

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 2166

By: McCullough of the House

3
4 and

5 Griffin of the Senate

6
7 An Act relating to prevention programs;***; Children
8 First Fund;***; Child Abuse Prevention Fund to
9 Commission;***; codification;***; recodification;***;
effective date.

10
11 AUTHOR: Add the following Senate Coauthor: Floyd

12 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
entire bill and insert

13
14 "An Act relating to the Oklahoma Commission on
15 Children and Youth; amending 10 O.S. 2011, Section
16 601.4, which relates to powers and duties of the
17 Oklahoma Commission on Children and Youth; permitting
18 Commission to maintain certain information as
confidential; authorizing certain requests; and
providing an effective date.

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

20 SECTION 1. AMENDATORY 10 O.S. 2011, Section 601.4, is
21 amended to read as follows:

22 Section 601.4. The Oklahoma Commission on Children and Youth is
23 further authorized to:
24

1 1. Facilitate joint planning and service coordination among
2 public and private agencies that provide services to children and
3 youth and maintain as confidential information provided to the
4 Commission regarding persons using such services;

5 2. Prepare and publish reports;

6 3. Review the programs, policies, and services for children and
7 youth provided by public and private agencies for compliance with
8 established state policies and progress towards goals identified in
9 planning documents relating to children and youth services and to
10 make reports regarding such compliance and progress;

11 4. Accept appropriations, gifts, loans, and grants from the
12 state and federal government and from other sources, public or
13 private;

14 5. Enter into agreements or contracts for the development of
15 test models or demonstration programs and projects and for programs
16 of practical research for effective services to children and youth;
17 provided that the administration of contract for such model programs
18 and projects shall, within five (5) years of their inception, be
19 transferred to an appropriate agency or the program or project shall
20 be discontinued;

21 6. Secure necessary statistical, technical, administrative,
22 operational, and staff services by interagency agreement or
23 contract;

1 7. Examine all records, plans, budgets, and budget documents
2 pertaining to the children and youth service system;

3 8. Exercise all incidental powers as necessary and proper for
4 the performance of the duties and responsibilities of the
5 Commission;

6 9. Promulgate rules as necessary to carry out the duties and
7 responsibilities assigned to the Oklahoma Commission on Children and
8 Youth; ~~and~~

9 10. Recommend that a facility providing services to children
10 and youth be closed or that its contract with the state be
11 terminated; and

12 11. Request that cases involving children within its
13 jurisdiction be transferred to the jurisdiction of the Oklahoma
14 State Bureau of Investigation.

15 SECTION 2. This act shall become effective November 1, 2015."

16 Passed the Senate the 21st day of April, 2015.

17
18 _____
19 Presiding Officer of the Senate

20 Passed the House of Representatives the ____ day of _____,
21 2015.

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23 _____
24 Presiding Officer of the House
of Representatives

1 ENGROSSED HOUSE
2 BILL NO. 2166

By: McCullough of the House

and

Griffin of the Senate

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7 An Act relating to prevention programs; amending 63
8 O.S. 2011, Section 1-110.1, as amended by Section
9 477, Chapter 304, O.S.L. 2012 (63 O.S. Supp. 2014,
10 Section 1-110.1), which relates to the Children First
11 Fund; redirecting oversight of fund to Oklahoma
12 Commission on Children and Youth; permitting
13 Commission to budget and expend monies; requiring
14 Commission to submit annual report; directing
15 Commission send nursing hours report to Oklahoma
16 Health Care Authority; providing for coordination to
17 target certain program participants; mandating
18 Commission contract with university; amending 63 O.S.
19 2011, Sections 1-227, 1-227.1, as amended by Section
20 46, Chapter 229, O.S.L. 2013, 1-227.2, as amended by
21 Section 47, Chapter 229, O.S.L. 2013, 1-227.3, 1-
22 227.4, as amended by Section 48, Chapter 229, O.S.L.
23 2013, 1-227.6, 1-227.7 and 1-227.8 (63 O.S. Supp.
24 2014, Sections 1-227.1, 1-227.2 and 1-227.4), which
relate to the Child Abuse Prevention Act; updating
citations; transferring oversight of Office of Child
Abuse Prevention to Oklahoma Commission on Children
and Youth; modifying terms; deleting terms; updating
citations; authorizing Commission take certain
actions to implement act; granting Commission
rulemaking authority; adding high-risk categories to
target; directing Commission prepare state plan;
requiring Commission expend funds for grants or
contracts; mandating Commission request budget to
implement the act annually; directing how Commission
disburses funds; prescribing Commission use formula
for fund distribution; requiring Commission employ
Director for Office; updating citations; providing
Commission oversight of rulemaking by Director;
authorizing Director act as agent for Commission;
transferring oversight of Child Abuse Prevention Fund

