

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 53rd Legislature (2011)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1197

By: McDaniel (Jeannie) and
Dorman of the House

and

Anderson of the Senate

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10 COMMITTEE SUBSTITUTE

11 An Act relating to children; creating the Children of
12 Incarcerated Parents Task Force; providing for
13 membership; directing how vacancies should be filled;
14 providing for subcommittees; requiring final written
15 report; specifying date of report; providing for
16 termination of Task Force; requiring organizational
17 meeting; providing for selection of chair and
18 cochair; specifying meeting frequency; providing for
19 staff assistance; prohibiting travel reimbursement;
20 permitting use of public and private resources;
21 providing for codification; providing an effective
22 date; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 601.20 of Title 10, unless there
is created a duplication in numbering, reads as follows:

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UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 A. There is hereby created the Children of Incarcerated Parents
2 Task Force to recommend to the Legislature and other policymakers
3 measures that promote the safety and well-being of children whose
4 parents are incarcerated.

5 B. The task force shall be composed of twenty-one (21) members
6 as follows:

7 1. The Director of the Department of Human Services, or
8 designee;

9 2. The Executive Director of the Office of Juvenile Affairs, or
10 designee;

11 3. The State Commissioner of Health, or designee;

12 4. The Commissioner of Mental Health and Substance Abuse
13 Services, or designee;

14 5. The Director of the Department of Corrections, or designee;

15 6. The State Superintendent of Public Instruction, or designee;

16 7. The Director of the Oklahoma Commission on Children and
17 Youth, or designee;

18 8. The Executive Director of the District Attorneys Council, or
19 designee;

20 9. A judge with experience in both criminal and juvenile
21 proceedings to be appointed by the President Pro Tempore of the
22 Senate;

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1 10. A representative of an association of sheriffs or police
2 chiefs in the state to be appointed by the President Pro Tempore of
3 the Senate;

4 11. A representative of a program in the eastern part of the
5 state that provides girls an opportunity to visit their incarcerated
6 mothers and to participate in mother-daughter meetings to be
7 appointed by the Speaker of the House of Representatives;

8 12. A member of the State Post Adjudication Review Board to be
9 appointed by the Speaker of the House of Representatives;

10 13. A representative of the Department of Commerce to be
11 appointed by the Governor;

12 14. A representative from the University of Oklahoma with
13 expertise in the area of incarcerated individuals and their children
14 to be appointed by the President Pro Tempore of the Senate;

15 15. A representative from Oklahoma State University with
16 expertise in the area of incarcerated individuals and their children
17 to be appointed by the Speaker of the House of Representatives;

18 16. A representative of a community planning agency from the
19 northeast quadrant of the state to be appointed by the President Pro
20 Tempore of the Senate;

21 17. A representative of the faith community to be appointed by
22 the Speaker of the House of Representatives;

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1 18. A mother who was incarcerated at a time when she had a
2 young child to be appointed by the Speaker of the House of
3 Representatives;

4 19. A parent who has been incarcerated to be appointed by the
5 Speaker of the House of Representatives;

6 20. A representative of an Indian tribe to be appointed by the
7 Governor; and

8 21. A representative of the Governor's office to be appointed
9 by the Governor.

10 C. Members of the Task Force shall serve at the pleasure of the
11 appointing authority. Vacancies in a position shall be filled in
12 the same manner as the original appointment.

13 D. The task force shall have seven subcommittees as follows:

14 1. Safety protocols;

15 2. Data collection;

16 3. Outreach and education;

17 4. Economic supports;

18 5. Research;

19 6. Resource clearinghouse; and

20 7. Review of existing legislation affecting children of
21 incarcerated parents.

22 E. The task force shall submit to the Governor, the President
23 Pro Tempore of the Senate, and the Speaker of the House of
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1 Representatives a report no later than January 1, 2012, that
2 identifies services to children of incarcerated parents that promote
3 their safety and well-being. The task force shall terminate by
4 operation of law on February 1, 2012.

5 F. The report by the task force shall reflect the goals,
6 outcomes, and recommendations of the seven subcommittees established
7 in subsection D of this section.

8 G. The Task Force shall hold an organizational meeting not
9 later than September 1, 2011. The task force shall elect a chair
10 and vice chair at the first meeting. The task force shall meet at
11 least once monthly.

12 H. Staff support for the task force shall be provided by the
13 Oklahoma Commission on Children and Youth.

14 I. Members of the task force shall serve without compensation,
15 and shall not be reimbursed for necessary travel expenses incurred
16 in the performance of their duties.

17 J. The task force may make use of any resources, both public
18 and private, that will provide information and analysis that assists
19 in executing its statutory mission.

20 SECTION 2. This act shall become effective July 1, 2011.

21 SECTION 3. It being immediately necessary for the preservation
22 of the public peace, health and safety, an emergency is hereby
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1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02-17-2011 - DO PASS,
4 As Amended and Coauthored.

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