

ITEM 10
ADOPTION OF PROPOSED REGULATORY ACTION
GENERAL CLEANUP PROVISIONS

PROPOSED AMENDMENTS TO
CALIFORNIA CODE OF REGULATIONS, TITLE 2, DIVISION 2, CHAPTER 2.5
ARTICLES 1, 2, 3, 4, 5, 6, 7, 8, AND 10

SECTIONS 1181.1 THROUGH 1181.10; 1181.12 THROUGH 1181.13; 1182.13; 1183.1
THROUGH 1185.6; 1186.2; 1187.1 THROUGH 1187.10; 1187.14 THROUGH 1188.2; 1190.1
THROUGH 1190.5

EXECUTIVE SUMMARY

The purpose of this rulemaking is to: (1) clarify and streamline Commission on State Mandates (Commission) regulations; (2) update language for consistency; (3) clarify the period of limitation for filing an incorrect reduction claim consistent with the statutory scheme; (4) clarify the review of consolidated incorrect reduction claims; (5) clarify the procedure when a claimant changes authorized representative for a matter; (6) update authority and reference citations; and (7) update punctuation for consistency throughout the regulations.

At its regular meeting on July 22, 2016, the Commission adopted Order No. 16-01 to institute rulemaking proceedings in accordance with Government Code sections 11346.2, 11346.4, 11346.8, and 11346.9.

The proposed text was made available to the public for 45 days from April 12, 2016 through the end of the extended written comment period on May 27, 2016. The last day to request a public hearing was May 12, 2016, and no request was received. No comments have been received.

Pursuant to Government Code section 11346.9(a)(4), staff finds that no alternative would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective as and less burdensome to affected private persons than the proposed regulations or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Staff Recommendation

Therefore, staff recommends that the Commission:

- Find that no alternative would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective as and less burdensome to affected private persons than the proposed regulations or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.
- Adopt the proposed amendments to California Code of Regulations, Title 2, Division 2, Chapter 2.5, Articles 1, 2, 3, 4, 5, 6, 7, 8, and 10, effective October 1, 2016.

- Authorize staff to make any non-substantive, technical corrections requested by the Office of Administrative Law or Barclays Official California Code of Regulations prior to publication.