

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

COMMITTEE SUBSTITUTE
FOR

SENATE BILL NO. 383

By: Bergstrom

COMMITTEE SUBSTITUTE

An Act relating to nursing home administrators;
amending 63 O.S. 2011, Section 330.53, as amended by
Section 1, Chapter 241, O.S.L. 2016 (63 O.S. Supp.
2018, Section 330.53), which relates to
qualifications for license or certification;
requiring applicants to submit to national criminal
history record check; recognizing certain credential;
amending 63 O.S. 2011, Section 330.54, which relates
to license fees; modifying licensure period; and
providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2011, Section 330.53, as
amended by Section 1, Chapter 241, O.S.L. 2016 (63 O.S. Supp. 2018,
Section 330.53), is amended to read as follows:

Section 330.53. A. The Oklahoma State Board of Examiners for
Long-Term Care Administrators shall have authority to issue licenses
or certifications to qualified persons as long-term care
administrators, and shall establish qualification criteria for each
type of long-term care administrator.

1 B. No license or certification shall be issued to a person as a
2 long-term care administrator unless:

3 1. The person shall have submitted evidence satisfactory to the
4 Board that the person ~~is~~:

5 a. is not less than twenty-one (21) years of age, ~~and~~

6 b. is of reputable and responsible character~~+~~, and

7 c. has submitted to a national criminal history record
8 check as defined in Section 150.9 of Title 74 of the
9 Oklahoma Statutes. The costs associated with the
10 national criminal history record check shall be paid
11 by the applicant; and

12 2. The person shall have submitted evidence satisfactory to the
13 Board of the person's ability to supervise the defined facility type
14 in which he or she is licensed or certified to serve as a long-term
15 care administrator.

16 C. All persons currently licensed or certified or lawfully
17 serving as an administrator in their defined facility type shall be
18 permitted to continue to serve in their current capacity under their
19 current terms of authorization. The Board may promulgate rules
20 pursuant to Section 330.57 of this title to address future
21 certification and licensure requirements for all long-term care
22 administrator types without effect on the licensure or certification
23 status of those currently certified or licensed. The Board shall
24 not include a requirement for a four-year degree in any future

1 licensing or certification requirements for assisted living,
2 residential care or adult day care administrators. Until such rules
3 are promulgated, current licensure and certification processes and
4 standards shall remain in place.

5 D. The Oklahoma State Board of Examiners for Long-Term Care
6 Administrators shall, on or before July 1, 2017, promulgate rules
7 permitting eligible applicants to sit for the state standards
8 examination at a testing facility using procedures approved by the
9 National Association of Long-Term Care Administrator Board,
10 including but not limited to the use of electronic or online methods
11 for examination. The Board shall recognize the Health Services
12 Executive qualification from the National Association of Long-Term
13 Care Administrators Board as an acceptable standard of eligibility
14 for licensure.

15 E. The Oklahoma State Board of Examiners for Long-Term Care
16 Administrators shall promulgate rules to implement the provisions of
17 this section.

18 SECTION 2. AMENDATORY 63 O.S. 2011, Section 330.54, is
19 amended to read as follows:

20 Section 330.54. Each person licensed or certified as a long-
21 term care administrator pursuant to the provisions of Section 330.53
22 of this title shall be required to pay ~~an annual~~ a license or
23 certification renewal fee which shall be deposited in the Oklahoma
24 State Board of Examiners for Long-Term Care Administrators Revolving

1 Fund. Such fee shall be determined by the Oklahoma State Board of
2 Examiners for Long-Term Care Administrators. Each such renewed
3 license or certification shall expire on the 31st day of December of
4 the next odd-numbered year following its ~~issuance~~ renewal, and shall
5 be renewable for ~~a calendar year~~ two (2) calendar years, upon
6 meeting the renewal requirements and upon payment of the ~~annual~~
7 ~~license~~ renewal fee. Licenses and certifications initially issued
8 and effective in even-numbered years shall expire on the 31st day of
9 December of the calendar year issued and effective, and the first
10 renewal of such licenses and certifications shall be for one
11 calendar year to align with the odd-numbered year renewals of all
12 other licensees and certificate holders.

13 SECTION 3. This act shall become effective in accordance with
14 the provisions of Section 58 of Article V of the Oklahoma
15 Constitution.

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