

1 ENGROSSED HOUSE  
2 BILL NO. 3889

By: Ford of the House

and

Weaver of the Senate

3  
4  
5  
6  
7  
8 [ domestic violence - District Attorneys Council -  
9 domestic violence forensic exam pilot program -  
10 Domestic Violence Examination Fund - terms - Crime  
11 Victims Compensation Board - procedures for  
12 disbursing funds - limitations on amounts disbursed  
13 - requirements for claims - transfer of funds -  
14 appropriation - codification - effective date ]  
15  
16  
17

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

19 SECTION 1. NEW LAW A new section of law to be codified  
20 in the Oklahoma Statutes as Section 421.21 of Title 21, unless there  
21 is created a duplication in numbering, reads as follows:

22 A. Contingent upon the availability of funds, the District  
23 Attorneys Council shall develop and implement a five-year Domestic  
24 Violence Forensic Exam Pilot Program. The purpose of the Domestic

1 Violence Forensic Exam Pilot Program shall be to provide counties  
2 with qualified licensed health care professionals who shall conduct  
3 domestic violence forensic exams for victims of domestic violence  
4 assault. Counties with a population of more than one hundred  
5 thousand (100,000) according to the latest Federal Decennial Census  
6 may participate in the pilot program. In conjunction with the  
7 Domestic Violence Forensic Exam Pilot Program, a Domestic Violence  
8 Examination Fund shall be established in each participating county  
9 for the purpose of providing to a victim of domestic violence  
10 assault, a forensic medical examination by a qualified licensed  
11 health care professional.

12 B. As used in this section:

13 1. "Domestic violence" means any act of physical harm or the  
14 threat of imminent physical harm which is committed by an adult,  
15 emancipated minor, or minor child thirteen (13) years of age or  
16 older against another adult, emancipated minor, or minor child who  
17 is currently or was previously an intimate partner or family or  
18 household member;

19 2. "Intimate partner" means:

- 20 a. current or former spouses,
- 21 b. persons who are in a dating relationship,
- 22 c. persons who are the biological parents of the same  
23 child, regardless of marital status or whether they  
24 have lived together at any time, and

1           d. persons who currently or formerly lived together in an  
2 intimate way, primarily characterized by affectionate  
3 or sexual involvement. A sexual relationship may be  
4 an indicator that a person is an intimate partner, but  
5 is never a necessary condition;

6       3. "Living in the same household" means:

7           a. persons who regularly reside in the same single-  
8 dwelling unit,

9           b. persons who resided in the same single-dwelling unit  
10 within the past year, or

11           c. persons who have individual lease agreements whereby  
12 each person has his or her own private bedroom and  
13 shares common areas; and

14       4. "Qualified licensed health care professional" means a  
15 physician, registered nurse, or other licensed health care  
16 professional qualified by completion of a forty-hour didactic  
17 domestic violence examiners course, as well as successful completion  
18 of clinical competence.

19       C. The Crime Victims Compensation Board shall establish the  
20 procedures for disbursement of the Domestic Violence Examination  
21 Fund, but in no event shall the Crime Victims Compensation Board pay  
22 an amount to exceed Two Hundred Dollars (\$200.00) for a domestic  
23 violence forensic exam. Such payments shall not exceed the amounts  
24 specified by this subsection regardless of the amount of any

1 individual bills comprising the claim. Payments shall be made only  
2 upon claims signed by the victim or guardian and qualified licensed  
3 health care professional.

4 D. The District Attorneys Council is hereby authorized to  
5 transfer funds, as specified in the appropriations bill annually,  
6 from the Crime Victims Compensation Fund to the Domestic Violence  
7 Examination Fund for the payment of domestic violence forensic  
8 exams, pursuant to this section.

9 E. The District Attorneys Council shall have the authority to  
10 make any contract, execute any document, or perform any act in order  
11 to carry out the Domestic Violence Forensic Exam Pilot Program.

12 F. Nothing in this section shall prevent the Legislature from  
13 appropriating funds to the Domestic Violence Examination Fund for  
14 the payment of domestic violence forensic examinations.

15 SECTION 2. This act shall become effective November 1, 2024.

16 Passed the House of Representatives the 12th day of March, 2024.

17  
18 \_\_\_\_\_  
19 Presiding Officer of the House  
20 of Representatives

21 Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2024.

22  
23 \_\_\_\_\_  
24 Presiding Officer of the Senate