



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. 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 code of the following:

CONFLICT-OF-INTEREST CODE

AMENDMENT

MULTI-COUNTY: Gateway Community Charters

A written comment period has been established commencing on December 5, 2025, and closing on January 19, 2026. 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 code 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 code will be submitted to the Commission for review.

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

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

Any interested person may present statements, arguments, or comments, in writing to the Executive

Director of the Commission, relative to review of the proposed conflict-of-interest code. Any written comments must be received no later than January 19, 2026. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

COST TO LOCAL AGENCIES

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

EFFECT ON HOUSING COSTS AND BUSINESSES

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

AUTHORITY

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

REFERENCE

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

CONTACT

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

AVAILABILITY OF PROPOSED CONFLICT-OF-INTEREST CODES

Copies of the proposed conflict-of-interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to Andrea Spiller Hernandez,

Fair Political Practices Commission, 1102 Q Street, Suite 3050, Sacramento, California 95811, or email aspiller-hernandez@fppc.ca.gov.

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

PROBABLE CAUSE PROCEEDING

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission (the Commission), under the authority vested in it under the Political Reform Act (the Act)¹ by Section 83112 of the Government Code, proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations. The Commission will consider the proposed regulation at a public hearing on or after **January 15, 2026**, at the offices of the Fair Political Practices Commission, 1102 Q Street, Suite 3000, Sacramento, California, commencing at approximately **10:00 a.m.** Written comments should be received at the Commission offices no later than **5:00 p.m.** on **January 13, 2026**.

BACKGROUND/OVERVIEW

Governing Statutes. The Commission has “primary responsibility for the impartial, effective administration and implementation of [the Act].” (Section 83111.) The Act and its regulations provide persons accused of violating the Act certain procedural protections beyond those provided by the Administrative Procedure Act found in Sections 11500, et seq. (the APA). Among them are the requirements that the Commission make a finding of probable cause and that respondents have the right to be heard at a probable cause proceeding. (Section 83115.5.)

Under existing Regulation 18361.4(e), a hearing officer determines whether the evidence, as summarized in a probable cause report prepared by the Enforcement Division, is sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a respondent committed a violation after the probable cause conference, if requested, in order for the Commission to make a finding of probable cause against a respondent. (Regulation 18361.4(e).) If the hearing officer, typically a senior attorney in the Legal Division, determines the standard for finding probable cause is met, Enforcement Division staff are authorized to issue an accusation thereby

¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

initiating an administrative adjudication. Regulation 18361.4(e) goes on to state that “[a] finding of probable cause by the hearing officer does not constitute a finding that a violation occurred.”

When the Commission determines there is probable cause for believing the Act has been violated, it may hold an administrative hearing to determine if a violation has occurred. (Section 83116.) Notice must be given and the hearing conducted in accordance with the APA (Chapter 5 (commencing with Section 11500), Part 1, Division 3, Title 2, Government Code). (*Ibid.*)

The APA provides for a comprehensive adjudicatory process pre-hearing, during a hearing, and post-hearing, to ensure the due process rights of a respondent are upheld. When an administrative proceeding is initiated after a finding of probable cause, a respondent has the opportunity to conduct formal discovery, address evidentiary disputes, participate in a full evidentiary hearing before a neutral fact finder, and has the opportunity to challenge the decision before the Commission and seek judicial review in superior court. (See Section 1150 et seq.)

Under the Act, the probable cause conference is only a preliminary determination that cannot form the basis of a violation of the Act. The purpose of the probable cause proceeding under the Act is to test the sufficiency of the evidence supporting the Enforcement Division’s allegations that the Act has been violated. The ultimate determination of a violation is made under the APA’s adjudication process.

The hearing officer at a probable cause conference does not decide whether a respondent violated the Act, and the conference is not a trial. The hearing officer’s role is limited to determining whether the Enforcement Division’s summary of evidence is sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that a respondent committed a violation of the Act. The hearing officer does not weigh evidence, but determines whether a reasonable person could weigh the evidence summarized by the Enforcement Division and believe or entertain a strong suspicion that the Act was violated.

Amendments to Regulation 18361.4. Regulation 18361.4 is amended to remove the current provisions in Regulation 18361.4(d)(3), and all references thereto, that allow for records production or “discovery” of evidence in probable cause proceedings.

Under subdivision (g) of the amendments, the time-frames for conducting a probable cause conference do not change: the conference must occur at least 75 days after the request for a probable cause conference is received, and if not then the conference must be scheduled at least 14 calendar days later. The amendments eliminate the current procedure that allows any party to make a request to extend any of these times to the hearing officer, supported by good cause. The

amendments remove the hearing officer's discretion to grant further extensions of time past the 75 days, plus 14 calendar days provided in the existing regulation, unless the extension is mutually requested by a respondent and the Enforcement Division. This modification places a hard deadline on the scheduling of a probable cause conference and eliminates the current open-ended extension procedure set forth in the existing regulation. Allowing an exception to this deadline for parties to mutually extend time accounts for instances where parties seek to enter a settlement agreement but need additional time to negotiate an agreement.

The amendments remove provisions allowing for the participation of witnesses or other non-party attendees at the probable cause conference, and eliminate language that allow for parties to submit additional evidence after the probable cause conference.

In addition to these substantive changes, the amendments renumber existing subdivisions and add titles that identify each part of the process. These nonsubstantive changes are intended to provide additional clarity to the probable cause proceedings.

REGULATORY ACTION

Amend 2 Cal. Code Regs. Section 18361.4 — Probable Cause Proceedings.

SCOPE

The Commission may adopt the language noticed herein or it may choose new language to implement its decisions concerning the issues identified above or related issues.

FISCAL IMPACT STATEMENT

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

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

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

AUTHORITY

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

REFERENCE

Sections 83115, 83115.5 and 83116, Government Code.

