

INITIAL STATEMENT OF REASONS

CONSTRUCTION FINANCING PROGRAM TITLE 15-CRIME PREVENTION AND CORRECTIONS DIVISION 1, CHAPTER 1, SUBCHAPTER 6

ARTICLE 1. GENERAL PROVISIONS

Section 1700. Purpose. This section specifies the purpose of the following regulations in implementing financing programs as described in the listed Government Code. Revisions reflect legislative action which has amended the existing statute of Chapter 3.13 of Title 2, Division 3, Part 10b of the Government Code, and adopted Chapter 3.132 of Title 2, Division 3, Part 10b of the Government Code. The citations in the note section were modified to align properly with the Board of State and Community Corrections' statutory authority. There is no operational or fiscal impact.

Section 1706. Definitions. This section defines terms used throughout these regulations. To provide clarity and consistency, several definitions have been modified or added as necessary to fully disclose the meaning of specific terms. The authority and reference citations have been modified to align properly with BSCC's statutory authority, including but not limited to, the addition of Government Codes related to Senate Bill (SB) 844, a new Adult Local Criminal Justice Facilities Construction Financing Program. There is no operational or fiscal impact.

The definition "Adult Local Criminal Justice Facilities Construction Financing Programs" was modified to provide clarity and consistency. The language "3.132," "SB 863," and "SB 844" were added to provide the new program's Government Code Chapter reference and to specify which specific programs (SB 863 and SB 844) fall under the Adult Local Criminal Justice Facilities Construction Financing Program definition.

The definition "Cash match" was modified by inserting "1714.4" to provide clarity and consistency by including a reference to Section 1714.4, Matching Fund Requirements for SB 844, which is a newly proposed regulation.

The definition "Evaluation and rating process" was modified to include references to newly proposed sections which were added as a result of the new Senate Bill 844 Adult Local Criminal Justice Facilities Construction Financing Program. The following references were inserted into this definition to provide clarity: "1712.4," "1714.4," "1730.4," and "1740.4".

The definition "Hard match" was modified to provide clarity and consistency by removing the word by inserting "1714.4" as a new reference for the SB 844 program.

The definition "In-kind match" was modified to provide clarity and consistency by removing the word by inserting "1714.4" as a new reference for the SB 844 program.

The definition “In-person visit” was added to provide definition of a term used in the construction financing program operating under these regulations. This change is necessary to ensure clarity and consistency in eligibility requirements in Section 1712.4 of the SB 844 program, a newly proposed section. The term specifies and gives an example of what may be considered to be in-person visit.

The definition “Large county” was modified to provide clarity and consistency. There are now three programs operating under the definition of an Adult Local Criminal Justice Facility, which are SB 1022, SB 863 and SB 844. The definition of “large county” is predicated upon the most recent data available at the time of Request for Proposals (RFP) creation. By removing the word “and” and inserting “and January 1, 2016 for SB 844” the dates defining “large county” will be specific for each program.

The definition “Local jail” was modified to provide clarity and consistency by removing “and” and adding a reference to the newly proposed Section 1712.4, Eligibility Requirements for SB 844.

The definition “Match” was modified to provide clarity and consistency by adding a reference to Section 1714.4, Matching Fund Requirements for SB 844, a newly proposed section.

The definition “Medium county” was modified to provide clarity and consistency. There are now three programs operating under the definition of an Adult Local Criminal Justice Facility, which are SB 1022, SB 863 and SB 844. The definition of “medium county” is predicated upon the most recent data available at the time of Request for Proposals (RFP) creation. By removing the word “and” and inserting “and January 1, 2016 for SB 844” the dates defining “large county” will be specific for each program.

The definition “Net gain in beds” was modified to provide clarity to the programs operating under these regulations. By removing “through the Phase I of the Local Jail Construction Financing Program” we are clarifying the term “net gain in beds” is not applied exclusively to only one specific program (Phase I, Phase II, SB 1022, SB 863 and SB 844).

The definition “Participating county” was modified and inserted with a reference to Chapter 3.132 of Title 2, Division 3, Part 10b of the Government Code, which applies to the newly proposed sections related to the SB 844 program.

The definition “Performance criteria” was modified to provide clarity and consistency with the revised definition in 22164(1)(a) in Public Contract Code. Section 20133(1)(d) of the Public Contract Code was repealed effective January 1, 2015..

