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SENATE FILE

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GRONSTAL, and SZYMONIAK

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the establishment of a drug treatment facility
2 for offenders and a drug treatment facility advisory council
3 and providing a contingent effective date.

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

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SF 2322
HUMAN RESOURCES

1 Section 1. Section 901B.1, subsection 1, paragraph c, Code
2 1999, is amended by adding the following new subparagraph:

3 NEW SUBPARAGRAPH. (5) Drug treatment facility.

4 Sec. 2. Section 901B.1, subsection 4, paragraph a, Code
5 1999, is amended to read as follows:

6 a. The district department of correctional services shall
7 place an individual committed to it under section 907.3 to the
8 sanction and level of supervision which is appropriate to the
9 individual based upon a current risk assessment evaluation.

10 Placements may be to levels two and three of the corrections
11 continuum. The district department may, with the approval of
12 the department of corrections, place an individual in a level
13 three drug treatment facility established pursuant to section
14 904.208, to assist the individual in complying with or to
15 prevent the individual from violating conditions of probation.

16 The district department may, with the approval of the
17 department of corrections, place an individual in a level four
18 violator facility established pursuant to section 904.207 only
19 as a penalty for a violation of a condition imposed under this
20 section.

21 Sec. 3. NEW SECTION. 904.208 DRUG TREATMENT FACILITY.

22 1. The director shall establish and operate a facility for
23 the purpose of treating drug offenders who are under the
24 supervision of a judicial district department of correctional
25 services. The drug treatment facility shall provide
26 structured treatment to assist offenders in complying with or
27 to prevent offenders from violating conditions of probation
28 related to drug use.

29 2. A drug treatment facility advisory council is
30 established within the department to advise and make
31 recommendations to the director regarding the establishment
32 and operation of a facility for treating drug offenders and to
33 assist the implementation of treatment programs that are
34 proven to be effective for offenders. In addition to the
35 director, the drug treatment facility advisory council shall

1 consist of the directors of the eight judicial district
2 departments of correctional services and one representative
3 each from the judicial branch, the Iowa department of public
4 health, and a licensed substance abuse treatment program.

5 Upon the advice and recommendations of the director, the
6 board shall adopt rules pursuant to chapter 17A to establish
7 and administer the drug treatment facility.

8 Sec. 4. Section 908.11, subsection 6, paragraph c, Code
9 1999, is amended to read as follows:

10 c. Order the defendant to be placed in a ~~violator~~ facility
11 established pursuant to section 904.207 or 904.208 while
12 continuing the probation.

13 Sec. 5. CONTINGENT EFFECTIVE DATE. This Act takes effect
14 July 1, 2000, only if an appropriation funding the
15 establishment and operation of the drug treatment facility is
16 enacted.

17 EXPLANATION

18 This bill establishes a drug treatment facility in the
19 department of corrections.

20 The bill provides that an offender who is on probation and
21 who needs assistance to comply with conditions of probation,
22 or to prevent a violation of a condition of probation, may be
23 placed in the drug treatment facility by a judicial district
24 department of correctional services upon the approval of the
25 department of corrections for the purpose of drug treatment.

26 The bill establishes a drug offender advisory council
27 within the department of corrections to advise the director on
28 implementation of this bill and on effective treatment and
29 rehabilitation for offenders assigned to the new facility.
30 The members of the council shall consist of the director of
31 the department of corrections, the directors of the eight
32 judicial district departments of correctional services, and
33 one representative each from the judicial branch, the Iowa
34 department of public health, and a licensed substance abuse
35 treatment program.

1 The bill provides that upon the advice and recommendations
2 of the director, the board of the department of corrections
3 shall adopt rules pursuant to Code chapter 17A to implement
4 the establishment and administration of the drug treatment
5 facility.

6 The bill takes effect July 1, 2000, but only if funding for
7 the establishment and operation of the facility is enacted.

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