

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 HOUSE BILL NO. 3342

By: Christian of the House

and

Sykes of the Senate

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9 COMMITTEE SUBSTITUTE

10 An Act relating to prisons and reformatories;
11 amending 57 O.S. 2001, Section 537, as last amended
12 by Section 1, Chapter 188, O.S.L. 2009 (57 O.S. Supp.
13 2009, Section 537), which relates to the Canteen
14 System Board of Directors; requiring offender
15 electronic fund payment systems to operate under
16 certain guidelines; making the purchase of certain
17 goods and services exempt from certain act; and
18 providing an effective date.

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

20 SECTION 1. AMENDATORY 57 O.S. 2001, Section 537, as last
21 amended by Section 1, Chapter 188, O.S.L. 2009 (57 O.S. Supp. 2009,
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
the Department of Corrections. The members of the Canteen System
Board shall be appointed by the Director of the Department of

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

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

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

14 C. Inmates may work in a correctional facility canteen and
15 shall receive reimbursement for such work through the institution
16 incentive pay program.

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

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1 E. Merchandise and services to be purchased for resale or
2 distribution through the canteen system, inmate telephone equipment
3 or services, ~~and~~ inmate electronic mail equipment and services and
4 offender electronic fund payment systems shall be purchased by
5 voucher drawn against canteen system accounts and all such purchases
6 of goods and services shall be exempted from the provisions of The
7 Oklahoma Central Purchasing Act and Section 3001 et seq. of Title 74
8 of the Oklahoma Statutes. All revenues from canteen operations,
9 inmate telephone system services and inmate electronic mail system
10 operations shall be used exclusively for the benefit of the inmates
11 of the various institutions and personnel of the Department of
12 Corrections as determined by the Canteen System Board of Directors.

13 SECTION 2. This act shall become effective November 1, 2010.

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