

Judiciary-1

99LSO-0255

SENATE FILE 0060

SENATE FILE

SF0060 Correctional Industries Program

AN ACT relating to correctional facilities; authorizing the department of corrections to establish programs for the employment of inmates by private employers; creating the correctional industries advisory board and specifying its membership and duties; specifying conditions for the employment of inmates; providing definitions; granting rulemaking authority; conforming related provisions; requiring a report; and providing for an effective date.

Introduced by:

John C. Schiffer

SENATE ACTION ON SENATE FILE

1/13 ☒ Introduced
Aye ___ No ___ Ex ___ Ab ___
☒ Read First Time and Ref. to
Committee No. 1
☐ Failed Introduction
Aye ___ No ___ Ex ___ Ab ___
1/19 Returned from Committee No. 1
with Recommendation:
☐ Do Pass; ☒ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
1/19 Re-referred to Committee No. 2
1/27 Returned from Committee No. 2
with Recommendation:
☐ Do Pass; ☒ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
2/1 Considered in Comm. of Whole
☒ Amended
☒ Recommended Do Pass
☐ Failed Comm. of Whole
☐ Indefinitely Postponed
☐ Other: ___
2/2 Read Second Time
☐ Amended
☒ Do Pass
☐ Do Not Pass
☐ Accelerated to 3rd Rdg.
2/3 Read Third Time
☐ Amended
☒ Passed ☐ Failed
Aye 24 No 6 Ex 0 Ab 0
☐ Held for Reconsideration
☐ Motion to Reconsider
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
☐ Third Reading Vote
(On Reconsideration)
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
2/3 Sent to House (No Amendments)
Sent to LSO for Engrossing
2/3 ENGROSSED
2/4 Sent to House

HOUSE ACTION ON SENATE FILE

2/4 Received. Read First Time.
Referred to Committee No. 1
2/9 Returned from Committee No. 01
with Recommendation:
☐ Do Pass; ☒ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
2/9 Re-referred to Committee No. 02
2/11 Returned from Committee No. 2
with Recommendation:
☐ Do Pass; ☒ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
2/12 Considered in Comm. of Whole
☒ Amended
☒ Recommended Do Pass
☐ Failed Comm. of Whole
☐ Indefinitely Postponed
☐ Other: ___
2/16 Read Second Time
☐ Amended
☒ Do Pass
☐ Do Not Pass
☐ Accelerated to 3rd Rdg.
2/17 Read Third Time
☐ Amended
☒ Passed ☐ Failed
Aye 42 No 16 Ex 02 Ab 0
☐ Held for Reconsideration
☐ Motion to Reconsider
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
☐ Third Reading Vote
(On Reconsideration)
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
2/17 Sent to Senate
2/24 Sent for Enrolling
SEA No. 53
2/25 Signed by President
2/25 Signed by Speaker
2/27 Approved by Governor
Chapter No. 141

CONCURRENCES/JOINT CONFERENCE COMMITTEES

NOTES: ADDITIONAL SENATE/HOUSE ACTION

2/18 Received from House with
Request to Concur in Amendments.
2/18 ☐ Senate Concurred in House
Amendments.
☒ Senate Did not Concur in House
Amendments.
Aye 0 No 30 Ex 0 Ab 0

2/18 JCC# 1 2/19 JCC# 1
Senate Members House Members
Schiffer Ch. Rose J Ch.
Youngbauer Rose J
Job Samuelson
1/ ☐ Request for New Committee.
2/23 ☒ Senate Adopted JCC# 1
1/ ☐ Senate Did Not Adopt JCC#
Aye 28 No 2 Ex 0 Ab 0
2/24 ☒ House Adopted
☐ House Did Not Adopt
Aye 49 No 9 Ex 1 Ab 1

1/ JCC# 2 1/ JCC# 2
Senate Members House Members
Ch. Ch.
1/ ☐ Request for New Committee.
1/ ☐ Senate Adopted JCC#
1/ ☐ Senate Did Not Adopt JCC#
Aye No Ex Ab
☐ House Adopted
☐ House Did Not Adopt
Aye No Ex Ab

1/ JCC# 3 1/ JCC# 3
Senate Members House Members
Ch. Ch.
1/ ☐ Request for New Committee.
1/ ☐ Senate Adopted JCC#
1/ ☐ Senate Did Not Adopt JCC#
Aye No Ex Ab
☐ House Adopted
☐ House Did Not Adopt
Aye No Ex Ab

FIFTY-FIFTH WYOMING STATE LEGISLATURE
HOUSE OF REPRESENTATIVES
GENERAL SESSION
1999

SEQUENCE : 4380

FEBRUARY 24 1999

BILL : SF0060
AMENDMENT: JC01/A

10:53 AM

MOVED BY : REP. T. ROSE SECONDED :
TITLE1 : ADOPT CONFERENCE COMMITTEE REPORT
TITLE2 :
ACTION : ADOPT CONFERENCE COMMITTEE REPORT

ANDERSON, J....	A		NAGEL.....	A
ANDERSON, R....	A		NELSON.....	A
BADGETT.....	A		NICHOLAS.....	A
BAKER.....	A		OSBORN.....	A
BERRY.....	N		PARADY.....	A
BOSWELL.....	A		PASENEAUX.....	A
BURNS.....	A		PHILP.....	A
CASADY.....		X	RARDIN.....	A
CHILDERS.....	A		REESE.....	N
COHEE.....	A		ROBINSON.....	N
DEEGAN.....	A		ROSE, J.....	A
DIERCKS.....	N		ROSE, T.....	A
ESQUIBEL.....	A		ROSS.....	A
EYRE.....	A		ROUNDS.....	N
FLEMING.....	N		RYCKMAN.....	A
HAGEMAN.....	A		SAMUELSON.....	A
HESSENTHALER...	A		SHIVLER.....	A
HINES.....	A		SIMONS.....	A
HUCKFELDT.....	N		SIMPSON.....	A
ILLOWAY.....	A		SMITH.....	A
JOHNSON, L.....	N		STAFFORD.....	A
JOHNSON, W.....	A		TANNER.....	A
LANDON.....	A		TEMPEST.....	A
LAW.....	A		TIPTON.....	A
LUTHI.....	A		TOMASSI.....	A
MCGRAW.....	A		WASSERBURGER...	A
MCMURTREY.....	A		WILLFORD.....	A
MCOMIE.....	A		WOSTENBERG.....	A
MEULI.....	A		ZANETTI.....	N
MORGAN.....		E	BEBOUT, MR SPKR	A

