

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 HOUSE BILL 1220

By: McCullough

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5
6 AS INTRODUCED

7 An Act relating to mental health; creating the
8 Prevention Services Consolidation Act of 2011;
9 stating legislative findings and intent; defining
10 term; providing that Department of Mental Health and
11 Substance Abuse Services shall be coordinating
12 agency; establishing responsibilities of Department
13 of Mental Health and Substance Abuse Services;
14 requiring certain plan; requiring certain annual
15 report; requiring certain cost savings from program;
16 authorizing the modification of certain programs;
17 providing for exceptions; specifying certain
18 exclusions from program; specifying authority of
19 Department of Mental Health and Substance Abuse
20 Services; creating Citizens Advisory Board for
21 Prevention Services; stating purpose; requiring
22 creation of certain plan; requiring submission of
23 certain plan by certain date; providing for selection
24 of membership of Board; providing for terms of Board;
specifying Board members shall not be compensated for
service; authorizing payment for certain travel
expenses; providing duties and responsibilities of
Board; providing for a quorum of Board; providing for
meetings of Board; requiring compliance with Oklahoma
Open Meeting Act; allowing for subcommittees of
Board; requiring cooperation of state agencies with
Department of Mental Health and Substance Abuse
Services and Board; providing for codification; and
providing an effective date.

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

1 SECTION 1. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 12-500 of Title 43A, unless
3 there is created a duplication in numbering, reads as follows:

4 A. This act shall be known and may be cited as the "Prevention
5 Services Consolidation Act of 2011".

6 B. The Legislature finds that the increasing fragmentation of
7 Oklahoma families and its attendant human and financial cost to the
8 citizens of Oklahoma requires that the prevention of family
9 fragmentation be identified as a priority within and among state
10 governmental agencies. It is the intent of the Legislature that a
11 comprehensive approach for the prevention of family fragmentation be
12 developed for the state, and that this planned, comprehensive
13 approach be adopted among the various state agencies responsible for
14 the delivery of services which help to support and strengthen
15 families.

16 SECTION 2. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 12-501 of Title 43A, unless
18 there is created a duplication in numbering, reads as follows:

19 A. As used in the Prevention Services Consolidation Act of
20 2011, "prevention services" includes, but is not limited to the
21 following:

- 22 1. Department of Human Services programs, including:
 - 23 a. Safe Care,
 - 24 b. parental assistance services,

- c. sexual abuse treatment services,
- d. Latino Community Development Agency (Parent Aid),
- e. Oklahoma Children's Services, to include:
 - (1) Parent Aid,
 - (2) comprehensive home-based services,
 - (3) preventive child care, and
 - (4) substance abuse services,
- f. Oklahoma Marriage Initiative,
- g. Family Start, and
- h. Faith-based and Community Initiatives;

2. Department of Mental Health and Substance Abuse Services

programs, including:

- a. Substance Abuse Prevention and Treatment Block grant,
- b. substance abuse services,
- c. Oklahoma Prevention Partnership Initiative,
- d. Youth Suicide Prevention and Early Intervention Initiative,
- e. Methamphetamine Prevention Initiative,
- f. enforcing underage drinking laws, and
- g. Strategic Prevention Framework State Incentive Grant (SPFSIG);

3. State Department of Health programs, including:

- a. Children First,
- b. Start Right,

1 c. Child Abuse Training and Coordination Program, and

2 d. Child Guidance; and

3 4. The Office of Juvenile Affairs programs, including;

4 a. State Advisory Grant, and

5 b. Title V.

6 B. The Department of Mental Health and Substance Abuse Services
7 shall act as the coordinating agency in implementing the provisions
8 of the Prevention Services Consolidation Act of 2011.

9 C. The Department shall have primary responsibility for
10 evaluating the effectiveness of prevention services provided in the
11 state. The Department shall be responsible for reporting the
12 results of the Prevention Services Consolidation Act of 2011
13 efforts, to include the plan developed to coordinate services as
14 well as the results of the implementation of the plan. The
15 Department shall provide an annual report including all of the
16 information required under the Prevention Services Consolidation Act
17 of 2011 to the Governor, the Speaker of the House of
18 Representatives, and the President Pro Tempore of the Senate. In
19 addition, the Department shall demonstrate a cost savings of fifteen
20 percent (15%) to the state within three (3) years.

