

2020 Major Regulations Rulemaking Calendar

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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: CARB / MSCD	
Name of Proposed Regulation: <small>Proposed Amendments to the Heavy-Duty Engine Emission Standards and Test Procedures (Heavy-Duty Low NOx Program)</small>	Projected Date of Notice of Proposed Action: 5/8/2020
CCR Title and Sections Affected: Title 13, §§ 1900, 1956.8, 2035–2037, 2111–2149; Title 17, §§ 95662 and 95663	Statute(s), Propositions or Court Decision Being Implemented: <small>Health & Saf. Code §§ 38501, 38505, 38510, 38560, 39010, 39500, 39600, 39601, 40000, 43000.5, 43013, 43016, 43018, 43100, 43101, 43102</small>
Brief summary of the proposed regulation (1 paragraph or less): Staff will present for Board consideration amendments to the heavy-duty engine emission standards and other related requirements that will result in a 90 percent reduction in NOx emissions compared to the emissions of today's diesel engines. Thus, in addition to a new low NOx standard, under this measure, staff will also propose regulatory amendments to improve the certification requirements to better reflect emission control under low load urban driving operations, to improve engine and emission control system durability, and to expand and improve the in-use compliance testing program. The proposal includes lengthened heavy-duty useful life and warranty requirements. The proposal also establishes lower PM emission certification standard. This regulation would apply to 2024 and subsequent model year heavy-duty engines with gross vehicle weight rating greater than 10,000 pounds. Staff will also present for Board consideration minor clarifications and amendments to the California Phase 2 Heavy-Duty GHG Regulations.	Contact Person: Stephan Lemieux Email Address: Stephan.Lemieux@arb.ca.gov Telephone Number: (626) 450-6162 Mailing Address: 9528 Telstar Ave El Monte, CA 91731

