INITIAL STATEMENT OF REASONS

TITLE 15 – CRIME PREVENTION AND CORRECTIONS DIVISION I, CHAPTER I, SUBCHAPTER I. STANDARDS AND TRAINING OF LOCAL CORRECTIONS AND PROBATION OFFICERS

"Corrections Standards Authority" has been replaced throughout these regulations with "Board." Pursuant to Penal Code Section 6024, the Corrections Standards Authority was replaced by the "Board of State and Community Corrections." Updating the agency name will ensure consistency with current statute.

The "reference section" cited at the end of each regulation has been updated throughout these regulations to reflect the current penal code sections and delete those sections that have been removed from the penal code.

Several job classifications have been updated to reflect current language in the field of local corrections. Changes include updating "corrections officers" to "adult corrections officer" and "juvenile counselors" to "juvenile corrections officer". Changes also include changing the reference of "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program."

§ 100. Introduction. This regulation explains the purpose of the regulations and cites the penal code sections that direct implementation of these regulations. This regulation is out dated. Proposed revisions update the statute to current language. Proposed revisions replace "Corrections Standards Authority" with "Board of State and Community Corrections", reflecting legislative change. The word "policy" was added to ensure clarity and align the regulation with current practice.

The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

§ 101. Objectives. This regulation establishes the objectives of the program. This regulation is out dated. Changes include changing the reference of "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program." Several job classifications have been updated to reflect current language in the field of local corrections. Changes include updating "corrections officers" to "adult corrections officer" and "juvenile counselors" to "juvenile corrections officer."

The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

§ 102. Definitions. This regulation defines terms used throughout these regulations. This regulation is out dated. To provide clarity and consistency several regulations have been modified, deleted, or added. Additionally, several job classifications have been updated to reflect

current language in the field of local corrections. Changes include updating "corrections officers" to "adult corrections officer" and "juvenile counselors" to "juvenile corrections officer."

The definition of "Annual Training Plan" replaces the term "Training Plan" to reflect the historical and current practice. The actual definition remains the same.

The term "Department Head" was deleted to provide clarification and remove improper language.

The term "Detention Facility Manager" was deleted to provide clarification and remove improper language.

The term "Limited Participation" was deleted to provide clarification and remove improper language.

The term "Full Participation" was deleted to provide clarification and remove improper language.

The definition "professional" was added to reflect penal code language.

The definition of "Standards and Training of Local Corrections and Probation Officers' Program" was modified to that which is cited in the penal code.

The term "head" was replaced with the word "administrator" to provide clarification and remove improper language and reflect the proper position at the local level.

The definition of "Limited Participation" was removed to provide clarification and remove improper language.

The term "Encumbered Funds" was removed to provide clarification and remove improper language.

The term "First Level Supervisory Position and Supervisor" was replaced with the term "Supervisor Position" to provide clarity and reflect up to date job classification titles. Removed because it is already addressed in provide clarification and remove improper language.

The word "conduct" was replaced with the term "deliver" to provide clarification and delete improper language.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 103. Technical Assistance and Consultation. This regulation provides clarity and explanations of program requirements for the participation in the Standards and Training of Local Corrections and Probation Officers Training Program. This regulation is out dated. Changes include the reference of "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program."

§ 130. Purpose of Article. This regulation defines the purpose of this article. This regulation is out dated. Changes include the reference of "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program."

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 131. Minimum Selection Standards. This regulation describes the selection requirements for entry level positions. This regulation is out dated. Several job classifications have been updated to reflect current language in the field of local corrections. Changes include updating "corrections officers" to "adult corrections officer" and "juvenile counselors" to "juvenile corrections officer." The term "standards" was added to ensure clarity and align the regulation with current practice. The addition of an alternative substitution was added to reflect practice and clarify permitting language.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 132. Counties and Cities with Existing Selection Standards. This regulation outlines the procedures for choosing alternate selection standards. This regulation is out dated. The term "examination" was replaced with "selection standard" to reflect accurate language and ensure clarity. Minor grammatical changes provide clarity. The term "increased competency" was replaced with "job competence" to provide clarity and correct grammar.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 171. Training Courses. This regulation lists the Core training courses required of program participants. This regulation is out dated. Along with minor grammatical changes, several job classifications have been updated to reflect current language in the field of local corrections. Changes include updating "corrections officers" to "adult corrections officer" and "juvenile counselors" to "juvenile corrections officer."

