

**OFFICE OF JUVENILE AFFAIRS**  
**MARCH**  
**MONTHLY BOARD MEETING MINUTES**

**March 21, 2008**

**BOARD MEMBERS**

Present: Charlie Jackson  
Lonelia Simmons  
Edward L. Smith  
Linda Ware Toure  
Gary A. Taylor  
George Lindley

Absent: Jay Keel

**PRESENT FROM THE OFFICE OF JUVENILE AFFAIRS**

Gary P. Bolin, Dorothy Brown, Gene Christian, Paula Christiansen, Kevin Clagg, Jeff Gifford, Donna Glandon, Dennis Gober, Jim Goble, Kimberlee Gray, JLYnn Hartman, Tony Jones, Tammy Kelly, Linda McLennan, Len Morris, Vera Morris, Cathy Olberding, Dave Olberding, Elizabeth Stewart, Shantha Varahan

**OTHERS PRESENT**

Todd Acton, Robert Cornelius, Stella Church, Special Judge Janet Foss, Meahan Theobald, Georgiana Stephens, Joanne Verity

**CALL TO ORDER**

Chairman Judge George Lindley called the March, 2008 Meeting of the Board of Directors of the Office of Juvenile Affairs to order at 10:00 a.m. at the Cleveland County Health Department Auditorium, 250 12<sup>th</sup> Avenue Northeast, Norman, OK 73071.

**STATEMENT OF COMPLIANCE WITH THE OPEN MEETING ACT**

Ms. Linda McLennan, Board Secretary, confirmed the Board of Juvenile Affairs is in compliance with the Open Meeting Act.

**INTRODUCTION OF GUESTS**

Mr. Gene Christian, Executive Director, introduced guests attending the meeting: Joanne Verity from OCCY; Stella Church representing Secretary Howard Hendrick; Ms. Georgiana Stephens from the Office of State Finance. There were also guests from the Southwest Plains Treatment Services and introductions would be made later in the meeting.

**SPECIAL RECOGNITION OF CHARLIE JACKSON**

Chairman Judge George Lindley presented 2007 Chairman Charlie Jackson with a desk clock and thanked him for his service to the Board. Mr. Jackson has been a member of the OJA Board of Directors since 2003.

**PUBLIC COMMENTS**

There were no Public Comments.

**SOUTHERN PLAINS TREATMENT SERVICES, INC.**

Mr. Todd Acton, Executive Director of the Residential Treatment Center presented to the board. Mr. Acton introduced employees, Robert Cornelius and Meahan Theobald. Southern Plains Treatment Services, Inc. is a 32-bed facility with 14 clients housed as of this morning. The Center has only been open within the last couple of weeks. The main function of the center is to address the mental health of youth which has not been available until now. The Board Members will tour the facility before adjourning the meeting today.

**EXECUTIVE DIRECTOR'S REPORT**

Mr. Christian presented and directed the Board Members to the prepared text for last month's activities.

**REPORTS**

**FINANCE REPORT**

Ms. Shantha Varahan, Financial Services Division Administrator, presented the Finance Report for the Month ended February 29, 2008.

FY-08 Budget Projections as of February 29, 2008

Description	Totals
FY-2008 Budget Work Program	\$123,957,863
Year-to-Date Expenditures	(73,657,555)
Encumbrances	(32,031,445)
Balance as of February 29, 2008	18,268,863
Less: Pending Remaining Payroll Costs (Estimated)	(17,516,452)
Less: Remaining Travel Budget	(125,676)
Less: Restricted Funds	(379,525)
Less: Pending Encumbrances/Transfers	(315,000)
Less: Operational Deficit	(2,152,991)
<b>Balance Available (Deficit)</b>	<b>(2,220,781)</b>

FY-08 Budget to Actual for Payroll as of February 29, 2008

	State Office	Residential Services	JSU	Totals
YTD BWP	4,138,636	17,905,156	11,735,304	33,779,096
YTD Exp	4,056,504	17,314,491	11,512,931	32,883,926
YTD Vary	82,132	590,665	222,373	895,170

