



# 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 HEALTH CARE ACCESS AND INFORMATION**

**NOTICE OF INTENTION TO AMEND THE CONFLICT-OF-INTEREST CODE**

NOTICE IS HEREBY GIVEN that the Department of Health Care Access and Information, 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 Friday, March 20, 2026 and closing on Monday, May 4, 2026. All inquiries should be directed to the contact listed below.

The Department of Health Care Access and Information 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 the addition of the Chief Equity Officer to the Director’s Office and the movement of the Chief Medical Officer and Chief Pharmacy Officer from the Office of Health Care Affordability to the Director’s Office. Within the Office of Information Services, the Information Security Office is renamed to the Enterprise Information Management Branch and the Enterprise Information Management Branch and Data Exchange Framework are added with new positions under them. Within the Healthcare Analytics Branch, Research Scientist Managers are added as well as Staff Services Managers. Within the Office of Health Care Affordability, Research Scientist Manager and Health Program Managers are added. No new disclosure categories are added to Appendix B, but minor edits have been made to existing disclosure categories to apply the Fair Political Practices Commission standard language.

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

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than Monday, May 4, 2026, 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 Monday, April 20, 2026.

The Department of Health Care Access and Information 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: Michelle Church-Reeves, Filing Officer, at 916-326-3617 or [michelle.church-reeves@hcai.ca.gov](mailto:michelle.church-reeves@hcai.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:** Central California Tristeza Eradication Agency  
 San Francisco Bay Area Rapid Transit District  
 Sites Project Authority

A written comment period has been established commencing on March 20, 2026, and closing on May 4, 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 codes will be submitted to the Commission's Executive Director for their review, unless any interested person or their duly authorized representative requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed codes will be submitted to the Commission for review.

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

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

Any interested person may present statements, arguments, or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict-of-interest codes. Any written comments must be received no later than May 4, 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 codes should be made to Andrea Spiller Hernandez, Fair Political Practices Commission, 1102 Q Street, Suite 3050, Sacramento, California 95811, or email [aspiller-hernandez@fppc.ca.gov](mailto: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](mailto:aspiller-hernandez@fppc.ca.gov).

### TITLE 2. STATE PERSONNEL BOARD

#### PETITIONS TO PARTICIPATE IN EXAMINATIONS

**Notice is hereby given** that the State Personnel Board (Board) proposes to amend California Code of Regulations, title 2, sections 211 and 211.2, to improve clarity, consistency, and efficiency in the process by which dismissed employees petition the Board for permission to participate in state civil service examinations (Cal. Code Regs., title 2, §§ 211 & 211.2.)

#### PUBLIC HEARING

A public hearing regarding the proposed regulatory action will be held on May 5, 2026, at 10:00 a.m., via WebEx. To participate in the public hearing, please see the instructions below:

- Via Video (Online)  
You may click, or copy and paste into your web browser, the following link:

[Join meeting](#)

Then enter the following information to gain access to the hearing:

Meeting Number: 2558 570 0668  
Meeting password: BNuuV78RPG5

- Via Telephone

You may also participate by dialing the phone number first and then the participant code listed below:

Phone Number: +1-408-418-9388  
 Participant Code: 25585700668##  
 Join by phone

The telephonic conference to be used for the public hearing is accessible to persons with mobility impairment. Persons with sight or hearing impairments are requested to notify the contact person for these hearings (listed below) to make specific arrangements, if necessary.

**WRITTEN COMMENT PERIOD**

Any interested party, or their duly authorized representative, may submit written comments relevant to the proposed regulatory action to the contact person listed below.

Joseph Ruggiero, Staff Services Manager I  
 Policy Division  
 State Personnel Board  
 801 Capitol Mall  
 Sacramento, CA 95814  
 Email: [joseph.ruggiero@spb.ca.gov](mailto:joseph.ruggiero@spb.ca.gov)

The written comment period closes on May 4, 2026. Only written comments received by that time shall be reviewed and considered by the Board prior to the adoption, amendment, or repeal of the proposed regulations.

**AUTHORITY AND REFERENCE**

The Board proposes to amend sections 211 and 211.2 of Title 2, Chapter 1 of the California Code of Regulations pursuant to the authority vested in it by the California Constitution, article VII, section 3, and Government Code sections 18502 and 18701. The proposed regulations implement, interpret, and make specific the provisions of the California Constitution, article VII, section 1, and Government Code sections 18900, 18931, 18935, and 18941.

**INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW**

The Board is a constitutional body responsible for enforcing California’s civil service statutes. (Cal. Const., art. VII, §§ 1, subdivision (b), & 3; Gov. Code, § 18660.) In addition, the Board, by majority vote of all its members, prescribes probationary periods and classifications, adopts other rules authorized by statute, and reviews disciplinary actions imposed against state employees. (*Ibid.*)

Regulations adopted by the Board are exempt from the Administrative Procedure Act, except as expressly specified. (Gov. Code, §§ 18211, 18215, & 18216.)

The proposed amendments will improve clarity, consistency, and efficiency in the process by which dismissed employees petition the Board for permission to participate in state civil service examinations under California Code of Regulations, title 2, sections 211 and 211.2.

In reviewing existing state regulations, the Board has determined that the proposed regulatory action is consistent and compatible with current regulatory requirements.

**FISCAL IMPACT ON PUBLIC AGENCIES**

- Mandate on local agencies and school districts: None.
- Cost to any local agency or school district that must be reimbursed in accordance with Government Code sections 17500 through 17630: None.
- Cost or savings to any State agency: None.
- Other nondiscretionary cost or savings imposed on local agencies: None.
- Cost or savings in federal funding to the State: None.

**SIGNIFICANT EFFECT ON HOUSING COSTS**

None.

**ECONOMIC IMPACT ON BUSINESS**

- Significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states: None.
- Effect on small business: None. The proposed regulations establish standards related solely to the process by which dismissed employees petition to participate in state civil service examinations. Accordingly, it has been determined that the adoption of the proposed regulations would not affect small businesses in any way.

**COST IMPACT ON A REPRESENTATIVE PRIVATE PERSON OR BUSINESS**

The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action since the regulatory change only impacts petitions to participate in examinations within state civil service.

**RESULTS OF ECONOMIC  
IMPACT ASSESSMENT**

Adoption of the proposed regulations will not:

1. Create or eliminate jobs within California.
2. Create new businesses or eliminate existing businesses within California.
3. Affect the expansion of businesses currently doing business within California.
4. Affect worker safety or the state's environment.

The adoption of the proposed regulations, however, will have a positive impact on the general health and welfare of California residents in that the benefits of this regulatory action create a fair, equitable, and consistent process for the civil service selection process.

**CONSIDERATION OF ALTERNATIVES**

The Board has determined that no reasonable alternatives it has considered, or that have been otherwise identified and brought to the attention of the Board would be more effective in carrying out the purposes for which the instant action is proposed, or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

**CONTACT PERSONS**

Inquiries concerning the proposed regulatory action, including questions regarding procedure, comments, or the substance of the proposal, may be directed to:

Joseph Ruggiero, Staff Services Manager I  
Policy Division  
State Personnel Board  
801 Capitol Mall  
Sacramento, CA 95814  
Email: [joseph.ruggiero@spb.ca.gov](mailto:joseph.ruggiero@spb.ca.gov)  
Phone: (916) 653-0920

The backup contact person for these inquiries is:

Carlos Gomez, Analyst  
Policy Division  
State Personnel Board  
801 Capitol Mall  
Sacramento, CA 95814  
Phone: (916) 651-8350  
Email: [carlos.gomez@spb.ca.gov](mailto:carlos.gomez@spb.ca.gov)

Please direct requests for copies of the proposed text of the regulations, the initial statement of reasons, or other information upon which the rulemaking is based

to Policy Division Staff Services Manager I (Specialist), Joseph Ruggiero, at the above address.

**AVAILABILITY OF RULEMAKING FILE**

The Board is maintaining a rulemaking file for the proposed regulatory action, which, as of the date of this notice, contains the following:

1. A copy of the text of the regulations for which the adoption is proposed in ~~strikeout~~ and underline;
2. A copy of this notice and initial statement of reasons for the proposed adoption; and,
3. Any factual information upon which the proposed rulemaking is based.

If written comments, data or other factual information, studies or reports are received, they will be added to the rulemaking file. The rulemaking file is available for public inspection during normal working hours at the State Personnel Board, 801 Capitol Mall, Sacramento, CA 95814.

Items 1 through 3 are also available on the Board's website at [www.spb.ca.gov](http://www.spb.ca.gov) under "What's New?". Copies may be obtained by contacting the person listed above.

**AVAILABILITY OF CHANGED OR  
MODIFIED TEXT**

After considering all timely and relevant comments received, the Board may adopt the proposed regulations substantially as described in this notice. If the Board makes modifications that are sufficiently related to the originally proposed text, the modified text, with the changes clearly indicated, will be made available to the public for at least 15 days prior to adoption.

Please send requests for copies of any modified regulations to the attention of the contact person listed above. The Board will accept written comments on the modified regulations 15 days after the date on which they are made available to the public.

**AVAILABILITY OF THE FINAL  
STATEMENT OF REASONS**

It is anticipated that the proposed regulations will be filed with the Office of Administrative Law and shall include a Final Statement of Reasons. Copies of the Final Statement of Reasons may be obtained from the contact person listed above when it becomes available.

**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 in underline and ~~strikeout~~ format are avail-

able on the Board’s website at [www.spb.ca.gov](http://www.spb.ca.gov) under “What’s New?”.

INFORMATION DIGEST/POLICY  
STATEMENT OVERVIEW

**TITLE 5. COMMISSION ON  
TEACHER CREDENTIALING**

**CHILD DEVELOPMENT PERMIT**

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

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

**WRITTEN COMMENT PERIOD**

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed action by fax, through the mail, or by email. The written comment period closes on May 4, 2026. Comments must be received by that time or may be submitted at the public hearing, should one be requested. Interested parties may fax their response to (916) 327–3165; write to the Commission on Teacher Credentialing, Attention: Christina Villanueva, Commission on Teacher Credentialing, 651 Bannon Street, Suite 601, Sacramento, CA 95811; or submit an email to [Regulations@ctc.ca.gov](mailto:Regulations@ctc.ca.gov).

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

**AUTHORITY**

Education Code sections 8337, 44225(d) and 44225(q) authorize the Commission to adopt the proposed regulations and amendments.

**REFERENCE**

Education Code sections 8337 and 8301.5.

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

The Child Development Permit Matrix serves as a foundational reference for Early Childhood Education licensing requirements. Currently, there are six levels of Child Development Permits in regulation: 1) Assistant; 2) Associate Teacher; 3) Teacher; 4) Master Teacher; 5) Site Supervisor; and 6) Program Director. Each permit level has its own set of issuance requirements that build from one level to the next, authorizing the holder to perform different levels of service in state–subsidized childcare and development programs.

The Child Development Permit Matrix dates from the early 1990’s and has not been updated since that time. In August 2023, a Child Development Permit Workgroup was appointed to review and make recommendations to the Commission regarding the requirements for earning a Child Development Permit authorizing service to children age birth to eight in state subsidized childcare and development programs. The workgroup completed its work in July 2024, the culmination of a sustained, collaborative effort over the past nine years to enhance quality and ensure competency–based preparation for the early childhood workforce. Guided by the 2000 Master Plan for Early Learning and Care, statewide implementation of universal Transitional Kindergarten and development of the new PK–3 Early Childhood Education Specialist Instruction Credential, the proposed updates to the Child Development Permit are intended to be part of a comprehensive and aligned approach to the preparation of the early childhood workforce.

The proposed levels of the Child Development Permit (CDP) Matrix continue to reflect a career ladder and lattice for early childhood educators which align with the National Association for the Education of Young Children (NAEYC) Standards and Competencies and pave the way for holders of the permit to continue their path to a full teaching credential. Consistent with the NAEYC licensure framework, the permit matrix includes three educator levels (Early Childhood Educator 1, Early Childhood Educator 2, and Early Childhood Educator 3) along with two administrator levels (Early Childhood Administrator 1 and Early Childhood Administrator 2), each with specific scopes of practice and preparation requirements. Educators at every level would be expected to master the standards and competencies for their roles, creating a clear pathway for effective practice, preparation program design, licensure requirements, professional development, and career advancement.

It is important to note that updates to the Child Development Permit regulations, including titles, authorizations and preparation requirements, will only impact future applicants for a permit once these requirements have been adopted into Title 5 regulations. Holders of the current or any former level of the Child Development Permit are entitled to hold and renew their existing permit for the duration of their work in the profession.

The Commission proposes amendments to Title 5 of the California Code of Regulations § 80105, 80107, 80109, 80110, 80111, 80112, 80113, 80114, and 80115. The proposed amendments remove the outdated Child Development Permit Levels and replace them with the revised Child Development Permit matrix levels. As a result of the revised CDP Matrix, revisions to the Definitions were also added to clarify and make specific new terms. Additionally, outdated language to the application process is also proposed to be revised for consistency with existing regulatory language referencing application requirements.

*Anticipated Benefits of the Proposed Regulations*

The broad objectives of these proposed regulations are to ensure integrity, relevance, and high quality in the preparation and certification of the educators who serve all of California’s diverse children. In addition, the Commission anticipates that the proposed amendments will develop, maintain, and promote high quality authentic, consistent educator preparation that supports the development and credentialing of educators who have demonstrated the capacity to be effective practitioners. Furthermore, the proposed regulations will drive program quality and effectiveness. The proposed regulations will provide prospective educators with multiple pathways to explore and access careers in education and advance in the profession.

*Determination of Inconsistency/Incompatibility with Existing State Regulations*

The Commission has determined that the proposed regulation amendments are not inconsistent or incompatible with existing regulations. After conducting a review of any regulations that would relate to or affect this area, the Commission has concluded that these are the only regulations that concern the minimum requirements for the Child Development Permits.

**DISCLOSURES REGARDING THE PROPOSED ACTIONS/FISCAL IMPACT**

The Commission has made the following initial determinations.

*Mandate on local agencies or school districts:*

None.

*Fiscal Impact*

*Costs to any local agency or school district which must be reimbursed in accordance with Government Code sections 17500 through 17630:*

None.

*Cost or savings to any state agency:*

None.

*Other non-discretionary costs or savings imposed upon local agencies:*

None.

*Cost or savings in federal funding to the state:*

None.

*Significant effect on housing costs:*

None.

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

None.

*Cost Impacts on a Representative Private Person or Business:*

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

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

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

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

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

As stated above under *Anticipated Benefits of the Proposed Regulations*, the proposed regulations will benefit early childhood educators in their preparation, development, certification, and advancement, which will ultimately benefit California’s children.

The proposed regulations are not expected to affect worker safety or the state’s environment.

*Small Business Determination*

The proposed regulations will not affect small businesses. These regulations establish requirements that only applicants seeking a Child Development Permit must adhere to.

