

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

COMMITTEE SUBSTITUTE  
FOR ENGROSSED  
SENATE BILL NO. 1140

By: Treat of the Senate

and

Dunlap of the House

COMMITTEE SUBSTITUTE

An Act relating to children; prohibiting requirement for certain private child-placing agency to participate in certain placements; prohibiting denial or renewal of certain license under certain circumstances; prohibiting denial of grants or contracts under certain circumstances; prohibiting certain civil action; providing exceptions; construing provisions; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-8-112 of Title 10A, unless there is created a duplication in numbering, reads as follows:

A. To the extent allowed by federal law, no private child-placing agency receiving neither federal nor state funds shall be required to perform, assist, counsel, recommend, consent to, refer,

1 or participate in any placement of a child for foster care or  
2 adoption when the proposed placement would violate the agency's  
3 written religious or moral convictions or policies.

4 B. The Department of Human Services shall not deny an  
5 application for an initial license or renewal of a license or revoke  
6 the license of a private child-placing agency receiving neither  
7 federal nor state funds because of the agency's objection to  
8 performing, assisting, counseling, recommending, consenting to,  
9 referring, or participating in a placement that violates the  
10 agency's written religious or moral convictions or policies.

11 C. A state or local government entity may not deny a private  
12 child-placing agency receiving neither federal nor state funds any  
13 grant, contract, or participation in a government program because of  
14 the agency's objection to performing, assisting, counseling,  
15 recommending, consenting to, referring, or participating in a  
16 placement that violates the agency's written religious or moral  
17 convictions or policies.

18 D. Refusal of a private child-placing agency receiving neither  
19 federal nor state funds to perform, assist, counsel, recommend,  
20 consent to, refer, or participate in a placement that violates the  
21 agency's written religious or moral convictions or policies shall  
22 not form the basis of a civil action.

23 E. Notwithstanding the provisions of this section, a private  
24 child-placing agency shall not refuse to perform any act otherwise

1 required by state or federal law, or authorize any act otherwise  
2 prohibited by state or federal law. The provisions of this act  
3 shall not be construed to allow a private child-placing agency to  
4 refuse any services to a child in the custody of the Department.

5 SECTION 2. This act shall become effective November 1, 2018.

6

7 56-2-10380 EK 04/11/18

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24