CONTACT

Any inquiries should be made to John Feser, Fair Political Practices Commission, 1102 Q Street, Suite 3050, Sacramento, CA 95811; email: jfeser@fppc.ca.gov; telephone (279) 237-5912. Proposed regulatory language can be accessed at <http://www.fppc.ca.gov/the-law/fppc-regulations/proposed-regulations-and-notices.html>.

TITLE 5. BOARD OF EDUCATION

SPECIAL EDUCATION EARLY START ELIGIBILITY CRITERIA ALIGNMENT

Notice is Hereby Given that the State Board of Education (SBE) proposes to adopt the regulations described below after considering all comments, objections, or recommendations regarding the proposed action.

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

PUBLIC HEARING

The California Department of Education (CDE) staff, on behalf of the SBE, will hold a virtual public hearing at 9:00 a.m. on **January 20, 2026**.

Attendees may participate in the public hearing via the Zoom online meeting platform by logging in per the following instructions:

- Click the following link or paste the link in your browser to join the meeting and enter the passcode:

Link: <https://us02web.zoom.us/j/89551734411>

Passcode: 501129

- To connect with audio only and no video, call one of the following telephone numbers and enter the meeting ID and password:

+1 213 338 8477 US (Los Angeles)

+1 669 219 2599 US (San Jose)

Meeting ID: 895 5173 4411

Passcode: 501129

Attendees may test their Zoom connection by:

- Clicking on the test link: <https://zoom.us/test>.

- For any issues regarding connecting with Zoom, go to <https://support.zoom.us/hc/en-us> for assistance.

REASONABLE ACCOMMODATION FOR ANY INDIVIDUAL WITH A DISABILITY

Pursuant to the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990, any individual with a disability who requires reasonable accommodation to attend or participate in a public hearing on proposed regulations, may request assistance by contacting Gigi Ostrowsky, Special Education Division, 1430 N Street, Room 2401, Sacramento, CA, 95814 or by telephone at 916-982-2259. It is recommended that assistance be requested at least two weeks prior to the hearing.

Pursuant to Government Code section 11346.6, because some of these regulations pertain to special education, the following provisions also apply:

Upon request from a person with a visual disability or other disability for which effective communication is required under state or federal law, the CDE shall provide that person a narrative description of the additions to, and deletions from, the regulations. The description shall identify each addition to or deletion from the regulations by reference to the subdivision, paragraph, subparagraph, clause, or subclause within the proposed regulation containing the addition or deletion. The description shall provide the express language proposed to be added to or deleted from the regulations and any portion of the surrounding language necessary to understand the change in a manner that allows for accurate translation by reading software used by the visually impaired.

The CDE shall provide the information described above within 10 business days, unless the CDE determines that compliance with this requirement would be impractical and notifies the requester of the date on which the information will be provided.

Notwithstanding any other law, if information is provided to a requester as described above, the CDE shall provide that requester at least 45 days from the date upon which the information was provided to the requester to submit a public comment regarding the proposed regulation. The CDE shall not take final action to adopt the regulation until the requester has submitted a public comment or the extended 45-day comment period expires, whichever occurs first.

WRITTEN COMMENT PERIOD

Any interested person, or their authorized representative, may submit written comments relevant to the proposed regulatory action to:

Lorie Adame, Regulations Coordinator
Administrative Support and Regulations Adoption Unit
California Department of Education
1430 N Street, Room 5319
Sacramento, CA 95814

Comments may also be submitted by facsimile (FAX) at 916-322-2549 or by email to regcomments@cde.ca.gov.

Comments must be received by the Regulations Coordinator prior to or on January 20, 2026. All written comments received by CDE staff during the public comment period are subject to disclosure under the Public Records Act.

AUTHORITY AND REFERENCE

Authority: Sections 56100 and 56332, Education Code.

References: Sections 56001, 56026, 56320, 56332, 56333 and 56337, Education Code; Section 95014, Government Code; 20 U.S.C. Sections 1401(3)(A) and (B), 1414(a) and (b), and 1432(5); and 34 C.F.R. Sections 300.8, 300.25, 300.300, 300.301, 300.304, 300.305, 300.306, 300.307, 300.308, 300.309, 300.311, and 303.21.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Children with exceptional needs age birth to younger than three years that are served under Part C of the federal Individuals with Disabilities Education Act (IDEA) (20 U.S.C. Sec. 1431 et seq.) are evaluated and (if eligible) provided Early Start services through a regional center or local educational agency (LEA). LEAs serving Early Start clientele may include, but are not limited to, school districts, special education local plan areas (SELPA), and county offices of education. In California, the Department of Developmental Services (DDS) is the lead agency for Part C of IDEA, and they evaluate and serve the majority of Early Start clientele and their families through regional centers across the state. The California Department of Education (CDE) and LEAs are responsible for the provision of Early Start services for children with solely a visual, hearing, or severe orthopedic impairment, or any combination of those impairments. LEAs are also responsible to evaluate and serve children with other disability areas up to their funded capacity, including children who are dually served by regional centers and LEAs. Additionally, LEAs and regional centers must have interagency agreements in place at the local level and through these interagency agreements, there may be additional stipulations regarding

LEA responsibilities to evaluate and serve Early Start clientele and their families.

In 2022, DDS updated Early Start eligibility criteria for regional centers as indicated in Government Code section 95014; however, California Code of Regulations, title 5, section 3031 was not updated to reflect these changes for LEAs. Therefore, regional centers and LEAs currently use different criteria to determine Early Start eligibility for children under Part C of IDEA. The purpose of introducing this rulemaking process is to align the Early Start eligibility criteria for LEAs with the Early Start eligibility criteria for regional centers.

