

2016 -- S 2847

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LC005077
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT - CORRECTIONS DEPARTMENT

Introduced By: Senators McCaffrey, Lombardo, and Lombardi

Date Introduced: March 23, 2016

Referred To: Senate Finance

(Corrections)

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-56-38 of the General Laws in Chapter 42-56 entitled
2 "Corrections Department" is hereby amended to read as follows:

3 **42-56-38. Assessment of costs.** -- (a) Each sentenced offender committed to the care,
4 custody or control of the department of corrections shall reimburse the state for the cost or the
5 reasonable portion of the cost incurred by the state relating to that commitment; provided,
6 however, that a person committed, awaiting trial and not convicted, shall not be liable for the
7 reimbursement. Items of cost shall include physical services and commodities such as food,
8 medical, clothing and specialized housing, as well as social services such as specialized
9 supervision and counseling. Costs shall be assessed by the director of corrections, or his or her
10 designee, based upon each person's ability to pay, following a public hearing of proposed fee
11 schedules. Each offender's family income and number of dependents shall be among the factors
12 taken into consideration when determining ability to pay. Moneys received under this section
13 shall be deposited as general revenues. The director shall promulgate rules and regulations
14 necessary to carry out the provisions of this section. The rules and regulations shall provide that
15 the financial situation of persons, financially dependent on the person, be considered prior to the
16 determination of the amount of reimbursement. This section shall not be effective until the date
17 the rules and regulations are filed with the office of the secretary of state.

18 (b) Notwithstanding the provision of subsection (a), or any rule or regulation
19 promulgated by the director, any sentenced offender who is ordered or directed to the work

1 release program, shall pay no less than thirty percent (30%) of his or her ~~gross~~ net salary for room
2 and board.

3 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act would provide inmates who are on work release reimburse the state for costs of
2 confinement by paying no less than thirty percent (30%) of their net salary for room and board.

3 This act would take effect upon passage.

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