



# California Regulatory Notice Register

REGISTER 2014, NO. 1-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

JANUARY 3, 2014

## PROPOSED ACTION ON REGULATIONS

### TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

*Conflict of Interest Codes — Notice File No. Z2013-1224-01* ..... 1

Adoption

Multi-County: Antelope School District

Amendment

State Agency: Commission on Teacher Credentialing  
Monterey Bay Unified Air Pollution Control District

### TITLE 8. OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

*Construction Safety Orders 1598 & 1599 — Notice File No. Z2013-1220-03* ..... 2

### TITLE 13. CALIFORNIA HIGHWAY PATROL

*General Hazardous Materials Regulations — Notice File No. Z2013-1220-01* ..... 5

### TITLE 14. STATE MINING AND GEOLOGY BOARD

*San Bernardino Production — Consumption Region Designations — Z2013-1224-02* ..... 8

## PROPOSITION 65

### OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

*Chemical Listed Effective January 3, 2014 as Known to Cause Cancer: Emissions From High-Temperature Unrefined Rapeseed Oil* ..... 13

### OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

*Chemicals Known to the State to Cause Cancer or Reproductive Toxicity: January 3, 2014* ..... 14

(Continued on next page)

*Time-Dated Material*

## RULEMAKING PETITION DECISIONS

### DEPARTMENT OF CORRECTIONS AND REHABILITATION

*A Petition from Curtis Wright Concerning Amendment to California Code of Regulations, Sections 3354.2, Inmate Copayment for Health Care Services.* . . . . . 33

### PROFESSIONAL FIDUCIARIES BUREAU

*A Petition dated August 24, 2013, from Peter Basso Concerning Amendment to California Code of Regulations, Title 16, Section 4404.* . . . . . 35

### PROFESSIONAL FIDUCIARIES BUREAU

*A Petition dated July 22, 2013, from Peter Basso Concerning Amendment to California Code of Regulations, Title 16, Section 4470.* . . . . . 37

### PROFESSIONAL FIDUCIARIES BUREAU

*A Petition dated September 23, 2013, from Peter Basso Concerning Amendment to California Code of Regulations, Title 16, Section 4480.* . . . . . 38

## SUMMARY OF REGULATORY ACTIONS

Regulations filed with the Secretary of State . . . . . 40

Sections Filed July 24, 2013 to December 25, 2013 . . . . . 44

---

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

CALIFORNIA REGULATORY NOTICE REGISTER (USPS 002-931), (ISSN 1041-2654) is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by Barclays, a subsidiary of West, a Thomson Reuters Business, and is offered by subscription for \$205.00 (annual price). To order or make changes to current subscriptions, please call (800) 888-3600. "Periodicals Postage Paid in Saint Paul, MN." **POSTMASTER:** Send address changes to the: CALIFORNIA REGULATORY NOTICE REGISTER, Barclays, a subsidiary of West, a Thomson Reuters Business, P.O. Box 2006, San Francisco, CA 94126. The Register can also be accessed at <http://www.oal.ca.gov>.

**PROPOSED ACTION ON REGULATIONS**

*Information contained in this document is published as received from agencies and is not edited by Thomson Reuters.*

**TITLE 2. FAIR POLITICAL PRACTICES COMMISSION**

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission (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**

**ADOPTION**

MULTI-COUNTY: Antelope School District

**AMENDMENT**

STATE AGENCY: Commission on Teacher Credentialing

Monterey Bay Unified Air Pollution Control District

A written comment period has been established commencing on **January 3, 2014** and closing on **February 17, 2014**. Written comments should be directed to the Fair Political Practices Commission, Attention Cyndi Glaser, 428 J Street, Suite 620, Sacramento, California 95814.

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

The Executive Director of the Commission will review the above-referenced conflict-of-interest code(s), 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 her or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict-of-interest code(s). Any written comments must be received no later than **February 17, 2014**. 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 codes and approve them as revised, or return the proposed codes for revision and re-submission.

**REFERENCE**

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

**CONTACT**

Any inquiries concerning the proposed conflict-of-interest code(s) should be made to Cyndi Glaser, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

**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 Cyndi Glaser, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

**TITLE 8. OCCUPATIONAL SAFETY  
AND HEALTH STANDARDS BOARD**

**NOTICE OF PUBLIC MEETING/PUBLIC  
HEARING/BUSINESS MEETING OF THE  
OCCUPATIONAL SAFETY AND HEALTH  
STANDARDS BOARD AND NOTICE OF  
PROPOSED CHANGES TO TITLE 8 OF THE  
CALIFORNIA CODE OF REGULATIONS**

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

**PUBLIC MEETING**

On **February 20, 2014**, at 10:00 a.m. in the Auditorium of the State Resources Building 1416 9th Street, Sacramento, California.

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

**PUBLIC HEARING**

On **February 20, 2014**, at 10:00 a.m. in the Auditorium of the State Resources Building 1416 9th Street, Sacramento, California.

At the Public Hearing, the Board will consider the public testimony on the proposed changes to occupational safety and health standards in Title 8 of the California Code of Regulations.

**BUSINESS MEETING**

On **February 20, 2014**, at 10:00 a.m. in the Auditorium of the State Resources Building 1416 9th Street, Sacramento, California.

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

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

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

**NOTICE OF PROPOSED CHANGES TO TITLE 8  
OF THE CALIFORNIA CODE OF REGULATIONS  
BY THE OCCUPATIONAL SAFETY AND  
HEALTH STANDARDS BOARD**

Notice is hereby given pursuant to Government Code Section 11346.4 and Labor Code Sections 142.1, 142.4 and 144.5, that the Occupational Safety and Health Standards Board pursuant to the authority granted by Labor Code Section 142.3, and to implement Labor Code Section 142.3, will consider the following proposed revisions to Title 8, Construction Safety Orders of the California Code of Regulations, as indicated below, at its Public Hearing on February 20, 2014.

1. TITLE 8: **CONSTRUCTION SAFETY ORDERS**  
Sections 1598 and 1599  
**Update of Reference to California Manual on Uniform Traffic Control Devices for Streets and Highways (CA MUTCD)**

Descriptions of the proposed changes are as follows:

1. TITLE 8: **CONSTRUCTION SAFETY ORDERS**  
Sections 1598 and 1599

**Update of Reference to California Manual on Uniform Traffic Control Devices for Streets and Highways (CA MUTCD)**

INFORMATIVE DIGEST OF PROPOSED ACTION/POLICY STATEMENT OVERVIEW

The Occupational Safety and Health Standards Board (Board) initiates this rulemaking proposal to update Title 8 to the latest version of the California Manual on Traffic Control Devices (CA MUTCD) for Streets and Highways, which is also referred to as the “Manual.” The California Department of Transportation (Caltrans) publishes the Manual and adopted the CA MUTCD 2012 edition on January 13, 2012, to provide uniform standards and specifications for all official traffic control devices in California. The 2012 CA MUTCD supersedes the previously adopted January 21, 2010 edition. The revised CA MUTCD includes the Federal Highway Administration’s (FHWA) 2009 MUTCD and includes all policies on traffic control devices issued by Caltrans since the January 21, 2010, edition of the Manual. Board staff notes, that the counterpart federal codes do not refer to the current FHWA MUTCD 2009 edition, but rather the 1988 edition, revision 3 version.

This rulemaking action proposes amending Sections 1598(a) and 1599(a) of the Construction Safety Orders to reflect the latest edition of the CA MUTCD which is therein incorporated by reference. The proposed amendment updates the Title 8 reference from the September 26, 2006, CA MUTCD to the January 13, 2012, edition currently utilized by Caltrans. Significant changes to the Manual directly related to this proposal include but are not limited to: specific training and documentation requirements for flaggers in flagging moving traffic, the use of automated flagger assistance devices, updating high-visibility safety apparel to the ANSI/ISEA 107-2004 edition, and adding the California Vehicle Code with the Uniform Vehicle Code as resources for compliance with regulatory devices. The total number of changes/revisions between the 2006 and 2012 editions are too numerous to mention here, but a comparison performed by Caltrans dated March 20, 2012 describes in detail the significant changes between the 2012 and the previous 2010 version released January 21, 2010 (refer to the documents relied upon in section of the rulemaking file for specific details). This regulatory proposal is intended to provide worker safety at places of employment in California.

This proposed rulemaking action:

- Is based on the following authority and reference: Labor Code Section 142.3, which states, at Subsection (a)(1) that the Board is “the only agency in the state authorized to adopt occupational safety and health standards.” When read in its entirety, Section 142.3 requires that California have a system of occupational safety and health regulations that at least mirrors the equivalent federal regulations and that may be more protective of worker health and safety than are the federal occupational safety and health regulations.
- Differs from the existing 29 CFR regulations in that the counterpart federal regulations do not refer to the current FHWA’s MUTCD 2009 edition as utilized by Caltrans. This proposal updates an outdated (2006) reference to the CA MUTCD to the current 2012 version, which includes all the changes issued since the previous 2010 MUTCD edition. The proposed amendment provides consistency with current FHWA and Caltrans operating policies for traffic control devices.
- Is not inconsistent or incompatible with existing state regulations. This proposal is part of a system of occupational safety and health regulations. The consistency and compatibility of that system’s component regulations is provided by such things as: (1) the requirement of the federal government and the Labor Code to the effect that the State regulations be at least as effective as their federal counterparts, and (2) the requirement that all state occupational safety and health rulemaking be channeled through a single entity (the Standards Board).
- This proposal aligns Title 8 with the latest FHWA Caltrans requirements regarding traffic control devices. The amendment ensures that Title 8 is referencing the latest Manual corresponding with the existing FHWA standard to eliminate confusion or discrepancies between the manuals.

**Section 1598. Traffic Control for Public Streets and Highways.**

**Subsection (a)**

Existing subsection (a) requires conformance with the CA MUTCD where a hazard exists because of traffic or conditions at work sites that encroach upon public streets or highways. The proposal updates the reference to the Manual from the outdated September 26, 2006 version to the current January 13, 2012, edition. This amendment will provide consistency with the FHWA’s MUTCD 2009 edition and with Caltrans to ensure that users are accessing the latest information regarding traffic control devices in California.

**Section 1599. Flaggers.**

**Subsection (a)**

Existing Section 1599 requires a flagger or flaggers be used at construction sites where barricades and warning signs cannot control moving traffic. The proposal updates the reference to the CA MUTCD from the outdated September 26, 2006, version to the current January 13, 2012, edition for matters regarding the deployment of flaggers. The proposed amendment aligns Title 8 with the FHWA's MUTCD and the Caltrans manual for flagger control requirements.

DOCUMENTS INCORPORATED  
BY REFERENCE

1. California Manual on Uniform Traffic Control Devices, 2012 Edition, dated January 13, 2012.

This document is too cumbersome or impractical to publish in Title 8. Therefore, it is proposed to incorporate the document by reference. Copies of this document are available for review Monday through Friday from 8:00 a.m. to 4:30 p.m. at the Standards Board Office located at 2520 Venture Oaks Way, Suite 350, Sacramento, California.

COST ESTIMATES OF PROPOSED ACTION

**Costs or Savings to State Agencies**

No costs or savings to state agencies will result as a consequence of the proposed action.

**Impact on Housing Costs**

The Board has made an initial determination that this proposal will not significantly affect housing costs.

**Impact on Businesses/Significant Statewide Adverse Economic Impact Directly Affecting Businesses Including the Ability of California Businesses to Compete**

The Board has made a determination that this proposal will not result in a significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. The proposal updates the reference to the California MUTCD from the 2006 version to the current 2012 edition. This proposal amends Title 8, Sections 1598 and 1599 of the CSO to reflect the latest information of the CA MUTCD as published by Caltrans. The amendment aligns Title 8 with the FHWA's MUTCD 2009 edition and Caltrans policies on traffic control devices.

The MUTCD is a standard that is routinely updated by the Department of Transportation (DOT) and essentially codifies current industry practice. The 2012 edi-

tion was adopted by Caltrans in January of 2012 and reflects changes in the traffic control procedures prompted by similar changes promulgated by the federal DOT in 2009. The changes contained in the 2012 CA MUTCD are essentially procedural in nature and/or provide guidance as in the case of the updated flagger training requirements. Potentially affected parties, local governments, highway and utility contractors, and others, already apply the MUTCD updates despite delays in Title 8 adoption of current editions. The changes that are incorporated at each update of the Manual are primarily operational and administrative and do not lead to significant compliance costs. For instance, to limit financial impact on agencies and for fiscal responsibility reasons, the Manual allows existing inventory of non-compliant traffic control devices to be used until inventories are depleted.

**Cost Impact on Private Persons or Businesses**

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

**Costs or Savings in Federal Funding to the State**

The proposal will not result in costs or savings in federal funding to the state.

**Costs or Savings to Local Agencies or School Districts Required to be Reimbursed**

No costs to local agencies or school districts are required to be reimbursed. See explanation under "Determination of Mandate."

**Other Nondiscretionary Costs or Savings Imposed on Local Agencies**

This proposal does not impose nondiscretionary costs or savings on local agencies.

DETERMINATION OF MANDATE

The Occupational Safety and Health Standards Board has determined that the proposed regulations do not impose a local mandate. There are no costs to any local government or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630.

EFFECT ON SMALL BUSINESSES

The Board has determined that the proposed amendment may affect small businesses. However, no adverse economic impact is anticipated because the amendments are policy or procedural in nature. Small businesses are not involved in changes or replacement costs to traffic control devices.

RESULTS OF THE ECONOMIC IMPACT  
ANALYSIS/ASSESSMENT

The proposed regulation will not have any effect on the creation or elimination of California jobs or the creation or elimination of California businesses or affect the expansion of existing California businesses.

BENEFITS OF THE REGULATION

The proposal would provide businesses, small or large, updated information regarding hazards due to traffic or haulage conditions that encroach upon public streets or highways. The adoption of this proposal will ensure that the latest guidance for traffic control devices and flagger instructions is available when training employees. This regulatory proposal will render Title 8, CSO consistent with the CA MUTCD and the FHWA MUTCD. Therefore, creating a positive impact to public safety, and welfare of California.

ALTERNATIVES STATEMENT

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

A copy of the proposed changes in STRIKEOUT/ UNDERLINE format is available upon request made to the Occupational Safety and Health Standard Board's Office, 2520 Venture Oaks Way, Suite 350, Sacramento, CA 95833, (916) 274-5721. Copies will also be available at the Public Hearing.

An INITIAL STATEMENT OF REASONS containing a statement of the purpose and factual basis for the proposed actions, identification of the technical documents relied upon, and a description of any identified alternatives has been prepared and is available upon request from the Standards Board's Office.

Notice is also given that any interested person may present statements or arguments orally or in writing at the hearing on the proposed changes under consideration. It is requested, but not required, that written comments be submitted so that they are received no later than **February 14, 2014**. The official record of the rule-making proceedings will be closed at the conclusion of

the public hearing and written comments received after 5:00 p.m. on **February 20, 2014**, will not be considered by the Board unless the Board announces an extension of time in which to submit written comments. Written comments should be mailed to the address provided below or submitted by fax at (916) 274-5743 or e-mailed at [oshsb@dir.ca.gov](mailto:oshsb@dir.ca.gov). The Occupational Safety and Health Standards Board may thereafter adopt the above proposals substantially as set forth without further notice.

The Occupational Safety and Health Standards Board's rulemaking file on the proposed actions including all the information upon which the proposals are based is open to public inspection Monday through Friday, from 8:30 a.m. to 4:30 p.m. at the Standards Board's Office, 2520 Venture Oaks Way, Suite 350, Sacramento, CA 95833.

The full text of proposed changes, including any changes or modifications that may be made as a result of the public hearing, shall be available from the Executive Officer 15 days prior to the date on which the Standards Board adopts the proposed changes.

Inquiries concerning either the proposed administrative action or the substance of the proposed changes may be directed to Marley Hart, Executive Officer, or Mike Manieri, Principal Safety Engineer, at (916) 274-5721.

You can access the Board's notice and other materials associated with this proposal on the Standards Board's homepage/website address which is <http://www.dir.ca.gov/oshsb>. Once the Final Statement of Reasons is prepared, it may be obtained by accessing the Board's website or by calling the telephone number listed above.

**TITLE 13. CALIFORNIA  
HIGHWAY PATROL**

TITLE 13. CALIFORNIA CODE OF REGULATIONS,  
DIVISION 2, CHAPTER 6 AMEND ARTICLE 3, SECTIONS  
1160.1, 1160.2, AND 1160.4

**GENERAL HAZARDOUS MATERIALS REGULATIONS  
(CHP-R-12-01)**

In compliance with the requirements of Title 49, United States Code Chapter 51, Section 5125, and Title 49, Code of Federal Regulations (CFR) Part 107, Subpart C, the California Highway Patrol (CHP) proposes to amend the General Hazardous Materials Regulations (HMR) to be consistent with national transportation requirements as required by federal law.

INFORMATIVE DIGEST/POLICY STATEMENT  
OVERVIEW

Title 13, California Code of Regulations (CCR), Division 2, Chapter 6 contains CHP regulations governing the highway transportation of hazardous materials and Article 3, Sections 1160 through 1167, contain the CHP's General HMR: general provisions, hazard classification and shipping names, hazardous materials training, and reporting of incidents involving hazardous materials or hazardous waste.

The proposed rulemaking action will make substantive changes to align State and Federal HMR for persons subject to federal jurisdiction per Title 49 CFR, Part 171.1. Adopting the most current Title 49 CFR publication in Title 13 CCR, Section 1160.2 and removing an exception in state regulation for cargo tanks transporting liquefied petroleum gas (LPG) which is inconsistent with federal law and regulations in Section 1160.1, will bring about this alignment. Section 1160.2(a) Title 13 CCR, was reformatted separating the incorporations by reference based on the applicability to federal jurisdiction. This proposed rulemaking will make additional substantive changes to update, delete, and amend source information for Title 49 CFR referenced in Title 13 CCR, Section 1160.2 as well as the revision date for the CHP 361M, Application for Hazardous Material Transportation License, in Title 13 CCR Section 1160.4.

The following is a list of the specific changes being made:

**Title 13 California Code of Regulations, Division 2, Chapter 6, Article 3, General Hazardous Materials Regulations.**

**Section 1160.1 — Exceptions and Special Applications.**

Section 1160.1 is amended by deleting the exception in subsection (d) and its reference in subsection (b) authorizing carriers directly subject to federal jurisdiction. Current federal law and regulations apply to all cargo tanks transporting LPG in commerce and prohibit state regulations that are less stringent and/or are not substantively the same. This change would align state and federal regulations and avoid federal preemption. There would be no change to jurisdiction or authority currently held by the Division of Occupational Safety and Health, Department of Industrial Relations relating to these cargo tanks.

**Section 1160.2 — U.S. Department of Transportation Regulations.**

Subsection (a) is amended and reformatted adding paragraphs (1) and (2) to separate the dates of incorpo-

ration. Paragraph (1) retains an incorporation date of October 1, 1999, for persons not subject to federal jurisdiction and paragraph (2) adds an incorporation date of October 1, 2013, for persons subject to federal jurisdiction.

Subsection (b) is amended to make changes to the Department of Transportation agency from the Research and Special Programs Administration (RSPA) to the Pipeline and Hazardous Materials Safety Administration (PHMSA), and change a later reference from RSPA to PHMSA.

Subsection (d) is amended by deleting the reference to 49 CFR Parts 390 through 397.

Subsection (e) is amended to make changes to the address and Internet purchasing site of the Government Printing Office (GPO). The federal government sources for Internet access were changed to the GPO and PHMSA, adding the appropriate Web site addresses.

Due to the expanded access and availability of private vendors offering the Title 49 CFR in printed form, subsection (e) is also amended to remove the references to the American Trucking Association, Inc. (ATA) and the Bureau of Explosive Publications (BEP) from Title 13 CCR, leaving only the federal government contact information.

**Section 1160.4 — General Provisions.**

Subdivision (g) is amended to reflect the requirement for carriers to utilize the form CHP 361M when applying for a hazardous materials transportation license. Subdivision (g) is amended to reflect the requirement for carriers to provide specific information on the form CHP 361M. Additionally, subdivision (g) is also amended to reflect a reference to the current revision (June 2013) of the form CHP 361M.

Adoption of this criteria will continue to provide a nonmonetary benefit, reinforcing the protection and safety of public health, employees, and the environment, by providing a regulatory basis for enforcement efforts as they relate to hazardous materials transportation.

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

PUBLIC COMMENTS

Interested persons may submit written comments on these proposed actions via facsimile at (916) 322-3154, by electronic mail to [cvsregs@chp.ca.gov](mailto:cvsregs@chp.ca.gov), or by writing to:

California Highway Patrol  
Enforcement and Planning Division  
Commercial Vehicle Section  
ATTN: Acting Sergeant Joshua Clements  
P.O. Box 942898  
Sacramento, CA 94298-0001

Written comments will be accepted until **5:00 p.m., on February 17, 2014.**

No public hearing has been scheduled. If any person desires a public hearing, a written request must be received by the CHP, Commercial Vehicle Section (CVS), no later than 15 days prior to the close of the written comment period.

#### AVAILABILITY OF INFORMATION

The CHP has available for public review an Initial Statement of Reasons for the proposed regulatory action, the information upon which this action is based (the rulemaking file), and the proposed regulation text. Requests to review or receive copies of this information should be directed to the CHP at the above address, by facsimile at (916) 322-3154, or by calling the CHP, CVS, at (916) 843-3400. All requests for information should include the following information: the title of the rulemaking package, the requester's name, proper mailing address (including city, state, and zip code), and a daytime telephone number in case the requester's information is incomplete or illegible.

The rulemaking file is available for inspection at the CHP, CVS, 601 North 7th Street, Sacramento, CA 95811. Interested parties are advised to call for an appointment.

#### AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Rulemaking, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through the CHP website at [www.chp.ca.gov/regulations](http://www.chp.ca.gov/regulations).

#### AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Acting Sergeant Joshua Clements at the above address.

#### CONTACT PERSON

Any inquiries concerning the written materials pertaining to the proposed regulations, or questions regard-

ing the substance of the proposed regulations, should be directed to Acting Sergeant Joshua Clements or Officer Nancy Ramsey, CHP, CVS at (916) 843-3400.

#### ADOPTION OF PROPOSED REGULATIONS

After consideration of public comments, the CHP may adopt the proposal substantially as set forth without further notice. If the proposal is modified prior to adoption and the change is not solely grammatical or non-substantive in nature, the full text of the resulting regulation, with the changes clearly indicated, will be made available to the public for at least 15 days prior to the date of adoption.

#### FISCAL IMPACT AND RESULTS OF THE ECONOMIC IMPACT ANALYSIS

The CHP has made an initial determination that this proposed regulatory action: (1) will have no effect on housing costs; (2) will not impose any new mandate upon local agencies or school districts; (3) involves no nondiscretionary cost or savings to any local agency, no cost to any local agency or school district for which Government Code (GC) Sections 17500-17630 require reimbursement, no cost or savings to any state agency, nor costs or savings in federal funding to the state; (4) will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California; (5) benefits of the regulation: will continue to provide a nonmonetary benefit to the protection and safety of public health, employees, and safety to the environment by providing a regulatory authority for enforcement efforts as they relate to violations of the current hazardous materials regulations found in Title 49 CFR; (6) will not have a significant statewide adverse economic impact directly affecting businesses including the ability of California businesses to compete with businesses in other states. The regulated community is encouraged to respond during the comment period of this regulatory process if significant impacts are identified.

