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ENGROSSED HOUSE
BILL NO. 2327

and
Stanley of the Senate

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

Section 405.3. A. The Department of Human Services shall promulgate rules to establish and maintain the Restricted Registry, accessible to the public through an online database, to address:

1. A procedure for recording individuals on the ~~restricted~~
~~registry~~ Restricted Registry resulting from:

1 a. a substantiated finding of abuse or neglect, as
2 defined in Section 1-1-105 of Title 10A of the
3 Oklahoma Statutes, by an individual when the abuse or
4 neglect occurred to a child while in the care of a
5 facility licensed, certified, operated or contracted
6 by or with the Department or the Office of Juvenile
7 Affairs. The provisions of this subparagraph shall
8 apply to:

9 (1) the Central Oklahoma Juvenile Center, the
10 Oklahoma Juvenile Center for Girls and the
11 Southwest Oklahoma Juvenile Center upon ~~the~~
12 ~~effective date of this act~~ November 1, 2017, and

13 (2) facilities licensed by, certified by or
14 contracting with the Office of Juvenile Affairs
15 after November 1, 2018,

16 b. a revocation or denial of a child care facility
17 license, and

18 c. a specified criminal history of an individual, as
19 defined by rules promulgated by the Department;

20 2. A procedure to provide notice and an opportunity for review
21 to the individual and, if the individual is an employee of a
22 facility licensed, certified, operated or contracted by or with the
23 Office of Juvenile Affairs, to the facility prior to recording an
24 individual on the ~~restricted registry~~ Restricted Registry;

1 3. Disclosure requirements for information on the ~~restricted~~
2 ~~registry~~ Restricted Registry; and

3 4. A procedure to prohibit licensure, ownership, employment,
4 unsupervised access to children or residence in a facility or
5 program licensed, certified, operated or contracted with by the
6 Department or the Office of Juvenile Affairs.

7 B. The Restricted Registry shall include, but not be limited
8 to:

9 1. The full name of the individual;

10 2. Information necessary to identify the individual; and

11 3. The date the individual was recorded on the ~~restricted~~
12 ~~registry~~ Restricted Registry.

13 C. Nothing in this section shall be construed as to permit the
14 placement of an operator of a child care facility on the Restricted
15 Registry unless the operator:

16 1. Is the subject of a substantiated finding of child abuse or
17 neglect;

18 2. Has been subject to a revocation or denial of a child care
19 facility license; or

20 3. Has a specified criminal history, as defined by rules
21 promulgated by the Department.

22 SECTION 2. This act shall become effective November 1, 2021.

23 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES
24 April 5, 2021 - DO PASS