

115TH CONGRESS
1ST SESSION

H. R. 1853

To authorize the Attorney General, in consultation with the Director of the National Institute of Mental Health, to carry out a pilot program in correctional facilities in order to provide mental health services and other social services to eligible individuals, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 3, 2017

Mr. CROWLEY introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To authorize the Attorney General, in consultation with the Director of the National Institute of Mental Health, to carry out a pilot program in correctional facilities in order to provide mental health services and other social services to eligible individuals, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Kalief Browder Re-
5 entry Success Act of 2017” or “Kalief’s Law”.

1 **SEC. 2. MENTAL HEALTHCARE PILOT PROGRAM FOR PRIS-**
2 **ONERS UPON RELEASE.**

3 (a) AUTHORIZATION.—The Attorney General, in con-
4 sultation with the Director of the National Institute of
5 Mental Health, shall carry out a pilot program in not more
6 than 5 correctional facilities owned and operated by the
7 Bureau of Prisons and not more than 5 correctional facili-
8 ties owned or operated by a State or local department of
9 corrections in order to provide mental health services and
10 other social services to eligible individuals in accordance
11 with subsection (b).

12 (b) AVAILABILITY OF MENTAL HEALTH SERVICES.—
13 The head of a correctional facility that is participating in
14 the pilot program under this section shall enter into a con-
15 tract with a provider of mental health services and pro-
16 viders of other social services in order to provide, for eligi-
17 ble individuals, the following:

18 (1) A comprehensive screening of the individ-
19 ual's mental health prior to the individual's release
20 from custody.

21 (2) Upon release from a correctional facility,
22 access to mental health services and other social
23 services, including measures to facilitate the individ-
24 ual's access to—

25 (A) evidence-based psychosocial interven-
26 tions;

1 (B) necessary psychiatric medications, in-
2 cluding re-evaluation by a psychiatrist who may
3 prescribe medications that are different than
4 those eligible individuals received in a correc-
5 tional setting;

6 (C) the individual's medical records from
7 the correctional facility; and

8 (D) services to assist the individual in ob-
9 taining housing, employment, and personal
10 records, including records which may be re-
11 quired to obtain a personal identification card.

12 (c) APPLICATION FOR STATE AND LOCAL CORREC-
13 TIONAL FACILITIES.—The head of a State or local depart-
14 ment of corrections seeking to participate in the pilot pro-
15 gram under this section shall submit to the Attorney Gen-
16 eral an application at such time, in such manner, and con-
17 taining such information as the Attorney General may rea-
18 sonably require, including a plan to provide the services
19 described in subsection (b).

20 (d) FEDERAL PRISONS.—The Attorney General, in
21 consultation with the Director of the Bureau of Prisons,
22 shall select the 5 Federal correctional facilities to partici-
23 pate in the pilot program under this section.

24 (e) PRIORITY.—In determining which correctional fa-
25 cilities to select for the pilot program under this section,

1 the Attorney General shall give priority to correctional fa-
2 cilities at which—

3 (1) a high percentage of prisoners spend time
4 in restrictive housing; or

5 (2) there is a high percentage of recidivism and
6 reincarceration among individuals recently released
7 from that correctional facility.

8 (f) INCLUSION OF MALE AND FEMALE CORREC-
9 TIONAL FACILITIES.—At least one correctional facility
10 participating in the pilot program shall be a correctional
11 facility at which only females are incarcerated, and at least
12 one correctional facility participating in the pilot program
13 shall be a correctional facility at which only males are in-
14 carcerated.

15 (g) CERTAIN CORRECTIONAL FACILITIES INELI-
16 GIBLE.—A correctional facility which is owned or operated
17 by a private company with which a State, unit of local
18 government, or the Bureau of Prisons has a contract is
19 ineligible to participate in the pilot program under this
20 section.

21 (h) TERMINATION.—The pilot program shall termi-
22 nate on the date which is 2 years after the funds to carry
23 out the pilot program are distributed to the correctional
24 facilities participating in the pilot program.

1 (i) REPORT.—Not later than 1 year after the conclu-
2 sion of the pilot program under this section, the Attorney
3 General, in consultation with the Director of the National
4 Institute of Mental Health, shall submit to Congress a re-
5 port that contains the following information:

6 (1) Demographics of the eligible individuals who
7 used the mental health services and other social
8 services made available under the pilot program, in-
9 cluding information relating to race, ethnicity, age,
10 types of disability, and gender.

11 (2) A description of the conditions at the cor-
12 rectional facilities participating in the pilot program,
13 including information relating to the use and dura-
14 tion of restrictive housing.

15 (3) Relating to the group of individuals de-
16 scribed in paragraph (1)—

17 (A) employment and earning statistics;

18 (B) information relating to housing and
19 homelessness rates;

20 (C) statistics relating to education levels;

21 (D) mental health treatment utilization
22 and adherence, and mental health outcomes;

23 (E) statistics relating to recidivism; and

24 (F) statistics relating to reincarceration.

25 (j) DEFINITIONS.—In this section:

1 (1) The term “eligible individual” means an in-
2 dividual who is serving a term of imprisonment or
3 who is detained pending trial, and who has been or-
4 dered to be released from incarceration on a date
5 that is not more than 180 days after the date on
6 which the correctional facility at which the individual
7 is incarcerated receives funds to carry out the pilot
8 program under this section.

9 (2) The term “restrictive housing” means any
10 type of detention that involves—

11 (A) removal from the general inmate popu-
12 lation, whether voluntary or involuntary;

13 (B) placement in a locked room or cell,
14 whether alone or with another inmate; and

15 (C) inability to leave the room or cell for
16 the vast majority of the day.

17 (k) AUTHORIZATION OF APPROPRIATIONS.—There is
18 authorized to be appropriated \$20,000,000 to carry out
19 the program under this section for each of fiscal years
20 2018 through 2020.

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