

ENGROSSED HOUSE
BILL NO. 2526

By: Mitchell of the House

and

Dickerson of the Senate

(public health and safety - amending 63 O.S., Section 1-
1950.3 - employment of nurses aides - effective date)

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

SECTION 1. AMENDATORY 63 O.S. 1991, Section 1-1950.3, is amended to read as follows:

Section 1-1950.3 A. No employer or contractor who is subject to the provisions of ~~Section~~ Sections 1-1950.1 or 1-1950.2 of this title ~~or Section 2 of this act~~ shall use, on a full-time, temporary, per diem, or other basis, any individual who is not a licensed health professional as a nurses aide for more than four (4) months, unless such individual has satisfied all requirements for certification and placement on the nurse aide registry maintained by the Oklahoma State Department of Health.

B. 1. With respect to individuals used as nurses aides who have not completed requirements for certification and placement on the nurse aide registry, the employer shall provide for ~~a competency evaluation program approved by the Oklahoma State Department of Health and such training and preparation as may be necessary for the individual to complete such a program~~ certification and placement before the individuals used as nurses aides have reached one hundred twenty-five (125) cumulative days of employment as nurses aides by all employers, in all facilities.

2. On and after November 1, 2002, no nursing facility, home health care provider, or other provider of long-term care services shall hire any person to work as a nurses aide unless said person has completed an approved course of training and been certified as a nurses aide.

C. Any person convicted of violating any provision of this section or of Section 1-1950.1 of this title shall be guilty of a misdemeanor, punishable by a fine of not less than One Hundred Dollars (\$100.00) nor more than Three Hundred Dollars (\$300.00) or imprisonment in the county jail for not more than thirty (30) days, or by both such fine and imprisonment.

SECTION 2. This act shall become effective November 1, 1998.

Passed the House of Representatives the 3rd day of March, 1998.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1998.

President of the Senate