

1 ENGROSSED HOUSE  
2 BILL NO. 2892

By: Townley of the House

3 and

4 Kern of the Senate

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6  
7 An Act relating to state government; amending 10 O.S.  
8 2021, Section 601.4, which relates to the Oklahoma  
9 Commission on Children and Youth; authorizing the  
10 Executive Director to request investigation; amending  
11 74 O.S. 2021, Section 150.5, which relates to  
12 investigations; authorizing Executive Director to  
13 initiate investigations; and providing an effective  
14 date.

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

16 SECTION 1. AMENDATORY 10 O.S. 2021, Section 601.4, is  
17 amended to read as follows:

18 Section 601.4. The Oklahoma Commission on Children and Youth is  
19 further authorized to:

20 1. Facilitate joint planning and service coordination among  
21 public and private agencies that provide services to children and  
22 youth and maintain as confidential information provided to the  
23 Commission regarding persons using such services;

24 2. Prepare and publish reports;

1           3. Review the programs, policies, and services for children and  
2 youth provided by public and private agencies for compliance with  
3 established state policies and progress towards goals identified in  
4 planning documents relating to children and youth services and to  
5 make reports regarding such compliance and progress;

6           4. Accept appropriations, gifts, loans, and grants from the  
7 state and federal government and from other sources, public or  
8 private;

9           5. Enter into agreements or contracts for the development of  
10 test models or demonstration programs and projects and for programs  
11 of practical research for effective services to children and youth;  
12 provided that the administration of contract for such model programs  
13 and projects shall, within five (5) years of their inception, be  
14 transferred to an appropriate agency or the program or project shall  
15 be discontinued;

16           6. Secure necessary statistical, technical, administrative,  
17 operational, and staff services by interagency agreement or  
18 contract;

19           7. Examine all records, plans, budgets, and budget documents  
20 pertaining to the children and youth service system;

21           8. Exercise all incidental powers as necessary and proper for  
22 the performance of the duties and responsibilities of the  
23 Commission;

1 9. Promulgate rules as necessary to carry out the duties and  
2 responsibilities assigned to the Oklahoma Commission on Children and  
3 Youth;

4 10. Recommend that a facility providing services to children  
5 and youth be closed or that its contract with the state be  
6 terminated; and

7 11. Request ~~that cases involving children within its~~  
8 ~~jurisdiction be transferred to the jurisdiction of,~~ through the  
9 Executive Director of the Commission, or designee, that an  
10 investigation be conducted by the Oklahoma State Bureau of  
11 Investigation or other law enforcement agency in cases where it is  
12 reasonably believed that criminally injurious conduct, including,  
13 but not limited to, physical or sexual abuse of a child has  
14 occurred.

15 SECTION 2. AMENDATORY 74 O.S. 2021, Section 150.5, is  
16 amended to read as follows:

17 Section 150.5. A. 1. Oklahoma State Bureau of Investigation  
18 investigations not covered under Section 150.2 of this title shall  
19 be initiated at the request of the following persons:

- 20 a. the Governor,
- 21 b. the Attorney General,
- 22 c. the Council on Judicial Complaints upon a vote by a  
23 majority of the Council,
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1 d. the chair of any Legislative Investigating Committee  
2 which has been granted subpoena powers by resolution,  
3 upon authorization by a vote of the majority of the  
4 Committee,

5 e. the Director of the Department of Human Services, or  
6 designee, as authorized by Section 1-2-105 of Title  
7 10A of the Oklahoma Statutes, ~~or~~

8 f. a district court judge as authorized by Section 1-2-  
9 103 of Title 10A of the Oklahoma Statutes, or

10 g. the Executive Director of the Oklahoma Commission on  
11 Children and Youth, or designee, as authorized by  
12 Section 601.4 of Title 10 of the Oklahoma Statutes.

13 2. Requests for investigations shall be submitted in writing  
14 and shall contain specific allegations of wrongdoing under the laws  
15 of the State of Oklahoma.

16 B. The Governor may initiate special background investigations  
17 with the written consent of the person who is the subject of the  
18 investigation.