VOTE REQ: MAJORITY OF MEMBERSHIP REQUIRED

AYES : 49
NOES : 9
EXCUSED : 1
ABSENT : 1
CONFLICT: 0

A=AYE N=NO C=CONFLICT
X=ABSENT E=EXCUSED

55TH WYOMING STATE LEGISLATURE
GENERAL SESSION 1999

SENATE

SEQUENCE : 347

FEBRUARY 23 1999

BILL : SF0060
AMENDMENT: JC01

2:20 PM

MOVED BY : SEN. SCHIFFER SECONDED BY:
TITLE1 :
TITLE2 :
ACTION : JT. CONF. COMM. REPORT

BARTON..... A
BOGGS..... A
CASE..... A
CATHCART..... A
COE..... A
DECARIA..... A
DEVIN..... A
ERB..... A
GEIS..... A
GOODENOUGH..... A
HANES..... A
HARRIS..... A
HAWKS..... A
HINCHEY..... N
JOB..... A
KINNISON..... A
KUNZ..... A
LARSON..... A
MASSIE..... A
MEIER..... A
MILLER..... A
MOCKLER..... A
PECK..... A
ROBERTS..... A
SCHIFFER..... A
SCOTT..... N
SESSIONS..... A
VASEY..... A
YOUNGBAUER..... A
PRES.TWIFORD... A

VOTE REQ: MAJORITY OF MEMBERSHIP REQUIRED

AYES : 28
NOES : 2
EXCUSED : 0
ABSENT : 0
CONFLICT: 0

A=AYE N=NO E=EXCUSED
X=ABSENT C=CONFLICT

FIFTY-FIFTH WYOMING STATE LEGISLATURE
HOUSE OF REPRESENTATIVES
GENERAL SESSION
1999

SEQUENCE : 4331

FEBRUARY 17 1999

BILL : SF0060
AMENDMENT:

2:42 PM

MOVED BY :
TITLE1 :
TITLE2 :
ACTION : THIRD READING REGULAR

SECONDED BY:

ANDERSON, J....	A	NAGEL.....	A
ANDERSON, R....	A	NELSON.....	A
BADGETT.....	A	NICHOLAS.....	A
BAKER.....	A	OSBORN.....	A
BERRY.....	N	PARADY.....	A
BOSWELL.....	A	PASENEAUX.....	A
BURNS.....	A	PHILP.....	A
CASADY.....	E	RARDIN.....	A
CHILDERS.....	A	REESE.....	N
COHEE.....	A	ROBINSON.....	N
DEEGAN.....	A	ROSE, J.....	A
DIERCKS.....	N	ROSE, T.....	A
ESQUIBEL.....	N	ROSS.....	A
EYRE.....	A	ROUNDS.....	N
FLEMING.....	N	RYCKMAN.....	A
HAGEMAN.....	A	SAMUELSON.....	N
HESSENTHALER...	A	SHIVLER.....	A
HINES.....	A	SIMONS.....	N
HUCKFELDT.....	N	SIMPSON.....	A
ILLOWAY.....	A	SMITH.....	A
JOHNSON, L.....	N	STAFFORD.....	E
JOHNSON, W.....	A	TANNER.....	A
LANDON.....	N	TEMPEST.....	A
LAW.....	A	TIPTON.....	A
LUTHI.....	A	TOMASSI.....	A
MCGRAW.....	N	WASSERBURGER...	A
MCMURTREY.....	A	WILLFORD.....	A
MCOMIE.....	N	WOSTENBERG.....	A
MEULI.....	A	ZANETTI.....	N
MORGAN.....	N	BEBOUT, MR SPKR	A

VOTE REQ: MAJORITY OF MEMBERSHIP REQUIRED

AYES : 42
NOES : 16
EXCUSED : 2
ABSENT : 0
CONFLICT: 0

A=AYE N=NO E=EXCUSED
X=ABSENT C=CONFLICT

55TH WYOMING STATE LEGISLATURE
GENERAL SESSION 1999

SENATE

SEQUENCE : 286

FEBRUARY 18 1999

BILL : SF0060

10:18 AM

AMENDMENT:

MOVED BY : SEN. SCHIFFER

SECONDED BY:

TITLE1 :

TITLE2 :

ACTION : CONCURRENCE

BARTON.....	N
BOGGS.....	N
CASE.....	N
CATHCART.....	N
COE.....	N
DECARIA.....	N
DEVIN.....	N
ERB.....	N
GEIS.....	N
GOODENOUGH.....	N
HANES.....	N
HARRIS.....	N
HAWKS.....	N
HINCHEY.....	N
JOB.....	N
KINNISON.....	N
KUNZ.....	N
LARSON.....	N
MASSIE.....	N
MEIER.....	N
MILLER.....	N
MOCKLER.....	N
PECK.....	N
ROBERTS.....	N
SCHIFFER.....	N
SCOTT.....	N
SESSIONS.....	N
VASEY.....	N
YOUNGBAUER.....	N
PRES.TWIFORD...	N

VOTE REQ: MAJORITY OF MEMBERSHIP REQUIRED

AYES : 0
NOES : 30
EXCUSED : 0
ABSENT : 0
CONFLICT: 0

A=AYE N=NO E=EXCUSED
X=ABSENT C=CONFLICT

55TH WYOMING STATE LEGISLATURE
GENERAL SESSION 1999

SENATE

SEQUENCE : 122

FEBRUARY 3 1999

BILL : SF0060

10:39 AM

AMENDMENT:

MOVED BY :
TITLE1 :
TITLE2 :
ACTION : THIRD READING--CONSENT

SECONDED BY:

BARTON.....	A
BOGGS.....	A
CASE.....	N
CATHCART.....	A
COE.....	A
DECARIA.....	A
DEVIN.....	A
ERB.....	A
GEIS.....	A
GOODENOUGH.....	N
HANES.....	A
HARRIS.....	N
HAWKS.....	A
HINCHEY.....	N
JOB.....	A
KINNISON.....	N
KUNZ.....	A
LARSON.....	A
MASSIE.....	A
MEIER.....	A
MILLER.....	A
MOCKLER.....	A
PECK.....	A
ROBERTS.....	A
SCHIFFER.....	A
SCOTT.....	A
SESSIONS.....	N
VASEY.....	A
YOUNGBAUER.....	A
PRES.TWIFORD...	A

VOTE REQ: MAJORITY OF MEMBERSHIP REQUIRED

AYES : 24
NOES : 6
EXCUSED : 0
ABSENT : 0
CONFLICT: 0

A=AYE N=NO E=EXCUSED
X=ABSENT C=CONFLICT

AMENDMENT LIST

DATE 2-12-99 BILL NO. SF 60 Circle One: COW 2nd 3rd

HS001/A

HS002/A

AMENDMENT LIST

DATE 2-1-99 BILL NO. SF 60 Circle One: COW 2nd 3rd

SS001/A Schiffer

SS002/A Larson

SW001/A Job

AMENDMENT LIST

DATE 2-16-99 BILL NO. SF 60 Circle One: COW 2nd 3rd

H2001/W

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, February 11, 1999
10:12am

Mr. Speaker:

Your

Committee No. 2 on APPROPRIATIONS to whom was referred
 SF0060ENG respectfully reports same back to the House with the
 recommendation that it
 DO PASS with the following amendment(s): (SEE SCHEDULE A)

	AYES	NOES	ABSENT	EXCUSED	CONFLICT
BOSWELL	X				
BAKER	X				
ANDERSON, J.	X				
RARDIN	X				
SMITH		X			
REESE		X			
SIMONS		X			

AYES = 4
 NOES = 3
 ABSENT = 0
 EXCUSED = 0
 CONFLICT = 0
 TOTAL = 7

.....
 Representative Mike Baker, Chairman

BILL JACKET

SCHEDULE A

[TO ENGROSSED COPY]

1
2
3
4
5
6
7
8
9

Page 13-line 17 After "corrections" delete balance of the
line.

