

Department of Planning and Budget

2021 Fiscal Impact Statement

1. Bill Number: HB2236H1

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

2. Patron: Bell

3. Committee: Senate Committee on the Judiciary

4. Title: Transfer of supervision for Behavioral Health Docket

5. Summary: The substitute bill requires the Board of Criminal Justice Services to develop standards to govern the transfer of supervision between local community-based probation agencies.

The bill also provides that if an offender determined to be eligible to participate in a behavioral health docket resides in a locality other than that in which the behavioral health docket is located, or such offender desires to move to a locality other than that in which the behavioral health docket is located, and the court determines it is practicable and appropriate, the supervision of such offender may be transferred to a supervising agency in the new locality. If the receiving agency accepts the transfer, it must confirm in writing that it can and will comply with all of the conditions of supervision of the behavioral health docket, including the frequency of in-person and other contact with the offender and updates from the offender's treatment providers. If the receiving agency cannot comply with the conditions of supervision, the agency must deny the transfer in writing and the sending agency must notify the court. Where supervision is transferred, the sending agency will be responsible for providing reports on an offender's conduct, treatment, and compliance with the conditions of supervision to the court.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary (see Line #8)

8. Fiscal Implications: According to the Executive Secretary of the Supreme Court and the Departments of Criminal Justice Services and Behavioral Health and Developmental Services, the substitute bill is not expected to have a material fiscal impact on either agency.

9. Specific Agency or Political Subdivisions Affected: Courts, Department of Criminal Justice Services, and the Department of Behavioral Health and Developmental Services

10. Technical Amendment Necessary: No

11. Other Comments: None