

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

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

4 HOUSE BILL 2995

                                  By: Gann

7                                   AS INTRODUCED

8                   An Act relating to sunset; amending 63 O.S. 2021,  
9                   Section 330.52, which relates to the Oklahoma State  
10                  Board of Examiners for Long-Term Care; re-creating  
11                  the Board; and modifying termination date.

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

13                  SECTION 1.           AMENDATORY           63 O.S. 2021, Section 330.52, is  
14 amended to read as follows:

15                  Section 330.52 A. There is hereby re-created, to continue  
16 until July 1, ~~2022~~ 2025, in accordance with the provisions of the  
17 Oklahoma Sunset Law, the Oklahoma State Board of Examiners for Long-  
18 Term Care Administrators. The Oklahoma State Board of Examiners for  
19 Long-Term Care Administrators shall consist of fifteen (15) members,  
20 eight of whom shall be representatives of the professions and  
21 institutions of long-term care, with representation from each type  
22 of administrator defined in Section 330.51 of this title. In order  
23 to be eligible to serve as a member, such administrators shall be  
24 licensed or certified in their defined facility type, and be in good

1 standing and have at least three (3) years of experience as an  
2 administrator in the facility type they represent, except a nursing  
3 facility administrator as defined in Section 330.51 of this title,  
4 who shall have at least five (5) years of experience as a nursing  
5 facility administrator. Four members shall represent the general  
6 public, of which at least two shall be licensed medical  
7 professionals concerned with the care and treatment of critically  
8 ill or infirm elderly patients. The preceding twelve members shall  
9 be appointed by the Governor, with the advice and consent of the  
10 Senate. The final three members shall constitute the State  
11 Commissioner of Health, the Director of the Department of Human  
12 Services, and the Director of the Department of Mental Health and  
13 Substance Abuse Services, or their designees.

14 B. No members other than the eight licensed or certified  
15 administrators shall have a direct or indirect financial interest in  
16 long-term care facilities.

17 C. Effective November 1, 2011, all appointed positions of the  
18 current Board shall be deemed vacant. The Governor shall make  
19 initial appointments pursuant to the provisions of this subsection.  
20 Initial appointments shall become effective on November 1, 2011.  
21 The new members of the Board shall be initially appointed as  
22 follows:

23 1. Four of the members representing each administrator type,  
24 two members representing the general public and two other members

1 shall be appointed for a term of two (2) years to expire on October  
2 31, 2013; and

3 2. Four of the members representing each administrator type,  
4 two members representing the general public and one other member  
5 shall be appointed for a term of three (3) years to expire on  
6 October 31, 2014.

7 D. After the initial terms, the terms of all appointive members  
8 shall be three (3) years. Any vacancy occurring in the position of  
9 an appointive member shall be filled by the Governor, with the  
10 advice and consent of the Senate, for the unexpired term.

11 E. Any member of the Board shall recuse himself or herself from  
12 voting on any matter that originated from or involves an entity with  
13 which the Board member is affiliated.

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15 COMMITTEE REPORT BY: COMMITTEE ON ADMINISTRATIVE RULES, dated  
16 03/02/2022 - DO PASS.

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