Page 13-line 18 Delete the line through "\$142,403.00" and
insert "one hundred twenty-eight thousand six
hundred sixty-one dollars (\$128,661.00)".
BAKER, CHAIRMAN

SENATE FILE NO. SF0060

INTRODUCED

Correctional industries program.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to correctional facilities; authorizing the
2 department of corrections to establish programs for the
3 employment of inmates by private employers; creating the
4 correctional industries advisory board and specifying its
5 membership and duties; specifying conditions for the
6 employment of inmates; providing definitions; granting
7 rulemaking authority; conforming related provisions;
8 requiring a report; and providing for an effective date.

9

10 *Be It Enacted by the Legislature of the State of Wyoming:*

11

12 **Section 1.** W.S. 25-13-101 through 25-13-107 are
13 created to read:

14

15

CHAPTER 13

16

CORRECTIONAL INDUSTRIES PROGRAM

17

18 **25-13-101. Definitions.**

1

2 (a) As used in this act:

3

4 (i) "Advisory board" or "board" means the
5 correctional industries advisory board created by W.S.
6 25-13-102;

7

8 (ii) "Department" means the department of
9 corrections;

10

11 (iii) "Inmate" means a person serving a felony
12 sentence in a state correctional facility;

13

14 (iv) "State correctional facility" means the
15 Wyoming state penitentiary, the Wyoming women's center or
16 any penitentiary honor farm or camp;

17

18 (v) "This act" means W.S. 25-13-101 through
19 25-13-107.

20

21 **25-13-102. Correctional industries advisory board.**

22

23 (a) There is created the correctional industries
24 advisory board. The board shall consist of seven (7)
25 members appointed by the governor. Members shall serve a

1 three (3) year term provided that of the initial board, two
2 (2) members shall be appointed for a one (1) year term, two
3 (2) members for two (2) year terms and three (3) members for
4 three (3) year terms. Membership on the board shall include
5 representatives of labor, business, the criminal justice
6 system and the educational community. The director of the
7 department of corrections and the director of the department
8 of labor, or their designees, shall serve as ex officio
9 nonvoting members of the board.

10

11 (b) The governor may remove any member of the board as
12 provided by W.S. 9-1-202.

13

14 (c) Vacancies on the advisory board shall be filled by
15 appointment for the unexpired term.

16

17 (d) Members of the advisory board shall not receive
18 compensation for their services, but when actually engaged
19 in the performance of their duties shall receive travel
20 expenses, per diem and mileage expenses in the same manner
21 and amount as employees of the state.

22

23 (e) The department shall provide staff services as the
24 advisory board requires to carry out its duties.

25

1 (f) The advisory board shall recommend to the governor
2 and to the department policies for correctional industries
3 programs designed to:

4
5 (i) Offer inmates meaningful employment, work
6 experience and training in vocations that are specifically
7 designed to reduce recidivism and thereby enhance public
8 safety by providing opportunities for legitimate means of
9 livelihood upon the inmate's release from custody;

10

11 (ii) Provide industries which will reduce the tax
12 burden of corrections and save taxpayers money through
13 production of goods and services for sale and use;

14

15 (iii) Provide for the effective and efficient
16 operation of correctional work programs which are as similar
17 as possible to those provided by the private sector;

18

19 (iv) Encourage the development of and provide for
20 the selection of, contracting for, and supervision of work
21 programs with participating private enterprise firms; and

22

23 (v) Provide advise regarding the utilization of
24 available funds in correctional industries enterprises and

1 meaningful work programs that minimize the impact on in-
2 state jobs and businesses.

3

4 (g) The advisory board shall annually review the
5 performance of the correctional industries program within
6 the department.

7

8 **25-13-103. Correctional industries account.**

9

10 (a) There is created the correctional industries
11 account within the special revenue fund. The department
12 shall deposit in the account all monies collected under W.S.
13 25-13-107(b)(iii) and all other revenues or profits that
14 accrue from the operation of the correctional industries
15 program created by this act until the account balance
16 reaches five million dollars (\$5,000,000.00). Annually, on
17 July 1, monies within the account in excess of five million
18 dollars (\$5,000,000.00) shall be credited to the general
19 fund as reimbursement to the state for costs of
20 incarceration. Interest on funds in the account shall remain
21 in the account.

22

23 (b) Monies in the account shall be appropriated only
24 for expenses related to the establishment, operation and

1 enhancement of the correctional industries program and
2 vocational programs at state correctional facilities.

3

4 **25-13-104. Agreements with private employers; leases.**

5

6 The department, in consultation with the correctional
7 industries advisory board, may establish programs for the
8 employment of inmates by private employers and enter into
9 agreements with private employers under which the employer
10 constructs, leases or otherwise establishes facilities
11 within the exterior boundaries of any state correctional
12 facility to manufacture or process goods or conduct any
13 other business, commercial or agricultural enterprise and
14 employ inmates at the correctional facility.

15

16 **25-13-105. Voluntary employment.**

17

18 An inmate may be employed under this act only on a voluntary
19 basis and only after the inmate has been informed of all
20 conditions of employment.

21

22 **25-13-106. Application of other laws.**

23

24 (a) The employer shall contribute to the state
25 worker's compensation fund at the appropriate rate

1 calculated by the worker's compensation division for the
2 work being performed.

3

4 (b) A nongovernmental enterprise operating on any
5 correctional facility premises under this act is subject to
6 all laws and rules otherwise governing the operation of
7 similar enterprises in this state.

8

9 25-13-107. Compensation of employed inmates; payment
10 and disposition.

11

12 (a) Any agreement entered into between the department
13 and a private employer under this act shall provide that an
14 employed inmate shall be paid wages at a rate which is not
15 less than that paid for work of a similar nature in the
16 locality in which the work is performed.

17

18 (b) The compensation of an inmate employed under this
19 act shall be surrendered to the department and, following
20 deduction for federal income taxes and social security,
21 shall be distributed in the following order:

22

23 (i) Ten percent (10%) to the inmate's personal
24 savings account within the correctional facility's trust and
25 agency account, until the inmate's account has a balance of

1 at least fifteen hundred dollars (\$1,500.00). Funds in the
2 inmate's personal savings account shall be paid to the
3 inmate upon parole or final discharge;

4

5 (ii) Ten percent (10%) to the crime victims
6 compensation account created by W.S. 1-40-114;

7

8 (iii) Thirty percent (30%) to the correctional
9 industries account;

10

11 (iv) Ten percent (10%) to any existing child
12 support obligations; and

13

14 (v) The balance to be distributed as provided by
15 W.S. 7-16-205(a).

