

BILL SUMMARY
2nd Session of the 59th Legislature

Bill No.:	SB1172
Version:	CS
Request Number:	3820
Author:	Rep. Wallace
Date:	5/27/2024
Impact:	AOC: Revenue Positive
	DOC: Minimal
	OAG: \$1,640,000

Research Analysis

The CS to SB 1172 creates the crime of organized retail crime and established the elements of the criminal act. Violations are to be punished as follows:

- If the value of the property is less than \$500, the penalty is a misdemeanor punishable by up to 1 year in the county jail, a fine of up to \$500 or both fine and imprisonment;
- If the value of the property is \$500 but less than \$15,000, the penalty is a felony punishable by up to 5 years in prison, a fine of \$1,000 or both fine and imprisonment;
- If the value of the property is \$15,000 or more, the penalty is a felony punishable by up to 8 years in prison, a fine of not more than \$1,000 or both fine and imprisonment.

The measure also allows for the aggregation of the value of thefts which occur during a 1 year period to determine appropriate punishment. The measure allows the Attorney General to employ persons to serve as Oklahoma Organized Retail Crime Task Force officers.

Prepared By: Brad Wolgamott

Fiscal Analysis

This measure modifies crimes and penalties related to organized retail theft. Depending on the offense, punishments range from up to 1 year in the county jail to 8 years in prison, a fine of up to \$1000, or both such fine and imprisonment. Convictions for these crimes have the potential to generate new fines and fees for the Administrative Office of the Courts (AOC), and create new imprisonments within the Department of Corrections at a marginal cost of \$16.60/day per inmate to be absorbed by existing budgetary resources.

SB1172 also directs the Office of the Attorney General (OAG) to employ certain officers to serve as Oklahoma Organized Retail Crime Task Force officers to prevent, respond to, investigate, and prosecute criminal violations related to organized retail crime. Officials with the OAG estimate it would need to add 2 prosecutors, 5 law enforcement agents, and 2 analysts to implement the provisions of SB1173. The total estimated cost for the additional staff and the resources needed to outfit the law enforcement agents is \$1,640,000. The OAG anticipates the full amount to be a recurring annual cost and would seek appropriations to defray these costs.

Prepared By: Robert Flipping IV, House Fiscal Staff

Other Considerations

None.

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