1 to Commission; updating citations; limiting funds to
2 those approved by Commission; amending 10A O.S. 2011,
3 Section 1-9-108, which relates to a child abuse and
4 neglect prevention pilot program; transferring
5 oversight of program from Department of Human
6 Services to Commission; requiring team to make annual
7 report to Legislature and Commission; deleting
8 reference to dissolved entity; granting Commission
9 rulemaking authority; permitting Commission enter
10 into contracts and accept volunteer assistance;
11 directing request of certain Medicaid waiver;
12 providing for requests for proposals or contracting;
13 describing program; requiring uninterrupted services;
14 directing development of data system; specifying uses
15 for data system; prohibiting establishment of
16 additional programs; declaring legislative intent;
17 transferring records and property; providing for
18 disposition of funds; transferring powers and duties;
19 providing for codification; providing for
20 recodification; and providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-110.1, as amended by Section 477, Chapter 304, O.S.L. 2012 (63 O.S. Supp. 2014, Section 1-110.1), is amended to read as follows:

Section 1-110.1 A. There is hereby created in the State Treasury a revolving fund for the ~~State Department of Health~~ Oklahoma Commission on Children and Youth to be designated the "Children First Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies deposited to the credit of the fund by law. All monies accruing to the credit of the fund are hereby appropriated and may be budgeted and expended by the ~~State Department of Health~~ Oklahoma Commission

1 on Children and Youth for operation of Children First family
2 resource programs. Expenditures from the fund shall be made upon
3 warrants issued by the State Treasurer against claims filed as
4 prescribed by law with the Director of the Office of Management and
5 Enterprise Services for approval and payment.

6 B. ~~The State Department of Health~~ Oklahoma Commission on
7 Children and Youth shall submit to the Speaker of the House of
8 Representatives, the President Pro Tempore of the Senate, ~~and the~~
9 Governor, the Minority Leader of the House of Representatives and
10 the Minority Leader of the Senate by January 15 of each year, an
11 annual report, including a full accounting of administrative
12 expenditures from the fund for the prior fiscal year, and a summary
13 detailing the demographic characteristics of families served
14 including, but not limited to, the following:

- 15 1. Age and marital status of parent(s);
- 16 2. Household composition of families served;
- 17 3. Number of families accepted into the program, by location,
18 and average length of time enrolled;
- 19 4. Referrals made on behalf of families not accepted into the
20 program; and
- 21 5. Average actual expenditures per child during the most recent
22 state fiscal year.

23 C. Projects shall comply with the uniform components of the
24 State Plan for the Prevention of Child Abuse.

1 D. ~~The Department~~ Oklahoma Commission on Children and Youth
2 shall forward to the Oklahoma Health Care Authority a report of the
3 total number of hours of nursing services provided to families under
4 Children First family resource programs. The Oklahoma Health Care
5 Authority shall submit such information to the Centers for Medicaid
6 and Medicare Services for purposes of applying for federal matching
7 funds and shall submit any necessary applications for waivers to
8 accomplish the provisions of this subsection.

9 E. The Oklahoma Commission on Children and Youth shall
10 coordinate with the Oklahoma Health Care Authority to exclusively
11 target first-time pregnant women with substantial risk factors for
12 the Children First family resource programs.

13 F. ~~The State Department of Health~~ Oklahoma Commission on
14 Children and Youth shall contract with a university-related program
15 for a performance-based evaluation of programs. Program sites shall
16 fully cooperate and comply with the evaluation process, and sites
17 shall provide weekly caseload and referral information to the ~~State~~
18 ~~Department of Health~~ Oklahoma Commission on Children and Youth.