"Basic Academy" was deleted to ensure clarity and align the regulation with current practice.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 176. Juvenile Corrections Officer Core Course. This regulation describes the training requirements of entry level juvenile corrections officers. This regulation is out dated. The job classifications title has been updated to reflect current language in the field of local corrections. Changes include "juvenile counselors" to "juvenile corrections officer."

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 179. Adult Corrections Officer Core Course. This regulation describes the training requirements of entry level adult corrections officers. This regulation is out dated. The job classifications title has been updated to reflect current language in the field of local corrections. Changes include "corrections officer" to "adult corrections officer."

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 180. Adult Corrections Officer Supplemental Core Course. This regulation describes the training requirements of entry level adult corrections officers who have already completed POST basic academy course. This regulation is out dated. The job classifications title has been updated to reflect current language in the field of local corrections. Changes include "corrections officer" to "adult corrections officer." The word "successfully" was added to provide clarity and align this regulation with regulations.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 181. Supervisor Core Course. This regulation outlines the training requirements for participants employed as supervisor. This regulation is out dated. The job classifications title has been updated to reflect current language in the field of local corrections. Changes include "juvenile counselors" to "juvenile corrections officer" and "corrections officer" to "adult corrections officer."

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 184. Annual Required Training. This regulation lists the hourly annual training requirements for program participants. This regulation is out dated. Several job classifications have been updated to reflect current language in the field of local corrections. Changes include updating "corrections officers" to "adult corrections officer", "juvenile counselors" to "juvenile corrections officer." "Manager" was changed to "Probation manager and administrator". "Administrator" was changed to "Juvenile institution manager and administrator" to clarify the job classification accurately. "Jails or adult institution manager and administrator" was added to differentiate between the two job classifications.

§ 185. Deadline for Compliance. This regulation defines the end of the training year for compliance. This regulation is out dated. The word "full" was deleted to reflect actual practice and language utilized in the field.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 235. Monitoring of Courses. This regulation describes the course monitoring requirements utilized to ensure program compliance. This regulation is out dated. The term "audit" was replaced with "monitor" to provide clarity and to accurately describe the practice.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 260. Purpose of Article. This regulation defines the purpose of this article. This regulation is out dated. Changes include the reference of "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program."

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 261. Certificates of Completion of Training. This regulation outlines the program requirements for providing certificates upon completion of training. This regulation is out dated. Pursuant to Penal Code Section 6024, the Corrections Standards Authority was replaced by the "Board of State and Community Corrections." Updating the agency name will ensure consistency with current statute. Several job classifications have been updated to reflect current language in the field of local corrections. Changes include updating "corrections officers" to "adult corrections officer" and "juvenile counselors" to "juvenile corrections officer." Changes also include changing the reference of "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program."

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 262. Specialized Course Completion Certificates. This regulation outlines the requirements for completion of specialized training. This regulation is out dated. Pursuant to Penal Code Section 6024, the "Corrections Standards Authority" was replaced by the "Board of State and