Although the current discrepancy between the eligibility criteria is not extensive, aligning it creates consistency between DDS and CDE benefiting all children age birth to younger than three years with exceptional needs and their families across California. The proposed amendments to California Code of Regulations, title 5, section 3031 will align the Early Start eligibility criteria for LEAs with the eligibility criteria for regional centers as indicated in Government Code section 95014 and California Code of Regulations, title 17, section 52022. As the proposed amendments will reference Government Code section 95014 and California Code of Regulations, title 17, section 52022, the following changes will take place:

- Defining the three eligibility criteria areas: Developmental Delay, Established Risk, and High Risk for Developmental Disability, which are outlined in California Code of Regulations, title 17, section 52022 and Government Code section 95014. Government Code section 95014 also defines a significant difference between expected level of development and current level of functioning as a 25% delay. The language proposed to be deleted from section 3031 defines this significant difference as a 33% delay.
- Defining six potential areas of developmental delay as provided in Government Code section 95014 (a)(1). Currently LEAs use five areas, as specified in language proposed to be deleted from section 3031.
- Adding fetal alcohol syndrome as an established risk condition, as defined in Government Code section 95014 (a)(2).
- Removing the additional requirement from California Code of Regulations, title 5, section 3031 (a)(1) and (a)(2) whereby it appeared that children with exceptional needs, age birth to younger than three years, under Part C of the IDEA had to meet eligibility under one of the 13 eligibility criteria areas indicated in California Code of Regulations, title 5, section 3030, which concerns indi-

viduals with exceptional needs, age three years or older, under Part B of the IDEA.

The SBE is also proposing amendments to California Code of Regulations, title 5, section 3030 to clarify that the eligibility criteria is applicable to individuals with exceptional needs age three years and older under Part B of IDEA, and thus, providing further clarification for LEAs regarding the differences in eligibility criteria for Part C versus Part B of IDEA.

Additionally, in 2024, Assembly Bill (AB) 2173 was enacted to provide that the term “emotional disturbance,” as defined in section 300.8 (c)(4) of title 34 of the Code of Federal Regulations, may also be known as “emotional disability” under state law. Pursuant to section 300.8(c)(4) of title 34 of the Code of Federal Regulations, the term “emotional disturbance” is used in the IDEA to describe this eligibility category. In accordance with AB 2173, California may refer to this category as “emotional disability” without changing the definition or its legal effect. The SBE is proposing to amend California Code of Regulations, title 5, section 3030 to update this terminology to align with the regulation with AB 2173 and Education Code section 97.

POLICY STATEMENT OVERVIEW

The proposed amendments to California Code of Regulations, title 5, section 3030 and 3031 will align the Early Start eligibility criteria for all children age birth to younger than three years served under Part C of IDEA across California. Specifically, these revisions will create consistency between DDS and the CDE by aligning Early Start eligibility criteria for LEAs with the eligibility criteria for regional centers as provided in Government Code section 95014 and California Code of Regulations, title 17, section 52022. In addition, the proposed amendments to California Code of Regulations, title 5, section 3030 will specify that the eligibility criteria applicable under Part B of IDEA for individuals with exceptional needs is for age three years and older. This provides further clarification for LEAs regarding the differences in eligibility criteria for Part C versus Part B of IDEA. Furthermore, the proposed amendments to California Code of Regulations, title 5, section 3030 change the term “emotional disturbance” to “emotional disability” to align with AB 2173 and Education Code section 97.

ANTICIPATED BENEFITS OF THE PROPOSED REGULATION

Aligning the eligibility criteria between LEAs and regional centers for children under Part C of IDEA ensures consistency in serving Early Start clientele and their families across California. This will help set stu-

dents up for success as they enter school and contribute to improved placement outcome for students in special education which aligns with the Universal Pre-Kindergarten (UPK): Early Start for Greater Growth and Achievement initiative. Aligning Early Start eligibility criteria will also provide clarity for LEAs to ensure fidelity in IDEA Part C assessment practices as well as with data reporting at the state and federal level.

EVALUATION OF INCONSISTENCY/ INCOMPATIBILITY WITH EXISTING STATE REGULATIONS

An evaluation of the proposed regulations has determined they are not inconsistent/incompatible with existing regulations, pursuant to Government Code section 11346.5(a)(3)(D). After conducting a review for any regulations that would relate to or affect this area of law, the SBE has concluded that these are the only regulations that concern the Special Education Eligibility Criteria.

DISCLOSURES REGARDING THE PROPOSED ACTION/FISCAL IMPACT

The SBE has made the following initial determinations:

Other statutory requirements: There are no other matters as are prescribed by statute applicable to the specific state agency or to any specific regulations or class of regulations.

Mandate on local agencies and school districts: No.

Costs to any local agencies or school districts for which reimbursement would be required pursuant to Part 7 (commencing with section 17500) of division 4 of the Government Code: None.

Cost or savings to any state agency: None.

Other non-discretionary costs or savings imposed on local agencies, including local educational agencies: None.

Costs or savings in federal funding to the state: None.

Effect on housing costs: None.

Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states: None.

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

Report required: The proposed regulations do not require a report to be made.

Effect on small businesses: The proposed regulations would not have an effect on any small business because the amendments are made to aspects of existing regulations that will not impose new or additional work on the LEAs or impact small businesses.

RESULTS OF THE ECONOMIC IMPACT ANALYSIS/ASSESSMENT

Benefits of the Regulations to the Health and Welfare of California Residents, Worker Safety, and the State's Environment — Government Code section 11346.5(a)(10): The SBE concludes that it is unlikely that these proposed regulations will: 1) create or eliminate jobs within California; 2) create new businesses or eliminate existing businesses within California; or 3) affect the expansion of businesses currently doing business within California.

