

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE BILL NO. 1939

By: Morgan

AS INTRODUCED

An Act relating to trauma care; amending 63 O.S.

1991, Section 330.96, which relates to recognition of trauma facilities; amending 47 O.S. 1991, Section 7-301, as amended by Section 2, Chapter 181, O.S.L. 1994 (47 O.S. Supp. 1996, Section 7-301), which relates to financial responsibilities; amending 36 O.S. 1991, Section 3607, which relates to insurance policies; clarifying and updating language; and declaring an emergency.

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

SECTION 1. AMENDATORY 63 O.S. 1991, Section 330.96, is amended to read as follows:

Section 330.96 A. The State Department of Health may review a health care facility's recognition as a trauma facility if the facility fails to comply with the rules ~~adopted under~~ promulgated pursuant to the provisions of the Emergency Medical Services and Care Systems Act.

B. The review and action taken regarding a recognition by the Department, and the appeal from that action, shall be governed by

the rules of the Department for a contested case hearing and by the Administrative Procedures Act.

SECTION 2. AMENDATORY 47 O.S. 1991, Section 7-301, as amended by Section 2, Chapter 181, O.S.L. 1994 (47 O.S. Supp. 1996, Section 7-301), is amended to read as follows:

Section 7-301. The provisions of this chapter requiring the deposit of proof of financial responsibility, subject to certain exemptions, shall apply with respect to persons who are required to deposit security ~~under~~ pursuant to the provisions of Article II of this title, or persons who have been convicted of or forfeited bail for certain offenses under motor vehicle laws or who have failed to pay judgments upon causes of action arising out of ownership, maintenance or use of vehicles of a type subject to registration under the laws of this state. Provided, that the provisions of this article shall not apply to any situation in which the license of a driver or owner of a motor vehicle has been suspended, not arising under the conditions specified in Section 7-201 of this title.

SECTION 3. AMENDATORY 36 O.S. 1991, Section 3607, is amended to read as follows:

Section 3607. No life or accident and health insurance contract upon an individual, except a contract of group life insurance or of group or blanket accident and health insurance, shall be made or effectuated unless at the time of the making of the contract the individual insured, being of competent legal capacity to contract, applies ~~therefor~~ for or consents ~~thereto~~ to the contract, except in the following cases:

1. A spouse may effectuate such insurance upon the other spouse.

2. Any person having an insurable interest in the life of a minor, or any person upon whom a minor is dependent for support and maintenance, may effectuate insurance upon the life of or pertaining to such minor.

3. Any person having an insurable interest in the life of a person who is legally incompetent to consent to such insurance may effectuate such insurance upon such person.

SECTION 4. 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.

46-1-6288

KSM