

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS
FISCAL IMPACT STATEMENT**

LS 6831
BILL NUMBER: HB 1243

NOTE PREPARED: Dec 30, 2024
BILL AMENDED:

SUBJECT: Pregnancy Services for Inmates.

FIRST AUTHOR: Rep. Summers
FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill provides that a correctional facility shall provide specific care, treatment, and education for pregnant inmates and inmates who have recently given birth.

It requires the commissioner of correction to submit to the Governor, the Chief Justice of the Supreme Court, and the Legislative Council an annual report that includes an account of every instance when a pregnant inmate has been restrained in a correctional facility.

Effective Date: July 1, 2025.

Explanation of State Expenditures: *Department of Correction (DOC):* DOC indicates that many of the policies proposed in this bill already exist. Additional policy accommodations could likely be made with existing resources.

Annual Report: DOC would be required to compile a report showing date, time, location and reason for restraining a pregnant inmate. This report would be submitted to the Governor, the Chief Justice, and the Legislative Council. This can be accomplished with existing resources.

Levels of Care: Wardens of facilities would be required to provide the following:

1. a pregnancy test within 14 days of incarceration;
2. prevailing standards of care or current practice by the medical care provider's peer group;
3. appropriate educational materials and resources about pregnancy, child birth, breastfeeding, and parenting;
4. doula services if these services are provided by a certified doula without charge;
5. access to mental health assessment, treatment and medication, and therapeutic care for depression for persons determined to be suffering from postpartum depression; and
6. applicable laws and policies governing pregnant inmates.

Under DOC's contract with Centurion, every inmate in the female facilities receives a pregnancy test upon

intake. DOC should be able to provide most of these services with existing resources.

Additional Information - DOC reports that all women who were in labor have had live births in a local hospital between 2017 and 2020. The following table shows the number of women committed to DOC and giving birth while in prison between CY 2017 and CY 2023.

Number of Live Births in DOC			
2017	2018	2019	2020
84	103	101	27

Explanation of State Revenues:

Explanation of Local Expenditures: Information on how pregnant women are accommodated in Indiana jails is currently not available. [*This fiscal note will be updated when additional information becomes available.*]

Explanation of Local Revenues:

State Agencies Affected: Department of Correction.

Local Agencies Affected: County jails.

Information Sources: Department of Corrections.

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