

1 STATE OF OKLAHOMA

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

3 SENATE BILL 2259

By: Bingman

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5
6 AS INTRODUCED

7 An Act relating to prisons and reformatories;
8 amending 57 O.S. 2001, Section 521, as last amended
9 by Section 1, Chapter 74, O.S.L. 2003 (57 O.S. Supp.
10 2009, Section 521), which relates to correctional
11 facilities; requiring certain reports by the Director
of Department of Corrections; declaring recipients of
report; designating information to be reported;
allowing for request of additional information; and
providing an effective date.

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

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

18 Section 521. A. Whenever a person is convicted of a felony and
19 is sentenced to imprisonment that is not to be served in a county
20 jail, the person shall be committed to the custody of the Department
21 of Corrections and shall be classified and assigned to a
22 correctional facility or program designated by the Department and
23 authorized by law.
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1 B. It is the intent of the Legislature that inmates in the
2 custody of the Department of Corrections, prior to leaving the
3 custody of the Department, be reintegrated into society through the
4 use of work release programs, work centers, community corrections
5 centers, intermediate sanctions facilities, accredited halfway
6 houses and transitional living centers, subject to the availability
7 of space and funding.

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

1 residence. For purposes of this subsection, assistance in obtaining
2 employment, receiving reintegration skills, and a post-release
3 residence shall be part of the function of the placement and shall
4 not be construed to require or authorize any financial assistance or
5 expenditure of state funds to any inmate or to any contract provider
6 for additional program services to an individual inmate.

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

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

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

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

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1 2. A total of the number of inmates released from physical
2 custody during the preceding calendar year;
3 3. A total of the number of inmates employed by private
4 employers prior to the inmate's release from physical custody; and
5 4. A total of the number of inmates exiting the Department's
6 system who have spent less than one hundred eighty (180) calendar
7 days in a halfway house.
8 The report shall be in such form and contain such other information
9 as may be required or desired by the President Pro Tempore of the
10 Senate, the Speaker of the House of Representatives, and the
11 Governor.

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

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