

Department of Planning and Budget 2022 Fiscal Impact Statement

1. Bill Number: SB108 ER

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron: Morrissey

3. Committee: Passed both Houses

4. Title: Correctional facilities; prohibits use of isolated confinement.

5. Summary: The enrolled bill directs the Department of Corrections (DOC) to convene a work group to study the use of restorative housing within state correctional facilities and juvenile correctional centers, including the length of time each inmate is kept in restorative housing and the purposes for which inmates are placed in restorative housing.

As a part of the study, the DOC is required to facilitate confidential interviews between work group members and at least 25 persons currently incarcerated in a state correctional facility who are currently or who have within the past 12 months been placed in restorative housing units or other units within the state correctional facility under conditions of isolated or restrictive confinement and confidential interviews with existing staff and facility officials as requested by the work group. The work group must make recommendations of its findings, including how to safely reduce or end the use of restorative housing that lasts longer than 14 days and criteria to be considered when a determination is made that placement in restorative housing should last longer than 14 days. The work group must be composed of at least one licensed clinical psychologist, at least three formerly incarcerated individuals, each of whom was placed in restorative housing during his term of incarceration, and at least three representatives from each of the following agencies or groups: (i) the Department, (ii) the Department of Juvenile Justice, and (iii) the Virginia Coalition on Solitary Confinement.

The work group must report its findings and recommendations to the Chairmen of the House Committee on Public Safety and the Senate Committee on Rehabilitation and Social Services by December 1, 2022.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Final. See Item 8 below.

8. Fiscal Implications: It is expected that DOC could absorb the costs associated with the workgroup and report required by the enrolled bill.

9. Specific Agency or Political Subdivisions Affected: Department of Corrections,
Department of Juvenile Justice

10. Technical Amendment Necessary: No

11. Other Comments: None