

House File 2450

H-8200

- 1 Amend the amendment, H-8179, to House File 2450 as  
2 follows:  
3 1. Page 1, by striking lines 3 through 44 and  
4 inserting:  
5 <<Sec. \_\_\_\_\_. STATEWIDE CHEMICAL SUBSTANCE ABUSE  
6 MONITORING PILOT PROGRAM.  
7 1. The department of public health in collaboration  
8 with the department of corrections may approve an  
9 application from a county for a countywide chemical  
10 substance abuse monitoring pilot program that is  
11 available 24 hours a day, seven days a week, in an  
12 effort to reduce the number of crimes that have a nexus  
13 with chemical substance abuse.  
14 2. The chemical substance monitoring pilot program  
15 shall do all of the following:  
16 a. Require a person who has been charged with,  
17 pled guilty to, or convicted of a crime that has a  
18 nexus with chemical substance abuse to abstain from all  
19 chemical substances for a period of time.  
20 b. Require the person to be subject to testing to  
21 determine the presence of chemical substances under any  
22 of the following circumstances:  
23 (1) At least twice a day at a central location  
24 where an immediate sanction can be applied.  
25 (2) Where twice-a-day testing is impractical, by  
26 continuous transdermal or electronic monitoring.  
27 c. Apply sanctions when testing results are  
28 definitive and not presumptive for chemical substances.  
29 d. Require a person participating in the program  
30 to pay program costs, including costs of installation,  
31 monitoring, and deactivation of any testing devices.  
32 3. A court in a county that has established a pilot  
33 program pursuant to this section may order a defendant,  
34 as a condition of pretrial release, probation, or bond  
35 to participate in the program.  
36 4. An approved pilot program shall begin on January  
37 15, 2015, or upon the effective date of department  
38 rules, whichever is earlier, and shall be conducted for  
39 a minimum of one year.  
40 5. The department of public health shall adopt  
41 rules pursuant to chapter 17A to implement this section  
42 which shall include but not be limited to provisions  
43 relating to applications for, approval of, costs of,  
44 and oversight of such pilot programs and reporting  
45 requirements for participating counties.  
46 6. The department of public health shall submit a  
47 report on the results of the pilot projects and make  
48 recommendations to the general assembly by December 15,  
49 2016.  
50 7. For the purposes of this section, "chemical

1 substance" means alcohol, wine, spirits, and beer as  
2 defined in section 123.3 and controlled substances as  
3 defined in section 124.101.>>  
4 2. By renumbering as necessary.

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DAWSON of Woodbury