HB15-1269

Colorado Legislative Council Staff Fiscal Note

STATE FISCAL IMPACT

Drafting Number:	LLS 15-0722	**Date:**	March 17, 2015
Prime Sponsor(s):	Rep. McCann; Ginal Sen. Grantham	**Bill Status:** **Fiscal Analyst:**	House Health, Insurance & Environment Kerry White (303-866-3469)

BILL TOPIC: TRANSFER PERSONS TO AND FROM CORRECTIONAL FACILITY

Fiscal Impact Summary*	FY 2015-2016	FY 2016-2017
State Revenue		
State Expenditures	Minimal workload increase.	
FTE Position Change		
Appropriation Required: None.		

** This summary shows changes from current law under the bill for each fiscal year.*

Summary of Legislation

This bill clarifies procedures concerning the transfer of inmates between the Department of Corrections (DOC) and the Department of Human Services (DHS). Specifically it clarifies that inmates may only be transferred from the DOC to DHS when such a transfer is done in accordance with a policy that provides for due process and in situations where the inmate cannot be safely confined in a DOC facility. This policy is required to be in place by August 1, 2015.

The bill repeals the authority of the DHS to transfer non-offenders to the DOC. The DHS may only transfer a person receiving care at the Colorado Mental Health Institute at Pueblo or Fort Logan to a DOC facility when that person is serving a sentence to the DOC concurrently with a commitment to the DHS. The DHS is also authorized to return a person to the DOC if the inmate cannot be safely confined in the DHS facility.

State Expenditures

The bill will create a minimal increase in workload for the DOC to develop and implement the required policy. No increase in appropriations is required for this purpose. As the transfer of inmates between DOC and DHS facilities is infrequent and future transfers will be conducted in accordance with the new policy, the bill will not substantially alter costs or practices of either the DOC or DHS.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

Corrections Human Services