

1 | ENGROSSED SENATE
2 | BILL NO. 2259

By: Lamb and Johnson
(Constance) of the Senate

3 | and

4 | Nelson of the House

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6 |
7 | [prisons and reformatories - reports -
8 | effective date]

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

12 | SECTION 1. AMENDATORY 57 O.S. 2001, Section 521, as last
13 | amended by Section 1, Chapter 74, O.S.L. 2003 (57 O.S. Supp. 2009,
14 | Section 521), is amended to read as follows:

15 | Section 521. A. Whenever a person is convicted of a felony and
16 | is sentenced to imprisonment that is not to be served in a county
17 | jail, the person shall be committed to the custody of the Department
18 | of Corrections and shall be classified and assigned to a
19 | correctional facility or program designated by the Department and
20 | authorized by law.

21 | B. It is the intent of the Legislature that inmates in the
22 | custody of the Department of Corrections, prior to leaving the
23 | custody of the Department, be reintegrated into society through the
24 | use of work release programs, work centers, community corrections

1 centers, intermediate sanctions facilities, accredited halfway
2 houses and transitional living centers, subject to the availability
3 of space and funding.

4 C. All persons who have nonassaultive institutional records and
5 who are convicted of only previous and current nonviolent offenses
6 and have a nonviolent juvenile record and are sentenced to the
7 custody of the Department of Corrections shall be processed for
8 assignment to a work release program, a work center, a community
9 corrections center, an intermediate sanctions facility, an
10 accredited halfway house, a transitional living facility, or any
11 combination of such placements not less than two hundred ten (210)
12 calendar days immediately prior to release from the custody of the
13 Department of Corrections, unless the offender is currently
14 participating in another approved program based upon the offender's
15 needs assessment. Other persons may be processed for assignment
16 according to the offender's needs and security classification not
17 more than one hundred eighty (180) days prior to release from the
18 custody of the Department. This assignment shall be for the purpose
19 of assisting the person in obtaining gainful employment, receiving
20 reintegration skills, and locating a suitable post-release
21 residence. For purposes of this subsection, assistance in obtaining
22 employment, receiving reintegration skills, and a post-release
23 residence shall be part of the function of the placement and shall
24 not be construed to require or authorize any financial assistance or

1 expenditure of state funds to any inmate or to any contract provider
2 for additional program services to an individual inmate.

3 D. The provisions of subsections B and C of this section shall
4 not be applicable to inmates, as determined on an individual basis
5 by the Department of Corrections, who otherwise constitute a serious
6 or immediate risk to public health and safety.

7 E. Nothing in this section shall require a county jail to
8 provide any services that are not currently being provided.

9 F. Not later than February 1st of each year beginning February
10 1, 2011, the Director of the Department of Corrections shall post on
11 the Department's website and transmit to the President Pro Tempore
12 of the Senate, the Speaker of the House of Representatives, and the
13 Governor, a report on the progress of the Department in meeting the
14 goals and intent of subsections B and C of this section. Such
15 report shall, at a minimum, include the following information:

16 1. A listing of all facilities owned, operated, and/or
17 contracted to the Department by security level together with the
18 number of inmates released from each facility during the preceding
19 calendar year;

20 2. A total of the number of inmates released from physical
21 custody during the preceding calendar year;

22 3. A total of the number of inmates employed by private
23 employers prior to the inmate's release from physical custody; and

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