

Department of Planning and Budget 2020 Fiscal Impact Statement

1. Bill Number: HB1284 H2

House of Origin	☐ Introduced	☒ Substitute	☐ Engrossed
Second House	☐ In Committee	☐ Substitute	☐ Enrolled

2. Patron: Hope

3. Committee: Public Safety

4. Title: Correctional facilities; use of isolated confinement.

5. Summary: The substitute bill requires the Board of Corrections (the Board), to conduct a review of the standards and requirements governing, and the application and use of isolated confinement in local correctional facilities. The Board must consult with a stakeholder work group of interested parties, which must include at least one representative from each of the following groups: sheriffs, regional superintendents, public defenders, formerly incarcerated people, mental health experts, disability rights advocates, and civil liberties advocates. The Board is required to report its findings and recommendations to the Secretary of Public Safety and Homeland Security and the Chairs of the House Committee for Courts of Justice, the House Committee on Public Safety, the Senate Committee on the Judiciary, and the Senate Committee on Rehabilitation and Social Services by December 1, 2020, and must publish the report on the its website. The bill allows the Board to promulgate standards consistent with the findings of the report on the use of isolated confinement in local correctional facilities after the report is concluded. For purposes of this act, the bill defines "isolated confinement" as confinement of a prisoner to a cell, alone or with another prisoner, for 20 or more hours per day.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary. See Item 8 below.

8. Fiscal Implications: The substitute version of this bill requires the Board of Corrections to review the standards and requirements governing, and the application and use of, isolated confinement in local correctional facilities. The Board believes it needs \$55,000 to hire consultant services, which would coordinate and facilitate four regional meetings to gather information and input for purposes of developing findings and recommendations. Currently, the Department of Corrections (DOC) provides technical support to the Board, including reviewing jail standards and assisting the Board with publishing reports that are publicly available. According to DOC, the estimated cost of \$55,000 to hire an independent consultant can be absorbed within DOC's current appropriation.

The substitute bill also allows the Board to promulgate standards for the use of isolated confinement in local correctional facilities consistent with the findings of its report. Depending on the standards promulgated by Board of Corrections, local correctional facilities could be impacted. However, until the Board conducts a review of the standards and the application and use of isolated confinement in local correctional facilities, the precise impact on local correctional facilities that may result from this legislation cannot be determined at this time.

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

10. Technical Amendment Necessary: None

11. Other Comments: None