

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2824

By: Kendrix

4
5
6 AS INTRODUCED

7 An Act relating to sunset; amending 63 O.S. 2021,
8 Section 330.52, which relates to the Oklahoma State
9 Board of Examiners for Long-Term Care Administrators;
and declaring an emergency.

10
11
12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY 63 O.S. 2021, Section 330.52, is
14 amended to read as follows:

15 Section 330.52 A. There is hereby re-created, to continue
16 until July 1, ~~2022~~ 2028, in accordance with the provisions of the
17 Oklahoma Sunset Law, the Oklahoma State Board of Examiners for Long-
18 Term Care Administrators. The Oklahoma State Board of Examiners for
19 Long-Term Care Administrators shall consist of fifteen (15) members,
20 eight of whom shall be representatives of the professions and
21 institutions of long-term care, with representation from each type
22 of administrator defined in Section 330.51 of this title. In order
23 to be eligible to serve as a member, such administrators shall be
24 licensed or certified in their defined facility type, and be in good

1 standing and have at least three (3) years of experience as an
2 administrator in the facility type they represent, except a nursing
3 facility administrator as defined in Section 330.51 of this title,
4 who shall have at least five (5) years of experience as a nursing
5 facility administrator. Four members shall represent the general
6 public, of which at least two shall be licensed medical
7 professionals concerned with the care and treatment of critically
8 ill or infirm elderly patients. The preceding twelve members shall
9 be appointed by the Governor, with the advice and consent of the
10 Senate. The final three members shall constitute the State
11 Commissioner of Health, the Director of the Department of Human
12 Services, and the Director of the Department of Mental Health and
13 Substance Abuse Services, or their designees.

14 B. No members other than the eight licensed or certified
15 administrators shall have a direct or indirect financial interest in
16 long-term care facilities.

17 C. Effective November 1, 2011, all appointed positions of the
18 current Board shall be deemed vacant. The Governor shall make
19 initial appointments pursuant to the provisions of this subsection.
20 Initial appointments shall become effective on November 1, 2011.
21 The new members of the Board shall be initially appointed as
22 follows:

23 1. Four of the members representing each administrator type,
24 two members representing the general public and two other members

1 shall be appointed for a term of two (2) years to expire on October
2 31, 2013; and

3 2. Four of the members representing each administrator type,
4 two members representing the general public and one other member
5 shall be appointed for a term of three (3) years to expire on
6 October 31, 2014.

7 D. After the initial terms, the terms of all appointive members
8 shall be three (3) years. Any vacancy occurring in the position of
9 an appointive member shall be filled by the Governor, with the
10 advice and consent of the Senate, for the unexpired term.

11 E. Any member of the Board shall recuse himself or herself from
12 voting on any matter that originated from or involves an entity with
13 which the Board member is affiliated.

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

18

19 59-1-6007 LRB 01/07/23

20

21

22

23

24