

ENROLLED SENATE
BILL NO. 630

By: Robinson of the Senate

and

Seikel and Gilbert of the
House

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

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 1010.13 of Title 56, unless there is created a duplication in numbering, reads as follows:

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

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

2. The beneficiary's spouse;

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

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

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

6. A parent of the beneficiary; or

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

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

Passed the Senate the 26th day of May, 1999.

President of the Senate

Passed the House of Representatives the 26th day of May, 1999.

Speaker of the House of
Representatives