



## Memorandum

**Date:** February 1, 2019

**To:** Office of Administrative Law  
300 Capitol Mall, Suite 1250  
Sacramento, California 95814

**From:** Amy J. Whiting

**Subject:** CHANGES WITHOUT REGULATORY EFFECT—TITLE 9,  
CALIFORNIA CODE OF REGULATIONS (CCR), SECTION 4315

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The Department of State Hospitals (DSH) hereby submits the attached Std. Form 400 and Proposed Regulation Order to make a nonsubstantive change to title 9, CCR, section 4315, pursuant to section 100(a)(6) of the Government Code.

### **Background**

On September 14, 2018, the Legislature enacted Senate Bill No. (SB) 1495 (Stats. 2018, ch. 424). Section 6 of SB 1495 added section 4005.8 to Welfare and Institutions Code (WIC) which added the Deputy Director of the Office of Protective Services of the State Department of State Hospitals with the oversight of all protective service components within DSH's law enforcement and fire protection services. Section 6 of SB 1495 also added "The Deputy Director shall be an experienced law enforcement officer who has completed the management training course prescribed by the Commission on Peace Officer Standards and Training, with extensive management experience directing uniformed peace officers and investigation officers."

Section 7 of SB 1495 amended WIC section 4300, which added the Chief of Police Services at the hospital to also mean "officer." Section 8 of SB 1495 amended WIC section 4301, which added the hospital director and the Chief of Police Services. Sections 9 and 10 of SB 1495 amended WIC sections 4311 and 4313 to outline the duties and experience required for the Chief of Police Services, supervising investigators, investigators, and each hospital police officer.

**Proposed Changes**

The attached proposed nonsubstantive changes to section 4315, title 9, CCR, are appropriate for processing under the section 100 because they make the regulation consistent with the addition of section 4005.8 to Welfare and Institutions Code (WIC) and the additional changes to WIC sections 4300, 4301, 4311, and 4313 by SB1495.

These proposed modifications do not alter the requirements, rights, responsibilities, conditions, or prescriptions contained in the existing regulations as adopted by DSH and approved by OAL. If you have any questions or concerns, you may contact me at (916) 651-3247.

Amy J. Whiting  
Staff Services Manager I  
Regulations and Policy Unit  
Hospital Strategic Planning and Implementation Division

Attachments