

1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 3002.6 of Title 56, unless there
3 is created a duplication in numbering, reads as follows:

4 The Oklahoma Legislature finds that access to information
5 regarding all components of a long-term care support system is
6 necessary to empower the elderly and persons with disabilities in
7 planning, evaluating, and making decisions to meet their individual
8 long-term care support needs appropriately. This access to
9 information shall be provided through the Options Counseling for
10 Long-term Care Program provided by the Aging and Disability Resource
11 Consortium and its partner community organizations. The Options
12 Counseling for Long-term Care Program shall be designed to allow for
13 an integrated system that facilitates navigation of the variety of
14 private and public resources available; minimizes service
15 fragmentation; reduces duplication of administrative paperwork
16 procedures; enhances individual choice; supports informed decision-
17 making; and increases the cost-effectiveness of long-term care
18 services and support systems.

19 SECTION 3. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 3002.7 of Title 56, unless there
21 is created a duplication in numbering, reads as follows:

22 A. As used in the Oklahoma Options Counseling for Long-term
23 Care Program Act:

1 1. "Long-term care facility" means a nursing facility or
2 assisted living facility;

3 2. "Options counseling for long-term care" means the process of
4 providing services pursuant to the Oklahoma Options Counseling for
5 Long-term Care Program within the Aging and Disability Resource
6 Consortium (ADRC); and

7 3. "Representative" means a family member, attorney, hospital
8 social worker, or any other person chosen by an individual to act on
9 behalf of the individual:

10 a. seeking a long-term care consultation, or

11 b. admitted to a long-term care program or facility.

12 B. The Options Counseling for Long-term Care Program is hereby
13 created within the Department of Human Services Aging Services
14 Division and administered within the Aging Services Division Aging
15 and Disability Resource Consortium.

16 C. Subject to available funding, the Options Counseling for
17 Long-term Care Program, through its partner community agencies,
18 shall provide individuals or their representatives, or both, with
19 long-term care options consultation by phone or in person, which
20 shall include at a minimum the following:

21 1. A basic review of an individual's need for information;

22 2. A review of appropriate long-term care options and costs, if
23 available;

24

1 3. A review of providers who accept either public or private
2 payment or both public and private payment for long-term care
3 services;

4 4. A summary of factors to consider when choosing among the
5 available programs, services, and benefits; and

6 5. A summary of opportunities and methods for maximizing the
7 independence and self-reliance of the individual, including support
8 services provided by the family and friends of the individual.

9 D. Options counseling for long-term care under this section may
10 be provided at any time, whether before or after the individual who
11 is the subject of a long-term care consultation has been admitted to
12 a long-term facility.

13 E. Nothing in the Oklahoma Options Counseling for Long-term
14 Care Program Act shall be used to implement any provisions of the
15 federal Patient Protection and Affordable Care Act.

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

17
18 COMMITTEE REPORT BY: COMMITTEE ON LONG-TERM CARE AND SENIOR
19 SERVICES, dated 02-23-2011 - DO PASS, As Coauthored.

20
21
22
23
24