

# CALIFORNIA LAW REVISION COMMISSION

REQUEST FOR PUBLIC COMMENT

## Specific Exceptions to Rulemaking Requirements of the Administrative Procedure Act

May 1999

This request for public comment is being distributed so that interested persons can make their views known to the Commission. Any comments sent to the Commission will be a part of the public record and will be considered at a public meeting when the Commission determines the provisions it will include in legislation the Commission plans to recommend to the Legislature.

**RESPONSES TO THIS REQUEST SHOULD BE RECEIVED BY THE COMMISSION NOT LATER THAN July 30, 1999.**

California Law Revision Commission  
4000 Middlefield Road, Room D-1  
Palo Alto, CA 94303-4739  
650-494-1335 FAX: 650-494-1827


## SPECIFIC EXCEPTIONS TO RULEMAKING REQUIREMENTS OF THE ADMINISTRATIVE PROCEDURE ACT

In connection with its study of the rulemaking requirements of the Administrative Procedure Act (Gov't Code §§ 11340-11359), the California Law Revision Commission has prepared this list of specific exceptions to those requirements. Some of the exceptions listed here may be questionable as a matter of policy or may be obsolete or otherwise defective technically. The Commission is interested in receiving input on whether any such problems exist and suggestions on how they might be corrected.

Comments may be sent by email to [bhebert@uop.edu](mailto:bhebert@uop.edu), or by regular mail to:

California Law Revision Commission  
4000 Middlefield Road, Room D-1  
Palo Alto, CA 94303-4739

To receive timely consideration comments should be received by the Commission no later than **July 30, 1999**.

 **Notes.** (1) The exceptions listed below are sorted by the first substantive word in the rulemaking agency's name (i.e., terms such as "California," "State," "Board of," "Department of," etc., have not been considered in determining the sort order). Thus, the Commission on State Mandates is sorted by reference to "mandates" and the California State University is sorted by reference to "university."

(2) Variations in the way that exceptions are phrased make it difficult to compile a complete list. Please notify the Commission if an exception has been omitted from this list.

(3) A number of the entries below state that a regulation may be "adopted as emergency." This means that special procedures govern the adoption of the regulation on a temporary basis. In many cases, the regular emergency rulemaking procedure applies except that the agency need not demonstrate the existence of an emergency in order to use the procedure.

### **California Department of Aging**

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Welf & Inst. Code § 9542. Guidelines relating to Alzheimer's day care program exempt from chapter

### **Air Resources Board**

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Health & Safety Code § 39657. Regulation designating toxic air contaminant exempt from Gov't Code §§ 11346.2 and 11346.9

Health & Safety Code § 39658(b)(1). Implementation of emission standard exempt from chapter

Health & Safety Code § 43702(c)(11). Guidelines for administering reimbursement program exempt from chapter

### **Department of Alcohol and Drug Programs**

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1992 Cal. Stat. ch. 709, § 17. Certain regulations relating to community care facilities adopted as emergency

Health & Safety Code § 11755. Regulations requiring compliance with certain federal grant conditions adopted as emergency

Health & Safety Code § 11994. Certification standards for drug abuse treatment services exempt from chapter

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**State Auditor**

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Gov't Code § 8546. Regulations of State Auditor exempt from specified rulemaking procedures

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**California Coastal Commission**

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Pub. Res. Code § 30514. Guidelines for de minimis amendment of local coastal program exempt from chapter and from OAL review

Pub. Res. Code § 30610. Guidelines for development without significant adverse impact on coastal resources exempt from chapter and from OAL review

Pub. Res. Code § 30716. Guidelines for de minimis amendment of certified port master plan exempt from chapter and from OAL review

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**Department of Commerce**

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Gov't Code § 8899.21. Regulations relating to Alfred E. Alquist Earthquake Act adopted as emergency

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**California Community Colleges**

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Educ. Code § 70901.5. Regulations of Board of Governors of California Community Colleges exempt from chapter

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**Department of Conservation**

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Pub. Res. Code § 14536. Regulations relating to beverage container recycling adopted as emergency

Pub. Res. Code § 14536.1. Regulations relating to beverage container recycling adopted as emergency

Pub. Res. Code § 14571.4. Regulations relating to Pacific Beach pilot recycling program adopted as emergency

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**Department of Consumer Affairs**

