

House Study Bill 754

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
PUBLIC SAFETY BILL BY
CHAIRPERSON BAUDLER)

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

A BILL FOR

1 An Act relating to the confinement of a prisoner in a municipal
2 holding facility or county jail.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 6555HC 81
5 jm/gg/14

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1 1 Section 1. Section 356.7, subsection 1, Code 2005, is
1 2 amended to read as follows:
1 3 1. The county sheriff, or a municipality operating a
1 4 temporary municipal holding facility or jail, may charge a
1 5 prisoner who is eighteen years of age or older and who has
1 6 been convicted of a criminal offense or sentenced for contempt
1 7 of court for violation of a domestic abuse order for the
1 8 actual administrative costs relating to the arrest and booking
1 9 of that prisoner, ~~and~~ for room and board provided to the
1 10 prisoner while in the custody of the county sheriff or
1 11 municipality, ~~and for any medical aid provided to the prisoner~~
1 12 ~~under section 356.5~~. Moneys collected by the sheriff or
1 13 municipality under this section shall be credited respectively
1 14 to the county general fund or the city general fund and
1 15 distributed as provided in this section. If a prisoner who
1 16 has been convicted of a criminal offense or sentenced for
1 17 contempt of court for violation of a domestic abuse order
1 18 fails to pay for the administrative costs, ~~and~~ the room and
1 19 board, or medical aid, the sheriff or municipality may file a
1 20 reimbursement claim with the district court as provided in
1 21 subsection 2. The county attorney may file the reimbursement
1 22 claim on behalf of the sheriff and the county or the
1 23 municipality. The attorney for the municipality may also file
1 24 a reimbursement claim on behalf of the municipality. This
1 25 section does not apply to prisoners who are paying for their
1 26 room and board by court order pursuant to sections 356.26
1 27 through 356.35.
1 28 Sec. 2. Section 356.7, subsection 2, Code 2005, is amended
1 29 by adding the following new paragraph:
1 30 NEW PARAGRAPH. gg. The amount of medical aid the person
1 31 owes.

EXPLANATION

1 33 This bill relates to confining an inmate in a county jail
1 34 or municipal holding facility.
1 35 The bill provides that a county jail or municipal holding
2 1 facility may charge a prisoner for any medical aid provided to
2 2 that prisoner.
2 3 Current law provides that the county jail or municipal
2 4 holding facility may charge for room and board and
2 5 administrative costs.
2 6 LSB 6555HC 81
2 7 jm:nh/gg/14