1	SENATE FLOOR VERSION February 25, 2019					
2	repluary 25, 2019					
3	SENATE BILL NO. 1031 By: Kidd of the Senate					
4	and					
5	Wright of the House					
6						
7						
8	An Act relating to licensing and regulations; amending 63 O.S. 2011, Section 1-707, which relates					
9	to rules and standards; deleting certain duties of the Hospital Advisory Council; transferring certain					
LO	powers and duties to the State Commissioner of Health; updating language; and providing an effective					
L1	date.					
L2						
L3						
L 4	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:					
L5	SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-707, is					
L 6	amended to read as follows:					
L7	Section 1-707. A. The State Board of Health, upon the					
18	recommendation of the State Commissioner of Health and, with the					
L 9	advice of the Oklahoma Hospital Advisory Council, shall promulgate					
20	rules and standards as it the Commissioner deems to be in the public					
21	interest for hospitals, on the following:					
22	1. Construction plans and location, including fees not to					
23	exceed Two Thousand Dollars (\$2,000.00) for submission or					

resubmission of architectural and building plans, and procedures to

24

- 1 ensure the timely review of such plans by the State Department of
- 2 | Health. Said The assessed fee shall be used solely for the purposes
- 3 of processing approval of construction plans and location by the
- 4 | State Department of Health;
- 5 2. Physical plant and facilities;
- 6 3. Fire protection and safety;
- 7 4. Food service;
- 8 5. Reports and records;
- 9 6. Staffing and personal service;
- 7. Surgical facilities and equipment;
- 11 8. Maternity facilities and equipment;
- 12 9. Control of communicable disease;
- 13 10. Sanitation;
- 14 11. Laboratory services;
- 15 12. Nursing facilities and equipment; and
- 16 13. Other items as may be deemed necessary to carry out the
- 17 purposes of this article.
- 18 B. 1. The State Board of Health, upon the recommendation of
- 19 | the State Commissioner of Health and, with the advice of the
- 20 Oklahoma Hospital Advisory Council and the State Board of Pharmacy,
- 21 | shall promulgate rules and standards as it the Commissioner deems to
- 22 be in the public interest with respect to the storage and dispensing
- 23 of drugs and medications for hospital patients.

1	2. The State Board of Pharmacy shall be empowered to inspect					
2	drug facilities in licensed hospitals and shall report violations of					
3	applicable statutes and rules to the State Department of Health for					
4	action and reply.					
5	C. 1. The Commissioner shall appoint an Oklahoma Hospital					
6	Advisory Council to advise the Board, the Commissioner and the					
7	Department regarding hospital operations and to recommend actions to					
8	improve patient care.					
9	2. The Advisory Council shall have the duty and authority to:					
10	a. review and approve in its advisory capacity rules and					
11	standards for hospital licensure,					
12	b. evaluate, review and make recommendations regarding					
13	Department licensure activities, provided however, the					
14	Advisory Council shall not make recommendations					
15	regarding scope of practice for any health care					
16	providers or practitioners regulated pursuant to Title					
17	59 of the Oklahoma Statutes, and					
18	c. recommend and approve:					
19	(1) quality indicators and data submission					
20	requirements for hospitals, to include:					
21	(a) Agency for Healthcare Research and Quality					
22	(AHRQ) Patient Safety Indicators Available					
23	as part of the standard inpatient discharge					

data set, and

24

1	(b) for acute care intensive care unit patients,
2	ventilator-associated pneumonia and device-
3	related blood stream infections, and
4	(2) the indicators and data to be used by the
5	Department to monitor compliance with licensure
6	requirements , and
7	d. to publish an annual report of hospital performance to
8	include the facility specific quality indicators
9	required by this section.
10	D. 1. The Advisory Council shall be composed of nine (9)
11	members appointed by the Commissioner with the advice and consent of
12	the Board. The membership of the Advisory Council shall be as
13	follows:
14	a. two members shall be hospital administrators of
15	licensed hospitals,
16	b. two members shall be licensed physicians or
17	practitioners who have current privileges to provide
18	services in hospitals,
19	c. two members shall be hospital employees, and
20	d. three members shall be citizens representing the
21	public who:
22	(1) are not hospital employees,
23	(2) do not hold hospital staff appointments, and
24	(3) are not members of hospital governing boards.

1	2.	a.	Advisory Council members shall be appointed for three
2			year terms except the initial terms after November 1,
3			1999, of one hospital administrator, one licensed
4			physician or practitioner, one hospital employee, and
5			one public member shall be one (1) year. The initial
6			terms after the effective date of this act of one
7			hospital administrator, one licensed physician or
8			practitioner, one hospital employee, and one public
9			member shall be two (2) years. The initial terms of
10			all other members shall be three (3) years. After
11			initial appointments to the Council, members shall be
12			appointed to three-year terms.
13		b.	Members of the Advisory Council may be removed by the
14			Commissioner for cause.
15	Е. Т	he A	dvisory Council shall meet on a quarterly basis and
16	shall ann	uall	y elect from among its members a chairperson. Members
17	of the Co	unci	l shall serve without compensation but shall be
18	reimburse	d by	the Department for travel expenses related to their

SECTION 2. This act shall become effective November 1, 2019.

service as authorized by the State Travel Reimbursement Act.

COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES February 25, 2019 - DO PASS

22

21

19

23

24