

FEB 28 1984

Place On Calendar

HOUSE FILE 2375

BY COMMITTEE ON HUMAN RESOURCES

(Formerly Study Bill 700)

Passed House, Date 3-7-84 (p. 802) Passed Senate, Date 3-26-84 (p. 1054)

Vote: Ayes 97 Nays 0 Vote: Ayes 47 Nays 0

Approved April 6, 1984 (p. 1774)

A BILL FOR

1 An Act providing for the surrender and disposition of earnings
2 of persons committed to residential treatment centers
3 operated by judicial district departments of correctional
4 services.

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

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HF 2375

1 Section 1. NEW SECTION. 905.12 SURRENDER OF EARNINGS.
2 Persons committed to a residential treatment center operated
3 by a judicial district department of correctional services
4 by the court or upon order of the director of the Iowa
5 department of corrections shall surrender to the judicial
6 district department of correctional services their total earn-
7 ings less payroll deductions required by law. The judicial
8 district department of correctional services shall deduct
9 from the earnings in the following order of priority:

10 1. An amount determined to be the cost to the judicial
11 district department of correctional services for food, lodging
12 and other expenses incurred by or on behalf of the resident.

13 2. An amount the resident may be legally obligated to
14 pay for the support of dependents, which shall be paid to
15 the dependents directly or through the department of human
16 services in the county in which the dependents reside.

17 3. Any other financial obligations which are admitted
18 to by the resident or any judgment granted by the court to
19 another person to whom the resident owes money, but no earnings
20 of a resident are subject to garnishment while the person
21 is committed to the center.

22 4. Restitution ordered by the court under chapter 910.
23 Any balance remaining after deductions and payments shall
24 be credited to the resident's personal account at the judicial
25 district department of correctional services and shall be
26 paid to the resident upon release.

27 EXPLANATION

28 This bill requires that persons committed to a residential
29 treatment center operated by a judicial district department
30 of correctional services surrender their income to the judicial
31 district department for disposition in accordance with
32 specified priorities. The Iowa department of corrections
33 reports that it has always been the practice for residents
34 of these centers to surrender their earnings.

35 The bill takes effect July 1 following its enactment.

HOUSE FILE 2375

AN ACT
PROVIDING FOR THE SURRENDER AND DISPOSITION OF EARNINGS OF
PERSONS COMMITTED TO RESIDENTIAL TREATMENT CENTERS OPER-
ATED BY JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
SERVICES.

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

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by a judicial district department of correctional services
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be credited to the resident's personal account at the judicial
district department of correctional services and shall be
paid to the resident upon release.

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 2375, Seventieth General Assembly.

JOSEPH O'HEARN
Chief Clerk of the House

Approved *April 6*, 1984

TERRY E. BRANSTAD
Governor

H.F. 2375