

PRELIMINARY FISCAL NOTE  
HR 10 /SR 10

Appropriations Committee  
Meeting

April 13, 2026



**OFFICE OF FISCAL ANALYSIS**

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## **HR 10 and SR 10 - Resolution Approving the Settlement Agreement in Isaiah Lindsay, Et Al. V. Nancy Navaretta in Her Official Capacity as Commissioner of the Department of Mental Health and Addiction Services, Et Al.**

### **Settlement Overview**

The settlement agreement, Lindsay et al. v. Navarretta, et al., was signed on 3/26/26, with the purpose of resolving claims regarding the timely provision of mental health services in the most integrated setting.

The settlement requires the state to take specific steps to create and/or modify their policies, procedures, and practices to ensure that current and future acquittees who are committed to the Psychiatric Security Review Board (PSRB), assigned Full Level 4 privileges, and have been determined by Whiting Forensic Hospital to be ready for temporary leave, can transition to community mental health services in a timely manner.

Implementation of the agreement is effective immediately upon final court approval and remains in effect for seven years, unless terminated early under certain circumstances or extended for ongoing substantial noncompliance.

### **Fiscal Impact**

*The state is anticipated to incur annualized costs of at least \$7 million to fully implement the agreement. HB 5032, the Appropriations Committee budget, contains related partial year funding of \$3.5 million in the Department of Mental Health and Addiction Services (DMHAS) to support the timely discharge of individuals deemed clinically ready to transition from Whiting Forensic Hospital into the community.*

HR/SR 10 deem that the provisions of the settlement agreement, requiring General Fund expenditures in excess of \$2.5 million, are approved.

The agreement requires the state to make their best efforts to obtain funding for the settlement requirements and obtain approval via the General Assembly in the 2026 session. The agreement also specifies the state is responsible for the following costs:

- Independent Reviewer services
- \$435,000 in attorneys' fees to Disability Rights Connecticut
- \$12,000 in expenses to the Connecticut Legal Rights Projects

If the CGA does not approve the settlement agreement in the specified timeframe, it becomes null and void and unenforceable.