

NEW SUBSECTION. The board shall not lease, purchase, or construct a facility or building before considering the leasing of a vacant facility or building which is located in the county and owned by a public school corporation. The board may lease a facility or building owned by the public school corporation with an option to purchase the facility or building in compliance with sections 297.22 through 297.24. The lease shall provide that the public school corporation may terminate the lease if the corporation needs to use the facility or building for school purposes. The public school corporation shall notify the board at least thirty days before the termination of the lease.

Sec. 4. Chapter 364, Code 1981, is amended by adding the following new section:

NEW SECTION. LEASING SCHOOL PROPERTY. A city shall not lease, purchase, or construct a building before considering the leasing of a vacant facility or building owned by a local public school corporation. The city may lease a facility or building owned by a local public school corporation with an option to purchase the facility or building in compliance with sections 297.22 through 297.24. The lease shall provide that the public school corporation may terminate the lease if the corporation needs to use the facility or building for school purposes. The public school corporation shall notify the city at least thirty days before the termination of the lease.

Approved May 14, 1982

CHAPTER 1149
PRISON INDUSTRIES
S.F. 2192

AN ACT relating to prison industries by changing the membership of the prison industries advisory board, the use of the inmate maintenance employees' pay supplement revolving fund, and contracts with private industry.

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

Section 1. Section 216.3, subsection 1, paragraph a, Code 1981, is amended to read as follows:

a. Five members shall be appointed by the governor for terms of four years beginning July 1 of the year of appointment. They shall be chosen as follows:

(1) ~~Three members~~ One member shall represent agriculture and ~~the one member shall represent manufacturing and construction industries, respectively,~~ with particular reference to the roles of their constituencies as potential employers of inmates and former inmates of the state's correctional institutions.

(2) One member shall represent labor organizations, membership in which may be helpful to former inmates of the state's correctional institutions who seek to train for and obtain gainful employment.

(3) One member shall represent agencies, groups and individuals in this state which plan and maintain programs of vocational and technical education oriented to development of marketable skills.

(4) One member shall represent the financial industry and be familiar with accounting practices in private industry.

Sec. 2. The term of the person on the prison industries advisory board who represents the construction industry and which commenced before July 1, 1982 shall expire on July 1, 1982. The term of the person representing the financial industry shall be filled by the governor for the balance of the term remaining for the person who represented the construction industry and following the expiration of that term the term shall be for four years. This section shall not be codified in the 1983 Code of Iowa.

Sec. 3. Section 216.11, Code 1981, is amended to read as follows:

216.11 INMATE MAINTENANCE EMPLOYEES' PAY SUPPLEMENT REVOLVING FUND. There is established in the treasury of the state a permanent adult correctional institutions inmate maintenance employees' pay supplement revolving fund, consisting solely of money paid as board and maintenance by inmates employed by Iowa state industries, or employed pursuant to section 216.10. The fund established by this section shall may be used only to supplement the pay of inmates who perform maintenance other institutional work within and about the adult correctional institutions including those who are employed by Iowa state industries. Payments made from such fund shall supplement and not replace all or any part of the pay otherwise received by, and shall be equably distributed among such inmates. The employment of inmates to perform such maintenance functions other institutional or industry work shall, to the greatest extent feasible, be in accord with the intent stated in section 216.1. The fund may also be used to supplement other rehabilitation activities within the adult correctional institutions. Determination of the use of the funds is the responsibility of the director of adult corrections who shall first seek the advice of the prison industries advisory board.

Sec. 4. Chapter 216, Code 1981, is amended by adding after section 216.10 the following new sections:

NEW SECTION. PRIVATE INDUSTRY WORK FORCE. The state director with the advice of the prison industries advisory board may provide an inmate work force to private industry. Under the program inmates will be employees of a private business and eligible for all benefits and wages the same as other employees of the business engaged in similar work. The state director shall insure that security and screening procedures will protect the safety of the public. In administering this program the state director shall comply with the intent stated in section 216.1.

NEW SECTION. SUBCONTRACTING WITH IOWA STATE INDUSTRIES. Private or nonprofit organizations may subcontract with Iowa state industries to perform work in Iowa state industries shops located on the grounds of a state institution, or at other locations including the location of the private or nonprofit organization. The execution of the subcontract is subject to the following conditions:

1. Wages paid to inmates are commensurate with those paid employees doing similar work. This may include piece rating for which the individual would be paid only for what is produced. The private employer shall pay to Iowa state industries at a rate commensurate with wages paid to other workers performing similar work.

2. Such paid inmate employment will not result in displacement of employed workers.

3. The state director shall insure that security and screening procedures protect the safety of the public.

4. The state director shall comply with the intent of section 216.1.