

Criminal Justice Policy in Oklahoma

Ryan Gentzler
rgentzler@okpolicy.org
918 794 3944



OKPOLICY.ORG

Oklahoma Policy Institute

Mysteries of Criminal Justice

**Why is the prison
population so high?**

**Why does justice cost
so much?**



What's the difference?

Misdemeanor

Maximum penalty of
up to one year in jail
(no prison)

Jail

County facilities, less
serious crimes

VS

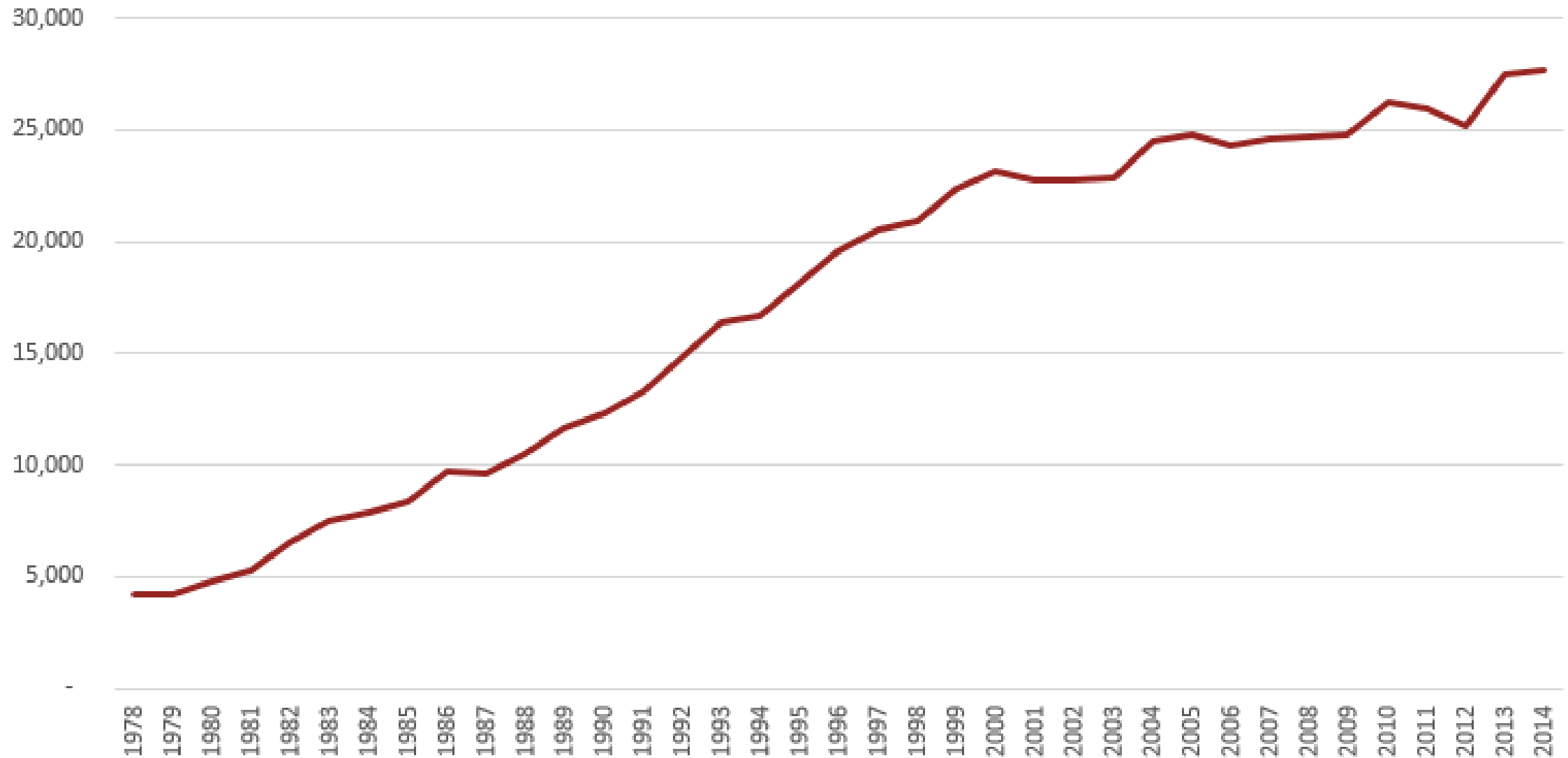
Felony

Punishable by
prison time

Prison

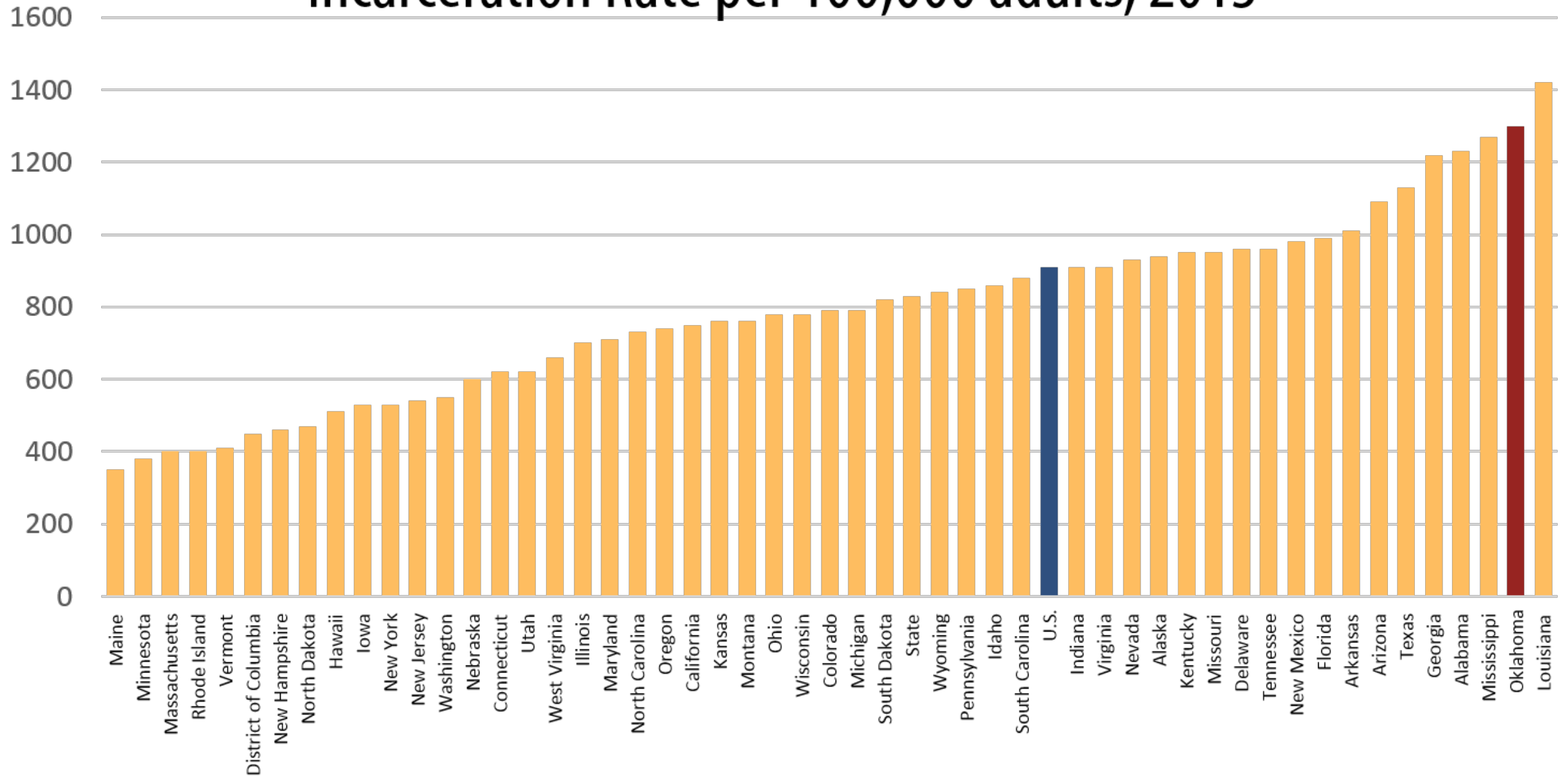
State and federal
facilities, more
serious crimes

