

FILE PRINT

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2016-0328-05FP	EMERGENCY NUMBER
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ENDORSED - FILED
 In the office of the Secretary of State
 of the State of California

APR 06 2016

1:50 PM

For use by Office of Administrative Law (OAL) only

2016 MAR 28 P 4:08

OFFICE OF ADMINISTRATIVE LAW

NOTICE	REGULATIONS
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AGENCY WITH RULEMAKING AUTHORITY
 Department of Justice

AGENCY FILE NUMBER (if any)

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		ACTION ON PROPOSED NOTICE		NOTICE/REGISTER NUMBER		PUBLICATION DATE	
		<input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn					

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Department of Justice bond form	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.)	ADOPT Article 3, section 28.5 Performance Bond
	AMEND
	REPEAL
TITLE(S) Title 11, Div. 1, Chapter 2	

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<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 Resubmittal of disapproved or withdrawn nonemergency filing (Gov.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 Resubmittal of disapproved or withdrawn emergency filing (Gov.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 checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Other (Specify) <u>Adoption of surety bond form</u>	

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)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON

Karen W. Yiu	TELEPHONE NUMBER (510) 622-2131	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional)
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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>Karen W. Yiu</i>	DATE 3/24/16
TYPED NAME AND TITLE OF SIGNATORY Karen W. Yiu, Deputy Attorney General	

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ENDORSED APPROVED

APR 06 2016

Office of Administrative Law

PERFORMANCE BOND

(Office of the Attorney General—Public Contract Code Sections 10221 and 10224)

KNOW ALL MEN BY THESE PRESENTS:

That, whereas _____, whose address for service is _____, hereinafter called the CONTRACTOR (Principal), and _____ a corporation duly organized and existing under and by virtue of the laws of the State of _____ and authorized to transact a surety business in California, hereinafter called the SURETY, are held and firmly bound unto the STATE OF CALIFORNIA, acting by and through the DEPARTMENT OF JUSTICE, as OWNER (Obligee), in the sum of _____ (\$ _____) for which payment well and truly to be made we bind ourselves, our heirs, executors and administrators, successors and assigns jointly and severally, firmly by these presents.

THE CONDITION IS SUCH THAT:

The Principal has entered into a contract dated _____, with the Obligee to do and perform the following work:

If the said Principal shall well and truly perform the said work, and fulfill each and every of the covenants, conditions and requirements of the said contract in accordance with the plans and specifications, and in a timely manner, then the above obligation shall be void; otherwise it shall remain in full force and effect.

In Witness Whereof, under penalty of perjury, we have hereunto set our hands and seals this _____ day of _____, 20____.

PRINCIPAL (Signature)

SURETY

SURETY ADDRESS FOR SERVICE

SURETY PHONE NO.

By: _____
Attorney-in-Fact