

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1354

By: Gray of the House

and

Morgan of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to public health and safety; creating the Oklahoma Medicaid Pharmacy Task Force; stating purposes of Task Force; requiring report of recommendations; providing for composition of Task Force; providing for terms of service of appointees, filling of vacancies, travel reimbursement, convening of the first meeting and staffing of the Task Force; providing for written report; creating a Task Force for the Review of Prescriptive Authority for Chiropractic Physicians; providing for composition of Task Force; providing purpose, procedures, duties and staffing of Task Force; providing for codification; providing for noncodification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5030.10 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. 1. There is hereby created until July 1, 2001, the Oklahoma Medicaid Pharmacy Task Force. The Task Force shall have as its purpose:

- a. to assist the Legislature by providing a comprehensive evaluation of the fee-for-service provisions of the pharmacy drug benefit program for the Medicaid recipients. The comprehensive evaluation shall include information to be provided by the Oklahoma Health Care Authority and other sources. During the comprehensive evaluation the Task Force may look at

other components of the medical benefits under the State Medicaid fee-for-service program, and

b. to consider and recommend solutions that simultaneously improve:

- (1) the design and management of pharmaceutical benefits in this state, and
- (2) the quality and cost effectiveness of care provided to Medicaid beneficiaries.

2. In recommending solutions, the Task Force shall further consider such factors as health economics, demographics and utilization trends of Medicaid beneficiaries;

3. The Task Force shall report its recommendations to the Governor, President Pro Tempore of the Senate and the Speaker of the House of Representatives on or before November 15, 2000.

E. The Task Force shall be composed of thirteen (13) members as follows:

1. The administrator of the Oklahoma Health Care Authority, or a designee;

2. A representative from the Oklahoma State Medical Association, who shall be a licensed physician who is presently serving Medicaid beneficiaries;

3. A representative from the Oklahoma Pharmacy Association, who shall be a pharmacist licensed in this state and who shall presently serve Medicaid beneficiaries;

4. A representative from the Oklahoma Osteopathic Association, who shall be a licensed physician and who shall presently serve Medicaid beneficiaries;

5. A representative from the Oklahoma Director of Nurses Association, who shall be a nurse licensed to practice in this state and who shall presently serve Medicaid beneficiaries;

6. A representative of the Pharmaceutical Research and Manufacturers of America;

7. A representative of the Oklahoma Nursing Home Association;
8. A disabled Medicaid beneficiary, appointed by the Governor;
9. A participant in the Temporary Assistance for Needy Families Program who is also a Medicaid beneficiary, appointed by the President Pro Tempore of the Senate;
10. An elderly Medicaid beneficiary, appointed by the Speaker of the House of Representatives;
11. One member of the Senate, appointed by the President Pro Tempore, who shall serve as chair;
12. One member of the House, appointed by the Speaker of the House of Representatives, who shall serve as vice-chair; and
13. One member representing the Office of State Finance.

F. Appointed members of the Task Force shall serve at the pleasure of their appointing authorities. A vacancy in a position shall be filled in the same manner as the original appointment. Members of the Task Force shall serve without compensation but shall be reimbursed for all actual and necessary expenses incurred in the performance of their duties in accordance with the State Travel Reimbursement Act.

G. The chair of the Task Force shall convene the first meeting of the Task Force on or before July 15, 2000. The Task Force shall act in accordance with the provisions of the Open Meeting Act and the Oklahoma Open Records Act. Staffing for the Task Force shall be provided by the staffs of the Senate and the House of Representatives.

H. The Legislature shall issue a written report of its evaluation of the system by January 31, 2001.

SECTION 2. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

A. There is hereby created until April 1, 2001, the Task Force for the Review of Prescriptive Authority for Chiropractic Physicians.

B. The Task Force shall be composed of twelve (12) members appointed as follows:

1. The speaker of the House of Representatives shall appoint four members: One shall be an allopathic physician licensed in this state, one shall be a chiropractic physician licensed in this state, and two persons who shall represent the general public;

2. The President Pro Tempore of the Senate shall appoint four members: One shall be an osteopathic physician licensed in this state, one shall be a chiropractic physician licensed in this state, and two shall be persons representing the general public; and

3. The Governor shall appoint four persons: Two shall be pharmacists licensed in this state, one shall be an allopathic physician licensed in this state, and one shall be an osteopathic physician licensed in this state.

C. The Task Force shall review the issues related to prescriptive authority for chiropractic physicians and shall make a report and recommendations to the Governor, the Speaker of the House of Representatives, the President Pro Tempore of the Senate, and the chairs of the appropriate committees of the House and Senate on or before January 1, 2001.

D. The Speaker shall designate one of the persons representing the general public appointed by him to convene the first meeting of the Task Force. At the first meeting the membership of the Task Force shall elect a chair and vice-chair.

E. The members of the Task Force shall serve without pay but shall be reimbursed in accordance with the State Travel Reimbursement Act.

F. Staff support for the Task Force shall be provided by the staff of the House of Representatives and the Senate.

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.

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