

1 B. The sheriff may deduct an amount ~~of~~ Eight Dollars (\$8.00) or
2 more from any monies collected from an inmate as a medical ~~copayment~~
3 payment on account for each medical services visit the inmate
4 receives while incarcerated in the county jail, except as otherwise
5 provided in this subsection. The county sheriff may deduct an
6 amount of ten cents (\$0.10) per page from any monies collected from
7 an inmate for copies made at the request of the inmate. Any
8 offender injured during the commission of a felony or misdemeanor
9 offense or treated for any other medical condition or illness while
10 incarcerated shall be required to reimburse the sheriff the full
11 amount paid by the sheriff for any medical care or treatment
12 administered to such offender during any period of incarceration in
13 the county jail. The sheriff may deduct the costs of medical care
14 and treatment whether resulting from the commission of a felony or
15 misdemeanor offense or for emergency or routine medical services
16 from any money collected from such inmate's jail account at a rate
17 of Eight Dollars (\$8.00) or more per visit for medication or service
18 dispensed. If the funds collected from the inmate's jail account
19 are insufficient to satisfy the actual or minimal payment on account
20 for medical costs ~~paid as a result of the commission of a felony or~~
21 ~~misdemeanor offense~~, the court sheriff shall ~~order~~ collect the
22 remaining balance of the medical care and treatment ~~to be paid~~ as
23 provided in Section 979a of Title 22 of the Oklahoma Statutes.

1 C. The State Auditor and Inspector shall prescribe procedures
2 for the operation of the Inmate Trust Fund Checking Account.
3 Banking fees on the account may be paid out of the Sheriff
4 Commissary Account or the county sheriff's Service Fee Cash Fund.

5 SECTION 2. AMENDATORY 22 O.S. 2001, Section 979a, is
6 amended to read as follows:

7 Section 979a. A. Except as otherwise provided in this section,
8 the municipal attorney or district attorney shall ask the court to
9 require a person confined in a city or county jail, for any offense,
10 to pay the jail facility the costs of incarceration, both before and
11 after conviction, upon conviction or receiving a deferred sentence.
12 The costs of incarceration shall be collected by the clerk of the
13 court. Costs of incarceration shall include booking, receiving and
14 processing out, housing, food, clothing, medical care, dental care,
15 and psychiatric services. The costs for incarceration shall be an
16 amount equal to the actual cost of the services and shall be
17 determined by the chief of police for city jails, by the county
18 sheriff for county jails or by contract amount, if applicable. The
19 cost of incarceration shall be paid to the municipality, county or
20 other public entity responsible for the operation of all jail
21 facilities where the person is held before and after conviction.
22 ~~The~~ Except for medical costs, incarceration costs shall not be
23 assessed if, in the judgment of the court, such costs would impose a

1 manifest hardship on the person, or if in the opinion of the court
2 the property of the person is needed for the maintenance and support
3 of immediate family. Five percent (5%) of any amount collected
4 shall be paid to the municipal attorney's or district attorney's
5 office, five percent (5%) shall be transmitted by the court clerk to
6 the District Attorneys Council Revolving Fund, established by
7 Section 215.28 of Title 19 of the Oklahoma Statutes, to be used to
8 fund personnel to process victim compensation claims in district
9 offices designated by the Crime Victims Compensation Board and the
10 remaining amount shall be paid to the municipality, the sheriff's
11 service fee account or, if the sheriff does not operate the jail
12 facility, the remaining amount shall be deposited with the public
13 entity responsible for the operation of the jail facility where the
14 person is held.

15 B. Any offender receiving routine or emergency medical services
16 or medications or injured during the commission of a felony or
17 misdemeanor offense and administered any medical care shall be
18 required to reimburse the sheriff, municipality or other public
19 entity responsible for the operation of the jail, the full amount
20 paid by the sheriff, municipality or other public entity responsible
21 for the operation of the jail for any medical care or treatment
22 administered to such offender during any period of incarceration or
23 preceding incarceration in that jail facility. The sheriff,

1 municipality or other public entity responsible for the operation of
2 the jail may deduct the costs of medical care and treatment
3 ~~resulting from the commission of a felony or misdemeanor offense~~
4 ~~from any money collected from such inmate's jail account as~~
5 authorized by Section 531 of Title 19 of the Oklahoma Statutes. If
6 the funds collected from the inmate's jail account are insufficient
7 to satisfy the actual medical costs paid ~~as a result of the~~
8 ~~commission of a felony or misdemeanor offense~~, the court sheriff,
9 municipality or other public entity responsible for the operation of
10 the jail shall ~~order~~ be authorized to collect the remaining balance
11 of the medical care and treatment ~~to be paid~~ by civil actions.

12 SECTION 3. It being immediately necessary for the preservation
13 of the public peace, health and safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

16 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-19-03 - DO
17 PASS, As Coauthored.