

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3039

By: Jordan

4
5
6 AS INTRODUCED

7 An Act relating to work release programs; authorizing
8 county sheriffs to establish and maintain work
9 release programs; providing requirements for
10 participation; providing for the reduction of prison
11 sentence through earned credits; providing
12 limitations for earning early release credits;
13 requiring suspension from work release program under
14 certain circumstances; providing for codification;
15 and providing an effective date.

16
17
18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

22 A. County sheriffs are hereby authorized to establish and
23 maintain a work release program for the benefit of nonviolent felony
24 and misdemeanor offenders. When a sheriff establishes a work
release program, the following requirements shall apply:

1. A person convicted of a nonviolent felony or misdemeanor
offense and sentenced to imprisonment in a county jail shall be

1 eligible for the work release program. The program may be used as a
2 condition of probation for the criminal offense.

3 2. The court may permit a person who is currently employed to
4 continue his or her employment. The sheriff shall make all
5 necessary arrangements for the person to continue his or her
6 employment, if possible. The court may authorize the person to seek
7 suitable employment and may authorize the sheriff to make reasonable
8 efforts to find suitable employment for the person.

9 3. The earnings of a person participating in a work release
10 program may be collected by the sheriff or a designee. The sheriff
11 or designee may deduct from the earnings of the program participant
12 amounts necessary for the payment of incarceration costs,
13 administrative expenses relating to participation in the work
14 release program, court-ordered victim restitution, and court costs
15 and fees associated with the criminal case of the person. Child
16 support obligations for dependents of the person, if any, shall be
17 made as directed by the court. Any remaining balance shall be
18 returned to the person.

19 B. The prison sentence of the person may be reduced by earned
20 early release time in accordance with procedures developed and
21 promulgated by the sheriff. The earned early release time shall be
22 for good behavior and good performance in the work release program
23 as determined by the sheriff. The sheriff shall not credit the
24 person with earned early release time in advance of the person

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

4 C. If the person violates any of the conditions of the work
5 release program, custody or employment, the person shall be
6 suspended from further participation in the work release program.
7 The sentencing court may require the person to spend the remainder
8 of the sentence in actual confinement and may revoke any earned
9 early release credits.

10 SECTION 2. This act shall become effective November 1, 2016.

11
12 55-2-8434 GRS 01/14/16
13
14
15
16
17
18
19
20
21
22
23
24