

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1072

By: Talley of the House

and

Stanley of the Senate

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9 COMMITTEE SUBSTITUTE

10 An Act relating to children; amending 10A O.S. 2021,
11 Section 1-4-703, which relates to investigation of
12 home conditions; requiring a court hearing;
13 instructing the court to assess report and make
14 certain determinations; and providing an effective
15 date.

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

17 SECTION 1. AMENDATORY 10A O.S. 2021, Section 1-4-703, is
18 amended to read as follows:

19 Section 1-4-703. A. After a petition has been filed, the court
20 may order the child to be examined and evaluated by a physician or
21 other appropriate professional to aid the court in making the proper
22 disposition concerning the child. The court may order a behavioral
23 health evaluation of a child as provided by the Inpatient Mental
24 Health and Substance Abuse Treatment of Minors Act.

 B. After adjudication and at the request of a judge in any
 juvenile proceeding, the Department of Human Services shall

1 investigate the home conditions and environment of the child and the
2 financial ability, occupation and earning capacity of the parent,
3 legal guardian or custodian of the child. Upon request by the court
4 of another state, the Department may conduct a similar
5 investigation.

6 C. Within sixty (60) days of the start of each placement of a
7 child in a qualified residential treatment program as defined in
8 Section 1-1-105 of this title, the court shall set a hearing to:

9 1. Consider the assessment, determination, and documentation
10 made by the qualified individual conducting the assessment and
11 submitted as part of the Department's written report;

12 2. Determine whether the needs of the child can be met through
13 placement in a foster family home or, if not, determine whether
14 placement of the child in a qualified residential treatment program
15 provides the most effective and appropriate level of care for the
16 child in the least restrictive environment;

17 3. Determine whether the child's current placement is
18 consistent with the short-term and long-term goals for the child, as
19 specified in the permanency plan for the child; and

20 4. Approve or disapprove the placement.

21 SECTION 2. This act shall become effective October 1, 2023.

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23 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CIVIL, dated
24 03/06/2023 - DO PASS, As Amended and Coauthored.