

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 2629

By: Ross

COMMITTEE SUBSTITUTE

An Act relating to children; requiring the Department of Human services to establish and maintain a facility under certain conditions for certain children adjudicated delinquent; specifying certain programs for the facility; specifying certain limitations of the Department relating to the facility; authorizing the Department to use certain preexisting facilities; authorizing the Department to renovate certain facilities; providing for codification; providing an effective date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1407.1 of Title 10, unless there is created a duplication in numbering, reads as follows:

A. If federal and/or state funds are available, the Department shall establish and maintain a residential care and rehabilitative facility to be used exclusively for the custody of children adjudicated delinquent. The facility shall be, primarily, a nonsecure facility having as its primary purpose the rehabilitation of children adjudicated delinquent. The facility shall:

1. Adopt and utilize a sociological model of discipline that emphasizes behavior change and life skills development in a carefully designed normative culture;

2. Establish a vocational-technical education program;

3. Establish academic programs, including but not limited to special education courses, intermediate education courses, pregeneral equivalent diploma (GED) courses, general equivalent diploma (GED) courses, and college preparatory courses;

4. Establish a career development program;
5. Establish intramural and interscholastic sports programs;
6. Establish recreational programs; and
7. Provide health care services.

B. In establishing the facility, the Department shall minimize the institutional atmosphere and prepare the child for reintegration into the community. Provided however, the facility shall be designed and operated as a nonsecure facility used exclusively for children adjudicated delinquent whom the court has specifically found to be unmanageable, ungovernable and antisocial and no other reasonable alternative exists for treatment. The facility shall not rely on locked rooms, fences, or physical restraints. The Department may use an already existing facility or, with proper authorization, may renovate any facility formerly used by the state or federal government.

SECTION 2. This act shall become effective July 1, 1994.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

44-2-9141

KSM