

SENATE FILE NO. SF0058

Prison industries program-inmate compensation.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to prison industries program; amending
2 compensation provisions for inmates participating in the
3 prison industries program as specified; adjusting the
4 distribution of compensation based on whether the inmate
5 owes child support; and providing for an effective date.

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

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9 **Section 1.** W.S. 25-13-107(b) is amended to read:

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11 **25-13-107. Compensation of employed inmates; payment**
12 **and disposition.**

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14 (b) The compensation of an inmate employed under this
15 act shall be surrendered to the department and, ~~following~~
16 ~~deduction for federal income taxes and social security,~~
17 shall be distributed in the following order:

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(i) ~~Ten percent (10%)~~ Fifteen percent (15%) of the inmate's gross compensation under the program to the inmate's personal savings account within the correctional facility's trust and agency account, until the inmate's account has a balance of up to two thousand five hundred dollars (\$2,500.00). Once the inmate's personal savings account balance reaches two thousand five hundred dollars (\$2,500.00), this fifteen percent (15%) shall be distributed to the inmate as provided by W.S. 7-16-205(a). Funds in the inmate's personal savings account shall be paid to the inmate upon parole or final discharge;

(ii) Twenty percent (20%) of the inmate's gross compensation under the program to be distributed to the inmate as provided by W.S. 7-16-205(a);

(iii) Deduction for federal income taxes and social security appropriate to the gross amount of the inmate's compensation under the program;

~~(ii)(iv) Five percent (5%)~~ Fifteen percent (15%) of the remaining amount to the crime victims compensation account created by W.S. 1-40-114; ~~provided, however, that~~

1 ~~if the inmate is not obligated to pay child support, twenty~~
2 ~~percent (20%) to the crime victims compensation account;~~

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4 ~~(iii)(v)~~ Thirty percent (30%) If the inmate is
5 not obligated to pay child support, the remaining amount to
6 the correctional industries account pursuant to W.S.
7 25-13-103(a), to reduce the cost otherwise associated with
8 providing the inmate with room and board;

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10 ~~(iv)(vi)~~ Up to twenty-five percent (25%) If the
11 inmate is obligated for existing child support obligations,
12 pursuant to state statute, or court order, ~~or agreement by~~
13 ~~the inmate. If no child support obligation exists, the~~
14 ~~percentage shall be divided equally between the crime~~
15 ~~victims compensation account and the correctional~~
16 ~~industries account; and~~ including all support obligations
17 issued pursuant to W.S. 20-2-102, the remainder of the
18 inmate's compensation under the program, shall be
19 distributed toward the child support obligation up to the
20 amount ordered. If the existing child support obligation
21 is less than the remainder of the inmate's compensation
22 under the program, the difference between the actual amount
23 of the child support obligation and the remainder of the
24 inmate's compensation under the program shall be

1 distributed to the correctional industries account pursuant
2 to W.S. 25-13-103(a), to reduce the cost otherwise
3 associated with providing the inmate with room and board;

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5 ~~(v) The balance which shall not be less than~~
6 ~~twenty percent (20%) of gross income to be distributed as~~
7 ~~provided by W.S. 7-16-205(a).~~

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9 (vii) The department shall provide all inmates
10 employed under this act with the forms necessary for the
11 filing of a petition for support under W.S. 20-2-102 and
12 shall honor new or existing court orders for support up to
13 the amount ordered, including those orders issued pursuant
14 to a petition for support filed under W.S. 20-2-102.

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16 **Section 2.** This act is effective immediately upon
17 completion of all acts necessary for a bill to become law
18 as provided by Article 4, Section 8 of the Wyoming
19 Constitution.

20
21 (END)