

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control \_\_\_\_\_ Department or Agency Youth Services  
Rule No. 950-2-3 Rule Title: Safe Population Capacity  
New X Amend \_\_\_\_\_ Repeal \_\_\_\_\_ Adopt by Reference \_\_\_\_\_

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

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Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer   
Date 6-19-17

(DATE FILED)  
(STAMP)

APA-2

**Alabama Department of Youth Services**

**NOTICE OF INTENDED ACTION**

AGENCY NAME: Youth Services

RULE NO. & TITLE: 950-2-3 Safe Population Capacity

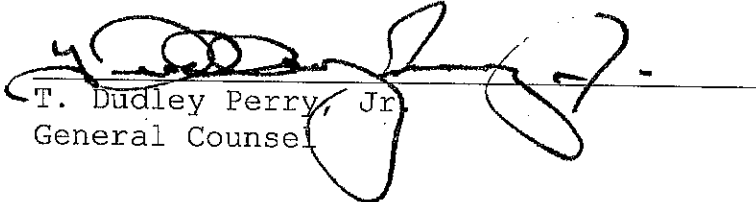
INTENDED ACTION: The Alabama Department of Youth Services proposes to amend Rule 950-2-3 of the Administrative Code.

SUBSTANCE OF PROPOSED ACTION: The Department proposes to amend Rule 950-2-3 to reflect institutional capacity.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Comments may be submitted in writing to ADYS Legal Division, P.O. Box 66, Mt. Meigs, AL 36057 or orally at the ADYS Board Room on August 8, 2018 at 10:00 am at 1000 Industrial School Rd., Mt. Meigs, AL 36057.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: August 8, 2018

CONTACT PERSON AT AGENCY: T. Dudley Perry, Jr. (334) 215-3803

  
T. Dudley Perry, Jr.  
General Counsel

## CHAPTER 950-2-3 SAFE POPULATION CAPACITY

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950-2-3-.01 Statement of Policy

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950-2-3-.03 Effective Date

950-2-3-.01 Statement of Policy.

(1) In an effort to ~~alleviate~~ avoid overcrowded conditions within the facilities of the Department, and to maintain safe capacity, ~~i.e. including adequate bed space to alleviate fire hazards and meet safety codes,~~ and assuming appropriate compliance with current rated fire hazard capacity and adequate number of staff to adequately supervise youth on each shift in compliance with policy, the following maximum ~~student~~ youth capacity will be placed on each facility:

(a) Vacca Campus 96~~Chalkville Campus 92~~

~~(b) Vacca Campus 120~~

~~(c) Mt. Meigs Campus 116~~321

~~(d) D&E Center 51~~

~~(e) Mobile Group Home 15~~

~~(f) Gadsden Group Home 10~~

~~(g) Bell Road Group Home 10~~Autauga Campus 78

(h) Troy Group Home 10

~~(2) Total Capacity 424~~505

**Author:** Department of Youth Services

**Statutory Authority:**

**History:** Amendment Filed June 19, 2018 Effective

950-2-3-.02 Statutory Authority. Title 44, Code of Ala. 1975,  
Section 44-1-52.

**Author:** Department of Youth Services

**Statutory Authority:**

**History:**

950-2-3-.03 Effective Date. The policy for maintaining a maximum  
student capacity at each facility shall be effective September  
25, 1981.

**Author:** Department of Youth Services

**Statutory Authority:**

**History:**