Oklahoma's Prison Population Continues to Grow



Source: Bureau of Justice Statistics

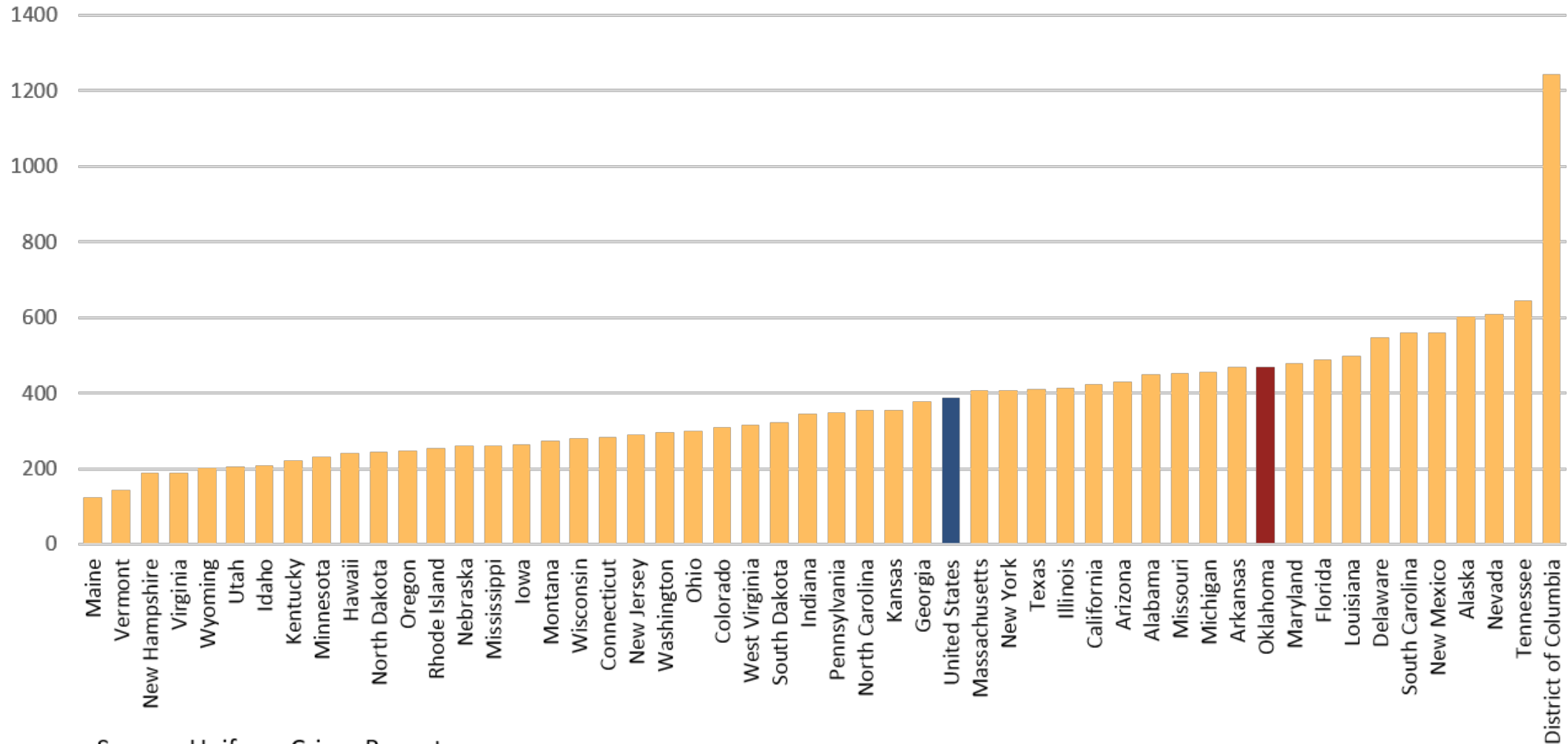
Incarceration Rate per 100,000 adults, 2013



