STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

SENATE BILL NO. 629 BY: HOOPER of the SENATE

and

ISAAC of the HOUSE

AS INTRODUCED

AN ACT RELATING TO PUBLIC HEALTH AND SAFETY; AMENDING 63 O.S. 1991, SECTION 1-818.4, WHICH RELATES TO THE GROUP HOMES FOR DEVELOPMENTALLY DISABLED OR PHYSICALLY HANDICAPPED PERSONS ADVISORY BOARD; RE-CREATING THE GROUP HOMES FOR DEVELOPMENTALLY DISABLED OR PHYSICALLY HANDICAPPED PERSONS ADVISORY BOARD; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 63 O.S. 1991, Section 1-818.4, is amended to read as follows:

Section 1-818.4 A. There is hereby created, to continue until July 1, ~~1992~~ 1998, in accordance with the provisions of the Oklahoma Sunset Law, the Group Homes for Developmentally Disabled or Physically Handicapped Persons Advisory Board.

1. The Advisory Board shall be a nine-member board and shall be composed as follows:

a. eight members appointed by the Commissioner, one of whom shall be a representative of the Oklahoma Association of Workshops and Community Residential

Facilities, one a representative of United Cerebral Palsy of Oklahoma, and one a representative of the State Council on Developmental Disabilities who is not a state employee, two shall be group home administrators having a minimum of two (2) years' experience as a group home administrator, and three shall be consumers or consumer advocates, one of whom is the parent of a person having a developmental disability and one of whom is a physically handicapped person confined to a wheelchair. These appointed members shall serve a three-year term and may be reappointed;

b. one member shall be the State Fire Marshal, or his designee who shall serve at the pleasure of his designator.

2. The Advisory Board shall annually elect a chairman, a vice-chairman and a secretary and shall meet at least quarterly and at such other times as may be necessary. All meetings of the Advisory Board shall be subject to the provisions of the Oklahoma Open Meeting Act. Members of the Advisory Board shall not receive compensation for their services but shall be reimbursed pursuant to the provisions of the State Travel Reimbursement Act.

3. The Department of Health and the Department of Human Services shall each appoint a person to serve as a resource person and provide assistance to the Advisory Board.

B. The Advisory Board shall have the power and duty to:

1. Serve as an advisory body to the Department and the Department of Human Services for the development and improvement of services to and care and treatment of residents of group homes subject to the provisions of the Group Homes for the Developmentally Disabled or Physically Handicapped Persons Act; and

2. Review, make recommendations regarding, and approve in its advisory capacity the system of standards developed by the Department; and

3. Evaluate and review the standards, practices, and procedures of the Department regarding the administration and enforcement of the provisions of the Group Homes for the Developmentally Disabled or Physically Handicapped Persons Act and the quality of services and care and treatment provided to residents of group homes and may make recommendations to the Department as necessary and appropriate; and

4. Serve as an advisory body to the Department of Human Services regarding the implementation of any nationally recognized accreditation standards, as they apply to community-based facilities and services adopted by the Commission for Human Services as standards for the provision of services to developmentally disabled or physically handicapped persons who receive services through the Department of Human Services.

C. The State Department of Health shall, with regard to the meetings and duties of the Advisory Board which pertain to the Department, provide clerical staff support to assist the Advisory Board and space for meetings. The Department of Human Services shall, with regard to the meetings and duties of the Advisory Board as they pertain to the Department of Human Services, provide clerical assistance and space for meetings.

SECTION 2. 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.

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