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Air Resources Board, Research Division	
Name of Proposed Regulation: <small>Amendments to Prohibitions on Use of Certain Hydrofluorocarbons in Stationary Refrigeration and Foam End Uses Regulation</small>	Projected Date of Notice of Proposed Action: June 5, 2020
CCR Title and Sections Affected: <small>Amend 17 Cal. Code Regs. §§ 95371 through 95377 Add 17 Cal. Code Regs., §§ 95378 through 95407</small>	Statute(s), Propositions or Court Decision Being Implemented: <small>Health & Safety Code §§ 38550, 38560, 38562, 38566, 38580, 38598, 39600, 39601, 39730.5, and 39734, 41511; Public Resources Code, Div</small>
Brief summary of the proposed regulation (1 paragraph or less): Staff will present for Board consideration a proposed rulemaking that will amend current prohibitions on use of certain hydrofluorocarbons (HFCs) by expanding prohibitions to high-global warming potential (GWP) refrigerants by setting new GWP limits for new stationary air-conditioning and refrigeration systems. Staff are proposing to prohibit new stationary air-conditioning systems with a global warming potential of 750 or greater, beginning January 1, 2023. For large refrigeration systems, staff are proposing to prohibit new equipment with a GWP of 150 or greater in newly constructed or remodeled facilities, beginning January 1, 2022. In addition, staff are also proposing additional requirements for existing refrigeration systems to reduce their emissions of high-GWP refrigerants. This proposed rulemaking implements HFC reduction measures proposed in California's Short Lived Climate Pollutant Strategy, approved by the Board in March of 2017.	
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: CARB, Emissions Certification and Compliance Division	
Name of Proposed Regulation: Mobile Source Certification and Compliance Fee	Projected Date of Notice of Proposed Action: August 7, 2020
CCR Title and Sections Affected: 13 CCR 1990-1994	Statute(s), Propositions or Court Decision Being Implemented: 2018: SB 854 and AB 2381; 2019: SB 85
Brief summary of the proposed regulation (1 paragraph or less): <p>State law prohibits the sale of new motor vehicles and new motor vehicle engines to the ultimate purchaser unless they meet emission standards adopted by CARB. State law also generally prohibits the installation, sale, offer for sale, or advertisement of aftermarket emission-related parts unless they are approved by CARB. Compliance with these requirements is demonstrated through CARB's certification and compliance programs. CARB currently issues over 3,700 certifications (Executive Orders (EOs)) annually, which allow manufacturers to sell their products. This is an increase from the 2,200 EOs issued by CARB in 2001. CARB issues EOs for all types of engines, including not just for automobiles and heavy-duty trucks but also for large off-road equipment and small lawn mower engines, evaporative systems, and aftermarket components that are used in automobiles, trucks and off-road engines. Each product is provided its approval for sale and operation under a specific equipment classification or operating category.</p> <p>Until recently, CARB did not have authority to collect fees from regulated parties, other than manufacturers of on-road vehicles and engines, to cover the cost of certification and compliance. On-road vehicles and engines account for only about one third of the products certified by CARB, and the fees, set by California Health and Safety Code (HSC) section 43019, do not cover the costs of the program. Consequently, we have historically needed to redirect funds from other programs in order to implement our mobile source certification and compliance programs.</p> <p>On June 27, 2018, new legislation (SB 854) was passed by the legislature and signed by the Governor, which allows CARB to adopt a schedule of fees to cover all or part of CARB's reasonable costs associated with certification, audit, and compliance of off-road or non-vehicular engines and equipment, aftermarket parts, and emissions control components sold in the State (limited to activities covered by HSC sections 43013 and 43018, on-road aftermarket parts under Vehicle Code section 27156(h)); and,</p> <p>On June 27, 2019, new legislation (SB 85) was passed by the legislature and signed by the Governor, which allows CARB, by regulation, to develop a schedule of annual fees for the certification, audit, and compliance of motor vehicles and engines sold in the state to cover the state board's reasonable costs of implementing the certification, audit, and compliance program. The previous fee was capped.</p> <p>This regulatory effort is focused on developing regulations to implement SB 85 and SB 854. The total cost of the item will be determined by the amount of CARB costs that can be collected. The total CARB Mobile Source Program cost is estimated to be \$54 million in 2022.</p>	
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Air Resources Board, Transportation and Toxics Division	
Name of Proposed Regulation: Transport refrigeration Unit Regulation	Projected Date of Notice of Proposed Action: October 2020
CCR Title and Sections Affected: Title 13, § 2477/New: Title 13, § 2478	Statute(s), Propositions or Court Decision Being Implemented: <small>HSC §§ 39600, 39601, 39618, 39658, 39659, 39666, 39667, 39674, 39675, 42400, 42400.1, 42400.2, 42400.3.5, 42402, 42402.2, 42410, 430</small>
Brief summary of the proposed regulation (1 paragraph or less): Staff will present for Board consideration a regulation to transition diesel-fueled transport refrigeration units to zero-emission everywhere feasible and near zero-emission everywhere else. The proposed regulation may include: (1) a phased-in deployment of zero-emission truck transport refrigeration units, (2) diesel emission standard requirements for trailer, domestic shipping container, rail, and generator set transport refrigeration units (3) alternative power requirements for trailer, domestic shipping container, and generator set transport refrigeration units when parked or stationary for more than 15 minutes, (4) a lower global warming refrigerant requirement (5) electronic telematics system requirements, and (6) electric charging or fueling infrastructure installation requirements for applicable facilities. This is the first of two hearings. The second hearing will take place in 2021.	
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Air Resources Board, AQPSD	
Name of Proposed Regulation: Proposed Amendments to the Antiperspirant and Deodorant; Consumer Products; Alternative Control Plan for Consumer Products; and Aerosol Coatings Regulations; and Test Method 310	Projected Date of Notice of Proposed Action: October 2, 2020
CCR Title and Sections Affected: Title 17, California Code of Regulations, Division 3, Chapter 1: Subchapter 8.5, Articles 1,2,3,4 Subchapter 8.6 Article 1	Statute(s), Propositions or Court Decision Being Implemented: 2018: SB1013
Brief summary of the proposed regulation (1 paragraph or less): In this rulemaking, California Air Resources Board staff is proposing amendments to the Regulation for Reducing Emissions from Consumer Products (Consumer Products Regulation) and CARB Test Method 310: Determination of Volatile Organic Compounds (VOC) in Consumer Products and Reactive Organic Compounds (ROC) in Aerosol Coating Products (Method 310). The primary purpose of the proposed amendments is to implement CARB's 2016 State Strategy for the State Implementation Plan for Federal Ozone and PM2.5 Standards by reducing VOC emissions from consumer products by 1-2 tons per day in the South Coast air basin by 2023 and 8-10 tons per day statewide by 2031.	Contact Person: Josh Berghouse
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Air Resources Board/Sustainable Transportation & Communities Division	
Name of Proposed Regulation: Hydrogen Station Refueling Regulation	Projected Date of Notice of Proposed Action: October 2, 2020
CCR Title and Sections Affected: CCR Title 17 Sections 91200, 91201, & 91202	Statute(s), Propositions or Court Decision Being Implemented: Health & Safety Code 38500, 43018, 41512
Brief summary of the proposed regulation (1 paragraph or less): The proposed regulation(s) will do the following: 1) Adopt hydrogen dispensing standards that hydrogen stations must adhere to in order to operate in California 2) Adopt test methods to verify hydrogen stations are following adopted hydrogen dispensing standards 3) Establish guidelines and requirements for private organizations to participate in the testing and verification of hydrogen station refueling 4) Implement fees related to hydrogen station testing and verification	Contact Person: Gerhard Ahtelik
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: CalEPA - California Air Resources Board	
Name of Proposed Regulation: Proposed Control Measure for Harbor Craft	Projected Date of Notice of Proposed Action: November 2020
CCR Title and Sections Affected: Section 93118.5, title 17, Cal. Code Regs	Statute(s), Propositions or Court Decision Being Implemented: <small>HSC 38501, 38505, 38510, 38560, 38566, 39600, 39601, 39650, 39658, 39659, 39666, 41511, 43013, and 43018</small>
Brief summary of the proposed regulation (1 paragraph or less): The existing Airborne Toxic Control Measure (ATCM) for Commercial Harbor includes in-use and new engine emission requirements for diesel engines on vessels operating in Regulated California Waters as ferries, excursion vessels, tugboats, towboats, crew boats and supply boats, as well as dredges and barges. Amendments to the ATCM will be proposed to further reduce toxic air contaminants and criteria pollutants from in-use harbor craft, and to require support facilities to report specified information and to allow installation of equipment to reduce in-use emissions from harbor craft.	Contact Person: Tracy Haynes
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: EPA/ARB/Monitoring and Laboratory Division	
Name of Proposed Regulation: Amendments to Exhaust and Evaporative Emission Regulations for Small Off-Road Engines	Projected Date of Notice of Proposed Action: November 19, 2020
CCR Title and Sections Affected: Title 13, sections 2400-2409, 2750-2774	Statute(s), Propositions or Court Decision Being Implemented: <small>H&SC 43013, 43017, 43018, 43101, 43102, 43104, 43150-43154, 43205.5, 43210-43212; 2016 State Implementation Plan</small>
Brief summary of the proposed regulation (1 paragraph or less): The Board will consider amendments to the exhaust and evaporative emission regulations for small off-road engines that will phase in the transition of this emission source category to zero emissions and achieve further emission reductions during the transition period. Staff will propose gradual reductions of new emission standards to achieve an eventual end to spark-ignition engine sales, as well as other updates to the regulations to ensure engines meet the emission standards during real-world use throughout their useful life.	Contact Person: Dorothy Fibiger
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Air Resources Board - Sustainable Transportation and Communities Division	
Name of Proposed Regulation: Clean Miles Standard	Projected Date of Notice of Proposed Action: December 10, 2020
CCR Title and Sections Affected: Title 13 Section 2490	Statute(s), Propositions or Court Decision Being Implemented: Senate Bill 1014
Brief summary of the proposed regulation (1 paragraph or less): This proposed regulation is a greenhouse gas reduction program for transportation network companies (TNCs) permitted by the California Public Utilities Commission (CPUC). TNCs will be required to meet annual greenhouse gas per passenger-mile-traveled (GHG/PMT) reduction targets, and electric vehicle miles traveled (eVMT) increase targets beginning in 2023. The California Air Resources Board (CARB) will adopt the annual targets to be met. CPUC will implement the program and track compliance.	Contact Person: Shobna Sahni
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	Mailing Address: 9500 Telstar Ave. Ste. 200 El Monte, CA 91731

