

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

COMMITTEE SUBSTITUTE
FOR

HOUSE BILL NO. 3425

By: Kerbs

COMMITTEE SUBSTITUTE

An Act relating to nursing homes; defining terms; making certain requirements for certain private methods of care; making exception; providing penalties; 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 1-1951.2 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "Personal services" means any service which puts a nursing home resident in a vulnerable position. Personal services include, but are not limited to, the following services:

- a. administering certain medications,
- b. bathing the resident,
- c. changing dressings,

1 d. changing bedpans, and

2 e. dressing the resident; and

3 2. "Private setting" means a setting in which a resident would
4 be placed in a vulnerable position, such as a private room or
5 bathroom.

6 B. When a resident is in a private setting in a nursing home or
7 skilled nursing home, or assisted living center receiving personal
8 services, there must be at least two individuals in the room with
9 the resident, unless the resident requests to have only one person
10 in the room.

11 C. Any nursing home or skilled nursing home or assisted living
12 center which violates this act may face monetary penalties and a
13 loss of state certification.

14 D. Failure to comply with this act shall be considered to place
15 the resident in immediate jeopardy as outlined in the Nursing Home
16 Care Act.

17 SECTION 2. This act shall become effective November 1, 2022.

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