

REFERENCE TITLE: prisoner spendable accounts; restitution

State of Arizona
Senate
Fifty-sixth Legislature
Second Regular Session
2024

SB 1671

Introduced by
Senator Gowan

AN ACT

AMENDING SECTION 31-230, ARIZONA REVISED STATUTES; RELATING TO PRISONERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 31-230, Arizona Revised Statutes, is amended to
3 read:

4 31-230. Prisoner spendable accounts; fees

5 A. The director shall establish a prisoner spendable account for
6 each prisoner. All monies that are received by a prisoner and that are
7 not required to be deposited in another account shall be deposited in the
8 prisoner's spendable account.

9 B. The director shall adopt rules for the disbursement of monies
10 from prisoner spendable accounts.

11 C. If the court has ordered the prisoner to pay restitution
12 pursuant to section 13-603, **UNLESS THE COURT ORDERED A SPECIFIC PERCENTAGE**
13 **TO BE WITHHELD FROM THE PRISONER'S SPENDABLE ACCOUNT**, the director shall
14 withdraw a minimum of twenty percent, or the balance owing on the
15 restitution amount, up to a maximum of fifty percent of the monies
16 available in the prisoner's spendable account each month to pay the court
17 ordered restitution.

18 D. The director may establish by rule a fee for any deposits made
19 to a prisoner spendable account. The director shall deposit, pursuant to
20 sections 35-146 and 35-147, any monies collected pursuant to this
21 subsection in the department of corrections building renewal fund
22 established by section 41-797.

23 E. Before a prisoner's discharge, the state department of
24 corrections may withdraw from the prisoner's spendable account any
25 applicable fees prescribed by title 28 or the department of
26 transportation's rules for the issuance of either a driver license or a
27 nonoperating identification license to the prisoner, if eligible.