

ENGROSSED HOUSE AMENDMENT
TO
ENGROSSED SENATE BILL NO. 1324

By: Henry, Campbell and
Williams of the Senate

and

Weaver of the House

(state government - Task Force on Crisis Services for
Individuals with Disabilities - codification - effective
date)

AUTHOR: Add the following House Coauthor: Boyd (Laura)

AMENDMENT NO. 1. Strike the stricken title, enacting clause and
entire bill and insert

An Act relating to state government; creating the
Task Force on Crisis Services for Individuals with
Disabilities; stating purpose of task force;
providing for composition; providing for powers and
duties of the task force; providing for convening
of task force, officers, quorum, meetings and
staffing; providing for reimbursement; requiring
compliance with the Oklahoma Open Meeting Act;
providing for report of findings and
recommendations; creating the Task Force to Assess
Services for Persons with Developmental
Disabilities; stating purpose of task force;
providing for membership, organization and travel
reimbursements of the task force; stating duties of

the task force; requiring report; providing for noncodification; providing for codification; and providing an effective date.

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 169.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. 1. There is hereby created to continue until December 31, 1999, the Task Force on Crisis Services for Individuals with Disabilities.

2. The purpose of the task force shall be to assess individual and family needs at the onset of severe disability and to recommend system improvements to address immediate and extended needs of individuals and families in crisis due to the new acquisition of a disability from injury, illness or a progressive medical condition.

B. The task force shall be composed of eighteen (18) members as follows:

1. An individual with an acquired severe disability, to be appointed by the Governor;

2. An individual with an acquired disability, to be appointed by the Director of the Oklahoma Client Assistance Program;

3. Two individuals representing advocacy organizations for persons with severe disability, to be appointed by the Director of the State Department of Rehabilitation Services;

4. The Director of the Office of Handicapped Concerns, or a designee;

5. The Director of the State Department of Rehabilitation Services, or a designee;

6. The Chair of the Advisory Council on Traumatic Spinal Cord and Traumatic Brain Injury, or a designee;

7. The Director of Oklahoma ABLE Tech, or a designee;

8. The Director of the Oklahoma Client Assistance Program, or a designee;

9. A representative from the Adult Protective Services program of the Department of Human Services, to be appointed by the Director of the Department of Human Services;

10. The State Commissioner of Health, or a designee;

11. The Director of the Department of Human Services, or a designee;

12. The Chair of the State Independent Living Council, or a designee;

13. The Director of the Oklahoma Areawide Services Information System (OASIS), or a designee;

14. The Commissioner of Mental Health and Substance Abuse Services, or a designee;

15. The Administrator of the Oklahoma Health Care Authority, or a designee;

16. The Chair of the Oklahoma State Senate Human Resources Committee, or a designee; and

17. The Chair of the Oklahoma House of Representatives Human Services Committee, or a designee.

C. The task force shall have the power and duty to:

1. Identify the immediate and continuing needs of individuals and families following the onset of a severe disability due to injury, illness or progressive medical condition, with particular attention to needs for:

a. medical services,

b. crisis intervention and case management,

c. information,

d. rehabilitation,

- e. housing and home modifications,
- f. assistive technology devices and services,
- g. personal care and home health services,
- h. transportation,
- i. financial assistance,
- j. psychological services, and
- k. advocacy;

2. Assess the adequacy of existing services and resources for meeting the needs of individuals with newly acquired disabilities;

3. Identify service gaps and barriers that increase the severity of a crisis and impede progress toward recovery, adjustment, resumption of life at home and in the community, and achievement of the maximum level of independent functioning; and

4. Recommend action to improve crisis and follow-up services so that individuals who become disabled and their families can, to the greatest extent possible, return to full participation in home, community and economic life.

D. 1. The Director of the Office of Handicapped Concerns shall convene and preside over the first meeting of the task force no later than December 1, 1998. Thereafter, the task force shall meet not less than bimonthly at a location to be determined by the members.

2. The task force shall elect from among its members a chair, vice-chair and secretary. A majority of the members shall constitute a quorum to transact business, but no vacancy shall impair the right of the remaining members to exercise all of the powers of the task force.

3. Staffing for the task force shall be provided by the Office of Handicapped Concerns and the State Department of Rehabilitation Services.