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Bus. & Prof. Code § 471. Temporary guidelines by Dispute Resolution Advisory Council exempt from chapter

Health & Safety Code § 44001.5(d). Department of Consumer Affairs may exercise emergency rulemaking powers in chapter

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**State Board of Control**

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Gov't Code § 997.6. Regulations relating to specific disaster relief program exempt from chapter

Gov't Code § 13965. Rates for reimbursement of medical costs to crime victims exempt from chapter

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**State Controller**

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Gov't Code § 16112. Regulations relating to subventions exempt from review by OAL

Gov't Code § 16487. Regulations relating to transfer of bonds between funds in treasury exempt from review by OAL

Penal Code § 987.9. Regulations relating to reimbursement of fees for experts for indigent defendants effective during OAL review

Rev. & Tax. Code § 188.5. Guidelines for allocating disaster relief funds not subject to OAL review and approval

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**Commissioner of Corporations**

Health & Safety Code § 1357.17. Regulations relating to small employer group access to contracts for health care adopted as emergency

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**Department of Corrections**

Penal Code § 1174.8. Certain criteria exempt from specified procedures  
Penal Code § 5058. Prison regulations exempt from specified procedures

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**Counties Generally**

Food & Agric. Code § 11503. County regulations relating to pest control operations subject to chapter “insofar as practicable”

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**County Medical Services Program Governing Board**

Welf & Inst. Code § 16809.4. County Medical Services Program Governing Board exempt from chapter

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**Curly Top Virus Control Board**

Food & Agric. Code § 6045.3. Regulations of Curly Top Virus Control Board exempt from chapter

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**Director of Developmental Services**

Welf & Inst. Code § 4784. Schedule of parental fees for services of regional centers exempt from chapter  
Welf. & Inst. Code § 4791. Regulations relating to regional center cost savings adopted as emergency

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**Board of Education**

Educ. Code § 52125. Certain regulations adopted as emergency  
Educ. Code § 60005. Certain aspects of curriculum frameworks exempt from chapter

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**Electrical Oversight Board**

Pub. Util Code § 341.1. Regulations on electrical rates adopted as emergency

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**Office of Emergency Services**

Gov’t Code § 8690.8. Regulations relating to Higher Education Earthquake Account exempt from review by OAL  
Health & Safety Code § 25503.4(c). Adoption of plan format exempt from chapter  
Health & Safety Code § 25517.5(b). Regulations relating to business plans and annual inventory forms adopted as emergency

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**Office of Environmental Health Hazard Assessment**

Health & Safety Code § 44360. Certain guidelines exempt from chapter

## **California Environmental Protection Agency**

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Health & Safety Code § 25533(a). State implementation of federal program exempt from chapter  
Pub. Util. Code § 7713. Regulations relating to Rail Accident Prevention and Response Fund  
may not be repealed by OAL, and remain in effect until revised or repealed by Secretary of  
Environmental Protection Agency

## **State Board of Equalization**

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Gov't Code § 11342. Legal rulings of counsel exempt from chapter  
Health & Safety Code § 25205.4(b). Determination of hazardous waste facility fees exempt from  
chapter  
Health & Safety Code § 25205.5(e). Annual operating fee exempt from chapter  
Health & Safety Code § 105190(d). Adjustment of fees exempt from "Chapter 2.5" [apparent  
erroneous reference to Chapter 3.5]

## **Board of Directors of California Exposition and State Fair**

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Food & Agric. Code § 3332. Regulations of relating to State Exposition and State Fair exempt  
from chapter

## **Department of Finance**

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Rev. & Tax. Code § 188.5. Guidelines for allocating disaster relief funds not subject to OAL  
review and approval  
Rev. & Tax. Code § 198. Guidelines for earthquake and fire disaster relief not subject to OAL  
review and approval

## **Commissioner of Financial Institutions**

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Fin. Code § 753. Regulations conforming state banking law to federal banking law exempt from  
specified rulemaking procedures  
Fin. Code § 1759. Certain regulations governing foreign banks adopted as emergency  
Fin. Code § 3373. Temporary regulations to conform to changes in regulations of Federal  
Reserve System exempt from specified rulemaking procedures  
Fin. Code § 8054. Regulations conforming state law relating to savings associations to federal  
law only subject to emergency regulation provisions

## **State Fire Marshal**

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Gov't Code § 51011. Regulations adopting federal minimum standards for hazardous liquid  
pipelines exempt from specified rulemaking procedures

