

Program A: Sheriffs' Housing of State Inmates

Program Authorization: R.S. 15:824; R.S. 33:1432; R.S. 15:574.2-574.21; R.S. 15:1111; Hayes Williams, et al v. John McKeithen, et al CA 71-98-b (M.D. La.)

PROGRAM DESCRIPTION

The mission of the Sheriff's Housing Program to provide a safe and secure environment for the adult male and female offenders and juveniles who have been committed to state custody and are awaiting transfer to the Department of Public Safety and Corrections (DPS&C), Corrections Services. Due to space limitations in state correctional institutions, the DPS&C, Corrections Services, continues its partnership with the Louisiana Sheriffs' Association and other local governing authorities by utilizing parish and local jails for housing offenders. Louisiana houses more state offenders in local jails than any other state. According to a 1999 legislative Fiscal Office survey, 13 of 16 Southern Legislative Conference states surveyed confined inmates in local jails. The shifting of inmates to the local level has caused some jails to house inmates in excess of designed capacities. Of the ten states reporting local jail capacity data, state inmates filled approximately 14% of those beds. Local jail populations exceed reported capacity in five of the nine states reporting total jail populations. In Louisiana, state prisoners generally occupy about 43% of the prisoner beds available in local prisons. However, Louisiana reported local jails at 99.2% of capacity.

Because of the critical need for close coordination between state and local government in the management of prison and jail bed space, the DPS&C, the Louisiana Sheriffs' Association, and other interested parties have forged a Community Corrections Partnership to assure maximum efficiency in the system. Assistance in the construction of new jail space, effective utilization of the space, and a joint monitoring and quality assurance mechanism are key components. The department and local public entities agree to provide jail space in excess of local needs in exchange for the state's commitment to utilize a fixed percentage of the space. This arrangement enables financing of the facility when other options are not available and allows expansion of the number of beds for local use as well as state use. By July 1999, the department had signed 30 cooperative endeavor agreements for adult beds, all of which had been approved by the Division of Administration. As a result, the department gained access to about 1,694 beds. Additional beds, approved but not yet finished being constructed, will add approximately 2,349 spaces for state inmates and 3,524 for local use.

The department and the Louisiana Sheriffs' Association have jointly developed a comprehensive set of basic jail guidelines, which must be followed by any parish prison or local detention facility as a condition of housing state inmates. This voluntary quality assurance effort has done much to ensure that the basic conditions under which state inmates are housed in local facilities are safe and constitutional.

The goal of the Sheriffs' Housing of State Inmates Program is to continue the Community Corrections Partnership and to reimburse local authorities through the program.

OBJECTIVES AND PERFORMANCE INDICATORS

Unless otherwise indicated, all objectives are to be accomplished during or by the end of FY 2001-2002. Performance indicators are made up of two parts: name and value. The indicator name describes what is being measured. The indicator value is the numeric value or level achieved within a given measurement period. For budgeting purposes, performance indicator values are shown for the prior fiscal year, the current fiscal year, and alternative funding scenarios (continuation budget level and Executive Budget recommendation level) for the ensuing fiscal year (the fiscal year of the budget document).

1.(KEY) To continue to provide for the housing of adult and juvenile offenders in local facilities in a safe and secure manner.

Strategic Link: This operational objective is related to the program's Strategic Goal I: *To continue the Community Correction Partnership which utilizes parish and local jails for housing offenders committed to the state's custody and awaiting transfer to Corrections Services and to reimburse local authorities through the Sheriff's Housing Program.*

Louisiana: Vision 2020 Link: This operational objective is related to Vision 2020 objective 3.3: *To have safe homes, schools, and streets throughout the state.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

Explanatory Note: As of September 1999, the department monitors 110 participating facilities that house state inmates. All of these are currently certified (in compliance with basic jail guidelines developed by the department and the Louisiana Sheriff's Association). Orleans Parish has implemented an active work release program (as provided by statute) for state inmates serving their sentence in the Orleans Parish Prison (OPP). Division of Probation and Parole staff screen inmates for technical eligibility and provide assistance to OPP staff as needed.

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
K	Average total number of offenders housed per day	15,069	14,961	17,281	17,281	19,031	17,355
K	Average number of adults housed per day	14,946	14,838	17,132	17,132	18,882	17,206
K	Average number of juveniles housed per day	123	123	149	149	149	149
K	Percentage of adult inmate population housed in local jails	43.88%	44.14%	46.73%	46.73%	49.04%	47.01%
K	Percentage of juvenile inmate population housed in local jails	5.70%	6.37%	8.23%	8.23%	8.23%	8.75%
S	Number of local jails with additional \$7 cooperative endeavor agreements	4	4	4	4	4	4
S	Extraordinary medical cost reimbursement to local jails	\$100,000	\$81,393	\$100,000	\$100,000	\$100,000	\$100,000

GENERAL PERFORMANCE INFORMATION: UTILIZATION OF LOCAL JAILS, SOUTHERN AND SOUTH CENTRAL STATES (AS OF JULY 1, 2000)

STATE	NUMBER OF STATE OFFENDERS IN LOCAL JAILS	STATE PAYMENT PER INMATE DAY	STATE PAYMENT PER INMATE YEAR
Alabama ¹	2,920	\$1.75	\$639
Arkansas	520	\$25.00	\$9,125
Florida ²	34	\$32.00	\$11,680
Georgia ³	2,519	\$20.00	\$7,300
Kentucky	4,199	\$24.40	\$8,906
Louisiana⁴	15,175	\$24.02	\$8,767
Maryland	216	\$50.00	\$18,250
Mississippi	1,430	\$27.21	\$9,932
Missouri	0	N/A	N/A
North Carolina ⁵	0	\$40.00	\$14,600
Oklahoma	334	\$24.00	\$8,760
South Carolina ⁶	400	\$0.00	\$0
Tennessee ⁷	5,715	\$42.16	\$15,388
Texas	3,704	\$40.00	\$14,600
Virginia ⁸	4,254	\$22.00	\$8,030
West Virginia ⁹	726	\$32.25	\$11,771
AVERAGE	42,146¹⁰	\$31.00	\$11,316

SOURCE: *Adult Correctional Systems: A Comparative Data Report Submitted to the Fiscal Affairs and Government Operations Committee*, Southern Legislative Conference, Council of State Governments, October 2000.

