

SENATE FILE 2161
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 2067)

Passed Senate, ^(p.432) Date 2/22/96 Passed House, Date _____
Vote: Ayes 44 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for agency and department cooperation in
2 employing inmates under the hard labor program.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2161

1 Section 1. Section 904.701, Code Supplement 1995, is
2 amended by adding the following new subsection:

3 NEW SUBSECTION. 6. All departments and independent
4 agencies of state government shall cooperate with the
5 department of corrections in employing inmates under this
6 program to the extent that such inmate labor does not displace
7 existing employees of the departments or independent agencies.

8 Sec. 2. 1995 Iowa Acts, chapter 166, section 2, is amended
9 to read as follows:

10 SEC. 2. DEVELOPMENT OF PLAN AND TRANSITION TO FULL WORK
11 PROGRAMMING BY DEPARTMENT. Notwithstanding section 1 of this
12 Act, the department of corrections shall not be required to
13 fully implement the requirements of section 904.701, until
14 July 1, 1997. However, the department of corrections shall
15 develop and implement a plan in consultation with state and
16 departments and independent agencies, local agencies, and
17 members of the private sector, which provides for the
18 incremental implementation of the hard labor requirements
19 contained in section 904.701, for each inmate who is
20 physically and mentally able to perform hard labor and does
21 not present an unreasonable security status, and who is not
22 currently engaged in labor meeting the requirements. The plan
23 shall provide for implementation of hard labor work programs
24 during the interval of time between the effective date of this
25 Act and July 1, 1997, with full implementation of the
26 requirements of section 904.701 by July 1, 1997, and may
27 provide for the performance of work by inmates both inside and
28 outside of the institutions under the control of the
29 department of corrections. The plan shall include a procedure
30 for the determination of suitability of an inmate for the
31 performance of hard labor and, if an inmate is found to be
32 suitable, the placement of the inmate in an appropriate hard
33 labor program. In selecting and developing work programs
34 which are included within the plan, the department of
35 corrections shall choose work programs which would require

1 minimal additional administrative costs, ~~which minimize the~~
2 ~~need for additional personnel,~~ and which ~~minimize the~~ ensure
3 against security risks to the general public. These work
4 programs shall be overseen and implemented under the
5 supervision of the department of corrections by employees of
6 the department of corrections. The department of corrections
7 shall submit a report to the general assembly on January 1,
8 1996, outlining the progress made towards implementation of
9 this Act. The department of corrections shall also file a
10 copy of the completed plan with the general assembly on
11 January 1, 1997.

12 EXPLANATION

13 This bill requires the department of corrections and the
14 other state agencies and departments to work together to
15 employ the inmates under the hard labor program, which is
16 required by 1995 legislation to be fully implemented by July
17 1, 1997.

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Bisignano
Giannetto
Fraise
Mc Kean
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Succeeded By
SF/HF 2161

SSB-2067
Judiciary

SENATE FILE _____

BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY CHAIR-
PERSON GIANNETTO)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
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27 of work by inmates both inside and outside of the institutions
28 under the control of the department. The plan shall include a
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31 to be suitable, the placement of the inmate in an appropriate
32 hard labor program. In selecting and developing work programs
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34 choose work programs which would require minimal additional
35 administrative costs, which minimize the need for additional

1 personnel, and which minimize the security risks to the
2 general public. The department shall submit a report to the
3 general assembly on January 1, 1996, outlining the progress
4 made towards implementation of this Act. The department shall
5 also file a copy of the completed plan with the general
6 assembly on January 1, 1997.

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