

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

CONFERENCE COMMITTEE  
SUBSTITUTE  
FOR ENGROSSED  
HOUSE BILL NO. 2262

By: Miller, Fugate, Blancett,  
and Hill of the House

and

Stanley of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Alzheimer's Dementia and Other  
Forms of Dementia Special Care Disclosure Act;  
amending 63 O.S. 2021, Section 1-879.2c, which  
relates to disclosure of care; imposing certain duty  
on referral agencies; broadening applicability of  
certain penalties; requiring certain facilities to  
post specified information; updating statutory  
language; updating statutory references; and  
providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2021, Section 1-879.2c, is  
amended to read as follows:

Section 1-879.2c. A. 1. Pursuant to rules promulgated under  
the provisions of the Alzheimer's Dementia and Other Forms of  
Dementia Special Care Disclosure Act, any nursing facility,  
residential care facility, assisted living facility, adult day care

1 center, continuum of care facility, or special care facility that  
2 publicly advertises, intentionally markets, or otherwise engages in  
3 promotional campaigns for the purpose of communicating that ~~said~~  
4 such facility offers care, memory care, or treatment methods within  
5 the facility that distinguish it as being especially applicable to  
6 or suitable to persons with Alzheimer's dementia or other forms of  
7 dementia diagnoses shall disclose the type of care, memory care, or  
8 treatment provided that distinguishes it as being especially  
9 applicable to or suitable for such persons.

10 2. The disclosure shall be made using a form developed by the  
11 State Department of Health and shall be made to:

- 12 a. the Department,
- 13 b. any representative of a person with Alzheimer's  
14 dementia or other form of dementia who is considering  
15 placement within a special care unit, program, or  
16 facility, and
- 17 c. the State Long-Term Care Ombudsman.

18 3. A referral agency, when disclosing documents pursuant to  
19 Section 1-866.2 of this title, shall provide any representative of a  
20 person who has notified the referral agency of a diagnosis of  
21 Alzheimer's dementia or other form of dementia who is considering  
22 placement within a unit, program, memory care, or facility  
23 electronic or physical access to the form for each facility.  
24

1 The Department of Health shall maintain a public searchable database  
2 of forms. If no such form is available from the Department of  
3 Health, this section shall not apply. Neither a facility nor a  
4 referral agency shall be liable for the actions or inactions of the  
5 other pursuant to this section.

6 4. The facility shall submit the disclosure form to the  
7 Department prior to entering into any agreement to provide care or  
8 services.

9 ~~4.~~ 5. The Department shall examine each disclosure for  
10 completeness and accuracy at the time the disclosure is submitted to  
11 the Department.

12 ~~5.~~ 6. The Department shall review the most recent disclosure in  
13 the Department's records during the facility's regular inspection to  
14 verify that the disclosure is current and that the services  
15 described in the disclosure are provided to residents as described  
16 in the disclosure.

17 B. The information disclosed as required by this section shall  
18 include the following areas:

19 1. A written description of the special care unit, program, or  
20 facility's overall philosophy and mission as it relates to the needs  
21 of residents with Alzheimer's dementia or other forms of dementia;

22 2. The process and criteria for placement in, or transfer or  
23 discharge from, the unit, program, or facility;

1        3. The process used for assessment, establishment, and  
2 implementation of a resident plan of care, as it relates to  
3 Alzheimer's dementia and other forms of dementia, including the  
4 method by which the plan evolves, the frequency of assessment, and  
5 how the facility will respond to changes in the condition of the  
6 resident;

7        4. Staff-to-resident ratios, staff training and continuing  
8 education that are in addition to all regularly prescribed training  
9 and are commensurate with the need for increased care and  
10 supervision for residents with Alzheimer's dementia ~~and~~ or other  
11 forms of dementia;

12        5. The physical environment and design features appropriate to  
13 support the functioning of cognitively impaired residents;

14        6. The types and frequency of resident activities designed for  
15 residents with Alzheimer's dementia or other forms of dementia and  
16 descriptions of those therapeutic activities designed to address  
17 cognitive function and engage residents with varying stages of  
18 dementia;

19        7. The involvement of families in care planning and other  
20 aspects of care, and the availability of family support programs;

21        8. The fees for care and any additional fees; and

22        9. Any accreditations or certifications issued to the facility  
23 related to the care and services provided to residents with  
24 Alzheimer's dementia or other forms of dementia.

