

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 55th Legislature (2015)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 534

By: Griffin of the Senate

and

Nelson of the House

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8
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10 COMMITTEE SUBSTITUTE

11 [child abuse - heirloom birth certificates -
12 Oklahoma Commission on Children and Youth - Child
13 Abuse Multidisciplinary Team Account Fund -
14 Department of Human Services - codification -
15 effective date]

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

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

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

1 promote and sell copies of the certificate. An heirloom birth
2 certificate shall not be used as evidence of live birth nor
3 identification purposes.

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

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

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

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

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 the fund shall be made upon warrants issued by the State Treasurer
2 against claims filed as prescribed by law with the Director of the
3 Office of Management and Enterprise Services for approval and
4 payment.

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

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

12 B. 1. The fund shall consist of:

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

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

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

24

1 2. The monies deposited in the fund shall at no time become
2 monies of the state and shall not become part of the general budget
3 of the Commission or any other state agency. Except as otherwise
4 authorized by this section, no monies from the fund shall be
5 transferred for any purpose to any other state agency or any account
6 of the Commission or be used for the purpose of contracting with any
7 other state agency or reimbursing any other state agency for any
8 expense.

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

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

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

16 2. One hospital team pursuant to subsection E of Section 1-9-
17 102 of this title; and

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

21 a. be eligible for Child Abuse Multidisciplinary Account
22 (CAMA) funding upon accreditation by the National
23 Children's Alliance,
24

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

13 c. remain the center for the district attorney's district
14 as long as the center is accredited and eligibility is
15 maintained pursuant to the provisions of Section 1-9-
16 102 of this title. If a center does not remain
17 eligible pursuant to the provisions of Section 1-9-102
18 of this title, endorsement by the district attorney as
19 the child advocacy center for the district may be
20 sought by any entity beginning with the calendar year
21 after the center is determined to be ineligible. The
22 two centers in district number (4) and district number
23 (13) that were accredited as of the effective date of
24 this act shall continue to receive funding at the

1 nonurban level. Should one of the exempted centers
2 close or no longer meet the criteria for a child
3 advocacy center pursuant to the provisions of Section
4 1-9-102 of this title, the center shall not be allowed
5 to reopen in that district or to receive CAMA funds.
6 The remaining center shall become the sole child
7 advocacy center for the district attorney's district.

8 B. Funding distribution pursuant to the provisions of this
9 section shall be determined:

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

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

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

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

20 4. Equally distributing funding to each applicant in the
21 corresponding category based on the amounts obtained by multiplying
22 the total available funding by the calculated percentages.

23 C. ~~1. Pursuant to the provisions of Section 1-9-103 of this~~
24 ~~title, by~~ By January 31, 2003, and by January 31 of each year

1 thereafter, the Department shall disburse monies from the Child
2 Abuse Multidisciplinary Account ~~to eligible multidisciplinary child~~
3 ~~abuse teams and~~ to eligible child advocacy centers. A child
4 advocacy center shall be in compliance with the provisions of
5 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.

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

19 ~~D.~~ E. A team or center may carry over funding for a period of
20 one (1) year after allocation, such one-year period to begin in
21 January and end in December of the same year; provided, however,
22 funds not used within twenty-four (24) months of the original
23 allocation will be deducted from the contract amount for the next
24 contract year. If a team or center is ineligible for funding in an

1 upcoming year, unused funds from the current or previous years shall
2 be returned to the CAMA ~~account~~ or CAMTA Funds for use in subsequent
3 years.

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

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

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

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

18 The Oklahoma Commission on Children and Youth and the Department
19 of Human Services shall promulgate rules to implement the provisions
20 of this act.

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

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23 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
24 04/09/2015 - DO PASS, As Amended.