

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               2nd Session of the 57th Legislature (2020)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 3254

By: Nollan

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8                               COMMITTEE SUBSTITUTE

9                   An Act relating to children; amending 10A O.S. 2011,  
10                   Section 2-4-107, as last amended by Section 3,  
11                   Chapter 155, O.S.L. 2018 (10A O.S. Supp. 2019,  
12                   Section 2-4-107), which relates to the salaries and  
13                   expenses of juvenile bureau employees; modifying how  
14                   salary for director is set; requiring that salary be  
15                   set by board of county commissioners; eliminating the  
16                   director salary cap; and providing an effective date.

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

18                   SECTION 1.           AMENDATORY           10A O.S. 2011, Section 2-4-107, as  
19                   last amended by Section 3, Chapter 155, O.S.L. 2018 (10A O.S. Supp.  
20                   2019, Section 2-4-107), is amended to read as follows:

21                   Section 2-4-107.   A.   ~~1-~~   The salary of the juvenile bureau  
22                   director ~~and~~ shall be fixed by the board of county commissioners of  
23                   the county. Salaries of all other employees of the bureau and any  
24                   detention home established pursuant to Section 2-4-108 of this title  
                 shall be fixed by the judge of the Juvenile Division, subject to the  
                 general administrative authority of the county commissioners of the

1 contracting county. ~~The salary of the director shall not exceed~~  
2 ~~ninety percent (90%) of salaries of county Class A officers.~~

3       ~~2.~~ The salary of any other employee of the juvenile bureau  
4 shall not exceed eighty-five percent (85%) of Class A county  
5 officers.

6       B. The judge of the Juvenile Division, subject to the general  
7 administrative authority of the county commissioners of the  
8 contracting county, may fix a limit on the amount of expenses that  
9 may be incurred by the director and assistants to the director, such  
10 limit to be in the judgment of the judge adequate to care for the  
11 expenses necessary to carrying out the orders of the court in an  
12 efficient and expedient manner. The director and assistants to the  
13 director and other personnel of the court shall keep and maintain  
14 their offices at the place where the office of the judge of the  
15 court is kept, unless the judge of the Juvenile Division, subject to  
16 the general administrative authority of the county commissioners of  
17 the contracting county, shall direct otherwise. The offices of the  
18 director and assistants to the director shall contain adequate  
19 equipment, desk space and consultation rooms necessary for  
20 appropriate office procedure.

21       C. In addition to their salaries, the director and assistants  
22 to the director shall be reimbursed at the same rate as state  
23 employees for mileage traveled by them in the investigation of court  
24 cases and in supervising probationers. The director and assistants

1 may also receive reimbursement, at the rate and in the manner  
2 applicable to other county officers, for actual and necessary  
3 expenses incurred by them in attending conferences, meetings,  
4 seminars or official business of the court either within or outside  
5 of the State of Oklahoma.

6 D. In all counties having a juvenile bureau, the budget of the  
7 juvenile bureau for salaries and expenses of the director,  
8 counselors and other employees shall be established and funded as  
9 follows:

10 1. All expenses incurred in complying with the provisions of  
11 this article shall be a county charge or funded by a special sales  
12 tax dedicated to juvenile programs and expenses;

13 2. The salaries and other compensation of all employees of the  
14 juvenile bureau shall be fixed by the judge within the limit of the  
15 total appropriations therefor; and

16 3. It is made the duty of the county excise board to make the  
17 necessary appropriation and levy for the payment of salaries of the  
18 director and all other employees, together with the expenses of  
19 administering the bureau, consistent with the duty to do likewise  
20 with the budget estimates of other county officers under the board's  
21 jurisdiction, as required by the Constitution and laws of this  
22 state.

23 E. Except in instances where it is entitled to representation  
24 because of insurance coverage, the district attorney of the county

1 in which the juvenile bureau is located shall represent the juvenile  
2 bureau and any employee who was acting in his or her official  
3 capacity at the time of the act or omission complained of in any  
4 lawsuit. If the district attorney has a conflict of interest or  
5 otherwise declines to represent the juvenile bureau or its  
6 employees, the county commissioners may request the assistance of  
7 the Attorney General or authorize the employment of private counsel  
8 for the juvenile bureau and its employees in their official  
9 capacity.

10 SECTION 2. This act shall become effective November 1, 2020.

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12 COMMITTEE REPORT BY: COMMITTEE ON COUNTY AND MUNICIPAL GOVERNMENT,  
13 dated 02/13/2020 - DO PASS, As Amended.  
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