

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 59th Legislature (2024)

4 HOUSE BILL 3101

By: Stark

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8 AS INTRODUCED

9 An Act relating to public health and safety; amending
10 63 O.S. 2021, Section 1-1923, as amended by Section
11 1, Chapter 197, O.S.L. 2023 (63 O.S. Supp. 2023,
12 Section 1-1923), which relates to Long-term Care
13 Facility Advisory Board; increasing membership; and
14 providing an effective date.

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

17 SECTION 1. AMENDATORY 63 O.S. 2021, Section 1-1923, as
18 amended by Section 1, Chapter 197, O.S.L. 2023 (63 O.S. Supp. 2023,
19 Section 1-1923), is amended to read as follows:

20 Section 1-1923. A. There is hereby re-created, to continue
21 until July 1, 2025, in accordance with the provisions of the
22 Oklahoma Sunset Law, a Long-Term Care Facility Advisory Council
23 which shall be composed as follows:

1 1. The Governor shall appoint a ~~thirteen-member~~ fourteen-member
2 Long-Term Care Facility Advisory Council which shall advise the
3 State Commissioner of Health. The Advisory Council shall be
4 comprised of the following persons:

- 5 a. one representative from the Oklahoma Health Care
6 Authority, designated by the Administrator,
- 7 b. one representative from the Department of Mental
8 Health and Substance Abuse Services, designated by the
9 Commissioner of Mental Health and Substance Abuse
10 Services,
- 11 c. one representative from the Department of Human
12 Services, designated by the Director of Human
13 Services,
- 14 d. one member who shall be a licensed general
15 practitioner of the medical or osteopathic profession,
- 16 e. one member who shall be a registered pharmacist,
- 17 f. one member who shall be a licensed registered nurse or
18 licensed practical nurse,
- 19 g. one member who shall be an operator-administrator of a
20 nursing home which has a current license issued
21 pursuant to the Nursing Home Care Act and who shall
22 have had five (5) years' experience in the nursing
23 home profession as an operator-administrator,

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1 h. one member who shall be an operator-administrator of a
2 residential care home licensed pursuant to the
3 provisions of the Residential Care Act,

4 i. one member who shall be an owner-operator of an adult
5 day care facility licensed pursuant to the provisions
6 of the Adult Day Care Act,

7 j. one member who shall be an owner-operator of a
8 continuum of care facility or assisted living center
9 licensed pursuant to the provisions of the Continuum
10 of Care and Assisted Living Act,

11 k. one member who shall be an operator-administrator of an
12 intermediate care facility,

13 ~~k.~~ l. two members who shall be over the age of sixty-five
14 (65) who shall represent the general public and have
15 no long-term care professional work history, and

16 ~~l.~~ m. one member who shall be over the age of sixty-five
17 (65) who shall represent the general public and who
18 advocates for individuals receiving long-term care
19 services; and

20 2. Appointments shall be for two-year terms. Members shall
21 serve at the pleasure of their designators. Members may be
22 reappointed not to exceed two terms. In case of a vacancy, the
23 Governor shall appoint individuals to fill the remainder of the
24 term.

1 B. The State Department of Health shall provide administrative
2 support to perform designated duties of the Advisory Council. The
3 Department shall also provide space for meetings of the Advisory
4 Council.

5 C. The Advisory Council shall annually elect a chair, vice-
6 chair and secretary-treasurer, shall meet at least quarterly, and
7 may hold such special meetings as may be necessary. The members of
8 the Advisory Council shall be reimbursed as provided for by the
9 State Travel Reimbursement Act.

10 D. The Advisory Council shall have the power and duty to:

11 1. Serve as an advisory body to the Department for the
12 development and improvement of services to and care and treatment of
13 residents of facilities subject to the provisions of the Nursing
14 Home Care Act, homes subject to the provisions of the Residential
15 Care Act and facilities subject to the provisions of the Adult Day
16 Care Act;

17 2. Review and make recommendations regarding quality of
18 services, care, and treatment provided to individuals receiving
19 services from entities that are subject to the Nursing Home Care
20 Act, the Residential Care Act and the Adult Day Care Act; and

21 3. Evaluate and review the standards, practices, and procedures
22 regarding the administration and enforcement of the provisions of
23 the Nursing Home Care Act, the Residential Care Act and the Adult
24 Day Care Act.

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

COMMITTEE REPORT BY: COMMITTEE ON HEALTH SERVICES AND LONG-TERM CARE, dated 02/28/2024 - DO PASS.