Benefits of the Proposed Action: The proposed regulations will not benefit the health of California residents, worker safety, and the state's environment, but it will benefit the welfare of California families by ensuring consistency in accessing Early Start services for children with exceptional needs, age birth to younger than three years, and their families. The proposed amendments will have a positive impact on children as they enter school as well as with special education placements which aligns with the Universal Prekindergarten (UPK): Early Start for Greater Growth and Achievement initiative. Additionally, the proposed amendments will provide clarity for LEAs to ensure fidelity in IDEA Part C assessment practices as well as with data reporting at the state and federal level.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5(a)(13), the SBE determined that no reasonable alternative it considered or that has otherwise been identified and brought to the attention of the SBE, 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 SBE invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period.

CONTACT PERSONS

Inquiries concerning the content of these proposed regulations should be directed to:

Gigi Ostrowsky, Education Programs Consultant
Special Education Division
California Department of Education
1430 N Street, Room 2401
Sacramento, CA 95814
Telephone: 916-982-2259
Email: gostrowsky@cde.ca.gov

Inquiries concerning the regulatory process may be directed to Lorie Adame, Regulations Coordinator, or the backup contact person, Gerri White, Analyst. The Regulations Coordinator and the Analyst may be reached by email at regulations@cde.ca.gov or by telephone at 916-319-0860.

AVAILABILITY OF INITIAL STATEMENT OF REASONS, TEXT OF PROPOSED REGULATIONS AND INFORMATION

As of the date this notice is published in the Notice Register, the rulemaking file consists of this Notice, the proposed text of the regulations, the Initial Statement of Reasons (ISOR), the agenda and a recording of the SBE meeting where the SBE approved commencement of this rulemaking activity, and Fiscal and Economic Impact Statement (STD. 399). These documents upon which the proposed action is based may be obtained upon request from the Regulations Coordinator. In addition, this Notice, the text of the proposed regulations and the ISOR may also be viewed on CDE's website at <http://www.cde.ca.gov/re/lr/rr/>.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

Following the public hearing and considering all timely and relevant comments received, the SBE may adopt the proposed regulations substantially as described in this Notice or may modify the proposed regulations if the modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified regulation will be available to the public for at least 15 days prior to its adoption from the Regulations Coordinator and will be mailed to those persons who submit written comments related to this regulation, or who provide oral testimony at the public hearing, or who have requested notification of any changes to the proposed regulations. If individuals want to be notified of additional changes for only these proposed regulations, a written request should be sent to the Regulations Coordinator at the contact information above.

The SBE will accept written comments on the modified regulations for 15 days after the date on which they are made available.

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

You may obtain a copy of the Final Statement of Reasons, once it has been finalized, by making a written request to the Regulations Coordinator.

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 Regulations Coordinator.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations with modifications highlighted, as well as the Final Statement of Reasons, when completed, and modified text, if any, can be accessed via CDE's website at <http://www.cde.ca.gov/re/lr/rr/>.

TITLE 16. BOARD OF BEHAVIORAL SCIENCES

CONTINUING EDUCATION; EXAMS; RENEWALS

NOTICE IS HEREBY GIVEN that the California 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 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 not later**

than January 20, 2026, 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 Sections 4980.60, 4989.34, 4990.20 and 4999.76 of the Business and Professions Code (BPC), and to implement, interpret, or make specific BPC sections 29, 32, 141, 4980.397, 4980.399, 4980.50, 4980.54, 4982, 4984, 4984.01, 4984.8, 4984.41, 4989.32, 4989.34, 4989.44, 4989.45, 4989.54, 4992.05, 4992.09, 4992.1, 4992.3, 4996.22, 4996.28, 4997, 4997.1, 4999.52, 4999.53, 4999.55, 4999.76, 4999.90, 4999.100, 4999.102, 4999.112 and 4999.113, and Government Code (GC) Sections 12926 and 12944, the Board is considering changes to Division 18 of Title 16 of the California Code of Regulations (16 CCR) as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Board of Behavioral Sciences (Board) licenses and regulates Licensed Marriage and Family Therapists (LMFTs) (BPC sections 4980 et seq.), Licensed Educational Psychologists (LEPs) (BPC sections 4989.10 et seq.), Licensed Clinical Social Workers (LCSWs) (BPC sections 4991 et seq.), and Licensed Professional Clinical Counselors (LPCCs) (BPC sections 4999.10 et seq.).

The Board also registers and regulates individuals gaining supervised experience toward meeting the requirements for licensure. This includes registered Associate Marriage and Family Therapists (AMFTs), Associate Professional Clinical Counselors (APCCs) and Associate Clinical Social Workers (ASWs) (aka “registrant”).

The Board is responsible for licensing and discipline of the above professionals and enforcement of Chap-

ters 13, 13.5, 14 and 16 of Division 2 of the BPC which regulates the above professions as set forth in BPC section 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.

BPC sections 4980.54 (marriage and family therapists), 4989.34 (educational psychologists), 4996.22 (clinical social workers) and 4999.76 (professional clinical counselors), set forth continuing education (CE) requirements for licensees and allow the Board to establish exceptions from CE requirements for good cause. Assembly Bill 1759 (Chapter 520, Statutes of 2022) (AB 1759) added a law and ethics course CE requirement for Board-approved registrants to these sections (with the exception of section 4989.34, as the LEP profession does not have registrants). This legislation also struck the 12-hour California law and ethics course requirement for a registrant who did not pass the law and ethics exam during their prior renewal cycle.

Existing 16 CCR sections 1822.51, 1829.2 and 1877.2 set forth requirements for eligibility to take the law and ethics examination, including the 12-hour California law and ethics course requirement for a registrant who did not pass the exam during their prior renewal cycle. To conform with AB 1759, which struck the 12-hour course requirement, this proposal would strike that requirement from regulation. In addition, the proposal would update the Board’s eligibility and notice requirements for taking the California law and ethics examination including specifying how the Board transmits a notice of an applicant’s eligibility to take the law and ethics examination to both the examination administrator (Pearson Vue) and to the applicant and specifies the content of those notifications. It also clarifies an applicant’s responsibilities once notice is received, including an applicant’s responsibilities for scheduling and taking the examination, and executing any authorizations by Pearson Vue required to release personal information and examination results to the Board.

