

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 HOUSE BILL 3288

By: Enns, Young, Wright,
Kannady and West (Tammy) of
the House

6 and

7 McCortney of the Senate

8
9 AS INTRODUCED

10 An Act relating to public health and safety;
11 requiring assisted living centers to provide certain
12 information to its residents by certain date each
13 year; providing that certain statement shall be
14 deemed compliant with requirement; providing for
15 certain construction; prohibiting certain cause of
16 action; prohibiting certain license to be affected;
17 providing for codification; and providing an
18 effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 1-890.9 of Title 63, unless
22 there is created a duplication in numbering, reads as follows:

23 A. Each assisted living center shall annually provide to each
24 of its residents, no later than September 1 of each year,
educational information on influenza disease. Such information
shall include, but not be limited to:

1 1. The risks associated with influenza disease;

2 2. The availability, effectiveness and known contraindications
3 of the influenza immunization;

4 3. Causes and symptoms of influenza; and

5 4. The means by which influenza is spread.

6 B. Making available the appropriate and current Vaccine
7 Information Statement as provided by the Centers for Disease Control
8 and Prevention shall be deemed compliant with the requirements
9 contained in subsection A of this section.

10 C. Nothing in this section shall be construed to require an
11 assisted living center to provide or pay for any vaccination against
12 influenza for its residents.

13 D. No person shall have a cause of action for any loss or
14 damage caused by any act or omission resulting from providing or the
15 lack of providing educational information required by subsection A
16 of this section.

17 E. The license of the assisted living center shall not be
18 affected due to the providing or lack of providing the educational
19 information required by subsection A of this section.

20 SECTION 2. This act shall become effective November 1, 2018.

21
22 COMMITTEE REPORT BY: COMMITTEE ON HEALTH SERVICES AND LONG-TERM
23 CARE, dated 02/14/2018 - DO PASS, As Coauthored.