REGULATION AND POLICY MANAGEMENT BRANCH
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Sacramento, CA 94283-0001

October 26, 2026

NOTICE OF CHANGE TO TEXT AS ORIGINALLY PROPOSED

Pursuant to the provisions of Government Code Section 11346.8(c) and Section 44 of Title 1 of the California Code of Regulations (CCR), the California Department of Corrections and Rehabilitation (CDCR or the department) hereby provides notice of proposed changes made to CCR Sections regarding Visiting. The department proposes to amend sections 3170.1, 3171, 3172, 3172.2, 3173, 3173.2, and 3177, and revise CDCR Form 106, Visiting Questionnaire Application, and CDCR Form 888, Notice of Request for Search within the CCR, Title 15, Division 3, Chapter 1.

You are receiving this notice because you provided comments or expressed an interest in receiving notice of changes to the proposed regulations concerning Visiting.

Notice of Change to Regulations 26-03 was noticed to the public on February 20, 2026. The full text of the originally proposed amendments is shown in its original single underline and ~~strikethrough~~ format. The changes provided in this Notice of Change to Text as Originally Proposed are indicated by **bold double underline** for additional added text**,** and **~~bold double strikethrough~~** for additional deleted text to the originally proposed text and are also indicated as described below for changes to the CDCR Forms 106 and 888. Only those comments relating directly to the amendments indicated by **bold double underline** or **~~bold double strikethrough~~**, or as described below for the CDCR Forms 106 and 888, will be considered.

In the attached text:

Subsection 3170.1(g)(1) is amended to provide further clarity by adding the language “in the visiting area,” to specify that visitors shall be permitted to take any food or beverage items they purchased in the visiting area out of the visiting area.

Subsection 3171(c) is amended to provide a new revision date for the CDCR Form 106 due to revisions made to the CDCR Form 106.

Subsection 3172(a) is amended to provide a new revision date for the CDCR Form 106 due to revisions made to the CDCR Form 106. Additionally, for further clarification, language is added to specify that the Form 106 shall contain the incarcerated person’s original (wet ink) signature prior to forwarding to their prospective visitor. An original wet ink signature is necessary to help ensure authenticity.

Subsection 3172(b) is amended to provide a new revision date for the CDCR Form 106 due to revisions made to the CDCR Form 106. Additionally, for further clarification, language is added to specify that the Form 106 shall contain the prospective visitor’s

original (wet ink) signature. An original wet ink signature is necessary to help ensure authenticity.

Subsection 3172(d) is amended to provide a new revision date for the CDCR Form 106 due to revisions made to the CDCR Form 106.

Subsection 3172(e) is amended to replace the word “may” with “shall” for correction and consistency purposes, as any changes to a visitor’s name, address, telephone number, or arrest history requires an updated Visiting Questionnaire Application in order to retain the status of an approved visitor. Additionally, language is added to this subsection for clarity and consistency with the CDCR Form 106, to specify that an institution or facility may periodically initiate a request for an updated Visiting Questionnaire Application, and the frequency shall be no more than once every two years. This ensures that the visitors’ information is accurate and up to date.

Subsection 3172(h)(3) is amended to revise the term “state identification number” from upper case to lower case letters, for correction purposes.

Subsection 3172.2(a) is amended to make minor punctuation corrections, by adding commas after “Friday,” and “Saturday.”

Subsection 3173(b) is amended for clarity purposes, to specify the specific documents that have already been scanned into the parent or legal guardian’s visiting profile in SOMS. Additionally, minor grammatical corrections are made, along with removing the language “through (e)(5)” and replacing it with “3173(e)(1)” for better specificity.

Subsection 3173(d) is amended to add the word “parental” to the language “written consent,” for consistency with the language used throughout these regulations which refers to a “written parental consent.” Additionally, language is added to clarify that a notarized written parental consent may be scanned into the visitor’s visiting profile in SOMS, in accordance with subsection 3173(e)(2). The addition of this language provides clarity and consistency with language used throughout this section regarding a parental consent form for a minor.

Subsection 3173(e)(2) is amended to add the word “parental” to the language “written consent,” for consistency with the language used throughout these regulations which refers to a “written parental consent.”

3173.2(a) is amended to remove the “/” between “institution/facility” and replace it with the word “or” for better clarity, and for consistency with language now used throughout Title 15 which aims to provide better clarity.

Subsection 3173.2(a)(1) is amended to add language that clarifies that the search process is progressive, with a less intrusive search method being utilized first, and as described in subsections 3173.2(d)(1) and 3173.2(d)(2).

Subsection 3173.2(b) is amended to add a comma for punctuation correction purposes.

Subsection 3173.2(c)(2)(B) is amended to add the word “that” for grammatical correction purposes.

Subsection 3173.2(c)(3)(G) is amended to provide a new revision date for the CDCR Form 888 due to revisions made to the CDCR Form 888.

Subsection 3173.2(d)(2) is amended to clarify when an individual is selected for additional screening. New language specifies that when an individual is selected for additional screening it is due to reasonable suspicion. Additionally, new language adds a provision for additional screening: “when a passive canine air scan alert is positive pursuant to subsection 3173.2(c)(3)(B).” In circumstances such as these, it is necessary to conduct additional screening to combat contraband from entering the institution or facility, and to ensure institutional safety and security. This language is added for clarity and correction purposes, as this provision should have been included with the other provisions that require additional screening. Lastly, a new revision date for the CDCR Form 888 is provided, due to revisions made to the CDCR Form 888.

Subsection 3173.2(d)(6) is amended to clarify the clothed body search, and specify that staff will not touch the visitor, which includes touching the visitor with any object such as the hand-held wand. A new revision date is provided for the CDCR Form 888, due to revisions made to the CDCR Form 888.

Subsection 3173.2(d)(7) is amended to remove the word “may” for correction purposes, in the sentence: “[A]n unclothed body search may consist of ….” Language now states “[A]n unclothed body search consists of ….” In addition, to provide additional clarity regarding the unclothed body search, language is added specifying that “A portion of an individual’s clothing is removed as needed and progresses as necessary to clear any reasonable suspicion,” and “[T]he least amount of clothing is removed as necessary to clear the reasonable suspicion, and the search concludes as soon as the reasonable suspicion is cleared.”

Subsection 3173.2(e)(1) is amended for clarity, and consistency with CDCR Form 106, and specifies that “[A] letter of verification signed by the visitor’s physician, physiatrist, prosthetist, or orthotist may be scanned into the visitor’s visiting profile in SOMS, in accordance with subsection 3173(e)(5).”

Subsections 3173.2(e)(2) and (e)(3) are amended to make minor punctuation corrections.

Subsection 3173.2(f) is amended for clarity, and consistency with CDCR Form 106, and specifies that “[A] letter signed by the visitor’s physician may be scanned into the visitor’s visiting profile in SOMS, in accordance with subsection 3173(e)(5).”

Subsection 3173.2(h) is amended to make a minor punctuation correction.

Section 3177 second paragraph, is amended to add language for clarity and consistency purposes. The added language provides further clarification for visitors of family visits by specifying the identification requirements for married or domestic partners, and reiterating

the language specified in new subsection 3173(e), regarding allowing specified documents to be scanned into SOMS.

Subsection 3177(b)(1)(B) is amended to replace the language “as defined in” with “pursuant to” for more appropriate language.

Subsection 3177(b)(1)(D) is amended to replace the word “offense” with “felony” for consistency with Penal Code 667.5(c).

Subsection 3177(b)(1)(E) is amended to replace the language “as defined in” with “pursuant to” for more appropriate language.

Subsection 3177(b)(3) is amended to provide better clarity by replacing the word “[N]otwithstanding” with the language “[F]or incarcerated persons who were disqualified for family visiting by ….” This provides for better clarity of the sentence. Additionally, for greater specificity, the reference to “subsections 3177(b)(1)(C)-(E), and 3177(b)(2)” is revised to “subsection 3177(b)(1)(C), (D), or (E) or 3177(b)(2).”

Subsection 3177(b)(3)(A) is amended to make a minor punctuation correction.

Subsection 3177(b)(4)(A) is amended for to add “; and” after the language “[N]o serious rule violations,” to clarify that both 3177(b)(4)(A) and (B) need to be demonstrated to qualify as sustained positive behavior. This revision provides better accuracy and clarity.

Subsection 3177(b)(5) is amended to provide better clarity regarding denied family visits, and the time frame when an individual may request to re-apply for family visits.

<u>Revisions to CDCR Form 106, Visiting Questionnaire Application:</u>

After further review, the department determined that additional revisions to the CDCR Form 106 were necessary for clarity and consistency purposes. Revisions to the CDCR Form 106 are as follows:

Minor non-substantive grammatical and punctuation edits are made throughout the form for corrective or consistency purposes.

The revision date of the form is updated from “(Rev. 05/25)” to “(Rev. 09/26)” due to revisions to the form.

In the second paragraph of the form, language is added to provide the exceptions for any omission or falsification of the questionnaire; CCR, subsections 3172(g) and (h) provide for specific circumstances which would allow the prospective visitor to continue visiting or rectify incomplete or incorrect information on the form. The amended language provides clarity regarding the exceptions for any omitted or falsified information. Additionally, the last sentence is amended for consistency with 3172(g), which provides that the applicant shall return the completed Visiting Questionnaire Application to the institution or facility via common carrier or personal delivery.

In section 13B, language is revised to replace the word “Warden” with “institution head or designee” for consistency with language in CCR, section 3172(d).

The informational paragraphs in fine print at the bottom and second page of the form are revised to number each paragraph, rather than only a few select paragraphs, this provides for consistency and improved referencing for each section. The paragraphs now begin with number 15, as the previous form had two sections numbered as “14,” which was duplicative, and confusing. Other formatting revisions, such as titling each paragraph and putting the title in bold, re-titling paragraph headings, and adding paragraph title headings are made for better structure, clarity, and consistency.

Section 15, is now titled “Minors,” and is revised for clarity and consistency purposes, and to more closely align with the language in the CCR, specifically sections 3172(b)(1) and 3172(b)(2), and sections 3172(c), 3173(d), and 3173(e)(2).

Section 16, Visitors with Disabilities: Language in this section is revised to more closely align with CCR sections 3173.2(e)(1), and 3173.2(f).

Section 17, Subject to Search: Language in this section is revised to more closely align with CCR section 3173.2(a).

Section 18, Firearms and Drugs on Institutional Grounds/Assisting Incarcerated Person to Escape: Revisions in this section remove a duplicative reference to Penal Code 4573.8 for correction purposes; and relocate the first sentence to the end of the paragraph for better order and structure of the section.

Section 19, Giving Letters to Incarcerated Persons or Taking Letters Out for Incarcerated Persons by Anyone is a Misdemeanor: This section is re-titled for better clarity, and adds language from Penal Code section 4570 to provide clarity to prospective visitors. Additionally, reference to Penal Code section 4571 is removed as it was determined not relevant to this section.

Section 21, State of Emergency: The title heading of this section is revised from “Period of Emergency” to “State of Emergency” to better reflect the subject heading. Additionally, language is revised to align with, and provide a reference to, CCR section 3383. Reference to Penal Code section 2601(d) is removed as it was determined to be an incorrect cross reference.

