

An Act relating to public health and safety; amending 56 O.S. 1991, Section 200b, as amended by Section 3, Chapter 221, O.S.L. 1996, and as renumbered by Section 6, Chapter 221, O.S.L. 1996 (63 O.S. Supp. 2000, Section 5051.3), which relates to medical assistance and homestead liens; deleting language related to filing a lien against the homestead of a Medicaid recipient who is an inpatient of a nursing home; defining terms; requiring that waiver of a claim must benefit specified persons; requiring reevaluation of undue hardship waivers; allowing filing of lien against real property; stating amount of lien or claim; specifying against whom a lien or claim may be filed; stating conditions under which lien may be filed against real property; allowing filing of creditor's claim; allowing application for waiver of claim based on undue hardship; allowing full or partial waiving of claim; providing for appeal; requiring periodic evaluation of undue hardship waivers; clarifying language; modifying information to be contained in lien; modifying conditions under which a lien may be enforced; prohibiting execution of lien under specified conditions; deleting language relating to enforceability of lien; deleting language relating to exclusion of value of homestead as a resource; stating that signing of notice of intent not to return home shall constitute specified waiver; deleting definition; stating conditions under which failure to file a lien shall not affect validity of a later claim; allowing transfer of title of real property; requiring promulgation of specified rules; requiring deposit of certain funds into specified account; requiring specified persons to give notice of death of beneficiaries; requiring certain document be included in the notice; allow Health Care Authority to act as personal administrator of estate of specified persons and providing exception; requiring Authority to represent state in specified court cases; allowing filing of petitions for consideration of Authority's claim under specified conditions; stating when specified claim shall be considered as expense of last illness of decedent; negating effect of statute of limitations in limiting specified ability; requiring notice of claim; requiring claim be made against estate of surviving spouse or against specified other persons for medical assistance payments or value of other property; negating effect of statute of limitations in limiting ability to recover reimbursement cost of medical assistance; and providing an effective date.