

ENGROSSED HOUSE AMENDMENT

TO

ENGROSSED SENATE BILL NO. 458

By: Riley of the Senate

and

Lamons of the House

( task force - Youthful Offender Act - effective

date -

emergency )

AUTHORS: Add the following House Coauthors: Nance, Ingmire and Wright

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

"An Act relating to youthful offenders; creating the Youthful Offender Task Force of 2005; specifying purpose and duty of the Task Force; providing for membership, travel reimbursement, and organization of the task force; requiring report and compliance with the Oklahoma Open Meeting Act; specifying termination date; providing for noncodification; 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 not to be codified in the Oklahoma Statutes reads as follows:

A. There is hereby created a task force to study the Youthful Offender Act and related juvenile justice issues, its implementation and effectiveness at treatment, placement, supervision and transferring juveniles adjudicated pursuant to the act. The task force shall be called the "Youthful Offender Task Force of 2005".

B. The purpose of the task force is to evaluate the effectiveness of the Youthful Offender Act, study best practices for

similar types of adjudicated juveniles in other states and jurisdictions, the ability and effects of transferring youth to the Department of Corrections, and to make recommendations for changes, modifications or revisions to the act.

C. There shall be thirteen (13) members of the task force to include:

1. The Director of the Office of Juvenile Affairs, or designee;
2. The Director of the Department of Corrections, or designee;
3. The Director of the Department of Mental Health and Substance Abuse Services, or designee;
4. One judge assigned responsibilities for a juvenile docket, to be appointed by the Governor;
5. One district attorney assigned responsibilities for juvenile cases, to be appointed by the Governor;
6. One director of a youth services agency, to be appointed by the Governor;
7. One person assigned responsibilities for a child advocacy organization, to be appointed by the Governor;
8. The executive director of the largest organization in the state with responsibilities to represent state employees, to be appointed by the Governor;
9. Two members of the House of Representatives, one to be a Republican and one to be a Democrat, to be appointed by the Speaker of the House of Representatives;
10. Two members of the Senate, one to be a Republican and one to be a Democrat, to be appointed by the President Pro Tempore of the Senate; and
11. The Director of the Oklahoma Commission on Children and Youth, or designee.

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 in which they serve;

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

3. All other task force members shall be reimbursed by their appointing authority for travel expenses incurred in the performance of their duties on the task force, in accordance with the State Travel Reimbursement Act.

E. A chair and a vice-chair shall be elected from the membership at the initial meeting of the task force. The task force shall have its initial meeting on or before July 15, 2005, to be set by the Director of the Office of Juvenile Affairs; thereafter, the task force shall meet at the call of the chair, or in the absence of the chair at the call of the vice-chair. The task force may establish subcommittees as necessary to carry out its duties and responsibilities.

F. The task force shall prepare a written report at the conclusion of the study with recommendations and findings, if any. The report shall be submitted to the Governor, President Pro Tempore of the Senate, and Speaker of the House of Representatives on or before January 6, 2006.

G. The Office of Juvenile Affairs with the assistance of the Department of Corrections and the Department of Mental Health and Substance Abuse Services shall provide administrative support to the task force as needed. The task force may utilize the statistical analysis and data research services of the Criminal Justice Resource Center, as needed.

H. All meetings of the task force shall comply with the Oklahoma Open Meeting Act.

I. Upon submission of the task force report, all duties and responsibilities shall cease and the task force shall be officially dissolved on or before January 31, 2006.

SECTION 2. This act shall become effective July 1, 2005.

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."

Passed the House of Representatives the 11th day of April, 2005.

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Presiding Officer of the House of  
Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2005.

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Presiding Officer of the Senate