#### COST IMPACTS ON PRIVATE PERSONS OR BUSINESSES

The CHP is not aware of any cost impacts that a private person or business would incur while maintaining compliance with the proposed action.

#### EFFECT ON SMALL BUSINESSES

The CHP has not identified any significant adverse effect on small businesses. The proposed regulations do

not increase any requirements upon any small businesses. Businesses subject to federal jurisdiction are currently required to comply with the Federal HMR, and therefore, the mere adopting of regulations to avoid preemption or to grant enforcement authority of preexisting regulations provides no additional impact on businesses. The proposed regulations updated and amended in Title 13 CCR, Sections 1160.1 and 1160.2 are already applicable and enforceable on businesses subject to federal jurisdiction pursuant to Title 49 CFR, Part 171. The proposed update in Title 13 CCR, Section 1160.2, relating to the contact information for the federal agencies, will reduce time locating these agencies and therefore increase efficiency. The removal of the ATA would result in reducing time wasted since this vendor no longer offers the Title 49 CFR for sale. The removal of the BEP could lead to a reduction in costs since cheaper products are available online.

The Federal HMR being adopted by reference in Title 13 CCR were subjected to the procedures under the Federal Administrative Procedure Act (FAPA). The FAPA provided regulated businesses the opportunity to participate in the rulemaking process, prior to adopting the current Federal HMR.

#### ALTERNATIVES

In accordance with GC Section 11346.5(a)(13), the CHP must determine that no reasonable alternative considered by the agency would be more effective in carrying out the purpose for which the action is proposed. The CHP must also consider if an alternative method would be as effective as and less burdensome to affected private persons than the proposed action, or would be more cost-effective to private persons and equally effective in implementing the statutory policy or another provision of law. The CHP invites interested parties to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period.

#### AUTHORITY

This regulatory action is being taken pursuant to Sections 2402.7 and 34501(b) of the California Vehicle Code (CVC).

#### REFERENCE

This action implements, interprets, and/or makes specific Sections 2402.7, 27903, 34510, 34506, and 34501(b) CVC.

## TITLE 14. STATE MINING AND GEOLOGY BOARD

### PROPOSED AMENDED REGULATIONS FOR DESIGNATION, AND TERMINATION OF DESIGNATION, OF MINERAL LANDS IN THE SAN BERNARDINO PRODUCTION-CONSUMPTION REGION, SAN BERNARDINO COUNTY AND RIVERSIDE COUNTY

**NOTICE IS HEREBY GIVEN** that the State Mining and Geology Board (SMGB) proposes to amend regulations described below after considering all comments and recommendations regarding the proposed action.

#### REGULATORY ACTION

The SMGB has adopted, by regulation set forth in CCR Section 3550, the designation of certain mineral resource sectors within geographical areas to be of regional significance. Designation is the formal recognition by the SMGB of lands containing mineral resources of regional or statewide economic significance that are needed to meet the demands of the future. The SMGB proposes regulations which would amend Section 3550.8 to Title 14, Article 2, of the California Code of Regulations (CCR), and provide a description of the locations of mineral resources areas designated to be of statewide significance, and areas where designation will be terminated, within the San Bernardino Production-Consumption (P-C) Region, San Bernardino and Riverside Counties.

#### PREVIOUS PUBLIC HEARINGS

The State Geologist recommended to the SMGB 1) several candidates, or areas, which meet or exceed the SMGB's threshold economic value, thus, each area may be considered for designation as an area of regional or statewide significance by the SMGB, and 2) several candidates, or areas, where the SMGB's involvement is no longer required. New information obtained since the publication of the 1988 Mineral Land Classification study has resulted in the reclassification of some areas originally classified MRZ-3 in that study. There are two areas reclassified as MRZ-2 for PCC-grade aggregate. One is between Sectors A and B, and is identified as Sector J which is divided into 13 subsectors; and the other is north of Lake Elsinore and is identified as Sector K. Each of the Sectors below meets or exceeds the threshold value as established by the SMGB. At the time of the updated classification study, that threshold value amounted to approximately 1.3 million tons of

aggregate. The permitted aggregate resources contained in these Sectors are considered proprietary.

The State Geologist has recommended two new Sectors be designated which incorporate fourteen new areas. In regards to termination of lands previously designated, eighty-seven areas in nine Sectors are identified by the State Geologist as potential candidates for termination of designation status due to high-value incompatible land-use developments. The recommendations were accepted by the SMGB on December 9, 2010.

The 60-day public comment period commenced on July 19, 2010, and ended on September 20, 2010. In addition, pursuant to PRC Section 2793, a public hearing was held on July 19, 2010, in the City of Riverside. During such hearing, comments were received and responses prepared. Written comments were received from the public. At its December 9, 2010, regular business meeting, the SMGB accepted the proposed new designations, and areas identified for termination of designation, for the San Bernardino P-C Region pursuant to PRC Section 2761, with modification in consideration of public comments received.

**Comment No. 1 — Candidate Sector K (90 acres):** We understand the need to Protect mineral resources from being eliminated because of development pressures and we think this is appropriate for certain areas that have proven reserves. Regarding Sector K, we are concerned that the MRZ designation is being considered solely to give legitimacy to lead agency approvals for sites that have questionable vested rights. One site in particular within the City of Lake Elsinore, has already been proven to not be vested and allowed to begin operations without a Surface Mining Permit as required by SMARA. Another well known clay mining site has been allowed to change and intensify vested mining, without amending the requisite reclamation plan. This has resulted in serious, damaging consequences for nearby neighborhoods. We are hopeful that you will consider this carefully before approving the MRZ zone. If it is approved, we are requesting that the State monitor any future mining applications for compliance with SMARA requirements, which should require Surface Mining Permits with consideration given to CEQA and existing adjacent development.

Response to Comment No. 1: The designation of mineral lands by the SMGB as proposed by the State Geologist pursuant to SMARA is based on geologic factors, and does not guarantee that such land use will be set aside by the local lead agency for mining purposes. The lead agency ultimately determines whether it will grant a permit for mining. Pursuant to Public Resources Code Section 2774.2(A), the SMGB cannot exercise permitting authority on behalf of a lead agency. In this case the site is already in use as an active mining

operation. Designation does not prevent subsequent conservation of these areas, or consideration of some other land use incompatible with mining.

**Comment No. 2 in Support for the Continued Termination of Sector H:** Sector H is located in Alberhill and is now a residential area, which also includes a Charter School being operated at the Boys and Girls Club, etc. Sector H will be harmful to our health and quality of life as well as the depreciation of the values of our homes as well as our neighbors'. Sector H will be especially horrific when the construction of SCE's Fogarty Sub-Station begins (construction is scheduled to begin soon, and will be ongoing for many years).

Response to Comment No. 2: No response is deemed necessary since the State Geologist concurs with the proposed regulatory action for termination of designation in this area.

#### WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the SMGB. Comments may also be submitted by facsimile (FAX) at (916) 445-0738 or by e-mail to [stephen.testa@conservation.ca.gov](mailto:stephen.testa@conservation.ca.gov). The 45-day comment period will commence on January 3, 2014, and closes at 5:00 p.m. on February 17, 2014. The SMGB will consider only comments received at the SMGB office by that time. No public hearing is scheduled, but any person can request a public hearing no later than 15 days before the close of the written comment period.

#### AUTHORITY AND REFERENCE

The SMGB proposes to adopt a regulation that amends Section 3550.8 to Article 2 of the California Code of Regulations, Title 14, Division 2, Chapter 8, Subchapter 1, pursuant to its authority granted in PRC Sections 2790 and 2207 (Reference PRC Sections 2726, 2761-2763, 2790-2791, and 2793).

#### INFORMATIVE DIGEST

The SMGB has adopted, by regulation set forth in CCR Section 3550 the designation of certain mineral resource sectors within geographical areas to be of regional significance. Designation is the formal recognition by the SMGB of lands containing mineral resources of regional or statewide economic significance that are needed to meet the demands of the future.

The Department of Conservation's (DOC) California Geological Survey (CGS) recently released Special Report 206 — *Update of Mineral Land Classification for Portland Cement Concrete-Grade Aggregate in the*

*San Bernardino Production–Consumption Region, San Bernardino and Riverside Counties, California* (Miller and Busch, 2008). This report updated information on Portland cement concrete (PCC) aggregate in the original classification study of the San Bernardino Production–Consumption (P–C) Region published in 1984 as Special Report 143, Part VII — *Mineral Land Classification of the Greater Los Angeles Area; Classification of Sand and Gravel Resource Areas, San Bernardino Production–Consumption Region* (Miller, 1984).

The original classification study by Miller (1984) assisted the SMGB in a subsequent process called “designation.” The SMGB designated construction aggregate resource areas of regional significance in the San Bernardino P–C Region in SMARA Designation Report No. 5 — *Designation of Regionally Significant Construction Aggregate Resources in the Claremont–Upland and San Bernardino Production–Consumption Regions* (prepared by CGS under the direction of the SMGB, January 1987).

In the years since the designation of the San Bernardino P–C Region, about 18 percent, or 4,427 acres of the 24,656 acres of lands designated by the SMGB in the region has been lost to land uses incompatible with mining. The 4,427 acres lost contained approximately 959 million tons of PCC–grade aggregate resources, which was 14 percent of the 6,887 million tons of aggregate resources designated in 1987.

The updated Mineral Land Classification study identified an additional 1,656 acres of land containing more than 334 million tons of PCC–grade aggregate in areas previously classified MRZ–3. These areas were reclassified as MRZ–2 in the update.

The publication of Special Report 143, Part VII (SR 143, Part VII), and its update, Special Report 206, accomplish part one of the two–part Classification–Designation process. Part two of the two–step process, designation, is the formal recognition by the SMGB of lands containing mineral resources of regional or statewide economic significance needed to meet the demands of the future. In the years since the original publication of Special Report 143, termination of designation for certain areas where the direct involvement of the SMGB is no longer required has also been identified.

The State Geologist has recommended two areas reclassified as MRZ–2 for PCC–grade aggregate. One is between Sectors A and B, and is identified as Sector J which is divided into 13 subsectors; and the other is north of Lake Elsinore and is identified as Sector K. Each of the Sectors below meets or exceeds the threshold value as established by the Board. At the time of the updated classification study, that threshold value amounted to approximately 1.3 million tons of aggregate.

The permitted aggregate resources contained in these Sectors are considered proprietary.

The State Geologist has recommended two new Sectors be designated which incorporate fourteen new areas. The State Geologist also recommended fifty–seven areas in nine Sectors as potential candidates for termination of designation status due to high–value incompatible land use developments.

## POLICY STATEMENT OVERVIEW

The proposed regulatory language would allow consideration of new information obtained since the publication of the CGS 1988 Mineral Land Classification study has resulted in the reclassification of some areas originally classified MRZ–3 in that study. There are two areas reclassified as MRZ–2 for PCC–grade aggregate. One is between Sectors A and B, and is identified as Sector J which is divided into 13 subsectors; and the other is north of Lake Elsinore and is identified as Sector K. Each Sector may be considered for designation as an area of regional or statewide significance by the SMGB pursuant to Article 6, Section 2790 et seq. (SMARA), meets or exceeds the threshold value as established by the Board. At the time of the updated classification study, that threshold value amounted to approximately 1.3 million tons of aggregate. The permitted aggregate resources contained in these Sectors are considered proprietary. This proposed regulation is necessary in order for the State to meet its aggregate availability and sustainability needs.

The Board has conducted an evaluation of any related regulations concerning mineral resource area designations for San Bernardino Production–Consumption (P–C) Region, San Bernardino and Riverside Counties, and has found no other regulations on this matter. Therefore, the proposed regulations are neither inconsistent nor incompatible with existing state regulations. The specific benefits anticipated by the proposed amendment provide nonmonetary benefits to the environment by avoiding species conservation areas and habitat–sensitive areas, while contributing to efforts to reduce greenhouse gas emissions, and do not conflict with the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social, equity, and the increase in openness and transparency in business and government, among other things.

## CEQA COMPLIANCE

The SMGB has determined that this rulemaking action is not a project as defined in the California Environmental Quality Act (CEQA) and is exempt from the re-

quirements of CEQA, Title 14, CCR, Section 15061(b)(3), no possibility of a significant effect on the environment.

DISCLOSURES REGARDING THE  
PROPOSED ACTION

The SMGB’s Executive Officer has made the following preliminary determinations:

**Mandate on local agencies and school districts:**

The adoption of this amended regulation does not impose any new mandates on local agencies or on local school districts.

**Costs or savings to any State agency:** The proposed amended regulation imposes no savings or additional expenses to state agencies.

**Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630:** The proposed amended regulation does not impose any additional cost obligations on local agencies or on local school districts.

**Other non-discretionary costs or savings imposed upon local agencies:** No other non-discretionary costs or savings to local agencies are imposed by the proposed amended regulation.

**Cost or savings in Federal funding to the State:** There are no costs or savings in Federal funding to the State.

**Significant statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states:** No statewide adverse impacts to California businesses result from the adoption of this proposed amended regulatory language.

**Potential cost impact on private persons or directly affected businesses:** The imposition of the proposed amended language on a directly affected local mining operation will have a positive cost impact to that operation by the recognition of designated mineral land of regional significance which in some circumstances may reduce the amount of time, thus cost, in acquiring a permit to mine from its lead agency.

**Results of Economic Impact Analysis:** The adoption of this amended regulation will not:

- Create nor eliminate jobs within California;
- Create new nor eliminate existing businesses within California;

- Expand businesses currently doing business in California,

The adoption of this amended regulation will, however, benefit the health and welfare of California residents and the state’s environment by avoiding species conservation and habitat-sensitive areas, as well as reducing greenhouse gas emissions related to transportation.

**Significant effect on housing costs:** The adoption of this amended regulation will have no significant effect on housing costs, but may reduce such costs by providing a source of PCC-grade aggregate closer to users and market areas.

**Effects on small businesses:** The imposition of the proposed amendment will have no cost impact on small businesses. There are no costs related or associated with the proposed designation, or termination of designation, of mineral lands. Such considerations require a lead agency to consider the regional significance of mineral lands designated by the SMGB when making land-use decisions, but does not impose any fees or costs to small businesses as part of that consideration.

CONSIDERATION OF ALTERNATIVES

The SMGB must determine that no reasonable alternative that it considers or that has otherwise been identified and brought to the attention of the SMGB would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. The SMGB’s Executive Officer has not identified any adverse impacts resulting from the proposed regulation.

No alternatives have been considered by the SMGB at this time that would be more effective in carrying out the purpose for which the regulatory action is proposed, nor have any other alternatives been proposed that would be as effective and less burdensome to affected private persons, lead agencies, or small businesses.

CONFLICT WITH FEDERAL REGULATIONS

This regulation change does not duplicate or conflict with existing Federal statutes or regulations. Also, by Memorandum of Understanding with the Federal Bureau of Land Management, the U. S. Forest Service, the Department of Conservation, and the SMGB, SMARA and federal law are coordinated to eliminate duplication.

### SPECIFIC PURPOSE

The proposed amended regulatory language is intended to provide guidance and consideration to San Bernardino and Riverside Counties, when considering long-term aggregate availability needs, and permits to mine within their respective jurisdictions.

### STATEMENT OF NECESSITY

In 2006, the California Geological Survey (CGS) in their statewide report titled “*Map Sheet 52 (Updated 2006), Aggregate Availability in California*” notes that the San Bernardino Production–Consumption Region 50-year demand for aggregate is on the order of 1,074 million tons. Permitted aggregate resources are on the order of 262 million tons. The percentage of permitted aggregate resources as compared to the 50-year demand is 24 percent, significantly lower than the projected demand. In addition, California Geological Survey (CGS) Special Report 206 updated information previously presented in the classification report on Portland cement concrete–grade (PCC) aggregate in the San Bernardino Production–Consumption (P–C) Region completed in 1984. In this report, it was noted that about 4,427 acres, containing 959 million tons of resources, have been lost to urbanization or depleted between 1987 and 2007. Permitted reserves were projected to last until year 2024, 17 years from the date of the report.

PRC Section 2755 provides the SMGB the authority to adopt regulations that establish state policy for the reclamation of mined lands in accordance with Article 1 (commencing with Section 2710) of this chapter and pursuant to Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code. PRC Section 2790 states that after receipt of mineral information from the State Geologist the SMGB may by regulation adopted after a public hearing designate specific geographic areas of the state as areas of statewide or regional significance and specify the boundaries thereof. Such designation shall be included as a part of the state policy and shall indicate the reason for which the particular area designated is of significance to the state or region, the adverse effects that might result from premature development of incompatible land uses, the advantages that might be achieved from extraction of the minerals of the area, and the specific goals and policies to protect against the premature incompatible development of the area. PRC Section 2791 also requires the SMGB to seek the recommendations of concerned federal, state, and local agencies, educational institutions, civic and public interest organizations, and private organizations and

individuals in the identification of areas of statewide and regional significance.

### IDENTIFICATION OF TECHNICAL/THEORETICAL–EMPIRICAL STUDY, REPORTS, OR DOCUMENTS UPON WHICH THE SMGB HAS RELIED

Designation is the formal recognition by the SMGB of lands containing mineral resources of regional or statewide economic significance that are needed to meet the demands of the future. In consideration of the proposed regulatory language, the SMGB relied on several documents including California Geological Survey (CGS) Special Report 143, Part VII, and updated Special Report 206, recommendations set forth by the State Geologist, and Economic Impact Analysis prepared for this proposed amended regulation. The SMGB also considered information presented in CGS’s 2006 report titled “*Map Sheet 52 (Updated 2006), Aggregate Availability in California*.”

At its December 11, 2008, regular business meeting, the SMGB accepted California Geological Survey (CGS) Special Report 206 which updated information previously presented in a classification report on Portland cement concrete–grade (PCC) aggregate in the San Bernardino Production–Consumption (P–C) Region completed in 1984. The previous report was published by the California Division of Mines and Geology (CDMG; now CGS) as Special Report 143, Part VII (SR 143, Part VII) — *Mineral Land Classification of the Greater Los Angeles Area, Part VII, Classification of Sand and Gravel Resources Areas, San Bernardino Production–Consumption Region*. At its July 9, 2010, regular business meeting, the SMGB accepted the recommendations set forth by the State Geologist for designation, and termination of designation, of mineral resources of regional or statewide economic significance in the San Bernardino Production–Consumption Region, San Bernardino and Riverside Counties. A public hearing was held on July 30, 2010, to receive comment of the proposed designations and termination of designated mineral lands. The SMGB considered acceptance of the proposed regulatory language, which would amend CCR Section 3550.8, and direct the Executive Officer to commence the rulemaking process, at its regular business meeting held on December 9, 2010. The SMGB also considered information presented in CGS’s 2006 report titled “*Map Sheet 52 (Updated 2006), Aggregate Availability in California*.”

The State Geologist has recommended two new Sectors be designated which incorporate fourteen new areas that have been reclassified as MRZ–2 for PCC–grade aggregate. One is between Sectors A and B, and is identified as Sector J which is divided into 13 subsec-

tors; and the other is north of Lake Elsinore and is identified as Sector K. Each of the Sectors below meets or exceeds the threshold value as established by the Board. At the time of the updated classification study, that threshold value amounted to approximately 1.3 million tons of aggregate. The permitted aggregate resources contained in these Sectors are considered proprietary.

The State Geologist also recommended fifty–seven areas in nine Sectors as potential candidates for termination of designation status due to high–value incompatible land–use developments.

**AVAILABILITY OF CHANGED OR  
MODIFIED TEXT**

After holding the hearing and considering all timely and relevant comments received, the SMGB may adopt the proposed regulations substantially as described in this notice. If the SMGB makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with changes clearly indicated) available to the public for at least 15 days before the SMGB adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Mr. Stephen Testa at the address provided below. The SMGB will accept written comments on the modified regulations for 15 days after the date on which they are made available.

**AVAILABILITY OF THE FINAL STATEMENT  
OF REASONS**

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting the SMGB’s Executive Officer, Mr. Stephen Testa, at the address provided below.

**CONTACT PERSON**

An interested person may request a copy of the proposed amended regulation and the Initial Statement of Reasons. Questions about the proposed regulation and Initial Statement of Reasons can be directed to the SMGB’s office. All supplemental information, upon which the regulation is based, is contained in the rule-making file.

The rulemaking file is available for inspection at the SMGB Office at 801 K Street, Suite 2015, Sacramento, California, between 9:00 a.m. and 4:00 p.m., Monday through Friday except during state holidays. Copies of the proposed regulation and the Initial Statement of Reasons may be requested by writing to the above address, or viewed on the SMGB’s Internet Web Site at <http://www.conservation.ca.gov/smgb>.

Inquiries concerning the substance of the proposed amended regulation should be directed to:

Mr. Stephen M. Testa, Executive Officer  
State Mining and Geology Board  
801 K Street, Suite 2015  
Sacramento, California 95814  
Phone: (916) 322–1082  
Fax: (916) 445–0738  
[Stephen.Testa@conservation.ca.gov](mailto:Stephen.Testa@conservation.ca.gov)

OR

Amy Scott, Executive Assistant  
State Mining and Geology Board  
801 K Street, Suite 2015  
Sacramento, CA 95814  
Phone: (916) 322–1082  
Fax: (916) 445–0738  
[Amy.Scott@conservation.ca.gov](mailto:Amy.Scott@conservation.ca.gov)

**PROPOSITION 65**

**OFFICE OF ENVIRONMENTAL HEALTH  
HAZARD ASSESSMENT**

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

**NOTICE TO INTERESTED PARTIES  
JANUARY 3, 2014**

**CHEMICAL LISTED EFFECTIVE JANUARY 3,  
2014 AS KNOWN TO THE STATE OF  
CALIFORNIA TO CAUSE CANCER:  
EMISSIONS FROM HIGH–TEMPERATURE  
UNREFINED RAPESEED OIL**

Effective **January 3, 2014**, the Office of Environmental Health Hazard Assessment (OEHHA) is adding emissions from high–temperature unrefined rapeseed oil to the list of chemicals known to the State to cause cancer for purposes of Proposition 65<sup>1</sup>. The listing of emissions from high–temperature unrefined rapeseed oil is based on formal identification by the International Agency for Research on Cancer (IARC), an authoritative body<sup>2</sup>, that this mixture of chemicals causes cancer.

<sup>1</sup> The Safe Drinking Water and Toxic Enforcement Act of 1986, Health and Safety Code section 25249.5 et seq.

<sup>2</sup> See Health and Safety Code, section 25249.8(b) and Title 27, Cal. Code of Regs., section 25306.

