

Senate Study Bill 2028

Bill Text

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1 1 Section 1. Section [356.7](#), subsection 1, Code Supplement
1 2 1997, is amended to read as follows:
1 3 1. The county sheriff may charge a prisoner who is
1 4 eighteen years of age or older and who has been convicted of a
1 5 criminal offense or sentenced for contempt of court for
1 6 violation of a domestic abuse order for the room and board
1 7 provided to the prisoner while in the custody of the county
1 8 sheriff. Moneys collected by the sheriff under this section
1 9 shall be credited to the county general fund and distributed
1 10 as provided in this section. If a prisoner who has been
1 11 convicted of a criminal offense or sentenced for contempt of
1 12 court for violation of a domestic abuse order fails to pay for
1 13 the room and board, the sheriff may file a room and board
1 14 reimbursement claim with the district court as provided in
1 15 subsection 2. The county attorney may file the room and board
1 16 reimbursement claim on behalf of the sheriff and the county.
1 17 This section does not apply to prisoners who are paying for
1 18 their room and board by court order pursuant to sections
1 19 356.26 through 356.35.
1 20 Sec. 2. Section [602.8107](#), subsection 4, unnumbered
1 21 paragraph 2, Code Supplement 1997, is amended to read as
1 22 follows:
1 23 This subsection does not apply to amounts collected for
1 24 victim restitution, the victim compensation fund, criminal
1 25 penalty surcharge,

~~or~~

- amounts collected as a result of
1 26 procedures initiated under subsection 5 or under section
1 27 421.17, subsection 25, or sheriff's room and board fees.

EXPLANATION

1 29 This bill provides that a sheriff may collect room and
1 30 board charges from a prisoner serving a sentence of contempt
1 31 of court for violation of a domestic abuse order. The bill
1 32 also exempts the sheriff's room and board fees collected as
1 33 delinquent fees from distribution as other delinquent fines,
1 34 penalties, court costs, surcharges, and restitution payments
1 35 are distributed.

2 1 LSB 3655SC 77

2 2 tj/cf/24