

1 HB361
2 209864-1
3 By Representatives Faulkner, Rowe, Daniels, Lawrence, Gray,
4 Whitt, Estes, Oliver, Lovvorn, Wingo, Jackson, Bracy, Garrett,
5 Drummond, Hollis, England, Gaston, Ledbetter, Treadaway,
6 Ellis, Drake and Coleman
7 RFD: Ways and Means General Fund
8 First Read: 09-FEB-21

SYNOPSIS: Under existing law, the Department of Corrections is required to issue minimum documentation of identification to inmates upon release to allow the released inmate to obtain employment.

This bill would require the Department of Corrections to allow an inmate to apply for a non-driver identification card prior to release.

A BILL
TO BE ENTITLED
AN ACT

To amend Section 14-10-1, Code of Alabama 1975, relating to the discharge of inmates; to require the Department of Corrections to allow an inmate to apply for a non-driver identification card prior to release.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 14-10-1, Code of Alabama 1975, is amended to read as follows:

1 "§14-10-1.

2 "(a) The Department of Corrections shall adopt
3 reasonable ~~regulations~~ rules and criteria to determine those
4 state inmates ~~that~~ who require clothing and transportation
5 upon the expiration of their term of custody~~7~~ and before the
6 expiration of their term of custody for each state inmate
7 shall make a reasonable determination of whether or not the
8 state inmate has ready and immediate access to clothing and
9 transportation~~7~~ that meet the requirements of this section.
10 Each state inmate~~7~~ who is determined to require clothing and
11 transportation ~~shall~~, at the expiration of his or her term of
12 custody, shall be discharged from the custody and shall be
13 furnished with clothes and with the least expensive mode of
14 public transportation to the point where the inmate is to
15 report for parole and probation supervision, or to the point
16 of sentencing, to be paid from the Department of Corrections
17 general operating funds. Clothing shall be of decent and
18 reasonable quality for employment.

19 "(b) The Department of Corrections shall provide
20 minimum documentation for identification, including a social
21 security card and a birth certificate, necessary to obtain
22 employment. The Department of Corrections, in conjunction with
23 the Alabama State Law Enforcement Agency, shall assist an
24 inmate in obtaining a non-driver identification card, as
25 required in Section 41-27-3.2.

26 "(c) Any inmate entitled to clothing and
27 transportation may waive the same, in which case the

1 Department of Corrections shall not be required to make any
2 payment in lieu of clothing and transportation. Each state
3 inmate shall receive this clothing and transportation
4 allowance only once per offense and multiple offenses being
5 served consecutively or concurrently shall for this purpose be
6 considered one offense; but the Department of Corrections may
7 at its discretion furnish transportation as noted above upon
8 any discharge. If ~~such~~ the inmate is charged with the
9 commission of any other criminal offense, he or she must be
10 delivered to the proper sheriff or officer to answer ~~such~~ the
11 charge."

12 Section 2. This act shall become effective on the
13 first day of the third month following its passage and
14 approval by the Governor, or its otherwise becoming law.