

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB639 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Arthur Hulbert _____

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 PROPOSED
4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 639

By: David, Treat, Ivester and
Griffin of the Senate

7 and

Hulbert of the House

8
9
10 PROPOSED COMMITTEE SUBSTITUTE

11 [Child Abuse Response Team - increasing certain
12 full-time equivalent positions - Oklahoma State
13 Bureau of Investigation -
14 emergency]

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

18 SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.38, as
19 amended by Section 3, Chapter 153, O.S.L. 2012 (74 O.S. Supp. 2012,
20 Section 150.38), is amended to read as follows:

21 Section 150.38 A. Subject to the availability of funds, there
22 is hereby established within the Oklahoma State Bureau of
23 Investigation the Child Abuse Response Team (CART) for the purpose
24 of investigating cases of physical and sexual abuse of a child. For

1 the purpose of implementing CART, the Bureau shall employ at least
2 ~~one Child Abuse Response Team (CART) investigator and at least one~~
3 ~~Child Abuse Response Team (CART) forensic interviewer~~ eight Law
4 Enforcement Special Agents assigned to the CART which shall be full-
5 time-equivalent positions within the Bureau ~~compensated at the same~~
6 ~~pay rate as a senior level investigator agent.~~ The previously
7 unclassified positions of CART investigator and CART forensic
8 interviewer shall be transferred to and placed in the classified
9 service without a loss in salary.

10 B. In addition to any other law or rule specifying requirements
11 or qualifications for an OSBI agent to be employed by the Bureau,
12 the Child Abuse Response Team employees shall be qualified for the
13 respective positions as follows:

14 1. Every CART ~~investigator~~ Agent shall:

15 a. have at least ~~five (5) years'~~ three (3) years of
16 experience as a ~~law enforcement officer or~~ criminal
17 investigator in a law enforcement agency or agencies
18 ~~with preference given to additional years in law~~
19 ~~enforcement,~~

20 b. be currently certified as a peace officer by the
21 Council on Law Enforcement Education and Training
22 (CLEET),

23 c. have served as the primary criminal investigative
24 officer in a law enforcement agency or agencies ~~with~~

1 ~~experience as the primary investigative officer on at~~
2 ~~least five hundred cases of physical or sexual abuse~~
3 ~~of a child,~~

4 d. have graduated from an accredited college or
5 university with a bachelor degree ~~with preference~~
6 ~~given to a post-graduate degree, and~~

7 e. ~~be not currently employed by the Oklahoma State Bureau~~
8 ~~of Investigation, nor employed by such agency within~~
9 ~~the previous six (6) months immediately preceding an~~
10 ~~application for the position of CART investigator.~~

11 ~~2. Every CART forensic interviewer shall:~~

12 ~~a. have experience in conducting forensic interviews and~~
13 ~~shall have conducted a minimum of five hundred child~~
14 ~~forensic interviews of children in cases of physical~~
15 ~~or sexual abuse of a child,~~

16 ~~b. have graduated from an accredited college or~~
17 ~~university with a bachelor degree with preference~~
18 ~~given to a post-graduate degree,~~

19 ~~e. f. have experience as an expert witness and shall have~~
20 ~~been certified as an expert witness testifying in~~
21 ~~cases of physical or sexual abuse of a child ~~in at~~~~
22 ~~least twenty-five legal proceedings in a court of~~
23 ~~competent jurisdiction, and~~

1 ~~d. g.~~ have completed at least one hundred (100) hours of
2 education or training on forensic interviewing of a
3 child, ~~and~~

4 ~~e.~~ ~~be not currently employed by the Oklahoma State Bureau~~
5 ~~of Investigation, nor employed by such agency within~~
6 ~~the previous six (6) months immediately preceding an~~
7 ~~application for the position of CART forensic~~
8 ~~interviewer.~~

9 ~~3. 2.~~ If the director of the Oklahoma State Bureau of
10 Investigation is unable to find a person whose qualifications meet
11 or exceed the qualifications specified for the position of ~~CART~~
12 ~~investigator or CART forensic interviewer~~ Law Enforcement Special
13 Agent assigned to the CART, the director is authorized to offer such
14 position to a person whose qualifications substantially meet the
15 qualifications specified for the position.

16 C. The Bureau may promulgate rules, procedures and forms
17 necessary to establish and implement the functions of the Child
18 Abuse Response Team and to coordinate responsibilities with other
19 persons or agencies having responsibilities relating to child abuse
20 investigation and response to child abuse. Members of the Child
21 Abuse Response Team are authorized, when available, to be involved
22 and utilized in investigations of crimes other than cases of
23 physical and sexual abuse of a child.

1 D. On or before July 1, 2015, the Bureau shall submit to the
2 Governor, President Pro Tempore of the Oklahoma State Senate, and
3 Speaker of the Oklahoma House of Representatives a statistical
4 report regarding the activities of the CART.

5 SECTION 2. It being immediately necessary for the preservation
6 of the public peace, health and safety, an emergency is hereby
7 declared to exist, by reason whereof this act shall take effect and
8 be in full force from and after its passage and approval.

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10 54-1-7655 GRS 03/28/13

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