

MAR 7 2006
Place On Calendar

HOUSE FILE 2697
BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HSB 754)

Passed House, Date 3-13-06 Passed Senate, Date 4-4-06
Vote: Ayes 87 Nays 10 Vote: Ayes 48 Nays 1
Approved May 31, 2006

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:

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HF 2697

1 Section 1. Section 356.7, subsection 1, Code 2005, is
2 amended to read as follows:

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

28 Sec. 2. Section 356.7, subsection 2, Code 2005, is amended
29 by adding the following new paragraph:

30 NEW PARAGRAPH. gg. The amount of medical aid the person
31 owes.

32 EXPLANATION

33 This bill relates to confining an inmate in a county jail
34 or municipal holding facility.

35 The bill provides that a county jail or municipal holding

1 facility may charge a prisoner for any medical aid provided to
2 that prisoner.

3 Current law provides that the county jail or municipal
4 holding facility may charge for room and board and
5 administrative costs.

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HSB 754

PUBLIC SAFETY and Rv

HOUSE FILE SF 02697

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

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

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9 of that prisoner, ~~and~~ for room and board provided to the
10 prisoner while in the custody of the county sheriff or
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23 municipality. The attorney for the municipality may also file
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HOUSE FILE 2697

AN ACT

RELATING TO THE CONFINEMENT OF A PRISONER IN A MUNICIPAL
HOLDING FACILITY OR COUNTY JAIL.

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

Section 1. Section 356.7, subsection 1, Code 2005, is amended to read as follows:

1. The county sheriff, or a municipality operating a temporary municipal holding facility or jail, may charge a prisoner who is eighteen years of age or older and who has been convicted of a criminal offense or sentenced for contempt of court for violation of a domestic abuse order for the actual administrative costs relating to the arrest and booking of that prisoner, and for room and board provided to the prisoner while in the custody of the county sheriff or municipality, and for any medical aid provided to the prisoner under section 356.5. Moneys collected by the sheriff or municipality under this section shall be credited respectively to the county general fund or the city general fund and distributed as provided in this section. If a prisoner who has been convicted of a criminal offense or sentenced for contempt of court for violation of a domestic abuse order fails to pay for the administrative costs, and the room and board, or medical aid, the sheriff or municipality may file a reimbursement claim with the district court as provided in subsection 2. The county attorney may file the reimbursement claim on behalf of the sheriff and the county or the municipality. The attorney for the municipality may also file a reimbursement claim on behalf of the municipality. This section does not apply to prisoners who are paying for their

room and board by court order pursuant to sections 356.26 through 356.35.

Sec. 2. Section 356.7, subsection 2, Code 2005, is amended by adding the following new paragraph:

NEW PARAGRAPH. gg. The amount of medical aid the person owes.

CHRISTOPHER C. RANTS
Speaker of the House

JEFFREY M. LAMBERTI
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2697, Eighty-first General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Approved 5/31, 2006

THOMAS J. VILSACK
Governor