E. Task force members shall receive no compensation for serving on the task force, but shall receive travel reimbursement as follows:

1. Legislative members of the task force shall be reimbursed for their necessary travel expenses incurred in the performance of their duties in accordance with Section 456 of Title 74 of the Oklahoma Statutes;

2. Nonlegislative members of the task force shall be reimbursed by their respective agencies for their necessary travel expenses incurred in the performance of their duties in accordance with the State Travel Reimbursement Act; and

3. Members of the task force who are not otherwise officers or employees of the state shall be reimbursed by the Office of Handicapped Concerns in accordance with the State Travel Reimbursement Act.

F. The proceedings of all meetings of the task force shall comply with the provisions of the Oklahoma Open Meeting Act.

G. The task force shall issue a report of its findings and recommendations to the Legislature and the Governor on or before November 1, 1999.

SECTION 2. A. There is hereby created the Task Force to Assess Services for Persons with Developmental Disabilities. The purpose of the task force is to assess the current program delivery system for persons receiving services who have developmental disabilities in Oklahoma, determine any need for additional services and to recommend to the Developmental Disabilities Services Division (DDSD) of the Department of Human Services any services needed for individuals currently receiving services or persons who are in need of services or who are on waiting lists for such services.

B. The task force shall be composed of nine (9) members as follows:

1. Two members shall be appointed by the Governor;

2. Two members shall be appointed by the President Pro Tempore of the Senate, one of whom shall be a member of the Senate;

3. Two members shall be appointed by the Speaker of the House of Representatives, one of whom shall be a member of the House of Representatives;

4. One member shall be selected by the Director of the Developmental Disabilities Services Division from the Advisory Committee on Developmental Disabilities;

5. One member shall be the Director of the J.D. McCarty Center; and

6. The Chair of the Oklahoma Commission on Children and Youth, or designee.

C. The first meeting of the task force shall be convened no later than thirty (30) days after the effective date of this act by the Director of the Developmental Disabilities Services Division. The task force shall elect a chair and vice-chair from among its members. Staffing shall be provided by staff of the Legislative Services Bureau and staff of the Department of Human Services.

D. Members of the task force shall receive no compensation for serving on the task force, but shall receive travel reimbursement as follows:

1. Legislative members of the task force shall be reimbursed for their necessary travel expenses incurred in the performance of their duties in accordance with Section 456 of Title 74 of the Oklahoma Statutes from the legislative body which they serve;

2. Nonlegislative state agency members of the task force shall be reimbursed by their own agencies; and

3. Nonlegislative members of organizations shall be reimbursed by their appointing authority in accordance with the State Travel Reimbursement Act.

E. A majority of task force members at a meeting shall constitute a quorum to transact official business.

F. The responsibilities and duties of the task force shall include, but are not limited to, the following:

1. Identifying services that are currently available to persons with developmental disabilities in Oklahoma. Information provided should include the types of services available and the number of individuals receiving such services within the three (3) geographical areas established by the Developmental Disabilities Services Division;

2. Identifying the number of individuals who have developmental disabilities and who are not receiving services. Information provided should include those persons who are on the waiting list of the Developmental Disabilities Services Division to receive services;

3. Providing information on the costs and funding of delivering current levels of services to persons with developmental disabilities and anticipated costs and funding for persons not receiving such services; and

4. Assessing the quality and availability of services and making recommendations to develop and improve services, including, but not limited to, the following:

- a. respite care at state resource centers or individual homes providing care to clients,
- b. daily living support skills and training,
- c. employment services,
- d. professional therapies, including, but not limited to, physical therapy, occupational and speech therapy, and group therapy,
- e. nursing services,
- f. dental services,
- g. nutritional and dietary counseling,
- h. transportation services,
- i. training of direct care staff for private providers,

- j. family member training and support services, and
- k. pharmaceutical services.

G. The task force also shall make recommendations as to the viability of providing the aforementioned services at the Northern Oklahoma Resource Center of Enid and the Southern Resource Center and to individuals who have developmental disabilities living throughout the state.

H. The task force shall issue a report concerning its assessments and recommendations to the Governor, the President Pro Tempore of the Senate, and the Speaker of the House of Representatives no later than January 1, 1999.

SECTION 3. NONCODIFICATION The provisions of Section 2 of this act shall not be codified in the Oklahoma Statutes.

SECTION 4. This act shall become effective November 1, 1998."

Passed the House of Representatives the 6th day of April, 1998.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1998.

President of the Senate