



CALIFORNIA POLLUTION CONTROL FINANCING AUTHORITY

915 Capitol Mall, Room 457
Sacramento, CA 95814
p (916) 654-5610
f (916) 657-4821
cpcfa@treasurer.ca.gov
www.treasurer.ca.gov/cpcfa

January 24, 2013

MEMBERS

BILL LOCKYER, CHAIRMAN
State Treasurer

JOHN CHIANG
State Controller

ANA J. MATOSANTOS
Director of Finance

EXECUTIVE DIRECTOR
Michael Paparian

California Pollution Control Financing Authority California Capital Access Program (CalCAP) Notice of Emergency Regulations

The California Pollution Control Financing Authority (CPCFA) organized and operating pursuant to Sections 44500 through 44563 of the California Health and Safety Code proposes to adopt the proposed regulations after considering all comments, objections, and recommendations regarding the proposed action.

CPCFA proposes to amend Section 8072 of Title 4 of the California Code of Regulations (the "Amended Capital Access Regulations") concerning the administration of the Capital Access Program for Small Businesses (the "Program"). These regulations will be approved on an emergency basis by February 11, 2013.

Government Code section 11346.1(a)(2) requires that, at least five working days prior to submission of the proposed emergency regulation action to the Office of Administrative Law (OAL), the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency to the Office of Administrative Law, the Office of Administrative Law shall allow interested persons five (5) calendar days to submit comments on the proposed emergency regulations as set forth in Government Code section 11349.6. Upon filing, OAL will have ten (10) calendar days within which to review and make a decision on the proposed emergency rule. If approved, OAL will file the regulations with the Secretary of State, and the emergency regulations will become effective for one hundred and eighty (180) days. Within the 180-day effective period, CPCFA will proceed with regular rulemaking action, including a public comment period. The emergency regulations will remain in effect during this rulemaking action.

In accordance with its authority under Health and Safety Code Section 44520(b), the California Pollution Control Financing Authority is proposing to adopt the regulations as emergency regulations. Attached to this Notice is the specific regulatory language of CPCFA's proposed emergency action and

Finding of Emergency. You may also review the proposed regulatory language and Finding of Emergency on CPCFA's website at the following address:
<http://www.treasurer.ca.gov/cpcfa/calcap/index.asp>. If you prefer to receive a hard copy of the proposed emergency regulation, please contact Jillian Franzoia at (916) 653-3993 and a copy will be provided at no cost.

Sincerely,



Michael Paparian
Executive Director

Attachments: Proposed Text of Regulations
Finding of Emergency

cc: Sherri Kay Wahl, Deputy Executive Director
Jade Turner-Bond, CPCFA Legal Counsel
Patricia Tanous, Treasury Program Manager II
Nancee Trombley, CalCAP Manager