

**CALIFORNIA DEPARTMENT OF JUSTICE and
CALIFORNIA PRIVACY PROTECTION AGENCY**

**TITLE 11. LAW
DIVISION 1. ATTORNEY GENERAL
CHAPTER 20. CALIFORNIA CONSUMER PRIVACY ACT REGULATIONS**

EXPLANATORY STATEMENT

The Department of Justice (Department) administers Title 11, Division 1 of the California Code of Regulations (CCR). Chapter 20 contains the Department's regulations for the California Consumer Privacy Act of 2018 (CCPA). The Department proposes to repeal Chapter 20 and move the existing regulations to Title 11, Division 6 under the jurisdiction of the California Privacy Protection Agency (Agency).

In November 2020, voters approved Proposition 24, the California Privacy Rights Act of 2020, establishing the California Privacy Protection Agency (Agency) to implement and enforce the CCPA. (Civ. Code, § 1798.199.10.) On October 21, 2021, the Agency provided notice to the Attorney General that it was prepared to assume rulemaking responsibilities. Rulemaking authority transfers from the Attorney General to the Agency six months after this notice. (*Id.* at §§ 1798.185, subd. (d), 1798.199.40, subd. (b).)

The Office of Administrative Law stated that the Agency's regulations will go in Title 11, new Division 6, starting with section 7000.

The amendments merely reorder and renumber the existing regulations. Therefore, the proposed changes would not materially alter any requirement, right, responsibility, condition, prescription, or other regulatory element of any CCR provision. As such, the proposed changes meet the requirements of CCR, Title 1, section 100. The changes are described more specifically below.

Title 11, Division 1, Chapter 20 is effectively repealed as all of its contents have been moved into Division 6, Chapter 1.

Title 11, Division 6, section 7000 is renumbered to Chapter 2, section 7500.

The following chart shows the original CCPA sections and the proposed renumbering.

§§ 7021, 7022, 7024, 7100, 7101, 7102. Titles are updated to better reflect the subject of the regulations.

Articles 4 and 8 are created to help with organization.

Current				Proposed			
Division	Chapter	Article	Section	Division	Chapter	Article	Section
1	20	1 General Provisions	999.300	6	1	1 General Provisions	7000
			999.301				7001
		2 Notices	999.304			2 Notices	7010
			999.305				7012
			999.306				7013
			999.307				7016
			999.308				7011
			999.312				3 Business Practices
		999.313	7021				
		999.313(d)	7022				
		999.313(c)	7024				
		999.314	4 Service Providers			7051	
		999.315	3			7026	
		999.316				7028	
		999.317(a)	8 Training, Record-Keeping			7100(a)	
		999.317(g)(3)				7100(b)	
		999.317(b)-(f)				7101(a)-(e)	
		999.317(g)(1)				7102(a)(1)	
		999.317(g)(2)				7102(a)(2)	
		999.317(h)				7102(b)	
		999.318				3	
		999.323				5 Verification	7060
		999.324	7061				
		999.325	7062				
		999.326	7063				
		999.330	6 Consumers Under 16			7070	
		999.331				7071	
		999.332				7072	
		6 Non-Discrimination	999.336			7 Non-Discrimination	7080
			999.337				7081