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Air Resources Board (CARB) - Mobile Source Control Division	
Name of Proposed Regulation: Heavy-Duty Vehicle Inspection and Maintenance (HD I/M) Program	Projected Date of Notice of Proposed Action: March 2021
CCR Title and Sections Affected: Title 13, Sections 2180-2187, 2190-2194	Statute(s), Propositions or Court Decision Being Implemented: Senate Bill (SB) 210
Brief summary of the proposed regulation (1 paragraph or less): Currently, heavy-duty vehicles with gross vehicle weight rating (GVWR) greater than 14,000 pounds operating in California are subject to smoke opacity testing through the Heavy-Duty Vehicle Inspection Program and the Periodic Smoke Inspection Program. However, smoke opacity testing is not effective at ensuring all emissions control components on a vehicle are properly functioning. Senate Bill 210 was recently passed directing CARB and sister agencies to establish a more comprehensive HD I/M program that effectively ensures all emissions control components are operating as designed. The proposed HD I/M program would apply to all diesel and natural gas vehicles over 14,000 pounds GVWR that operate in California. Staff is considering requiring periodic on-board diagnostic (OBD) testing on applicable heavy-duty vehicles and establishing a statewide roadside remote sensing network to identify high emitting heavy-duty vehicles. For in-state heavy-duty vehicles, their vehicle registration renewal would be tied to compliance with the HD I/M program, similar to what is done now under the current Smog Check program for light-duty vehicles.	Contact Person: Krista Fregoso
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Department of Pesticide Regulation, Pesticide Registration Branch	
Name of Proposed Regulation: Neonicotinoid Mitigation	Projected Date of Notice of Proposed Action: July 2020
CCR Title and Sections Affected: 3 CCR, various sections	Statute(s), Propositions or Court Decision Being Implemented: FAC §11456, 12781, 12838
Brief summary of the proposed regulation (1 paragraph or less): Propose to amend or adopt regulations to establish mitigation measures for the use of neonicotinoids to protect honeybees.	Contact Person: Ann Prichard
	Email Address: Ann.Prichard@cdpr.ca.gov
	Telephone Number: 916-324-3931
	Mailing Address: 1001 I Street, P.O. Box 4015 Sacramento, CA 95812-4015

