

1 | ENGROSSED HOUSE
2 | BILL NO. 3267

By: Jackson of the House

3 | and

4 | Sparks of the Senate

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6 |
7 | (children - amending 10A, Sections 1-9-103 and 1-9-

8 | 104 - Child Abuse Multidisciplinary Account -

9 | duties of unit -

10 | effective date)

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

14 | SECTION 1. AMENDATORY 10 O.S. 2001, Section 7110.1, as
15 | last amended by Section 88, Chapter 233, O.S.L. 2009, and as
16 | renumbered by Section 295, Chapter 233, O.S.L. 2009 (10A O.S. Supp.
17 | 2009, Section 1-9-103), is amended to read as follows:

18 | Section 1-9-103. A. 1. There is hereby created in the
19 | ~~Department of Human Services~~ Administrative Office of the Courts a
20 | revolving fund to be designated the "Child Abuse Multidisciplinary
21 | Account".

22 | 2. The account shall be a continuing fund, not subject to
23 | fiscal year limitations, and shall consist of all monies received by
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1 the ~~Department~~ Administrative Office of the Courts pursuant to the
2 provisions of this section and Section 1-9-104 of this title.

3 3. All monies accruing to the credit of the fund are hereby
4 appropriated and shall be budgeted and expended by the ~~Department~~
5 Administrative Office of the Courts for the purposes provided in
6 Sections 1-9-102 and 1-9-104 of this title.

7 4. Expenditures from the account shall be made upon warrants
8 issued by the State Treasurer against claims filed as prescribed by
9 law with the Director of State Finance for approval and payment.

10 B. The account shall be administered by the Department for the
11 benefit of children of Oklahoma and made available to eligible:

- 12 1. Coordinated multidisciplinary child abuse teams;
- 13 2. Nonurban child advocacy centers;
- 14 3. Mid-level nonurban child advocacy centers; and
- 15 4. Urban child advocacy centers.

16 C. 1. The Child Abuse Multidisciplinary Account shall consist
17 of:

- 18 a. all monies received by the ~~Department~~ Administrative
19 Office of the Courts pursuant to the provisions of
20 Section 1-9-104 of this title,
- 21 b. interest attributable to investment of money in the
22 Account, and
- 23 c. money received by the ~~Department~~ Administrative Office
24 of the Courts in the form of gifts, grants,

1 reimbursements, or from any other source intended to
2 be used for the purposes specified or collected
3 pursuant to the provisions of this section and Section
4 1-9-102 of this title.

5 2. The monies deposited in the Child Abuse Multidisciplinary
6 Account shall at no time become monies of the state and shall not
7 become part of the general budget of the ~~Department~~ Administrative
8 Office of the Courts or any other state agency. Except as otherwise
9 authorized by this section, no monies from the Account shall be
10 transferred for any purpose to any other state agency or any account
11 of the ~~Department~~ Administrative Office of the Courts or be used for
12 the purpose of contracting with any other state agency or
13 reimbursing any other state agency for any expense.

14 SECTION 2. AMENDATORY 10 O.S. 2001, Section 7110.2, as
15 last amended by Section 89, Chapter 233, O.S.L. 2009, and as
16 renumbered by Section 296, Chapter 233, O.S.L. 2009 (10A O.S. Supp.
17 2009, Section 1-9-104), is amended to read as follows:

18 Section 1-9-104. A. There is hereby created in the
19 Administrative Office of the Courts a Court Services Unit. The unit
20 shall be responsible for the administration of programs that provide
21 one or more services to the courts, or maintenance to the courts, or
22 cost savings to the courts. Each program in the unit shall be
23 identified separately for their services, maintenance, or cost
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1 savings. Funding specifically designated for the administration of
2 particular programs shall not be used for any other purpose.

