

**TITLE 310. OKLAHOMA STATE DEPARTMENT OF HEALTH
CHAPTER 673. ALZHEIMER'S DISEASE SPECIAL CARE DISCLOSURE RULES**

Subchapter	Section
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[**Authority:** Oklahoma State Board of Health; 63 O.S. Supp. 1998, Sections 1-104 et seq. and Sections 1-879.2a et seq.]

[**Source:** Codified 6-25-99]

SUBCHAPTER 1. GENERAL PROVISIONS

Section
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310:673-1-1. Purpose

This Chapter provides for the disclosure of information on special care provided to persons with Alzheimer's disease and related disorders at facilities, homes and centers licensed by the Oklahoma State Department of Health. This rule is authorized under the following laws: the Alzheimer's Disease Special Care Disclosure Act (63 O.S. Supp. 1998, Section 1-879.2a et seq.); the Oklahoma Public Health Code (63 O.S. Supp. 1998, Section 1-104 et seq.); and, the Administrative Procedures Act (75 O.S. Supp. 1998, Sections 250.1 through 323).

[**Source:** Added at 16 Ok Reg 2520, eff 6-25-99]

310:673-1-2. Definitions

When used in this Chapter, the following words or terms shall have the following meaning unless the context of the sentence requires another meaning:

"Act" means the Alzheimer's Disease Special Care Disclosure Act.

"Department" means the Oklahoma State Department of Health.

"Provider" means an entity licensed by the Department as one or more of the following:

(A) A nursing facility or specialized nursing facility under 63 O.S. Supp. 1998, Section 1-1901 et seq.;

(B) A residential care home under 63 O.S. Supp. 1998, Section 1-819 et seq.;

(C) An assisted living center or continuum of care facility under 63 O.S. Supp. 1998, Section 1-890.1 et seq; or

(D) An adult day care center under 63 O.S. Supp. 1998, Section 1-870 et seq.

"Special care provider" means a provider *that advertises, markets or otherwise promotes itself as providing care or treatment to persons with Alzheimer's disease or related disorders*

in a special unit or under a special program [63:1-879.2c].
[Source: Added at 16 Ok Reg 2520, eff 6-25-99]

SUBCHAPTER 3. STANDARDIZED DISCLOSURES AND REVIEWS

Section

- 310:673-3-1. Disclosure Required
- 310:673-3-2. Description of standardized disclosure form
- 310:673-3-3. Timeframes for review
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- 310:673-3-5. Conditions to refuse to renew

310:673-3-1. Disclosure required

(a) Before entering an agreement to offer care or treatment as a special care provider, each provider shall file a standardized disclosure form with the Department.

(b) Each special care provider shall include the standardized disclosure form with each license renewal application filed by the special care provider under applicable license laws and rules enforced by the Department.

(c) In addition to filing the disclosure with the Department, each special care provider shall provide the standardized disclosure to the State Long-Term Care Ombudsman, and to any person seeking placement on behalf of a person with Alzheimer's disease or related disorders [63:1-879.2c.A.2] with the special care provider.

[Source: Added at 16 Ok Reg 2520, eff 6-25-99]

310:673-3-2. Description of standardized disclosure form

The standardized disclosure form requires the following:

- (1) A written description of the Alzheimer's disease special care unit's overall philosophy and mission as it relates to the needs of residents with Alzheimer's disease or related disorders;
- (2) The process and criteria for placement in, or transfer or discharge from, the unit;
- (3) The process used for assessment, establishment, and implementation of a patient plan of care, including the method by which the plan evolves and is responsive to changes in the condition of the patient;
- (4) Staff-to-resident ratios, staff training and continuing education commensurate with Alzheimer's disease residents' needs for increased care and supervision;
- (5) The physical environment and design features appropriate to support the functioning of cognitively impaired adult residents;
- (6) The types and frequency of resident activities;
- (7) The involvement of families in care planning and other

aspects of care, and the availability of family support programs; and

(8) The fees for care and any additional fees [63:1-879.2c.B].

[Source: Added at 16 Ok Reg 2520, eff 6-25-99]

310:673-3-3. Timeframes for review

The Department shall review and verify the special care provider's standardized disclosure within timeframes applicable to the issuance or denial of the provider's license.

[Source: Added at 16 Ok Reg 2520, eff 6-25-99]

310:673-3-4. Standardized disclosure changes

Each special care provider shall submit for the Department's review any substantial change in the information originally submitted in the standardized disclosure form. Within thirty (30) days after receipt, the Department shall review and verify proposed changes or required filings.

[Source: Added at 16 Ok Reg 2520, eff 6-25-99]

310:673-3-5. Conditions to refuse to renew

The Department may refuse to issue or refuse to renew a license for a special care provider, or take such other steps as appropriate, if the special care provider fails to:

(1) Submit a required standardized disclosure; or

(2) Correct inaccurate information reported in the standardized disclosure.

[Source: Added at 16 Ok Reg 2520, eff 6-25-99]