## **Department of Fish and Game**

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Fish & Game Code § 2825(a). Guidelines for development and implementation of natural  
community conservation plans exempt from chapter  
Fish & Game Code § 7652. Regulations relating to federal fishery management plans exempt  
from chapter

## **Fish and Game Commission**

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Fish & Game Code § 240. Certain regulations adopted as emergency  
Fish & Game Code § 355. Regulations relating to migratory birds exempt from specified  
rulemaking procedures  
Fish & Game Code § 2114. Species recovery strategy not a regulation

## **Department of Food and Agriculture**

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- Food & Agric. Code § 5353. Schedule of fees for air and marine carriers exempt from specified rulemaking procedures
- Food & Agric. Code § 12804. Regulations relating to liquid chemical sterilant products adopted as emergency
- Food & Agric. Code § 13145. Inclusion of specified pesticides in Groundwater Protection List exempt from chapter
- Food & Agric. Code § 14660. Procedures for citations for violations relating to fertilizer use exempt from chapter
- Food & Agric. Code § 14979. Regulations relating to commercial livestock feed exempt from chapter
- Food & Agric. Code § 15081. Policy for citations for violations relating to commercial feed exempt from chapter
- Food & Agric. Code § 27561. Policy manual relating to eggs exempt from chapter
- Food & Agric. Code § 30852. Specifications of Department of Food and Agriculture relating to tags identifying assistance dogs exempt from chapter
- Food & Agric. Code § 36637. Temporary milk product standards adopted as emergency
- Food & Agric. Code § 41207.6. Provision relating to wine grape inspection exempt from chapter
- Food & Agric. Code § 41865.2. Regulations relating to garlic and onion dehydration exempt from chapter
- Food & Agric. Code § 42806. Regulations relating to assessment of commodity producers and handlers exempt from chapter
- Food & Agric. Code § 44988. Modification of avocado maturity standards exempt from chapter
- Food & Agric. Code § 58938.5. Procedures for refund of milk marketing assessments exempt from chapter
- Food & Agric. Code § 64308.5. Procedure for refund of milk promotion fees exempt from chapter

## **State Board of Forestry**

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- Pub. Res. Code § 4584. Regulations relating to timber operations adopted as emergency

## **Franchise Tax Board**

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- Gov't Code § 11342. Legal rulings of counsel exempt from chapter
- Rev. & Tax. Code § 10878. If standard or guideline of Franchise Tax Board not subject to chapter, the board itself shall approve

## **Gambling Control Commission**

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- Bus. & Prof. Code § 19830A. Gaming regulations exempt from chapter

## **General Exemptions**

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- Gov't Code § 7587. Regulations of each state department relating to agency services to disabled children adopted as emergency
- Gov't Code § 11400.20. Interim regulations of any state agency relating to administrative adjudication exempt from specified rulemaking procedures
- Gov't Code § 11425.60. Designation of precedent decision by any state agency exempt from chapter

## **Department of General Services**

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Pub. Cont. Code § 10302.5. Product specifications for state agency purchase of supplies exempt from chapter

## **Governor's Office**

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Welf & Inst. Code § 14082. Regulations of special negotiator for Medi-Cal contracts adopted as emergency

## **Office of Statewide Health Planning and Development**

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Health & Safety Code § 127165(b). Statistical updates of Statewide Health Facilities and Services Plan exempt from chapter

Health & Safety Code § 128360. Regulations relating to Minority Health Professions Education Foundation adopted as emergency,

Health & Safety Code § 128600. Regulations relating to postsurgical care demonstration project adopted as emergency

## **Department of Health Services**

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1992 Cal. Stat. ch. 709, § 17. Certain regulations relating to community care facilities adopted as emergency

1994 Cal. Stat. ch. 147, § 32. Certain regulations adopted as emergency

Bus. & Prof. Code § 1208. More stringent federal regulations relating to Clinic Laboratory Improvement Amendments of 1988 adopted by publication

Bus. & Prof. Code § 2819. Regulations to implement shift in agency responsibility exempt from chapter

Gov't Code § 27491.41. Protocol for sudden infant death syndrome autopsies exempt from chapter

Health & Safety Code § 1266. Adjustment of health facility license fees exempt from chapter

Health & Safety Code § 1338.3. Medi-Cal rate adjustments adopted as emergency

Health & Safety Code § 1426. Regulations relating to violations by long-term health facilities shall not be adopted as emergency regulations

