

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for  
2 Senate Bill No. 834, Page 12, Section 217.947, Line 9, by inserting after said section and line the  
3 following:  
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5 "217.1020. 1. The department of corrections shall be nationally accredited by an accrediting  
6 agency of the department's choice.

7 2. There is hereby established the "Department of Corrections Review Committee", which  
8 shall consist of ten members as follows:

9 (1) Three members of the house of representatives, two appointed by the speaker of the  
10 house of representatives and one appointed by the minority floor leader of the house of  
11 representatives;

12 (2) Three members of the senate, two appointed by the president pro tempore of the senate  
13 and one appointed by the minority floor leader of the senate;

14 (3) The director of the department of corrections or his or her designee;

15 (4) One employee of the department of corrections;

16 (5) One member of the public at large; and

17 (6) One member who has been incarcerated with the department of corrections but has been  
18 released from department custody for at least seven years, is not on probation, and has not  
19 committed any new offense.

20 3. The members of the review committee, other than the members from the general  
21 assembly, shall be appointed by the governor with the advice and consent of the senate. A chair of  
22 the review committee shall be selected by the members of the review committee. Of the members  
23 first appointed to the review committee by the governor, two members shall serve a term of two  
24 years, two members shall serve a term of one year, and thereafter, members shall serve a term of two  
25 years. Members shall continue to serve until their successor is duly appointed and qualified. Any  
26 vacancy on the review committee shall be filled in the same manner as the original appointment.  
27 Members shall serve on the review committee without compensation but may be reimbursed for  
28 their actual and necessary expenses from moneys appropriated to the department of corrections for  
29 that purpose. The review committee shall meet on at least four occasions annually, including at  
30 least two before the end of December of the first year the review committee is established. The  
31 review committee shall review the report from the department of corrections, which shall be a report

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

of the status of accreditation, which status assessment shall be performed by the accrediting agency and shall make recommendations and allow for public testimony, at its discretion, based on such review. Meetings may be held by telephone or video conference at the discretion of the review committee.

4. Upon creation of the review committee, the department of corrections shall perform an assessment of the department and report such assessment to the review committee. During the assessment, the department shall be required to do, at a minimum, the following:

(1) Investigate complaints related to incarcerated persons' health, safety, welfare, and rights;  
 (2) Identify issues within the department of corrections. Such issues may include, but are not limited to, the following:

- (a) Sanitation in prison facilities;
- (b) Access to proper nutrition and a clean and adequate water supply;
- (c) Livable temperatures in prison facilities;
- (d) Physical or sexual abuse from fellow inmates;
- (e) Physical or sexual abuse from department of corrections staff or contractors;
- (f) Credible threats against an inmate from other inmates, prison staff, or contractors;
- (g) Neglect of prison staff or contractors that results in physical or sexual trauma;
- (h) Denial of rights afforded to inmates under federal or state law;
- (i) Access to visitation and communication with family and legal representation; and
- (j) Any instance in which the review committee determines an action or behavior to be such that it constitutes abuse or neglect against an inmate;

(3) Monitor and ensure compliance with relevant statutes, rules, and policies regarding the treatment of inmates under the jurisdiction of the department of correction;

(4) Collect and analyze data related to complaints received by the department and data related to the following:

- (a) Deaths, suicides, and suicide attempts in custody;
- (b) Physical and sexual assaults in custody;
- (c) Number of people placed in administrative segregation or solitary confinement, and duration of stay in confinement;
- (d) Number of facility lock-downs lasting longer than twenty-four hours;
- (e) Number of staff vacancies at each facility;
- (f) Inmate-to-staff ratios at each facility;
- (g) Staff tenure and turnover; and
- (h) Number of in-person visits to inmates that were made and denied at each facility; and
- (5) Monitor all decisions of the parole board.

5. Upon the completion of the review committee's review of the department's assessment, the review committee shall report its recommendations, if any, to the general assembly."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.