State Office includes OJJDP, JAIBG, and MIS

Travel Costs Comparison to Budget as of February 29, 2008

- Agency Year-to-Date Budget \$ 280,416
- Year-to-Date Expenditures \$ 259,448
- Year-to-Date Variance **\$ 20,968**

General Revolving Fund Revenue Status – February 29, 2008

General Revolving Fund	Budget to Date	Receipts	In Transit	Variance
SSI and SSA Support	123,333	137,085	0	13,752
Income from Rent	7,471	4,602	948	(1,921)
School Lunch Program	348,623	328,949	47,374	27,700
Inter-Agency Reimbursements	5,200	4,097	10,324	9,221
Reimbursements – Non-Federal	23,059	24,889	0	1,830
Sales of Documents & Merchandise	7,528	9,495	3,706	5,673
Other Receipts	61,399	36,324	13,502	(11,573)
Parental Responsibility-Child Support	155,760	154,799	15,812	14,851
<b>Total Revolving Fund</b>	<b>\$732,373</b>	<b>\$700,240</b>	<b>\$91,666</b>	<b>\$59,533</b>

Agency Special Funds as of February 29, 2008

- 701 Trust Fund \$ 447,801
- 702 Canteen Fund 13,975
- 703 Donation Fund 1,455
- 706 Dedicated Fund 17

Title XIX and Title IV-E Revenue as of January 31, 2008

Type	Projections for FY-08		Actual FY-08		
	Annual Revenue	YTD Revenue	Receipts	In Transit	Variance
TCM	3,000,000	2,100,000	1,939,468	84,096	(76,436)
RBMS	5,177,817	3,624,472	3,389,185	460,970	225,683
Admin	175,000	122,500	132,585	43,930	54,015
Total IV-E	280,000	188,462	253,413	31,635	96,586
<b>Total</b>	<b>\$8,632,817</b>	<b>\$6,035,434</b>	<b>\$5,714,651</b>	<b>\$492,041</b>	<b>\$299,848</b>

Emergency Purchases

Date	Location	Description	Repair Cost
2/28/08	L.E. Rader	Replace motor & control panel ITP Lift Station	\$18,000

Sole Source

Vendor	Date	Cost	Requestor	Division/Purpose
No Sole source Contracts this period.				

**LEGISLATIVE REPORT**

Ms. J Lynn Hartman, Legislative Liaison, presented an Legislative Update of the 2008 Second Session of the Oklahoma 51<sup>st</sup> Legislature or those pertaining to or having effects on the Office Juvenile Affairs.

**HOUSE BILLS**

Bill/Author	Description	Status
<b><u>HB1578 c</u></b> H: Peters S: Paddock	Requiring the Office of Juvenile Affairs to assist in the establishment of juvenile drug courts. FI=\$44-46K/drug court/yr + on-going cost \$169,470.	H-Hum Serv Passed H(100-0) S-Appropriations/HS
<b><u>HB1864 c*</u></b> H: Shannon S: CJohnson	Delinquency and Youth Gang Intervention and Prevention. FI=\$150K for technical assistance.	H-Jud & Pub Saf Passed H(99-1) S-Appropriations/HS
<b><u>HB2094</u></b> H: Tibbs S: Crain	Adding assault and battery upon any corrections personnel to the list of crimes in which a juvenile may be considered as an adult.	H-Rules Passed H(92-5) S-Crim Jur
<b><u>HB2525</u></b> H: Glenn S: Garrison	Authorizes school personnel to report conduct of students to school officials and law enforcement. ENGR: Employers are prohibited from employing registered sex offenders in a school or school district.	H-Ed Passed H(94-1) S-Ed
<b><u>HB2788</u></b> H: Jackson S: Corn	The KidSafe Child Abuse Task Force will access and maintain records and files of any state agency that has investigatory or prosecutorial powers with respect to alleged or adjudicated instances of child abuse or neglect including but not limited to OJA, DHS, OCCY, DMSAS, and OSBI	H-Jud & Pub Saf Passed H(96-1) S-
<b><u>HB2811</u></b> H: PPeterson S: Wilcoxson	Authorizing school districts to access confidential juvenile records via JOLTS.	H-Hum Serv Passed H(97-2) S-
<b><u>HB3001</u></b> H: DJohnson S: Sykes	Oklahoma Youth Gang Prevention. ENGR: an increased penalty for encouraging gang participation to include incarceration of not less than 1yr in DOC; any felony associated with a street gang shall serve an additional 5 years; modifies malicious injury to property amount, increases fine, and adds imprisonment. Requires school employees to notify the superintendent who shall notify law enforcement when a child under 18 is believed to be involved in gang activity. FI=\$260,650 for one agent and secretary, plus a 1-800 line.	H-Jud & Pub Saf Passed H(87-11) S-
<b><u>HB3325</u></b> H: Miller S: Aldridge	Relates to Oklahoma Central Purchasing Act. ENGR: modifies the powers and duties of the state purchasing director and the competitive bidding procedures and contracts; limits the use of purchase cards; increases emergency acquisitions amount for state agencies from \$35K to \$50K; clarifies DCS; repeals the notarized attachment of each contract. FI=\$0 state cost; potential savings to state agencies.	H-Gen Gov Passed H(93-7) S-
<b><u>HB3391</u></b> H: SMartin S: Sparks	Authorizes Governor to designate state agencies as Enterprise Agencies for 5 years to grant relief from certain personnel-related rules and any provision of the Central Purchasing Act and any administrative rule of DCS for procurement, fleet management, printing and copying, or maintenance of buildings and grounds, and acquisition and use of info tech. FI=Potential savings from agency innovations.	H-Gen Gov Passed H(51-50) S-

