

1 This act shall be known and may be cited as the "Inmate Farm
2 Worker Act".

3 SECTION 2. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 230.1 of Title 57, unless there
5 is created a duplication in numbering, reads as follows:

6 A. The Department of Corrections is authorized to develop an
7 inmate farm worker program that provides inmate labor to Oklahoma
8 farms and ranches for purposes of performing farm-related labor.

9 The Department shall develop a program that at a minimum provides:

- 10 1. Qualifications for inmates to participate in the program;
- 11 2. Wages;
- 12 3. Qualifications of participant farms and ranches; and
- 13 4. Any other provisions the Department deems necessary.

14 B. The inmate farm worker program shall be exempt from any
15 provisions of law prohibiting the use of inmate labor for the
16 benefit of private persons.

17 SECTION 3. AMENDATORY 57 O.S. 2011, Section 222, as
18 amended by Section 1, Chapter 219, O.S.L. 2012 (57 O.S. Supp. 2012,
19 Section 222), is amended to read as follows:

20 Section 222. A. It shall be unlawful to use prisoners assigned
21 to ~~said~~ the public works project on any property other than public
22 property, except that inmate labor may be used on private property
23 for a public purpose.

24

1 B. As used in this section "public purpose" means a purpose
2 affecting the inhabitants of the state or political subdivision
3 utilizing the inmate labor, as a group, and not merely as
4 individuals. The work performed shall be essentially public and for
5 the general good of the inhabitants of the state or political
6 subdivision, and may include eradication of graffiti on private
7 buildings, farm labor or harvesting Eastern Red Cedar trees. For
8 purposes of this section:

9 1. "Graffiti" shall include but not be limited to any
10 inscription, slogan or drawing, crudely scratched, drawn, printed,
11 painted or scribbled on a wall or other surface visible to the
12 public and which is likely to endanger the health or safety of the
13 public. Provided, however, that this definition shall never be
14 construed to include any sign or advertising device lawfully erected
15 or installed by the owner of property, lessee or authorized agent;
16 and

17 2. "Owner" means the owner of record as shown by the most
18 current tax rolls of the county treasurer.

19 C. The purpose of the work performed shall be to aid the
20 federal government, a state agency or a political subdivision,
21 utilizing the inmate labor in the exercise of a governmental
22 function. Any person convicted of willfully violating the
23 provisions of this section shall be guilty of a felony.

24

1 SECTION 4. This act shall become effective November 1, 2013.

2

3 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
4 04/08/2013 - DO PASS, As Amended and Coauthored.

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25