16

17 (c) The department shall develop the necessary
18 administrative structure to recover inmates' wages and keep
19 records of the amount inmates pay for the costs of
20 incarceration.

21

22 (d) The earnings of inmates under this act are not
23 subject to garnishment, attachment or execution either in
24 the hands of the employer, the department or any agent
25 authorized to hold and transmit the earnings.

1

2 (e) If a provision of this act relating to the payment
3 or disbursement of compensation to inmates employed in a
4 correctional industries program conflicts with any other
5 provision of title 27 of the Wyoming Statutes, the provision
6 of this act controls.

7

8 **Section 2.** W.S. 7-16-201, 7-16-203, 7-16-205(a) (intro)
9 and (c), 25-1-104(g) and 27-14-401(f) and by creating a new
10 subsection (h) are amended to read:

11

12 **7-16-201. Contracting to private persons.**

13

14 Except as authorized by W.S. 25-13-101 through 25-13-107, no
15 person in charge of prisoners at any state penal institution
16 shall contract to supply prisoner labor to any private
17 person or private business entity.

18

19 **7-16-203. Compensation.**

20

21 (a) Persons in confinement in state corrections
22 institutions may receive compensation ~~for services performed~~
23 as specified by the department of corrections for services
24 performed under W.S. 7-16-202. In no case shall the total of
25 all compensation credited exceed the general fund

1 appropriation for that institution. The compensation rate to
2 be paid to any prisoner shall not exceed the state minimum
3 wage.

4

5 (b) The compensation limitations in subsection (a) of
6 this section do not apply to correctional industries
7 programs authorized under W.S. 25-13-101 through 25-13-107.

8

9 **7-16-205. Disposition of earnings; confidentiality of**
10 **amount.**

11

12 (a) Payment for services performed by any prisoner
13 under W.S. 7-16-202 shall be deposited in the trust and
14 agency account at the institution and shall be disbursed for
15 the purposes provided in this subsection and in the order
16 specified:

17

18 (c) Except as otherwise provided for correctional
19 industries programs authorized by W.S. 25-13-101 through
20 25-13-107, any compensation earned by a prisoner while
21 incarcerated shall be subject to the provisions of this
22 section.

23

1 25-1-104. Creation of department of corrections;
2 duties; inspections of state institutions; regulation of
3 prisoner-produced goods.

4
5 (g) The department shall establish rules and
6 regulations regarding the production of goods by prisoners
7 at all state corrections institutions including but not
8 limited to labor requirements, wage rates, use of goods
9 within the institution of origin, sales price and method of
10 distribution to other institutions or the general public. In
11 promulgating rules relating to correctional industries
12 programs authorized by W.S. 25-13-101 through 25-13-107, the
13 department shall adhere to the requirements of the private
14 sector prison industry enhancement certification program of
15 the federal bureau of justice assistance. Rules and
16 regulations promulgated under this subsection shall place
17 limitations on competition with the private sector and will
18 ensure that no contract entered into under W.S. 25-13-101
19 through 25-13-107 will result in the displacement of
20 employed workers in the state in excess of limitations
21 established by the correctional industries advisory board
22 created by W.S. 25-13-102.

23
24 27-14-401. Medical, hospital and ambulance expenses;
25 review of claim; employer and division designated providers;

1 contracts for bill review, case management and related
2 programs.

3
4 (f) Subject to subsection (h) of this section, an
5 employer or the division may designate health care providers
6 to provide nonemergency medical attention to his employees
7 or to claimants under this act. Except as provided in
8 subsection (h) of this section, the employee may for any
9 reason, select any other health care provider. If the
10 employee selects a health care provider other than the one
11 (1) selected by the employer or the division, the employer
12 or division may require a second opinion from a health care
13 provider of their choice. The second opinion may include an
14 independent medical evaluation, a functional capacity exam
15 or a review of the diagnosis, prognosis, treatment and fees
16 of the employee's health care provider. The independent
17 medical evaluation, a functional capacity exam or the review
18 by the employer's health care provider shall be paid for by
19 the employer and the evaluation, a functional capacity exam
20 or review by the division's health care provider shall be
21 paid from the worker's compensation account.

22
23 (h) In the case of an inmate employed in a
24 correctional industries program authorized by W.S. 25-13-101
25 through 25-13-107 or performing services pursuant to W.S.

1 7-16-202, the department of corrections shall select the
2 health care provider for the inmate.

3

4 **Section 3.** The department shall, not later than
5 January 1, 2001, submit a report to the governor, the joint
6 judiciary interim committee and the joint appropriations
7 committee concerning implementation of this act.

8

9 **Section 4.** This act is effective July 1, 1999.

10

11

(END)

FISCAL NOTE

The fiscal impact is indeterminable.

Source of potential future revenue increase: Contractual agreements with private employers. Based on discussions with other states with prison industries programs, the program needs to be in place for approximately one year before revenue estimates can be made.

In addition, this bill has administrative impact which appears to increase (or decrease) duties or responsibilities of one or more state agencies and may impact agency spending or staffing requirements. As introduced, the bill does not modify any state agency budget or current personnel authorizations. The following state agencies may be affected administratively:

Department of Corrections

Prepared by: Jerry Peiper
Don Richards

Phone: 777-7470
777-7881

SF60

SENATE FILE NO. SF0060

Correctional industries program.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to correctional facilities; authorizing the
2 department of corrections to establish programs for the
3 employment of inmates by private employers; creating the
4 correctional industries advisory board and specifying its
5 membership and duties; specifying conditions for the
6 employment of inmates; providing definitions; granting
7 rulemaking authority; conforming related provisions;
8 requiring a report; providing an appropriation; authorizing
9 additional full-time positions; and providing for an
10 effective date.

11

12 *Be It Enacted by the Legislature of the State of Wyoming:*

13

14 **Section 1.** W.S. 25-13-101 through 25-13-107 are
15 created to read:

16

17

CHAPTER 13

18

CORRECTIONAL INDUSTRIES PROGRAM

1

2 **25-13-101. Definitions.**

3

4 (a) As used in this act:

5

6 (i) "Advisory board" or "board" means the
7 correctional industries advisory board created by W.S.
8 25-13-102;

9

10 (ii) "Department" means the department of
11 corrections;

12

13 (iii) "Inmate" means a person serving a felony
14 sentence in a state correctional facility;

15

16 (iv) "State correctional facility" means the
17 Wyoming state penitentiary, the Wyoming women's center or
18 any penitentiary honor farm or camp;

19

20 (v) "This act" means W.S. 25-13-101 through
21 25-13-107.

