

**STATE and LOCAL
FISCAL IMPACT**

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| Drafting Number: LLS 11-0135 | Date: February 8, 2011 |
| Prime Sponsor(s): Sen. Williams S. Rep. Ryden | Bill Status: Senate Judiciary |
| | Fiscal Analyst: Jonathan Senft (303-866-3523) |

TITLE: CONCERNING THE USE OF RESTRAINTS ON PERSONS.

| Fiscal Impact Summary | FY 2011-2012 | FY 2012-2013 |
|--|---------------------------------|---------------------|
| State Revenue | | |
| State Expenditures | See State Expenditures section. | |
| Effective Date: Upon signature of the Governor, or upon becoming law without his signature. | | |
| Appropriation Summary for FY 2011-2012: None. | | |
| Local Government Impact: None. | | |

Summary of Legislation

This bill prohibits the staff of or contractors for all state agencies, any state or local enforcement agency, the Department of Corrections, juvenile probation departments, and county departments of social services from restraining a person with a prone restraint. A prone restraint is a technique, mainly used by law enforcement officers and mental health workers, which subdues and controls a person while keeping them in a face down position. Prone restraint does not include use of reasonable and appropriate force by a peace officer, guard or detention center employee under certain circumstances.

State Expenditures

This bill could increase costs to state agencies for training staff on allowable techniques to restrain persons. However, no change in appropriations is necessary.

Local Government Impact

Like state agencies, local government agencies may incur costs for training staff.

Departments Contacted

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| Corrections | Education | Judicial |
| Law | Health & Environment | Public Safety |