

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 854

By: Halligan and Johnson
(Constance) of the Senate

3
4 and

Denney of the House
5
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8 [jails - health services - medication - codification -
effective date]
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12 AMENDMENT NO. 1. Strike the stricken title, enacting clause and
entire bill and insert
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14 "An Act relating to jails; requiring certain health
services; providing procedures for the
15 administration of medication; providing requirements
for medical reception information; defining term;
16 providing for codification; and providing an
effective date.
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19 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 4.1 of Title 57, unless there is
22 created a duplication in numbering, reads as follows:

23 In addition to other medical and health care services required
24 by a jail facility as may be provided by rule by the State

1 Department of Health, the person responsible for administration for
2 a jail shall administer medications according to the following:

3 1. Prescription medications shall be provided to the prisoner
4 as directed by a physician or designated medical authority. The
5 prisoner shall be observed to ensure the prisoner takes the
6 medication. The physician or designated medical authority shall be
7 particularly aware through his or her training of the impact of
8 opiate or methadone withdrawal symptoms that may occur in regard to
9 the mental and physical health of the prisoner. The physician or
10 medical authority shall prescribe and administer appropriate
11 medications to the prisoner pursuant to Section 5-204 of Title 43A
12 of the Oklahoma Statutes as the medical authority deems appropriate
13 to address those symptoms. Neither prescription nor over-the-
14 counter medications shall be kept by a prisoner in a cell with the
15 exception of prescribed nitroglycerin tablets and prescription
16 inhalers. Over-the-counter medications shall not be administered
17 without a physician's approval unless using prepackaged medications;

18 2. Medical reception information shall be recorded on a printed
19 screening form approved by the physician or designated medical
20 authority which shall include inquiry into:

- 21 a. current illnesses and health problems including
22 medications taken and any special health requirements,
23 b. behavioral observation, including state of
24 consciousness and mental status,

- 1 c. body deformities and trauma markings such as bruises,
2 lesions, jaundice, and ease of body movement,
3 d. condition of skin and visible body orifices, including
4 infestations, and
5 e. disposition or referral of prisoners to qualified
6 medical personnel on an emergency basis; and

7 3. For purposes of this section, "physician or other licensed
8 medical personnel" means a psychiatrist, medical doctor, osteopathic
9 physician, physician's assistant, registered nurse, licensed
10 practical nurse, emergency medical technician at the paramedical
11 level or clinical nurse specialist.

12 SECTION 2. This act shall become effective November 1, 2011."

13 Passed the House of Representatives the 18th day of April, 2011.

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16 _____
17 Presiding Officer of the House of
Representatives

18 Passed the Senate the ____ day of _____, 2010.

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21 _____
22 Presiding Officer of the Senate
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1 ENGROSSED SENATE
2 BILL NO. 854

By: Halligan and Johnson
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7 [jails - health services - medication - codification -
8 effective date]
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10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 3. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 4.1 of Title 57, unless there is
13 created a duplication in numbering, reads as follows:

14 In addition to other medical and health care services required
15 by a jail facility as may be provided by rule by the State
16 Department of Health, the person responsible for administration for
17 a jail shall administer medications according to the following:

18 1. Medications in the possession of the prisoner at the time of
19 the booking, whether prescription or over-the-counter, shall be
20 logged, counted and secured. Prescription medications shall be
21 provided to the prisoner as directed by a physician or designated
22 medical authority. The prisoner shall be observed to ensure the
23 prisoner takes the medication. The physician or designated medical
24 authority shall be particularly aware through his or her training of

1 the impact of opiate or methadone withdrawal symptoms that may occur
2 in regard to the mental and physical health of the prisoner. The
3 physician or medical authority shall prescribe and administer
4 appropriate medications to the prisoner pursuant to Section 5-204 of
5 Title 43A of the Oklahoma Statutes as the medical authority deems
6 appropriate to address those symptoms. Neither prescription nor
7 over-the-counter medications shall be kept by a prisoner in a cell
8 with the exception of prescribed nitroglycerin tablets and
9 prescription inhalers. Over-the-counter medications shall not be
10 administered without a physician's approval unless using prepackaged
11 medications.

12 2. Medical reception information shall be recorded on a printed
13 screening form approved by the physician or designated medical
14 authority which shall include inquiry into:

- 15 a. current illnesses and health problems including
16 medications taken and any special health requirements,
- 17 b. behavioral observation, including state of
18 consciousness and mental status,
- 19 c. body deformities and trauma markings such as bruises,
20 lesions, jaundice, and ease of body movement,
- 21 d. condition of skin and visible body orifices, including
22 infestations, and
- 23 e. disposition or referral of prisoners to qualified
24 medical personnel on an emergency basis.

1 3. For purposes of this section, "physician or other licensed
2 medical personnel" means a psychiatrist, medical doctor, osteopathic
3 physician, physician's assistant, registered nurse, licensed
4 practical nurse, emergency medical technician at the paramedical
5 level or clinical nurse specialist.

6 SECTION 4. This act shall become effective November 1, 2011.

7 Passed the Senate the 14th day of March, 2011.

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Presiding Officer of the Senate

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11 Passed the House of Representatives the ____ day of _____,

12 2011.

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Presiding Officer of the House
of Representatives

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