## CONSIDERATION OF ALTERNATIVES

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

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

## CONTACT PERSONS

Inquiries concerning the proposed rulemaking action may be directed to:

Christina Villanueva  
Commission on Teacher Credentialing  
651 Bannon Street, Suite 601  
Sacramento, CA 95811  
(916) 327-2967  
Email: [Regulations@ctc.ca.gov](mailto:Regulations@ctc.ca.gov)

The backup for these inquiries is:

Ann Harris  
Commission on Teacher Credentialing  
651 Bannon Street, Suite 601  
Sacramento, CA 95811  
(916) 327-2967  
Email: [Regulations@ctc.ca.gov](mailto:Regulations@ctc.ca.gov)

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

The Commission will make the entire rulemaking file available for inspection and copying throughout the rulemaking process at the Commission office at the above address. As of the date this notice is published in the Notice of Register, the rulemaking file consists of the Notice of Proposed Action, the proposed text of regulations, the Initial Statement of Reasons, and the Economic and Fiscal Impact Statement STD 399. The rulemaking file for this regulatory action, which contains those items mentioned above, and all information on which the proposal is based (i.e. rulemaking file) is available to the public upon request directed to the department's contact person. Please di-

rect requests to inspect or copy the rulemaking file to the contact person listed above, Christina Villanueva.

## AVAILABILITY OF CHANGED OR MODIFIED TEXT

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

## AVAILABILITY OF FINAL STATEMENT OF REASONS

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

## AVAILABILITY OF DOCUMENTS ON THE INTERNET

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

## TITLE 10. DEPARTMENT OF INSURANCE

### WORKERS' COMPENSATION INSURANCE RATING RULES

Notice is given that Insurance Commissioner Ricardo Lara ("Commissioner"), of the California Department of Insurance ("Department") will hold a public hearing in response to a filing by the Workers' Compensation Insurance Rating Bureau of California ("WCIRB"), submitted on February 26, 2026. The WCIRB proposes amendments to the Commissioner's Regulations pertaining to the Classification of Risks, Recording and Reporting of Data, Statistical Report-

ing and Experience Rating to be effective September 1, 2026, as follows:

- Approval of proposed amendments to the *California Workers' Compensation Uniform Statistical Reporting Plan — 1995* as proposed by the WCIRB as the Commissioner's designated statistical agent.
- Approval of proposed amendments to the *Miscellaneous Regulations for the Recording and Reporting of Data — 1995* as proposed by the WCIRB as the Commissioner's designated statistical agent.
- Approval of proposed amendments to the *California Workers' Compensation Experience Rating Plan — 1995* as proposed by the WCIRB as the Commissioner's designated statistical agent.

## HEARING

### Public Hearing Date and Location

A virtual public hearing will be conducted to permit all interested persons the opportunity to present statements or arguments, verbally or in writing, with respect to the matters proposed in the WCIRB's filing, at the following date, time and place:

April 28, 2026–10:30 a.m.  
California Department of Insurance

### TO ATTEND VIRTUAL HEARING VIA ONLINE PLATFORM

Link to Register for the Web-based Virtual Format:

[https://us06web.zoom.us/webinar/register/WN\\_wCvv2Kp7TjGw2TySPwxEsA](https://us06web.zoom.us/webinar/register/WN_wCvv2Kp7TjGw2TySPwxEsA)

Meeting Name: September 1, 2026 Workers' Compensation Insurance Rating Rules Filing

### TO ATTEND VIRTUAL HEARING BY TELEPHONE

To join by telephone dial:

USA 215 446 3649 US Toll  
USA 888 557 8511 US Toll-free  
Conference code: 832767

Any interested person(s) may present oral testimony at the virtual web conference hearing during the public comment period. Participants will be given instructions on how to provide testimony once they have accessed the hearing.

Individuals attending the virtual hearing via the online platform must register with the virtual web conference provider using a valid email address in order to attend the hearing.

Individuals attending the virtual hearing by telephone only will not be able to view the hearing,

and will be placed on mute. Telephonic attendees who wish to make oral comments at the public hearing must, either in advance or at the time of the hearing, notify the Department by email to: [CDIRegulations@insurance.ca.gov](mailto:CDIRegulations@insurance.ca.gov) and provide the telephone number that they will use at the hearing so that the hearing officers can identify those callers who would like to comment.

The hearing will continue on the date noted above until all testimony has been submitted or until 5:00 p.m., whichever is earlier.

### Access to Virtual Public Hearing

This hearing will be open to the public. To make it possible to view and participate in the public hearing online, you must register with the web-based virtual conferencing application identified above, using a valid email address. We request that you provide your name(s), the name of the organization you represent, and your contact information, including email address. Providing personally identifiable information is not required to attend the hearing and all attendees are invited to participate regardless of whether such information has been provided. Alternatively, you may attend and participate telephonically. We request that if you wish to provide oral comments telephonically, that you email us either in advance of or at the time of the hearing and provide the telephone number you will use at the hearing.

The public hearing is accessible to persons with mobility impairment. Persons with sight or hearing impairments are requested to notify the contact person for this hearing (listed below) in order to make specific arrangements, if necessary.

## WRITTEN COMMENT PERIOD

### Presentation of Written or Oral Comments; Contact Persons

All persons are invited to submit written comments on the proposed regulations during the public comment period. The public comment period will end at **5:00 p.m. on Tuesday, April 28, 2026**. Please direct all written comments to the following contact person:

Margaret Hosel, Attorney  
California Department of Insurance  
1901 Harrison Street, 6<sup>th</sup> Floor  
Oakland, CA 94612  
Telephone: (415) 538-4383  
[Margaret.Hosel@insurance.ca.gov](mailto:Margaret.Hosel@insurance.ca.gov)

Questions regarding procedure, comments, or the substance of the proposed action should be addressed to the above contact person. If she is unavailable, inquiries may be addressed to the following backup contact person:

Yvonne Hauscarriague, Attorney  
 California Department of Insurance  
 1901 Harrison Street, 6<sup>th</sup> Floor  
 Oakland, CA 94612  
 Telephone: (415) 538–4417  
[Yvonne.Hauscarriague@insurance.ca.gov](mailto:Yvonne.Hauscarriague@insurance.ca.gov)

AUTHORITY AND REFERENCE

*Uniform Plans and Regulations*

The workers' compensation classification of risks and statistical reporting rules are set forth in Title 10, California Code of Regulations, Section 2318.6. The miscellaneous regulations for the recording and reporting of data are set forth in Title 10, California Code of Regulations, Section 2354. The workers' compensation experience rating regulations are set forth in Title 10, California Code of Regulations, Section 2353.1. These regulations are promulgated by the Commissioner pursuant to the authority granted by Insurance Code Section 11734.

Please note that under the California Public Records Act (Government Code Section 6250, et seq.), your written and oral comments, and associated contact information (e.g., your address, phone number, email, etc.) become part of the public record and can be released to the public upon request.

**Deadline for Written Comments**

All written materials must be received by the Commissioner, addressed to the contact person at the address listed above, no later than **5:00 p.m. on Tuesday, April 28, 2026**. Any written materials received after that time may not be considered.

**Comments Transmitted by Email or Facsimile**

The Commissioner will accept written comments transmitted by email provided they are sent to the following email address: [Margaret.Hosel@insurance.ca.gov](mailto:Margaret.Hosel@insurance.ca.gov). The Commissioner will also accept written comments transmitted by facsimile provided they are directed to the attention of Margaret Hosel and sent to the following facsimile number: (415) 904–5490. **Comments sent to email addresses or facsimile numbers other than those designated in this notice will not be accepted. Comments sent by email or facsimile are subject to the deadline set forth above for written comments.**

INFORMATIVE DIGEST

Pursuant to Insurance Code Sections 11734 and 11751.5, the Commissioner has designated the WCIRB as his statistical agent. As the designated statistical agent, the WCIRB collects insurer data and recommends revisions to the *California Workers' Compensation Uniform Statistical Reporting Plan — 1995*; the *Miscellaneous Regulations for the Recording and Reporting of Data — 1995*; and the *California Workers' Compensation Experience Rating Plan — 1995* for approval. Adherence to the regulations contained in the *California Workers' Compensation Uniform Statistical Reporting Plan — 1995*, the *Miscellaneous Regulations for the Recording and Reporting of Data — 1995*, and the *California Workers' Compensation Experience Rating Plan — 1995* is mandatory for insurers. However, Insurance Code Section 11734 provides that an insurer may develop its own classification system if it is filed with the Commissioner 30 days prior to its use and is not disapproved by the Commissioner for failure to demonstrate that the data produced by the insurer's classification system can be reported consistently with the *California Workers' Compensation Uniform Statistical Reporting Plan — 1995* or the standard classification system developed by the WCIRB and approved by the Commissioner.

PROCEEDINGS NOT SUBJECT TO  
 ADMINISTRATIVE PROCEDURE ACT

The regulations contained in the *California Workers' Compensation Uniform Statistical Reporting Plan — 1995*, the *Miscellaneous Regulations for the Recording and Reporting of Data — 1995*, and the *California Workers' Compensation Experience Rating Plan — 1995* pertain to the establishment of workers' compensation insurance rates. Government Code Section 11340.9(g) states that the Administrative Procedure Act [Chapter 3.5 of the Government Code] shall not apply to regulations that establish or fix rates, prices, or tariffs, and the Office of Administrative Law has determined that these regulations are excluded from the requirements of the Administrative Procedure Act.

The amendments to the *California Workers' Compensation Uniform Statistical Reporting Plan — 1995*, the *Miscellaneous Regulations for the Recording and Reporting of Data — 1995*, and the *California Workers' Compensation Experience Rating Plan — 1995* are summarized below.

This Notice and any accompanying documents are being offered by the Commissioner to obtain written public comment before the Commissioner determines whether to approve the amendments to these regulations. The Commissioner shall issue an Order regarding his determination pursuant to Insurance Code Section 11734.

*Recommended Amendments to the California Workers' Compensation Uniform Statistical Reporting Plan — 1995, Title 10, California Code of Regulations, Section 2318.6, Effective September 1, 2026*

1. Amend Part 1, *General Provisions*, Section I, *Introduction*, Rule 3, *Effective Date*, to show that the effective date of the amended Uniform Sta-

tistical Reporting Plan is 12:01 a.m., September 1, 2026.

2. Amend Part 3, *Standard Classification System*, Section IV, *Special Industry Classification Procedures*, Rule 2, *Construction or Erection Work*, for consistency with other proposed changes.
3. Amend Part 3, Section V, *Payroll — Remuneration*, Rule 1, *Payroll — Remuneration*, Subrule j, *Executive Officers*, Subrule k, *Partners*, Subrule l, *Individual Employers*, and Subrule m, *Members of a Limited Liability Company*, to adjust the minimum and maximum payroll limitations for executive officers, partners, individual employers and members of a limited liability company to reflect wage inflation since the minimum and maximum payroll limitations were last amended in 2025.
4. Amend Part 3, Section VII, *Standard Classifications*, Rule 2, *Standard Classifications*, as follows:
  - Amend Classification 9181, *Athletic Teams or Athletic Facilities — players, umpires, referees and game officials*, to increase the annual payroll limitation for players from \$165,100 to \$171,600 per player per season to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classification 7607(2), *Audio Post-Production*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classification 8803, *Auditing, Accounting or Management Consulting Services*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classifications 5185/5186, *Automatic Sprinkler Installation*, to increase the hourly wage threshold from \$33.00 to \$36.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Classification 8393, *Automobile or Truck Body Repairing and Painting*, which is part of the Automotive Industry Group, to clarify its intended application.
  - Amend Classification 3821, *Automobile or Truck Dismantling*, which is part of the Automotive Industry Group, for consistency with other proposed changes.
  - Amend Classification 8387(1), *Automobile or Truck Gasoline Service Stations*, which

is part of the Automotive Industry Group, to clarify its intended application.

- Amend Classification 8387(2), *Automobile or Truck Oil and Fluid Replacement Service Facilities*, which is part of the Automotive Industry Group, to clarify its intended application.
- Amend Classification 8389, *Automobile or Truck Repair Facilities*, which is part of the Automotive Industry Group, to clarify its intended application.
- Amend Classification 8392, *Automobile or Truck Storage Garages or Parking Stations or Lots*, which is part of the Automotive Industry Group, to clarify its intended application and provide direction as to how related operations should be classified.
- Amend Classification 7227, *Automobile or Truck Towing, Roadside Assistance or Freeway Service Patrol*, which is part of the Automotive Industry Group, to clarify its intended application.
- Amend Classification 8397, *Automobile or Truck Transmission Repairing and Rebuilding*, which is part of the Automotive Industry Group, to clarify its intended application.
- Amend Classification 8387(3), *Automobile or Truck Washing Facilities*, which is part of the Automotive Industry Group, to clarify its intended application.
- Amend Classification 8390, *Automobile, Truck or Van Conversion or Customizing*, which is part of the Automotive Industry Group, to clarify its intended application.
- Amend Classification 9501(3), *Painting — automobile or truck bodies*, which is part of the Automotive Industry Group, to clarify its intended application.
- Amend Classification 8388, *Rubber Tire Dealers*, which is part of the Automotive Industry Group, to clarify its intended application.
- Amend Classification 8808, *Banks*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 4512, *Biomedical Research Laboratories*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.

- Amend the cross–reference for Classification 8813(2), *Bookbinding Operation — editing, designing, proofreading or photographic composing*, which is part of the Printing, Publishing and Duplicating Industry Group, for consistency with previously approved changes.
- Amend the cross–reference to Classification 9015(1), *Building Operation — N.O.C. — all other employees*, which is part of the Property Management/Operation Industry Group, for consistency with other proposed changes.
- Amend Classifications 5403/5432, *Carpentry*, to increase the hourly wage threshold from \$41.00 to \$46.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Eliminate the cross–reference for Classification 3070, *Computer Memory Disk Mfg.*, which is part of the Electronics Industry Group, for consistency with other proposed changes.
- Amend Classification 8859(1), *Computer Programming or Software Development*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classifications 5201(2)/5205(2), *Concrete or Cement Work — pouring or finishing of concrete floor slabs, poured in place and on the ground, and concrete slab–type foundations, for other than concrete buildings or structural steel buildings of multi–story construction*, to increase the hourly wage threshold from \$33.00 to \$36.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classifications 5201(1)/5205(1), *Concrete or Cement Work — pouring or finishing of concrete sidewalks, driveways, patios, curbs or gutters*, to increase the hourly wage threshold from \$33.00 to \$36.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 5610, *Contractors — construction or erection — all construction subcontracted*, to clarify its intended application.
- Amend Classification 5606, *Contractors — construction or erection — executive level supervisors*, to clarify its intended application.
- Amend Classification 8801, *Credit Unions*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classifications 5190/5140, *Electrical Wiring*, to increase the hourly wage threshold from \$36.00 to \$40.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 8874(4), *Audio/Video Electronic Products Mfg. — hardware or software design or development*, which is part of the Electronics Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Consistent with the recommendations of the WCIRB’s 2023 Electronics Industry Study, eliminate Classification 3070, *Computer Memory Disk Mfg.*, which is part of the Electronics Industry Group, as its advisory pure premium rate has reached alignment with that of the destination classification after combining for rate making purposes due to low statistical credibility, and reassign the operations described by this classification to Classification 3681(2), *Computer or Computer Peripheral Equipment Mfg. — all other employees*.
- Amend Classification 3681(2), *Computer or Computer Peripheral Equipment Mfg. — all other employees*, which is part of the Electronics Industry Group, to include the manufacture of rigid computer memory disks used within computer hard disk drives to store data.
- Amend Classification 8874(2), *Computer or Computer Peripheral Equipment Mfg. — hardware or software design or development*, which is part of the Electronics Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 8874(1), *Instrument Mfg. — electronic — professional or scientific — hardware or software design or development*, which is part of the Electronics Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.

