

1 B. 1. Each Public Health Advisory Council (Advisory Council)
2 created pursuant to subsection A of this section shall consist of
3 seven (7) members. Two members shall be appointed by the Governor,
4 two members shall be appointed by the Speaker of the House of
5 Representatives, two members shall be appointed by the President Pro
6 Tempore of the Senate, and one member shall be appointed by the
7 State Board of Health. Appointments shall be for three-year terms.
8 Members of the Advisory Councils shall serve at the pleasure of and
9 may be removed from office by the appointing authority. Members
10 shall continue to serve until their successors are appointed. Any
11 vacancy shall be filled in the same manner as the original
12 appointments. Four members shall constitute a quorum.

13 2. Each Advisory Council shall meet at least twice a year, but
14 no more than four times a year and shall elect a chair, a vice-chair
15 and a secretary from among its members. Each Advisory Council shall
16 only meet as required for election of officers, establishment of
17 meeting dates and times; rule development, review and
18 recommendation; and adoption of nonbinding resolutions to the State
19 Department of Health or the State Board of Health concerning matters
20 brought before the Advisory Council. Special meetings may be called
21 by the chair or by the concurrence of any three members.

22 C. 1. All members of the Consumer Protection Licensing
23 Advisory Council shall be knowledgeable of certain consumer issues
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1 as specified below. The Consumer Protection Licensing Advisory
2 Council shall be composed as follows:

3 a. the Governor shall appoint:

4 (1) one member who is a licensed radiologist
5 assistant, and

6 (2) one member who is a licensed audiologist,

7 b. the President Pro Tempore of the Senate shall appoint:

8 (1) one member who is a licensed radiologist, and

9 (2) one member representing the hearing aid fitting
10 industry,

11 c. the Speaker of the House of Representatives shall
12 appoint:

13 (1) one member representing the medical
14 micropigmentation industry, and

15 (2) one member representing the hearing-impaired
16 public, and

17 d. the State Board of Health shall appoint one member
18 representing a diagnostic x-ray facility.

19 2. The jurisdiction areas of the Consumer Protection Licensing
20 Advisory Council shall include the hearing-aid-fitting industry, the
21 medical micropigmentation industry, the radiation industry and such
22 other areas as designated by the State Board of Health.

23 D. 1. All members of the Trauma and Emergency Response
24 Advisory Council shall be knowledgeable of issues that arise in a

1 hospital setting and issues that arise concerning emergency
2 response. The Trauma and Emergency Response Advisory Council shall
3 be composed as follows:

4 a. the Governor shall appoint:

5 (1) one member who is an administrative director of a
6 licensed ambulance service, and

7 (2) one member who is a Board Certified Emergency
8 Physician,

9 b. the President Pro Tempore of the Senate shall appoint:

10 (1) one member who is a representative from a
11 hospital with trauma and emergency services, and

12 (2) one member who is a trauma surgeon with
13 privileges at a hospital with trauma and
14 emergency operative services,

15 c. the Speaker of the House of Representatives shall
16 appoint:

17 (1) one member representing the trauma registrar of a
18 licensed hospital that is classified as providing
19 trauma and emergency operative services, and

20 (2) one member who is an Emergency Medical
21 Technician, and

22 d. the State Board of Health shall appoint one member who
23 is a critical care nurse.

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1 2. The jurisdictional areas of the Trauma and Emergency
2 Response Advisory Council shall include emergency response systems
3 development, injury prevention, catastrophic health emergency,
4 trauma systems improvement and development and such other areas
5 designated by the State Board of Health.

6 E. 1. All members of the Infant and Children's Health Advisory
7 Council shall be knowledgeable of issues that arise in the area of
8 infant and children's health care. The Infant and Children's Health
9 Advisory Council shall be composed as follows:

10 a. the Governor shall appoint:

11 (1) one member who works for the state or for a
12 political subdivision on child abuse issues, and

13 (2) one member who is knowledgeable about childhood
14 immunizations,

15 b. the President Pro Tempore of the Senate shall appoint:

16 (1) one member who is knowledgeable about newborn
17 screening issues, and

18 (2) one member licensed by the state as an
19 optometrist who has knowledge of vision screening
20 for children,

21 (3) one member who is a licensed ophthalmologist in
22 this state with the knowledge of treating visual
23 deficiencies in children,

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1 c. the Speaker of the House of Representatives shall
2 appoint:

3 (1) one member who is licensed by the state as a
4 physician and works as a pediatrician, and

5 (2) one member who is licensed by the state as a
6 genetic counselor, and

7 d. the State Board of Health shall appoint one member who
8 is a physician licensed by the state who specializes
9 in the diagnosis and treatment of childhood injuries
10 in a trauma setting.

11 2. The jurisdictional areas of the Infant and Children's Health
12 Advisory Council shall include all issues that arise in the area of
13 health care for infants and children and such other areas as
14 designated by the State Board of Health.