19 SECTION 2. AMENDATORY 63 O.S. 2011, Section 1-227, is
20 amended to read as follows:

21 Section 1-227. A. Sections ~~1-227~~ 2 through ~~1-227.9~~ 9 of this
22 ~~title act~~ shall be known and may be cited as the "Child Abuse
23 Prevention Act".
24

1 B. The Legislature hereby declares that the increasing
2 incidence of child abuse and its attendant human and financial cost
3 to the citizens of Oklahoma requires that the prevention of child
4 abuse and neglect be identified as a priority within the children,
5 youth and family service system of this state. It is the intent of
6 the Legislature that:

7 1. A comprehensive approach for the prevention of child abuse
8 and neglect be developed for the state, and that this planned,
9 comprehensive approach be used as a basis for funding of programs
10 and services for the prevention of child abuse and neglect
11 statewide; and

12 2. Multidisciplinary and discipline-specific training on child
13 abuse and neglect and domestic violence be made available to
14 professionals in Oklahoma with responsibilities affecting children,
15 youth, and families, including but not limited to: district
16 attorneys, judges, lawyers, public defenders, medical personnel, law
17 enforcement officers, school personnel, child welfare workers, youth
18 service agencies, mental health workers, and Court Appointed Special
19 Advocates (CASA). ~~Said~~ The training shall be ongoing and shall
20 accommodate professionals who require extensive knowledge and those
21 who require only general knowledge.

22 C. For the purpose of establishing a comprehensive statewide
23 approach towards the prevention of child abuse and neglect there is
24

1 hereby created the Office of Child Abuse Prevention within the ~~State~~
2 ~~Department of Health~~ Oklahoma Commission on Children and Youth.

3 SECTION 3. AMENDATORY 63 O.S. 2011, Section 1-227.1, as
4 amended by Section 46, Chapter 229, O.S.L. 2013 (63 O.S. Supp. 2014,
5 Section 1-227.1), is amended to read as follows:

6 Section 1-227.1 As used in the Child Abuse Prevention Act:

7 1. "Child abuse prevention" means services and programs
8 designed to prevent the occurrence or recurrence of child abuse and
9 neglect as defined in Section 1-1-105 of Title 10A of the Oklahoma
10 Statutes but as limited by Section 844 of Title 21 of the Oklahoma
11 Statutes. Except for the purpose of planning and coordination
12 pursuant to the provisions of the Child Abuse Prevention Act, the
13 services and programs of the Department of Human Services which are
14 mandated by state law or which are a requirement for the receipt of
15 federal funds with regard to deprived, destitute or homeless
16 children shall not be subject to the provisions of the Child Abuse
17 Prevention Act;

18 2. "Child Abuse Prevention Fund" means the revolving fund
19 established pursuant to Section 9 of this act;

20 3. "Commission" means the Oklahoma Commission on Children and
21 Youth;

22 4. "Director" means the Director of the Office of Child Abuse
23 Prevention;

24 5. "Office" means the Office of Child Abuse Prevention;

1 6. "Primary prevention" means programs and services designed to
2 promote the general welfare of children and families;

3 ~~3.~~ 7. "Secondary prevention" means the identification of
4 children who are in circumstances where there is a high risk that
5 abuse will occur and assistance, as necessary and appropriate, to
6 prevent abuse or neglect from occurring; and

7 ~~4.~~ 8. "Tertiary prevention" means those services provided after
8 abuse or neglect has occurred which are designed to prevent the
9 recurrence of abuse or neglect;

10 ~~5.~~ "~~Department~~" means the ~~State Department of Health~~;

11 ~~6.~~ "~~Director~~" means the ~~Director of the Office of Child Abuse~~
12 ~~Prevention~~;

13 ~~7.~~ "~~Office~~" means the ~~Office of Child Abuse Prevention~~;

14 ~~8.~~ "~~Commission~~" means the ~~Oklahoma Commission on Children and~~
15 ~~Youth~~; and

