NOTICE OF PROPOSED RULEMAKING

Amendment to California Code of Regulations
Regarding DSPS Regulations Rewrite

Notice published on or before March 5, 2015

NOTICE IS HEREBY GIVEN that, pursuant to Standing Order 200, the Board of Governors of the California Community Colleges proposes to adopt the regulations described below after considering all comments, objections, or recommendations regarding the proposed action.

PUBLIC HEARING

A public hearing will be held during the next regularly scheduled Board of Governors meeting on March 16-17, 2015 at 1102 Q Street, Sacramento, California. The Board meeting will commence at the hour of 12:00 p.m. on March 16, 2015, or as soon thereafter as the business of the Agency will permit. The room is wheelchair accessible. Other disability-related accommodations such as materials in alternate media, sign language interpreters, or real time transcription will be provided to persons with disabilities upon request. Parking accessible for persons with disabilities is available near the facility. Persons requesting such accommodations should notify Karen Gilmer, 1102 Q Street, Suite 4554, Sacramento, CA 95811-6549, kgilmer@cccco.edu, 916-322-4005, no less than five working days prior to the meeting. The Chancellor’s Office will make efforts to meet requests made after such date, if possible.

At the hearing, any person may present statements or arguments, orally or in writing, relevant to the proposed regulatory action described in the Informative Digest. The Board of Governors requests, but does not require, that persons who make oral comments at the hearing also submit a written summary of their comments. No oral comments will be accepted subsequent to this public hearing.

WRITTEN COMMENT PERIOD

Any interested person may submit written comments relevant to the proposed regulatory action. To ensure that your comments have the maximum effect in developing the final regulations, we urge you to identify clearly the specific subdivision of the proposed regulation that each of your comments addresses and to arrange your comments in the same order as the proposed regulation. Please send your comments to:
Rulemaking Notice – (Disabled Student Service and Programs regulation rewrite)
March 4, 2015
Page 2 of 4

Rhonda Mohr, Dean
Student Services and Special Programs Division
California Community Colleges Chancellor's Office
1102 Q Street, Suite 4554
Sacramento, CA 95811-6549

Comments may also be submitted by facsimile at 916-322-9030 or by email at regcomments@cccco.edu.

Comments must be received prior to 5:00 p.m. on April 21, 2015. Written comments are subject to disclosure under the Public Records Act.

CHANGES OR MODIFICATIONS TO PROPOSED TITLE 5 AMENDMENTS

Following the public hearing and considering all timely and relevant comments received, the Board of Governors may adopt the proposed regulations substantially as described in this Notice or may modify the proposed regulations if the modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified regulation will be available for 15 days prior to its adoption from the Legal Affairs Division and will be provided to those persons who provided contact information and submitted written comments relevant to the proposed regulatory action, or who provided oral comments at the public hearing, or who have requested notification of any changes to the proposal.

AUTHORITY AND REFERENCE

Authority: Education Code sections 55040, 67312, 70901 and 84850.

INFORMATIVE DIGEST

Proposed changes to the Disabled Student Programs and Services regulations include: the modernization of terminology and updating/correcting technical language throughout the regulations, removing the requirement of the Student Education Contract and adding a requirement for an Academic Accommodations Plan (AAP) which is unique to DSPS, adding clarification to the staffing requirements of a DSPS Program, adding three new disability categories, updating the definitions of existing disability categories, and updating and clarifying both the allowable and non-allowable program fund expenses. These changes reflect the work of a title 5 rewrite workgroup formed in 2013 to formulate specific recommendations and to incorporate stakeholders' feedback.
ESTIMATED COST OR SAVINGS OF PROPOSED AMENDMENTS

The estimated cost or savings of the proposed amendments are anticipated to be as follows:

Mandate on local agencies or community college districts: None
Cost or savings to state agencies: None
Costs to local agencies or community college districts for which reimbursement would be required pursuant to part 7 (commencing with section 17500) of division 4 title 2 of the Government Code: None
Other non-discretionary cost or savings imposed on community college districts: None
Cost or savings in federal funding to state agencies: None

The effect of the adoption of the proposed regulations will not impose increased costs or new costs to community college districts that are required to be reimbursed under section 17561 of the Government Code. Such determination will be made a formal part of the public hearing at the time and place described above. Furthermore, there are no direct costs or indirect costs, or savings to any state agency, no costs or savings in federal funding to the state and no non-discretionary costs or savings to local agencies.

CONTACT PERSON

Inquiries concerning the content of these regulations may be directed to:

Rhonda Mohr, Dean
Student Services and Support Division
California Community Colleges
Chancellor's Office
1102 Q Street, Suite 4554
Sacramento, CA 95811-6549
Telephone: 916-323-6894
E-mail: rmoehr@cccco.edu

Inquiries concerning the regulatory process may be directed to the Legal Affairs Division, at 916-445-4826 or legalaffairs@cccco.edu.

TEXT OF PROPOSED REGULATIONS AND CORRESPONDING DOCUMENTS

Copies of the exact language of the proposed regulation, and all of the information upon which the proposal is based, may be obtained online at:
http://extranet.cccco.edu/SystemOperations/BoardofGovernors/Meetings.aspx
or http://tinyurl.com/7o6hpn8
Those who receive the Board of Governors Agenda package for the March 2015 meeting can find a further description of the proposal and the full text of the regulations.

You may also request a copy of the proposal from Legal Affairs, using the contact information provided above.