1 C. The Department, with input from the Alzheimer-Dementia  
2 Disclosure Act Advisory Council, shall develop a standardized  
3 disclosure form. Any change in the information initially submitted  
4 by the facility or other entity shall be reported to the Department  
5 at the time the change is made.

6 D. The provisions of this section shall not be construed to  
7 preclude a facility without a special care unit or program from  
8 admitting a person with Alzheimer's dementia or other forms of  
9 dementia.

10 E. The State Commissioner of Health, with input from the  
11 Alzheimer-Dementia Disclosure Act Advisory Council, shall promulgate  
12 rules to effectuate the provisions of the Alzheimer's Dementia and  
13 Other Forms of Dementia Special Care Disclosure Act.

14 F. There is hereby created the Alzheimer-Dementia Disclosure  
15 Act Advisory Council. The Council shall make recommendations to the  
16 State Commissioner of Health regarding the disclosure form and rules  
17 promulgated pursuant to the Alzheimer's Dementia and Other Forms of  
18 Dementia Special Care Disclosure Act.

19 1. The Council shall consist of nine (9) members to be  
20 appointed by the State Commissioner of Health for such terms as he  
21 or she chooses. The members shall be individuals who have knowledge  
22 and expertise in the field of memory care or individuals who are  
23 consumer representatives directly impacted by memory-care services,  
24 provided that neither the members with knowledge and expertise in

1 the field nor the members who are consumer representatives shall  
2 comprise more than two-thirds (2/3) of the total membership. The  
3 members who are consumer representatives shall be individuals with  
4 immediate family members who have received or are currently  
5 receiving memory-care services in Oklahoma and shall not be  
6 employees or board members of any facilities or entities subject to  
7 the Alzheimer's Dementia and Other Forms of Dementia Special Care  
8 Disclosure Act.

9 2. The members of the Council shall serve without compensation.

10 3. The Council shall conduct an organizational meeting at a  
11 date and location to be chosen by the Commissioner and as frequently  
12 thereafter as necessary to perform the duties imposed upon it. A  
13 majority of the members present shall constitute a quorum.

14 4. Staff assistance for the Council shall be provided by the  
15 staff of the State Department of Health.

16 G. ~~Violation of~~ If a facility described in paragraph 1 of  
17 subsection A of this section, or any individual employed or  
18 contracted by such facility, violates any of the provisions of this  
19 ~~act~~ the Alzheimer's Dementia and Other Forms of Dementia Special  
20 Care Disclosure Act or the rules issued pursuant to this act  
21 promulgated pursuant thereto, the facility shall be subject the  
22 ~~offending facility~~ to the notice and enforcement provisions  
23 established for the facility's license by the Department.

1 H. Any facility that offers specialized memory or dementia care  
2 through a specific unit or program shall post ~~the~~:

3 1. The disclosure form, including the information required to  
4 be included by this section, on the facility's website; and

5 2. A poster, in a conspicuous location in the special care  
6 unit, program, or facility where care is provided for persons with  
7 Alzheimer's dementia or other forms of dementia, stating that if  
8 such persons or their representatives were not given a copy of the  
9 disclosure form, they may file a complaint with the Consumer  
10 Protection Unit of the Office of the Attorney General.

11 I. The Department shall establish a website with a list of  
12 those facilities that have filed a disclosure form pursuant to ~~this~~  
13 ~~act~~ the Alzheimer's Dementia and Other Forms of Dementia Special  
14 Care Disclosure Act. The website shall contain a link to the  
15 submitted disclosure form and a table containing items from the  
16 disclosure form, including staffing ratios, staff training, special  
17 programming and activities, and accreditations or certifications.

18 SECTION 2. This act shall become effective November 1, 2025.  
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