

ITEM 7

ADOPTION OF COMMISSION ORDER TO INITIATE RULEMAKING DIGITAL SIGNATURES ON E-FILED COMMISSION FORMS AND GENERAL CLEANUP PROVISIONS

PROPOSED AMENDMENTS TO
CALIFORNIA CODE OF REGULATIONS, TITLE 2, DIVISION 2, CHAPTER 2.5
ARTICLES 1, 2, 3, 5, 6, AND 7
SECTIONS 1181.1, 1181.3, 1181.10, 1182.2, 1183.17, 1185.1, 1185.4, 1186.6,
AND 1187.8

EXECUTIVE SUMMARY

Section 1188.1(b) of the Commission on State Mandates' (Commission's) regulations authorizes the Commission to adopt an order to initiate rulemaking. Following adoption of the order, staff will publish a notice of hearing and notice and rulemaking package to all interested persons for public comment.

The purpose of this rulemaking is to require e-filed Commission forms to be digitally signed and to generally clean-up, clarify, and streamline Commission regulations and update language for consistency. The proposed regulations: (1) require e-filed Commission forms to be digitally signed and clarify the e-filing process; (2) clarify the process for submitting late written comments when participating in a Commission meeting via teleconference; (3) make minor, non-substantive consistency edits and corrections; and (4) update reference citations.

These changes are discussed in detail in the attached Initial Statement of Reasons.¹

I. Exhibits

The proposed regulatory text is attached as Exhibit B. The proposed text is in strikeout and underline to show proposed changes to current regulatory language. Before filing with OAL, staff may make technical corrections, as required. The Notice of Proposed Rulemaking is attached as Exhibit C and the Initial Statement of Reasons is attached as Exhibit D.

II. Timetable

If the order is adopted at the March 25, 2022 hearing of the Commission, staff will proceed pursuant to the following timetable:

March 29, 2022	Notice of Rulemaking, Initial Statement of Reasons, and Proposed Text will be filed with the Office of Administrative Law for publication.
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¹ Exhibit D.

April 8, 2022	Notice of Proposed Regulatory Action will be issued and published. Comment period opens.
May 9, 2022	Last day to request public hearing.
May 23, 2022	End of public comment period
May 27, 2022	Public Hearing, if requested
May 27, 2022	Adopt proposed rulemaking package, if no public hearing is requested.
July 22, 2022	Adopt proposed rulemaking package, if a public hearing is requested.
July 19, 2022	File Adopted Regulations with the Office of Administrative Law, if no public hearing is requested.
October 14, 2022	File Adopted Regulations with the Office of Administrative Law, if a public hearing is requested.
August 31, 2022	Office of Administrative Law files Adopted Regulations with the Secretary of State, if no public hearing is requested.
November 30, 2022	Office of Administrative Law files Adopted Regulations with the Secretary of State, if a public hearing is requested.
October 1, 2022	Effective date of adopted regulations, if no public hearing is requested.
January 1, 2023	Effective date of adopted regulations, if a public hearing is requested.

Staff Recommendation

Staff recommends the Commission adopt Proposed Order 22-03.