

An Act relating to incapacitated persons; amending Section 1, Chapter 202, O.S.L. 1996, as renumbered by Section 1, Chapter 108, O.S.L. 1999 (12 O.S. Supp. 1999, Section 2611.2), which relates to mode and order of interrogation and presentation; defining the term “incapacitated witness”; amending 12 O.S. 1991, Section 2803.1, as last amended by Section 1, Chapter 24, O.S.L. 1998 (12 O.S. Supp. 1999, Section 2803.1), which relates to hearsay exceptions; providing for the admissibility of an out-of-court statement by an incapacitated person; requiring the State Department of Health to develop minimum staffing and training standards for nursing facilities and describing standards; amending 43A O.S. 1991, Section 10-104, as last amended by Section 4, Chapter 298, O.S.L. 1998 (43A O.S. Supp. 1999, Section 10-104), which relates to persons required to report abuse of vulnerable adults; providing immunity from civil or criminal liability for employers of caretakers who report misconduct of employees; amending 63 O.S. 1991, Section 1-1950.1, as last amended by Section 5, Chapter 249, O.S.L. 1992 (63 O.S. Supp. 1999, Section 1-1950.1), which relates to criminal arrest checks on nursing home employee candidates; providing termination date; defining terms; allowing for criminal history checks and fingerprinting searches of certain new employees by certain employers; adding to responsibilities of Oklahoma State Bureau of Investigation and the Department of Human Services relating to criminal history records search; defining terms; providing for criminal arrest records; authorizing certain persons to obtain records; providing for payment of fees; providing for process and procedures; specifying time periods; prohibiting permanent employment prior to obtaining certain records; authorizing certain temporary employment; making the Department of Human Services lead agency for disseminating fingerprint cards; providing for fees; providing for certain contracts; providing process and procedures; providing exceptions; providing for release of certain records; requiring information be given to applicants; prohibiting certain applicants; requiring certain termination; providing exceptions; requiring certain employees to complete rehabilitation programs; providing for confidentiality; specifying penalty; making certain activity unlawful; requiring certain reviews; conforming language; amending 63 O.S. 1991, Section 1-1950.3, as amended by Section 1, Chapter 129, O.S.L. 1999 (63 O.S. Supp. 1999, Section 1-1950.3), which relates to nurse aides; adding requirement that nurse aides undergo criminal arrest checks; providing for codification; and providing an effective date.