



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2023 Biennium

**Bill #** SB0344

**Title:** Allow for adult inmates at Pine Hills Youth Correctional Facility

**Primary Sponsor:** Bogner, Kenneth

**Status:** As Introduced

- Significant Local Gov Impact     
  Needs to be included in HB 2     
  Technical Concerns  
 Included in the Executive Budget     
  Significant Long-Term Impacts     
  Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>
<b>Expenditures:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** SB 344 has no fiscal impact to the Department of Corrections (DOC). SB 344 is a bill requested by DOC, updating terminology used in statute related to state youth correctional facilities. This is in response to recommendations from the Legislative Audit Division.

### FISCAL ANALYSIS

#### Assumptions:

- The bill removes references to the term state youth correctional facility and replaces it with correctional facility throughout the MCA, most notably in the Youth Court Act, in Title 41, Chapter 5 and Youthful Offenders in Title 52, Chap. In Section 5, the bill proposes a new definition of a correctional facility.
- The bill removes the definition of a state youth correctional facility or any reference to Pine Hills youth correctional facility in Miles City or the contracted correctional facility for female youth.
- In Section 17, the bill amends 41-5-1522, MCA, reiterating that a youth may not be placed in a correctional facility that does not provide sight and sound separation from adult offenders as required.
- Section 30 amends 52-5-101, MCA, by providing that when a correctional facility previously used as a secure residential facility for youth is repurposed by the DOC for other correctional populations, the DOC must give priority to serving the needs of youth population if youth population increases sufficiently to justify the department reverting to the previous use of the facility.

**NO SPONSOR SIGNATURE**

*Sponsor's Initials*

2/26  
Date

KA  
*Budget Director's Initials*

2/26/21  
Date