



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2027 Biennium

Bill#/Title: HB0236: Provide for evaluations of defendants in detention centers or state prisons

Primary Sponsor: James Reavis

Status: As Introduced

Included in the Executive Budget

Needs to be included in HB 2

Significant Local Gov Impact

Significant Long-Term Impacts

Technical Concerns

Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2026 Difference</u>	<u>FY 2027 Difference</u>	<u>FY 2028 Difference</u>	<u>FY 2029 Difference</u>
Expenditures				
General Fund (01)	\$0	\$0	\$0	\$0
Revenues				
General Fund (01)	\$0	\$0	\$0	\$0
Net Impact	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
General Fund Balance	<u><u>\$0</u></u>	<u><u>\$0</u></u>	<u><u>\$0</u></u>	<u><u>\$0</u></u>

Description of fiscal impact

HB 236 explicitly authorizes examinations of a defendant's fitness to proceed to occur at a detention center or state prison. There is potential for increased costs to the Department of Corrections and the Department of Public Health and Human Services, however, those costs are anticipated to be minimal.

FISCAL ANALYSIS

Assumptions

Department of Corrections (DOC)

1. Section 2 requires the Department of Health and Human Services to adopt rules to define what constitutes a suitable facility to conduct an examination to report on a defendant's mental condition. These rules must take into account such things as what kind of food, clothing, schedule, and care is to be provided and whether or how the defendant is to be segregated from or integrated within the general population. It is possible that such rules could require operational changes or infrastructure adjustments that would come at a cost to DOC, however, until those rules are written, that cost cannot be quantified.
2. However, DoC will coordinate with DPHHS on proposed rules to ensure that they do not interfere with any critical safety and security procedures within our secure facilities.

Department of Public Health and Human Services (DPHHS)

3. HB 236 only provides for a potential location change by having psychiatric evaluations done at the state prison or other detention centers. Much of these evaluations can be done through telemedicine. However, if there is a reason telemedicine wouldn't be able to be used, the travel costs incurred by the division would be minimal. DPHHS assumes that individuals needing the psychiatric evaluation are currently incarcerated and are not Medicaid eligible.

Sponsor's Initials

Date

Budget Director's Initials

Date