

ENGROSSED SENATE
BILL NO. 377

By: Helton of the Senate
and
Askins of the House

[children - Oklahoma Child Care Facilities Licensing
Act - effective date]

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

SECTION 1. AMENDATORY 10 O.S. 1991, Section 404.1, as amended by Section 4, Chapter 122, O.S.L. 1993 (10 O.S. Supp. 1994, Section 404.1), is amended to read as follows:

Section 404.1 A. The owner or administrator of a child care facility, other than a ~~foster family home or a~~ day care center, providing full-time care or twenty-four-hour supervised care shall arrange, prior to employment, for a criminal history investigation conducted by the Oklahoma State Bureau of Investigation for an applicant for employment.

B. 1. Every owner or administrator of a day care center and a family day care home shall arrange, prior to employment, for a criminal history investigation conducted by the Oklahoma State Bureau of Investigation for an applicant for employment.

2. Prior to placement of a child into a foster family home, the Department of Human Services shall arrange for a criminal history investigation, conducted by the Oklahoma State Bureau of Investigation, for a foster family applicant.

C. A conviction for a crime shall not be an absolute bar to employment, but shall be considered in relation to specific employment duties and responsibilities.

D. Information received by an owner or administrator of a child care facility or a day care center pursuant to this section shall be maintained in a confidential manner. Whenever an applicant is subsequently employed by ~~said~~ the owner or administrator, ~~said~~ the information shall not be made a part of ~~that~~ the individual's personnel records.

E. A criminal history investigation conducted by the Oklahoma State Bureau of Investigation pursuant to this section shall include a search of Department of Corrections' files maintained pursuant to the Sex Offenders Registration Act, Section 581 et seq. of Title 57 of the Oklahoma Statutes.

SECTION 2. This act shall become effective November 1, 1995.

Passed the Senate the 27th day of February, 1995.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1995.

Speaker of the House of Representatives