

**State of California  
Office of Administrative Law**

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

**Regulatory Action:**

**Title 14, California Code of Regulations**

**Amend section: 870.17**  
**Repeal section: 870.15**

**NOTICE OF APPROVAL OF REGULATORY  
ACTION**

**Government Code Section 11349.3**

**OAL Matter Number: 2021-1217-01**

**OAL Matter Type: Regular (S)**

---

This rulemaking action amends barrel fee and nontank vessel fee amounts, procedures, and other related provisions regarding the Oil Spill Prevention and Administration Fund to align with statutory changes made by Assembly Bill 148 (Stats. 2021, ch. 115).

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on February 1, 2022.

**Date: January 31, 2022**



---

**Nicole C. Carrillo**  
**Attorney**

**For: Kenneth J. Pogue**  
**Director**

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

## NOTICE PUBLICATION/REGULATION SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER <b>Z-2021-1019-01</b>	REGULATORY ACTION NUMBER <b>2021-1217-01</b>	EMERGENCY NUMBER <b>S</b>
------------------	---	---	------------------------------

For use by Office of Administrative Law (OAL) only

OFFICE OF ADMIN. LAW  
2021 DEC 17 PM 12:28

ENDORSED - FILED  
in the office of the Secretary of State  
of the State of California

JAN 31 2022

2:07 pm

NOTICE

REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY  
Office of Spill Prevention and Response

AGENCY FILE NUMBER (If any)

## 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)	
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER		PUBLICATION DATE			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)	
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)			
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)		ADOPT	
TITLE(S)		AMEND	
14		870.17	
		REPEAL	
		870.15	

3. TYPE OF FILING			
<input checked="" 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 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 type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify)	

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 checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input 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 checked="" type="checkbox"/> Other (Specify) Oil Spill Technical Advisory Committee			

7. CONTACT PERSON Christine Kluge	TELEPHONE NUMBER (916) 827-6553	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) christine.kluge@wildlife.ca.gov
--------------------------------------	------------------------------------	-----------------------	--

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  
Christine Kluge  
Digitally signed by Christine Kluge  
Date: 2021.12.17 08:43:00 -08'00'

DATE  
12/17/2021

TYPED NAME AND TITLE OF SIGNATORY  
Christine Kluge, Regulations Analyst

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

JAN 31 2022

Office of Administrative Law