The criteria used by OEHHA for the listing of the emissions from high-temperature unrefined rapeseed oil under the “authoritative bodies” mechanism can be found in Title 27, Cal. Code of Regs., section 25306.

The documentation supporting OEHHA’s determination that the criteria for administrative listing have been satisfied for the emissions from high-temperature unrefined rapeseed oil is included in the Notice of Intent to List published in the November 15, 2013 issue of the California Regulatory Notice Register (Register 2013, No. 46-Z). As stated in the Notice of Intent to List, most commercially available rapeseed oil, commonly known as canola oil<sup>3</sup>, is refined. This listing does not include emissions from refined rapeseed/canola oil. OEHHA received one public comment that supported the listing as described in the Notice of Intent to List.

A complete, updated chemical list will be published elsewhere in this issue of the California Regulatory Notice Register and is available on the OEHHA website at [http://www.oehha.ca.gov/prop65/prop65\\_list/Newlist.html](http://www.oehha.ca.gov/prop65/prop65_list/Newlist.html). In summary, emissions from high-temperature unrefined rapeseed oil is being listed under Proposition 65 as known to the State to cause cancer, as follows:

Chemical	CASNo.	Toxological Endpoints	Listing Mechanism <sup>4</sup>
Emissions from high-temperature unrefined rapeseed oil	—	cancer	AB (IARC)

**OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT**

**SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986**

**CHEMICALS KNOWN TO THE STATE TO CAUSE CANCER OR REPRODUCTIVE TOXICITY  
JANUARY 3, 2013**

The Safe Drinking Water and Toxic Enforcement Act of 1986 requires that the Governor revise and republish at least once per year the list of chemicals known to the State to cause cancer or reproductive toxicity. The identification number indicated in the following list is the Chemical Abstracts Service (CAS) Registry Number. No CAS number is given when several substances are presented as a single listing. The date refers to the initial appearance of the chemical on the list. For easy reference, chemicals which are shown underlined are newly added. Chemicals which are shown with a strikethrough were placed on the list with the date noted, and have subsequently been removed.

<sup>3</sup> U.S. Code of Federal Regulations 21 CFR Part 184 Section 1555. Rapeseed oil, Available at: <http://www.accessdata.fda.gov/scripts/cdrh/cfdocs/cfcr/CFRSearch.cfm?fr=184.1555>.

<sup>4</sup> Listing mechanism: AB — “authoritative bodies” mechanism (Title 27, Cal. Code of Regs. section 25306).

CHEMICALS KNOWN TO THE STATE TO CAUSE CANCER

<i>Chemical</i>	<i>CASNumber</i>	<i>Date</i>
A-alpha-C (2-Amino-9H-pyrido[2,3-b]indole)	26148-68-5	January 1, 1990
Acetaldehyde	75-07-0	April 1, 1988
Acetamide	60-35-5	January 1, 1990
Acetochlor	34256-82-1	January 1, 1989
2-Acetylaminofluorene	53-96-3	July 1, 1987
Acifluorfen sodium	62476-59-9	January 1, 1990
Acrylamide	79-06-1	January 1, 1990
Acrylonitrile	107-13-1	July 1, 1987
Actinomycin D	50-76-0	October 1, 1989
AF-2;[2-(2-furyl)-3-(5-nitro-2-furyl)]acrylamide	3688-53-7	July 1, 1987
Aflatoxins	—	January 1, 1988
Alachlor	15972-60-8	January 1, 1989
Alcoholic beverages, when associated with alcohol abuse	—	July 1, 1988
Aldrin	309-00-2	July 1, 1988
<u>Allyl chloride Delisted October 29, 1999</u>	107-05-1	January 1, 1990
2-Aminoanthraquinone	117-79-3	October 1, 1989
p-Aminoazobenzene	60-09-3	January 1, 1990
ortho-Aminoazotoluene	97-56-3	July 1, 1987
4-Aminobiphenyl (4-aminodiphenyl)	92-67-1	February 27, 1987
1-Amino-2,4-dibromoanthraquinone	81-49-2	August 26, 1997
3-Amino-9-ethylcarbazole hydrochloride	6109-97-3	July 1, 1989
2-Aminofluorene	153-78-6	January 29, 1999
1-Amino-2-methylantraquinone	82-28-0	October 1, 1989
2-Amino-5-(5-nitro-2-furyl)-1,3,4-thiadiazole	712-68-5	July 1, 1987
4-Amino-2-nitrophenol	119-34-6	January 29, 1999
Amitrole	61-82-5	July 1, 1987
Amsacrine	51264-14-3	August 7, 2009
Analgesic mixtures containing phenacetin	—	February 27, 1987
Androstenedione	63-05-8	May 3, 2011
Aniline	62-53-3	January 1, 1990
Aniline hydrochloride	142-04-1	May 15, 1998
ortho-Anisidine	90-04-0	July 1, 1987
ortho-Anisidine hydrochloride	134-29-2	July 1, 1987
Antimony oxide (Antimony trioxide)	1309-64-4	October 1, 1990
Anthraquinone	84-65-1	September 28, 2007
Aramite	140-57-8	July 1, 1987
Areca nut	—	February 3, 2006
Aristolochic acids	—	July 9, 2004
Arsenic (inorganic arsenic compounds)	—	February 27, 1987
Asbestos	1332-21-4	February 27, 1987
Auramine	492-80-8	July 1, 1987
Azacitidine	320-67-2	January 1, 1992
Azaserine	115-02-6	July 1, 1987
Azathioprine	446-86-6	February 27, 1987
Azobenzene	103-33-3	January 1, 1990
Benthiavalicarb-isopropyl	177406-68-7	July 1, 2008
Benz[a]anthracene	56-55-3	July 1, 1987
Benzene	71-43-2	February 27, 1987
Benzidine [and its salts]	92-87-5	February 27, 1987
Benzidine-based dyes	—	October 1, 1992
Benzo[b]fluoranthene	205-99-2	July 1, 1987

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Benzo[j]fluoranthene	205-82-3	July 1, 1987
Benzo[k]fluoranthene	207-08-9	July 1, 1987
Benzofuran	271-89-6	October 1, 1990
Benzophenone	119-61-9	June 22, 2012
Benzo[a]pyrene	50-32-8	July 1, 1987
Benzotrichloride	98-07-7	July 1, 1987
Benzyl chloride	100-44-7	January 1, 1990
Benzyl violet 4B	1694-09-3	July 1, 1987
Beryllium and beryllium compounds	—	October 1, 1987
Betel quid with tobacco	—	January 1, 1990
Betel quid without tobacco	—	February 3, 2006
2,2-Bis(bromomethyl)-1,3-propanediol	3296-90-0	May 1, 1996
Bis(2-chloroethyl)ether	111-44-4	April 1, 1988
N,N-Bis(2-chloroethyl)-2-naphthylamine (Chlornapazine)	494-03-1	February 27, 1987
Bischloroethyl nitrosourea (BCNU) (Carmustine)	154-93-8	July 1, 1987
Bis(chloromethyl)ether	542-88-1	February 27, 1987
Bis(2-chloro-1-methylethyl) ether, technical grade	—	October 29, 1999
Bitumens, extracts of steam-refined and air refined	—	January 1, 1990
Bracken fern	—	January 1, 1990
Bromate	15541-45-4	May 31, 2002
Bromochloroacetic acid	5589-96-8	April 6, 2010
Bromodichloromethane	75-27-4	January 1, 1990
Bromoethane	74-96-4	December 22, 2000
Bromoform	75-25-2	April 1, 1991
1,3-Butadiene	106-99-0	April 1, 1988
1,4-Butanediol dimethanesulfonate (Busulfan)	55-98-1	February 27, 1987
Butylated hydroxyanisole	25013-16-5	January 1, 1990
beta-Butyrolactone	3068-88-0	July 1, 1987
Cacodylic acid	75-60-5	May 1, 1996
Cadmium and cadmium compounds	—	October 1, 1987
Caffeic acid	331-39-5	October 1, 1994
Captafol	2425-06-1	October 1, 1988
Captan	133-06-2	January 1, 1990
Carbaryl	63-25-2	February 5, 2010
Carbazole	86-74-8	May 1, 1996
Carbon black (airborne, unbound particles of respirable size)	1333-86-4	February 21, 2003
Carbon tetrachloride	56-23-5	October 1, 1987
Carbon-black extracts	—	January 1, 1990
N-Carboxymethyl-N-nitrosourea	60391-92-6	January 25, 2002
Catechol	120-80-9	July 15, 2003
Ceramic fibers (airborne particles of respirable size)	—	July 1, 1990
Certain combined chemotherapy for lymphomas	—	February 27, 1987
Chloral	75-87-6	September 13, 2013
Chloral hydrate	302-17-0	September 13, 2013
Chlorambucil	305-03-3	February 27, 1987
Chloramphenicol <u>Delisted January 4, 2013</u>	56-75-7	October 1, 1989
Chloramphenicol sodium succinate	982-57-0	September 27, 2013
Chlordane	57-74-9	July 1, 1988
Chlordecone (Kepone)	143-50-0	January 1, 1988
Chlordimeform	6164-98-3	January 1, 1989
Chlorendic acid	115-28-6	July 1, 1989

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<i>Chemical</i>	<i>CASNumber</i>	<i>Date</i>
Chlorinated paraffins (Average chain length, C12; approximately 60 percent chlorine by weight)	108171-26-2	July 1, 1989
<i>p</i> -Chloroaniline	106-47-8	October 1, 1994
<i>p</i> -Chloroaniline hydrochloride	20265-96-7	May 15, 1998
<del>Chlorodibromomethane</del> <u>Delisted October 29, 1999</u>	124-48-1	January 1, 1990
Chloroethane (Ethyl chloride)	75-00-3	July 1, 1990
1-(2-Chloroethyl)-3-cyclohexyl-1-nitrosourea (CCNU) (Lomustine)	13010-47-4	January 1, 1988
1-(2-Chloroethyl)-3-(4-methylcyclohexyl)-1-nitrosourea (Methyl-CCNU)	13909-09-6	October 1, 1988
Chloroform	67-66-3	October 1, 1987
Chloromethyl methyl ether (technical grade)	107-30-2	February 27, 1987
3-Chloro-2-methylpropene	563-47-3	July 1, 1989
1-Chloro-4-nitrobenzene	100-00-5	October 29, 1999
4-Chloro-ortho-phenylenediamine	95-83-0	January 1, 1988
<i>p</i> -Chloro- <i>o</i> -toluidine	95-69-2	January 1, 1990
<i>p</i> -Chloro- <i>o</i> -toluidine, strong acid salts of	—	May 15, 1998
5-Chloro- <i>o</i> -toluidine and its strong acid salts	—	October 24, 1997
Chloroprene	126-99-8	June 2, 2000
Chlorothalonil	1897-45-6	January 1, 1989
Chlorotrianisene	569-57-3	September 1, 1996
Chlorozotocin	54749-90-5	January 1, 1992
Chromium (hexavalent compounds)	—	February 27, 1987
Chrysene	218-01-9	January 1, 1990
C.I. Acid Red 114	6459-94-5	July 1, 1992
C.I. Basic Red 9 monohydrochloride	569-61-9	July 1, 1989
C.I. Direct Blue 15	2429-74-5	August 26, 1997
C.I. Direct Blue 218	28407-37-6	August 26, 1997
C.I. Disperse Yellow 3	2832-40-8	February 8, 2013
C.I. Solvent Yellow 14	842-07-9	May 15, 1998
Ciclosporin (Cyclosporin A; Cyclosporine)	59865-13-3	January 1, 1992
	79217-60-0	
Cidofovir	113852-37-2	January 29, 1999
Cinnamyl anthranilate	87-29-6	July 1, 1989
Cisplatin	15663-27-1	October 1, 1988
Citrus Red No. 2	6358-53-8	October 1, 1989
Clofibrate	637-07-0	September 1, 1996
Clomiphene citrate	50-41-9	May 24, 2013
Cobalt metal powder	7440-48-4	July 1, 1992
Cobalt [II] oxide	1307-96-6	July 1, 1992
Cobalt sulfate	10124-43-3	May 20, 2005
Cobalt sulfate heptahydrate	10026-24-1	June 2, 2000
Coconut oil diethanolamine condensate (cocamide diethanolamine)	68603-42-9	June 22, 2012
Coke oven emissions	—	February 27, 1987
Conjugated estrogens	—	February 27, 1987
Creosotes	—	October 1, 1988
<i>para</i> -Cresidine	120-71-8	January 1, 1988
Cumene	98-82-8	April 6, 2010
Cupferron	135-20-6	January 1, 1988
Cycasin	14901-08-7	January 1, 1988
Cyclopenta[ <i>cd</i> ]pyrene	27208-37-3	April 29, 2011
Cyclophosphamide (anhydrous)	50-18-0	February 27, 1987
Cyclophosphamide (hydrated)	6055-19-2	February 27, 1987
Cytembena	21739-91-3	May 15, 1998

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
D&C Orange No. 17	3468-63-1	July 1, 1990
D&C Red No. 8	2092-56-0	October 1, 1990
D&C Red No. 9	5160-02-1	July 1, 1990
D&C Red No. 19	81-88-9	July 1, 1990
Dacarbazine	4342-03-4	January 1, 1988
Daminozide	1596-84-5	January 1, 1990
Dantron (Chrysazin; 1,8-Dihydroxyanthraquinone)	117-10-2	January 1, 1992
Daunomycin	20830-81-3	January 1, 1988
DDD (Dichlorodiphenyldichloroethane)	72-54-8	January 1, 1989
DDE (Dichlorodiphenyldichloroethylene)	72-55-9	January 1, 1989
DDT (Dichlorodiphenyltrichloroethane)	50-29-3	October 1, 1987
DDVP (Dichlorvos)	62-73-7	January 1, 1989
N,N'-Diacetylbenzidine	613-35-4	October 1, 1989
2,4-Diaminoanisole	615-05-4	October 1, 1990
2,4-Diaminoanisole sulfate	39156-41-7	January 1, 1988
4,4'-Diaminodiphenyl ether (4,4'-Oxydianiline)	101-80-4	January 1, 1988
2,4-Diaminotoluene	95-80-7	January 1, 1988
Diaminotoluene (mixed)	—	January 1, 1990
Diazoaminobenzene	136-35-6	May 20, 2005
Dibenz[a,h]acridine	226-36-8	January 1, 1988
Dibenz[a,j]acridine	224-42-0	January 1, 1988
Dibenz[a,h]anthracene	53-70-3	January 1, 1988
7H-Dibenzo[c,g]carbazole	194-59-2	January 1, 1988
Dibenzo[a,e]pyrene	192-65-4	January 1, 1988
Dibenzo[a,h]pyrene	189-64-0	January 1, 1988
Dibenzo[a,i]pyrene	189-55-9	January 1, 1988
Dibenzo[a,l]pyrene	191-30-0	January 1, 1988
Dibromoacetic acid	631-64-1	June 17, 2008
Dibromoacetonitrile	3252-43-5	May 3, 2011
1,2-Dibromo-3-chloropropane (DBCP)	96-12-8	July 1, 1987
2,3-Dibromo-1-propanol	96-13-9	October 1, 1994
Dichloroacetic acid	79-43-6	May 1, 1996
<i>p</i> -Dichlorobenzene	106-46-7	January 1, 1989
3,3'-Dichlorobenzidine	91-94-1	October 1, 1987
3,3'-Dichlorobenzidine dihydrochloride	612-83-9	May 15, 1998
1,4-Dichloro-2-butene	764-41-0	January 1, 1990
3,3'-Dichloro-4,4'-diaminodiphenyl ether	28434-86-8	January 1, 1988
1,1-Dichloroethane	75-34-3	January 1, 1990
Dichloromethane (Methylene chloride)	75-09-2	April 1, 1988
1,2-Dichloropropane	78-87-5	January 1, 1990
1,3-Dichloro-2-propanol (1,3-DCP)	96-23-1	October 8, 2010
1,3-Dichloropropene	542-75-6	January 1, 1989
Diclofop-methyl	51338-27-3	April 6, 2010
Dieldrin	60-57-1	July 1, 1988
<del>Dienestrol</del> <u>Delisted January 4, 2013</u>	84-17-3	January 1, 1990
Diepoxybutane	1464-53-5	January 1, 1988
Diesel engine exhaust	—	October 1, 1990
Diethanolamine	111-42-2	June 22, 2012
Di(2-ethylhexyl)phthalate	117-81-7	January 1, 1988
1,2-Diethylhydrazine	1615-80-1	January 1, 1988
Diethyl sulfate	64-67-5	January 1, 1988
Diethylstilbestrol (DES)	56-53-1	February 27, 1987
Diglycidyl resorcinol ether (DGRE)	101-90-6	July 1, 1989

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>CASNumber</u>	<u>Date</u>
Dihydrosafrole	94-58-6	January 1, 1988
Diisononyl phthalate (DINP)	—	December 20, 2013
Diisopropyl sulfate	2973-10-6	April 1, 1993
3,3'-Dimethoxybenzidine (ortho-Dianisidine)	119-90-4	January 1, 1988
3,3'-Dimethoxybenzidine dihydrochloride (ortho-Dianisidine dihydrochloride)	20325-40-0	October 1, 1990
3,3'-Dimethoxybenzidine-based dyes metabolized to 3,3'-dimethoxybenzidine	—	June 11, 2004
3,3'-Dimethylbenzidine-based dyes metabolized to 3,3'-dimethylbenzidine	—	June 11, 2004
Dimethyl sulfate	77-78-1	January 1, 1988
4-Dimethylaminoazobenzene	60-11-7	January 1, 1988
trans-2-[(Dimethylamino)methylimino]-5-[2-(5-nitro-2-furyl)vinyl]-1,3,4-oxadiazole	55738-54-0	January 1, 1988
7,12-Dimethylbenz(a)anthracene	57-97-6	January 1, 1990
3,3'-Dimethylbenzidine (ortho-Tolidine)	119-93-7	January 1, 1988
3,3'-Dimethylbenzidine dihydrochloride	612-82-8	April 1, 1992
Dimethylcarbamoyl chloride	79-44-7	January 1, 1988
1,1-Dimethylhydrazine (UDMH)	57-14-7	October 1, 1989
1,2-Dimethylhydrazine	540-73-8	January 1, 1988
2,6-Dimethyl-N-nitrosomorpholine (DMNM)	1456-28-6	February 8, 2013
Dimethylvinylchloride	513-37-1	July 1, 1989
3,7-Dinitrofluoranthene	105735-71-5	August 26, 1997
3,9-Dinitrofluoranthene	22506-53-2	August 26, 1997
1,3-Dinitropyrene	75321-20-9	November 2, 2012
1,6-Dinitropyrene	42397-64-8	October 1, 1990
1,8-Dinitropyrene	42397-65-9	October 1, 1990
Dinitrotoluene mixture, 2,4-/2,6-	—	May 1, 1996
2,4-Dinitrotoluene	121-14-2	July 1, 1988
2,6-Dinitrotoluene	606-20-2	July 1, 1995
Di-n-propyl isocinchomeronate (MGK Repellent 326)	136-45-8	May 1, 1996
1,4-Dioxane	123-91-1	January 1, 1988
Diphenylhydantoin (Phenytoin)	57-41-0	January 1, 1988
Diphenylhydantoin (Phenytoin), sodium salt	630-93-3	January 1, 1988
Direct Black 38 (technical grade)	1937-37-7	January 1, 1988
Direct Blue 6 (technical grade)	2602-46-2	January 1, 1988
Direct Brown 95 (technical grade)	16071-86-6	October 1, 1988
Disperse Blue 1	2475-45-8	October 1, 1990
Diuron	330-54-1	May 31, 2002
Doxorubicin hydrochloride (Adriamycin)	25316-40-9	July 1, 1987
Emissions from combustion of coal	—	August 7, 2013
<u>Emissions from high-temperature unrefined rapeseed oil</u>	—	<u>January 3, 2014</u>
Epichlorohydrin	106-89-8	October 1, 1987
Epoxiconazole	135319-73-2	April 15, 2011
Erionite	12510-42-8/ 66733-21-9	October 1, 1988
Estradiol 17B	50-28-2	January 1, 1988
Estragole	140-67-0	October 29, 1999
Estrogens, steroidal	—	August 19, 2005
Estrogen-progestogen (combined) used as menopausal therapy	—	November 4, 2011
Estrone	53-16-7	January 1, 1988
Estropipate	7280-37-7	August 26, 1997
Ethanol in alcoholic beverages	—	April 29, 2011

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<i>Chemical</i>	<i>CASNumber</i>	<i>Date</i>
Ethinylestradiol	57-63-6	January 1, 1988
Ethoprop	13194-48-4	February 27, 2001
Ethyl acrylate	140-88-5	July 1, 1989
Ethylbenzene	100-41-4	June 11, 2004
Ethyl methanesulfonate	62-50-0	January 1, 1988
Ethyl-4,4'-dichlorobenzilate	510-15-6	January 1, 1990
Ethylene dibromide	106-93-4	July 1, 1987
Ethylene dichloride (1,2-Dichloroethane)	107-06-2	October 1, 1987
Ethylene oxide	75-21-8	July 1, 1987
Ethylene thiourea	96-45-7	January 1, 1988
Ethyleneimine (Aziridine)	151-56-4	January 1, 1988
Etoposide	33419-42-0	November 4, 2011
Etoposide in combination with cisplatin and bleomycin	—	November 4, 2011
Fenoxycarb	72490-01-8	June 2, 2000
Folpet	133-07-3	January 1, 1989
Formaldehyde (gas)	50-00-0	January 1, 1988
2-(2-Formylhydrazino)-4-(5-nitro-2-furyl)thiazole	3570-75-0	January 1, 1988
FumonisinB <sub>1</sub>	116355-83-0	November 14, 2003
Furan	110-00-9	October 1, 1993
Furazolidone	67-45-8	January 1, 1990
Furmecyclox	60568-05-0	January 1, 1990
Fusarin C	79748-81-5	July 1, 1995
Gallium arsenide	1303-00-0	August 1, 2008
Ganciclovir	82410-32-0	August 26, 1997
Gasoline engine exhaust (condensates/extracts)	—	October 1, 1990
Gemfibrozil	25812-30-0	December 22, 2000
Glass wool fibers (inhalable and biopersistent)	—	July 1, 1990
Glu-P-1 (2-Amino-6-methyldipyrido[1,2-a:3',2'-d]imidazole)	67730-11-4	January 1, 1990
Glu-P-2 (2-Aminodipyrido[1,2-a:3',2'-d]imidazole)	67730-10-3	January 1, 1990
Glycidaldehyde	765-34-4	January 1, 1988
Glycidol	556-52-5	July 1, 1990
Griseofulvin	126-07-8	January 1, 1990
Gyromitrin (Acetaldehyde methylformylhydrazone)	16568-02-8	January 1, 1988
HC Blue 1	2784-94-3	July 1, 1989
Heptachlor	76-44-8	July 1, 1988
Heptachlor epoxide	1024-57-3	July 1, 1988
Herbal remedies containing plant species of the genus Aristolochia	—	July 9, 2004
Hexachlorobenzene	118-74-1	October 1, 1987
Hexachlorobutadiene	87-68-3	May 3, 2011
Hexachlorocyclohexane (technical grade)	—	October 1, 1987
Hexachlorodibenzodioxin	34465-46-8	April 1, 1988
Hexachloroethane	67-72-1	July 1, 1990
2,4-Hexadienal (89% trans, trans isomer; 11% cis, trans isomer)	—	March 4, 2005
Hexamethylphosphoramide	680-31-9	January 1, 1988
Hydrazine	302-01-2	January 1, 1988
Hydrazine sulfate	10034-93-2	January 1, 1988
Hydrazobenzene (1,2-Diphenylhydrazine)	122-66-7	January 1, 1988
1-Hydroxyanthraquinone	129-43-1	May 27, 2005
Imazalil	35554-44-0	May 20, 2011
Indeno [1,2,3-cd]pyrene	193-39-5	January 1, 1988
Indium phosphide	22398-80-7	February 27, 2001