Source: Bureau of Justice Statistics

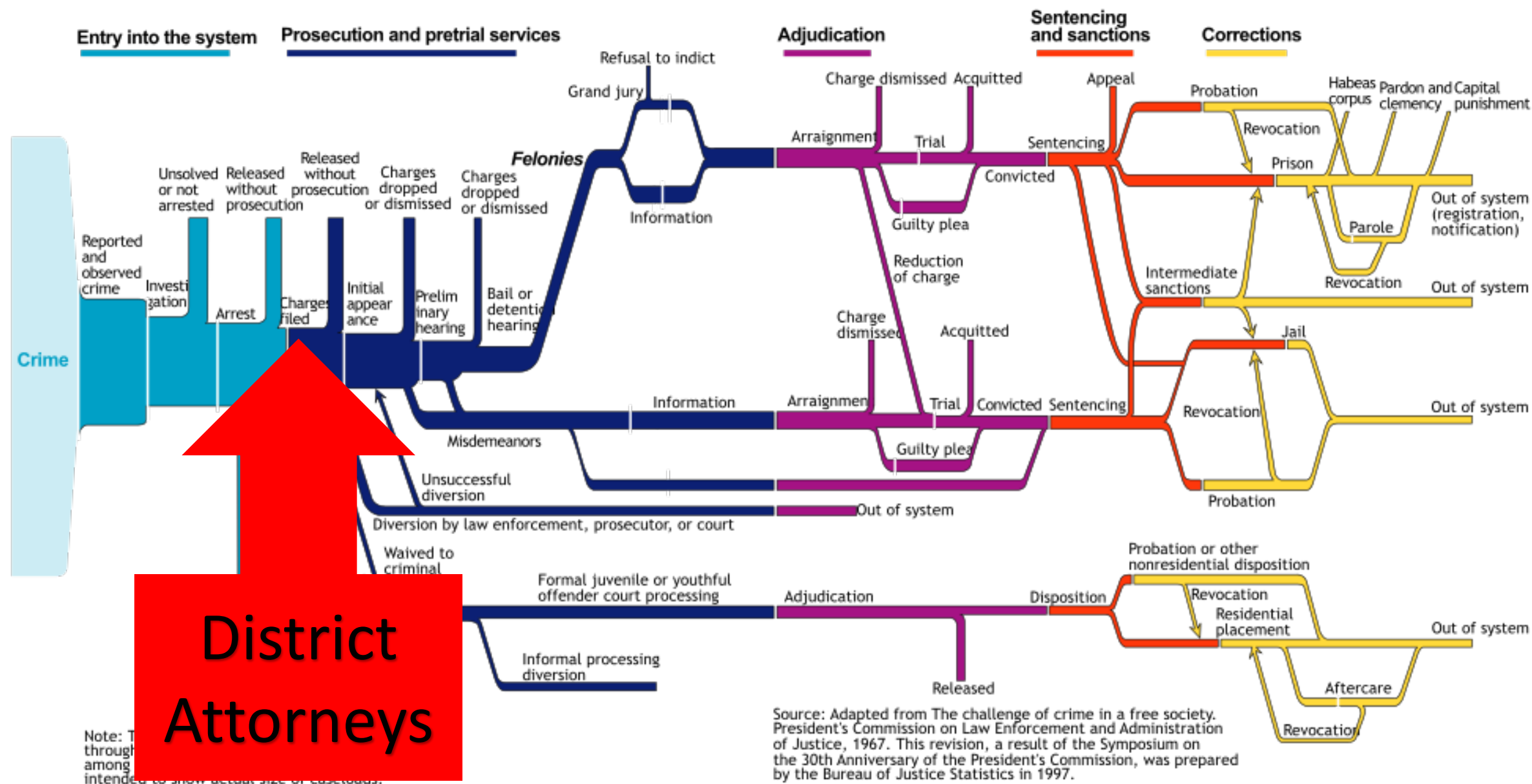
Oklahoma isn't second highest in crime

Violent Crimes per 100,000 Residents, 2012



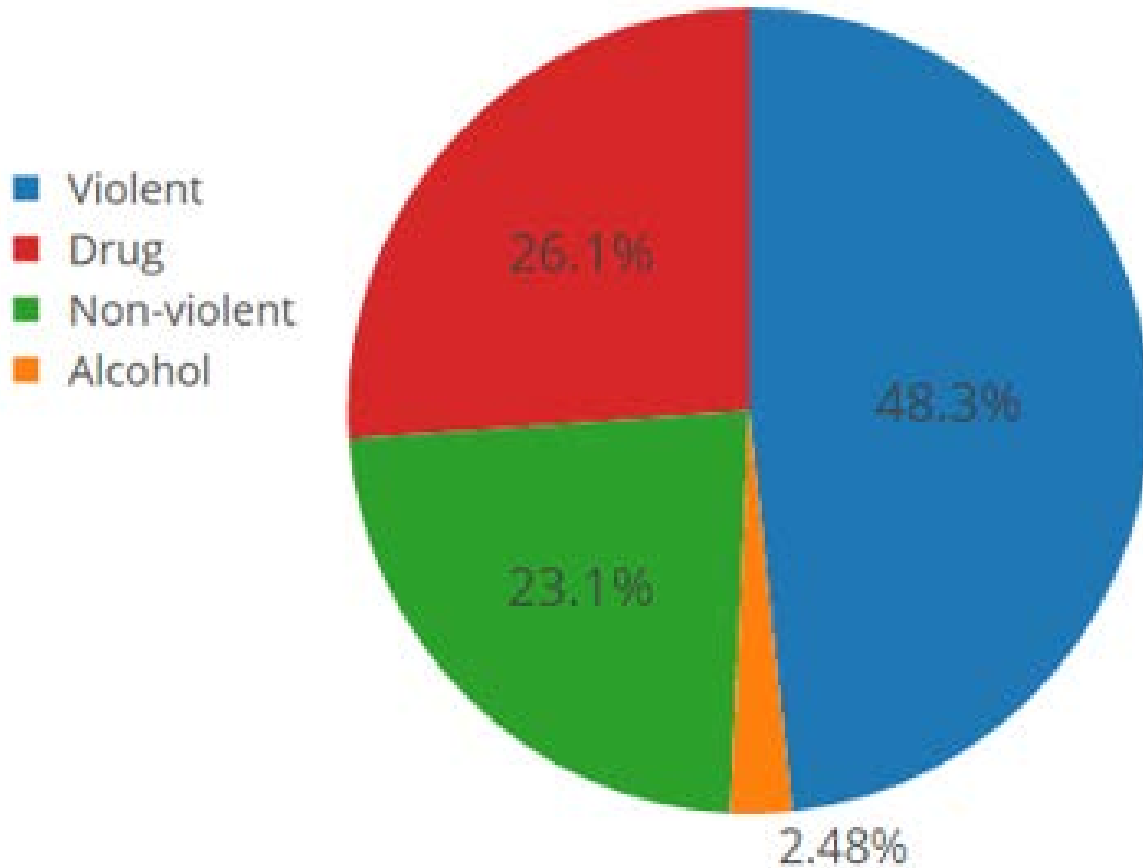
Source: Uniform Crime Report

What is the sequence of events in the criminal justice system?