The definition “SB 844” was added to provide clarity in defining a new program under the Adult Local Criminal Justice Facilities Construction Financing Program. This new program was created by Senate Bill 844 on June 27, 2016, which also required BSCC to adopt regulations. (Gov. Code Section, §15820.94, subd.(b)(2)).

The definition “Small county” was modified to provide clarity and consistency. There are now three programs operating under the definition of an Adult Local Criminal Justice

Facility, which are SB 1022, SB 863 and SB 844. The definition of “small county” is predicated upon the most recent data available at the time of Request for Proposals (RFP) creation. By removing the word “and” and inserting “and May 1, 2016 for SB 844” the dates defining “large county” will be specific for each program.

The definition “Soft match” was modified to provide clarity by inserting a reference to newly proposed Section 1714.4, Matching Fund Requirements for SB 844.

The definition “State bond financing” was modified to provide clarification and consistency by inserting a reference to Chapter 3.132 of Title 2, Division 3, Part 10b of the Government Code, in response to the passing of Senate Bill 844.

The definition “State reimbursements” was modified to provide clarity and reduce confusion by simplifying the language and providing a reference to costs deemed eligible for state financing as provided in Sections 1712 through 1712.4.

ARTICLE 2. ELIGIBILITY REQUIREMENTS

Section 1712.4. Eligibility Requirements for SB 844. This regulation provides an outline of program-specific requirements for the participation and reimbursement of SB 844 projects and state-reimbursable project costs. This section is proposed to provide clarity and an explanation of the items eligible for state reimbursement under the new SB 844 Adult Local Criminal Justice Facilities Construction Financing Program. For consistency, this regulation mirrors the language in Section 1712.3. Some differences in the eligibility of state reimbursable costs exist between 1712.3 and 1712.4, due to the enabling legislation and Executive Steering Committee decisions, which were later approved by the BSCC Board. These differences include referencing the SB 844 program-specific information and regulation sections that apply to the SB 844 process, for example 1712.4(a) references SB 844 rather than SB 863, 1712.4(a)1 and (a)(3) reference 1730.4 and 1714.4 rather than 1730.3 and 1714.3 which apply to SB 863. More significant differences between Sections 1712.3 and 1712.4 are the new language shown in sections 1712.4(a)(6) through (8), which include the requirements that counties provide description of efforts to address sexual abuse pursuant to Part 10(b), Division 3, Title 2 Chapter 3.132 of the Government Code; in-person visitation space under the SB 844 program; and clarification that counties are only eligible to apply if they received a partial ward or have not received an award from the state within the financing programs Chapter 3.11 to 3.131 of the California Government Code under AB 900 Phase I, AB 900 Phase II, SB 1022 and SB 863.

Section 1714.4. Matching Fund Requirements for SB 844. This regulation provides an outline of program-specific requirements for the participation and use of SB 844 match-eligible project costs. This section is proposed to provide clarity and an explanation of the program-specific match cost items that are eligible for projects under the new SB 844 Adult Local Criminal Justice Facilities Construction Financing Program. The language of Section 1714.4 was determined both by the enabling statute (Government Code section 15820.936), which states “county contribution...shall be a minimum of 10 percent of the total project costs...BSCC may reduce contribution requirements for participating counties with a general population below 200,000 upon petition by a participating county.”

The SB 844 Executive Steering Committee specified the statute by proposing that counties with a population below 200,000 have a reduced match not less than the total non-state reimbursable project costs, which was later approved by the BSCC Board. The citations in the note section were inserted to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

ARTICLE 3. APPLICATION TO PARTICIPATE IN THE CONSTRUCTION FINANCING PROGRAM

Section 1730.4. Proposal Process for SB 844. This section is proposed to provide an outline of the proposal process for counties who wish to apply for financing through the SB 844 program. The steps and requirements of becoming a participating county is different for each program based on the enabling legislation and statute and the BSCC Board-appointed Executive Steering Committee interpretations in specifying the legislation and statute. Information in this section outlines the process and requirements specific only to SB 844 financing program. The citations in the note section were inserted to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1731. Needs Assessment Study. This regulation is provided for clarity, it explains which projects are required to submit a needs assessment study and how it shall be submitted. For clarity and consistency the language "The needs assessment study for SB 844 must reflect current needs and needs through the year 2019; with an emphasis on expanded program and treatment space. A county shall not be required to submit a new needs assessment if the county previous submitted a needs assessment for a request under SB 863, but must include the SB 863 needs assessment in the SB 844 application." The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1740.4 SB 844 Proposal Evaluation Criteria. This proposed regulation is to provide an outline of the criteria by which each submitted proposal will be evaluated for the SB 844 Adult Local Criminal Justice Facilities Construction Financing Program. The evaluation criteria that will be used for the SB 844 program differs from any other program operating under Subchapter 6 of these regulations.

