

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1745

By: Sullivan

AS INTRODUCED

An Act relating to jail facilities; amending 57 O.S. 2001, Section 38, which relates to jail reimbursement rate; modifying reimbursement rate; and providing an effective date.

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

SECTION 1. AMENDATORY 57 O.S. 2001, Section 38, is amended to read as follows:

Section 38. The Department of Corrections shall reimburse any county, ~~which~~ that is required to retain an inmate ~~pursuant to paragraph 2 of Section 37 of this title,~~ in an amount ~~not to exceed~~ no less than Twenty-four Dollars (\$24.00) per day nor greater than the average daily rate paid to a private prison contractor, as established by the Board of Corrections, for each inmate during ~~such~~ the period of retention. The exact rate for reimbursement shall be determined by the demonstrated cost per day for inmates in that county. The proceeds of this reimbursement shall be used to defray expenses of equipping and maintaining the jail and payment of personnel. The Department of Corrections shall reimburse the county for the emergency medical care for physical injury or illness of the inmate retained under this resolution 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 inmate required to have extended medical care upon application of the county.

SECTION 2. This act shall become effective November 1, 2005.

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