

TO: Chair and Members

DATE: July 10, 2014

**SUBJECT: Adult Titles 15 and 24 Regulations
Revision Process for the 2015/2016 Cycle.
Requesting Approval.**

AGENDA ITEM: C

Resource Person: Allison Ganter
allison.ganter@bscc.ca.gov

ACTION: X
INFORMATION:

Summary: The Board of State and Community Corrections (BSCC) is required to biennially review, and make any appropriate revisions, to the minimum standards for local detention facilities pursuant to Penal Code Section 6030(a).

BSCC staff is requesting approval to establish an Executive Steering Committee (ESC) to begin the regulation revision process, appoint Board Member Geoff Dean as Chair, and Chief Carlos Rojas of the Santa Ana Police Department as Vice Chair of the ESC.

This establishment will begin the BSCC's process for regulations revision, which involves participation and feedback from local detention facility and criminal justice partners and related subject matter experts. The Board will approve any proposed regulation revisions before public review begins in accordance with the Administrative Procedures Act (APA).

Background: The most recent revision of minimum standards for local detention facilities, California Code of Regulations, Titles 15 (Operational) and 24 (Design and Construction) became effective in September 2012. Pursuant to Penal Code Section 6030 (a), the BSCC is required to biennially review, and make changes if necessary, to these minimum standards.

The BSCC has a long-standing practice of developing regulations and recommending revisions in partnership with constituents. This method of regulation development has resulted in meaningful and attainable minimum standards and ensures that regulations are rooted in evidence based and best practices.

Upon Board approval, staff plans to meet with the ESC Chair and Vice Chair during late summer 2014 to identify potential ESC members, develop a strategy for the upcoming regulations revision process, and propose a timeline.

Staff anticipates that the ESC will convene in early fall 2014. The ESC will identify critical issues for the regulations revisions, solicit feedback from local detention facility partners and begin drafting revisions. Based upon strategies identified by the ESC, one or more workgroups may be convened to research critical issues and develop meaningful proposed regulations for review and approval by the ESC. We expect that these regulation revisions will incorporate issues associated with the enactment of the 2011 Public Safety Rehabilitation Act.

Once the ESC has developed final regulation revisions, BSCC staff will present them to the Board for approval before beginning public review in accordance with the APA. After the comprehensive public review process, the Board will direct staff to submit the Title 15 Regulations to the Office of Administrative Law and the Title 24 Regulations to the Building Standards Commission for adoption.

Recommendation/Action Needed:

Staff recommends:

1. The Board direct staff to begin the local adult detention facilities regulation review and revision process.
2. The Board appoint Geoff Dean as Chair and Police Chief Carlos Rojas as Vice Chair.
3. The Board empower the Chair and Vice Chair of the ESC to develop a list of recommended ESC members and a proposed timeline.