

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 2170

By: Murdock

AS INTRODUCED

An Act relating to child custody; amending 43 O.S. 2021, Section 110.1a, as amended by Section 1, Chapter 34, O.S.L. 2024 (43 O.S. Supp. 2025, Section 110.1a), which relates to supervised visitation; requiring supervised visitation for persons accused of sexual abuse of a child; updating statutory language; and providing an effective date.

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

SECTION 1. AMENDATORY 43 O.S. 2021, Section 110.1a, as amended by Section 1, Chapter 34, O.S.L. 2024 (43 O.S. Supp. 2025, Section 110.1a), is amended to read as follows:

Section 110.1a. A. This section shall be known and may be cited as the "Oklahoma Child Supervised Visitation Program".

B. It is the policy of this state to ensure that the health, safety, and welfare of the child is paramount when supervised visitation is ordered by the court.

C. ~~For purposes of the Oklahoma Child Supervised Visitation Program~~ As used in this section:

1 1. "Supervised visitation" means the court-ordered contact
2 between a noncustodial parent and one or more children of such
3 parent in the presence of a third-party person who is responsible
4 for observing and overseeing the visitation in order to provide for
5 the safety of the child and any other parties during the visitation.
6 The court may require supervised visitation when deemed necessary by
7 the court to protect the child or other parties and shall require
8 supervised visitation for any person accused of sexual abuse of a
9 child;

10 2. An "alcohol-dependent person" has the same meaning as such
11 term is defined in Section 3-403 of Title 43A of the Oklahoma
12 Statutes;

13 3. A "drug-dependent person" has the same meaning as such term
14 is defined in Section 3-403 of Title 43A of the Oklahoma Statutes;
15 and

16 4. "Domestic abuse" has the same meaning as such term is
17 defined in Section 60.1 of Title 22 of the Oklahoma Statutes.

18 D. 1. The associate district judge in each county within this
19 state may select trained volunteers to provide supervised visitation
20 pursuant to the Oklahoma Child Supervised Visitation Program.

21 2. The associate district judge of each county may appoint a
22 judicial district supervised visitation team to:
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- 1 a. identify public and private entities which will be
2 willing to provide location sites for purposes of the
3 Oklahoma Child Supervised Visitation Program,
4 b. identify individuals who will be willing to serve as
5 third-party persons to observe and oversee court-
6 ordered supervised visitations,
7 c. establish training requirements for volunteers,
8 d. identify programs which may be available for the
9 training of the volunteers including, but not limited
10 to, the Department of Human Services, Office of the
11 Attorney General, child advocacy centers, domestic
12 violence groups, and the Department of Mental Health
13 and Substance Abuse Services,
14 e. develop written protocol for handling supervised
15 visitations so as to provide safety of the child and
16 other parties during the supervised visitation,
17 f. develop application forms for volunteers applying for
18 the Oklahoma Child Supervised Visitation Program.
19 Information listed on the form shall include, but not
20 be limited to:
21 (1) name, address and phone number of the volunteer,
22 (2) place of employment and phone number of the
23 volunteer,
24 (3) areas of expertise,

- 1 (4) listing of professional training in areas
2 including, but not limited to, child abuse,
3 domestic abuse, alcohol or drug abuse, mental
4 illness or conflict management,
5 (5) consent form specifying release of information,
6 and
7 (6) professional references, and
8 g. identify which information of the parties and the
9 child will be confidential and which may be available
10 to others.

11 3. From recommendations of the team established pursuant to
12 this subsection, the associate district judge in each county within
13 this state may authorize one or more public or private agencies to
14 provide location sites for the Oklahoma Child Supervised Visitation
15 Program. A district judge may require either party requesting
16 supervised visitation of a child to identify a trained third-party
17 volunteer to observe and oversee the visitation. A district court
18 shall not:

- 19 a. require any state agency location or state employee to
20 observe and oversee any supervised visitation, or
21 b. appoint a third party to observe and oversee a
22 supervised visitation who has not received the
23 training as specified by the judicial district
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1 supervised visitation team unless agreed to by the
2 parties.

3 4. A participating public or private agency location site may
4 charge a fee for each visit.

5 E. Prior to approval of any third-party volunteer to observe
6 and oversee visitation under this section, the court shall make a
7 written determination of the fitness of the volunteer by reviewing
8 information including, but not limited to:

9 1. A national criminal history record check conducted by the
10 Oklahoma State Bureau of Investigation within one (1) year prior to
11 the appointment of the volunteer;

12 2. A sworn affidavit from the volunteer accepting the rules of
13 supervision and whether the volunteer:

- 14 a. is an alcohol- or drug-dependent person,
15 b. is residing with a person who is required by law to
16 register pursuant to the Sex Offenders Registration
17 Act of this state or any other state,
18 c. is residing with a person who has been convicted of
19 domestic abuse within the past five (5) years, or
20 d. has had custody, guardianship, or visitation rights
21 terminated to any child; and

22 3. Any testimony by the potential volunteer or other witness
23 testimony deemed necessary by the court to determine the fitness of
24 the volunteer.

1 F. The protocol for supervised visitation established by each
2 judicial district supervised visitation team shall require that:

3 1. The volunteer supervising the visitation shall be able to
4 see and hear all interactions between the supervised parent and the
5 child; and

6 2. If the court determines that the supervised parent has
7 exhibited suicidal or violent behavior, all supervised visitation
8 shall occur within a professional setting unless and until the
9 supervised parent has submitted a non-self-reporting psychological
10 evaluation to the court.

11 G. The protocol for supervised visitation established by each
12 judicial district supervised visitation team may require that:

13 1. The location site require each participant who has court-
14 ordered supervised visitation for a child and who is participating
15 in the supervised visitation program to sign a time log upon arrival
16 and departure. The agency location site must have an employee
17 assigned to verify identification of each participant, initial each
18 signature, and record the time of arrival and departure of each
19 person; and

20 2. The agency location site also contain information on each
21 client case including, but not limited to:

22 a. a copy of the court order requiring supervised
23 visitation, and
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1 b. the name of individuals authorized to pick up or
2 deliver a child to the agency location site for
3 supervised visitation.

4 H. Each judicial district supervised visitation team may
5 include, but not be limited to:

- 6 1. Mental health professionals;
- 7 2. Police officers or other law enforcement agents;
- 8 3. Medical personnel;
- 9 4. Child protective services workers;
- 10 5. Child advocacy individuals; and
- 11 6. The district attorney or designee.

12 I. An associate district judge of a county, the judicial
13 district supervised visitation team created pursuant to this section
14 and the Administrative Office of the Courts may develop an
15 informational brochure outlining the provisions of the Oklahoma
16 Child Supervised Visitation Program and procedures to be used by
17 volunteers in that judicial district. The brochure may be
18 distributed through the municipal and district court, social service
19 agency centers, county health departments, hospitals, crisis or
20 counseling centers, and community action agencies.

21 J. Except for acts of dishonesty, willful criminal acts, or
22 gross negligence, no member of the judicial district supervised
23 visitation team or volunteer shall be charged personally with any
24 liability whatsoever by reason of any act or omission committed or

1 suffered in the performance of the duties pursuant to the provisions
2 of this section.

3 K. The provisions of this section shall not apply to cases
4 subject to the Oklahoma Children's Code and the Oklahoma Juvenile
5 Code.

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

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