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Department of Pesticide Regulation, Pesticide Programs Division	
Name of Proposed Regulation: 1,3-Dichloropropene Cancer Mitigation	Projected Date of Notice of Proposed Action: TBD
CCR Title and Sections Affected: 3 CCR, various sections	Statute(s), Propositions or Court Decision Being Implemented: FAC §11456
Brief summary of the proposed regulation (1 paragraph or less): Propose to amend or adopt regulations addressing potential cancer risks to bystanders from the use of 1,3-Dichloropropene.	Contact Person: Karen Morrison
	Email Address: Karen.Morrison@cdpr.ca.gov
	Telephone Number: 916-445-3984
	Mailing Address: 1001 I Street, P.O. Box 4015 Sacramento, CA 95812-4015

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: State Water Resources Control Board, Office of Research, Planning and Performance	
Name of Proposed Regulation: Water loss performance standards for urban retail water suppliers	Projected Date of Notice of Proposed Action: April, 2020
CCR Title and Sections Affected: TBD	Statute(s), Propositions or Court Decision Being Implemented: Water Code Sections 10608.34
Brief summary of the proposed regulation (1 paragraph or less): The State Water Resources Control Board is required to develop performance standards for water loss through leakage from water distribution systems. Urban retail water suppliers will be required to comply with these standards. These standards will include volumetric targets and compliance measures. The volumetric targets will also become part of the urban water use objective calculated by urban retail water suppliers pursuant to California Water Code Sections 10609.2, 10609.12, 10609.20 and 10609.22.	Contact Person: Kartiki Naik
	Email Address: kartiki.naik@waterboards.ca.gov
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2019 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/18)

