

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

HOUSE BILL 3233

By: Moore

AS INTRODUCED

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

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

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

A. As used in this section:

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

2. "Behavioral medication" means a medication capable of affecting the mind, emotions, behavior, activities and drugs used 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.

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