

P.O. Box 942883
Sacramento, CA 94283-0001



October 15, 2014

NOTICE OF CHANGE TO TEXT AS ORIGINALLY PROPOSED

The full text of the amendments to the California Code of Regulations that concern the Urinalysis Testing Program for Parolees is provided in its original single underline and strikethrough format. Changes to this original text, which are being proposed in this notice, are indicated by **bold double underlining** for additional added text and **bold double strikethrough** for deleted text to the originally proposed text. These proposed changes are being made available for public comment.

As determined by the California Department of Corrections and Rehabilitation (CDCR), the attached text contains the following changes:

Section 3620(a): The wording 'reasonable belief' has been changed to 'reasonable suspicion', this provides consistency with the Department's already established definition.

Section 3621(a)(2): A previously referenced form has been revised, therefore CDCR Form 2249 (06/12), is now reflected as CDCR Form 2249 (REV. 08/14).

Section 3622(a)(1): The revision date for CDCR Form 2249 is changed to (REV. 8/14).

Section 3622(a)(4): The language regarding submitting of the CDCR Form 2249 to the Unit Supervisor for processing was deleted and replaced for correction purposes, as this form is not processed by the Unit Supervisor, but rather placed in the parolee field book or parole Field File.

Description of Changes to Form 2249:

- The sections for the Parole Agent and Unit Supervisor's signatures at the bottom of the form were removed because the process does not include providing the form to the Unit Supervisor. The form is not used as a transmittal and is not used to initiate remedial action. The Parole Agent of record maintains the form in the parolee's field file, and subsequent test samples are documented on the same form.
- The column heading "Sent to Lab for Confirmation" was revised to remove the "N/A" check box and replace with "N," because unless the sample is sent to the lab, a voluntary statement of admission has been obtained from the parolee and therefore no lab confirmation is needed. This has also been noted on the form with an asterisk that refers to the "N" check box.
- The "Distribution" noted at the bottom of the form was revised to remove "Original to Unit Supervisor," and "Copy to Agent of Record for Field File," this is because the Parole Agent of record maintains the form in the parolee's field file

and subsequent test samples are documented on the same form. The process does not include providing a copy to the Unit Supervisor.

The 15-day comment period on these changes shall close on October 30, 2014. Submit any comments to Timothy M. Lockwood, Chief, Regulation and Policy Management Branch, Department of Corrections and Rehabilitation, P.O. Box 942883, Sacramento, CA, 94283-0001; fax to (916) 324-6075; or e-mail to rpmb@cdcr.ca.gov before the close of the public comment period. Comments must be received no later than 5:00 p.m. on October 30, 2014.

Only those comments relating directly to the enclosed post-hearing changes that are indicated by **bold double underlining** or ~~double strikethrough~~ will be considered.

Original signed by:

TIMOTHY M. LOCKWOOD, Chief
Regulation and Policy Management Branch
Department of Corrections and Rehabilitation

Attachment