

IN THE SENATE

SENATE BILL NO. 1374

BY JUDICIARY AND RULES COMMITTEE

AN ACT

1 RELATING TO THE CORRECTIONAL INDUSTRIES ACT; AMENDING CHAPTER 4, TITLE 20,  
2 IDAHO CODE, BY THE ADDITION OF A NEW SECTION 20-413A, IDAHO CODE, TO PRO-  
3 VIDE ADDITIONAL POWERS AND DUTIES OF THE BOARD OF CORRECTION FOR PROVID-  
4 ING INMATE AGRICULTURAL LABOR TO PRIVATE EMPLOYERS AND TO PROVIDE TERMS  
5 AND CONDITIONS.  
6

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

8 SECTION 1. That Chapter 4, Title 20, Idaho Code, be, and the same is  
9 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
10 ignated as Section 20-413A, Idaho Code, and to read as follows:

11 20-413A. CONTRACTS FOR AGRICULTURAL LABOR. (1) The board may contract  
12 with private agricultural employers as that term is defined in section  
13 44-1601, Idaho Code, for the use of inmate labor in the production, harvest-  
14 ing and processing of perishable agricultural food products as that term is  
15 defined in section 6-2002, Idaho Code. The use of inmate labor may not result  
16 in the displacement of employed workers within the local region in which the  
17 agricultural work is being performed. Contracts entered into pursuant to  
18 this section shall provide that the inmate will be an employee of the private  
19 agricultural employer and that the inmate shall be paid at least the Idaho  
20 minimum wage.

21 (2) The board shall establish by rule factors to be considered by the  
22 board prior to entering into such contract including, but not limited to, en-  
23 suring that employed workers are not displaced, inmate safety and any secu-  
24 rity risks and needs.

25 (3) The board shall establish by rule factors to be considered in dis-  
26 persing inmate earnings. Deductions shall be made for:

- 27 (a) Reducing or offsetting costs of incarceration from the general  
28 fund;  
29 (b) Satisfying court ordered restitution, fines and other legal judg-  
30 ments;  
31 (c) Providing resources for successful reentry by inmates; and  
32 (d) Other fees and deductions as deemed necessary by the board.