16 ~~9.~~ "~~Child Abuse Prevention Fund~~" means the ~~revolving fund~~
17 ~~established pursuant to Section 1-227.8 of this title.~~

18 SECTION 4. AMENDATORY 63 O.S. 2011, Section 1-227.2, as
19 amended by Section 47, Chapter 229, O.S.L. 2013 (63 O.S. Supp. 2014,
20 Section 1-227.2), is amended to read as follows:

21 Section 1-227.2 A. The Office of Child Abuse Prevention,
22 giving consideration to the recommendations of the Infant and
23 Children's Health Advisory Council created in Section 44 1-103a.1 of
24 this ~~act~~ title, is hereby authorized and directed to:

1 1. Prepare and implement a comprehensive state plan for the
2 planning and coordination of child abuse prevention programs and
3 services and for the establishment, development and funding of such
4 programs and services, and to revise and update ~~said~~ the plan
5 pursuant to the provisions of Section ~~1-227.3~~ 5 of this ~~title~~ act;

6 2. Monitor, evaluate and review the development and quality of
7 services and programs for the prevention of child abuse and neglect,
8 publish and distribute an annual report of its findings on or before
9 January 1 of each year to the Governor, the Speaker of the House of
10 Representatives, the President Pro Tempore of the Senate and to the
11 chief administrative officer of each agency affected by the report.

12 The report shall include:

- 13 a. activities of the Office,
- 14 b. a summary detailing the demographic characteristics of
15 families served including, but not limited to, the
16 following:
 - 17 (1) age and marital status of parent(s),
 - 18 (2) number and age of children living in the
19 household,
 - 20 (3) household composition of families served,
 - 21 (4) number of families accepted into the program by
22 grantee site and average length of time enrolled,
 - 23 (5) number of families not accepted into the program
24 and the reason therefor, and

1 (6) average actual expenditures per family during the
2 most recent state fiscal year,

3 c. recommendations for the further development and
4 improvement of services and programs for the
5 prevention of child abuse and neglect, and

6 d. budget and program needs; and

7 3. Conduct or otherwise provide for or make available
8 continuing professional education and training in the area of child
9 abuse prevention.

10 B. For the purpose of implementing the provisions of the Child
11 Abuse Prevention Act, the ~~State Department of Health~~ Oklahoma
12 Commission on Children and Youth is authorized to:

13 1. Accept appropriations, gifts, loans and grants from the
14 state and federal government and from other sources, public or
15 private;

16 2. Enter into agreements or contracts for the establishment and
17 development of:

18 a. programs and services for the prevention of child
19 abuse and neglect,

20 b. training programs for the prevention of child abuse
21 and neglect, and

22 c. multidisciplinary and discipline specific training
23 programs for professionals with responsibilities
24 affecting children, youth and families; and

1 3. Secure necessary statistical, technical, administrative and
2 operational services by interagency agreement or contract.

3 C. For the purpose of implementing the provisions of the Child
4 Abuse Prevention Act, the ~~State Board of Health~~ Oklahoma Commission
5 on Children and Youth, giving consideration to the recommendations
6 of the Infant and Children's Health Advisory Council created in
7 Section 44 1-103a.1 of this ~~act~~ title, is authorized to promulgate
8 rules and regulations as necessary to implement the duties and
9 responsibilities assigned to the Office of Child Abuse Prevention.

10 SECTION 5. AMENDATORY 63 O.S. 2011, Section 1-227.3, is
11 amended to read as follows:

12 Section 1-227.3 A. The Oklahoma Commission on Children and
13 Youth shall review and approve the comprehensive state plan and any
14 subsequent revisions of ~~said~~ the plan, prior to the submission of
15 the plan as provided in this section.