Agency Name and Responsible Agency Unit: Board of Forestry and Fire Protection	
Name of Proposed Regulation: Utility Clearance Exemptions, 2019	Projected Date of Notice of Proposed Action: March 1, 2020
CCR Title and Sections Affected: Title 14, Secs. 1251, 1252.1, 1255, 1257, 1258,	Statute(s), Propositions or Court Decision Being Implemented: PRC 4125-4128, 4292, 4293, 4296
Brief summary of the proposed regulation (1 paragraph or less): California Public Resources Code (PRC) sections 4292 and 4293 require any person that owns, controls, operates, or maintains any electrical transmission or distribution line upon any mountainous land, or forest-covered land, brush-covered land, or grass-covered land, to maintain firebreaks around certain electrical equipment, including poles or towers and conductors carrying electrical current. The Board is provided the authority in these statutes to permit exceptions from these requirements. The purpose of the proposed action is to revise the clearance exceptions to reference modern electrical technology, clarify where and when these clearance requirements and exceptions apply, and to clarify what kinds of equipment is exempt from these requirements.	Contact Person: Edith Hannigan
	Email Address: edith.hannigan@bof.ca.gov
	Telephone Number: 916.653.2928
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Board of Forestry and Fire Protection	
Name of Proposed Regulation: Defensible Space Regulations	Projected Date of Notice of Proposed Action: September 1, 2020
CCR Title and Sections Affected: 14 CCR Sec 1299 et seq.	Statute(s), Propositions or Court Decision Being Implemented: PRC 4290, 4291, 4291.3
Brief summary of the proposed regulation (1 paragraph or less): The purpose of the potential action is to provide guidance for implementing the defensible space criteria of existing statute, Public Resources Code Section 4291, and minimize the spread of fire around a building or structure.	Contact Person: Edith Hannigan
	Email Address: edith.hannigan@bof.ca.gov
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Board of Forestry and Fire Protection	
Name of Proposed Regulation: SRA Fire Safe Regulations	Projected Date of Notice of Proposed Action: September 1, 2020
CCR Title and Sections Affected: 14 CCR Sec 1270 et seq.	Statute(s), Propositions or Court Decision Being Implemented: PRC 4102, 4111, 4117, 4119, 4126, 4127, 4290, 4291
Brief summary of the proposed regulation (1 paragraph or less): The potential action is the amendment of the requirements for fire safe development in the State Responsibility Area for consistency with related statutes and codes and to meet the needs of current firefighting apparatus.	Contact Person: Edith Hannigan
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Department of Fish and Wildlife	
Name of Proposed Regulation: Risk Assessment and Mitigation Program	Projected Date of Notice of Proposed Action: April 7, 2020
CCR Title and Sections Affected: Add Section 132.8, Title 14	Statute(s), Propositions or Court Decision Being Implemented: SB 1309
Brief summary of the proposed regulation (1 paragraph or less): The Risk Assessment and Mitigation Program, also known as RAMP, will establish criterial and protocols to evaluate and respond to the potential risk of marine life entanglement. The proposed addition of Section 132.8, Title 14, CCR will describe the framework by which entanglement risk would be assessed and the management measures which would be implemented in response to entanglement risk. The regulation will establish definitions for Actionable Species and Fishing Zones; a schedule for conducting the risk assessment; data sources for evaluating entanglement risk; the suite of management actions the Director of Fish and Wildlife can take to reduce risk; defines authority of the Director to take action; use of alternative gear; and minimum notice requirements for implementing management actions.	Contact Person: Ryan Bartling
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Energy Commission, Efficiency Division	
Name of Proposed Regulation: Air Filters	Projected Date of Notice of Proposed Action: March 2020
CCR Title and Sections Affected: Title 20, Sections 1601-1609	Statute(s), Propositions or Court Decision Being Implemented: Public Resources Code Section 25402(c)(1)
Brief summary of the proposed regulation (1 paragraph or less): Revisions to existing regulations to modify definitions and testing, certification, and labeling requirements for air filters.	Contact Person: Alejandro Galdamez
	Email Address: alejandro.galdamez@energy.ca.gov
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Energy Commission, Efficiency Division	
Name of Proposed Regulation: Linear Fluorescent Lamps Exempt from Federal Regulations	Projected Date of Notice of Proposed Action: June 2020
CCR Title and Sections Affected: Title 20, Sections 1601-1609	Statute(s), Propositions or Court Decision Being Implemented: Public Resources Code Section 25402(c)(1)
Brief summary of the proposed regulation (1 paragraph or less): The U.S. Department of Energy (DOE) has regulations for linear fluorescent lamps. However, some linear fluorescent lamps are excluded or exempted from the federal regulations. California Energy Commission is proposing regulations to set standards for the following lamps that are not covered by federal regulations: <ul style="list-style-type: none"> - Linear fluorescent lamps with a Color Rendering Index of 87 or greater - Impact-resistant linear fluorescent lamps - Two-foot and three-foot linear lamps The proposed minimum energy efficiency standards for impact-resistant fluorescent lamps and fluorescent lamps with a color rendering index of 87 or greater are aligned with the federal standards for general service fluorescent lamps. The proposed minimum energy efficiency standard for 2-foot and 3-foot linear lamps are at approximately the average efficiency level for 2-foot and 3-foot linear light-emitting diode lamps. The proposed effective date for covered products that are sold or offered for sale in California is one year after adoption of any regulations by the Energy Commission.	
Contact Person: Soheila Pasha, Ph.D.	
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Energy Commission, Efficiency Division	
Name of Proposed Regulation: Commercial and Industrial Fans and Blowers	Projected Date of Notice of Proposed Action: June 2020
CCR Title and Sections Affected: Title 20, Sections 1601-1609	Statute(s), Propositions or Court Decision Being Implemented: Public Resources Code Section 25402(c)(1)
Brief summary of the proposed regulation (1 paragraph or less): The proposed regulation sets test procedures, efficiency standards, reporting requirement, and labeling requirements for commercial and industrial fans and blowers.	Contact Person: Alejandro Galdamez, P.E.
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Energy Commission, Efficiency Division	
Name of Proposed Regulation: Irrigation Controllers	Projected Date of Notice of Proposed Action: December 2020
CCR Title and Sections Affected: Title 20, Sections 1601-1609	Statute(s), Propositions or Court Decision Being Implemented: Public Resources Code Section 25402(c)(1)
Brief summary of the proposed regulation (1 paragraph or less): California Energy Commission staff will propose water efficiency regulations for landscape irrigation controllers. Regulations will include definitions, test methods, and performance requirements and marking requirements.	Contact Person: Sean Steffensen
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Department of Conservation / CA Geological Energy Management Division	
Name of Proposed Regulation: Public Health Rulemaking	Projected Date of Notice of Proposed Action: September 1, 2020
CCR Title and Sections Affected: 14 CCR § 1712 et seq.	Statute(s), Propositions or Court Decision Being Implemented:
Brief summary of the proposed regulation (1 paragraph or less): The CA Geological Energy Management Division is developing new regulations designed specifically to enhance public safety at production facilities near sensitive receptors. Current law and regulations typically do not have specific requirements for oil and gas facilities located close to housing, schools, hospitals, or other sensitive receptors. The Division has historically focused on "downhole" elements of permitting of oil and gas while relying on local lead agencies, the CEQA process, and air pollution control districts to impose mitigation and public health protections with respect to local land-use decisions. This has led to variable permit requirements for production facilities across the State and inconsistent protective measures by operators. This rulemaking will establish minimum protective measures at all oil and gas facilities in the State that will protect public health through consistent, rigorous, and protective regulations.	Contact Person: Tim Shular, Regulations Manager
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Department of Conservation / CA Geological Energy Management Division	
Name of Proposed Regulation: Geothermal Update 2	Projected Date of Notice of Proposed Action: December 1, 2020
CCR Title and Sections Affected: 14 CCR § 1900-1986	Statute(s), Propositions or Court Decision Being Implemented:
Brief summary of the proposed regulation (1 paragraph or less): As part of the Division's Renewal Plan, geothermal enforcement staff performed a comprehensive review of the geothermal regulations and developed a series of recommendations for improvement needed. The recommended regulatory changes are divided into two different packages and this proposed Geothermal Regulations Update 2 represents the second of recent efforts. The proposed regulations seek to include more specific requirements, better organization, correction of errors to authority cited and reference sections, and new authority references where they have not previously been provided. These proposed regulations will also update existing regulations for clarity and usage, as many provisions had not been changed since the 1970's and 1990's. The Division also recognizes that scientific knowledge about geothermal wells and their use has developed significantly since the bulk of the existing regulations were written. A primary goal of this package is to update requirements to reflect this new scientific understanding, particularly for testing requirements. These updates include the addition of lessons learned through oil and gas regulation and are designed to simplify oversight by creating consistent regulation between the Division's programs where possible.	Contact Person: Tim Shular, Regulations Manager
	Email Address: Tim.Shular@conservation.ca.gov
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2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Department of Conservation / CA Geological Energy Management Division	
Name of Proposed Regulation: Underground Gas Storage Updates	Projected Date of Notice of Proposed Action: December 1, 2020
CCR Title and Sections Affected: 14 CCR § 1712 et seq.	Statute(s), Propositions or Court Decision Being Implemented: Senate Bill No. 463
Brief summary of the proposed regulation (1 paragraph or less): As mandated by SB 463, the CA Geological Energy Management Division is reviewing existing gas storage regulations in consideration of recommendations made by both an independent root cause analysis of the 2015 well leak at the Aliso Canyon gas storage facility and the California Council on Science and Technology's review of underground gas storage in the State. The Division will update gas storage regulations and develop new requirements that will cover, at a minimum: reporting on the complete chemical inventory of materials found in gas storage wells at every phase, including any well kill fluids; cathodic protection measures for well casings; well control plans for a gas storage field that include the range of flow properties; requirements for investigating leaks and other pressure equipment integrity incidents that present a risk of leaks as determined by the Division; and other reports.	Contact Person: Tim Shular, Regulations Manager
	Email Address: Tim.Shular@conservation.ca.gov
	Telephone Number: (916) 445-8733
	Mailing Address: 801 K Street, MS 24-02 Sacramento, CA 95814-3530