- Amend Classification 8874(5), *Integrated Circuit and Semiconductor Wafer Mfg.* — *hardware or software design or development*, which is part of the Electronics Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 8874(6), *Medical Instrument Mfg.* — *electronic — diagnostic or treatment — hardware or software design or development*, which is part of the Electronics Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 3681(3), *Telecommunications Equipment Mfg.* — *all other employees*, which is part of the Electronics Industry Group, to clarify its intended application.
- Amend Classification 8874(3), *Telecommunications Equipment Mfg.* — *hardware or software design or development*, which is part of the Electronics Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 8601(1), *Engineers*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classifications 6218(1)/6220(1), *Excavation*, to increase the hourly wage threshold from \$40.00 to \$45.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 0036, *Dairy Farms*, which is part of the Farms Industry Group, to clarify its intended application.
- Amend Classification 0034(2), *Sheep, Hog or Calf Farms*, which is part of the Farms Industry Group, to provide direction as to how related operations should be classified.
- Amend Classification 0040, *Vineyards*, which is part of the Farms Industry Group, for consistency with other proposed changes.
- Amend Classification 4239(2), *Fiber Products Mfg.*, to clarify its intended application.
- Amend Classification 2121, *Breweries*, which is part of the Food Packaging and Processing Industry Group, to clarify its intended application and provide direction as to how related operations should be classified.
- Amend Classification 2108, *Fruit — citrus fruit packing and handling*, which is part of the Food Packaging and Processing Industry Group, for consistency with other proposed changes.
- Amend Classification 2109, *Fruit — dried fruit packing and handling*, which is part of the Food Packaging and Processing Industry Group, for clarity and consistency with other proposed changes.
- Amend Classification 2107, *Fruit — fresh fruit packing and handling*, which is part of the Food Packaging and Processing Industry Group, for consistency with other proposed changes.
- Eliminate Classification 2102, *Fruit or Vegetable Evaporation or Dehydrating*, which is part of the Food Packaging and Processing Industry Group, due to its limited statistical credibility and reassign the operations to Classification 2111(1), *Fruit or Vegetable Preserving*.
- Eliminate Classification 2111(3), *Fruit or Vegetable Pickling*, which is part of the Food Packaging and Processing Industry Group, as an alternate phraseology for clarity and reassign the operations to Classification 2111(1), *Fruit or Vegetable Preserving*.
- Amend Classification 2111(1), *Fruit or Vegetable Preserving*, which is part of the Food Packaging and Processing Industry Group, to include the curing, pickling, fermenting, drying or dehydrating of fruits or vegetables, and for clarity and consistency with other proposed changes.
- Amend Classification 2117, *Fruit or Vegetable Processing — frozen*, which is part of the Food Packaging and Processing Industry Group, for consistency with other proposed changes.
- Amend Classification 2111(2), *Olive Handling — sorting, curing or canning*, which is part of the Food Packaging and Processing Industry Group, for consistency with other proposed changes.
- Amend Classification 8601(4), *Forest Engineers*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee

to reflect wage inflation since the payroll limitation was last amended in 2025.

- Amend Classification 7360(2), *Freight Forwarders or Consolidators*, to clarify its intended application.
- Eliminate the cross–reference to Classification 2102, *Fruit or Vegetable Evaporation or Dehydrating*, which is part of the Food Packaging and Processing Industry Group, for consistency with other proposed changes.
- Eliminate the cross–reference to Classification 2111(3), *Fruit or Vegetable Pickling*, which is part of the Food Packaging and Processing Industry Group, for consistency with other proposed changes.
- Amend the cross–reference to Classification 2111(1), *Fruit or Vegetable Preserving*, which is part of the Food Packaging and Processing Industry Group, for consistency with other proposed changes.
- Amend Classification 8232(3), *Fuel and Material Dealers*, to clarify its intended application and provide direction as to how related operations should be classified.
- Amend Classifications 6315(2)/6316(2), *Gas Mains or Connections Construction*, to increase the hourly wage threshold from \$40.00 to \$45.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 4114, *Glassware Mfg.*, for clarity.
- Amend Classifications 5467/5470, *Glaziers*, to increase the hourly wage threshold from \$39.00 to \$43.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classifications 6218(2)/6220(2), *Grading Land*, to increase the hourly wage threshold from \$40.00 to \$45.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 3146(1), *Hardware Mfg.*, for clarity.
- Amend Classification 8839, *Dental or Orthodontia Practices*, which is part of the Health and Human Services Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 9043, *Hospitals*, which is part of the Health and Human Services Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 8834, *Physicians’ Practices and Outpatient Clinics*, which is part of the Health and Human Services Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classifications 5538(2)/5542(2), *Heating or Air Conditioning Ductwork*, to increase the hourly wage threshold from \$33.00 to \$37.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classifications 5183(3)/5187(3), *Heating or Air Conditioning Equipment*, to increase the hourly wage threshold from \$32.00 to \$35.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 8874(7), *Instrument Mfg. — non–electronic — scientific or medical — hardware or software design or development*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 8822, *Insurance Companies*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 8859(2), *Internet or Web–Based Application Development or Operation*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025 and clarify its intended application.
- Amend Classification 5040, *Iron or Steel Erection — structural*, to clarify its intended application.
- Amend Classifications 6218(3)/6220(3), *Land Leveling*, to increase the hourly wage threshold from \$40.00 to \$45.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 8820, *Law Firms*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect

- wage inflation since the payroll limitation was last amended in 2025.
- Amend Classifications 5027/5028, *Masonry*, to increase the hourly wage threshold from \$35.00 to \$37.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Classification 8749, *Mortgage Bankers*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classification 8743, *Mortgage Brokers*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classification 9610, *Motion Pictures — production*, to increase the annual payroll limitation for actors, musicians, producers and the motion picture director from \$165,100 to \$171,600 per person to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classifications 5474(1)/5482(1), *Painting or Wallpaper Installation*, to increase the hourly wage threshold from \$32.00 to \$36.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Classifications 5474(3)/5482(3), *Painting — water, oil or gasoline storage tanks*, to increase the hourly wage threshold from \$32.00 to \$36.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Classification 8601(2), *Oil or Gas Geologists or Scouts*, which is part of the Petroleum Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classifications 5484/5485, *Plastering or Stucco Work*, to increase the hourly wage threshold from \$38.00 to \$42.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Classifications 5183(1)/5187(1), *Plumbing*, to increase the hourly wage threshold from \$32.00 to \$35.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Classification 4299(2), *Bookbinding Operation — all other employees*, which is part of the Printing, Publishing and Duplicating Industry Group, for clarity and consistency with previously approved changes.
  - Amend Classification 4297(1), *Electronic Pre-Press*, which is part of the Printing, Publishing and Duplicating Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classification 4297(2), *Graphic Design*, which is part of the Printing, Publishing and Duplicating Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
  - Amend Classification 8807, *Newspaper, Magazine or Book Publishing*, which is part of the Printing, Publishing and Duplicating Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025 and for clarity and consistency with previously approved changes.
  - Amend Classification 8818, *Newspaper Publishing or Printing — editing, designing, proofreading or photographic composing*, which is part of the Printing, Publishing and Duplicating Industry Group, for consistency with previously approved changes.
  - Amend Classification 4299(1), *Printing Operation — all other employees*, which is part of the Printing, Publishing and Duplicating Industry Group, for consistency with previously approved changes.
  - Amend Classification 4295(1), *Printing Operation — screen printing*, which is part of the Printing, Publishing and Duplicating Industry Group, for clarity and consistency with previously approved changes.
  - Amend Classification 4295(2), *Screen Printed Merchandise Dealers — all other employees*, which is part of the Printing, Publishing and Duplicating Industry Group, for consistency with previously approved changes.
  - Amend the cross-reference for Classification 8813(1), *Printing Operation — editing, designing, proofreading or photographic composing — including Clerical Office Employees and Clerical Telecommuter Employees*, which is part of the Printing, Publishing

and Duplicating Industry Group, for consistency with previously approved changes.

- Amend the cross–reference for Classification 8846(1), *Printing Operation — screen printing — editing, designing, proofreading or photographic composing — including Clerical Office Employees and Clerical Telecommuter Employees*, which is part of the Printing, Publishing and Duplicating Industry Group, for consistency with previously approved changes.
- Amend Classification 9015(1), *Building Operation — N.O.C.*, which is part of the Property Management/Operation Industry Group, to clarify its intended application and for consistency with amendments to California Business and Professions Code sections 7027.2 and 7048.
- Amend Classification 8741, *Real Estate Agencies*, which is part of the Property Management/Operation Industry Group, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 7610, *Radio, Television or Commercial Broadcasting Stations*, to increase the annual payroll limitation for on–air personalities, entertainers and musicians from \$165,100 to \$171,600 per person to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classifications 5183(2)/5187(2), *Refrigeration Equipment*, to increase the hourly wage threshold from \$32.00 to \$35.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 4665, *Rendering or Fertilizer Mfg.*, for consistency with other proposed changes.
- Amend Classifications 5552/5553, *Roofing*, to increase the hourly wage threshold from \$31.00 to \$33.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 9529(1), *Scaffolds, Shoring, Concrete or Cement Distributing Towers, Hod Hoists or Construction Elevators*, to clarify its intended application and provide direction as to how related operations should be classified.
- Amend the cross–reference for Classification 8846(2), *Screen Printed Merchandise Dealers — editing, designing, proofreading or photographic composing — including Clerical Office Employees and Clerical Telecommuter Employees*, which is part of the Printing, Publishing and Duplicating Industry Group, for consistency with previously approved changes.
- Amend Classifications 6307/6308, *Sewer Construction*, to increase the hourly wage threshold from \$40.00 to \$45.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classifications 5538(1)/5542(1), *Sheet Metal Work*, to increase the hourly wage threshold from \$33.00 to \$37.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classifications 5632/5633, *Steel Framing*, to increase the hourly wage threshold from \$41.00 to \$46.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
- Amend Classification 8039, *Stores — department stores*, which is part of the Stores Industry Group, to increase the minimum annual payroll threshold from \$1,300,000 to \$1,400,000 to reflect wage inflation since the threshold was last amended in 2023.
- Amend Classification 8041, *Stores — wine or spirits*, which is part of the Stores Industry Group, for clarity.
- Amend Classification 7365, *Taxicab Operations*, to increase the minimum annual payroll from \$45,200 to \$46,900 per taxicab to reflect wage inflation since the threshold was last amended in 2025.
- Amend Classification 9156, *Theaters — dance, opera or theater companies*, to increase the annual payroll limitation for performers and directors of performers from \$165,100 to \$171,600 per person to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 9151, *Theaters — musical entertainment*, to increase the annual payroll limitation for performers and directors of performers from \$165,100 to \$171,600 per person to reflect wage inflation since the payroll limitation was last amended in 2025.
- Amend Classification 7607(1), *Video Post–Production*, to increase the annual payroll limitation from \$165,100 to \$171,600 per employee to reflect wage inflation since the payroll limitation was last amended in 2025.

- Amend Classifications 5446/5447, *Wall-board Installation*, to increase the hourly wage threshold from \$41.00 to \$45.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Classification 7520, *Water Companies*, to clarify its intended application.
  - Amend Classifications 6315(1)/6316(1), *Water Mains or Connections Construction*, to increase the hourly wage threshold from \$40.00 to \$45.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Classifications 5474(2)/5482(2), *Waterproofing*, to increase the hourly wage threshold from \$32.00 to \$36.00 per hour to reflect wage inflation since the threshold was last amended in 2024.
  - Amend Section VIII, *Abbreviated Classifications — Numeric Listing*, for consistency with other proposed changes.
5. Amend Part 4, *Unit Statistical Reporting Requirements*, Section IV, *Exposure Information*, Rule 6, *Update Type Code*, for consistency with currently accepted reporting type codes.
  6. Amend Part 4, Section V, *Loss Information*, Subsection B, *Loss Data Elements*, Rule 5, *Update Type Code*, for consistency with currently accepted type codes.
  7. Amend Part 4, Section VII, *Subsequent Reports, Correction Reports, and Reporting Methods*, Rule 3, *Reporting Methods*, for consistency with currently accepted type codes.

*Amendment to the Miscellaneous Regulations for the Recording and Reporting of Data — 1995, Title 10, California Code of Regulations, Section 2354, to be effective September 1, 2026*

1. Amend Part 1, *General Provisions*, Section I, *Introduction*, Rule 2, *Effective Date*, to show that the effective date of the amended Miscellaneous Regulations is 12:01 a.m., September 1, 2026.

*Recommended Amendments to the California Workers' Compensation Experience Rating Plan — 1995, Title 10, California Code of Regulations, Section 2353.1 Effective September 1, 2026*

1. Amend Section I, *General Provisions*, Rule 2, *Effective Date*, to show that the effective date of the amended Experience Rating Plan is 12:01 a.m., September 1, 2026.
2. Amend Section III, *Eligibility and Experience Period*, Rule 1, *Eligibility Requirements for California Workers' Compensation Insurance*, to adjust the eligibility threshold from \$10,800 to

\$11,700 to reflect wage inflation and the proposed September 1, 2026 expected loss rates.

3. Amend Table I, *Expected Loss Rates and D-Ratios*, to reflect the most current data available.
4. Amend Table II, *Primary Thresholds*, to reflect the most current data available.

#### CONTACT PERSON

The name and telephone number of the agency representative and designated contact person are listed above under “WRITTEN COMMENT PERIOD.”

#### AVAILABILITY STATEMENTS

The Commissioner has prepared an Informative Digest included in this Notice that sets forth a summary and the reasons for the proposed regulations. Upon request to the contact persons above, the text of the proposed regulations shall be made available for inspection and copying.

