

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-second Legislature Second Regular Session - 2014

IN THE SENATE

SENATE BILL NO. 1374

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO THE CORRECTIONAL INDUSTRIES ACT; AMENDING CHAPTER 4, TITLE 20, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 20-413A, IDAHO CODE, TO PROVIDE ADDITIONAL POWERS AND DUTIES OF THE BOARD OF CORRECTION FOR PROVIDING INMATE AGRICULTURAL LABOR TO PRIVATE EMPLOYERS AND TO PROVIDE TERMS AND CONDITIONS.

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

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

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

(2) The board shall establish by rule factors to be considered by the board prior to entering into such contract including, but not limited to, ensuring that employed workers are not displaced, inmate safety and any security risks and needs.

(3) The board shall establish by rule factors to be considered in dispersing inmate earnings. Deductions shall be made for:

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