

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1786

By: David

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6 AS INTRODUCED

7 An Act relating to the Oklahoma State Bureau of  
8 Investigation; amending 74 O.S. 2011, Section 150.38,  
9 as amended by Section 3, Chapter 153, O.S.L. 2012 (74  
10 O.S. Supp. 2013, Section 150.38), which relates to  
11 the Child Abuse Response Team; clarifying language;  
12 and providing an effective date.

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

14 SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.38, as  
15 amended by Section 3, Chapter 153, O.S.L. 2012 (74 O.S. Supp. 2013,  
16 Section 150.38), is amended to read as follows:

17 Section 150.38. A. Subject to the availability of funds, there  
18 is hereby established within the Oklahoma State Bureau of  
19 Investigation the Child Abuse Response Team (CART) for the purpose  
20 of investigating cases of physical and sexual abuse of a child. For  
21 the purpose of implementing CART, the Bureau shall employ at least  
22 one Child Abuse Response Team (CART) investigator and at least one  
23 Child Abuse Response Team (CART) forensic interviewer which shall be  
24 full-time-equivalent positions within the Bureau compensated at the  
same pay rate as a senior level investigator agent.

1 B. In addition to any other law or rule ~~specifying~~ stipulating  
2 requirements or qualifications for an OSBI agent to be employed by  
3 the Bureau, the Child Abuse Response Team employees shall be  
4 qualified for the respective positions as follows:

5 1. Every CART investigator shall:

6 a. have at least five (5) years' experience as a law  
7 enforcement officer or criminal investigator in a law  
8 enforcement agency or agencies with preference given  
9 to additional years in law enforcement,

10 b. be currently certified as a peace officer by the  
11 Council on Law Enforcement Education and Training  
12 (CLEET),

13 c. have served as the primary criminal investigative  
14 officer in a law enforcement agency or agencies with  
15 experience as the primary investigative officer on at  
16 least five hundred cases of physical or sexual abuse  
17 of a child,

18 d. have graduated from an accredited college or  
19 university with a bachelor degree with preference  
20 given to a post-graduate degree, and

21 e. be not currently employed by the Oklahoma State Bureau  
22 of Investigation, nor employed by such agency within  
23 the previous six (6) months immediately preceding an  
24 application for the position of CART investigator.

1       2. Every CART forensic interviewer shall:

2           a. have experience in conducting forensic interviews and  
3               shall have conducted a minimum of five hundred child  
4               forensic interviews in cases of physical or sexual  
5               abuse of a child,

6           b. have graduated from an accredited college or  
7               university with a bachelor degree with preference  
8               given to a post-graduate degree,

9           c. have experience as an expert witness and shall have  
10               been certified as an expert witness in cases of  
11               physical or sexual abuse of a child in at least  
12               twenty-five legal proceedings in a court of competent  
13               jurisdiction,

14           d. have completed at least one hundred (100) hours of  
15               education or training on forensic interviewing of a  
16               child, and

17           e. be not currently employed by the Oklahoma State Bureau  
18               of Investigation, nor employed by such agency within  
19               the previous six (6) months immediately preceding an  
20               application for the position of CART forensic  
21               interviewer.

22       3. If the director of the Oklahoma State Bureau of  
23       Investigation is unable to find a person whose qualifications meet  
24       or exceed the qualifications specified for the position of CART

1 investigator or CART forensic interviewer, the director is  
2 authorized to offer such position to a person whose qualifications  
3 substantially meet the qualifications specified for the position.

4 C. The Bureau may promulgate rules, procedures and forms  
5 necessary to establish and implement the functions of the Child  
6 Abuse Response Team and to coordinate responsibilities with other  
7 persons or agencies having responsibilities relating to child abuse  
8 investigation and response to child abuse. Members of the Child  
9 Abuse Response Team are authorized, when available, to be involved  
10 and utilized in investigations of crimes other than cases of  
11 physical and sexual abuse of a child.

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

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