The file for this action, which includes a copy of the proposed regulations, the WCIRB's filing, and any supplemental information, is contained in the Rulemaking File: REG-2026-00001 and is available for inspection and copying by prior appointment at 1901 Harrison Street, 6th Floor, Oakland, California 94612, between the hours of 9:00 a.m. and 5:00 p.m., Monday through Friday.

#### INTERNET ACCESS

Documents concerning these proposed regulations are available on the Department's website at the following link: [www.insurance.ca.gov/0250-insurers/0500-legal-info/0200-regulations/proposed-regulations.cfm](http://www.insurance.ca.gov/0250-insurers/0500-legal-info/0200-regulations/proposed-regulations.cfm).

The express terms of the proposed regulations as contained in the WCIRB's filing may also be viewed or downloaded from the Regulatory Filings section of the WCIRB website: [www.wcirb.com](http://www.wcirb.com).

#### APPROVAL OF REGULATIONS

Following the time period to receive written comment, the Commissioner may approve regulations substantially as described in this Notice and Informative Digest, or he may approve modified regulations or refuse to approve the regulations. Notice of the Commissioner's action will be sent to all persons who have requested notice of the Commissioner's action.

**TITLE 14. FISH AND GAME COMMISSION**

CENTRAL VALLEY SPORT FISHING

**NOTICE IS HEREBY GIVEN** that the California Fish and Game Commission (Commission), pursuant to the authority vested by Section **200, 205, 265, 270, 315, 316.5, 399 and 2084** of the California Fish and Game Code and to implement, interpret or make specific Sections **200, 205, 265, 270, 316.5 and 2084** of said Code, proposes to **amend** Sections 7.40(b)(4), (43), (66), and (80), Title 14, California Code of Regulations, relating to **Central Valley Sport Fishing**

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Unless otherwise specified, all section references in this document are to Title 14 of the California Code of Regulations.

Current regulations in subsections (b)(4), (b)(43), (b)(66), and (b)(80) of Section 7.40 prescribe the 2025 seasons and daily bag and possession limits for Sacramento River fall–run Chinook salmon (*Oncorhynchus tshawytscha*; SRFC) sport fishing in the American, Feather, Mokelumne, and Sacramento rivers, respectively. Collectively, these four rivers constitute the “Central Valley fishery” for SRFC for purposes of this document. Each year, the Department recommends new Chinook Salmon bag and possession limits for consideration by the Commission to align the fishing limits with up–to–date management goals, as set forth below.

The Pacific Fishery Management Council (PFMC) is responsible for adopting recommendations for the management of recreational and commercial ocean salmon fisheries in the Exclusive Economic Zone (three to 200 miles offshore) off the coasts of Washington, Oregon, and California. When approved by the Secretary of Commerce, these recommendations are implemented as ocean salmon fishing regulations by the National Marine Fisheries Service (NMFS).

The PFMC will develop the annual Pacific coast ocean salmon fisheries regulatory options for public review at its March 2026 meeting and will adopt its final regulatory recommendations at its April 2026 meeting based on the PFMC salmon abundance estimates and recommendations for ocean harvest for the coming season. Based on the April 2026 recommendation by PFMC, the Department will recommend specific seasons and bag and possession limit regulations to the Commission at its April 16, 2026, meeting. The Commission will then consider adoption of

the Central Valley sport fishing regulations at its May 6, 2026, meeting.

PROPOSED REGULATIONS

**Chinook Salmon Bag and Possession Limits**

The Department recognizes the uncertainty of SRFC in–river harvest projections. Therefore, for the 2026 Central Valley fishery, the Department is presenting four regulatory options for the Commission’s consideration to tailor 2026 Central Valley fishery management to target 2026 in–river fisheries harvest projections. The Commission may adopt these options for each river section independently, or in combination to meet PFMC SRFC management objectives.

- American River, subsections 7.40(b)(4)(B), (C) and (D).
- Feather River, subsection 7.40(b)(43)(D), (E), and (F).
- Mokelumne River, subsection 7.40(b)(66)(A), (B) and (D).
- Sacramento River below Keswick Dam, subsection 7.40(b)(80)(C), (D) and (E).

The following options are provided for Commission consideration:

**Option 1 — Any Size Chinook Salmon Fishery**

This option is the Department’s preferred option if the 2026 SRFC stock abundance forecast is sufficiently high to avoid the need to constrain in–river SRFC harvest.

Bag limit of [0–4] Chinook Salmon.

Possession limit — [0–12] Chinook Salmon.

**Option 2 — Limited Adult and Grilse Salmon Fishery**

Bag limit of [0–4] Chinook Salmon of which no more than [0–4] fish over 27 inches total length may be retained.

Possession limit — [0–12] Chinook Salmon of which no more than [0–12] fish may be over 27 inches total length.

**Option 3 — Grilse Salmon Fishery Only**

Bag limit of [0–4] Chinook Salmon less than or equal to 27 inches total length.

Possession limit — [0–12] Chinook Salmon less than or equal to 27 inches total length.

**Option 4 — No Salmon Fishing in all Central Valley Rivers, Streams, and Tributaries**

No take or possession of Chinook Salmon.

**Chinook Salmon Fishing Seasons**

The current open fishing seasons for SRFC in the Central Valley are specific to each river and river section and have start and end dates that encompass the migration periods for salmon to upstream spawning habitat in the American, Feather, Sacramento, and

Mokelumne rivers. To provide angling opportunity while minimizing the risk of overharvest due to uncertainty of SRFC in-river harvest projections, the Department is presenting a range of dates within that historic range that spans the open fishing season specific to each river section. This will provide the Commission with the flexibility to start the season later or end the season earlier, per section of river or across the valley.

**Separate Chinook Salmon Seasons from other Sport Fish Species Seasons**

Under existing regulations, the open fishing seasons for Chinook Salmon in the Central Valley are presented in the same row in the regulatory text table as other sport fish species including steelhead trout, Striped Bass, and Shad. The Department’s recent change of the Chinook Salmon fishing seasons from a static, uniform date range to a range of dates does not apply to other sportfish species. The existing fishing seasons for other sportfish species will remain unchanged. Therefore, it is necessary to uncouple the fishing seasons for these distinct fisheries throughout the regulatory text. The separated seasons are indicated in the Proposed Regulatory Language by having Chinook Salmon in a separate row in the table from the other sport fish species including hatchery steelhead and hatchery trout. This change does not alter the season for non-Chinook Salmon sport fish opportunities but rather combines and consolidates the season into one row in the table.

**Brown Trout Harvest Opportunity in Sections of the Sacramento River**

Non-native Brown Trout have occasionally been caught in the steelhead trout fishery on the Sacramento River, particularly in the reaches below Keswick Dam. Brown Trout are highly piscivorous and are known to prey upon juvenile Chinook Salmon, Coho Salmon and steelhead trout in locations where their presence overlaps, which can suppress native species recovery. The Department is proposing to allow the harvest of Brown Trout in the Sacramento River. This proposed change will reduce predation on juvenile salmon and steelhead and align these regulations with existing regulations for Brown Trout in anadromous waters. The proposed regulations add take for Brown Trout to Section 7.40, subsections (b)(80)(B)(1) and (2) and (C) with a bag limit of 5 fish per day and 10 fish in possession. A harvest of 5 Brown Trout is appropriate given the recent catch and observations reported to the Department.

**BENEFITS OF THE PROPOSED REGULATIONS**

The Commission anticipates benefits to the environment in the sustainable management of Central Valley

Chinook Salmon resources. Other benefits of the proposed regulations are consistency with federal fishery management goals, and health and welfare of California residents.

**CONSISTENCY AND COMPATIBILITY WITH EXISTING REGULATIONS**

Article IV, Section 20 of the State Constitution specifies that the Legislature may delegate to the Commission such powers relating to the protection and propagation of fish and game as the Legislature sees fit. The Legislature has delegated to the Commission the power to regulate sport fishing in waters of the state (Fish and Game Code sections 200, 205, 315 and 316.5). The Commission has reviewed its own regulations and finds that the proposed regulations are neither inconsistent nor incompatible with existing state regulations. The Commission has searched the California Code of Regulations and finds no other state agency regulations pertaining to Chinook Salmon sport fishing seasons, bag, and possession limits for Central Valley sport fishing.

**PUBLIC PARTICIPATION**

**Comments Submitted by Mail or Email**

It is requested, but not required, that written comments be submitted on or before **5:00 p.m., Thursday, April 23, 2026** at the address given below, or by email to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). Written comments mailed, or emailed to the Commission office, must be received before **12:00 noon, Tuesday, May 5, 2026**. If you would like copies of any modifications to this proposal, please include your name and mailing address. Mailed comments should be addressed to Fish and Game Commission, P.O. Box 944209, Sacramento, CA 94244-2090.

**Meetings**

**NOTICE IS GIVEN** that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the **California Natural Resources Headquarters Building, Second Floor, 715 P Street, Sacramento, California**, which will commence at **8:00 a.m. on April 15, 2026** and may continue at **8:00 a.m. on April 16, 2026**. The Commission will make a reasonable effort to provide the public additional opportunities to observe or provide comment in the meeting through the Zoom videoconference platform by computer, mobile device, or telephone connections. However, the Commission cannot guarantee the accessibility or functionality of the remote connection options. Should technical issues affect remote attendee access or quality, an attempt will be made to resolve them, but the meeting will continue with in-person attendees. In-

structions for participation in the webinar/teleconference hearing will be posted at [www.fgc.ca.gov](http://www.fgc.ca.gov) in advance of the meeting or may be obtained by calling (916) 653–4899. Please refer to the Commission meeting agenda, which will be available at least 10 days prior to the meeting, for the most current information.

**NOTICE IS ALSO GIVEN** that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in **Santa Barbara, California**, which will commence at **8:00 a.m. on May 6, 2026**. The exact location of this meeting has not yet been determined. As soon as this information is available but not less than ten days before the hearing, a continuation notice will be sent to interested and affected parties providing the exact location. The continuation notice will also be published on the Commission’s website. The Commission will make a reasonable effort to provide the public additional opportunities to observe or provide comment in the meeting through the Zoom videoconference platform by computer, mobile device, or telephone connections. However, the Commission cannot guarantee the accessibility or functionality of the remote connection options. Should technical issues affect remote attendee access or quality, an attempt will be made to resolve them, but the meeting will continue with in–person attendees. Instructions for participation in the webinar/teleconference hearing will be posted at [www.fgc.ca.gov](http://www.fgc.ca.gov) in advance of the meeting or may be obtained by calling (916) 653–4899. Please refer to the Commission meeting agenda, which will be available at least 10 days prior to the meeting, for the most current information.

#### AVAILABILITY OF DOCUMENTS

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulation in underline and strikeout format can be accessed through the Commission website at [www.fgc.ca.gov](http://www.fgc.ca.gov). The regulations as well as all related documents upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Melissa Miller–Henson, Executive Director, Fish and Game Commission, 715 P Street, Box 944209, Sacramento, California 94244–2090, phone (916) 653–4899. Please direct requests for the above–mentioned documents and inquiries concerning the regulatory process to Melissa Miller–Henson or **David Haug** at [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov) or at the preceding address or phone number. **Jonathan Nelson, Anadromous Fisheries Program Manager, Fisheries Branch, Department of Fish and Wildlife, Fisheries@wildlife.ca.gov**, has been designated to respond to questions on the substance of the proposed regulations.

#### AVAILABILITY OF MODIFIED TEXT

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15–day comment period, and the Commission will exercise its powers under Section 265 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in sections 11343.4, 11346.4, 11346.8 and 11347.1 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

#### IMPACT OF REGULATORY ACTION/RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

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

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The proposed changes are necessary for the continued preservation of the resource, while providing inland sport fishing opportunities and thus, the prevention of adverse economic impacts.

- (b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State’s Environment:

The Commission does not anticipate significant adverse economic impacts but acknowledges the poten-

tial for short-term negative impacts on the creation or elimination of jobs within the state. The Commission anticipates no adverse impacts on the creation of new business, the elimination of existing businesses or the expansion of businesses in California. The management of an ongoing Chinook Salmon sport fishery with annual variations in the bag and possession limits and/or the implementation of a size limit is not anticipated to significantly impact the volume of business activity.

The reduction of up to 24 jobs from the historical baseline with Option 2, 47 jobs for Option 3, and 119 jobs for Option 4 is not expected to eliminate businesses because projected reduction in fishing days is expected to be partially offset by opportunities to fish for grilse Chinook salmon and other species for Option 2 and 3 and continued opportunities for other salmonid (steelhead/ Rainbow trout) and non-salmonid species for Option 4. Additionally, all options represent a net gain in angler days from the 2025 season and could potentially result in gains of 55–174 jobs based on the selected option (see Table 1 below).

The Commission anticipates general benefits to the health and welfare of California residents through responsibly managed outdoor recreational opportunities. Providing opportunities for a Chinook Salmon sport fishery also encourages consumption of a nutritious food. The Commission anticipates benefits to the environment by the sustainable management of Chinook salmon resources in the Central Valley.

The Commission does not anticipate any benefits to worker safety.

Other benefits of the proposed regulations are concurrence with federal fishery management goals and promotion of businesses that rely on Central Valley sport fishing.

(c) Cost Impacts on a Representative Private Person or Business:

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

(d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

None.

(e) Nondiscretionary Costs/Savings to Local Agencies:

None.

(f) Programs Mandated on Local Agencies or School Districts:

None.

(g) Costs Imposed on any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code:

None.

(h) Effect on Housing Costs:

None.

(i) Business Reporting Requirements:

The proposed action does not impose a business reporting requirement.

#### EFFECT ON SMALL BUSINESS

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code Sections 11342.580 and 11346.2(a)(1).

#### CONSIDERATION OF ALTERNATIVES

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, 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.

### TITLE 14. FISH AND GAME COMMISSION

#### KLAMATH RIVER BASIN SPORT FISHING

**NOTICE IS HEREBY GIVEN** that the California Fish and Game Commission (Commission), pursuant to the authority vested by Section **200, 205, 265, 270, 315, 316.5, 399 and 2084** of the California Fish and Game Code and to implement, interpret or make specific Sections **200, 205, 265, 270, 316.5 and 2084** of said Code, proposes to **amend** Section 7.40(b)(50), Title 14, California Code of Regulations, relating to **Klamath River Basin Sport Fishing**

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Unless otherwise specified, all section references in this document are to Title 14 of the California Code of Regulations.

The Klamath River Basin, which consists of the Klamath River and Trinity River systems, is managed for fall-run Chinook Salmon (*Oncorhynchus tshawytscha*) through a cooperative system of state, federal, and tribal management agencies. Salmonid regulations are designed to meet natural and hatchery

escapement needs for salmonid stocks, while providing equitable harvest opportunities for ocean sport, ocean commercial, river sport, and tribal fisheries.

