

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 HOUSE BILL 2602

By: Ritze

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5  
6 AS INTRODUCED

7 An Act relating to public health and safety; amending  
8 Section 3, Chapter 82, O.S.L. 2014 (63 O.S. Supp.  
9 2015, Section 3162), which relates to the Medical  
10 Treatment Laws Information Act; updating statutory  
11 references; providing that observation of online  
12 presentation requirement applies to certain licenses;  
13 and declaring an emergency.

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

15 SECTION 1. AMENDATORY Section 3, Chapter 82, O.S.L. 2014  
16 (63 O.S. Supp. 2015, Section 3162), is amended to read as follows:

17 Section 3162. A. The State Board of Medical Licensure and  
18 Supervision shall prepare, and from time to time amend, a brochure  
19 to inform health care providers of their responsibilities and rights  
20 under the specified sections of the Hydration and Nutrition for  
21 Incompetent Patients Act (Sections 3080.2 through 3080.5 of ~~Title 63~~  
22 ~~of the Oklahoma Statutes this title~~), the Nondiscrimination in  
23 Treatment Act (Sections 3090.2 and 3090.3 of ~~Title 63 of the~~  
24 ~~Oklahoma Statutes this title~~), the Oklahoma Advance Directive Act  
(Section 3101.9 of ~~Title 63 of the Oklahoma Statutes this title~~),

1 the Oklahoma Do-Not-Resuscitate Act (Section 3131.4 of ~~Title 63 of~~  
2 ~~the Oklahoma Statutes~~ this title) and the Assisted Suicide  
3 Prevention Act (Sections 3141.3 and 3141.4 of ~~Title 63 of the~~  
4 ~~Oklahoma Statutes~~ this title). The brochure shall include contact  
5 information for officials to whom alleged violations of those  
6 provisions may be reported. The Board shall prepare, from time to  
7 time revise, and make available on the Board's website an online  
8 presentation, which shall be a minimum of one (1) hour in length,  
9 consisting of training on the responsibilities and rights of health  
10 care providers covered by the current brochure. The Board shall  
11 provide for means to verify that a viewer indeed observed the full  
12 online presentation, such as a quiz on its content to be answered at  
13 the end of the presentation or other methods commonly employed in  
14 association with continuing medical education. The Board shall  
15 provide to each viewer who complies with such verification a dated  
16 certification that the viewer completed the online training. The  
17 Board shall make the current brochure and online presentation  
18 available on the Board's website and shall inform all Oklahoma  
19 inpatient health care services entities of their availability and  
20 how to access them online on the Board's website.

21 B. Inpatient health care services entities shall ensure that  
22 all health care providers and other defined officials associated  
23 with the inpatient health care services entity are provided with a  
24 copy of the current brochure and sign a certification that they have

1 read the brochure and are familiar with their responsibilities and  
2 rights as set forth therein:

3 1. Within fourteen (14) days of beginning employment with, of  
4 beginning service on the board of directors of, or of beginning to  
5 provide services to patients at the entity; and

6 2. At least once during each calendar year.

7 C. At least once during each consecutive two-calendar-year  
8 period all health care providers and other defined officials  
9 associated with an inpatient health care services entity shall  
10 observe the online presentation described in subsection A of this  
11 section. The time required for observation of this presentation  
12 shall count as part of, rather than being in addition to, continuing  
13 education otherwise required for licensed health care providers.  
14 Inpatient health care services entities shall ensure that all health  
15 care providers and other defined officials associated with the  
16 inpatient health care services entity provide the entity with a copy  
17 of each dated certification by the Board verifying that the provider  
18 or official observed the online presentation described in subsection  
19 A of this section in compliance with this requirement, and shall  
20 maintain such copies on file for a minimum of four (4) calendar  
21 years following the calendar year to which they apply. The files of  
22 such copies shall be subject to inspection under subsection B of  
23 Section 1-705, and Sections 1-829 and 1-1911 of ~~Title 63 of the~~  
24 ~~Oklahoma Statutes~~ this title.

1 D. The provisions of subsection B of this section shall be  
2 effective at the beginning of the second calendar month after the  
3 month in which the State Board of Medical Licensure and Supervision  
4 publishes the initial brochure required by this section on its  
5 website. The provisions of subsection C of this section shall be  
6 effective beginning with calendar year 2015.

7 E. The provisions of subsection C of this section shall apply  
8 to licensees of the State Board of Osteopathic Examiners and such  
9 licensees shall receive appropriate continuing education credits.

10 SECTION 2. It being immediately necessary for the preservation  
11 of the public peace, health and safety, an emergency is hereby  
12 declared to exist, by reason whereof this act shall take effect and  
13 be in full force from and after its passage and approval.

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15 55-2-7610 AM 12/22/15

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