

**State of California
Office of Administrative Law**

In re:
State Water Resources Control Board

Regulatory Action:
Title 22, California Code of Regulations

Amend sections: 63850

**NOTICE OF APPROVAL OF EMERGENCY
REGULATORY ACTION**

**Government Code Sections 11346.1 and
11349.6**

OAL Matter Number: 2026-0821-02

OAL Matter Type: Emergency (E)

In this emergency action pursuant to Government Code section 11346.1, the State Water Resources Control Board (SWRCB) is proposing to amend the fee schedule for the Drinking Water Operator Certification Program (DWOCB). This action is a deemed emergency pursuant to Health and Safety Code section 106890.

OAL approves this emergency regulatory action pursuant to sections 11346.1 and 11349.6 of the Government Code.

This emergency regulatory action is effective on 8/31/2026 and pursuant to Health and Safety Code section 106890(d)(2) shall remain in effect until revised by the State Water Resources Control Board.

Date: August 31, 2026

**Mohandas,
Ashita@OAL**

Digitally signed by Mohandas,
Ashita@OAL
Date: 2026.08.31 11:31:55 -07'00'

**Ashita Mohandas
Attorney**

**For: Kenneth J. Pogue
Director**

**Original: Eric Oppenheimer, Executive
Director**
Copy: Keisha Kelley

NOTICE PUBLICATION/REGULATORY ACTION SUBMISSION

STD. 400 (REV. 10/2019)

EMERGENCY

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2026-0821-02	EMERGENCY NUMBER E
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY State Water Resources Control Board		AGENCY FILE NUMBER (If any)	

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

AUG 31 2026

2:22 pm

NM

OFFICE OF ADMIN. LAW
2026 AUG 21 AM 8:52

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 ☐ Notice re Proposed Regulatory Action ☐ Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE ☐ Approved as Submitted ☐ Approved as Modified ☐ Disapproved/Withdrawn		NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Drinking Water Operator Certification Fees		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)	
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	
TITLE(S) CCR Title 22		AMEND 63850	
3. TYPE OF FILING		REPEAL	
☐ Regular Rulemaking (Gov. Code §11346) ☐ 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. ☐ Emergency Readopt (Gov. Code, §11346.1(h)) ☐ Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)			
☐ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) ☐ Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) ☐ File & Print ☐ Print Only			
☒ Emergency (Gov. Code, §11346.1(b)) ☒ Other (Specify) Emergency (Health and Safety Code section 106890)			
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)			
☐ Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) ☒ Effective on filing with Secretary of State ☐ \$100 Changes Without Regulatory Effect ☐ Effective other (Specify)			
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY			
☐ Department of Finance (Form STD. 399) (SAM §6660) ☐ Fair Political Practices Commission ☐ State Fire Marshal			
☐ Other (Specify)			
7. CONTACT PERSON Keisha Kelley		TELEPHONE NUMBER (916) 341-5665	FAX NUMBER (Optional) E-MAIL ADDRESS (Optional) Keisha.Kelley@waterboards.ca.gov

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REQUEST
AM 9/21/26

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 Karen Mogus	DATE 7/21/2026
TYPED NAME AND TITLE OF SIGNATORY Karen Mogus, Chief Deputy Director	

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ENDORSED APPROVED

AUG 31 2026

Office of Administrative Law

**Proposed Amendments
to the
California Code of Regulations
Title 22. Social Security
Division 4. Environmental Health
Chapter 13. Operator Certification**

PROPOSED AMENDMENTS

**July 2026
State Water Resources Control Board
Division of Financial Assistance**

The proposed changes: insertions shown as underline and deletions shown as ~~strikethrough~~.

**TITLE 22. SOCIAL SECURITY
DIVISION 4. ENVIRONMENTAL HEALTH
CHAPTER 13. OPERATOR CERTIFICATION**

Article 5. Certification Renewals, Delinquent Renewals and Fees

§ 63850. Fees

(a) All fees submitted to the State Water Board pursuant to this section are nonrefundable.

(b) Application fees for an examination are set forth below in Table 63850-A:

Table 63850-A. Operator Examination Fee Schedule

Grade	Examination Fee	Reexamination Fee
D1 or T1	\$50 <u>\$62</u>	\$30 <u>\$37</u>
D2 or T2	\$65 <u>\$81</u>	\$45 <u>\$56</u>
D3 or T3	\$100 <u>\$125</u>	\$70 <u>\$87</u>
D4 or T4	\$130 <u>\$162</u>	\$95 <u>\$119</u>
D5 or T5	\$155 <u>\$193</u>	\$120 <u>\$150</u>

(c) Except as provided in subdivision (d), certification fees are set forth below in Table 63850-B:

Table 63850-B. Fee Schedule for Operators With a Single Certificate

Grade	Certification Fee	Triennial Renewal Fee
D1 or T1	\$70 <u>\$87</u>	\$70 <u>\$87</u>
D2 or T2	\$80 <u>\$100</u>	\$80 <u>\$100</u>
D3 or T3	\$120 <u>\$150</u>	\$120 <u>\$150</u>
D4 or T4	\$140 <u>\$175</u>	\$140 <u>\$175</u>
D5 or T5	\$140 <u>\$175</u>	\$140 <u>\$175</u>

- (d) Notwithstanding subdivision (c), the certification fees for those operators who are ~~applying~~ for, or hold, two or more valid, unexpired certifications issued by the State Water Board as a water treatment operator, distribution operator, or wastewater treatment plant operator are set forth below in Table 63850-C:

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Table 63850-C. Fee Schedule for Operators With multiple Certificates

Grade	Certification Fee	Triennial Renewal Fee
D1 or T1	\$55 <u>\$69</u>	\$55 <u>\$69</u>
D2 or T2	\$60 <u>\$75</u>	\$60 <u>\$75</u>
D3 or T3	\$90 <u>\$112</u>	\$90 <u>\$112</u>
D4 or T4	\$105 <u>\$131</u>	\$105 <u>\$131</u>
D5 or T5	\$105 <u>\$131</u>	\$105 <u>\$131</u>

- (e) A penalty fee of ~~\$50~~ \$62 shall be paid for renewals submitted or resubmitted after the renewal due date but at least 45 days prior to the expiration date. A penalty fee of ~~\$100~~ \$125 shall be paid for renewals submitted or resubmitted less than 45 days prior to the expiration date but within 1 year after the expiration date.
- (f) A certificate replacement fee of ~~\$25~~ \$31 shall be paid by any certificate holder requesting to have a lost, stolen, or destroyed certificate replaced.

Authority cited: Sections 106890 and 106910, Health and Safety Code.
Reference: Sections 106890 and 106910, Health and Safety Code.