

**State of California
Office of Administrative Law**

In re:
Department of Developmental Services

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Regulatory Action:

Government Code Section 11349.3

Title 17, California Code of Regulations

OAL File No. 2013-1218-01 S

**Adopt sections: 54521, 54522, 54523, 54524,
54525, 54526, 54527, 54528,
54529, 54530, 54531, 54532,
54533, 54534, 54535**
Amend sections: 54500, 54505, 54520
**Repeal sections: 54521, 54522, 54523,
54524, 54525**

The Department of Developmental Services (Department) submitted this rulemaking action to make substantial amendments to title 17 conflict-of-interest regulations applicable to regional centers that provide services to the public under the Lanterman Developmental Disabilities Services Act. These regional centers are nonprofit entities that have both a statutory and contractual relationship with the Department under the act. The proposed regulations establish criteria that constitute conflicts of interest, and standard reporting and monitoring requirements that pertain to regional center board members, executive directors, employees, and others acting on behalf of a regional center, as specified, that have decisionmaking or policymaking authority or authority to obligate a regional center's resources. The proposed action implements recent changes in the Welfare and Institutions Code made in SB 74 (Stats. 2011, c. 9), and is intended to assure those that are subject to the regulations make decisions with respect to regional center transactions that are in the best interests of a regional center's consumers and families.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 1/28/2014.

Date: 1/28/2014



Richard L. Smith
Senior Counsel

For: DEBRA M. CORNEZ
Director

Original: Terri Delgadillo
Copy: Christina Morales

REGULAR

STATE OF CALIFORNIA--OFFICE OF ADMINISTRATIVE LAW
NOTICE PUBLICATION/REGULATION SUBMISSION

ions on

For use by Secretary of State only

STD. 400 (REV. 01-2013)

per agency

OAL FILE NUMBERS	NOTICE FILE NUMBER	REQUEST REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-2012-1228-01	2013-1218-015	
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY Department of Developmental Services			AGENCY FILE NUMBER (if any)

ENDORSED FILED
IN THE OFFICE OF

2014 JAN 28 PM 3:43

Debra Bowen
DEBRA BOWEN
SECRETARY OF STATE

2013 DEC 18 AM 8:17
OFFICE OF
ADMINISTRATIVE LAW

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 <input type="checkbox"/> Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
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 2013, 22	PUBLICATION DATE 1/11/13

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Regional Center Conflict of Interest Standards and Procedures	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2013-0624-02C 2012-0806-01E, 2013-0128-02EE, 2013-0426-02EE, A
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 54521, 54522, 54523, 54524, 54525, 54526, 54527, 54528, 54529, 54530, 54531, 54532, 54533, 54534, 54535
	AMEND 54500, 54505, 54520
TITLE(S) 17	REPEAL 54521, 54522, 54523, 54524, 54525 per agency. RS
3. TYPE OF FILING	
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input checked="" type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §511346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> File & Print
<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<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) 1/14/13-2/28/13 (45-Day); 4/15/13-4/30/13 (15-Day); 12/10/13 (15-Day)	
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"/> Other (Specify) _____	<input type="checkbox"/> State Fire Marshal
7. CONTACT PERSON Christina Morales	TELEPHONE NUMBER (916) 654-2685
	FAX NUMBER (Optional) (916) 654-1716
	E-MAIL ADDRESS (Optional) christina.morales@dds.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 <i>Eric Gelber</i>	DATE 12/16/2013
TYPED NAME AND TITLE OF SIGNATORY Eric Gelber, Assistant Director, Legislation & Regulations	

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ENDORSED APPROVED

JAN 28 2014

Office of Administrative Law