These sections would also set requirements for the Board’s receipt of notice of either “proof of participation or successful completion” of the Board’s California law and ethics examination, as defined. These sections would further specify the process for the Board’s receipt of an applicant’s examination results directly from Pearson Vue to determine qualifications for licensure or for renewal of a registration.

Existing 16 CCR section 1887 is the first section that appears under Article 8, which contains the Board’s regulations pertaining to CE requirements. The proposed amendment would amend subsection (c) of section 1887 to revise the existing definition of a “renewal period” by: (1) adding a new definition specifically for

registrants and (2) amending the existing definition for “renewal period” to specify that the definition covers “Licensees.” Amendments to the existing definition for “renewal period” for licensees would be made to include a reference to “issue date” as a starting point for a renewal period.

Existing 16 CCR section 1887.1 sets forth CE requirements for renewal of a license but does not specify what a completed renewal application contains, how it is to be submitted to the Board or that a completed application is a condition of renewal. This proposal would address these issues and add specified requirements for renewal of both a license or registration to this section, including CE requirements.

Existing 16 CCR section 1887.2 specifies requirements for temporary waivers of and exemptions from CE requirements. This proposal would update the current waiver form (“Request for Temporary Continuing Education (CE) Waiver — Licensee Application,” Form Number DCA BBS 37A–635 (Revised 08/22[OAL to insert new revision date])), and verification of disability or medical condition forms (“Request for Temporary Continuing Education (CE) Waiver – Verification of Disability or Medical Condition,” Form Number DCA BBS 37A–636 (Revised 08/22 [OAL to insert new revision date])), incorporated by reference in this section. Section 1887.2 also currently limits the Board’s acceptance of verifications of disability or medical condition to those executed by licensed physicians or psychologists with expertise in the area of the physical or mental disability or medical condition. This proposal would amend this section to remove that limitation and allow additional types of healthcare providers with a current and active license, as specified, to verify a disability or medical condition for the purpose of qualifying a licensee for a CE waiver.

Existing 16 CCR section 1887.3 specifies CE course requirements and CE credit allowed for specified activities. This proposal would add registrants into several subsections of section 1887.3; clarify that activities that count toward CE provided by the Board of Behavioral Sciences are provided by the “California” Board; and, specify what the Board considers acceptable documentation of completion for qualifying activities, as specified, that may be credited as CE as well as amend recordkeeping requirements. This proposal would also add the following activities to be considered acceptable qualifying CE credit for the purpose of licensee renewal:

- (1) Allow a licensee to earn up to six (6) hours of CE credit by attending California Board of Behavioral Sciences’ Board or Committee meetings (virtually or in-person) for the renewal cycle during which the meetings occurred under specified conditions; and,

- (2) Allow a licensee to earn up to eighteen (18) hours of CE for providing direct supervision of an individual gaining experience toward licensure as a trainee or associate for the renewal cycle during which supervision was provided under specified conditions.

Existing 16 CCR sections 1887.4.2, 1887.4.3 and 1887.12 specify CE provider approval agency responsibilities for Board-recognized approval agencies, acceptable CE providers and responsibilities, and licensee and provider course records requirements, respectively. This proposal would update these sections as specified to incorporate registrants into each of these sections and thereby make these existing standards applicable to registrants who are now required to satisfy CE requirements.

This proposal would make technical, conforming changes to the titles of these sections to better reflect the newly proposed subject matter for these sections. This proposal also specifies changes to the “Note” sections of the regulations in this proposal to update the “Reference” citations to strike outdated sections of law and add pertinent sections.

ANTICIPATED BENEFITS OF PROPOSAL

The objectives of the amendments and anticipated benefits in this regulatory proposal are to provide for clarity and currency in the Board’s CE regulations; help to ensure that CE offered by providers to registrants meets the standards currently in place for licensees in regulation; provide flexibility to licensees in the choice of a healthcare professional who can complete a verification of disability for purposes of a CE waiver request; and, add activities that may be counted for CE credit including attendance at board or committee meetings, which may increase participation, and for providing supervision, which may increase the number of licensees willing to provide supervision. Documenting the Board’s process related to its examination vendor and specifying the applicant’s responsibilities in that process, as well as documenting the current requirements of the Board’s license and registration renewal process, may improve compliance with examination and renewal requirements, thereby avoiding deficiencies in the application and renewal processes.

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.

INCORPORATION BY REFERENCE

This rulemaking would include amendments to the following forms currently incorporated by reference:

- (1) “Request for Temporary Continuing Education (CE) Waiver — Licensee Application,” Form Number 37A-635 ([OAL to insert new revision date]).
- (2) “Request for Temporary Continuing Education (CE) Waiver — Verification of Disability or Medical Condition,” Form Number 37A-636 ([OAL to insert new revision date]).

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 proposed regulations do not result in a fiscal impact to the state. Adopting this regulation adds registrants into the existing CE requirements to mirror those same requirements as licensees, allows other types of healthcare professionals to verify a disability or medical condition for a CE waiver request; and allow certain types of activities to count toward a licensee’s CE. It also simply sets forth currently existing procedures pertaining to the examination, as well as currently existing procedures relating to license and registration renewal.

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

Mandate on Local Agencies or School Districts: None.

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.