Community Corrections." Updating the agency name will ensure consistency with current statute.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 263. Revocation of Certificate. This regulation outlines requirements for revocation of training certificates. This regulation is out dated. Pursuant to Penal Code Section 6024, the "Corrections Standards Authority" was replaced by the "Board of State and Community Corrections." Updating the agency name will ensure consistency with current statute.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 291. Adherence to Standards. This regulation describes the requirement for participants to adhere to the program standards established by the Board of State and Community Corrections. This regulation is out dated. Changes clarify the language and delete the outdated use of the word "guidelines" and replace it with "policy and procedures." The changes also delete language that is no longer applicable due to changes in the statute.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 292. Exclusion of "POST" Subvented Courses. This regulation restricts the use of double dipping for funds from both Peace Officers Standards and Training and Standards and Training for Corrections. This regulation is out dated. Changes delete reference to penal code sections that have been removed.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 295. Application. This regulation describes the procedure for submitting the annual training plan. This regulation is out dated. Changes replace the term "Training Plan" with "Annual Training Plan" to reflect the historical and current practice. The out of date reference to "guidelines" was replaced with "policy and procedures." It also adds updated language referencing use of "resolutions" by the Boards of local government. It replaces out of date language regarding the annual training plan with updated language consistent with requirements in the electronic submittal system.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 296. Date for Submission of Application. This regulation defines the submittal date for the annual training plan. This regulation is out dated. Changes replace the term "training plan" with "Annual Training Plan" to reflect the historical and current practice. Changes also include minor grammatical corrections.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 297. Approval of Application. This regulation describes the approval process for the training annual plan. This regulation is out dated. Changes replace the term "training plan" with "Annual Training Plan" to reflect the historical and current practice.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 298. Calculation of Available Funds. This regulation describes the formula for the funding allocation. This regulation is out dated. Changes delete out of date information related to allocation amounts announcement so it is not in conflict with the State budget process. Changes also include minor grammatical changes.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 299. Allocation and Use of Funds Based on Training Plan. This regulation outlines the requirements for use of the funds allocated. This regulation is out dated. Changes replace the term "training plan" with "Annual Training Plan" to reflect historical and current practice. Changes also delete out of date language regarding assessment and tuition that is no longer delineated in the State Administrative Manual.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 300. Quarterly Disbursement of Funds. This regulation describes how funds will be dispersed to each participating agency. This regulation is out dated. Changes reflect the term "training plan" with "Annual Training Plan" to reflect historical and current practice.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 301. Separate Account in County or City. This regulation requires each participating agency to establish a separate account for program funds. This regulation is out dated. Changes replace the term "training plan" with "Annual Training Plan" to reflect historical and current practice.

§ 303. Quarterly Report. This regulation describes requirements for the quarterly reporting process. This regulation is out dated. Changes delete out of date language to bring it in line with the current electronic practice.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 304. Modification of Training Plan. This regulation describes the requirements for modifying the annual training plan. This regulation is out dated. Changes replace the term "training plan" with "Annual Training Plan" to reflect historical and current practice. Changes also include moving the due date of the last modification to bring the practice in line with other regulations.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 305. Unused Funds. This regulation references the processes for funds not expended in a fiscal year. This regulation is out dated. Changes clarify the due date.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 306. Annual Financial Statement. This regulation outlines the process for submittal of the annual financial statement. This regulation is out dated. Changes clarify the due date.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 317. Records. This regulation outlines the program record keeping requirements. This regulation is out dated. Changes update "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program." Changes also delete outdated processes.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 318. Monitoring of Program. This regulation describes the process for monitoring the program to ensure it is operating within program requirements. This regulation is out dated. Changes update "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program."

§ 319. Auditing of Records. This regulation outlines the financial auditing process. This regulation is out dated. Changes update "Standards and Training Corrections Program" to that which is cited in the penal code, "Standards and Training of Local Corrections and Probation Officers Program."

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 351. Definitions. This regulation defines the process for appeals and hearings. This regulation is out dated. Changes include replacing "Director" with "Officer," and replacing "Chairman" with "chair" in line with statutory changes.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 352. Levels of Appeal. This regulation describes the levels of appeal. This regulation is out dated. Changes include replacing "Director" with "Officer" in line with statutory changes.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 353. Appeal to the Executive Director. This regulation describes the process for appeal to the Executive Officer. This regulation is out dated. Changes include replacing "Director" with "Officer" in line with statutory changes.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 354. Executive Director Appeal Procedures. This regulation describes the process for appeal procedures for the Executive Officer. This regulation is out dated. Changes include replacing "Director" with "Officer" in line with statutory changes.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 355. Executive Director's Decision. This regulation describes the process for the Executive Officer's decision. This regulation is out dated. Changes include replacing "Director" with "Officer" in line with statutory changes.

§ 356. Request for Appeal Hearing by Board. This regulation describes the process to request an appeal hearing by the Board. This regulation is out dated. Changes include replacing "Director" with "Officer" in line with statutory changes.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 357. Board Hearing Procedures. This regulation outlines the procedures for Board hearings. This regulation is out dated. Changes include minor grammatical changes and delete outdated language. The term "relative" was replaced with the term "relevant" to provide language clarification.

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

§ 358. Corrections Standards Authority Decision. This regulation outlines the procedures for the Board's decision on the appeal. This regulation is out dated. Pursuant to Penal Code Section 6024, the Corrections Standards Authority was replaced by the "Board of State and Community Corrections."

The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact. The BSCC has determined that there is no benefit to the public health and safety, worker safety, or the environment.

