

1 **SENATE FLOOR VERSION**

2 March 26, 2013

3 ENGROSSED HOUSE

4 JOINT

5 RESOLUTION NO. 1023

By: Nollan and Nelson of the  
House

6 and

7 Griffin and Ivester of the  
8 Senate

9  
10 A Joint Resolution relating to juvenile justice;  
11 reestablishing the Oklahoma Juvenile Justice Reform  
12 Committee; directing certain entities to cooperate  
13 with Committee; specifying membership of Committee;  
14 directing notification of membership; permitting  
15 Committee to divide into subcommittees; authorizing  
16 the Committee to enter into certain contracts;  
17 providing for vacancies on the Committee; specifying  
18 duties of the Committee; directing the Committee to  
19 prepare and submit certain report; providing for  
20 termination of the Committee; directing appointment  
21 of chair, cochair and other officers; providing for  
22 travel reimbursement; providing for staff report;  
23 providing for noncodification; and declaring an  
24 emergency.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
1ST SESSION OF THE 54TH OKLAHOMA LEGISLATURE:

SECTION 1. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

1           A. The Legislature hereby reestablishes the Oklahoma Juvenile  
2 Justice Reform Committee and directs the Committee to continue to  
3 undertake a full, good-faith and thorough study of the juvenile  
4 justice system of Oklahoma and to make recommended revisions to the  
5 Oklahoma Juvenile Code in Title 10A of the Oklahoma Statutes and any  
6 other statutes necessary to accomplish its purpose.

7           B. All departments, officers, agencies and employees of this  
8 state shall cooperate with the Oklahoma Juvenile Justice Reform  
9 Committee in carrying out its duties and responsibilities, including  
10 providing any information, records and reports as may be requested  
11 by the cochairs of the Committee.

12           SECTION 2.       NEW LAW       A new section of law not to be  
13 codified in the Oklahoma Statutes reads as follows:

14           A. The Committee shall consist of twenty-one (21) members  
15 appointed as follows:

16           1. Two members who are presiding judges of a court having  
17 juvenile law jurisdiction to be appointed by the President of the  
18 Oklahoma Judicial Conference. One judge shall be from a county that  
19 has a juvenile bureau and one judge shall be from a county that does  
20 not have a juvenile bureau;

21           2. One member who is the Executive Coordinator of the District  
22 Attorneys Council, or designee;

23           3. One member who is a district attorney or assistant district  
24 attorney having experience in cases involving juveniles to be

1 appointed by the Executive Coordinator of the District Attorneys  
2 Council;

3 4. One member who is the Executive Director of the Oklahoma  
4 Indigent Defense System, or designee;

5 5. One member who is a practicing attorney who regularly  
6 represents juveniles charged with crimes or delinquent acts to be  
7 appointed by the President of the Oklahoma Bar Association;

8 6. One member who is the Executive Director of the Office of  
9 Juvenile Affairs, or designee;

10 7. One member who is an employee of the Office of Juvenile  
11 Affairs to be appointed by the Executive Director of the Office of  
12 Juvenile Affairs;

13 8. One member who is the Director of the Oklahoma Commission on  
14 Children and Youth, or designee;

15 9. Two members of the Oklahoma House of Representatives to be  
16 appointed by the Speaker of the Oklahoma House of Representatives;

17 10. Two members of the Oklahoma State Senate to be appointed by  
18 the President Pro Tempore of the Oklahoma State Senate;

19 11. One member who is the Commissioner of Mental Health and  
20 Substance Abuse Services, or designee;

21 12. One member representing an Oklahoma nonprofit organization  
22 whose membership consists solely of youth services agencies to be  
23 appointed by the President Pro Tempore of the Oklahoma State Senate;

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1           13. One member from a publicly operated local workforce  
2 investment area to be appointed by the President Pro Tempore of the  
3 Oklahoma State Senate;

4           14. One member who is an executive director of a nonprofit  
5 certified alcohol and drug abuse treatment facility that serves  
6 juveniles to be appointed by the Speaker of the Oklahoma House of  
7 Representatives;

8           15. One member who is the State Superintendent of Public  
9 Instruction, or designee;

10          16. One member who is the Director of the Oklahoma Department  
11 of Corrections, or designee;

12          17. One member who is the Director of the State Department of  
13 Rehabilitation Services, or designee; and

14          18. One member who is the State Director of the Oklahoma  
15 Department of Career and Technology Education, or designee.

16          B. Each member of the Oklahoma Juvenile Justice Reform  
17 Committee shall be appointed and shall make the appointment known to  
18 the Speaker of the Oklahoma House of Representatives, the President  
19 Pro Tempore of the Oklahoma State Senate and the Executive Director  
20 of the Office of Juvenile Affairs within sixty (60) days of final  
21 passage of this joint resolution. The Committee may begin its work  
22 upon appointment of the majority of its members. Appointed members  
23 shall serve until May 30, 2014. The Oklahoma Juvenile Justice  
24

1 Reform Committee may divide into subcommittees in furtherance of its  
2 purposes.

3 C. The Oklahoma Juvenile Justice Reform Committee may contract  
4 with such consultant or consultants as it deems necessary to  
5 accomplish its purposes as funds are available.

