

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 2051

By: Thompson

4
5 AS INTRODUCED

6 An Act relating to prisons and reformatories;
7 amending 57 O.S. 2001, Section 38, as amended by
8 Section 8, Chapter 74, 2nd Extraordinary Session,
9 O.S.L. 2006 (57 O.S. Supp. 2008, Section 38), which
10 relates to county jail reimbursement rate for
11 inmates; increasing reimbursement rate; and providing
12 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. 2008, Section 38), is amended to read as
17 follows:

18 Section 38. 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
25 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. Effective January 1, ~~2007~~ 2010, the Department of
10 Corrections shall reimburse any county, which is required to retain
11 an inmate pursuant to paragraph 2 of Section 37 of this title, in an
12 amount not to exceed ~~Twenty seven Dollars (\$27.00)~~ Twenty-eight
13 Dollars (\$28.00) per day for each inmate during such period of
14 retention. The proceeds of this reimbursement shall be used to
15 defray expenses of equipping and maintaining the jail and payment of
16 personnel. The Department of Corrections shall reimburse the county
17 for the emergency medical care for physical injury or illness of the
18 inmate retained under this act if the injury or illness is directly
19 related to the incarceration and the county is required by law to
20 provide such care for inmates in the jail. The Department shall not
21 pay fees for medical care in excess of the rates established for
22 Medicaid providers. The state shall not be liable for medical
23 charges in excess of the Medicaid scheduled rate. The Director may

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1 accept any inmate required to have extended medical care upon
2 application of the county.

3 SECTION 2. This act shall become effective January 1, 2010.

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5 52-1-6379 GRS 01/02/09

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