Health & Safety Code § 1639.55. Adjustment of tissue bank fees exempt from chapter

Health & Safety Code § 1727.7. Home health care regulations adopted as emergency

Health & Safety Code § 25135.5. Guidelines for preparation of county and regional hazardous waste management plans exempt from chapter

Health & Safety Code § 25141.5. Regulations relating to classification of wastes as hazardous adopted as emergency

Health & Safety Code § 25159.19. Regulations relating to toxic injection wells adopted as emergency

Health & Safety Code § 25200.1.5. Decisions relating to certification of hazardous waste technologies exempt from chapter

Health & Safety Code § 25200.14. Environmental assessment checklist exempt from chapter

Health & Safety Code § 25200.3(m). Hazardous waste treatment notification form exempt from chapter

Health & Safety Code § 25201.4. Inspection standards for certain hazardous waste generators exempt from chapter

Health & Safety Code § 25201.5(d)(7). Hazardous waste treatment notification form Department of Health Services exempt from chapter

Health & Safety Code § 25201.6(d). Regulations relating to permitting of hazardous waste facilities adopted as emergency

Health & Safety Code § 25205.13(b). Notification form for certain treatment units exempt from chapter

Health & Safety Code § 25244.16(a). Format to be used by generators in preparing review, plan, and report exempt from chapter

Health & Safety Code § 25245.4. Regulations relating to financial assurances regarding treatment units adopted as emergency

Health & Safety Code § 25282. Initial list of hazardous substances exempt from chapter

Health & Safety Code § 100285(a) Emergency regulations remain in effect notwithstanding time limits of Gov't Code § 11346.1

Health & Safety Code § 100285(b). licensing and Medi-Cal regulations adopted as emergency

Health & Safety Code § 100425(b). Publication of fees exempt from chapter

Health & Safety Code § 100430(b). Publication of fees exempt from chapter

Health & Safety Code § 100445(c). Publication of fees exempt from chapter

Health & Safety Code § 100450(d). Publication of fees exempt from chapter

Health & Safety Code § 100852(b). Laboratory certificate concerning testing method exempt from chapter

Health & Safety Code § 104480. Guidelines concerning tobacco use prevention exempt from chapter

Health & Safety Code § 105185. Regulations must be adopted as emergency regulations under Gov't Code § 11346.1

Health & Safety Code § 105310(c)(2). Adjustment of fees exempt from chapter

Health & Safety Code § 105405. Guidelines for reducing exposure to volatile organic compounds exempt from chapter

Health & Safety Code § 106855(a). Federal guideline becomes state standard 30 days later, without adoption under chapter

Health & Safety Code § 115010(c). Regulations relating to radioactive waste disposal licenses adopted as emergency. OAL may not repeal

Health & Safety Code § 115065(c). Regulations relating to fees for radioactive materials licenses adopted as emergency

Health & Safety Code § 115075. Regulations relating to fees for radioactive materials licenses adopted as emergency

Health & Safety Code § 116377. Regulations relating to amendments to Safe Drinking Water Act adopted as emergency

Health & Safety Code § 116475(c). Guidelines for administration of Emergency Clean Water Grant Fund exempt from chapter

Health & Safety Code § 116760.43(a). Regulations relating to Safe Drinking Water State Revolving Fund filed with OAL before 4/7/99 adopted as emergency

Health & Safety Code § 116760.70(g). Intended Use Plan for funding public water systems exempt from chapter

Health & Safety Code § 120955(g). Regulations relating to amendments to vaccine development law adopted as emergency

Health & Safety Code § 123702(d). Regulations adjusting fee for botulism immune globulin adopted as emergency

Health & Safety Code § 123950. Regulations relating to medical-therapy program in public schools for physically handicapped children adopted as emergency

Health & Safety Code § 124870(e). Regulations relating to increase in Medi-Cal reimbursement rates adopted as emergency



Health & Safety Code § 125000(j). Regulations relating to genetic testing adopted as emergency. Regulations filed directly with Secretary of State and may not be repealed by OAL

Health & Safety Code § 125070(c). Regulations relating to serum-alpha fetoprotein screening adopted as emergency. Regulations are filed directly with Secretary of State and may not be repealed by OAL