Section 22, Giving or Receiving Gifts: Language in this section is revised to more closely align with language in CCR section 3010, and to provide a cross reference to CCR section 3010. Other formatting edits are made for consistency purposes.

Section 23, Hostages: Language in this section is revised to more closely align with CCR section 3304. Additionally, language is added to provide notification that all incarcerated persons, visitors, and staff shall be informed of the regulation concerning hostages (CCR, section 3304).

Section 24, Change of Visitor's Information: This new section is added to inform visitors that whenever there is a change in the visitor's address, telephone number, or arrest history, or periodically upon request, applicants shall submit a new CDCR Form 106. Additionally, language specifies that the frequency of any periodic update initiated by the institution or facility shall be no more than once every two years. This language aligns with section 3172(e) and provides clarification to visitor applicants.

Section 25, Approval/Disapproval of Visiting Questionnaire Application: Language which was not previously displayed as a section heading is made into a specific title heading, and language is revised for clarity, consistency, and alignment with sections 3172.1(c)(1) and 3172.1(c)(2).

In the signature block for both the visitor and the incarcerated person, language is added to clarify that the signature must be an original wet ink signature, and no photocopies of the form will be accepted. Original wet ink signatures will help to ensure authentication; and the language that no photocopies will be accepted helps to clarify that the original document must be submitted to Visiting staff. For better organization, the Verification of Mailing box is relocated to the left, as this step will happen first. Also, a separate line is made for the incarcerated person's CDCR # to avoid it appearing as an option for either a signature or a CDCR #.

In the Official Use portion of the form, language is added to clarify that approval/disapproval of prospective visitors shall be in accordance with CCR, section 3172.1.

Under the Omissions and/or Falsifications portion, the fourth checkbox which previously read: "[A]rrest record received via DOJ …" is replaced with new language for clarity purposes and to avoid confusion for staff completing the form. The new language provides for more accurate language which aligns with CCR, section 3172.1. The new checkboxes provide a more detailed breakdown of the reasons for disapproval when a visitor has a conviction.

A new checkbox is added for "[P]ositive identity cannot be established." This aligns with section 3172.1 as a reason for disapproval of a prospective visitor.

To comply with the Information Practices Act of 1977 (Civil Code 1798.17), a new section is added to the end of the form, to provide the information required for Civil Code 1798.17. This language provides compliance with the Act, and clarity to the individuals completing the Visiting Questionnaire Application.

<u>Revisions to CDCR Form 888, Notice of Request for Search:</u>

After further review, the department determined that revisions to the CDCR Form 888 were necessary for consistency purposes. Revisions to the CDCR Form 888 are as follows:

The revision date of the form is updated from "(Rev. 07/24)" to "(Rev. 08/26)" due to revisions to the form.

The third paragraph of the form is revised for consistency with the language in CCR, section 3173.2(d)(7) regarding an unclothed body search.

Due to the addition of language in the third paragraph of the form, the form expanded to 2 pages. Therefore, information which was previously at the bottom of the form is now on the back side of the form.

The comment period on these changes shall begin on **October 26, 2026** and close on **November 10, 2026**. Please submit comments to Regulation and Policy Management Branch, Department of Corrections and Rehabilitation, P.O. Box 942883, Sacramento, CA, 94283-0001; or e-mail to rpmb@cdcr.ca.gov before the close of the comment period. Only those comments relating directly to the enclosed changes indicated by **bold double underline** or ~~**bold double strikethrough**~~**,** or as described for the CDCR Forms 106 and 888, will be considered.

Ying Sun

Ying Sun, Associate Director
Regulation and Policy Management Branch
Department of Corrections and Rehabilitation

Attachment(s)

15-DAY RE-NOTICE TEXT OF PROPOSED REGULATIONS

In the following text, **bold double underline** indicates additional text and ~~**bold double strikethrough**~~ indicates additional deleted text to the originally proposed text presented in the original single underline and ~~single strikethrough~~ format.

California Code of Regulations, Title 15, Division 3.

Chapter 1. Rules and Regulations of Adult Operations and Programs

Subchapter 2. Incarcerated Person Resources

Article 7. Visiting

3170.1. General Visiting Guidelines.

[Subsections 3170.1(a) through (f) are unchanged.]

[Subsection 3170.1(g) is amended to read:]

(g) During contact visits, the incarcerated person and visitor may pass, exchange, or examine any items of property or consume any items of food or beverage that either party is permitted to bring into or purchase in the visiting area, except for items that are contraband under section 3006. Neither the incarcerated person nor the visitor shall take any property items out of the visiting area that were passed or exchanged from the other party, except for legal documents as provided in section 3178 and photographs that were taken during the visit.

(1) ~~Neither the incarcerated person nor~~ The visitor shall be permitted to take any food or beverage items they purchased **in the visiting area** out of the visiting area. The incarcerated person shall not be permitted to take any food or beverage items out of the visiting area.

[Subsection 3170.1(h) is unchanged.]

NOTE: Authority cited: Section 5058, Penal Code. Reference: Sections 2600, 2601(c)(2), 4570, 4576 and 5054, Penal Code.

3171. Visiting Procedures.

[Subsections 3171(a) and (b) are unchanged.]

[Subsection 3171(c) is amended to read:]

(c) Incarcerated persons may refuse to see a visitor. Such refusal shall not result in removal of the visitor from the incarcerated person's visitor list. To remove a visitor from their approved visitor list, incarcerated persons shall submit a written request to the visiting staff. After six months, the incarcerated person may make a written request to have the visitor placed back on their approved visitor list. At this time, the visitor shall reapply for approval to visit by submitting a CDCR Form 106 (Rev. ~~**05/25**~~ **09/26**), ~~v~~Visiting ~~q~~Questionnaire Application, which is incorporated by reference, to visiting staff.

NOTE: Authority cited: Section 5058, Penal Code. Reference: Sections 2080, 2086, 2930 and 5054, Penal Code.

3172. Applying to Visit an Incarcerated Person.

[Subsections 3172(a) and (b) are amended to read:]

(a) It is the incarcerated person's responsibility to forward a CDCR Form 106 (Rev. ~~**05/25**~~ **09/26**), ~~v~~Visiting ~~q~~Questionnaire Application, which is incorporated by reference, to any prospective visitor. **The CDCR Form 106 (Rev. 09/26), Visiting Questionnaire Application shall contain the incarcerated person's original (wet ink) signature prior to forwarding to their prospective visitor.**

(b) All adults seeking to visit an incarcerated person shall ~~provide~~ submit a completed CDCR Form 106 (Rev. ~~**05/25**~~ **09/26**), ~~v~~Visiting ~~q~~Questionnaire Application to visiting staff, and obtain institution~~/~~ or facility approval before they may be permitted to visit with an incarcerated person. **The CDCR Form 106 (Rev. 09/26), Visiting Questionnaire Application shall contain the prospective visitor's original (wet ink) signature.**

[Subsections 3172(b)(1) through (c) are unchanged.]

[Subsections 3172(d) through (g) are amended to read:]

(d) It is a felony for any formerly incarcerated person to come on institution or facility property for any reason~~,~~ without prior approval of the institution head or designee. Requests from a formerly incarcerated person to visit an incarcerated person ~~must~~ shall be made in writing and submitted to the institution head or designee. The request shall include a CDCR Form 106 (Rev. ~~**05/25**~~ **09/26**), ~~v~~Visiting ~~q~~Questionnaire Application, and a Certificate of Discharge. Supervised persons and prospective visitors under probation shall provide written proof of permission to make such a visit from their case supervisor.

(e) The visiting approval application process shall include an inquiry of personal, identifying, and the arrest history information of the prospective visitor sufficient to complete a criminal records clearance and a decision by the institution~~/~~ or facility designated staff to approve or disapprove based upon the information provided. This information is subject to periodic review by designated staff. Any change in the visitor's name, address, telephone number, or arrest history ~~must~~ shall be reported and ~~**may**~~ **shall** require submission of an updated Visiting ~~q~~Questionnaire Application in order to retain the status of an approved visitor. **An institution or facility may periodically initiate a request for an updated Visiting Questionnaire Application. The frequency shall be no more than once every two years.**

(f) Previously approved visitors shall submit a new ~~v~~Visiting ~~q~~Questionnaire Application prior to visiting any incarcerated person who has been returned to an institution~~/~~ or facility from parole or admitted into a substance abuse treatment control unit while on parole. The visitor shall not be allowed to visit prior to obtaining the institution~~/~~ or facility approval.

(g) The applicant shall return the completed Visiting ~~q~~Questionnaire Application to the institution~~/~~ or facility via common carrier or personal delivery (except as provided in subsection (d) above) addressed to the attention of "Visiting.". Any Visiting ~~q~~Questionnaire Application received by the visiting office directly from an incarcerated

person shall be disapproved. Approved visitors required to update information in accordance with (e) above, shall, absent information which would warrant immediate disapproval, be allowed to continue to visit pending the review and approval~~/~~ or disapproval of the updated Visiting ~~q~~Questionnaire Application.

[New subsection 3172(h) is adopted to read:]

(h) If the Visiting Questionnaire Application is incomplete or incorrect and does not warrant disapproval, the applicant may provide the missing or corrected information via email in the following circumstances:

(1) A minute order from the court is required.

(2) Verification forms for Failure to Appear (FTA) for outstanding citation(s) or a pending criminal case are required.

(3) The applicant has submitted an invalid driver's license or **~~S~~s**tate **~~I~~i**dentification **~~N~~n**umber (ID).

NOTE: Authority cited: Section 5058, Penal Code. Reference: Sections 4570.5 and 5054, Penal Code.

3172.2. Minimum Visiting Days and Hours.

[Subsection 3172.2(a) is amended to read:]

(a) Each institution~~/~~ or facility shall provide visiting for no less than ~~12~~ 18 hours per week. Any reduction of an institution~~/~~ or facility visiting schedule below ~~12~~ 18 hours shall require the prior approval of the Secretary or designee. Regular visiting days shall be consecutive and include Friday~~,~~ Saturday~~,~~ and Sunday.

[Subsections 3172.2(b) through (c) are unchanged.]

NOTE: Authority cited: Section 5058, Penal Code. Reference: Sections 2600 and 5054, Penal Code; and *In re French*, 164 Cal. Rptr. 800 (1980).

3173. Processing of Approved Visitors.

[Subsection 3173(a) is amended to read:]

(a) In the event that the Strategic Oversight Management System (SOMS) is not operating, ~~A~~approved visitors shall complete a visitor pass upon their arrival at the institution~~/~~ or facility visitor processing center and their approval to visit shall be verified.

[Subsection 3173(b) is amended to read:]

(b) All adult visitors shall present picture identification before being permitted to visit. For each minor, an ~~certified record of birth (~~official government-issued birth certificate, or county~~ -~~embossed abstract of birth~~)~~ shall be presented during each visit~~.~~, unless **~~documents~~ the government-issued birth certificate or county-embossed abstract of birth** ha**~~ve~~s** already been scanned into the parent or legal guardian's visiting profile in SOMS, in accordance with subsection**~~s~~** 3173(e)**(1) ~~through (e)(5)~~**.