22

23 **25-13-102. Correctional industries advisory board.**

24

1 (a) There is created the correctional industries
2 advisory board. The board shall consist of seven (7)
3 members appointed by the governor. Members shall serve a
4 three (3) year term provided that of the initial board, two
5 (2) members shall be appointed for a one (1) year term, two
6 (2) members for two (2) year terms and three (3) members for
7 three (3) year terms. Membership on the board shall include
8 representatives of organized labor, business, the criminal
9 justice system and the educational community. The director
10 of the department of corrections and the director of the
11 department of employment, or their designees, shall serve as
12 ex officio nonvoting members of the board.

13

14 (b) The governor may remove any member of the board as
15 provided by W.S. 9-1-202.

16

17 (c) Vacancies on the advisory board shall be filled by
18 appointment for the unexpired term.

19

20 (d) Members of the advisory board shall not receive
21 compensation for their services, but when actually engaged
22 in the performance of their duties shall receive travel
23 expenses, per diem and mileage expenses in the same manner
24 and amount as employees of the state.

25

1 (e) The department shall provide staff services as the
2 advisory board requires to carry out its duties.

3

4 (f) The advisory board shall recommend to the governor
5 and to the department policies for correctional industries
6 programs designed to:

7

8 (i) Offer inmates meaningful employment, work
9 experience and training in vocations that are specifically
10 designed to reduce recidivism and thereby enhance public
11 safety by providing opportunities for legitimate means of
12 livelihood upon the inmate's release from custody;

13

14 (ii) Provide industries which will reduce the tax
15 burden of corrections and save taxpayers money through
16 production of goods and services for sale and use;

17

18 (iii) Provide for the effective and efficient
19 operation of correctional work programs which are as similar
20 as possible to those provided by the private sector;

21

22 (iv) Encourage the development of and provide for
23 the selection of, contracting for, and supervision of work
24 programs with participating private enterprise firms; and

25

1 (v) Provide advice regarding the utilization of
2 available funds in correctional industries enterprises and
3 meaningful work programs that will not result in the
4 displacement of employed workers, be applied in skills,
5 crafts or trades in which there is adequate gainful labor in
6 the locality or impair existing contracts for services.
7 state jobs and businesses.

8

9 (g) The advisory board shall annually review and
10 report to the governor and joint judiciary interim committee
11 the performance of the correctional industries program
12 within the department.

13

14 **25-13-103. Correctional industries account.**

15

16 (a) There is created the correctional industries
17 account within the special revenue fund. The department
18 shall deposit in the account all monies collected under W.S.
19 25-13-107(b)(iii) and all other revenues or profits that
20 accrue from the operation of the correctional industries
21 program created by this act until the account balance
22 reaches five million dollars (\$5,000,000.00). Annually, on
23 July 1, monies within the account in excess of five million
24 dollars (\$5,000,000.00) shall be credited to the general
25 fund as reimbursement to the state for costs of

1 incarceration. Interest on funds in the account shall remain
2 in the account.

3

4 (b) Monies in the account shall be appropriated only
5 for expenses related to the establishment, operation and
6 enhancement of the correctional industries program and
7 vocational programs at state correctional facilities.

8

9 **25-13-104. Agreements with private employers; leases.**

10

11 The department, in consultation with the correctional
12 industries advisory board, may establish programs for the
13 employment of inmates by private employers and enter into
14 agreements with private employers under which the employer
15 constructs, leases or otherwise establishes facilities
16 within the exterior boundaries of any state correctional
17 facility to manufacture or process goods or conduct any
18 other business, commercial or agricultural enterprise and
19 employ inmates at the correctional facility. Construction
20 of all facilities shall be competitively bid and performed
21 under W.S. 27-4-401 through 27-4-413.

22

23 **25-13-105. Voluntary employment.**

24

1 An inmate may be employed under this act only on a voluntary
2 basis and only after the inmate has been informed of all
3 conditions of employment.

4

5 **25-13-106. Application of other laws.**

6

7 (a) The employer shall contribute to the state
8 worker's compensation fund at the appropriate rate
9 calculated by the worker's compensation division for the
10 work being performed.

11

12 (b) A nongovernmental enterprise operating on any
13 correctional facility premises under this act is subject to
14 all laws and rules otherwise governing the operation of
15 similar enterprises in this state.

16

17 **25-13-107. Compensation of employed inmates; payment**
18 **and disposition.**

19

20 (a) Any agreement entered into between the department
21 and a private employer under this act shall provide that an
22 employed inmate shall be paid wages at a rate which is not
23 less than that paid for work of a similar nature in the
24 locality in which the work is performed. Notwithstanding

1 subsection (b) of this section, deductions shall not, in the
2 aggregate, exceed eighty percent (80%) of the gross wages.

3

4 (b) The compensation of an inmate employed under this
5 act shall be surrendered to the department and, following
6 deduction for federal income taxes and social security,
7 shall be distributed in the following order:

8

9 (i) Ten percent (10%) to the inmate's personal
10 savings account within the correctional facility's trust and
11 agency account, until the inmate's account has a balance of
12 up to two thousand five hundred dollars (\$2,500.00). Funds
13 in the inmate's personal savings account shall be paid to
14 the inmate upon parole or final discharge;

15

16 (ii) Ten percent (10%) to the crime victims
17 compensation account created by W.S. 1-40-114;

18

19 (iii) Thirty percent (30%) to the correctional
20 industries account;

21

22 (iv) Up to twenty percent (20%) to any existing
23 child support obligations; and

24

1 (v) The balance to be distributed as provided by
2 W.S. 7-16-205(a).

3

4 (c) The department shall develop the necessary
5 administrative structure to recover inmates' wages and keep
6 records of the amount inmates pay for the costs of
7 incarceration.

8

9 (d) The earnings of inmates under this act are not
10 subject to garnishment, attachment or execution either in
11 the hands of the employer, the department or any agent
12 authorized to hold and transmit the earnings.

13

14 (e) If a provision of this act relating to the payment
15 or disbursement of compensation to inmates employed in a
16 correctional industries program conflicts with any other
17 provision of title 27 of the Wyoming Statutes, the provision
18 of this act controls.

19

20 **Section 2.** W.S. 7-16-201, 7-16-203, 7-16-205(a) (intro)
21 and (c), 25-1-104(g) and 27-14-401(f) and by creating a new
22 subsection (h) are amended to read:

23

24 **7-16-201. Contracting to private persons.**

25

1 Except as authorized by W.S. 25-13-101 through 25-13-107, no
2 person in charge of prisoners at any state penal institution
3 shall contract to supply prisoner labor to any private
4 person or private business entity.

5

6 **7-16-203. Compensation.**

7

8 (a) Persons in confinement in state corrections
9 institutions may receive compensation ~~for services performed~~
10 as specified by the department of corrections for services
11 performed under W.S. 7-16-202. In no case shall the total of
12 all compensation credited exceed the general fund
13 appropriation for that institution. The compensation rate to
14 be paid to any prisoner shall not exceed the state minimum
15 wage.

