

3 Senate Bill No. 1974
4 As Amended

5 SENATE BILL NO. 1974 - By: CORN of the Senate and BLACKWELL of the
6 House.

7 [corrections - Board of Corrections - fiscal impact
8 statements - adding duties -
9 emergency]

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

11 SECTION 1. AMENDATORY 57 O.S. 2001, Section 504, is
12 amended to read as follows:

13 Section 504. ~~(a)~~ A. The Board of Corrections shall elect from
14 its members a ~~chairman~~ chair, vice ~~chairman~~ chair and a secretary.
15 ~~The Board~~ shall adopt rules ~~and regulations~~ for its government
16 and may adopt an official seal for the Department. Members shall be
17 reimbursed for travel expenses, as provided in the State Travel
18 Reimbursement Act while attending meetings of the Board or while
19 performing other official duties.

20 ~~(b)~~ B. The Board shall have the following powers and duties:

21 ~~(1)~~ 1. To establish general policies for the operation of the
22 Department in compliance with statutory obligations of the
23 Department, duties imposed upon the Director of Corrections, and
24 other provisions of law; provided, however, no policy that has an
25 increased fiscal impact on the Department shall be implemented or be

1 enforceable without first determining such fiscal impact and filing
2 a detailed written and signed fiscal impact statement with the
3 President Pro Tempore of the Senate and the Speaker of the House of
4 Representatives for approval during the annual budgetary process of
5 the Legislature. The state shall not be fiscally responsible for
6 any Board policy that does not have an approved fiscal impact
7 statement from the Legislature prior to implementation or is
8 contrary to any provision of law. Policies that have no fiscal
9 impact may be implemented and enforced without approval from the
10 Legislature. Policies that reduce fiscal expenditures in the
11 Department during a fiscal year may be implemented and enforced
12 immediately, but shall be reported during the annual budgetary
13 process of the Legislature by filing a detailed written and signed
14 fiscal impact statement with the President Pro Tempore of the Senate
15 and the Speaker of the House of Representatives;

16 ~~(2)~~ 2. To maintain the institutions, property, and
17 infrastructure under the jurisdiction of the Department as necessary
18 for the health and safety of employees of the Department and
19 prisoners under the jurisdiction of the Department;

20 3. To establish and maintain ~~such institutions as are necessary~~
21 ~~or convenient for the operation of~~ services and programs for the
22 education, training, vocational education and rehabilitation of
23 prisoners under the jurisdiction of the Department;

1 ~~(3)~~ 4. To lease, from time to time, without restriction as to
2 terms, any property which ~~said~~ the Board shall determine advisable
3 to more fully carry into effect the operation of prison industries;

4 ~~(4)~~ 5. To acquire, construct, extend, improve, maintain and
5 operate any and all facilities of all kinds which in the judgment of
6 the Board shall be necessary or convenient to foster the prison
7 industries program;

8 ~~(5)~~ 6. To require the Director of the Department of Corrections
9 and any other personnel of the Department, when deemed necessary by
10 the Board, to give bond for the faithful performance of their
11 duties;

12 ~~(6)~~ 7. To appoint and fix the salary of the Director of
13 Corrections;

14 ~~(7)~~ 8. To enter into contracts with private prison contractors;
15 and

16 ~~(8)~~ 9. To provide training to employees of private prison
17 contractors and other governmental entities on a fee basis.

18 SECTION 2. It being immediately necessary for the preservation
19 of the public peace, health and safety, an emergency is hereby
20 declared to exist, by reason whereof this act shall take effect and
21 be in full force from and after its passage and approval.

22 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-22-06 - DO
23 PASS, As Amended and Coauthored.