

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.