[Subsections 3173(c) through (c)(6) are unchanged.]

[Subsection 3173(d) is amended to read:]

(d) Minors may be allowed to visit an incarcerated person subject to the restrictions of section 3173.1. If the accompanying adult is not the parent or legal guardian of the minor, a notarized written **parental** consent shall be required from a person with legal custody of the minor, authorizing the minor to visit while accompanied by a designated adult. **A notarized written parental consent may be scanned into the visitor's visiting profile in SOMS, in accordance with subsection 3173(e)(2).**

[New subsections 3173(e) through (e)(5) are adopted to read:]

(e) Upon request by a visitor, or a parent or legal guardian of a minor visitor, the following documents shall be scanned into SOMS in lieu of presenting the documents in the future:

(1) An official government-issued birth certificate or county-embossed abstract of birth, for a visiting minor.

(2) A notarized written parental consent in accordance with subsection 3173(d), for a visiting minor, that includes approval of scanning the notarized written **parental** consent into SOMS for future visits.

(3) An official government-issued marriage license or domestic partnership form, for a person attending an approved family visit, as described in section 3177.

(4) An official government-issued birth certificate or county-embossed abstract of birth, for a parent or sibling attending an approved family visit, as described in section 3177.

(5) A medical letter for a visitor, as described in subsections 3173.2(e)(1) and 3173.2(f).

NOTE: Authority cited: Section 5058, Penal Code. Reference: Sections 4570.5, ~~and~~ 5054, and 6405, Penal Code.

3173.2. Searches and Inspections.

[Subsection 3173.2(a) is amended to read:]

(a) Any person coming onto the property of an institution or a facility shall be subject to ~~inspection as~~ a voluntary search, which is necessary to ensure institution or facility security including prevention of the introduction of contraband. ~~Inspections~~ A voluntary search may include a search of the visitor's person, personal property and vehicle(s) when there is reasonable suspicion to believe the visitor may be attempting to introduce or remove contraband or unauthorized items or substances into, or out of, the institution or facility. Visitors shall not be searched without consent unless institution~~/~~ **or** facility officials possess a court-issued warrant to conduct the search, or they are being detained for unlawful actions or activities in accordance with section 3292. Any person who does not consent to a search shall be denied visiting for that day, except as provided for in subsection 3173.2(c)(2)(B) regarding search of visitors using passive alert canines.

(1) For the purposes of this section as it pertains to visitors, voluntary clothed or unclothed body searches and inspections shall be conducted by using a hand-held wand and

conducting a visual inspection to confirm that there is no introduction of contraband. **The search process is progressive with a less intrusive search method being utilized first, and as described in subsections 3173.2(d)(1) and 3173.2(d)(2).**

[Existing subsection 3173.2(b) is deleted.]

~~(b) Visitors shall not be forcibly searched unless institution/facility officials possess a court issued warrant to conduct the search, or are being detained for unlawful actions or activities in accordance with section 3292.~~

[Existing subsection 3173.2(c) is renumbered to (b) and is amended to read:]

(~~c~~b) Visitors shall be required to submit to contraband**,** ~~and/or~~ metal detection device(s), and~~/or~~ electronic drug detectors including, but not limited to, ION scanners and other available contraband ~~and/~~or metal detecting device(s) technology, and a thorough search of all personal items, including inspection of a wheelchair, implant, prosthesis or assistive devices prior to being allowed to visit with an incarcerated person. ~~Visitors shall be subject to search by passive canines as follows:~~

[New subsection 3173.2(c) is adopted to read:]

(c) Visitors shall be subject to search by passive canines as follows:

[Existing subsections 3173.2(b)(1) through (b)(2) are renumbered (c)(1) through (c)(2), but are otherwise unchanged, and are shown for reference.]

(1) Any person coming onto the grounds of any department facility is subject to search by a department canine as part of the department's drug interdiction program.

(2) Direct Search of Visitors using Passive Alert Canines.

Prior to beginning the search of visitors using passive alert canines, the Search Operations Commander or designee shall be responsible for determining if the search will be of all visitors entering or exiting an area, or only those selected on a random basis. The random selection method shall be documented on the Canine Air Scan Results Log prior to the commencement of the searches. The random pattern shall not be altered unless approved by the Search Operations Commander.

[Subsections 3173.2(c)(2)(A)-(B) are amended to read:]

(A) The canine handler shall make a courteous Visitor Search Announcement informing the visitor(s) that ~~he/she is~~ they are conducting passive canine air scan searches of visitors using passive alert canines and that the purpose of the scan is to detect ~~illegal drugs~~ controlled substances.

(B) The canine handler shall advise the visitor **that** ~~he/she is~~ they are going to conduct a passive canine air scan search of the visitor. All visitors, including attorneys or legal organizations as identified in section 3141(c)(~~9~~10) and employees of other government agencies, shall be informed that: (1) ~~he/she~~ any visitor does have the right to refuse the search, and (2) any visitor who refuses to be searched in this manner shall be denied contact visiting but shall be authorized for a non-contact visit if available on that same day.

[Subsections 3173.2(c)(2)(C) through (E) are unchanged but are shown for reference.]

(C) The visitor shall be directed to not interact with the canine in any way.

(D) While inadvertent contact is a possibility, the handler shall not instruct the canine to contact the visitor.

(E) If the visitor seems excessively nervous, the handler shall attempt to reassure the visitor that the procedure is safe.

[Subsection 3173.2(c)(3) is unchanged but is shown for reference.]

(3) Results of a Canine Search for Visitors Not Identified in Section 3410.2.

[Subsections 3173.2(c)(3)(A)-(B) are amended to read:]

(A) If the canine does not give a positive canine alert during an air scan search of a visitor, the visitor shall be permitted to resume ~~his/her~~ their visitor processing.

(B) If the canine does alert during an air scan search of the visitor, the visitor shall be informed that ~~he/she~~ they shall be required to submit to a clothed body search as a condition of a non-contact visit. Subsequently, if the clothed body search is negative for contraband, the visitor shall continue with processing into the non-contact visiting area. However, if the clothed body search results in the discovery of contraband, the visitor shall be denied entrance to the facility and may be subject to arrest and referral for criminal prosecution. If the visitor refuses to consent to a clothed body search, visiting shall be denied for the day. All positive alerts by Electronic Drug Detection Equipment (EDDE)~~/~~ or passive canine air searches, refusals to submit to clothed body searches after a positive alert, ~~and/~~or refusals to participate in the drug interdiction process shall be recorded on the SOMS visiting record. However, refusals to participate in a passive canine air scan search shall not be recorded on the SOMS visiting record. A visitor shall be informed that ~~he/she~~ they shall be subject to the following:

[Subsections 3173.2(c)(3)(B)1. through 4. are unchanged]

[Subsection 3173.2(c)(3)(C) is amended to read:]

(C) A visitor found in possession of ~~drugs~~ controlled substances ~~and/~~or ~~cell phones~~ a wireless communication device shall be referred to the institution's Investigative Services Unit (ISU) for possible arrest and shall be suspended from visiting at any CDCR facility pursuant to sections 3176.1, 3176.2, and 3176.3.

[Subsection 3173.2(c)(3)(D) is unchanged but is shown for reference.]

(D) Any confiscated controlled substance or other contraband shall be handled as evidence.

[Subsection 3173.2(c)(3)(E) is amended to read:]

(E) Whenever a canine handler finds contraband, the find shall be reported to the on-~~-~~duty supervisor. The supervisor shall determine what action shall be taken.

[Subsection 3173.2(c)(3)(F) is amended to read:]

(F) In instances when a positive canine alert is given, a positive EDDE alert occurs, or if drug paraphernalia is discovered on the person of a visitor, the visitor shall be informed that ~~he/she~~ they shall be required to submit to a~~n~~ clothed body search as a condition of a non-contact visit if available that same day.

[Subsection 3173.2(c)(3)(G) is amended to read:]

(G) All requests for unclothed or clothed body searches, the reason for the request, and specific facts on which the search is based shall be documented on CDCR Form 888 (Rev. ~~**07/24**~~ **08/26**), Notice of Request for Search, which is incorporated by reference. This form shall include the subject's name, date, all information regarding the reason(s) for the search excluding any confidential information as referenced in section 3321, and the signature of the person authorizing or refusing to be searched. Should the visitor refuse to be searched or in instances where drugs or contraband are discovered, a CDCR Form 887-B (Rev. 07/24), Notice of Visitor Warning/Termination/Suspension/Denial/Revocation, which is incorporated by reference, shall be completed. This form shall specify the reason(s) for the denial of visiting and time frames for which the denial or suspension are in effect.

[Subsections 3173.2 (c)(4) through (c)(4)(A) are unchanged.]

[Subsection 3173.2(c)(4)(B) is amended to read:]

(B) Should the visitor claim that a positive canine alert is due to one or more prescribed medications, that person ~~must~~ shall provide current documentation in the form of a licensed physician's, licensed physician's assistant's, or certified nurse practitioner's verification or a valid prescription for the medication(s) that is~~/~~ or are suspected to have caused the positive alert before they will be permitted a contact visit. The visitor shall be informed that ~~he/she~~ they shall be required to submit to an EDDE scan to determine drug type. The visitor shall also be informed that if ~~he/she~~ ~~has~~ they have a negative scan or alert~~s~~ to a substance consistent with ~~his/her~~ their medical verification, ~~he/she~~ they shall be required to submit to a clothed body search as a condition of a contact visit. The visitor shall be informed that if ~~he/she~~ they alert~~s~~ to a drug or substance inconsistent with ~~his/her~~ their medical verification, ~~he/she~~ they shall be required to submit to a clothed body search as a condition of a non-contact visit, if available. If no contraband is discovered, the visitor will continue through processing. If the visitor is not able to provide the necessary current documentation, the individual shall be informed that ~~he/she~~ they shall be required to submit to a clothed body search as a condition for a non-contact visit, if space is available. If no contraband is discovered, the visitor shall be permitted to have a non-contact visit.

[Subsections 3173.2(c)(5) through (c)(6)(D) are unchanged.]

[Subsection 3173.2(d) is unchanged but is shown for reference.]

(d) Visitor Screening.

[Subsections 3173.2(d)(1) through (d)(1)(C) are unchanged.]

[Subsection 3173.2(d)(2) is amended to read:]

(2) Subject to subsection 3173.2(a), additional screening will occur when an individual sets off the alarm of the metal detector~~,~~**;** an individual is selected for additional screening~~,~~ **due to reasonable suspicion; when a passive canine air scan alert is positive pursuant to subsection 3173.2(c)(3)(B);** or an individual has provided documentation to substantiate a condition that precludes successful screening by metal detector. If additional screening is necessary, the individual will be asked to complete a CDCR Form 888 (Rev. ~~**07/24**~~ **08/26**), Notice of Request for Search. ~~This~~ ~~a~~Additional screening may include either:

[Subsection 3173.2(d)(2)(A) is amended to read:]

(A) A clothed body search, which is conducted by performing a visual inspection and ~~A~~ a hand-held wand inspection ~~in conjunction with a clothed body search~~ of the visitor's body, including the torso; or

[Subsection 3173.2(d)(2)(B) is deleted.]

