

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               2nd Session of the 58th Legislature (2022)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 3425

By: Kerbs

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8                               COMMITTEE SUBSTITUTE

9           An Act relating to nursing homes; defining terms;  
10          making certain requirements for certain private  
11          methods of care; making exception; providing  
12          penalties; providing for codification; and providing  
13          an effective date.

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

15           SECTION 1.       NEW LAW       A new section of law to be codified  
16          in the Oklahoma Statutes as Section 1-1951.2 of Title 63, unless  
17          there is created a duplication in numbering, reads as follows:

18           A. As used in this section:

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

- 22               a. administering certain medications,  
23               b. bathing the resident,  
24               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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19 COMMITTEE REPORT BY: COMMITTEE ON HEALTH SERVICES AND LONG-TERM  
20 CARE, dated 03/02/2022 - DO PASS, As Amended.  
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