

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

☒ FLOOR AMENDMENT

No. 1

☐ COMMITTEE AMENDMENT

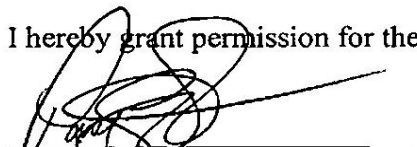
(Date)


I move to amend House Bill No. 1600 by substituting the attached floor substitute (Request #2071) for the title, enacting clause and entire body of the measure.


Submitted by:


Senator Hines

I hereby grant permission for the floor substitute to be adopted.


Senator Rosino, Chair (required)


Senator Stanley


Senator Coleman

Senator Dossett

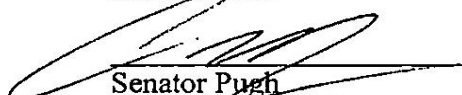
Senator Haste

Senator Hicks

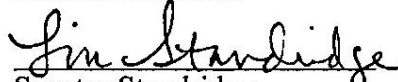
Senator Paxton, President Pro Tempore


Senator McIntosh

Senator Nicé


Senator Pugh


Senator Reinhardt


Senator Standridge


Senator Thompson

Senator Daniels, Majority Floor Leader

Note: Health and Human Services Committee majority requires seven (7) members' signatures.

Hines-DC-FS-HB1600
4/28/2025 8:55 AM

(Floor Amendments Only)

Date and Time Filed:

4/28/25 3:45pm 

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

FLOOR SUBSTITUTE
FOR ENGROSSED

HOUSE BILL NO. 1600

By: Gise, Williams, Pae,
Roberts, Caldwell (Chad),
Adams, Steagall, Harris,
Kelley, and Stark of the
House

and

Hines, McIntosh,
Standridge, Green, Bullard,
Hamilton, Grellner, and
Sacchieri of the Senate

FLOOR SUBSTITUTE

An Act relating to health care; creating the Lori
Brand Patient Bill of Rights Act of 2025; providing
short title; creating a list of rights for patients
seeking treatment; specifying certain
responsibilities of patients seeking treatment;
creating certain rights for minor patients seeking
treatment; specifying certain responsibilities of
parents of minor patients seeking treatment;
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 3401 of Title 63, unless there
is created a duplication in numbering, reads as follows:

1 This act shall be known and may be cited as the "Lori Brand
2 Patient Bill of Rights Act of 2025".

3 SECTION 2. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 3401.1 of Title 63, unless there
5 is created a duplication in numbering, reads as follows:

6 A. Each patient treated in this state shall have the following
7 rights when being treated:

8 1. To receive considerate and respectful care, provided in a
9 safe environment, free from all forms of abuse, neglect, harassment,
10 and exploitation;

11 2. To receive information in plain language and in a manner
12 that is accessible and timely. Communications with the patient
13 shall be effective and provided in a manner that facilitates
14 understanding to the best of the patient's ability.

15 a. For a patient with one or more disabilities, the right
16 conferred by this paragraph shall include the use of
17 accessible websites and the provision of auxiliary
18 aids and services at no cost to the individual in
19 accordance with the Americans with Disabilities Act of
20 1990 and Section 504 of the Rehabilitation Act of
21 1973.

22 b. For a patient with limited English proficiency, the
23 right conferred by this paragraph shall include the
24 provision of language services at no cost to the

1 individual, including oral interpretation and written
2 translations;

3 3. To receive as much information about any proposed treatment
4 or procedure as he or she may need in order to give informed consent
5 or to refuse the course of treatment. Except in emergencies, this
6 information shall include a description of the procedure or
7 treatment, the medically significant risks involved in the procedure
8 or treatment, alternate courses of treatment or nontreatment and the
9 risks involved in each, and the name of the person who shall carry
10 out the procedure or treatment;

11 4. To execute an advance directive for health care concerning
12 treatment or to designate a surrogate decision-maker with the
13 expectation that the hospital will honor the intent of that
14 directive to the extent allowed by law and hospital policy. The
15 health care provider shall advise a patient of his or her rights
16 under state law and hospital policy to make informed medical
17 decisions, ask if the patient has an advance directive, and include
18 that information in patient records. The patient has the right to
19 timely information about hospital policy that may limit its ability
20 to implement a legally valid advance directive;

21 5. To participate in the development and implementation of his
22 or her plan of care and to actively participate in decisions
23 regarding his or her medical care;

1 6. To accept medical care or to refuse treatment, to the extent
2 permitted by law, and to be informed of the consequences of such
3 refusal;

4 7. To be informed of his or her rights as a patient in advance
5 of, or when discontinuing, the provision of care. The patient may
6 appoint a representative to receive this information should he or
7 she so desire;

8 8. To have a family member or representative of his or her
9 choice notified promptly of his or her admission to the hospital;

10 9. To request that no information regarding his or her
11 admittance, diagnosis, or treatment be released;

12 10. To review and obtain a copy of the medical records
13 pertaining to his or her medical care, with full disclosure of any
14 associated fees for such copies, except when restricted by law;

15 11. To receive reasonable continuity of care, when appropriate,
16 and to be informed by the doctor and other caregivers of available
17 and realistic patient care options when hospital care is no longer
18 appropriate;

19 12. To confidential treatment of all communications and records
20 pertaining to his or her care and stay at the hospital;

21 13. To expect that, within its capability, capacity, and
22 policies, the hospital shall make a reasonable response to the
23 request of a patient for appropriate and medically directed care and
24 services. The hospital shall provide evaluation, service, and a

1 referral as indicated by the urgency of the case. When medically
2 appropriate and legally permissible, or when a patient has requested
3 a transfer, that patient may be transferred to another facility.
4 The receiving facility shall have first agreed to accept the patient
5 for transfer. The patient shall also have the benefit of the
6 complete information and explanation concerning the need for, risks
7 and benefits of, and alternatives to such a transfer;