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 upon the following facts:

The Board does not believe this regulation will have a significant adverse economic impact on businesses. Adopting this regulation simply adds registrants into

the existing CE requirements to mirror those same requirements as licensees, allows other types of healthcare professionals to verify a disability or medical condition for a CE waiver request; and allow certain types of activities to count toward a licensee’s CE. It also simply sets forth currently existing procedures pertaining to the examination, as well as currently existing procedures relating to license and registration renewal. The rulemaking file includes the facts, documents, and other evidence which 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 incur in reasonable compliance with the proposed action for the reasons set forth above in the “Business Impact Estimates” section.

While this proposal provides additional pathways to accrue CE hourly credits by attending Board meetings (up to 6 hours) and by serving as supervisor (up to 18 hours), the Board does not anticipate significant economic impacts to individuals or CE providers because: 1) free or low-cost CE courses are readily available, and 2) current regulations require supervisors to fulfill 15 hours of training or coursework, as specified.

As a result, the Board does not anticipate any measurable cost savings to individuals opting for these additional pathways or decreased tuition fee revenues for CE providers.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

Impact on Jobs/Businesses

The Board has determined that the proposed regulatory action would not have a significant statewide adverse economic 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 the Regulation

The Board has determined that this regulatory proposal will have the following benefits to the health and welfare of California residents. The objectives of the amendments and anticipated benefits in this regulatory proposal are to provide for clarity and currency in the Board’s CE regulations; help to ensure that CE offered by providers to registrants meets the standards

currently in place for licensees in regulation; provide flexibility to licensees in the choice of a healthcare professional who can complete a verification of disability for purposes of a CE waiver request; and, add activities that may be counted for CE credit including attendance at board or committee meetings, which may increase participation, and for providing supervision, which may increase the number of licensees willing to provide supervision.

Documenting the Board's process related to its examination vendor and specifying the applicant's responsibilities in that process, as well as documenting the current requirements of the Board's license and registration renewal process, may improve compliance with examination and renewal requirements, thereby avoiding deficiencies in the application and renewal processes.

This regulatory proposal will have no impact on worker safety because the proposal does not address worker safety. This regulatory proposal will have no impact on the California environment as the proposal is not related to the environment.

Business Reporting Requirements

This proposed regulation does not require businesses to file a report with the Board.

Effect on Small Business

While 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, the Board has made an initial determination that the proposed regulatory action will have no significant impact on small businesses as it simply adds registrants into the existing CE requirements to mirror those same requirements as licensees, allows other types of healthcare professionals to verify a disability or medical condition for a CE waiver request; and allow certain types of activities to count toward a licensee's CE. It also simply sets forth currently existing procedures pertaining to the examination, as well as currently existing procedures relating to license and registration renewal and therefore does not change any current processes.

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

AVAILABILITY OF INITIAL STATEMENT OF REASONS AND RULEMAKING FILE

The Board has compiled a record of 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 initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing (if scheduled or requested) or upon request from the persons 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.

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 Contact 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 PERSON

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

Name: Christy Berger
Address: Board of Behavioral Sciences
1625 North Market Boulevard, Suite S200
Sacramento CA 95834
Telephone: 916-574-7995
Fax: 916-574-8625
Email: BBS.Rulemaking@dca.ca.gov

The backup contact person is:

Name: Rosanne Helms
Address: Board of Behavioral Sciences
1625 North Market Boulevard, Suite S200
Sacramento CA 95834
Telephone: 916-574-7939
Fax: 916-574-8625
Email: Rosanne.Helms@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 (select the "Regulations" drop down, then "Pending Regulations").

GENERAL PUBLIC INTEREST

DEPARTMENT OF TOXIC SUBSTANCES CONTROL

PROPOSED SETTLEMENT AGREEMENT FOR LAMOURE'S CLEANERS AND VISALIA DRY CLEANER INVESTIGATION, VISALIA, CA 93277

What is being proposed? The Department of Toxic Substances Control (DTSC) invites you to review and comment on a proposed settlement regarding Lamoure's Cleaners & Visalia Dry Cleaner Investigation Sites, located in Visalia, California (Site).

Site History:

Since 2005, DTSC has been investigating releases of hazardous substances at the Site and adjacent properties. The proposed settlement resolves DTSC's claims against Lamoure's Inc., a California corporation, for their liability for contamination at the Site, subject to the conditions in the Settlement Agreement. This proposed settlement applies to the property located at 2911 South Boulevard, Visalia, CA, identified as Assessor Parcel Number (APN) 121-090-068 (the "Property"). Under the proposed settlement, DTSC will record a statutory lien in the amount of \$1,300,000.00 on the Property, and Lamoure's Inc. will pay DTSC a total \$18,500. The amount DTSC receives under the settlement will be used to reimburse DTSC for a portion of its cleanup and oversight costs, subject to certain

conditions and reservations. The settlement includes contribution protection for the parties pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) section 113(f)(2), 42 U.S.C. § 9613(f)(2). Lamoure's Inc. also agreed to demolish the existing structure on the Property and to provide DTSC with access to the Property to take all necessary complete or partial response actions.

DTSC will consider comments received during the public comment period. DTSC may modify or withdraw its consent to the proposed settlement if comments received during the public comment period disclose facts or considerations that indicate that this proposed settlement is inappropriate, improper or inadequate. The public comment period begins on December 8, 2025 and ends on January 8, 2026. All comments must be postmarked or emailed by January 8, 2026 to:

Ryan Mitchum, Unit Chief
1515 Tollhouse Road
Clovis, CA 93611
Email: Ryan.Mitchum@dtsc.ca.gov
Phone: (559) 297-3958

Learn more about the project: The proposed settlement agreement and related documents can be found at: https://www.envirostor.dtsc.ca.gov/public/profile_report.asp?global_id=60000403

For Additional Information, please contact:

For the Project: Scott Yuen
Tel: (559) 578-8176
Email: Scott.Yuen@dtsc.ca.gov

For Public Participation: Anita Chun
Tel: (747) 249-1129
Email: Anita.Chun@dtsc.ca.gov

OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

NOTICE OF PUBLIC MEETING AND BUSINESS MEETING OF THE OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

Pursuant to Government Code section 11346.4 and the provisions of Labor Code Sections 142.1, 142.2, 142.3, 142.4, and 144.6, the Occupational Safety and Health Standards Board ("Board") of the State of California has set the time and place for a Public Meeting and Business Meeting:

QR Code for Access:



PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

On December 18, 2025, at 10:00 a.m.

