

1 ENGROSSED HOUSE
2 BILL NO. 2938

By: Dills and Branham of the
House

3 and

4 Newhouse of the Senate

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6
7 An Act relating to public health; amending 63 O.S.
8 2011, Section 1-705, which relates to community-based
9 programs and services to be provided; requiring
10 information regarding local substance abuse,
11 addiction and mental health services be provided to
12 certain persons; directing the Department of Mental
13 Health and Substance Abuse Services to provide
14 certain information to hospitals; and providing an
15 effective date.

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

19 SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-705, is
20 amended to read as follows:

21 Section 1-705. A. The State Board of Health, upon
22 recommendation of the State Commissioner of Health and with the
23 advice of the Oklahoma Hospital Advisory Council hereinafter
24 provided for, shall promulgate rules and standards for the
construction and operation of hospitals, for which licenses are
required by the terms of this article, to provide for the proper
care of patients. The promulgation of rules shall be subject to and
be governed by the provisions of the Administrative Procedures Act.

1 B. Every hospital shall be periodically inspected by an
2 authorized representative of the Commissioner. Reports of such
3 inspections shall be on forms prescribed by the Commissioner, who
4 shall, after receipt of such reports, take such action as deemed
5 necessary by the Commission to have corrected any deficiencies or
6 violations of the rules and standards of the Board shown in such
7 reports.

8 C. Hospitals licensed pursuant to the provisions of this
9 article shall not be exempt from being inspected or licensed under
10 laws relating to hotels, restaurants, lodging houses, boarding
11 houses and places of refreshment.

12 D. 1. Every hospital that offers or provides inpatient
13 psychiatric or chemical dependency treatment services to persons
14 eighteen (18) years of age or younger shall offer, provide or
15 otherwise make available community-based programs and services and
16 may make such programs and services available directly, through
17 contract, or other appropriate means as determined by the State
18 Department of Health.

19 2. For the purposes of this subsection the term "community-
20 based services" shall have the same meaning as such term is defined
21 by Section 1-1-105 of Title 10A of the Oklahoma Statutes.

22 E. Every hospital emergency room shall provide information on
23 available local substance abuse, addiction and mental health
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1 services to a person seeking help for his or her addiction or mental
2 health care needs.

3 F. The Department of Mental Health and Substance Abuse Services
4 shall provide every hospital emergency room with the information on
5 available local substance abuse and addiction services required by
6 subsection E of this section.

7 SECTION 2. This act shall become effective November 1, 2020.

8 Passed the House of Representatives the 5th day of March, 2020.

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11 Presiding Officer of the House
12 of Representatives

13 Passed the Senate the ____ day of _____, 2020.

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15 Presiding Officer of the Senate
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