16 B. On or before July 1, 2007, the Oklahoma Commission on
17 Children and Youth shall deliver the comprehensive state plan for
18 the prevention of child abuse and neglect to the Governor, the
19 President Pro Tempore of the Senate and the Speaker of the House of
20 Representatives. The plan shall include but not be limited to:

21 1. Specific proposals for the implementation of the
22 comprehensive state plan which would promote the efficient use of
23 staff, funds and other resources on the state level and improve the
24 coordination and integration of state goals, activities and funds

1 for the prevention of child abuse and neglect, particularly with
2 regard to primary and secondary prevention of child abuse and
3 neglect; and

4 2. Specific proposals detailing the interagency provision of
5 services to all populations at risk of committing child abuse.
6 Services, especially those directed at high-risk populations
7 including, but not limited to, ~~those populations in which parental~~
8 with drug and/or alcohol abuse, mental illness and, domestic abuse
9 are an issue, teen pregnancy and prior history as a child or adult
10 with the Department of Human Services, shall be specifically
11 addressed.

12 C. The Office of Child Abuse Prevention ~~and the Oklahoma~~
13 ~~Commission on Children and Youth~~ shall at least annually review the
14 state plan and make any necessary revisions based on changing needs
15 and program evaluation results not less than every five (5) years.
16 Any such revisions shall be delivered to the Governor, the Speaker
17 of the House of Representatives ~~and,~~ the President Pro Tempore of
18 the Senate, the Minority Leader of the House of Representatives and
19 the Minority Leader of the Senate no later than July 1 of each year.

20 D. The Office of Child Abuse Prevention shall provide adequate
21 opportunity for appropriate private and public agencies and
22 organizations and private citizens and consumers to participate at
23 the local level in the development of the state plan.
24

1 SECTION 6. AMENDATORY 63 O.S. 2011, Section 1-227.4, as
2 amended by Section 48, Chapter 229, O.S.L. 2013 (63 O.S. Supp. 2014,
3 Section 1-227.4), is amended to read as follows:

4 Section 1-227.4 A. ~~The State Department of Health~~ Oklahoma
5 Commission on Children and Youth shall prepare the comprehensive
6 state plan for prevention of child abuse and neglect ~~for the~~
7 ~~approval of the Oklahoma Commission on Children and Youth.~~ The
8 development and preparation of the plan shall include, but not be
9 limited to, adequate opportunity for appropriate local private and
10 public agencies and organizations and private citizens to
11 participate in the development of the state plan at the local level.

12 B. 1. The Office of Child Abuse Prevention shall review and
13 evaluate all proposals submitted for grants or contracts for child
14 abuse prevention programs and services. Upon completion of such
15 review and evaluation, the Office of Child Abuse Prevention shall
16 make the final recommendations as to which proposals should be
17 funded pursuant to the provisions of the Child Abuse Prevention Act
18 ~~and shall submit its findings to the Oklahoma Commission on Children~~
19 ~~and Youth.~~ The Commission shall review the findings of the
20 interagency child abuse prevention task force and the Office of
21 Child Abuse Prevention for compliance of such approved proposals
22 with the comprehensive state plan prepared pursuant to the
23 provisions of the Child Abuse Prevention Act.

1 2. ~~Upon ascertaining compliance with the plans, the Commission~~
2 ~~shall deliver the findings of the Office of Child Abuse Prevention~~
3 ~~to the State Commissioner of Health.~~

4 ~~3.~~ The ~~Commissioner~~ Oklahoma Commission on Children and Youth
5 shall authorize the ~~Office of Child Abuse Prevention~~ to use of the
6 Child Abuse Prevention Fund to fund ~~such~~ grants or contracts for
7 child abuse prevention programs and services ~~which are approved by~~
8 ~~the Commissioner.~~

9 ~~4.~~ 3. Once the grants or contracts have been awarded by the
10 ~~Commissioner~~ Oklahoma Commission on Children and Youth, the Office
11 of Child Abuse Prevention shall annually review the performance of
12 the awardees and determine if funding should be continued.

13 SECTION 7. AMENDATORY 63 O.S. 2011, Section 1-227.6, is
14 amended to read as follows:

15 Section 1-227.6 A. The ~~State Department of Health~~ Oklahoma
16 Commission on Children and Youth, in its annual budget requests,
17 shall identify the amount of funds requested for the implementation
18 of the Child Abuse Prevention Act.

