

FINDING OF EMERGENCY

Health and Safety Code section 124977, subdivision (d)(1) authorizes the California Department of Public Health (Department) to adopt emergency regulations to implement and make specific in Title 17 of the California Code of Regulations (17 CCR), Division 1, Chapter 4, Subchapter 9 (Testing For Heritable Disorders), Group 3 (Newborn Screening Program), changes to Article 4 (Newborn Screening Participation Fee.)

Health and Safety Code section 124977, subdivision (d)(1) states: “For the purposes of the Administrative Procedure Act, the adoption of regulations shall be deemed an emergency and necessary for the immediate preservation of the public peace, health and safety, or general welfare. Notwithstanding Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, these emergency regulations shall not be subject to the review and approval of the Office of Administrative Law. Notwithstanding Sections 11346.1 and 11349.6 of the Government Code, the department shall submit these regulations directly to the Secretary of State for filing. The regulations shall become effective immediately upon filing by the Secretary of State. Regulations shall be subject to public hearing within 120 days of filing with the Secretary of State and shall comply with sections 11346.8 and 11346.9 of the Government Code or shall be repealed.”

Health and Safety Code section 124977, subdivision (d)(2) states: “The Office of Administrative Law shall provide for the printing and publication of these regulations in the California Code of Regulations. Notwithstanding Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, the regulations adopted pursuant to this chapter shall not be repealed by the Office of Administrative Law and shall remain in effect until revised or repealed by the department.”

Technical, Theoretical, and/or Empirical Study, Reports or Documents Relied Upon (Govt. Code 11346.1(b)(2))

Department of Finance Demographic Research Unit (DRU) Birth Projections for calendar year 1990-2040, ([Birth Projections](#)).