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
IQ (2-Amino-3-methylimidazo[4,5-f]quinoline)	76180-96-6	April 1, 1990
Iprodione	36734-19-7	May 1, 1996
Iprovalicarb	140923-17-7	June 1, 2007
	140923-25-7	
Iron dextran complex	9004-66-4	January 1, 1988
Isobutyl nitrite	542-56-3	May 1, 1996
Isoprene	78-79-5	May 1, 1996
Isopyrazam	881686-58-1	July 24, 2012
Isosafrole <u>Delisted December 8, 2006</u>	120-58-1	October 1, 1989
Isoxaflutole	141112-29-0	December 22, 2000
Kresoxim-methyl	143390-89-0	February 3, 2012
Lactofen	77501-63-4	January 1, 1989
Lasiocarpine	303-34-4	April 1, 1988
Lead acetate	301-04-2	January 1, 1988
Lead and lead compounds	—	October 1, 1992
Lead phosphate	7446-27-7	April 1, 1988
Lead subacetate	1335-32-6	October 1, 1989
Leather dust	—	April 29, 2011
Lindane and other hexachlorocyclohexane isomers	—	October 1, 1989
Lynestrenol	52-76-6	February 27, 2001
Malonaldehyde, sodium salt	24382-04-5	May 3, 2011
Mancozeb	8018-01-7	January 1, 1990
Maneb	12427-38-2	January 1, 1990
Marijuana smoke	—	June 19, 2009
Me-A-alpha-C (2-Amino-3-methyl-9H-pyrido[2,3-b]indole)	68006-83-7	January 1, 1990
Medroxyprogesterone acetate	71-58-9	January 1, 1990
MeIQ(2-Amino-3,4-dimethylimidazo[4,5-f]quinoline)	77094-11-2	October 1, 1994
MeIQx(2-Amino-3,8-dimethylimidazo[4,5-f]quinoxaline)	77500-04-0	October 1, 1994
Melphalan	148-82-3	February 27, 1987
Mepanipyryn	110235-47-7	July 1, 2008
Merphalan	531-76-0	April 1, 1988
Mestranol	72-33-3	April 1, 1988
Metam potassium	137-41-7	December 31, 2010
Metham sodium	137-42-8	November 6, 1998
8-Methoxypsoralen with ultraviolet A therapy	298-81-7	February 27, 1987
5-Methoxypsoralen with ultraviolet A therapy	484-20-8	October 1, 1988
2-Methylaziridine (Propyleneimine)	75-55-8	January 1, 1988
Methylazoxymethanol	590-96-5	April 1, 1988
Methylazoxymethanol acetate	592-62-1	April 1, 1988
Methyl carbamate	598-55-0	May 15, 1998
3-Methylcholanthrene	56-49-5	January 1, 1990
5-Methylchrysene	3697-24-3	April 1, 1988
4,4' -Methylene bis(2-chloroaniline)	101-14-4	July 1, 1987
4,4' -Methylene bis(N,N-dimethyl)benzenamine	101-61-1	October 1, 1989
4,4' -Methylene bis(2-methylaniline)	838-88-0	April 1, 1988
4,4' -Methylenedianiline	101-77-9	January 1, 1988
4,4' -Methylenedianiline dihydrochloride	13552-44-8	January 1, 1988
Methyleugenol	93-15-2	November 16, 2001
Methylhydrazine and its salts	—	July 1, 1992
2-Methylimidazole	693-98-1	June 22, 2012
4-Methylimidazole	822-36-6	January 7, 2011
Methyl iodide	74-88-4	April 1, 1988

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Methylmercury compounds	—	May 1, 1996
Methyl isobutyl ketone	108-10-1	November 4, 2011
Methyl methanesulfonate	66-27-3	April 1, 1988
2-Methyl-1-nitroanthraquinone (of uncertain purity)	129-15-7	April 1, 1988
N-Methyl-N'-nitro-N-nitrosoguanidine	70-25-7	April 1, 1988
N-Methylolacrylamide	924-42-5	July 1, 1990
$\alpha$ -Methyl styrene (alpha-Methylstyrene)	98-83-9	November 2, 2012
Methylthiouracil	56-04-2	October 1, 1989
Metiram	9006-42-2	January 1, 1990
Metronidazole	443-48-1	January 1, 1988
Michler's ketone	90-94-8	January 1, 1988
Mirex	2385-85-5	January 1, 1988
Mitomycin C	50-07-7	April 1, 1988
MON 4660 (dichloroacetyl-1-oxa-4-azaspiro(4,5)-decane)	71526-07-3	March 22, 2011
MON 13900 (furilazole)	121776-33-8	March 22, 2011
3-Monochloropropane-1,2-diol (3-MCPD)	96-24-2	October 8, 2010
Monocrotaline	315-22-0	April 1, 1988
MOPP (vincristine-prednisone-nitrogen mustard-procarbazine mixture)	113803-47-7	November 4, 2011
5-(Morpholinomethyl)-3-[(5-nitro-furfurylidene)-amino]-2-oxazolidinone	139-91-3	April 1, 1988
Mustard Gas	505-60-2	February 27, 1987
MX (3-chloro-4-(dichloromethyl)-5-hydroxy-2(5H)-furanone)	77439-76-0	December 22, 2000
Nafenopin	3771-19-5	April 1, 1988
Nalidixic acid	389-08-2	May 15, 1998
Naphthalene	91-20-3	April 19, 2002
1-Naphthylamine	134-32-7	October 1, 1989
2-Naphthylamine	91-59-8	February 27, 1987
Nickel (Metallic)	7440-02-0	October 1, 1989
Nickel acetate	373-02-4	October 1, 1989
Nickel carbonate	3333-67-3	October 1, 1989
Nickel carbonyl	13463-39-3	October 1, 1987
Nickel compounds	—	May 7, 2004
Nickel hydroxide	12054-48-7; 12125-56-3	October 1, 1989
Nickelocene	1271-28-9	October 1, 1989
Nickel oxide	1313-99-1	October 1, 1989
Nickel refinery dust from the pyrometallurgical process	—	October 1, 1987
Nickel subsulfide	12035-72-2	October 1, 1987
Niridazole	61-57-4	April 1, 1988
Nitrapyrin	1929-82-4	October 5, 2005
Nitrilotriacetic acid	139-13-9	January 1, 1988
Nitrilotriacetic acid, trisodium salt monohydrate	18662-53-8	April 1, 1989
5-Nitroacenaphthene	602-87-9	April 1, 1988
5-Nitro-o-anisidine <u>Delisted December 8, 2006</u>	99-59-2	October 1, 1989
o-Nitroanisole	91-23-6	October 1, 1992
Nitrobenzene	98-95-3	August 26, 1997
4-Nitrobiphenyl	92-93-3	April 1, 1988
6-Nitrochrysene	7496-02-8	October 1, 1990
Nitrofen (technical grade)	1836-75-5	January 1, 1988
2-Nitrofluorene	607-57-8	October 1, 1990
Nitrofurazone	59-87-0	January 1, 1990

<u>Chemical</u>	<u>CASNumber</u>	<u>Date</u>
1-[(5-Nitrofurfurylidene)-amino]-2-imidazolidinone	555-84-0	April 1, 1988
N-[4-(5-Nitro-2-furyl)-2-thiazolyl]acetamide	531-82-8	April 1, 1988
Nitrogen mustard (Mechlorethamine)	51-75-2	January 1, 1988
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	55-86-7	April 1, 1988
Nitrogen mustard N-oxide	126-85-2	April 1, 1988
Nitrogen mustard N-oxide hydrochloride	302-70-5	April 1, 1988
Nitromethane	75-52-5	May 1, 1997
2-Nitropropane	79-46-9	January 1, 1988
1-Nitropyrene	5522-43-0	October 1, 1990
4-Nitropyrene	57835-92-4	October 1, 1990
N-Nitrosodi-n-butylamine	924-16-3	October 1, 1987
N-Nitrosodiethanolamine	1116-54-7	January 1, 1988
N-Nitrosodiethylamine	55-18-5	October 1, 1987
N-Nitrosodimethylamine	62-75-9	October 1, 1987
p-Nitrosodiphenylamine	156-10-5	January 1, 1988
N-Nitrosodiphenylamine	86-30-6	April 1, 1988
N-Nitrosodi-n-propylamine	621-64-7	January 1, 1988
N-Nitroso-N-ethylurea	759-73-9	October 1, 1987
3-(N-Nitrosomethylamino)propionitrile	60153-49-3	April 1, 1990
4-(N-Nitrosomethylamino)-1-(3-pyridyl)1-butanone	64091-91-4	April 1, 1990
N-Nitrosomethylethylamine	10595-95-6	October 1, 1989
N-Nitroso-N-methylurea	684-93-5	October 1, 1987
N-Nitroso-N-methylurethane	615-53-2	April 1, 1988
N-Nitrosomethylvinylamine	4549-40-0	January 1, 1988
N-Nitrosomorpholine	59-89-2	January 1, 1988
N-Nitrosornicotine	16543-55-8	January 1, 1988
N-Nitrosopiperidine	100-75-4	January 1, 1988
N-Nitrosopyrrolidine	930-55-2	October 1, 1987
N-Nitrososarcosine	13256-22-9	January 1, 1988
o-Nitrotoluene	88-72-2	May 15, 1998
Norethisterone (Norethindrone)	68-22-4	October 1, 1989
Norethynodrel	68-23-5	February 27, 2001
Ochratoxin A	303-47-9	July 1, 1990
Oil Orange SS	2646-17-5	April 1, 1988
Oral contraceptives, combined	—	October 1, 1989
Oral contraceptives, sequential	—	October 1, 1989
Oryzalin	19044-88-3	September 12, 2008
Oxadiazon	19666-30-9	July 1, 1991
Oxazepam	604-75-1	October 1, 1994
Oxymetholone	434-07-1	January 1, 1988
Oxythioquinox (Chinomethionat)	2439-01-2	August 20, 1999
Palygorskite fibers (> 5µm in length)	12174-11-7	December 28, 1999
Panfuran S	794-93-4	January 1, 1988
Pentachlorophenol	87-86-5	January 1, 1990
Phenacetin	62-44-2	October 1, 1989
Phenazopyridine	94-78-0	January 1, 1988
Phenazopyridine hydrochloride	136-40-3	January 1, 1988
Phenesterin	3546-10-9	July 1, 1989
Phenobarbital	50-06-6	January 1, 1990
Phenolphthalein	77-09-8	May 15, 1998
Phenoxybenzamine	59-96-1	April 1, 1988
Phenoxybenzamine hydrochloride	63-92-3	April 1, 1988

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
<i>o</i> -Phenylenediamine and its salts	95-54-5	May 15, 1998
Phenyl glycidyl ether	122-60-1	October 1, 1990
Phenylhydrazine and its salts	—	July 1, 1992
<i>o</i> -Phenylphenate, sodium	132-27-4	January 1, 1990
<i>o</i> -Phenylphenol	90-43-7	August 4, 2000
PhiP(2-Amino-1-methyl-6-phenylimidazol[4,5-b]pyridine)	105650-23-5	October 1, 1994
Polybrominated biphenyls	—	January 1, 1988
Polychlorinated biphenyls	—	October 1, 1989
Polychlorinated biphenyls (containing 60 or more percent chlorine by molecular weight)	—	January 1, 1988
Polychlorinated dibenzo-p-dioxins	—	October 1, 1992
Polychlorinated dibenzofurans	—	October 1, 1992
Polygeenan	53973-98-1	January 1, 1988
Ponceau MX	3761-53-3	April 1, 1988
Ponceau 3R	3564-09-8	April 1, 1988
Potassium bromate	7758-01-2	January 1, 1990
Primidone	125-33-7	August 20, 1999
Procarbazine	671-16-9	January 1, 1988
Procarbazine hydrochloride	366-70-1	January 1, 1988
Procymidone	32809-16-8	October 1, 1994
Progesterone	57-83-0	January 1, 1988
Pronamide	23950-58-5	May 1, 1996
Propachlor	1918-16-7	February 27, 2001
1,3-Propane sultone	1120-71-4	January 1, 1988
Propargite	2312-35-8	October 1, 1994
beta-Propiolactone	57-57-8	January 1, 1988
Propoxur	114-26-1	August 11, 2006
Propylene glycol mono- <i>t</i> -butyl ether	57018-52-7	June 11, 2004
Propylene oxide	75-56-9	October 1, 1988
Propylthiouracil	51-52-5	January 1, 1988
Pymetrozine	123312-89-0	March 22, 2011
Pyridine	110-86-1	May 17, 2002
Quinoline and its strong acid salts	—	October 24, 1997
Radionuclides	—	July 1, 1989
Reserpine	50-55-5	October 1, 1989
Residual (heavy) fuel oils	—	October 1, 1990
Resmethrin	10453-86-8	July 1, 2008
Riddelliine	23246-96-0	December 3, 2004
<u>Saccharin Delisted April 6, 2001</u>	81-07-2	October 1, 1989
<u>Saccharin, sodium Delisted January 17, 2003</u>	128-44-9	January 1, 1988
Safrole	94-59-7	January 1, 1988
Salted fish, Chinese-style	—	April 29, 2011
Selenium sulfide	7446-34-6	October 1, 1989
Shale-oils	68308-34-9	April 1, 1990
Silica, crystalline (airborne particles of respirable size)	—	October 1, 1988
Soots, tars, and mineral oils (untreated and mildly treated oils and used engine oils)	—	February 27, 1987
Spirodiclofen	148477-71-8	October 8, 2010
Spironolactone	52-01-7	May 1, 1997
Stanozolol	10418-03-8	May 1, 1997
Sterigmatocystin	10048-13-2	April 1, 1988

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>CASNumber</u>	<u>Date</u>
Streptozotocin (streptozocin)	18883-66-4	January 1, 1988
Strong inorganic acid mists containing sulfuric acid	—	March 14, 2003
Styrene oxide	96-09-3	October 1, 1988
Sulfallate	95-06-7	January 1, 1988
Sulfasalazine (Salicylazosulfapyridine)	599-79-1	May 15, 1998
Talc containing asbestiform fibers	—	April 1, 1990
Tamoxifen and its salts	10540-29-1	September 1, 1996
Terrazole	2593-15-9	October 1, 1994
Testosterone and its esters	58-22-0	April 1, 1988
3,3',4,4'-Tetrachloroazobenzene	14047-09-7	July 24, 2012
2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	1746-01-6	January 1, 1988
1,1,1,2-Tetrachloroethane	630-20-6	September 13, 2013
1,1,2,2-Tetrachloroethane	79-34-5	July 1, 1990
Tetrachloroethylene (Perchloroethylene)	127-18-4	April 1, 1988
p-a,a,a-Tetrachlorotoluene	5216-25-1	January 1, 1990
Tetrafluoroethylene	116-14-3	May 1, 1997
Tetranitromethane	509-14-8	July 1, 1990
Thioacetamide	62-55-5	January 1, 1988
4,4' -Thiodianiline	139-65-1	April 1, 1988
Thiodicarb	59669-26-0	August 20, 1999
Thiouracil	141-90-2	June 11, 2004
Thiourea	62-56-6	January 1, 1988
Thorium dioxide	1314-20-1	February 27, 1987
Titanium dioxide (airborne, unbound particles of respirable size)	—	September 2, 2011
Tobacco, oral use of smokeless products	—	April 1, 1988
Tobacco smoke	—	April 1, 1988
Toluene diisocyanate	26471-62-5	October 1, 1989
ortho-Toluidine	95-53-4	January 1, 1988
ortho-Toluidine hydrochloride	636-21-5	January 1, 1988
para-Toluidine <u>Delisted October 29, 1999</u>	406-49-0	January 1, 1990
Toxaphene (Polychlorinated camphenes)	8001-35-2	January 1, 1988
Toxins derived from <i>Fusarium moniliforme</i> ( <i>Fusarium verticillioides</i> )	—	August 7, 2009
Treosulfan	299-75-2	February 27, 1987
S,S,S-Tributyl phosphorotrithioate (Tribufos, DEF)	78-48-8	February 25, 2011
Trichlormethine (Trimustine hydrochloride)	817-09-4	January 1, 1992
Trichloroacetic acid	76-03-9	September 13, 2013
Trichloroethylene	79-01-6	April 1, 1988
2,4,6-Trichlorophenol	88-06-2	January 1, 1988
1,2,3-Trichloropropane	96-18-4	October 1, 1992
Trimethyl phosphate	512-56-1	May 1, 1996
2,4,5-Trimethylaniline and its strong acid salts	—	October 24, 1997
2,4,6-Trinitrotoluene (TNT)	118-96-7	December 19, 2008
Triphenyltin hydroxide	76-87-9	July 1, 1992
Tris(aziridinyl)-para-benzoquinone (Triaziquone) <u>Delisted December 8, 2006</u>	68-76-8	October 1, 1989
Tris(1-aziridinyl)phosphine sulfide (Thiotepa)	52-24-4	January 1, 1988
Tris(2-chloroethyl) phosphate	115-96-8	April 1, 1992
Tris(2,3-dibromopropyl)phosphate	126-72-7	January 1, 1988
Tris(1,3-dichloro-2-propyl) phosphate (TDCPP)	13674-87-8	October 28, 2011
Trp-P-1 (Tryptophan-P-1)	62450-06-0	April 1, 1988
Trp-P-2 (Tryptophan-P-2)	62450-07-1	April 1, 1988
Trypan blue (commercial grade)	72-57-1	October 1, 1989

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
Unleaded gasoline (wholly vaporized)	—	April 1, 1988
Uracil mustard	66-75-1	April 1, 1988
Urethane (Ethyl carbamate)	51-79-6	January 1, 1988
Vanadium pentoxide (orthorhombic crystalline form)	1314-62-1	February 11, 2005
Vinclozolin	50471-44-8	August 20, 1999
Vinyl bromide	593-60-2	October 1, 1988
Vinyl chloride	75-01-4	February 27, 1987
4-Vinylcyclohexene	100-40-3	May 1, 1996
4-Vinyl-1-cyclohexene diepoxide (Vinyl cyclohexene dioxide)	106-87-6	July 1, 1990
Vinyl fluoride	75-02-5	May 1, 1997
Vinyl trichloride (1,1,2-Trichloroethane)	79-00-5	October 1, 1990
Wood dust	—	December 18, 2009
2,6-Xylidine (2,6-Dimethylaniline)	87-62-7	January 1, 1991
Zalcitabine	7481-89-2	August 7, 2009
Zidovudine (AZT)	30516-87-1	December 18, 2009
Zileuton	111406-87-2	December 22, 2000
<u>Zineb Delisted October 29, 1999</u>	<u>12122-67-7</u>	<u>January 1, 1990</u>

**CHEMICALS KNOWN TO THE STATE TO CAUSE REPRODUCTIVE TOXICITY**

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Acetazolamide	developmental	59-66-5	August 20, 1999
Acetohydroxamic acid	developmental	546-88-3	April 1, 1990
Acrylamide	developmental, male	79-06-1	February 25, 2011
Actinomycin D	developmental	50-76-0	October 1, 1992
All-trans retinoic acid	developmental	302-79-4	January 1, 1989
Alprazolam	developmental	28981-97-7	July 1, 1990
Altretamine	developmental, male	645-05-6	August 20, 1999
Amantadine hydrochloride	developmental	665-66-7	February 27, 2001
Amikacin sulfate	developmental	39831-55-5	July 1, 1990
Aminoglutethimide	developmental	125-84-8	July 1, 1990
tert-Amyl methyl ether	developmental	994-05-8	December 18, 2009
<u>Delisted December 13, 2013</u>			
Aminoglycosides	developmental	—	October 1, 1992
Aminopterin	developmental, female	54-62-6	July 1, 1987
Amiodarone hydrochloride	developmental, female, male	19774-82-4	August 26, 1997
Amitraz	developmental	33089-61-1	March 30, 1999
Amoxapine	developmental	14028-44-5	May 15, 1998
Anabolic steroids	female, male	—	April 1, 1990
Angiotensin converting enzyme (ACE) inhibitors	developmental	—	October 1, 1992
Anisindione	developmental	117-37-3	October 1, 1992
Arsenic (inorganic oxides)	developmental	—	May 1, 1997
Aspirin (NOTE: It is especially important not to use aspirin during the last three months of pregnancy, unless specifically directed to do so by a physician because it may cause problems in the unborn child or complications during delivery.)	developmental, female	50-78-2	July 1, 1990
Atenolol	developmental	29122-68-7	August 26, 1997
Auranofin	developmental	34031-32-8	January 29, 1999

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Avermectin B1 (Abamectin)	developmental	71751-41-2	December 3, 2010
Azathioprine	developmental	446-86-6	September 1, 1996
Barbiturates	developmental	—	October 1, 1992
Beclomethasone dipropionate	developmental	5534-09-8	May 15, 1998
Benomyl	developmental, male	17804-35-2	July 1, 1991
Benzene	developmental, male	71-43-2	December 26, 1997
Benzodiazepines	developmental	—	October 1, 1992
Benzphetamine hydrochloride	developmental	5411-22-3	April 1, 1990
Bischloroethyl nitrosourea (BCNU) (Carmustine)	developmental	154-93-8	July 1, 1990
Bisphenol A (BPA) <u>Delisted April 19, 2013</u>	developmental	80-05-7	April 11, 2013
Bromacil lithium salt	developmental	53404-19-6	May 18, 1999
1-Bromopropane	male		January 17, 2003
2-Bromopropane	developmental, female, male	106-94-5	December 7, 2004
Bromoxynil	female, male	75-26-3	May 31, 2005
Bromoxynil octanoate	developmental	1689-84-5	October 1, 1990
Butabarbital sodium	developmental	1689-99-2	May 18, 1999
1,3-Butadiene	developmental	143-81-7	October 1, 1992
1,4-Butanediol dimethane-sulfonate (Busulfan)	developmental, female, male	106-99-0	April 16, 2004
Butyl benzyl phthalate (BBP)	developmental	55-98-1	January 1, 1989
n-Butyl glycidyl ether	male	85-68-7	December 2, 2005
		2426-08-6	August 7, 2009
Cadmium	developmental, male	—	May 1, 1997
Carbamazepine	developmental	298-46-4	January 29, 1999
Carbaryl	developmental, <u>female</u> , male	63-25-2	August 7, 2009
Carbon disulfide	developmental, female, male	75-15-0	July 1, 1989
Carbon monoxide	developmental	630-08-0	July 1, 1989
Carboplatin	developmental	41575-94-4	July 1, 1990
Chenodiol	developmental	474-25-9	April 1, 1990
Chlorambucil	developmental	305-03-3	January 1, 1989
Chlorcyclizine hydrochloride	developmental	1620-21-9	July 1, 1987
Chlordecone (Kepone)	developmental	143-50-0	January 1, 1989
Chlordiazepoxide	developmental	58-25-3	January 1, 1992
Chlordiazepoxide hydrochloride	developmental	438-41-5	January 1, 1992
1-(2-Chloroethyl)-3-cyclohexyl-1-nitrosourea (CCNU) (Lomustine)	developmental	13010-47-4	July 1, 1990
Chloroform	developmental	67-66-3	August 7, 2009
2-Chloropropionic acid	male	598-78-7	August 7, 2009
Chlorsulfuron	developmental, female, <del>male</del>	64902-72-3	May 14, 1999
Chromium (hexavalent compounds)	developmental, female, male	—	December 19, 2008
Cidofovir	developmental, female, male	113852-37-2	January 29, 1999
Cladribine	developmental	4291-63-8	September 1, 1996
Clarithromycin	developmental	81103-11-9	May 1, 1997
Clobetasol propionate	developmental, female	25122-46-7	May 15, 1998
Clomiphene citrate	developmental	50-41-9	April 1, 1990
Clorazepate dipotassium	developmental	57109-90-7	October 1, 1992
Cocaine	developmental, female	50-36-2	July 1, 1989