15 F. 1. All members of the Advancement of Wellness Advisory
16 Council shall be knowledgeable of issues that arise in the area of
17 advancing the health of all Oklahomans. The Advancement of Wellness
18 Advisory Council shall be composed as follows:

19 a. the Governor shall appoint:

20 (1) one member who is knowledgeable about breast and
21 cervical cancer issues, and

22 (2) one member who is knowledgeable about organ donor
23 issues,

24 b. the President Pro Tempore of the Senate shall appoint:

1 (1) one member who is mayor of a city or town that
2 has been designated a certified healthy community
3 in an urban setting, and

4 (2) one member who is the president or chief
5 operating officer of a business that has been
6 designated a certified healthy business,

7 c. the Speaker of the House of Representatives shall
8 appoint:

9 (1) one member who is the mayor of a city or town
10 that has been designated a certified healthy
11 community in a rural setting, and

12 (2) one member who is the president or chief
13 operating officer of a business that has been
14 designated a certified healthy business in an
15 urban setting, and

16 d. the State Board of Health shall appoint one member who
17 is the Executive Director of the Tobacco Settlement
18 Endowment Trust.

19 2. The jurisdictional areas of the Advancement of Wellness
20 Advisory Council shall include all issues that arise in the areas of
21 tobacco usage and cessation, organ and tissue donation, the
22 requirements for a city or town in the state to be designated as a
23 certified healthy community, the requirements for a business to be
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1 designated as a certified healthy business and such other areas as
2 designated by the State Board of Health.

3 G. 1. All members of the Home Care and Hospice Advisory
4 Council shall be knowledgeable of issues that arise in the
5 administration and practice of home care and hospice services. The
6 Home Care and Hospice Advisory Council shall be composed as follows:

7 a. the Governor shall appoint:

8 (1) one member who is the owner or administrator of
9 an entity licensed in accordance with the
10 Oklahoma Hospice Licensing Act, and

11 (2) one member who is an owner or administrator of an
12 entity licensed in accordance with the Oklahoma
13 Home Care Act,

14 b. the President Pro Tempore of the Senate shall appoint:

15 (1) one member who is an owner or administrator of an
16 entity licensed in accordance with the Oklahoma
17 Hospice Licensing Act, and

18 (2) one member who is an owner or administrator of an
19 entity licensed in accordance with the Oklahoma
20 Home Care Act,

21 c. the Speaker of the House of Representatives shall
22 appoint:
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1 (1) one member representing the public who is or was
2 a legal guardian of a recipient of hospice
3 services, and

4 (2) one member representing the public who is a
5 recipient or legal guardian of a recipient of
6 services from a home health agency, and

7 d. the State Board of Health shall appoint one member
8 representing an association which advocates on behalf
9 of home care or hospice issues.

10 2. The jurisdictional areas of the Home Care and Hospice
11 Advisory Council shall include all issues that arise in the areas of
12 home care or hospice services, and such other areas as designated by
13 the State Board of Health.

14 H. In addition to other powers and duties assigned to each
15 Advisory Council pursuant to this section, each Advisory Council,
16 within its jurisdictional area, shall:

17 1. Have authority to recommend to the State Board of Health
18 rules on behalf of the State Department of Health. The State
19 Department of Health shall not have standing to recommend to the
20 State Board of Health permanent rules or changes to such rules
21 within the jurisdiction of an Advisory Council which have not been
22 submitted previously to the appropriate Advisory Council for action;

23 2. Before recommending any permanent rules to the State Board
24 of Health, give public notice, offer an opportunity for public

1 comment and conduct a public rulemaking hearing when required by the
2 Administrative Procedures Act;

3 3. Have the authority to make nonbinding written
4 recommendations to the State Board of Health and/or to the State
5 Department of Health which have been concurred upon by at least a
6 majority of the membership of the Advisory Council;

7 4. Have the authority to provide a public forum for the
8 discussion of issues it considers relevant to its area of
9 jurisdiction, and to:

10 a. pass nonbinding resolutions expressing the sense of
11 the Advisory Council, and

12 b. make recommendations to the State Board of Health or
13 the State Department of Health concerning the need and
14 the desirability of conducting meetings, workshops and
15 seminars; and

16 5. Cooperate with each other Advisory Council, the public, the
17 State Board of Health and the Commissioner of Health in order to
18 coordinate the rules within their respective jurisdictional areas
19 and to achieve maximum efficiency and effectiveness in furthering
20 the objectives of the State Department of Health.

21 I. The Advisory Councils shall not recommend rules for
22 promulgation by the State Board of Health unless all applicable
23 requirements of the Administrative Procedures Act have been

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1 followed, including but not limited to notice, rule-impact statement
2 and rulemaking hearings.

3 J. Members of the Advisory Councils shall serve without
4 compensation but may be reimbursed expenses incurred in the
5 performance of their duties, as provided in the State Travel
6 Reimbursement Act. The Advisory Councils are authorized to utilize
7 the conference rooms of the State Department of Health and obtain
8 administrative assistance from the State Department of Health, as
9 required.

10 SECTION 2. This act shall become effective November 1, 2014.

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12 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 04/08/2014 -
13 DO PASS.

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