

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SS/Senate Bill No. 212, Page 1, Section TITLE, Line 12,

2 by inserting after "provisions" the following: "and an  
3 emergency clause for certain sections"; and

4 Further amend said bill, page 8, Section 217.030, line  
5 13, by inserting after all of said line the following:

6 "217.195. 1. With the approval of [his division  
7 director] the director of the department of corrections, the  
8 chief administrative officer of any correctional center  
9 operated by the division may establish and operate a canteen  
10 or commissary for the use and benefit of the offenders.

11 2. [Each correctional center shall keep revenues  
12 received from the canteen or commissary established and  
13 operated by the correctional center in a separate account]  
14 The "Inmate Canteen Fund" is hereby established in the state  
15 treasury and shall consist of funds received from the  
16 operation of the inmate canteens. The acquisition cost of  
17 goods sold and other expenses shall be paid from this  
18 account. A minimum amount of money necessary to meet cash  
19 flow needs and current operating expenses may be kept in  
20 this [account] fund. The [remaining funds from sales of  
21 each commissary or canteen shall be deposited monthly in a  
22 special fund to be known as the "Inmate Canteen Fund" which  
23 is hereby created and shall be expended by the appropriate  
24 division, for the benefit of] proceeds generated from the  
25 operation of the inmate canteens shall be expended solely  
26 for any of the following, or combination thereof: the

27 offenders in the improvement of recreational, religious,  
28 [or] educational services, or reentry services. All interest  
29 earned by the fund shall be credited to the fund and shall  
30 be used solely for the purposes described in this section.  
31 The provisions of section 33.080 to the contrary  
32 notwithstanding, [the] any money remaining in the inmate  
33 canteen fund at the end of the biennium shall be retained  
34 for the purposes specified in this section and shall not  
35 revert to the credit of or be transferred to general  
36 revenue. [The department shall keep accurate records of the  
37 source of money deposited in the inmate canteen fund and  
38 shall allocate appropriations from the fund to the  
39 appropriate correctional center.]

40 217.199. 1. As used in this section, the following  
41 terms mean:

42 (1) "Appropriate quantity", an amount per day capable  
43 of satisfying the individual need of the offender if used  
44 for the feminine hygiene product's intended purpose;

45 (2) "Feminine hygiene products", tampons and sanitary  
46 napkins.

47 2. The director shall ensure that an appropriate  
48 quantity of feminine hygiene products are available at no  
49 cost to female offenders while confined in any correctional  
50 center of the department. The director shall ensure that  
51 the feminine hygiene products conform with applicable  
52 industry standards.

53 3. The general assembly may appropriate funds to  
54 assist the director in satisfying the requirements of this  
55 section."; and

56 Further amend said bill, page 28, Section 217.829, line  
57 37, by inserting after all of said line the following:

58 "221.065. 1. As used in this section, the following  
59 terms mean:

60           (1) "Appropriate quantity", an amount of feminine  
61 hygiene products per day capable of satisfying the  
62 individual need of the offender if used for the feminine  
63 hygiene product's intended purpose;

64           (2) "Feminine hygiene products", tampons and sanitary  
65 napkins.

66           2. Every sheriff and jailer who holds a person in  
67 custody pursuant to a writ or process or for a criminal  
68 offense shall ensure that an appropriate quantity of  
69 feminine hygiene products are available at no cost to female  
70 persons while in custody. The sheriff or jailer shall  
71 ensure that the feminine hygiene products conform with  
72 applicable industry standards.

73           3. The general assembly shall appropriate funds to  
74 assist sheriffs and jailers in satisfying the requirements  
75 of this section."; and

76           Further amend said bill, page 64, Section 217.660, line  
77 8, by inserting after all of said line the following:

78           "Section B. Because immediate action is necessary to  
79 ensure women incarcerated or held in custody are able to  
80 address their basic health needs, the enactment of sections  
81 217.199 and 221.065 of this act is deemed necessary for the  
82 immediate preservation of the public health, welfare, peace,  
83 and safety and is hereby declared to be an emergency act  
84 within the meaning of the constitution, and the enactment of  
85 sections 217.199 and 221.065 of this act shall be in full  
86 force and effect upon its passage and approval."; and

87           Further amend the title and enacting clause accordingly.