

1 H.426

2 Introduced by Committee on Human Services

3 Date:

4 Subject: Human services; mental health; transportation of individuals and
5 children; reporting

6 Statement of purpose: This bill proposes to extend to January 31, 2015, the
7 state's reporting to the house committee on human services and the senate
8 committee on health and welfare concerning:

9 (1) the transportation of children in state custody; and

10 (2) the transportation of individuals in the custody of the commissioner of
11 mental health.

12 An act relating to extending the state's reporting concerning transportation
13 of children in state custody and transportation of individuals in the custody
14 of the commissioner of mental health

15 It is hereby enacted by the General Assembly of the State of Vermont:

16 Sec. 1. Sec. 23 of No. 172 of the Acts of the 2007 Adj. Sess. (2008) is
17 amended to read:

18 Sec. 23. Sec. 3 of No. 180 of the Acts of the 2005 Adj. Sess. (2006) is
19 amended to read:

1 Sec. 3. DATA COLLECTION

2 (a) On or before January 31, ~~2009, January 31, 2010~~ 2013, and January 31,
3 ~~2014~~ 2015, the commissioner of the department for children and families shall
4 report to the house committee on human services and the senate committee on
5 health and welfare data for the preceding ~~year~~ two years regarding the
6 transportation of children in the custody of the commissioner by a sheriff or
7 deputy sheriff. The data shall include the number and gender of children
8 transported to various locations and geographic distribution of the use of such
9 transports.

10 (b) On or before January 31, ~~2009, January 31, 2010~~ 2013, and January 31,
11 ~~2014~~ 2015, the commissioner of the department of mental health shall report to
12 the house committee on human services and the senate committee on health
13 and welfare data for the preceding ~~year~~ two years regarding the transportation
14 of persons in accordance with 18 V.S.A. § 7511. The data shall include the
15 number, method, and location of all adult and child transports.

16 (c) The department for children and families, the department of mental
17 health, the department of corrections, the department of state's attorneys and
18 sheriffs, the office of the defender general, and the court administrator's office
19 shall meet to discuss protocols for the secure transport of children, persons
20 being hospitalized for mental illness, and pregnant inmates who are in state
21 custody and develop strategies for reducing the frequency and necessity of

1 secure transports using mechanical restraints. The group shall provide the
2 house committee on human services and the senate committee on health and
3 welfare with a letter detailing its findings and recommendations no later than
4 January 15, 2009.

5 Sec. 2. EFFECTIVE DATE

6 This act shall take effect on passage.