16

17 (b) The compensation limitations in subsection (a) of
18 this section do not apply to correctional industries
19 programs authorized under W.S. 25-13-101 through 25-13-107.

20

21 **7-16-205. Disposition of earnings; confidentiality of**
22 **amount.**

23

24 (a) Payment for services performed by any prisoner
25 under W.S. 7-16-202 shall be deposited in the trust and

1 agency account at the institution and shall be disbursed for
2 the purposes provided in this subsection and in the order
3 specified:

4

5 (c) Except as otherwise provided for correctional
6 industries programs authorized by W.S. 25-13-101 through
7 25-13-107, any compensation earned by a prisoner while
8 incarcerated shall be subject to the provisions of this
9 section.

10

11 25-1-104. Creation of department of corrections;
12 duties; inspections of state institutions; regulation of
13 prisoner-produced goods.

14

15 (g) The department shall establish rules and
16 regulations regarding the production of goods by prisoners
17 at all state corrections institutions including but not
18 limited to labor requirements, wage rates, use of goods
19 within the institution of origin, sales price and method of
20 distribution to other institutions or the general public. In
21 promulgating rules relating to correctional industries
22 programs authorized by W.S. 25-13-101 through 25-13-107, the
23 department shall adhere to the requirements of the private
24 sector prison industry enhancement certification program of
25 the federal bureau of justice assistance. Rules and

1 regulations promulgated under this subsection shall place
2 limitations on competition with the private sector and will
3 ensure that no contract entered into under W.S. 25-13-101
4 through 25-13-107 will result in the displacement of
5 employed workers in the state in excess of limitations
6 established by the correctional industries advisory board
7 created by W.S. 25-13-102.

8

9 27-14-401. Medical, hospital and ambulance expenses;
10 review of claim; employer and division designated providers;
11 contracts for bill review, case management and related
12 programs.

13

14 (f) Subject to subsection (h) of this section, an
15 employer or the division may designate health care providers
16 to provide nonemergency medical attention to his employees
17 or to claimants under this act. Except as provided in
18 subsection (h) of this section, the employee may for any
19 reason, select any other health care provider. If the
20 employee selects a health care provider other than the one
21 (1) selected by the employer or the division, the employer
22 or division may require a second opinion from a health care
23 provider of their choice. The second opinion may include an
24 independent medical evaluation, a functional capacity exam
25 or a review of the diagnosis, prognosis, treatment and fees

1 of the employee's health care provider. The independent
2 medical evaluation, a functional capacity exam or the review
3 by the employer's health care provider shall be paid for by
4 the employer and the evaluation, a functional capacity exam
5 or review by the division's health care provider shall be
6 paid from the worker's compensation account.

7
8 (h) In the case of an inmate employed in a
9 correctional industries program authorized by W.S. 25-13-101
10 through 25-13-107 or performing services pursuant to W.S.
11 7-16-202, the department of corrections shall select the
12 health care provider for the inmate.

13
14 **Section 3.**

15
16 (a) There is appropriated from the general fund to the
17 department of corrections one hundred forty-two thousand
18 four hundred three dollars (\$142,403.00) for the fiscal year
19 beginning July 1, 1999 to implement the purposes of this
20 act, including salaries and benefits for two (2) full-time
21 employees.

22
23 (b) The department of corrections is authorized two
24 (2) full-time positions to implement the purposes of this
25 act.

1

(c) Any funds requested in the 2001-2002 budget request to continue the operation of the program authorized by this act shall not be contained in the agency's standard budget request but shall be contained in the agency's exception/expanded budget request.

7

8 **Section 4.** The department shall, not later than
9 January 1, 2001, submit a report to the governor, the joint
10 judiciary interim committee and the joint appropriations
11 committee concerning implementation of this act.

12

13 **Section 5.** This act is effective July 1, 1999.

14

15 (END)

FISCAL NOTE FORM

SF 60FISCAL IMPACT - ADMINISTRATIVE.Will passage of this bill require additional expenditures? Yes X No Will passage of this bill require additional personnel? Yes X No

Description: Please give a brief description of the added duties or responsibilities required of your agency which will require additional expenditure or personnel.

Addition of three positions, initial year equipment purchases, travel for advisory board and contract funds for developing Requests for Proposals and initiating contracts with private employers. Below is the detail based on a 4 percent per year inflation factor.

Expenditure detail: Please provide a line item listing of estimated costs. For personnel, list each position by title and include salary and benefit costs. For all other cost categories, list the type of equipment or services needed and the cost associated with each. If the space provided below is not adequate, attach additional information.

	FY 2000	FY 2001	FY 2002
Personnel/Benefit costs:	<u>96,528</u>	<u>100,389</u>	<u>104,405</u>
Supportive service and equipment costs:			
Communications, dues, license, registration, travel in and out of state, office supplies and office equipment.	<u>44,525</u>	<u>34,260</u>	<u>35,630</u>
Computer charges cost:	<u>25,000</u>	<u>26,000</u>	<u>27,040</u>
Space rental cost:	<u> </u>	<u> </u>	<u> </u>
Capital expenditures:	<u> </u>	<u> </u>	<u> </u>
Contractual services costs:	<u> </u>	<u> </u>	<u> </u>
Other costs:	<u> </u>	<u> </u>	<u> </u>
Total costs:	<u>166,053</u>	<u>160,649</u>	<u>167,075</u>
Funding			
General:	<u>\$166,053</u>	<u>\$160,649</u>	<u>\$167,075</u>
Federal:	<u> </u>	<u> </u>	<u> </u>
Other:	<u> </u>	<u> </u>	<u> </u>

Assumptions: Please list any relevant assumptions including those concerning growth rates of caseload or number of clients; relevant timing or implementation date and sources of information.

Further itemization of expenditures is available at LSO.

Prepared by: Jerry Pieper
Don Richards

Phone: 777-7470
777-7881

DEPARTMENT OF CORRECTIONS
PRISON INDUSTRY PROGRAM
(July 1, 1999 - June 30, 2000)
(Revised January 20, 1999)

SALARIES	1st yr	2nd yr	3rd yr
103 Salaries	55,836	58,069	60,392
105 Benefits	16,981	17,660	18,366
Total Salaries	72,817	75,730	78,759

SUPPORT			
204 Communications	2,000	2,080	2,163
207 Dues, License, Registration	1,000	1,040	1,082
221* Travel In-State	20,000	5,000	5,000
222 Travel Out-of-State	2,500	2,600	2,704
231 Office Supplies/Printing	1,000	1,040	1,082
241 Office Equipment/Furnishings	9,344	1,500	1,560
	35,844	13,260	13,590

CONTRACTUAL SERVICES			
901 Contractual Services	20,000	10,000	5,000
Total Annual Cost	128,661	98,990	97,349

* Includes Travel and Per Diem for Advisory Board

Itemized salaries and office equipment/furnishings (1st year only)

