

1 ENGROSSED SENATE AMENDMENT  
TO

2 ENGROSSED HOUSE  
3 BILL NO. 1551

By: Faught of the House

and

Bergstrom of the Senate

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6  
7 An Act relating to public health and safety; amending  
8 63 O.S. 2011, Section 330.53, as amended by Section  
9 1, Chapter 241, O.S.L. 2016 (63 O.S. Supp. 2016,  
10 Section 330.53), which relates to licensing of long-  
11 term care administrators; prohibiting Oklahoma State  
12 Board of Examiners for Long-Term Care Administrators  
13 from including certain requirement relating to  
14 nursing facility administrators; and providing an  
15 effective date.

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18 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and  
19 entire bill and insert

20 "An Act relating to long-term care administrators;  
21 amending 63 O.S. 2011, Section 330.53, as amended by  
22 Section 1, Chapter 241, O.S.L. 2016 (63 O.S. Supp.  
23 2016, Section 330.53), which relates to licensing of  
24 long-term care administrators; directing Oklahoma  
State Board of Examiners for Long-Term Care  
Administrators to present certain language; defining  
contents of language; providing consequences for  
failure to present certain language; and providing an  
effective date.

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

1 SECTION 1. AMENDATORY 63 O.S. 2011, Section 330.53, as  
2 amended by Section 1, Chapter 241, O.S.L. 2016 (63 O.S. Supp. 2016,  
3 Section 330.53), is amended to read as follows:

4 Section 330.53. A. The Oklahoma State Board of Examiners for  
5 Long-Term Care Administrators shall have authority to issue licenses  
6 or certifications to qualified persons as long-term care  
7 administrators, and shall establish qualification criteria for each  
8 type of long-term care administrator.

9 B. No license or certification shall be issued to a person as a  
10 long-term care administrator unless:

11 1. The person shall have submitted evidence satisfactory to the  
12 Board that the person is:

- 13 a. not less than twenty-one (21) years of age, and
- 14 b. of reputable and responsible character; and

15 2. The person shall have submitted evidence satisfactory to the  
16 Board of the person's ability to supervise the defined facility type  
17 in which he or she is licensed or certified to serve as a long-term  
18 care administrator.

19 C. All persons currently licensed or certified or lawfully  
20 serving as an administrator in their defined facility type shall be  
21 permitted to continue to serve in their current capacity under their  
22 current terms of authorization. The Board may promulgate rules  
23 pursuant to Section 330.57 of this title to address future  
24 certification and licensure requirements for all long-term care

1 administrator types without effect on the licensure or certification  
2 status of those currently certified or licensed. The Board shall  
3 not include a requirement for a four-year degree in any future  
4 licensing or certification requirements for assisted living,  
5 residential care or adult day care administrators. The Board shall  
6 present language to promulgate in rule to be effective not later  
7 than November 1, 2018, which defines a verifiable alternative path  
8 to licensure as a nursing home administrator that does not include a  
9 four-year degree requirement. In lieu of this four-year degree  
10 requirement, the alternative path shall be based on experience in  
11 the long term care administrator profession. In the absence of such  
12 language being presented, effective November 1, 2018, the Board  
13 shall no longer include a requirement for completion of a four-year  
14 degree for licensing or certification requirements for nursing  
15 facility administrators if such individuals possess ten (10) years  
16 of supervisory experience, with five (5) consecutive years of  
17 verified experience as a certified assistant administrator in an  
18 Oklahoma licensed nursing facility.

19 Until such rules are promulgated, current licensure and  
20 certification processes and standards shall remain in place.

21 D. The Oklahoma State Board of Examiners for Long-Term Care  
22 Administrators shall, on or before July 1, 2017, promulgate rules  
23 permitting eligible applicants to sit for the state standards  
24 examination at a testing facility using procedures approved by the

1 National Association of Long-Term Care Administrator Board,  
2 including but not limited to the use of electronic or online methods  
3 for examination.

4 E. The Oklahoma State Board of Examiners for Long-Term Care  
5 Administrators shall promulgate rules to implement the provisions of  
6 this section.

7 SECTION 2. This act shall become effective November 1, 2017."

8 Passed the Senate the 25th day of April, 2017.

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Presiding Officer of the Senate

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12 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
13 2017.

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Presiding Officer of the House  
of Representatives

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7 An Act relating to public health and safety; amending  
8 63 O.S. 2011, Section 330.53, as amended by Section  
9 1, Chapter 241, O.S.L. 2016 (63 O.S. Supp. 2016,  
10 Section 330.53), which relates to licensing of long-  
11 term care administrators; prohibiting Oklahoma State  
12 Board of Examiners for Long-Term Care Administrators  
13 from including certain requirement relating to  
14 nursing facility administrators; and providing an  
15 effective date.

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

17 SECTION 3. AMENDATORY 63 O.S. 2011, Section 330.53, as  
18 amended by Section 1, Chapter 241, O.S.L. 2016 (63 O.S. Supp. 2016,  
19 Section 330.53), is amended to read as follows:

20 Section 330.53 A. The Oklahoma State Board of Examiners for  
21 Long-Term Care Administrators shall have authority to issue licenses  
22 or certifications to qualified persons as long-term care  
23 administrators, and shall establish qualification criteria for each  
24 type of long-term care administrator.

B. No license or certification shall be issued to a person as a  
long-term care administrator unless:

1 1. The person shall have submitted evidence satisfactory to the  
2 Board that the person is:

- 3 a. not less than twenty-one (21) years of age, and
- 4 b. of reputable and responsible character; and

5 2. The person shall have submitted evidence satisfactory to the  
6 Board of the person's ability to supervise the defined facility type  
7 in which he or she is licensed or certified to serve as a long-term  
8 care administrator.

9 C. All persons currently licensed or certified or lawfully  
10 serving as an administrator in their defined facility type shall be  
11 permitted to continue to serve in their current capacity under their  
12 current terms of authorization. The Board may promulgate rules  
13 pursuant to Section 330.57 of this title to address future  
14 certification and licensure requirements for all long-term care  
15 administrator types without effect on the licensure or certification  
16 status of those currently certified or licensed. The Board shall  
17 not include a requirement for a four-year degree in any future  
18 licensing or certification requirements for assisted living,  
19 residential care or adult day care administrators. The Board shall  
20 not include a requirement for completion of a four-year degree for  
21 licensing or certification requirements for nursing facility  
22 administrators if such individuals possess ten (10) years of  
23 experience in administrative management, with five (5) years of  
24 experience as a certified assistant administrator in a long-term

1 care facility. Until such rules are promulgated, current licensure  
2 and certification processes and standards shall remain in place.

3 D. The Oklahoma State Board of Examiners for Long-Term Care  
4 Administrators shall, on or before July 1, 2017, promulgate rules  
5 permitting eligible applicants to sit for the state standards  
6 examination at a testing facility using procedures approved by the  
7 National Association of Long-Term Care Administrator Board,  
8 including but not limited to the use of electronic or online methods  
9 for examination.

10 E. The Oklahoma State Board of Examiners for Long-Term Care  
11 Administrators shall promulgate rules to implement the provisions of  
12 this section.

13 SECTION 4. This act shall become effective November 1, 2017.

14 Passed the House of Representatives the 20th day of March, 2017.

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Presiding Officer of the House  
of Representatives

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Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2017.

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Presiding Officer of the Senate

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