

SB0205S01 compared with SB0205

~~text~~ shows text that was in SB0205 but was deleted in SB0205S01.

Inserted text shows text that was not in SB0205 but was inserted into SB0205S01.

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.

Senator Todd Weiler proposes the following substitute bill:

INCARCERATION REPORTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Todd Weiler

House Sponsor: _____

LONG TITLE

General Description:

This bill requires the Department of Corrections and county jails to report on in-custody deaths and opiate addiction treatment ~~plans~~services.

Highlighted Provisions:

This bill:

- ▶ requires the Department of Corrections and county jails to report to the Commission on Criminal and Juvenile Justice regarding:
 - in-custody inmate deaths; ~~and~~
 - treatment ~~plans~~services for inmates with an opiate addiction; and
 - prescriptions not dispensed to an inmate during incarceration; and
- ▶ requires the Commission on Criminal and Juvenile Justice to compile the information reported and submit the compilation to the Law Enforcement and

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Criminal Justice Interim Committee.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

17-22-32, Utah Code Annotated 1953

64-13-45, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **17-22-32** is enacted to read:

17-22-32. County jail reporting requirements.

(1) As used in this section:

~~{ (a) "Case action treatment plan" means a document developed by a county jail that identifies the program priorities for the county jail's treatment of an inmate.~~

† ~~(b)a~~ "CCJJ" means the Commission on Criminal and Juvenile Justice created in Section 63M-7-201.

~~(c)b~~ (i) "In-custody death" means an inmate death that occurs while the inmate is housed in ~~the custody of~~ a county jail.

(ii) "In-custody death" includes an inmate death that occurs while the inmate is:

(A) being transported for medical care; or

(B) receiving medical care outside of a county jail.

~~(d) (i)c~~ "Inmate" means an individual who is ~~committed to the custody of~~ housed by a county jail in the state.†

~~(ii) "Inmate" does not include an inmate who is housed at a county jail at the request of the Department of Corrections.~~

~~(e)d~~ "Opiate" means the same as that term is defined in Section 58-37-2.

(2) A county jail shall submit a report to CCJJ before August 1 of each year that includes:

(a) the number of in-custody deaths that occurred during the preceding ~~state~~

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~~fiscal~~ calendar year;

(b) the causes of each of the in-custody deaths described in Subsection (2)(a);

(c) the county jail's policy for notifying an inmate's next of kin after the inmate's in-custody death;

~~(d) a list of the prescription medications the county jail does not provide to an inmate during incarceration;~~

~~(e) a case action treatment plan for inmates with an opiate addiction; and~~

~~(f) any report the county jail provides under federal law or regulation relating to inmate deaths or treatment for opiate use;~~

(e) a list of the prescription medications that:

(i) were prescribed to an inmate before the inmate was admitted to the county jail;

(ii) the inmate did not finish taking before the inmate was admitted to the county jail;

(iii) the inmate informed the county jail of the inmate's desire or need to continue taking; and

(iv) the county jail declined to dispense to the inmate while the inmate was incarcerated at the county jail; and

(f) an outline of treatment services available for inmates with an opiate addiction.

(3) CCJJ shall compile the information from the reports described in Subsection (2) and submit the compilation to the Law Enforcement and Criminal Justice Interim Committee before November 1 of each year.

Section 2. Section **64-13-45** is enacted to read:

64-13-45. Department reporting requirements.

(1) As used in this section:

~~(a) "Case action treatment plan" means a document developed by a county jail that identifies the program priorities for the department's treatment of an inmate.~~

~~(b)~~ (a) "CCJJ" means the Commission on Criminal and Juvenile Justice created in Section 63M-7-201.

~~(c)~~ (b) (i) "In-custody death" means an inmate death that occurs while the inmate is ~~in the custody of the department~~ housed by the department or a correctional facility other than a county jail.

(ii) "In-custody death" includes an inmate death that occurs while the inmate is:

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(A) being transported for medical care; or

(B) receiving medical care outside of a correctional facility.

~~(d)~~(c) "Opiate" means the same as that term is defined in Section 58-37-2.

(2) The department shall submit a report to CCJJ before August 1 of each year that includes:

(a) the number of in-custody deaths that occurred during the preceding ~~state~~ ~~fiscal~~ calendar year;

(b) the causes of each of the in-custody deaths described in Subsection (2)(a);

(c) the department's policy for notifying an inmate's next of kin after the inmate's in-custody death;

~~(d) a list of the prescription medications the county jail does not provide to an inmate during incarceration;~~

~~(e) a case action treatment plan for inmates with an opiate addiction; and~~

~~(f) any report the ~~county jail~~ department provides under federal law or regulation relating to inmate deaths ~~or treatment for opiate use~~;~~

~~(e) a list of the prescription medications that:~~

~~(i) were prescribed to an inmate before the inmate was admitted to the department or a correctional facility other than a county jail;~~

~~(ii) the inmate did not finish taking before the inmate was admitted to the department or correctional facility;~~

~~(iii) the inmate informed the department or correctional facility of the inmate's desire or need to continue taking; and~~

~~(iv) the department or correctional facility declined to dispense to the inmate while the inmate was incarcerated at the department or correctional facility; and~~

~~(f) an outline of treatment services available for inmates with an opiate addiction.~~

(3) CCJJ shall compile the information from the reports described in Subsection (2) and submit the compilation to the Law Enforcement and Criminal Justice Interim Committee before November 1 of each year.

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Legislative Review Note

Office of Legislative Research and General Counsel