

An Act

ENROLLED HOUSE
BILL NO. 1072

By: Talley of the House

and

Stanley of the Senate

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

SUBJECT: Children

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

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

Section 1-4-703. A. After a petition has been filed, the court may order the child to be examined and evaluated by a physician or other appropriate professional to aid the court in making the proper disposition concerning the child. The court may order a behavioral health evaluation of a child as provided by the Inpatient Mental 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 investigate the home conditions and environment of the child and the financial ability, occupation and earning capacity of the parent, legal guardian or custodian of the child. Upon request by the court of another state, the Department may conduct a similar investigation.

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

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

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

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

4. Approve or disapprove the placement.

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

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

Presiding Officer of the House
of Representatives

Passed the Senate the 18th day of April, 2023.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____