The criteria was determined in part by Statute; Government Code Section 15820.945(c) required that BSCC take into consideration the documentation of the need for improved adult local criminal justice facility housing with an emphasis on expanded program and treatment space (evaluation criteria #1), replacement of compacted housing (evaluation criteria #2), Government Code Section 15820.946 required BSCC to take into account the percentage of pretrial inmates in the county jail and provide a description of the current risk-assessment-based pretrial release program (evaluation criteria #3), a Board of Supervisors' resolution authorizing adequate county funds and completion of CEQA documentation (evaluation criteria #6). Administrative Work Plan (evaluation criteria #4), Budget Narrative (evaluation criteria #5), and the criteria rating points were determined by the Executive Steering Committee to evaluate the scope, schedule and cost of the project and set a rating scale. The criteria not determined by statute was discussed and approved by the Executive Steering Committee and BSCC Board, in an effort to best assess the general merits of each proposed project. To create a clear, fair, and

defendable rating process the Executive Steering Committee assigned points to each criteria so that all proposals would be judged by the same criteria and scored on a pre-determined point scale. All decisions made by the Executive Steering Committee were presented to the BSCC Board for approval/denial at regularly scheduled Board meetings.

The citations in the note section were inserted to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1747. Steps to Proceed with Construction for Design-Bid-Build Projects.

This regulation outlines the required steps that counties must take to move into the construction phase of their project when using the Design-Bid-Build construction delivery method. In Section 1747(a)(1) was modified to provide consistency, reference to Section 1730.3 and Section 1730.4 have been added to mirror requirements for Adult Local Criminal Justice Facilities, which now includes SB 1022, SB 863 and SB 844. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1747.1. Steps to Proceed with Construction for Design-Build Projects. This regulation outlines the required steps that counties must take to move into the construction phase of their project when using the Design-Build construction delivery method. Section 1747.1(a)(1) was modified to provide consistent references to Sections 1730.3 and 1730.4 which referenced the requirements for Adult Local Criminal Justice Facilities, including SB 1022, SB 863 and SB 844. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1748. Requirements for the Project Delivery and Construction Agreement.

This regulation outlines the program-specific requirements for entering into a Project Delivery and Construction Agreement. The text of this section has been modified by revising the word "after" to "before" to specify when the project delivery and construction agreement shall be executed, which is consistent with how these processes have operated. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1748.5 Requirements for the Board of State and Community Corrections Agreement. This regulation clarifies the requirements of the agreement between the BSCC and the participating county. The citations in the note section were modified to align properly with BSCC's statutory authority with SB 844. There is no operational or fiscal impact.

Section 1749. Submittal of Architectural Drawings and Specifications for Design-Bid-Build Projects. This regulation outlines the requirements and specifications for submittal of architectural drawings, specifically for design-bid-build projects. Due to the passing of SB 844, a distinction was necessary between SB 1022 projects, SB 863 projects and SB 844 projects, as they all operate under the same program name of Adult Local Criminal Justice Facilities Construction Financing Program. Clarifying language was inserted into 1749(b), ", SB 863" and "SB 844". For consistency, a reference was added to 1749(c) to provide SB 844's applicable statute. The citations in the note section

