

SHORT TITLE: Oklahoma Health Care Authority Act; contractual arrangement related to delivery of care to Medicaid recipients; repealing conflicting law; emergency.

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

SENATE BILL NO. 368

By: Monson

AS INTRODUCED

An Act relating to the Oklahoma Health Care Authority Act; amending Section 6, Chapter 332, O.S.L. 1993, as amended by Section 46, Chapter 382, O.S.L. 1994 (63 O.S. Supp. 1994, Section 5008), which relates to status, powers and duties of the administrator; modifying powers and duties of the administrator of the Oklahoma Health Care Authority; providing for special contractual relationship between certain entities; repealing Section 6, Chapter 332, O.S.L. 1993, as amended by Section 3, Chapter 282, O.S.L. 1994 (63 O.S. Supp. 1994, Section 5008), which is a duplicate section and which relates to status, powers and duties of the administrator; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 6, Chapter 332, O.S.L. 1993, as amended by Section 46, Chapter 382, O.S.L. 1994 (63 O.S. Supp. 1994, Section 5008), is amended to read as follows:

Section 5008. A. The administrator of the Oklahoma Health Care Authority shall be the ~~Chairman of the Health Care Authority Board~~ and shall be the chief executive officer of the Authority and shall act for the Authority in all matters except as may be otherwise

provided by law. The powers and duties of the ~~Administrator~~
administrator shall include but not be limited to:

1. Supervision of the activities of the Authority;
2. Formulation and recommendation of rules for approval or rejection by the Oklahoma Health Care Authority Board and enforcement of rules and standards promulgated by the Board;
3. Preparation of the plans, reports and proposals required by the Oklahoma Health Care Authority Act, Section 5003 et seq. of this title, other reports as necessary and appropriate, and an annual budget for the review and approval of the Board; and
4. Employment of such staff as may be necessary to perform the duties of the Authority including but not limited to an attorney to provide legal assistance to the Authority for the Medicaid program.

B. The administrator shall establish a contract bidding process ~~that encourages~~ which:

1. Encourages competition among entities contracting with the Authority for state-purchased and state-subsidized health care, ~~is timely to~~; provided, however, for a period of three (3) years the Authority may enter into a special contractual arrangement with the University of Oklahoma Health Sciences Center as a sponsored plan;
2. Coincides with the state budgetary process; ~~and sets~~
3. Specifies conditions for awarding contracts to any insuring entity.

C. The administrator may appoint advisory committees as necessary to assist the Authority with the performance of its duties or to provide the Authority with expertise in technical matters.

D. The administrator shall appoint a committee composed of representatives of the State Department of Health, the Department of Mental Health and Substance Abuse Services, the Department of Human Services, the Office of the Insurance Commissioner, the State Insurance Fund, the Oklahoma Basic Health Benefits Board, the Department of Veterans Affairs, the Physicians Manpower Training

Commission and other appropriate state agencies to assist with the preparation of a proposed plan for the transfer of other entities to the authority and continued sharing of data and resources by these entities.

1. Each agency on the committee shall designate an individual to serve as its representative on the committee.

2. The proposal shall be submitted to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives on or before January 1, ~~1994~~ 1995.

SECTION 2. REPEALER Section 6, Chapter 332, O.S.L. 1993, as amended by Section 3, Chapter 282, O.S.L. 1994 (63 O.S. Supp. 1994, Section 5008), is hereby repealed.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

45-1-0425

CJ