

FEB 24 2005  
PUBLIC SAFETY

HOUSE FILE 441  
BY MASCHER

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the temporary confinement of prisoners in the  
2 custody of the federal government or the department of  
3 corrections in a county jail.

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

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HC 441

1 Section 1. NEW SECTION. 331.658A FEDERAL PRISONERS.

2 The county may provide temporary confinement of a prisoner  
3 in the custody of the federal government.

4 Sec. 2. Section 904.513, subsection 2, Code 2005, is  
5 amended to read as follows:

6 2. Upon request by the director a county ~~shall~~ may provide  
7 temporary confinement for offenders allegedly violating the  
8 conditions of assignment to a program under this chapter, ~~if~~  
9 ~~space-is-available-in-the-county~~. The department shall  
10 negotiate a reimbursement rate with each county. The amount  
11 to be reimbursed shall be determined by multiplying the number  
12 of days a person is confined by the average daily cost of  
13 confining a person in the county facility as negotiated with  
14 the department. A county holding offenders in jail due to  
15 insufficient space in a community residential facility shall  
16 be reimbursed. Payment shall be made upon submission of a  
17 voucher executed by the sheriff and approved by the director.

18 Sec. 3. Section 904.908, subsection 1, Code 2005, is  
19 amended to read as follows:

20 1. Upon request by the Iowa department of corrections, the  
21 board of parole, or a judicial district department of  
22 correctional services a county ~~shall~~ may provide temporary  
23 confinement for alleged violators of work release conditions  
24 ~~if-space-is-available~~.

25 Sec. 4. Section 906.17, subsection 1, Code 2005, is  
26 amended to read as follows:

27 1. Upon request by the Iowa department of corrections a  
28 county ~~shall~~ may provide temporary confinement for alleged  
29 parole violators ~~if-space-is-available~~.

30 EXPLANATION

31 This bill relates to the temporary confinement of prisoners  
32 in the custody of the federal government or the department of  
33 corrections in a county jail.

34 The bill provides that a county may temporarily confine  
35 prisoners in the custody of the federal government or the

1 department of corrections in the county jail. Current law  
2 requires a county to temporarily confine prisoners in the  
3 custody of the department of corrections under certain  
4 circumstances.

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