

REGULAR

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-09)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2013-0131-01	REGULATORY ACTION NUMBER 2013-0731-015	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
Per agency request		NOTICE	
REGULATIONS		REGULATIONS	

ENDORSED FILED
IN THE OFFICE OF
2013 SEP -9 PM 3:17
Jenna Bowen
JENNA BOWEN
SECRETARY OF STATE

2013 JUL 31 PM 4:13
OFFICE OF
ADMINISTRATIVE LAW

AGENCY WITH RULEMAKING AUTHORITY
Department of Consumer Affairs/California Architects Board

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 Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER 2013 72	PUBLICATION DATE 2-15-2013

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Delegation of Certain Functions	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.)	ACTION
16	ADOPT AMEND Section 103 REPEAL

3. TYPE OF FILING

<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11345)	<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 Resubmittal of disapproved or withdrawn nonemergency filing (Gov.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 Resubmittal of disapproved or withdrawn emergency filing (Gov.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)
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 type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input checked="" type="checkbox"/> Effective other (Specify) <u>GC 11343.4(a)</u>
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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>Denise Brown, Director, Department of Consumer Affairs</u>		

7. CONTACT PERSON Hattie Johnson	TELEPHONE NUMBER (916) 575-7203	FAX NUMBER (Optional) (916) 575-7283	E-MAIL ADDRESS (Optional) Hattie.Johnson@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.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Douglas R. McCauley</i>	DATE 7-31-2013
TYPED NAME AND TITLE OF SIGNATORY DOUGLAS R. McCAULEY, Executive Officer, California Architects Board	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

SEP 09 2013

Office of Administrative Law

CALIFORNIA ARCHITECTS BOARD
FINAL STATEMENT OF REASONS

Hearing Date: April 3, 2013 – 10:00 a.m.

Subject Matter of Proposed Regulations: Enforcement

Section Affected: 16 CCR 103

Updated Information

The Initial Statement of Reasons is included in the file. The information contained therein is complete and no changes have been made.

Local Mandate

A mandate is not imposed on local agencies or school districts.

Small Business Impact

This regulation will not have a significant adverse economic impact on businesses. It will only impact licensed architects.

Anticipated Benefits of Regulatory Proposal

Delegating to the Board's EO the authority to approve settlement agreements, if the agreed upon action is license revocation or surrender, will shorten the timeframe for these cases, thus adding to consumer protection by allowing orders to become effective in a more timely manner.

Consideration of Alternatives

No reasonable alternative which was considered or that has otherwise been identified and brought to the attention of the Board would be more effective in carrying out the purpose for which it was proposed or would be as effective and less burdensome to affected private persons than the adopted regulation or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Set forth below are the alternatives which were considered and the reasons each alternative was rejected:

1. Not amend the regulations. This alternative was rejected because the changes proposed by this regulatory action are based on enforcement processes and

procedures, and are necessary to improve the Board's enforcement operations. The regulatory proposal will assist in achieving the Board and DCA goal of reducing the average enforcement completion timeline to between 12 and 18 months.

2. Amend the regulation. The Board determined that this alternative is the most feasible because the proposed regulatory changes would enhance the Board's ability to protect the public.

Objections or Recommendations/Responses

The Board did not receive any comments regarding the proposed regulation.