19 C. The chair of any Senate committee which is fulfilling the  
20 statutory responsibility for approving nominations made by the  
21 Governor may, upon a vote by a majority of the committee and with  
22 the written consent of the person who is to be the subject of the  
23 investigation, initiate a special background investigation of any  
24 nominee for the Oklahoma Horse Racing Commission as established by

1 Section 201 of Title 3A of the Oklahoma Statutes or any nominee for  
2 the Board of Trustees of the Oklahoma Lottery Commission as  
3 established by Section 704 of Title 3A of the Oklahoma Statutes.  
4 The Bureau shall submit a report to the committee within thirty (30)  
5 days of the receipt of the request. Any consideration by the  
6 committee of a report from the Bureau shall be for the exclusive use  
7 of the committee and shall be considered only in executive session.

8 D. 1. All records relating to any investigation being  
9 conducted by the Bureau, including any records of laboratory  
10 services provided to law enforcement agencies pursuant to paragraph  
11 1 of subsection A of Section 150.2 of this title, shall be  
12 confidential and shall not be open to the public or to the  
13 Commission except as provided in Section 150.4 of this title;  
14 provided, however, officers and agents of the Bureau may disclose,  
15 at the discretion of the Director, such investigative information  
16 to:

- 17 a. officers and agents of federal, state, county, or  
18 municipal law enforcement agencies and to district  
19 attorneys, in the furtherance of criminal  
20 investigations within their respective jurisdictions,
- 21 b. employees of the Department of Human Services in the  
22 furtherance of child abuse investigations, and
- 23 c. appropriate accreditation bodies for the purposes of  
24 the Bureau's obtaining or maintaining accreditation.

1           2. Any unauthorized disclosure of any information contained in  
2 the confidential files of the Bureau shall be a misdemeanor. The  
3 person or entity authorized to initiate investigations in this  
4 section, and the Attorney General in the case of investigations  
5 initiated by the Insurance Commissioner, shall receive a report of  
6 the results of the requested investigation. The person or entity  
7 requesting the investigation may give that information only to the  
8 appropriate prosecutorial officer or agency having statutory  
9 authority in the matter if that action appears proper from the  
10 information contained in the report, and shall not reveal or give  
11 such information to any other person or agency. Violation hereof  
12 shall be deemed willful neglect of duty and shall be grounds for  
13 removal from office.

14           E. It shall not be a violation of this section to reveal  
15 otherwise confidential information to outside agencies or  
16 individuals who are providing interpreter services, questioned  
17 document analysis, laboratory services, or other specialized  
18 services that are necessary in the assistance of Bureau  
19 investigations. Individuals or agencies receiving the confidential  
20 and investigative information or records or results of laboratory  
21 services provided to the Bureau by those agencies or individuals,  
22 shall be subject to the confidentiality provisions and requirements  
23 established in subsection D of this section.

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1 F. It shall not be a violation of this section to reveal for  
2 training or educational purposes otherwise confidential information  
3 from records relating to any investigation previously conducted by  
4 the Bureau, including any records of laboratory services provided to  
5 law enforcement agencies pursuant to paragraph 1 of subsection A of  
6 Section 150.2 of this title, so long as ten (10) or more years have  
7 passed since the production of the information or record.

8 G. It shall not be a violation of this section to reveal  
9 otherwise confidential information from records relating to any  
10 investigation being conducted by the Bureau, including any records  
11 of laboratory services provided to law enforcement agencies pursuant  
12 to paragraph 1 of subsection A of Section 150.2 of this title or to  
13 the public, provided, release of the confidential information has  
14 been authorized by the Director of the Bureau for the purposes of  
15 developing or obtaining further information reasonably necessary to  
16 the successful conclusion of a criminal investigation being  
17 conducted by the Bureau or authorized by the Director of the Bureau  
18 for the purpose of advising crime victims or family representatives  
19 of homicide victims regarding the status of a pending investigation.

20 H. The State Treasurer shall initiate a complete background  
21 investigation of the positions with the written consent of the  
22 persons who are the subject of the investigation pursuant to  
23 subsection I of Section 71.1 of Title 62 of the Oklahoma Statutes.  
24 The Bureau shall advise the State Treasurer and the Cash Management

1 and Investment Oversight Commission in writing of the results of the  
2 investigation.

3 SECTION 3. This act shall become effective November 1, 2025.

4 Passed the House of Representatives the 11th day of March, 2025.

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Presiding Officer of the House  
of Representatives

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9 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2025.

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Presiding Officer of the Senate

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