

Department of Planning and Budget

2018 Fiscal Impact Statement

1. Bill Number: HB35ER

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

2. Patron: Hayes

3. Committee: Passed Both Houses

4. Title: Place of confinement for juvenile offenders

5. Summary: Provides that when juveniles who are determined by the court to be a threat to the security or safety of other juveniles detained in a juvenile secure facility are transferred to or confined to a jail or other facility for the detention of adults, such adult-detention facility must be approved by the State Board of Corrections for the detention of juveniles.

The bill removes an existing provision that such juveniles need not be separated and removed from the adult detainees when confined with adults.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Final (see Item #8)

8. Fiscal Implications: The proposed legislation allows a juvenile to be held in a jail or other facility for the detention of adults if the court determines the juvenile is a threat to security or safety of other juveniles detained in a juvenile secure facility. The legislation would also require jails used to house juveniles to be certified by the State Board of Corrections.

According to the Department of Corrections (DOC), there are 13 jails that are currently certified to house juveniles. The provisions of the proposed legislation would not create an additional fiscal impact on DOC's operations.

According to the Compensation Board, as of December 29, 2017, there were 26 juveniles being held in local and regional jails. Over the last 12 months the average daily population of juveniles held in jail was 29.14. The proposed legislation does not increase the number of juveniles held in jails. Therefore, the proposed legislation is not expected to have an additional fiscal impact on local correctional facilities.

9. Specific Agency or Political Subdivisions Affected: Courts, Department of Corrections, Department of Juvenile Justice, Compensation Board and local and regional jails.

10. Technical Amendment Necessary: No

11. Other Comments: None