

SUPPLEMENTAL STATEMENT OF REASONS

The California Department of Public Health (the “Department”) has instituted additional changes to these proposed regulations which are discussed below. These changes are either initiated by the Department or in response to comments that were received during the 45-day public comment period which ended on January 27, 2014.

Appendix A

I. Office/Class Designation

Sanitary Engineer Job Class Series:

Due to public comments, the Department proposes amendments to the Sanitary Engineer job class series, to add Senior Sanitary Engineer and Principal Sanitary Engineer, and to delete the Associate Sanitary Engineer and Sanitary Engineering Associate classes. It was simply an oversight that the Department failed to include the Senior Sanitary Engineer and Principal Sanitary Engineer classifications in Appendix A as originally proposed. The Department thanks the commenter, and proposes the change as suggested by the commenter, including deletion of the Associate Sanitary Engineer and Sanitary Engineering Associate classes. These associate level employees are trainee classifications, and do not generally advise their supervisors, the upper level sanitary engineer classes being added as described above.

The commenter noted that while Disclosure Categories 3, 5, and 7 had been assigned in the proposed code to sanitary engineer classes, only Category 3 had been assigned to the Supervising Sanitary Engineer classification. This was also an oversight on behalf of the department, and the suggested change has been incorporated.

Appendix B

Category 10- California Council of Local Health Officers (CCLHO):

Upon review, the Department decided that the Disclosure Category assigned to members of this advisory committee (Category 10) was somewhat ambiguous and lacking in detail. The Department thus proposes to add additional detail by adding two more sources ([registration](#), [certification](#)) to the list of examples of those subject to the department’s “authority”, and to make other changes for clarity.

In Appendix B of the regulations as originally proposed, the CCLHO Category 10 read in part: “...sources that are subject to the regulatory, permit or licensing authority of the Department of Public Health.”

Providing more specifics and clarity, the new proposed Category 10 is amended as follows:

“...sources that are subject to the [regulatory authority of the](#) Department of Public Health, e.g. [registration](#), [certification](#), permit, or licensing.”

Category 21- Health Equity Advisory Committee:

Upon review, the Department decided that the full-disclosure (Category 1) assigned to members of this advisory committee was too broad, and that “interests in real property” should be deleted. Although the subject matter authority of this advisory committee is very broad, it is highly unlikely that an individual member’s real property would be significantly affected above and beyond the effect upon other similarly-situated real property owners. As a result, a new Disclosure Category has been established, using the text of Category 1, but deleting “interests in real property in California.” This new Office of Health Equity Advisory Committee disclosure now appears in Appendix B as new Category 21.