An Act

ENROLLED HOUSE
BILL NO. 2602

By: Ritze and Calvey of the House

and

Newberry of the Senate

An Act relating to public health and safety; amending Section 3, Chapter 82, O.S.L. 2014 (63 O.S. Supp. 2015, Section 3162), which relates to the Medical Treatment Laws Information Act; updating statutory references; defining certain individuals required to observe online presentation; providing that certified reading of brochure and observation of online presentation requirements apply to certain licenses; and declaring an emergency.

SUBJECT: Medical Treatment Laws Information Act

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

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

Section 3162. A. The State Board of Medical Licensure and Supervision shall prepare, and from time to time amend, a brochure to inform health care providers of their responsibilities and rights under the specified sections of the Hydration and Nutrition for Incompetent Patients Act (Sections 3080.2 through 3080.5 of ~~Title 63 of the Oklahoma Statutes~~ this title), the Nondiscrimination in Treatment Act (Sections 3090.2 and 3090.3 of ~~Title 63 of the Oklahoma Statutes~~ this title), the Oklahoma Advance Directive Act (Section 3101.9 of ~~Title 63 of the Oklahoma Statutes~~ this title), the Oklahoma Do-Not-Resuscitate Act (Section 3131.4 of ~~Title 63 of the Oklahoma Statutes~~ this title) and the Assisted Suicide Prevention Act (Sections 3141.3 and 3141.4 of ~~Title 63 of the~~

~~Oklahoma Statutes~~ this title). The brochure shall include contact information for officials to whom alleged violations of those provisions may be reported. The Board shall prepare, from time to time revise, and make available on the Board's website an online presentation, which shall be a minimum of one (1) hour in length, consisting of training on the responsibilities and rights of health care providers covered by the current brochure. The Board shall provide for means to verify that a viewer indeed observed the full online presentation, such as a quiz on its content to be answered at the end of the presentation or other methods commonly employed in association with continuing medical education. The Board shall provide to each viewer who complies with such verification a dated certification that the viewer completed the online training. The Board shall make the current brochure and online presentation available on the Board's website and shall inform all Oklahoma inpatient health care services entities of their availability and how to access them online on the Board's website.

B. Inpatient health care services entities shall ensure that all health care providers and other defined officials associated with the inpatient health care services entity are provided with a copy of the current brochure and sign a certification that they have read the brochure and are familiar with their responsibilities and rights as set forth therein:

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

2. At least once during each calendar year.

C. At least once during each consecutive two-calendar-year period all health care providers and ~~other defined officials~~ the administrator or chief executive officer, by whatever title the person serving that function may be called, associated with an inpatient health care services entity shall observe the online presentation described in subsection A of this section. The time required for observation of this presentation shall count as part of, rather than being in addition to, continuing education otherwise required for licensed health care providers. Inpatient health care services entities shall ensure that all health care providers and other defined officials associated with the inpatient health care services entity provide the entity with a copy of each dated certification by the Board verifying that the provider or official observed the online presentation described in subsection A of this

section in compliance with this requirement, and shall maintain such copies on file for a minimum of four (4) calendar years following the calendar year to which they apply. The files of such copies shall be subject to inspection under subsection B of Section 1-705, and Sections 1-829 and 1-1911 of ~~Title 63 of the Oklahoma Statutes~~ this title.

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

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

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

Passed the House of Representatives the 17th day of February, 2016.

Presiding Officer of the House of Representatives

Passed the Senate the 13th day of April, 2016.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 14th day of April, 2016, at 1:59 o'clock P M.

By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 20th day of April, 2016, at 4:06 o'clock P M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____ day of _____, 20_____, at _____ o'clock _____ M.

By: _____