The Pacific Fishery Management Council (PFMC) is responsible for adopting recommendations for the management of sport and commercial ocean salmon fisheries in the Exclusive Economic Zone (three to 200 miles offshore) off the coasts of Washington, Oregon, and California. When approved by the Secretary of Commerce, these recommendations are implemented as ocean salmon fishing regulations by the National Marine Fisheries Service (NMFS).

The California Fish and Game Commission (Commission) adopts regulations for the ocean salmon sport (inside three miles) and the Klamath River Basin (in–river) sport fisheries which are consistent with federal fishery management goals.

Tribal entities within the Klamath River Basin maintain fishing rights for ceremonial, subsistence, and commercial fisheries that are managed consistent with federal fishery management goals. Tribal fishing regulations are promulgated by individual tribal governments.

#### *Klamath River Fall–Run Chinook Salmon*

Adult Klamath River fall–run Chinook Salmon (KRFC) harvest allocations and natural spawning escapement goals are established by PFMC. The KRFC harvest allocation between tribal and non–tribal fisheries is based on court decisions and allocation agreements between the various fishery representatives.

#### *PFMC Overfishing Review*

KRFC stocks have been designated as “overfished” by PFMC. This designation is the result of not meeting conservation objectives for these stocks. Management objectives and criteria for KRFC are defined in the PFMC Salmon Fishery Management Plan (FMP). The threshold for overfished status of KRFC is a three–year geometric mean less than or equal to 30,525 natural area adult spawners. This overfished–threshold was met for KRFC during the 2015–2017 period. The 30,525 KRFC natural area adult spawners is considered the minimum stock size threshold, per the FMP. The KRFC adult natural area spawning escapement for 2024 was 24,032 natural area adult spawners, which is below the one–year conservation threshold of 40,700 natural area adult spawners. The most recent three–year geometric mean of 27,962 is still less than the required 40,700 natural area adult spawners conservation threshold, therefore the KRFC are still considered as an “overfished” stock.

Accordingly, the FMP outlines a process for preparing a “rebuilding plan” that includes assessment of the factors that led to the decline of the stock, including fishing, environmental factors, model errors, etc. The rebuilding plan includes recommendations to address conservation of KRFC, with the goal of achiev-

ing rebuilt status. Rebuilt status requires meeting a three–year geometric mean of 40,700 adult natural area KRFC spawner escapement. The plan developed by representatives of NMFS, PFMC, U.S. Fish and Wildlife Service, the California Department of Fish and Wildlife (Department), and tribal entities, was submitted to PFMC in February 2019, adopted by PFMC in June 2019, and submitted to NMFS in August 2019. Forthcoming recommendations from the rebuilding plan may alter how KRFC are managed in the future, including changing the in–river allocation number, and/or allocating less than the normal target number.

#### *Klamath River Spring Chinook Salmon*

The Klamath River Basin also supports Klamath River spring Chinook Salmon (KRSC). Naturally produced KRSC are both temporally and spatially separated from KRFC in most cases. Presently, KRSC stocks are not managed or allocated by PFMC. This in–river sport fishery is managed by general basin seasons, daily bag limit, and possession limit regulations. KRSC harvest is monitored on the Klamath River below the Highway 96 bridge at Weitchpec to the mouth of the Klamath River by creel survey. The upper Trinity River, upstream of Junction City, is monitored using tag returns from anglers.

#### *KRFC Allocation Management*

The PFMC allocation for the Klamath River Basin sport harvest is normally a minimum of 15 percent of the non–tribal PFMC harvest allocation of KRFC. Pre-season stock projections of 2026 adult KRFC abundance will not be available from PFMC until March 2026. The 2026 basin allocation will be recommended by PFMC in April 2026. That allocation will inform the quota that the Department proposes to the Commission for adoption as a quota for the in–river sport harvest at the Commission’s May 2026 teleconference meeting.

The Commission may adopt a KRFC in–river sport harvest quota that is different than the quota proposed by the Department or the PFMC 2026 allocation for that fishery. Commission modifications need to meet biological and fishery allocation goals specified in law or established in the FMP.

The annual KRFC in–river sport harvest quota is specified in subsection 7.40(b)(50)(D)1. The quota is split among four geographic areas with a subquota for each area, expressed as a percentage of the total in–river quota, specified in subsection 7.40(b)(50)(D)2. For angler convenience, the subquotas, expressed as the number of fish, are listed for the affected river segments in subsection 7.40(b)(50)(E).

The in–river sport subquota percentages are as follows:

1. Main stem Klamath River from the California–Oregon border to the Highway 96 bridge at Weitchpec — 17 percent of the in–river sport quota;
2. Main stem Klamath River downstream of the Highway 96 bridge at Weitchpec to the mouth of the Pacific Ocean — 50 percent of the in–river sport quota; The spit area (within 100 yards of the channel through the sand spit formed at the Klamath River mouth) closes to all fishing after 15 percent of the total Klamath River Basin quota has been taken downstream of the Highway 101 bridge.
3. Main stem Trinity River downstream of the Old Lewiston Bridge to the Highway 299 West bridge at Cedar Flat — 16.5 percent of the in–river sport quota; and,
4. Main stem Trinity River downstream of the Denny Road bridge at Hawkins Bar to the confluence with the Klamath River — 16.5 percent of the in–river sport fishery quota.

These geographic areas are based upon the historical distribution of angler effort to ensure equitable harvest of adult KRFC in the Klamath River and Trinity River. The subquota system requires the Department to monitor or assess angler harvest of adult KRFC in each geographic area. All areas are monitored on a real time basis, except for the Klamath River upstream of Weitchpec and in the Trinity River. Due to funding and personnel reductions, the Department does not currently conduct real time harvest monitoring in the Klamath River upstream of the Weitchpec and in the Trinity River.

The Department has developed Harvest Predictor Models (HPM), which incorporate historic creel survey data from the Klamath River downstream of Iron Gate Dam to the confluence with the Pacific Ocean, and the Trinity River downstream of Lewiston Dam to the confluence with the Klamath River. Each HPM is driven by the positive relationship between KRFC harvested in the respective lower and upper subquota areas of the Klamath River and the Trinity River. The HPMs will be used by the Department to implement fishing closures to ensure that anglers do not exceed established subquota targets. Using this method, the upper Klamath River subquota area generally closes between 28–30 days after the lower Klamath River subquota is reached. Similarly, the upper Trinity River subquota area generally closes 45 days after the lower Klamath River subquota has been met. The Department also takes into consideration several other factors when implementing closure dates for subquota areas, including angler effort, KRFC run timing, weir counts, and ongoing recreational creel surveys per-

formed by the Hoopa Valley Tribe in the lower Trinity River below Willow Creek.

*Sport Fishery Management*

The KRFC in–river sport harvest quota is divided into geographic areas, and harvest is monitored under real time subquota management. The KRSC in–river sport harvest is managed by general season, daily bag limit, and possession limit regulations.

The Department presently differentiates the two stocks by the following sport fish season in each sub–area:

*Klamath River*

July 1 through August 14 — General Season KRSC.

For purposes of clarity, daily bag and possession limits apply to that section of the Klamath River downstream of the Highway 96 bridge at Weitchpec to the mouth.

August 15 to December 31 — KRFC quota management.

*Trinity River*

July 1 through August 31 — General Season KRSC.

For purposes of clarity, daily bag and possession limits apply to that section of the Trinity River downstream of the Old Lewiston Bridge to the confluence with the South Fork Trinity River.

September 1 through December 31 — KRFC quota management.

Current regulations in subsections 7.40(b)(50)(E)2.a. through 2.e. specify bag limits for KRFC and KRSC stocks in the Klamath River. Current regulations in subsections 7.40(b)(50)(E)6.b., e., and f. specify bag limits for KRFC and KRSC stocks in the Trinity River. Current regulations in subsections 7.40(b)(50)(C)2.a. and 2.b. specify KRSC and KRFC possession limits, respectively.

*Proposed Changes*

*KRFC Adult Stocks (Sport Fishery Quota Management)*

Quota: For public notice requirements, the Department recommends the Commission consider a quota range of 0–67,600 adult KRFC in the Klamath River Basin for the in–river sport fishery. This recommended range encompasses the historical range of the Klamath River Basin allocations and allows the PFMC and the Commission to make adjustments during the 2026 regulatory cycle.

Subquotas: The proposed subquotas for KRFC stocks are as follows:

1. Main stem Klamath River from the California–Oregon border to the Highway 96 bridge at Weitchpec — 17 percent of the total quota equates to [0–11,492];
2. Main stem Klamath River downstream of the Highway 96 bridge at Weitchpec to the mouth of the Pacific Ocean — 50 percent of the total quota equates to [0–33,800];

3. Main stem Trinity River downstream of the Old Lewiston Bridge to the Highway 299 West bridge at Cedar Flat — 16.5 percent of the total quota equates to [0–11,154]; and,
4. Main stem Trinity River downstream of the Denny Road bridge at Hawkins Bar to the confluence with the Klamath River — 16.5 percent of the total quota equates to [0–11,154].

Seasons:

- Klamath River — August 15 through December 31.
- Trinity River — September 1 through December 31.

*KRFC Option 1: Bag and Possession Limits*

Because the PFMC recommendations are not known at this time, ranges are shown in [brackets] below of bag and possession limits which encompass historical quotas. All are proposed for the 2026 KRFC fishery in the Klamath and Trinity rivers.

- Bag Limit — [0–4] Chinook Salmon — of which no more than [0–4] fish over [20–24] inches total length may be retained until the subquota is met, then 0 fish over [20–24] inches total length.
- Possession limit — [0–12] Chinook Salmon of which no more than [0–4] fish over [20–24] inches total length may be retained when the take of salmon over [20–24] inches total length is allowed.

The final KRFC bag and possession limits will align with the final federal regulations to meet biological and fishery allocation goals specified in law or established in the FMP.

As in previous years, no retention of adult KRFC is proposed once the subquota has been met.

**Size Limits**

KRFC are managed based on adult quotas which is the maximum number of adult fish (age three and older) that can be harvested. In 2023, the Department moved away from the fixed standing cutoff size between grilse and adult Chinook Salmon of 23 inches total length to using a range between 20 to 24 inches total length as an annual option for cutoff size. This allows for annual variation in size cutoffs, as informed by previous year(s) data to manage the harvest of the adult KRFC quota more effectively. The Department is currently conducting a post season assessment of KRFC length and age data which will be used to help determine the proposed 2026 size cutoff. The 2026 proposed adult cutoff will be presented at the April 2026 Commission meeting.

*KRFC Option 2: Fishery Closure*

This option would close salmon fishing in the Klamath River Basin as specified by river reach(es) in subsection 7.40(b)(50) to provide protection to KRFC

should a reduction in the stock be indicated by PFMC abundance projections. In any year, should the PFMC recommend a complete or near complete closure of the ocean recreational salmon fishery and/or an allocation of 0 (zero) adult KRFC to the in–river fishery, this option would give the Department flexibility to respond to and support any federal action. This option prohibits all methods of targeting KRFC including catch and release fishing.

*KRSC Sport Fishery*

KRSC stocks are not managed or allocated by PFMC. This in–river sport fishery is managed by general basin seasons, daily bag limit, and possession limit regulations. The KRSC sport fishery has been incorporated into the annual Klamath sport fish rulemaking process to allow for adaptive management of stock status and the need to compensate for large–scale changes in fishery effort.

Seasons:

- Klamath River — July 1 through August 14.
- Trinity River — July 1 through August 31.

*KRSC Option 1 Bag and Possession Limits*

Ranges are shown in [brackets] below of bag and possession limits which encompass historical ranges. All are proposed for the 2026 KRSC fishery in the Klamath and Trinity rivers.

- Bag Limit — [0–1] Chinook Salmon.
- Possession limit — [0–2] Chinook Salmon.

*KRSC Option 2: Fishery Closure*

This option would close salmon fishing in the Klamath River Basin as specified by river reach(es) in subsection 7.40(b)(50) to provide protection to KRSC should the Department be concerned with stock status or predicts a large shift in effort due to widespread salmon closures in other areas of the state. In any year, should the PFMC recommend a complete or near complete closure of the ocean recreational salmon fishery and/or an allocation of 0 (zero) adult KRFC to the in–river fishery, this option would give the Department flexibility to respond to potential effort shift. This option prohibits all methods of targeting KRSC including catch and release fishing.

*Other Changes for Clarity*

Language referencing the size of an adult fish is removed from subsection (50)(E)2.e. in the second column as the size is already included in the following column as a range in the options provided. This change is necessary for consistency and clarity. Also, in subsections (50)(C)2., (50)(D)2.b., and (50)(E)2.e the words “to the mouth” have been added to clarify the lower boundary of this stretch of the Klamath River to be the mouth of the river as it meets the ocean.

## BENEFIT OF THE REGULATIONS

The benefits of the proposed regulations are conformance with federal fishery management goals, sustainable management of Klamath River Basin fish resources, health and welfare of California residents, and promotion of businesses that rely on salmon sport fishing in the Klamath River Basin.

## CONSISTENCY AND COMPATIBILITY WITH EXISTING REGULATIONS

Article IV, Section 20 of the State Constitution specifies that the Legislature may delegate to the Commission such powers relating to the protection and propagation of fish and game as the Legislature sees fit. The Legislature has delegated authority to the Commission to promulgate sport fishing regulations (Fish and Game Code sections 200, 205, 315, and 316.5). The Commission has reviewed its own regulations and finds that the proposed regulations are neither inconsistent nor incompatible with existing state regulations. Commission staff has searched the California Code of Regulations and has found no other state regulations related to sport fishing in the Klamath River Basin.

## PUBLIC PARTICIPATION

### Comments Submitted by Mail or Email

It is requested, but not required, that written comments be submitted on or before **5:00 p.m., Thursday, April 23, 2026** at the address given below, or by email to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). Written comments mailed, or emailed to the Commission office, must be received before **12:00 noon, Tuesday, May 5, 2026**. If you would like copies of any modifications to this proposal, please include your name and mailing address. Mailed comments should be addressed to Fish and Game Commission, P.O. Box 944209, Sacramento, CA 94244–2090.

### Meetings

**NOTICE IS GIVEN** that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the **California Natural Resources Headquarters Building, Second Floor, 715 P Street, Sacramento, California**, which will commence at **8:00 a.m. on April 15, 2026** and may continue at **8:00 a.m. on April 16, 2026**. The Commission will make a reasonable effort to provide the public additional opportunities to observe or provide comment in the meeting through the Zoom videoconference platform by computer, mobile device, or telephone connections. However, the Commission cannot guarantee the accessibility or functionality of the remote connection options. Should

technical issues affect remote attendee access or quality, an attempt will be made to resolve them, but the meeting will continue with in-person attendees. Instructions for participation in the webinar/teleconference hearing will be posted at [www.fgc.ca.gov](http://www.fgc.ca.gov) in advance of the meeting or may be obtained by calling (916) 653–4899. Please refer to the Commission meeting agenda, which will be available at least 10 days prior to the meeting, for the most current information.

