

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control _____ Department or Agency Youth Services
Rule No. 950-3-3 Rule Title: Discharge of Committed Youth
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

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.

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 [Handwritten Signature]
Date 6-19-18

(DATE FILED)
(STAMP)

APA-2

Alabama Department of Youth Services

NOTICE OF INTENDED ACTION

AGENCY NAME: Youth Services

RULE NO. & TITLE: 950-3-3 Discharge of Committed Youth

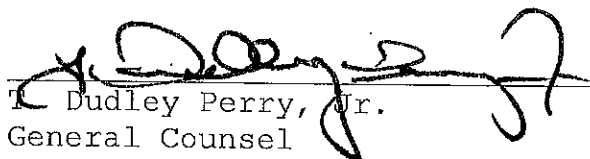
INTENDED ACTION: The Alabama Department of Youth Services proposes to amend Rule 950-3-3 of the Administrative Code.

SUBSTANCE OF PROPOSED ACTION: The Department proposes to amend Rule 950-3-3 to reflect current state law.

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 950-3-3 DISCHARGE OF COMMITTED YOUTH

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950-3-3-.03 Effective Date

950-3-3-.01 Statement of Policy. A committed youth shall be discharged who, in the judgment of the director, has gained optimal rehabilitation from the programs of the department and will not be received again by the department under the original commitment order. A committed youth who has reached optimal rehabilitation from the programs of the Department is a youth who, in the judgment of the director, can receive no further gain from the programs of the Department. The Department shall notify the committing court in writing at least ten days in advance of the discharge.

Author: Department of Youth Services

Statutory Authority: Section 44-1-36, Code of Alabama 1975, as amended.

History: Amendment Filed June 19, 2018 Effective

950-3-3-.02 Statutory Authority. Title 44, Code of Ala. 1975, Section 44-1-36, Subsections (c), (f) and (g).

Author: Department of Youth Services

Statutory Authority:

History:

950-3-3-.02 Effective Date. The Department assumed responsibility for the operation of the three training schools in January 1975.

Author: Department of Youth Services

Statutory Authority:

History:
