


<b>2009 Session</b>		Administrative Rule Number <b>DOC 346</b>
<b>FISCAL ESTIMATE</b> DOA-2048 N(R06/99)		<input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> UPDATED <input type="checkbox"/> CORRECTED <input type="checkbox"/> SUPPLEMENTAL
<b>Subject</b> <b>Repealing and recreating Department of Corrections administrative rule 346 relating to the Secure Detention for Juveniles.</b>		
<b>Fiscal Effect</b> State: <input type="checkbox"/> No State Fiscal Effect Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.		
<input type="checkbox"/> Increase Existing Appropriation <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Appropriation <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Create New Appropriation		<input checked="" type="checkbox"/> Increase Costs - May be possible to Absorb Within Agency's Budget <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No  <input type="checkbox"/> Decrease Costs
Local: <input type="checkbox"/> No local government costs		
1. <input checked="" type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenues <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenues <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Governmental Units Affected: <input type="checkbox"/> Towns <input type="checkbox"/> Villages <input type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input type="checkbox"/> Others _____ <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
<b>Fund Sources Affected</b> <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S		<b>Affected Chapter 20 Appropriations</b>
<b>Assumptions Used in Arriving at Fiscal Estimate</b>  <p>This rule repeals and recreates DOC 346 relating to the secure detention of juveniles. It has been updated, renumbered, and reordered for clarity. Currently there are 16 county operated secure detention facilities in the state, and the Department of Corrections/Division of Juvenile Corrections permits designated northern counties to use Lincoln Hills School as a secure detention facility.</p> <p>Specific changes include, but are not limited to the following:</p> <ul style="list-style-type: none"> <li>• Requires newly built or substantially remodeled facilities, after the effective date of the rule, to install anti-rollout plates on all upper bunks. This does not have any fiscal impact on any counties or juvenile detention facilities at this time. The cost for each anti-rollout plate is approximately \$20.</li> <li>• Creates a requirement for storage space and visiting space but does not impose any dimensional requirements.</li> <li>• Creates a requirement for classroom space. This requirement only applies to facilities that are newly constructed or substantially remodeled after the effective date of the rule.</li> <li>• Creates a requirement that if medical or dental services are provided in the facility, there shall be sufficient space, equipment, supplies, and materials for the performance of the services in a confidential and private manner.</li> <li>• Creates a minimum dimensional requirement for outdoor recreation space if a facility provides for outdoor recreation.</li> <li>• Reduces the frequency of fire inspections from semi-annually to annually.</li> <li>• Requires that the second staff person on duty must be an officer, not an administrative or clerical person. This reflects the current practice of juvenile detention facilities.</li> </ul>		
<b>Long-Range Fiscal Implications</b> Indeterminable.		
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- **Requires TB testing for juveniles who are held beyond one week if ordered by a health care professional.**

**Although the Department anticipates it will have some additional workload related to policy and procedure development, any additional costs that would be generated should be able to be absorbed within the Department's budget.**

**Some counties may need to re-write their policies and procedures. Costs to individual counties cannot be determined at this time, but it is estimated that they will be minimal.**