

FORD, Chair
DAVIS
Shrey

HSB 604

JUDICIARY

Succeeded By

SENATE/HOUSE FILE

CE (UP) 2314

BY (RECOMMENDED BY SENTENCING
COMMISSION)

Passed Senate, Date _____

Passed House, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the accumulation of credit upon an inmate's
2 sentence for Iowa inmates incarcerated in another
3 jurisdiction.

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

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1 Section 1. Section 903A.5, unnumbered paragraph 2, Code
2 Supplement 1999, is amended to read as follows:

3 An inmate shall not receive credit upon the inmate's
4 sentence for time spent in custody in another state resisting
5 return to Iowa following an escape~~7-or-for-time-served.~~
6 However, an inmate shall receive credit upon the inmate's
7 sentence while incarcerated in an institution or jail of
8 another jurisdiction during any period of time the person is
9 receiving credit upon a sentence of that other jurisdiction.

10

EXPLANATION

11 Existing law prohibits an inmate who is incarcerated in
12 another jurisdiction from receiving credit upon the inmate's
13 Iowa sentence if the inmate is also receiving credit upon the
14 inmate's sentence in the other jurisdiction.

15 This bill provides that an inmate incarcerated in another
16 jurisdiction shall receive credit upon the inmate's Iowa
17 sentence if the inmate is receiving credit upon a sentence in
18 that other jurisdiction. Generally, an inmate would receive
19 one day of credit on the inmate's Iowa sentence for one day
20 served in the other jurisdiction.

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Substituted for by SF 2246
(p. 814) 3/16/00

FEB 16 2000

Place On Calendar

HOUSE FILE **2314**
BY COMMITTEE ON JUDICIARY

WITHDRAWN

(SUCCESSOR TO HSB 604)

4-24-00
P. 1731

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

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HF 2314

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HOUSE FILE 2314

H-8375

1 Amend House File 2314 as follows:

2 1. Page 1, line 6, by striking the word "shall"
3 and inserting the following: "may".

4 2. Page 1, line 9, by inserting after the word
5 "jurisdiction" the following: "if ordered by the
6 court at the time of the inmate's sentencing".

By PARMENTER of Story

H-8375 FILED MARCH 15, 2000

0/0 3/16/00 (p. 814)

**HOUSE FILE 2314
FISCAL NOTE**

The estimate for House File 2314 is hereby submitted as a fiscal note pursuant to Joint Rule 17 and as a correctional impact statement pursuant to Section 2.56, Code of Iowa. Data used in developing this fiscal note and correctional impact statement are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 2314 requires Iowa inmates to receive credit for time served in another state. Current law prohibits credit being given for time served in another jurisdiction.

ASSUMPTIONS

There is no data available to assess how many offenders will be affected by this Bill.

CORRECTIONAL IMPACT

House File 2314 is not expected to have a significant correctional impact.

FISCAL IMPACT

The fiscal impact of House File 2314 cannot be determined. However, it is anticipated that any impact that may occur would result in a small savings to prison operations under the Department of Corrections.

SOURCES

Criminal and Juvenile Justice Planning Division, Department of Human Rights
Department of Corrections

(LSB 5065hv, MDF)

FILED FEBRUARY 24, 2000

BY DENNIS PROUTY, FISCAL DIRECTOR