

1 **SENATE FLOOR VERSION**

2 April 8, 2019

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 2514

6 By: McCall and Phillips of the
7 House

8 and

9 McCortney of the Senate

10
11 **[public health and safety - lay caregivers - scope
12 of definition -**

13 **emergency]**

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

15 SECTION 1. AMENDATORY Section 1, Chapter 253, O.S.L.
16 2014 (63 O.S. Supp. 2018, Section 3112), is amended to read as
17 follows:

18 Section 3112. ~~For the purposes of Sections 2 through 6 of this~~
19 ~~act~~ As used in Title 63 of the Oklahoma Statutes:

20 1. "Aftercare" means any assistance provided by a designated
21 lay caregiver to an individual under this act after the patient's
22 discharge from a hospital. Such assistance may include tasks that
23 are limited to the patient's condition at the time of discharge that
24 do not require a licensed professional;

2. "Discharge" means a patient's exit or release from a
hospital to the patient's residence following any inpatient stay;

1 3. "Hospital" means a facility licensed pursuant to the
2 provisions of Section 1-701 et seq. of ~~Title 63 of the Oklahoma~~
3 ~~Statutes~~ this title;

4 4. "Lay caregiver" or "caregiver" means any individual eighteen
5 (18) years of age or older, including next of kin, duly designated
6 ~~as a lay caregiver pursuant to the provisions of this act who~~
7 ~~provides~~ by a patient to assist in managing the medication needs of
8 the patient or provide aftercare assistance to a the patient in the
9 patient's residence of the patient. A patient shall be authorized
10 to designate up to three caregivers to assist the patient with his
11 or her medication or aftercare needs; and

12 5. "Residence" means a dwelling considered by a patient to be
13 his or her home, not including any hospital as defined by Section 1-
14 701 et seq. of ~~Title 63 of the Oklahoma Statutes~~ this title, nursing
15 home or group home as defined by the Long-Term Care Reform and
16 Accountability Act of 2001, or assisted living facility as defined
17 by the Continuum of Care and Assisted Living Act.

18 ~~**SECTION 2. It being immediately necessary for the preservation**~~
19 ~~**of the public peace, health or safety, an emergency is hereby**~~
20 ~~**declared to exist, by reason whereof this act shall take effect and**~~
21 ~~**be in full force from and after its passage and approval.**~~

22 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES
23 April 8, 2019 - DO PASS AS AMENDED
24