



# MEMORANDUM

Council Agenda  
Item No. IX.E.  
12/8/2015

## The City of OKLAHOMA CITY

TO: Mayor and City Council

FROM: James D. Couch, City Manager

Public hearing regarding Ordinance relating to Miscellaneous Provisions and Offenses, amending the Oklahoma City Municipal Code, 2010, creating Section 30-433.1, Neglect or Refusal to Compel Child to Attend School, and amending Section 30-434, Defenses, and Section 30-436, Penalties

### Background

State budget constraints are affecting the operations of the Oklahoma County District Attorney's Office to the extent that it is no longer able to acquire the funds necessary to staff a truancy program. The citizens of Oklahoma County must now rely on their respective municipalities to address truancy issues. This includes laws requiring a parent, guardian, or other person having custody of a child to compel child to attend school.

This ordinance therefore, parallels the state law and would allow police to enforce the duty to compel child to attend school in Municipal Court. The ordinance will penalize neglect or refusal to compel child to attend school within The City of Oklahoma City unless one of the ordinance's exceptions applies. Persons convicted under this ordinance shall, for the first conviction, be deemed guilty of a Class "a" offense, and, for the second or subsequent conviction, be deemed guilty of a Class "b" offense.

### Review

Police Department

Recommendation: Public hearing be held.

### Attachment