

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2585

By: Peterson

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5  
6 AS INTRODUCED

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

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

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 1-4-717 of Title 10A, unless  
16 there is created a duplication in numbering, reads as follows:

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

1 conduct an emergency hearing within twenty-four (24) hours of  
2 receipt of the application.

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

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

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