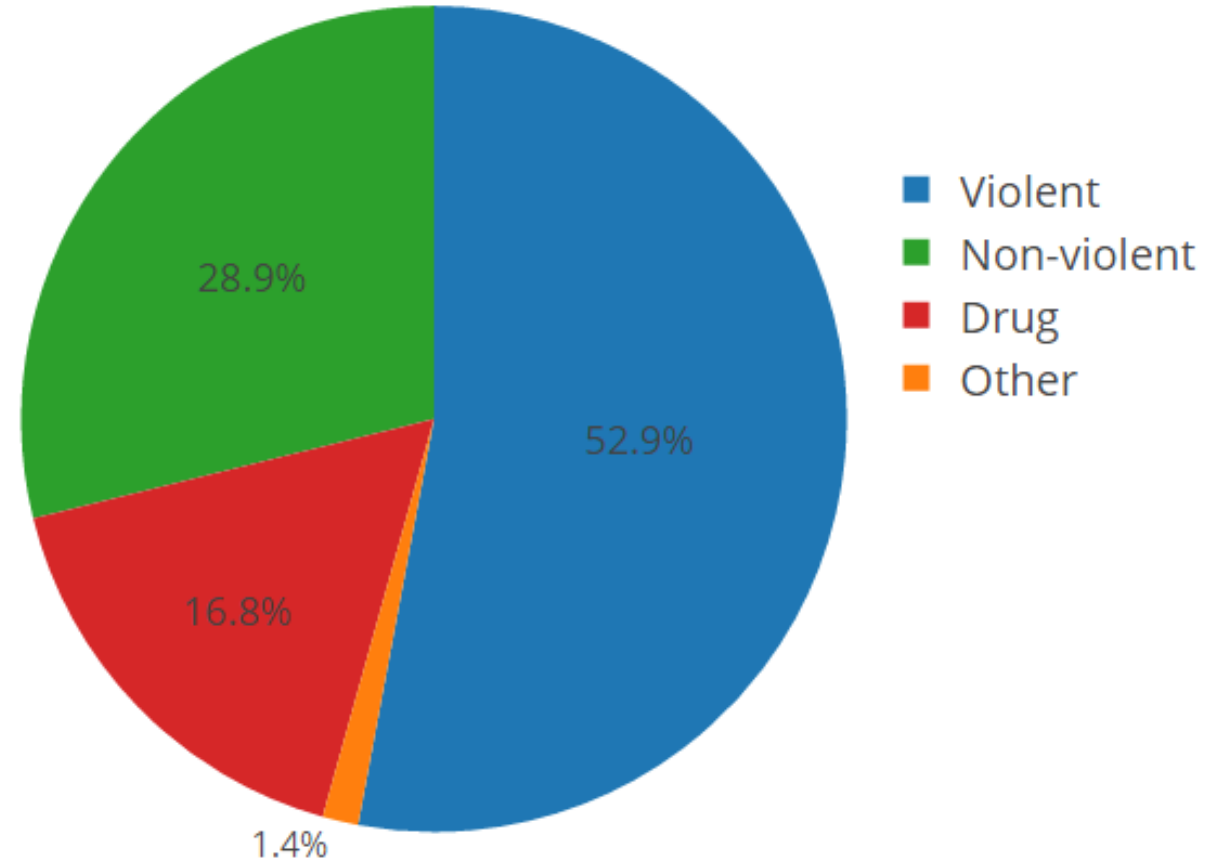




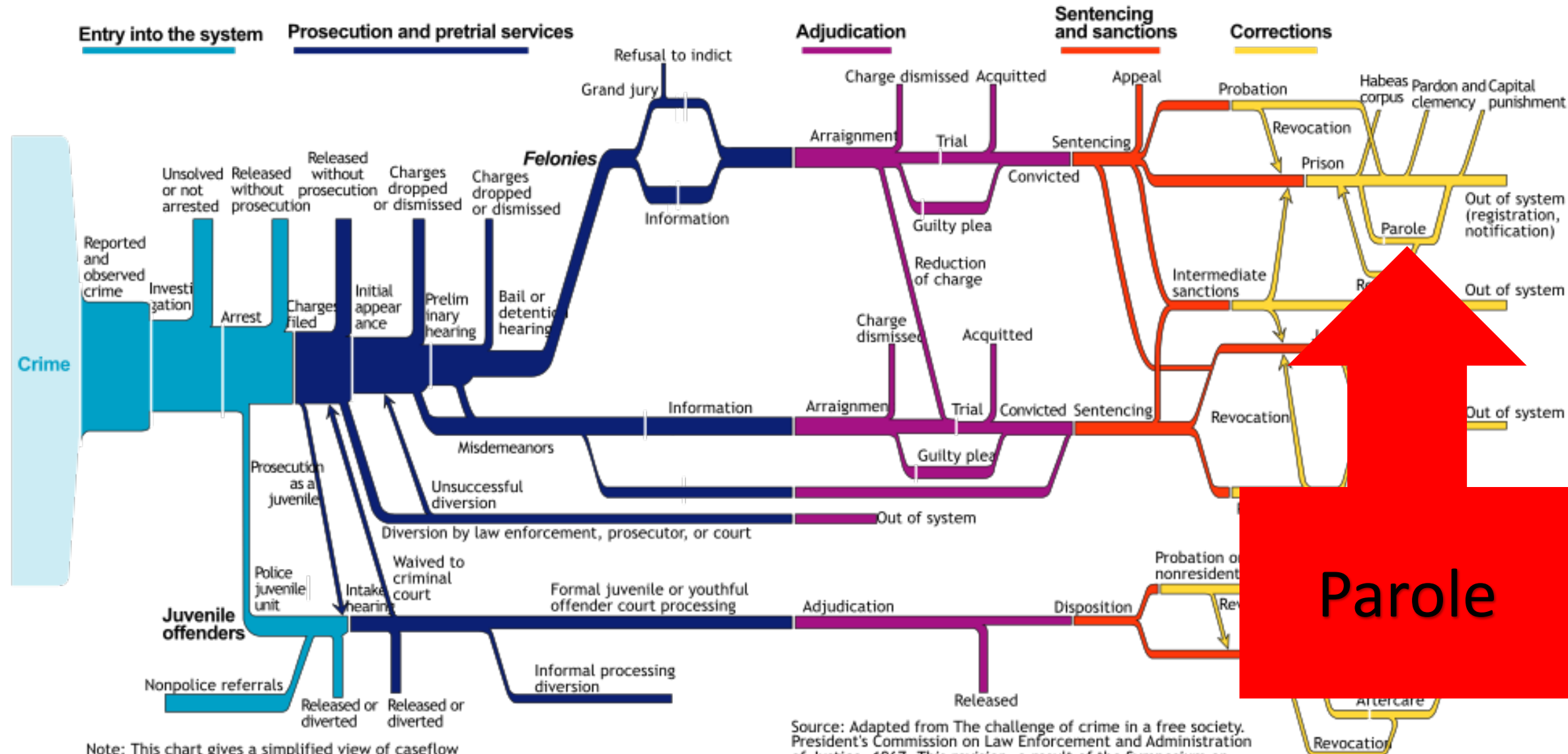
Oklahoma



All State Prisons



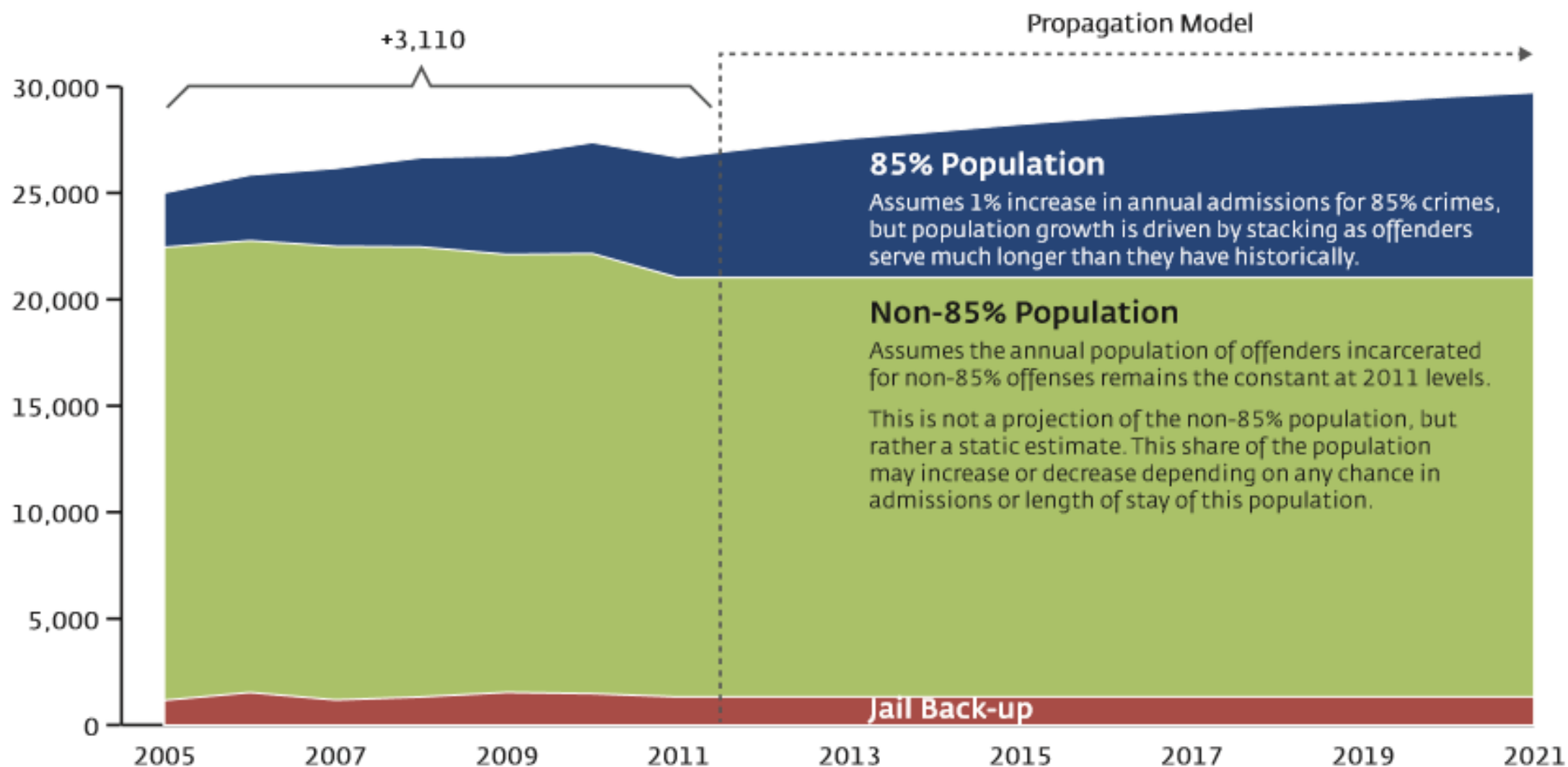
What is the sequence of events in the criminal justice system?



Note: This chart gives a simplified view of caseload through the criminal justice system. Procedures vary among jurisdictions. The weights of the lines are not intended to show actual size of caseloads.

