

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5747-02  
Bill No.: Perfected HB 2026  
Subject: Criminal Procedure; Prisons and Jails; Probation and Parole  
Type: Original  
Date: March 7, 2018

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Bill Summary: This proposal modifies provisions relating to the separation of persons confined in jails.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
<b>Local Government</b>	<b>\$0 or (Unknown)</b>	<b>\$0 or (Unknown)</b>	<b>\$0 or (Unknown)</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Corrections**, the **Jasper County Sheriff's Department**, and the **Boone County Sheriff's Department** each assume the proposal would not fiscally impact their respective agencies.

Officials from the Buchanan County Sheriff's Department, the Cass County Sheriff's Department, the Callaway County Sheriff's Department, the Clark County Sheriff's Department, the Cole County Sheriff's Department, the Clay County Sheriff's Department, the Franklin County Sheriff's Department, the Greene County Sheriff's Department, the Jackson County Sheriff's Department, the Lawrence County Sheriff's Department, the Platte County Sheriff's Department, and the St. Louis Metropolitan Police Department did not respond to **Oversight's** request for fiscal impact.

### House Amendment 1 - Intake and care of offenders who are pregnant:

Officials from the **Department of Corrections** and the **Department of Social Services** each assume the proposal would not fiscally impact their respective agencies.

In response to a similar proposal from this year (HB 1437), officials from the **St. Louis County Police Department**, and the **Boone County Sheriff's Department** each assume the proposal would not fiscally impact their respective agencies.

In response to a similar proposal from this year (HB 1437), officials from the **Jefferson County Sheriff's Office** state as a medical provider, we have all these requirements in place already. The only thing we need to make sure of is that custody does not use restraints on anyone that is in their third trimester. We can review all the policies related to this.

In response to a similar proposal from this year (HB 1437), officials from the **Jasper County Sheriff's Department** state they would incur costs from:

- for a county the size of Jasper County, a contract with an additional medical professional would cost a minimum of \$36,000 per year. Currently, we contract with a male doctor, this requirement is that a female doctor be present during examinations (221.523.1(10)).
- mandatory substance abuse treatment during incarceration (221.523.1(3));
- maternal health evaluations (221.523.1(1)). This could cost up to \$3,000 per year for transportation and medical service costs.

ASSUMPTION (continued)

In response to a similar proposal from this year (SB 803), officials from the **City of Kansas City** assumed the proposal would not fiscally impact their agency.

With the conflicting responses from county sheriffs and municipalities, **Oversight** will reflect a potential cost of \$0 or Unknown to local political subdivisions.

<u>FISCAL IMPACT - State Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
 <u>FISCAL IMPACT - Local Government</u>	 FY 2019 (10 Mo.)	 FY 2020	 FY 2021
<b>LOCAL POLITICAL SUBDIVISIONS</b>			
<u>Costs - potential new costs for intake and care of prisoners who are pregnant</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
<b>ESTIMATED NET EFFECT TO LOCAL POLITICAL SUBDIVISIONS</b>	<b>\$0 or <u>(Unknown)</u></b>	<b>\$0 or <u>(Unknown)</u></b>	<b>\$0 or <u>(Unknown)</u></b>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

This bill specifies the necessary health care standards for pregnant offenders in a correctional center or county or city jail. The bill requires each of these facilities to develop procedures by September 1, 2018.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Corrections  
Department of Social Services  
Jasper County Sheriff's Department  
Boone County Sheriff's Department  
Jefferson County Sheriff's Department  
City of Kansas City  
St. Louis County Police Department  
Jasper County Sheriff's Department

Ross Strope

A handwritten signature in black ink, appearing to read "Ross Strope". The signature is stylized with a large initial "R" and a long horizontal stroke extending to the right.

Acting Director  
March 7, 2018