**NOTICE IS ALSO GIVEN** that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in **Santa Barbara, California**, which will commence at **8:00 a.m. on May 6, 2026**. The exact location of this meeting has not yet been determined. As soon as this information is available but not less than ten days before the hearing, a continuation notice will be sent to interested and affected parties providing the exact location. The continuation notice will also be published on the Commission's website. The Commission will make a reasonable effort to provide the public additional opportunities to observe or provide comment in the meeting through the Zoom videoconference platform by computer, mobile device, or telephone connections. However, the Commission cannot guarantee the accessibility or functionality of the remote connection options. Should technical issues affect remote attendee access or quality, an attempt will be made to resolve them, but the meeting will continue with in-person attendees. Instructions for participation in the webinar/teleconference hearing will be posted at [www.fgc.ca.gov](http://www.fgc.ca.gov) in advance of the meeting or may be obtained by calling (916) 653–4899. Please refer to the Commission meeting agenda, which will be available at least 10 days prior to the meeting, for the most current information.

## AVAILABILITY OF DOCUMENTS

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulation in underline and strikeout format can be accessed through the Commission website at [www.fgc.ca.gov](http://www.fgc.ca.gov). The regulations as well as all related documents upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Melissa Miller–Henson, Executive Director, Fish and Game Commission, 715 P Street, Box 944209, Sacramento, California 94244–2090, phone (916) 653–4899. Please direct requests for the above-mentioned documents and inquiries concerning the regulatory process to Melissa Miller–Henson or **David Haug** at [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov) or at the preceding address or phone number. **Jonathan Nelson, Anadromous Fisheries Program Manager, Fisheries Branch, Department**

of Fish and Wildlife, [Fisheries@wildlife.ca.gov](mailto:Fisheries@wildlife.ca.gov)), has been designated to respond to questions on the substance of the proposed regulations.

#### AVAILABILITY OF MODIFIED TEXT

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15–day comment period, and the Commission will exercise its powers under Section 265 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in sections 11343.4, 11346.4, 11346.8 and 11347.1 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

#### IMPACT OF REGULATORY ACTION/RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

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

The proposed regulation will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The proposed regulations are projected to range from minor to no impact on the net revenues to local businesses servicing sport fishermen. Additionally, the in–river harvest is almost exclusively for KRFC, therefore no significant impacts are anticipated from the proposed changes to the KRSC regulations. If the 2026 KRFC quota is reduced, visitor spending may correspondingly be reduced, and in the absence of alternative visitor activities, the drop in spending could induce some

business contraction, but this would match the conditions of the current closure that has persisted since 2023. If the 2026 KRFC quota remains similar to the KRFC quotas allocated in previous years, then local economic impacts are expected to be beneficial as anglers return to the fishery. Neither scenario is expected to directly affect the ability of California businesses to compete with businesses in other states.

- (b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State’s Environment:

An estimated 30–50 businesses that serve sport fishing activities are expected to be directly and/or indirectly affected depending on the final KRFC quota. The impacts range from no impact (Projection 1 under the Economic Impact Assessment (EIA), see STD. 399) to small adverse impacts (Projection 3, EIA, see STD. 399).

Depending on the final KRFC quota, the Commission anticipates the potential for some impact on the creation or elimination of jobs in California. The potential adverse employment impacts range from no impact to the loss of 14 jobs. Under all alternatives, due to the limited time period of this regulation’s impact, the Commission anticipates no impact on the creation of new businesses, the elimination of existing businesses, or the expansion of businesses in California.

For all of the proposed scenarios, the possibility of growth of businesses to serve alternative recreational activities exists. Adverse impacts to jobs and/or businesses would be less if fishing of other species and grilse KRFC is permitted, than under a complete closure to all fishing. The impacted businesses are generally small businesses employing few individuals and, like all small businesses, are subject to failure for a variety of causes. Additionally, the long–term intent of the proposed regulatory action is to increase sustainability in fishable salmon stocks and, consequently, promote the long–term viability of these same small businesses. Finally, the in–river harvest is almost exclusively for KRFC, therefore no significant impacts are anticipated from the proposed changes to the KRSC regulations.

The proposed regulations will benefit the health and welfare of California residents and the state’s environment by responsibly managing KRFC and KRSC populations and facilitating outdoor recreational opportunities associated with them now and in the future. The regulations are not expected to affect worker safety.

- (c) Cost Impacts on a Representative Private Person or Business:

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

(d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

None.

(e) Nondiscretionary Costs/Savings to Local Agencies:

None.

(f) Programs Mandated on Local Agencies or School Districts:

None.

(g) Costs Imposed on any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code:

None.

(h) Effect on Housing Costs:

None.

(i) Business Reporting Requirements:

The proposed action does not impose a business reporting requirement.

#### EFFECT ON SMALL BUSINESS

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code Sections 11342.580 and 11346.2(a)(1).

#### CONSIDERATION OF ALTERNATIVES

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, 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.

## TITLE 20. ENERGY COMMISSION

### AMENDMENTS TO THE DEFINITION OF APPURTENANT FACILITY AND RELATED FACILITY

#### INTRODUCTION

The California Energy Commission (CEC) proposes to adopt changes to the definition of “related facility” and add the definition of “appurtenant facility” in the California Code of Regulations (CCR), Title 20, Article 2, after considering all comments, objections, and recommendations regarding the proposed regulation.

The purpose of this rulemaking is to update the terminology and criteria for determining the equipment, structures, or accessories that are jurisdictional to the CEC whether initially proposed as part of a project or added to an operating facility previously certified by the CEC.

Adding the definition of “appurtenant facility” and amending the definition of “related facility” will provide clarity regarding the scope of the CEC’s certification for both applicants who seek a certification for a powerplant project or seek to amend an existing powerplant certification.

#### PUBLIC COMMENT PERIOD

Interested persons may present oral and written statements, arguments, or contentions regarding the proposed regulations at the Business Meeting, or they may submit written comments during the written public comment period for the proposed regulation that will be held from March 20, 2026, through 5:00 p.m. on May 5, 2026. Any interested person may submit written comments to the CEC for consideration on or prior to 5:00 p.m. on May 5, 2026. The CEC appreciates receiving written comments at the earliest possible date. Comments submitted outside this comment period are considered untimely.

Written and oral comments, attachments, and associated contact information (including address, phone number, and email address) will become part of the public record of this proceeding with access available via any internet search engine.

The CEC encourages use of its electronic commenting system. Visit the e-commenting page at <https://efiling.energy.ca.gov/EComment/ECommentSelectProceeding.aspx> which links to the comment page for this docket. Enter your contact information and a comment title describing the subject of your comment(s). Comments may be included in the “Comment Text” box or attached as a downloadable, searchable document consistent with Title

20, California Code of Regulations, Section 1208.1. The maximum file size allowed is 10 MB.

Written comments may also be submitted by email. Include the docket number 25–RULE–01 in the subject line and email your comment to [docket@energy.ca.gov](mailto:docket@energy.ca.gov).

A paper copy may be sent to:

California Energy Commission  
Docket Unit  
Docket Number 25–RULE–01  
715 P Street, MS–4  
Sacramento, CA 95814

To ensure you receive notice of any changes to the proposed regulations in this proceeding, please follow the instructions provided at the end of this notice to join the proceeding contact list or provide a valid email or mailing address with your comments.

A public hearing has not been scheduled. However, any interested person or their authorized representative may request, no later than 15 days prior to the close of the written public comment period specified above, a public hearing pursuant to Government Code Section 11346.8.

#### STATUTORY AUTHORITY AND REFERENCE

Public Resources Code sections 25213, and 25218(e), authorize the CEC to adopt or amend rules or regulations, as necessary to implement, interpret, and make specific Public Resources Code sections 25120, 25500, 25540.6, 25545, and 25545.1.

#### INFORMATIVE DIGEST AND POLICY STATEMENT OVERVIEW

##### **Summary of existing laws and regulations:**

Currently California Code of Regulations, title 20, section 1201(q), provides a definition for the term “related facility” which dates from the early 1980s and prescribes what structures or components are considered part of the site or powerplant. Thus, the CEC’s definition of “related facility” helps sets the contours of what makes up a jurisdictional powerplant. The definition of “related facility” applies the term in a different context than the relevant statutory language. Under Public Resources Code section 25500 and 25545.1(b) “related facility” refers to the powerplant on the site certified by the CEC. Whereas the definition attempts to create a narrow framework to screen structures and components that may be added to the site for inclusion in the facility’s certification. Under the statute, the components and structures that comprise the powerplant are identified in Public Resources Code sections 25120 and 25545(b)(1) as those

features that are “appurtenant” to the powerplant, not as related facilities. The term appurtenant is not defined in statute or regulation, creating some ambiguity in discerning the scope of the CEC’s jurisdiction.

The proposed amendments move the core language defining “related facility” to a new definition of “appurtenant facility” and update the framework to account for changes in power generation, storage, and grid management. The proposed language also removes the overly restrictive language of “dedicated to and essential” currently in section 1201(q) which is overly restrictive and creates ambiguity when powerplant owners seek to add storage or other grid reliability technology to the existing powerplants.

The proposed language also clarifies that buildings such as data centers served by primary or backup generators under the CEC’s jurisdiction are not considered appurtenant and thus, not subject to the jurisdiction of the CEC.

##### **Effect of the proposed regulation:**

The CEC’s proposed definition of “appurtenant” and modifications to “related facility” amend the existing framework for determining which structures or components added to an existing CEC jurisdictional powerplant or powerplant site would be under the CEC’s jurisdiction.

The current language results in ambiguity. Amending the language will benefit both developers and local governments so that the CEC’s jurisdiction, especially for project amendments, is clear.

##### **Difference from existing comparable federal regulation or statute:**

These proposed regulations do not duplicate or conflict with any federal regulations contained in the Code of Federal Regulations or federal statute. There are no federal laws that address the state’s powerplant certification.

##### **Broad objectives of the regulations and the specific benefits anticipated by the proposed amendments:**

The primary objective is to update the regulations and better align with statutory intent. The existing requirement that a powerplant component be found to be “dedicated to and essential” to the powerplant in order for it to be considered within the licensing authority of the CEC is too limiting and not aligned with statutory intent. The statute specifies that CEC jurisdiction extends to facilities appurtenant to the powerplant. (Pub. Resources Code section 25120.) Definitions of appurtenant include “belonging to” and “connected to,” which is a slightly lesser standard than “dedicated to and essential to.”

The amendments also update the framework for determining the equipment, structures, or accessories that are jurisdictional to the CEC whether initially proposed as part of a project or added to an operating fa-

cility previously certified by the CEC and update references to include the CEC’s new Opt-In jurisdiction.

Adding the definition of “appurtenant facility” and amending the definition of “related facility” will provide clarity regarding the scope of the CEC’s certification for both applicants who seek a certification for a powerplant project or seek to amend an existing powerplant certification. Project owners will benefit from the clarity of process and reduced risk of jurisdictional conflicts.

The amendments also provide benefit in that the regulations will better harmonize with the existing statutory construct in the use of the terms “related facility” and “appurtenant facility.”

**Consistency or compatibility with existing state regulations:**

The CEC has conducted an evaluation for any other regulations under this topic and has concluded that these are the only regulations concerning the definition of “related facility” and “appurtenant facility” related to powerplant siting. Therefore, the CEC has determined that the proposed regulations are neither inconsistent nor incompatible with existing state regulations.

DOCUMENTS INCORPORATED BY REFERENCE

None.

MANDATED BY FEDERAL LAW OR REGULATIONS

The proposed regulation is not mandated by federal law or regulations.

OTHER STATUTORY REQUIREMENTS

The CEC’s powerplant certification program is set forth in Public Resources Code sections 25500–25545.13.

LOCAL MANDATE DETERMINATION

The proposed regulation does not impose a mandate on local agencies or school districts that requires state reimbursement pursuant to Government Code Sections 17500 et seq.

FISCAL IMPACTS

The CEC has made the following initial determinations:

- Cost or savings to any state agency: None.

- Cost to any local agency or school district that is required to be reimbursed pursuant to Government Code Sections 17500 et seq.: None.
- Other nondiscretionary cost or savings imposed on local agencies: None.
- Cost or savings in federal funding to the state: None.

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

The CEC has made an initial determination that the proposed regulations will not have a statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The proposed regulation updates a definition related to the CEC’s siting program. The updated language clarifies what aspects of a jurisdictional powerplant or storage system, comprise a related facility. The proposed regulations do not impact private persons and there is no anticipated cost impacts to businesses associated with these proposed changes. In addition, CEC’s powerplant certification programs only apply to energy facilities located in California. As such, the program and its definitions apply the same to any entity that is seeking to build a powerplant in this state.

The proposed amendments to the definition do not change the components of powerplants, the process for powerplant certification, or impose any additional requirements on project applicants. Hence, there are no additional economic impacts affecting businesses.

COST IMPACTS ON REPRESENTATIVE PERSON OR BUSINESS

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

STATEMENT OF THE RESULTS OF THE ECONOMIC IMPACT ASSESSMENT

The CEC concludes that: (1) the proposal will not create jobs within California, (2) the proposal will not eliminate jobs within California, (3) the proposal will not create new businesses in California, (4) the proposal will not eliminate existing businesses within California, and (5) the proposal will not result in the expansion of businesses currently doing business within the state. The proposed regulation will not adversely impact the health and welfare of California residents, worker safety, or the state’s environment.

The specific benefit of this rulemaking is to provide clarity to powerplant owners and local jurisdictions regarding the scope of both the CEC’s certification programs and modifications to CEC jurisdictional powerplants. This will allow local jurisdictions to identify and license facilities clearly outside of the CEC’s jurisdiction, and direct developers to the CEC for projects clearly within CEC’s jurisdiction. The language changes will also facilitate a more efficient project amendment process for operating power plants.

**REPORTING REQUIREMENTS**

The proposed regulation does not impose reporting requirements on businesses.

**EFFECT ON SMALL BUSINESS**

The CEC is not aware of any cost that a small business would incur in reasonable compliance with the proposed regulation. The proposed regulations will not affect small business, which Government Code section 14837(d)(1)(A) defines as “an independently owned and operated business that is not dominant in its field of operation, the principal office of which is located in California, the officers of which are domiciled in California, and which, together with affiliates, has 100 or fewer employees, and average annual gross receipts of ten million dollars (\$10,000,000) or less over the previous three years...”

The proposed amended definition only relates to those companies who seek to certify multi-hundred-million-dollar up to billion-dollar powerplants and storage facilities or seek to amend existing certifications. Thus, these companies tend to be larger national and international corporations able to take on major energy projects, and not small business as defined. The amended definition updates an obsolete definition of “related facility” providing clarity to developers as to what components are part of the site and powerplant certification. The proposed definition amendment does not impact private persons and there are no anticipated impacts to small businesses associated with these proposed procedural changes.

