

1 STATE OF OKLAHOMA

2 1st Session of the 47th Legislature (1999)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 SENATE BILL NO. 630

By: Robinson of the Senate

and

Seikel of the House

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10 COMMITTEE SUBSTITUTE

11 An Act relating to poor persons; providing for
12 representatives to act on behalf of certain
13 beneficiaries pursuant to the Oklahoma Medicaid
14 Healthcare Options System; specifying classes of
15 persons authorized to act in such capacity; providing
16 for codification; and providing an effective date.

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

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 1010.13 of Title 56, unless
20 there is created a duplication in numbering, reads as follows:

21 A Medicaid beneficiary, including but not limited to a
22 beneficiary currently enrolled in a fully or partially capitated
23 managed care delivery model pursuant to the provisions of the
24 Oklahoma Medicaid Healthcare Options System, who is not medically or
25 legally competent may have another person act on the beneficiary's
26 behalf for purposes of enrollment or reenrollment into any of the
27 managed care delivery models. A person so authorized shall be a
28 member of one of the following classes of persons:

29 1. An authorized representative pursuant to the provisions of
30 20 U. S. Code of Federal Regulations, Sections 404.1075 through
31 404.1707;

32 2. The beneficiary's spouse;

1 3. The guardian of the person appointed pursuant to the
2 Oklahoma Guardianship and Conservatorship Act;

3 4. The attorney-in-fact for health care decisions acting
4 pursuant to the provisions of the Durable Power of Attorney Act or
5 the health care proxy acting pursuant to the provisions of the
6 Oklahoma Rights of the Terminally Ill or Persistently Unconscious
7 Act;

8 5. A child of the beneficiary who is at least eighteen (18)
9 years of age;

10 6. A parent of the beneficiary; or

11 7. A brother or sister of the beneficiary who is at least
12 eighteen (18) years of age.

13 SECTION 2. This act shall become effective November 1, 1999.

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15 47-1-6653 ASK 6/11/15

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