

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE BILL NO. 2160

By: Hamilton (Jeff)

AS INTRODUCED

An Act relating to developmental disabilities;  
amending 10 O.S. 1991, Section 1412, as amended by  
Section 4, Chapter 307, O.S.L. 1992 (10 O.S. Supp.  
1993, Section 1412), which relates to advisory  
committee relating to care and treatment of  
mentally retarded; changing name of committee to  
Advisory Committee on Developmental Disabilities;  
modifying representatives; amending 63 O.S. 1991,  
Section 330.53 and 330.57, which relate to nursing  
home administrators; exempting certain  
administrators from licensure; requiring  
establishment of certain criteria by Office of  
Personnel Management; providing an effective date;  
and declaring an emergency.

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

SECTION 1. AMENDATORY 10 O.S. 1991, Section 1412, as  
amended by Section 4, Chapter 307, O.S.L. 1992 (10 O.S. Supp. 1993,  
Section 1412), is amended to read as follows:

Section 1412. The Director, who should not be removed from  
office, except for cause, subject to the approval of the Commission,  
shall appoint an advisory committee to advise the Commission and

Director on matters relating to the care and treatment of ~~the~~ mentally retarded individuals with developmental disabilities. Such advisory committee, which shall be known as the Advisory Committee on Developmental Disabilities, shall include among its members representatives of state agencies and persons representative of primary or secondary consumer advocacy, professional, civic, or other public or nonprofit private agencies, organizations, or groups concerned with problems of ~~the mentally retarded, including the Oklahoma Association for Mentally Retarded Children and the parent-guardian association of the Northern Oklahoma Resource Center of Enid, the Southern Oklahoma Resource Center of Pauls Valley, and the Hisson Memorial Center~~ individuals with developmental disabilities.

SECTION 2. AMENDATORY 63 O.S. 1991, Section 330.53, is amended to read as follows:

Section 330.53 A. ~~The~~ Except as otherwise provided by this section, the Oklahoma State Board of Examiners for Nursing Home Administrators shall have authority to issue licenses to qualified persons as nursing home administrators, and shall establish qualification criteria for such nursing home administrators.

B. No license shall be issued to a person as a nursing home administrator unless:

1. He shall have submitted evidence satisfactory to the Board that he is:

- a. not less than twenty-one (21) years of age,
- b. of reputable and responsible character, and
- c. in sound physical and mental health; and

2. He shall have submitted evidence satisfactory to the Board of his ability to supervise a nursing home or specialized home.

C. The provisions of Sections 330.51 through 330.63 of this title shall not apply to the directors or superintendents of publically-operated intermediate care facilities for the

developmentally disabled. Specifically included are the directors or supervisors of the Hissom Memorial Center, Southern Oklahoma Resource Center of Pauls Valley, Northern Oklahoma Resource Center of Enid, and Robert M. Greer Center.

SECTION 3. AMENDATORY 63 O.S. 1991, Section 330.57, is amended to read as follows:

Section 330.57 ~~The~~ A. Except as otherwise provided by this section, the Oklahoma State Board of Examiners for Nursing Home Administrators shall have sole and exclusive authority to determine the qualifications, skill and fitness of any person to serve as an administrator of a nursing home or specialized home under the provisions of the Nursing Home Care Act, Section 1-1901 et seq. of this title. The holder of a license under the provisions of this act shall be deemed qualified to serve as the administrator of a nursing home or specialized home.

B. The Office of Personnel Management shall establish the educational experience requirements for the directors or supervisors of the Hissom Memorial Center, Southern Oklahoma Resource Center of Pauls Valley, Northern Oklahoma Resource Center of Enid, and Robert M. Greer Center.

SECTION 4. This act shall become effective July 1, 1994.

SECTION 5. 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.

44-2-7662

KSM