

CHAPTER 1105**WORK RELEASE FOR JAILED PRISONERS***H.F. 2088*

AN ACT relating to work release for prisoners in county jails by providing for intermittent sentencing.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 356.26, unnumbered paragraph 1, Code 1987, is amended to read as follows:

The district court may grant by appropriate order to any person sentenced to a county jail the privilege of a sentence to accommodate the work schedule of the person or the privilege of leaving the jail at necessary and reasonable hours for any of the following purposes:

Sec. 2. Section 356.30, Code 1987, is amended to read as follows:

356.30 PRISONER TO PAY FOR BOARD — LIMITATIONS.

Every prisoner ~~gainfully employed and released pursuant to~~ a county jail under a sentence to accommodate the person's work schedule in accordance with section 356.26 is liable for the cost of the prisoner's board in the jail as fixed by the county board of supervisors. The sheriff shall charge the prisoner's account for the board and any meals provided in section 356.31. If the prisoner is gainfully self-employed the prisoner shall pay the sheriff for the board, in default of which the prisoner's privilege under this chapter is automatically forfeited. If necessarily absent from jail at a meal time, the prisoner shall at the prisoner's request be furnished with a lunch to carry to work. If the jail food is furnished directly, by the county, the sheriff shall account for and pay over the meal payments to the county treasurer. The county board of supervisors may by resolution provide that the county furnish or pay for the transportation of prisoners employed under sections 356.26 to 356.35 to and from the place of employment. However, the charges for board and meals under this section shall not exceed fifty percent of the wages or salaries of the prisoner, after deductions required by law, including deductions to satisfy any court-ordered child support obligations, earned during the period of time for which the charges are made.

Approved April 26, 1988

CHAPTER 1106**CONFIDENTIALITY OF CLIENT ADVOCACY RECORDS***H.F. 2255*

AN ACT relating to the confidentiality of records of clients of advocacy services offered by the department of human rights.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. 601K.6 CONFIDENTIALITY OF INDIVIDUAL CLIENT ADVOCACY RECORDS.

1. For purposes of this section, unless the context otherwise requires:

a. "Advocacy services" means services in which a department staff member writes or speaks in support of a client or a client's cause or refers a person to another service to help alleviate or solve a problem.

b. "Individual client advocacy records" means those files or records which pertain to problems divulged by a client to the department or any related papers or records which are released to the department about a client for the purpose of assisting the client.

2. Information pertaining to clients receiving advocacy services shall be held confidential, including but not limited to the following:

a. Names and addresses of clients receiving advocacy services.

b. Information about a client reported on the initial advocacy intake form and all documents, information, or other material relating to the advocacy issues or to the client which could identify the client, or divulge information about the client.

c. Information concerning the social or economic conditions or circumstances of particular clients who are receiving or have received advocacy services.

d. Department or division evaluations of information about a person seeking or receiving advocacy services.

e. Medical or psychiatric data, including diagnoses and past histories of disease or disability, concerning a person seeking or receiving advocacy services.

f. Legal data, including records which represent or constitute the work product of an attorney, which are related to a person seeking or receiving advocacy services.

3. Information described in subsection 2 shall not be disclosed or used by any person or agency except for purposes of administration of advocacy services, and shall not be disclosed to or used by a person or agency outside the department except upon consent of the client as evidenced by a signed release.

4. This section does not restrict the disclosure or use of information regarding the cost, purpose, number of clients served or assisted, and results of an advocacy program administered by the department, and other general and statistical information, so long as the information does not identify particular clients or persons provided with advocacy services.

Approved April 26, 1988

CHAPTER 1107

EMPLOYER SANCTIONS REGARDING UNSAFE WORKING CONDITIONS

H.F. 2260

AN ACT to prohibit employer sanctions against employees who refuse to work in unsafe conditions.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 88.9, subsection 3, Code 1987, is amended to read as follows:

3. **DISCRIMINATION AND DISCHARGE.** No A person shall not discharge or in any manner discriminate against any an employee because such the employee has filed any a complaint or instituted or caused to be instituted any a proceeding under or related to this chapter or has testified or is about to testify in any such proceeding or because of the exercise by such the employee on behalf of the employee or others of any a right afforded by this chapter. A person shall not discharge or in any manner discriminate against an employee because the employee, who with no reasonable alternative, refuses in good faith to expose the employee's self to a dangerous condition of a nature that a reasonable person, under the circumstances then confronting the employee, would conclude that there is a real danger of death or serious injury, provided the employee, where possible, has first sought through resort to regular statutory enforcement channels, unless there has been insufficient time due to the urgency of the