

BILL SUMMARY
2nd Session of the 52nd Legislature

Bill No.:	HB 1741
Version:	Conference Committee Sub.
Author:	Representative Peters
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Bill Summary

Research Analyst: Marcia Goff

The CCS for HB 1741 authorizes each district court to establish a family drug court for the purpose of treating children adjudicated deprived and their families in cases where the parent has a substance abuse disorder. The measure also modifies various judicial and procedural requirements regarding children alleged to be deprived.

Fiscal Summary

Fiscal Analyst: John McPhetridge

HB 1741 in its current form, is new language authorizing district courts to establish family drug courts, requiring the Oklahoma Department of Mental Health and Substance Abuse Services (ODMHSAS) to assist in the development of family drug courts, and provides for procedural guidelines, fees, and costs. This legislation also authorizes each county treasurer to create a Family Drug Court Revolving Fund, and ODMHSAS may contract for family drug court treatment services if funds are available

The measure also amends language related to programs administered by the Department of Human Services (DHS), such as child abuse or neglect reports, medical care of children in protective custody, notice publications and procedures for certain parental rights hearings, foster child relocation notice, trial reunification periods, DHS confidentiality standards, venue selection for certain Juvenile Code proceedings, powers and duties of juvenile court referees, county juvenile bureaus, child custody arrangements for incarcerated single custodial parents and teleconferencing.

Fiscal Analysis

HB 1741 in its current form, will authorize the creation of family drug courts in each district court wishing to establish such a court. ODMHSAS will be required to assist in establishing these courts and it is current practice for ODMHSAS to provide training and coordination with treatment providers. ODMHSAS does not anticipate additional costs related to this provision. HB 1741 also provides for the collection of fees from the participants in family drug courts to cover the cost of treatment and administration. The Family Drug Court Revolving Fund would be the depository for the funds collected and used to pay administrative costs to the court and treatment costs to providers. The measure does not require ODMHSAS to provide treatment services for the program if funds are not available.

A majority of the amended language is clean-up language as well as language which will bring statutes into conformity for current and standard practices. Any material change or reform would be a modification of an existing program, and therefore existing funds would be reorganized within the program. DHS anticipates no direct fiscal impact as a result of HB 1741.

Long Term Fiscal Considerations

In the event the family is unable to pay for the costs of treatment, which could be as much as \$4,100 per year, it is unclear from this legislation how these treatment costs would be covered and providers compensated.

Fiscal Analysis Reviewed By:

Janice Buchanan

House Fiscal Director