

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 58th Legislature (2021)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2351

By: **Talley** and Lawson

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8                                   COMMITTEE SUBSTITUTE

9                   An Act relating to children and the Juvenile Code;  
10                   amending 10A O.S. 2011, Section 1-4-703, which  
11                   relates to investigation of home conditions;  
12                   requiring a court hearing; instructing the court to  
13                   assess report and make certain determinations; and  
14                   providing an effective date.

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

16                   SECTION 1.           AMENDATORY           10A O.S. 2011, Section 1-4-703, is  
17 amended to read as follows:

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

24                   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 conduct 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, 2021.

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23 COMMITTEE REPORT BY: COMMITTEE ON CHILDREN, YOUTH AND FAMILY  
24 SERVICES, dated 02/17/2021 - DO PASS, As Amended and Coauthored.