

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL NO. 1034

By: Scott

6 AS INTRODUCED

7 An Act relating to nursing home administrators;
8 amending 63 O.S. 2011, Section 330.52, as amended by
9 Section 1, Chapter 295, O.S.L. 2018 (63 O.S. Supp.
10 2018, Section 330.52), which relates to the State
11 Board of Examiners for Long-Term Care Administrators;
12 modifying Board membership eligibility criteria; and
13 providing an effective date.

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

15 SECTION 1. AMENDATORY 63 O.S. 2011, Section 330.52, as
16 amended by Section 1, Chapter 295, O.S.L. 2018 (63 O.S. Supp. 2018,
17 Section 330.52), is amended to read as follows:

18 Section 330.52. A. There is hereby re-created, to continue
19 until July 1, 2022, in accordance with the provisions of the
20 Oklahoma Sunset Law, the Oklahoma State Board of Examiners for Long-
21 Term Care Administrators. The Oklahoma State Board of Examiners for
22 Long-Term Care Administrators shall consist of fifteen (15) members,
23 eight of whom shall be representatives of the professions and
24 institutions of long-term care, with representation from each type
of administrator defined in Section 330.51 of this title. In order

1 to be eligible to serve as a member, such administrators shall be
2 licensed or certified in their defined facility type, and be in good
3 standing and have at least ~~five (5)~~ three (3) years of experience as
4 an administrator in the facility type they represent. Four members
5 shall represent the general public, of which at least two shall be
6 licensed medical professionals concerned with the care and treatment
7 of critically ill or infirm elderly patients. The preceding twelve
8 members shall be appointed by the Governor, with the advice and
9 consent of the Senate. The final three members shall constitute the
10 State Commissioner of Health and the Director of the Department of
11 Human Services, and the Director of the Department of Mental Health
12 and Substance Abuse Services, or their designees.

13 B. No members other than the eight licensed or certified
14 administrators shall have a direct or indirect financial interest in
15 long-term care facilities.

16 C. Effective November 1, 2011, all appointed positions of the
17 current Board shall be deemed vacant. The Governor shall make
18 initial appointments pursuant to the provisions of this subsection.
19 Initial appointments shall become effective on November 1, 2011.
20 The new members of the Board shall be initially appointed as
21 follows:

22 1. Four of the members representing each administrator type,
23 two members representing the general public and two other members
24

1 shall be appointed for a term of two (2) years to expire on October
2 31, 2013; and

3 2. Four of the members representing each administrator type,
4 two members representing the general public and one other member
5 shall be appointed for a term of three (3) years to expire on
6 October 31, 2014.

7 D. After the initial terms, the terms of all appointive members
8 shall be three (3) years. Any vacancy occurring in the position of
9 an appointive member shall be filled by the Governor, with the
10 advice and consent of the Senate, for the unexpired term.

11 E. Any member of the Board shall recuse himself or herself from
12 voting on any matter that originated from or involves an entity with
13 which the Board member is affiliated.

14 SECTION 2. This act shall become effective November 1, 2019.

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