

Human Resources
Mann, Chair
C. Miller
Briles

FILED FEB 14 1983

SENATE FILE 224

BY TAYLOR

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the employment of inmates in public service.

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

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S.F. 224

1 Section 1. Chapter 218, Code 1983, is amended by adding
2 the following new sections:

3 NEW SECTION. EMPLOYMENT OF INMATES--INSTITUTIONS AND IN
4 PUBLIC SERVICE. Inmates in a penal or correctional facility
5 under the division of adult corrections shall only be em-
6 ployed for the state in the maintenance of the institutions,
7 in the erection, repair, or operation of buildings and works
8 used in connection with the institutions, and in industries
9 established and maintained in connection with the institutions
10 by the director of the division of adult corrections. However,
11 the director may also assign prisoners, classed as trustees,
12 from those institutions to perform public service for a state
13 agency or a political subdivision of the state, or both.
14 The supervision, housing, and maintenance of the assigned
15 inmates shall be the responsibility of the agency or political
16 subdivision receiving the service, and the surveillance of
17 the inmates shall remain under the director of the division
18 of adult corrections. The department of social services may
19 enter into an agreement with the agency or political
20 subdivision receiving the service to determine the party
21 responsible for the costs of transportation. The employment
22 of inmates shall have as its primary purpose, and shall provide
23 for, the inculcation or the reactivation of attitudes, skills,
24 and habit patterns which will be conducive to inmate
25 rehabilitation.

26 NEW SECTION. LIMITATION ON CONTRACT. The director of
27 the division of adult corrections and the warden and
28 superintendent of the penal and correctional facilities under
29 the division shall not, nor shall any other person employed
30 by the state, make a contract by which the labor or time of
31 an inmate in the facility is rented, given, or sold to any
32 person except as provided in section 1 of this Act or except
33 as provided in chapter 216.

34 Sec. 2. Sections 246.18 and 246.25, Code 1983, are
35 repealed.

EXPLANATION

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This bill expands the scope of state penal inmate employment to include public service for state and local governments.

This bill repeals sections 246.18 and 246.25 dealing with employment of prisoners and limitation on inmate labor and replaces them with two sections that are applicable to qualified inmates of all the institutions under the division of adult corrections.

The bill would take effect July 1 following enactment.

SENATE FILE 224

FISCAL NOTE

REQUESTED BY SENATOR TAYLOR

In compliance with a written request there is hereby submitted a Fiscal Note for Senate File 224 pursuant to Joint Rule 17.

Senate File 224 allows the Department of Social Services to contract with any state agency, political subdivision or non profit corporation for public service employment for inmates at institutions under the control of the division of adult corrections. The bill allows, but does not require, the Department of Social Services to be reimbursed for the cost of the services provided.

Fiscal Impact: To implement this legislation the Division of Adult Corrections would establish work crews comprised of one correctional officer and ten inmates. The estimated annual cost of each crew would be \$27,000. This cost includes the salaries of the correctional officer and inmates, and travel expenses.

The impact of the program on the general fund is dependent on the number of crews that are established, the types of organizations that contract for the services, and the amount of reimbursement the Department is able to obtain in the contracts.

(1061S, 83-220, DAW)

SOURCE: DEPARTMENT OF SOCIAL SERVICES

FILED:

MARCH 22, 1983

BY LEGISLATIVE FISCAL BUREAU

DENNIS C. PROUTY, DIRECTOR

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