ENGROSSED SENATE
BILL NO. 587

By: Capps of the Senate

and

Bonny of the House

An Act relating to prisons and reformatories; amending Section 53, Chapter 133, O.S.L. 1997, as amended by Section 14, Chapter 333, O.S.L. 1997 (22 O.S. Supp. 1998, Section 987.15), which relates to duties of the Department of Corrections under the Oklahoma Community Sentencing Act; directing identification of certain work programs; requiring disbursement of certain offender's wages; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 53, Chapter 133, O.S.L. 1997, as last amended by Section 14, Chapter 333, O.S.L. 1997 (22 O.S. Supp. 1998, Section 987.15), is amended to read as follows:

Section 987.15 The Community Sentencing Division within the Department of Corrections shall have the duty to:

1. Administer a statewide community sentencing system pursuant to the provisions of the Oklahoma Community Sentencing Act and other provisions of law;

2. Establish statewide goals and standards for the statewide community sentencing system and the local community sentencing systems;

3. Promulgate rules pursuant to the Administrative Procedures Act for the implementation and operation of the Oklahoma Community Sentencing Act;

4. Provide technical assistance and administrative support to each local community sentencing system. The technical assistance shall include, but not be limited to, information on:

a. corrections system design,

b. administration,

c. development, monitoring, and evaluating of programs and services,

d. program identification and specifications,

e. offender risk management,

f. supervision of offenders,

g. planning and budgeting,

h. grant applications, and

i. preparation and submission of documents, data, budgets, and system plans;

5. Coordinate with other state agencies for services and technical assistance to each local community sentencing system;

6. Apply for and accept money and other assets to be utilized for support of a statewide community sentencing system and to allocate and disburse agency funds to local community sentencing systems through an appropriate funding method;

7. Review, analyze and fund local system plans within budgetary limitations;

8. Contract with local service providers and state agencies for services to the local system;

9. Identify and solicit other funding sources and resources to support the statewide community sentencing system;

10. Request post audits of state funds;

11. Monitor and coordinate local systems;

12. Provide performance-based evaluations for all service providers of the statewide system;

13. Report annually by January 15 to the Legislature and Governor on the statewide system. The report shall provide an evaluation of the effectiveness of the Oklahoma Community Sentencing Act in terms of public safety, appropriate range of community punishments, cost-effectiveness, performance-based effectiveness in reducing recidivism, utilization by the judiciary, resource

allocation, and reduced state and local institutional receptions, if any; ~~and~~

14. Disseminate information to local administrators and community sentencing systems concerning corrections issues including, but not limited to:

a. punishment options,

b. disciplinary sanctions,

c. resource allocation,

d. administration,

e. legal issues,

f. supervision and risk management,

g. treatment methodology and services,

h. education and vocational services,

i. service and program monitoring and evaluation methods,

j. grants and funding assistance,

k. data and record keeping, and

l. offender characteristics; and

15. Identify community work projects or work sites for community-sentenced offenders needing to perform community service, and opportunities for offenders to work for hire to pay restitution and other court ordered fines, fees and expenses. Such work for hire shall be pursuant to contracts between the state and nonprofit organizations, municipal, county or state agencies, or on public works projects for which the contractors are willing to pay offenders current minimum wage with the funds being collected by the Department and then disbursed to pay restitution or other fines, fees, and expenses as ordered by the court with the balance being disbursed to the offender.

SECTION 2. This act shall become effective July 1, 1999.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby

declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 23rd day of February, 1999.

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President of the Senate

Passed the House of Representatives the ____ day of _____ , 1999.

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Speaker of the House of Representatives