMATIVE DIGEST**

*Summary of Existing Laws and Effect of the Proposed Regulations*

Existing law requires a hospital to maintain an understandable written charity care policy and a discount payment policy for uninsured patients or patients with high medical costs who are at or below 400 percent of the federal poverty level. Existing law requires a hospital to provide financial assistance to those financially qualified patients.

Existing law requires a hospital to provide the Department with a copy of its discount payment policy, charity care policy, financial assistance application, and debt collection policy and requires the Department to make the information public.

Existing law requires a hospital to provide patients with a written notice about the availability of financial assistance and to post notice of its policy for financially qualified and self-pay patients in designated locations that are visible to the public.

Existing law requires the Department to review hospital policies for compliance with the Hospital Fair Pricing Act (Health and Safety Code §§ 127400–127446) and investigate patient complaints about a hospital’s failure to follow the Hospital Fair Pricing Act.

Existing law requires the Department to assess administrative penalties for violations of the Hospital Fair Pricing Act.

The amendments proposed in this rulemaking action would clean up existing regulations and update for recently enacted legislation. The amendments would add specificity and greater detail about the document accessibility standards and clarify procedural requirements for policy submissions. The amendments would clarify existing procedures for hospitals to follow in the policy review and patient complaint investigation processes. The amendments would clarify requirements for hospitals with consolidated licenses or distinct parts and add a process for hospitals to request modifications to the regulatory requirements. The amendments would modify the extension request process and hospital response time frames. The amendments would narrow the posting and website requirements to improve clarity and effectiveness. The amendments would clarify and expand existing requirements about policy effective dates, medical necessity, patient documentation, financial assistance applications, and hospital appeals. The amendments would identify and clarify base penalty adjustment factors for penalty assessments. The amendments would improve readability and plain language and would also include stylistic, grammatical, and minor, non-substantive changes to existing regulation text.

Therefore, the Department proposes to adopt sections 96051.2, 96051.3, 96051.7, 96051.8, 96051.9, 96051.10, 96051.12, 96051.18, 96051.20, 96051.29, 96051.31, 96051.36, 96051.37; amend sections 96051, 96051.1, 96051.2 [renumbered to 96051.17], 96051.3 [renumbered to 96051.19], 96051.5, 96051.6, 96051.7 [renumbered to 96051.11], 96051.8 [renumbered to 96051.13], 96051.9 [renumbered to 96051.14], 96051.10 [renumbered to 96051.15], 96051.11 [renumbered to 96051.16], 96051.12 [renumbered to 96051.21], 96051.14 [renumbered to 96051.22], 96051.15 [renumbered to 96051.23], 96051.16 [renumbered to 96051.24], 96051.17 [renumbered to 96051.25], 96051.18 [renumbered to 96051.26], 96051.21 [renumbered to 96051.27], 96051.23 [renumbered to 96051.28], 96051.26 [renumbered to 96051.30], 96051.27 [renumbered to 96051.33], 96051.29 [renumbered to 96051.34], 96051.31 [renumbered to 96051.32], 96051.32 [renumbered to 96051.35], 96051.33 [renumbered to 96051.38], 96051.34 [renumbered to 96051.39], 96051.35 [renumbered to 96051.40], 96051.36 [renumbered to 96051.41], 96051.37 [renumbered to 96051.42]; and repeal sections 96051.13, 96051.19, 96051.20, 96051.22, 96051.24, 96051.25, 96051.28, 96051.30.

*Objectives and Anticipated Benefits of the Proposed Regulations*

The broad objective of this regulatory action is to clean up the existing regulations to ensure compli-

ance requirements and the Department’s administrative processes are clear and precise. The specific benefits anticipated from the regulatory action are simplified and improved plain language, better readability and organization, alignment with the current configuration and operation of the Hospital Fair Billing Program, and increased clarity and specificity to avoid confusion among the regulated public about compliance requirements and the Department’s administrative processes. A hospital’s ability to comply with the Hospital Fair Pricing Act, policy review process, and patient complaint investigations is important to the health and welfare of California residents, and it is crucially important that the compliance requirements and administrative penalty assessments are not confusing or ambiguous.

*Evaluation of Inconsistency/Incompatibility with Existing State Regulations*

The Department determined the proposed regulations are not inconsistent or incompatible with existing regulations. The only regulation that would relate to or affect this area of law is section 70959 of Title 22, Division 5, Chapter 1 of the California Code of Regulations. However, the Department and the California Department of Public Health (CDPH) both assess administrative penalties for violations of the Hospital Fair Pricing Act but for different time periods. Additionally, CDPH’s regulations only address penalties related to complaint investigations, whereas the Department also performs policy compliance reviews, and has more expansive duties related to the Hospital Fair Pricing Act that must be addressed by the regulations. Therefore, the proposed regulations are not inconsistent or incompatible with existing regulations.