6 D. Any vacancies in the appointive membership of the Oklahoma  
7 Juvenile Justice Reform Committee shall be filled for the unexpired  
8 term in the same manner as the original appointment.

9 SECTION 3. NEW LAW A new section of law not to be  
10 codified in the Oklahoma Statutes reads as follows:

11 A. The Oklahoma Juvenile Justice Reform Committee shall conduct  
12 a systematic review and study of:

13 1. The juvenile justice system of Oklahoma, including its  
14 efficiency and effectiveness in protecting the public and  
15 habilitating and rehabilitating juveniles; and

16 2. All laws and procedures in Title 10A of the Oklahoma  
17 Statutes or other laws affecting the juvenile justice system  
18 including the laws relating to youthful offenders, certification and  
19 reverse certification of juveniles.

20 B. The Oklahoma Juvenile Justice Reform Committee shall prepare  
21 a report of its recommendations and a recommended draft to  
22 reclassify, update, reform and recodify the statutes pertaining to  
23 juveniles. The duties of the Committee in preparing recommendations  
24 shall be as follows:

1 1. To study, report and recommend the most efficient  
2 organization and effective programs for the juvenile justice system  
3 to accomplish its public safety, treatment and prevention goals;

4 2. To review the Youthful Offender Act and study, report and  
5 recommend the most effective system to deal with youthful offenders;

6 3. To review and make recommendations to clarify and update  
7 existing statutory language; and

8 4. To perform any other act necessary to complete the purposes  
9 of the Committee.

10 C. The Oklahoma Juvenile Justice Reform Committee shall be  
11 responsible for drafting recommended legislation in accordance with  
12 the current legislative drafting procedures.

13 D. 1. The Oklahoma Juvenile Justice Reform Committee shall  
14 prepare a final draft of its report and recommendations together  
15 with its recommended changes in the Oklahoma Juvenile Code, and  
16 shall submit them to the Speaker of the Oklahoma House of  
17 Representatives and the President Pro Tempore of the Oklahoma State  
18 Senate by January 1, 2014.

19 2. The Oklahoma Juvenile Justice Reform Committee shall submit  
20 a summary of every recommended change and addition to existing laws  
21 at the time any amendments are presented to the Speaker of the  
22 Oklahoma House of Representatives and the President Pro Tempore of  
23 the Oklahoma State Senate.

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1 E. The Oklahoma Juvenile Justice Reform Committee shall cease  
2 to function May 30, 2014.

3 SECTION 4. NEW LAW A new section of law not to be  
4 codified in the Oklahoma Statutes reads as follows:

5 A. Within sixty (60) days from the final passage of this joint  
6 resolution, the Director of the Office of Juvenile Affairs shall  
7 convene the initial meeting of the Oklahoma Juvenile Justice Reform  
8 Committee and the Committee shall elect from among its members a  
9 chair and cochair. If a vacancy occurs in such office, a new chair  
10 or cochair shall be appointed from the Committee in the same manner  
11 as the original appointment, who shall serve until May 30, 2014.

12 B. Other officers may be elected to serve on the Committee for  
13 terms of office as may be designated by the Committee members. The  
14 chair, or in the absence of the chair, the cochair of the Committee  
15 or a designee shall preside at meetings.

16 C. The Committee may meet at least one time per month and at  
17 such other times as may be set by the chair or cochair of the  
18 Committee.

19 D. Members of the Committee shall receive no salary; however,  
20 all members of the Committee shall be reimbursed for their actual  
21 and necessary travel expenses as follows:

22 1. Legislative members of the Committee shall receive  
23 reimbursement from the house in which they serve as provided in  
24

1 Section 456 of Title 74 of the Oklahoma Statutes, except when the  
2 Legislature is in session and the meeting is held in Oklahoma City;

3 2. Nonlegislative Committee members employed by the state shall  
4 be reimbursed by their respective employing agency pursuant to the  
5 State Travel Reimbursement Act; and

6 3. Any other Committee member shall receive reimbursement from  
7 the appointing entity pursuant to the State Travel Reimbursement  
8 Act.

9 E. A majority of the members appointed to the Committee shall  
10 constitute a quorum and a majority present may act for the  
11 Committee.

12 SECTION 5. NEW LAW A new section of law not to be  
13 codified in the Oklahoma Statutes reads as follows:

14 The Oklahoma House of Representatives, the Oklahoma State Senate  
15 and the Office of Juvenile Affairs shall provide staff assistance to  
16 the Oklahoma Juvenile Justice Reform Committee as necessary to  
17 assist the Committee in the performance of its duties.

18 SECTION 6. It being immediately necessary for the preservation  
19 of the public peace, health and safety, an emergency is hereby  
20 declared to exist, by reason whereof this resolution shall take  
21 effect and be in full force from and after its passage and approval.

22 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY  
23 March 26, 2013 - DO PASS  
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