3 B. The ~~Department of Human Services~~ Administrative Office of
4 the Courts shall allocate monies available in the Child Abuse
5 Multidisciplinary Account (CAMA) to a statewide, nationally
6 recognized state chapter of child advocacy centers which shall
7 distribute the monies to:

8 1. One functioning freestanding multidisciplinary child abuse
9 team per county, as provided in Section 1-9-102 of this title;

10 2. One hospital team pursuant to subsection E of Section 1-9-
11 102 of this title; and

12 3. One child advocacy center, accredited by the National
13 Children's Alliance, per district attorney's district. A child
14 advocacy center shall:

15 a. be eligible for Child Abuse Multidisciplinary Account
16 (CAMA) funding upon accreditation by the National
17 Children's Alliance,

18 b. secure a third-year interim review to determine
19 whether the child advocacy center continues to meet
20 the National Children's Alliance standards in effect
21 at the time of its last accreditation. If a child
22 advocacy center fails the third-year review, the
23 center shall remain eligible for CAMA funding, but
24 shall have another review conducted in the fourth

1 year. If the child advocacy center fails the fourth-
2 year review, the center shall be ineligible to receive
3 CAMA funding until such time as the center receives
4 reaccreditation from the National Children's Alliance,
5 and

6 c. remain the center for the district attorney's district
7 as long as the center is accredited and eligibility is
8 maintained pursuant to the provisions of Section 1-9-
9 102 of this title. If a center does not remain
10 eligible pursuant to the provisions of Section 1-9-102
11 of this title, endorsement by the district attorney as
12 the child advocacy center for the district may be
13 sought by any entity beginning with the calendar year
14 after the center is determined to be ineligible. The
15 two centers in district number (4) and district number
16 (13) that were accredited as of the effective date of
17 this act shall continue to receive funding at the
18 nonurban level. Should one of the exempted centers
19 close or no longer meet the criteria for a child
20 advocacy center pursuant to the provisions of Section
21 1-9-102 of this title, the center shall not be allowed
22 to reopen in that district or to receive CAMA funds.
23 The remaining center shall become the sole child
24 advocacy center for the district attorney's district.

1 B. Funding distribution pursuant to the provisions of this
2 section shall be determined:

3 1. By multiplying the number of applicants in each category by
4 the corresponding weight as follows:

- 5 a. freestanding multidisciplinary child abuse team - 1,
- 6 b. hospital team - 1,
- 7 c. nonurban centers - 4,
- 8 d. mid-level nonurban centers - 6, and
- 9 e. urban centers - 24;

10 2. Adding together the weighted results for all categories;

11 3. Dividing the weighted result for each category by the sum of
12 the weighted results for all categories; and

13 4. Equally distributing funding to each applicant in the
14 corresponding category based on the amounts obtained by multiplying
15 the total available funding by the calculated percentages.

16 C. ~~1-~~ Pursuant to the provisions of Section 1-9-103 of this
17 title, by January 31, 2003, and by January 31 of each year
18 thereafter, the Department shall disburse monies from the Child
19 Abuse Multidisciplinary Account to eligible multidisciplinary child
20 abuse teams and to eligible child advocacy centers. A child
21 advocacy center shall be in compliance with the provisions of
22 Section 1-9-102 of this title to be eligible for Child Abuse
23 Multidisciplinary Account funding. The disbursement shall be a

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1 single, annual disbursement, for the collection period of the
2 preceding year beginning October 1 through September 30.

3 ~~2. The Department, the Child Abuse Training and Coordinating
4 Council and the Children's Advocacy Centers of Oklahoma, Inc., shall
5 meet annually, after September 30, 2002 review the amount of CAMA
6 funds to be disbursed.~~

7 D. ~~A team or center may carry over funding for a period of one
8 (1) year after allocation, such one year period to begin in January
9 and end in December of the same year; provided, however, funds not
10 used within twenty four (24) months of the original allocation will
11 be deducted from the contract amount for the next contract year. If
12 a team or center is ineligible for funding in an upcoming year,
13 unused funds from the current or previous years shall be returned to
14 the CAMA account for use in subsequent years.~~

15 ~~E. The Department of Human Services~~ Administrative Office of
16 the Courts is hereby authorized to receive one half of one percent
17 (0.5%) in administrative costs from the CAMA account.

18 SECTION 3. This act shall become effective November 1, 2010.
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1 Passed the House of Representatives the 4th day of March, 2010.

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4 Presiding Officer of the House of
Representatives

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6 Passed the Senate the ____ day of _____, 2010.

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9 Presiding Officer of the Senate