



**Fiscal Estimate Narratives**  
**DOC 3/5/2009**

LRB Number <b>09-0701/1</b>	Introduction Number <b>SB-083</b>	Estimate Type <b>Original</b>
<b>Description</b> Strip searches		

**Assumptions Used in Arriving at Fiscal Estimate**

Current law specifies that "no person may be the subject of a strip search unless he or she is a detained person" and if 1) the person conducting the search is of the same sex as the person detained, 2) the detained person is not exposed to the view of another person, 3) the search is not recorded, 4) the person conducting the search has obtained prior written permission of the chief, sheriff or law enforcement administrator, unless there is probable cause to believe the detained person is concealing a weapon, and 5) the person conducting the search completes a report and provides a copy to the detained person.

Current law also excludes certain persons from the above provisions. Specifically excluded are searches of any person 1) serving a sentence in a jail, state prison or house of corrections, 2) placed in or transferred to a juvenile correctional facility or secured residential care center for children and youth, 3) committed, transferred or admitted under Chapters 51, 971 or 975, or 4) confined as a condition of probation.

This bill extends the exclusions to include a person found, or alleged to have violated a condition of probation.

This bill will not impact the Department's costs or workload.

The Department can not predict how many additional strip searches in county jails would result from this legislation. Additional strip searches would result in increased workload for local county jails; however it is not possible to estimate a local fiscal impact.

**Long-Range Fiscal Implications**