**SIGNIFICANT EFFECT ON HOUSING COSTS**

None.

**ALTERNATIVES STATEMENT**

In accordance with Government Code Section 11346.5, subdivision (a)(13), the CEC must determine that no reasonable alternative considered by the agency, or that has otherwise been identified and brought to the attention of the agency, would be more effective

in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed regulation; or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

No reasonable alternatives to the proposed regulation have been proposed that would lessen any adverse impact on small business or that would be less burdensome and equally effective in achieving the purposes of the regulation in a manner that achieves the purposes of the statute being implemented.

**CONTACT PERSONS**

Questions should be addressed to:

Ross Daley, Rulemaking Coordinator  
Executive Office  
[Ross.Daley@energy.ca.gov](mailto:Ross.Daley@energy.ca.gov)  
+1 916 980 7949

OR:

Barbara Borkowski Attorney  
Chief Counsel’s Office  
[Barbara.borkowski@energy.ca.gov](mailto:Barbara.borkowski@energy.ca.gov)

**COPIES OF THE INITIAL STATEMENT OF REASONS, THE EXPRESS TERMS, AND RULEMAKING FILE**

The CEC will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this Notice, the Express Terms, the Initial Statement of Reasons (ISOR) and any documents relied upon or incorporated by reference. Copies may be obtained by contacting the contact persons listed above or by visiting <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=25-RULE-01>.

**AVAILABILITY OF CHANGES TO ORIGINAL PROPOSAL FOR AT LEAST 15 DAYS PRIOR TO AGENCY ADOPTION/REPEAL/AMENDMENT OF RESULTING REGULATIONS**

Participants should be aware that any of the proposed regulations could be changed because of public comments, staff recommendations, or recommendations from Commissioners. Moreover, changes to the proposed regulations not indicated in the Express Terms could be considered if they improve the clarity or effectiveness of the regulations. If the CEC con-

siders changes to the proposed regulations pursuant to Government Code Section 11346.8, a full copy of the text will be available for review at least 15 days prior to the date on which the CEC adopts or amends the resulting regulations.

COPY OF THE FINAL  
STATEMENT OF REASONS

At the conclusion of the rulemaking, persons may obtain a copy of the Final Statement of Reasons once it has been prepared by visiting <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=25-RULE-01>.

AVAILABILITY OF DOCUMENTS  
ON THE INTERNET

The CEC maintains a website to facilitate public access to documents prepared and considered as part of this rulemaking proceeding. Documents prepared by the CEC for this rulemaking have been posted in the docket at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=25-RULE-01>.

INSTRUCTIONS FOR RECEIVING NOTICES  
AND DOCUMENTS IN THIS PROCEEDING

To stay informed about this proceeding and receive documents and notices of upcoming workshops and hearings as they are filed, please subscribe to the Siting Division General List subscription for this rulemaking, which can be accessed here <https://public.govdelivery.com/accounts/CNRA/signup/31796>. Members of the public can subscribe to this topic at the link above. The subscription sends out email notifications and direct links when documents and notices are filed in the proceeding docket. If you are unable or do not wish to sign up for the list serv but still would like to receive documents and notices, please contact the contact person listed in this notice.

**GENERAL PUBLIC INTEREST**

**DEPARTMENT OF  
FISH AND WILDLIFE**

HABITAT RESTORATION AND  
ENHANCEMENT ACT  
CONSISTENCY DETERMINATION  
NUMBER 1653-2026-179-001-R1

**Project:** Lower Navarro River and Flume Gulch  
Confluence Habitat Restoration  
Project

**Location:** Mendocino County

**Applicant:** Peter Van de Burgt, The Nature  
Conservancy

BACKGROUND

*Project Location:* The Lower Navarro River and Flume Gulch Confluence Restoration Project (Project) is located approximately six river miles upstream from the Pacific Ocean on the Lower Navarro River and Flume Gulch Confluence in Mendocino County, California. The project occurs on property owned by Mendocino Redwood Company and California State Parks, Assessor Parcel Numbers (APNs): 128-070-04, 128-070-03, 129-170-10 and 129-170-05. The Navarro River watershed supports populations of coho salmon (*Oncorhynchus kisutch*), Chinook salmon (*O. tshawytscha*), steelhead trout (*O. mykiss*), and other fish and wildlife species.

*Project Description:* Peter Van de Burgt (Applicant) representing The Nature Conservancy proposes to create winter velocity refugia and rearing habitat for juvenile coho salmon to support the population's recovery in the Navarro River watershed. The Project will construct five engineered log structures (ELs) in the mainstem Navarro River, with associated alcove grading and revegetation. Two ELs will be constructed on the north (right) bank, and three will be constructed on the south (left) bank. The ELs will be arranged on the banks in an alternating planform geometry to increase hydraulic complexity within the mainstem and provide adjacent low-velocity areas along the mainstem margins during flows ranging from approximate winter baseflow to the two-year

storm event. Each ELS will include a downstream alcove to further increase low velocity refugia and rearing habitat for coho salmon under a range of flow conditions. Additionally, minor bank grading and large wood loading will occur within the lower reaches of Flume Gulch. These actions will improve in-channel structural complexity, cover, and rearing habitat within the lower tributary and the confluence area. Wood will be placed at the toe of the western (left) bank of Flume Gulch at the confluence to increase scour and the flushing of fine sediments that currently deposit at the mouth and often limit volitional fish passage between Flume Gulch and the Navarro River during the juvenile outmigration period.

*Project Size:* The total area of ground disturbance associated with the Project is approximately 2.32 acres and 472 linear feet. The Applicant has included project size calculations that were used to determine the total size of the Project. The proposed Project complies with the General 401 Certification for Small Habitat Restoration Projects and associated categorical exemption from the California Environmental Quality Act (Cal. Code Regs., title 14, § 15333).

*Project Associated Discharge:* Discharge of materials into Waters of the State, as defined by Water Code section 13050 subdivision (e), resulting from the Project include those associated with the following: (1) 1,475 cubic yards of boulders and gravel, (2) 425 cubic yards of native soil material, (3) 500 cubic yards of native vegetation material, (4) 195 logs (20 with root wads), and (5) any alder and willow trees removed during construction and incorporated into the habitat structures will be discharged into waters of the state.

*Project Timeframes:* Start date: June 2026

Completion date: October 2026

Work window: June 15 and October 31, with an option for extension or variance with written approval from the North Coast Regional Water Quality Control Board (Regional Water Board) and the California Department of Fish and Wildlife (CDFW).

*Water Quality Certification Background:* Because the Project’s primary purpose is habitat restoration intended to improve the quality of waters in California, the Regional Water Quality Control Board (Regional Water Board) issued a Notice of Applicability (NOA) for Coverage under the State Water Resources Control Board General 401 Water Quality Certification Order for Small Habitat Restoration Projects SB12006GN (Order) (Waste Discharge Identification (WDID) Number 1B25098WNME, Electronic Content Management Identification (ECM PIN) Number CW-902125 for the Project. The NOA describes the Project and requires the Applicant to comply with terms of the Order. Additionally, the Applicant has

provided a supplemental document that sets forth measures to avoid and minimize impacts to coho salmon, Chinook salmon, steelhead trout, and other fish, wildlife, and plant species.

Receiving Water: Navarro River and Flume Gulch

Filled or Excavated Area: Permanent area impact: 0 acres

Temporary area impact: 1.63 acres

Length permanently impacted: 0 linear feet

Length Temporarily impacted: 472 linear feet

Regional Water Board staff determined that the Project may proceed under the Order. Additionally, Regional Water Board staff determined that the Project, as described in the Notice of Intent (NOI) complies with the California Environmental Quality Act (Pub. Resources Code, § 21000 et seq.).

*Noticing:* On February 4, 2026, the Director of the California Department of Fish and Wildlife (CDFW) received a notice from the Applicant requesting a determination pursuant to Fish and Game Code Section 1653 that the NOA, NOI, and related species protection measures are consistent with the Habitat Restoration and Enhancement Act (HREA) with respect to the Project.

Pursuant to Fish and Game Code section 1653 subdivision (c), CDFW filed an initial notice with the Office of Administrative Law on February 4, 2026, for publishing in the General Public Interest section of the California Regulatory Notice Register (Cal. Reg. Notice File Number Z-2026-0204-03 on February 20, 2026. Upon approval, CDFW will file a final notice pursuant to Fish and Game Code section 1653 subdivision (f).

## DETERMINATION

CDFW has determined that the NOA, NOI, and related species protection measures are consistent with HREA as to the Project and meets the conditions set forth in Fish and Game Code section 1653 for authorizing the Project.

Specifically, CDFW finds that: (1) The Project purpose is voluntary habitat restoration and the Project is not required as mitigation; (2) the Project is not part of a regulatory permit for a non-habitat restoration or enhancement construction activity, a regulatory settlement, a regulatory enforcement action, or a court order; and (3) the Project meets the eligibility requirements of the State Water Resources Control Board’s Order for Clean Water Act Section 401 General Water Quality Certification for Small Habitat Restoration Projects.

**AVOIDANCE AND  
MINIMIZATION MEASURES**

The avoidance and minimization measures for the Project, as required by Fish and Game Code section 1653, subdivision (b)(4), were included in an attachment to the NOI, which contains the following categories: (1) Construction-period Water Quality Protection and Erosion and Sedimentation Control Measures; (2) Post-construction and Sediment Control and Water Quality Protection Requirements; (3) General Program Conditions for Vegetation Management; and (4) General Measures to Avoid Impacts on Biological Resources. The specific avoidance and minimization requirements are found in an attachment to the NOI, *Lower Navarro River and Flume Gulch Confluence Restoration Project, Biological Resources Technical Report*.

**MONITORING AND REPORTING**

As required by Fish and Game Code section 1653, subdivision (g), the Applicant included a copy of the monitoring and reporting plan. The Applicant's Monitoring and Reporting Plan provides a timeline for restoration, performance standards, and monitoring parameters and protocols. Specific requirements of the plan are found in an attachment to the NOI, *Lower Navarro River and Flume Gulch Confluence Restoration Project, Post-Construction Monitoring Plan*.

**NOTICE OF COMPLETION**

Coverage under the State Water Resources Control Board General 401 Water Quality Certification Order for Small Habitat Restoration Projects requires the Applicant to submit a Notice of Completion (NOC) no later than 30 days after the project has been completed. A complete NOC includes at a minimum:

- photographs with a descriptive title;
- date the photograph was taken;
- name of the photographic site;
- WDID number and ECM PIN number indicated above;
- success criteria for the Project.

The NOC shall demonstrate that the Applicant has carried out the Project in accordance with the Project description as provided in the Applicant's NOI. Applicant shall include the project name, WDID number, and ECM PIN number with all future inquiries and document submittals. Pursuant to Fish and Game Code section 1653, subdivision (g), the Applicant shall submit the monitoring plan, monitoring report, and

notice of completion to CDFW as required by the General Order. Applicant shall submit documents electronically to: [Corrina.Kamoroff@wildlife.ca.gov](mailto:Corrina.Kamoroff@wildlife.ca.gov).

**PROJECT AUTHORIZATION**

Pursuant to Fish and Game Code section 1654, CDFW's approval of a habitat restoration or enhancement project pursuant to section 1652 or 1653 shall be in lieu of any other permit, agreement, license, or other approval issued by the department, including, but not limited to, those issued pursuant to Chapter 6 (commencing with section 1600) and Chapter 10 (commencing with section 1900) of this Division and Chapter 1.5 (commencing with section 2050) of Division 3. Additionally, Applicant must adhere to all measures contained in the approved NOA and comply with other conditions described in the NOI.

If there are any substantive changes to the Project or if the Water Board amends or replaces the NOA, the Applicant shall be required to obtain a new consistency determination from CDFW. (See generally Fish & Game Code, § 1654, subdivision (c).)

**RULEMAKING  
PETITION DECISION**

**MEDICAL BOARD**

DATE: MARCH 3, 2026

ACTION: NOTICE OF DECISION ON  
PETITION FOR RULEMAKING ACTION

SUBJECT: PETITION FOR RULEMAKING  
PURSUANT TO GOVERNMENT CODE  
§ 11340.6 — UNPROFESSIONAL CONDUCT

AGENCY RESPONDING TO PETITION

Medical Board of California (MBC), 2005 Evergreen Street, Suite 1200, Sacramento, CA 95815.

PETITIONERS/PETITION

Rob Gordon (petitioner) filed a petition with the MBC on February 2, 2026, which the MBC interprets as requesting the MBC to adopt a regulation stating:

*It shall be defined as Unprofessional Conduct for a physician and surgeon licensed in California to knowingly provide medical counsel or treatment to a high-ranking government official that conceals evidence of cognitive decline or incapacity, where such incapacity poses an imminent threat to the health or safety of the public.*

CALIFORNIA CODE OF REGULATION  
REQUESTED TO BE AFFECTED

The petitioner did not identify an existing regulation to be affected but the MBC interprets his request as asking for a new regulation.

AUTHORITY

Pursuant to Business and Professions Code (BPC) section 2018, the MBC may adopt, amend, and repeal regulations as necessary to carry into effect the provisions of law relating to the practice of medicine.

DECISION

Government Code section 11340.6 requires a petition for rulemaking to state the following clearly and concisely:

- (a) The substance or nature of the regulation, amendment, or repeal requested.
- (b) The reason for the request.
- (c) Reference to the authority of the state agency to take the action requested.

The petition fails to state the reason for the request and fails to reference the authority of the MBC to take action based on the request, which the MBC interprets as a request for a new regulation.

Further, “unprofessional conduct” is set forth in statute. See, e.g., BPC section 2234, which states:

**2234.** The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:

- (a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.
- (b) Gross negligence.
- (c) Repeated negligent acts. To be repeated, there must be two or more negligent acts or omissions. An initial negligent act or omission followed by a separate and distinct departure from the applicable standard of care shall constitute repeated negligent acts.
  - (1) An initial negligent diagnosis followed by an act or omission medically appropriate for

that negligent diagnosis of the patient shall constitute a single negligent act.

- (2) When the standard of care requires a change in the diagnosis, act, or omission that constitutes the negligent act described in paragraph (1), including, but not limited to, a reevaluation of the diagnosis or a change in treatment, and the licensee’s conduct departs from the applicable standard of care, each departure constitutes a separate and distinct breach of the standard of care.
  - (d) Incompetence.
  - (e) The commission of any act involving dishonesty or corruption that is substantially related to the qualifications, functions, or duties of a physician and surgeon.
  - (f) Any action or conduct that would have warranted the denial of a certificate.
  - (g) The failure by a certificate holder, in the absence of good cause, to attend and participate in an interview by the board no later than 30 calendar days after being notified by the board. This subdivision shall only apply to a certificate holder who is the subject of an investigation by the board.
  - (h) Any action of the licensee, or another person acting on behalf of the licensee, intended to cause their patient or their patient’s authorized representative to rescind consent to release the patient’s medical records to the board or the Department of Consumer Affairs, Health Quality Investigation Unit.
  - (i) Dissuading, intimidating, or tampering with a patient, witness, or any person in an attempt to prevent them from reporting or testifying about a licensee.