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: California Highway Patrol, Commercial Vehicle Section	
Name of Proposed Regulation: Electronic Logging Devices for Intrastate Motor Carriers and Drivers	Projected Date of Notice of Proposed Action: November 20, 2020
CCR Title and Sections Affected: Title 13, Sections 1213 & 1213.2	Statute(s), Propositions or Court Decision Being Implemented: Sections 31401, 34501, 34501.2, 34501.5, & 34508 Vehicle Code
<p>Brief summary of the proposed regulation (1 paragraph or less):</p> <p>Current federal regulation contained in Title 49, Code of Federal Regulations (CFR) requires states to remain compatible with federal regulations. Current state regulations contained in Title 13 of the California Code of Regulations, Sections 1213 and 1213.2 are currently in jeopardy of federal preemption. Therefore, an amendment is needed to create consistency between state and federal regulations. State regulations do not address or require the use of an Electronic Logging Device (ELD) as a method for recording a driver's record of duty status (RODS) for intrastate motor carriers and drivers; therefore, they are not compatible with federal regulations. In order for the California Highway Patrol (CHP) to fulfill the mandate established in Section 34501(a) of the California Vehicle Code, and be in compliance with federal law, the CHP must align RODS requirements.</p> <p>The use of ELDs would improve commercial motor vehicle safety by improving compliance with the applicable hours-of-service rules and reduce the overall paperwork burden for both motor carriers and drivers. Additionally, this rulemaking will serve to align state regulations with federal regulations. This rulemaking would adopt Title 49, CFR, Part 395, as it applies to driver's RODS.</p>	Contact Person: David Kelly
	Email Address: CVSRegulations@chp.ca.gov
	Telephone Number: (916) 843-3400
	Mailing Address: Department of California Highway Patrol P.O. Box 942898 Sacramento, CA 94298-0001

