

1                                   **JOINT RESOLUTION SUPPORTING**  
2                                   **GARFIELD COUNTY EXPANSION OF**  
3                                   **CORRECTIONAL FACILITIES**

4                                   2006 GENERAL SESSION

5                                   STATE OF UTAH

6                                   **Chief Sponsor: Michael E. Noel**

7                                   Senate Sponsor: Thomas V. Hatch

---

---

8  
9   **LONG TITLE**

10 **General Description:**

11           This joint resolution of the Legislature supports jail expansion in Garfield County  
12 through a contract with the Utah Department of Corrections.

13 **Highlighted Provisions:**

14           This resolution:

15           ▶ supports Garfield County's expansion of its correctional facilities by means of a  
16 contract between the county and the Utah Department of Corrections.

17 **Special Clauses:**

18           None

---

---

19  
20 *Be it resolved by the Legislature of the state of Utah:*

21           WHEREAS, counties contract with the Department of Corrections to provide prison  
22 bed space for state prisoners;

23           WHEREAS, this contracting arrangement has proved beneficial to both the state and  
24 the counties and saved taxpayers from the burden of building new state correctional facilities  
25 while at the same time assisting counties to meet their own correctional space needs;

26           WHEREAS, in accordance with Utah Code Annotated, Subsection 64-13c-401(1), "the  
27 department [of Corrections] may enter into a contract with a county government to house



28 inmates only if the Legislature has previously passed a joint resolution" containing the  
29 approximate number of beds contracted, the county's average daily rate the department will pay  
30 the county per inmate, and the approximate amount of the county's long-term debt and the  
31 length of that debt for the facility where the inmates are to be housed;

32 WHEREAS, the approximate number of beds to be contracted in Garfield County is 80;

33 WHEREAS, Garfield County's average daily rate the department will pay the county  
34 per inmate, as determined under Title 64, Chapter 13c, Part 3, Reimbursement of Inmate Costs,  
35 is currently \$42.32 per day;

36 WHEREAS, Garfield County estimates the cost at \$3.7 million and plans to finance the  
37 full amount with 20-year bonds;

38 WHEREAS, this planning cannot begin until authorization to build is received, and the  
39 Utah Department of Corrections will report this information to the Legislature as soon as it is  
40 determined; and

41 WHEREAS, contracting with the Utah Department of Corrections for additional prison  
42 bed space would greatly assist the state and Garfield County's efforts to have sufficient capacity  
43 to house its prison populations:

44 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah  
45 supports jail expansion as beneficial to both the state and to Garfield County.

46 BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Garfield  
47 County Commission and to the Utah Department of Corrections.

---

---

**Legislative Review Note**  
**as of 1-12-06 2:55 PM**

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

**Office of Legislative Research and General Counsel**

---

---

**Fiscal Note**  
**Bill Number HJR012**

**Joint Resolution Supporting Garfield County Expansion of Correctional  
Facilities**

*25-Jan-06*  
*8:16 AM*

---

---

**State Impact**

Mailing requirements of this resolution can be handled within existing budgets. A fiscal impact will be expected for Garfield County if they borrow to build correctional facilities. The Department of Corrections will have a fiscal impact if they contract with the county.

---

**Individual and Business Impact**

No fiscal impact.

---

**Office of the Legislative Fiscal Analyst**