

THE HOUSE OF REPRESENTATIVES
Monday, February 22, 2010

House Bill No. 3342

HOUSE BILL NO. 3342 - By: CHRISTIAN of the House.

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

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

1 SECTION 1. AMENDATORY 57 O.S. 2001, Section 537, as last amended by
2 Section 1, Chapter 188, O.S.L. 2009 (57 O.S. Supp. 2009, Section 537), is amended to
3 read as follows:
4 Section 537. A. There shall be established a Canteen System Board of Directors for
5 all canteen system services operated within the Department of Corrections. The
6 members of the Canteen System Board shall be appointed by the Director of the
7 Department of Corrections. All canteen system operations shall be under the control of
8 the Canteen System Board and shall operate pursuant to written guidelines established
9 by the Board. The overall canteen operation composed of all correctional facility canteen
10 operations, inmate telephone systems ~~and~~, inmate electronic mail systems and offender
11 electronic fund payment systems shall be collectively called the Canteen System and
12 such system shall be required to be self-supporting from sales receipts.

1 B. Each correctional facility may have a canteen system operation. Each facility
2 canteen system when established shall require the warden of such facility or a designee
3 to oversee the day-to-day canteen system operations according to the guidelines set by
4 the Canteen System Board. The Chief Financial Officer of the Department shall act as
5 custodian of all canteen system funds and be responsible for all expenditures from the
6 canteen system accounts. The Chief Financial Officer shall make daily deposits of all
7 sales receipts in the canteen system accounts. Canteen system profits generated by
8 items or services for resale shall be identified monthly by the Chief Financial Officer and
9 transferred periodically from the canteen system account to the Department of
10 Corrections Inmate and Employee Welfare and Canteen System Support Revolving
11 Fund. All disbursements made from the canteen system account shall be by voucher
12 approved by the Chief Financial Officer and shall be payable through the Office of the
13 State Treasurer. Documentation of each disbursement shall be kept on file by the
14 Department. Canteen system records may be disposed of in accordance with the records
15 disposition schedule approved by the Archives and Records Commission. The
16 Department shall notify the State Records Administrator thirty (30) days in advance of
17 its intent to dispose of any canteen records. The Department shall follow accounting
18 procedures in accordance with state fiscal accounting procedures in administering
19 canteen system funds. All profits from the canteen system shall be used exclusively for
20 the benefit of the inmates of the various institutions and personnel of the Department of
21 Corrections and support of canteen system operations as determined by the Canteen
22 System Board of Directors pursuant to subsection A of this section.

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

3 D. All correctional facilities canteen system operations and canteen system
4 accounts shall be subject to an annual audit by the Office of the State Auditor and
5 Inspector. Reports of the audit shall be provided to the Governor, the Speaker of the
6 House of Representatives, the President Pro Tempore of the Senate, the Legislative
7 Service Bureau, the Department of Corrections, and to the warden of the concerned
8 institution.

9 E. Merchandise and services to be purchased for resale or distribution through the
10 canteen system, inmate telephone equipment or services, ~~and~~ inmate electronic mail
11 equipment and services and offender electronic fund payment systems shall be purchased
12 by voucher drawn against canteen system accounts and all such purchases of goods and
13 services shall be exempted from the provisions of The Oklahoma Central Purchasing Act
14 and the State Use Act. All revenues from canteen operations, inmate telephone system
15 services and inmate electronic mail system operations shall be used exclusively for the
16 benefit of the inmates of the various institutions and personnel of the Department of
17 Corrections as determined by the Canteen System Board of Directors.

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

19 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02-18-10 - DO
20 PASS.