19 B. From monies appropriated or otherwise available to the
20 Office of Child Abuse Prevention through state, federal or private
21 resources the ~~State Commissioner of Health~~ Oklahoma Commission on
22 Children and Youth shall implement the provisions of the Child Abuse
23 Prevention Act and shall disburse such monies in the following
24 manner:

1 1. The ~~Commissioner~~ Oklahoma Commission on Children and Youth
2 shall establish a formula for the distribution of funds for the
3 establishment, development or improvement of both public and private
4 programs and services for the prevention of child abuse and neglect
5 which shall provide for the allocation of funds across the state
6 based upon the percentage of the total state reported cases of abuse
7 and neglect reported in the district and the percentage of the total
8 state population under the age of eighteen (18) years and upon the
9 child abuse prevention service and program needs of the
10 comprehensive state plan; and

11 2. For the continuing development and establishment of child
12 abuse prevention training programs and multidisciplinary and
13 discipline-specific training programs for professionals with
14 responsibilities affecting children, youth and families.

15 C. Appropriations made for distribution by the Office for
16 grants or contracts for child abuse prevention programs and services
17 shall be deposited in the Child Abuse Prevention Fund.

18 D. The Office shall develop and publish requests for proposals
19 for grants or contracts for child abuse prevention programs and
20 services which shall require no less than a ten percent (10%) cash
21 or in-kind match by an agency or organization receiving a grant or
22 contract and which are designed to meet identified priority needs.

23 A priority ranking shall be made based upon the extent to which
24 a proposal meets identified needs, criteria for cost effectiveness,

1 provision for an evaluation component providing outcome data and a
2 determination that the proposal provides a mechanism for
3 coordinating and integrating these preventive services with other
4 services deemed necessary for working effectively with families who
5 are at risk of child abuse or neglect.

6 E. On and after January 1, 1986, all budget requests submitted
7 by any public agency to the Legislature for the funding of programs
8 related to child abuse and neglect prevention shall conform to the
9 comprehensive state plan and any subsequent updates or revisions of
10 ~~said~~ the plan developed pursuant to the provisions of the Child
11 Abuse Prevention Act. Except for the purposes of planning and
12 coordination pursuant to the provisions of the Child Abuse
13 Prevention Act, the services and programs of the Department of Human
14 Services which are mandated by state law or which are a requirement
15 for the receipt of federal funds with regard to deprived, destitute
16 or homeless children shall not be subject to the provisions of this
17 subsection.

18 SECTION 8. AMENDATORY 63 O.S. 2011, Section 1-227.7, is
19 amended to read as follows:

20 Section 1-227.7 ~~The State Board of Health~~ Oklahoma Commission
21 on Children and Youth shall ~~direct the State Commissioner of Health~~
22 ~~to~~ employ, appoint or otherwise designate a Director for the Office
23 of Child Abuse Prevention. The Director shall:
24

1 1. Assure that the annual report is prepared as required by
2 Section ~~1-227.2~~ 4 of this ~~title~~ act;

3 2. Formulate and recommend rules and regulations pertaining to
4 the implementation of the provisions of the Child Abuse Prevention
5 Act for approval or rejection by the ~~Board~~ Oklahoma Commission on
6 Children and Youth; and

7 3. As authorized, act as agent for the ~~Board~~ Oklahoma
8 Commission on Children and Youth in the performance of its duties
9 pertaining to the implementation of the provisions of the Child
10 Abuse Prevention Act.

11 SECTION 9. AMENDATORY 63 O.S. 2011, Section 1-227.8, is
12 amended to read as follows:

13 Section 1-227.8 A. There is hereby created in the State
14 Treasury a revolving fund for the ~~State Board of Health~~ Oklahoma
15 Commission on Children and Youth to be designated the "Child Abuse
16 Prevention Fund". The fund shall be a continuing fund, not subject
17 to fiscal year limitations, and shall consist of all monies received
18 pursuant to the provisions of ~~Section 1-227.6 of Title 63 of the~~
19 ~~Oklahoma Statutes, Section 5~~ Sections 1 and 7 of this act, and such
20 other sources as the Legislature may provide.

21 B. The Child Abuse Prevention Fund shall be used by the Office
22 of Child Abuse Prevention for funding grants and contracts for child
23 abuse and neglect prevention programs and services as provided for
24 in Section ~~1-227.6~~ 7 of ~~Title 63 of the Oklahoma Statutes~~ this act.