Source: Adapted from The challenge of crime in a free society. President's Commission on Law Enforcement and Administration of Justice, 1967. This revision, a result of the Symposium on the 30th Anniversary of the President's Commission, was prepared by the Bureau of Justice Statistics in 1997.

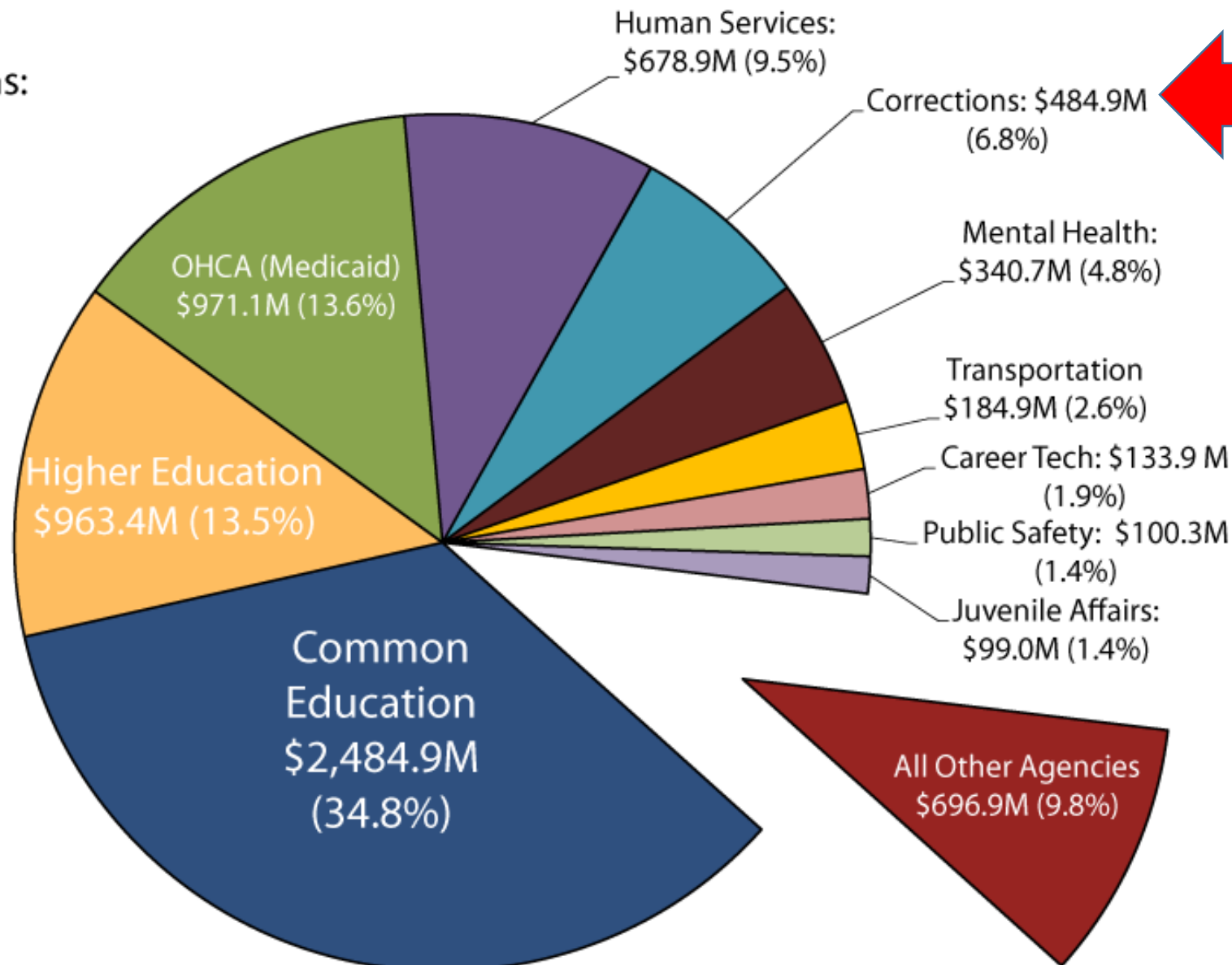
FIGURE 12: ESTIMATE OF GROWTH IN PRISON POPULATION (DRIVEN BY STACKING OF THE 85% OFFENDERS)⁷⁵