Cal/EPA Building
Sierra Hearing Room
1001 I Street
Sacramento, California 95814

as well as via the following:

- Videoconference at <https://tkoworks.zoom.us/j/87501250331>.
- Teleconference at (669) 444-9171 (Webinar ID 875 0125 0331).
- Live video stream and audio stream (English and Spanish) at <https://videobookcase.com/california/oshb/>.

At the Public Meeting, the Board will make time available to receive comments or proposals from interested persons on any item concerning occupational safety and health.

At the Business Meeting, the Board will conduct its monthly business.

DISABILITY ACCOMMODATION NOTICE: Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the public hearings/meetings of the Board should contact the Disability Accommodation Coordinator at (916) 274-5721 or the state-wide Disability Accommodation Coordinator at 1 (866) 326-1616 (toll free). The state-wide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1 (800) 735-2929 (TTY) or 1 (800) 855-3000 (TTY-Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Realtime Translation (CART), a sign-language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing.

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

CHEMICAL LISTED EFFECTIVE
DECEMBER 8, 2025 AS KNOWN TO
THE STATE OF CALIFORNIA TO
CAUSE DEVELOPMENTAL
TOXICITY: BISPHENOL S (BPS)

Effective December 8, 2025, the Office of Environmental Health Hazard Assessment (OEHHA) is adding the developmental toxicity endpoint to the listing of bisphenol S (BPS) on the list of chemicals known to the State of California to cause reproductive toxicity under the Safe Drinking Water and Toxic Enforcement Act of 1986, sections 25249.5 et seq. of the Health and Safety Code, otherwise known as Proposition 65. BPS was first placed on the Proposition 65 list for reproductive toxicity, based on the female reproductive endpoint, on December 29, 2023, and based on the male reproductive endpoint on January 3, 2025.

At a public meeting on October 9, 2025, the Developmental and Reproductive Toxicant Identification Committee (DARTIC) in its official capacity as the “state’s qualified experts” determined that BPS was clearly shown, through scientifically valid testing according to generally accepted principles, to cause developmental toxicity. Regulations for the listing of chemicals by the DARTIC are set out in Title 27, California Code of Regulations, section 25305(b)(1).

A complete, updated Proposition 65 chemical list is available on the OEHHA website: <https://oehha.ca.gov/proposition-65/proposition-65-list>.

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

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

**CHEMICAL LISTED EFFECTIVE
DECEMBER 8, 2025 AS KNOWN TO
THE STATE OF CALIFORNIA
TO CAUSE CANCER:
N-METHYL-N-FORMYLHYDRAZINE**

Effective December 8, 2025, the Office of Environmental Health Hazard Assessment (OEHHA) is adding N-methyl-N-formylhydrazine to the list of chemicals known to the State of California to cause cancer under the Safe Drinking Water and Toxic Enforcement Act of 1986, sections 25249.5 et seq. of the Health and Safety Code, otherwise known as Proposition 65.

At a public meeting on November 18, 2025, the Carcinogen Identification Committee (CIC), in its official capacity as the “state’s qualified experts,” determined that N-methyl-N-formylhydrazine was clearly shown, through scientifically valid testing according to generally accepted principles, to cause cancer. Regulations for the listing of chemicals by the CIC are set out in Title 27, California Code of Regulations, section 25305(a)(1).

A complete, updated Proposition 65 chemical list is available on the OEHHA website: <https://oehha.ca.gov/proposition-65/proposition-65-list>.

**AVAILABILITY OF INDEX OF
PRECEDENTIAL DECISIONS**

BOARD OF PHARMACY

**ANNUAL NOTICE OF AVAILABILITY OF
PRECEDENTIAL DECISIONS INDEX**

NOTICE IS HEREBY GIVEN that the California State Board of Pharmacy (Board), pursuant to section 11425.60 of the Government Code, maintains an index of precedential decisions, which is annually made available to the public by email subscription. To join the Board’s email list, go to the Board’s website at https://www.pharmacy.ca.gov/about/subscribe_alert.shtml. The index and the text of the precedent decisions are continuously available on the Board’s

website at <http://www.pharmacy.ca.gov/enforcement/precedential.shtml>.

For additional information, contact:

Debbie Damoth
California State Board of Pharmacy
2720 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833
Telephone: (916) 518-3100
Fax: (916) 574-8618
Email: PharmacyRulemaking@dca.ca.gov

**SUMMARY OF
REGULATORY ACTIONS**

**REGULATIONS FILED WITH THE
SECRETARY OF STATE**

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

State Allocation Board
File # 2025-1013-01
Leroy F. Greene School Facilities Act of 1998; Proposition 2 Provisions

This certificate of compliance implements AB 247 (Muratsuchi, Chapter 81, Statutes 2024) by, among other things, adjusting school district bond capacity while remaining eligible for financial hardship assistance, adjusting the time frame for requiring revalidation of a small school district’s new construction enrollment projections, adjusting assistance to schools in military installations, and adopting a new grant agreement form.

Title 02
Amend: 1859.2, 1859.51, 1859.60, 1859.61, 1859.78.8, 1859.79.2, 1859.81
Filed 11/25/2025
Effective 11/25/2025
Agency Contact: Lisa Jones (279) 946-8459

Department of Public Health
File # 2025-1016-03
Immunization Recommendations

This action adopts baseline immunization recommendations. This action is exempt from the APA pursuant to Health and Safety Code section 120164.

