

Substituted for by SF 2278

3/19/01
(p. 849)

FEB 21 2002
Place On Calendar

3/14/02 UNFINISHED BUSINESS CALENDAR

HOUSE FILE 2481
BY COMMITTEE ON JUDICIARY

WITHDRAWN
3/19/02

(SUCCESSOR TO HF 2126)

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

A BILL FOR

1 An Act relating to analyzing the confinement and detention needs
2 of jails and other local or regional confinement facilities,
3 and providing an effective date.

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

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HF 2481

1 Section 1. NEW SECTION. 356.36A CONFINEMENT AND
2 DETENTION REPORT.

3 The Iowa department of corrections, in consultation with
4 the Iowa state sheriff's association, the Iowa association of
5 chiefs of police and peace officers, a statewide organization
6 representing rural property taxpayers, the Iowa league of
7 cities, and the Iowa board of supervisors association, shall
8 prepare a report analyzing the confinement and detention needs
9 of jails, alternative jails, municipal holding facilities, and
10 facilities established pursuant to chapter 356A. The report
11 for each type of jail or facility shall include but is not
12 limited to an inventory of prisoner space, daily prisoner
13 counts, the compliance status under section 356.36 for each
14 jail or facility, and an estimate by the department of
15 corrections of the amount of additional prisoner space needed
16 in the next two, five, and ten years, on a county, geographic
17 region, and statewide basis. The report shall contain an
18 inventory of jail or facility construction projects in which
19 voters have approved the issuance of general obligation bonds,
20 essential county purpose bonds, revenue bonds, or bonds issued
21 pursuant to section 422B.12. The report shall be revised
22 periodically as directed by the director of the department of
23 corrections.

24 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
25 immediate importance, takes effect upon enactment.

26 EXPLANATION

27 This bill relates to analyzing the confinement and
28 detention needs of jails and other local or regional
29 confinement facilities.

30 The bill provides that the department of corrections, in
31 consultation with the Iowa state sheriff's association, the
32 Iowa association of chiefs of police and peace officers, a
33 statewide organization representing rural property taxpayers,
34 the Iowa league of cities, and the Iowa board of supervisors
35 association, shall prepare a report analyzing the confinement

1 and detention needs of jails, alternative jails, municipal
2 holding facilities, and facilities established pursuant to
3 Code chapter 356A. The bill provides that the analysis for
4 each type of jail or facility shall include but is not limited
5 to daily prisoner counts, the compliance status under Code
6 section 356.36 of each jail or facility, and an estimate by
7 the department of corrections of the amount of additional
8 prisoner space needed in each county, geographic region, and
9 statewide over the next two, five, and 10 years. The report
10 shall also contain an inventory of jail or facility
11 construction projects in which voters have approved the
12 issuance of general obligation bonds, essential county purpose
13 bonds, revenue bonds, or bonds issued pursuant to Code section
14 422B.12.

15 The bill takes effect upon enactment.

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HOUSE FILE 2481

H-8308

1 Amend House File 2481 as follows:

2 1. Page 1, by striking lines 1 through 23 and
3 inserting the following:

4 "Sec. ____ . NEW SECTION. 356.36A CONFINEMENT AND
5 DETENTION REPORT -- DESIGN PROPOSALS.

6 The division of criminal and juvenile justice
7 planning of the department of human rights, in
8 consultation with the department of corrections, the
9 Iowa state sheriff's association, the Iowa association
10 of chiefs of police and peace officers, a statewide
11 organization representing rural property taxpayers,
12 the Iowa league of cities, and the Iowa board of
13 supervisors association, shall prepare a report
14 analyzing the confinement and detention needs of jails
15 and facilities established pursuant to chapter 356A.
16 The report for each type of jail or facility shall
17 include but is not limited to an inventory of prisoner
18 space, daily prisoner counts, and the compliance
19 status under section 356.36 for each jail or facility.
20 The report shall contain an inventory of recent jail
21 or facility construction projects in which voters have
22 approved the issuance of general obligation bonds,
23 essential county purpose bonds, revenue bonds, or
24 bonds issued pursuant to chapter 422B. The report
25 shall be revised periodically as directed by the
26 administrator of the division of criminal and juvenile
27 justice planning. The first submission of the report
28 shall include recommendations on offender data needed
29 to estimate jail space needs in the next two, three,
30 and five years, on a county, geographic region, and
31 statewide basis, which may be based upon information
32 submitted pursuant to section 356.49.

33 The governing body of a political subdivision shall
34 not appropriate funds to a person to prepare a design
35 proposal for the construction of or major modification
36 to a jail, alternative jail, municipal holding
37 facility, or a facility established pursuant to
38 chapter 356A if the person has a financial interest in
39 the construction or modification. For purposes of
40 this section, "political subdivision" means a county,
41 city, or authority created pursuant to section
42 346.27."

43 2. Title page, line 2, by inserting after the
44 word "facilities," the following: "prohibiting
45 certain financial interests in the construction of a
46 jail or facility,".

By BROERS of Cerro Gordo

H-8308 FILED MARCH 18, 2002

Adopted

3/19/01

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