

SENATE FLOOR VERSION
February 20, 2025
AS AMENDED

3 SENATE BILL NO. 85 By: Weaver of the Senate

4 | Page

5 Caldwell (Trey) of the House

[county jails - reimbursement rates - obsolete implementation requirement - effective date]

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

SECTION 1. AMENDATORY 57 O.S. 2021, Section 38, is amended to read as follows:

Section 38. The Department of Corrections shall reimburse any county which is required to retain an inmate pursuant to subsection E F of Section 37 of this title in an amount not to exceed ~~Twenty-seven Dollars (\$27.00)~~ Thirty-two Dollars (\$32.00) per day for each inmate during such period of retention, unless the actual daily cost as determined by the Department of Corrections Daily Rate as defined in this section, exceeds ~~Twenty-seven Dollars (\$27.00)~~ Thirty-two Dollars (\$32.00). If the actual daily cost as determined by the Department of Corrections Daily Rate county exceeds ~~Twenty-seven Dollars (\$27.00)~~ Thirty-two Dollars (\$32.00), the county shall

1 | notify the Department of Corrections of the actual daily cost no
2 | later than September 30. If the county's actual daily cost is
3 | accepted by the Department ~~that, such amount~~ shall be the
4 | reimbursement rate for the county beginning the next fiscal year.
5 | If the Department rejects the county's actual daily cost
6 | application, ~~then~~ the actual daily cost reimbursement shall be
7 | determined by the State Auditor and Inspector and shall be imposed
8 | beginning the next fiscal year. The Department shall distribute the
9 | reimbursement on a monthly basis upon receipt and approval of a
10 | billing statement from the county. The county shall use the
11 | reimbursement to defray expenses of equipping and maintaining the
12 | jail and payment of personnel. ~~The provisions in this act shall be~~
13 | ~~implemented by the Department to allow sufficient time for~~
14 | ~~application to FY-2019.~~ The Department of Corrections shall
15 | reimburse the county for the emergency medical care for physical
16 | injury or illness of the inmate retained under this ~~act~~ section if
17 | the injury or illness is directly related to the incarceration and
18 | the county is required by law to provide such care for inmates in
19 | the jail. The Department shall not pay fees for medical care in
20 | excess of the rates established for Medicaid providers. The state
21 | shall not be liable for medical charges in excess of the Medicaid
22 | scheduled rate. The ~~Director~~ Department may accept any inmate
23 | required to have extended medical care upon application of the
24 | county.

1 SECTION 2. This act shall become effective November 1, 2025.

2 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
3 February 20, 2025 - DO PASS AS AMENDED

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