

**FILED**  
in the office of the Secretary of State  
of the State of California

MAY 29 1981

MARCH FONG EU, Secretary of State  
By *[Signature]*  
Deputy

**Executive Department**  
**State of California**

**EXECUTIVE ORDER B-86-81**

WHEREAS, this administration is committed to eliminating the proliferation of unnecessary new state regulations, and ensuring that all regulations which are issued are promulgated in full compliance with all applicable laws and procedures; and

WHEREAS, Chapter 567 of the Statutes of 1979 requires the Office of Administrative Law to approve proposed regulations to ensure their necessity, authority, clarity and consistency; and

WHEREAS, Section 11349.5 of the Government Code provides that, in the event a proposed regulation is not approved by the Office of Administrative Law, the Governor may review and overrule such decision within thirty (30) days;

NOW, THEREFORE, I, Edmund G. Brown Jr., Governor of the State of California, by virtue of the power and authority vested in me by the Constitution and statutes of the State of California, do hereby issue this order to become effective immediately:

1. The Governor's Legal Affairs Secretary shall have responsibility for reviewing contested decisions of the Office of Administrative Law pursuant to Government Code §11349.5.
2. To initiate a review of a decision by the Office of Administrative Law, the agency shall file a written Request for Review with the Governor's Legal Affairs Secretary within ten (10) days of the decision. The Request for Review shall include:
  - .. a complete statement as to why the agency believes the decision is incorrect and should be overruled
  - .. the Office of Administrative Law's notice of disapproval
  - .. copies of all regulations, notices, statements and other documents which were submitted to the Office of Administrative Law.

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4. A copy of the agency's Request for Review shall be delivered to the Office of Administrative Law on the same day it is delivered to the Governor's Office. The Office of Administrative Law shall file its written response to the agency's request with the Governor's Legal Affairs Secretary within five (5) days and deliver a copy of its response to the agency on the same day it is delivered to the Governor's Office.
5. The Governor's Office shall provide the requesting agency and Office of Administrative Law with a written decision within fifteen (15) days of receipt of the Office of Administrative Law's response to the agency's Request for Review. Upon receipt of the decision, the Office of Administrative Law shall publish in the Administrative Register the agency's Request for Review, the Office of Administrative Law's response and the decision of the Governor's Office.
6. The above time requirements may be waived by the Governor's Office for good cause, subject to the statutory time limit on review imposed by Section 11349.6.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 28th day of May, nineteen hundred and eighty-one.

  
Governor of California

ATTEST: 

Secretary of State

by   
Deputy Secretary of State

