1 HOUSE OF REPRESENTATIVES - FLOOR VERSION 2 STATE OF OKLAHOMA 2nd Session of the 59th Legislature (2024) 3 HOUSE BILL 3978 By: Echols of the House 4 5 and Weaver of the Senate 6 7 8 AS INTRODUCED 9 An Act relating to county jails; amending 57 O.S. 2021, Section 38, which relates to county jail 10 reimbursement rates; increasing amount of reimbursement rate; deleting obsolete implementation requirement; and providing an effective date. 11 12 1.3 14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA: 15 SECTION 1. 57 O.S. 2021, Section 38, is AMENDATORY 16 amended to read as follows: 17 Section 38. The Department of Corrections shall reimburse any 18 county which is required to retain an inmate pursuant to subsection 19 E of Section 37 of this title in an amount not to exceed Twenty-20 seven Dollars (\$27.00) Twenty-eight Dollars (\$28.00) per day for 21 each inmate during such period of retention, unless the actual daily 22 cost as determined by the Department of Corrections Daily Rate as 23 defined in this section, exceeds Twenty-seven Dollars (\$27.00) 24 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 notify the Department of Corrections of the actual daily cost no later than September 30. If the county's actual daily cost is accepted by the Department that shall be the reimbursement rate for the county beginning the next fiscal year. If the Department rejects the county's actual daily cost application, then the actual daily cost reimbursement shall be determined by the State Auditor and shall be imposed beginning the next fiscal year. Department shall distribute the reimbursement on a monthly basis upon receipt and approval of a billing statement from the county. The county shall use the reimbursement to defray expenses of equipping and maintaining the jail and payment of personnel. provisions in this act shall be implemented by the Department to allow sufficient time for application to FY-2019. The Department of Corrections shall reimburse the county for the emergency medical care for physical injury or illness of the inmate retained under this act if the injury or illness is directly related to the incarceration and the county is required by law to provide such care for inmates in the jail. The Department shall not pay fees for medical care in excess of the rates established for Medicaid providers. The state shall not be liable for medical charges in excess of the Medicaid scheduled rate. The Director may accept any

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| 1 | inmate required to have extended medical care upon application of |
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| 2 | the county. |
| 3 | SECTION 2. This act shall become effective November 1, 2024. |
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| 5 | COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/20/2024 - |
| 6 | DO PASS, As Coauthored. |
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