

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 803

By: Sykes of the Senate

3 and

4 Cooksey of the House

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7 (corrections - canteen operations -
8 emergency)

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11 AUTHOR: Add the following House Coauthor: Tibbs

12 AMENDMENT NO. 1. Strike the stricken title, enacting clause and
entire bill and insert

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14 "An Act relating to corrections; amending 57 O.S.
2001, Section 537, as amended by Section 3, Chapter
15 171, O.S.L. 2008 (57 O.S. Supp. 2008, Section 537),
which relates to canteen operations; and removing
16 requirement for state employees to operate canteen.

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

20 SECTION 1. AMENDATORY 57 O.S. 2001, Section 537, as
21 amended by Section 3, Chapter 171, O.S.L. 2008 (57 O.S. Supp. 2008,
22 Section 537), is amended to read as follows:

23 Section 537. A. There shall be established a Canteen System
24 Board of Directors for all canteen system services operated within

1 the Department of Corrections. The members of the Canteen System
2 Board shall be appointed by the Director of the Department of
3 Corrections. All canteen system operations shall be under the
4 control of the Canteen System Board and shall operate pursuant to
5 written guidelines established by the Board. The overall canteen
6 operation composed of all correctional facility canteen operations,
7 inmate telephone systems and inmate electronic mail systems shall be
8 collectively called the Canteen System and such system shall be
9 required to be self-supporting from sales receipts.

10 B. Each correctional facility may have a canteen system
11 operation. Each facility canteen system when established shall
12 require the warden of such facility or a designee to oversee the
13 day-to-day canteen system operations according to the guidelines set
14 by the Canteen System Board. The Chief Financial Officer of the
15 Department shall act as custodian of all canteen system funds and be
16 responsible for all expenditures from the canteen system accounts.
17 The Chief Financial Officer shall make daily deposits of all sales
18 receipts in the canteen system accounts. Canteen system profits
19 generated by items or services for resale shall be identified
20 monthly by the Chief Financial Officer and transferred periodically
21 from the canteen system account to the Department of Corrections
22 Inmate and Employee Welfare and Canteen System Support Revolving
23 Fund. All disbursements made from the canteen system account shall
24 be by voucher approved by the Chief Financial Officer and shall be

1 payable through the Office of the State Treasurer. Documentation of
2 each disbursement shall be kept on file by the Department. Canteen
3 system records may be disposed of in accordance with the records
4 disposition schedule approved by the Archives and Records
5 Commission. The Department shall notify the State Records
6 Administrator thirty (30) days in advance of its intent to dispose
7 of any canteen records. The Department shall follow accounting
8 procedures in accordance with state fiscal accounting procedures in
9 administering canteen system funds. All profits from the canteen
10 system shall be used exclusively for the benefit of the inmates of
11 the various institutions and personnel of the Department of
12 Corrections and support of canteen system operations as determined
13 by the Canteen System Board of Directors pursuant to subsection A of
14 this section.

15 C. ~~Employees utilized in the operation of the canteen services~~
16 ~~at each institution shall be state employees.~~ Inmates may work in a
17 correctional facility canteen and shall receive reimbursement for
18 such work through the institution incentive pay program.

19 D. All correctional facilities canteen system operations and
20 canteen system accounts shall be subject to an annual audit by the
21 Office of the State Auditor and Inspector. Reports of the audit
22 shall be provided to the Governor, the Speaker of the House of
23 Representatives, the President Pro Tempore of the Senate, the
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1 Legislative Service Bureau, the Department of Corrections, and to
2 the warden of the concerned institution.

3 E. Merchandise and services to be purchased for resale or
4 distribution through the canteen system, inmate telephone equipment
5 or services, and inmate electronic mail equipment and services shall
6 be purchased by voucher drawn against canteen system accounts and
7 all such purchases of goods and services shall be exempted from the
8 provisions of The Oklahoma Central Purchasing Act. All revenues
9 from canteen operations, inmate telephone system services and inmate
10 electronic mail system operations shall be used exclusively for the
11 benefit of the inmates of the various institutions and personnel of
12 the Department of Corrections as determined by the Canteen System
13 Board of Directors."

14 Passed the House of Representatives the 14th day of April, 2009.

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Presiding Officer of the House of
Representatives

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19 Passed the Senate the ____ day of _____, 2009.

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Presiding Officer of the Senate

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