

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 2585

By: Peterson

7 COMMITTEE SUBSTITUTE

8 An Act relating to children; permitting application
9 for emergency hearing in deprived child cases;
10 directing court to conduct hearing; providing hearing
11 before presiding judge; authorizing court to issue
12 emergency order; providing for codification; and
13 providing an effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1-4-807.1 of Title 10A, unless
17 there is created a duplication in numbering, reads as follows:

18 A. Once a child is the subject of a deprived child proceeding,
19 any party may file a verified application for an emergency hearing
20 that demonstrates harm or threatened harm to the health, safety or
21 welfare of that child. Upon receipt of the application for
22 emergency hearing, the court shall have seventy-two (72) hours to
23 conduct a hearing. If the court fails to conduct a hearing within
24 that time, the movant may present the application for emergency

1 hearing to the presiding judge or the presiding juvenile judge of
2 the judicial district who shall conduct an emergency hearing within
3 twenty-four (24) hours of receipt of the application.

4 B. Nothing in this section shall prohibit a court from issuing
5 an emergency order sua sponte to protect the health, safety and
6 welfare of a child subject to a deprived child proceeding in
7 juvenile court pending hearing on the application.

8 SECTION 2. This act shall become effective November 1, 2014.

9

10 54-2-10156 EK 02/18/14

11

12

13

14

15

16

17

18

19

20

21

22

23

24