

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

HOUSE BILL 3978

By: Echols

AS INTRODUCED

An Act relating to county jails; amending 57 O.S. 2021, Section 38, which relates to county jail reimbursement rates; increasing amount of reimbursement rate; deleting obsolete implementation requirement; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 57 O.S. 2021, Section 38, is amended to read as follows:

Section 38. The Department of Corrections shall reimburse any county which is required to retain an inmate pursuant to subsection E of Section 37 of this title in an amount not to exceed ~~Twenty-seven Dollars (\$27.00)~~ Twenty-eight Dollars (\$28.00) per day for each inmate during such period of retention, unless the actual daily cost as determined by the Department of Corrections Daily Rate as defined in this section, exceeds ~~Twenty-seven Dollars (\$27.00)~~ Twenty-eight Dollars (\$28.00). If the actual daily cost as determined by the Department of Corrections Daily Rate exceeds ~~Twenty-seven Dollars (\$27.00)~~ Twenty-eight Dollars (\$28.00), the county shall

1 notify the Department of Corrections of the actual daily cost no
2 later than September 30. If the county's actual daily cost is
3 accepted by the Department that shall be the reimbursement rate
4 for the county beginning the next fiscal year. If the
5 Department rejects the county's actual daily cost application,
6 then the actual daily cost reimbursement shall be determined by
7 the State Auditor and shall be imposed beginning the next fiscal
8 year. The Department shall distribute the reimbursement on a
9 monthly basis upon receipt and approval of a billing statement
10 from the county. The county shall use the reimbursement to
11 defray expenses of equipping and maintaining the jail and
12 payment of personnel. ~~The provisions in this act shall be~~
13 ~~implemented by the Department to allow sufficient time for~~
14 ~~application to FY-2019.~~ The Department of Corrections shall
15 reimburse the county for the emergency medical care for physical
16 injury or illness of the inmate retained under this act if the
17 injury or illness is directly related to the incarceration and
18 the county is required by law to provide such care for inmates
19 in the jail. The Department shall not pay fees for medical care
20 in excess of the rates established for Medicaid providers. The
21 state shall not be liable for medical charges in excess of the
22 Medicaid scheduled rate. The Director may accept any inmate
23 required to have extended medical care upon application of the
24 county.

1 SECTION 2. This act shall become effective November 1, 2024.

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3 59-2-9467 GRS 12/29/23
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