**SENATE BILLS**

Bill/Author	Summary	Status
<b><u>SB370 c*</u></b> S: Garrison H: Rousselot	Modifies the rate of reimbursement for juvenile detention services by deleting requirement in juvenile fund.	S-Appr/HS Passed S(36-10) H-Hum Serv
<b><u>SB489 c*</u></b> S: CJohnson H: Shannon	Modifying the Delinquency and Youth Gang Intervention and Prevention Act.	S-Hlth & Hum Res Passed S(43-1) H-Jud & Pub Saf Passed H(99-0) HAs received

<b><u>SB502 c*</u></b> S: MJohnson H: Winchester	Establishes divisions of OJA.	S-Appr/HS Pass S(44-0) H-Hum Serv
<b><u>SB619 c*</u></b> S: Adelson H: Adkins	Modifies competency hearing for juveniles.	S-Jud Passed S(31-13) H-Hum Serv
<b><u>SB1403</u></b> S: Anderson H: Duncan	Modifies the Youthful Offender Act relating to sentencing procedures, duration of sentence, and court procedures.	S-Jud Passed S(48-0) H-Jud & Pub Saf
<b><u>SB1421</u></b> S: Sparks H: Peters	Allows OJA and DHS to waive fingerprinting for all adults residing in a foster home for those who have a severe physical condition that precludes being fingerprinted. Permits one per quarter of the required visits by the agency to the foster child to occur in a location other than the foster home.	S-Hlth/Hmn Res Passed S(45-0) <i>H-Hum Serv</i>
<b><u>SB1673 *</u></b> S: Barrington H: Ingmire	Requires any state agency, board, department, commission or any other person or entity authorized to request a criminal history or analysis of fingerprints to have a national criminal history records check on all persons authorized to access or review the criminal history records checks information.	S-PubSaf&HmSec Passed S(45-0) H-Jud & Pub Saf
<b><u>SB1694 *</u></b> S: Burrage H: Jones	Directs DOE to establish mentorship programs in middle and high schools to reduce the dropout rates.	S-Ed Passed S(47-0) H-Ed
<b><u>SB1760</u></b> S: Williamson H: Peters	Authorizes the appointment of juvenile court case managers.	S-Jud Passed S(47-0) H-Hum Serv
<b><u>SB1763 *</u></b> S: Ballenger H: Peters	Clarifies juvenile bureaus as departments of county for legal representation only.	S-Gen Gov Passed S(46-0) H-Hum Serv
<b><u>SB1822 *</u></b> S: Eason Mcl H: Blackwell	Permits OJA to enter into Interlocal Agreements.	S-Appr/HS Passed S(47-0) H-Jud & Pub Saf
<b><u>SB1887 *</u></b> S: CJohnson H: Liebmann	Permitting law enforcement officers to inspect juvenile records without a court order.	S-Jud Passed S(42-5) H-Hum Serv
<b><u>SB1889</u></b> S: Lamb H: Blackwell	Permits juveniles to be placed in county jail and requires OJA to pay for all food, care and medical costs. FI=\$1,503,625.	S-Hum Serv Passed S(36-10) H-Jud & Pub Saf

There are also appropriations bills that were discussed but none of these bills has passed both the Senate and the House of Representatives.