**DISCLOSURES REGARDING THE PROPOSED ACTION**

HCAI has made the following initial determinations:

1. Mandate on local agencies and school districts: None.
2. Cost or savings to any state agency: None.
3. Cost to any local agency or school district which must be reimbursed in accordance with Government Code sections 17500–17630: None.
4. Other nondiscretionary cost or savings imposed on local agencies: None.
5. Cost or savings in federal funding to the state: None.
6. Cost impact on a representative person or business: The Department is not aware of any cost impacts that a representative private person would necessarily incur in reasonable compliance with the proposed action. The Department estimates the proposed action would cost each hospital a

negligible amount of up to \$0.38 that will be offset by the savings.

7. Significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states: None.
8. Significant effect on housing costs: None.
9. Effect on small businesses: None. The proposed regulations only impact hospitals and none of the currently licensed hospitals qualify as a small business.

#### RESULTS OF THE ECONOMIC IMPACT ANALYSIS (EIA)

The Department has determined that the proposed regulation will have no effect on the creation or elimination of jobs within California, no effect on the creation of new businesses or the elimination of existing businesses within California, and no effect on the expansion of businesses currently doing business in California. The Department believes the proposed amendments will benefit the health and welfare of California residents by improving clarity and consistency to make it easier for hospitals to comply with the Hospital Fair Pricing Act. The Department believes there may be minimal benefit to the environment by eliminating the hardcopy notice requirement which may save paper. The Department has determined that the proposed regulation will have no effect on worker safety.

#### PUBLIC DISCUSSIONS OF PROPOSED REGULATIONS

A pre-notice workshop, pursuant to Government Code section 11346.45, is not required because the issues addressed in the proposal are not so complex or large in number that they cannot easily be reviewed during the comment period.

#### CONSIDERATION OF ALTERNATIVES

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

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

#### AVAILABILITY OF EXPRESS TERMS, INITIAL STATEMENT OF REASONS, AND INFORMATION UPON WHICH PROPOSED RULEMAKING IS BASED

The Department will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the address given for the contact persons. 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, the STD. 399, and all the information upon which this proposal is based.

The text is available on the Department's website at [hcai.ca.gov/about/laws-regulations/](https://hcai.ca.gov/about/laws-regulations/).

#### AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised.

Please send requests for copies of the modified text to the listed contact person. The modified text will also be available on the website at [hcai.ca.gov/about/laws-regulations/](https://hcai.ca.gov/about/laws-regulations/). If substantive modifications are made, the Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

#### AVAILABILITY OF FINAL STATEMENT OF REASONS

Once prepared, the Final Statement of Reasons will be available through the Department's website at [hcai.ca.gov/about/laws-regulations/](https://hcai.ca.gov/about/laws-regulations/), or may be obtained from the Department's contact person.

#### AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the proposed regulations can be accessed through the Department's website at [hcai.ca.gov/about/laws-regulations/](https://hcai.ca.gov/about/laws-regulations/).

**GENERAL PUBLIC INTEREST**

**DEPARTMENT OF FISH AND WILDLIFE**

FISH AND GAME CODE SECTION 1653  
CONSISTENCY DETERMINATION  
REQUEST FOR LITTLE SPRINGS FISH  
PASSAGE RESTORATION PROJECT  
(TRACKING NUMBER:  
1653-2025-173-001-R1)  
SISKIYOU COUNTY

California Department of Fish and Wildlife (CDFW) received a Request to Approve on 9/8/2025, that the Karuk Tribe of California proposes to carry out a habitat restoration or enhancement project pursuant to Fish and Game Code section 1653. The proposed project involves breaching a levee to reconnect an adjacent, disconnected, historic wetland channel to create habitat that would benefit coho salmon. The proposed project will be carried out on Little Springs Creek, located within the Klamath River Hydrologic Unit 105.50, Siskiyou County, California.