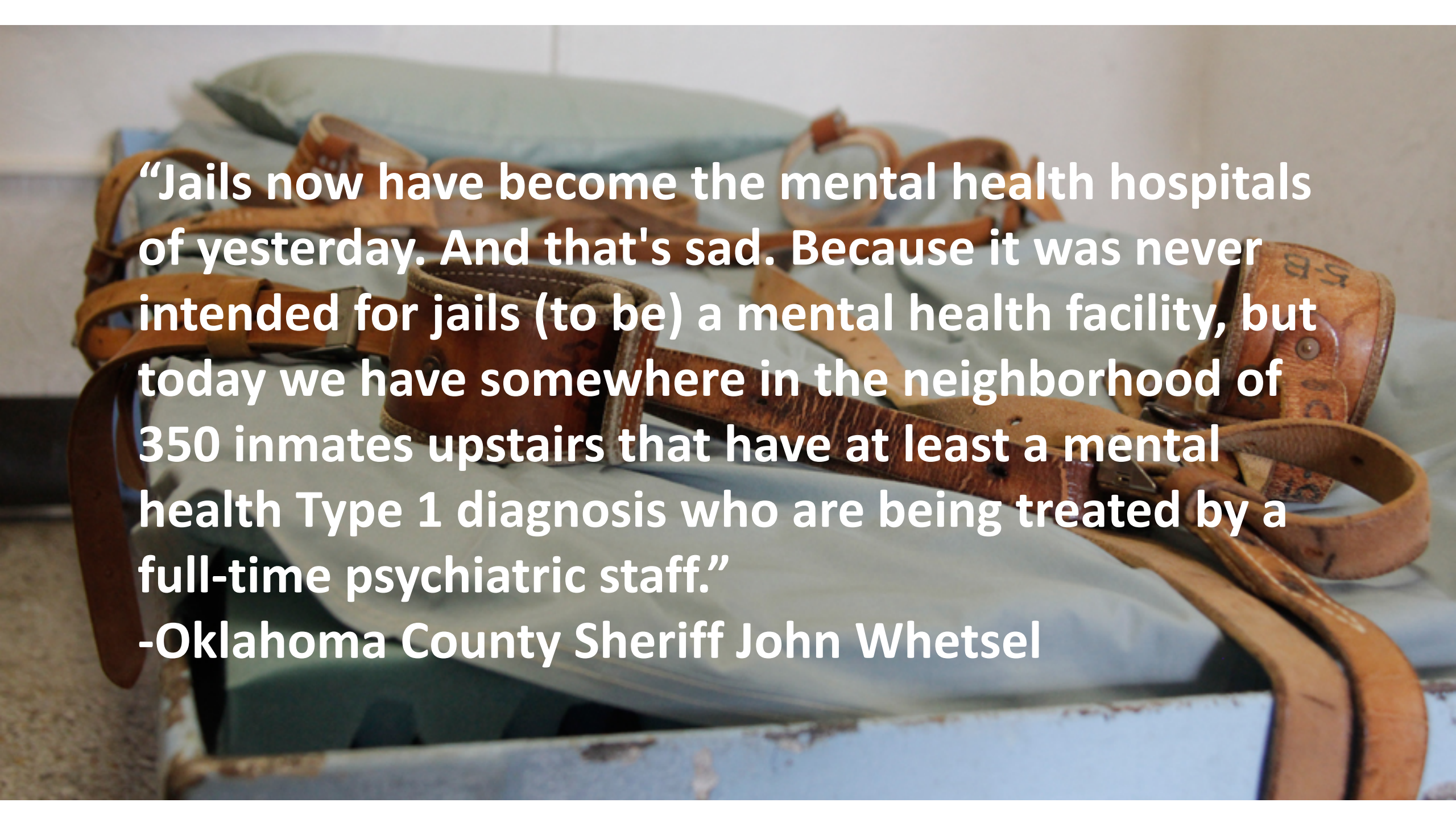


FY 2016 Appropriations to Ten Largest Agencies

Total Appropriations:
\$7,138.9M

Total Ten Largest:
\$6,442.0M (90.2%)





“Jails now have become the mental health hospitals of yesterday. And that's sad. Because it was never intended for jails (to be) a mental health facility, but today we have somewhere in the neighborhood of 350 inmates upstairs that have at least a mental health Type 1 diagnosis who are being treated by a full-time psychiatric staff.”

-Oklahoma County Sheriff John Whetsel

Reform measures passed the Legislature this year.



- Reduce mandatory minimums for drug crimes
- Raise the felony threshold
- Expand prosecutorial discretion
- Expand access to drug courts and other alternatives



- SQ 780: Reduce all drug possession crimes from felonies to misdemeanors
- SQ 781: Invest savings in crime prevention, substance abuse and mental health treatment

Expansion of Legal Financial Obligations



Costs for Speeding 20 mph Over		
	1992	2016
Fine	\$ 30.00	\$ 35.00
Court Costs	\$ 49.00	\$ 88.00
CLEET Penalty Assessment	\$ 4.00	\$ 9.00
Law Library	\$ 3.00	\$ 6.00
Automated Fingerprint Identification System	\$ 3.00	\$ 5.00
Sheriff's Fees	\$ 5.00	\$ 5.00
Clerk's Fees	\$ 13.00	--
Oklahoma Court Information System	--	\$ 25.00
DPS Patrol Vehicle Fund	--	\$ 20.00
DA Council Prosecution Assessment	--	\$ 20.00
Trauma Care Assistance Fund	--	\$ 10.00
Sheriff's Fee for Courthouse Security	--	\$ 10.00
Forensic Science Improvement Assessment	--	\$ 5.00
Court Clerk Administrative Fee on Collections	--	\$ 7.50
Child Abuse Multidisciplinary Account	--	\$ 3.00
Attorney General Victims Services Unit	--	\$ 3.00
Total	\$ 107.00	\$ 251.50

