

State of California
DEPARTMENT OF DEVELOPMENTAL SERVICES

UPDATED INFORMATIVE DIGEST
[Government Code § 11346.9(b)]

Special Incident Reporting Regulations

Sections Affected: Proposed amendments to sections 54327, 54327.1, 56002, 56026, 56038, 56059 and 56093 title 17, California Code of Regulations (CCR).

Description of the Regulatory Action

Regulations require vendors, long-term health care facilities, and regional centers to report certain special incidents. When a provider learns about an incident, they make a report to the individual's regional center. This information is recorded in a secure database at the regional center. The regional center then reports the incident to the Department. Regional center staff will likely contact the individual or their provider to learn more, to ensure that the individual is safe and has the supports and services that they need. Sometimes a special incident report may reveal that the individual needs additional services or supports, even for a short period of time. Special Incident Reporting Requirements under title 17, sections 54327 and 54327.1, require clarity for consistency of reporting procedures across vendors and regional centers. sections 56002, 56026, 56038, 56059 and 56093 require updates to any section references for special incident reporting requirements amended through this regulatory action.

On September 20, 2024, The Department released for public review and comment the Notice of Public Comment Period (45-Day NOPA), the Modified Text, and the Initial Statement of Reasons for Rulemaking (ISOR) for proposed amendments to the Special Incident Reporting Regulations. Amendments to the regulation text included the addition of definitions, updates for clarity and consistency of special incident reporting, and updates to referenced sections within title 17.

The NOPA contains an informative digest of the proposed action and policy statement overview which contains a description of the rationale for each amendment. None of the background information or other sections of the informative digest have changed since the publication of the 45-Day NOPA.

During the 45-Day comment period, the Department received written comments in addition to oral testimonies during the public hearing which was held on November 13, 2024.

The Department made modifications to the proposed regulatory text and submitted the final regulations to the Office of Administrative Law. On March 21, 2025, the Department withdrew the final regulation package in response to feedback from the Office of Administrative Law.

On April 7, 2025, the Department released for public review and comment the 15-Day Notice of Public Availability of Modified Text and the Modified Text for the Special Incident Reporting Rulemaking File. During the 15-Day comment period, the Department received written comments. The Department responded to all comments received in the Final Statement of Reasons.