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DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: DIR/Occupational Safety and Health Standards Board	
Name of Proposed Regulation: Heat Illness Prevention in Indoor Places of Employment	Projected Date of Notice of Proposed Action: September 2020
CCR Title and Sections Affected: Title 8, Section 3395 or New Section	Statute(s), Propositions or Court Decision Being Implemented: Labor Code Sections 142.3 and 6720
Brief summary of the proposed regulation (1 paragraph or less): Develop an occupational health and safety standard for indoor heat illness prevention as directed by Labor Code section 6720.	Contact Person: Christina Shupe
	Email Address: cshupe@dir.ca.gov
	Telephone Number: (916)274-5721
	Mailing Address: OSHSB 2520 Venture Oaks Way Suite 350 Sacramento, CA 95833

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Franchise Tax Board - Legal Division	
Name of Proposed Regulation: Domestic Pass-Through Entity Withholding	Projected Date of Notice of Proposed Action: June 2020
CCR Title and Sections Affected: Title 18, Section 18662-7	Statute(s), Propositions or Court Decision Being Implemented: Rev & Tax Code 18662
Brief summary of the proposed regulation (1 paragraph or less): The proposed new regulation relates to the requirement for domestic pass-through entities (including partnerships, S corporations, trusts and estates) to withhold tax on behalf of nonresident members. The proposed regulatory language replaces the prior scheme of requiring pass-through entities to withhold on “distributions paid” to nonresident members to instead withhold on the nonresident member’s “distributive share” of the pass-through entity’s California source income. The new regulation will also increase the withholding tax rate from the flat 7 percent tax rate to the highest marginal tax rate as well as change the withholding form filing due date from a quarterly basis to annual basis with a safe harbor for withholding information received late from a lower tier pass-through entity withholding agent.	Contact Person: Leah Thyberg
	Email Address: Leah.Thyberg@ftb.ca.gov
	Telephone Number: (916) 845-3617
	Mailing Address: Franchise Tax Board Legal Division, MS A-260 P.O. Box 1720 Rancho Cordova, CA 95741-1720

