

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1322

By: Prieto

AS INTRODUCED

An Act relating to child abuse or neglect; amending 10A O.S. 2021, Section 1-2-101, as amended by Section 344, Chapter 486, O.S.L. 2025 (10A O.S. Supp. 2025, Section 1-2-101), which relates to statewide centralized hotline for reporting child abuse or neglect; prohibiting anonymous reports of suspected child abuse or neglect; requiring retention of recordings under certain circumstances; requiring redaction of information under certain circumstances; requiring request and storage of certain information; requiring certain information be provided to certain persons; and providing an effective date.

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

SECTION 1. AMENDATORY 10A O.S. 2021, Section 1-2-101, as amended by Section 344, Chapter 486, O.S.L. 2025 (10A O.S. Supp. 2025, Section 1-2-101), is amended to read as follows:

Section 1-2-101. A. 1. The Department of Human Services shall establish a statewide centralized hotline for the reporting of

1 suspected child abuse or neglect to the Department. Anonymous
2 reports of suspected child abuse shall not be accepted.

3 2. The Department shall provide hotline-specific training
4 including, but not limited to, interviewing skills, customer service
5 skills, narrative writing, necessary computer systems, making case
6 determinations, and identifying priority situations.

7 3. The Department is authorized to contract with third parties
8 in order to train hotline workers.

9 4. The Department shall develop a system to track the number of
10 calls received, and of that number:

- 11 a. the number of calls screened out,
- 12 b. the number of referrals assigned,
- 13 c. the number of calls received by persons unwilling to
14 disclose basic personal information including, but not
15 limited to, first and last name, and
- 16 d. the number of calls in which the allegations were
17 later found to be unsubstantiated or ruled out.

18 5. The Department shall electronically record each referral
19 received by the hotline and establish a secure means of retaining
20 the recordings for twelve (12) months, unless the referral results
21 in an investigation by the Department, in which case the recording
22 shall be retained as part of the case file. The recordings shall be
23 confidential and subject to disclosure only if a court orders the
24 disclosure of the referral. ~~The~~ When making a disclosure, the

1 Department shall redact any information identifying the reporting
2 party unless otherwise ordered by the court.

3 6. Any person receiving reports of suspected child abuse or
4 neglect pursuant to this section shall request and store, at a
5 minimum:

- 6 a. the specific facts that led to the reasonable
7 suspicion of child abuse or neglect and the source or
8 sources of such information, and
9 b. the person's name, telephone number, and home address.
10 If the person making the referral refuses to provide
11 such information, the person receiving the report
12 shall inform the caller that an anonymous report
13 cannot be filed, but that a report of possible child
14 abuse or neglect where a child is at serious risk of
15 imminent harm may be made by calling an emergency
16 telephone number such as 9-1-1.

17 B. 1. Every person having reason to believe that a child under
18 the age of eighteen (18) years is a victim of abuse or neglect shall
19 report the matter immediately to the Department of Human Services.
20 Reports shall be made to the hotline provided for in subsection A of
21 this section. Any allegation of abuse or neglect reported in any
22 manner to a county office shall immediately be referred to the
23 hotline by the Department. Provided, however, that in actions for
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1 custody by abandonment, provided for in Section 2-117 of Title 30 of
2 the Oklahoma Statutes, there shall be no reporting requirement.

3 2. a. Every school employee having reason to believe that a
4 student under the age of eighteen (18) years is a
5 victim of abuse or neglect shall report the matter
6 immediately to the Department of Human Services and
7 local law enforcement. Reports to the Department
8 shall be made to the hotline provided for in
9 subsection A of this section. Any allegation of abuse
10 or neglect reported in any manner to a county office
11 shall immediately be referred to the hotline by the
12 Department. Provided, however, that in actions for
13 custody by abandonment, provided for in Section 2-117
14 of Title 30 of the Oklahoma Statutes, there shall be
15 no reporting requirement.

16 b. Every school employee having reason to believe that a
17 student age eighteen (18) years or older is a victim
18 of abuse or neglect shall report the matter
19 immediately to local law enforcement.

