

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1311
_____ Of the printed Bill
Page _____ Section _____ Lines _____
_____ Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Doug Cox

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 PROPOSED COMMITTEE

4 SUBSTITUTE

5 FOR ENGROSSED

6 SENATE BILL NO. 1311

By: Rice, Coates and Crain of
the Senate

7 and

8 Cox of the House

9
10 PROPOSED COMMITTEE SUBSTITUTE

11 An Act relating to professions and occupations;
12 amending Section 1, Chapter 74, O.S.L. 2009 (59 O.S.
13 Supp. 2009, Section 367.8), which relates to
14 emergency medication kits; clarifying language;
15 defining term; amending Section 1, Chapter 138,
16 O.S.L. 2003, as last amended by Section 1, Chapter
17 255, O.S.L. 2009 (59 O.S. Supp. 2009, Section 493.5),
18 which relates to special volunteer license; modifying
19 qualifications; modifying time period for issuance
20 and renewal of certain license; allowing electronic
21 verification of certain information; requiring
22 certain written acknowledgement; and declaring an
23 emergency.

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

SECTION 1. AMENDATORY Section 1, Chapter 74, O.S.L. 2009

(59 O.S. Supp. 2009, Section 367.8), is amended to read as follows:

Section 367.8 A. A long-term care pharmacy may maintain
controlled dangerous substances in an emergency ~~electronic~~

1 medication kit used at a facility. The controlled dangerous
2 substances may be used only for the emergency medication needs of a
3 resident at the facility. A long-term care pharmacy may maintain
4 drugs in an emergency medication kit for any facility.

5 B. The State Board of Pharmacy shall promulgate rules relating
6 to emergency medication kits, including, but not limited to:

7 1. The amount and type of controlled dangerous substances that
8 may be maintained in an emergency medication kit;

9 2. Procedures regarding the use of drugs from an emergency
10 medication kit;

11 3. Recordkeeping requirements; and

12 4. Security requirements.

13 C. As used in this section:

14 1. "Facility" means a facility as defined by the Nursing Home
15 Care Act or an assisted living center as defined by the Continuum of
16 Care and Assisted Living Act; and

17 2. "Long-term care pharmacy" means a licensed pharmacy ~~which is~~
18 ~~not open to the general public and~~ which primarily provides pharmacy
19 services to ~~institutions~~ a facility.

20 SECTION 2. AMENDATORY Section 1, Chapter 138, O.S.L.
21 2003, as last amended by Section 1, Chapter 255, O.S.L. 2009 (59
22 O.S. Supp. 2009, Section 493.5), is amended to read as follows:

23 Section 493.5 A. 1. There is established a special volunteer
24 license for eligible volunteers from a medically related field who

1 are retired from active practice or actively licensed in another
2 state and practicing in that state and wish to donate their
3 expertise for the care and treatment of indigent and needy persons
4 of this state.

5 2. For purposes of this section:

6 a. "eligible volunteer" means a physician, physician
7 assistant, nurse, dentist, optometrist or pharmacist,
8 and

9 b. "nurse" means an advanced practice nurse, advanced
10 registered nurse practitioner, registered nurse, or
11 licensed practical nurse.

12 3. The special volunteer license shall be:

13 a. issued by the State Board of Medical Licensure and
14 Supervision to eligible physicians and physician
15 assistants, by the Board of Osteopathic Examiners to
16 eligible physicians, by the Oklahoma Board of Nursing
17 to eligible nurses, the Board of Dentistry to eligible
18 dentists, the Board of Examiners in Optometry to
19 eligible optometrists, and by the Board of Pharmacy to
20 eligible pharmacists,

21 b. issued without the payment of an application fee,
22 license fee or renewal fee,

23 c. issued or renewed without any continuing education
24 requirements in this state,

- 1 d. issued for a ~~fiscal year or part thereof~~ a period of
2 time to be determined by the applicable board, and
3 e. renewable ~~annually~~ upon approval of the applicable
4 Board.

5 B. An eligible volunteer shall meet the following requirements
6 before obtaining a special volunteer license:

7 1. Completion of a special volunteer license application,
8 including, as applicable, documentation of:

- 9 a. the medical school graduation of the physician,
10 b. the completion of a physician assistant program by a
11 physician assistant,
12 c. the completion of the basic professional curricula of
13 a school of nursing by the nurse,
14 d. the dental school graduation of the dentist,
15 e. the optometry school graduation of the optometrist, or
16 f. the school or college of pharmacy graduation of a
17 pharmacist, and
18 g. the relevant practice history of the applicant;

19 2. Documentation or electronic verification that the eligible
20 volunteer has been previously issued a full and unrestricted license
21 to practice in Oklahoma or in another state of the United States and
22 written acknowledgment that he or she has never been the subject of
23 any professional disciplinary action in any jurisdiction;

1 3. ~~Acknowledgement and documentation~~ Written acknowledgement
2 that the practice of the eligible volunteer under the special
3 volunteer license will be exclusively and totally devoted to
4 providing care to needy and indigent persons in Oklahoma or to
5 providing care under the Oklahoma Medical Reserve Corps; and

6 4. ~~Acknowledgement and documentation~~ Written acknowledgement
7 that the eligible volunteer shall not receive or have the
8 expectation to receive any payment or compensation, either direct or
9 indirect, for any services rendered in this state under the special
10 volunteer license. The only exception to the indirect compensation
11 provision is for those out-of-state physicians, physician
12 assistants, nurses, dentists, optometrists or pharmacists that
13 participate in the free care given by means of Telemedicine through
14 the Shriners Hospitals for Children national network.

15 SECTION 3. It being immediately necessary for the preservation
16 of the public peace, health and safety, an emergency is hereby
17 declared to exist, by reason whereof this act shall take effect and
18 be in full force from and after its passage and approval.

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20 52-2-10331 AM 03/22/10

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