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Codeine phosphate	developmental	52-28-8	May 15, 1998
Colchicine	developmental, male	64-86-8	October 1, 1992
Conjugated estrogens	developmental	—	April 1, 1990
Cyanazine	developmental	21725-46-2	April 1, 1990
Cycloate	developmental	1134-23-2	March 19, 1999
Cyclohexanol	male	108-93-0	November 6, 1998
<u>Delisted January 25, 2002</u>			
Cycloheximide	developmental	66-81-9	January 1, 1989
Cyclophosphamide (anhydrous)	developmental, female, male	50-18-0	January 1, 1989
Cyclophosphamide (hydrated)	developmental, female, male	6055-19-2	January 1, 1989
Cyhexatin	developmental	13121-70-5	January 1, 1989
Cytarabine	developmental	147-94-4	January 1, 1989
Dacarbazine	developmental	4342-03-4	January 29, 1989
Danazol	developmental	17230-88-5	April 1, 1990
Daunorubicin hydrochloride	developmental	23541-50-6	July 1, 1990
2,4-D butyric acid	developmental, male	94-82-6	June 18, 1999
o,p' -DDT	developmental, female, male	789-02-6	May 15, 1998
p,p' -DDT	developmental, female, male	50-29-3	May 15, 1998
2,4 DP (dichloroprop)	developmental	120-36-5	April 27, 1999
<u>Delisted January 25, 2002</u>			
Demeclocycline hydrochloride (internal use)	developmental	64-73-3	January 1, 1992
Diazepam	developmental	439-14-5	January 1, 1992
Diazoxide	developmental	364-98-7	February 27, 2001
1,2-Dibromo-3-chloropropane (DBCP)	male	96-12-8	February 27, 1987
Di-n-butyl phthalate (DBP)	developmental, female, male	84-74-2	December 2, 2005
Dichloroacetic acid	developmental, male	79-43-6	August 7, 2009
1,1-Dichloro-2,2-bis(p-chlorophenyl) ethylene (DDE)	developmental, male	72-55-9	March 30, 2010
Dichlorophene	developmental	97-23-4	April 27, 1999
Dichlorphenamide	developmental	120-97-8	February 27, 2001
Diclofop methyl	developmental	51338-27-3	March 5, 1999
Dicumarol	developmental	66-76-2	October 1, 1992
Di(2-ethylhexyl)phthalate (DEHP)	developmental, male	117-81-7	October 24, 2003
Diethylstilbestrol (DES)	developmental	56-53-1	July 1, 1987
Diflunisal	developmental, female	22494-42-4	January 29, 1999
Diglycidyl ether	male	2238-07-5	August 7, 2009
Di-n-hexyl phthalate (DnHP)	female, male	84-75-3	December 2, 2005
Dihydroergotamine mesylate	developmental	6190-39-2	May 1, 1997
Di-isodecyl phthalate (DIDP)	developmental	68515-49-1/ 26761-40-0	April 20, 2007
Diltiazem hydrochloride	developmental	33286-22-5	February 27, 2001
N,N-Dimethylacetamide	developmental, <u>male</u>	127-19-5	May 21, 2010
m-Dinitrobenzene	male	99-65-0	July 1, 1990
o-Dinitrobenzene	male	528-29-0	July 1, 1990
p-Dinitrobenzene	male	100-25-4	July 1, 1990
2,4-Dinitrotoluene	male	121-14-2	August 20, 1999
2,6-Dinitrotoluene	male	606-20-2	August 20, 1999
Dinitrotoluene (technical grade)	female, male	—	August 20, 1999
Dinocap	developmental	39300-45-3	April 1, 1990
Dinoseb	developmental, male	88-85-7	January 1, 1989

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Diphenylhydantoin (Phenytoin)	developmental	57-41-0	July 1, 1987
Disodium cyanodithioimidocarbonate	developmental	138-93-2	March 30, 1999
Doxorubicin hydrochloride (Adriamycin)	developmental, male	25316-40-9	January 29, 1999
Doxycycline (internal use)	developmental	564-25-0	July 1, 1990
Doxycycline calcium (internal use)	developmental	94088-85-4	January 1, 1992
Doxycycline hyclate (internal use)	developmental	24390-14-5	October 1, 1991
Doxycycline monohydrate (internal use)	developmental	17086-28-1	October 1, 1991
Endrin	developmental	72-20-8	May 15, 1998
Environmental tobacco smoke (ETS)	developmental	—	June 9, 2006
Epichlorohydrin	male	106-89-8	September 1, 1996
Ergotamine tartrate	developmental	379-79-3	April 1, 1990
Estropipate	developmental	7280-37-7	August 26, 1997
Ethionamide	developmental	536-33-4	August 26, 1997
Ethyl alcohol in alcoholic beverages	developmental	—	October 1, 1987
Ethyl-tert-butyl ether	male	637-92-3	December 18, 2009
<u>Delisted December 13, 2013</u>			
Ethyl dipropylthiocarbamate	developmental	759-94-4	April 27, 1999
Ethylene dibromide	developmental, male	106-93-4	May 15, 1998
Ethylene glycol monoethyl ether	developmental, male	110-80-5	January 1, 1989
Ethylene glycol monomethyl ether	developmental, male	109-86-4	January 1, 1989
Ethylene glycol monoethyl ether acetate	developmental, male	111-15-9	January 1, 1993
Ethylene glycol monomethyl ether acetate	developmental, male	110-49-6	January 1, 1993
Ethylene oxide	female	75-21-8	February 27, 1987
	developmental, male		August 7, 2009
Ethylene thiourea	developmental	96-45-7	January 1, 1993
<del>2-Ethylhexanoic acid</del>	<del>developmental</del>	<del>149-57-5</del>	<del>August 7, 2009</del>
<u>Delisted December 13, 2013</u>			
Etodolac	developmental, female	41340-25-4	August 20, 1999
Etoposide	developmental	33419-42-0	July 1, 1990
Etretinate	developmental	54350-48-0	July 1, 1987
Fenoxaprop ethyl	developmental	66441-23-4	March 26, 1999
Filgrastim	developmental	121181-53-1	February 27, 2001
Fluazifop butyl	developmental	69806-50-4	November 6, 1998
Flunisolide	developmental, female	3385-03-3	May 15, 1998
Fluorouracil	developmental	51-21-8	January 1, 1989
Fluoxymesterone	developmental	76-43-7	April 1, 1998
Flurazepam hydrochloride	developmental	1172-18-5	October 1, 1992
Flurbiprofen	developmental, female	5104-49-4	August 20, 1999
Flutamide	developmental	13311-84-7	July 1, 1990
Fluticasone propionate	developmental	80474-14-2	May 15, 1998
Fluvalinate	developmental	69409-94-5	November 6, 1998
Ganciclovir	developmental, male	82410-32-0	August 26, 1997
Ganciclovir sodium	developmental, male	107910-75-8	August 26, 1997
Gemfibrozil	female, male	25812-30-0	August 20, 1999
Goserelin acetate	developmental, female, male	65807-02-5	August 26, 1997
Halazepam	developmental	23092-17-3	July 1, 1990
Halobetasol propionate	developmental	66852-54-8	August 20, 1999

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Haloperidol	developmental, female	52-86-8	January 29, 1999
Halothane	developmental	151-67-7	September 1, 1996
Heptachlor	developmental	76-44-8	August 20, 1999
Hexachlorobenzene	developmental	118-74-1	January 1, 1989
Hexafluoroacetone	male	684-16-2	August 1, 2008
Hexamethylphosphoramide	male	680-31-9	October 1, 1994
Histrelin acetate	developmental	—	May 15, 1998
Hydramethylnon	developmental, male	67485-29-4	March 5, 1999
Hydrogen cyanide (HCN) and cyanide salts (CN salts)	male		July 5, 2013
Hydroxyurea	developmental	127-07-1	May 1, 1997
Idarubicin hydrochloride	developmental, male	57852-57-0	August 20, 1999
Ifosfamide	developmental	3778-73-2	July 1, 1990
Iodine-131	developmental	10043-66-0	January 1, 1989
Isotretinoin	developmental	4759-48-2	July 1, 1987
Lead	developmental, female, male	—	February 27, 1987
Leuprolide acetate	developmental, female, male	74381-53-6	August 26, 1997
Levodopa	developmental	59-92-7	January 29, 1999
Levonorgestrel implants	female	797-63-7	May 15, 1998
Linuron	developmental	330-55-2	March 19, 1999
Lithium carbonate	developmental	554-13-2	January 1, 1991
Lithium citrate	developmental	919-16-4	January 1, 1991
Lorazepam	developmental	846-49-1	July 1, 1990
Lovastatin	developmental	75330-75-5	October 1, 1992
Mebendazole	developmental	31431-39-7	August 20, 1999
Medroxyprogesterone acetate	developmental	71-58-9	April 1, 1990
Megestrol acetate	developmental	595-33-5	January 1, 1991
Melphalan	developmental	148-82-3	July 1, 1990
Menotropins	developmental	9002-68-0	April 1, 1990
Meprobamate	developmental	57-53-4	January 1, 1992
Mercaptopurine	developmental	6112-76-1	July 1, 1990
Mercury and mercury compounds	developmental	—	July 1, 1990
Methacycline hydrochloride	developmental	3963-95-9	January 1, 1991
Metham sodium	developmental	137-42-8	May 15, 1998
Methanol	developmental	67-56-1	March 16, 2012
Methazole	developmental	20354-26-1	December 1, 1999
Methimazole	developmental	60-56-0	July 1, 1990
Methotrexate	developmental	59-05-2	January 1, 1989
Methotrexate sodium	developmental	15475-56-6	April 1, 1990
Methyl bromide as a structural fumigant	developmental	74-83-9	January 1, 1993
Methyl chloride	developmental	74-87-3	March 10, 2000
Methyl n-butyl ketone	male		August 7, 2009
Methyl n-butyl ketone	male	591-78-6	August 7, 2009
Methyl isocyanate (MIC)	developmental, female	624-83-9	November 12, 2010
Methyl isopropyl ketone	developmental	563-80-4	February 17, 2012
Methyl mercury	developmental	—	July 1, 1987
N-Methylpyrrolidone	developmental	872-50-4	June 15, 2001
$\alpha$ -Methyl styrene	female	98-83-9	July 29, 2011
Methyltestosterone	developmental	58-18-4	April 1, 1990

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Metiram	developmental	9006-42-2	March 30, 1999
Midazolam hydrochloride	developmental	59467-96-8	July 1, 1990
Minocycline hydrochloride (internal use)	developmental	13614-98-7	January 1, 1992
Misoprostol	developmental	59122-46-2	April 1, 1990
Mitoxantrone hydrochloride	developmental	70476-82-3	July 1, 1990
Molinate	developmental, female, male	2212-67-1	December 11, 2009
Myclobutanil	developmental, male	88671-89-0	April 16, 1999
Nabam	developmental	142-59-6	March 30, 1999
Nafarelin acetate	developmental	86220-42-0	April 1, 1990
Neomycin sulfate (internal use)	developmental	1405-10-3	October 1, 1992
Netilmicin sulfate	developmental	56391-57-2	July 1, 1990
Nickel carbonyl	developmental	13463-39-3	September 1, 1996
Nicotine	developmental	54-11-5	April 1, 1990
Nifedipine	developmental, female, male	21829-25-4	January 29, 1999
Nimodipine	developmental	66085-59-4	April 24, 2001
Nitrapyrin	developmental	1929-82-4	March 30, 1999
Nitrobenzene	male	98-95-3	March 30, 2010
Nitrofurantoin	male	67-20-9	April 1, 1991
Nitrogen mustard (Mechlorethamine)	developmental	51-75-2	January 1, 1989
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	developmental	55-86-7	July 1, 1990
Nitrous oxide	developmental, female	10024-97-2	August 1, 2008
Norethisterone (Norethindrone)	developmental	68-22-4	April 1, 1990
Norethisterone acetate (Norethindrone acetate)	developmental	51-98-9	October 1, 1991
Norethisterone (Norethindrone) /Ethinyl estradiol	developmental	68-22-4/ 57-63-6	April 1, 1990
Norethisterone (Norethindrone)/Mestranol	developmental	68-22-4/ 72-33-3	April 1, 1990
Norgestrel	developmental	6533-00-2	April 1, 1990
Oxadiazon	developmental	19666-30-9	May 15, 1998
Oxazepam	developmental	604-75-1	October 1, 1992
p,p'-Oxybis(benzenesulfonylhydrazide) <u>Delisted December 13, 2013</u>	developmental	80-51-3	August 7, 2009
Oxydemeton methyl	female, male	301-12-2	November 6, 1998
Oxymetholone	developmental	434-07-1	May 1, 1997
Oxytetracycline (internal use)	developmental	79-57-2	January 1, 1991
Oxytetracycline hydrochloride (internal use)	developmental	2058-46-0	October 1, 1991
Oxythioquinox (Chinomethionat)	developmental	2439-01-2	November 6, 1998
Paclitaxel	developmental, female, male	33069-62-4	August 26, 1997
Paramethadione	developmental	115-67-3	July 1, 1990
Penicillamine	developmental	52-67-5	January 1, 1991
Pentobarbital sodium	developmental	57-33-0	July 1, 1990
Pentostatin	developmental	53910-25-1	September 1, 1996
Phenacemide	developmental	63-98-9	July 1, 1990
Phenprocoumon	developmental	435-97-2	October 1, 1992
Phenyl glycidyl ether	male	122-60-1	August 7, 2009
Phenylphosphine	developmental	638-21-1	August 7, 2009

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Pimozide	developmental, female	2062-78-4	August 20, 1999
Pipobroman	developmental	54-91-1	July 1, 1990
Plicamycin	developmental	18378-89-7	April 1, 1990
Polybrominated biphenyls	developmental	—	October 1, 1994
Polychlorinated biphenyls	developmental	—	January 1, 1991
Potassium dimethyldithiocarbamate	developmental	128-03-0	March 30, 1999
Pravastatin sodium	developmental	81131-70-6	March 3, 2000
Prednisolone sodium phosphate	developmental	125-02-0	August 20, 1999
Procarbazine hydrochloride	developmental	366-70-1	July 1, 1990
Propargite	developmental	2312-35-8	June 15, 1999
Propylthiouracil	developmental	51-52-5	July 1, 1990
Pyrimethamine	developmental	58-14-0	January 29, 1999
Quazepam	developmental	36735-22-5	August 26, 1997
Quizalofop-ethyl	male	76578-14-8	December 24, 1999
Resmethrin	developmental	10453-86-8	November 6, 1998
Retinol/retinyl esters, when in daily dosages in excess of 10,000 IU, or 3,000 retinol equivalents. (NOTE: Retinol/retinyl esters are required and essential for maintenance of normal reproductive function. The recommended daily level during pregnancy is 8,000 IU.)	developmental	—	July 1, 1989
Ribavirin	developmental male	36791-04-5 36791-04-5	April 1, 1990 February 27, 2001
Rifampin	developmental, female	13292-46-1	February 27, 2001
Secobarbital sodium	developmental	309-43-3	October 1, 1992
Sermorelin acetate	developmental	—	August 20, 1999
Sodium dimethyldithiocarbamate	developmental	128-04-1	March 30, 1999
Sodium fluoroacetate	male	62-74-8	November 6, 1998
Streptomycin sulfate	developmental	3810-74-0	January 1, 1991
Streptozocin (streptozotocin)	developmental, female, male	18883-66-4	August 20, 1999
Sulfasalazine (Salicylazosulfapyridine)	male	599-79-1	January 29, 1999
Sulfur dioxide	developmental	7446-09-5	July 29, 2011
Sulindac	developmental, female	38194-50-2	January 29, 1999
Tamoxifen citrate	developmental	54965-24-1	July 1, 1990
Temazepam	developmental	846-50-4	April 1, 1990
Teniposide	developmental	29767-20-2	September 1, 1996
Terbacil	developmental	5902-51-2	May 18, 1999
Testosterone cypionate	developmental	58-20-8	October 1, 1991
Testosterone enanthate	developmental	315-37-7	April 1, 1990
2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	developmental	1746-01-6	April 1, 1991
Tetracycline (internal use)	developmental	60-54-8	October 1, 1991
Tetracyclines (internal use)	developmental	—	October 1, 1992
Tetracycline hydrochloride (internal use)	developmental	64-75-5	January 1, 1991
Thalidomide	developmental	50-35-1	July 1, 1987
Thioguanine	developmental	154-42-7	July 1, 1990
Thiophanate methyl	female, male	23564-05-8	May 18, 1999
Tobacco smoke (primary)	developmental, female, male	—	April 1, 1988

*Type of*

Chemical

Tobramycin sulfate  
Toluene

Reproductive  
Toxicity

developmental  
developmental  
female  
developmental, female, male  
developmental  
developmental  
developmental  
developmental  
male

CAS No.

49842-07-1  
108-88-3  
43121-43-3  
28911-01-5  
2155-70-6  
38260-01-4  
26644-46-2  
2451-62-9

Date Listed

July 1, 1990  
January 1, 1991  
August 7, 2009  
March 30, 1999  
April 1, 1990  
December 1, 1999  
February 27, 2001  
June 18, 1999  
August 7, 2009

1,3,5-Triglycidyl-s-triazinetriene  
Delisted December 13, 2013

Trilostane  
Trimethadione  
Trimetrexate glucuronate  
Triphenyltin hydroxide  
Uracil mustard  
Urethane  
Urofollitropin

developmental  
developmental  
developmental  
developmental  
developmental, female, male  
developmental  
developmental

13647-35-3  
127-48-0  
82952-64-5  
76-87-9  
66-75-1  
51-79-6  
97048-13-0

April 1, 1990  
January 1, 1991  
August 26, 1997  
March 18, 2002  
January 1, 1999  
October 1, 1994  
April 1, 1990

Valproate (Valproic acid)  
Vinblastine sulfate  
Vinclozolin  
Vincristine sulfate  
4-Vinylcyclohexene  
Vinyl cyclohexene dioxide  
(4-Vinyl-1-cyclohexene diepoxide)

developmental  
developmental  
developmental  
developmental  
female, male  
female, male

99-66-1  
143-67-9  
50471-44-8  
2068-78-2  
100-40-03  
106-87-6

July 1, 1987  
July 1, 1990  
May 15, 1998  
July 1, 1990  
August 7, 2009  
August 1, 2008

Warfarin

developmental

81-81-2

July 1, 1987

Zileuton

developmental, female

111406-87-2

December 22, 2000

Date: January 3, 2014

<p><b>RULEMAKING PETITION DECISIONS</b></p>
---

**DEPARTMENT OF CORRECTIONS  
AND REHABILITATION**

**NOTICE OF DECISION ON PETITION TO  
AMEND REGULATIONS**

**California Code of Regulations  
Title 15, Crime Prevention and Corrections**

PETITIONER

Curtis Wright, C-96832

**AUTHORITY**

Under authority granted by Government Code (GC) Section 12838.5 which vests to the California Department of Corrections and Rehabilitation (CDCR), all the powers, functions, duties, responsibilities, obligations, liabilities, and jurisdiction of the abolished Youth and Adult Correctional Agency, California Department of Corrections, Department of the Youth Authority, Commission on Correctional Peace Officer Standards and Training, Board of Corrections, and the State Commission on Juvenile Justice, Crime and Delinquency Prevention. Penal Code (PC) Section 5050 provides that commencing July 1, 2005, any reference to the Director of Corrections refers to the Secretary of the CDCR. PC Section 5055 provides that commencing July 1, 2005, all powers/duties previously granted to and imposed upon the Department of Corrections shall be exercised by the Secretary of the CDCR. PC Section 5058 provides that the Director may prescribe and amend regulations for the administration of prisons. PC Section 5054 vests with the Secretary of the CDCR, the supervision,

management, and control of the state prisons, and the responsibility for the care, custody, treatment, training, discipline, and employment of persons confined therein.

#### CONTACT PERSON

Please direct any inquiries regarding this action to Lara Saich, Staff Services Manager II, California Correctional Health Care Services, Policy Development Section, P.O. Box 588500 Elk Grove, CA 95758, or Timothy M. Lockwood, Chief, Regulation and Policy Management Branch, Department of Corrections and Rehabilitation, P.O. Box 942883, Sacramento, CA 94283-0001.

#### AVAILABILITY OF PETITION

The petition to amend regulations is available upon request directed to the Department's contact person.

#### SUMMARY OF PETITION

Petitioner demands that the CDCR amend Section 3354.2 of the California Code of Regulations (CCR), Title 15, Division 3, to waive the \$5 copay for inmate-initiated health care visits for all condemned inmates and inmates who are serving a sentence of Life Without the Possibility of Parole (LWOP).

#### DEPARTMENT DECISION

The Secretary of the CDCR denies the petitioner's demand in its entirety.

The petitioner alleges that it is the responsibility of the state to fully care for and financially support, including all medical needs and requirements, all condemned and LWOP inmates as these inmates are not assigned institutional assignments and are therefore "extremely poor." Petitioner contends that condemned and LWOP inmates rely on the financial gifts received from family and friends, but adds that these financial gifts are not guaranteed, and, if received, they do not cover the basic necessities of the inmates and cannot cover a medical care copay, the balance, or any resulting Trust Account hold. Additionally, petitioner alleges that the standard medical request form, CDC Form 7362, Health Care Services Request Form, costs \$15 to process and that the taxpayers of California are unnecessarily being charged this fee.

