

**Proposed Amendments to Titles 15/24 Regulations
As Amended and Approved by the Board on February 16, 2017**

Title 15, Section 1006. Definitions

[...]

"In-person visit" means an on-site visit that may include barriers. In-person visits include interactions in which an inmate has physical contact with a visitor, the inmate is able to see a visitor through a barrier, or the inmate is otherwise in a room with a visitor without physical contact. "In-person visit" does not include an interaction between an inmate and a visitor through the use of an on-site two-way audio/video terminal.

"Video visitation" has the same meaning as Penal Code Section 4032. means interaction between an inmate and a member of the public through the means of an audio-visual communication device when the member of the public is located at a local detention facility or at a remote location.

Title 15, Section 1062 – Visiting

(a) The facility administrator shall develop written policies and procedures for inmate visiting which shall provide for as many in-person visits and visitors as facility schedules, space, and number of personnel will allow. For sentenced inmates in Type I facilities and all inmates in Type II facilities there shall be allowed no fewer than two visits totaling at least one hour per inmate each week. In Type III and Type IV facilities there shall be allowed one or more visits, totaling at least one hour, per week.

(b) In Type I facilities, the facility administrator shall develop and implement written policies and procedures to allow visiting for non-sentenced detainees. The policies and procedures will include a schedule to assure that non-sentenced detainees will be afforded a visit no later than the calendar day following arrest.

(c) The visiting policies developed pursuant to this section shall include provision for visitation by minor children of the inmate.

(d) Video visitation may be used to supplement existing visitation programs, but shall not be used to fulfill the requirements of this section if in-person visitation is requested by an inmate.

(e) Facilities shall not charge for visitation when visitors are onsite and participating in either in-person or video visitation. For purposes of this subsection, "onsite" is defined as the location where the inmate is housed.

(f) Subdivision (d) shall not apply to facilities which, prior to January 1, 2017 ~~February 16, 2017~~, (1) exclusively used video visitation or (2) were designed without in-person visitation space and for which initial architectural planning had been submitted to the Board.

(g) If a local detention facility offered video visitation only as of January 1, 2017, the first hour of remote video visitation per week shall be offered free of charge.

§1231.2.18 (Title 24) – Visiting Space

Space shall be provided in all Types I, II, III and IV facilities for in-person visiting.

Attachment J-1