05/19/2014 03:42:56 PM

HOUSE OF REPRESENTATIVES
CONFERENCE COMMITTEE REPORT

Mr. President:
Mr. Speaker:

The Conference Committee, to which was referred

HB2241

By: Nelson of the House and Griffin of the Senate

Title: Children and juvenile code; modifying certain definition; effective date.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from its amendment; and
2. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

House Action _____ Date _____ Senate Action _____ Date _____

HB2241 CCR (A)

HOUSE CONFEREES

Hulbert, Arthur		Kern, Sally	
McDaniel, Jeannie		McNiel, Skye	
Nelson, Jason		Newell, Tom	
Nollan, Jadine		Ownbey, Pat	
Pittman, Anastasia		Sherrer, Ben	

HB2241 CCR A

SENATE CONFEREES

Griffin

Crain

Johnson (Rob)

Loveless

McAffrey

Ivester

House Action _____ Date _____ Senate Action _____ Date _____

House Action _____ Date _____ Senate Action _____ Date _____

STATE OF OKLAHOMA

2nd Session of the 54th Legislature (2014)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL 2241 By: Nelson, Nollan and Pittman of the House

and

Griffin of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to children; amending 10A O.S. 2011, Section 2-4-101, which relates to juvenile bureaus; requiring juvenile bureaus to provide certain services to certain persons; providing standards for services; construing provision; amending 20 O.S. 2011, Section 128, which relates to juvenile court case managers; requiring case managers to be certain state employees; providing source of payment for salaries; authorizing Oklahoma Supreme Court to employ certain personnel; providing locations for personnel; and declaring an emergency.

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

SECTION 1. AMENDATORY 10A O.S. 2011, Section 2-4-101, is amended to read as follows:

Section 2-4-101. A. In each county having a population of eighty thousand (80,000) or more, as shown by the last preceding

Federal Decennial Census, there is created a juvenile bureau and a citizens' advisory committee.

1. The juvenile bureau shall be responsible for the provision of juvenile justice services to children, youth, and families located within its county and subject to the jurisdiction of the juvenile division of that county's district court.

2. For the purposes of this section, "juvenile justice services" may include, but not be limited to:

a. services provided to the child or youth to remediate or alleviate the conditions that led to court involvement, including educational, vocational-educational, medical, substance abuse treatment, and other programs that may be beneficial to the child or youth,

b. services provided to the parent, legal guardian, legal custodian, stepparent, or other family members or adults subjecting themselves to the jurisdiction of the court to remediate or alleviate the conditions that led to the adjudication of the child or youth, including programs to strengthen the family unit, prevent or correct child abuse or neglect, or to assist the family in providing proper care and supervision of the child or youth,

c. community-based diversion and preventive services and programs to assist in diverting children and youth from the juvenile justice system. Such programs may include, but not be limited to, medical, educational, vocational, social and psychological guidance, training, counseling, substance abuse treatment, recreation, mediation, crisis intervention, transitional living, independent living and other rehabilitative services, and

d. services or programs provided in collaboration with other juvenile justice agencies or programs as defined in Section 2-7-902 of this title.

3. Nothing in this section shall be construed to prevent the Office of Juvenile Affairs or Board of Juvenile Affairs from contracting with designated Youth Services Agencies as provided for in Section 2-7-306 of this title. The services provided in paragraph 1 of subsection A of this section shall be in addition to, or in collaboration with, other state, municipal or privately funded services to children and youth in the county therein.

B. In each county having a duly constituted juvenile bureau as of January 1, 2005, as provided for in subsection A of this section, the juvenile bureau shall remain in place and continue in operation. No other counties shall establish juvenile bureaus.

SECTION 2. AMENDATORY 20 O.S. 2011, Section 128, is amended to read as follows:

Section 128. A. Juvenile court case managers may be appointed in any county pursuant to subsection C of this section.

B. The duties of the juvenile court case managers shall be:

1. To assist judges with juvenile docket responsibilities in the appointing county by ~~insuring~~ ensuring that juvenile cases proceed through the court process in a timely and effective manner by accurately tracking cases, ~~insuring~~ ensuring consistent data entry, conducting review of open cases and monitoring open case reports to ~~insure~~ ensure compliance with all federal and state statutory requirements;

2. To increase the amount of information available to the court for its consideration by acting as liaison between parties, attorneys and other professionals and the judges;

3. To encourage accountability and communication among professionals, parties, participants and attorneys; and

4. To perform any other duties necessary to assist the court in carrying out its judicial functions under Title 10A of the Oklahoma Statutes.

C. Juvenile court case managers shall be selected by the chief of the juvenile division of the district court subject to the approval of the Chief Justice of the Oklahoma Supreme Court.

Juvenile court case managers shall serve at the pleasure of the chief of the juvenile division.

D. To be eligible for appointment as a juvenile court case manager, a person shall possess at least one of the following minimum qualifications:

1. Be an attorney licensed to practice law in this state with at least two (2) ~~years~~ years' experience in juvenile or family law; or

2. Hold a bachelor's degree in the social sciences or related field from an accredited college or university and three (3) ~~years~~ years' experience working with court procedures, juvenile law or social work. A master's degree in social sciences may substitute for one (1) year of the required experience.

E. Each juvenile court case manager shall be a full-time or part-time state employee and receive a salary to be determined by the Chief Justice of the Oklahoma Supreme Court to be paid from the ~~local court fund pursuant to paragraph 21 of subsection B of Section 1304 of this title~~ State Judicial Fund.

F. The juvenile divisions of the district courts located in two or more adjoining counties may enter into an agreement to employ a single juvenile court case manager to serve the needs of the juvenile court judges in those counties. Such juvenile court case manager shall be employed and serve in the same manner as those employed for individual counties.

G. In the fiscal year beginning July 1, 2014, the Supreme Court is authorized to employ up to ten (10) full-time juvenile court case managers. Five shall be in Oklahoma County, four shall be in Tulsa County and one shall be in Washington County.

H. In the fiscal year beginning July 1, 2015, in addition to the juvenile court case managers authorized in subsection G of this section, the Supreme Court is authorized to employ up to five (5) full-time juvenile court case managers. One shall be in Canadian County, one shall be in Cleveland County, one shall be in Comanche County, one shall be in Creek County and one shall be in Pottawatomie, Lincoln and Seminole Counties, respectively.

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

54-2-10998 EK 05/12/14