**ACTION ITEMS**

**DISCUSSION AND/OR POSSIBLE ACTION TO APPROVE THE FEBRUARY 22, 2008 BOARD MEETING MINUTES.**

MOTION BY LONELIA SIMMONS WITH SECOND BY EDWARD SMITH TO APPROVE THE FEBRUARY 22, 2008 BOARD MEETING MINUTES AS PRESENTED.

MOTION PASSED

Voting Aye: Charlie Jackson  
 Lonnie Simmons  
 Edward Smith  
 Gary Taylor  
 George Lindley

Abstain: Linda Ware Toure

**DISCUSSION AND/OR POSSIBLE ACTION REGARDING THE INCREASED TRAVEL COSTS OF OJA PROVIDERS**

Mr. Jim Goble presented the Board Members with information explaining the travel costs are built into the contracts of the Providers.

No Action was Required.

Ms. Dorothy Brown, Assistant Attorney General, gave advice to the Board Members before voting to convene into Executive Session.

Items XI. (A) (B) (C) and (D) will be discussed in Executive Session due to confidential nature of communications between the Board and its attorneys concerning pending investigations and litigation. To discuss such in open session would seriously impair the ability of the Board to handle the pending litigations in the public's best interest.

**VOTE TO CONVENE INTO EXECUTIVE SESSION**

MOTION BY EDWARD SMITH WITH SECOND BY LINDA WARE TOURE TO CONVENE INTO EXECUTIVE SESSION.

MOTION PASSED

Voting Aye: Charlie Jackson  
Lonnie Simmons  
Edward Smith  
Linda Ware Toure  
Gary Taylor  
George Lindley

Charlie Jackson left the meeting at 11:45 a.m.

**VOTE TO RETURN TO OPEN SESSION**

MOTION BY EDWARD SMITH WITH SECOND BY LINDA WARE TOURE TO RETURN TO OPEN SESSION

MOTION PASSED

Voting Aye: Lonnie Simmons  
Edward Smith  
Linda Ware Toure  
Gary Taylor  
George Lindley

**POSSIBLE VOTE ON ITEMS FROM EXECUTIVE SESSION.**

DISCUSSION AND VOTE TO APPROVE THE EXECUTIVE DIRECTOR TO SHOW THE VIDEO OF THE COJA INCIDENT TO LEGISLATORS INDIVIDUALLY AFTER CONFIDENTIAL REQUEST OF OJA.

MOTION BY LONELIA SIMMONS WITH SECOND BY LINDA WARE TOURE.

MOTION PASSED

Voting Aye: Lonnie Simmons  
Edward Smith  
Linda Ware Toure  
Gary Taylor  
George Lindley

Linda Ware Toure left the meeting at 11:57 a.m.

**NEW BUSINESS**

There was no new business for discussion.

**TOUR OF THE SOUTHERN PLAINS TREATMENT SERVICES, INC.**

310 12<sup>TH</sup> Avenue NE  
Norman, OK 73071

The Board Members, staff and guests left the Auditorium of the Cleveland County Health Department and walked next door for a tour of the Southern Plains Treatment Services, Inc.

**ADJOURN**

MOTION BY LONELIA SIMMONS WITH SECOND BY EDWARD SMITH TO ADJOURN THE MEETING.  
MOTION PASSED

Voting Aye: Lonnie Simmons  
Edward Smith  
Gary Taylor  
George Lindley

The meeting was adjourned at 1:10 p.m.

Minutes approved in regular session on the *18<sup>th</sup>* day of *April, 2008*

*George W. Lindley*

Judge George W. Lindley, Chairman

PREPARED BY:

*Linda McLennan*

Linda McLennan  
Board Secretary