

CHAPTER 98
PLANS FOR RELEASE OF INMATES
H.F. 151

AN ACT relating to plans for release of inmates committed to the custody of the department of corrections.

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

Section 1. Section 904.903, Code 1993, is amended to read as follows:
904.903 AGREEMENT BY INMATE.

An inmate approved to participate in the work release program shall sign a work release agreement. ~~The agreement shall include a statement that the inmate agrees to abide by all terms and conditions of the particular plan adopted for the inmate by the board of parole, and shall state the name and address of the proposed employer, if any, and contain include a statement that the inmate agrees to abide by all terms and conditions the board of parole deems necessary and proper in the agreement.~~ The plan agreement shall be signed by the inmate prior to participation in the program. Approval may be revoked for any reason by a member of the board of parole at any time after being granted. Following the release of the inmate, the agreement may be terminated by the department in accordance with rules of the department.

Sec. 2. Section 906.5, subsection 1, unnumbered paragraph 1, Code 1993, is amended by striking the paragraph and inserting in lieu thereof the following:

The board shall establish and implement a plan by which the board systematically reviews the status of each person who has been committed to the custody of the director of the Iowa department of corrections and considers the person's prospects for parole or work release. The board at least annually shall review the status of a person other than a class "A" felon, a class "B" felon serving a sentence of more than twenty-five years, or a felon serving a mandatory minimum sentence other than a class "A" felon, and provide the person with notice of the board's parole or work release decision.

Sec. 3. Section 906.5, subsections 2 and 3, Code 1993, are amended to read as follows:

2. ~~Within six months after the commitment of a person convicted of an offense under chapter 714, 715A, 716, or 716A, a member of the board shall interview the person as provided in subsection 1. The board shall develop a plan for the purpose of early release of such persons when it is determined that a person convicted of such an offense can be released without detriment to the community or to the person.~~

It is the intent of the general assembly that the board shall implement this a plan of early release in an effort to assist in controlling the prison population and assuring prison space for the confinement of offenders whose release would be detrimental to the citizens of this state. The board shall report to the legislative fiscal bureau on a monthly basis concerning the implementation of this plan and the number of inmates paroled pursuant to this plan and the average length of stay of those paroled.

3. ~~At the time of an interview required~~ a review conducted under this section, the board shall consider all pertinent information regarding the person, including the circumstances of the person's offense, any presentence report which is available, the previous social history and criminal record of the person, the person's conduct, work, and attitude in prison, and the reports of physical and mental examinations that have been made.

Approved May 4, 1993