

HB 3449 STAFF MEASURE SUMMARY

Carrier: Sen. Prozanski

Senate Committee On Judiciary

Action Date: 05/11/17
Action: Do pass.
Vote: 3-2-0-0
Yeas: 3 - Dembrow, Manning Jr, Prozanski
Nays: 2 - Linthicum, Thatcher
Fiscal: No fiscal impact
Revenue: No revenue impact
Prepared By: Josh Nasbe, Counsel

WHAT THE MEASURE DOES:

Extends sunset on authority for Department of Corrections to enter into a contract with a public entity for correctional services in another state. Expressly prohibits department from contracting with a private entity for correctional services.

ISSUES DISCUSSED:

- Management of inmate population
- Interstate Compacts
- Private prisons

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

In 2003, the Legislative Assembly adopted a temporary provision of law authorizing the Department of Corrections to contract with other public entities to provide correctional services in another state. This authority was independent of any authority granted under an Interstate Compact. In 2009 and again in 2013, the Legislative Assembly extended the sunset on this provision. It is currently scheduled to be repealed on January 2, 2018. House Bill 3449 delays the repeal until 2026 and expressly prohibits the Department of Corrections from entering into a contract with a private entity for out-of-state correctional services.