

Senate Engrossed

2026-2027; criminal justice

State of Arizona
Senate
Fifty-seventh Legislature
Second Regular Session
2026

SENATE BILL 1836

AN ACT

AMENDING TITLE 41, CHAPTER 11, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 41-1604.21; RELATING TO CRIMINAL JUSTICE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 11, article 1, Arizona Revised
3 Statutes, is amended by adding section 41-1604.21, to read:

4 41-1604.21. Bed capacity; annual report

5 ON OR BEFORE NOVEMBER 1 OF EACH YEAR, THE DEPARTMENT SHALL PROVIDE A
6 REPORT ON BED CAPACITY TO THE JOINT LEGISLATIVE BUDGET COMMITTEE. THE
7 REPORT MUST:

8 1. REFLECT THE BED CAPACITY FOR EACH SECURITY CLASSIFICATION BY
9 GENDER AT EACH STATE CORRECTIONAL FACILITY AND PRIVATE PRISON, DIVIDED BY
10 RATED AND TOTAL BEDS.

11 2. INCLUDE BED CAPACITY DATA AT THE END OF THE PREVIOUS TWO FISCAL
12 YEARS AND THE PROJECTED CAPACITY AT THE END OF THE CURRENT FISCAL YEAR, AS
13 WELL AS THE REASONS FOR ANY CHANGE WITHIN THAT TIME PERIOD. WITHIN THE
14 TOTAL BED COUNT, THE DEPARTMENT SHALL PROVIDE THE NUMBER OF TEMPORARY AND
15 SPECIAL USE BEDS.

16 3. ADDRESS THE DEPARTMENT'S RATIONALE FOR ELIMINATING ANY PERMANENT
17 BEDS RATHER THAN REDUCING THE LEVEL OF TEMPORARY BEDS.

18 4. INCLUDE ANY PLANS TO VACATE BEDS BUT NOT PERMANENTLY REMOVE THE
19 BEDS FROM THE BED COUNT. IF THE DEPARTMENT DEVELOPS A PLAN AFTER THE
20 DEPARTMENT SUBMITS THE REPORT TO OPEN OR CLOSE ONE HUNDRED OR MORE STATE
21 CORRECTIONAL FACILITY OR PRIVATE PRISON RATED BEDS, THE DEPARTMENT SHALL
22 SUBMIT A PLAN DETAILING THE PROPOSED BED CHANGES FOR REVIEW BY THE JOINT
23 LEGISLATIVE BUDGET COMMITTEE BEFORE IMPLEMENTING THESE CHANGES.