

Hall of the House of Representatives
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of House Bill No. 1494

"TO REQUIRE THE DEPARTMENT OF CORRECTION TO DETERMINE THE NUMBER OF
STATE INMATES HOUSED IN COUNTY JAILS AND TO REIMBURSE COUNTY JAILS
MONTHLY; TO REMOVE THE AUTHORITY FOR THE DEPARTMENT TO TRANSFER
JAIL REIMBURSEMENT FUNDS."

Amendment No. 1 to House Bill No. 1494.

Amend House Bill No. 1494 as originally introduced:

Page 1, line 12, delete "ON A MONTHLY BASIS"

AND

Page 1, line 33, delete "(a)(1)" and substitute "(a)(1)(A)"

AND

Page 1, delete line 36, and Page 2, delete lines 1 and 2, and substitute the following:

~~"determined by the Board of Correction and Community Punishment. The prevailing rate of the county jail will be considered by the board in determining the rate to be reimbursed. Chief Fiscal Officer of the State, upon approval by the Governor, until the appropriation and funding provided for that purpose is exhausted. The reimbursement rate shall include the county's cost of transporting the inmates to the department.~~

(B)(i) Reimbursement shall begin on the date of sentencing if the judgment and commitment order is received by the Department of Correction not later than fourteen (14) days from the sentencing date.

(ii) If the judgment and commitment order is received by the Department of Correction fifteen (15) or more days after the sentencing date, reimbursement shall begin on the date the Department of Correction receives the judgment and commitment order."

AND

Page 2, line 3, delete "Punishment" and substitute "~~Punishment~~ Correction"

AND



Page 2, line 7, delete "Correction and Community Punishment" and substitute "~~Correction and Community Punishment~~ Corrections"

AND

Page 2, line 20, delete "At the first" and substitute "In the first week"

AND

Page 2, line 21, delete "housed in a county jail" and substitute "received from a county"

AND

Page 2, delete line 28, and substitute the following:

"department for payment from the County Jail Reimbursement Fund.

(4) The sheriff shall maintain documentation for three (3) calendar years to confirm the number of days each inmate was housed in the county jail.

(5) The documentation maintained by the sheriff is subject to review by the Division of Legislative Audit."

AND

Page 2, line 29, delete "Correction and Community Punishment" and substitute "~~Correction and Community Punishment~~ Corrections"

AND

Page 3, delete lines 8 through 22 and substitute the following:

"(B)(i) Other than for unforeseen purposes, transfers shall be limited to the following specific purposes:

~~(i) Payment of county jail reimbursement expenses;~~
~~(ii)(a) Costs to open and operate temporary beds;~~
~~(iii)(b) Payment of debt service;~~
~~(iv)(c) Payment of overtime expenses;~~
~~(v)(d) Unanticipated increases for medical or private prison contracts;~~
~~(vi)(e) Construction, renovation, and equipping of new beds;~~

~~(vii)(f) Deficits in farm or industry programs;~~
~~(viii)(g) Losses not covered by insurance proceeds;~~

and

~~(ix)(h) Costs of personnel for critical services or necessary to carry out the mission of the agency.~~

(ii) However, there shall be no transfers to or from the County Jail Reimbursement Fund."

The Amendment was read _____
By: Representative Mahony
EAN/ VJ - 021420030841
VJF421 _____ Chief Clerk