Rev. & Tax. Code § 30461.6. Regulations relating to allocation of revenue from Breast Cancer Fund adopted as emergency, and remain in effect no more than 180 days

Welf. & Inst. Code § 10725. Regulations subject to chapter, but need not be printed in California Code of Regulations or California Notice Register if included in publications of department

Welf. & Inst. Code § 14006.1. Regulations relating to allowable resources adopted as emergency

Welf. & Inst. Code § 14087.47. Regulations relating to managed care adopted as emergency

Welf. & Inst. Code § 14105(a). Regulations relating to basic health care adopted as emergency

Welf. & Inst. Code § 14105(d). Regulations relating to U. S. Health Care Financing Administration adopted as emergency

Welf. & Inst. Code § 14105.39. Changes by Health Services to list of contract drugs exempt from chapter, and not subject to OAL review and approval

Welf. & Inst. Code § 14105.44. Regulations relating to expedited review process for drugs adopted as emergency

Welf. & Inst. Code § 14105.45. List of maximum allowable ingredient costs for drugs exempt from chapter, and not subject to OAL review and approval

Welf. & Inst. Code § 14132.45. Regulations relating to respiratory care exempt from chapter

Welf. & Inst. Code § 14133.9. Regulations relating to nonurgent elective services adopted as emergency

Welf. & Inst. Code § 14134. Regulations relating to copayments adopted as emergency

Welf. & Inst. Code § 14137.6. Regulations relating to new drug treatment for AIDS adopted as emergency

Welf. & Inst. Code § 14148.4. Regulations relating to rate structure for obstetrical services adopted as emergency

Welf. & Inst. Code § 14496(b). Regulations relating to rates payable to providers adopted as emergency

Welf. & Inst. Code § 16812. Regulations relating to local health care budgeting adopted as emergency

Welf. & Inst. Code § 17738. Regulations relating to foster care adopted as emergency

Welf. & Inst. Code § 22009. Regulations and Department of Social Services relating to long-term care adopted as emergency

### **California Highway Patrol**

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Veh. Code § 31616. Regulations relating to transportation of explosives subject to chapter, except public comment period is 30 days and regulations effective on filing with Secretary of State

Veh. Code § 31616.5. OAL review regulations adopted pursuant to Section 31616 shall be completed within 15 days

### **Department of Housing & Community Development**

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Educ. Code § 8277.6. Certain regulations adopted as emergency

Health & Safety Code § 18000.5. Regulations of relating to mobilehomes adopted as emergency

Health & Safety Code § 34055. Regulations relating to natural disasters exempt from chapter

Health & Safety Code § 50093. Filings concerning area median income exempt from specified rulemaking procedures

Health & Safety Code § 50517.9(b)(9). Regulations adopted pursuant to this section exempt from chapter

Health & Safety Code § 50662.5(g). Regulations on disaster relief exempt from chapter

Health & Safety Code § 50662.7(h). Regulation adopted pursuant to this section exempt from chapter

Health & Safety Code § 50668.5. Regulations relating to rehabilitation loans adopted as emergency

Health & Safety Code § 50671.5(l). Regulations adopted pursuant to this section exempt from chapter

Health & Safety Code § 50671.6(k). Regulations adopted pursuant to this section exempt from chapter

Health & Safety Code § 50745.1(g). Regulations adopted pursuant to this section exempt from chapter

Health & Safety Code § 50771.3. Regulations relating to rental housing construction adopted as emergency

Health & Safety Code § 50775.5(e). Regulations adopted pursuant to this section exempt from chapter

Health & Safety Code § 50806.5. Regulations relating to emergency housing and assistance adopted as emergency

Health & Safety Code § 50895. Regulations relating to family housing demonstration adopted as emergency

### **Housing Finance Agency**

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Health & Safety Code § 51615. Specified mortgage insurance activities exempt from chapter

### **Department of Insurance & Insurance Commissioner**

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Ins. Code § 674.5(b). Regulations relating to discontinuing commercial liability insurance adopted as emergency

Ins. Code § 676.2(d). Determination of insurer's solvency exempt from chapter

Ins. Code § 1857.9(h). Regulations relating to additional reports for specified classes of insurance adopted as emergency

Ins. Code § 10089.11(a). Regulations relating to California Earthquake Authority adopted as emergency

Ins. Code § 10089.83(c). Regulations relating to California Earthquake Authority adopted as emergency

Ins. Code § 10704. Regulations relating to small employer health insurance adopted as emergency

### **California Integrated Waste Management Board**

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Pub. Res. Code § 40502. Regulations relating to waste management adopted as emergency.

