

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 435

By: Eason McIntyre

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6 AS INTRODUCED

7 An Act relating to children; amending 10 O.S. 2001,
8 Sections 7302-7.3, as last amended by Section 10,
9 Chapter 421, O.S.L. 2004 and 7302-7.4, as last amended
10 by Section 3, Chapter 266, O.S.L. 2007 (10 O.S. Supp.
11 2008, Sections 7302-7.3 and 7302-7.4), which relate to
12 the Delinquency and Youth Gang Intervention and
13 Prevention Act; permitting the Office of Juvenile
14 Affairs to enter into certain agreements; modifying
15 language; deleting language permitting certain grants;
16 deleting language authorizing the Office to issue
17 certain grants; directing the Office to award certain
18 contracts; deleting language specifying certain joint
19 proposal; and providing an effective date.

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

21 SECTION 1. AMENDATORY 10 O.S. 2001, Section 7302-7.3, as
22 last amended by Section 10, Chapter 421, O.S.L. 2004 (10 O.S. Supp.
23 2008, Section 7302-7.3), is amended to read as follows:

24 Section 7302-7.3 A. From funds appropriated for the Delinquency
and Youth Gang Intervention and Prevention Act or otherwise available
for that purpose, the Office of Juvenile Affairs through its
Department of Juvenile Justice shall:

1 1. Issue requests for proposals or enter into agreements
2 pursuant to the Interlocal Cooperation Act and contract ~~with eligible~~
3 ~~entities~~ for delinquency and gang intervention and prevention
4 programs for children and their family members who live in at-risk
5 neighborhoods and communities, as defined by Section 7302-7.2 of this
6 title;

7 2. Provide information and technical assistance to individuals
8 and entities receiving ~~grants or~~ contracts pursuant to the
9 Delinquency and Youth Gang Intervention and Prevention Act, schools,
10 neighborhood and community organizations, and agencies within the
11 children and youth service system, as that term is defined by the
12 Serious and Habitual Juvenile Offender Act, for the purpose of
13 assisting such agencies in making application for federal, state and
14 private grants for delinquency and gang intervention and prevention
15 programs; and

16 3. Coordinate efforts among the Office of Juvenile Affairs,
17 Department of Human Services, State Department of Education, State
18 Department of Health, Department of Mental Health and Substance Abuse
19 Services, ~~State~~ Oklahoma Arts Council, Oklahoma Commission on
20 Children and Youth, the Oklahoma Health Care Authority, 4-H Clubs,
21 Oklahoma Cooperative Extension Service and other organizations
22 identified by the Department of Juvenile Justice that provide
23 services to children and youth on the creation of an out-of-school
24 resource center subject to the availability of funds.

1 B. The Department of Juvenile Justice, with the assistance of
2 and information provided by the Oklahoma Commission on Children and
3 Youth and the Oklahoma State Bureau of Investigation, shall establish
4 criteria and procedures for:

5 1. Identifying at-risk neighborhoods and communities, as defined
6 by Section 7302-7.2 of this title, for the purposes of determining
7 eligibility for any grants for at-risk areas available pursuant to
8 the Delinquency and Youth Gang Intervention and Prevention Act; and

9 2. Determining eligibility of individuals and other
10 organizations seeking other grants pursuant to the Delinquency and
11 Youth Gang Intervention and Prevention Act.

12 The Oklahoma Commission on Children and Youth and the Oklahoma
13 State Bureau of Investigation shall provide the Department of
14 Juvenile Justice with information and assistance, as requested by the
15 Department, for the purpose of establishing the criteria required by
16 this section.

17 SECTION 2. AMENDATORY 10 O.S. 2001, Section 7302-7.4, as
18 last amended by Section 3, Chapter 266, O.S.L. 2007 (10 O.S. Supp.
19 2008, Section 7302-7.4), is amended to read as follows:

20 Section 7302-7.4 A. The Office of Juvenile Affairs shall
21 establish procedures and criteria for selecting and implementing
22 program models and ~~issuing and submitting grant proposals~~ awarding
23 contracts. The Board of Juvenile Affairs shall promulgate rules as
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1 necessary for the implementation of the Delinquency and Youth Gang
2 Intervention and Prevention Act.

3 B. In order to be eligible for a ~~grant or~~ contract in an at-risk
4 neighborhood or community, as defined by Section 7302-7.2 of this
5 title, pursuant to the Delinquency and Youth Gang Intervention and
6 Prevention Act the proposal shall, at minimum:

7 1. Be a ~~joint proposal~~ made by an individual or organization, a
8 neighborhood or community organization, a municipality or county or a
9 municipal or county agency from the at-risk neighborhood or community,
10 ~~and one or more agencies or organizations within the children and~~
11 ~~youth service system.~~ If a school or local law enforcement agency is
12 not a ~~joint~~ participant in the ~~proposal~~ contract, the ~~proposal~~
13 contract shall document and describe the active participation in and
14 support of either the local school or local law enforcement agency in
15 the program and activities for which the ~~proposal~~ contract is
16 submitted;

17 2. Be a program or activity for children at highest risk of
18 involvement in gangs or delinquent behaviors, as defined by Section
19 7302-7.2 of this title, and their family members;

20 3. Describe the respective roles and responsibilities for the
21 administration and operation of the program and activities, including
22 but not limited to the designation of the entity responsible for the
23 receipt and expenditure of any funds awarded pursuant to the
24 Delinquency and Youth Gang Intervention and Prevention Act;

1 4. Specifically identify the at-risk neighborhood or community
2 where the programs and activities will be implemented and provide
3 either statistical information concerning the at-risk area or a
4 letter of support from a local school or local law enforcement
5 agency;

6 5. Describe how the program will coordinate and cooperate with
7 programs and services administered by the Department of Juvenile
8 Justice, the Department of Human Services, the State Department of
9 Education, and other state or local agencies, such as law enforcement,
10 courts and other agencies within the juvenile, children and youth
11 service system; and

12 6. Provide the program and activities on-site in a school,
13 community center, or other similar location within the identified at-
14 risk neighborhood or community.

15 C. In order to be eligible for training or continuing education
16 ~~grants~~ contracts or any other ~~contract~~ contracts pursuant to the
17 Delinquency and Youth Gang Intervention and Prevention Act, the
18 ~~proposal~~ contract shall, at a minimum:

19 1. Describe the respective roles and responsibilities for the
20 administration and operation of the training or activity, including
21 but not limited to, the designation of the entity responsible for the
22 receipt and expenditure of any funds awarded pursuant to the
23 Delinquency and Youth Gang Intervention and Prevention Act; and
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1 2. Describe how the training or activity will coordinate and
2 cooperate with existing programs and services administered by the
3 Department of Juvenile Justice, the Department of Human Services, the
4 State Department of Education, and other state or local agencies,
5 such as law enforcement, courts and other agencies within the
6 juvenile, children and youth service system.

7 D. Each entity receiving a ~~grant or~~ contract pursuant to the
8 Delinquency and Youth Gang Intervention and Prevention Act shall work
9 with local community leaders, neighborhood associations, direct
10 service providers, local school officials, law enforcement and other
11 stakeholders to create a local youth and gang violence coordinating
12 council to help facilitate the implementation of the program. The
13 entity shall also submit an annual evaluation report to the
14 Department of Juvenile Justice, by a date subsequent to the end of
15 the contract period as established by the Department, documenting the
16 extent to which the program objectives were met and any other
17 information required by the Department.

18 SECTION 3. This act shall become effective November 1, 2009.

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