

1 **SENATE FLOOR VERSION**

2 April 4, 2023

3 ENGROSSED HOUSE
4 BILL NO. 1072

By: Talley of the House

5 and

6 Stanley of the Senate

7
8 An Act relating to children; amending 10A O.S. 2021,
9 Section 1-4-703, which relates to investigation of
10 home conditions; requiring a court hearing;
11 instructing the court to assess report and make
12 certain determinations; and providing an effective
13 date.

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

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

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

23 B. After adjudication and at the request of a judge in any
24 juvenile proceeding, the Department of Human Services shall
investigate the home conditions and environment of the child and the

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

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

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

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

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

19 4. Approve or disapprove the placement.

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

21 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
22 April 4, 2023 - DO PASS

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