1 The Office shall use the Child Abuse Prevention Fund to fund only
2 those grants and contracts approved by the ~~State Board of Health~~
3 Oklahoma Commission on Children and Youth, pursuant to the
4 provisions of subsection ~~C~~ B of Section ~~1-227.4~~ 6 of ~~Title 63 of the~~
5 ~~Oklahoma Statutes~~ this act, and which comply with the comprehensive
6 state plan and district plans prepared pursuant to the provisions of
7 the Child Abuse Prevention Act, and for no other purpose. The Child
8 Abuse Prevention Fund shall not be used for the costs of the Office
9 incurred in administering such grants and contracts.

10 C. All projects funded through the Child Abuse Prevention Fund
11 shall provide quarterly caseload and programmatic information to the
12 Office of Child Abuse Prevention.

13 SECTION 10. AMENDATORY 10A O.S. 2011, Section 1-9-108,
14 is amended to read as follows:

15 Section 1-9-108. A. A pilot program to serve children at high
16 risk of abuse and neglect shall be established by the ~~Department of~~
17 ~~Human Services~~ Oklahoma Commission on Children and Youth in
18 consultation with an evaluation team created pursuant to this
19 section if funds are available.

20 B. The pilot program shall:

21 1. Identify the populations of children at high risk of abuse
22 and neglect and the characteristics of those children including, but
23 not limited to, populations in which parental drug and/or alcohol
24

1 abuse, mental illness, mental and/or physical disability, and
2 domestic abuse are an issue;

3 2. Develop and design programs to provide services to children
4 at high risk of abuse and neglect;

5 3. Develop methods for coordinating state and local services to
6 assist high risk children and their families;

7 4. Allow and provide for participation of both urban and rural
8 concerns in developing and designing such programs;

9 5. Monitor, evaluate, and review the programs implemented to
10 serve populations of children at high risk of abuse and neglect; and

11 6. Include such other areas, programs, services, and
12 information deemed necessary by the ~~Department~~ Oklahoma Commission
13 on Children and Youth to provide a comprehensive assessment of the
14 needs and programs necessary to provide assistance to children at
15 high risk of abuse and neglect.

16 C. An evaluation team shall determine the effectiveness of the
17 pilot program, and make a report to the Legislature and to the
18 ~~Department~~ Oklahoma Commission on Children and Youth annually for as
19 long as the program is funded. ~~Such~~ The report shall cover:

20 1. Effective programs that will serve children that are at high
21 risk of abuse and neglect;

22 2. Statewide expansion of programs;

23 3. Funding sources;

24 4. Training of professionals to serve such populations;

1 5. Monitoring, evaluating and reviewing continued effectiveness
2 of such programs;

3 6. Special needs of children at risk of abuse and neglect from
4 parental addiction to drugs and alcohol and parental mental illness
5 and mental and/or physical disability and from domestic abuse; and

6 7. Recommendations regarding the issuance of grants and
7 contracts for serving such high-risk populations.

8 D. The evaluation team shall consist of not more than two
9 representatives from the following entities who have expertise in
10 child abuse prevention or a related field and who have an
11 understanding of program evaluation techniques:

12 1. The Department of Human Services;

13 2. The Department of Mental Health and Substance Abuse
14 Services;

15 3. The Oklahoma Commission on Children and Youth;

16 4. ~~The Oklahoma Indian Affairs Commission;~~

17 ~~5.~~ The Oklahoma Institute for Child Advocacy;

18 ~~6.~~ 5. The Oklahoma Court-Appointed Special Advocate
19 Association;

20 ~~7.~~ 6. The University of Oklahoma; and

21 ~~8.~~ 7. Oklahoma State University.

22 E. 1. Upon receipt of recommendations from the evaluation team
23 established pursuant to this section, which indicate that the
24 expansion of the pilot project on a statewide basis would be

1 economically feasible and practical, the ~~Commission for Human~~
2 ~~Services~~ Oklahoma Commission on Children and Youth shall promulgate
3 rules for developing a statewide program serving populations of
4 children at high risk of abuse and neglect, provided funding is
5 available for such expansion.

