

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
CORRECTIONS BILL)

A BILL FOR

1 An Act relating to reimbursements for certain state prisoners
2 confined in a county jail.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 904.513, subsection 2, Code 2011, is
2 amended to read as follows:

3 2. Upon request by the director, a county shall provide
4 temporary confinement for offenders allegedly violating the
5 conditions of assignment to a program under this chapter,
6 if space is available in the county. The department shall
7 negotiate a reimbursement rate with each county. The amount
8 to be reimbursed shall be determined by multiplying the number
9 of days a person is confined by the average daily cost of
10 confining a person in the county facility as negotiated with
11 the department. A county holding offenders in jail due to
12 insufficient space in a community residential facility shall
13 be reimbursed. Payment shall be made upon submission of a
14 voucher executed by the sheriff and approved by the director.
15 A voucher seeking payment shall be submitted within ~~fifteen~~
16 thirty-five days of the end of a calendar quarter. If a
17 voucher seeking payment is not made within ~~fifteen~~ thirty-five
18 days of the end of the calendar quarter, the request may be
19 denied by the department.

20 Sec. 2. Section 904.908, subsection 3, Code 2011, is amended
21 to read as follows:

22 3. Any request for reimbursement under subsection 2 shall be
23 made within ~~fifteen~~ thirty-five days of the end of a calendar
24 quarter. If a request for reimbursement is not made within
25 ~~fifteen~~ thirty-five days of the end of the calendar quarter,
26 the request may be denied by the department.

27 Sec. 3. Section 906.17, subsection 3, Code 2011, is amended
28 to read as follows:

29 3. Any request for reimbursement under subsection 2 shall be
30 made within ~~fifteen~~ thirty-five days of the end of a calendar
31 quarter. If a request for reimbursement is not made within
32 ~~fifteen~~ thirty-five days of the end of the calendar quarter,
33 the request may be denied by the department of corrections.

34 EXPLANATION

35 This bill relates to reimbursements for state prisoners

1 confined in a county jail.

2 The bill lengthens the time period a county may request
3 reimbursement from the department of corrections for confining
4 a person sentenced to the custody of the department of
5 corrections who is temporarily confined in a county jail due to
6 alleged violations of an assignment at a treatment facility or
7 violations of work release or parole. The time period a county
8 may request reimbursement from the department of corrections
9 is extended by the bill from within 15 days of the end of the
10 calendar quarter to within 35 days of the end of the calendar
11 quarter. Under the bill and in current law, if a request is not
12 timely made by a county, the department of corrections may deny
13 the request for reimbursement.

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