

1 ENGROSSED HOUSE
2 BILL NO. 1072

By: Talley of the House

3 and

4 Stanley of the Senate

5
6 An Act relating to children; amending 10A O.S. 2021,
7 Section 1-4-703, which relates to investigation of
8 home conditions; requiring a court hearing;
9 instructing the court to assess report and make
10 certain determinations; and providing an effective
11 date.

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

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

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

20 B. After adjudication and at the request of a judge in any
21 juvenile proceeding, the Department of Human Services shall
22 investigate the home conditions and environment of the child and the
23 financial ability, occupation and earning capacity of the parent,
24 legal guardian or custodian of the child. Upon request by the court

1 of another state, the Department may conduct a similar
2 investigation.

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

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

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

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

17 4. Approve or disapprove the placement.

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

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1 Passed the House of Representatives the 14th day of March, 2023.

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4 Presiding Officer of the House
5 of Representatives

6 Passed the Senate the ___ day of _____, 2023.

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9 Presiding Officer of the Senate