1	HOUSE OF REPRESENTATIVES - FLOOR VERSION	
2	STATE OF OKLAHOMA	
3	1st Session of the 55th Legislature (2015)	
4	ENGROSSED SENATE	
5	BILL NO. 541 By: Brooks of the Senate	
6	and	
7	Cockroft of the House	
8		
9	An Act relating to the Department of Human Services;	
10	amending 10 O.S. 2011, Section 405.3, as amended by Section 8, Chapter 308, O.S.L. 2013 (10 O.S. Supp.	
11		
12	modifying grounds for placement on registry to include certain persons; providing certain	
13	construction; and providing an effective date.	
14		
15	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:	
16	SECTION 1. AMENDATORY 10 O.S. 2011, Section 405.3, as	
17	amended by Section 8, Chapter 308, O.S.L. 2013 (10 O.S. Supp. 2014,	
18	Section 405.3), is amended to read as follows:	
19	Section 405.3. A. On or before July 1, 2010, the Department of	
20	Human Services shall promulgate rules to establish and maintain the	
21	Child Care Restricted Registry, accessible to the public through an	
22	online database, to address:	
23	1. A procedure for recording individuals on the restricted	
24	registry resulting from:	

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1		a. a <u>substantiated</u> finding of abuse or neglect, as
2		defined in Section 1-1-105 of Title 10A of the
3		Oklahoma Statutes, by an individual when the abuse or
4		neglect occurred to children while in the care of a
5		child care facility licensed by the Department or by
6		an adult in a family child care home when the adult's
7		presence is incidental to the operation of the family
8		<pre>child care home,</pre>
9		b. a revocation or denial of a child care facility
10		license, and
11		c. a specified criminal history of an individual, as
12		defined by rules promulgated by the Department;
13	2. A	procedure to provide notice and an opportunity for review
14	prior to	recording an individual on the restricted registry;
15	3. D	isclosure requirements for information on the restricted
16	registry;	and
17	4. A	procedure to prohibit licensure, ownership, employment,
18	unsupervi	sed access to children $_{m{ au}}$ or residence in a child care
19	facility	licensed by the Department of individuals recorded on the
20	restricte	d registry.
21	в. т	he Child Care Restricted Registry shall include, but not be
22	limited t	o:
23	1. т	he full name of the individual;
24	2. I	nformation necessary to identify the individual; and

1	3. The date the individual was recorded on the restricted		
2	registry.		
3	C. Nothing in this section shall be construed as to permit the		
4	placement of an operator of a child care facility on the Child Care		
5	Restricted Registry unless the operator:		
6	1. Is the subject of a substantiated finding of child abuse or		
7	neglect;		
8	2. Has been subject to a revocation or denial of a child care		
9	facility license; or		
10	3. Has a specified criminal history, as defined by rules		
11	promulgated by the Department.		
12	SECTION 2. This act shall become effective November 1, 2015.		
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14	COMMITTEE REPORT BY: COMMITTEE ON CHILDREN, YOUTH, AND FAMILY SERVICES, dated 03/24/2015 - DO PASS.		
15	bliviels, dated 03/21/2013 bo 1135.		
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