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Franchise Tax Board - Legal Division	
Name of Proposed Regulation: Individual Shared Responsibility Penalty (SB 78)	Projected Date of Notice of Proposed Action: June 2020
CCR Title and Sections Affected: Title 18, Section 61000, 61010, 61020, 61023	Statute(s), Propositions or Court Decision Being Implemented: Part 32 of the Revenue & Taxation Code
Brief summary of the proposed regulation (1 paragraph or less): State law (SB 78, Ch. 38, Statutes of 2019) created the Minimum Essential Coverage Individual Mandate to require California residents, their spouses, and dependents to have health coverage. State law also imposes the Individual Shared Responsibility Penalty for the failure to maintain qualifying health coverage. This project will create the necessary regulations to implement the penalty.	Contact Person: Erin Dendorfer
	Email Address: Erin.Dendorfer@ftb.ca.gov
	Telephone Number: (916) 845-2559
	Mailing Address: Franchise Tax Board Legal Division, MS A-260 P.O. Box 1720 Rancho Cordova, CA 95741-1720

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Department of Justice; Bureau of Gambling Control	
Name of Proposed Regulation: Rotation of Player-Dealer Position	Projected Date of Notice of Proposed Action: March 2020
CCR Title and Sections Affected: 11, section 2071	Statute(s), Propositions or Court Decision Being Implemented: Penal Code 330.11
Brief summary of the proposed regulation (1 paragraph or less): Business and Professions Code section 19826(g) assigns the Department's Bureau of Gambling Control the responsibility of approving the play of any controlled game in gambling establishments within California, including placing restrictions and limitations on how a controlled game may be played, and the approval of game rules by the Bureau, to ensure fairness to the public and compliance with state laws. Penal Code section 330.11 provides for rotation of the player-dealer position "continuously and systematically" amongst the each of the participants players. This regulation will define the parameters of rotation of the player-dealer position in a controlled game.	Contact Person: Susanne George
	Email Address: Susanne.George@doj.ca.gov
	Telephone Number: 916-830-9032
	Mailing Address: 2450 Del Paso Road, Ste 100 Sacramento, CA 95834

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Department of Justice; Bureau of Gambling Control	
Name of Proposed Regulation: California-Style Blackjack	Projected Date of Notice of Proposed Action: May 2020
CCR Title and Sections Affected: 11, new sections	Statute(s), Propositions or Court Decision Being Implemented: Penal Code 330
Brief summary of the proposed regulation (1 paragraph or less): Business and Professions Code section 19826(g) assigns the Department's Bureau of Gambling Control the responsibility of approving the play of any controlled game in gambling establishments within California, including placing restrictions and limitations on how a controlled game may be played, and the approval of game rules by the Bureau, to ensure fairness to the public and compliance with state laws. Penal Code 330 prohibits the game of twenty-one, and other named games. This regulation will define California-style blackjack and the process for approval of California-style blackjack games.	Contact Person: Susanne George
	Email Address: Susanne.George@doj.ca.gov
	Telephone Number: 916-830-9032
	Mailing Address: 2450 Del Paso Road, Ste 100 Sacramento, CA 95834

2020 CALIFORNIA MAJOR REGULATIONS CALENDAR

DF-130 (REV12/19)

Agency Name and Responsible Agency Unit: Food and Agriculture/Animal Health and Food Safety Services	
Name of Proposed Regulation: Prop 12 Implementation	Projected Date of Notice of Proposed Action: June 1, 2020
CCR Title and Sections Affected: Title 3, adopt new sections	Statute(s), Propositions or Court Decision Being Implemented: H&S Code 25990, 25991
Brief summary of the proposed regulation (1 paragraph or less): <p>This proposal would require farms producing specified animal products for sale in California to be certified compliant with the minimum animal confinement standards described in Health and Safety Code section 25991, establish shipping document and/or product labeling statements, and require any person who is a handler of specified animal products for sale in California to register with the Department and maintain product traceability records. The proposal also establishes definitions to clarify the scope of covered animal products and applicable exceptions to confinement requirements.</p>	Contact Person: Dr. Stephen Beam
	Email Address: stephen.beam@cdfa.ca.gov
	Telephone Number: 916-900-5008
	Mailing Address: Dept of Food and Agriculture Animal Health and Food Safety Services Milk and Dairy Food Safety Branch 1220 N Street Sacramento, CA 95814