were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1749.1. Submittal of Performance Criteria and Concept Drawings for Design-Build Projects. This regulation outlines the requirements and specifications for submittal of specific criteria and concept drawings, specifically for design-build projects. Due to the passing of SB 844, a distinction was necessary between SB 1022 projects, SB 863 projects and SB 844 projects, as they all operate under the same program name of Adult Local Criminal Justice Facilities Construction Financing Program. In order to ease confusion clarifying language was inserted into 1749.1(c), “, SB 863” and “SB 844”, For consistency, a reference was added to 1749.1(d) to provide SB 844's applicable statute. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1750. Operation Program Statement/Staffing Plan/Operating Cost Analysis for Design-Bid-Build Projects. This regulation outlines the program, staffing plan, and operating cost analysis requirements specific to design-bid-build projects. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1750.1. Operational Program Statement/Staffing Plan/Operating Cost Analysis for Design-Build Projects. This regulation outlines the program, staffing plan, and operating cost analysis requirements specific to design-build projects. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1751. General County Requirements. This regulation outlines the more generalized requirements for participating counties and includes clarity and references to the authoritative Government Codes. For consistency and further clarity, reference to Government Code 15820.92, 15820.930 and 15820.940 were added to provide applicable statutes for SB 1022, SB 863 and SB 844 to Sections 1751(a); reference to Government Code 15820.930 and 15820.940 were added to provide applicable statutes for SB 863 and SB 844 to Sections 1751(b) and 1751(c) for Adult Local Criminal Justice Facilities Construction Financing Program projects. Section 1751(d) was also modified to provide clarification and reference for SB 844's applicable statute. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1752. Ground Lease. This regulation explains what the ground lease agreement is and what the requirements of said document are. To provide consistency in Section 1752(a) the language, “and 15820.940.” was added in reference to SB 844's applicable statute. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1753. Right of Entry for Construction and Operation. This regulation outlines the agreement between state and county for right of entry for construction and operation. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1754. Facility Sublease. This regulation explains the relationship between the leasing agency and the participating county. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

ARTICLE 4. ADMINISTRATION OF REIMBURSEMENTS AND PROJECT MONITORING

Section 1756. Disbursement of State Reimbursements. This regulation explains the rules and requirements for reimbursement of state funds. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1760. Record Keeping and Accounting. This regulation outlines the participating counties responsibility to establish and maintain a method of official record keeping and Accounting. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1766. Monitoring of Process. This regulation outlines the process of project monitoring performed by the BSCC and/or CDCR. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1767. Completion of Project. This regulation explains the process of project completion as recognized by the BSCC. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1768. Project Modifications. This regulation outlines the process of making modifications to a participating county's project and what the parameters and reporting requirements are. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1770. Audits. This regulation outlines the requirement for participating counties to complete and submit an audit according to specific auditing standards. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1772. Unused Conditional Awards. This regulation outlines where and how unused conditional awards are to be used and or distributed. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

ARTICLE 5. APPEAL PROCEDURES

Section 1776. Purpose. This regulation outlines the purpose for the appeal procedures for jail and Adult Local Criminal Justice Facilities Construction Financing Programs. The

citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1778. Definitions. This regulation defines terms used throughout Article 5 specifically. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact for these changes.

Section 1788. Request for Board of State and Community Corrections Appeal Hearing. This regulation outlines how a county may request an appeal hearing. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1790. Board of State and Community Corrections Hearing Procedures. This regulation outlines the procedures and steps of an appeals hearing with the BSCC. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

Section 1792. Board of State and Community Corrections Decision. This regulation explains the BSCC's decision making process for appeals. The citations in the note section were modified to align properly with BSCC's statutory authority. There is no operational or fiscal impact.

PURPOSE

These revisions were made to incorporate information for the Adult Local Criminal Justice Facilities Construction Financing Program as a result of the enactment of Senate Bill 844 on June 27, 2016. The legislation and following statute of Senate Bill 844 created the new SB 844 financing program and was added to Part 10b of Division 3 of Title 2 of the Government Code. By incorporating the new regulations the Board complied with the statutory directive outlined in Section 15820.93 to 15820.936 of the Government Code for the SB 1022 program, and Section 15820.94 to 15820.947 of the Government Code for the SB 844 program. In addition to compliance, the BSCC set out to provide participating counties with a clear and concise guide to navigate the process and guidelines of their awarded financing program. Benefits of these revisions will include enhanced safety and security of local jail and criminal justice facilities and continued protection of residents, staff and the public.

PROBLEMS THIS PROPOSED REGULATION SEEKS TO ADDRESS

The proposed adoptions and amendments to Title 15, Subchapter 6 Construction Financing Program are to implement the new construction financing program as enacted by Senate Bill 844 (Chapter 13, Stats. 2016).

The Board of State and Community Corrections (BSCC) must adopt regulations (Section 15820.94 of the Government Code) for the new program, SB 844, in order to provide a guide of requirements and processes.

The BSCC previously adopted regulations for the SB 1022 program and SB 863 programs, which created financing for the construction of adult local criminal justice facilities. Senate Bill 844 also provided twenty million dollars (\$20,000,000) set aside for Napa County, for the construction of an adult correctional facility.

BENEFITS ANTICIPATED FROM THE PROPOSED REGULATION

The BSCC anticipates several benefits from the proposed regulation adoption and amendment, including: Protection of public health and safety, worker safety, and the creation of jobs.

