

IN THE SENATE

SENATE BILL NO. 1232

BY JUDICIARY AND RULES COMMITTEE

AN ACT

1 RELATING TO THE STATE BOARD OF CORRECTION; AMENDING SECTION 20-209H, IDAHO
2 CODE, TO PROVIDE FOR A NONINTEREST-BEARING INMATE REENTRY SAVINGS AC-
3 COUNT AND SPENDABLE ACCOUNT, TO PROVIDE FOR CERTAIN DEDUCTIONS FROM DE-
4 POSITS TO INMATE ACCOUNTS, TO REVISE A PROVISION REGARDING RESTITUTION,
5 TO PROVIDE THAT THE STATE BOARD OF CORRECTION SHALL ESTABLISH BY RULE
6 CERTAIN PROCEDURES AND EXCEPTIONS FOR DEPOSITS IN ACCOUNTS, AND TO PRO-
7 VIDE THAT CERTAIN FUNDS SHALL BE PAID TO AN INMATE UPON RELEASE.
8

9 Be It Enacted by the Legislature of the State of Idaho:

10 SECTION 1. That Section 20-209H, Idaho Code, be, and the same is hereby
11 amended to read as follows:

12 20-209H. ~~DUTY TO ESTABLISH INMATE ACCOUNTS -- PAYMENT OF RESTITU-~~
13 ~~TION.~~ (1) The state board of correction shall establish a noninterest-bear-
14 ing reentry savings account and a noninterest-bearing spendable account
15 in the name of each inmate confined in a correctional facility. All moneys
16 in the inmate's possession upon admission, all moneys earned from insti-
17 tutional employment and all moneys received by the inmate from any other
18 source, other than money that is contraband, shall be deposited in the in-
19 mate's accounts as provided in this section.

20 (2) Deductions from deposits to any inmate accounts shall be made only
21 as authorized by this subsection or otherwise by law:

22 (a) If the a court of competent jurisdiction ordered an inmate to make
23 restitution under section 19-5304, Idaho Code, and the restitution is
24 still owing, then twenty percent (20%) of each deposit in the inmate's
25 spendable account shall be paid to the state board of correction who,
26 which shall, within five (5) days after the end of the month, pay such
27 moneys to the clerk of the court in which the restitution order was en-
28 tered for payment to the victim.

29 (b) The state board of correction shall establish by rule that a per-
30 centage, not to exceed twenty-five percent (25%), of any deposits to
31 inmate spendable accounts be required to be deposited in the corre-
32 sponding inmate's reentry savings account. The state board of cor-
33 rection may adopt by rule exceptions to the foregoing requirement as
34 well as the purposes for which an inmate may access funds in his reentry
35 savings account. When the balance of a reentry savings account is one
36 thousand five hundred dollars (\$1,500) or greater, the inmate may no-
37 tify the department of correction to stop making deposits to his reentry
38 savings account.

39 (3) Funds remaining in an inmate's reentry savings account or spendable
40 account shall be paid to the inmate upon release from a correctional facility
41 and the custody of the board of correction.

1 (4) The provisions of this section shall apply to any inmate confined in
2 a correctional facility on or after the effective date of this section.