

Department of Planning and Budget

2019 Fiscal Impact Statement

1. Bill Number: HB1942 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: Bell, Robert B.

3. Committee: Health, Welfare and Institutions

4. Title: Behavioral health services; exchange of medical and mental health information and records.

5. Summary: The amendments adopted by Health, Welfare and Institutions authorize the State Board of Corrections (the Board) to establish minimum standards with the advice and guidance of the Commissioner of Behavioral Health and Developmental Services (DBHDS) and the State Inspector General for: i) behavioral health services provided in jails; ii) discharge planning for individuals with serious mental illnesses in local correctional facilities; iii) requiring at least one unannounced annual inspection of each local correctional facility by the Board or its agents to determine compliance with the standards for behavioral health services; and iv) provisions for the billing of the sheriff in charge of a local correctional facility or superintendent of a regional correctional facility and payment by such sheriff or superintendent to a community services board that provides behavioral health services in the local correctional facility. The bill also clarifies who is entitled to obtain medical and mental health records of persons committed to state, local or regional correctional facilities.

The amendments adopted by Health, Welfare and Institutions contain a delayed effective date of July 1, 2020 relating to requirement for discharge planning for individuals committed to local correctional facilities. The amendments also require the Chairman of the Board of Corrections to convene a work group comprised of specified representatives to determine the cost of implementing provisions of this act. The work group is required to report its findings and conclusions to the Governor and the Chairmen of the House Committee on Appropriations, the House Committee for Courts of Justice, the House Committee on Health, Welfare and Institutions, the Senate Committee on Finance, the Senate Committee for Courts of Justice, and the Senate Committee on Education and Health by November 1, 2019.

6. Budget Amendment Necessary: No

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

8. Fiscal Implications: The bill provides that the Chairman of the Board of Corrections to convene a work group comprised of specified representatives to determine the cost of implementing provisions of this act. Therefore, the bill, as amended, is not expected to have

immediate fiscal impact on the Board's operations, as well as on local correctional facilities, and sheriffs.

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

10. Technical Amendment Necessary: No.

11. Other Comments: None