

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 2061

BY: HAGER

AS INTRODUCED

AN ACT RELATING TO PUBLIC HEALTH AND SAFETY;

REQUIRING CERTIFICATION OF PERSONS ADMINISTERING
CERTAIN HEALTH RELATED TESTS; EXEMPTING CERTAIN
PERSONS; REQUIRING STATE DEPARTMENT OF HEALTH TO
PROMULGATE CERTAIN RULES RELATING TO CERTIFICATION;
AUTHORIZING REVOCATION OF CERTIFICATION; PROVIDING
PENALTIES; PROVIDING FOR CODIFICATION; PROVIDING AN
EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 2550.1 of Title 63, unless there
is created a duplication in numbering, reads as follows:

A. Except as otherwise provided for in subsection B of this
section, after January 1, 1993, every person who administers tests
which require the taking of human blood or tissue at a location
temporarily set up for such purpose or from a mobile facility or
unit which travels to various locations for such purpose, shall be
certified by the State Department of Health to perform such tests.

B. Certification shall not be required for a person employed by
or associated with, or who is administering the test under the
supervision of a licensed hospital, blood bank, certified
independent laboratory or nationally recognized organization that

provides limited health care services through volunteers, such as the American Red Cross, the American Heart Association and similar organizations.

C. The State Department of Health:

1. shall fix and collect fines for violations of this section;
2. shall promulgate rules necessary for such certification; and
3. may revoke or suspend the certification of a person

violating any of the rules or any violation of law or for other good cause.

Fees for certification shall be set by the State Board of Health.

D. Any person administering tests as described in subsection A of this section, who is not certified by the State Department of Health pursuant to this section shall be subject to a fine and any other penalty fixed by the State Department of Health.

SECTION 2. This act shall become effective July 1, 1992.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-2-7010

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