Salaries	Base Salary	Group Ins (@175/mo)	SSAN 0.0765	Retirement 0.1125	U Insurance 0.0050	Work Comp 0.0349	Total Benefits	Totals
Prison Industries Manager	39,888	2,100	3,051	4,487	199	1,392	11,230	51,118
Admin Specialist 5	15,948	2,100	1,220	1,794	80	557	5,750	21,698
Total Salaries	55,836	4,200	4,271	6,282	279	1,949	16,981	72,817

Office Equip/Furnishings	Quantity	Unit Price	Total
Exec Desk	1	932	932
Sec Desk	1	474	474
Exec Chair	1	682	682
Sec Chair	1	474	474
Side Chairs	4	236	944
File Cabinet	2	260	520
Computers	2	1,651	3,302
Monitors	2	350	700
Printer	1	1,316	1,316
			9,344

THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, January 18, 1999

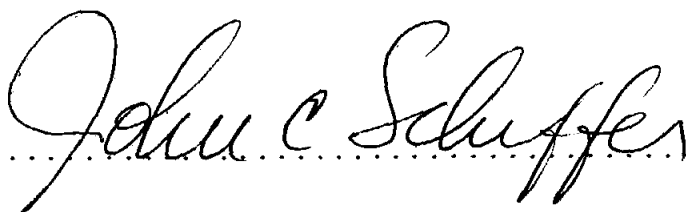
Mr. President:

Your

Committee No. 1 on JUDICIARY to whom was referred**SF0060** respectfully reports same back to the Senate with the recommendation that it**DO PASS with the following amendment(s): (SEE SCHEDULE A)**

	AYES	NOES	ABSENT	EXCUSED	CONFLICT
HANES	X				
GOODENOUGH	X				
JOB	X				
SCHIFFER	X				
YOUNGBAUER	X				

AYES = 5
 NOES = 0
 ABSENT = 0
 EXCUSED = 0
 CONFLICT = 0
 TOTAL = 5



Chairman

BILL JACKET

Schedule A

SF0060SS001

1
2 Page 1-line 8 After "report;" insert "providing an
3 appropriation; authorizing additional full-
4 time positions;".
5
6 Page 3-line 8 Delete "labor" insert "employment".
7
8 Page 4-line 23 Delete "advise" insert "advice".
9
10 Page 5-line 4 After "review" insert "and report to the
11 governor and joint judiciary interim
12 committee".
13
14 Page 8-line 1 Delete "at least fifteen hundred dollars
15 (\$1,500.00)" insert "up to two thousand five
16 hundred dollars (\$2,500.00)".
17
18 Page 13-After line 3 Insert and renumber as necessary:
19
20 "Section 3.
21
22 (a) There is appropriated from the general fund to the
23 department of corrections one hundred forty-two thousand four
24 hundred three dollars (\$142,403.00) for the fiscal year beginning
25 July 1, 1999 to implement the purposes of this act, including
26 salaries and benefits for two (2) full-time employees.
27
28 (b) The department of corrections is authorized two (2) full-
29 time positions to implement the purposes of this act."
30 SCHIFFER, CHAIRMAN



- 1
- 2 ✓ Page 1-line 8 After "report;" insert "providing an ✓
3 appropriation; authorizing additional full-
4 time positions;".
- 5
- 6 ✓ Page 3-line 8 Delete "labor" insert "employment". ✓
7
- 8 ✓ Page 4-line 23 Delete "advise" insert "advice". ✓
9
- 10 ✓ Page 5-line 4 After "review" insert "and report to the
11 governor and joint judiciary interim /
12 committee".
- 13
- 14 ✓ Page 8-line 1 Delete "at least fifteen hundred dollars
15 (\$1,500.00)" insert "up to two thousand five
16 hundred dollars (\$2,500.00)".
- 17
- 18 ✓ Page 13-After line 3 Insert and renumber as necessary:
19
- 20 "Section 3.
21
- 22 (a) There is appropriated from the general fund to the
23 department of corrections one hundred forty-two thousand four ✓
24 hundred three dollars (\$142,403.00) for the fiscal year beginning
25 July 1, 1999 to implement the purposes of this act, including
26 salaries and benefits for two (2) full-time employees.
27
- 28 (b) The department of corrections is authorized two (2) full-
29 time positions to implement the purposes of this act."
30 SCHIFFER, CHAIRMAN

Lou

THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, January 26, 1999

Mr. President:

Your

Committee No. 2 on APPROPRIATIONS to whom was referred
SF0060 respectfully reports same back to the Senate with the
 recommendation that it
DO PASS with the following amendment(s): (SEE SCHEDULE A)

	AYES	NOES	ABSENT	EXCUSED	CONFLICT
CATHCART	X				
HINCHEY	X				
LARSON	X				
CASE	X				
HARRIS				X	

AYES = 4
 NOES = 0
 ABSENT = 0
 EXCUSED = 1
 CONFLICT = 0
 TOTAL = 5

Grant Larson
 Senator Grant Larson, Chairman

SF0060 SS002 /
 MQ

BILL JACKET

Schedule A

SF0060SS002

1
2 Page 13-after line 3 In the Senate Standing Committee
3 Amendment (SF0060SS001/A) to this line, after
4 Section 3(b), insert:
5
6 "(c) Any funds requested in the 2001-2002 budget request to
7 continue the operation of the program authorized by this act
8 shall not be contained in the agency's standard budget request
9 but shall be contained in the agency's exception/expanded budget
10 request.". LARSON, CHAIRMAN

ml

SF0060SS002/A

1
2 ✓ Page 13-after line 3 In the Senate Standing Committee
3 Amendment (SF0060SS001/A) to this line, after
4 Section 3(b), insert:
5
6 "(c) Any funds requested in the 2001-2002 budget request to
7 continue the operation of the program authorized by this act ✓
8 shall not be contained in the agency's standard budget request
9 but shall be contained in the agency's exception/expanded budget
10 request.". LARSON, CHAIRMAN

m/q

/A

1
2 ✓ Page 3-line 5 After "of" insert "organized". ✓
3
4 ✓ Page 5-line 1 After "that" delete balance of line and
5 insert "will not result in the displacement
6 of employed workers, be applied in skills,
7 crafts or trades in which there is adequate
8 gainful labor in the locality or impair
9 existing contracts for services."
10
11 ✓ Page 6-line 14 After "." insert "Construction of all
12 facilities shall be competitively bid and
13 performed under W.S. 27-4-401 through 27-4-
14 413."
15
16 ✓ Page 7-line 16 After "." insert "Notwithstanding subsection
17 (b) of this section, deductions shall not, in
18 the aggregate, exceed eighty percent (80%) of
19 the gross wages". ✓
20
21 Page 8-line 11 Delete "Ten percent (10%)" insert "Up to
22 twenty percent (20%)". JOB, HARRIS ✓
JAP

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, February 8, 1999
6:03pm

Mr. Speaker:

