

**State of California  
Office of Administrative Law**

**In re:**  
Office of Spill Prevention and Response

**Regulatory Action:**

**Title 14, California Code of Regulations**

**Adopt sections:**

**Amend sections:** 870.15, 870.17, 870.19,  
870.21

**Repeal sections:**

**NOTICE OF FILING AND PRINTING ONLY  
OF EMERGENCY REGULATION(S) OR  
ORDER(S) OF REPEAL**

**Government Code Section 11343.8**

**OAL Matter Number: 2017-0113-04**


**OAL Matter Type: Emergency File and Print  
Only (EFP)**

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The Office of Spill Prevention and Response submitted this emergency file and print action to readopt the changes adopted in OAL File Nos. 2014-1013-04EFP, 2015-1027-01EFP, and 2016-0115-03EFP, which amended sections 870.15, 870.17, 870.19, and 870.21 of title 14 of the California Code of Regulations to implement changes to the statewide oil spill prevention and response program fee pursuant to Senate Bill 861 (Stats. 2014, ch. 931). This is a statutorily deemed emergency and exempt from review by the Office of Administrative Law, pursuant to Government Code section 8670.7.5.

OAL filed this emergency regulation(s) or order(s) of repeal with the Secretary of State, and will publish the emergency regulation(s) or order(s) of repeal in the California Code of Regulations.

**Date:** January 23, 2017

  
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Lindsey S. McNeill  
Attorney

**For:** Debra M. Cornez  
Director

**Original:** Thomas M. Cullen Jr.  
**Copy:** Christine Kluge

**NOTICE PUBLICATION/REGULATIONS SUBMISSION**

(See instructions on reverse)

For use by Secretary of State only

# EMERGENCY

STD. 400 (REV. 01-2013)

<b>OAL FILE NUMBERS</b>	NOTICE FILE NUMBER <b>Z-</b>	REGULATORY ACTION NUMBER	EMERGENCY NUMBER <b>2017-0113-04EFP</b>
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**ENDORSED - FILED**  
in the office of the Secretary of State  
of the State of California

**JAN 23 2017**

*1:39 p.m.*

For use by Office of Administrative Law (OAL) only	
<p><b>NOTICE</b></p>	<p><b>REGULATIONS</b></p>

**2017 JAN 13 P 12:40**  
**OFFICE OF ADMINISTRATIVE LAW**

<b>AGENCY WITH RULEMAKING AUTHORITY</b> OFFICE OF SPILL PREVENTION AND RESPONSE	AGENCY FILE NUMBER (If any)
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**A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)**

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
<b>OAL USE ONLY</b> <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE		NOTICE REGISTER NUMBER
			PUBLICATION DATE

**B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)**

1a. SUBJECT OF REGULATION(S) OIL SPILL PREVENTION AND ADMINISTRATION FUND FEE	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2016-0115-03EFP; 2015-1027-01EFP;
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	2015-1015-02EFP; 2014-1013-04EFP
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	
ADOPT <del>870.17</del>	
AMEND 870.15, 870.17, 870.19, 870.21	
REPEAL <del>870.17, 870.19, 870.21</del>	
TITLE(S) 14	

*LM per agency request 1/23/17*

3. TYPE OF FILING			
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input checked="" type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Other (Specify) <u>Government Code Sec. 8670.7.5</u>	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)


5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY			
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal	
<input type="checkbox"/> Other (Specify)			

*LM per agency request 1/23/17*

7. CONTACT PERSON CHRISTINE KLUGE	TELEPHONE NUMBER (916) 327-0910	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) Christine.Kluge@wildlife.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE 1/12/2017
TYPED NAME AND TITLE OF SIGNATORY ERIC B. MILSTEIN, ASSISTANT CHIEF COUNSEL	

For use by Office of Administrative Law (OAL) only	
<b>ENDORSED APPROVED</b>	
<b>JAN 23 2017</b>	
Office of Administrative Law	