

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 2941

By: Nations

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5
6 AS INTRODUCED

7 An Act relating to mental health; amending 43A O.S.
8 2001, Section 5-417, which relates to precommitment
9 examination; providing that the Department of Mental
10 Health and Substance Abuse Services not require
11 certain personal information; and providing an
12 effective date.

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

14 SECTION 1. AMENDATORY 43A O.S. 2001, Section 5-417, is
15 amended to read as follows:

16 Section 5-417. A. A precommitment examination ordered by the
17 court shall include, but is not limited to:

- 18 1. A physical evaluation;
- 19 2. A mental evaluation;
- 20 3. A social history;
- 21 4. A study of the ~~individual's~~ family and community situation
22 of the individual;
- 23 5. A list of available forms of care and treatment which may
24 serve as an alternative to admission to a hospital; and

1 6. A recommendation as to the least restrictive placement
2 suitable to the person's needs, as identified by this section,
3 should the individual be ordered to undergo treatment by the court.
4 Programs other than hospitalization to be considered shall include,
5 but not be limited to, outpatient clinics, extended care facilities,
6 nursing homes, sheltered care arrangements, home care and homemaker
7 services, and other treatment programs or suitable arrangements.

8 B. The Department of Mental Health and Substance Abuse
9 Services shall not require the collection of the following personal
10 information:

11 1. The number of children living;

12 2. The number of children deceased;

13 3. Religion;

14 4. Name and birthplace of the father;

15 5. Maiden name and birthplace of the mother;

16 6. Name and birthplace of the spouse;

17 7. General characteristics of the family of the person; and

18 8. A listing of relatives who have had mental or nervous
19 trouble.

20 SECTION 2. This act shall become effective November 1, 2008.

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22 51-2-8779 SAB 01/16/08
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