

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   2nd Session of the 54th Legislature (2014)

4   COMMITTEE SUBSTITUTE  
5   FOR  
6   HOUSE BILL NO. 2585

By: Peterson of the House

and

Paddack of the Senate

7  
8  
9  
10                                   COMMITTEE SUBSTITUTE

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

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

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

21           A.   Once a child is the subject of a deprived child proceeding,  
22           any party may file a verified application for an emergency hearing  
23           that demonstrates harm or threatened harm to the health, safety or  
24           welfare of that child. Upon receipt of the application for

1 emergency hearing, the court shall have seventy-two (72) hours to  
2 conduct a hearing. If the court fails to conduct a hearing within  
3 that time, the movant may present the application for emergency  
4 hearing to the presiding judge or the presiding juvenile judge of  
5 the judicial district who shall conduct an emergency hearing within  
6 twenty-four (24) hours of receipt of the application.

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

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

12  
13 COMMITTEE REPORT BY: COMMITTEE ON HUMAN SERVICES, dated 02/19/2014 -  
14 DO PASS, As Amended and Coauthored.

15  
16  
17  
18  
19  
20  
21  
22  
23  
24