

## SENATE AMENDMENTS TO A-ENGROSSED SENATE BILL 395

By COMMITTEE ON RULES

June 17

1 On page 1 of the printed A-engrossed bill, line 3, delete “appropriating money;”.

2 On page 2, delete lines 9 through 23 and insert:

3 **“SECTION 3. (1) The Legislative Assembly finds and declares that:**

4 **“(a) In November of 2010, the voters enacted section 3, chapter 1, Oregon Laws 2011,**  
5 **which directed the state to fully reimburse counties for the costs of incarcerating persons**  
6 **sentenced under section 3, chapter 1, Oregon Laws 2011, including the costs of pretrial**  
7 **incarceration.**

8 **“(b) Different counties incur different costs of incarceration and many counties incur**  
9 **different costs for different inmates within the same facility.**

10 **“(c) The Legislative Assembly intends to honor the direction given by the voters while**  
11 **also creating an efficient and effective means by which to do so.**

12 **“(d) Counties and the Department of Corrections have previously agreed that the calcu-**  
13 **lated rate at which the department provides moneys to counties under ORS 423.530 for per-**  
14 **sons sentenced to 12 months or less incarceration is an efficient and effective means by**  
15 **which to reimburse counties for the costs of their incarceration.**

16 **“(2) The department shall reimburse counties for the costs of incarcerating persons**  
17 **sentenced under section 3, chapter 1, Oregon Laws 2011, including the costs of pretrial**  
18 **incarceration.**

19 **“(3) The department shall adopt rules prescribing the manner in which a county may**  
20 **submit a claim for reimbursement under this section. The reimbursement shall be calculated**  
21 **using the rate at which the department provides moneys to counties under ORS 423.530 for**  
22 **persons sentenced to 12 months or less incarceration.**

23 **“(4) Reimbursements made to counties under this section must be made from moneys**  
24 **appropriated to the department for that purpose.**

25 **“SECTION 4. This 2011 Act being necessary for the immediate preservation of the public**  
26 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**  
27 **on its passage.”.**

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