



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION  
2018-113A

Gaylord Z. Thomas, Executive Director  
Oklahoma State Board of Examiners for  
Long Term Care Administrators  
2401 N.W. 23<sup>rd</sup> Street, Suite 62  
Oklahoma City, OK 73107

April 11, 2018

Dear Executive Director Thomas:

This office has received your request for a written Attorney General Opinion regarding action the Oklahoma State Board of Examiners for Long Term Care Administrators intends to take pursuant to a consent agreement with licensee #2750 in case #17-078(P). The licensee falsified a fire drill report and submitted it to a surveyor from the Oklahoma State Department of Health. The Board proposes to place the licensee on probation for three years, impose a fine of \$1,000, require the licensee to complete 12 additional units of continuing education to be completed with 120 days, issue a letter of reprimand, and assess attorney fees of \$950.

The Board is authorized to regulate the practice of long term care administrators. 63 O.S.2011 & Supp.2017, §§ 330.51—330.65. The Board is authorized to develop, impose, and enforce standards for licensure so that long term care administrators are of good character and otherwise suitable and qualified to serve. 63 O.S.2011, § 330.58(1). The Board may discipline licensees who fail to conform to those standards. *Id.* § 330.58(3). The Board's rules prohibit "[f]alsification of any records relating to the operation of a long term care facility" and "falsification of records submitted to the Board or any other state or federal agency." OAC 490:10-5-3(b)(15). The Board may reasonably believe that the proposed action will deter future violations.

It is, therefore, the official opinion of the Attorney General that the Oklahoma State Board of Examiners for Long Term Care Administrators has adequate support for the conclusion that the action advances the State's policy upholding minimum standards of competence among long-term care administrators.

Handwritten signature of Mike Hunter in black ink.

MIKE HUNTER  
ATTORNEY GENERAL OF OKLAHOMA

Handwritten signature of Amanda Otis in black ink.

AMANDA OTIS  
ASSISTANT ATTORNEY GENERAL