20 c. In reports required by subparagraph a or b of this
21 paragraph, local law enforcement shall keep
22 confidential and, when making a disclosure, shall
23 redact any information identifying the reporting
24 school employee unless otherwise ordered by the court.

1 A school employee with knowledge of a report required
2 by subparagraph a or b of this paragraph shall not
3 disclose information identifying the reporting school
4 employee unless otherwise ordered by the court or as
5 part of an investigation by local law enforcement or
6 the Department.

7 3. Every physician, surgeon, or other health care professional
8 including doctors of medicine, licensed osteopathic physicians,
9 residents and interns, or any other health care professional or
10 midwife involved in the prenatal care of expectant mothers or the
11 delivery or care of infants shall promptly report to the Department
12 instances in which an infant tests positive for alcohol or a
13 controlled dangerous substance. This shall include infants who are
14 diagnosed with Neonatal Abstinence Syndrome or Fetal Alcohol
15 Spectrum Disorder.

16 4. No privilege or contract shall relieve any person from the
17 requirement of reporting pursuant to this section.

18 5. The reporting obligations under this section are individual,
19 and no employer, supervisor, administrator, governing body or entity
20 shall interfere with the reporting obligations of any employee or
21 other person or in any manner discriminate or retaliate against the
22 employee or other person who in good faith reports suspected child
23 abuse or neglect, or who provides testimony in any proceeding
24 involving child abuse or neglect. Any employer, supervisor,

1 administrator, governing body or entity who discharges,
2 discriminates or retaliates against the employee or other person
3 shall be liable for damages, costs and attorney fees. If a child
4 who is the subject of the report or other child is harmed by the
5 discharge, discrimination or retaliation described in this
6 paragraph, the party harmed may file an action to recover damages,
7 costs and attorney fees.

8 6. Every physician, surgeon, other health care professional or
9 midwife making a report of abuse or neglect as required by this
10 subsection or examining a child to determine the likelihood of abuse
11 or neglect and every hospital or related institution in which the
12 child was examined or treated shall provide, upon request, copies of
13 the results of the examination or copies of the examination on which
14 the report was based and any other clinical notes, x-rays,
15 photographs, and other previous or current records relevant to the
16 case to law enforcement officers conducting a criminal investigation
17 into the case and to employees of the Department of Human Services
18 conducting an investigation of alleged abuse or neglect in the case.

19 C. Any person who knowingly and willfully fails to promptly
20 report suspected child abuse or neglect or who interferes with the
21 prompt reporting of suspected child abuse or neglect may be reported
22 to local law enforcement for criminal investigation and, upon
23 conviction thereof, shall be guilty of a misdemeanor. Any person
24 with prolonged knowledge of ongoing child abuse or neglect who

1 knowingly and willfully fails to promptly report such knowledge may
2 be reported to local law enforcement for criminal investigation and,
3 upon conviction thereof, shall be guilty of a Class D1 felony
4 offense and shall be punished by imprisonment as provided for in
5 subsections B through F of Section 20N of Title 21 of the Oklahoma
6 Statutes. For the purposes of this paragraph, "prolonged knowledge"
7 shall mean knowledge of at least six (6) months of child abuse or
8 neglect.

9 D. 1. Any person who knowingly and willfully makes a false
10 report pursuant to the provisions of this section or a report that
11 the person knows lacks factual foundation may be reported to local
12 law enforcement for criminal investigation and, upon conviction
13 thereof, shall be guilty of a misdemeanor.

14 2. If a court determines that an accusation of child abuse or
15 neglect made during a child custody proceeding is false and the
16 person making the accusation knew it to be false at the time the
17 accusation was made, the court may impose a fine, not to exceed Five
18 Thousand Dollars (\$5,000.00) and reasonable attorney fees incurred
19 in recovering the sanctions, against the person making the
20 accusation. The remedy provided by this paragraph is in addition to
21 paragraph 1 of this subsection or to any other remedy provided by
22 law.
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1 E. Nothing contained in this section shall be construed to
2 exempt or prohibit any person from reporting any suspected child
3 abuse or neglect pursuant to subsection B of this section.

4 SECTION 2. This act shall become effective November 1, 2026.

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