On 8/14/2025, the North Coast Regional Water Quality Control Board (Regional Water Board) received a Notice of Intent (NOI) to comply with the terms of, and obtain coverage under, the General 401 Water Quality Certification Order for Small Habitat Restoration Projects (General 401 Order) for the Little Springs Fish Passage Restoration Project. The Regional Water Board determined that the Project, as described in the NOI, was categorically exempt from California Environmental Quality Act (CEQA) review (section 15333 — Small Habitat Restoration Projects) and met the eligibility requirements for coverage under the General 401 Order. The Regional Water Board issued a Notice of Applicability (WDID Number 1A25124WNSI) for coverage under the General 401 Order on 8/28/2025.

The Karuk Tribe of California is requesting a determination that the project and associated documents are complete pursuant to Fish and Game Code section 1653 subdivision (d). If CDFW determines the project is complete, the Karuk Tribe of California will not be required to obtain an incidental take permit under Fish and Game Code section 2081 subdivision (b) or a Lake or Streambed Alteration Agreement under Fish and Game Code section 1605 for the proposed project.

In accordance with Fish and Game Code section 1653 subdivision (e), if CDFW determines during the review, based on substantial evidence, that the request is not complete, the Karuk Tribe of California will

have the opportunity to submit under Fish and Game Code section 1652.

**ACCEPTANCE OF PETITION TO REVIEW ALLEGED UNDERGROUND REGULATIONS**

**DEPARTMENT OF STATE HOSPITALS**

**ACCEPTANCE OF PETITION TO REVIEW ALLEGED UNDERGROUND REGULATION**

The Office of Administrative Law accepted for consideration a petition challenging the Department of State Hospital’s (DSH) Administrative Directive 830, titled Special Incident Reports (Rev. 12/12/2023). Petitioner alleges that DSH’s rules and procedures regarding its documentation of special incidents at its Coalinga facility are underground. Public comments on the petition will be accepted until October 20, 2025. Please send your comments to:

Sam Micon  
Office of Administrative Law  
300 Capitol Mall, Suite 1250  
Sacramento, CA 95814  
Or [staff@oal.ca.gov](mailto:staff@oal.ca.gov)

A copy of your comment must also be sent to the petitioner and the challenged agency:

**Petitioner:**

David Allen  
P.O. Box 5003, Unit #9  
Coalinga, CA 93210-5003

**Agency contact:**

Loretta Davila  
Department of State Hospitals — Legal Division  
1215 O Street, MS5  
Sacramento, CA 95814  
[Loretta.Davila@dsh.ca.gov](mailto:Loretta.Davila@dsh.ca.gov)

**Please note the following timeline:**

- Publication of Petition in Notice Register: 9/19/2025
- Deadline for Public Comments: 10/20/2025
- Deadline for Agency Response: 11/3/2025
- Deadline for Petitioner Rebuttal: No later than 15 days after receipt of the agency’s response
- Deadline for OAL Decision: 1/19/2026

The petition and any attachments are not being printed for practical reasons and space consideration. If you would like to receive a copy of the petition, please contact [staff@oal.ca.gov](mailto:staff@oal.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.

CalSavers Retirement Savings Board  
File # 2025–0728–02

CalSavers Program — Registration Incentive

In this certificate of compliance action, the CalSavers Retirement Savings Board makes permanent a requirement for eligible employers to establish a payroll deposit retirement savings account. The Board also makes permanent rules for financial incentives to participating employers with the CalSavers Retirement Savings Program.

Title 10  
Adopt: 10012  
Amend: 10002  
Filed 09/08/2025  
Effective 09/08/2025  
Agency Contact:  
Tristan Woolacott (916) 653–1744

State Allocation Board  
File # 2025–0829–04

Leroy F. Greene School Facilities Act of 1998; Prop. 2; Matching Shares

This emergency action implements Proposition 2 (2024) and AB 247 (Muratsuchi, Ch. 81, Statutes 2024). It addresses funding for modernization and new construction on school facilities. In this action, the Board adds definitions, sets forth the points system for determining local funding adjustment grant, establishes requirements for the modernization and new constructions fundings, and discusses district matching share requirements.

Title 02  
Adopt: 1859.70.5, 1859.78.7.1, 1859.78.9.1, 1859.78.9.2  
Amend: 1859.2, 1859.32, 1859.51, 1859.77.1, 1859.79, 1859.79.2, 1859.82.1  
Filed 09/08/2025  
Effective 09/08/2025  
Agency Contact: Lisa Jones (279) 946–8459

Department of Corrections and Rehabilitation  
File # 2025–0821–02  
Youth Offender Fire Camp Program

This action by the California Department of Corrections and Rehabilitation (“CDCR”) is submitted to OAL as an emergency based on operational necessity pursuant to Penal Code section 5058.3. CDCR is adopting a Youth Offender Fire Camp Program and a Certified Youth Offender Program Peer Mentor, and the requirements for both.

