

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

SUBCOMMITTEE RECOMMENDATION
FOR ENGROSSED

SENATE BILL NO. 953

By: Smalley of the Senate

and

McEntire of the House

SUBCOMMITTEE RECOMMENDATION

An Act relating to the Child Abuse Multidisciplinary Account; amending 10A O.S. 2011, Section 1-9-104, as last amended by Section 1, Chapter 256, O.S.L. 2017 (10A O.S. Supp. 2018, Section 1-9-104), which relates to allocation of monies in Child Abuse Multidisciplinary Account; modifying disbursement procedures for certain funds; requiring monthly documentation of expenses and activity data; permitting disbursement at beginning of calendar year; providing for reversion of certain unused funds; and declaring an emergency.

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

SECTION 1. AMENDATORY 10A O.S. 2011, Section 1-9-104, as last amended by Section 1, Chapter 256, O.S.L. 2017 (10A O.S. Supp. 2018, Section 1-9-104), is amended to read as follows:

1 Section 1-9-104. A. The Department of Human Services shall
2 allocate monies available in the Child Abuse Multidisciplinary
3 Account (CAMA) to:

4 1. The Child Abuse Multidisciplinary Team Account (CAMTA) Fund
5 created by Section 1-9-103a of this title. Monies made available to
6 the CAMTA shall be used for the purposes of funding one functioning
7 freestanding multidisciplinary child abuse team in each county of
8 this state, utilizing the funding distributions as provided in
9 subsection B of this section;

10 2. One hospital team pursuant to subsection E of Section 1-9-
11 102 of this title; and

12 3. One child advocacy center, accredited by the National
13 Children's Alliance, per district attorney's district. A child
14 advocacy center shall:

15 a. be eligible for Child Abuse Multidisciplinary Account
16 (CAMA) funding upon accreditation by the National
17 Children's Alliance,

18 b. secure a third-year interim review to determine
19 whether the child advocacy center continues to meet
20 the National Children's Alliance standards in effect
21 at the time of its last accreditation. If a child
22 advocacy center fails the third-year review, the
23 center shall remain eligible for CAMA funding, but
24 shall have another review conducted in the fourth

1 year. If the child advocacy center fails the fourth-
2 year review, the center shall be ineligible to receive
3 CAMA funding until such time as the center receives
4 reaccreditation from the National Children's Alliance,
5 and

6 c. remain the center for the district attorney's district
7 as long as the center is accredited and eligibility is
8 maintained pursuant to the provisions of Section 1-9-
9 102 of this title. If a center does not remain
10 eligible pursuant to the provisions of Section 1-9-102
11 of this title, endorsement by the district attorney as
12 the child advocacy center for the district may be
13 sought by any entity beginning with the calendar year
14 after the center is determined to be ineligible. The
15 two centers in district number (4) and district number
16 (13) that were accredited as of ~~the effective date of~~
17 ~~this act~~ May 17, 2005, shall continue to receive
18 funding at the nonurban level. Should one of the
19 exempted centers close or no longer meet the criteria
20 for a child advocacy center pursuant to the provisions
21 of Section 1-9-102 of this title, the center shall not
22 be allowed to reopen in that district or to receive
23 CAMA funds. The remaining center shall become the
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1 sole child advocacy center for the district attorney's
2 district.

3 B. Funding distribution pursuant to the provisions of this
4 section shall be determined:

5 1. By multiplying the number of applicants in each category by
6 the corresponding weight as follows:

7 a. freestanding multidisciplinary child abuse team - 1,

8 b. hospital team - 1,

9 c. nonurban centers - 4,

10 d. mid-level nonurban centers - 6, and

11 e. urban centers - 24;

12 2. Adding together the weighted results for all categories;

13 3. Dividing the weighted result for each category by the sum of
14 the weighted results for all categories; and

15 4. Equally distributing funding to each applicant in the
16 corresponding category based on the amounts obtained by multiplying
17 the total available funding by the calculated percentages. The
18 total amount for all freestanding multidisciplinary teams as
19 determined by the formula provided in this subsection shall be
20 transferred to the Child Abuse Multidisciplinary Team Account
21 (CAMTA) Fund established by Section 1-9-103a of this title and
22 contracts with each freestanding multidisciplinary team shall be
23 completed no later than January 1 of each year.

1 C. By January 31, 2003, and by January 31 of each year
2 thereafter, the Department shall disburse monies from the Child
3 Abuse Multidisciplinary Account to eligible child advocacy centers.
4 A child advocacy center shall be in compliance with the provisions
5 of Section 1-9-102 of this title to be eligible for Child Abuse
6 Multidisciplinary Account funding. The disbursement shall be a
7 single, annual disbursement, for the collection period of the
8 preceding year beginning October 1 through September 30. During
9 state fiscal year 2019, the Commission may disburse to each
10 freestanding multidisciplinary team the remaining contracted amount
11 of the freestanding multidisciplinary team award. The freestanding
12 multidisciplinary team shall provide the Commission with monthly
13 documentation of expenses as well as activity data and continue
14 providing such documentation thereafter. Beginning January 1, 2020,
15 and each year thereafter, the Commission may disburse the contracted
16 amount at the beginning of the calendar year to freestanding
17 multidisciplinary teams that are functioning effectively as
18 determined by the Commission pursuant to Section 1-9-102 of this
19 title.

20 D. A report issued by the Oklahoma Commission on Children and
21 Youth to the Oklahoma Legislature outlining performance measures for
22 all multidisciplinary teams, including those associated with child
23 advocacy centers, and recommendations on the funding formula
24 provided for in this section shall be transmitted to the Oklahoma

1 Legislature no later than December 31, 2017. The Department, the
2 Commission, and the Children's Advocacy Centers of Oklahoma, Inc.,
3 shall meet annually to review and certify the amount of CAMA and
4 CAMTA funds to be disbursed.

5 E. A ~~team or~~ child advocacy center may carry over funding for a
6 period of one (1) year after allocation, such one-year period to
7 begin in January and end in December of the same year; provided,
8 however, funds not used within twenty-four (24) months of the
9 original allocation will be deducted from the contract amount for
10 the next contract year. If a ~~team or~~ center is ineligible for
11 funding in an upcoming year, unused funds from the current or
12 previous years shall be returned to the CAMA ~~or CAMTA Funds~~ Fund for
13 use in subsequent years. Funds not used by a freestanding team by
14 the end of the contract period shall revert to, and be deposited in,
15 the CAMA Fund.

16 F. The Commission is hereby authorized to receive five percent
17 (5.0%) in administrative costs from the CAMTA Fund. The Department
18 of Human Services is hereby authorized to receive one-half of one
19 percent (0.5%) in administrative costs from the CAMA fund.

20 SECTION 2. It being immediately necessary for the preservation
21 of the public peace, health or safety, an emergency is hereby
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1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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