An Act

ENROLLED HOUSE
BILL NO. 2667

By: Cox, Sherrer and Hoskin of the House

and

Yen of the Senate

An Act relating to public health and safety; permitting residential care home to challenge statement of deficiency through informal or alternative dispute resolution; providing membership on certain panel; providing for codification; and providing an effective date.

SUBJECT: Residential care homes

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 1-830.1 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. Any residential care home, as defined in paragraph 12 of Section 1-820 of Title 63 of the Oklahoma Statutes, that wishes to challenge a statement of deficiency through either an informal dispute resolution process or an alternative informal dispute resolution process may make a written request to the State Department of Health within thirty (30) calendar days after the receipt of a statement of deficiencies from the Department.

B. The informal dispute resolution process for violations of the Residential Care Act or any rule promulgated pursuant thereto shall follow the process contained in Sections 1-1914.3, 1-1914.4, subsections B and C of 1-1914.5 and 1-1914.6 through 1914.10 of Title 63 of the Oklahoma Statutes.

C. The alternative informal dispute resolution process for violations of the Residential Care Act or any rule promulgated pursuant thereto shall follow the process contained in Sections 1-1914.11 through 1-1914.16 of Title 63 of the Oklahoma Statutes.

D. An impartial decision-making panel for the alternative informal dispute resolution set forth in subsection C of this section shall be comprised of the following members:

1. Two members who are representative volunteers who have experience in the operation of a residential care home;

2. One member who is an employee of the Department and has experience in the survey process from residential care homes;

3. One member who is a representative from the aging and disabled community and who does not represent a state agency; and

4. One member who is a lay member and who is not employed by the Department.

SECTION 2. This act shall become effective November 1, 2016.

Passed the House of Representatives the 8th day of March, 2016.

Presiding Officer of the House
of Representatives

Passed the Senate the 19th day of April, 2016.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 21st
day of April, 2016, at 3:23 o'clock P M.
By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 26th
day of April, 2016, at 2:11 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 26th
day of April, 2016, at 3:24 o'clock P. M.
By: Chris Benge