

1. Line 324 through 327:

324 inmate's terms of probation.

325 (11) "State daily incarceration rate" means the average daily incarceration rate $\hat{H} \rightarrow [\leftarrow \hat{H}$,
calculated

326 by the department based on the previous three fiscal years, $\hat{H} \rightarrow [] \leftarrow \hat{H}$ that reflects the following
327 expenses incurred by the department for housing an inmate:

2. Line 346 through 350:

346 **64-13e-103.1** Calculating the state incarceration rate.

347 $\hat{H} \rightarrow$ ~~(1) (a) Before July 1, 2026, the department shall calculate the state daily incarceration~~
~~rate based on the previous four fiscal years.]~~

348 ~~[(b) Beginning July 1, 2026, the department shall calculate the state daily incarceration~~
349 ~~rate based on the previous five fiscal years.]~~

349a ~~(1)~~ $\leftarrow \hat{H}$

350 ~~(2)~~ Before September 15 of each year, the department shall:

3. Line 353 through 354a:

353 ~~[(2)](3)~~ The state daily incarceration rate may not be less than the rate presented to the
354 Executive Appropriations Committee $\hat{H} \rightarrow$ ~~of the Legislature~~ $\leftarrow \hat{H}$ for purposes of setting
354a the