8 14. To a mechanism, which shall be implemented and maintained
9 by the hospital, for the consideration of ethical issues arising in
10 the care of patients, and to education on ethical issues in health
11 care, which the hospital shall provide to caregivers and patients;

12 15. To be advised of the hospital's complaint or grievance
13 process should the patient wish to communicate a concern regarding
14 the quality of care he or she receives and to be advised of whom to
15 contact to file a complaint. The patient shall be provided with a
16 written notice of the complaint determination that contains the name
17 of the hospital's contact person, the steps taken on the patient's
18 behalf to investigate the complaint, the results of the complaint
19 and, when possible, the resolution of the complaint concerning the
20 quality of care;

21 16. To examine and receive an explanation of his or her bill
22 regardless of source of payment;

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1 17. To remain free from restraints or seclusion in any forms
2 that are not medically necessary or are used as a means of coercion,
3 discipline, convenience, or retaliation by staff;

4 18. To receive the visitors whom he or she designates,
5 including, but not limited to, a spouse, a domestic partner, another
6 family member, or a friend. The patient has the right to withdraw
7 or deny consent at any time. Visitation shall not be restricted,
8 limited, or otherwise denied on the basis of race, color, national
9 origin, religion, sex, or disability; and

10 19. For a patient who is a Medicare beneficiary, to be
11 informed, through use of the hospital-issued notice of noncoverage,
12 in advance of procedures or treatment for which Medicare may deny
13 payment, including a statement that the beneficiary may be
14 personally responsible for full payment if Medicare denies payment.

15 B. A patient, guardian of a patient, or legally authorized
16 representative of a patient shall have the following
17 responsibilities:

18 1. To provide accurate and complete information concerning the
19 patient's present complaints, past illnesses, hospitalizations,
20 medications, and other matters relating to his or her health;

21 2. To report perceived risks in the patient's care and
22 unexpected changes in his or her condition to the responsible health
23 care provider;

1 3. For the patient's actions should he or she refuse treatment
2 or not follow his or her doctor's orders;

3 4. To ask questions when the patient does not understand what
4 he or she has been told about the patient's care or what he or she
5 is expected to do;

6 5. To be considerate of the rights of other patients and
7 hospital personnel;

8 6. To participate in educational and discharge planning
9 activities necessary to ensure that he or she has adequate knowledge
10 and support services to provide him or her with a safe environment
11 upon discharge from the hospital;

12 7. To ask the doctor or nurse what to expect regarding pain
13 management, to discuss pain relief options with doctors and nurses
14 and to help develop a pain management plan, to ask for pain relief
15 when pain first begins, to help doctors and nurses assess the
16 patient's pain, to tell the doctors and nurses if his or her pain is
17 not relieved, and to tell doctors and nurses about any concerns
18 about taking pain medication;

19 8. To keep appointments and to notify the hospital or doctor
20 when he or she is unable to do so;

21 9. To be respectful of his or her personal property and that of
22 other patients in the hospital;

23 10. To follow hospital procedures; and
24

1 11. To ensure that the financial obligations of his or her care
2 are fulfilled as promptly as possible.

3 C. Any minor patient has the following rights when being
4 treated in this state:

5 1. To be treated with respect in regards to:

- 6 a. each child and adolescent as a unique individual, and
- 7 b. the caretaking role and individual response of the
- 8 parent and legal guardian;

9 2. To provisions for normal physical and physiological needs of
10 a growing child including nutrition, rest, sleep, warmth, activity,
11 and freedom to move and explore. Minors shall have the right to:

- 12 a. appropriate treatment in the least restrictive
- 13 setting,
- 14 b. not receive unnecessary or excessive medication,
- 15 c. an individualized treatment plan and the right to
- 16 participate in the plan,
- 17 d. a humane treatment environment that provides
- 18 reasonable protection from harm and appropriate
- 19 privacy for personal needs,
- 20 e. separation from adult patients when possible, and
- 21 f. regular communication between the minor patient and
- 22 the patient's family or legal guardian;

23 3. To consistent, supportive, and nurturing care;

24

1 4. To provisions for self-esteem needs which shall be met by
2 attempts to give the minor:

- 3 a. the reassuring presence of a parent or legal guardian,
- 4 b. freedom to express feelings or fears with appropriate
- 5 reactions,
- 6 c. as much control as possible over both self and
- 7 situation,
- 8 d. opportunities to work through experiences before and
- 9 after they occur, verbally, in play, or in other
- 10 appropriate ways, and
- 11 e. recognition for coping well during difficult
- 12 situations;

13 5. To provisions for varied and normal stimuli of life which
14 contribute to cognitive, social, emotional, and physical
15 developmental needs such as play and educational and social
16 activities essential to all children and adolescents;

17 6. To information about what to expect prior to, during, and
18 following a procedure or experience and support in coping with it;

19 7. To participate in decisions with a parent or legal guardian
20 affecting his or her own medical treatment; and

21 8. To the minimization of stay duration by recognizing
22 discharge planning needs.

23 D. Notwithstanding subsection C, parents or legal guardians
24 have the final say in their minor child's medical care as specified

1 in Section 2002 of Title 25 of the Oklahoma Statutes, subject to the
2 provisions of Title 63 of the Oklahoma Statutes.

3 E. Each parent or legal guardian of minor patients in this
4 state shall have the following responsibilities:

5 1. To continue in his or her parenting role to the extent of
6 his or her ability; and

7 2. To be available to participate in decision-making and
8 provide staff with knowledge of other parent or family whereabouts.

9 SECTION 3. This act shall become effective November 1, 2025.

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