21 D. The Department shall have extensive authority to modify,
22 consolidate, eliminate or otherwise change the delivery of services
23 for the programs provided for in subsection A of this section unless
24 the requirements of a particular program are specifically controlled

1 or funded by the federal government and allow for no modification.
2 Such programs shall be identified and, if appropriate, shall be
3 excluded from cost-saving requirements.

4 E. The Department's authority includes, but is not limited to:

- 5 1. Shifting funding to programs with a high return on
6 investment ratio;
- 7 2. Restructuring existing programs;
- 8 3. Consolidating or eliminating programs;
- 9 4. Maximizing the amount of federal matching funds available
10 for each program;
- 11 5. Examining programs for outcome data; and
- 12 6. Consulting with other agencies to seek their input and
13 recommendations on the decisions of the Department.

14 SECTION 3. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 12-502 of Title 43A, unless
16 there is created a duplication in numbering, reads as follows:

17 A. 1. There is hereby created a Citizens Advisory Board for
18 Prevention Services.

19 2. The purpose of the Board shall be to advise and make
20 recommendations to the Department of Mental Health and Substance
21 Abuse Services in order to:

- 22 a. develop a strategy for the consolidation of all
23 prevention services in the state,

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- 1 b. develop a specific plan which shall achieve the goals
2 of the Prevention Services Consolidation Act of 2011
3 as provided in subsection C of Section 2 of this act.
4 The Board shall submit the plan to the Department no
5 later than December 31, 2012,
- 6 c. implement the provisions of the Prevention Services
7 Consolidation Act of 2011, and
- 8 d. assist agencies in coordinating services and
9 developing more effective ways of delivering services
10 and maximizing the receipt of federal dollars for
11 prevention programs.

12 B. The Citizens Advisory Board for Prevention Services shall be
13 composed of the following members:

14 1. The Commissioner of Mental Health and Substance Abuse
15 Services or a designee;

16 2. The Director of the Department of Human Services or a
17 designee;

18 3. The State Commissioner of Health or a designee;

19 4. The Executive Director of the Office of Juvenile Affairs or
20 a designee;

21 5. Four representatives from different state agencies, boards,
22 commissions or authorities to be appointed by the Governor;

23 6. Two members who are not state government employees to be
24 appointed by the Speaker of the House of Representatives; and

1 7. Two members who are not state government employees to be
2 appointed by the President Pro Tempore of the Senate.

3 C. Members of the Board shall serve for terms of two (2) years.
4 The Board shall select a chair from among its members.

5 D. Members of the Board shall not receive compensation for
6 serving on the Board, but shall be reimbursed for travel expenses
7 incurred in the performance of their duties by their respective
8 agencies or appointing authority in accordance with the State Travel
9 Reimbursement Act.

10 E. The Board shall have the duty and responsibility of:

11 1. Reviewing the delivery of prevention services by state
12 agencies and developing recommendations for streamlining or
13 increasing the efficiency of the delivery of services;

14 2. Developing and improving interagency coordination of the
15 delivery of services; and

16 3. Reporting on progress of efforts and maintaining ongoing
17 oversight of the delivery of services by state agencies as provided
18 by subsection A of this section.

19 F. A majority of the members of the Board shall constitute a
20 quorum. A majority of the members present at a meeting may act for
21 the Board.

22 G. Meetings of the Board shall be called by the chair.

23 H. Proceedings of all meetings of the Board shall comply with
24 the provisions of the Oklahoma Open Meeting Act.

1 I. The Board may divide into subcommittees in furtherance of
2 its purpose.

3 J. The Board may use the expertise and services of the staff of
4 the Department of Mental Health and Substance Abuse Services and
5 may, as necessary, seek the advice and services of experts in the
6 field as well as other necessary professional and clerical staff.

7 SECTION 4. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 12-503 of Title 43A, unless
9 there is created a duplication in numbering, reads as follows:

10 All departments, officers, agencies, and employees of this state
11 shall cooperate with the Department of Mental Health and Substance
12 Abuse Services and the Citizens Advisory Board for Prevention
13 Services in fulfilling their duties and responsibilities including,
14 but not limited to, providing any information, records, or reports
15 requested by the Department and the Board.

16 SECTION 5. This act shall become effective November 1, 2011.

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