

1 **SENATE FLOOR VERSION**

2 March 23, 2011

3 ENGROSSED HOUSE
4 BILL NO. 1197

By: McDaniel (Jeannie), Dorman,
Inman, Peterson, Walker and
Proctor of the House

5
6 and

7 Anderson and Johnson
8 (Constance) of the Senate
9

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

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

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

A. There is hereby created the Children of Incarcerated Parents
Task Force to recommend to the Legislature and other policymakers

1 measures that promote the safety and well-being of children whose
2 parents are incarcerated.

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

5 1. The Director of the Department of Human Services, or
6 designee;

7 2. The Executive Director of the Office of Juvenile Affairs, or
8 designee;

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

10 4. The Commissioner of Mental Health and Substance Abuse
11 Services, or designee;

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

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

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

16 8. The Executive Director of the District Attorneys Council, or
17 designee;

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

21 10. A representative of an association of sheriffs or police
22 chiefs in the state to be appointed by the President Pro Tempore of
23 the Senate;

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

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

7 13. A representative of the Department of Commerce to be
8 appointed by the Governor;

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

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

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

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

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

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

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

3 21. A representative of the Governor's office to be appointed
4 by the Governor.

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

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

9 1. Safety protocols;

10 2. Data collection;

11 3. Outreach and education;

12 4. Economic supports;

13 5. Research;

14 6. Resource clearinghouse; and

15 7. Review of existing legislation affecting children of
16 incarcerated parents.

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

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

4 G. The Task Force shall hold an organizational meeting not
5 later than September 1, 2011. The task force shall elect a chair
6 and vice-chair at the first meeting. The task force shall meet at
7 least once monthly.

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

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

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

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

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

21 COMMITTEE REPORT BY: COMMITTEE ON HEALTH & HUMAN SERVICES, dated
22 3-21-11 - DO PASS, As Coauthored.

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