

THE HOUSE OF REPRESENTATIVES
Wednesday, February 24, 2010

Committee Substitute for
House Bill No. 3267

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 3267 - By: JACKSON of the House and SPARKS of the Senate.

An Act relating to children; amending 10 O.S. 2001, Section 7110.1, as last amended by Section 88, Chapter 233, O.S.L. 2009, and as renumbered by Section 295, Chapter 233, O.S.L. 2009 (10A O.S. Supp. 2009, Section 1-9-103), which relates to the Child Abuse Multidisciplinary Fund, creating fund in Administrative Office of the Court; amending 10 O.S. 2001, Section 7110.2, as last amended by Section 89, Chapter 233, O.S.L. 2009, and as renumbered by Section 296, Chapter 233, O.S.L. 2009 (10A O.S. Supp. 2009, Section 1-9-104), which relates to the allocation of monies in the Child Abuse Multidisciplinary Account; establishing the Court Services Unit; providing for duties of unit; specifying programs unit shall administer; providing for the allocation of certain monies to certain child advocacy centers; authorizing receipt of certain funds for administrative costs; and providing an effective date.

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

- 1 SECTION 1. AMENDATORY 10 O.S. 2001, Section 7110.1, as last amended by
2 Section 88, Chapter 233, O.S.L. 2009, and as renumbered by Section 295, Chapter 233,
3 O.S.L. 2009 (10A O.S. Supp. 2009, Section 1-9-103), is amended to read as follows:
4 Section 1-9-103. A. 1. There is hereby created in the ~~Department of Human~~
5 ~~Services~~ Administrative Office of the Courts a revolving fund to be designated the “Child
6 Abuse Multidisciplinary Account”.

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

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

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

10 B. The account shall be administered by the Department for the benefit of children
11 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 of:

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

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

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

4 3. One child advocacy center, accredited by the National Children’s Alliance, per
5 district attorney’s district. A child advocacy center shall:

6 a. be eligible for Child Abuse Multidisciplinary Account (CAMA) funding
7 upon accreditation by the National Children’s Alliance,

8 b. secure a third-year interim review to determine whether the child
9 advocacy center continues to meet the National Children’s Alliance
10 standards in effect at the time of its last accreditation. If a child
11 advocacy center fails the third-year review, the center shall remain
12 eligible for CAMA funding, but shall have another review conducted in
13 the fourth year. If the child advocacy center fails the fourth-year
14 review, the center shall be ineligible to receive CAMA funding until
15 such time as the center receives reaccreditation from the National
16 Children’s Alliance, and

17 c. remain the center for the district attorney’s district as long as the
18 center is accredited and eligibility is maintained pursuant to the
19 provisions of Section 1-9-102 of this title. If a center does not remain
20 eligible pursuant to the provisions of Section 1-9-102 of this title,
21 endorsement by the district attorney as the child advocacy center for
22 the district may be sought by any entity beginning with the calendar

1 year after the center is determined to be ineligible. The two centers in
2 district number (4) and district number (13) that were accredited as of
3 the effective date of this act shall continue to receive funding at the
4 nonurban level. Should one of the exempted centers close or no longer
5 meet the criteria for a child advocacy center pursuant to the provisions
6 of Section 1-9-102 of this title, the center shall not be allowed to reopen
7 in that district or to receive CAMA funds. The remaining center shall
8 become the sole child advocacy center for the district attorney's
9 district.

10 B. Funding distribution pursuant to the provisions of this section shall be
11 determined:

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

- 14 a. freestanding multidisciplinary child abuse team - 1,
- 15 b. hospital team - 1,
- 16 c. nonurban centers – 4,
- 17 d. mid-level nonurban centers – 6, and
- 18 e. urban centers – 24;

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

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

1 4. Equally distributing funding to each applicant in the corresponding category
2 based on the amounts obtained by multiplying the total available funding by the
3 calculated percentages.

4 C. ~~1.~~ Pursuant to the provisions of Section 1-9-103 of this title, by January 31,
5 2003, and by January 31 of each year thereafter, the Department shall disburse monies
6 from the Child Abuse Multidisciplinary Account to eligible multidisciplinary child abuse
7 teams and to eligible child advocacy centers. A child advocacy center shall be in
8 compliance with the provisions of Section 1-9-102 of this title to be eligible for Child
9 Abuse Multidisciplinary Account funding. The disbursement shall be a single, annual
10 disbursement, for the collection period of the preceding year beginning October 1 through
11 September 30.

12 ~~2. The Department, the Child Abuse Training and Coordinating Council and the~~
13 ~~Children's Advocacy Centers of Oklahoma, Inc., shall meet annually, after September 30,~~
14 ~~2002~~2010 ~~review the amount of CAMA funds to be disbursed.~~

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

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

4 SECTION 3. This act shall become effective November 1, 2010.

5 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 02-23-10 - DO PASS,
6 As Amended and Coauthored.