

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 2368

By: Johnson (Rob)

COMMITTEE SUBSTITUTE

An Act relating to public health and safety; providing for certification of substance abuse treatment programs, and facilities offering such program for pregnant women; requiring promulgation of rules; providing procedures; providing conditions and standards; providing exceptions; requiring compliance; excepting certain persons and entities; providing for content of rules; providing for codification; and providing an effective date.

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 1-751 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. Beginning July 1, 1995, any facility providing substance abuse treatment programs and facilities which offer such programs for pregnant women and their children shall be certified and be in compliance with standards adopted by the State Board of Health pursuant to this section.

B. Applications for certification as a certified substance abuse treatment facility or program for pregnant women and their children, pursuant to the provisions of this section, shall be made to the Oklahoma State Department of Health on prescribed forms. The Department may certify the facility or program for a period of three (3) years subject to renewal as provided in the rules promulgated by the Board.

C. Excepted from certification rules are programs offered by the Department of Mental Health and Substance Abuse Services, the Department of Human Services, and licensed physicians, licensed psychologists, licensed social workers, individual members of the clergy, licensed marital and family therapists and licensed

professional counselors; provided, that these exemptions shall only apply to individual professional persons in their private practice and not to any substance abuse treatment program operated by such person.

D. The substance abuse treatment program and facility certified pursuant to the provisions of this section shall cooperate with inspection personnel of the Oklahoma State Department of Health and shall promptly file all reports required by the Department. Failure to comply with regulations and standards promulgated by the Board shall be grounds for revocation of certification, after proper notice and hearing.

E. The Department is hereby authorized to collect from each applicant the sum of One Hundred Dollars (\$100.00) annually to help defray the costs incurred in the certification procedure.

F. The Oklahoma State Board of Health shall adopt such standards and criteria for facilities and programs providing substance abuse treatment programs for pregnant women and their children and shall submit such standards and criteria to the Legislature no later than January 1, 1995. These standards shall regulate:

1. Location and construction of the facility, including plumbing, heating, lighting, ventilation, and other physical conditions which shall ensure the health, safety and comfort of residents or participants and protection from fire hazards;

2. Equipment essential to the health and welfare of the residents or participants;

3. Number and qualifications of all personnel having responsibility for any part of the care given to residents or participants;

4. Training of personnel having responsibility for any part of the care given to residents or participants; and

5. Programs of rehabilitation for any residents or participants.

SECTION 2. This act shall become effective September 1, 1994.