~~(B) A clothed body search alone; or~~

[Subsection 3173.2(d)(2)(C) is renumbered (B) and is amended to read:]

(~~C~~B) An unclothed body search, which is conducted by performing a visual inspection and a hand-held wand inspection of the visitor's body.

[Subsections 3173.2(d)(3) through (d)(5) are unchanged.]

[Subsection 3173.2(d)(6) is amended to read:]

(6) Clothed body search: ~~To ensure security,~~ ~~a~~A clothed body search ~~may be used in conjunction with the~~ involving a visual inspection and a hand-held wand inspection, may be performed~~. A clothed body search may also be performed as a stand-alone procedure, when appropriate, or~~ to resolve alarms set off during an inspection by the metal detector. ~~A clothed body search may include touching sensitive areas of the body.~~ At no point will staff touch the visitor**, including with any objects such as the hand-held wand**. If the hand-held wand alerts to an area on a visitor, staff shall request the visitor complete a CDCR Form 888 (Rev. ~~**07/24**~~ **08/26**), Notice of Request for Search. With the visitor's consent, staff shall have the visitor directed to a location where privacy can be established for further visual inspection of the visitor. Individuals may be asked to remove outer garments, heavy clothing, and shoes to complete a security search.

[Subsection 3173.2(d)(7) is amended to read:]

(7) Unclothed body search: An unclothed body search ~~**may**~~ consist**s** of the removal of a portion, or all, of an individual's clothing, ~~is a security procedure that~~ and involves a visual inspection of a person's body and body cavities, ~~with all of their clothing removed~~ and a thorough inspection of the person's clothing for the purpose of detecting contraband. **A portion of an individual's clothing is removed as needed and progresses as necessary to clear any reasonable suspicion. The least amount of clothing is removed as necessary to clear the reasonable suspicion, and the search concludes as soon as reasonable suspicion is cleared.** The visitor's body will not be touched by staff during the unclothed body search. This procedure shall be conducted with the

visitor's consent and when there is a reasonable suspicion that the visitor may be carrying contraband and when no less intrusive means are available to conduct the search.

[Subsection 3173.2(e) is unchanged but is shown for reference.]

(e) Visitors with medically implanted or prosthetic devices:

[Subsection 3173.2(e)(1) is amended to read:]

(1) Visitors with temporary or permanent medically implanted or prosthetic device(s) who cannot clear the metal detection device ~~and/~~or visitors who require the use of a wheelchair or other assistive devices for mobility impairment shall present a letter of verification signed by their physician, physiatrist, prosthetist, or orthotist. The letter must confirm the mobility impairment, ~~and/~~or the nature of the medically implanted or prosthetic device and its specific location in~~/~~ or on the ~~body~~ person, and the need for any assistive device. **A letter of verification signed by the visitor's physician, physiatrist, prosthetist, or orthotist may be scanned into the visitor's visiting profile in SOMS, in accordance with subsection 3173(e)(5).**

[Subsections 3173.2(e)(2) and (e)(3) are amended to read:]

(2) Visitors with a temporary medically implanted or prosthetic device(s) shall be required to renew the verification letter~~, as~~ described in subsection 3173.2(e)(1)~~,~~ every two years.

(3) Visitors with a permanent medically implanted or prosthetic device(s) shall be required to renew the verification letter~~, as~~ described in subsection 3173.2(e)(1)~~,~~ to coincide with any changes to the device(s).

[Subsection 3173.2(f) is amended to read:]

(f) Visitors who require the use of a wheelchair shall temporarily transfer to a designated institution~~/~~ or facility wheelchair, when available, while visiting staff conduct an inspection of the visitor's wheelchair. Visitors who present a letter signed by their physician that confirms the need for using a battery powered or custom designed wheelchair shall be exempt from the requirement of transferring from their personal wheelchair. In such cases, the visitor shall permit an inspection of the personal wheelchair and allow a hand-~~-~~held metal detection device to be used. **A letter signed by the visitor's physician may be scanned into the visitor's visiting profile in SOMS, in accordance with subsection 3173(e)(5).**

[Subsection 3173.2(g) is amended to read:]

(g) Except as provided in subsection 3173.2~~(b)~~(a), if the search of any visitor's person, property or vehicle exceeds that which is normally required for all visitors, the visitor shall be informed in writing of the reason for the search and the name of the official ordering the search. Consent shall be obtained from the visitor prior to the search.

[Subsection 3173.2(h) is amended to read:]

(h) A visitor who refuses to be searched except as described in subsection 3173.2(c)(2)(B) regarding canine searches~~,~~ shall be denied visiting for that day.

[Subsections 3173.2(i) through (j)(1) are unchanged.]

NOTE: Authority cited: Section 5058, Penal Code. Reference: Sections 4573, 4573.5, 4576, 5054 and 6402, Penal Code.

3176. Denial, Restriction, Suspension, Termination or Revocation of Visits and Exclusion of a Person.

[Initial paragraph through subsection 3176(a)(6) is unchanged.]

[Subsection 3176(a)(7) is amended to read:]

(7) The visitor has a medically implanted or prosthetic device, cannot clear the contraband or metal detection devices, and does not provide the written verification required in section 3173.2(~~d~~e)(1).

[Subsections 3176(a)(8) through (d) are unchanged.]

NOTE: Authority cited: Section 5058, Penal Code. Reference: Section 5054, Penal Code.

3177. Family Visiting (Overnight).

[Section 3177 initial paragraphs are amended to read:]

Institution heads shall maintain family visiting policies and procedures. Family visits are extended overnight visits, provided for eligible incarcerated persons and their immediate family members as defined in Section 3000, commensurate with institution security, space availability, and pursuant to these regulations. Each institution shall provide all necessary accommodations, except for food, at no cost to the incarcerated persons and their visitors. Institutions shall require eligible incarcerated persons to purchase all food for the family visit through the institution family visiting coordinator. Each institution family visiting menu shall provide a balanced variety of nutritional selections. At all CDCR conservation camps, the visitors shall be required to bring all food for the visit.

Only those immediate family members as defined in Section 3000, including registered domestic partners, are authorized for family visits. **An official government-issued marriage license or domestic partnership form shall be presented prior to each family visit and may be scanned into the visitor's visiting profile in SOMS, in accordance with subsection 3173(e)(3). An official government-issued birth certificate or county-embossed abstract of birth, for a parent, sibling, or minor attending an approved family visit shall be presented prior to each family visit and may be scanned into the visitor's visiting profile in SOMS, in accordance with subsections 3173(e)(4) and 3173(e)(1), respectively.**

[Subsections 3177(a) through 3177(b) are unchanged.]

[Subsection 3177(b)(1) is amended to read:]

(1) ~~Family visits shall not be permitted for incarcerated persons convicted of a violent offense where the victim is a minor or family member or any sex offense, which includes but is not limited to the following Penal Code sections: 187 (when the victim is a family member as defined in Section 3000 or minor); 192 (when the victim is a family member~~

~~or minor); 243.4; 261; 261.5, 262; 264.1; 266c; 266j; 273a; 273d; 273.5; 273.6; 285; 286; 288; 287; 288.2; 288.5; 289; 289.5; 311.1; 311.2; 311.3; 311.4; 313.1; 314; or 647.6, unless otherwise eligible pursuant to subsection (b)(1)(B) or (C) of this section.~~ Unless otherwise eligible pursuant to subsection 3177(b)(3), family visits shall not be permitted for incarcerated persons convicted of:

[New subsections 3177(b)(1)(A) through (E) are adopted to read:]

(A) Any registerable sex offense pursuant to Penal Code section 290.

(B) Any offense involving child abuse ~~**as defined in**~~ **pursuant to** Penal Code section 273d.

(C) Any offense involving domestic violence as defined in Penal Code section 13700(b).

(D) Any violent ~~**offense**~~ **felony** as defined in Penal Code section 667.5(c) when the victim is a minor or immediate family member.

(E) Any offense involving child endangerment ~~**as defined in**~~ **pursuant to** Penal Code section 273a.

[Existing subsection 3177(b)(1)(A) is renumbered (b)(2) and is amended to read:]

~~(A)~~(2) Incarcerated persons may be prohibited from family visiting where substantial documented evidence or information of ~~the misconduct~~ offenses described in subsections 3177(b)(1)(A)-(E) exists, without a criminal conviction. The evidence or information appropriate for the purpose of this regulation shall include serious rule violation reports as well as the standard described in section 3173.1.

[Existing subsection 3177(b)(3) is renumbered (b)(8) but is otherwise unchanged.]

[New subsections 3177(b)(3) through (b)(4)(B) are adopted to read:]

(3) ~~**Notwithstanding**~~ **For incarcerated persons who were disqualified for family visiting by** subsection~~**s**~~ 3177(b)(1)(C)~~**-, (D), or**~~ (E) ~~**and**~~ **or** 3177(b)(2), a classification committee may grant family visits under the following circumstances:

(A) An incarcerated person who committed their disqualifying offense as an adult demonstrates sustained, positive behavior as described in subsection 3177(b)(4)~~,~~ for at least the previous seven years of continuous incarceration. The classification committee shall consider the circumstances of the disqualifying offense in determining whether the incarcerated person poses a threat of harm to visitors during a family visit. In making its determination, the classification committee shall consider, but is not limited to, arrest reports, probation officer reports, court transcripts, and parole revocation transcripts.

(B) An incarcerated person who committed their disqualifying offense as a minor demonstrates sustained, positive behavior as described in subsection 3177(b)(4) for at least the previous five years of continuous incarceration. The classification committee shall consider the circumstances of the disqualifying offense in determining whether the incarcerated person poses a threat of harm to visitors during a family visit. In making its determination, the classification committee shall consider, but is not limited to, arrest reports, probation officer reports, court transcripts, and parole revocation transcripts.

(4) Sustained, positive behavior shall be demonstrated by:

(A) No serious rule violations**; and**~~,~~

(B) Documented participation in self-help groups, e.g., Anger Management, Narcotics Anonymous, Alcoholics Anonymous.

[New subsection 3177(b)(5) is adopted to read:]

(5) Following ~~**the first**~~ **a** denial of family visits by a classification committee, **where a classification committee finds the criteria of section 3177(b)(3) has not been met, an individual cannot re-apply for family visits until 24 months have passed from the date of denial.** ~~**subsequent requests for family visits by the incarcerated person may be filed every 24 months.**~~

[Existing subsections 3177(b)(1)(B) and (C) are deleted.]

