

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL NO. 534

By: Griffin of the Senate

and

Nelson of the House

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7
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9 COMMITTEE SUBSTITUTE

10 [child abuse - heirloom birth certificates -

11 Oklahoma Commission on Children and Youth - Child

12 Abuse Multidisciplinary Team Account Fund -

13 Department of Human Services - codification -

14 effective date]

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

18 SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-316a, is
19 amended to read as follows:

20 Section 1-316a. A. The State Department of Health shall
21 provide for the issuance of an heirloom birth certificate. The
22 Department shall design the form of the heirloom birth certificate
23 with the advice and assistance of the Oklahoma Arts Council and may
24 promote and sell copies of the certificate. An heirloom birth

1 certificate shall not be used as evidence of live birth nor
2 identification purposes.

3 B. The Department shall prescribe a fee for the issuance of an
4 heirloom birth certificate in an amount that does not exceed Thirty-
5 five Dollars (\$35.00).

6 C. Proceeds from the sale of heirloom birth certificates shall
7 be used by ~~the Child Abuse Training and Coordination Program within~~
8 the State Department of Health ~~to provide training and technical~~
9 ~~assistance to judges, prosecutors, and members of multidisciplinary~~
10 ~~child abuse teams who intervene in circumstances of child abuse.~~

11 SECTION 2. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 1-9-103a of Title 10A, unless
13 there is created a duplication in numbering, reads as follows:

14 There is hereby created in the State Treasury a revolving fund
15 for the Oklahoma Commission on Children and Youth to be designated
16 the "Child Abuse Multidisciplinary Team Account (CAMTA) Fund". The
17 fund shall be a continuing fund, not subject to fiscal year
18 limitations, and shall consist of all monies received by the
19 Commission from any source as specified in paragraph 1 of subsection
20 B of Section 3 of this act. All monies accruing to the credit of
21 the fund are hereby appropriated and shall be budgeted and expended
22 by the Commission for the purposes of contracting with eligible
23 freestanding multidisciplinary child abuse teams. Expenditures from
24 the fund shall be made upon warrants issued by the State Treasurer

1 against claims filed as prescribed by law with the Director of the
2 Office of Management and Enterprise Services for approval and
3 payment.

4 SECTION 3. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 1-9-103b of Title 10A, unless
6 there is created a duplication in numbering, reads as follows:

7 A. The Child Abuse Multidisciplinary Team Account (CAMTA) Fund
8 shall be administered by the Oklahoma Commission on Children and
9 Youth for the benefit of children of Oklahoma and made available to
10 eligible freestanding multidisciplinary child abuse teams.

11 B. 1. The fund shall consist of:

12 a. all monies received by the Commission from state
13 appropriations made for the purposes of contracting
14 with eligible freestanding multidisciplinary child
15 abuse teams,

16 b. interest attributable to investment of money in the
17 fund, and

18 c. money received by the Commission in the form of gifts,
19 grants, reimbursements or from any other source
20 intended to be used for the purposes of contracting
21 with eligible freestanding multidisciplinary child
22 abuse teams.

23 2. The monies deposited in the fund shall at no time become
24 monies of the state and shall not become part of the general budget

1 of the Commission or any other state agency. Except as otherwise
2 authorized by this section, no monies from the fund shall be
3 transferred for any purpose to any other state agency or any account
4 of the Commission or be used for the purpose of contracting with any
5 other state agency or reimbursing any other state agency for any
6 expense.