Dozens of agencies rely on criminal fees to operate

District Courts collected \$152 million in fees in 2014

2014 Court Fee Totals	
District Courts	\$74 million
Administrative Office of the Courts	\$18 million
Public Defenders	\$8.9 million
Court Clerk	\$5 million
Department of Health	\$3.7 million
OSBI	\$2.7 million
Department of Mental Health	\$1.1 million
State Wildlife Department	\$118K

TULSA COUNTY COURT COST ADMINISTRATIVE PAYMENT PLAN AGREEMENT



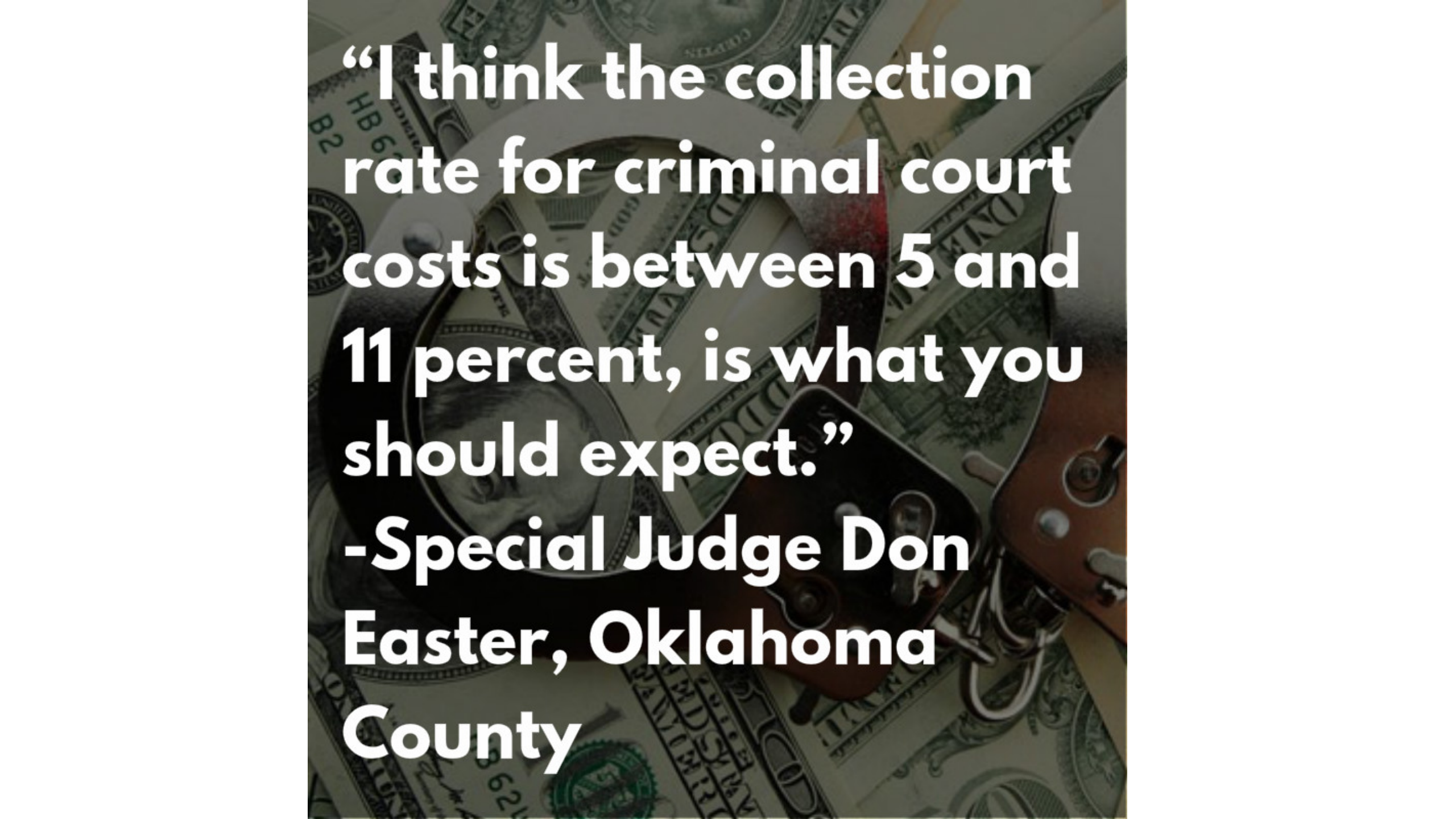
NAME:	
D.O.B:	
ADDRESS:	
EMPLOYER:	UNEMPLOYED
PHONE:	
COURT CLERK: CM	

CASE NO.:	BALANCE:
CF-16-2760	\$ 2,976.50
CM-16-2810	\$ 431.00
TOTAL:	\$ 3,407.50

DISTRICT COURT
FILED
 JUL 08 2016
 SALLY HOWE SMITH COURT CLERK
 STATE OF OKLA. TULSA COUNTY

IS TO BE PAID ON OR BEFORE

\$95.00 IS TO BE PAID ON OR BEFORE 08/05/16 AND A PAYMENT DUE ON THE 5TH
 DAY OF EACH MONTH CONTINUING UNTIL THE CASE(S) IS PAID IN FULL.