~~(B) Incarcerated persons convicted as a minor of a violent offense where the victim was a minor or family member, excluding any sex offense, shall have eligibility for family visiting determined by a classification committee provided the incarcerated person has demonstrated sustained, positive behavior to include: no serious rules violation reports in the last five years and documented participation in self-help groups, e.g., Anger Management, Narcotics Anonymous, Alcoholics Anonymous. The classification committee shall consider the circumstances of the offense involving a minor or family victim in determining whether the incarcerated person poses a threat of harm to visitors during a family visit. In making its determination, the classification committee shall consider, but is not limited to, arrest reports, probation officer reports, court transcripts, parole revocation transcripts.~~

~~(C) Incarcerated persons convicted of a violent offense where the victim was a minor or a family member, excluding any sex offense, may be eligible for family visiting as determined by a classification committee providing the incarcerated person has demonstrated sustained, positive behavior to include: no serious rules violation reports in the last ten years and documented participation in self-help groups, e.g., Anger Management, Narcotics Anonymous, Alcoholics Anonymous. The classification committee shall consider the circumstances of the offense involving a minor or family victim in determining whether the incarcerated person poses a threat of harm to visitors during a family visit. In making its determination, the classification committee shall consider, but is not limited to, arrest reports, probation officer reports, court transcripts, parole revocation transcripts.~~

[Existing subsection 3177(b)(1)(D) is renumbered (b)(6) and is amended to read:]

~~(D)~~(6) Family visiting shall be restricted as necessary to maintain order, the safety of persons, the security of the institution~~/~~ or facility, and required prison activities and operations, pursuant to section 3170.

[Existing subsection 3177(b)(2) is renumbered (b)(7) but is otherwise unchanged.]

~~(2)~~(7) Family visits shall not be permitted for incarcerated persons who are in any of the following categories:

(A) Designated Close Custody;

(B) Designated a condemned incarcerated person;

(C) Assigned to a reception center;

(D) Assigned to a Restricted Housing Unit;

(E) Designated “C” status;

(F) Guilty of one or more Division A or Division B offense(s) within the last 12 months; or

(G) Guilty of distribution of a controlled substance while incarcerated in a state prison, under subsection 3016(d). Loss of family visiting (overnight) in accordance with subsection 3315(g)(5)(H).

[Existing subsection 3177(b)(3) is renumbered (b)(8) but is otherwise unchanged.]

~~(3)~~(8) Family visits shall be permitted only in CDCR institutions and conservation camps.

[Subsections 3177(c) through (g) are unchanged.]

NOTE: Authority cited: Sections 5058 and 6404, Penal Code. Reference: Section 297.5, Family Code; and Section 5054, Penal Code.

STATE OF CALIFORNIA

VISITING QUESTIONNAIRE APPLICATION

CDCR 106 (Rev. 05/25)

READ CAREFULLY. Please **PRINT** or **TYPE**. The information requested will be used by officials of the California Department of Corrections and Rehabilitation (CDCR) to determine whether your Visiting Questionnaire Application will be approved or disapproved. The information provided will be maintained in a file pertaining to the incarcerated person.

In accordance with the Privacy Act of 1974 (PL93-579), providing your Social Security number is optional. However, any omission or falsification on this questionnaire may be cause for denial of visiting. Please mail this form directly to the Visiting office of the institution where the incarcerated person is housed.

NAME OF INCARCERATED PERSON YOU WANT TO VISIT (LAST FIRST MIDDLE)				INCARCERATED PERSON'S CDCR NUMBER
2. YOUR NAME: (LAST FIRST MIDDLE)			SUFFIX (Jr., Sr., etc.)	HOME TELEPHONE NUMBER
3. MAIDEN NAME (If applicable)	HAVE YOU EVER USED ANOTHER NAME? IF SO, PLEASE LIST			RELATIONSHIP TO INCARCERATED PERSON (Spouse, Son/ Daughter, etc.)
4. DATE OF BIRTH	AGE	GENDER	BIRTHPLACE (City County State Country)	
5. ID NUMBER	ID TYPE (Check one) ☐ DRIVER'S LICENSE ☐ STATE ID ☐ PASSPORT ☐ MATRICULA CONSULAR DE ALTA SEGURIDAD (MCAS)			
	EMAIL ADDRESS:			
EXPIRATION DATE:	ISSUED BY (County, State, Country)			6. SOCIAL SECURITY NUMBER (Optional)

7. CURRENT RESIDENCE ADDRESS: STREET ADDRESS, Apt. # (If applicable)	CITY	STATE	ZIP CODE
8. MAILING ADDRESS: (If different from Residence Address)	CITY	STATE	ZIP CODE
9. PREVIOUS ADDRESS WITHIN PAST TWO YEARS, Apt. # (If applicable)	CITY	STATE	ZIP CODE

10. HAVE YOU EVER VISITED ANOTHER INCARCERATED PERSON(S) IN A CALIFORNIA PRISON?

(Check one) ☐ YES ☐ NO If YES, complete Item 11. Attach additional sheet(s) if more than two incarcerated persons

11. INCARCERATED PERSON NAME	CDCR NUMBER	INSTITUTION WHERE YOU VISITED INCARCERATED PERSON	RELATIONSHIP TO INCARCERATED PERSON
1.			
2.			

12. HAVE YOU EVER BEEN DETAINED, ARRESTED, OR CONVICTED OF A CRIME?

(Check one) ☐ YES ☐ NO

13. ARE YOU ON PROBATION? (Check one) ☐ YES ☐ NO If YES, answer 13A	ARE YOU ON PAROLE OR CIVIL ADDICT OUTPATIENT STATUS? (Check one) ☐ YES ☐ NO If YES, answer 13A	HAVE YOU BEEN INCARCERATED IN A STATE ADULT/JUVENILE CORRECTIONAL FACILITY? (Check one) ☐ YES ☐ NO If YES, answer 13B	14. ARE YOU CURRENTLY UNDER ANY TYPE OF COURT IMPOSED PROGRAM? (Check one) ☐ YES ☐ NO If YES, please explain on additional sheet and attach to this form.

13A. TYPE: (Court, Formal, Informal, etc.)	SUPERVISING AGENCY	NAME, ADDRESS, AND TELEPHONE NUMBER OF YOUR PROBATION/PAROLE OFFICER	COUNTY	STATE

13B. If you were discharged from an institution or discharged from parole or outpatient status, you must have prior written approval of the Warden before visiting will be permitted. You will also need to provide a copy of your discharge paperwork.

14. If you are under 18 years of age and are not an emancipated minor or the incarcerated person's legal spouse and are not accompanied by a parent or legal guardian, you must have the notarized written consent of a parent or legal guardian and be accompanied by a responsible adult who is also approved to visit. The notarized written consent must be presented each time a minor visits unless prior approval has been attained from the Warden for an incarcerated person to visit with his or her unchaperoned children, or the notarized written consent has been uploaded into the Strategic Oversight Management System (SOMS), per the parent or legal guardian visitor's request.

15. **VISITORS WITH DISABILITIES:** If you have special requirements related to your disability (medical implants, prosthetic devices or mobility assistive devices, i.e., crutches, walker, braces, wheelchairs, battery operated or custom prescribed wheelchairs, guide dog for the visually or hearing impaired, insulin kit with syringes, etc.) you will need to attach a verifying statement from your physician. Visitors with guide dogs will need to provide the dog's certification paperwork upon visit check-in. The CDCR will make every effort to provide reasonable accommodations for all qualified/eligible visitors with disabilities in keeping with the safety and security of the institution and the public. If you have any questions and/or concerns, please contact the institution where the incarcerated person is housed.

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STATE OF CALIFORNIA

VISITING QUESTIONNAIRE APPLICATION

CDCR 106 (Rev. 05/25)

16. The following laws relate to prison visitation:
SUBJECT TO SEARCH: Visitors entering the correctional institution, camp or facility grounds are subject to a search of their person, vehicle and property. Except as described below, visitors may leave the institution, camp, or facility grounds rather than submit to a search of their person, vehicle or property. Refusal to submit to the search will result in denial of visiting for that day.
A vehicle may be chosen to be searched as part of the Department's canine visitor vehicle search program. Visitors have the right to refuse the search, in exercising this right the driver of the vehicle will be required to remove that vehicle from institution grounds, however, the visitor will not lose their ability to visit this date, provided they return without the vehicle. A refusal to consent to a canine vehicle search in part will not prohibit any passengers of the vehicle from continuing in the visiting process. Should consent be given and narcotics or contraband are discovered, the driver and all passengers will be subject to arrest. Should the canine alert to the presence of narcotics, regardless if narcotics are discovered, all passengers will be subject to a more intensive search of their person as a condition of visiting on that date.
Visitors may not elect to leave the correctional institution, camp or facility grounds rather than submit to a search when institution officials possess a court issued search warrant or cause for a search arises while the visitor is on the institution grounds and the cause for the search is believed by institutional officials to be a criminal offense.
FIREARMS AND DRUGS ON INSTITUTIONAL GROUNDS/ASSISTING INCARCERATED PERSON TO ESCAPE: It is a felony for anyone to assist incarcerated persons to escape. Bringing firearms, deadly weapons, explosives, tear gas, drugs, drug paraphernalia, or selling drugs on prison grounds, or giving/selling incarcerated persons firearms, weapons, explosives, liquor, cocaine, narcotics or any kind of drugs, including marijuana, is a crime (Sections 2772, 2790, 4534, 4535, 4550, 4573, 4573.5, 4573.6, 4573.8, 4573.8, 4573.9, 4574, 4600, California Penal Code). **GIVING LETTERS TO INCARCERATED PERSONS OR TAKING LETTERS OUT FOR INCARCERATED PERSONS BY ANYONE IS A MISDEMEANOR:**
(Sections 4570, 4570.1, California Penal Code).

FALSE IDENTIFICATION: Anyone who falsely identifies himself or herself to gain admittance to a prison is guilty of a misdemeanor. Persons previously convicted of a felony in the State who come upon the grounds of a prison without permission of the official in charge are guilty of a felony. (Sections 4570.5, 4571, California Penal Code).
PERIOD OF EMERGENCY: In the event of an emergency situation that affects a significant portion of the incarcerated population at an institution, the visiting program and other program activities may be suspended during the period of emergency (Section 2601(d), California Penal Code).
GIVING OR RECEIVING GIFTS: *Visitors shall not give or receive gifts from incarcerated persons* (Section 3010, California Code of Regulations, Title 15, Division 3, Chapter 1).
HOSTAGES: Hostages will not be recognized for bargaining purposes during attempted escapes by incarcerated persons (Section 3304, California Code of Regulations, Title15, Division 3, Chapter 1).

17. If you are APPROVED to visit, the incarcerated person will be notified and it is their responsibility to notify you.
If you are DISAPPROVED to visit, the institution will notify you by mail. You will not be allowed to visit until your application is approved.

	VERIFICATION OF MAILING
I have read and understand the above information and agree to follow all Federal, State and CDCR rules and regulations. VISITOR SIGNATURE _____ DATE _____	I have mailed this Visiting Questionnaire Application to the visitor applicant. INCARCERATED PERSON SIGNATURE/CDCR # _____ DATE _____

OFFICIAL USE ONLY – TO BE COMPLETED BY INSTITUTION STAFF

Criminal History: ☐ ☐ NO CII/FBI #: _____

☐ APPROVED

☐ DISAPPROVED, for the following reason(s): (if DISAPPROVED, the applicant and incarcerated person are to be informed in writing of the disapproval.)