¹ Some localities receive an additional \$1.25 per day based on legislation

² The Florida Department of Corrections received no specific appropriation for county jail beds; funds are currently paid from the diversion bed appropriation at \$32 per day.

³ Inmates are housed in jails only until space is available in the state prison system for the inmate (temporary short-term option only).

⁴ All facilities are reimbursed at a flat rate of \$22.39 per day except for Work Release facilities operated by the Sheriffs which are reimbursed at \$18.25, and four parishes that earn an additional \$7.00 per inmate per day through approved cooperative endeavors to provide and capitalize additional beds for the state. All parishes are also eligible to have approved extraordinary medical expenses reimbursed. Orleans Parish is also reimbursed an additional \$2.00 per diem for medical expenses for state inmates and \$7.00 for all inmates served by their mental health unit.

⁵ Based on 1997 daily population.

⁶ Inmates perform work duties at these facilities, therefore there is no reimbursement.

⁷ Tennessee uses four methods of reimbursement: contract agreements, reasonable allowable not to exceed \$35.00 per inmate per day, fixed rate, or a flat rate of \$25.00 per inmate per day.

⁸ All full service local and regional jails are provided the same per diem rates (\$8.00 per diem for local inmates and \$14.00 per diem for state felons plus personnel costs). Local jail farms, which hold minimum security inmates for various work programs receive \$22.00 for local inmates and \$28.00 for state felons as a per diem and no personnel money.

⁹ County Jails - \$25 per day, excluding medical costs. State Regional Jails - \$39.50 per day including medical costs.

¹⁰ Represents a total for the southern region

RESOURCE ALLOCATION FOR THE PROGRAM

	ACTUAL 1999 - 2000	ACT 11 2000 - 2001	EXISTING 2000 - 2001	CONTINUATION 2001 - 2002	RECOMMENDED 2001 - 2002	RECOMMENDED OVER/(UNDER) EXISTING
MEANS OF FINANCING:						
STATE GENERAL FUND (Direct)	\$134,043,531	\$151,431,086	\$151,431,086	\$155,724,450	\$152,320,673	\$889,587
STATE GENERAL FUND BY:						
Interagency Transfers	0	0	0	0	0	0
Fees & Self-gen. Revenues	0	0	0	0	0	0
Statutory Dedications	0	0	0	0	0	0
Interim Emergency Board	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
TOTAL MEANS OF FINANCING	\$134,043,531	\$151,431,086	\$151,431,086	\$155,724,450	\$152,320,673	\$889,587
EXPENDITURES & REQUEST:						
Salaries	\$0	\$0	\$0	\$0	\$0	\$0
Other Compensation	0	0	0	0	0	0
Related Benefits	0	0	0	0	0	0
Total Operating Expenses	0	0	0	0	0	0
Professional Services	0	0	0	0	0	0
Total Other Charges	134,043,531	151,431,086	151,431,086	155,724,450	152,320,673	889,587
Total Acq. & Major Repairs	0	0	0	0	0	0
TOTAL EXPENDITURES AND REQUEST	\$134,043,531	\$151,431,086	\$151,431,086	\$155,724,450	\$152,320,673	\$889,587
AUTHORIZED FULL-TIME						
EQUIVALENTS: Classified	0	0	0	0	0	0
Unclassified	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

SOURCE OF FUNDING

This program is funded entirely with State General Fund.

ANALYSIS OF RECOMMENDATION

GENERAL FUND	TOTAL	T.O.	DESCRIPTION
\$151,431,086	\$151,431,086	0	ACT 11 FISCAL YEAR 2000-2001
			BA-7 TRANSACTIONS:
\$0	\$0	0	None
\$151,431,086	\$151,431,086	0	EXISTING OPERATING BUDGET – December 15, 2000
\$889,587	\$889,587	0	Workload Adjustments - Increase from 17,281 to 17,355 inmates
\$152,320,673	\$152,320,673	0	GRAND TOTAL RECOMMENDED

The total means of financing for this program is recommended at 100.6% of the existing operating budget. It represents 88.8% of the total request (\$171,503,945) for this program.

PROFESSIONAL SERVICES

This program does not have funding for Professional Services for Fiscal Year 2001-2002.

OTHER CHARGES

\$141,827,776	Provides for the housing of 17,355 state inmates in parish and local jails
\$92,316	Provides the reimbursement of extraordinary medical expenses incurred by sheriffs and police departments for state inmates housed in parish and local jails
\$2,203,363	Provides for Vernon Parish, Sabine Parish, Natchitoches Parish and Morehouse Parish Law Enforcement Districts debt retirement
\$4,540,192	Provides for medical/psychiatric payments to Orleans Parish Sheriff for the adult and juvenile offenders incarcerated in the Orleans parish jail
\$3,657,026	Sheriffs' Work Release
\$152,320,673	TOTAL OTHER CHARGES

ACQUISITIONS AND MAJOR REPAIRS

This program does not have funding for Acquisitions and Major Repairs for Fiscal Year 2001-2002.