

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 53rd Legislature (2011)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 854

By: Halligan and Johnson
(Constance) of the Senate

and

Denney of the House

11 COMMITTEE SUBSTITUTE

12 An Act relating to jails; requiring certain health
13 services; providing procedures for the administration
14 of medication; providing requirements for medical
15 reception information; defining term; providing for
16 codification; and providing an effective date.

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

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

22 In addition to other medical and health care services required
23 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
24

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

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

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

15
16 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 03-30-2011 -
17 DO PASS, As Amended.