☐ Omissions and/or falsifications Section(s): _____ ☐ Need copy of Declaration of Discharge

☐ Need disposition(s) for _____

☐ Applicant is under: ☐ Parole ☐ Formal Probation ☐ Civil Addict Outpatient Supervision

☐ Arrest record received via DOJ indicates applicant has an extensive or recent history of criminal activity for offenses that are particularly sensitive to institutional security. May reapply after: DATE: _____

☐ Other: _____

☐ Applicant's privileges to visit will be reconsidered: _____

☐ Upon receipt of the above requested information _____ and/or _____ ☐ after DATE: _____

PRINT NAME	SIGNATURE	TITLE	INSTITUTION	DATE

☐ INCARCERATED PERSON/VISITOR NOTIFIED ON (DATE): _____ NOTIFICATION PROVIDED BY WHOM: _____

DELETE

VISITING QUESTIONNAIRE APPLICATION

CDCR 106 (Rev. 09/26)

READ CAREFULLY. Please **PRINT** or **TYPE**. The information requested will be used by officials of the California Department of Corrections and Rehabilitation (CDCR) to determine whether your Visiting Questionnaire Application will be approved or disapproved. The information provided will be maintained in a file pertaining to the incarcerated person you are requesting to visit.

In accordance with the Privacy Act of 1974 (PL93-579), providing your Social Security number is optional. However, any omission or falsification on this questionnaire may be cause for denial of visiting, except as provided in Section 3172(g) and (h), California Code of Regulations (CCR), Title 15, Division 3, Chapter 1. The prospective visitor must mail or personally deliver this form directly to the Visiting department of the institution where the incarcerated person is housed.

1. NAME OF INCARCERATED PERSON (LAST)	(FIRST)	(MIDDLE)	INCARCERATED PERSON'S CDCR NUMBER	
2. YOUR NAME (LAST)	(FIRST)	(MIDDLE)	SUFFIX (Jr., Sr., etc.)	TELEPHONE NUMBER

3. MAIDEN NAME (If applicable)	HAVE YOU EVER USED ANOTHER NAME? IF SO, PLEASE LIST	RELATIONSHIP TO INCARCERATED PERSON (Spouse, Son, Daughter, etc.)

4. DATE OF BIRTH	AGE	GENDER	BIRTHPLACE (City)	(County)	(State)	(Country)

5. ID NUMBER	ID TYPE (Check one) ☐ DRIVER'S LICENSE ☐ STATE ID ☐ PASSPORT ☐ MATRICULA CONSULAR DE ALTA SEGURIDAD (MCAS)
	EMAIL ADDRESS

EXPIRATION DATE:	ISSUED BY (County, State, Country)	6. SOCIAL SECURITY NUMBER (Optional)

7. CURRENT RESIDENCE ADDRESS: STREET ADDRESS, Apt. # (If applicable)	CITY	STATE	ZIP CODE
8. MAILING ADDRESS: (If different from Residence Address)	CITY	STATE	ZIP CODE
9. PREVIOUS ADDRESS WITHIN PAST TWO YEARS, Apt. # (If applicable)	CITY	STATE	ZIP CODE

10. HAVE YOU EVER VISITED ANOTHER INCARCERATED PERSON(S) IN A CALIFORNIA PRISON?

(Check one) ☐ YES ☐ NO If YES, complete Item 11. Attach additional sheet(s) if more than two incarcerated persons

11. INCARCERATED PERSON'S NAME	CDCR NUMBER	INSTITUTION WHERE YOU VISITED INCARCERATED PERSON	RELATIONSHIP TO INCARCERATED PERSON
1.			
2.			

12. HAVE YOU EVER BEEN ARRESTED OR CONVICTED OF A CRIME?

(Check one) ☐ YES ☐ NO

13. ARE YOU ON PROBATION? (Check one) ☐ YES ☐ NO If YES, answer 13A	ARE YOU ON PAROLE OR CIVIL ADDICT OUTPATIENT STATUS? (Check one) ☐ YES ☐ NO If YES, answer 13A	HAVE YOU BEEN INCARCERATED IN A STATE ADULT/JUVENILE CORRECTIONAL FACILITY? (Check one) ☐ YES ☐ NO If YES, answer 13B	14. ARE YOU CURRENTLY UNDER ANY TYPE OF COURT-IMPOSED PROGRAM? (Check one) ☐ YES ☐ NO If YES, please explain on additional sheet and attach to this form.

13A. TYPE: (Court, Formal, Informal, etc.)	SUPERVISING AGENCY	NAME, ADDRESS, AND TELEPHONE NUMBER OF YOUR PROBATION/PAROLE OFFICER	COUNTY	STATE

13B. If you were discharged from an institution or discharged from parole or outpatient status, you must have prior written approval of the institution head or designee before visiting will be permitted. You will also need to provide a copy of your discharge paperwork.

15. **MINORS:** If you are an emancipated minor you shall apply as an adult visitor, per CCR, Section 3172(b)(1). If you are the incarcerated person's legal spouse you may apply as an adult visitor, per CCR, Section 3172.(b)(2). If you are a minor and are not accompanied by a parent or legal guardian, you must have a notarized written parental consent of a parent or legal guardian and be accompanied by an adult who is also approved to visit, unless prior approval has been attained from the institution head or designee for an incarcerated person to visit with their unchaperoned minor children or siblings, per CCR, Section 3172(c). The notarized written parental consent must be presented each time a minor visits unless the notarized written parental consent has been uploaded into the Strategic Oversight Management System (SOMS), per the parent or legal guardian visitor's request, per CCR, Sections 3173(d) and 3173(e)(2).

16. **VISITORS WITH DISABILITIES:** The CDCR will make every effort to provide reasonable accommodation for all approved visitors with disabilities in keeping with the safety and security of the institution and the public. As outlined in CCR, Section 3173.2(e)(1), visitors with temporary or permanent medically implanted or prosthetic devices(s) who cannot clear the metal detection device or visitors who require the use of a wheelchair or other assistive devices for mobility impairment shall present a letter of verification signed by their physician, physiatrist, prosthetist, or orthotist. The letter must confirm the mobility impairment, or the nature of the medically implanted or prosthetic device and its specific location in or on the person, and the need for any assistive device. A letter of verification signed by the visitor's physician, physiatrist, prosthetist, or orthotist may be scanned into the visitor's visiting profile in SOMS, in accordance with CCR, Section 3173(e)(5). As outlined in CCR, Section 3173.2(f), visitors who require the use of a wheelchair shall temporarily transfer to a designated institution or facility wheelchair, when available, while visiting staff conduct an inspection of the visitor's wheelchair. Visitors who present a letter signed by their physician that confirms the need for using a battery powered or custom designed wheelchair shall be exempt from the requirement of transferring from their personal wheelchair. In such cases, the visitor shall permit an inspection of the personal wheelchair and allow a hand-held metal detection device to be used. A letter signed by the visitor's physician may be scanned into the visitor's visiting profile in SOMS, in accordance with subsection 3173(e)(5). If you have any questions or concerns, please contact the institution where the incarcerated person is housed.

CONTINUED ON BACK PAGE

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VISITING QUESTIONNAIRE APPLICATION

CDCR 106 (Rev. 09/26)

17. **SUBJECT TO SEARCH:**
Any person coming onto the property of an institution or a facility shall be subject to a voluntary search, which is necessary to ensure institution or facility security including prevention of the introduction of contraband. A voluntary search may include a search of the visitor's person, personal property and vehicle(s) when there is reasonable suspicion to believe the visitor may be attempting to introduce or remove contraband or unauthorized items or substances into, or out of, the institution or facility. Visitors shall not be searched without consent unless institution or facility officials possess a court-issued warrant to conduct the search, or they are being detained for unlawful actions or activities in accordance with CCR, Section 3292. Any person who does not consent to a search shall be denied visiting for that day, except as provided for in CCR, Section 3173.2(c)(2)(B) regarding search of visitors using passive alert canines.

18. **FIREARMS AND DRUGS ON INSTITUTIONAL GROUNDS/ASSISTING INCARCERATED PERSON TO ESCAPE:**
Bringing firearms, deadly weapons, explosives, tear gas, drugs, drug paraphernalia, or selling drugs on prison grounds, or giving or selling incarcerated persons firearms, weapons, explosives, liquor, cocaine, narcotics or any kind of drugs, including marijuana, is a crime (Sections 2772, 2790, 4534, 4535, 4550, 4573, 4573.5, 4573.6, 4573.8, 4573.9, 4574, 4600, California Penal Code). It is a felony for anyone to assist incarcerated persons to escape.

19. **GIVING LETTERS TO INCARCERATED PERSONS OR TAKING LETTERS OUT FOR INCARCERATED PERSONS BY ANYONE IS A MISDEMEANOR:**
Every person who, without the permission of the warden or other officer in charge of any State prison, or prison road camp, or prison forestry camp, or other prison camp or prison farm or any other place where prisoners of the State prison are located under the custody of prison officials, officers or employees, or any jail, or any county road camp in this State, communicates with any prisoner or person detained therein, or brings therein or takes therefrom any letter, writing, literature, or reading matter to or from any prisoner or person confined therein, is guilty of a misdemeanor. (Section 4570, California Penal Code).

20. **FALSE IDENTIFICATION:**
Anyone who falsely identifies himself or herself to gain admittance to a prison is guilty of a misdemeanor. Persons previously convicted of a felony in the State who come upon the grounds of a prison without permission of the official in charge are guilty of a felony. **(**Sections 4570.5, 4571, California Penal Code).

21. **STATE OF EMERGENCY:**
During a state of emergency, the visiting program may be temporarily suspended (CCR, Section 3383).

22. **GIVING OR RECEIVING GIFTS:**
Visitors shall not give or receive gifts from incarcerated persons, except as provided for by law, approved institution procedures, or as specifically authorized by the warden. (CCR, Section 3010).

23. **HOSTAGES:**
Hostages will not be recognized for bargaining purposes. All incarcerated persons, visitors, and staff shall be informed of this regulation. (CCR, Section 3304).

24. **CHANGE OF VISITOR'S INFORMATION:**
In accordance with CCR, Section 3172(e) applicants shall submit a new CDCR Form 106, Visiting Questionnaire Application, whenever there is a change in the visitor's name, address, telephone number, or arrest history, or periodically upon request. The frequency of any periodic update initiated by the institution or facility shall be no more than once every two years.

25. **APPROVAL/DISAPPROVAL OF VISITING QUESTIONNAIRE APPLICATION:**
If you are APPROVED to visit, the incarcerated person shall be notified in writing, and they are responsible for informing their prospective visitor of the institution or facility's decision to approve the application. (CCR, Section 3172.1(c)(1)).
If you are DISAPPROVED to visit, the institution will notify you and the incarcerated person in writing of the specific reason for disapproval, and instructions regarding the process for reconsideration (CCR, Section 3172.1(c)(2)). You will not be allowed to visit until your application is approved.