7 SECTION 4. AMENDATORY 10A O.S. 2011, Section 1-9-104, is
8 amended to read as follows:

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

12 1. One functioning freestanding multidisciplinary child abuse
13 team per county, as provided in Section 1-9-102 of this title;

14 2. One hospital team pursuant to subsection E of Section 1-9-
15 102 of this title; and

16 3. One child advocacy center, accredited by the National
17 Children's Alliance, per district attorney's district. A child
18 advocacy center shall:

19 a. be eligible for Child Abuse Multidisciplinary Account
20 (CAMA) funding upon accreditation by the National
21 Children's Alliance,

22 b. secure a third-year interim review to determine
23 whether the child advocacy center continues to meet
24 the National Children's Alliance standards in effect

1 at the time of its last accreditation. If a child
2 advocacy center fails the third-year review, the
3 center shall remain eligible for CAMA funding, but
4 shall have another review conducted in the fourth
5 year. If the child advocacy center fails the fourth-
6 year review, the center shall be ineligible to receive
7 CAMA funding until such time as the center receives
8 reaccreditation from the National Children's Alliance,
9 and

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

1 1-9-102 of this title, the center shall not be allowed
2 to reopen in that district or to receive CAMA funds.
3 The remaining center shall become the sole child
4 advocacy center for the district attorney's district.

5 B. Funding distribution pursuant to the provisions of this
6 section shall be determined:

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

- 9 a. freestanding multidisciplinary child abuse team - 1,
- 10 b. hospital team - 1,
- 11 c. nonurban centers - 4,
- 12 d. mid-level nonurban centers - 6, and
- 13 e. urban centers - 24;

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

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

17 4. Equally distributing funding to each applicant in the
18 corresponding category based on the amounts obtained by multiplying
19 the total available funding by the calculated percentages.

20 C. ~~1. Pursuant to the provisions of Section 1-9-103 of this~~
21 ~~title, by~~ By January 31, 2003, and by January 31 of each year
22 thereafter, the Department shall disburse monies from the Child
23 Abuse Multidisciplinary Account ~~to eligible multidisciplinary child~~
24 ~~abuse teams and~~ to eligible child advocacy centers. A child

1 advocacy center shall be in compliance with the provisions of
2 Section 1-9-102 of this title to be eligible for Child Abuse
3 Multidisciplinary Account funding. The disbursement shall be a
4 single, annual disbursement, for the collection period of the
5 preceding year beginning October 1 through September 30.

6 ~~2.~~ D. A report issued by the Oklahoma Commission on Children
7 and Youth to the Oklahoma Legislature outlining performance measures
8 for all multidisciplinary teams, including those associated with
9 child advocacy centers, and recommendations on the funding formula
10 provided for in this section shall be transmitted to the Oklahoma
11 Legislature no later than December 31, 2015. The Department, the
12 ~~Child Abuse Training and Coordinating Council~~ Commission, and the
13 Children's Advocacy Centers of Oklahoma, Inc., shall meet annually,
14 ~~after September 30, 2002,~~ to review and certify the amount of CAMA
15 and CAMTA funds to be disbursed.

16 ~~D.~~ E. A team or center may carry over funding for a period of
17 one (1) year after allocation, such one-year period to begin in
18 January and end in December of the same year; provided, however,
19 funds not used within twenty-four (24) months of the original
20 allocation will be deducted from the contract amount for the next
21 contract year. If a team or center is ineligible for funding in an
22 upcoming year, unused funds from the current or previous years shall
23 be returned to the CAMA ~~account~~ or CAMTA Funds for use in subsequent
24 years.

1 ~~E. F. The Department of Human Services Commission~~ is hereby
2 authorized to receive one-half of one percent (0.5%) in
3 administrative costs from the ~~CAMA account~~ CAMTA Fund. The
4 Department of Human Services is hereby authorized to receive one-
5 half of one percent (0.5%) in administrative costs from the CAMA
6 fund.

7 SECTION 5. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 1-9-104a of Title 10A, unless
9 there is created a duplication in numbering, reads as follows:

10 The Oklahoma Commission on Children and Youth shall contract
11 with eligible providers as authorized by this act.

12 SECTION 6. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 1-9-104b of Title 10A, unless
14 there is created a duplication in numbering, reads as follows:

15 The Oklahoma Commission on Children and Youth and the Department
16 of Human Services shall promulgate rules to implement the provisions
17 of this act.

18 SECTION 7. This act shall become effective November 1, 2015.

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20 55-1-7376 JM 04/09/15