

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 HOUSE BILL 1085

By: Ownbey

6 AS INTRODUCED

7 An Act relating to palliative care; creating the
8 Advisory Council on Palliative Care and Quality of
9 Life; providing expiration date; stating purpose;
1 0 providing for appointments; specifying date by which
1 1 appointments are made; providing for vacancies;
1 2 providing for designation of cochairs; specifying
1 3 quorum; providing for meetings and staffing;
1 4 requiring certain compliance; stating that Advisory
1 5 Council members shall receive no compensation;
1 6 providing reimbursement; requiring examination of
1 7 certain information; requiring report; providing for
1 8 codification; providing an effective date; and
1 9 declaring an emergency.

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1 6 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

1 7 SECTION 1. NEW LAW A new section of law to be codified

1 8 in the Oklahoma Statutes as Section 1-879.5 of Title 63, unless
1 9 there is created a duplication in numbering, reads as follows:

2 0 A. There is hereby created to continue until September 1, 2017,
2 1 the Advisory Council on Palliative Care and Quality of Life. The
2 2 purpose of the Advisory Council shall be to:

2 3 1. Identify methods that improve the quality and delivery of
2 4 palliative care;

1 2. Review best practices from publicly- and privately-
2 administered palliative care programs throughout the United States;
3 and

4 3. Develop and publish information on palliative care issues
5 for the general public.

6 B. The Advisory Council shall consist of nine (9) members to be
7 appointed as follows:

8 1. Three members shall be appointed by the State Commissioner
9 of Health as follows:

1 0 a. one member shall be a physician licensed in this state
1 1 possessing knowledge of palliative care issues,

1 2 b. one member shall be a nurse practitioner licensed in
1 3 this state possessing knowledge of palliative care
1 4 issues, and

1 5 c. one member shall be an administrator of a long-term
1 6 care facility licensed in this state;

1 7 2. Three members shall be appointed by the President Pro
1 8 Tempore of the State Senate as follows:

1 9 a. one member shall be a representative of the
2 0 pharmaceutical community,

2 1 b. one member shall be a representative of the religious
2 2 community, and

2 3 c. one member shall be a representative of the patient
2 4 advocacy community; and

1 3. Three members shall be appointed by the Speaker of the
2 Oklahoma House of Representatives as follows:

3 a. one member shall be a representative of the social
4 work community,
5 b. one member shall be a family member of persons
6 requiring the use of palliative care services, and
7 c. one member shall be an administrator of a hospice
8 facility licensed in this state.

9 C. Appointments to the Advisory Council shall be made by
10 September 1, 2015. Advisory Council members shall serve at the
11 pleasure of their appointing authorities. A vacancy on the Advisory
12 Council shall be filled by the original appointing authority.

13 D. The President Pro Tempore of the Senate and the Speaker of
14 the House of Representatives shall each designate a cochair from
15 among the members of the Advisory Council. A majority of the
16 members of the Advisory Council shall constitute a quorum to do
17 business. The State Department of Health shall provide staff
18 support to the Advisory Council as necessary to assist the Advisory
19 Council in the performance of its duties.

20 E. Members of the Advisory Council shall determine meeting
21 dates, provided that the Advisory Council meets at least twice
22 annually. All meetings shall comply with the provisions of the
23 Oklahoma Open Meeting Act and the Oklahoma Open Records Act.
24 Members shall not be compensated for their service but may be

1 reimbursed by their appointing authorities for necessary expenses
2 incurred in the performance of their duties, as follows:

3 1. Legislative members may be reimbursed for their necessary
4 travel expenses incurred in the performance of their duties in
5 accordance with the provisions of Section 456 of Title 74 of the
6 Oklahoma Statutes;

7 2. Nonlegislative members who are state officers or employees
8 may be reimbursed by their respective agencies for their necessary
9 travel expenses incurred in the performance of their duties in
10 accordance with the provisions of the State Travel Reimbursement
11 Act; and

12 3. Members who are not legislators or state officers or
13 employees of the state may be reimbursed by their appointing
14 authorities in accordance with the provisions of the State Travel
15 Reimbursement Act.

16 F. The Advisory Council shall include an examination of the
17 following in its assessment and recommendations:

- 1 1. Methods to improve the delivery of palliative care services;
- 2 2. The state's role in providing palliative care services to
3 persons requiring such care;
- 2 3. State policy regarding the provision of palliative care; and
- 2 4. Existing services, resources, and availability of palliative
3 care services.

1 G. The Advisory Council shall issue a report of its
2 recommendations to the President Pro Tempore of the Senate, the
3 Speaker of the House of Representatives and the State Commissioner
4 of Health no later than September 1, 2017.

5 SECTION 2. This act shall become effective July 1, 2015.

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

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