

**State of California
Office of Administrative Law**

In re:
Department of Developmental Services

Regulatory Action:

Title 17, California Code of Regulations

Adopt sections: 59050, 59051, 59052,
59053, 59054, 59055,
59056, 59057, 59058,
59059, 59060, 59061,
59062, 59063, 59064,
59065, 59066, 59067,
59068, 59069, 59070,
59071, 59072

Amend sections:

Repeal sections:

**NOTICE OF APPROVAL OF CERTIFICATE OF
COMPLIANCE**

**Government Code Sections 11349.1 and
11349.6(d)**

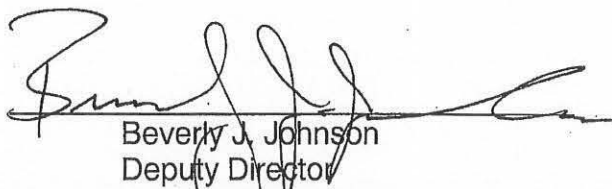
OAL Matter Number: 2017-0327-01

**OAL Matter Type: Certificate of Compliance
(C)**

The Department of Developmental Services submitted this timely certificate of compliance to make permanent the regulations adopted in OAL File No. 2016-0128-02E. The emergency regulatory action adopted sections in CCR title 17, to enable eligible consumers to reside in Enhanced Behavioral Supports Homes and avoid placement in more restrictive or out-of-state living arrangements. This rulemaking implements SB 856 and the Lanterman Act, Welfare and Institutions Code section 4500 et seq., enacted to reduce institutionalization of people with developmental disabilities and prevent dislocation from home communities.

OAL approves this regulatory action pursuant to section 11349.6(d) of the Government Code.

Date: May 9, 2017


Beverly J. Johnson
Deputy Director

For: Debra M. Cornez
Director

Original: Nancy Bargmann
Copy: Tiffani Andrade

NOTICE PUBLICATION/REGULATIONS SUBMISSION



(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2016-0909-03	REGULATORY ACTION NUMBER 2017-0327-01 C	EMERGENCY NUMBER 2016-0126-02E
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For use by Office of Administrative Law (OAL) only

<p>NOTICE</p>	<p>REGULATIONS</p>
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ENDORSED - FILED
in the office of the Secretary of State
of the State of California

MAY 09 2017

3:58 pm

AGENCY WITH RULEMAKING AUTHORITY Department of Developmental Services	AGENCY FILE NUMBER (If any)
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A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE		NOTICE REGISTER NUMBER 2016-39-2	PUBLICATION DATE 9/23/2016

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Enhanced Behavioral Supports Home	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2016-0126-02E
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
ACTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT 59050, 59051, 59052, 59053, 59054, 59055, 59056, 59057, 59058, 59059, 59060, (see attached)
	AMEND
TITLE(S) 17	REPEAL

3. TYPE OF FILING		
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input checked="" type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
		<input type="checkbox"/> Print Only
		<input type="checkbox"/> Other (Specify) _____

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)
1/09/2017 - 1/24/2017

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)		
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect <input type="checkbox"/> Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY		
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input checked="" type="checkbox"/> Other (Specify) Department of Social Services		

7. CONTACT PERSON Tiffani Andrade	TELEPHONE NUMBER 916-654-3016	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) tiffani.andrade@dds.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE 1/24/17
TYPED NAME AND TITLE OF SIGNATORY Eric Gelber, Assistant Director, Office of Legislation and Regulations	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

MAY 09 2017

Office of Administrative Law

STD 400 NOTICE PUBLICATION/REGULATIONS SUBMISSION –
Attachment

B. 2. Sections affected: (continued) 59061, 59062, 59063, 59064,
59065, 59066, 59067, 59068, 59069, 59070, 59071, 59072