PURPOSE

These revisions were made to bring the Standards and Training of Local Corrections and Probation Officers Program regulations current. Participation in the program is voluntary. The BSCC set out to provide participating cities and counties with a clear and concise guide to navigate the program and guidelines. Benefits of these revisions will include enhanced understanding of required training for those program participates.

PROBLEMS THIS PROPOSED REGULATION SEEKS TO ADDRESS

The proposed amendments to Title 15, Subchapter 1 Standards and Training of Local Corrections and Probation are to address two main issues; the Corrections Standards Authority is now the Board of State and Community Corrections (BSCC), and several unused and outdated terms have been updated to provide clarity.

July 1, 2012, the Corrections Standards Authority (CSA), an agency under the Department of Corrections and Rehabilitation was abolished and replaced with the Board of State and Community Corrections, a stand alone agency. The regulatory obligation of CSA was transferred to the BSCC, requiring an update to these regulations for consistency and clarity.

BENEFITS ANTICIPATED FROM THE PROPOSED REGULATION

The BSCC anticipates several benefits from the proposed regulation adoption and amendment, including: Increased understanding of training and program requirements for agencies voluntarily participating in the program

TECHNICAL, THEORETICAL, AND/OR EMPIRICAL STUDY, REPORTS, OR DOCUMENTS.

Except for the Authorizing Government Code (Section 15820.92-15820.926), the BSCC did not rely upon any other technical, theoretical, or empirical studies, reports or documents in proposing the adoption of these regulations.

REASONABLE ALTERNATIVES TO THE REGULATION AND THE AGENCY'S REASONS FOR REJECTING THOSE ALTERNATIVES.

No other alternatives were presented to or considered by the BSCC.

REASONABLE ALTERNATIVES TO THE PROPOSED REGULATORY ACTION THAT WOULD LESSEN ANY ADVERSE IMPACT ON SMALL BUSINESS.

The BSCC has not identified any alternatives that would lessen any adverse impact on small businesses.

EVIDENCE SUPPORTING FINDING OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT DIRECTLY AFFECTING BUSINESS.

The BSCC has determined that, the proposed regulations would not have a significant statewide adverse economic impact directly on businesses.

ECONOMIC IMPACT ASSESSMENT PURPOSE

The BSCC proposes to amend the Title 15, Division 1, Chapter 1, Subchapter 1 Standards and Training of Local Corrections and Probation Officers, Sections 100, 101, 102, 103, 130, 131, 132, 171, 176, 179, 180, 181, 184, 185, 235, 260, 261, 262, 263, 291, 292, 295, 296, 297, 298, 299, 300, 301, 303, 304, 305, 306, 317, 318, 319, 351, 352, 353, 354, 355, 356, 357, 358 of the California Code of Regulations (CCR).

Through this amendment the following sections will be implemented, interpreted and/or made specific by this proposed rulemaking: Authority: Section 6035, Penal Code. Reference: Section 6036, Penal Code.

THE CREATION OR ELIMINATION OF JOBS WITHIN THE STATE OF CALIFORNIA

These regulations address the technical aspect of program participation and only affect cities and counties voluntarily participating in the program. Therefore, BSCC has determined that this regulatory action will not have an impact on the creation of jobs, but will not effect the elimination of jobs in the State of California.

THE CREATION OF NEW BUSINESSES OR THE ELIMINATION OF EXISTING BUSINESSES WITHIN THE STATE OF CALIFORNIA

These regulations address the technical aspect of program participation and only affect cities and counties voluntarily participating in the program. Therefore, BSCC has determined that these regulations will not have an affect on the creation of new businesses or the elimination of existing businesses within the State of California.

THE EXPANSION OF BUSINESSES CURRENTLY DOING BUSINESS WITHIN THE STATE OF CALIFORNIA

These regulations address the technical aspect of program participation and only affect cities and counties voluntarily participating in the program. Therefore, BSCC has determined that these regulations will not have an affect on the expansion of businesses currently doing business within the State of California.

BENEFITS OF THE REGULATIONS TO THE HEALTH AND WELFARE OF CALIFORNIA RESIDENTS, WORKER SAFETY, AND THE STATE'S ENVIRONMENT

These regulations address the technical aspect of program participation and only affect cities and counties voluntarily participating in the program. Therefore, BSCC has determined that the state's environment will not be affected by the adoption of these regulations. The BSCC has determined that there will not be an impact on the health and welfare of California residents and worker's safety.