

BILL SUMMARY
2nd Session of the 56th Legislature

Bill No.:	SB 649
Version:	CCR2
Request Number:	3467
Author:	Rep. O'Donnell
Date:	3/29/2018
Impact:	DOC savings

Research Analysis

The 2nd CCR to SB 649 provides that a previous conviction for possession of a controlled dangerous substance or the equivalent law for possession of a controlled dangerous substance from any other jurisdiction may not be used to enhance punishment under the second and subsequent offenses statute. The measure also removes petit larceny offenses from being used for enhancement. The measure provides that any person who has a previous felony conviction for a crime listed in Section 571 of Title 57 who commits one of the crimes may be punished by a term of not more than twice the maximum sentence that could have been imposed for a first conviction of the current offense. The listed crimes for which enhancement is available are:

- Uttering a forged prescription;
- Receiving stolen property;
- False personation;
- Unauthorized use of a motor vehicle;
- Grand larceny;
- False declaration to a pawnbroker;
- Forgery in the second degree;
- Receiving or possessing a stolen vehicle; or
- Larceny of merchandise from a retailer.

Prepared By: Brad Wolgamott

Fiscal Analysis

SB 649 will reduce the length of incarceration in DOC custody for numerous inmates with previous convictions for certain crimes. This will reduce incarceration costs for DOC as well as reduce the overall prison population in Oklahoma. Below are the 2017 actual costs of incarceration at each DOC security level.

Security Level	Daily Cost per Inmate	Yearly Cost per Inmate
Maximum	\$94.13	\$34,357.45
Medium	\$45.73	\$16,691.45
Minimum	\$47.15	\$17,209.75
Community	\$47.69	\$17,406.85
Average of All Levels	\$58.70	\$21,425.50

Current Inmate Levels as of the week of 3/26/2018

Security Level	Maximum	Medium	Minimum	Community	In Transit	Outside Total	Total
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Inmates	1,672	13,067	8,679	3,223	0	400	27,131
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The overall fiscal impact will be contingent upon how the measure reduces the overall prison population over time.

Prepared By: Kristina King

Other Considerations

None.