

MAR 11 1971

HOUSE FILE 420

Law Enforcement, Pass 4/15
See Judiciary 4/26, Pass 4/27

By LAWSON, FREEMAN, STRAND,
MAYBERRY, REX, ELLSWORTH,
EDELEN, GRASSLEY, DRAKE,
DUNTON, NIELSEN, COCHRAN,
and MILLEN *Anavia, Monroe 5/15*
(Curran, Coleman, and Rabedeaux)

Passed House, Date 4-26-71 Passed Senate, Date 5-11-71

Vote: Ayes 90 Nays 0 Vote: Ayes 44 Nays 0

Approved 5-24-71

Passed House per Senate amendment
5-14-71
aye 78 nay 0

A BILL FOR

1 An Act relating to reduction of sentence for prisoners held
2 in county jails.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4 Section 1. Chapter three hundred fifty-six (356), Code
5 1971, is amended by adding the following new section:

6 "Every prisoner in the county jail may, upon the recommenda-
7 tion of the sheriff, and at the discretion of the sentencing
8 judge, receive a reduction of his sentence of not more than
9 twenty percent if:

10 1. No infraction of the rules of discipline of the county
11 jail or of the laws of the state has been recorded against him
12 since the beginning of his incarceration; and

13 2. He has performed in a faithful manner the duties assigned
14 to him."

EXPLANATION

16 This bill allows credit for good behavior to prisoners in
17 the county jails. This is currently available only to prisoners
18 in the state penitentiaries.

19 With the exception of Chapter 356, section 14 (calling for
20 up to a maximum of 10 days of solitary confinement for refractory
21 or disorderly conduct on the part of the prisoner) the county
22 jail system offers no reason for the prisoner to cooperate or
23 to be returned to society with any intention to resume the
24 responsibility of a citizen.

25

1 Amend House File 420, page 1, by inserting after
2 line 14, the following new section:
3 "Sec. 2. Chapter three hundred fifty-six (356), Code
4 1971, is further amended by adding the following new
5 section thereto:

6 A judge who sentences a person to the county jail or
7 other detention facility pursuant to this chapter, may
8 suspend any part of such sentence and place such person on
9 probation, upon such terms and conditions as the sentencing
10 judge may direct, after such person has served that part
11 of his sentence which was not suspended."

Filed - *Adopted 5/11*
May 7, 1971

By GAUDINEER

Senate

1 Amend House File 420, page 1, as follows:
2 1. Line 5, by striking the word "section" and by
3 inserting in lieu thereof the word, "sections".

4 2. By inserting after line 14 the following new
5 section:
6 "Sec. 2. A judge who sentences a person to the
7 county jail or other detention facility pursuant to
8 this chapter, may suspend any part of such sentence and
9 place such person on probation, upon such terms and
10 conditions as the sentencing judge may direct, after such
11 person has served that part of his sentence which was not
12 suspended."

Filed *w.o. 5/11*
May 5, 1971

By GAUDINEER

Senate

SENATE AMENDMENT TO HOUSE FILE 420

1 Amend House File 420, page 1, by inserting after line 14 the
2 following new section:

3 "Sec. 2. Chapter three hundred fifty-six (356), Code
4 1971, is further amended by adding the following new section
5 thereto:

6 A judge who sentences a person to the county jail or other
7 detention facility pursuant to this chapter, may suspend any
8 part of such sentence and place such person on probation,
9 upon such terms and conditions as the sentencing judge may
10 direct, after such person has served that part of his
11 sentence which was not suspended."

Received from the Senate.
May 11, 1971

*House concurred
5/14*