

SB 1583

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

THE STATE SENATE  
Thursday, February 24, 2000

Senate Bill No. 1583  
As Amended

SENATE BILL NO. 1583 - By: MONSON of the Senate and COX of the House.

An Act relating to public health and safety; amending 63 O.S. 1991, Section 1-707, as last amended by Section 2, Chapter 213, O.S.L. 1999 (63 O.S. Supp. 1999, Section 1-707), which relates to promulgation of rules and standards for hospitals; expanding scope of rules of the Oklahoma Hospital Advisory Council; and providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 1991, Section 1-707, as last amended by Section 2, Chapter 213, O.S.L. 1999 (63 O.S. Supp. 1999, Section 1-707), is amended to read as follows:

Section 1-707. A. The State Board of Health, upon the recommendation of the State Commissioner of Health and with the advice of the Oklahoma Hospital Advisory Council, shall promulgate rules and standards as it deems to be in the public interest for hospitals, on the following:

- 1. Construction plans and location, including fees not to exceed Two Thousand Dollars (\$2,000.00) for submission or resubmission of architectural and building plans, and procedures to ensure the timely review of such plans by the State Department of Health. ~~Said~~ The assessed fee shall be used solely for the purposes

(Bold face denotes Committee Amendments)

1 of processing approval of construction plans and location by the  
2 State Department of Health;

3 2. Physical plant and facilities;

4 3. Fire protection and safety;

5 4. Food service;

6 5. Reports and records;

7 6. Staffing and personal service;

8 7. Surgical facilities and equipment;

9 8. Maternity facilities and equipment;

10 9. Control of communicable disease;

11 10. Sanitation;

12 11. Laboratory services;

13 12. Nursing facilities and equipment; and

14 13. Hospital sale, consolidation or merger; and

15 14. Other items as may be deemed necessary to carry out the  
16 purposes of this article.

17 **B. With respect to any pending sale, consolidation or merger of**  
18 **a hospital, the Commissioner shall advise the Board regarding health**  
19 **care services that will no longer be available to a community upon**  
20 **completion of such sale, consolidation or merger.**

21 **B C.** 1. The State Board of Health, upon the recommendation of  
22 the State Commissioner of Health and with the advice of the Oklahoma  
23 Hospital Advisory Council and the State Board of Pharmacy, shall

1 promulgate rules and standards as it deems to be in the public  
2 interest with respect to the storage and dispensing of drugs and  
3 medications for hospital patients.

4 2. The State Board of Pharmacy shall be empowered to inspect  
5 drug facilities in licensed hospitals and shall report violations of  
6 applicable statutes and rules to the State Department of Health for  
7 action and reply.

8 € **d.** 1. The Commissioner shall appoint an Oklahoma Hospital  
9 Advisory Council to advise the Board, the Commissioner and the  
10 Department regarding hospital operations, **sale, consolidation or**  
11 **merger,** and to recommend actions to improve patient care.

12 2. The Advisory Council shall have the duty and authority to:  
13 a. review and approve in its advisory capacity rules and  
14 standards for hospital licensure,  
15 b. evaluate, review and make recommendations regarding  
16 Department licensure activities, **;** provided, **;** however,  
17 the Advisory Council shall not make recommendations  
18 regarding scope of practice for any health care  
19 providers or practitioners regulated pursuant to **the**  
20 **provisions of** Title 59 of the Oklahoma Statutes, and  
21 c. recommend and approve:  
22 (1) quality indicators and data submission  
23 requirements for hospitals, and

1 (2) the indicators and data to be used by the  
2 Department to monitor compliance with licensure  
3 requirements, and

4 d. to publish an annual report of hospital performance.

5 **E.** 1. The Advisory Council shall be composed of nine (9)  
6 members appointed by the Commissioner with the advice and consent of  
7 the Board. The membership of the Advisory Council shall be as  
8 follows:

9 a. two members shall be hospital administrators of  
10 licensed hospitals,

11 b. two members shall be licensed physicians or  
12 practitioners who have current privileges to provide  
13 services in hospitals,

14 c. two members shall be hospital employees, and

15 d. three members shall be citizens representing the  
16 public who:

17 (1) are not hospital employees,

18 (2) do not hold hospital staff appointments, and

19 (3) are not members of hospital governing boards.

20 2. a. Advisory Council members shall be appointed for three-  
21 year terms except the initial terms after November 1,  
22 1999, of one hospital administrator, one licensed  
23 physician or practitioner, one hospital employee, and

1           one public member shall be one (1) year. The initial  
2           terms after the effective date of this act of one  
3           hospital administrator, one licensed physician or  
4           practitioner, one hospital employee, and one public  
5           member shall be two (2) years. The initial terms of  
6           all other members shall be three (3) years. After  
7           initial appointments to the Council, members shall be  
8           appointed to three-year terms.

9           b. Members of the Advisory Council may be removed by the  
10           Commissioner for cause.

11        **E F.** The Advisory Council shall meet on a quarterly basis and  
12        shall annually elect from among its members a chairperson. Members  
13        of the Council shall serve without compensation but shall be  
14        reimbursed by the Department for travel expenses related to their  
15        service as authorized by the State Travel Reimbursement Act.

16        SECTION 2. This act shall become effective November 1, 2000.

17        COMMITTEE REPORT BY: COMMITTEE ON HUMAN RESOURCES, dated 2-17-00 -  
18        DO PASS, As Amended and Coauthored.