

1 STATE OF OKLAHOMA

2 1st Session of the 47th Legislature (1999)

3 CONFERENCE COMMITTEE SUBSTITUTE
4 FOR ENGROSSED

5 HOUSE BILL NO. 1672

6 By: Smith (Dale) and Weaver of
7 the House

8 and

9 Henry of the Senate

10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to children; amending Section 96,
12 Chapter 352, O.S.L. 1995 (10 O.S. Supp. 1998, Section
13 7302-6.4), which relates to security measures
14 authorized for use by Department of Juvenile Justice;
15 authorizing use of surveillance cameras in certain
16 facilities; and providing an effective date.

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

18 SECTION 1. AMENDATORY Section 96, Chapter 352, O.S.L.
19 1995 (10 O.S. Supp. 1998, Section 7302-6.4), is amended to read as
20 follows:

21 Section 7302-6.4 A. Use of physical force in institutions and
22 other facilities operated by or through contract with the Department
23 of Juvenile Justice wherein children are housed shall be permitted
24 only under the following circumstances:

- 25 1. For self-protection;
- 26 2. To separate juveniles who are fighting; or
- 27 3. To restrain juveniles in danger of inflicting harm to
28 themselves or others; or
- 29 4. To restrain juveniles who have escaped or who are in the
30 process of escaping.

31 B. When use of physical force is authorized, the least force
32 necessary under the circumstances shall be employed.

1 C. Staff members of residential and nonresidential programs who
2 are assigned to work with juveniles shall receive written guidelines
3 on the use of physical force, and that, in accordance with staff
4 disciplinary procedures, loss of employment may result if
5 unauthorized use of physical force is proven.

6 D. Use of mechanical restraints in institutions and other
7 facilities operated by or through contract with the Department of
8 Juvenile Justice or the Department of Mental Health and Substance
9 Abuse Services wherein children are housed shall be minimal and
10 shall be prohibited except as specifically provided for in the rules
11 of each of the Departments.

12 E. If funds are available, the Department of Juvenile Justice
13 shall be authorized to purchase and install or approve the purchase
14 and installation of video surveillance cameras in any general
15 purpose or common area of any institution operated by or through
16 contract with the Department which houses juvenile delinquents.

17 SECTION 2. This act shall become effective November 1, 1999.

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