



House of Representatives

General Assembly

File No. 556

February Session, 2024

House Bill No. 5429

House of Representatives, April 18, 2024

The Committee on Appropriations reported through REP. WALKER of the 93rd Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

AN ACT CONCERNING THE COMMISSARY IMPLEMENTATION PLAN FOR YOUTH IN DEPARTMENT OF CORRECTION FACILITIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 127 of public act 23-204 is amended to read as
2 follows (*Effective from passage*):

3 (a) Not later than July 1, 2023, the Department of Correction, in
4 consultation with a subcommittee concerning incarceration of children
5 of the Juvenile Justice Policy and Oversight Committee, established
6 pursuant to section 46b-121n of the general statutes, shall develop and
7 submit the commissary implementation plan described in subsection (b)
8 of this section to the Juvenile Justice Policy and Oversight Committee,
9 established pursuant to said section.

10 (b) The plan developed in accordance with this section shall provide
11 for the following in relation to youths in Department of Correction
12 facilities: (1) An integrated positive behavior motivation system to
13 engage and reinforce positive youth behaviors and expectations that can

14 be used as payment for commissary goods in place of a monetary
15 system; (2) revised commissary policies and procedures to include the
16 development and implementation of positive behavior motivation
17 policies and procedures; (3) increased incentives to promote good health
18 and recognize a diverse range of ethnic groups, races, sexes and cultural
19 backgrounds; (4) (A) identification of youth within the institution that
20 do not have equitable access to commissary, including those who are
21 indigent, without family supports or with disabilities that contribute to
22 their lack of access to commissary, and (B) strategies to implement
23 equitable access to commissary; (5) menstrual products in a manner
24 pursuant to sections 18-69e and 18-99b of the general statutes; (6)
25 transition of saved commissary allocations, including how associated
26 saved funds can be transitioned and accessed when a youth is
27 transferred to an adult facility; (7) ongoing training and assistance, such
28 as those provided through the Capitol Region Education Council's
29 Positive Behavioral Intervention and Supports; (8) continuous quality
30 improvement system for ongoing implementation of the plan pursuant
31 to this subsection; and (9) biannual surveys or focus groups to obtain
32 feedback from youth in Department of Correction facilities on ways to
33 improve its system and concerning the implementation of such plan.

34 (c) The Department of Correction shall immediately implement
35 procedures for more equitable commissary options for youth described
36 in subdivision (4) of subsection (b) of this section and shall fully
37 implement the plan not later than November 1, 2023.

38 (d) Not later than July 1, 2024, the Commissioner of Correction, in
39 consultation with the Juvenile Justice Policy and Oversight Committee's
40 subcommittee concerning incarceration of children, shall report, in
41 accordance with the provisions of section 11-4a of the general statutes,
42 to the joint standing committees of the General Assembly having
43 cognizance of matters relating to appropriations, children and the
44 judiciary on the implementation of the plan as required by subsection
45 (c) of this section and any recommendations for changes to such plan or
46 the manner of implementation of such plan.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>from passage</i>	PA 23-204, Sec. 127
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APP *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note**State Impact:** None**Municipal Impact:** None**Explanation**

The bill makes various reporting requirements for the Department of Correction (DOC) regarding the commissary implementation plan resulting in no fiscal impact to the state because the DOC has the expertise to meet the requirements of the bill.

The Out Years**State Impact:** None**Municipal Impact:** None

OFA Bill Analysis

HB 5429

AN ACT CONCERNING THE COMMISSARY IMPLEMENTATION PLAN FOR YOUTH IN DEPARTMENT OF CORRECTION FACILITIES.

SUMMARY:

Not later than July 1, 2024, the bill requires the Commissioner of Correction, in consultation with the Juvenile Justice Policy and Oversight Committee's subcommittee on the incarceration of children, to issue a report on the implementation and any recommendations, for changes to the commissary implementation plan. The bill requires the report to be given to the committees of the General Assembly that have cognizance of matters relating to Appropriations, Children, and the Judiciary.

EFFECTIVE DATE: Effective from passage

BACKGROUND

Section 127 of Public Act 23-204 requires the Department of Correction to develop and implement a youth commissary implementation plan.

COMMITTEE ACTION

Appropriations Committee

Joint Favorable

Yea 52 Nay 0 04/04/2024