

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 2698

By: Roan

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5  
6 AS INTRODUCED

7 An Act relating to prisons and reformatories;  
8 amending 57 O.S. 2001, Section 38, as amended by  
9 Section 8, Chapter 74, 2nd Extraordinary Session,  
10 O.S.L. 2006 (57 O.S. Supp. 2007, Section 38), which  
11 relates to jail reimbursement rates; modifying  
12 statutory reference; and providing an effective date.

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

14 SECTION 1. AMENDATORY 57 O.S. 2001, Section 38, as  
15 amended by Section 8, Chapter 74, 2nd Extraordinary Session, O.S.L.  
16 2006 (57 O.S. Supp. 2007, Section 38), is amended to read as  
17 follows:

18 Section 38. A. Until January 1, 2007, the Department of  
19 Corrections shall reimburse any county, which is required to retain  
20 an inmate pursuant to ~~paragraph 2~~ of Section 37 of this title, in an  
21 amount not to exceed Twenty-four Dollars (\$24.00) per day for each  
22 inmate during such period of retention. The proceeds of this  
23 reimbursement shall be used to defray expenses of equipping and  
24 maintaining the jail and payment of personnel. The Department of  
Corrections shall reimburse the county for the emergency medical

1 care for physical injury or illness of the inmate retained under  
2 this act if the injury or illness is directly related to the  
3 incarceration and the county is required by law to provide such care  
4 for inmates in the jail. The Department shall not pay fees for  
5 medical care in excess of the rates established for Medicaid  
6 providers. The state shall not be liable for medical charges in  
7 excess of the Medicaid scheduled rate. The Director may accept any  
8 inmate required to have extended medical care upon application of  
9 the county.

10 B. Effective January 1, 2007, the Department of Corrections  
11 shall reimburse any county, which is required to retain an inmate  
12 pursuant to ~~paragraph 2~~ of Section 37 of this title, in an amount  
13 not to exceed Twenty-seven Dollars (\$27.00) per day for each inmate  
14 during such period of retention. The proceeds of this reimbursement  
15 shall be used to defray expenses of equipping and maintaining the  
16 jail and payment of personnel. The Department of Corrections shall  
17 reimburse the county for the emergency medical care for physical  
18 injury or illness of the inmate retained under this act if the  
19 injury or illness is directly related to the incarceration and the  
20 county is required by law to provide such care for inmates in the  
21 jail. The Department shall not pay fees for medical care in excess  
22 of the rates established for Medicaid providers. The state shall  
23 not be liable for medical charges in excess of the Medicaid

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1 | scheduled rate. The Director may accept any inmate required to have  
2 | extended medical care upon application of the county.

3 | SECTION 2. This act shall become effective November 1, 2008.  
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