

HCR005S01 compared with HCR005

~~deleted text~~ shows text that was in HCR005 but was deleted in HCR005S01.

inserted text shows text that was not in HCR005 but was inserted into HCR005S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Michael E. Noel proposes the following substitute bill:

CONCURRENT RESOLUTION ON REGIONAL CORRECTIONAL FACILITIES AND COUNTY JAIL

CONTRACTING

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael E. Noel

Senate Sponsor: _____

LONG TITLE

General Description:

This concurrent resolution of the Legislature and the Governor recognizes regional correctional facilities and county jail contracting as alternatives to address increasing incarceration costs and critical prison space needs.

Highlighted Provisions:

This resolution:

- ▶ recognizes that regional correctional facilities and county jail contracting can assist the state of Utah in addressing increasing incarceration costs and critical prison space needs.

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Special Clauses:

None

Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:

WHEREAS, the state of Utah is seriously considering the possibility of closing the prison located in Draper, Utah, ~~in order to allow the property on which the prison is located to be used for other purposes;~~

~~WHEREAS, if the determination is made that the prison should be relocated, there will be much discussion regarding where the prisoners currently housed at;~~

WHEREAS, the process for determining whether the Draper facility should be ~~incarcerated;~~ relocated should include a determination of the ideal housing of prisoners currently at the Draper facility;

WHEREAS, any discussion of prison relocation should focus on public safety outcomes;

WHEREAS, corrections programming and bricks and mortar planning and decisions should align with public safety policy goals and maximize government efficiency and effectiveness as well as achieve the Department of Correction's goal of rehabilitation and recidivism reduction;

WHEREAS, the mission statement of the Utah Department of Corrections declares, "Our dedicated team of professionals ensures public safety by effectively managing offenders while maintaining close collaboration with partner agencies and the community. Our team is devoted to providing maximum opportunities for offenders to make lasting changes through accountability, treatment, education, and positive reinforcement within a safe environment";

WHEREAS, soliciting input and recommendations from county officials regarding regional correctional facilities and county jail contracting is a useful tool to accomplish correctional goals and achieve the Department of Correction's mission;

WHEREAS, regional correctional facilities and county jail contracting ~~can~~ will promote the ~~department's~~ Department of Correction's mission;

WHEREAS, various counties in the state of Utah have, for a number of years, contracted with the Department of Corrections to house prisoners in their jails;

WHEREAS, many counties in the state have constructed jail facilities specifically for

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the purpose of housing state inmates on a contract basis with the Department of Corrections;

WHEREAS, counties are an integral part of Utah and can be a strong partner in addressing state prison space needs;

WHEREAS, county jail contracting ~~is~~ has proven to be a less expensive alternative to expending state funds to build new facilities;

WHEREAS, currently there is some excess capacity in some county jail facilities that could be utilized to house prisoners currently housed at the Draper Prison;

WHEREAS, if the determination is made to relocate Draper Prison inmates into county operated facilities, various counties are willing to increase the capacity of their existing jails or build new facilities if the state will guarantee inmates for a specified period of time and at a specified payment rate;

WHEREAS, programming and treatment opportunities in the prison and in county jails upon re-entry into the community should be considered along with any decision to increase current capacity of prison or jail beds;

WHEREAS, county facilities have developed programming opportunities for inmates that range from treatment programs to education programs and have provided excellent opportunities for inmates to receive treatment and to advance their education;

WHEREAS, currently the Department of Corrections ~~should~~ may engage in contract negotiations with county jails to ~~provide~~ tailor inmate housing of medium and minimum security inmates to the individual county's capacity to provide efficient and effective security for the surrounding community and the public-at-large;

WHEREAS, for any county entering into a contract, minimum standards should be set, reviewed, and monitored by the Department of Corrections;

WHEREAS, county jails may be a viable option for housing medium and minimum security state inmates;

WHEREAS, counties should work with the Department of Corrections to determine the programming needs for state inmates;

WHEREAS, treatment programming in county jails should have the written approval of the Department of Corrections prior to implementation;

WHEREAS, technology, including video systems, has been developed and is in use in many jails throughout the state that allows hearings to be held at jail facilities with judges and

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hearing officers in different locations from the actual inmates;

WHEREAS, new techniques have been developed in several of the county jails that allow visitation of inmates to be conducted either by video or through Internet access using a computer, so that the family or professional visitors do not need to come to the jail facility to visit with an inmate;

WHEREAS, counties have developed excellent work programs that allow inmates to work in the communities in which they are housed;

WHEREAS, this enhances the good of the community and the wellbeing of the inmate;

WHEREAS, several county facilities have specialized in housing female inmates and are in a position to expand and increase their capacity to house more female inmates;

WHEREAS, the counties are capable ~~{and}~~, willing and ready to enter into negotiations with the state to provide additional bed space up to the maximum amount of bed space needed to relocate the Draper Prison facility and to provide all necessary accessories, as outlined in this resolution, in order for the inmates to successfully reenter society upon the completion of their prison terms;

WHEREAS, county jail programs should, at a minimum, be administered in the way the Department of Corrections administers its own programming;

WHEREAS, future construction of maximum and medium security facilities should accommodate the department's current maximum inmate population and future growth;

WHEREAS, maximum security space could be made available at regional or county jail facilities;

WHEREAS, ~~{inmate programs could be structured so that, rather than providing}~~ recognizing that inmate treatment and programmatic needs are multifaceted, each regional or county correctional facility may develop areas of specialization and tailor programming that still serves the multiple needs of inmates, including substance abuse, psychiatric, or sex offender ~~{treatment programs at each regional or county correctional facility, each facility may provide one of those}~~ treatment programs;

WHEREAS, the decision of where to house ~~{an inmate}~~ inmates would then ~~{depend on}~~ be influenced by which facility provides the ~~{program that}~~ best programming options to meet the ~~{inmate most needs}~~;

~~WHEREAS, utilizing regional and county correctional facilities would enable counties~~

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~~to create more jobs for those living within the their boundaries; and~~

~~}; inmates' needs; and~~

WHEREAS, if counties build jail facilities, the state does not have to bond because the state would be paying for the use of the facilities, not the facilities' construction:

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the Governor concurring therein, recognizes that regional correctional facilities and county jail contracting can assist the state of Utah in addressing increasing incarceration costs and critical prison space needs.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Utah Department of Corrections and commissions of each county in the state of Utah.

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~~Legislative Review Note~~

~~_____ as of 2-19-13 11:44 AM~~

~~_____ Office of Legislative Research and General Counsel}~~