| 1  | SENATE FLOOR VERSION<br>April 5, 2021   |
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| 2  | Apili 3, 2021   |
| 3  | ENGROSSED HOUSE   |
| 4  | BILL NO. 2327 By: Bashore and Lawson of the House   |
| 5  | and   |
| 6  | Stanley of the Senate   |
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| 8  |   |
| 9  | An Act relating to children; amending 10 O.S. 2011,<br>Section 405.3, as last amended by Section 2, Chapter |
| 10 | 253, O.S.L. 2017 (10 O.S. Supp. 2020, Section 405.3), which relates to the child care Restricted Registry;  |
| 11 | modifying notice requirements; requiring notice to individual and certain facilities prior to recording     |
| 12 | an individual on the Restricted Registry; and providing an effective date.                                  |
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| 15 | BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:   |
| 16 | SECTION 1. AMENDATORY 10 O.S. 2011, Section 405.3, as   |
| 17 | last amended by Section 2, Chapter 253, O.S.L. 2017 (10 O.S. Supp.  |
| 18 | 2020, Section 405.3), is amended to read as follows:  |
| 19 | Section 405.3. A. The Department of Human Services shall  |
| 20 | promulgate rules to establish and maintain the Restricted Registry,   |
| 21 | accessible to the public through an online database, to address:  |
| 22 | 1. A procedure for recording individuals on the restricted  |
| 23 | registry Restricted Registry resulting from:  |
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1 a substantiated finding of abuse or neglect, as a. defined in Section 1-1-105 of Title 10A of the 2 3 Oklahoma Statutes, by an individual when the abuse or neglect occurred to a child while in the care of a 4 5 facility licensed, certified, operated or contracted by or with the Department or the Office of Juvenile 6 7 Affairs. The provisions of this subparagraph shall 8 apply to: 9 (1) the Central Oklahoma Juvenile Center, the Oklahoma Juvenile Center for Girls and the 10 11 Southwest Oklahoma Juvenile Center upon the 12 effective date of this act November 1, 2017, and 13 facilities licensed by, certified by or (2) contracting with the Office of Juvenile Affairs 14 15 after November 1, 2018, a revocation or denial of a child care facility 16 b. license, and 17 a specified criminal history of an individual, as 18 с. defined by rules promulgated by the Department; 19 A procedure to provide notice and an opportunity for review 20 2. to the individual and, if the individual is an employee of a 21

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;

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2 registry Restricted Registry; and 3 4. A procedure to prohibit licensure, ownership, employment, unsupervised access to children or residence in a facility or 4 5 program licensed, certified, operated or contracted with by the Department or the Office of Juvenile Affairs. 6 The Restricted Registry shall include, but not be limited 7 Β. to: 8 9 1. The full name of the individual; 10 2. Information necessary to identify the individual; and The date the individual was recorded on the restricted 11 3. 12 registry Restricted Registry. C. Nothing in this section shall be construed as to permit the 13 placement of an operator of a child care facility on the Restricted 14 15 Registry unless the operator: 1. Is the subject of a substantiated finding of child abuse or 16 neglect; 17 2. Has been subject to a revocation or denial of a child care 18 facility license; or 19 3. Has a specified criminal history, as defined by rules 20 promulgated by the Department. 21 SECTION 2. This act shall become effective November 1, 2021. 22 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES 23 April 5, 2021 - DO PASS 24

3. Disclosure requirements for information on the restricted

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