

RESOLUTION NO. _____

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**A RESOLUTION REPEALING AND REPLACING RESOLUTION 209-2017,
AMENDING CHAPTER 16, ARTICLE II, DIVISION 3, SECTION 16-52 FOR THE
SEDGWICK COUNTY DIVISION OF CORRECTIONS.**

WHEREAS, pursuant to K.S.A. 19-101, Sedgwick County, Kansas ("County") has the authority and responsibility to adopt and establish policies and practices for the efficient and effective operation of Sedgwick County government;

WHEREAS, County has established the Division of Corrections, as a part of Sedgwick County government, for the purpose, among others, of providing and administering residential-based corrections services and programs for convicted offenders;

WHEREAS, the Division of Corrections will assume operational responsibility for the County's work release program for convicted offenders while serving their sentences;

WHEREAS, the cost of correctional services is borne by the community at large, it is important for purposes of offender accountability that individuals receiving these services bear a portion of the cost of these services;

WHEREAS, on the 20th day of December, 2017, the Board of County Commissioners of Sedgwick County enacted Resolution No. 209-2017 establishing a daily fee for inmates placed in a work-release program as authorized by K.S.A. 19-1930(d); and

WHEREAS, it is the desire of the Board of County Commissioners to amend Section 16-52 of the Sedgwick County Code pertaining to the Residential Services Room/Board Formula to change reimbursement from a room and board fee formula to a standard daily fee, and repeal the provisions of Resolution 209-2017, and replace that resolution as follows:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that:

SECTION 1. Section 16-52 of the Sedgwick County Code is hereby amended and shall read as follows:

A. There shall be and hereby is established a fee in the amount not exceeding twenty dollars (\$20.00) per day for participation in the work release program authorized by this resolution, and such fee shall be charged and payable according to the following considerations:

- (1) The Division of Corrections shall be empowered to reduce and/or waive such fees in those instances where the daily payment would result in undue hardship for an inmate.

B. Any Sedgwick County inmate who participates in this work release program shall be charged and required to pay the participation fee by the fee schedule adopted by the Director and such fees shall be used to defray costs of maintaining such inmate.

C. The inmate shall pay the amount charged, by cash, cashier's check or money order to the Sedgwick County Division of Corrections, who shall deposit the entire amount in the county treasury and credit it to the county general fund. A receipt will be provided to the inmate for their payment.

D. If the county is otherwise entitled to receive reimbursement or compensation for the maintenance of an inmate who is required to pay the participation fee, then the amount paid by the inmate shall be deducted from the amount of the other reimbursement or compensation to which the county is entitled.

SECTION 2. Resolution 209-2017 is hereby repealed, and replaced with the instant resolution.

SECTION 3. This Resolution shall be and become effective upon adoption by the Board of County Commissioners and publication in the official county newspaper. Amendments to the current daily fee for inmates placed in the work-release program shall be published in the Sedgwick County Code.

Commissioners present and voting were:

DAVID T. DENNIS	_____
MICHAEL B. O'DONNELL, II	_____
DAVID M. UNRUH	_____
RICHARD RANZAU	_____
JAMES M. HOWELL	_____

Dated this _____th day of _____, **2018**.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS


ATTEST:

KELLY B. ARNOLD, County Clerk

DAVID T. DENNIS, Chairman
Commissioner, Third District

DAVID M. UNRUH
Commissioner, First District

APPROVED AS TO FORM:



KEVIN T. STAMPER
Assistant County Counselor

MICHAEL B. O'DONNELL, II,
Commissioner, Second District

RICHARD RANZAU
Commissioner, Fourth District

JAMES M. HOWELL
Commissioner, Fifth District