

McKean
Hammond
Maddox

SSB-3058
Judiciary
Succeeded By
SENATE/HOUSE FILE 71-2246

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, ~~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.

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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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FILED FEB 22 2000

SENATE FILE 2246
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 3058)

Passed Senate, ^(P. 507) Date 3/2/00 Passed House, ^(P. 1731) Date 4-24-00
Vote: Ayes 46 Nays 0 Vote: Ayes 97 Nays 0
Approved 5/19

(P. 409)

Repassed 4.26-00
Vote 45-0

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HOUSE AMENDMENT TO
SENATE FILE 2246

S-5588

1 Amend Senate File 2246, as passed by the Senate, as
2 follows:
3 1. Page 1, line 6, by striking the word "shall"
4 and inserting the following: "may".

RECEIVED FROM THE HOUSE

S-5588 FILED APRIL 24, 2000

Senate Concurred
(P. 1409) 4/26/00

5
7/11/00

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15 This bill provides that an inmate incarcerated in another
16 jurisdiction shall receive credit upon the inmate's Iowa
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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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22 SENATE FILE 2246

23 H-8376
24 1 Amend Senate File 2246, as passed by the Senate, as
25 2 follows:

- 26 A 3 1. Page 1, line 6, by striking the word "shall"
27 4 and inserting the following: "may".
28 5 2. Page 1, line 9, by inserting after the word
29 B 6 "jurisdiction" the following: "if ordered by the
30 7 court at the time of the inmate's sentencing".

31 By PARMENTER of Story

32 H-8376 FILED MARCH 15, 2000
33 A. adopted 4/24/00 (p. 1730)
34 B. w/d

**SENATE FILE 2246
FISCAL NOTE**

The estimate for Senate File 2246 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.

Senate File 2246 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

Senate File 2246 is not expected to have a significant correctional impact.

FISCAL IMPACT

The fiscal impact of Senate File 2246 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 5065SV, MDF)

FILED FEBRUARY 24, 2000

BY DENNIS PROUTY, FISCAL DIRECTOR

another jurisdiction during any period of time the person is receiving credit upon a sentence of that other jurisdiction.

MARY E. KRAMER
President of the Senate

BRENT SIEGRIST
Speaker of the House

SENATE FILE 2246

AN ACT

RELATING TO THE ACCUMULATION OF CREDIT UPON AN INMATE'S SENTENCE FOR IOWA INMATES INCARCERATED IN ANOTHER JURISDICTION.

I hereby certify that this bill originated in the Senate and is known as Senate File 2246, Seventy-eighth General Assembly.

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

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

An inmate shall not receive credit upon the inmate's sentence for time spent in custody in another state resisting return to Iowa following an escape, ~~or for time served.~~ However, an inmate may receive credit upon the inmate's sentence while incarcerated in an institution or jail of

MICHAEL E. MARSHALL
Secretary of the Senate

Approved 5/19, 2000

THOMAS J. VILSACK
Governor

SF 2246