

1 **SENATE FLOOR VERSION**

2 April 1, 2019

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 1911

6 By: Boles and McEntire of the
7 House

8 and

9 Kidd and Scott of the
10 Senate

11 An Act relating to public health and safety; amending
12 63 O.S. 2011, Section 330.52, as amended by Section
13 1, Chapter 295, O.S.L. 2018 (63 O.S. Supp. 2018,
14 Section 330.52), which relates to the Oklahoma State
15 Board of Examiners for Long-Term Care Administrators;
16 modifying requirements for members; and providing an
17 effective date.

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

19 SECTION 1. AMENDATORY 63 O.S. 2011, Section 330.52, as
20 amended by Section 1, Chapter 295, O.S.L. 2018 (63 O.S. Supp. 2018,
21 Section 330.52), is amended to read as follows:

22 Section 330.52 A. There is hereby re-created, to continue
23 until July 1, 2022, in accordance with the provisions of the
24 Oklahoma Sunset Law, the Oklahoma State Board of Examiners for Long-
Term Care Administrators. The Oklahoma State Board of Examiners for
Long-Term Care Administrators shall consist of fifteen (15) members,
eight of whom shall be representatives of the professions and

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

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

21 C. Effective November 1, 2011, all appointed positions of the
22 current Board shall be deemed vacant. The Governor shall make
23 initial appointments pursuant to the provisions of this subsection.
24 Initial appointments shall become effective on November 1, 2011.

1 The new members of the Board shall be initially appointed as
2 follows:

3 1. Four of the members representing each administrator type,
4 two members representing the general public and two other members
5 shall be appointed for a term of two (2) years to expire on October
6 31, 2013; and

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

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

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

18 SECTION 2. This act shall become effective November 1, 2019.

19 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES
20 April 1, 2019 - DO PASS AS AMENDED

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