

FILED FEB 13 1989
HOUSE JUD + LAW 2-23-89 (p 347)
DO PLSS 4-4-89 (p 1850)

SENATE FILE 203
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 45)

Passed Senate, Date 2-20-89 (p. 442) Passed House, Date 4-1-89 (p. 1467)
Vote: Ayes 46 Nays 2 Vote: Ayes 91 Nays 4
Approved 5-2-89 (p. 1850)

A BILL FOR

1 An Act relating to escorts during the transfer of inmates
2 committed to the custody of the director of the department of
3 corrections.

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

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SF 203

1 Section 1. Section 246.503, subsection 4, Code 1989, is
2 amended by striking the subsection.

3 EXPLANATION

4 This bill eliminates the requirement that the department of
5 corrections provide an escort of the same sex as the inmate
6 while transferring such inmate between institutions.

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GENTLEMAN, CH.
CARR
FURMAN

SSB 45
JUDICIARY
Now

SENATE FILE 203
BY (PROPOSED DEPARTMENT OF
CORRECTIONS BILL)

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

A BILL FOR

1 An Act relating to escorts during the transfer of inmates
2 committed to the custody of the director of the department of
3 corrections.

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

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1 Section 1. Section 246.503, subsection 4, Code 1989, is
2 amended by striking the subsection.

3 EXPLANATION

4 This bill eliminates the requirement that the department of
5 corrections provide an escort of the same sex as the inmate
6 while transferring such inmate between institutions.

7 BACKGROUND STATEMENT SUBMITTED BY THE AGENCY

8 Only in the case of transfers between institutions is the
9 department required to accompany an inmate with an officer of
10 the same sex. In other transportation situations such as
11 transportation for work, education, court appearance, medical
12 treatment, and jurisdictional transfers there is no such
13 requirement.

14 The requirement of the same sex escort causes staffing and
15 scheduling difficulties, delay transfers, and increases
16 personnel costs. In addition, this requirement raises an
17 issue of discrimination in work place opportunities based on
18 sex. Both males and females are employed as correctional
19 officers at all institutions. Both sexes compete equally for
20 job opportunities and are held to the same standards of
21 performance. Work place job assignments should be based on
22 ability to perform the task, not gender.

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AN ACT

RELATING TO ESCORTS DURING THE TRANSFER OF INMATES COMMITTED
TO THE CUSTODY OF THE DIRECTOR OF THE DEPARTMENT OF
CORRECTIONS.

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

Section 1. Section 246.503, subsection 4, Code 1989, is
amended by striking the subsection.

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and
is known as Senate File 203, Seventy-third General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved 5/2, 1989

SF 203

TERRY E. BRANSTAD
Governor