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**State of California
Office of Administrative Law**

In re:
Board of Barbering and Cosmetology

Regulatory Action:

Title 16, California Code of Regulations

Amend section: 904

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

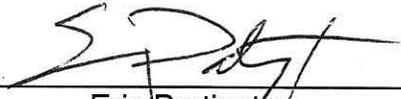
OAL Matter Number: 2019-0423-02

OAL Matter Type: Regular (S)

This action interprets and makes specific the extent of inspection "access" authorized by section 7313 of the Business and Professions Code.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 10/1/2019.

Date: June 5, 2019


Eric Partington
Senior Attorney

For: Holly Pearson
Acting Director

Original: Kristy Underwood, Executive
Officer

Copy: Kevin Flanagan

REGULAR

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

| | | | |
|------------------|---|--|------------------|
| OAL FILE NUMBERS | NOTICE FILE NUMBER Z-2018-1119-01 | REGULATORY ACTION NUMBER 2019-0423-02S | EMERGENCY NUMBER |
|------------------|---|--|------------------|

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

JUN 05 2019
1:36 pm

For use by Office of Administrative Law (OAL) only

2019 APR 23 A 11:48

OFFICE OF ADMINISTRATIVE LAW

| | |
|--------|-------------|
| NOTICE | REGULATIONS |
|--------|-------------|

AGENCY FILE NUMBER (If any)

AGENCY WITH RULEMAKING AUTHORITY
Board of Barbering and Cosmetology

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 | ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn | NOTICE REGISTER NUMBER 2018 48-2 | PUBLICATION DATE 11/30/2018 |

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

| | |
|---|--|
| 1a. SUBJECT OF REGULATION(S) <u>Definition of Access</u> <i>per agency request</i> | 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 |
| | AMEND 904 |
| | REPEAL |
| TITLE(S) Title 16 | |

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 checked="" 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) <u>Dean R. Grafilo, Director, Department of Consumer Affairs</u> <i>DRG</i> | | |

| | | | |
|-------------------------------------|------------------------------------|---|--|
| 7. CONTACT PERSON Kevin Flanagan | TELEPHONE NUMBER (916) 575-7104 | FAX NUMBER (Optional) (916) 928-6810 | E-MAIL ADDRESS (Optional) kevin.flanagan@dca.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>Kristy Underwood</i> | DATE 4/23/19 |
| TYPED NAME AND TITLE OF SIGNATORY Kristy Underwood, Executive Officer, Board of Barbering and Cosmetology | |

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

JUN 05 2019

Office of Administrative Law