

FILED MAR 2 1984

Reprinted 3/12

SENATE FILE 2269

BY COMMITTEE ON JUDICIARY

Approved 3/2 (p. 38)

Passed Senate, Date 3-8-84 (p. 745) Passed House, Date 3-29-84 (p. 1487)

Vote: Ayes 49 Nays 0 Vote: Ayes 97 Nays 0

Approved April 26, 1984

A BILL FOR

- 1 An Act limiting the amount charged employed county prisoners
- 2 for meals.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SENATE FILE 2269

S-5282

1 Amend Senate File 2269 as follows:

2 1. Page 1, by striking everything after the
 3 enacting clause and inserting in lieu thereof the
 4 following:
 5 "Section 1. Section 356.30, Code 1983, is amended
 6 to read as follows:
 7 356.30 PRISONER TO PAY FOR BOARD. Every prisoner
 8 gainfully employed is liable for the cost of his the
 9 prisoner's board in the jail as fixed by the county
 10 board of supervisors. The sheriff shall charge his
 11 the prisoner's account for such the board and any
 12 meals provided in section 356.31. If the prisoner
 13 is gainfully self-employed he the prisoner shall pay
 14 the sheriff for such the board, in default of which
 15 his the prisoner's privilege under this chapter is
 16 automatically forfeited. If necessarily absent from
 17 jail at a meal time, he the prisoner shall at his
 18 the prisoner's request be furnished with a lunch to
 19 carry to work. If the jail food is furnished directly,
 20 by the county, the sheriff shall account for and pay
 21 over such the meal payments to the county treasurer.
 22 The county board of supervisors may by resolution
 23 provide that the county furnish or pay for the
 24 transportation of prisoners employed under sections
 25 356.26 to 356.35 to and from the place of employment.
 26 However, the charges for board and meals under this
 27 section shall not exceed fifty percent of the wages
 28 or salaries of the prisoner earned during the period
 29 of time for which the charges are made."

S-5282 FILED
MARCH 7, 1984
Adopted 3/8 (p. 745)

BY DONALD V. DOYLE

*5052 amended
all*

1 Section 1. Section 356.31, Code 1983, is amended to read
2 as follows:

3 356.31 APPLICATION OF WAGES. By order of the court, the
4 wages, salaries, or other income of employed prisoners, up
5 to fifty percent of the wages, salaries, or other income,
6 shall be disbursed by the sheriff for the following purposes
7 and in the order stated.

8 1. The meals of the prisoner.

9 2. Necessary travel expense to and from work including
10 reimbursement for travel furnished by the county, and other
11 incidental expenses of the prisoner.

12 3. Support of the prisoner's dependents, if any.

13 4. Payment, either in full or ratably, of the prisoner's
14 obligations if acknowledged by ~~him~~ the prisoner in writing
15 or which have been reduced to judgment.

16 5. The balance, if any, to the prisoner upon ~~his~~ the
17 prisoner's release.

18 EXPLANATION

19 This bill requires that wages disbursed for board, meal
20 and other expenses not exceed 50 percent of the wages,
21 salaries, or other income of employed county prisoners.

22 The bill takes effect July 1 following its enactment.

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Judiciary and Law Enforcement; Rosenberg, Chair; Halvorson of Clayton, McKean,
Tabor and Varn.

Do Pass 3/23 (p. 1247)

SENATE FILE

2269

BY COMMITTEE ON JUDICIARY

(AS AMENDED AND PASSED BY THE SENATE MARCH 8, 1984)

Re Passed Senate, Date 4-3-84 (p. 1262) Passed House, Date 3-29-84 (p. 1487)

Vote: Ayes 43 Nays 0 Vote: Ayes 97 Nays 0

Approved April 26, 1984

A BILL FOR

1 An Act limiting the amount charged employed county prisoners
2 for meals.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SENATE FILE 2269

H-5948

1 Amend Senate File 2269 as amended, passed and
2 reprinted by the Senate as follows:
3 1. Page 1, by inserting before line 1 the
4 following:
5 "Section 1. Section 356.29, Code 1983, is amended
6 to read as follows:
7 356.29 WAGES OR SALARY COLLECTED BY SHERIFF.
8 If a prisoner is employed for wages or salary the
9 sheriff may collect the same or require the prisoner
10 to turn over his wages or salary in full when received,
11 and the sheriff shall deposit the same in a trust
12 checking account and shall keep a ledger showing the
13 status of the account of each prisoner. Such wages
14 or salary are not subject to garnishment during the
15 prisoner's term and shall be disbursed only as provided
16 in these sections 356.26 through 356.35."
17 2. Page 1, line 4, by inserting after the word
18 "employed" the words "and released pursuant to section
19 356.26".
20 3. Page 1, line 21, by inserting after the word
21 "prisoner" the words ", after deductions required
22 by law,".