6 2. Upon promulgation of rules by the Commission, the provisions
7 of this section shall become effective statewide.

8 F. The ~~Department~~ Oklahoma Commission on Children and Youth
9 may:

10 1. Contract for services necessary to carry out the duties of
11 the ~~Department~~ Commission pursuant to the provisions of this
12 section; and

13 2. Accept the services of volunteer workers or consultants and
14 reimburse them for their necessary expenses pursuant to the State
15 Travel Reimbursement Act.

16 SECTION 11. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 601.70 of Title 10, unless there
18 is created a duplication in numbering, reads as follows:

19 A. The Oklahoma Commission on Children and Youth, in
20 coordination with the Oklahoma Health Care Authority and the
21 Department of Human Services, shall request a Medicaid waiver to use
22 Medicaid monies to implement and fund the prevention programs
23 described in this act.
24

1 B. The Oklahoma Commission on Children and Youth shall work
2 with the Office of Management and Enterprise Services and may
3 solicit requests for proposals or enter into sole source contracts
4 with prospective entities capable of performing the services and
5 requirements of the prevention programs. The Commission may
6 contract with a national organization that oversees community health
7 providers utilizing registered nurses to serve low-income women who
8 are pregnant with their first child. The bidding or contracting
9 process shall be conducted to ensure uninterrupted services for
10 prevention program participants.

11 C. The Oklahoma Commission on Children and Youth or a
12 contracting entity chosen by the Commission through the bidding or
13 contracting process described in subsection B of this section shall
14 develop an integrated participant data system that encompasses all
15 of the prevention programs under the oversight of the Commission.
16 The data system shall be used:

17 1. As an information management tool for providers to record
18 key data including but not limited to family characteristics,
19 referrals made, services received and progress made toward program
20 goals;

21 2. By the prevention programs to ensure fidelity to the
22 practice model by tracking the program's performance indicators and
23 family-outcome measures;

24

1 3. To document and track independent, formal program
2 evaluations to be used to measure outcomes and improve the
3 prevention program; and

4 4. To link future funding of the prevention programs to the
5 program outcomes.

6 D. The Oklahoma Commission on Children and Youth shall not
7 establish any additional prevention programs unless approved by the
8 Oklahoma Legislature pursuant to the administrative rulemaking
9 process. It is the intent of the Oklahoma Legislature that the
10 Commission equitably distribute funds between the prevention
11 programs taking into consideration the needs of the participant
12 population, the highest-risk groups and geographic locations.

13 E. All books, papers, records and property of the prevention
14 programs covered by this act shall be transferred to the Oklahoma
15 Commission on Children and Youth. Any funds appropriated to, in the
16 possession of or allocated to the prevention programs shall also be
17 deemed to be funds of the Commission. All functions, powers, duties
18 and obligations previously assigned to the prevention programs are
19 hereby transferred to the Commission.

20 SECTION 12. RECODIFICATION 63 O.S. 2011, Section 1-
21 110.1, as last amended by Section 1 of this act, shall be recodified
22 as Section 601.71 of Title 10 of the Oklahoma Statutes, unless there
23 is created a duplication in numbering.
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SECTION 13. RECODIFICATION 63 O.S. 2011, Sections 1-227,
as amended by Section 2 of this act, 1-227.1 and 1-227.2, as last
amended by Sections 3 and 4 of this act, 1-227.3, as amended by
Section 5 of this act, 1-227.4, as last amended by Section 6 of this
act, and 1-227.6, 1-227.7 and 1-227.8, as amended by Sections 7, 8
and 9 of this act, shall be recodified as Sections 601.72, 601.73,
601.74, 601.75, 601.76, 601.77, 601.78 and 601.79 of Title 10 of the
Oklahoma Statutes, unless there is created a duplication in
numbering.

SECTION 14. This act shall become effective November 1, 2015.
Passed the House of Representatives the 11th day of March, 2015.

Presiding Officer of the House
of Representatives

Passed the Senate the ___ day of _____, 2015.

Presiding Officer of the Senate