

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3039 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: John Jordan

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3039

By: Jordan

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8 PROPOSED COMMITTEE SUBSTITUTE

9 An Act relating to work release programs; creating
10 the Debt to Society Act of 2016; authorizing county
11 sheriffs to establish and maintain certain program;
12 providing requirements when establishing program;
13 providing for the reduction of prison sentence
14 through earned credits; providing limitations for
15 earning early release credits; requiring suspension
16 from work release program under certain
17 circumstances; providing for codification; and
18 providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 532 of Title 19, unless there is
created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Debt to Society
Act of 2016".

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 533 of Title 19, unless there is
created a duplication in numbering, reads as follows:

1 A. Each county is hereby authorized to establish and maintain
2 for the benefit of nonviolent misdemeanor offenders a "debt to
3 society" work release or community service program. When a county
4 establishes such program, the following requirements shall apply:

5 1. In conjunction with the office of the district attorney, the
6 county sheriff shall establish guidelines for the monitoring and
7 enforcement of persons the program would be available to.

8 2. The program guidelines shall provide the details for a work
9 release program or a community service program.

10 3. The program guidelines shall be approved by the district
11 judge prior to implementation.

12 4. Only defendants who enter a plea or are convicted of a
13 nonviolent misdemeanor offense may be eligible for the program.

14 5. An eight (8) hour work day shall translate into one (1) full
15 day of imprisonment in a county jail. A four (4) hour work day
16 shall translate into one-half (1/2) day of imprisonment in a county
17 jail.

18 B. 1. The prison sentence of the person may be reduced by
19 earned early release time in accordance with procedures developed
20 and promulgated by the county sheriff and approved by the district
21 attorney.

22 2. The earned early release time shall be for good behavior and
23 good performance in the work release or community service program as
24 determined by the county sheriff.

1 3. The county sheriff shall not credit the person with earned
2 early release time in advance of the person actually earning the
3 credits.

4 4. Under no circumstances shall the aggregate sum of earned
5 early release time exceed one-third (1/3) of the total sentence.

6 C. 1. The earnings of a person participating in a work release
7 program may be collected by the sheriff or a designee.

8 2. The county sheriff or designee may deduct from the earnings
9 of the work release or community service program participant amounts
10 necessary for the payment of the following:

- 11 a. incarceration costs,
- 12 b. administrative expenses relating to participation in
13 the work release or community service program,
- 14 c. court-ordered victim restitution, and
- 15 d. court costs and fees associated with the criminal case
16 of the person.

17 Child support obligations for dependents of the person, if any,
18 shall be made as directed by the court.

19 Any remaining balance shall be returned to the person.

20 D. If the person violates any of the conditions of the work
21 release or community service program, custody or employment, the
22 person shall be suspended from further participation in the work
23 release or community service program. The sentencing court may
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1 require the person to spend the remainder of the sentence in actual
2 confinement and may revoke any earned early release credits.

3 SECTION 3. This act shall become effective November 1, 2016.

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5 55-2-9247 GRS 02/22/16

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