Pub. Res. Code § 42966. Regulations relating to solid waste reuse and recycling adopted as emergency

Pub. Res. Code § 44820(d). Regulations relating to disposal of asbestos adopted as emergency

### **Los Angeles County Tourism Entities**

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Gov't Code § 15372.202. Los Angeles County Tourism Selection Committee process and report exempt from chapter

Gov't Code § 15372.204. Los Angeles County Tourism Marketing Commission procedures exempt from chapter

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### **Major Risk Medical Insurance Board**

Ins. Code § 10731(m). Regulations relating to purchasing pools for small employers adopted before 1/1/95 adopted as emergency

Ins. Code § 12696.05(h). Regulations relating to Access for Infants and Mothers Program adopted as emergency

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### **Managed Risk Medical Insurance Board**

Ins. Code § 12693.21(n). Managed Risk Medical Insurance Board may adopt regulations as emergency until Jan. 1, 2000

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### **Department of Mental Health**

Welf. & Inst. Code § 4331. County contract with Department of Mental Health for state hospital beds exempt from chapter

Welf. & Inst. Code § 4691. Regulations setting rates of state payment for community-based day programs for developmentally disabled exempt from chapter

Welf. & Inst. Code § 5775. Regulations relating to Medi-Cal payments adopted as emergency

Welf. & Inst. Code § 4080. Regulations relating to civil sanctions against psychiatric health facilities adopted as emergency

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### **State Mining and Geology Board**

Pub. Res. Code § 2773.1. Guidelines for financial assurances of surface mining operation exempt from chapter

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### **Division of Occupational Safety and Health & Occupational Safety and Health Standards Board**

Lab. Code § 142.3. Standard that is same as federal standard exempt from specified rulemaking procedures

Lab. Code § 142.4(b). Standard based on federal emergency temporary standard adopted as emergency

Lab. Code § 144.7. Duration of emergency regulation revising bloodborne pathogen standard extended

Lab. Code § 7314. Fees for inspection of elevators adopted as emergency

Lab. Code § 7721. Fees for inspection of tanks and boilers adopted as emergency

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### **Department of Personnel Administration**

Gov't Code § 3539.5. Regulations relating to employee benefits of state employees and officers not covered by Ralph C. Dills Act exempt from this chapter

Gov't Code § 19817.1. Department of Personnel Administration exempt from chapter

Gov't Code § 19999.21. Regulations relating to retirement program for state employees excluded from PERS exempt from review by OAL

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### **State Personnel Board**

Gov't Code § 18211. Except for regulations specified in Gov't Code § 18215 and 18216, regulations of State Personnel Board exempt from chapter

Gov't Code § 18215. Specified regulations exempt from specified rulemaking procedures

Gov't Code § 19602. Regulations relating to demonstration projects exempt from chapter

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**California Pollution Control Financing Authority**

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Health & Safety Code § 44520(b). Regulations relating to small business financing adopted as emergency

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**Private Postsecondary and Vocational Administration Fund**

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Educ. Code § 94331. Fee schedule exempt from chapter

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**Public Utilities Commission**

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Gov't Code § 11351. With specified exceptions, regulations of Public Utilities Commission exempt from chapter

Pub. Util. Code § 311. Revision of Rules of Practice and Procedure subject to subject to specified rulemaking procedures

Pub. Util. Code § 847. Regulations relating to financing transition costs adopted as emergency

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**Real Estate Commissioner**

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Bus. & Prof. Code § 10226. Real estate fee changes exempt from chapter in certain fiscal circumstances. See also 1993 Cal. Stat. ch. 416 § 28

Bus. & Prof. Code § 11010.2(f). Regulations adopted as emergency in specified circumstances

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**San Francisco Bay Conservation and Development Commission**

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Gov't Code § 11354.1. With specified exceptions, policies, plans, guidelines and permitting decisions exempt from chapter

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**Department of Social Services**

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1992 Cal. Stat. ch. 709, § 17. Certain regulations relating to community care facilities adopted as emergency

Welf. & Inst. Code § 10554. Regulations need not be printed in California Code of Regulations or California Regulation Notice Register if included in publications of department

