

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

HOUSE BILL 3101

By: Stark

AS INTRODUCED

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

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

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

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

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

- 1 a. one representative from the Oklahoma Health Care  
2 Authority, designated by the Administrator,  
3  
4 b. one representative from the Department of Mental  
5 Health and Substance Abuse Services, designated by the  
6 Commissioner of Mental Health and Substance Abuse  
7 Services,  
8  
9 c. one representative from the Department of Human  
10 Services, designated by the Director of Human  
11 Services,  
12  
13 d. one member who shall be a licensed general  
14 practitioner of the medical or osteopathic profession,  
15  
16 e. one member who shall be a registered pharmacist,  
17  
18 f. one member who shall be a licensed registered nurse or  
19 licensed practical nurse,  
20  
21 g. one member who shall be an operator-administrator of a  
22 nursing home which has a current license issued  
23 pursuant to the Nursing Home Care Act and who shall  
24 have had five (5) years' experience in the nursing  
-- home profession as an operator-administrator,  
h. one member who shall be an operator-administrator of a  
residential care home licensed pursuant to the  
provisions of the Residential Care Act,

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

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

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

10 ~~l.~~ 1. two members who shall be over the age of sixty-five  
11 (65) who shall represent the general public and have  
12 no long-term care professional work history, and

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

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

22 B. The State Department of Health shall provide administrative  
23 support to perform designated duties of the Advisory Council. The  
24

1 Department shall also provide space for meetings of the Advisory  
2 Council.

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

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

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

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

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

23  
24  
--

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

2  
3 59-2-9012 TJ 12/12/23  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
--