VERIFICATION OF MAILING	
I have mailed this Visiting Questionnaire Application to the visitor applicant. _____ _____ _____ INCARCERATED PERSON SIGNATURE CDCR # DATE (The incarcerated person's signature must be on this original document (wet ink signature). No photocopies of this form will be accepted.)	I have read and understand the above information and agree to follow all applicable Federal and State laws, and applicable CDCR regulations. _____ _____ VISITOR SIGNATURE DATE (The visitor's signature must be on this original document (wet ink signature). No photocopies of this form will be accepted.)

OFFICIAL USE ONLY – TO BE COMPLETED BY INSTITUTION STAFF

Criminal History: ☐ ☐ NO CII/FBI #: _____

☐ APPROVED (Approval/Disapproval of prospective visitors shall be in accordance with CCR, Section 3172.1)

☐ DISAPPROVED, for the following reason(s): (if DISAPPROVED, the applicant and incarcerated person are to be informed in writing of the disapproval.)

- ☐ Omissions and/or falsifications Section(s): _____ ☐ Need copy of Declaration of Discharge
- ☐ Need disposition(s) for _____
- ☐ Applicant is under: ☐ Parole ☐ Formal Probation ☐ Civil Addict Outpatient Supervision
- ☐ Applicant has one felony conviction within the last three years, ☐ two within the last six years, ☐ three or more within the last ten years. DATE: _____
- ☐ Applicant has any one conviction of the following types of offenses:
  - ☐ Distributing a controlled substance into or out of a state prison, correctional institution, correctional facility, or jail.
  - ☐ Transporting contraband (weapons, alcohol, escape and drug paraphernalia, cell phones or other wireless communication devices or the components thereof etc.) into or out of a state prison, correctional institution, correctional facility, or jail.
  - ☐ Aiding or attempting to aid in an escape or attempted escape from a state prison, correctional institution, correctional facility, or jail.
  - ☐ The applicant is a co-participant in an offense with the incarcerated person.
- ☐ Positive identity cannot be established.
- ☐ Other: _____
- ☐ Applicant's privileges to visit will be reconsidered: _____; or
- ☐ Upon receipt of the above requested information _____ and/or _____ ☐ after DATE: _____

STAFF NAME (PRINT):	SIGNATURE:	TITLE:	INSTITUTION:	DATE:

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☐ INCARCERATED PERSON AND VISITOR NOTIFIED ON (DATE):_____ NOTIFICATION PROVIDED BY:_____

Notice – Pursuant to the California Information Practices Act of 1977 (Civil Code 1798 et seq.)

The California Information Practices Act of 1977 (effective July 1, 1978) requires the Department to provide the following notice to individuals who are asked to supply personal information:

The California Department of Corrections and Rehabilitation (CDCR), Visiting department (where the incarcerated person is housed that the prospective visitor wishes to visit), is requesting the information contained within this form.

The information provided on this form is requested from and maintained by the institution or facility Visiting department where the incarcerated person that the prospective visitor wishes to visit is currently housed. Upon request, the institution or facility Visiting department shall inform individuals regarding the location of their records and the categories of any such persons who use the information in those records. See the table below for the contact information of each institution Visiting department.

Authority for Collection of this information is authorized by Penal Code, section 5058 and CCR, section 3172.1, which govern the safety, security, and orderly operation of correctional facilities.

The information requested on this form is only mandatory to determine eligibility to visit an incarcerated person.

Any omission or falsification of information on this form may be cause for denial of visiting, except as provided in Section 3172(g) and (h), CCR, Title 15, Division 3, Chapter 1.

The principal purpose for requesting the information on this form is to process a prospective visitor's application for visiting an incarcerated person and to determine whether the applicant poses a safety or security risk to the institution or facility.

The information CDCR receives may be disclosed in accordance with the Information Practices Act (Civil Code Section 1798.24) to law enforcement or other government agencies for security, background investigation, or public safety purposes; or pursuant to a court order, subpoena, or other legal mandate; and as otherwise required or permitted by State and Federal law.

The applicant has the right to access applicant's personal information contained in the records maintained by the agency.

CDCR Adult Institution	Physical Address	Mailing Address
Avenal State Prison (ASP)	#1 Kings Way Avenal, CA 93204 (559) 386-0587	P.O. Box 8, Avenal, CA 93204
California Correctional Institution (CCI)	24900 Highway 202 Tehachapi, CA 93561 (661) 822-4402	P.O. Box 1031, Tehachapi, CA 93581
California Health Care Facility (CHCF)	7707 Austin Road Stockton, CA 95215 (209) 467-2500	P.O. Box 213040, Stockton, CA 95213
California Institution for Men (CIM)	14901 Central Avenue Chino, CA 91710 (909) 597-1821	P.O. Box 128, Chino, CA 91708
California Institution for Women (CIW)	16756 Chino-Corona Road Corona, CA 92880 (909) 597-1771	16756 Chino-Corona Road. Corona, CA 92880
California Men's Colony (CMC)	Highway 1 San Luis Obispo, CA 93409 (805) 547-7900	P.O. Box 8101, San Luis Obispo, CA 93409-8101
California Medical Facility (CMF)	1600 California Dr. Vacaville, CA 95696 (707) 448-6841	P.O. Box 2000, Vacaville, CA 95696-2000
California State Prison, Corcoran (COR)	4001 King Avenue Corcoran, CA 93212 (559) 992-8800	P. O. Box 8800, Corcoran, CA 93212-8309
California State Prison, Los Angeles County (LAC)	44750 60th Street West Lancaster, CA 93536-7620 (661) 729-2000	Los Angeles County , PO BOX 8457, Lancaster, CA 93539-8457
California State Prison, Sacramento (SAC)	100 Prison Road Represa, CA 95671 (916) 985-8610	P.O. Box 290001, Represa, CA 95671
California State Prison, Solano (SOL)	2100 Peabody Road Vacaville, CA 95696 (707) 451-0182	P. O. Box 4000, Vacaville, CA 95696-4000

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VISITING QUESTIONNAIRE APPLICATION

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Calipatria State Prison (CAL)	7018 Blair Road Calipatria, CA 92233 (760) 348-7000	P.O. Box 5001, Calipatria, CA 92233-5001
California State Prison (CEN)	2302 Brown Road Imperial, CA 92251 (760) 337-7900	P.O. Box 731, Imperial, CA 92251-0731
Central California Women's Facility (CCWF)	23370 Road 22 Chowchilla, CA 93610 (559) 665-5531	P.O. Box 1501, Chowchilla, CA 93610-1501
Correctional Training Facility (CTF)	Highway 101 North Soledad, CA 93960 (831) 678-3951	P.O. Box 686, Soledad, CA 93960-0686
Folsom State Prison (FSP)	300 Prison Road Represa, CA 95671 (916) 985-2561	P.O. Box 910, Represa, CA 95671
High Desert State Prison (HDSP)	475-750 Rice Canyon Rd Susanville, CA 96127 (530) 251-5100	P.O. Box 3030, Susanville, CA 96127-3030
Ironwood State Prison (ISP)	19005 Wiley's Well Road Blythe, CA 92225 (760) 921-3000	P.O. Box 2199, Blythe, CA 92226
Kern Valley State Prison (KVSP)	3000 West Cecil Avenue Delano, CA 93216-6000 (661) 721-6300	P.O. Box 3130, Delano, CA 93216-6000
Mule Creek State Prison (MCSP)	4001 Highway 104 Ione, CA 95640 (209) 274-4911	P.O. Box 409099, Ione, CA 95640
North Kern State Prison (NKSP)	2737 West Cecil Avenue Delano, CA 93215 (661) 721-2345	P.O. Box 567, Delano, CA 93216-0567
Pelican Bay State Prison (PBSP)	5905 Lake Earl Drive Crescent City, CA 95531 (707) 465-1000	P.O. Box 7500, Crescent City, CA 95532
Pleasant Valley State Prison (PVSP)	24863 West Jayne Avenue Coalinga, CA 93210 (559) 935-4900	P.O. Box 8500, Coalinga, CA 93210
Richard J. Donovan Correctional Facility (RJD)	480 Alta Road San Diego, CA 92179 (619) 661-6500	480 Alta Road San Diego, CA 92179
Salinas Valley State Prison (SVSP)	31625 Highway 101 Soledad, CA 93960 (831) 678-5500	P. O. Box 1050, Soledad, CA 93960-1050
San Quentin Rehabilitation Center (SQ)	100 Main St San Quentin, CA 94964 (415) 454-1460	San Quentin Rehabilitation Center, San Quentin, CA 94974
Sierra Conservation Center (SCC)	5100 O'Byrnes Ferry Road Jamestown, CA 95327 (209) 984-5291	5150 O'Byrnes Ferry Road – Housing #, Jamestown, CA 95327
Substance Abuse Treatment Facility and State Prison, Corcoran (SATF)	900 Quebec Avenue Corcoran, CA 93212 (559) 992-7100	P. O. Box 7100, Corcoran, CA 93212
Valley State Prison (VSP)	21633 Avenue 24 Chowchilla, CA 93610 (559) 665-6100	P. O. Box 99, Chowchilla, CA 93610-0099
Wasco State Prison (WSP)	701 Scofield Avenue Wasco, CA 93280 (661) 758-8400	701 Scofield Avenue, P.O. Box 8800, Wasco, CA 93280

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STATE OF CALIFORNIA — DEPARTMENT OF CORRECTIONS AND REHABILITATION

NOTICE OF REQUEST FOR SEARCH

CDCR 888 (Rev. 07/24)

INSTITUTION CONDUCTING THE SEARCH

VISITOR NAME	NAME OF INCARCERATED PERSON	CDCR #

Institution staff has cause to suspect that you might be carrying some form of contraband. Consistent with the posted notice at the entrance of this facility, we request your voluntary submission to a clothed/unclothed search of your person and any minor(s) accompanying you. The search may include your personal possessions and your vehicle.

All visitors have the right to refuse the search and forego the visit for a day. All visitors have the right to stop the search at any time and forego the visit for the day. If a minor is to be subjected to a clothed/unclothed search, only the parent or legal guardian may authorize the search and must be present during the search. Absent positive proof of relationship, (e.g., birth certificate, court order, notarized authorization by parent or legal guardian), a search of a minor will not be conducted and the minor's visit will not be allowed. A separate CDCR Form 888 is required for each minor.

A clothed body search is conducted if the visitor does not clear metal detectors/scanners, then after a clothed body search if additional attempts to clear the metal detectors/scanner fail, an unclothed body search would be requested. An unclothed body search is a security procedure that involves visual inspection of a person's body and body cavities with all of their clothing removed and a thorough inspection of the person's clothing for the purpose of detecting contraband. This procedure shall be conducted with the visitor's consent and when there is a reasonable suspicion that the visitor may be carrying contraband and when no less intrusive means are available to conduct the search. This search shall be conducted in a private setting and by staff members of the same gender as the adult or minor visitor. Exceptions to the gender of the staff member conducting the search will only be allowed for those identifying as transgender, intersex, or non-binary. A second staff member, of the same gender as the staff member conducting the search, will serve as the witness to the search.

