

Department of Planning and Budget

2020 Fiscal Impact Statement

1. Bill Number: HB1544 H1

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

2. Patron: Carter

3. Committee: Courts of Justice

4. Title: Strip searches of children.

5. Summary: This bill governs strip searches of children, prohibiting the strip search of children under the age of 14 and limiting strip searches of children between the ages of 14 and 18 to those authorized by such child's parent, guardian, or other person responsible for the child. The bill also provides that any parent, guardian, or other person responsible for the care of the child who does not provide such authorization or consent must not be denied visitation or contact with such child solely on the basis of withholding such authorization or consent.

The substitute bill provides that, except for children committed to the Department of Juvenile Justice (DJJ) or confined or detained in a secure local facility for juveniles or a jail or other facility for the detention of adults and except when there is reasonable cause to believe on the part of a law-enforcement officer that the individual is concealing a weapon or when a person is taken into custody by or remanded to a law-enforcement officer pursuant to a circuit or district court order (i) no child under the age of 14 can be strip searched and (ii) a child who is 14 years of age or older but under 18 years of age cannot be strip searched unless the child and such child's parent, guardian, or other person responsible for the care of such child has authorized or consented to the strip search of such child. The substitute bill also provides that no person will be denied noncontact visitation on the basis of withholding such authorization or consent.

6. Budget Amendment Necessary: No

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

8. Fiscal Implications: According to the Department of Corrections, this bill is not expected to have a fiscal impact on agency operations. The bill is not expected to have a fiscal impact on the Department of Juvenile Justice. The fiscal impact on local secure facilities cannot be determined at this time.

9. Specific Agency or Political Subdivisions Affected: Department of Corrections, local and regional jails, local detention facilities, Department of Juvenile Justice

10. Technical Amendment Necessary: No

11. Other Comments: None