The CDCR asserts that the petitioner's allegations and requests are without merit. CCR Section 3354.2 is consistent with state law, PC Section 5007.5, and does

not alter, amend, enlarge, or impair its scope. CCR Section 3354.2 was adopted into the CCR by the Department in 1994 on an emergency basis in order to comply with Chapter 145 of the 1994 Statutes which added Section 5007.5 to the PC. PC Section 5007.5 gives CDCR the authority to charge a fee in the amount of five dollars (\$5) for each inmate-initiated medical visit of an inmate confined in the state prison. CCR Section 3354.2, Inmate Copayment for Health Care Services, provides for a \$5 copay for all inmate-initiated medical visits and covers the evaluation, assessment, and medically-necessary treatment relating to the original condition, including necessary follow-up services. As defined in CCR subsection 3354.2(a)(1), "inmate-initiated" means that the inmate sought health care services through Department staff or reported to health care staff for consultation without having first been contacted or scheduled by health care staff. It was necessary to create the CDC Form 7362 with these regulations in order to administratively track a request for health care service and to determine whether the copayment applies. The CDC Form 7362 and any corresponding processing fee are not discretionary as the form is necessary for the Department to comply with the governing statute.

However, regardless of the ability to pay any copay, all CDCR inmates receive appropriate and medically necessary medical care including medically necessary health care visits. CCR Section 3350 provides in part that the Department shall provide medical services for inmates which are based on medical necessity. "Medically necessary" is defined as health care services that are determined by the attending physician to be reasonable and necessary to protect life, prevent significant illness or disability, or alleviate severe pain. Additionally, CCR subsection 3354.2(c)(4) provides that the medical copayment shall be waived in specific circumstances, including emergencies, diagnosis and treatment of communicable disease, diagnosis and necessary mental health treatment, medically established follow up health care, health care services necessary to comply with mandatory state law and regulations, reception center health screening and evaluation, and inpatient services, including extended care and skilled nursing services.

In addition, all persons committed to the custody of the Secretary of the CDCR are assigned a classification score for the safety and security of CDCR housing facilities, and in the interest of public safety. The classification score determines the necessary level of supervision and placement for an inmate and whether an inmate is eligible for program participation or for any privilege groups. As provided for in CCR Section 3375, the classification score is uniformly applied and is calculated based upon individual critical case factors. In addition, CCR Section 3040 sets forth the requirement for every

able-bodied person committed to the CDCR to participate in some work, education or other institutional program. A local classification committee assigns each inmate to an appropriate work, education, vocation, therapeutic or other institution program. When making these assignments, the classification committee takes into account several factors, which include, but are not limited to, the institution's security and operational needs, the safe keeping of the inmate, and the safety of persons and the general public. Inmates who are condemned or who are serving a life sentence without the possibility of parole receive the maximum classification score and, in most cases, the highest degree of custody and supervision within the prison. Based on CCR Section 3040, these criteria are valid considerations when assigning a condemned or LWOP inmate to institutional programs.

Under PC Section 5007.5, the Department has the authority to charge a \$5 copay for inmate-initiated medical appointments as well as the obligation to provide medically necessary care even if the inmate is unable to pay the \$5 copay. The statute does not give CDCR or a medical provider the discretion to waive the fee for entire classes of inmates based on their sentence commitment. Waiver of the fee for the specific classes of condemned and LWOP inmates would enlarge and/or impair the scope of the statute. Consequently, the CDCR may not amend its regulations to exempt condemned and LWOP inmates from the \$5 copay as there is no provision in the governing statute authorizing such an exemption.

The Department recognizes the fundamental right to equitable health care, consistent with legal mandates. CCR Section 3354.2 interprets and makes specific the authority granted under PC Section 5007.5. As written, inmates' standard of care is not compromised by the provisions of CCR Section 3354.2.

**PROFESSIONAL FIDUCIARIES BUREAU**

**NOTICE OF DECISION TO PETITION FOR  
ADMINISTRATIVE RULEMAKING  
Government Code § 11340.7**

**AGENCY**

Professional Fiduciaries Bureau (Bureau), Department of Consumer Affairs (Department)

**PETITIONER**

Peter Basso (Petitioner)

**CALIFORNIA CODE OF  
REGULATIONS PROVISIONS**

California Code of Regulations (CCR)  
Title 16. Professional and Vocational Regulations  
Division 41. Professional Fiduciaries Bureau  
Article 1. General Provisions  
Section 4404

**REFERENCE AUTHORITY**

Under authority established in the Professional Fiduciaries Act (Act), Business and Professions (B&P) Code section 6500 et seq., including but not limited to sections 6510, 6515, and 6517, the Bureau may adopt, amend, or repeal regulations necessary to enable the Bureau to carry out the provisions of this Act.

**DETERMINATION ON PETITION FOR  
ADMINISTRATIVE RULEMAKING**

Introduction

The Bureau was created to license and regulate Professional Fiduciaries, specifically conservators, guardians, trustees and agents under durable powers of attorney for finances and health care. The duty of administering and enforcing the Bureau's licensing and regulation provisions for these professions is vested in the Bureau and its Bureau Chief. The Bureau may adopt, amend, or repeal regulations necessary to enable the Bureau to carry into effect the provision of laws relating to licensing and regulating Professional Fiduciaries.

On or about August 14, 2013, Petitioner submitted a Petition for Administrative Rulemaking (Petition) requesting the Bureau to initiate rulemaking action to amend CCR 4404. The Bureau denied the Petition on September 11, 2013 and sent an amendment to the previous draft on September 25, 2013.

Pursuant to Government Code section 11340.7, the Bureau provides this Notice of Decision in response to the Petition.

Rationale

CCR 4404 is a regulation establishing general provisions for licensed Professional Fiduciaries regarding Filing of Address of Record. It provides:

*Each licensee shall have on file with the Bureau his or her correct street addresses, which shall include a physical business and residence address. In addition, each licensee shall designate an address of record that shall be public information, which may consist of a post office box number or other viable mailing address. Each licensee shall within fifteen (15) business days notify the Bureau in writing of any changes in his or her street or mailing addresses, giving both the old and new addresses and any changes.*

The Petitioner requested the Bureau amend CCR 4404 by replacing the following language: “which may consist of a post office box number” with the following new language “which may consist of a commercial mailing receiving agency (CMRA) or other viable public mailing address, which designates an agent for service of process.” In addition, the Petitioner requests shortening the notice time from fifteen (15) business days to ten (10) business days.

The Bureau considered the Petitioner’s proposal. B&P Code section 6517 authorizes the Bureau to adopt, amend, or repeal regulations necessary to enable the Bureau to carry out the provisions of the Professional Fiduciaries Act. The Bureau has been specifically delegated to develop applications for licensure, conduct criminal background checks and collect applicants’ fingerprint submissions, establish licensure examination requirements, establish licensure educational requirements, collect payment of licensing fees and collect licensee’s annual statements.

B&P Code section 27 provides:

*Each entity shall disclose a licensee’s address of record. However, each entity shall allow a licensee to provide a post office box number or other alternate address, instead of his or her home address, as the address of record. This section shall not preclude an entity from also requiring a licensee, who has provided a post office box number or other alternative mailing address as his or her address of record, to provide a physical business address or residence address only for the entity’s internal administrative use and not for disclosure as the licensee’s address of record or disclosure on the Internet.*

The Bureau denied the petitioner’s request because CCR 4404 adequately encapsulates the legislative authority spelled out in B&P Code 27. The current regulation allows licensees to provide a post office box or other viable mailing address, consistent with the require-

ments of B&P Code section 27. This regulation was drafted to assist the Bureau in effectuating the legislative requirements of B&P Code section 136, which obligates licensees to inform the Department of any change in the licensee’s mailing address. B&P Code section 27 requires the Bureau to make licensees’ address of record public. It also requires the Bureau to allow licensees to provide a post office box number or other alternate addresses as their address of record.

Petitioner requests that the Bureau require licensees to maintain a “commercial mail receiving agency” address of record or require licensees to have a “mailing address which designates an agent for service of process.” There is no indication that the Bureau’s collection of a licensee’s address of record is to make it public for “service of process.” As such, the Bureau has no legislative authority to require licensees to maintain an agent of “commercial mail receiving agency” or maintain a mailing address which “designates an agent for service of process.”

B&P Code section 136 requires licensees to inform the Department of any changes in the licensee’s mailing address within 30 days after any change in the licensee’s mailing address, unless the Bureau has specified a shorter period. The Bureau has shortened this legislatively required time frame from thirty (30) days to fifteen (15) days. It is the Bureau’s decision not to shorten the time frame from fifteen (15) to ten (10) days.

#### DECISION

For all the reasons stated above, the rulemaking petition is denied.

#### CONTACT PERSON

Inquiries concerning the Bureau’s Decision may be directed to:

Julia Ansel, Bureau Chief  
Professional Fiduciaries Bureau  
Department of Consumer Affairs  
Post Office Box 989005  
West Sacramento, CA 95798-9005  
(916) 574-7340

#### AVAILABILITY OF PETITION

The Petition is available upon request directed to the Bureau’s contact person.

**PROFESSIONAL FIDUCIARIES BUREAU**

**NOTICE OF DECISION TO PETITION FOR  
ADMINISTRATIVE RULEMAKING**  
Government Code § 11340.7

**AGENCY**

Professional Fiduciaries Bureau (Bureau),  
Department of Consumer Affairs (Department)

**PETITIONER**

Peter Basso (Petitioner)

**CALIFORNIA CODE OF  
REGULATIONS PROVISIONS**

California Code of Regulations (CCR)  
Title 16. Professional and Vocational Regulations  
Division 41. Professional Fiduciaries Bureau  
Article 4. Code of Ethics  
Section 4470

**REFERENCE AUTHORITY**

Under authority established in the Professional Fiduciaries Act (Act), Business and Professions Code section 6500 *et seq.*, including but not limited to sections 6510, 6515, and 6517, the Bureau may adopt, amend, or repeal regulations necessary to enable the Bureau to carry out the provisions of this Act.

**DETERMINATION ON PETITION FOR  
ADMINISTRATIVE RULEMAKING**

Introduction

The Bureau was created to license and regulate Professional Fiduciaries, specifically conservators, guardians, trustees and agents under durable powers of attorney for finances and health care. The duty of administering and enforcing the Bureau’s licensing and regulation provisions for these professions is vested in the Bureau and its Bureau Chief. The Bureau may adopt, amend, or repeal regulations necessary to enable the Bureau to carry into effect the provision of laws relating to licensing and regulating Professional Fiduciaries.

On or about July 22, 2013, Petitioner submitted a Petition for Administrative Rulemaking (Petition) requesting the Bureau to initiate rulemaking action to

amend CCR 4470. The Bureau denied the Petition on August 19, 2013.

On or about October 14, 2013, Petitioner submitted a Request for Reconsideration in response to the Bureau’s denial of the Petition. The Bureau denied the Reconsideration on October 30, 2013.

Pursuant to Government Code section 11340.7, the Bureau provides this Notice of Decision in response to the Petition.

Rationale

CCR 4470 is a regulation establishing general principles for licensed Professional Fiduciaries Code of Ethics. It provides:

*(a) A licensee’s fiduciary duties recognized under this Article are based upon the fiduciary relationship established with the consumer as follows:*

- (1) A licensee’s relationship to a conservatee when acting as a court appointed conservator;*
- (2) A licensee’s relationship to a ward when acting as a court appointed guardian;*
- (3) A licensee’s relationship to a principal when acting under a durable power of attorney; and,*
- (4) A licensee’s relationship to a beneficiary when acting as a trustee.*

*(b) The licensee shall comply with all local, state, and federal laws, regulations, and requirements developed by the courts and the Judicial Council as a minimum guide for the fulfillment of the fiduciary duties recognized under this Article.*

*(c) The licensee shall protect all rights of the consumer that relate to licensee’s fiduciary duties to the consumer.*

*(d) The licensee shall refrain from representing the consumer in areas outside the scope of legal authority.*

*(e) The licensee shall seek competent professional advice whenever appropriate for the benefit of the consumer.*

*(f) Consistent with the licensee’s fiduciary duties, the licensee shall provide or arrange for services to the consumer, to the extent they are appropriate and reasonable based upon the needs of the consumer, that are in the best interest of the consumer.*

*(g) Notwithstanding any other provision of law, any expense incurred by the licensee for the delivery of services that are provided to, or arranged for, the consumer by the licensee, including attorney fees or fees to the licensee for services, shall be considered reasonable if approved by the court.*

The Petitioner requested the Bureau amend CCR 4470 by renumbering the current subsection (g) to subsection (h), and amending subsection (g) to include the following proposed text:

*“The costs of gas, tolls, parking, car insurance, and public transportation are not IHSS covered tasks. Therefore, a licensee, consistent with the licensee’s duties, shall provide to the consumer’s IHSS Caretaker; gas, tolls, parking, fees, car insurance, and public transportation funds not covered by the California Department of Social Services per California Welfare and Institutions Code §12300; in accordance with California Department of Social Services MMP §§ 30–700; 30–757, including current Federal Internal Revenue Standard Mileage Rates which began on January 1, 2013.”*

The Bureau considered the Petitioner’s proposal. Business and Professions (B&P) Code section 6517 authorizes the Bureau to adopt, amend, or repeal regulations necessary to enable the Bureau to carry out the provisions of the Professional Fiduciaries Act. The Bureau has been specifically delegated to develop applications for licensure, conduct criminal background checks and collect applicants’ fingerprint submissions, establish licensure examination requirements, establish licensure educational requirements, collect payment of licensing fees and collect licensee’s annual statements. The Bureau has also been directed to develop a Professional Fiduciaries Code of Ethics in effectuating its licensing and disciplinary functions. Administrative officials may exercise such additional powers as are necessary for the due and efficient administration of powers expressly granted by statute, or as *may fairly be implied* from the statute granting the powers. (*Calfarm Ins. Co. v. Deukmejian* (1989) 48 Cal.3d 805, 258 Cal.Rptr. 161.) However, in doing so, administrative official’s execution of powers expressed or implied, cannot supersede legislative authority granted to administrative officials.

The Bureau denied the petitioner’s request because it is inconsistent with standards established in the Probate Code and the Bureau does have legislative authority to require licensed professional fiduciaries to pay for specific services. Licensees are required to abide by all local, state, and federal laws, regulations, and requirements developed by the courts and the Judicial Council as a minimum guide for the fulfillment of the fiduciary duties recognized under this Article. Pursuant to the Probate Code, professional fiduciaries are required to use their best judgments in the best interest of the individuals to whom they render professional services and trustees may only render services consistent with the trust document terms.

**DECISION**

For all the reasons stated above, the rulemaking petition is denied.

**CONTACT PERSON**

Inquiries concerning the Bureau’s Decision may be directed to:

Julia Ansel, Bureau Chief  
Professional Fiduciaries Bureau  
Department of Consumer Affairs  
Post Office Box 989005  
West Sacramento, CA 95798–9005  
(916) 574–7340

**AVAILABILITY OF PETITION**

The Petition is available upon request directed to the Bureau’s contact person.

**PROFESSIONAL FIDUCIARIES BUREAU**

NOTICE OF DECISION TO PETITION FOR  
ADMINISTRATIVE RULEMAKING  
Government Code § 11340.7

**AGENCY**

Professional Fiduciaries Bureau (Bureau), Department of Consumer Affairs (Department)

**PETITIONER**

Peter Basso (Petitioner)

**CALIFORNIA CODE OF REGULATIONS  
PROVISIONS**

California Code of Regulations (CCR)  
Title 16. Professional and Vocational Regulations  
Division 41. Professional Fiduciaries Bureau  
Article 4. General Provisions  
Section 4480

**REFERENCE AUTHORITY**

Under authority established in the Professional Fiduciaries Act (Act), Business and Professions (B&P) Code section 6500 *et seq.*, including but not limited to

sections 6510, 6515, and 6517, the Bureau may adopt, amend, or repeal regulations necessary to enable the Bureau to carry out the provisions of this Act.

DETERMINATION ON PETITION FOR ADMINISTRATIVE RULEMAKING

Introduction

The Bureau was created to license and regulate Professional Fiduciaries, specifically conservators, guardians, trustees and agents under durable powers of attorney for finances and health care. The duty of administering and enforcing the Bureau’s licensing and regulation provisions for these professions is vested in the Bureau and its Bureau Chief. The Bureau may adopt, amend, or repeal regulations necessary to enable the Bureau to carry into effect the provision of laws relating to licensing and regulating Professional Fiduciaries.

On or about September 23, 2013, Petitioner submitted a Petition for Administrative Rulemaking (Petition) requesting the Bureau to initiate rulemaking action to amend CCR 4480. The Bureau denied the Petition on October 17, 2013.

On or about October 21, 2013, Petitioner submitted a Request for Reconsideration in response to the Bureau’s denial of the Petition. The Bureau denied the Reconsideration on November 14, 2013.

Pursuant to Government Code section 11340.7, the Bureau provides this Notice of Decision in response to the Petition.

Rationale

CCR 4480 is a regulation establishing Care, Treatment and Services for licensed Professional Fiduciaries. It provides:

*(a) The provisions under this section apply to those licensed fiduciaries acting in the capacity of a conservator, guardian, or agent under durable power of attorney for health care.*

*(b) The licensee shall protect the personal and pecuniary interests of the consumer.*

*(c) The licensee shall use every reasonable good faith effort to ascertain the desires of the consumer prior to making any decisions regarding all care, treatment, or services, unless doing so would violate the licensee’s fiduciary duties to the consumer or impose an unreasonable expense on the estate.*

*(d) If after every reasonable good faith effort the desires of the consumer cannot be ascertained or if exercising them would violate the licensee’s fiduciary duties to the consumer or impose an unreasonable expense on the estate, the licensee shall make decisions regarding care, treatment, and services that are in the best interest of the consumer.*

*(e) The licensee shall be cognizant of his or her own limitations of knowledge, and shall seek professional evaluations and assessments whenever appropriate to determine whether the current or proposed care, treatment, and services are appropriate and in the best interest of the consumer.*

*(f) The licensee shall monitor the care, treatment, and services on an on-going basis to ensure its continued appropriateness, and shall make changes whenever necessary that are in the best interest of the consumer.*

The Petitioner requested the Bureau amend CCR 4480 by adding the word “trustee” to subsection (a), so that this subsection reads:

*“(a) The provisions under this section apply to those licensed fiduciaries acting in the capacity of a trustee, conservator, guardian, or agent under durable power of attorney for healthcare.”*

The Bureau considered the Petitioner’s proposal. B&P Code section 6517 authorizes the Bureau to adopt, amend, or repeal regulations necessary to enable the Bureau to carry out the provisions of the Professional Fiduciaries Act. The Bureau has been specifically delegated to develop applications for licensure, conduct criminal background checks and collect applicants’ fingerprint submissions, establish licensure examination requirements, establish licensure educational requirements, collect payment of licensing fees and collect licensee’s annual statements.

The Bureau denied the petitioner’s request because it affirms that it was not the intention of this section of the code to place this additional duty on trustees upon initial enactment of CCR 4480(a). To include the language “trustees” would be placing a liability upon another class of licensees for which the regulation was not intended. A trustee must abide by the terms of the trust he/she is administering. (Probate Code section 16000) A trustee has a duty to take reasonable steps under the circumstances to take and keep control of and to preserve the trust property. (Probate Code section 16006) In some instances the desires and interest of the beneficiary(s) are not necessarily in line with the terms of the

trust. Therefore, the addition of the licensee class “trustee” to CCR 4480(a) is not applicable.

**DECISION**

For all the reasons stated above, the rulemaking petition is denied.

**CONTACT PERSON**

Inquiries concerning the Bureau’s Decision may be directed to:

Julia Ansel, Bureau Chief  
Professional Fiduciaries Bureau  
Department of Consumer Affairs  
Post Office Box 989005  
West Sacramento, CA 95798–9005  
(916) 574–7340

**AVAILABILITY OF PETITION**

The Petition is available upon request directed to the Bureau’s contact person.

**SUMMARY OF REGULATORY ACTIONS**

**REGULATIONS FILED WITH 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.

File# 2013–1105–02  
**BOARD OF ACCOUNTANCY**  
Practice Privilege

The Board of Accountancy (Board) submitted this timely certificate of compliance action to make permanent the emergency regulations adopted and amended in OAL File Number 2013–0529–01E. In that action, the Board adopted six sections and amended three sections of title 16 of the California Code of Regulations pertaining to the practice privilege program. Individuals or firms licensed or registered to perform public accountancy services outside the state are allowed to practice in California if they obtain a practice privilege. Ex-

isting laws governing obtaining a practice privilege and disciplinary actions that can be taken against an individual or firm practicing in California under a practice privilege were amended in S.B. 1405 (Stats. 2012, ch. 411), which went into effect on July 1, 2013. The purpose of the emergency action was to conform the Board’s practice privilege regulations to the new laws. Additionally, the Board adopted four incorporated by reference forms and amended an existing incorporated by reference disciplinary guidelines manual in the emergency action.

Title 16  
California Code of Regulations  
ADOPT: 5.5, 18, 19, 20, 21, 22  
AMEND: 21 (renumbered to 36.1), 26, 98  
Filed 12/18/2013  
Effective 12/18/2013  
Agency Contact: Matthew Stanley (916) 561–1792

File# 2013–1108–02  
**BOARD OF EQUALIZATION**  
Roll Corrections

Article 4 (commencing with section 460) of chapter 4 of division 1 of title 18 of the California Code of Regulations contains property tax rules the State Board of Equalization has adopted in accordance with Government Code section 15606 to implement, interpret, and make specific the provisions for determining whether real property has undergone a change in ownership under chapter 2 (commencing with section 60) of part 0.5 of division 1 of the Revenue and Taxation Code for property tax purposes. The State Board of Equalization has made changes to sections 263, 462.020, 462.060, 462.160, 462.180, 462.220, and 462.240 to title 18 of the California Code of Regulations to implement changes made to this chapter of the Revenue and Taxation Code by SB 565 (Stats. 2005, ch. 416), AB 1700 (Stats. 2012, ch. 781), and AB 2046 (Stats. 2012, ch. 817) and to make minor grammatical and formatting changes. This filing is submitted to the Office of Administrative Law pursuant to section 100 of title 1 of the California Code of Regulations as a change without regulatory effect.

Title 18  
California Code of Regulations  
AMEND: 263, 462.020, 462.060, 462.160, 462.180, 462.220, 464.240  
Filed 12/24/2013  
Agency Contact:  
Richard E. Bennion (916) 445–2130

File# 2013–1119–03  
**BOARD OF OCCUPATIONAL THERAPY**  
Retired Status & Application Processing

This rulemaking by the California Board of Occupational Therapy adopts and amends sections of CCR Title 16, creates new Article 3.5 entitled “Inactive and Retired Status”, and incorporates two new forms by reference, “Application For Retired Status” and “Application to Restore License to Active Status”. This action implements SB 821 regarding “licensed” occupational therapy assistants; implements Business and Professions Code section 2570.17, establishing retired licenses; the process for placing a license in retired status; and sets fees relating to such licenses.