Your

Committee No. 1 on JUDICIARY to whom was referred

SF0060ENG respectfully reports same back to the House with the recommendation that it

DO PASS with the following amendment(s): (SEE SCHEDULE A)

	AYES	NOES	ABSENT	EXCUSED	CONFLICT
NAGEL	X				
JOHNSON, L.	X				
NICHOLAS	X				
ROSE, T.	X				
WASSERBURGER	X				
SIMPSON	X				
LUTHI		X			
MORGAN		X			
ROBINSON		X			

AYES = 6
 NOES = 3
 ABSENT = 0
 EXCUSED = 0
 CONFLICT = 0
 TOTAL = 9

.....PATRICK NAGEL.....
 Representative Pat Nagel, Chairman

BILL JACKET

SCHEDULE A

[TO ENGROSSED COPY]

1
2
3
4 Page 5-line 1 Delete "utilization" insert "use".
5
6 Page 5-line 7 Delete entirely.
7
8 Page 7-line 15 After "similar" insert "private".
9
10 Page 7-line 24 Delete "Notwithstanding".
11
12 Page 8-lines 1 and 2 Delete entirely.
13
14 Page 8-line 16 Delete "Ten percent (10%)" insert "Five
15 percent (5%)".
16
17 Page 8-line 17 Before ";" insert "provided, however, that if
18 the inmate is not obligated to pay child
19 support, twenty percent (20%) to the crime
20 victims compensation account".
21
22 Page 8-lines 22 and 23 Delete entirely and insert:
23
24 "(iv) Up to twenty-five percent (25%) for support of
25 family, pursuant to state statute, court order or agreement by
26 the inmate. If no child support obligation exists, the percentage
27 shall be divided equally between the crime victims compensation
28 account and the correctional industries account; and".
29
30 Page 9-line 1 After "balance" insert "which shall not be
31 less than twenty percent (20%) of gross
32 income". NAGEL, CHAIRMAN

C

~~Adopted by~~
deleted by JCO1 ✓

SF0060HS001

A

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[TO ENGROSSED COPY]

Page 5-line 1 Delete "utilization" insert "use".

Page 5-line 7 Delete entirely.

Page 7-line 15 After "similar" insert "private".

Page 7-line 24 Delete "Notwithstanding".

Page 8-lines 1 and 2 Delete entirely.

Page 8-line 16 Delete "Ten percent (10%)" insert "Five percent (5%)".

Page 8-line 17 Before ";" insert "provided, however, that if the inmate is not obligated to pay child support, twenty percent (20%) to the crime victims compensation account".

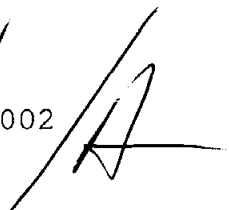
Page 8-lines 22 and 23 Delete entirely and insert:

"(iv) Up to twenty-five percent (25%) for support of family, pursuant to state statute, court order or agreement by the inmate. If no child support obligation exists, the percentage shall be divided equally between the crime victims compensation account and the correctional industries account; and".

Page 9-line 1 After "balance" insert "which shall not be less than twenty percent (20%) of gross income". NAGEL, CHAIRMAN

Adopted by 2001 ✓

SF0060HS002



C

[TO ENGROSSED COPY]

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2
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6
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9

✓ Page 13-line 17 After "corrections" delete balance of the line. ✓
Page 13-line 18 Delete the line through "\$142,403.00" and insert "one hundred twenty-eight thousand six hundred sixty-one dollars (\$128,661.00)". ✓
BAKER, CHAIRMAN

SF0060H2001/w

[TO ENGROSSED COPY]

1
2
3 Page 8-line 19 Delete "Thirty percent (30%)" insert "A
4 reasonable charge for room and board, as
5 determined by regulations issued by the
6 director of the department,".
7
8 Page 8-lines 22 and 23 Delete the first standing committee
9 amendment (SF0060HS001/AE) to these lines and
10 further amend as follows:
11
12 Page 8-line 22 Delete "twenty percent (20%)" insert "twenty-
13 five percent (25%)". ROSE, T.

JOINT CONFERENCE COMMITTEE REPORT

SF0060

Correctional industries program.

Reference House Message No. 328

SF0060JC01

TO ENGROSSED COPY

✓ Adopt the following House amendments:

SF0060HS002/AE

✓ Delete the following House amendments:

SF0060HS001/AE

Further amend the ENGROSSED COPY as follows:

- ✓ Page 5-line 1 Delete "utilization" insert "use". ✓
- ✓ Page 5-line 7 Delete entirely. ✓
- ✓ Page 7-line 15 After "similar" insert "private". ✓
- ✓ Page 7-line 24 Delete "Notwithstanding". ✓
- ✓ Page 8-lines 1 and 2 Delete entirely. ✓
- ✓ Page 8-line 16 Delete "Ten percent (10%)" insert "Five percent (5%)". ✓
- ✓ Page 8-line 17 Before ";" insert "provided, however, that if the inmate is not obligated to pay child support, twenty percent (20%) to the crime victims compensation account". ✓


Page 8-lines 22 and 23 Delete entirely and insert: ✓

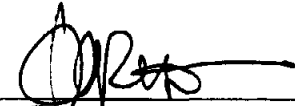
"(iv) Up to twenty-five percent (25%) for existing child support obligations, pursuant to state statute, court order or agreement by the inmate. If no child support obligation exists, the percentage shall be divided equally between the crime victims compensation account and the correctional industries account; and". ✓

Page 9-line 1

After "balance" insert "which shall not
be less than twenty percent (20%) of
gross income". ✓

HOUSE


ROSE, T.


ROSE, J.


SAMUELSON

SENATE


SCHIFFER


YOUNGBAUER


JOB

(END)

JAR

Adopt the following House amendments:

SF0060HS002/AE

Delete the following House amendments:

SF0060HS001/AE

Further amend the ENGROSSED COPY as follows:

Page 5-line 1 Delete "utilization" insert "use".

Page 5-line 7 Delete entirely.

Page 7-line 15 After "similar" insert "private".

Page 7-line 24 Delete "Notwithstanding".

Page 8-lines 1 and 2 Delete entirely.

Page 8-line 16 Delete "Ten percent (10%)" insert "Five percent (5%)".

Page 8-line 17 Before ";" insert "provided, however, that if the inmate is not obligated to pay child support, twenty percent (20%) to the crime victims compensation account".

Page 8-lines 22 and 23 Delete entirely and insert:

 "(iv) Up to twenty-five percent (25%) for existing child support obligations, pursuant to state statute, court order or agreement by the inmate. If no child support obligation exists, the percentage shall be divided equally between the crime victims compensation account and the correctional industries account; and".

Page 9-line 1 After "balance" insert "which shall not be less than twenty percent (20%) of gross income".

SCHIFFER, YOUNGBAUER, JOB, ROSE, T., ROSE, J., SAMUELSON