

BILL SUMMARY
2nd Session of the 58th Legislature

Bill No.:	HB4227
Version:	SAHB
Request Number:	
Author:	Rep. Boatman
Date:	5/11/2022
Impact:	None anticipated

Research Analysis

The Senate amendment to HB 4227 (SAHB) replaces the title, enacting clause and entire bill and inserts language that modifies and adds new definitions to the measure. SAHB 4227 provides that a person who is medically unstable who meets the criteria established in this act, may be discharged and transported. Alternatively, if the facility holding the person is able to treat the additional medical conditions of that person, the facility may treat the additional medical conditions in an effort to medically stabilize the patient. If the facility is unable to treat the additional medical conditions, the patient will be discharged and transported in accordance with this title.

SAHB 4227 specifies if during an emergency detention, a consumer or a person who appears to be a person requiring treatment becomes medically unstable, the time limit on the emergency detention period stipulated in this act will be tolled until the person who appears to be a person requiring treatment is medically stabilized. SAHB 4227 adds to the list of certain persons that are exempt from records of proceedings being open to public inspection.

The measure clarifies the Board of Mental Health and Substance Abuse Services will adopt rules and procedures to ensure that persons involuntarily committed to the facilities of the Department of Mental Health and Substance Abuse Services for treatment by a court receive review of their involuntary status at least once every three months, and the Department of Mental Health and Substance Abuse Services is required to take appropriate action based upon this review.

SAHB 4227 repeals 43A O.S. 2021, Sections 8-101, 8-103, 8-104, 8-105, 8-106, 8-107, and 8-108.

REPEALED SECTIONS:

[§ 8-101. Court Certification to Private Hospitals](#)

[§ 8-103. Methods of Admission](#)

[§ 8-104. Voluntary Admission - Release - Detention Permitted for Court Certification](#)

[§ 8-105. Procedure for Court Certification](#)

[§ 8-106. Attending Physician - Responsibility and Duties - Convalescent Leaves - Discharge](#)

[§ 8-107. Escape or Leave Without Permission - Notice - Apprehension and Return](#)

[§ 8-108. Transfer of Patients](#)

The measure updates statutory references and language.

Prepared By: Dan Brooks

Fiscal Analysis

From the Oklahoma Department of Mental Health and Substance Abuse Services: No fiscal ramifications are anticipated.

Prepared By: Stacy Johnson

Other Considerations

None.