H-5948 FILED MARCH 29, 1984 BY SCHROEDER of Pottawattamie
ADOPTED (p. 1487)

SMA >

1 Section 1. Section 356.30, Code 1983, is amended to read
2 as follows:

3 356.30 PRISONER TO PAY FOR BOARD. Every prisoner gainfully
4 employed is liable for the cost of ~~his~~ the prisoner's board
5 in the jail as fixed by the county board of supervisors.
6 The sheriff shall charge ~~his~~ the prisoner's account for ~~such~~
7 the board and any meals provided in section 356.31. If the
8 prisoner is gainfully self-employed ~~he~~ the prisoner shall
9 pay the sheriff for ~~such~~ the board, in default of which ~~his~~
10 the prisoner's privilege under this chapter is automatically
11 forfeited. If necessarily absent from jail at a meal time,
12 ~~he~~ the prisoner shall at ~~his~~ the prisoner's request be
13 furnished with a lunch to carry to work. If the jail food
14 is furnished directly, by the county, the sheriff shall account
15 for and pay over ~~such~~ the meal payments to the county
16 treasurer. The county board of supervisors may by resolution
17 provide that the county furnish or pay for the transportation
18 of prisoners employed under sections 356.26 to 356.35 to and
19 from the place of employment. However, the charges for board
20 and meals under this section shall not exceed fifty percent
21 of the wages or salaries of the prisoner earned during the
22 period of time for which the charges are made.

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HOUSE AMENDMENT TO SENATE FILE 2269

S-5732

1 Amend Senate File 2269 as amended, passed and
2 reprinted by the Senate as follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 356.29, Code 1983, is amended
6 to read as follows:

7 356.29 WAGES OR SALARY COLLECTED BY SHERIFF.

8 If a prisoner is employed for wages or salary the
9 sheriff may collect the same or require the prisoner
10 to turn over his wages or salary in full when received,
11 and the sheriff shall deposit the same in a trust
12 checking account and shall keep a ledger showing the
13 status of the account of each prisoner. Such wages
14 or salary are not subject to garnishment during the
15 prisoner's term and shall be disbursed only as provided
16 in these sections 356.26 through 356.35."

17 2. Page 1, line 4, by inserting after the word
18 "employed" the words "and released pursuant to section
19 356.26".

20 3. Page 1, line 21, by inserting after the word
21 "prisoner" the words ", after deductions required
22 by law,".

S-5732 FILED
APRIL 2, 1984

RECEIVED FROM THE HOUSE

Senate concurred 4/3 (p. 1262)

SENATE FILE 2269

AN ACT

LIMITING THE AMOUNT CHARGED EMPLOYED COUNTY PRISONERS FOR MEALS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 356.29, Code 1983, is amended to read as follows:

356.29 WAGES OR SALARY COLLECTED BY SHERIFF. If a prisoner is employed for wages or salary the sheriff may collect the same or require the prisoner to turn over his wages or salary in full when received, and the sheriff shall deposit the same in a trust checking account and shall keep a ledger showing the status of the account of each prisoner. Such wages or salary are not subject to garnishment during the prisoner's term and shall be disbursed only as provided in these sections 356.26 through 356.35.

Sec. 2. Section 356.30, Code 1983, is amended to read as follows:

356.30 PRISONER TO PAY FOR BOARD. Every prisoner gainfully employed and released pursuant to section 356.26 is liable for the cost of ~~his~~ the prisoner's board in the jail as fixed by the county board of supervisors. The sheriff shall charge ~~his~~ the prisoner's account for ~~such~~ the board and any meals provided in section 356.31. If the prisoner is gainfully self-employed ~~he~~ the prisoner shall pay the sheriff for ~~such~~ the board, in default of which ~~his~~ the prisoner's privilege under this chapter is automatically forfeited. If necessarily absent from jail at a meal time, ~~he~~ the prisoner shall at ~~his~~ 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 ~~such~~ 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, earned during the period of time for which the charges are made.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2269, Seventieth General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved *April 26*, 1984

TERRY E. BRANSTAD
Governor