

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 HOUSE BILL 1716

 By: Moore

6 AS INTRODUCED

7 An Act relating to public health; providing
8 definitions; requiring certain residents in long-term
9 care facilities to have a pharmacogenomics profile
10 conducted; specifying content of profile; requiring
11 the provision of certain behavioral health services;
 authorizing the State Board of Health to promulgate
 rules; providing for codification; and providing an
 effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1-1992 of Title 63, unless there
17 is created a duplication in numbering, reads as follows:

18 A. As used in this section:

19 1. "Pharmacogenomics" means the study of how genetic factors
20 will affect a person's response to certain medications, particularly
21 response to adverse side effects;

22 2. "Behavioral medication" means a medication capable of
23 affecting the mind, emotions, behavior and activities and drugs used
24 in the treatment of mental illness or brain activity;

1 3. "Nursing facility" and "specialized facility" mean a nursing
2 facility and specialized facility as such terms are defined in
3 Section 1-1902 of Title 63 of the Oklahoma Statutes; and

4 4. "Assisted living center" means an assisted living center as
5 the term is defined in Section 1-890.2 of Title 63 of the Oklahoma
6 Statutes.

7 B. Every person who resides for more than thirty (30) days in a
8 nursing facility, specialized facility or in an assisted living
9 center, and who requires a prescription for a behavioral medication,
10 shall have a pharmacogenomics profile conducted and recorded in the
11 person's medical record.

12 C. A pharmacogenomics profile shall include the results of at
13 least eighteen genes tested and be accompanied by treatment guidance
14 for each disease state tested. Each resident having such a test
15 shall be entitled to receive a copy of the results or to view them
16 in the medical record.

17 D. Every nursing facility, specialized facility and assisted
18 living center shall provide appropriate behavioral health services
19 to each resident in need of such services to ensure the resident's
20 physical, mental and psychosocial well being. Any behavioral health
21 services provided shall be in accordance with a comprehensive
22 assessment and the resident's pharmacogenomics profile.

23 E. The State Board of Health shall promulgate rules as
24 necessary to implement the requirements of this section.

SECTION 2. This act shall become effective November 1, 2017.

COMMITTEE REPORT BY: COMMITTEE ON HEALTH SERVICES AND LONG-TERM
CARE, dated 02/15/2017 - DO PASS.