

Fiscal Estimate - 2017 Session

Original Updated Corrected Supplemental

LRB Number 17-2816/1	Introduction Number SB-393
Description the treatment of a pregnant or postpartum person in prison and county jail	
Fiscal Effect	
State: <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs	
Local: <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate 1. <input checked="" type="checkbox"/> Increase Costs 3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input checked="" type="checkbox"/> Village <input checked="" type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts	
Fund Sources Affected Affected Ch. 20 Appropriations <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	
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Date 9/8/2017	

Fiscal Estimate Narratives

DOC 9/8/2017

LRB Number	17-2816/1	Introduction Number	SB-393	Estimate Type	Original
Description the treatment of a pregnant or postpartum person in prison and county jail					

Assumptions Used in Arriving at Fiscal Estimate

This bill creates new laws that limit the use of physical restraints on pregnant and postpartum people who are in the custody of a correctional facility, which includes state prisons, county jails, municipal lockups, juvenile correctional facilities, or juvenile detention facilities. This bill also requires that every woman in the custody of a correctional facility be offered testing for pregnancy and, if pregnant, be offered testing for sexually transmitted infections. Finally, this bill requires that the correctional facility where the pregnant or postpartum person is being confined provides information and access to health services related to pregnancy, labor, and the postpartum period.

The Department of Corrections (DOC) is unable to estimate the state fiscal impact of this bill since the security and health needs of inmate patients are very individualized. However, the DOC has policies in line with many of the provisions of this bill, so the fiscal impact is anticipated to be minimal. It should be noted, however, that any reduction in flexible security options available to the DOC may result in an increase in staff costs through overtime to provide additional security.

DOC administrative code requires jails to have policies and procedures for pregnancy management, but does not specify any additional criteria. Jails have complete discretion in determining what their policies will be. To that end, some jails may already have policies in place that are similar to the provisions of this bill. Others, however, may need to change their policies in order to be compliant with this bill. The local fiscal impact is ultimately indeterminate because the costs may vary among the counties and municipalities depending on the amount of change needed to be compliant with this bill.

Long-Range Fiscal Implications