

House Amendment 8096

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1 1 Amend House File 2393 as follows:
1 2 #1. By striking everything after the enacting
1 3 clause and inserting the following:
1 4 <Section 1. Section 2.56, subsection 1, Code 2007,
1 5 is amended to read as follows:
1 6 1. Prior to debate on the floor of a chamber of
1 7 the general assembly, a correctional impact statement
1 8 shall be attached to any bill, joint resolution, or
1 9 amendment which proposes a change in the law which
1 10 creates a public offense, significantly changes an
1 11 existing public offense or the penalty for an existing
1 12 offense, or changes existing sentencing, parole, or
1 13 probation procedures. The statement shall include
1 14 information concerning the estimated number of
1 15 criminal cases per year that the legislation will
1 16 impact, the fiscal impact of confining persons
1 17 pursuant to the legislation, the impact of the
1 18 legislation on minorities, the impact of the
1 19 legislation upon existing correctional institutions,
1 20 community-based correctional facilities and services,
1 21 and jails, the likelihood that the legislation may
1 22 create a need for additional prison capacity, and
1 23 other relevant matters. The statement shall be
1 24 factual and shall, if possible, provide a reasonable
1 25 estimate of both the immediate effect and the
1 26 long-range impact upon prison capacity.
1 27 Sec. 2. Section 2.56, Code 2007, is amended by
1 28 adding the following new subsection:
1 29 NEW SUBSECTION. 4A. The legislative services
1 30 agency in cooperation with the division of criminal
1 31 and juvenile justice planning of the department of
1 32 human rights shall develop a protocol for analyzing
1 33 the impact of the legislation on minorities.
1 34 Sec. 3. NEW SECTION. 8.11 GRANT APPLICATIONS ==
1 35 MINORITY IMPACT STATEMENTS.
1 36 1. Each application for a grant from a state
1 37 agency shall include a minority impact statement that
1 38 contains the following information:
1 39 a. Any disproportionate or unique impact of
1 40 proposed policies or programs on minority persons in
1 41 this state.
1 42 b. A rationale for the existence of programs or
1 43 policies having an impact on minority persons in this
1 44 state.
1 45 c. Evidence of consultation of representatives of
1 46 minority persons in cases where a policy or program
1 47 has an identifiable impact on minority persons in this
1 48 state.
1 49 2. For the purposes of this section, the following
1 50 definitions shall apply:
2 1 a. "Disability" means the same as provided in
2 2 section 15.102, subsection 5, paragraph "b",
2 3 subparagraph (1).
2 4 b. "Minority persons" includes individuals who are
2 5 women, persons with a disability, Blacks, Latinos,
2 6 Asians or Pacific Islanders, American Indians, and
2 7 Alaskan Native Americans.
2 8 c. "State agency" means a department, board,
2 9 bureau, commission, or other agency or authority of
2 10 the state of Iowa.
2 11 3. The office of grants enterprise management
2 12 shall create and distribute a minority impact
2 13 statement form for state agencies and ensure its
2 14 inclusion with applications for grants.
2 15 4. The directives of this section shall be carried
2 16 out to the extent consistent with federal law.
2 17 Sec. 4. EFFECTIVE AND APPLICABILITY DATES. This
2 18 Act takes effect July 1, 2008, and shall apply to
2 19 grants for which applications are due beginning
2 20 January 1, 2009.>
2 21 #2. Title page, by striking lines 1 through 4 and
2 22 inserting the following: <An Act providing
2 23 requirements for minority impact statements in
2 24 relation to state grant applications and correctional

2 25 impact statements for legislation, and providing
2 26 effective and applicability dates.>
2 27 [#3.](#) By renumbering as necessary.
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2 32 HF 2393.301 82
2 33 ak/nh/11196