

Senate Amendment 3127

Amendment Text

PAG LIN

1 1 Amend [Senate File 120](#) as follows:
1 2 #1. Page 1, by inserting before line 1 the
1 3 following:
1 4 "Section 1. NEW SECTION. 904.516 ACADEMIC
1 5 ACHIEVEMENT OF INMATES &endash; LITERACY AND HIGH SCHOOL
1 6 EQUIVALENCY PROGRAMS.
1 7 1. Effective July 1, 1997, a person who is
1 8 committed to the custody of the director of the
1 9 department of corrections may be evaluated for
1 10 purposes of determining the level of achievement in
1 11 the basic skills of arithmetic, the communicative arts
1 12 of reading, writing, grammar, and spelling, social
1 13 studies, and the sciences.
1 14 2. Persons who demonstrate functional literacy
1 15 competence below the sixth grade level may be required
1 16 to participate in literacy programs established by the
1 17 department. Participation shall be voluntary, but
1 18 shall be reflected as part of the person's record at
1 19 the institution. Persons who are required to
1 20 participate in literacy programs and who refuse to
1 21 participate shall be subject to the following
1 22 penalties:
1 23 a. Eligibility only for a minimum allowance.
1 24 b. Placement on idle status.
1 25 c. Ineligibility for work bonuses.
1 26 d. Ineligibility for minimum out or minimum live
1 27 out status.
1 28 e. Ineligibility for other privileges as
1 29 determined by the department.
1 30 3. Persons who have not completed the requirements
1 31 for high school or a high school equivalency diploma
1 32 may be required to complete the requirements for and
1 33 to obtain a high school equivalency diploma under
1 34 chapter 259A.
1 35 4. The department, in cooperation with the board
1 36 of parole, shall adopt rules which establish a
1 37 procedure for evaluation of inmates to determine basic
1 38 skills achievement, and criteria for placement of
1 39 inmates in educational programs. Rules adopted may
1 40 include, but shall not be limited to, the
1 41 establishment of standards for the development of
1 42 appropriate programming, imposition of any applicable
1 43 penalties, and for waiver of any educational
1 44 requirements."
1 45 #2. Page 1, line 3, by striking the word "shall"
1 46 and inserting the following: "may, effective July 1,
1 47 1997".
1 48 #3. Page 1, line 5, by inserting after the word
1 49 "capable" the following: "to demonstrate functional
1 50 literacy competence at or above the sixth grade level
2 1 or".
2 2 #4. Page 1, by inserting after line 8 the
2 3 following:
2 4 "Sec. _____. PROGRESS REPORTS &endash; BUDGET REQUEST.
2 5 The department of corrections shall submit, as part of
2 6 the department's budget request to the governor, plans
2 7 for the implementation of this Act by July 1, 1997.

2 8 The department shall also submit a report, in January
2 9 of 1996, to the general assembly which outlines the
2 10 progress made towards implementation of this Act."
2 11 #5. Title page, line 1, by inserting after the
2 12 word "inmates" the following: "demonstrate functional
2 13 literacy competence at or above the sixth grade level
2 14 or".
2 15 #6. Title page, line 2, by striking the word
2 16 "prior" and inserting the following: ", conditioning
2 17 receipt of certain privileges on participation in
2 18 education programs, and permitting the use of
2 19 educational competence as a precondition".
2 20 #7. By renumbering as necessary.
2 21
2 22
2 23 _____
2 24 COMMITTEE ON [JUDICIARY](#)
2 25 RANDAL J. GIANNETTO, Chairperson
2 26 [SF 120](#).301 76
2 27 lh/cf