The Board cannot expand what constitutes unprofessional conduct through regulation beyond its statutory authority, as such changes require legislative action. Further, to the extent the conduct described in the petition would be unprofessional conduct if proven by the Board, no additional rulemaking is necessary.

For the reasons set forth above, the petition is denied.

Pursuant to Government Code section 11340.7(d), this decision will be transmitted to the Office of Administrative Law for publication in the California Regulatory Notice Register.

CONTACT PERSON

Inquiries concerning this decision may be directed to:

Kerrie Webb  
Attorney III  
Medical Board of California

2005 Evergreen Street, Suite 1200  
Sacramento, CA 95815  
Phone: 916-263-2389  
Email: [Regulations@mbc.ca.gov](mailto:Regulations@mbc.ca.gov).

**AVAILABILITY OF PETITION**

The Petition is available upon request directed to the contact person listed above.

**DISAPPROVAL DECISIONS**

Printed below is the summary of an Office of Administrative Law disapproval decision. The full text of disapproval decisions are available on OAL's website at [https://oal.ca.gov/publications/disapproval\\_decisions/](https://oal.ca.gov/publications/disapproval_decisions/) or by contacting our Reference Attorney at [staff@oal.ca.gov](mailto:staff@oal.ca.gov) or (916) 323-6815 or by mail to Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814. Please request by OAL file number.

**DEPARTMENT OF PUBLIC HEALTH**

**REGULATORY ACTION**

**Title 17, California Code of Regulations**

**Adopt sections: 7700, 7702, 7703, 7706.1, 7707.1, 7707.2, 7712.1, 7712.5, 7727**

**Amend sections: 7706, 7707, 7708, 7709, 7712, 7713, 7714, 7725, 7730, 7731, 7732, 7738, 7739**

**Repeal sections: 7710, 7711, 7720, 7733, 7740, 7741, 7742, 7743, 7744, 7745, 7746, 7747, 7748, 7749, 7750, 7751, 7753, 7754, 7755, 7756, 7757, 7758, 7759, 7760, 7761, 7762**

**DECISION OF DISAPPROVAL OF  
REGULATORY ACTION**

**Government Code Section 11349.3**

**OAL Matter Number: 2026-0114-01**

**OAL Matter Type: Regular (S)**

**SUMMARY OF REGULATORY ACTION**

This regulatory action by the California Department of Public Health (Department) proposed to adopt and

amend regulations to update existing shellfish sanitation standards including adoption of the 2023 National Shellfish Sanitation Program Guide for the Control of Molluscan Shellfish.

On January 14, 2026, the Department submitted the above-referenced regulatory action to the Office of Administrative Law (OAL) for review. On February 27, 2026, OAL notified the Department that OAL disapproved the proposed regulatory action pursuant to the Administrative Procedure Act (APA). This Decision of Disapproval of Regulatory Action explains the reasons for OAL's action.

**DECISION**

OAL disapproved the action because the proposed regulatory changes failed to comply with the clarity standard of Government Code section 11349.1, subdivision (a)(3).

**CONCLUSION**

For the foregoing reasons, OAL disapproved the above-referenced regulatory action. Pursuant to Government Code section 11349.4, subdivision (a), the Department may resubmit revised regulations within 120 days of its receipt of this Decision of Disapproval of Regulatory Action. A copy of this Decision will be emailed to the Department on the date indicated below.

The Department must make any substantive regulatory text changes, which are sufficiently related to the originally noticed text, available for public comment for at least 15 days pursuant to subdivision (c) of Government Code section 11346.8 and section 44 of title 1 of the CCR. Any comments containing objections or recommendations must be summarized and responded to in the Final Statement of Reasons. The Department must resolve all issues raised in this Decision of Disapproval of Regulatory Action prior to OAL approving a resubmittal.

Date: March 6, 2026

Jason W. Falina

Attorney

For: Kenneth J. Pogue

Director

Original: Dr. Erica Pan, Director

Copy: David Martin

**EMERGENCY MEDICAL  
SERVICES AUTHORITY**

REGULATORY ACTION

**Title 22, California Code of Regulations**

**Adopt sections:**100135.01, 100135.02, 100135.03, 100135.04, 100135.05, 100135.06, 100135.07, 100136.01, 100136.02, 100136.03, 100136.04, 100136.05, 100136.06, 100136.07, 100136.08, 100136.09, 100136.10, 100136.11, 100136.12, 100136.13, 100136.14, 100136.15, 100136.16, 100137.01, 100138.01, 100138.02, 100138.03, 100138.04, 100138.05, 100138.06, 100138.07, 100138.08, 100138.09, 100138.10, 100138.11, 100138.12, 100139.01, 100139.02, 100139.03, 100139.04, 100140.01, 100141.01, 100141.02, 100141.03, 100142.02, 100143.01, 100143.02, 100143.03, 100144.01, 100145.01, 100145.02, 100145.03, 100145.04, 100145.05, 100145.06, 100145.07, 100145.08, 100145.09, 100145.10, 100145.11, 100145.12, 100145.13, 100145.14, 100145.15, 100146.01, 100146.02, 100146.03, 100146.04, 100147.01, 100147.02, 100148.01, 100148.02, 100149.01, 100150.01, 100150.02, 100150.03, 100150.04, 100150.05, 100150.06, 100150.07, 100150.08, 100150.09, 100150.10, 100150.11, 100150.12, 100150.13, 100150.14, 100151.01, 100151.02, 100151.03, 100151.04, 100152.01, 100153.01, 100153.02, 100153.03, 100153.04, 100154.01, 100154.02, 100154.03, 100155.01, 100156.01, 100156.02, 100156.03, 100156.04, 100156.05, 100156.06, 100156.07, 100156.08, 100156.09, 100156.10, 100156.11, 100156.12, 100157.01, 100157.02, 100157.03, 100157.04, 100158.01, 100159.01, 100160.01, 100160.02, 100160.03, 100160.04, 100160.05, 100161.01, 100161.02, 100161.03

**Repeal sections:** 100135.01, 100135.02, 100135.03, 100135.04, 100135.05, 100135.06, 100135.07, 100135.08, 100135.09, 100135.10, 100135.11, 100135.12, 100135.13, 100135.14, 100135.15, 100135.16, 100135.17, 100136.01, 100136.02, 100136.03, 100136.04, 100136.05, 100136.06,

100137.01, 100137.02, 100137.03, 100137.04, 100137.05, 100137.06, 100138, 100139, 100146.01, 100146.02, 100146.03, 100146.04, 100146.05, 100146.06, 100146.07, 100146.08, 100146.09, 100146.10, 100146.11, 100146.12, 100146.13, 100146.14, 100146.15, 100146.16, 100146.17, 100146.18, 100146.19, 100146.20, 100147.01, 100147.02, 100148, 100149.01, 100149.02, 100150.01, 100150.02, 100156.01, 100156.02, 100156.03, 100156.04, 100156.05, 100156.06, 100156.07, 100156.08, 100156.09, 100156.10, 100156.11, 100156.12, 100156.13, 100156.14, 100156.15, 100156.16, 100156.17, 100156.18, 100156.19, 100156.20, 100157.01, 100157.02, 100158, 100159.01, 100159.02, 100159.03, 100159.04, 100159.05, 100160.01, 100160.02, 100161.01, 100161.02, 100161.03, 100161.04, 100161.05, 100161.06, 100161.07, 100161.08, 100161.09, 100161.10, 100161.11, 100161.12, 100161.13, 100161.14, 100161.15, 100161.16, 100162.01, 100162.02, 100163.01, 100163.02, 100163.03, 100163.04, 100163.05, 100164.01, 100164.02

DECISION OF DISAPPROVAL OF  
REGULATORY ACTION

**Government Code Section 11349.3**

**OAL Matter Number: 2026–0105–01**

**OAL Matter Type: Regular (S)**

SUMMARY OF REGULATORY ACTION

This regulatory action by the Emergency Medical Services Authority (Authority) proposes to amend regulations concerning the development, implementation, designation, and evaluation of critical and specialty care program regulation, including trauma care systems, ST–elevation myocardial infarction (STEMI) critical care systems, stroke critical care systems, and emergency medical services for children programs.

On January 5, 2026, the Authority submitted the above–referenced regulatory action to the Office of Administrative Law (OAL) for review. On February 18, 2026, OAL notified the Authority that OAL disapproved the proposed regulatory action pursuant to the Administrative Procedure Act (APA). This Decision of Disapproval of Regulatory Action explains the reasons for OAL’s action.

DECISION

OAL disapproved the action because the proposed regulatory changes failed to comply with the clarity

standard of Government Code section 11349.1, subdivision (a)(3), and for incorrect procedure.

**CONCLUSION**

For the foregoing reasons, OAL disapproved the above-referenced regulatory action. Pursuant to Government Code section 11349.4, subdivision (a), the Authority may resubmit revised regulations within 120 days of its receipt of this Decision of Disapproval of Regulatory Action. A copy of this Decision will be emailed to the Authority on the date indicated below.

The Authority must make any substantive regulatory text changes, which are sufficiently related to the originally noticed text, available for public comment for at least 15 days pursuant to subdivision (c) of Government Code section 11346.8 and CCR, title ,1 section 44. Any comments containing objections or recommendations must be summarized and responded to in the final statement of reasons, and where appropriate, the Authority must also revise the existing responses to comments to reflect the changes to the regulation text. The Authority must resolve all other issues raised in this Decision of Disapproval of Regulatory Action prior to the resubmittal of this regulatory action.

Date: February 25, 2026

Stephen P. Mehlert

Senior Attorney

For: Kenneth J. Pogue

Director

Original: Elizabeth Basnett, Director

Copy: Ashley Williams, Deputy

Director for Legislature and External Affairs

**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.

California Energy Commission

File # 2026-0126-01

Certification of Petroleum Industry Information  
Reporting Act Emergency Regulations

In this certificate of compliance pursuant to Government Code section 11346.1(e), the California Energy Commission (Commission) adopts regulations to implement spot market reporting requirements in Public Resources Code, section 25354(l). The Commission amends regulations and appendices to implement gasoline refining margin and marine import reporting requirements in Public Resources Code, sections 25354 and 25355; nonrefiner reporting requirements in Public Resources Code, section 25354(k); and, reporting requirements for petroleum supply and pricing in Public Resources Code, sections 25354 and 25356.

Title 20

Adopt: Article 3, Appendix D

Amend: 1363.1, 1363.2, 1364, 1366, 1367, 1370, 1371; Appendices A and B, Division 2, Chapter 3, Article 3

Filed 03/10/2026

Effective 03/10/2026

Agency Contact: Ross Daley (916) 980-7949

Department of Resources Recycling and Recovery

File # 2026-0120-02

Illegal Disposal Permanent Regulations

This CalRecycle certificate of compliance defines Land Application Activities, places these activities within CalRecycle's Compostable Material Handling Facilities and Operations Regulatory Tiers, and subjects these activities to the appropriate operator filing requirements, state minimum standards, record keeping, and Enforcement Agency (EA) inspection requirements. It also amends sampling and record keeping requirements for solid waste facilities, operations, and activities to ensure that any facility and operation sending material to a location to be land applied are sampling to ensure the material is suitable for land application and the sampling test results, weights, and end destination for each load sent off-site are included in the operator records. (See OAL Matter Nos. 2025-0204-01E, 2025-0801-01EE, and 2025-1030-01EE.)

Title 14  
 Adopt: 17410.5, 17862.3, 17862.4, 17868.6,  
 17896.62  
 Amend: 17402, 17409.5.12, 17414, 17414.2, 17852,  
 17854.1, 17862.1, 17868.1, 17869, 17869.45,  
 17896.57, 17896.58, 18302, 18303, 18304, 18304.1,  
 18993.1  
 Filed 03/04/2026  
 Effective 03/04/2026  
 Agency Contact: Kris Chisholm (916) 322–2404

California Energy Commission

File # 2026–0126–03

Tracking and Improving Reliability of California’s  
 Electric Vehicle Chargers

In this rulemaking action, the California Energy Commission adopts new regulations for recordkeeping and reporting to track the number of EV charging ports installed in California; for tracking the reliability of publicly or ratepayer funded direct current fast charging ports; for setting a 97 percent uptime standard for these charging ports; and standards for sharing real–time data on the availability and accessibility of publicly available charging infrastructure.

Title 20  
 Adopt: 3120, 3121, 3122, 3123, 3124, 3125, 3126,  
 3127, 3128, 3129, 3130, 3131, 3132, 3133, 3134, 3135  
 Amend: 2505, 2507  
 Filed 03/10/2026  
 Effective 04/01/2026  
 Agency Contact: Ross Daley (916) 980–7949

Department of Health Care Access and Information

File # 2026–0121–01

Health Care Payments Data Program Data Collection  
 Updates

This rulemaking action by the Department of Health Care Access and Information amends regulations for the Health Care Payments Data Program to update data submission requirements, including the adoption of the Common Data Layout for All–Payer Claims Databases, Version 4.0.1, released February 2025.

Title 22  
 Amend: 97300, 97314, 97331, 97332, 97340,  
 97341, 97342, 97344, 97346, 97350, 97351, 97360,  
 97370  
 Filed 03/04/2026  
 Effective 03/04/2026  
 Agency Contact: Sherry Mung (916) 326–3939

Department of Toxic Substances Control

File # 2026–0126–04

Conditional Exemption for Undeployed Airbags

This rulemaking action by the Department of Toxic Substances Control amends its regulations to add definitions for “airbag waste,” “airbag waste collection facility,” and “airbag waste handler.” It further provides airbag waste handlers with a conditional exemption from Hazardous Waste Control Law requirements if prescribed criteria are met during the collection and transportation of the airbag waste to the airbag waste collection facility.

Title 22  
 Amend: 66260.10, 66261.4  
 Filed 03/06/2026  
 Effective 03/06/2026  
 Agency Contact: Clara Silva (916) 324–0912

Native American Heritage Commission

File # 2026–0121–02

Cal NAGPRA Mediation and Dispute Resolution

This rulemaking action by the Native American Heritage Commission (“Commission”) adopts regulations that implement and make specific the mediation and dispute resolution process for disputes arising solely under the California Native American Graves Protection and Repatriation Act (“CalNAGPRA”).

Title 14  
 Adopt: 31001 , 31002, 31003, 31004, 31005, 31006,  
 31007, 31008, 31009, 31010, 31011, 31012, 31013,  
 31014, 31015  
 Filed 03/04/2026  
 Effective 07/01/2026  
 Agency Contact:  
 Michelle A. Carr (916) 653–4082

**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).