Welf. & Inst. Code § 11275.30. Regulations relating to withholding of federal AFDC funds adopted as emergency

Welf. & Inst. Code § 11275.35. Regulations relating to state provisions in conflict with federal law adopted as emergency

Welf. & Inst. Code § 11350.6. Regulations relating to child support enforcement adopted as emergency

Welf. & Inst. Code § 12301.6. Regulations relating to in-home support services adopted as emergency

Welf. & Inst. Code § 12302.7. Performance and quality assurance standards for in-home support services exempt from chapter; regulations relating to county contracts for in-home support services adopted as emergency

Welf. & Inst. Code § 14005.13. Regulations relating to wages from therapeutic work adopted as emergency

Welf. & Inst. Code § 18206. Performance and quality assurance standards for in-home support services exempt from chapter

Welf. & Inst. Code § 22009. Regulations relating to long-term care adopted as emergency

### **Commission on State Mandates**

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Gov't Code § 17527. Regulations of Commission on State Mandates exempt from review by OAL

### **California Strawberry Commission**

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Food & Agric. Code § 77451. Regulations of California Strawberry Commission exempt from chapter

### **Student Aid Commission**

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Educ. Code § 69993.5. Certain regulations adopted as emergency

### **Superintendent of Public Instruction**

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Educ. Code § 33131. Fiscal accountability standards exempt from specified rulemaking procedures

### **California Tax Credit Allocation Committee**

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Health & Safety Code § 50199.17(a). Regulations relating to allocation of housing credits exempt from specified rulemaking procedures

### **Tourism Selection Committee**

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Gov't Code § 15372.66. Tourism Selection Committee process and report exempt from chapter

### **Trade and Commerce Agency**

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Corp Code § 14024. Small business development regulations adopted as emergency

Corp Code § 14075. Small business development regulations adopted as emergency

Gov't Code § 8684.2. Regulations relating to disaster relief loan guarantees adopted as emergency

Gov't Code § 15339.3. Regulations relating to Office of Small Business grants adopted as emergency, see 1996 Cal. Stat. ch. 1039, § 6

Gov't Code § 15365.58. Regulations relating to job creation investment fund adopted as emergency

Gov't Code § 7086. Regulations relating to designation of enterprise zones adopted as emergency

Gov't Code § 7114. Regulations relating to military base recovery adopted as emergency

Gov't Code § 15339.7. Regulations relating to Office of Small Business grants adopted as emergency

Gov't Code § 15373.07. Regulations relating to Rural Economic Development programs adopted as emergency

Gov't Code § 15378.99. Regulations relating to California Strategic Technology Programs adopted as emergency

Gov't Code § 15399.16. Regulations relating to underground storage tank loans adopted as emergency

### **Department of Transportation**

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Sts. & Hy. Code § 2578(c). Guidelines relating to loans to state agencies to purchase vanpool vehicles exempt from chapter

Sts. & Hy. Code §§ 2221. Interim guidelines relating to combined road plan apportionments exempt from chapter

**Travel and Tourism Commission**

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Gov't Code § 15372.72. California Travel and Tourism Commission procedures exempt from chapter

**California State University**

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Educ. Code § 89030. Regulations governing California State University exempt from chapter  
Educ. Code § 89030.1. Alternative procedure for adoption of regulations governing California State University

Educ. Code § 89500. Personnel rules exempt from chapter

**California Walnut Commission**

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Food & Agric. Code § 77082. Regulations of California Walnut Commission exempt from chapter

**Department of Water Resources**

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Water Code § 14912. Determination of minimum acreage for drainage reduction exempt from chapter

**State Water Resources Control Board**

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Gov't Code § 11352. Specified actions relating to water quality certification and waste discharge requirements exempt from chapter

Gov't Code § 11353. With specified exceptions, state policy for water quality control and water quality control plans are exempt from chapter

Health & Safety Code § 25208.3. Surface impoundment fee schedule adopted as emergency

Health & Safety Code § 25299.7(b). Approval of program application and memorandum of agreement exempt from chapter

Water Code § 1058.5. Regulations relating to water conservation adopted as emergency

Water Code § 12994. Delta emergency response plan exempt from chapter

Water Code § 13260. Regulations for schedule of fees for waste discharge adopted as emergency

**Workers' Compensation Appeals Board**

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Gov't Code § 11351. With specified exceptions, regulations of Workers' Compensation Appeals Board exempt from chapter