

MAR 6 1997

JUDICIARY

HOUSE FILE

483

BY LARKIN

Passed House, Date _____

Passed Senate, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act to permit the imposition of jail time of up to thirty days
2 as part of an intermediate criminal sanctions program.

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

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HF 483

1 Section 1. Section 901B.1, subsection 3, unnumbered
2 paragraph 1, Code 1997, is amended to read as follows:

3 An intermediate criminal sanctions program shall consist of
4 only levels two, three, and sublevels one, two, and three of
5 level four of the corrections continuum and shall be operated
6 in accordance with an intermediate criminal sanctions plan
7 adopted by the chief judge of the judicial district and the
8 director of the judicial district department of correctional
9 services. The plan adopted shall be designed to reduce
10 probation revocations to prison through the use of
11 incremental, community-based sanctions for probation
12 violations.

13 Sec. 2. Section 901B.1, subsection 4, paragraph a, Code
14 1997, is amended to read as follows:

15 a. The district department of correctional services shall
16 place an individual committed to it under section 907.3 to the
17 sanction and level of supervision which is appropriate to the
18 individual based upon a current risk assessment evaluation.
19 Placements may be to levels two and three of the corrections
20 continuum. The district department may place an individual in
21 jail for less than thirty days as provided under level four
22 only as a penalty for a violation of a condition imposed under
23 this section. The district department may also, with the
24 approval of the department of corrections, place an individual
25 in a level four violator facility established pursuant to
26 section 904.207 only as a penalty for a violation of a
27 condition imposed under this section.

28 EXPLANATION

29 This bill adds jail time for less than 30 days to the
30 sanctions available within an intermediate criminal sanction
31 program and allows a judicial district department of
32 correctional services to place an individual in jail for less
33 than 30 days as a penalty for violating a condition imposed
34 under the intermediate criminal sanctions continuum.

35 This bill may create a state mandate.