



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2018-146A

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

April 25, 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 with respect to license #3583 in case #A18-003(B). In connection with the licensee filing an application for reinstatement, a Board audit of the licensee's record revealed that the licensee was 14 hours short of the continuing education requirement. The Board proposes to fine the licensee \$700 and require the licensee to complete an additional 28 hours of continuing education, which must be completed within 120 days.

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 to ensure that long term care administrators are of good character and otherwise suitable and qualified to serve. 63 O.S.2011, § 330.58(1). Upon a licensee's first offense of failing to satisfy the continuing education requirement, Board require a fine of "\$50.00 per clock hour not completed" and "completion of twice the number of clock hours not completed, due within 120 days." OAC 490:1-9-5(d). 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.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

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