**“I think the collection
rate for criminal court
costs is between 5 and
11 percent, is what you
should expect.”**

**-Special Judge Don
Easter, Oklahoma
County**



29 percent of
Tulsa County Jail
bookings were
for failure to pay
in July 2013



Two-tiered justice system

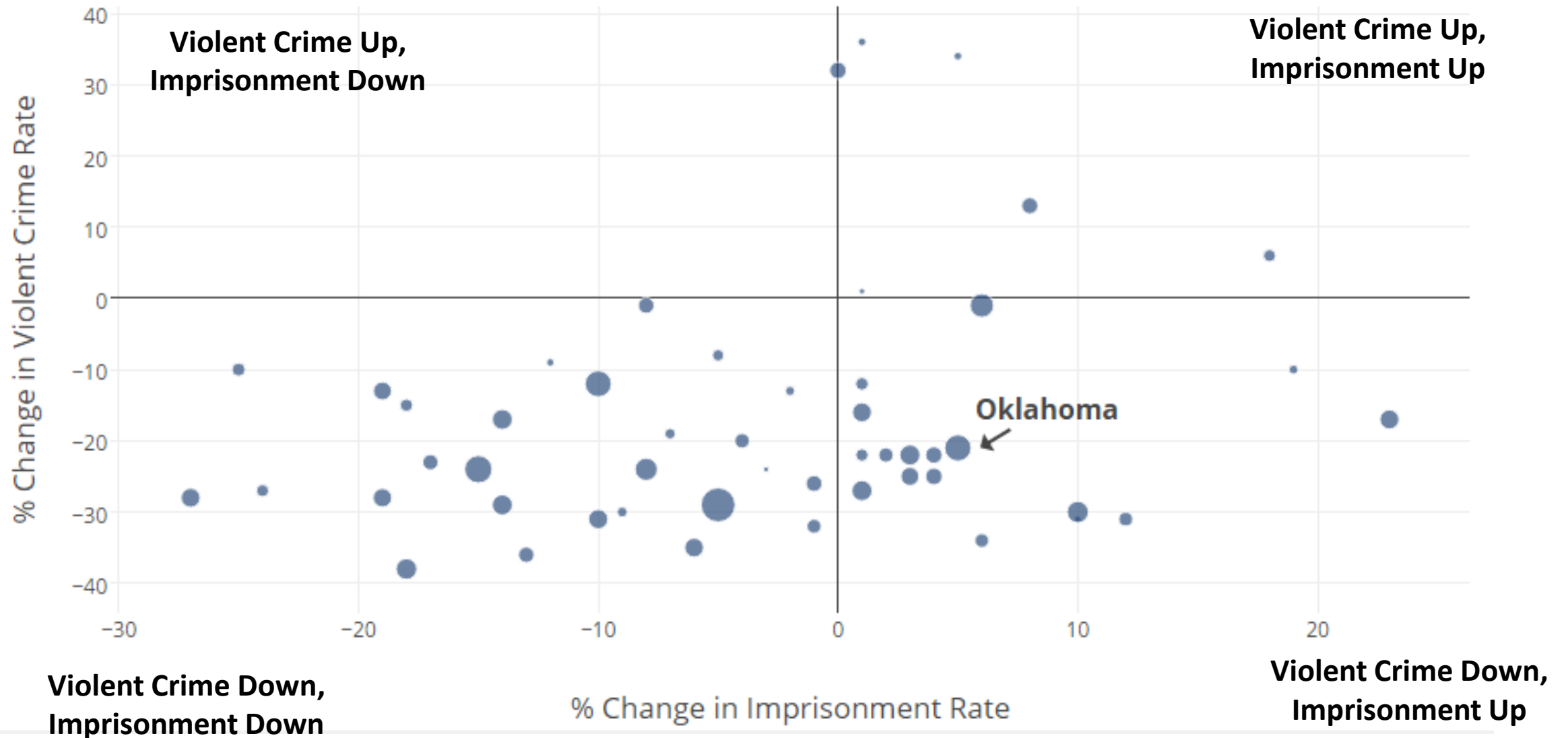
Mysteries Solved! (Sort of)

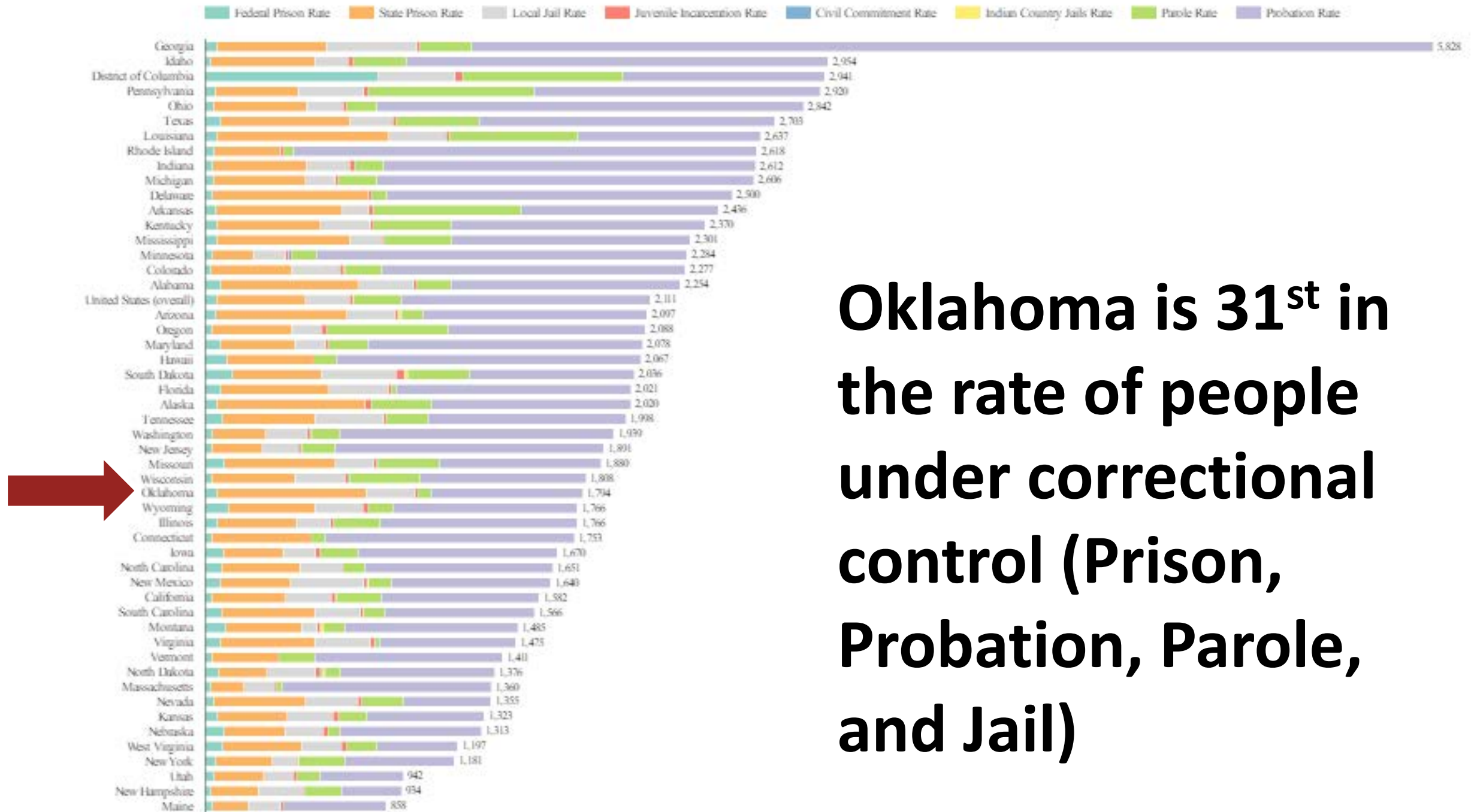
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**Why does justice cost
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Changes in Imprisonment Rate vs. Violent Crime Rate, 2006-2014





Oklahoma is 31st in the rate of people under correctional control (Prison, Probation, Parole, and Jail)

*I got 3
months for
stealing
billions on
Wall Street.*

*I got 3
years for
possession of
a few joints.*

