

SHORT TITLE: Public health and safety; issuance, suspension and revocation of hospital licenses; effective date; emergency.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE BILL NO. 663

By: Snyder

AS INTRODUCED

An Act relating to public health and safety; amending 63 O.S. 1991, Section 1-706, which relates to issuance, suspension and revocation of hospital licenses; adding to reasons for which a license may be suspended or revoked; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 63 O.S. 1991, Section 1-706, is amended to read as follows:

Section 1-706. ~~(a)~~ A. The State Commissioner of Health shall issue licenses for the operation of hospitals and related institutions found to comply with the provisions of ~~this article~~ Section 1-701 et seq. of this title, and standards, and rules ~~and regulations of~~ promulgated pursuant thereto by the State Board of Health.

~~(b)~~ B. The Commissioner may suspend or revoke any such license on any of the following grounds:

~~(1) violation~~ 1. Violation of any of the provisions of Section 1-701 et seq. of this article title, ~~or~~ rules, ~~regulations~~ or standards adopted pursuant thereto;;

~~(2) permitting~~ 2. Permitting, aiding or abetting the commission of any illegal act in the licensed hospital or institution;;

~~(3) conduct~~ 3. Conduct of practices deemed by the Commissioner to be detrimental to the welfare of the patients of the hospital or institution; or

4. With regard to referrals to health care services following a hospital stay, failure to:

- a. specify whether the hospital provides such follow-up health care services either directly or through contractual arrangements with other providers, or
- b. provide for complete disclosure to a patient of the hospital's relationship with any follow-up health care service that is the result of ownership or an ownership interest of five percent (5%) or more.

~~(e) C.~~ C. If a license is revoked, a new application for a license shall be considered by the Commissioner on receipt of evidence that the conditions upon which revocation was based have been corrected, ~~and~~ a. A new license may then be granted after proper inspection has been made and all provisions of this article Section 1-701 et seq. of this title, and standards, and rules and regulations of promulgated pursuant thereto by the State Board of Health have been satisfied.

SECTION 2. This act shall become effective November 1, 1997.

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.

46-1-0377

CJ