

An Act

ENROLLED SENATE
BILL NO. 854

By: Halligan and Johnson
(Constance) of the Senate

and

Denney, Kirby, Pittman,
Bennett and Shelton of the
House

An Act relating to jails; requiring certain health services; providing procedures for the administration of medication; providing requirements for medical reception information; defining term; providing for codification; and providing an effective date.

SUBJECT: County jails health care services

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 4.1 of Title 57, unless there is created a duplication in numbering, reads as follows:

In addition to other medical and health care services required by a jail facility as may be provided by rule by the State Department of Health, the person responsible for administration for a jail shall administer medications according to the following:

1. Prescription medications shall be provided to the prisoner as directed by a physician or designated medical authority. The prisoner shall be observed to ensure the prisoner takes the medication. The physician or designated medical authority shall be particularly aware through his or her training of the impact of opiate or methadone withdrawal symptoms that may occur in regard to

the mental and physical health of the prisoner. The physician or medical authority shall prescribe and administer appropriate medications to the prisoner pursuant to Section 5-204 of Title 43A of the Oklahoma Statutes as the medical authority deems appropriate to address those symptoms. Neither prescription nor over-the-counter medications shall be kept by a prisoner in a cell with the exception of prescribed nitroglycerin tablets and prescription inhalers. Over-the-counter medications shall not be administered without a physician's approval unless using prepackaged medications;

2. Medical reception information shall be recorded on a printed screening form approved by the physician or designated medical authority which shall include inquiry into:

- a. current illnesses and health problems including medications taken and any special health requirements,
- b. behavioral observation, including state of consciousness and mental status,
- c. body deformities and trauma markings such as bruises, lesions, jaundice, and ease of body movement,
- d. condition of skin and visible body orifices, including infestations, and
- e. disposition or referral of prisoners to qualified medical personnel on an emergency basis; and

3. For purposes of this section, "physician or other licensed medical personnel" means a psychiatrist, medical doctor, osteopathic physician, physician's assistant, registered nurse, licensed practical nurse, emergency medical technician at the paramedical level or clinical nurse specialist.

SECTION 2. This act shall become effective November 1, 2011.

Passed the Senate the 12th day of May, 2011.

Anthony Sykes

Presiding Officer of the Senate

Passed the House of Representatives the 19th day of May, 2011.

Tom Peter

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Governor this 20th
day of May, 20 11,
at 11:32 o'clock AM.

By: Jamie R. Payne

Approved by the Governor of the State of Oklahoma the 26th day of
May, 20 11, at 10:16 o'clock AM.

Mary Fallin

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this _____
26th day of May, 20 11,
at 6:01 o'clock P. M.

By: Michelle R. Day