Title 16  
California Code of Regulations  
ADOPT: 4128  
AMEND: 4122, 4130  
Filed 12/23/2013  
Effective 04/01/2014  
Agency Contact: Heather Martin (916) 263-2294

File# 2013-1114-01  
CALIFORNIA DEBT LIMIT ALLOCATION  
COMMITTEE  
QRRP Program Changes

The California Debt Limit Allocation Committee submitted this timely certificate of compliance to make permanent the emergency regulations adopted in OAL file no. 2013-0523-03E. This rulemaking amends sections of Title 4 and four forms relating to an allocation system to administer the state unified volume ceiling. The allocation system provides tax exempt private activity bond allocation to state and local agencies to promote housing for lower income families and individuals and to preserve and rehabilitate existing government assisted housing.

Title 4  
California Code of Regulations  
AMEND: 5000, 5170, 5190, 5205, 5212, 5230, 5250  
Filed 12/23/2013  
Effective 12/23/2013  
Agency Contact: Leslie J. Campaz (916) 653-8018

File# 2013-1213-04  
CALIFORNIA HEALTH BENEFIT EXCHANGE  
Fingerprinting and Criminal Record Checks

This emergency rulemaking by the California Health Benefit Exchange (Exchange) readopts Section 6456 in Title 10 of the California Code of Regulations, as originally adopted by emergency rulemaking file No. 2013-0619-01E relating to the fingerprinting and criminal history requirements for specified employees,

prospective employees, contractors, subcontractors, volunteers, or vendors of the Exchange. This action also makes minor grammatical and typographical corrections to the originally adopted text. Pursuant to Government Code section 100504, subdivision (a)(6), the “adoption of these regulations shall be deemed to be an emergency and necessary for the immediate preservation of the public peace, health and safety, or general welfare.”

Title 10  
California Code of Regulations  
ADOPT: 6456  
Filed 12/23/2013  
Effective 12/23/2013  
Agency Contact:  
Gabriela Ventura Gonzales (916) 228-8477

File# 2013-1217-04  
CALIFORNIA POLLUTION CONTROL  
FINANCING AUTHORITY  
California Capital Access Program for Small  
Businesses

This emergency rulemaking action amends section 8070 of Title 4 of the California Code of Regulations to allow CalCAP loans to stores whose principal business is the sale of alcoholic beverages for consumption off premises so long as the source of funds is not tax-exempt bond sales. The action also makes pre-qualification of loans over \$500,000 voluntary.

Title 4  
California Code of Regulations  
AMEND: 8070, 8072  
Filed 12/24/2013  
Effective 12/24/2013  
Agency Contact:  
Melissa Winchester (916) 654-5740

File# 2013-1206-02  
CALIFORNIA TAX CREDIT ALLOCATION  
COMMITTEE  
CTCAC REGULATIONS IMPLEMENTING THE  
FEDERAL AND STATE LIHTC LAWS

This regulatory action by the California Tax Credit Allocation Committee amends California Code of Regulations, title 4, section 10325 governing the federal and state Low Income Housing Tax Credit (LIHTC) programs.

The amendments were adopted by the Committee at its meeting on November 13, 2013 pursuant to the procedure in Health and Safety Code section 50199.17, and are exempt from the procedural requirements of the Administrative Procedure Act.

Title 4  
California Code of Regulations  
AMEND: 10325  
Filed 12/19/2013  
Effective 11/13/2013  
Agency Contact: Gina Ferguson (916) 651-7707

File# 2013-1216-04  
DEPARTMENT OF HEALTH CARE SERVICES  
Long-Term Care Reimbursement

This emergency regulatory action by the Department of Health Care Services amends sections of Title 22 of the California Code of Regulations to reflect reimbursement rates established by the Department for specific types of facilities providing long-term care services to Medi-Cal beneficiaries, as required by Welfare and Institutions Code section 14105.

Title 22  
California Code of Regulations  
AMEND: 51510, 51510.1, 51510.2, 51510.3, 51511, 51511.5, 51511.6, 51535, 51535.1, 54501  
Filed 12/24/2013  
Effective 12/24/2013  
Agency Contact: Ben Carranco (916) 440-7766

File# 2013-1213-05  
DEPARTMENT OF INSURANCE  
Hazardous Financial Conditions; Adjustments and Corrective Actions

This rulemaking action adds subdivision (b) to section 2598.3 of Title 10 of the California Code of Regulations to specify potential corrective actions which the Commissioner of Insurance may discuss with any insurer which the Commissioner has initially determined to be in a hazardous financial condition. The action also adds subdivision (c) to section 2598.3 to specify the process for conducting the meeting described in subdivision (b) and the insurer's right to a public hearing in lieu of a meeting with the Commissioner.

Title 10  
California Code of Regulations  
ADOPT: 2598.3(b), 2598.3(c)  
Filed 12/24/2013  
Effective 01/01/2014  
Agency Contact: Jack Hom (415) 538-4129

File# 2013-1108-04  
DEPARTMENT OF JUSTICE  
Bureau of Firearms Fees

This regulatory action implements statutory changes to eliminate the additional Dealer's Record of Sale (DROS) fee for multiple firearms acquired at the same time so that the current \$19 fee will be charged for the

transfer of one or a multiple number of firearms reported at the same time. It also revises the required reporting forms and provides a new form for curio and relic firearm collectors.

Title 11  
California Code of Regulations  
AMEND: 4001, 4002  
Filed 12/18/2013  
Effective 01/01/2014  
Agency Contact: Melan Noble (916) 322-0908

File# 2013-1210-01  
DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY  
Certification Regulations

The Department of Resources, Recycling, and Recovery filed an emergency regulatory action to adopt section 2012 and amend sections 2010, 2015, 2030, 2040, 2045, 2405, and 2505 of title 14 of the California Code of Regulations to implement, interpret, and make specific changes made by Senate Bill 96, Chapter 356, Statutes of 2013, regarding the process for certification as a recycling center or processor. This regulatory action was deemed an emergency by the Legislature pursuant to subdivision (b) of Public Resources Code section 14536 and shall remain in effect until revised by the director.

Title 14  
California Code of Regulations  
ADOPT: 2012  
AMEND: 2010, 2015, 2030, 2040, 2045, 2405, 2505  
Filed 12/20/2013  
Effective 01/01/2014  
Agency Contact: Sharon Siozon (916) 322-1760

File# 2013-1218-02  
DEPARTMENT OF SOCIAL SERVICES  
Semi-Annual Reporting (SAR) in the CalWORKs Program

The Department of Social Services is readopting this emergency rulemaking action which amends sixty-one sections, repeals four and adopts one section of the Manual of Policies and Procedures (MPP). The amendments are a result of the requirements of AB 6 (Chap. 501, Statutes of 2011) which mandates Semi-Annual Reporting (SAR) to replace the current quarterly reporting for the California Work Opportunity and Responsibility to Kids (CalWORKs) program. AB 6 is broad legislation that requires a number of changes in CalWORKs and requires them "to be effective as early as April 1, 2013 and no later than October 1, 2013." AB 6 also mandates that SAR be implemented in a cost-effective manner that promotes compatibility between

CalWORKs and CalFresh (the food stamp) programs. In addition to the changes to conform to the mandates of AB 6, the department represents that this regulation package also contains non-substantive clean up changes and implements the statutory changes to the CalWORKs restoration of aid provisions in Welfare and Institutions Code section 11265.4 as added by AB 959 (Chap. 506, Statutes of 2011).

This matter is a deemed emergency, exempt from OAL review pursuant to section 25 of AB 6 (Chap. 501, Statutes of 2011). The emergency language is effective on 12/24/2013 and will expire on 6/24/2014. The Certificate of Compliance for this action is due no later than 6/23/2014.

**Title MPP**

California Code of Regulations

ADOPT: 40-038 AMEND: 22-071, 22-072, 22-305, 40-036, 40-103, 40-105, 40-107, 40-119, 40-125, 40-128, 40-131, 40-173, 40-181, 40-188, 40-190, 41-405, 42-209, 42-213, 42-221, 42-302, 42-406, 42-407, 42-716, 42-721, 42-751, 42-769, 44-101, 44-102, 44-111, 44-113, 44-115, 44-133, 44-205, 44-207, 44-211, 44-304, 44-305, 44-313, 44-314, 44-315, 44-316, 44-317, 44-318, 44-325, 44-327, 44-340, 44-350, 44-352, 47-220, 47-320, 48-001, 80-301, 80-310, 82-612, 82-812, 82-820, 82-824, 82-832, 89-110, 89-201 REPEAL: 44-400, 44-401, 44-402, 44-403

Filed 12/24/2013

Effective 12/24/2013

Agency Contact: Zaid Dominguez (916) 657-2586

File# 2013-1202-02

**FAIR POLITICAL PRACTICES COMMISSION**

Conflict of Interest Code of the Fair Political Practices Commission

This is an amendment to a Conflict of Interest Code that has been approved by the Fair Political Practices Commission and is being submitted for filing with the Secretary of State and printing in the California Code of Regulations only.

**Title 2**

California Code of Regulations

AMEND: 18351

Filed 12/23/2013

Effective 01/22/2014

Agency Contact:

Virginia Latteri-Lopez (916) 322-5660

File# 2013-1202-03

**FAIR POLITICAL PRACTICES COMMISSION**

Gift to Agency and Travel Regulations

This regulatory action amends regulations governing gifts to agencies and travel.

OAL's review of FPPC proposed regulations is limited to the provisions of the APA as it was enacted on June 4, 1974, when voters adopted the California Political Reform Act. (Fair Political Practices Commission v. Office of Administrative Law, Linda Stockdale Brewer, (April 27, 1992, C010924 [nonpub. opn.].) As such, OAL's review is limited to determining if the proposed regulations comply with "the form and style prescribed by the Secretary of State. If the department approves the regulation or order of repeal for filing, it shall endorse on the certified copy thereof its approval for filing and shall transmit such copy to the Secretary of State." (Former Gov. Code, sec. 11380.2, repealed by Stats. 1979, ch. 467, § 2.)

**Title 2**

California Code of Regulations

ADOPT: 18950.2 AMEND: 18942, 18944, 18950, 18950.1, 18950.4 REPEAL: 18727.5, 18950.3

Filed 12/23/2013

Effective 01/22/2014

Agency Contact:

Virginia Latteri-Lopez (916) 322-5660

File# 2013-1105-01

**FISH AND GAME COMMISSION**

2013 Fee Adjustments for Section 705, Title 14, CCR

The Fish and Game Commission submitted this Section 100 action to make annual adjustments to the fees established in title 14, California Code of Regulations, section 705, pursuant to Fish and Game Code section 713. The amendments to section 705 also include updating the revision dates of 11 incorporated by reference forms. Amendments to the incorporated by reference form include fee increases made pursuant to Fish and Game Code sections 713 and 1050 and title 14, California Code of Regulations, section 700.4(e), and other nonsubstantive changes.

**Title 14**

California Code of Regulations

AMEND: 705

Filed 12/19/2013

Effective 01/01/2014

Agency Contact: Jon Snellstrom (916) 654-9868

File# 2013-1108-03

**FISH AND GAME COMMISSION**

White Sturgeon Report Card Requirement

This regulatory action amends sections 5.79 and 27.92 that deal with the report card and tagging requirements for white sturgeon for inland waters and ocean waters. This action requires cardholders to immediately and completely punch out the date of catch (month and

day) on the sturgeon tag, in addition to recording other information currently required. Cardholders must now also record the time of catch on the tag.

Title 14  
California Code of Regulations  
AMEND: 5.79, 27.92  
Filed 12/23/2013  
Effective 01/01/2014  
Agency Contact: Jon Snellstrom (916) 654-9868

File# 2013-1213-02  
MANAGED RISK MEDICAL INSURANCE BOARD  
Modify Managed Risk Medical Insurance Program Eligibility Standards

The Major Risk Medical Insurance Program (MRMIP) was established in 1991 and is operated by the Managed Risk Medical Insurance Board (Board). MRMIP provides access to health insurance for individuals who are denied health insurance coverage, or offered excessive premiums, because of a pre-existing medical condition. In response to Special Session bills ABX1-2 (Stats. 2013, c. 1) and SBX1-2 (Stats. 2013, c. 2) that mandated changes in the private health insurance market, this emergency action proposes to eliminate (1) an individual's involuntary termination from private market coverage, and (2) an offer of private market coverage at a premium higher than the premium for the individual's first choice MRMIP health plan. Because of the changes in carrier protocols mandated by the Special Session bills, these two standards will no longer fulfill the MRMIP statute's eligibility criteria starting January 1, 2014.

Title 10  
California Code of Regulations  
AMEND: 2698.200  
Filed 12/19/2013  
Effective 12/19/2013  
Agency Contact: JoAnne French (916) 327-7978

File# 2013-1213-03  
MANAGED RISK MEDICAL INSURANCE BOARD  
Changes to MRMIP Guaranteed Issue Pilot Program (GIP)

This emergency regulatory action amends California Code of Regulations, title 10, section 2698.602 dealing with annual reconciliations to comply with recent statutory amendments. (Chapter 441, Statutes of 2013, AB 1180) Pursuant to Chapter 441, Statutes of 2013, this action is exempt from OAL review.

Title 10  
California Code of Regulations  
AMEND: 2698.602  
Filed 12/19/2013  
Effective 12/19/2013  
Agency Contact: JoAnne French (916) 327-7978

File# 2013-1121-05  
OFFICE OF SPILL PREVENTION AND RESPONSE  
Shoreline Protection Tables

This regulatory action updates the required Shoreline Protection Tables (SP Tables) which were adopted in 2006 and incorporated by reference. These updates to the SP Tables align them with the 2011 versions of the Area Contingency Plans, which are developed by the U.S. Coast Guard.

Title 14  
California Code of Regulations  
AMEND: 790, 818.02, 825.03, 827.02  
Filed 12/19/2013  
Effective 12/19/2013  
Agency Contact:  
Joy D. Lavin-Jones (916) 327-0910

**CCR CHANGES FILED  
WITH THE SECRETARY OF STATE  
WITHIN July 24, 2013 TO  
December 25, 2013**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

**Title 1**  
11/21/13 ADOPT: 2002(c)(4), 2002(c)(5), 2002(c)(8)  
10/29/13 ADOPT: 2000, 2001, 2002, 2003, 2004

**Title 2**  
12/23/13 ADOPT: 18950.2 AMEND: 18942, 18944, 18950, 18950.1, 18950.4 REPEAL: 18727.5, 18950.3  
12/23/13 AMEND: 18351  
12/02/13 ADOPT: 18417  
11/19/13 ADOPT: 21001.1, 21001.2, 21001.3 AMEND: 21000, 21001, 21002, 21003, 21004, 21005, 21006, 21007 (re-numbered to 21004.5), 21008, 21009 (re-numbered to 21005.5)  
11/04/13 AMEND: 1859.2, 1859.71, 1859.71.6, 1859.74.5, 1859.77.4, 1859.82, 1859.83

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

10/30/13	AMEND: 1859.76	8117.5 (11114), 8118 (11115), 8119 (11116), 8120 (11117), 8200 (11118), 8201 (11119), 8202 (11120), 8202.5 (11121), 8203 (11122), 8205 (11124), 8300 (11125), 8301 (11126), 8302 (11127), 8303 (11128), 8310 (11130), 8311 (11131), 8312 (11132), 8400 (11133), 8401 (11134), 8402 (11135), 8403 (11136), 8500 (11137), 8501 (11138), 8503 (11140), 8504 (11141); Renumber sections: 7287.5 (11018), 7288.1 (11024), 7288.2 (11025), 7288.3 (11026), 7291.5 (11038), 7292.5 (11057), 7294.3 (11072), 7294.4 (11073), 8108 (11106), 8116 (11112), 8204 (11123), 8304 (11129), 8502 (11139) REPEAL: 7285.3, 7285.5, 7285.6, 7286.9, 7291.15, 7297.8, 7400, 7401, 7402, 7403, 7404, 7405, 7406, 7407, 7408, 7409, 7410, 7411, 7412, 7413, 7414, 7415, 7416, 7417, 7418, 7419, 7420, 7421, 7422, 7423, 7424, 7425, 7426, 7427, 7428, 7429, 7430, 7431, 7432, 7433, 7434, 7435, 7436, 7437, 7438
10/25/13	ADOPT: 579.3, 579.21, 579.22, 579.25 AMEND: 579.2	09/23/13 REPEAL: 58700
10/03/13	AMEND: 18521.5	09/23/13 REPEAL: 53200
10/03/13	ADOPT: 18421.5	09/23/13 REPEAL: 53400
10/03/13	AMEND: 18239	09/23/13 REPEAL: 57100
10/03/13	AMEND: Amend and renumber sections: 7285.0 (11000), 7285.1 (11001), 7285.2 (11002), 7285.4 (11003), 7285.7 (11004), 7286.0 (11005), 7286.1 (11005.1), 7286.3 (11006), 7286.4 (11007), 7286.5 (11008), 7286.6 (11009), 7286.7 (11010), 7286.8 (11011), 7287.0 (11013), 7287.1 (11014), 7287.2 (11015), 7287.3 (11016), 7287.4 (11017), 7287.6 (11019), 7287.7 (11020), 7287.8 (11021), 7287.9 (11022), 7288.0 (11023), 7289.4 (11027), 7289.5 (11028), 7290.6 (11029), 7290.7 (11030), 7290.8 (11031), 7290.9 (11032), 7291.0 (11033), 7291.1 (11031), 7291.2 (11035), 7291.3 (11036), 7291.4 (11037), 7291.6 (11039), 7291.7 (11040), 7291.8 (11041), 7291.9 (11042), 7291.10 (11043), 7291.11 (11044), 7291.12 (11045), 7291.13 (11046), 7291.14 (11047), 7291.16 (11049), 7291.17 (11050), 7291.18 (11051), 7292.0 (11052), 7292.1 (11053), 7292.2 (11054), 7292.3 (11055), 7292.4 (11056), 7292.6 (11058), 7293.0 (11059), 7293.1 (11060), 7293.2 (11061), 7293.3 (11062), 7293.4 (11063), 7293.5 (11064), 7293.6 (11065), 7293.7 (11066), 7293.8 (11067), 7293.9 (11068), 7294.0 (11069), 7294.1 (11070), 7294.2 (11071), 7295.0 (11074), 7295.1 (11075), 7295.2 (11076), 7295.3 (11077), 7295.4 (11078), 7295.5 (11079), 7295.6 (11080), 7295.7 (11081), 7295.8 (11082), 7295.9 (11083), 7296.0 (11084), 7296.1 (11085), 7296.2 (11086), 7297.0 (11087), 7297.1 (11088), 7297.2 (11089), 7297.3 (11090), 7297.4 (11091), 7297.5 (11092), 7297.6 (11093), 7297.7 (11094), 7297.9 (11096), 7297.10 (11097), 7297.11 (11098), 8101 (11099), 8102 (11100), 8102.5 (11101), 8103 (11102), 8104 (11103), 8106 (11104), 8107 (11105), 8109 (11107), 8112 (11108), 8113 (11109), 8114 (11110), 8115 (11111), 8117 (11113),	09/19/13 AMEND: 2970
		09/16/13 REPEAL: 56500
		09/16/13 REPEAL: 59580
		09/12/13 REPEAL: 56400
		09/12/13 REPEAL: 52700
		09/12/13 REPEAL: 54500
		09/09/13 AMEND: 649.56
		08/23/13 ADOPT: 1859.90.3 AMEND: 1859.2, 1859.51, 1859.61, 1859.90.2, 1859.90.4, 1859.104, 1859.164.2, 1859.184.1
		08/12/13 ADOPT: 579, 579.1, 579.2, 579.4, 579.24
		07/24/13 AMEND: 599.500, 599.508
		<b>Title 3</b>
		12/16/13 AMEND: 3591.12(a) & (b)
		12/05/1 ADOPT: 1280, 1280.1, 1280.8, 1280.10 AMEND: 1280.73
		11/25/13 AMEND: 3435(b)
		11/13/13 AMEND: 3700(c)
		11/07/13 AMEND: 3591.20(a)
		11/07/13 AMEND: 6512, 6513
		11/06/13 ADOPT: 1180.3.3, 1180.3.4, 1180.3.5, 1180.3.6, 1180.3.7, 1180.3.8, 1180.3.9
		11/04/13 AMEND: 3591.6(a)
		10/21/13 AMEND: 1380.19(p)

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

10/21/13 AMEND: 3701.1, 3701.2, 3701.3, 3701.4, 3701.5, 3701.6, 3701.7  
 10/14/13 AMEND: 3435(b)  
 10/07/13 AMEND: 3435(b)  
 09/30/13 AMEND: 3435(b)  
 09/20/13 AMEND: 3435(b)  
 09/12/13 ADOPT: 2320.3, 2320.4(a), 2320.4(b), 2320.4(c), 2324, 2325 AMEND: 2302, 2304, 2304(b)(1), 2304(d), 2322, 2322.3  
 09/12/13 ADOPT: 3591.11  
 09/10/13 AMEND: 3434(b), 3434(c)  
 09/06/13 AMEND: 3589(a)  
 08/12/13 AMEND: 3435(b)  
 08/09/13 AMEND: 3423(b)  
 07/30/13 AMEND: 3435(b)

**Title 4**

12/24/13 AMEND: 8070, 8072  
 12/23/13 AMEND: 5000, 5170, 5190, 5205, 5212, 5230, 5250  
 12/19/13 AMEND: 10325  
 12/04/13 AMEND: 12200.20, 12220.20, 12480, 12482, 12500, 12505, 12508 REPEAL: 12488  
 11/21/13 ADOPT: 7113, 7114, 7115, 7116, 7117, 7118, 7119, 7120, 7121, 7122, 7123, 7124, 7125, 7126, 7127, 7128, 7129  
 11/21/13 AMEND: 1101, 1126, 1373.2, 1374, 1374.2, 1374.3, 1383.2 REPEAL: 1370, 1374.1  
 10/28/13 AMEND: 4001  
 10/07/13 AMEND: 10030, 10031, 10032, 10033, 10034, 10035, 10036  
 10/07/13 ADOPT: 8035.5  
 09/27/13 ADOPT: 12014  
 09/24/13 AMEND: 8035  
 09/03/13 AMEND: 4180, 4181  
 08/16/13 ADOPT: 10170.1, 10170.2, 10170.3, 10170.4, 10170.5, 10170.6, 10170.7, 10170.8, 10170.9, 10170.10, 10170.11, 10170.12, 10170.13, 10170.14, 10170.15  
 08/06/13 ADOPT: 2086, 2086.1, 2086.5, 2086.6, 2086.7, 2086.8, 2086.9, 2087, 2087.5, 2087.6, 2088, 2088.6, 2089, 2089.5, 2089.6, 2090, 2090.5, 2090.6, 2091, 2091.5, 2091.6, 2092, 2092.5, 2092.6, 2093  
 07/31/13 AMEND: 12357, 12463, 12464  
 07/25/13 AMEND: 5170, 5190, 5205, 5212, 5230, 5250

