

INMATE HOUSING AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jeremy A. Peterson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill creates a process and formula for releasing offenders to community
correctional centers.

Highlighted Provisions:

This bill:

- defines terms;
- creates a process based upon population for the distribution of offenders throughout
the state to community correctional centers; and
- sets a cap on the number of offenders that may be released to a community
correctional center within a county.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

64-13f-101, Utah Code Annotated 1953

64-13f-102, Utah Code Annotated 1953

64-13f-103, Utah Code Annotated 1953



Be it enacted by the Legislature of the state of Utah:

Section 1. Section **64-13f-101** is enacted to read:

Part 1. Community Correctional Centers

64-13f-101. Title.

This part is known as "Community Correctional Centers."

Section 2. Section **64-13f-102** is enacted to read:

64-13f-102. Definitions.

As used in this part:

(1) "Base percentage" means the population of a county as a percentage of the state population on June 30 of each year. The population figure under this Subsection (1) shall be determined by:

(a) the most recent United States decennial or special census; or

(b) another population determination made by the United States or state governments.

(2) "Cap" means the base percentage multiplied by the total number of offenders housed in community correctional centers throughout the state on July 1 of each year.

(3) "Community correctional center" means the same as that term is defined in Section [64-13-1](#).

(4) "Department" means the Department of Corrections.

(5) "Offender" means the same as that term is defined in Section [64-13-1](#).

Section 3. Section **64-13f-103** is enacted to read:

64-13f-103. Establishment of community correctional centers -- Cap -- Rulemaking.

(1) The department shall establish community correctional centers throughout the state.

(2) The total number of offenders housed in one or more community correctional centers within a county may not exceed the county's cap by more than 5%.

(3) The department shall, by rule, determine how to allocate offenders to community correctional centers based on the number of offenders projected to be released to community correctional centers during each fiscal year.

(4) Department projections of the number of offenders that may be released to community correctional centers shall be completed no later than July 1 of each year. The number determined shall form the basis for the cap calculated in accordance with Subsection

59 [64-13f-102\(2\).](#)

Legislative Review Note
Office of Legislative Research and General Counsel