Once adopted these regulations will allow the BSCC to extend financing to conditionally awarded counties for the construction of adult local criminal justice facilities under the SB 844 program. Many counties in California are operating outdated, dilapidated, crowded facilities. With these regulations, awards can be made to improve the physical condition of those facilities, creating a safer environment for inmates, workers, and the community. SB 844 focuses on programming space, which will allow for more counties to offer alternatives to detention and a wide array of in-custody programs that will improve public health and safety. Counties who have proposed the construction of new facilities will create jobs within their communities.

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

The BSCC did not rely upon any 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.

In accordance with Government Code Section 11346.5, subdivision (a)(13), the BSCC has determined that no reasonable alternative considered by the agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

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. The programs for which these regulations are proposed only apply to adult local criminal justice facilities, under the jurisdiction of the Sheriff's Department or County Department of Corrections. Businesses are not eligible to apply for the SB 844 program. The proposed regulations do not require businesses to participate or comply with any part of the SB 844 program.

ECONOMIC IMPACT ASSESSMENT

PURPOSE

The BSCC proposes to adopt Sections 1712.4, 1714.4, 1730.4, and 1740.4, and amend Sections 1700, 1706, 1731, 1747, 1747.1, 1748, 1748.5, 1749, 1749.1, 1750, 1750.1, 1751, 1752, 1753, 1754, 1756, 1760, 1766, 1767, 1768, 1770, 1772, 1776, 1778, 1788, 1790, and 1792 of Title 15 of the California Code of Regulations (CCR).

Through this adoption and amendment the following sections will be implemented, interpreted and/or made specific by this proposed rulemaking: Authority: Sections 15820.925, 15820.935, 15820.936, 15820.945, and 15820.946 Government Code; and Section 6030, Penal Code. Reference: Sections 15820.92 through 15820.926, 15820.93 through 15820.936, 15820.94 through 15820.946 Government Code.

In proposing this adoption the BSCC seeks to improve public health and safety, and worker safety.

THE CREATION OR ELIMINATION OF JOBS WITHIN THE STATE OF CALIFORNIA

These regulations are proposed to distribute up to \$270 million in lease revenue bonds for the construction of adult local criminal justice facilities. Through the SB 844 Construction Financing Program, counties will have the opportunity to create jobs through the construction process by hiring consultants, contractors, and by creating new positions within their completed facility. These regulations will only affect counties who are offered, and accept, a conditional award for financing; the effects will last through the design and construction phases and continue for counties who choose to create new positions to staff their completed facilities. Therefore, BSCC has determined that this regulatory action will have a positive impact on the creation of jobs, but will not affect 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 are proposed to distribute up to \$270 million in lease revenue bonds for the construction of adult local criminal justice facilities. Through the SB 844 Construction Financing Program, counties will use the services of businesses through their construction phases but will not continue to rely on the services of these businesses to the extent of creating new or eliminating existing businesses within the state of California. Only Counties within the State of California may apply for financing and only under the jurisdiction of the County Sheriff or County Department of Corrections. No awards are given to businesses within the State of California. The BSCC has determined that these regulations will not have an effect 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 are proposed to distribute up to \$270 million in lease revenue bonds for the construction of adult local criminal justice facilities. Through the SB 844 Construction Financing Program, counties will use the services of businesses through their construction phases but will not continue to rely on the services of these businesses to the extent of expanding businesses within the state of California. Only Counties within the State of California may apply for financing and only under the jurisdiction of the County Sheriff or County Department of Corrections. No awards are given to businesses within the State of California. The BSCC has determined that these regulations will not have an effect 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

The anticipated benefits to this regulation are increased protection of welfare of California residents, and worker safety. The welfare of California residents and worker safety will be affected positively by construction and/or renovation of new and existing adult jail and criminal justice facilities. The newly renovated or constructed facilities will eliminate many of the dangers of working in an outdated facility with the use of better space planning and technology that is up-to-date. A greater focus has been placed on programming space

and making community and inmate programs available in-custody and as an alternative to incarceration. In some instances participants of programs will receive support and learn necessary social and employment skills to better assimilate back into the community. New and renovated facilities will offer more space, technology, and other much needed tools to create a safe environment for workers, inmates, visitors, and the community. The BSCC has determined that the state's environment will not be affected by the adoption of these regulations because the regulation is the subject of criminal justice facility construction financing. The BSCC has determined that there will be a positive impact on the health and welfare of California residents and worker's safety.