**Title 5**

12/04/13 AMEND: 15440, 15444, 15445, 15446, 15447, 15448, 15450, 15451, 15453, 15455, 15456, 15460, 15461, 15463,

15464, 15467, 15468, 15469, 15471, 15471.2, 15472, 15473, 15474, 15475, 15480, 15483, 15484, 15485, 15486, 15490, 15493  
 10/23/13 ADOPT: 80691, 80692  
 10/17/13 ADOPT: 19847 AMEND: 19816, 19816.1, 19818, 19824, 19829, 19837.3  
 10/16/13 REPEAL: 3052  
 09/25/13 AMEND: 11530, 11531, 11532  
 09/25/13 AMEND: 20101, 20107, 20190 REPEAL: 20150, 20151, 20152, 20153, 20154, 20155, 20156, 20157  
 09/25/13 AMEND: 11530, 11531, 11532  
 09/17/13 AMEND: 4600, 4610, 4630, 4631, 4633, 4650, 4611, 4620, 4621, 4622, 4632, 4640  
 09/16/13 AMEND: 80499  
 09/05/13 AMEND: 19816, 19828.4  
 08/12/13 AMEND: 58312  
 08/12/13 AMEND: 80003, 80004, 80048.6

**Title 8**

12/16/13 ADOPT: 10206, 10206.1, 10206.2, 10206.3, 10206.4, 10206.5, 10206.14, 10206.15, 10207, 10208, 10208.1 AMEND: 10205, 10205.12  
 12/02/13 AMEND: 15600, 15605  
 11/08/13 ADOPT: 10133.31, 10133.32, 10133.33, 10133.34, 10133.35, 10133.36 AMEND: 9813.1, 10116.9, 10117, 10118, 10133.53, 10133.55, 10133.57, 10133.58, 10133.60 REPEAL: 10133.51, 10133.52  
 11/06/13 AMEND: 1529, 1532, 1532.1, Appendix B of 1532.1, 1532.2, 1535, 5150, 5189, 5190, 5191, 5192, Appendix A of 5192, 5194, Appendix A of 5194, Appendix B of 5194, Appendix C of 5194, Appendix D of 5194, Appendix E of 5194, Appendix F of 5194, Appendix G of 5194, 5198, Appendix B of 5198, 5200, 5201, 5202, Appendix A of 5202, 5206, 5207, 5208, Appendix J of 5208, 5209, 5210, 5211, 5212, Appendix B of 5212, 5213, 5214, 5217, Appendix A of 5217, 5218, 5220, 8358, Appendix K of 8358, 8359  
 11/06/13 AMEND: 105  
 10/29/13 ADOPT: 344.76, 344.77  
 10/03/13 ADOPT: 11770, 11771.1, 11771.3, 11772, 11773  
 09/30/13 ADOPT: 9792.5.4, 9792.5.5, 9792.5.6, 9792.5.7, 9792.5.8, 9792.5.9, 9792.5.10, 9792.5.11, 9792.5.12, 9792.5.13,

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

	9792.5.14, 9792.5.15 AMEND:	08/01/13	AMEND: 5199(g)(3)(B)
	9792.5.1, 9792.5.3, 9793, 9794, 9795		
09/30/13	ADOPT: 9785.5, 9792.6.1, 9792.9.1, 9792.10.1, 9792.10.2, 9792.10.3, 9792.10.4, 9792.10.5, 9792.10.6, 9792.10.7, 9792.10.8, 9792.10.9 AMEND: 9785, 9792.6, 9792.9, 9792.10, 9792.12	<b>Title 9, 17</b> 11/05/13	ADOPT: 40000, 40010, 40020, 40030, 40040 (Title 17) REPEAL: 14200, 14210, 14220, 14230, 14240 (Title 9)
09/30/13	ADOPT: 10205, 10205.12, 10206, 10206.1, 10206.2, 10206.3, 10206.4, 10206.5, 10206.14, 10206.15, 10207, 10208	<b>Title 10</b> 12/24/13	ADOPT: 2598.3(b), 2598.3(c)
09/24/13	ADOPT: 9789.12.1, 9789.12.2, 9789.12.3, 9789.12.4, 9789.12.5, 9789.12.6, 9789.12.7, 9789.12.8, 9789.12.9, 9789.12.10, 9789.12.11, 9789.12.12, 9789.12.13, 9789.12.14, 9789.12.15, 9789.13.1, 9789.13.2, 9789.13.3, 9789.14, 9789.15.1, 9789.15.2, 9789.15.3, 9789.15.4, 9789.15.5, 9789.15.6, 9789.16.1, 9789.16.2, 9789.16.3, 9789.16.4, 9789.16.5, 9789.16.6, 9789.16.7, 9789.16.8, 9789.17.1, 9789.17.2, 9789.18.1, 9789.18.2, 9789.18.3, 9789.18.4, 9789.18.5, 9789.18.6, 9789.18.7, 9789.18.8, 9789.18.9, 9789.18.10, 9789.18.11, 9789.18.12, 9789.18.19	12/23/13 12/19/13 12/19/13 12/09/13	ADOPT: 6456 AMEND: 2698.200 AMEND: 2698.602 ADOPT: 2594, 2594.1, 2594.2, 2594.3, 2594.4, 2594.5, 2594.6, 2594.7
09/23/13	ADOPT: 10451.1, 10451.2, 10451.3, 10451.4, 10498, 10538, 10606.5, 10608.5, 10774.5, 10957, 10957.1, 10959 AMEND: 10250, 10260, 10300, 10301, 10408, 10450, 10582.5, 10606, 10608, 10622, 10770, 10770.1, 10770.5, 10770.6, 10845, 10886	12/03/13	ADOPT: 6540, 6542, 6544, 6546, 6548, 6550, 6552
09/17/13	AMEND: 3650(b)(3)	11/27/13	ADOPT: 1718.1
09/17/13	AMEND: 5194(g)(2)(Q)	11/26/13	ADOPT: 2598.1, 2598.2, 2598.3, 2598.4, 2598.5, 2598.6
09/16/13	ADOPT: 37, 10159 AMEND: 1, 11, 11.5, 13, 14, 17, 26, 30, 31.3, 31.5, 31.7, 32, 33, 34, 35, 35.5, 36, 38, 100, 104, 105, 106, 109, 110, 112, 117, 10160 REPEAL: 31.2	11/20/13	ADOPT: 2274.50, 2274.51, 2274.52, 2274.53, 2274.54, 2274.55, 2274.56, 2274.57, 2274.58, 2274.59, 2274.60
09/16/13	AMEND: 344, 344.1	11/20/13	ADOPT: 2562.1, 2562.2, 2562.3, 2562.4
08/29/13	AMEND: 1533	11/19/13	ADOPT: 10.190500, 10.190501
08/27/13	AMEND: 5155	11/13/13	AMEND: 2699.200, 2699.207
08/22/13	AMEND: 32147, 32380, 32802	11/13/13	AMEND: 2698.401
08/19/13	ADOPT: 32999, 33000, 33001, 33002, 33003, 33004, 33005, 33006, 33007, 33008, 33009, 33010, 33011, 33012, 33013	09/30/13	ADOPT: 6700, 6702, 6704, 6706, 6708, 6710, 6712, 6714, 6716, 6718
08/13/13	ADOPT: 9795.1.5, 9795.1.6, 9795.5 AMEND: 9795.1, 9795.3	09/30/13	ADOPT: 6408, 6410, 6450, 6452, 6454, 6470, 6472, 6474, 6476, 6478, 6480, 6482, 6484, 6486, 6490, 6492, 6494, 6496, 6498, 6500, 6502, 6504, 6506, 6508, 6510, 6600, 6602, 6604, 6606, 6608, 6610, 6612, 6614, 6616, 6618, 6620 REPEAL: 6410
08/13/13	ADOPT: 15209 AMEND: 15201, 15210, 15210.1, 15475, 15477, 15481, 15484, 15496, 15497	09/30/13	ADOPT: 6520, 6522, 6524, 6526, 6528, 6530, 6532, 6534, 6536, 6538
		09/30/13	ADOPT: 6800, 6802, 6804, 6806
		09/19/13	ADOPT: 6458
		09/09/13	ADOPT: 2562.1, 2562.2, 2562.3, 2562.4
		08/27/13	AMEND: 2690, 2690.1, 2690.2
		08/05/13	AMEND: 2498.5
		07/31/13	AMEND: 2498.6
		<b>Title 11</b>	
		12/18/13	AMEND: 4001, 4002
		12/12/13	AMEND: 1001, 1005, 1006, 1007, 1008, 1055, 1070, 1071, 1950
		12/12/13	AMEND: 44.3
		12/12/13	ADOPT: 51.28
		12/02/13	AMEND: 1954(f), 1955(g), 1960(f)
		12/02/13	AMEND: 64.1
		11/25/13	AMEND: 1005, 1007, 1008
		08/21/13	ADOPT: 31.25 REPEAL: 101.1
		08/21/13	ADOPT: 31.26 REPEAL: 101.2
		08/21/13	AMEND: 31.7

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

08/06/13	AMEND: 1955	12/02/13	ADOPT: 1329 AMEND: 1300, 1302, 1303, 1304, 1310, 1311, 1312, 1313, 1314, 1320, 1321, 1323, 1324, 1327, 1328, 1340, 1341, 1342, 1343, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1370, 1371, 1374, 1375, 1378, 1390, 1391, 1401, 1402, 1409, 1413, 1431, 1432, 1433, 1434, 1435, 1437, 1438, 1439, 1453, 1454, 1461, 1464, 1465, 1466, 1467, 1480, 1482, 1484, 1485, 1486, 1487, 1488, 1501, 1502, 1510 REPEAL: 1450
<b>Title 12</b>			
09/23/13	REPEAL: 3000	10/29/13	AMEND: 3000, 3040, 3040.1, 3041, 3041.3, 3043, 3043.5, 3043.6, 3044, 3046, 3074.3, 3075.1, 3077.1, 3078.4, 3170.1, 3190, 3375.2, 3375.4, 3375.5, 3375.6, 3376, 3379, 3383
<b>Title 13</b>		09/25/13	REPEAL: 7001
12/16/13	AMEND: 2262.9, 2263, 2282	09/24/13	AMEND: 3044, 3190, 3282, 3335
08/15/13	AMEND: 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2707, 2708, 2709, 2710, 2711	08/27/13	ADOPT: 8125
07/31/13	AMEND: 1968.2, 1968.5, 1971.1, 1971.5	08/06/13	AMEND: 2000
07/24/13	AMEND: 599	07/30/13	AMEND: 3075
<b>Title 14</b>		07/29/13	AMEND: 3000, 3190, 3213, 3334
12/23/13	AMEND: 5.79, 27.92	<b>Title 16</b>	
12/20/13	ADOPT: 2012 AMEND: 2010, 2015, 2030, 2040, 2045, 2405, 2505	12/23/13	ADOPT: 4128 AMEND: 4122, 4130
12/19/13	AMEND: 705	12/18/13	ADOPT: 5.5, 18, 19, 20, 21, 22 AMEND: 21 (renumbered to 36.1), 26, 98
12/19/13	AMEND: 790, 818.02, 825.03, 827.02	12/04/13	AMEND: 1065
12/17/13	AMEND: 2530, 2535	11/21/13	AMEND: 121
12/09/13	AMEND: 820.01	11/18/13	AMEND: 411, 412, 3008, 3009
11/27/13	AMEND: 895.1, 916.9, 936.9, 956.9	11/13/13	ADOPT: 15, 16, 16.1, 16.2
11/26/13	AMEND: 895.1	11/06/13	ADOPT: 420.1, 3021.1
11/21/13	AMEND: 251.4	11/06/13	ADOPT: 420.1, 3021.1
11/20/13	AMEND: 29.15	10/28/13	AMEND: 1398.6
11/19/13	AMEND: 699.5	10/17/13	AMEND: 442, 3035
11/18/13	ADOPT: 665	10/16/13	REPEAL: 3340.38
11/14/13	AMEND: 4970.00, 4970.10.2, 4970.10.3, 4970.10.4, 4970.15.1, 4970.15.2	10/16/13	ADOPT: 15, 15.1, 15.2, 15.3, 15.4 AMEND: 70, 71, 80.1, 80.2
10/30/13	AMEND: 163, 164	10/09/13	AMEND: 109, 117
10/30/13	ADOPT: 1667.1, 1667.2, 1667.3, 1667.4, 1667.5, 1667.6	09/30/13	AMEND: 2475
10/23/13	AMEND: 18419	09/27/13	ADOPT: 2030.05, 2030.3, 2032.05, 2032.15, 2032.25, 2032.35 AMEND: 2030, 2030.1, 2030.2, 2032.1, 2032.2, 2032.3, 2032.4, 2037
10/21/13	AMEND: 817.02, 817.03, 818.02, 818.03, 820.01, 827.02, 852.60.2, 852.62.2	09/23/13	REPEAL: 3526
10/11/13	AMEND: 190, 195	09/17/13	AMEND: 2520.5, 2523.2, 2577.6, 2579.4
10/10/13	ADOPT: 5200, 5201, 5202, 5203, 5204, 5205, 5206, 5207, 5208, 5209, 5210, 5211, 5300, 5301, 5302, 5303, 5304, 5305, 5306, 5307	09/10/13	ADOPT: 80.1, 80.2, 87.1 AMEND: 12, 12.5, 37, 80, 81, 87, 87.8, 87.9, 88, 88.1, 88.2, 89 REPEAL: 87.1, 87.7
10/02/13	AMEND: 401 REPEAL: 480	09/09/13	AMEND: 103
10/02/13	AMEND: 3550.5	08/08/13	AMEND: 1920, 1937.11
09/19/13	AMEND: 502		
09/16/13	AMEND: 510		
09/10/13	AMEND: 313		
09/10/13	AMEND: 300		
09/10/13	AMEND: 1670		
08/27/13	AMEND: 703		
08/27/13	AMEND: 670 REPEAL: 678		
08/19/13	AMEND: 1299.03(b)(2)(A)		
08/06/13	AMEND: 13055		
<b>Title 15</b>			
12/09/13	AMEND: 3000, 3190, 3213, 3334		

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

08/07/13	AMEND: 811, 832.05, 832.06, 832.35 REPEAL: 832.14, 854	30460, 30461, 30462, 30463, 30464, 30465, 30466 REPEAL: 30400.5, 30400.40, 30400.60, 30400.85, 30400.95, 30420, 30427, 30428, 30441, 30445, 30445.1, 30452, 30467, 30468
08/07/13	ADOPT: 1399.620, 1399.621, 1399.622, 1399.623	
08/07/13	AMEND: 1399.501, 1399.502, 1399.503, 1399.506, 1399.507, 1399.507.5, 1399.511, 1399.512, 1399.520, 1399.521, 1399.521.5, 1399.523, 1399.523.5, 1399.526, 1399.527, 1399.530, 1399.540, 1399.543, 1399.545, 1399.547, 1399.557, 1399.570, 1399.571, 1399.572, 1399.610, 1399.612, 1399.616, 1399.617, 1399.618, 1399.619 REPEAL: 1399.512	10/02/13 AMEND: 54342(a)(29) 09/18/13 ADOPT: 100900, 100901, 100902, 100903, 100904 09/10/13 AMEND: 52086 08/12/13 AMEND: 2641.55 08/12/13 ADOPT: 30456, 30456.1, 30456.2, 30456.4, 30456.6, 30456.8, 30456.10, 30456.12
08/07/13	AMEND: 811, 832.05, 832.06, 832.35 REPEAL: 832.14, 854	
08/07/13	ADOPT: 1399.620, 1399.621, 1399.622, 1399.623	
08/07/13	AMEND: 1399.501, 1399.502, 1399.503, 1399.506, 1399.507, 1399.507.5, 1399.511, 1399.512, 1399.520, 1399.521, 1399.521.5, 1399.523, 1399.523.5, 1399.526, 1399.527, 1399.530, 1399.540, 1399.543, 1399.545, 1399.547, 1399.557, 1399.570, 1399.571, 1399.572, 1399.610, 1399.612, 1399.616, 1399.617, 1399.618, 1399.619 REPEAL: 1399.512	<b>Title 18</b> 12/24/13 AMEND: 263, 462.020, 462.060, 462.160, 462.180, 462.220, 464.240 12/09/13 AMEND: 17951-4, 17951-6, 25101, 25106.5-9, 25106.5-10, 25128, 25137-1, 25137-2, 25137-4.2, 25137-7, 25137-8.2, 25137-9, 25137-10, 25137-11, 25137-14 12/09/13 AMEND: 1642 11/26/13 ADOPT: 2000, 2001 11/21/13 AMEND: 25106.5 10/30/13 REPEAL: 474 10/14/13 ADOPT: 1566.1 09/23/13 ADOPT: 2000 08/28/13 AMEND: 1703 08/28/13 AMEND: 1703 07/24/13 AMEND: 462.040
07/30/13	REPEAL: 367.7	
07/24/13	ADOPT: 1398.15	
<b>Title 17</b>		
12/17/13	AMEND: 1230, 2641.57	
12/02/13	AMEND: 2505	
11/21/13	ADOPT: 56068, 56069, 56070, 56071, 56072, 56073, 56074, 56620, 56621, 56622, 56623, 56624, 56625 AMEND: 56101	
10/31/13	ADOPT: 6300.1, 6300.3, 6300.5, 6300.7, 6300.9, 6300.11, 6300.13, 6300.15, 6300.17, 6300.19, 6300.21, 6300.23, 6301.1, 6301.3, 6301.5, 6301.7, 6301.9, 6303.1, 6303.3	
10/28/13	AMEND: 54342, 57332	
10/11/13	ADOPT: 30400, 30409, 30411, 30412, 30413, 30413.5, 30414, 30415, 30416, 30417, 30418, 30419, 30420, 30467, 30468 AMEND: 30403, 30403.5, 30403.8, 30404, 30405, 30406, 30408, 30410, 30421, 30422, 30423, 30424, 30425, 30427.2, 30435, 30436, 30437, 30440, 30442, 30443, 30444, 30446, 30447, 30450, 30451, 30455.1, 30456.6,	
		<b>Title 20</b> 10/17/13 AMEND: 1680, 1681, 1683, 1684 08/28/13 ADOPT: 1240, 3200, 3201, 3202, 3203, 3204, 3205, 3206, 3207, 3208
		<b>Title 21</b> 09/23/13 ADOPT: 2653, 2654, 2655, 2656, 2657, 2658
		<b>Title 22</b> 12/24/13 AMEND: 51510, 51510.1, 51510.2, 51510.3, 51511, 51511.5, 51511.6, 51535, 51535.1, 54501 12/17/13 ADOPT: 70438.2 12/16/13 AMEND: 50090, 50260, 50262.3, 50951, 50953, 51008, 51008.5, 51015, 51159, 51200, 51303, 51341.1, 51458.1, 51476, 51490.1 12/05/13 ADOPT: 70951, 70952, 70953, 70954, 70955, 70956, 70957, 70958, 70958.1, 70959, 70960, 71701, 71702, 71703 10/28/13 AMEND: 123000 10/16/13 AMEND: 67100.1, 67100.8, 67100.9 10/02/13 AMEND: 97212

**CALIFORNIA REGULATORY NOTICE REGISTER 2014, VOLUME NO. 1-Z**

10/01/13	AMEND: 69501.3(b), 69509.1(a), 69509.1(c)	08/07/13	ADOPT: 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016
09/23/13	AMEND: 97232	08/07/13	ADOPT: 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016
09/18/13	AMEND: 51516.1	07/26/13	ADOPT: 3979.6
09/05/13	AMEND: 66261.33	<b>Title 27</b>	
08/28/13	ADOPT: 69501, 69501.1, 69501.2, 69501.3, 69501.4, 69501.5, 69502, 69502.1, 69502.2, 69502.3, 69503, 69503.1, 69503.2, 69503.3, 69503.4, 69503.5, 69503.6, 69503.7, 69504, 69504.1, 69505, 69505.1, 69505.2, 69505.3, 69505.4, 69505.5, 69505.6, 69505.7, 69505.8, 69505.9, 69506, 69506.1, 69506.2, 69506.3, 69506.4, 69506.5, 69506.6, 69506.7, 69506.8, 69506.9, 69506.10, 69507, 69507.1, 69507.2, 69507.3, 69507.4, 69507.5, 69507.6, 69508, 69509, 69509.1, 69510	12/17/13	ADOPT: 15186.1 AMEND: 15100, 15110, 15150, 15170, 15180, 15185, 15186, 15187, 15188, 15190, 15200, 15210, 15220, 15240, 15242, 15250, 15260, 15280, 15290, 15300, 15330, Appendix B, Div. 3, Subd. 1, Ch. 1, Ch. 2, Ch. 3, Ch. 4, Ch. 5, Ch. 6 REPEAL: 15189, 15400, 15400.1, 15400.3, 15400.4, 15410, 15600, 15610, 15620
08/28/13	ADOPT: 69501, 69501.1, 69501.2, 69501.3, 69501.4, 69501.5, 69502, 69502.1, 69502.2, 69502.3, 69503, 69503.1, 69503.2, 69503.3, 69503.4, 69503.5, 69503.6, 69503.7, 69504, 69504.1, 69505, 69505.1, 69505.2, 69505.3, 69505.4, 69505.5, 69505.6, 69505.7, 69505.8, 69505.9, 69506, 69506.1, 69506.2, 69506.3, 69506.4, 69506.5, 69506.6, 69506.7, 69506.8, 69506.9, 69506.10, 69507, 69507.1, 69507.2, 69507.3, 69507.4, 69507.5, 69507.6, 69508, 69509, 69509.1, 69510	08/08/13	AMEND: 25805
08/19/13	ADOPT: 70438.2	<b>Title 28</b>	
<b>Title 23</b>		12/16/13	ADOPT: 1300.67.005
12/03/13	AMEND: 597	10/07/13	ADOPT: 1300.67.003
11/08/13	AMEND: 3939.24	<b>Title MPP</b>	
11/08/13	AMEND: 3939.15	12/24/13	ADOPT: 40-038 AMEND: 22-071, 22-072, 22-305, 40-036, 40-103, 40-105, 40-107, 40-119, 40-125, 40-128, 40-131, 40-173, 40-181, 40-188, 40-190, 41-405, 42-209, 42-213, 42-221, 42-302, 42-406, 42-407, 42-716, 42-721, 42-751, 42-769, 44-101, 44-102, 44-111, 44-113, 44-115, 44-133, 44-205, 44-207, 44-211, 44-304, 44-305, 44-313, 44-314, 44-315, 44-316, 44-317, 44-318, 44-325, 44-327, 44-340, 44-350, 44-352, 47-220, 47-320, 48-001, 80-301, 80-310, 82-612, 82-812, 82-820, 82-824, 82-832, 89-110, 89-201 REPEAL: 44-400, 44-401, 44-402, 44-403
11/07/13	AMEND: 3938, 3939, 3939.4, 3939.12	12/02/13	AMEND: 44-352
11/06/13	AMEND: 595	09/30/13	AMEND: 40-105, 42-422, 82-504
10/31/13	AMEND: 1062, 1064, 1066, 1068		
10/23/13	AMEND: 2200, 2200.5, 2200.6		