Title 17
Adopt: 7100
Filed 11/21/2025
Effective 11/21/2025
Agency Contact: Veronica Rollin (916) 445-2529

Sacramento–San Joaquin Delta Conservancy
File # 2025–1014–03
Conflict–of–Interest Code

This is a conflict–of–interest code that has been approved by the Fair Political Practices Commission and is being submitted for filing with the Secretary of State and printing only.

Title 14
Amend: 28301
Filed 11/20/2025
Effective 12/20/2025
Agency Contact: Brenda Lusk (916) 634–3398

Board of Barbering and Cosmetology
File # 2025–1015–03
Interpreters for Licensing Exams

This regular rulemaking action by the Board of Barbering and Cosmetology (“Board”) amends the frequency in which an individual can serve as an interpreter for any Board licensing exam from only once in two years to once per year. The action further defines the meaning of “once per year” and amends the interpreter application to align with the changes in the California Code of Regulations.

Title 16
Amend: 931
Filed 11/19/2025
Effective 01/01/2026
Agency Contact: Allison Lee (279) 278–5107

Board of Chiropractic Examiners
File # 2025–1010–01
Appeal Process for Citations and Compliance

In this action the Board makes amendments to align to Business and Professions Code section 125.9, subdivision (b), and to extend the deadline for requesting an informal conference to contest a citation to 30 days from the date of issuance on the citation for consistency with the timeframe for requesting a formal administrative hearing.

Title 16
Amend: 390.4, 390.5
Filed 11/19/2025
Effective 01/01/2026
Agency Contact: Kristin Walker (916) 574–7784

California Department of Tax and Fee Administration
File # 2025–1021–02
Calculation of Estimated Use Tax — Use Tax Table

This regular rulemaking action by the California Department of Tax and Fee Administration (“Department”) amends section 1685.5 of title 18 of the California Code of Regulations (“CCR”). Specifically, this action amends the percentage of California consumers’ total purchases of tangible personal property for use in California that are made from out–of–state retailers that are not registered with the Department to collect use tax that the Department uses to annually calculate the use tax liability factor, replaces the federal data the Department uses to annually calculate total spending on taxable purchases with other federal data and a taxable percentage, and updates the way the Department annually calculates the average state, local, and district sales and use tax rate that the Department uses to calculate the use tax liability factor. This action also removes outdated provisions and makes grammatical changes to make provisions read more clearly.

Title 18
Amend: 1685.5
Filed 11/26/2025
Effective 01/01/2026
Agency Contact: Kim DeArte (916) 309–5227

Commission on Peace Officer Standards and Training
File # 2025–1016–02
Amend Commission Regulation 1055

In this regular rulemaking action, the California Commission on Peace Officer Standards and Training amends course presentation completion requirements to require a written comment explaining why a student was unsuccessful.

Title 11
Amend: 1055
Filed 11/19/2025
Effective 01/01/2026
Agency Contact: Carrie Hollar (916) 227–2802

Commission on Teacher Credentialing
File # 2025–1016–01
PK–3 ECE Specialist Instruction Credential U.S. Constitution Requirements

This regular rulemaking adds the verification of knowledge of the United States Constitution requirement as the sixth minimum requirement for applicants seeking to obtain the preliminary PK–3 Early Childhood Education (ECE) Specialist Instruction Credential.

Title 05
Amend: 80067
Filed 11/26/2025
Effective 01/01/2026
Agency Contact:
Mika Laidler-Rubio (916) 327-8697

Department of Cannabis Control
File # 2025-1014-04
Animal Cannabis Product Standards

In this rulemaking, the Department of Cannabis Control is adopting and amending regulations pertaining to animal cannabis products to implement, interpret, and make specific Assembly Bill 1885 (Chapter 389, Statutes of 2022). These changes include the following: (1) amending the definition of “edible cannabis products”; (2) adopting a definition of “animal cannabis products”; (3) identifying which types of products may be manufactured, distributed, or sold as animal cannabis products; and (4) adopting a limit of one milligram of Total THC per package of animal cannabis products.

Title 04
Adopt: 17350
Amend: 15000
Filed 11/24/2025
Effective 01/01/2026
Agency Contact: Eric Partington (279) 799-8792

Department of Motor Vehicles
File # 2025-1014-02
Fee Adjustment

This rulemaking action by the Department of Motor Vehicles amends the regulation governing fees to further specify the California Consumer Price Index for All Urban Consumers All Items (CPI-U) as the database used by the department to calculate fee adjustments.

Title 13
Amend: 423.00
Filed 11/25/2025
Effective 01/01/2026
Agency Contact: Randi Calkins (916) 282-7294

Fish and Game Commission
File # 2025-1014-01
Commercial Take of Market Squid

In this regular rulemaking action, the California Fish and Game Commission seeks to amend require-

ments for the commercial take of market squid and repeal sections regarding the Market Squid Fishery Management Plan.

Title 14
Amend: 53.01, 149, 149.1
Repeal: 53.02, 53.03
Filed 11/25/2025
Effective 01/01/2026
Agency Contact:
Sherrie Fonbuena (916) 902-9284

San Francisco Bay Conservation and Development Commission

File # 2025-1014-05

Amendment of SF Waterfront Special Area Plan, a part of SF Bay Plan

This rulemaking action pursuant to Government Code section 11354.1 by the San Francisco Bay Conservation and Development Commission amends the San Francisco Waterfront Special Area Plan to revise geographic-specific findings and policies that pertain to Fisherman’s Wharf and the Northeastern Waterfront.

Title 14
Amend: 11960
Filed 11/26/2025
Effective 11/26/2025
Agency Contact: Amanda Boyd (415) 352-3643

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.