

ENROLLED HOUSE
BILL NO. 2231

By: Askins of the House

and

Harrison of the Senate

An Act relating to sunset; amending Section 4, Chapter 327, O.S.L. 1994 (63 O.S. Supp. 1997, Section 1-550.3), which relates to infants born exposed to alcohol and other harmful substances; removing the Task Force on Perinatal Substance Abuse from law; repealing Section 1, Chapter 209, O.S.L. 1993 (63 O.S. Supp. 1997, Section 1-239), which relates to the Task Force on Perinatal Substance Abuse; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 4, Chapter 327, O.S.L. 1994 (63 O.S. Supp. 1997, Section 1-550.3), is amended to read as follows:

Section 1-550.3 A. The Department of Human Services shall establish and maintain an up-to-date Record of Infants Born Exposed to Alcohol and Other Harmful Substances. Such record shall include data necessary for surveys and scientific research, and other data which is necessary and proper to further the recognition, prevention and treatment of infants born addicted to or prenatally exposed to harmful substances and shall be based upon information collected by the Department as a result of investigations made pursuant to Section ~~846~~ 7103 of Title ~~21~~ 10 of the Oklahoma Statutes. For purposes of this section, "harmful substances" means an intoxicating liquor or a controlled dangerous substance.

B. The Record of Infants Born Exposed to Alcohol and Other Harmful Substances shall include, but not be limited to, the following information:

1. The classification of the birth hospital, whether it is public or private;
2. Results of the toxicology report on an infant and its mother and, if positive, the type of drug or drugs involved;
3. The date of birth, birth weight, gestational age and race of the infant;
4. The county of residence;
5. The date and county of report;
6. Demographic information on the mother including, but not limited to, age, race, education level, marital status, income level, whether prenatal care was received and the type of prenatal care received, whether it was private, public health clinic or hospital clinic;
7. Type of treatment, whether the mother was referred for inpatient or outpatient; and
8. Whether the child was recommended for removal from custody of the parent.

C. Nothing in this section shall be construed to compel any infant or mother reported pursuant to the provisions of this act to submit to any medical examination, treatment or supervision of any kind.

D. The Commission for Human Services shall promulgate rules to carry out the provisions of this section and the Department of Human Services shall adopt agency policy directing employees of the Child Welfare Division within the Department of Human Services to collect and compile any and all data and information gathered from investigations made pursuant to Section ~~846~~ 7103 of Title ~~21~~ 10 of the Oklahoma Statutes necessary for the purposes of this section.

E. ~~Beginning January 1, 1996, the~~ The Department of Human Services shall compile and evaluate information received from the reports required pursuant to this section into a report to be distributed on or before January 1 of each year to the Governor, the President Pro Tempore of the Senate, the Speaker of the House of Representatives, ~~the Task Force on Perinatal Substance Abuse~~ and such other persons as the Department deems advisable or necessary.

SECTION 2. REPEALER Section 1, Chapter 209, O.S.L. 1993 (63 O.S. Supp. 1997, Section 1-239), is hereby repealed.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 18th day of February,
1998.

Speaker of the House of
Representatives

Passed the Senate the 30th day of March, 1998.

President of the Senate