

**BILL SUMMARY**  
1<sup>st</sup> Session of the 56<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB 1483</b>
<b>Version:</b>	<b>SAHB</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Rep. Osborn (L)</b>
<b>Date:</b>	<b>5/4/2017</b>
<b>Impact:</b>	<b>FY-19: possible negative fiscal impact for DOC</b>

**Research Analysis**

The Senate amendments to HB 1483 increases from 3 to 5 business days after the court orders the judgment and sentence by which the county must transmit the judgement and sentence to the Department of Corrections. The measure requires the Department of Corrections to establish a method for issuing receipts certifying that the Department has received the judgment and sentence document. The measure requires the Department of Corrections to notify the county if the judgment and sentence document includes inaccurate information. If a corrected judgment and sentence document is not received by the Department within 5 business days from the date of notification, the Department will not be responsible for the cost of housing the inmate in the county jail until such time that an accurate judgment and sentence documents is received by the Department.

The measure provides that the reimbursement rate is \$27 per day unless the actual daily cost exceeds \$27. If the actual daily cost exceeds \$27, the county must notify the Department no later than September 30. The Department may accept that cost and begin paying the reimbursement rate to the county beginning the next fiscal year. If the Department does not accept the county rate, the State Auditor shall determine the actual daily cost.

Prepared By: Brad Wolgamott

**Fiscal Analysis**

The Senate amendment to HB 1483 is estimated to have a negative fiscal impact for the agency beginning in FY-19. Currently, DOC pays all county jails no more than \$27.00 per day per inmate. Below are the current annual costs from DOC for county jail back up:

Oklahoma Department of Corrections  
**Jail Backup - Fiscal Impact**

	Annual Expense	Invoice Adjustments 3 Day Rule	Trended Fiscal Impact
FY 2009	14,290,128		
FY 2010	19,847,916		
FY 2011	19,548,675		
FY 2012	21,564,020		
FY 2013	23,552,262		
FY 2014	22,022,604		
FY 2015	9,471,114		
** FY 2016	8,281,683	1,035,153	1,552,729.50
*** FY 2017	6,144,876	577,719	990,375.43
	<u>144,723,278</u>	<u>1,612,872</u>	<u>2,543,104.93</u>

\*\* 57 O.S. 2011, Section 37 amended November 1, 2015

\*\*\* Expenditures as of January 2017

This measure increases the 3-day rule to 5 days. The bill allows counties to exceed the stated reimbursement cap under certain circumstances as well. This would have to be approved by DOC. If it is not, the daily rate for a specific county would be up to the State Auditor to decide for the next fiscal year. This could create a negative impact on DOC, but that would depend on how many counties claim to require a rate over the set \$27/day per inmate and the State Auditor's determination.

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**Other Considerations**

None.