Title 15  
Adopt: 3040.5  
Amend: 3000, 3375.2  
Filed 09/09/2025  
Effective 09/09/2025  
Agency Contact:  
Renee Rodriguez (279) 223–2319

California Debt Limit Allocation Committee  
File # 2025–0829–03  
CDLAC Regulations Implementing Federal and State Bond Allocation Laws

This emergency action by the California Debt Limit Allocation Committee amends regulations to address a change in federal law that reduced the amount of tax-exempt private activity bonds required for an affordable housing development to receive federal four percent low-income housing tax credits. This is a deemed emergency pursuant to Government Code 8869.94(d).

Title 04  
Amend: 5033, 5101, 5233, 5240, 5241  
Filed 09/08/2025  
Effective 08/05/2025  
Agency Contact: DC Navarrette (925) 813–1947

California Tax Credit Allocation Committee  
File # 2025–0829–01  
CTCAC Regulations implementing federal and state LIHTC Laws

This emergency action by the California Tax Credit Allocation Committee (CTDLAC) amends regulations governing federal and state low-income housing tax credits (LIHTC) and is a deemed emergency pursuant to Health and Safety Code section 50199.17.

Title 04  
Amend: 10326, 10327, 10336  
Filed 09/08/2025  
Effective 08/05/2025  
Agency Contact: Anthony Zeto (916) 654-9854

California State Auditor's Office  
File # 2025-0804-01  
Conflict-of-Interest Code

This is a Conflict-of-Interest code that has been approved by the Fair Political Commission and is being submitted for filing with the Secretary of State and printing only.

Title 02  
Amend: 54300  
Filed 09/04/2025  
Effective 10/04/2025  
Agency Contact:  
Brianna Behnoud (916) 445-0255

California Department of Tax and Fee  
Administration  
File # 2025-0724-02  
Collection of Use Tax by Retailers

This action by the California Department of Tax and Fee Administration makes changes without regulatory effect repealing an obsolete version of California Code of Regulations, title 18, section 1684. The new version of section 1684 became operative on September 15, 2012, pursuant to Assembly Bill Number 155 (Stats. 2011, chapter 313).

Title 18  
Repeal: 1684  
Filed 09/04/2025  
Agency Contact: Kim DeArte (916) 309-5227

Air Resources Board  
File # 2025-0812-01  
2024 State Area Designations

In this regular rulemaking, the Air Resources Board is amending Area Designations for Ozone, Suspended Particulate Matter, and Fine Particulate Matter.

Title 17  
Amend: 60201, 60205, 60210  
Filed 09/09/2025  
Effective 01/01/2026  
Agency Contact:  
Roberta "Bobbi" Ruch (279) 208-7881

Department of Human Resources  
File # 2025-0725-01  
Biweekly Payroll

In this regular rulemaking, the Department of Human Resources adopted, amended, and repealed regu-

lations to implement, interpret, and make specific statutory changes to Government Code section 19824 by Statutes of 2023, chapter 39, section 1 (Assembly Bill 130). Specifically, these regulations would create a bi-weekly payroll cycle for state officers and employees.

Title 02  
Adopt: 599.612  
Amend: 599.607, 599.608, 599.609, 599.643, 599.666, 599.666.1, 599.667, 599.669, 599.670, 599.682, 599.683, 599.685, 599.687, 599.701, 599.702, 599.704, 599.705, 599.705.1, 599.706, 599.708, 599.737, 599.737.5, 599.738, 599.739, 599.739.1, 599.740, 599.746, 599.747, 599.752, 599.752.1, 599.752.2, 599.752.3, 599.770, 599.772, 599.776.1, 599.785, 599.786, 599.787, 599.840, 599.844, 599.913, 599.925, 599.925.1, 599.937.4, 599.997  
Repeal: 599.703, 599.703.1, 599.791, 599.831, 599.922.3  
Filed 09/08/2025  
Effective 01/01/2026  
Agency Contact: Jodi LeFebre (916) 323-8490

New Motor Vehicle Board

File # 2025-0728-01

Motions; Form, Briefing, and Hearings

In this rulemaking action, the Board amends its regulation to allow live testimony to be conducted via other electronic means as an alternative to in person hearings.

Title 13  
Amend: 551.19  
Filed 09/09/2025  
Effective 01/01/2026  
Agency Contact: Robin Parker (916) 323-1536

**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](http://oal.ca.gov).