ADVANCED PERMISSION FOR THIS SEARCH (OFFICIAL ORDERING THE SEARCH) WAS SECURED FROM:

NAME	TITLE	DATE GRANTED
POSITION		TIME PERMISSION GRANTED

SPECIFIC REASON(S) FOR SEARCH AND COMMENTS

WATCH COMMANDER/VISITING LIEUTENANT SIGNATURE	DATE

GENDER IDENTIFICATION:
☐ Male ☐ Transgender
☐ Female ☐ Intersex ☐ Non-Binary

GENDER SEARCH PREFERENCE (Only for those that identify as Transgender, Intersex, or Non-Binary)
☐ Male
☐ Female

☐ I VOLUNTARILY AGREE to be searched
☐ Clothed ☐ Unclothed
Signature of Visitor — Date

☐ I VOLUNTARILY AUTHORIZE the search of minor
☐ Clothed ☐ Unclothed
Name of Minor — Age
Signature of Visitor (Parent or Legal Guardian) — Date
Relationship to Minor

☐ I REFUSE to be searched. I understand by refusing to be searched, I will be foregoing my visit today.
Signature of Visitor — Date

☐ I REFUSE TO AUTHORIZE the search of minor. I understand by refusing the search, the minor will be foregoing the visit today.
Name of Minor — Age
Signature of Visitor (Parent or Legal Guardian) — Date
Relationship to Minor

	NAME	POSITION
Staff Member Conducting Search		
Staff Member Witnessing Search		

SEARCH RESULTS: ☐ **POSITIVE** ☐ **NEGATIVE**

DESCRIPTION OF CONTRABAND

VISITOR IS: ☐ **PERMITTED** to visit incarcerated person ☐ **NOT PERMITTED** to visit incarcerated person

NAME (Staff Completing Form)	TITLE	DATE

DISTRIBUTION: **Original:** C-File (Visiting) **Copies:** Institution Head, ISU, Visitor

DELETE

STATE OF CALIFORNIA
NOTICE OF REQUEST FOR SEARCH
CDCR 888 (Rev. 08/26)

DEPARTMENT OF CORRECTIONS AND REHABILITATION

INSTITUTION CONDUCTING THE SEARCH

VISITOR NAME	NAME OF INCARCERATED PERSON	CDCR #

Institution staff has cause to suspect that you might be carrying some form of contraband. Consistent with the posted notice at the entrance of this facility, we request your voluntary submission to a clothed/unclothed search of your person and any minor(s) accompanying you. The search may include your personal possessions and your vehicle.

All visitors have the right to refuse the search and forego the visit for a day. All visitors have the right to stop the search at any time and forego the visit for the day. If a minor is to be subjected to a clothed/unclothed search, only the parent or legal guardian may authorize the search and must be present during the search. Absent positive proof of relationship (e.g., birth certificate, court order, notarized authorization by parent or legal guardian), a search of a minor will not be conducted, and the minor's visit will not be allowed. A separate CDCR Form 888 is required for each minor.

A clothed body search is conducted if the visitor does not clear metal detectors/scanners, then after a clothed body search if additional attempts to clear the metal detectors/scanner fail, an unclothed body search would be requested. An unclothed body search consists of the removal of a portion, or all, of an individual's clothing, and involves a visual inspection of a person's body and body cavities, and a thorough inspection of the person's clothing for the purpose of detecting contraband. A portion of an individual's clothing is removed as needed and progresses as necessary to clear any reasonable suspicion. The least amount of clothing is removed as necessary to clear the reasonable suspicion, and the search concludes as soon as reasonable suspicion is cleared. The visitor's body will not be touched by staff during the unclothed body search. This procedure shall be conducted with the visitor's consent and when there is a reasonable suspicion that the visitor may be carrying contraband and when no less intrusive means are available to conduct the search. This search shall be conducted in a private setting and by staff members of the same gender as the adult or minor visitor. Exceptions to the gender of the staff member conducting the search will only be allowed for those identifying as transgender, intersex, or non-binary. A second staff member of the same gender as the staff member conducting the search will serve as the witness to the search.

ADVANCE PERMISSION FOR THIS SEARCH (OFFICIAL ORDERING THE SEARCH) WAS SECURED FROM:

NAME	TITLE	DATE GRANTED
POSITION		TIME PERMISSION GRANTED

SPECIFIC REASON(S) FOR SEARCH AND COMMENTS

WATCH COMMANDER/VISITING LIEUTENANT SIGNATURE	DATE

GENDER IDENTIFICATION:
☐ Male ☐ Transgender
☐ Female ☐ Intersex ☐ Non-Binary

GENDER SEARCH PREFERENCE (Only for those that identify as Transgender, Intersex, or Non-Binary)
☐ Male
☐ Female

☐ I VOLUNTARILY AGREE to be searched.
☐ Clothed ☐ Unclothed

Signature of Visitor _____ Date _____

☐ I VOLUNTARILY AUTHORIZE the search of minor.
☐ Clothed ☐ Unclothed

Signature of Visitor (Parent or Legal Guardian) _____ Date _____

Relationship to Minor _____

Name of Minor _____ Age _____

Signature of Visitor _____ Date _____

☐ I REFUSE to be searched. I understand by refusing to be searched, I will be forgoing my visit today.

Signature of Visitor (Parent or Legal Guardian) _____ Date _____

☐ I REFUSE TO AUTHORIZE the search of minor. I understand by refusing the search, the minor will be forgoing the visit today.

Relationship to Minor _____

Name of Minor _____ Age _____

STAFF MEMBER CONDUCTING SEARCH	NAME	POSITION
STAFF MEMBER WITNESSING SEARCH	NAME	POSITION

DISTRIBUTION: Original: C-File (Visiting) Copies: Institution Head, ISU, Visitor

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SEARCH RESULTS:	☐ **POSITIVE**	☐ **NEGATIVE**

DESCRIPTION OF CONTRABAND

VISITOR IS:	☐ **PERMITTED** to visit incarcerated person	☐ **NOT PERMITTED** to visit incarcerated person

NAME (Staff Completing Form)	TITLE	DATE

ADOPT

DISTRIBUTION: Original: C-File (Visiting) Copies: Institution Head, ISU, Visitor

ADDENDUM - INITIAL STATEMENT OF REASONS

After publication of the initial Notice of Change to Text as Originally Proposed, it was determined that revisions to the Initial Statement of Reasons were necessary to further explain the CDCR Form 106, Visiting Questionnaire Application, in compliance with the necessity and clarity standards of the Administrative Procedure Act.

The introductory portion of the Visiting Questionnaire Application (Form 106) explains the purpose of the form, which is used by California Department of Corrections and Rehabilitation (CDCR) officials to determine whether a prospective visitor will be approved or disapproved to visit an incarcerated person. Language in this portion also explains that the information provided on the form will be maintained in a file pertaining to the incarcerated person that the prospective visitor is requesting to visit. This information is necessary to provide clarity regarding the purpose of the form and how the information requested on the form is utilized and maintained. The introductory portion also provides information in accordance with the Privacy Act of 1974, regarding the prospective visitor's option to provide their Social Security number. This provides compliance with the Privacy Act of 1974 (PL93-579) and provides clarity regarding the prospective visitor's rights. Further, text explains that any omission or falsification on the questionnaire may be cause for denial of visiting. Language was added to this sentence in the 15-Day Re-Notice to provide the exceptions for any omission or falsification of information, which are outlined in California Code of Regulations (CCR), Title 15, Division 3, Chapter 1, subsections 3172(g) and (h). These subsections provide for specific circumstances which would allow the prospective visitor to continue visiting or rectify incomplete or incorrect information on the form. This information provides clarity regarding the exceptions for any omitted or falsified information. Lastly, text in the introductory portion of the form provides information for the prospective visitor to mail or personally deliver the form directly to the Visiting department of the institution where the incarcerated person is housed. This language was updated in the 15-Day Re-Notice to include "personal delivery" to align with CCR section 3172(g). This language provides clarity to the prospective visitor regarding the process for submitting the Form 106.

The first section of the Form 106 requests the name of the incarcerated person, and the incarcerated person's CDCR number that the prospective visitor wishes to visit. This information is necessary to identify the incarcerated person that is seeking visitation from the prospective visitor.

Section numbers two through nine refer to the biographical and personal identification information of the prospective visitor, to confirm their identity and determine their eligibility for visiting.

Section numbers ten through fourteen refer to whether the prospective visitor has ever visited another incarcerated person; whether they have ever been arrested or convicted of a crime; whether they are on probation, parole, or civil addict outpatient status; whether they have been incarcerated in another state adult/juvenile correctional facility; and whether they are currently under any type of court-imposed program. This information is

necessary to determine eligibility for visiting by learning whether the prospective visitor has, or had, any violations that would pose a safety or security risk to the institution or correctional facility.

The fine print paragraph sections at the bottom of page one, and back side of the form re-state portions of law, including CCR, and Penal Code, for informational purposes.

Page two (back side) of the Form 106 provides signature boxes that require:

1) The incarcerated person to verify with their signature that they have mailed the Visiting Questionnaire Application to the visitor applicant; and provide their CDCR number, and the date they are signing; and
2) The visitor to confirm with their signature that they have read and understand the information provided in the Visiting Questionnaire Application, and that they agree to follow all applicable Federal and State laws, and all applicable CDCR regulations.

Language in the signature boxes section was updated in the 15-Day Re-Notice, for greater accuracy and clarity on the signature requirements, and now requires that the incarcerated person and prospective visitor provide original wet ink signatures to ensure authenticity.

The “Official Use Only – To Be Completed by Institution Staff” portion of the form provides for institutional staff’s use of the form. This portion is where staff will enter the results of their review of the Visiting Questionnaire Application that was submitted by the prospective visitor. As stated in the Initial Statement of Reasons, staff will perform a background check of the prospective visitor’s criminal and arrest history using the California Law Enforcement Telecommunications System (CLETS). The background check is necessary to avoid any potential criminal activity within the institutions and to ensure institutional safety and security. The checkbox marked “Other” on the form is utilized by staff to capture other reasons for disapproval that are not listed, such as: outstanding arrests/warrants including a Department of Motor Vehicles Failure to Appear notice with no disposition from the court; the prospective visitor is a former incarcerated person who has not received the prior written approval of the institution head or designee; and the prospective visitor is a supervised person or person on probation and has not received written permission of their case supervisor or the prior approval of the institution head. This portion of Form 106 was further revised in the 15-Day Re-Notice to add reasons for disapproval and is further explained in the Notice of Change to Text as Originally Proposed. The last two checkboxes provide for 1) staff documenting when an applicant’s privileges to visit will be reconsidered; and 2) documenting whether the applicant needs to submit requested information that was noted on the application, and/or after a specific date. If the Visiting Questionnaire Application is disapproved, the applicant and the incarcerated person are informed in writing, and staff notate the date that they were notified, as well as the staff member that provided the notification. This information provides clarity to all parties involved and provides substantiated documentation should the applicant or incarcerated person file an appeal.

In the 15-Day Re-Notice, information was added to the last portion of Form 106 for compliance with the California Information Practices Act of 1977 notice requirement. Per this Act, the department is required to provide notice to individuals who are asked to supply personal information. This language provides compliance with the Act, and clarity to the individuals completing the Visiting Questionnaire Application.