

**State of California
Office of Administrative Law**

In re:
Board of Guide Dogs for the Blind

Regulatory Action:

Title 16, California Code of Regulations

Adopt sections: 2262.1

Amend sections: 2262

Repeal sections:

NOTICE OF APPROVAL OF EMERGENCY
REGULATORY ACTION

Government Code Sections 11346.1 and
11349.6

OAL File No. 2010-0211-02 E

The Board of Guide Dogs for the Blind submitted this emergency action to adopt section 2262.1 and amend section 2262 of title 16 of the California Code of Regulations in order to continue to collecting annual renewal fees from Board-licensed schools pursuant to Bus. & Prof. Code secs. 7207 and 7217(b). This action implements SB 475 (2009), which amended Bus. & Prof. Code sec. 7207 by authorizing the Board to determine the rate for calculating the annual renewal fee and establishing an April 30th statutory deadline for payment of the annual school renewal fee.

OAL approves this emergency regulatory action pursuant to sections 11346.1 and 11349.6 of the Government Code.

This emergency regulatory action is effective on 2/22/2010 and will expire on 8/24/2010. The Certificate of Compliance for this action is due no later than 8/23/2010.

Date: 2/22/2010



Richard L. Smith
Staff Counsel

For: SUSAN LAPSLEY
Director

Original: Antonette Sorrick
Copy: Antonette Sorrick

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

EMERGENCY

STD. 400 (REV. 01-09)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER	EMERGENCY NUMBER 2010-0211-02E
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ENDORSED FILED IN THE OFFICE OF

2010 FEB 22 PM 1:44

For use by Office of Administrative Law (OAL) only

2010 FEB 11 PM 2:39
OFFICE OF ADMINISTRATIVE LAW

Debra Bowen
DEBRA BOWEN
SECRETARY OF STATE

NOTICE

REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY
State Board of Guide Dogs for the Blind

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE Emergency Regulation - Annual School Renewal Payment		TITLE(S) 16	FIRST SECTION AFFECTED 2262.1	2. REQUESTED PUBLICATION DATE 12/8/09
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON Antonette Sorrick		TELEPHONE NUMBER (916) 574-7825
5. AGENCY CONTACT PERSON Antonette Sorrick		TELEPHONE NUMBER (916) 574-7825		FAX NUMBER (Optional) (916) 574-7829
OAL USE ONLY	ACTION ON PROPOSED NOTICE <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) Annual School Renewal Payment	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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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 2262.1 AMEND 2262 REPEAL RS/OAL
TITLE(S) 16	

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 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 checked="" 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)
n/a

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective 30th day after filing with Secretary of State	<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) _____
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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
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Other (Specify) Brian J. Stiger, Director, Department of Consumer Affairs

7. CONTACT PERSON Antonette Sorrick	TELEPHONE NUMBER (916) 574-7825	FAX NUMBER (Optional) (916) 54-7829	E-MAIL ADDRESS (Optional) Antonette_Sorrick@dca.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.

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

FEB 22 2010

Office of Administrative Law

SIGNATURE OF AGENCY HEAD OR DESIGNEE

DATE

2/11/10

TYPED NAME AND TITLE OF SIGNATORY

Antonette Sorrick, Executive Officer
RS/OAL

BOARD OF GUIDE DOGS FOR THE BLIND

ORDER OF ADOPTION

(1) Amend Section 2262 in Article ~~2~~ of Division 22 of Title 16 of the California Code of Regulations to read as follows:

2262. License Period.

(a) A school license expires on April 30th of each calendar year, and unless renewed by the date of expiration shall be automatically forfeited and may be reinstated or renewed only after payment of the renewal fee.

(b) An instructor's license Licenses shall remain in effect for one year after the date of issuance, and unless renewed by the date of expiration shall be automatically forfeited and may be reinstated or renewed only after compliance with the requirements of the Board.

Note: Authority cited: Sections 7200.5, and 7208 and 7244, Business and Professions Code. Reference: Sections 7200.7, 7211, 7211.1 and 7217, Business and Professions Code.

(2) Add Section 2262.1 in Article ~~2~~ in Division 22 of Title 16 of the California Code of Regulations to read as follows:

2262.1. Annual School Renewal Payment.

(a) On or before April 30, 2010, the rate for calculating the annual school renewal fee pursuant to Section 7200.7 is 0.004 of all school expenses incurred in the most recently concluded school calendar year, as determined by the immediately preceding fiscal year audit required annually by section 7217 of the Code.

(b) After April 30, 2010, the rate for calculating the annual school renewal fee pursuant to Section 7200.7 is 0.00425 of all school expenses incurred in the most recently concluded school calendar year, as determined by the immediately preceding fiscal year audit required annually by section 7217 of the Code.

(c) The renewal fee shall be paid no later than April 30th of each calendar year.

NOTE: Authority cited: Sections 7200.7 and 7208, Business and Professions Code. Reference: Section 7200.7 and 7217, Business and Professions Code.



ANTONETTE SORRICK

Executive Officer

State Board of Guide Dogs for the Blind