

**TO: Chairman and Members**

**DATE: March 14, 2013**

**SUBJECT: Office of Administrative Law (OAL) Signature  
Authority for Board of State and Community  
Corrections Acting Executive Director Scott B. Frizzie**

**AGENDA ITEM: B**

**ACTION: X  
INFORMATION:**

**RESOURCE PERSON: Allison Ganter**

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**Summary:** The Board of State and Community Corrections (BSCC) is authorized by the following statutes to establish minimum standards:

- Penal Code Sections 6030 and 6035
- Welfare and Institutions Code Sections 210, 885 and 1975
- Government Code Sections 15820.906, 15820.916 and 15820.925

Pursuant to Government Code Section 11343 (f), the Office of Administrative Law (OAL) requires that signature authority be granted, in writing, to an agency head by the agency's governing board. This agenda item seeks to confer signature authority to the Acting BSCC Executive Director Scott Frizzie so that staff may continue the regulation development activities that are in progress. Signature authority will allow the BSCC to file the Form 400, pursuant to Title 1, Section 6, subsection (b) 8, which certifies the Rulemaking File for regulation revision.

**Background:** Until March 1, 2013, signature authority for the BSCC was held by Executive Director Patricia Mazzilli. Scott B. Frizzie was designated as the BSCC Acting Executive Director on March 1, 2013. As the BSCC is continuously involved in rulemaking activities, it is imperative that signature authority with the OAL remains intact so that there are no delays in current rulemaking.

Attached is a form to be signed by BSCC Chair Jeffrey A. Beard, conferring signature authority for rulemaking activities pursuant to the Administrative Procedures Act (APA) to Acting BSCC Executive Director, Scott Frizzie.

Once this form is on file with the OAL, the BSCC will be empowered to continue rulemaking activities that are currently in progress.

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**Recommendation/Action Needed:**

1. Staff requests approval of the signature authority for Acting BSCC Executive Director Scott Frizzie.
2. Staff requests that Chairman Beard sign the attached form.



**Board of State and Community Corrections**  
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GOVERNOR **Edmund G. Brown Jr.**  
EXECUTIVE DIRECTOR (A) **Scott B. Frizzie**

## **Signature Authority for the ADOPTION OF REGULATIONS (STD. 400)**

I, Jeffrey A. Beard, am Chair of the Board of State and Community Corrections and am empowered and required to review and adopt regulations and approve rulemaking calendars pursuant to the following statutes:

- Penal Code Sections 6030 and 6035
- Welfare and Institutions Code Sections 210, 885 and 1975
- Government Code Sections 15820.906, 15820.916 and 15820.925

I thereby delegate my authority and responsibilities for these matters to Scott B. Frizzie.

This delegation shall be effective during my term as Chair of the Board of State and Community Corrections, or until withdrawn by me in writing.

In witness of this delegation, I hereby affix my signature to this delegation order.

JEFFREY A. BEARD  
Chair  
Board of State and Community Corrections

Date: \_\_\_\_\_

I fully understand and accept this delegation.

SCOTT B. FRIZZIE  
Executive Director (A)  
Board of State and Community Corrections

Date: \_\_\_\_\_